



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MARCH 1, 2016, 5:30 PM**

Call to Order

Roll Call

ORAL COMMUNICATIONS

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

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Steve Kabot. Employee Organization: Porterville City Firefighters Association.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Belen Ramos. Agency claimed against: City of Porterville.
- 3** - Government Code Section 54956.95 – Liability Claim: Claimant: Flora Dearden. Agency claimed against: City of Porterville.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Champehuang v. City of Porterville, et al., Tulare County Superior Court Case No. 255956.
- 5** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One Case.
- 6** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee – City Manager.

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

Pledge of Allegiance Led by Council Member Gurrola
Invocation

PRESENTATIONS

Employee of the Month - Christina Carrillo
Employee Service Awards

AB 1234 REPORTS

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

1. Tulare County Association of Governments (TCAG) - February 22, 2016
2. Tulare County Economic Development Corp. (TCEDC) - February 24, 2016

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.

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 February 16, 2016**
Re: Considering approval of the draft Minutes for February 16, 2016.
2. **Authorization to Increase Funding for Purchase of Specialized Equipment - Utility Trailer**
Re: Considering approval of an additional \$3,900 in funding for the purchase of a utility trailer.
3. **Acceptance of Homeland Security Grant and Purchase of SWAT Equipment**
Re: Considering acceptance of FY2015 Homeland Security Grant Program (HSGP) funds in the amount of \$40,399, and approval to purchase 14 sets of Tactical Body Armor with 28 ballistic plates from The Uniform Connection for \$40,399 and 14 High Cut Ballistic Helmets from Mallory Safety & Supply for \$10,292.
4. **Acceptance of Project - Washer Grinder Equipment Replacement**
Re: Considering acceptance of project from Smith Construction Company, and authorizing the filing of the Notice of Completion for the project consisting of the construction/installation of a washer compactor at the City of Porterville Wastewater Treatment Facility.

5. Acceptance of Project - Well No. 32 Project (Phase 2 - Pumping Plant)

Re: Considering acceptance of project from Steve Dovali Construction, and authorizing the filing of the Notice of Completion for the project consisting of the installation of a 125 horsepower pump, electrical system, above ground discharge piping and other items of work necessary to provide a complete pumping plant on the north side of Tea Pot Dome Avenue, east of the Porterville Fairgrounds.

6. Approval for Community Civic Event - Comision Honorifica Mexicana Americana - Cinco de Mayo Parade and Fiesta - April 30, 2016 - May 1, 2016

Re: Considering approval of events to take place on Saturday, April 30, 2016, along Main Street from 7:00 a.m. to 1:00 p.m., and Sunday, May 1, 2016, from 10:00 a.m. to 4:00 p.m. at Veterans Park.

SCHEDULED MATTERS

7. Tule Subbasin Sustainable Groundwater Management Act Update - Authorization to Execute the Eastern Tule GSA Memorandum of Understanding

Re: Consideration of a status report regarding the formation of a Groundwater Sustainability Agency under the Act and efforts leading towards a MOU with the seven other parties of the proposed Eastern Tule GSA; and approval of the Eastern Tule GSA Memorandum of Understanding.

8. Status and Review of Declaration of Local Drought Emergency

Re: Consideration of the continuance of the Declaration of Local Emergency

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 March 15, 2016

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 – MARCH 1, 2016

SUBJECT: City Council Minutes of February 16, 2016

SOURCE: Administrative Services

COMMENT: Staff has prepared the draft Minutes of February 16, 2016, for the Council's review and consideration.

RECOMMENDATION: That the Council approve the draft Minutes for February 16, 2016.

ATTACHMENTS: 1. Draft Minutes

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: Patrice Hildreth, Administrative Services Dir

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
FEBRUARY 16, 2016, 5:30 PM**

Called to Order at 5:30 p.m.

Roll Call: Council Member A. Monte Reyes, Council Member Brian Ward, Council Member Virginia Gurrola, Vice Mayor Cameron Hamilton, Mayor Milt Stowe

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, Steve Kabot, and Patrice Hildreth. Employee Organizations: Porterville Peace Officers Association; Fire Officer Series; and Porterville City Firefighters Association.

2 - Government Code Section 54956.95 – Liability Claim: Claimant: Pedro Castillo. Agency claimed against: City of Porterville.

3 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Nuckols and Nuckols Farming v. City of Porterville, Tulare County Superior Court Case No. 261084.

4 - Government Code Section – Conference with Legal Counsel – Existing Litigation: California Healthy Communities Network v. City of Porterville, California Court of Appeal, Fifth District, Case No. F067685.

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

6 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee – City Manager.

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

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

A-2. On a MOTION made by Council Member Gurrola, and SECONDED by Council Member Ward the City Council unanimously rejected the claim filed by Pedro Castillo.

Documentation: M.O. 01-021616

Disposition: Claim rejected.

The Pledge of Allegiance was led by Vice Mayor Hamilton.

Invocation - a moment of silence was observed.

PRESENTATIONS

Introduction of New Employees

AB 1234 REPORTS

None

REPORTS

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

- I. City Commission and Committee Meetings
 1. Parks & Leisure Services Commission - February 4, 2016
Commissioner Lucero presented the Commission's report, which consisted of information pertaining to the following: the installation of fitness equipment at Fallen Heroes Park, installation of a bike rack at Santa Fe Depot, youth baseball and softball programs, online registration/reservation service Rec1, an upcoming Block Party event, and the donation of a park bench by the Women's Club.
 2. Library & Literacy Commission - February 9, 2016
Commission Chair Bailey reported on discussion of the library advocacy tool kit and branding of the library; presented December highlights; and extended an invitation to attend Dr. Seuss Day activities on March 2nd.
 3. Arts Commission
Commissioner Deanna Worthington spoke of vacancies and lack of commitment amongst existing members. She requested that the Council refer any interested individuals and stated that the next meeting was on Wednesday, February 24th, at 5:30 p.m. in City Hall.
 4. Animal Control Commission
 5. Youth Commission - February 8, 2016
 6. Transactions and Use Tax Oversight Committee (TUTOC) - February 11, 2016
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update

ORAL COMMUNICATIONS

- John Coffee, Porterville, commended staff for cleaning up the mistletoe in the slough at Veterans Park.
- Fred Beltran, Porterville, spoke regarding Item No. 7 and the need for a permanent solution to the water problem on the East side.
- Mr. Teran requested that the City go after funds to fund a permanent solution to the water problem in the East Vandalia area.
- Martha Flores, Porterville, extended an invitation to the Tulare/Kings Hispanic Chamber of Commerce Mixer at the El Patio restaurant in Lindsay on February 18th; and thanked staff for filling pot holes that she reported.
- Barry Caplan inquired about the organizations identified in staff report pertaining to Item No. 7.

CONSENT CALENDAR

There were no items pulled from the Consent Calendar for discussion.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member Ward that the City Council approve Items Nos. 1-5. The motion carried unanimously.

1. CITY COUNCIL MINUTES OF FEBRUARY 2, 2016

Recommendation: That the Council approve the draft Minutes for February 2, 2016.

Documentation: M.O. 02-021616

Disposition: Approved.

2. ADDENDUM NO. 1 TO LEASE AGREEMENT WITH SIERRA VIEW MEDICAL CENTER FOR 298 NORTH MAIN STREET

Recommendation: That the City Council authorize the Mayor, City Manager, and City Attorney to sign all necessary documents for Addendum No. 1 of the Lease Agreement with Sierra View Medical Center at 298 North Main Street.

Documentation: M.O. 03-021616

Disposition: Approved.

3. CONSIDERATION OF PROPOSED BUDGET CALENDAR FOR FISCAL YEAR 2016-2017

Recommendation: That the City Council approve the proposed budget calendar for the 2016-2017 fiscal year.

Documentation: M.O. 04-021616

Disposition: Approved.

4. AMENDMENT TO EMPLOYEE PAY & BENEFIT PLAN - PORTERVILLE PEACE OFFICERS ASSOCIATION

Recommendation: That the City Council approve the draft Resolution ratifying amendments to the Porterville Peace Officers Association Memorandum of Understanding and other documents as are necessary to implement the provision thereof.

Documentation: Resolution No. 08-2016

Disposition: Approved.

5. APPROVAL FOR COMMUNITY CIVIC EVENT - ROTARY CLUB OF PORTERVILLE - 5K/10K RUN - APRIL 2, 2016

Recommendation: That City Council approve the Community Civic Event Application and Agreement from Rotary Club of Porterville, except for the street closure,

subject to the Restrictions and Requirements contained in the Application and Agreement, Exhibit A and Exhibit B.

Documentation: M.O. 05-021616

Disposition: Approved.

PUBLIC HEARINGS

6. MODIFICATION NO. 1 TO COUNTY SPECIAL USE PERMIT PSP 08-004 ZA (PRC 2015-038-C).

Recommendation: That the City Council adopt the draft resolution approving Modification No. 1 to County Special Use Permit PSP 08-004 ZA (PRC 2015-038-C) to allow for the development of a three-phased Sikh Center expansion project.

City Manager John Lollis introduced the item, and Associate Planner Fernando Rios presented the staff report. During the report Mr. Rios requested that the first sentence of finding No. 3 on page 2 of the resolution be amended to replace "with" with "and."

The Public Hearing was opened at 7:11 p.m.

- Mark Hillman, stated that the applicant was in agreement with the conditions.
- John Coffee, spoke in favor of approval, and requested that the City urge the County to improve the maintenance of its neighboring property.
- Martha Flores, spoke in favor of approval.

The Public Hearing was closed at 7:14 p.m.

The Council briefly discussed the types of natural turf allowed, watering restrictions, and the property currently being serviced by a well.

COUNCIL ACTION: MOVED by Vice Mayor Cameron Hamilton, SECONDED by Council Member Brian Ward that the City Council adopt the draft resolution approving Modification No. 1 to County Special Use Permit PSP 08-004 ZA (PRC 2015-038-C) to allow for the development of a three-phased Sikh Center expansion project, as amended by staff. The motion carried unanimously.

Documentation: Resolution No. 09-2016

Disposition: Approved, as amended.

SCHEDULED MATTERS

7. STATUS AND REVIEW OF DECLARATION OF LOCAL DROUGHT EMERGENCY

Recommendation: That the City Council:

1. Receive the report of status and review of the Declaration of Local Emergency and determine the need exists to continue said Declaration; and
2. Consider the connection to City water of a mobile laundry trailer to be placed in East Porterville.

City Manager Lollis introduced the item and presented the staff report. A discussion followed regarding the need for the County to identify a long-term solution, government competing with laundry local businesses, and the County's tank program.

COUNCIL ACTION: MOVED by Council Member Gurrola, SECONDED by Mayor Stowe that the City Council reconsider the request for connection to City water for a mobile laundry trailer to be placed in East Porterville.

AYES: Stowe
 NOES: Reyes, Ward, Gurrola, Hamilton
 ABSTAIN: None
 ABSENT: None

Documentation: M.O. 06-021616
 Disposition: Failed.

COUNCIL ACTION: MOVED by Council Member Gurrola, SECONDED by Mayor Stowe that the City Council approve the continued Declaration of Local Drought Emergency. The motion carried unanimously.

Documentation: M.O. 07-021616
 Disposition: Approved.

ORAL COMMUNICATIONS

- Brock Neeley, Porterville, regarding the costs for those without water to wash laundry at a laundromat, requested that the Council consider the reduced costs in electricity associated with pumping of water from wells and running of washer and dryers at home.

OTHER MATTERS

- Council Member Gurrola thanked God for the water and snow.
- Council Member Ward requested that the commissions and committees reports appear on the agenda once per month, at the second meeting. The Council concurred and direction was given to staff.
- Vice Mayor Hamilton spoke of the upcoming City of Hope Spectacular on February 27th, and Rocky Hill Speedway event on May 6th.
- Mayor Stowe spoke of Porterville College's Hall of Fame Dinner on February 20th, and stated that he did have tickets for purchase.
- City Manager Lollis, reported that the City's flags were flying at half-mast due to deaths of Tulare County Sheriff personnel and Supreme Court Justice Scalia; thanked Acting Public Works Director Mike Reed and Acting City Engineer Javier Sanchez for their

presentation to the Measure R Oversight Committee; and spoke of Leadership Porterville Government Day on Thursday, and an upcoming meeting with Porterville Developmental Center regarding the future of the facility.

CLOSED SESSION

The Council took a five minute recess at 7:45 p.m. before reconvening in Closed Session. No reportable action was taken in Closed Session.

ADJOURNMENT

The Council adjourned at 8:35 p.m. to the meeting of March 1, 2016.

SEAL

Luisa M. Zavala, Deputy City Clerk

Milt Stowe, Mayor



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Authorization to Increase Funding for Purchase of Specialized Equipment - Utility Trailer

SOURCE: Public Works

COMMENT: As approved by M.O. #06-080415, staff is in the process of negotiating the purchase of a utility trailer to transport a self-propelled sprayer. During the specifications process, it was determined that a different style of trailer than originally proposed would provide for safer loading/unloading of the sprayer.

Staff recommends modifying the proposed trailer to a full-tilt, deck over wheels type, which better accommodates the wide chassis of the sprayer. The electrically controlled hydraulic tilt system would allow for the operator to remain on the sprayer while loading/unloading. The original authorization for a utility trailer was for \$5000. This trailer will require an additional \$3,900, which will bring the total purchase price for the utility trailer to under \$8,900. Funding is available in the Water Equipment Replacement Fund.

RECOMMENDATION: That City Council authorize an additional \$3,900 from the Water Equipment Replacement Fund to purchase a utility trailer.

ATTACHMENTS:

Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Acceptance of Homeland Security Grant and Purchase of SWAT Equipment

SOURCE: Police

COMMENT: In December of 2015 the Porterville Police Department was awarded a grant from the FY2015 Homeland Security Grant Program (HSGP) in the amount of \$40,399. The grant awarded \$30,107 for the purchase of 14 sets of Tactical Body Armor with 28 ballistic plates, and \$10,292 was awarded for the purchase of 14 High Cut Ballistic Helmets. This equipment has been identified as critical, mandatory personal protective equipment for the Department's Special Weapons and Tactics Team, necessary for the protection of officers when responding to high risk incidents.

The current body armor and helmets in use by the team are over 10 years old and, despite regular care and maintenance, have reached the end of their service life.

Quotes were obtained for comparable items and these quotes are attached.

Body Armor:

- The Uniform Connection - \$32,654.70 - 14 sets Protech Body Armor with 28 ballistic plates.
- Galls - \$36,337.81 - 14 sets Strandhogg Body Armor with 28 ballistic plates.
- TSSI - \$49,210 - 14 sets of Protech Body Armor and 28 ballistic plates.

The Uniform Connection is the low quote for 14 sets of Body Armor with 28 ballistic plates. The Homeland Security Grant requires that the vendor is an approved grant vendor and The Uniform Connection has been confirmed as an approved grant vendor.

Helmets:

- Mallory Safety & Supply - \$9,580.79 - 14 3M High Cut Ballistic Helmets.
- Galls - \$10,444.04 - 14 Paraclete Tac Helmet, High Cut.
- TSSI - \$14,350.00 - 14 United Shield Delta Ballistic Helmets.

Mallory Safety and Supply is the low quote for 14 Ballistic Helmets. The Homeland Security Grant requires that the vendor is an approved grant vendor and Mallory Safety and Supply has been confirmed as an approved grant vendor.

Because the 2015 Homeland Security Grant provides for \$30,107 towards the quoted cost of \$32,654.70 for the Body Armor, the Department will be required

to share in the purchase cost in the amount of \$2,547.70. These funds are available in the Department's Asset Forfeiture account.

RECOMMENDATION: That the City Council:

1. Authorize Department Staff to accept the grant;
2. Authorize Department Staff to negotiate the purchase and delivery of fourteen (14) sets of body armor and twenty-eight (28) ballistic plates as specified in the quote from The Uniform Connection;
3. Authorize Department Staff to negotiate the purchase and delivery of fourteen (14) helmets as specified in the quote from Mallory Safety & Supply; and
4. Authorize payment upon successful delivery of the negotiated items.

ATTACHMENTS: 1. Vendor Quotes

Appropriated/Funded: MB

Review By:

Department Director:

Eric Kroutil, Police Chief

Final Approver: John Lollis, City Manager

THE UNIFORM CONNECTION

360 N. Porter Rd.

Porterville, Ca 93257

(559)791-0932 - Phone

(559)791-0936 – Fax

theuniformconnection@yahoo.com

DATE: February 4, 2016

TO: Capt. John Hall

FROM: Lisa Salinas

RE: Tactical Vest Quote

Per your request, please see the revised tactical gear quote:

<u>Quantity</u>	<u>Description</u>	<u>Price/Each</u>	<u>Ext. Price</u>
14	Protech-Tactical Fav MK II Enhanced Tactical Vest w/ Advanced Webless System	\$1,539.95	\$21,559.30
14	6 “ X 10” Auxiliary Side Panel	<i>Included in above price</i>	
14	Detachable Collar Accessory	\$109.95	\$1,539.30
14	Detachable Upper Arms (Bicep) Accessory	\$289.95	\$4,059.30
28	Protech X-CAL Special Threat Plate #X-CAL-LP (10” X 12”)	\$104.95	<u>\$2,938.60</u>
	Sub Total		\$30,096.50
	Sales Tax (8.5%)		<u>2,558.20</u>
	GRAND TOTAL		\$32,654.70

These prices are valid through 12/31/16.

Please contact me if you have any further questions.



The Authority in Public Safety
Equipment and Apparel.
www.galls.com

Price Quotation

Quotation Date:	February 5, 2015
Quote Duration:	N/A
Reference #:	MBAV QUOTE
Cust. Account #:	3481648

Company / Agency: Porterville Police Dept

Customer / Contact: John Hall

Galls Contact:

		<u>Quantity</u>	<u>Unit Price</u>	<u>Extended Total</u>
BL454L	STRANDHOGG MBAV CARRIER	14	286.99	4017.86
BL439	CUMMERBAND OVERLAP	14	15.00	210.00
BL434	PANELS SOFT ARMOR MBAV AXIIIA NIJ 06	14	448.75	6282.50
BL453	SOFT ARMOR OVERLAP SET OF TWO AXIIIA NIJ 06	14	218.97	3065.58
BL438	SOFT ARMOR SHOULDER MASS AXIIIA NIJ 06	14	173.92	2434.88
BL436	SOFT ARMOR BICEP AXIIIA NIJ 06	14	323.88	4534.32
BL435	SOFT ARMOR COLLAR AXIIIA NIJ 06	14	124.81	1747.34
BL451L	RIFLE PLATE 10X12 LEVEL III+ SHOOTER CUT	28	399.95	11198.60

*Prices quoted are for quantities listed. Changes to quantities could affect your price +/- . Please contact your account manager for latest pricing updates. While most quotes are good for 30 days, please contact us for extensions.

*** Shipping cost at actual freight*** TBD

Subtotal	\$	33,491.08
Tax		2,846.73
S & H		FREE
Grand Total	\$	36,337.81

John Hall

From: TSSi Sales <admin@tssi-ops.com>
Sent: Tuesday, January 26, 2016 11:53 AM
To: John Hall
Subject: TSSi Agency Receipt (REQUEST FOR QUOTE) - Sender is probably forged (SPF Softfail)

TSSi Agency Receipt (REQUEST FOR QUOTE)
*** PLEASE PRINT RECEIPT OUT AND RETAIN IT FOR FUTURE REFERENCE ***

Quote Number 104377
Customer ID 97372
Quote Date 1/26/2016 2:53:06 PM

Bill To:
John Hall
Porterville Police Department
350 N. D Street
Porterville, CA 93257
United States
559-782-7405
jhall@ci.porterville.ca.us

Ship To:
John Hall
Porterville Police Department
Type: Commercial
350 N. D Street
Porterville, CA 93257
United States
559-782-7405

Quote Date: 1/26/2016 2:53:06 PM
Payment Method: REQUESTQUOTE

Locale/Currency: en-US / USD

SKU:	Product	Quantity	Price	Ext. Price
ProTech TITAN™ Assault Enhanced SM01-ProTech TITAN™ Assault Enhanced SM01				
1114-TAE-TG	• ChosenColor: Tactical Green	14	\$2,065.00	\$28,910.00
Paraclete Speed Plates Plus-Paraclete Speed Plates Plus				
006-30025-01	• ChosenSize: 10x12 [+ \$346.00]	28	\$379.00	\$20,300.00

Order Notes:
None

SubTotal: \$49,210.00
Shipping: Will Quote
Tax: Will Quote
Total: Will Quote

This is a quote only: please submit payment to receive your receipt.
All clearance sales are final. No returns or exchanges will be accepted.

Please note that orders with multiple items may ship at different times in separate boxes, however you will not incur additional shipping charges. Be advised that we do not ship to freight forwarders.



U



US Communities Quotation

Terms: NET 30

Date:	3/6/2015
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Exp Date:	Revised 2/23/2016
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Order#

Order Date:

Promise Date:

Mallory REF # :

[illegible]



The Authority in Public Safety
Equipment and Apparel.
www.galls.com

Price Quotation

Quotation Date:	February 9, 2016
Quote Duration:	N/A
Reference #:	
Cust. Account #:	3481648

Company / Agency: Porterville Police

Customer / Contact: John Hall

Galls Contact:

	<u>Quantity</u>	<u>Unit Price</u>	<u>Extended Total</u>
Paraclete Tac Helmet PTH-III A High Cut	14	687.56	9625.84
W/ Modular Suspension, Pad Liner, NVG mount, Side Rails			

*Prices quoted are for quantities listed. Changes to quantities could affect your price +/- . Please contact your account manager for latest pricing updates. While most quotes are good for 30 days, please contact us for extensions.

*** Shipping cost at actual freight*** TBD

Subtotal	\$	9,625.84
Tax		818.2
S & H	\$	-
Grand Total	\$	10,444.04

Galls LLC - 17600 Fabrica Way - Cerritos - CA - 90703 www.galls.com Toll Free 866-673-7643

John Hall

From: TSSi Sales <admin@tssi-ops.com>
Sent: Tuesday, January 26, 2016 11:45 AM
To: John Hall
Subject: TSSi Agency Receipt (REQUEST FOR QUOTE) - Sender is probably forged (SPF Softfail)

TSSi Agency Receipt (REQUEST FOR QUOTE)
*** PLEASE PRINT RECEIPT OUT AND RETAIN IT FOR FUTURE REFERENCE ***

Quote Number 104376
Customer ID 97372
Quote Date 1/26/2016 2:45:12 PM

Bill To:
John Hall
Porterville Police Department
350 N. D Street
Porterville, CA 93257
United States
559-782-7405
jhall@ci.porterville.ca.us

Ship To:
John Hall
Porterville Police Department
Type: Commercial
350 N. D Street
Porterville, CA 93257
United States
559-782-7405

Quote Date: 1/26/2016 2:45:12 PM	Locale/Currency: en-US / USD
Payment Method: REQUESTQUOTE	

SKU:	Product	Quantity	Price	Ext. Price
1215-SPEC OPS-DELTA-IIIA-L-OD	United Shield Spec Ops DELTA Ballistic Helmet-United Shield Spec Ops DELTA Ballistic Helmet - ChosenColor: OD Green - ChosenSize: L	14	\$1,025.00	\$14,350.00

Order Notes: None	SubTotal:	\$14,350.00
	Shipping:	Will Quote
	Tax:	Will Quote
	Total:	Will Quote

This is a quote only: please submit payment to receive your receipt.
All clearance sales are final. No returns or exchanges will be accepted.

Please note that orders with multiple items may ship at different times in separate boxes, however you will not incur additional shipping charges. Be advised that we do not ship to freight forwarders.

Disclaimer: It is the responsibility of the consumer, to learn, and comply with all applicable local, state, federal and international laws regarding the possession, and or use, of any item purchased on tssi-ops.com. By purchasing a product the consumer represents that they are of legal age and that the products ordered will be used in a lawful manner. TSSi assumes no



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Acceptance of Project - Washer Grinder Equipment Replacement

SOURCE: Public Works

COMMENT: Smith Construction Company has completed the Washer Grinder Equipment Replacement Project per plans and specifications. The project consisted of the construction/installation of a washer compactor at the City of Porterville Wastewater Treatment Facility.

Staff carefully tracks construction costs of all Capital Improvements Projects and reports project construction expenditures when the project is accepted by the City Council. On March 3, 2015, City Council authorized expenditure of \$196,544.05 for construction, construction management, quality control services, and in-house surveying for the Washer Grinder Equipment Replacement Project. The following itemizes the construction-related costs in two categories: 1) the construction contract, and 2) a combination of construction management, quality control and in-house surveying.

1) Final construction cost is \$170,917.00.

2) Construction management, quality control and in-house surveying costs are \$10,497.35.

Total project construction costs equate to \$181,414.35, which is less than the \$196,544.05 overall budget approved by Council at the time of award. Funding for the project was allocated in the Wastewater Treatment Facility Capital Reserve, approved in the 2015/2016 Annual Budget.

Smith Construction Company requests that the City accept the project as complete. Staff reviewed the work and found it acceptable.

RECOMMENDATION: That City Council:

1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 5% retention thirty-five (35) days after recordation, provided no stop notices have been filed.

ATTACHMENTS: 1. Washer Compactor - Locator Map

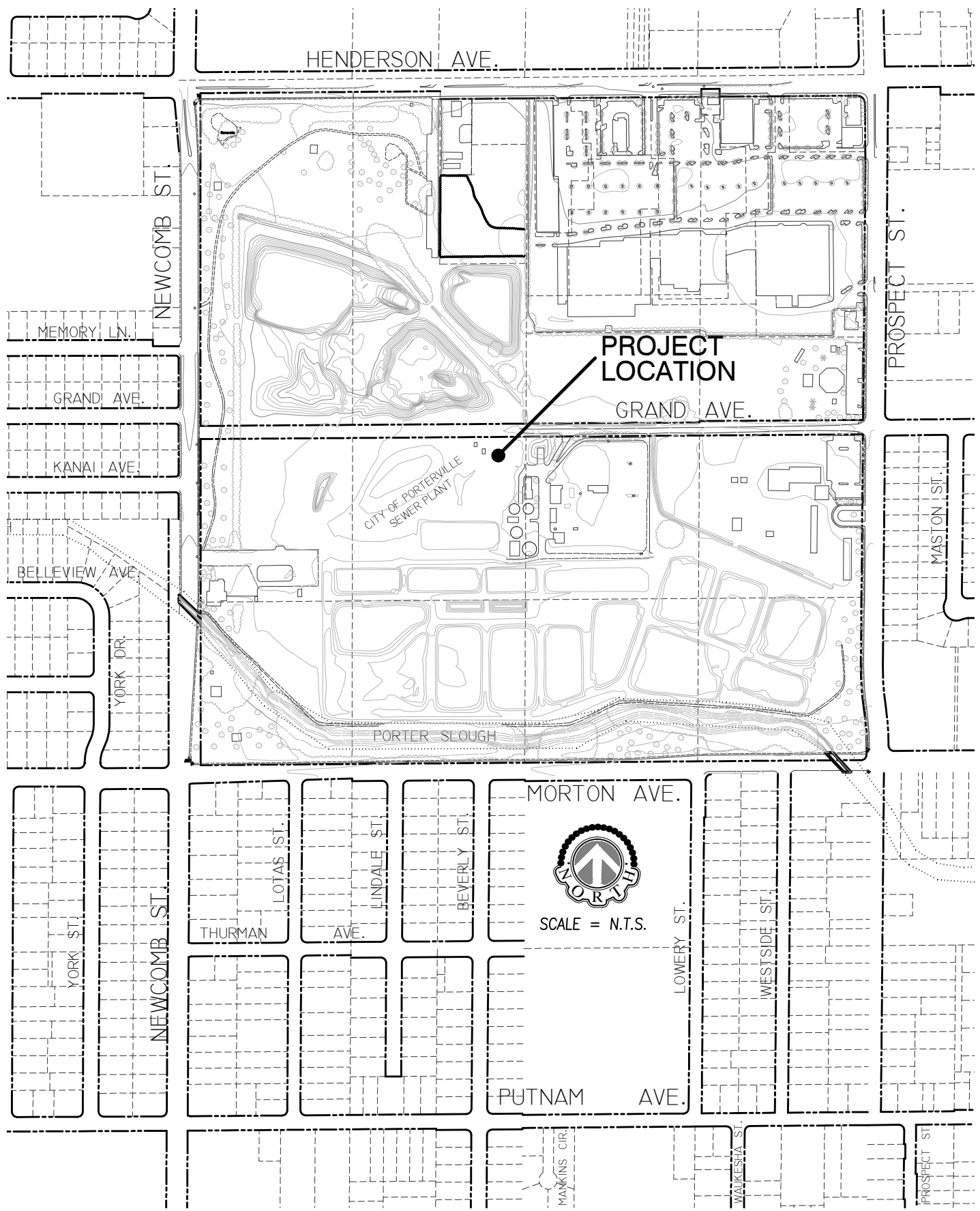
Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager



CITY OF PORTERVILLE
ENGINEERING DIVISION

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

WWTF WASHER
COMPACTOR
REPLACEMENT
PROJECT

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



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Acceptance of Project - Well No. 32 Project (Phase 2 - Pumping Plant)

SOURCE: Public Works

COMMENT: Steve Dovali Construction has completed the Well No. 32 Project per plans and specifications. The well is located on the north side of Tea Pot Dome Avenue, east of the Porterville Fairgrounds. This is the second phase of the well project and consists of the installation of a 125 horsepower pump, electrical system, above-ground discharge piping, and other items of work necessary to provide a complete pumping plant.

Staff carefully tracks construction costs of all Capital Improvements Projects. Consistent with Council's direction, staff has commenced with the reporting of project construction expenditures. On April 21, 2015, City Council authorized expenditure of \$990,742 for construction, construction management, and quality control services for the Well No. 32 Project. The following itemizes the construction-related cost in two categories: 1) the construction contract, and 2) a combination of construction management and quality control.

1) Final construction cost is \$864,191.65.

2) Construction management and quality control costs are \$60,407.38, which is 7% of the awarded construction contract.

Total project construction costs equates to \$924,599.03, which is less than the \$990,472 overall budget approved by Council at the time of award.

California Infrastructure and Economic Development Bank (CIEDB) is the funding source for this project as approved in the 2015/2016 Annual Budget.

Steve Dovali Construction requests that the City accept the project as complete. Staff reviewed the work and found it acceptable.

RECOMMENDATION: That the City Council:

1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 5% retention thirty-five (35) days after recordation, provided no stop notices have been filed.

ATTACHMENTS: 1. Locator Map

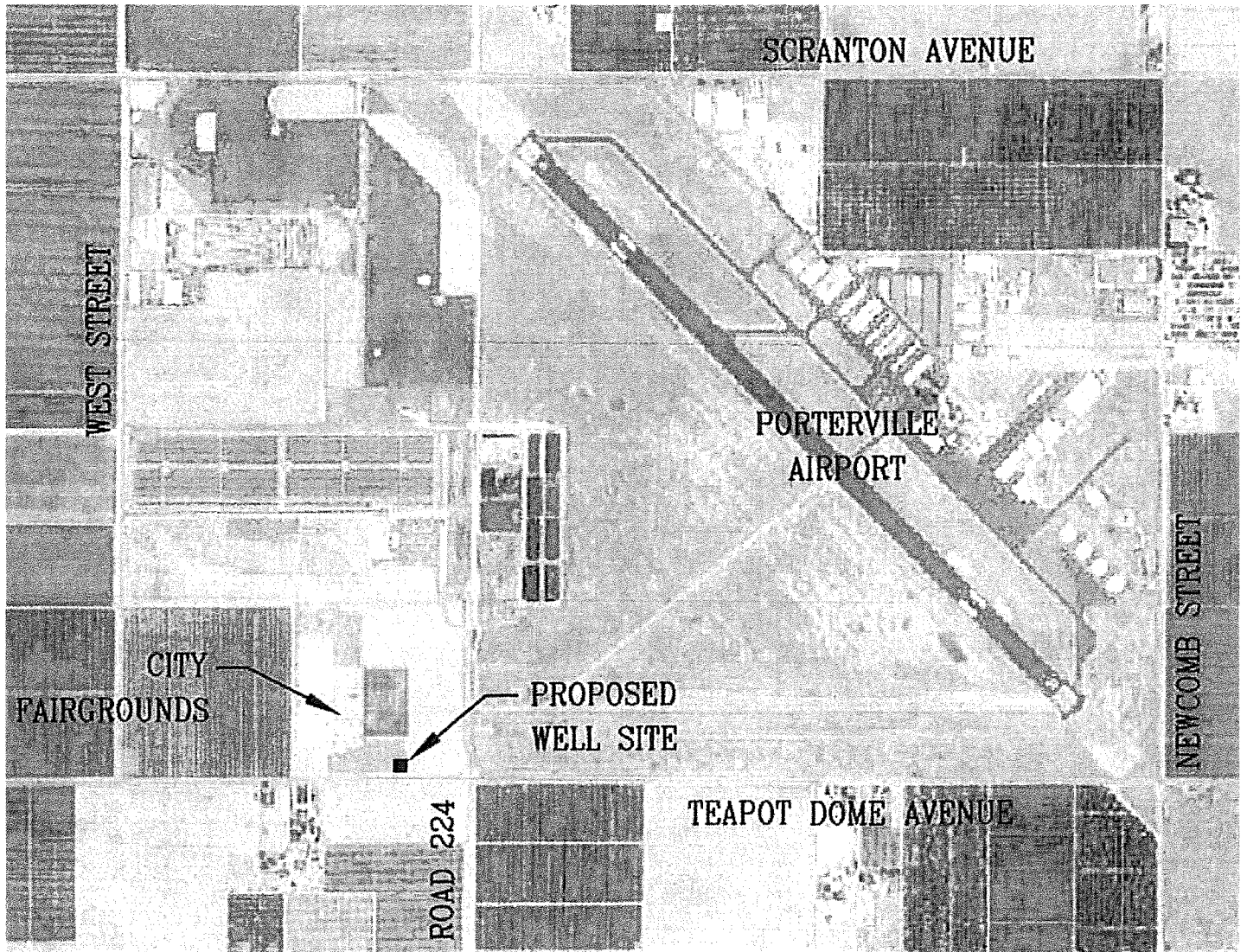
Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager



LOCATOR MAP



CITY OF PORTERVILLE
ENGINEERING DIVISION

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

CITY WELL #32
CITY OF PORTERVILLE
PROJECT NUMBER 89-9722



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Approval for Community Civic Event - Comision Honorifica Mexicana Americana - Cinco de Mayo Parade and Fiesta - April 30, 2016 - May 1, 2016

SOURCE: Finance

COMMENT: The Comision Honorifica Mexicana-Americana, Inc. is requesting approval to hold their annual Cinco de Mayo Parade on Saturday, April 30, 2016, along Main Street from 7:00 a.m. to 1:00 p.m. A Cinco de Mayo Fiesta is scheduled for Sunday, May 1, 2016, from 10:00 a.m. to 4:00 p.m. at Veteran's Park with entertainment, food, and information booths. The following street closures are requested for the parade:

PARADE ROUTE:

- Main Street from Morton Avenue to Vine Avenue;
- Second Street from Olive Avenue to Garden Avenue;
- Olive Avenue from Hockett Avenue to Third Street;
- Harrison Avenue, Thurman Avenue, Cleveland Street, Putnam Avenue, Mill Avenue, Oak Avenue, and Garden Avenue between the East Alley and West Alley.

The application has been submitted under the Community Civic Event Ordinance No. 1326, as amended. It has been routed according to the ordinance regulations and reviewed by all the departments involved. The requirements are listed on the attached copy of the Community Civic Application and Agreement, Exhibit A and Exhibit B.

RECOMMENDATION: That the City Council approve the Community Civic Event Application and Agreement from the Comision Honorifica Mexicana-Americana, Inc., subject to the restrictions contained in the Application and Agreement, Exhibit A and Exhibit B.

ATTACHMENTS:

1. Community Civic Event Application and Agreement, Exhibit A, Exhibit B, Outside Amplifier, Maps, and Certificate of Insurance.

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

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

2 day event



(Incomplete applications can delay permit process)

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

DO YOU HAVE? Event Flyer? E-mail address? Website?
Application date: 2/16/2016 Event date: April 30th Parade
Event time: May 1st Fiesta
Name of Event: Cinco De Mayo Parade and Fiesta

Sponsoring organization: Comission Honorifica Mexicana Americana Phone #
Address:

Authorized representative: Luis-Miguel Mendoza Phone # (559) 756 6794
Address: 487 E. Putnam Ave

Event chairperson: Luis-Miguel Mendoza Phone # 756 6794

Location of event main Street Porterville (Parade) - Veterans Park (Fiesta)
(Location map must be attached)

Type of event: Parade & Fiesta - Parade on Sat. Fiesta on Sun. @ Vet. Park w/ music, kids rides, cars parked on grass for potential CAR SHOW
Non-profit organization status: 501 c-3 BL# 00331

(IRS Determination)

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

Barricades (quantity): 50 Street sweeping Yes X No
Police protection Yes X No Refuse pickup Yes X No
Other: CoP Sponsorship

Parks facility application required: Yes X No Attached
Assembly permit required: Yes No Attached

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

Appr. Deny

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

CITY OF PORTERVILLE

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

What constitutes a Community Civic Event?

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

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

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

CM Authorized Representative Initials

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

CM Authorized Representative Initials

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

CM Authorized Representative Initials

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

CM Authorized Representative Initials

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit 'A.' The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees.

Comision Honorifica
Mex, Am.
(Name of Organization)

CM
(Signature)

2/16/16
(Date)

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

Location: Veterans Park Event date: 5/1/16 Event time: 10-4pm

<u>Vendor name</u>	<u>Address/Telephone</u>	<u>Business License required?</u>	<u>Type of Activity</u>
Will Submit 1 week prior to fiesta events			

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

CITY OF PORTERVILLE

REQUEST FOR STREET CLOSURES AND PUBLIC PROPERTY USAGE IN CONNECTION WITH THE APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

Name of event: Cinco De Mayo Parade

Sponsoring organization: Comision Honorifica Mex. Am.

Event date: 4/30/16 Hours: 7A - 1pm

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

Closed

<u>Street Name</u>	<u>From</u>	<u>To</u>	<u>Activity</u>
Main St.	Morton Ave	Vine Ave	Parade
Second St.	Olive Ave	Garden Ave	Parade
Olive Ave.	Hackett St.	Third St	
Harrison	W. Alley	E. Alley	
Thurman	"	"	
Cleveland	"	"	
Putnam	E. Alley	"	
Oak Mill	"	"	
Garden	"	"	
<u>Sidewalks</u>	<u>From</u>	<u>To</u>	<u>Activity</u>
<u>Parking lots and spaces</u>	<u>Location</u>		<u>Activity</u>

Requirements for Community Civic Event
Comision Honorifica Mexicana-Americana, Inc.
Cinco De Mayo Parade and Fiesta
April 30 – May 1, 2016

Finance Director:

M. Bemis

Deputy Public Works Director:

M. Reed

Community Development Manager:

J. Phillips

Deputy Public Works Director:

B. Styles

City sponsored parade. City crews will provide street closures, refuse services and street sweeping.

Fire Chief:

G. Irish

No comments.

Parks & Leisure Services Director:

D. Moore

Public to remain out of Main St. planters.
Vehicles unloading and loading to remain on path.
No parking in the park per City Ordinance.

Police Lieutenant:

C. Contreras

Please see proposed conditions/requirements on Exhibit B.

Administrative Services Director:

P. Hildreth

See attached Exhibit A, page 2.

Requirements for Community Civic Event

Sponsor: Comision Honorifica Mexicana-Americana, Inc.
Event: Cinco De Mayo Festivities
Event Chairman: Luis-Miguel Mendoza
Location: Parade - Main Street from Morton Avenue to Olive Avenue including the closure of select cross-streets and parallel streets. Fiesta – Veteran's Park.
Date of Event: April 30 – May 1, 2016

RISK MANAGEMENT: Conditions of Approval

1. The use of sidewalks for any purpose other than to allow for the free-flow of pedestrian traffic is prohibited within a ten (10) ft. radius of all walk-up Automated Teller Machines (ATM), and the minimum clear sidewalk width for pedestrian traffic at all other locations is five (5) feet.
2. That the Comision Honorifica Mexicana-Americana, Inc., provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$1,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, Successor Agency to the Porterville Redevelopment Agency, its Officers, Employees, Agents and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permittee's operation and sponsorship of the aforementioned Community Civic Event.
 - a. Said Certificate of Insurance shall be an original (fax and xerographic copies not acceptable), the Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.
 - b. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less than A: VII, and the insurance company must be an 'admitted' insurer in the State of California.

CITY OF PORTERVILLE Community Civic Event Application

CINCO DE MAYO PARADE/CELEBRATION – APRIL 30TH & MAY 1ST

Proposed Conditions/Requirements/Parade 4-30-16:

- City Council approval is required for all street closures.
- Ensure highly visible and adequate barricades/barriers are used to warn motorists of non-access and prevent vehicle access to those designated areas.
- Cinco de Mayo Planning Committee should meet with street vendors to coordinate rules regarding their activities, such as:
 - Staying off the parade route and crossing in front of floats or groups
 - Shall not sell silly string, snap caps or party poppers (pursuant to City Ordinance)
- Food vendors should be situated where they do not block the sidewalk.
- Throwing candy or any substances/objects from vehicles, floats, or any parade entry is prohibited. This results in children scampering to catch or find candy in a crowded environment, and causes others to run out into the street. This practice creates significant and unnecessary risk for parade goers. All registered parade entrants should be informed of this prohibition and efforts taken to cease this practice.
- An Outside Amplifier Permit has been requested and granted. However, event organizers shall not allow music or other amplifications to be played so loud as to unreasonably disturb the peace and good order of the business establishments or neighborhoods in the area.
- At the conclusion of the event, all barricades shall be promptly removed and equipment shall be cleared so as to avoid interfering with vehicular or pedestrian travel.
- Event organizers shall contact Sergeant Carl Jordan (Porterville Police Department) no less than 30 days prior to the event in order to coordinate parade route postings and necessary police involvement. Sergeant Jordan can be contacted at 559-782-7408/559-782-7400.

Proposed Conditions/Requirements/Celebration 5-1-16:

- City Council approval is required for all street/sidewalk closures.
- Participants must not interfere with the normal flow of pedestrian/vehicular traffic.
- Food vendors should provide inspection certificates from the Tulare County Health Department to members of the organizing committee, to ensure food product safety.
- Consumption of alcohol by participants, attendees, organizers at the event is strictly prohibited.

- 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 that affected parks/streets/sidewalks are promptly cleared of any vehicles, equipment, booths or anything that could present a hazard to pedestrians or vehicles traveling in the area, as well as any other related materials such as signs, pamphlets and fliers.
- Event organizers shall contact Sergeant Carl Jordan (Porterville Police Department) no less than 30 days prior to the event in order to coordinate police involvement. Sergeant Jordan can be contacted at 559-782-7408/559-782-7400.
- .

Chris Contreras, Lieutenant
Porterville Police Department

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



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

- 1 Name and home address of the applicant: MAVP Music Audio Video Productions Luis-Miguel Mendoza
696 N. Gate Hill Ave Lindsay Ca 93247 487 E. Putnam Ave
Porterville
- 2 Address where amplification equipment is to be used: Veterans Park & Downtown
Porterville
- 3 Names and addresses of all persons who will use or operate the amplification equipment: Silverio Morales
MAVP Music Audio Video Productions 696 N. Gate Hill Ave Lindsay Ca 93247
- 4 Type of event for which amplification equipment will be used: Cinco De Mayo Fiesta &
Parade
- 5 Dates and hours of operation of amplification equipment: May 1st 2016 10A - 4p - AND -
April 30th @ Parade
- 6 A general description of the sound amplifying equipment to be used: Speakers for bands, Microphone
P.A. System

Section 18-9

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

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

Section 18-14

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

Penal Code Section 415 (2) Any of the following persons shall be punished by imprisonment in the county jail for a period of not more than 90 days, a fine of not more than four hundred dollars (\$400), or both such imprisonment and fine: (2) Any person who maliciously and willfully disturbs another person by loud and unreasonable noise.

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

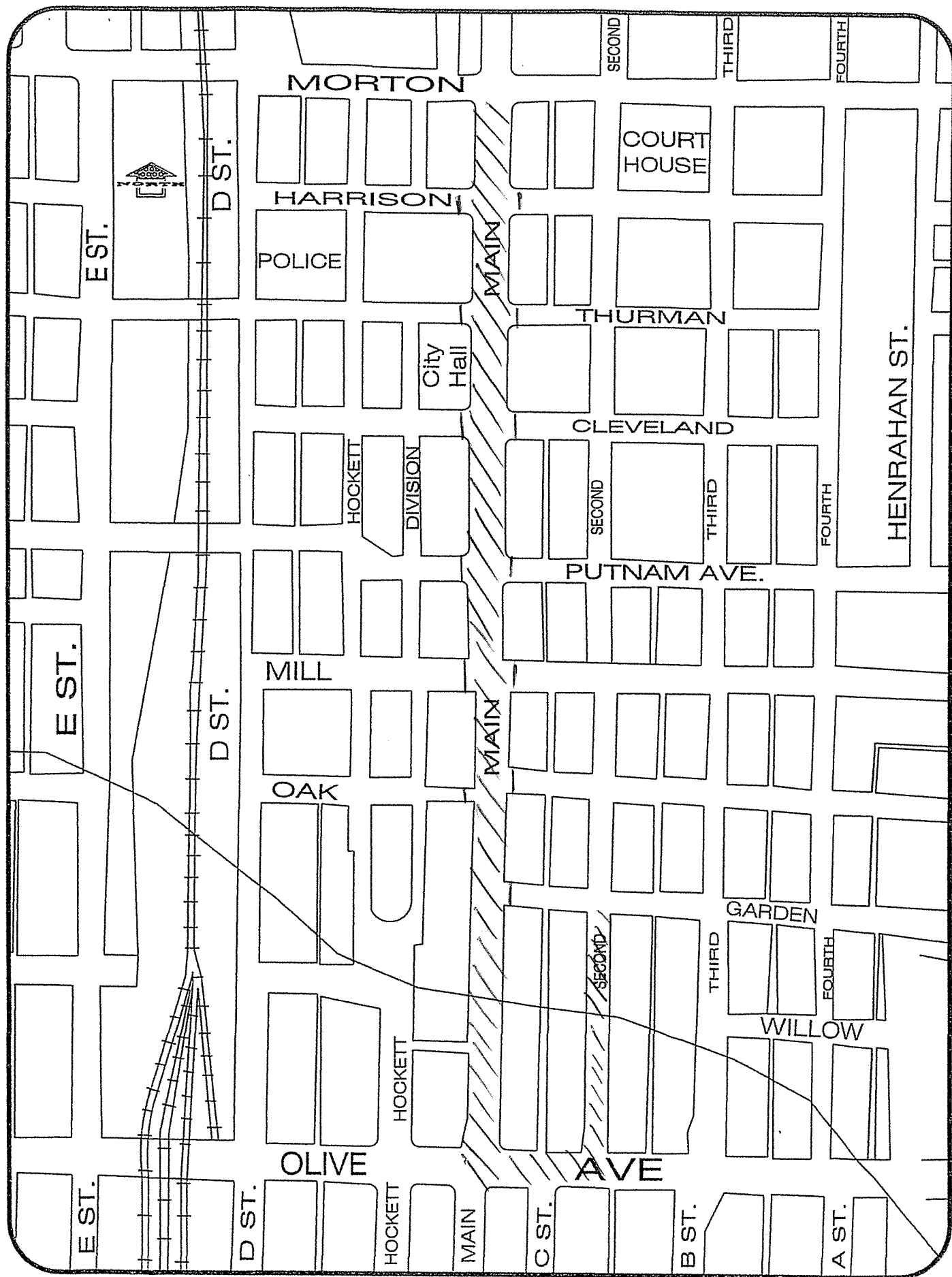
Signature of Applicant

2/16/16
Date

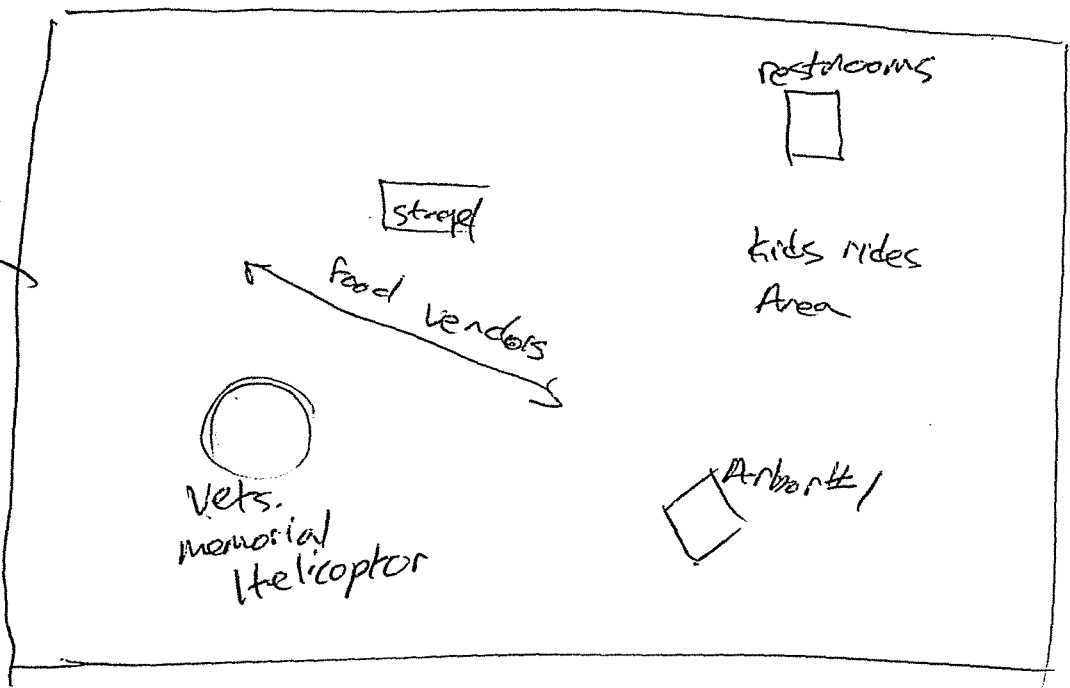
THIS OUTSIDE AMPLIFIER PERMIT HAS BEEN APPROVED. HOWEVER, WE URGE YOU TO REMAIN CONSIDERATE OF THE GENERAL PEACE AND ORDER OF THE NEIGHBORS IN THE AREA. FAILURE TO ABIDE BY THESE REGULATIONS CAN RESULT IN REVOCATION OF THE PERMIT.

City of Porterville, Chief of Police/Designee

2-25-16
Date



Vets. Parking Lot



Newcomb

Henderso



COMIS-1

OP ID: MH

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

02/16/2016

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

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

PRODUCER Turner & Associates 61 S. Main Street Porterville, CA 93257 Turner & Assoc	CONTACT NAME: Turner & Assoc	
	PHONE (A/C, No, Ext): 559-784-5113	FAX (A/C, No): 559-784-8367
INSURED Comision Honorifica P.O. Box 2043 Porterville, CA 93258	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: Nonprofits Insurance Alliance	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
INSURER F:		

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

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR ☒ Liquor Liability GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☐ PRO-JECT ☐ LOC OTHER:	X		2016-10594-NPO	02/22/2016	02/22/2017	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 20,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ HIRED AUTOS ☐ SCHEDULED AUTOS ☐ NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB ☐ OCCUR EXCESS LIAB ☐ CLAIMS-MADE DED ☐ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) ☐ Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

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

As respects to the Cinco De Mayo Parade been held on April 30, 2016 & Fiesta helled on May 1, 2016.
Certificate holder is name as additional insured per the attached form CG2026 7/04.

CERTIFICATE HOLDER**CANCELLATION**

City of Porterville Redevelopment Agency Attn: Anita 291 N. Main St. Porterville, CA 93257	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE <i>Mayra Hernandez</i>

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POLICY NUMBER:

COMMERCIAL GENERAL LIABILITY
CG 20 26 07 04

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED – DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)
Any person or organization that you are required to add as an additional insured on this policy, under a written contract or agreement currently in effect, or becoming effective during the term of this policy, and for which a certificate of insurance naming such person or organization as additional insured has been issued, but only with respect to their liability arising out of their requirements for certain performance placed upon you, as a nonprofit organization, in consideration for funding or financial contributions you receive from them. The additional insured status will not be afforded with respect to liability arising out of or related to your activities as a real estate manager for that person or organization.
Information required to complete this Schedule, if not shown above, will be shown in the Declarations. →

Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

- A. In the performance of your ongoing operations; or
- B. In connection with your premises owned by or rented to you.



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Tule Subbasin Sustainable Groundwater Management Act Update - Authorization to Execute the Eastern Tule GSA Memorandum of Understanding

SOURCE: Public Works

COMMENT: **HISTORY**

On September 16, 2014, Governor Brown signed the Sustainable Groundwater Management Act (SGMA or the “Act”) and with that, each high or medium priority Hydrologic Basin or Subbasin as defined by the California Department of Water Resources (DWR) Bulletin 118 must form a Groundwater Sustainability Agency (GSA or “Agency”) and prepare a Groundwater Sustainability Plan (GSP or “Plan”). Tule Subbasin underlies the city of Porterville, and is located within the Tulare Lake Hydrologic Region - San Joaquin Valley Groundwater Basin, which is considered a basin of high priority in critical overdraft based on DWR analysis.

As a local agency providing water services, the City of Porterville is required to participate in a GSA and, in turn, implement a GSP. On September 15, 2015, the City Council authorized staff to proceed with a Coordination Agreement among all applicable parties (local agencies and water districts) within the entire Tule Subbasin. That MOU (Attachment 1) and Coordination Agreement with the group, known as the “Tule Subbasin MOU Stakeholder Group,” served as the foundation for defining a regional GSA, and will continue to provide valuable coordination among all applicable local agencies within the Tule Subbasin. The City Council has authorized limited expenses up to \$10,000 for this effort.

Water Code §10727 allows for the preparation of a Plan by three methods: (1) A single GSP covering the entire basin/subbasin developed and implemented by one GSA; (2) A single GSP covering the entire basin/subbasin developed and implemented by multiple GSAs; or (3) Multiple GSPs implemented by multiple GSAs that are subject to a single Coordination Agreement that covers the entire basin/subbasin. There have been several meetings involving Tule Subbasin stakeholders, and while the initial concept was that each local agency and water district should create its own Agency and Plan, more recent discussions have lead to a concept of multiple, regional GSAs within the Tule Subbasin to reduce cost and assist with more coordinated administration of the GSAs and GSPs.

The “Act” requires local groundwater agencies to define the GSA governance by June 30, 2017, and, since the Tule Subbasin is a high priority subbasin in critical overdraft, a GSP must be approved by January 31, 2020. The GSA must achieve “sustainability” within their basin or subbasin within *twenty (20) years* after adoption of their GSP. The “Act” defines “sustainability” as operating the

basin or subbasin within a “sustainable yield,” which generally means the maximum quantity of water that can be withdrawn annually from a groundwater supply without causing an undesirable result. Each GSA may directly regulate groundwater pumping by restricting or suspending well production, prohibit new well construction, impose well-spacing requirements, and require measurement (e.g. metering) and reporting of groundwater production by well owners. Small domestic wells are exempt from metering and reporting, unless the GSA wishes to impose production monitoring regulations and levy fees for excess extraction. Staff maintains an interest in preserving the City’s ability to self-regulate and most, if not all, reporting requirements are already being performed by the City’s Water Division.

In 2009, Dr. Ken Schmidt was hired by the City to perform a Groundwater Hydrology Study and incorporated within the study is a “Sustainable Yield.” The study was based on the City’s prior Urban Development Boundary (UDB) and should be updated to coincide with the recently approved expanded UDB. The study demonstrates the need for the City to be proactive in groundwater recharging because the City is overdrafting the groundwater in our immediate area by approximately 1200 acre-feet per year. In light of the study, staff has been proactive in groundwater recharging when surface water is available.

The “Act” also empowers the GSA a range of powers for carrying out projects to augment water supply availability. The powers include authority to acquire properties, water rights, and water supplies, and to construct, operate, and maintain works or improvements within or outside of the GSA boundaries. The GSA may also reclaim, purify, desalinate, treat, or otherwise manage and control polluted water, wastewater, or other waters for subsequent use in achieving basin or subbasin sustainability.

The preceding power might be used to carry out an “in lieu recharge” project where a GSA acquires a new source of supply (e.g., recycled municipal wastewater) and builds a distribution system serving farmers, golf courses, cemeteries, or other large irrigated landscapes to reduce their groundwater irrigation pumping. Alternatively, a GSA might capture storm water for use in artificially recharging the local groundwater basin or subbasin. GSAs in compliance with the “Act” may retain state grants or loans for projects that meet the intent of the GSP.

If local landowners and other stakeholders fail to timely reach consensus on who will serve as their regional groundwater regulator, what the local regulator plan requires, and how the plan will be carried out, the state will intervene by imposing its own plan. The “Act” empowers the state to mandate pumping reductions, impose fees, and require other measures to achieve groundwater sustainability if local jurisdictions fail to act.

PROGRESS TO DATE

Staff has been working in unison with Tulare County and several outlying irrigation districts (Porterville Irrigation District, Saucelito Irrigation District, Terra Bella Irrigation District, Vandalia Irrigation District, Tea Pot Dome Irrigation District, Kern-Tulare Water District) in forming a regional GSA. This group, coined as “Eastern Tule GSA,” is currently reviewing a Memorandum of

Understanding (MOU) to form a regional GSA that would include all water purveyors and local agencies in the eastern portion of the Tule Subbasin. Each party to the MOU is currently reviewing the document and some have already obtained approval subject to legal counsel review. The draft MOU and a map representing the proposed GSA boundary is attached for City Council's information and comment. Assuming the MOU is approved by all parties, there will then be a need to create a JPA to define the GSA governance board, GSP guidelines, cost sharing, etc. The JPA would be created by Porterville Irrigation District's legal office and delivered to each party of the MOU for review and acceptance.

Time is of the essence in creating GSAs within the Tule Subbasin and, as illustrated on the attached map, there are currently five GSAs being proposed. The more quickly this is accomplished, the easier it will be to then concentrate on creating GSP(s) for each GSA. The plan is to have all five GSAs submit governance documentation to the Department of Water Resources (DWR) at the same time. It is anticipated that this will occur during the upcoming 2016 summer months, well in advance of the June 30, 2017, deadline as defined by the "Act." Again, since the Tule Subbasin is a high priority subbasin in critical overdraft, GSPs must be approved by DWR before January 31, 2020.

Currently, the entire Tule Subbasin SGMA MOU Stakeholder Group is operating under a MOU to move towards the creation of a Cooperative Agreement and each party to the MOU is to share in the costs associated with the preparation of the MOU and Cooperative Agreement. The legal team, Peltzer and Richardson, LC, has commenced with the preparation of that agreement. However, Tulare County was successful in obtaining a \$500,000 state grant for the creation of Cooperative Agreements and other "Act" related costs. These grant funds should become available July or August of 2016. Council has provided authority to share in the cost for the creation of the Coordination Agreement, which now appears to be fully or substantially covered by the grant. Tulare County has discussed with the Water Commission the distribution of grant funds based on acreage to each subbasin within the county, Tule Subbasin being the largest of all three subbasins. The grant still requires state formal approval of funding distribution, which may or may not fund Coordination Agreements. All indications are that the State will approve the funding for the creation of the Coordination Agreement.

In the meantime and in order to stay ahead of the curve, additional costs are accruing due to the formation of a Technical Advisory Group, which is tasked with the creation of uniform GSP guidelines for all GSAs in the Tule Subbasin to follow. In addition to the guidelines, the group has had several technical discussions on how best to address all aspects of the "Act," such as, but not limited to, best approaches in determining "Sustainable Groundwater Yield" and how multiple GSPs should function in unity, all of which will be rolled into the Coordination Agreement.

The combined cost for the creation of the Coordination Agreement and the Technical Advisory Group thus far equates to about \$68,650, and it is estimated that the City of Porterville's share is approximately \$2,000 if the amount is based on jurisdictional acreage distribution (under discussion) or

approximately \$5,700 if equally shared as defined in the current MOU for the Tule Subbasin SGMA Stakeholders Group. Summary of expenditures is attached. Currently, the Tule Basin Water Quality Coalition is fronting the costs and there may be a need of the group to share in these costs prior to the approval of the Coordination Agreement. This is contingent upon how readily the grant funds become available, if at all. Once the Coordination Agreement is executed, each DWR approved GSA will then share the moving forward costs equitably to the parties associated with the GSA, however they may be structured. In the case of the Eastern Tule GSA, the moving forward costs will be shared on an acreage basis.

Staff has targeted the Water Operating Fund as the funding sources for the formation of a GSA, preparation of a GSP, and compliance of the GSP. The Storm Water Fund or the Wastewater Operating Fund or a combination of both could also assist in this endeavor.

RECOMMENDATION: That the City Council:

1. Receive the staff report as an update on staff's progress towards the formation of a Groundwater Sustainability Agency under the Act and efforts leading towards a MOU with the seven other parties of the proposed Eastern Tule GSA; and
2. Approve the Eastern Tule GSA Memorandum of Understanding.

ATTACHMENTS:

1. Tule Subbasin Stakeholder Group MOU
2. Eastern GSA MOU
3. Proposed GSA Formation Map
4. Expenditures to Date

Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

**Agreement to Develop and Implement a
Groundwater Sustainability Plan Coordination Agreement**

Tule Subbasin

This Agreement to Develop and Implement a Groundwater Sustainability Plan Coordination Agreement ("Agreement") effective September 1, 2015 is between the entities listed in Exhibit B and other public agencies within the Tule Subbasin that have agreed to participate. The signatories to this Agreement are hereinafter referred to collectively as "Parties" or individually as "Party" and is made in light of the following:

RECITALS:

WHEREAS, the Parties are all located within the Tulare Lake Hydrologic Region San Joaquin Valley Groundwater Basin, Tule Subbasin, a groundwater subbasin recognized by the California Department of Water Resources ("DWR") Bulletin 118 (2003) as Groundwater Basin Number 5-22.13, a map of the the Tule Subbasin is attached to this Agreement as Exhibit "A";

WHEREAS, the Sustainable Groundwater Management Act ("SGMA") requires the development and establishment of groundwater sustainability plans ("GSP") designed to ensure the sustainability of groundwater basin/subbasin listed in Bulletin 118, particularly areas such as the Tule Subbasin that are in critical overdraft based on DWR analysis;

WHEREAS, SGMA allows local agencies or a combination of local agencies overlying a groundwater basin to serve as a groundwater sustainability agency ("GSA") to develop and implement a GSP over an entire basin, subbasin, or a portion of a basin;

WHEREAS, SGMA under Water Code § 10727 allows for the preparation of a GSP by three methods; (1) A single GSP covering the entire basin/subbasin developed and implemented by one GSA, (2) A single GSP covering the entire basin/subbasin developed and implemented by multiple GSAs, (3) Multiple GSPs implemented by multiple GSAs that are subject to a single Coordination Agreement that covers the entire basin/subbasin;

WHEREAS, Water Code § 10727.6 requires that if multiple GSPs will be implemented within a basin or subbasin then a Coordination Agreement must be prepared to ensure that the GSPs utilize the same data and methodologies within the basin for the following items: (a) Groundwater elevation data; (b) Groundwater extraction data; (c) Surface water supply; (d) Total water use; (e) Change in groundwater storage; (f) Water budget; and (g) Sustainable yield;

WHEREAS, Parties have agreed that multiple GSAs will be formed within the Tule Subbasin and multiple GSPs will be developed by these GSAs and implemented;

WHEREAS, Parties acknowledge that the data required for a Coordination Agreement in the Tule Subbasin has not been completely collected and Parties agree that under this Agreement they will cooperate with the data gathering necessary for preparation of a Coordination Agreement;

WHEREAS, Parties agree to work towards the formation of multiple GSAs within the Tule Subbasin;

WHEREAS, the purpose of this Agreement is to provide for a cooperative means of gathering the data required for the preparation of a Coordination Agreement that will apply to the GSPs implemented by the multiple GSAs, and to provide a framework among the parties forming GSAs to enable the eventual preparation of a Coordination Agreement for the Tule Subbasin;

NOW, THEREFORE, it is mutually understood and agreed as follows:

Section 1: Definitions

1.1 "Tule Subbasin" or "Tule Basin" refers to that subbasin identified and described in California Department of Water Resources California's Groundwater Bulletin 118 as part of the Tulare Lake Hydrologic Region, San Joaquin Valley Groundwater Basin, Tule Subbasin, also identified as Groundwater Basin Number 5-22.13. A map of the Tule Subbasin is attached hereto as Exhibit "A" to this Agreement.

1.2 "Groundwater sustainability agency" or "GSA" means one or more local agencies that implement the provisions of SGMA as defined by Water Code § 10721(j).

1.3. "Groundwater sustainability plan" or "GSP" means a plan of a GSA proposed or adopted under SGMA as defined in Water Code § 10721(k).

1.4 "Coordination Agreement" shall be the agreement to ensure coordination of the data and methodologies used in all GSPs within the Tule Basin for the following assumptions: (a) Groundwater elevation data; (b) Groundwater extraction data; (c) Surface water supply; (d) Total water use; (e) Change in groundwater storage; (f) Water budget; (g) Sustainable yield;

Section 2: Purposes and Goals

2.1 The Parties are entering into this Agreement to do the following:

2.1.1 Set forth their mutual agreement to prepare and enter into a Coordination Agreement that shall apply to the GSPs prepared for the Tule Basin.

2.1.2 Provide for the research of the data required for the Coordination Agreement to be drafted. Parties agree to utilize their best efforts in fully cooperating with the advisors gathering the information and preparing the Coordination Agreement.

2.1.3 Parties agree that after the data is gathered, the Coordination Agreement will be prepared setting forth the assumptions based on the information gathered by this Agreement.

2.1.4 Parties agree that separately from the efforts under this MOU relating to preparation of the Coordination Agreement, each Party shall take one of the following actions to form or be included in a GSA: become a GSA as an individual local agency; work collectively with other entities to form a GSA under Water Code § 10723.6; or cooperate with another local agency or combination of local agencies that form a GSA and agree to be included within that GSA's jurisdictional boundaries.

Section 3: Cost Sharing and Governance

3.1. Parties anticipate the costs of preparation of the Coordination Agreement will be shared equally between the GSAs that will be formed and act under the Coordination Agreement. The parties listed in Exhibit "B" to this Agreement agree to be equally responsible for the costs of preparing the Coordination Agreement as they anticipate becoming a GSA as an individual local agency or forming a GSA collectively with other entities as permitted by the Water Code. However, the list on Exhibit "B" is only for the purpose of listing the Parties to this Agreement that are agreeing to pay for the costs to gather the data and prepare the Coordination Agreement and is not intended to be determinative of the list of agencies that may or may not act individually or collectively with other entities as a GSA.

3.2 Parties agree that if grant funds are available for the preparation of the Coordination Agreement, then the parties listed on Exhibit "B" have the authority to act jointly in applying for and seeking to obtain such grant funds.

3.3 Parties listed in Exhibit "B" may by a two-thirds majority decision determine whether to hire experts or consultants required to prepare and draft the documents necessary for the Coordination Agreement or may by two-thirds majority vote agree to take any action necessary to apply for or seek to obtain grant funds.

3.4 The terms of the final Coordination Agreement will be approved by the GSAs that will be formed within the Tule Subbasin and that will separately enact the various GMPs that will be subject to the Coordination Agreement.

Section 4. General Provisions

4.1. Term. This Agreement MOU shall become effective on the date first above written and shall remain in effect until the Coordination Agreement is finalized.

4.1.2. Replacement with Coordination Agreement. Parties agree that with the preparation of the Coordination Agreement by the GSAs, this Agreement shall be terminated. The Coordination Agreement shall contain separate provisions concerning modifications and updates to the Coordination Agreement; reporting information between GSAs; cost sharing; and governance of the Coordination Agreement.

4.2 Additional Parties. Upon written approval of two-thirds of the Parties, other local agencies, meaning any local public agency that has water supply, water management, or land use responsibilities within the groundwater basin may agree to become a Party to this Agreement. Costs paid by entities listed on Exhibit "B" will be tracked and readjusted as necessary. New parties agreeing to be listed on Exhibit "B" will be responsible for paying their adjusted share of all expenses incurred.

4.2.1 GSAs May Implement Separate Cost Sharing. Nothing in this Agreement prevents other alternative forms of cost sharing or cost reimbursement from being required within the GSAs that will be formed.

4.3 Construction of Terms. This Agreement is for the sole benefit of the Parties and shall not be construed as granting rights to or imposing obligations on any person other than the Parties.

4.4 Good Faith. Each Party shall use its best efforts and work in good faith for the expeditious completion of the purposes and goals of this Agreement and the satisfactory performance of its terms.

4.5 Rights of the Parties and Constituencies. This Agreement does not contemplate the Parties taking any action that would:

4.5.1 Adversely affect the rights of any of the Parties; or

4.5.2 Adversely affect the constituencies of any of the Parties.

4.6 Execution. This Agreement may be executed in counterparts and the signed counterparts shall constitute a single instrument. The signatories to this Agreement represent that they have the authority to sign this Agreement and to bind the Party for whom they are signing.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement to be effective as of the date first above written.

Angiola Water District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Angiola Water District

City of Porterville

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for City of Porterville

County of Tulare

By: _____

Date: _____

Title: _____

Approved as to Form

Tulare County Counsel

Deer Creek Storm Water District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for
Deer Creek Storm Water District

Delano-Earlimart Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for
Delano-Earlimart Irrigation District

Lower Tule River Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for
Lower Tule River Irrigation District

Pixley Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Pixely Irrigation District

Porterville Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Porterville Irrigation District

Saucelito Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Saucelito Irrigation District

Tea Pot Dome Water District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Tea Pot Dome Water District

Terra Bella Irrigation District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Terra Bella Irrigation District

Vandalia Water District

By: _____

Date: _____

Title: _____

Approved as to Form

Attorney for Vandalia Water District

Siganture Page for Additional Parties to the Agreement

Name of Agency:_____

By:_____

Date:_____

Title:_____

Approved as to Form

Attorney for

Exhibit A
Map of Tule Basin as Described in Bulletin 118

EXHIBIT Groundwater Act Exhibit

Legend

- DWR Bulletin 118 - Tule Sub-Basin
- Allensworth Community Services District
- Alpaugh Irrigation District
- Alpaugh Community Services District
- Angiola Water District
- Atwell Island Water District
- Deer Creek Storm Water District
- Delano Earlimart Irrigation District
- Ducor Community Services District
- Ducor Irrigation District
- Earlimart Public Utility District
- Hope Water District
- Kern Tulare Water District
- Lower Tule River Irrigation District
- Pioneer Water Company
- Puxley Public Utility District
- Puxley Irrigation District
- Poplar Community Services District
- Poplar Ditch Company
- City of Porterville
- Porterville Irrigation District
- Porter Vista Public Utility District
- Saucello Irrigation District
- South Tule Independent Ditch Company
- Teapot Dome Water District
- Tevison Community Services District
- Terra Bella Irrigation District
- Tipton Community Services District
- Vandalla Water District
- Woodville Public Utility District
- Disadvantaged Communities (DAC)
- Disadvantaged Unincorporated Communities (DUC)
- County Boundary
- Townships
- Lake Success
- Waterways
- Friant-Kern Canal
- Roads


 1 in = 4 miles

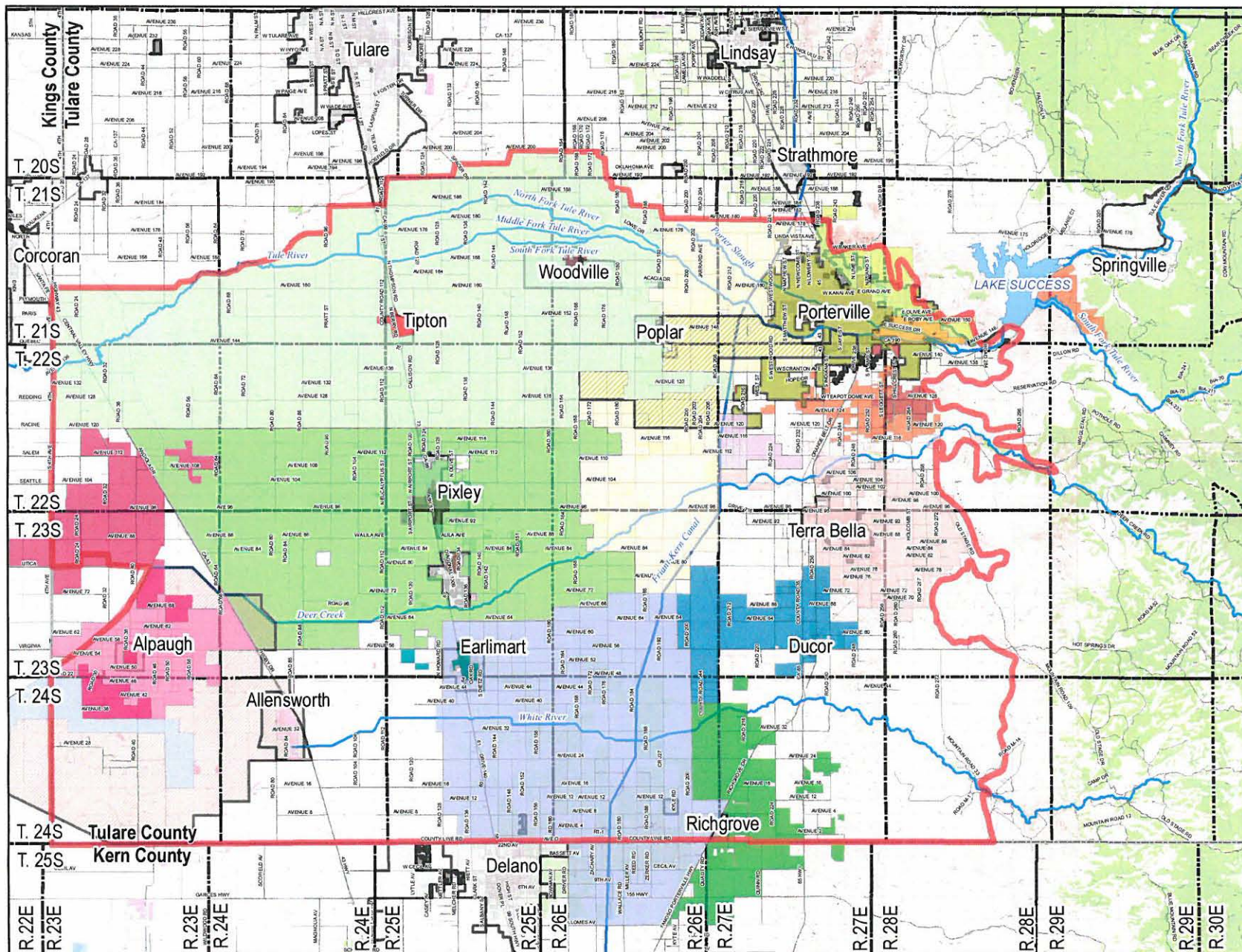


Exhibit B
Local Agencies Agreeing to Pay for Costs of Preparing Coordination Agreement

Angiola Water District

City of Porterville

County of Tulare

Deer Creek Storm Water District

Delano-Earlimart Irrigation District

Lower Tule River Irrigation District

Pixley Irrigation District

Porterville Irrigation District

Saucelito Irrigation District

Tea Pot Dome Water District

Terra Bella Irrigation District

Vandalia Water District

**MEMORANDUM OF UNDERSTANDING
TO FORM A GROUNDWATER SUSTAINABILITY AGENCY
IN THE TULE SUBBASIN**

THIS MEMORANDUM OF UNDERSTANDING (the “MOU”) is made and effective as of March ____, 2016, by and between the COUNTY OF TULARE, CITY OF PORTERVILLE, PORTERVILLE IRRIGATION DISTRICT, SAUCELITO IRRIGATION DISTRICT, TEAPOT DOME WATER DISTRICT, VANDALIA WATER DISTRICT, TERRA BELLA IRRIGATION DISTRICT, and KERN-TULARE WATER DISTRICT, each a “Party” and collectively the “Parties”, with reference to the following facts:

A. The State of California has enacted the Sustainable Groundwater Management Act (contained in SB 1168, AB 1739 and SB 1319, together with subsequent amendments and supplements) (the “Act”), pursuant to which certain local agencies, together with other qualifying entities, may become or agree to form a groundwater sustainability agency (“GSA”) and adopt a groundwater sustainability plan in order to manage and regulate groundwater in an underlying groundwater basin. The Act defines “basin” as a basin or subbasin identified and defined in California Department of Water Resources Bulletin 118 (“Bulletin 118”).

B. The Parties each overlie or are otherwise situated in all or a portion of the Tule Subbasin (5-22.13) as shown on Bulletin 118 (the “Tule Basin”). The Parties wish to coordinate and further the formation of a GSA with respect to the easterly portion of the Tule Basin (“Eastern Tule GSA”).

C. The Parties wish to provide a framework for cooperative efforts relative to the formation of an Eastern Tule GSA under the Act, and to do so as effectively, efficiently and fairly as possible, and at the lowest reasonable cost.

THEREFORE, in consideration of the mutual promises set forth below and to implement the goals described above, the Parties agree as follows:

1. Purposes of MOU. The primary purpose of this MOU is to allow the Parties to efficiently and expeditiously undertake efforts to form the Eastern Tule GSA and to facilitate a cooperative and ongoing working relationship between the Parties in connection with those efforts. By entering into this MOU the Parties are not actually forming a GSA or authorizing the formation of a GSA. The Parties are not otherwise taking any action through this MOU which would require approval of any division or branch of the State of California.

2. Outreach to Other Agencies. In recognition of the importance of involving all interested agencies, other entities and individuals in the Tule Basin that are interested in the formation of the Eastern Tule GSA, as an initial activity under this MOU, the Parties shall develop and implement an outreach plan pursuant to which the Parties will contact other agencies, other entities and individuals within the Tule Basin that may have an interest in the formation of the Eastern Tule GSA to invite their participation in this MOU and activities undertaken in connection herewith.

3. Adding Parties to the MOU. Any agency, other entity or individual situated in the Tule Basin that is interested in the formation of the Eastern Tule GSA (an "Interested Party") may become a Party to this MOU upon the written concurrence of a majority of the then-current Parties to this MOU. No amendment of this MOU shall be required. The Interested Party shall become a Party to this MOU upon its execution of a written commitment to be bound by the terms of this MOU. Each Interested Party that becomes a Party to the MOU should be aware that there are legal restrictions that preclude all individuals, most private entities and many public agencies from being one of the local agencies authorized to form a GSA.

4. Governance and Administration. Efforts to form a GSA and other activities under this MOU will be conducted by a committee comprised of one representative ("Representative") from each of the Parties. Each member of the committee shall be designated in writing by the Party selecting such member, which will also appoint an alternate to participate in the absence or unavailability of the committee member (together the representative and alternate representative shall be referred to herein as "Representative"). City of Porterville shall serve as the administrative agent to prepare and post meeting notices, agendas and perform other administrative tasks as directed. As the primary focus of their cooperative efforts under this MOU, the Parties shall discuss and explore the formation of a new joint powers authority ("JPA") for an Eastern Tule GSA to develop and implement groundwater sustainability plan or plans for the eastern districts within of the Tule Sub-Basin, as identified in Exhibit A. The Parties shall evaluate whether agencies and other qualifying entities overlying the Tule Basin contacted pursuant to Section 3 of this MOU, but which have not joined in this MOU, should be invited to participate in the aforementioned JPA, MOA or other legal agreement.

5. Costs. Except as approved by a majority of the Parties, each Party shall bear all costs it incurs with respect to its activities under this MOU. Costs incurred in connection with this MOU and which are approved by a majority of the Parties as being for the joint benefit of all Parties shall be borne by the Parties on a pro rata share based on acreage, with City of Porterville acting as fiscal agent for such expenses. On those occasions when costs are approved by a majority of the Parties, they each shall promptly contribute their pro rata share by acreage of any such costs upon receipt of a written request from City of Porterville, which request shall be supported by substantiating documentation for the cost.

6. Staff and Meetings. In addition to each Representative, who may be changed from time to time, each Party may designate such other appropriate staff members and consultants to participate on such Party's behalf in activities undertaken pursuant to this MOU. Each Representative shall be responsible for attending meetings held pursuant to this MOU and only a Representative may vote. Meetings shall occur as the Representatives determine are necessary, but no less often than once a month and each Party shall make its expertise and resources reasonably available for activities under this MOU.

7. Ongoing Cooperation. The Parties acknowledge that activities under this MOU will require the frequent interaction between them in order to pursue opportunities and resolve issues that arise. The Parties shall work cooperatively and in good faith. The goal of the Parties is to work together to form an Eastern Tule GSA under the Act, and to do so as effectively, efficiently and fairly as possible, and at the lowest reasonable cost.

8. Notices. Any formal notice or other formal communication (“Notices”) given under the terms of this MOU shall be addressed to the Representative of each Party at their respective business address. Notices shall be in writing and shall be given personally, by facsimile, by e-mail or by certified mail, postage prepaid and return receipt requested. The date of receipt of the Notice shall be the date of actual personal service, confirmed facsimile transmission, sent e-mail or three days after the postmark on certified mail.

9. Entire Agreement. This MOU incorporates the entire and exclusive agreement of the Parties with respect to the matters described herein and supersedes all prior negotiations and agreements (written, oral or otherwise) related thereto. This MOU may be amended only in a writing executed by all of the Parties. This MOU may be executed in one or more original counterparts by the original parties to this Agreement, all of which will constitute one and the same agreement. Notwithstanding the balance of the language in this section 9, to add an Interested Party as a new Party to this MOU merely requires compliance with the requirements of section 3 of this MOU.

10. Termination. This MOU shall remain in effect unless terminated by the mutual written consent of all Parties. Any Party may withdraw from the MOU upon 30 days written notice to the other Parties. Following the withdrawal of any Party, the MOU will remain in effect as to the remaining Parties. No Party shall be liable to any other if it elects to withdraw from this MOU or if the MOU is terminated by all parties. If not terminated sooner, the MOU will be deemed to be terminated upon the formation of the Eastern Tule GSA, or the execution of a subsequent or superseding MOU or legal agreement regarding the formation of the Eastern Tule GSA, whichever event shall occur first.

11. Assignment. No rights and duties of any of the Parties under this MOU may be assigned or delegated without the express prior written consent of all of the other Parties, and any attempt to assign or delegate such rights or duties without such consent shall be null and void.

IN WITNESS WHEREOF, the parties have executed this MOU to be effective as of the date first above written.

COUNTY OF TULARE

CITY OF PORTERVILLE

By: _____

By: _____

PORTERVILLE IRRIGATION DISTRICT

By: _____

TEAPOT DOME WATER DISTRICT

By: _____

TERRA BELLA IRRIGATION DISTRICT

By: _____

SAUCELITO IRRIGATION DISTRICT

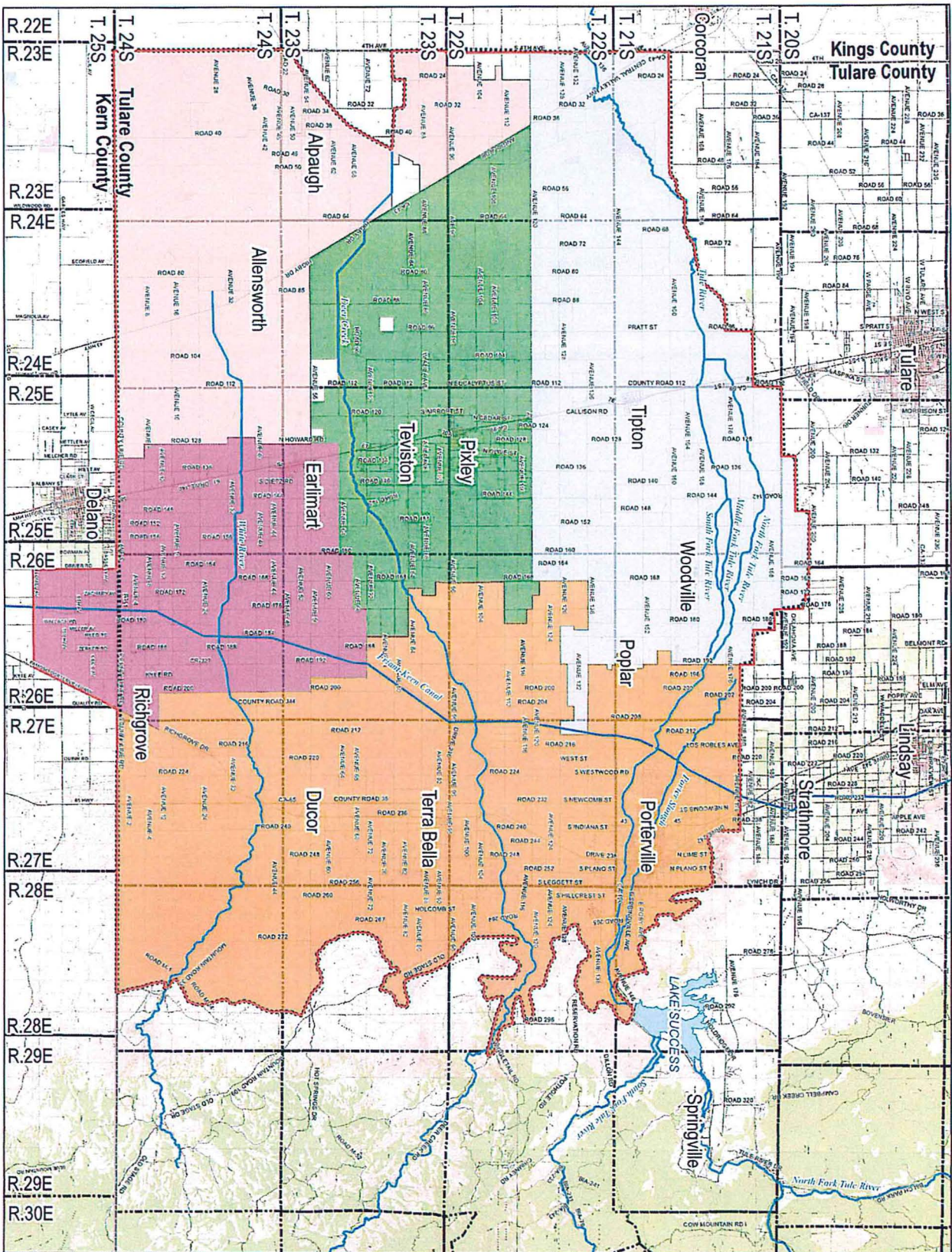
By: _____

VANDALIA WATER DISTRICT

By: _____

KERN-TULARE WATER DISTRICT

By: _____



Proposed Groundwater Sustainable Agencies Tulare Sub-Basin

- Legend**
- Proposed Tulare Sub-Basin Boundary (731,634 Ac.)
 - Tulare Sub-Basin Boundary
 - Waterways
 - Non-irrigated land (3,354 Ac.)
 - Lower Tule River Irrigation District GSA (102,824 Ac.)
 - Delano Eastern Irrigation District GSA (93,959 Ac.)
 - Earlimart Eastern Irrigation District GSA (72,724 Ac.)
 - East Tule Sub-Basin, JPL GSA (181,511 Ac.)
 - McClure Water Authority GSA (12,335 Ac.)
 - County Boundary
 - Basin

1 in = 4 miles

DWR Building 118 - Tulare Sub-Basin Stats
Total Acres = 717,231 Ac.
Total Irrigated Acres (DWR 2007) = 317,943 Ac.

Tule Basin Water Quality Coalition
SGMA Expenses

Inv. Date	Inv. No.	Payee	Engineering	Legal
6/26/2015	2644	Peltzer & Richardson LC		1,368.75
7/28/2015	2723	Peltzer & Richardson LC		1,110.00
8/3/2015	593	R. L. Schafer & Associates	3,215.00	
8/11/2015	7771	4 Creeks	1,480.50	
9/1/2015	601	R. L. Schafer & Associates	4,740.00	
9/2/2015	7833	4 Creeks	2,089.00	
9/8/2015	2856	Peltzer & Richardson LC		450.00
9/8/2015	2858	Peltzer & Richardson LC		1,256.25
10/1/2015	606	R.L. Schafer & Associates	6,210.00	
10/12/2015	7945	4 Creeks	5,294.21	
11/2/2015	617	R.L. Schafer & Associates	7,655.00	
11/3/2015	8026	4 Creeks	8,111.45	
11/4/2015	3026	Peltzer & Richardson LC		487.50
12/2/2015	632	R. L. Schafer & Associates	4,350.00	
12/15/2015	8154	4 Creeks	9,446.45	
1/6/2016	646	R.L. Schafer & Associates	4,470.00	
1/11/2016	8231	4 Creeks	4,044.00	
1/11/2016	3136	Peltzer & Richardson LC		600.00
2/1/2016	650	R. L. Schafer & Associates	720.00	
2/9/2016	8342	4 Creeks	1,551.00	
			63,376.61	5,272.50



CITY COUNCIL AGENDA – MARCH 1, 2016

SUBJECT: Status and Review of Declaration of Local Drought Emergency

SOURCE: City Manager's Office

COMMENT: Governor Brown issued Executive Order B-29-15 on Wednesday, April 1, 2015, which established drought-related mandates and restrictions in addition to those already stipulated in previous Executive Orders B-26-14 and B-28-14. Of significance, the Governor directed the State Water Resources Control Board to impose restrictions to achieve a statewide 25% reduction in potable urban water usage through February 28, 2016, in comparison to the amount used in 2013, and with consideration given to per capita usage as a basis. The Governor further directed the Board to impose additional restrictions on commercial, industrial, and institutional properties with significant landscaping (cemeteries, golf courses, parks, schools, etc.), to also achieve a 25% reduction in potable water usage. Also of significance, the Board is 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. 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 benefitted 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 is being considered (2%).

At its last meeting on February 16th, the City Council took action in the continued affirmation of the adoption of a Resolution of Declaration of Local Emergency, due to local residences within the city having been identified as having wells that are now dry as a result of the drought. Approximately twenty-five (25) residences within the city have been determined to currently have dry wells, most of which are concentrated in the vicinity of E. Vandalia Avenue between Main and Plano Streets, and it is anticipated that more could likely occur through the coming months. City staff has 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. As previously reported, City staff has resubmitted the E. Vandalia water connection project to the State for grant-funding consideration, which the State Department of Public Health/Division of Drinking Water (DDW) is considering funding as part of a

larger deficient water system connection project.

On Thursday, February 18th, representatives for the City, DDW and Department of Water Resources (DWR) met to discuss residential units lacking water both within and outside the city. It was reported by DWR representatives that the State is beginning a feasibility study of a long-term permanent water connection plan for East Porterville, which is estimated to take approximately six (6) months to complete for the estimated 1,800 expected connections. Recognizing the City's water system plays a critical role in that plan, DWR requested that City staff coordinate with the consultant assigned to the project so that the planning study reflects the City's water system requirements and specifications. Although approximately 200 portable storage tanks are currently located in the East Porterville area, DWR expects up to 500 to be in place by December of this year, which DWR would like to begin a City waterline extension project in early 2017 to begin permanently connecting those 500 residences to the City's water system. To provide source water for the extension project, DWR indicated that the drilling and equipping of three (3) new municipal wells would be considered part of the project, in addition to extension of water lines to serve residences that have been annexed into the city and are without water. It is expected that City, County, and State representatives would meet at least every other week in support of this planning effort.

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

ATTACHMENTS: 1. Resolution 49-2015 - Declaration of Local Emergency
 2. Governor's Executive Order

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. 49-2015

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

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

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

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

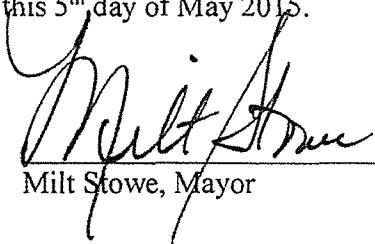
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

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

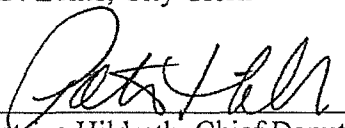
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance,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

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

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


Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk


By: Patrice Hildreth, Chief Deputy City Clerk

Executive Department
State of California

EXECUTIVE ORDER B-29-15

WHEREAS on January 17, 2014, I proclaimed a State of Emergency to exist throughout the State of California due to severe drought conditions; and

WHEREAS on April 25, 2014, I proclaimed a Continued State of Emergency to exist throughout the State of California due to the ongoing drought; and

WHEREAS California's water supplies continue to be severely depleted despite a limited amount of rain and snowfall this winter, with record low snowpack in the Sierra Nevada mountains, decreased water levels in most of California's reservoirs, reduced flows in the state's rivers and shrinking supplies in underground water basins; and

WHEREAS the severe drought conditions continue to present urgent challenges including: drinking water shortages in communities across the state, diminished water for agricultural production, degraded habitat for many fish and wildlife species, increased wildfire risk, and the threat of saltwater contamination to fresh water supplies in the Sacramento-San Joaquin Bay Delta; and

WHEREAS a distinct possibility exists that the current drought will stretch into a fifth straight year in 2016 and beyond; and

WHEREAS new expedited actions are needed to reduce the harmful impacts from water shortages and other impacts of the drought; and

WHEREAS the magnitude of the severe drought conditions continues to present threats 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 combat; and

WHEREAS under the provisions of section 8558(b) of the Government Code, I find that conditions of extreme peril to the safety of persons and property continue to exist in California due to water shortage and drought conditions with which local authority is unable to cope; and

WHEREAS under the provisions of section 8571 of the California Government Code, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay the mitigation of the effects of the drought.

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, in particular Government Code sections 8567 and 8571 of the California Government Code, do hereby issue this Executive Order, effective immediately.

IT IS HEREBY ORDERED THAT:

1. The orders and provisions contained in my January 17, 2014 Proclamation, my April 25, 2014 Proclamation, and Executive Orders B-26-14 and B-28-14 remain in full force and effect except as modified herein.

SAVE WATER

2. The State Water Resources Control Board (Water Board) shall impose restrictions to achieve a statewide 25% reduction in potable urban water usage through February 28, 2016. These restrictions will require water suppliers to California's cities and towns to reduce usage as compared to the amount used in 2013. These restrictions should consider the relative per capita water usage of each water suppliers' service area, and require that those areas with high per capita use achieve proportionally greater reductions than those with low use. The California Public Utilities Commission is requested to take similar action with respect to investor-owned utilities providing water services.
3. The Department of Water Resources (the Department) shall lead a statewide initiative, in partnership with local agencies, to collectively replace 50 million square feet of lawns and ornamental turf with drought tolerant landscapes. The Department shall provide funding to allow for lawn replacement programs in underserved communities, which will complement local programs already underway across the state.
4. The California Energy Commission, jointly with the Department and the Water Board, shall implement a time-limited statewide appliance rebate program to provide monetary incentives for the replacement of inefficient household devices.
5. The Water Board shall impose restrictions to require that commercial, industrial, and institutional properties, such as campuses, golf courses, and cemeteries, immediately implement water efficiency measures to reduce potable water usage in an amount consistent with the reduction targets mandated by Directive 2 of this Executive Order.
6. The Water Board shall prohibit irrigation with potable water of ornamental turf on public street medians.
7. The Water Board shall prohibit irrigation with potable water outside of newly constructed homes and buildings that is not delivered by drip or microspray systems.

8. The Water Board shall direct urban water suppliers to develop rate structures and other pricing mechanisms, including but not limited to surcharges, fees, and penalties, to maximize water conservation consistent with statewide water restrictions. The Water Board is directed to adopt emergency regulations, as it deems necessary, pursuant to Water Code section 1058.5 to implement this directive. 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. The California Public Utilities Commission is requested to take similar action with respect to investor-owned utilities providing water services.

INCREASE ENFORCEMENT AGAINST WATER WASTE

9. The Water Board shall require urban water suppliers to provide monthly information on water usage, conservation, and enforcement on a permanent basis.
10. The Water Board shall require frequent reporting of water diversion and use by water right holders, conduct inspections to determine whether illegal diversions or wasteful and unreasonable use of water are occurring, and bring enforcement actions against illegal diverters and those engaging in the wasteful and unreasonable use of water. Pursuant to Government Code sections 8570 and 8627, the Water Board is granted authority to inspect property or diversion facilities to ascertain compliance with water rights laws and regulations where there is cause to believe such laws and regulations have been violated. When access is not granted by a property owner, the Water Board may obtain an inspection warrant pursuant to the procedures set forth in Title 13 (commencing with section 1822.50) of Part 3 of the Code of Civil Procedure for the purposes of conducting an inspection pursuant to this directive.
11. The Department shall update the State Model Water Efficient Landscape Ordinance through expedited regulation. This updated Ordinance shall increase water efficiency standards for new and existing landscapes through more efficient irrigation systems, greywater usage, onsite storm water capture, and by limiting the portion of landscapes that can be covered in turf. It will also require reporting on the implementation and enforcement of local ordinances, with required reports due by December 31, 2015. The Department shall provide information on local compliance to the Water Board, which shall consider adopting regulations or taking appropriate enforcement actions to promote compliance. The Department shall provide technical assistance and give priority in grant funding to public agencies for actions necessary to comply with local ordinances.
12. Agricultural water suppliers that supply water to more than 25,000 acres shall include in their required 2015 Agricultural Water Management Plans a detailed drought management plan that describes the actions and measures the supplier will take to manage water demand during drought. The Department shall require those plans to include quantification of water supplies and demands for 2013, 2014, and 2015 to the extent data is available. The Department will provide technical assistance to water suppliers in preparing the plans.

13. Agricultural water suppliers that supply water to 10,000 to 25,000 acres of irrigated lands shall develop Agricultural Water Management Plans and submit the plans to the Department by July 1, 2016. These plans shall include a detailed drought management plan and quantification of water supplies and demands in 2013, 2014, and 2015, to the extent that data is available. The Department shall give priority in grant funding to agricultural water suppliers that supply water to 10,000 to 25,000 acres of land for development and implementation of Agricultural Water Management Plans.
14. The Department shall report to Water Board on the status of the Agricultural Water Management Plan submittals within one month of receipt of those reports.
15. Local water agencies in high and medium priority groundwater basins shall immediately implement all requirements of the California Statewide Groundwater Elevation Monitoring Program pursuant to Water Code section 10933. The Department shall refer noncompliant local water agencies within high and medium priority groundwater basins to the Water Board by December 31, 2015, which shall consider adopting regulations or taking appropriate enforcement to promote compliance.
16. The California Energy Commission shall adopt emergency regulations establishing standards that improve the efficiency of water appliances, including toilets, urinals, and faucets available for sale and installation in new and existing buildings.

INVEST IN NEW TECHNOLOGIES

17. The California Energy Commission, jointly with the Department and the Water Board, shall implement a Water Energy Technology (WET) program to deploy innovative water management technologies for businesses, residents, industries, and agriculture. This program will achieve water and energy savings and greenhouse gas reductions by accelerating use of cutting-edge technologies such as renewable energy-powered desalination, integrated on-site reuse systems, water-use monitoring software, irrigation system timing and precision technology, and on-farm precision technology.

STREAMLINE GOVERNMENT RESPONSE

18. The Office of Emergency Services and the Department of Housing and Community Development shall work jointly with counties to provide temporary assistance for persons moving from housing units due to a lack of potable water who are served by a private well or water utility with less than 15 connections, and where all reasonable attempts to find a potable water source have been exhausted.
19. State permitting agencies shall prioritize review and approval of water infrastructure projects and programs that increase local water supplies, including water recycling facilities, reservoir improvement projects, surface water treatment plants, desalination plants, stormwater capture, and greywater systems. Agencies shall report to the Governor's Office on applications that have been pending for longer than 90 days.

20. The Department shall take actions required to plan and, if necessary, implement Emergency Drought Salinity Barriers in coordination and consultation with the Water Board and the Department of Fish and Wildlife at locations within the Sacramento - San Joaquin delta estuary. These barriers will be designed to conserve water for use later in the year to meet state and federal Endangered Species Act requirements, preserve to the extent possible water quality in the Delta, and retain water supply for essential human health and safety uses in 2015 and in the future.
21. The Water Board and the Department of Fish and Wildlife shall immediately consider any necessary regulatory approvals for the purpose of installation of the Emergency Drought Salinity Barriers.
22. The Department shall immediately consider voluntary crop idling water transfer and water exchange proposals of one year or less in duration that are initiated by local public agencies and approved in 2015 by the Department subject to the criteria set forth in Water Code section 1810.
23. The Water Board will 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. As the Department of Public Health's drinking water program was transferred to the Water Board, any reference to the Department of Public Health in any prior Proclamation or Executive Order listed in Paragraph 1 is deemed to refer to the Water Board.
24. The California Department of Forestry and Fire Protection shall launch a public information campaign to educate the public on actions they can take to help to prevent wildfires including the proper treatment of dead and dying trees. Pursuant to Government Code section 8645, \$1.2 million from the State Responsibility Area Fire Prevention Fund (Fund 3063) shall be allocated to the California Department of Forestry and Fire Protection to carry out this directive.
25. The Energy Commission shall expedite the processing of all applications or petitions for amendments to power plant certifications issued by the Energy Commission for the purpose of securing alternate water supply necessary for continued power plant operation. Title 20, section 1769 of the California Code of Regulations is hereby waived for any such petition, and the Energy Commission is authorized to create and implement an alternative process to consider such petitions. This process may delegate amendment approval authority, as appropriate, to the Energy Commission Executive Director. The Energy Commission shall give timely notice to all relevant local, regional, and state agencies of any petition subject to this directive, and shall post on its website any such petition.

26. For purposes of carrying out directives 2–9, 11, 16–17, 20–23, and 25, Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division are hereby suspended. This suspension applies 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. This suspension, and those specified in paragraph 9 of the January 17, 2014 Proclamation, paragraph 19 of the April 25, 2014 proclamation, and paragraph 4 of Executive Order B-26-14, shall remain in effect until May 31, 2016. Drought relief actions taken pursuant to these paragraphs that are started prior to May 31, 2016, but not completed, shall not be subject to Division 13 (commencing with section 21000) of the Public Resources Code for the time required to complete them.
27. For purposes of carrying out directives 20 and 21, section 13247 and Chapter 3 of Part 3 (commencing with section 85225) of the Water Code are suspended.
28. For actions called for in this proclamation in directive 20, the Department shall exercise any authority vested in the Central Valley Flood Protection Board, as codified in Water Code section 8521, et seq., that is necessary to enable these urgent actions to be taken more quickly than otherwise possible. The Director of the Department of Water Resources is specifically authorized, on behalf of the State of California, to request that the Secretary of the Army, on the recommendation of the Chief of Engineers of the Army Corps of Engineers, grant any permission required pursuant to section 14 of the Rivers and Harbors Act of 1899 and codified in section 48 of title 33 of the United States Code.
29. The Department is directed to enter into agreements with landowners for the purposes of planning and installation of the Emergency Drought Barriers in 2015 to the extent necessary to accommodate access to barrier locations, land-side and water-side construction, and materials staging in proximity to barrier locations. Where the Department is unable to reach an agreement with landowners, the Department may exercise the full authority of Government Code section 8572.
30. For purposes of this Executive Order, chapter 3.5 (commencing with section 11340) of part 1 of division 3 of the Government Code and chapter 5 (commencing with section 25400) of division 15 of the Public Resources Code are suspended for the development and adoption of regulations or guidelines needed to carry out the provisions in this Order. Any entity issuing regulations or guidelines pursuant to this directive shall conduct a public meeting on the regulations and guidelines prior to adopting them.

31. In order to ensure that equipment and services necessary for drought response can be procured quickly, 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, are hereby suspended for directives 17, 20, and 24. Approval by the Department of Finance is required prior to the execution of any contract entered into pursuant to these directives.

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 to 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 1st day of April 2015.

EDMUND G. BROWN JR.
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State