



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MAY 3, 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 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three Cases in which facts are not yet known to potential plaintiff.
- 2 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One Case.

**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 -- Jason Biagio
Introduction of New Employees

AB 1234 REPORTS

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

- Tulare County Association of Governments (TCAG)
- Local Agency Formation Commission (LAFCO)
- Tulare County Economic Development Corp. (TCEDC)

REPORTS

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

I. Staff Informational Reports

Street Performance Measure - 3rd Quarter FY 2015/16

Building Permit Activity - 3rd Quarter FY 2015/16

Code Enforcement Report - 3rd Quarter FY 2015/16

Porterville Golf Course Report -Third Quarter FY 2015/16

Report on Charitable Car Washes

Attendance Report for City Commissions and Committees - 3rd Quarter FY 2015/16

Insurance Services Office, Public Protection Classification Rating

Summary of Calendar for the November 8, 2016, Election

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. Request to Purchase Motorola Radio/Computer System

Authorizing staff to negotiation the purchase of a new Motorola Radio and Computer System for the Police Communications Center from J's Communications for a cost of approximately \$29,977.47.

2. Request to Purchase Police Vehicle

Re: Considering approval to purchase one (1) marked police vehicle and associated emergency equipment per specifications from McPeck Dodge of Anaheim for \$40,312.92.

3. Acceptance of Project - W. North Grand Avenue Reconstruction Project

Re: Considering acceptance of project from MAC General Engineering and authorizing the filing of the Notice of Completion for the project consisting of the reconstruction of W. North Grand Avenue from Prospect to 600' west of Newcomb Street.

4. **Acceptance of Project - Sewer Annexation Area 459A and 459C Project**
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 sewer main, manholes and laterals in Annexation 459A and 459C areas.
5. **Quarterly Portfolio Summary**
A report on the City's Investment portfolio as of March 31, 2016 in compliance with California Government Code.
6. **Interim Financial Status Reports**
Interim Financial Status Reports for 3rd Quarter, FY 2015/16.
7. **Assignment of Airport Lease - Lot 44B**
Re: Considering approval of the Lease Agreement between the City of Porterville and the Estate of Al Quatacker to Mike Quatacker for least of Lot 44B at the Municipal Airport.
8. **Consideration for Opting into the California Home Finance Authority (Ygrene Works for California) PACE Program**
Re: Considering approval of resolutions to become a member of the California Home Finance Authority and to participate in California Home Finance Authority (Ygrene Works for California) PACE Programs.
9. **Intent to Set a Public Hearing for June 21, 2016, to Consider a Water Rate Increase**
Setting a public hearing for June 21, 2016 to consider the adoption of increases to the City's rates for water service.
10. **Approval for Community Civic Event - Tulare County Jr. Livestock Show and Community Fair - Porterville Fair - May 11-15, 2016**
Considering approval of an annual community civic event to take place at the Porterville Fair Grounds May 11 through 15, 2016.
11. **City Council Member Requested Agenda Item - Request for the City Council to Consider the Development of an Animal Adoption Center within the City**
Re: Considering approval of a council member request to consider the development of an animal adoption center within the city.

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

PUBLIC HEARINGS

12. **Annual Adjustment of Fees by Application of the ENR Cost Index**
A public hearing to consider the annual adjustment of fees by application of the ENR.

- 13. Public Hearing to Consider Moving Into Phase III of the City's Water Conservation Plan**
A public hearing to consider the transition from Phase IV to Phase III of the City's Water Conservation Plan.
- 14. Well Abandonment Ordinance**
Re: Consideration of an ordinance requiring abandonment of wells for properties connected to the City's municipal water system.
- 15. Community Development Block Grant 2016/2017 Action Plan**
Considering the approval of the CDBG 2016/17 Action Plan.

SCHEDULED MATTERS

- 16. Status and Review of Declaration of Local 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 May 17, 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 – MAY 3, 2016

SUBJECT: Street Performance Measure - 3rd Quarter FY 2015/16

SOURCE: Public Works

COMMENT: The purpose of this staff report is to provide Council with an update on the progress made on street reconstruction, overlay, micro-surfacing, and pothole repair efforts for the 3rd quarter (1/01/2016 through 3/31/2016) of FY 2015/2016.

For Council's information, the light blue bar represents staff's estimated quantity of "work" for each category for the fiscal year. The black overlaid bar represents the quantity of work accomplished to date.

Major reconstruction of West North Grand Avenue is complete and is before the City Council tonight in consideration of project acceptance. The Lime Street Reconstruction Project is currently in the bidding phase and Henderson Avenue Reconstruction Project is scheduled for a summer project during the next fiscal year.

Micro-surfacing of Plano Street between SR 190 and Henderson Avenue is still under design. Most of the design efforts are focused on removal and replacement of street intersection ADA ramps, which is now a Federal requirement for all micro-surfacing projects. Main Street between Morton Avenue and Olive Avenue is also still under design. Upon additional research, staff discovered a Federal ADA compliance exception that relates to the flush ramps that are currently in place along Main Street in the downtown area. However, the design has turned to an economical analysis as micro-surfacing may not be the best approach to this project.

RECOMMENDATION: Informational Item

ATTACHMENTS:

1. 3rd Quarter Report (January 1, 2016 to March 31, 2016)
2. 2nd Quarter Report (September 1, 2015 to December 31, 2015)

Appropriated/Funded:

Review By:

Department Director:

Item No.

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
2015/2016 Level of Service Report
Prepared By M. Reed

3rd QUARTER REPORT - January 1, 2016 - March 31, 2016

[illegible]

3rd QUARTER REPORT - January 1, 2016 - March 31, 2016

2nd QUARTER REPORT - October 1, 2015 - December 31, 2015



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Building Permit Activity - 3rd Quarter FY 2015/16

SOURCE: Public Works

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

The Building Permit Activity Report (BPAR) presented herein to the City Council covers the months of January, February and March 2016. The two main categories include new residential permits issued and new commercial permits issued.

3rd Quarter of FY 2015/2016 compared to 3rd Quarter of FY 2014/2015

New residential permits issued during the 3rd quarter of 2016 (11) are down 15% from the 3rd quarter of 2015 (13). New commercial permits issued during the 3rd quarter of 2016 was (1), while no new commercial permits were issued during the same period last fiscal year.

Year-to-Date (July 2015 to March 2016)

New residential permits issued this fiscal year (38) are up 27% as compared to the same period last fiscal year (30). New commercial permits issued this fiscal year (2) are down 33% as compared to the same period last fiscal year (3).

RECOMMENDATION: Informational Item

ATTACHMENTS: 1. Building Permit Activities - January to March 2016

Appropriated/Funded:

Review By:

Department Director:

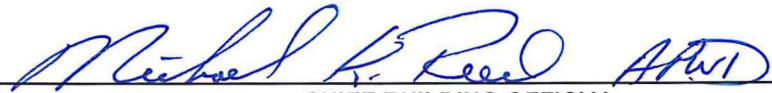
Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2014 - 1/31/2015 AND
7/1/2015 - 1/31/2016

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	JANUARY 2016	JANUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2016	JANUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2016	JANUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	2	2	30	21	343,904	548,652	6,257,920	12,532,008	3,828	5,170	66,129	96,608
NEW COMM	1	0	2	3	991,000	0	1,591,000	7,975,000	6,554	0	12,450	13,894
RESID IMPROV	10	8	78	65	147,176	153,400	1,365,401	925,855	3,614	5,389	28,558	29,413
COMM RESID	6	7	40	49	208,468	256,600	7,307,513	6,996,030	5,036	3,411	54,175	47,739
OTHER	20	26	237	164	158,707	222,439	2,268,181	2,036,724	3,994	5,339	45,768	32,992
ELECT	43	33	342	250	612,948	496,001	4,979,039	3,684,809	8,484	6,226	67,955	47,293
PLUMB	36	37	276	256	0	0	9,750	4,000	4,248	4,619	35,655	34,098
TOTALS	118	113	1,005	808	2,462,203	1,677,092	23,778,804	34,154,426	35,757	30,155	310,690	302,037

	NEW DWELLING UNITS TOTALS			
	JANUARY 2016	JANUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	2	2	29	20
MULTI FAMILY	0	0	0	80
TOTAL	2	2	29	100


 CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2014 - 2/28/2015 AND
7/1/2015 - 2/29/2016

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	FEBRUARY 2016	FEBRUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2016	FEBRUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2016	FEBRUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	2	3	32	24	315,146	581,492	6,573,066	13,113,500	3,678	5,727	69,807	102,335
NEW COMM	0	0	2	3	0	0	1,591,000	7,975,000	0	0	12,450	13,894
RESID IMPROV	9	6	87	71	64,715	51,295	1,430,116	977,150	3,105	1,596	31,663	31,009
COMM RESID	7	7	47	56	375,700	179,350	7,683,213	7,175,380	9,491	3,438	63,666	51,176
OTHER	36	20	273	184	265,926	192,155	2,534,107	2,228,879	6,594	3,636	52,362	36,628
ELECT	39	25	381	275	487,490	232,955	5,466,529	3,917,764	7,482	4,223	75,437	51,516
PLUMB	32	27	308	283	0	0	9,750	4,000	3,506	2,716	39,161	36,814
TOTALS	125	88	1,130	896	1,508,977	1,237,247	25,287,781	35,391,673	33,856	21,336	344,546	323,372

	NEW DWELLING UNITS TOTALS			
	FEBRUARY 2016	FEBRUARY 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	2	2	31	22
MULTI FAMILY	0	0	0	80
TOTAL	2	2	31	102


 CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2014 - 3/31/2015 AND
7/1/2015 - 3/31/2016

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	MARCH 2016	MARCH 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2016	MARCH 2015	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2016	MARCH 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	7	8	39	32	1,498,590	1,608,335	8,071,656	14,721,835	15,483	17,379	85,290	119,714
NEW COMM	0	0	2	3	0	0	1,591,000	7,975,000	0	0	12,450	13,894
RESID IMPROV	15	13	102	84	241,290	520,570	1,671,406	1,497,720	6,090	6,626	37,752	37,635
COMM RESID	5	9	52	65	194,250	183,050	7,877,463	7,358,430	4,431	4,088	68,097	55,265
OTHER	31	37	304	221	214,271	359,810	2,748,378	2,588,689	5,874	7,669	58,236	44,297
ELECT	58	33	439	308	812,088	538,155	6,278,617	4,455,919	11,666	6,319	87,103	57,835
PLUMB	38	38	346	321	0	0	9,750	4,000	4,501	4,501	43,662	41,315
TOTALS	154	138	1,284	1,034	2,960,489	3,209,920	28,248,270	38,601,593	48,045	46,582	392,591	369,955

	NEW DWELLING UNITS TOTALS			
	MARCH 2016	MARCH 2015	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	7	8	38	30
MULTI FAMILY	0	0	0	80
TOTAL	7	8	38	110



 CHIEF BUILDING OFFICIAL



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Code Enforcement Report - 3rd Quarter FY 2015/16

SOURCE: Fire

COMMENT: This informational report utilizes data from the “myPorterville” application for tracking code enforcement activity between January 1 and March 31, 2016.

During this quarter, City departments recorded 251 code enforcement issues, of which 181 were corrected and 70 were carried over to the following quarter. The Code Enforcement Officer issued 26 administrative citations, the most frequent being for non-compliance with the water conservation plan.

The annual weed abatement program also began this quarter with 1,637 weed abatement notices being sent to property owners with parcels that require abatement. An increase of 453 parcels, or 38.26% when compared to the previous year, was largely due to annexations. Subsequently, the Code Enforcement Officer has also seen an increase in requests for consultations regarding acceptable methods and standards for achieving the desired fire safety results of the weed abatement program.

The Code Enforcement Officer continues to coordinate efforts with Porterville Police Department as they inspect both permitted and non-permitted cannabis grow sites for compliance with the municipal code. During the quarter, 3 permits were approved, 2 passed inspection, and an additional 36 permits were pending inspection.

The Water Conservation Task Force continued regular operation during the quarter which included the cooler months of January, February, and March. Even with a reduction in outside watering during these months, the task force issued 61 notices of violation which resulted in 18 administrative citations written by the Code Enforcement Officer.

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. Code Enforcement FY 2015-16 Q3

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

Code Enforcement Report
Q3, FY 15-16

Q3 Code Enforcement Activity	# Requests	# Completed	% Closed
Water Waste NOV	79	61	77.22%
Water Waste Admin Cite	18	18	100.00%
Water Waste	18	16	88.89%
Weed Abatement	3	3	100.00%
CEO, Business License	2	2	100.00%
Comm. Dev., general or multiple violations	15	8	53.33%
Abandoned Vehicle (Street)	1	1	100.00%
Vehicles- cars for sale	1	1	100.00%
Vehicles- inoperable vehicles	8	5	62.50%
Vehicles- RVs/boats/etc	14	9	64.29%
CEO, Improper Vehicle Storage	6	5	83.33%
Animals- all complaint types	17	9	52.94%
Code Enforcement, General	4	3	75.00%
Fire Hazard	1	1	100.00%
Fire Lane Blocked	1	1	100.00%
Garbage Collection/ Illegal Dumping	5	2	40.00%
Neglected property/trash & debris	7	4	57.14%
Health Hazard	6	4	66.67%
Itinerant Vendor, Solicitor, Peddler	3	3	100.00%
Landscaping/trees- private property	6	4	66.67%
Parks/ Trees	6	5	83.33%
Sheds or second units	2	1	50.00%
Sidewalk Condition	4	0	0.00%
Signs- illegal/prohibited	1	0	0.00%
Signs- temporary commercial	19	14	73.68%
Yard Sales, Frequent	4	1	25.00%
Q3 Total	251	181	72.11%

Administrative Citations	Q1	Q2	Q3	Q4	Total
\$100	54	16	23		\$9,300
\$200	10	5	3		\$3,600
\$500	1	2	0		\$1,500
\$1,000	0	0	0		\$0
\$1,500	5	0	0		\$7,500
Total Assesment	70	23	26		\$21,900

Water Conservation Task Force	Q1	Q2	Q3	Q4	Total
<u>Personnel</u>					
Hours	260	142	144		546
Cost	\$2,600	\$1,309	\$1,476		\$5,385
<u>Vehicles</u>					
Miles	2,970	582	839		4,391
Cost	\$1,708	\$287	\$414		\$2,409
<u>Equipment</u>					
4 Tablets	\$400	0	0		\$400

Medical Cannabis	Q1	Q2	Q3	Q4	Total
Approved Permits	23	17	3		43
Permits Passing Inspection	16	11	2		29
Permits Pending Inspection	7	6	36		N/A
NOV's	0	0	0		0
Admin Citations	2	1	0		3

Weed Abatement	Q1	Q2	Q3	Q4	Total
Properties Noticed	0	0	1637		1,637
Completed by Owner	32	0	0		32
Assigned to Contractor	0	0	0		0
Completed by Contracor					
Pending	0	0	1637		N/A



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Porterville Golf Course Report -Third Quarter FY 2015/16

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report for information purposes on participation numbers at the Porterville Golf Course. The report reflects the Third Quarter FY 2015/16.

RECOMMENDATION: Information only

ATTACHMENTS: 1. Third Qtr Golf Statistics

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE GOLF COURSE STATISTICS

	Jan-15	Jan-16	Feb-15	Feb-16	Mar-15	Mar-16
9-hole	229	176	279	285	362	286
18-hole	71	49	66	63	90	52
Repeat 9	438	257	453	426	699	467
Monthly tickets	56	40	50	48	56	57
9 hole cart	172	108	146	172	212	183
18 hole cart	67	41	51	58	69	62
Repeat cart	185	103	167	201	256	224
Golfers	1825	1307	1706	1750	2351	2064
Total	\$17,282.00	\$11,723.00	\$14,940.00	\$15,921.00	\$19,888.00	\$17,030.00

FOOTGOLF

	Jan-15	Jan-16	Feb-15	Feb-16	Mar-15	Mar-16
18-hole adult	19	2	12	6	39	2
18-hole youth	20	1	12	8	12	4
Cart rental	0	0	2	0	8	0
Ball rental	0	0	0	0	3	0
Party	0	0	0	0	0	0
Total	\$290.00	\$25.00	\$202.00	\$100.00	\$571.00	\$40.00

GRAND TOTAL	\$17,572.00	\$11,748.00	\$15,142.00	\$16,021.00	\$20,459.00	\$17,070.00
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CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Report on Charitable Car Washes

SOURCE: Finance

COMMENT: In accordance with City Council direction, staff is providing a report on charitable car wash permits issued during the year. Article VI, Section 15-130 of the City Code allows up to four car washes at any commercial property per calendar year and up to four car washes by a charitable organization in a calendar year.

For the period of January 1 to March 31, 2016, there were no charitable car wash applications received or permits issued.

RECOMMENDATION: Information only.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Attendance Report for City Commissions and Committees - 3rd Quarter FY 2015/16

SOURCE: Administrative Services

COMMENT: At the Council's request, staff is herein providing for informational purposes the attendance records as of the 3rd Quarter FY 2015/16 for the following City Commissions and Committees:

- > Parks & Leisure Services Commission;
- > Library & Literacy Commission;
- > Arts Commission;
- > Animal Control Commission;
- > CDBG Advisory & Housing Opportunity Committee; and
- > Transactions & Use Tax (Measure H) Oversight Committee

RECOMMENDATION: Informational Report Only.

ATTACHMENTS:

1. P&L Services Commission
2. Library & Literacy Commission
3. Arts Commission
4. Animal Control Commission
5. CDGB Advisory Comm.
6. Transactions & Use Tax Oversight Comm.

Appropriated/Funded: N/A

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: John Lollis, City Manager

PARKS & LEISURE SERVICES COMMISSION
ATTENDANCE RECORDS

As of March 31, 2016

Parks & Leisure Services Commissioner's Record of Attendance

	2015	2015	2015	2015	2015	2015	2016	2016	2016	2016	2016	2016	
	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	
	2	6	3	1	5	3	7	4	3				
Rocco Calantone	**	P	P	E	P	P	P	P	*				FT Exp 10/19
Monte Moore	**	P	P	P	P	P	P	P	*				FT Exp 10/17
Leticia Lupio	**	P	P	A	P	P	P	P	*				FT Exp 10/17
Rick Vafeades	**	E	P	P	P	P	P	P	*				FT Exp 10/17
Richard Rankin	**	P	P	P	P	P	E	E	*				PUSD Rep.
Carroll Land	**	P	E	T	P	P	P	P	*				FT Exp 10/19
Shannon Bennett	**	P	A	P	E	P	P	P	*				FT Exp 10/17
Rachel Lucero	**	P	P	P	P	P	P	P	*				FT Exp 10/19
Totals	N/A	7	6	6	7	8	7	7					

**No meeting held. * Due to lack of quorum, an informal discussion only took place.

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

Parks & Leisure Services Commissioner's Record of Attendance

	2014	2014	2014	2014	2014	2014	2015	2015	2015	2015	2015	2015	
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	
	**	7	4	2	6	4	8	5	5	2	7*	4	
Rocco Calantone		P	P	P	P	P	P	P	P	P	P	P	FT Exp 10/15
Monte Moore		P	P	P	P	P	P	P	E	P	E	P	FT Exp 10/13
Leticia Lupio		P	E	P	P	P	P	P	P	P	E	P	FT Exp 10/13
Rick Vafeades		P	P	P	P	P	P	P	P	P	P	E	FT Exp 10/13
Richard Rankin		P	A	P	P	P	E	P	E	P	P	P	PUSD Rep.
Carroll Land		P	P	A	P	P	P	P	P	P	E	E	FT Exp 10/15
Shannon Bennett		P	P	E	A	P	P	P	P	P	A	P	FT Exp 10/13
Eric Mendoza		P	P	Resigned									
Derric Salazar		Appointed 2/15						P	P	Resigned			
Totals	N/A	8	6	5	6	7	6	8	6	7	3	5	

**No meeting held. * Due to lack of quorum, an informal discussion only took place.

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

Parks & Leisure Services Commissioner's Record of Attendance

	2013	2013	2013	2013	2013	2013	2014	2014	2014	2014	2014	2014	
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	
	3	1	5	3	7	5	2	6	6	1	5	**	
Rocco Calantone	P	P	P	P	P	P	P	E	P	E	P		FT Exp 10/15
Monte Moore	E	P	P	P	P	P	P	P	P	P	P		FT Exp 10/13
Leticia Lupio	P	P	P	P	P	P	P	P	P	P	P		FT Exp 10/13
Rick Vafeades	P	E	P	P	P	P	P	P	P	E	P		FT Exp 10/13
Richard Rankin	P	P	P	P	P	P	P	P	P	P	E		PUSD Rep.
Carroll Land	P	P	P	P	P	P	E	T	T	T	T		FT Exp 10/15
Shannon Bennett	P	P	E	A	P	P	P	P	P	P	P		FT Exp 10/13
Eric Mendoza	P	P	E	P	E	P	E	P	P	A	E		
Totals	7	7	6	7	7	8	6	7	8	5	6	N/A	

** No meeting held.

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

LIBRARY & LITERACY COMMISSION - Attendance Record

As of: March 31, 2016

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

 = Summer Hiatus

	2015 Nov 10	2015 Dec 8	2016 Jan 12	2016 Feb 9	2016 Mar 8	2016 Apr	2016 May	2016 June	2016 July	2016 Aug	
Catherine May	P	P	P	P	P			P	P		Re-appt. 10/13
Allan Bailey	P	P	P	P	P			P	P		Re-appt. 10/15
Esther Figueroa	P	P	P	P	P			P	P		Re-appt. 10/15
Tamara Bishop	P	P	P	P	P			P	P		Re-appt. 10/13
Edith La Vonne	E	P	P	P	P			P	E		Re-appt. 10/15
Jennifer Biagio	E	E	P	E	P			P	E		Appt. 10/13
Patience Christenson	P	P	P	P	E			P	P		Re-appt. 10/15

	2015 Jan 13	2015 Feb 10	2015 Mar 10	2015 Apr 8	2015 May 12	2015 June	2015 July	2015 Aug 11	2015 Sept 8	2015 Oct 13	
Catherine May	P	P	P	P	P			P	P	P	Re-appt. 10/13
Allan Bailey	P	P	P	P	P			P	P	P	Re-appt. 10/15
Esther Figueroa	P	P	P	E	P			P	P	P	Re-appt. 10/15
Tamara Bishop	P	P	P	P	P			P	P	E	Re-appt. 10/13
Edith La Vonne	P	P	P	P	P			P	E	P	Re-appt. 10/15
Jennifer Biagio	A	E	P	P	E			P	E	E	Appt. 10/13
Patience Christenson	E	E	P	P	E			P	P	E	Re-appt. 10/15

	2014 Mar 19	2014 April 8	2014 May 13	2014 June	2014 July	2014 Aug 12	2014 Sept 9	2014 Oct 14	2014 Nov 13	2014 Dec 9	
Catherine May	P	P	P			P	P	P	P	P	Re-appt. 10/14
Allan Bailey	E	P	P			P	P	P	P	P	Appt. 9/11
Esther Figueroa	P	P	P			P	P	P	P	P	Appt. 4/12
Tamara Bishop	E	P	P			P	P	P	P	P	Appt. 11/12
Carol Wilkins	E	P	P			Resigned					Appt. 11/12
Edith La Vonne	P	P	P			P	P	P	P	P	Appt. 11/12
Jennifer Biagio	P	P	P			P	E	E	E	P	Appt. 10/13
Patience Christenson	Appointed 11/14									T	Appt. 11/14

	2013 June	2013 July	2013 Aug 13	2013 Sept 10	2013 Oct 8	2013 Nov 12	2013 Dec 10	2014 Jan 14	2014 Feb 11	2014 Mar 11	
Catherine May			P	P	P	P	A	T	E	P	Re-appt. 10/10
Rebecca Ybarra			T	P	A	Term Expired					Appt. 10/10
Allan Bailey			P	P	P	P	T	P	P	P	Appt. 9/11
Esther Figueroa			P	P	P	P	P	P	P	P	Appt. 4/12
Tamara Bishop			P	P	P	P	P	P	P	P	Appt. 11/12
Carol Wilkins			E	P	P	P	P	P	P	P	Appt. 11/12
Edith La Vonne			P	P	P	P	T	P	P	P	Appt. 11/12
Jennifer Biagio			Appt. 10/13			E	P	P	P	P	Appt. 10/13

**Arts Commission
Attendance Records**

As of: March 31, 2016

	2015 16-Dec	2016 28-Jan	2016 24-Feb	2016 16-Mar	2016	2016	2016	2016	
Deana Worthington	P	*	P	P					
Joan Givan	P	*	P	P					
Judith Halloway	P	*	A	A					
Mel Gosage	P	*	P	P					
Vacant									
Vacant									
Vacant									

* No meeting due to lack of quorum.

	2015 29-Apr	2015 20-May	2015 24-Jun	2015 22-Jul	2015 26-Aug	2015 23-Sep	2015 28-Oct	2015 25-Nov	
Deana Worthington	P	P	*	P	P	*	*	*	
Joan Givan	P	P	*	P	P	*	*	*	
Judith Halloway	A	P	*	E	P	*	*	*	
Mel Gosage	P	P	*	P	P	*	*	*	
Vacant									
Vacant									
Vacant									

* No meeting due to lack of quorum.

	2014 23-Jul	2014 24-Sep	2014 22-Oct	2014 26-Nov	2014 Dec	2015 Jan	2015 Feb	2015 Mar	
Deana Worthington	P	P	P	P	*	*	P	P	
Vacant					*	*			
Vacant					*	*			
Joan Givan	P	P	P	P	*	*	P	P	
Judith Halloway	P	A	A	A	*	*	P	P	
Mel Gosage	P	A	A	A	*	*	P	P	
Brenda Carrasco	P								

* No meeting due to lack of quorum.

**Animal Control Commission
Attendance Records**

As of: March 31, 2016

	2016 7-Mar	2016	2016	2016	2016	2016	2016	Notes:
Maureen Hamilton	A							
Margaret Land	P							
Debbie Arthur	P							
Melanie Huerta	P							

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

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

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

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

* No meeting was held due to lack of quorum.

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

As of: March 31, 2016

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

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

This Committee typically meets on an annual basis in March.

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

As of: March 31, 2016

	2015 8-Oct	2015 18-Nov	2016 11-Feb				
Khris Saleh	A	A	A				
John Simonich	P	A	P				
Raheel Mann	A	A	A				
Gail Lemmen	P	P	P				
Margaret Stinson	P	P	P				
Janet Meister	P	P	A				
Kathleen "Kat" Harris	P	P	P				
Russell "Buck" Fletcher	P	P	P				
Salvador Estrada, Jr.	P	A	P				
Vacant							

	2014 7-Aug	2014 22-Oct	2014 12-Nov	2015 14-Jan	2015 11-Feb	2015 6-May	2015 25-Jun	
Khris Saleh	A	P	P	P	P	P	A	
John Simonich	P	P	A	A	P	P	P	
Raheel Mann	P	P	A	A	P	A	A	
Gail Lemmen	P	P	P	P	P	P	P	
Margaret Stinson	P	P	P	P	P	P	P	
Janet Meister	P	A	P	A	P	P	P	
Bill Nebeker	A	A	Resigned effective 10/30/14					
Kathleen "Kat" Harris	P	P	P	P	A	P	P	
Russell "Buck" Fletcher	P	P	P	P	P	P	P	
Salvador Estrada, Jr.	A	P	P	P	P	P	P	

** No meeting held due to lack of quorum.

	2013** 23-May	2013** 30-May	2013 13-Jun	2013 8-Aug	2013 7-Nov	2014 13-Mar	2014 1-May	
Gary Mekeel	-	-	A	A	Resigned effective 8/13/13			
Khris Saleh	-	-	A	P	P	A	P	Apptd 04/2010 thru 05/2012
Charles Webber	-	-	P	Resigned effective 6/30/13				
John Simonich	-	-	A	P	P	P	P	Apptd. 01/2011 thru 05/2014.
Michael MacDonald	-	-	P	P	P	P	P	Apptd 01/2011 thru 05/2014.
Gail Lemmen	-	-	P	P	P	P	A	Apptd 09/2010 thru 05/2012.
John Dennis	-	-	P	P	P	P		Resigned 3/2014.
Margaret Stinson	-	-	P	A	P	P	A	Apptd 05/2012.
Janet Meister	-	-	P	P	P	P	P	Apptd 08/2012.
Bill Nebeker	-	-	A	P	P	P	A	Apptd. 02/12.
Kathleen "Kat" Harris	Appt. 6/30/13			P	P	P	A	
Russell "Buck" Fletcher	Appt. 8/2013				P	P	P	

** No meeting held due to lack of quorum.



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Insurance Services Office, Public Protection Classification Rating

SOURCE: Fire

COMMENT: In February of 2016, the Insurance Services Office (ISO), met with representatives of the City of Porterville's Water Department, Police Department, and Fire Department for the purpose of conducting their analysis of the structural fire protection delivery system in the community. Results of the ISO analysis were provided to the City on April 25, 2016, and indicate that new ISO classification has been awarded, improving from ISO Class III to an ISO Class II rating. The new rating will take effect August 1, 2016.

Several areas of improvement contributed toward the elevated rating. Completion of the Public Safety Facility along with the addition of three full-time firefighters was a major contributing factor. Other significant factors include expansion of the Reserve Firefighter program, augmented daily staffing by Reserve Firefighters (made possible through the department's 2011 SAFER grant), revision of department standard operating procedures, and reorganization of existing personnel and positions to further improve the department's daily staffing levels and maximize the number of emergency vehicles placed in the field daily.

The Public Protection Classification (PPC) survey examines and evaluates capabilities of the emergency communications center, the City water supply system, and the Fire Department. Resultant scores are then factored into the community PPC rating. The Public Protection Classification Program plays an important role in the underwriting process at insurance companies. Most insurers, including the largest ones, use PPC information as an aid when deciding what business to write, coverage to offer, or price to charge for commercial or personal property insurance.

The PPC rating can range from Class 10, a fire suppression program that does not meet ISO's minimum criteria, to Class 1, an exemplary fire suppression program. In 2015, the ISO provided PPC ratings countrywide to 48,754 fire departments. Of those, only 1,060 were awarded an ISO PPC Class II rating. Porterville Fire Department members are honored to provide the community a level of fire protection recognized as being within the top two percent of the nation.

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. ISO Classification Letter

Appropriated/Funded:

Review By:

Department Director:

Glenn Irish, Fire Chief

Final Approver: John Lollis, City Manager



1000 Bishops Gate Blvd. Ste. 300
Mt. Laurel NJ 08054-5404

t 1.800.444.4554 Opt 2
f 1.800.777.3929

April 25, 2016

Mr. John Lollis, City Manager
Porterville
292 North Main Street
Porterville, California, 93257

RE: Porterville, Tulare County, California North
Public Protection Classification: 02/2X
Effective Date: August 01, 2016

Dear Mr. John Lollis,

We wish to thank you Mr. Michael Knight, Chief Glenn Irish, Chief Mitchell Sandoval and Chief Glenn Hall for your cooperation during our recent Public Protection Classification (PPC) survey. ISO has completed its analysis of the structural fire suppression delivery system provided in your community. The resulting classification is indicated above.

If you would like to know more about your community's PPC classification, or if you would like to learn about the potential effect of proposed changes to your fire suppression delivery system, please call us at the phone number listed below.

ISO's Public Protection Classification Program (PPC) plays an important role in the underwriting process at insurance companies. In fact, most U.S. insurers – including the largest ones – use PPC information as part of their decision-making when deciding what business to write, coverage's to offer or prices to charge for personal or commercial property insurance.

Each insurance company independently determines the premiums it charges its policyholders. The way an insurer uses ISO's information on public fire protection may depend on several things – the company's fire-loss experience, ratemaking methodology, underwriting guidelines, and its marketing strategy.

Through ongoing research and loss experience analysis, we identified additional differentiation in fire loss experience within our PPC program, which resulted in the revised classifications. We based the differing fire loss experience on the fire suppression capabilities of each community. The new classifications will improve the predictive value for insurers while benefiting both commercial and residential property owners. We've published the new classifications as "X" and "Y" — formerly the "9" and "8B" portion of the split classification, respectively. For example:

- A community currently graded as a split 6/9 classification will now be a split 6/6X classification; with the "6X" denoting what was formerly classified as "9."
- Similarly, a community currently graded as a split 6/8B classification will now be a split 6/6Y classification, the "6Y" denoting what was formerly classified as "8B."
- Communities graded with single "9" or "8B" classifications will remain intact.
- Properties over 5 road miles from a recognized fire station would receive a class 10.

PPC is important to communities and fire departments as well. Communities whose PPC improves may get lower insurance prices. PPC also provides fire departments with a valuable benchmark, and is used by many departments as a valuable tool when planning, budgeting and justifying fire protection improvements.

ISO appreciates the high level of cooperation extended by local officials during the entire PPC survey process. The community protection baseline information gathered by ISO is an essential foundation upon which determination of the relative level of fire protection is made using the Fire Suppression Rating Schedule.

The classification is a direct result of the information gathered, and is dependent on the resource levels devoted to fire protection in existence at the time of survey. Material changes in those resources that occur after the survey is completed may affect the classification. Although ISO maintains a pro-active process to keep baseline information as current as possible, in the event of changes please call us at 1-800-444-4554, option 2 to expedite the update activity.

ISO is the leading supplier of data and analytics for the property/casualty insurance industry. Most insurers use PPC classifications for underwriting and calculating premiums for residential, commercial and industrial properties. The PPC program is not intended to analyze all aspects of a comprehensive structural fire suppression delivery system program. It is not for purposes of determining compliance with any state or local law, nor is it for making loss prevention or life safety recommendations.

If you have any questions about your classification, please let us know.

Sincerely,

Dominic Santanna

Dominic Santanna

Manager -National Processing Center

cc: Mr. Michael Knight, Water Superintendent, Porterville Public Works
Chief Erik Kroutil, Director, Porterville Police Department
Chief Glenn Irish, Chief, Porterville Fire Department
Chief Mitchell Sandoval, Chief, Porterville Fire Department
Chief Glenn Hall, Chief, Porterville Fire Department



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Summary of Calendar for the November 8, 2016, Election

SOURCE: Administrative Services

COMMENT: As the City Council is aware, the passage of Ballot Measure M during the 2014 election changed the City's election cycle from June of even years to November of even years, with November 8, 2016, being the next City election. This report is being provided so as to provide information relative to the election calendar for both City Council candidates as well as any potential ballot measures that might be considered. Below is a summary of the election deadlines provided by the County Elections Office:

July 1	Notice to County Registrar of Voters confirming offices and incumbents and Resolutions requesting consolidation and specific election services due.
July 11	Last day to submit finalized ballot measure language to County.
July 18 to Aug 12	Candidate Nomination Period.
Aug 12	Last day to submit Impartial Analysis for ballot measure.
Aug 17	Last day of extended Nomination Period (if applicable).
Nov 8	Election Day

For the purposes of placing a non-tax measure on the ballot, the above timeline is applicable. In the event a tax-related measure is considered, the timeline ideally begins sooner and generally requires the engagement of a consultant. For example, in 2005, the City engaged the services of The Lew Edwards Group to assist in what would become Measure H. Lew Edwards comprehensively guided the Council through the complex process from determining costs, to conducting polling, timetables and identifying community stakeholders for the Citizens' Task Force. An abbreviated summary of the Lew Edwards recommended timetable for a November election is as follows:

February	Formalize consultant agreements; identify costs, draft poll and field interviews.
March	Conduct and analyze polling, assess measure feasibility; finalize timetable and outreach plan.
April	Citizens' Task Force activities commence; implement first non-partisan mailer.

May	Continue Citizens' Task Force activities.
June	Continue Citizens' Task Force activities; implement second non-partisan mailer.
July	Finalize ballot question and impartial analysis; expenditure plan; voter handout materials. Follows the election calendar for ballot filings.

It is anticipated that the consideration of the City's general election resolutions will be before the Council at the first meeting in June.

RECOMMENDATION: Informational item only.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Request to Purchase Motorola Radio/Computer System

SOURCE: Police

COMMENT: The Police Department Communications Center currently uses a Motorola Radio System MCC 5500 Dispatch Console at each of the five (5) workstations in the Communications Center. This system was installed over 10 years ago, and each computer is running off of an Operating System that is out of date. Recently, the workstation for “Station #1” malfunctioned and became inoperable. The MCC 5500 at Station #1 was operating off of the outdated Windows XP Operating System. In order for all workstations to work properly, they must all run off of compatible Operating Systems. Windows XP is not compatible with the current versions of Windows Operating Systems (either Windows 7, Windows 8.1 or Windows 10). After responding to a maintenance request and assessing the MCC 5500 at Station #1, it was determined that in order to replace the MCC 5500 computer at Station #1, all workstations at each of the other stations would need to be upgraded to a current Operating System (Either Windows 7 or Windows 8.1) or replaced in order to be compatible and operable. The City's I.T. Department was consulted regarding the technical aspect, specifications, and compatibility options. After this consultation, it was determined that it is imperative to upgrade all of the current MCC 5500 Dispatch Consoles in the Police Department Communications Center.

The current MCC 5500 Dispatch Consoles are serviced by J's Communications of Fresno, our current vendor for our dispatch consoles. J's Communications has been the regular service technician conducting maintenance and repairs on the system since installation, and is the company most familiar with the system. The company was asked to provide an estimate for a complete upgrade to our Motorola Radio and Computer System that would operate off of a current, up-to-date Operating System.

The estimate received from J's Communications to replace the entire system is itemized as follows:

- (5) HP Z440 Workstations \$12,537.50
- (5) Dual IRR SW USB HASP with License \$11,916.00
- (5) Windows 8.1 64 GB EMB Media/License \$998.75
- (1) Program/System \$1,800.00
- Tax & Shipping \$2,725.22

The total associated cost for replacing the entire radio system would be \$29,977.47. Additionally, this new, upgraded system includes a service agreement that would be maintained by J's Communication for 7 years beyond the installation date of the system.

J's Communications is designated by Motorola as the sole vendor for Motorola radios in our geographical area, thus this item was not solicited for bids by other companies.

The Police Department requests Council approval to purchase the above-listed equipment and enter into direct negotiations with the vendor of these items in accordance with the City's Purchasing Policy & Procedure Manual, as amended by Resolution No. 122-87, adopted by Council on October 20, 1987. Funds for the upgrade of the dispatch consoles are available in the current operating budget of the department.

RECOMMENDATION: That the City Council:

- 1) Authorize Department Staff to negotiate the purchase of a new Motorola Radio and Computer System for the Porterville Police Communications Center from J's Communications for approximately \$29,977.47; and
- 2) Authorize payment upon completion of installation of the system.

ATTACHMENTS: 1. Js Communication Quote

Appropriated/Funded: MB

Review By:

Department Director:

Eric Kroutil, Police Chief

Final Approver: John Lollis, City Manager



Quote Number: QU0000358051

Effective: 06 APR 2016

Effective To: 05 JUN 2016

Bill-To:

PORTERVILLE, CITY OF
350 NORTH D ST
PORTERVILLE, CA 93257
United States

Ultimate Destination:

PORTERVILLE, CITY OF
350 NORTH D ST
PORTERVILLE, CA 93257
United States

Attention:

Name: Ted Williams
Email: twilliams@ci.porterville.ca.us
Phone: 559-782-7439

Sales Contact:

Name: Randy Emerzian
Email: randye@j-scommunications.com
Phone: 5594424400

Request For Quote: Dispatch PC Upgrade
Contract Number: LA COUNTY (CA)
Freight terms: FOB Destination
Payment terms: Net 30 Due

Item	Quantity	Nomenclature	Description	List price	Your price	Extended Price
1	5	TT2833A	COMPUTER, Z440 WORKSTATION WINDOWS 7 (NON RETURNABLE)	\$2,950.00	\$2,507.50	\$12,537.50
2	5	DDN2089A	DUAL IRR SW USB HASP WITH LICENSE (V47)	\$2,648.00	\$2,383.20	\$11,916.00
3	5	DSWIN764EMB	WINDOWS 8.1 64B EMB MEDIA / LICENSE	\$235.00	\$199.75	\$998.75
4	1	DDN6916A	CSDM PROGRAM	\$2,000.00	\$1,800.00	\$1,800.00
Estimated Tax Amount						\$2,316.44
Estimated Freight Amount						\$408.78
Total Quote in USD						\$29,977.47

Installation on separate proposal.

PO Issued to Motorola Solutions Inc. must:

- >Be a valid Purchase Order (PO)/Contract/Notice to Proceed on Company Letterhead. Note: Purchase Requisitions cannot be accepted
- >Have a PO Number/Contract Number & Date
- >Identify "Motorola Solutions Inc." as the Vendor
- >Have Payment Terms or Contract Number
- >Be issued in the Legal Entity's Name
- >Include a Bill-To Address with a Contact Name and Phone Number
- >Include a Ship-To Address with a Contact Name and Phone Number
- >Include an Ultimate Address (only if different than the Ship-To)
- >Be Greater than or Equal to the Value of the Order
- >Be in a Non-Editable Format
- >Identify Tax Exemption Status (where applicable)
- >Include a Signature (as Required)



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Request to Purchase Police Vehicle

SOURCE: Police

COMMENT: In March 2016, Unit # 3277, a 2009 Ford Crown Victoria was involved in an on-duty traffic collision. The estimated repair cost to this vehicle is in excess of \$5,000 and it would not be fiscally prudent to repair the damage due to the vehicle being scheduled for replacement during FY 2016/2017.

Department staff has conducted research with regard to the purchase of a suitable replacement for the existing marked police vehicle, and the Dodge Charger has been identified as the vehicle that would be most suitable for our needs.

Per Resolution 35-93, no-bid purchases may be made through a cooperative purchase program. McPeck Dodge of Anaheim is a current City-authorized vendor and has vehicles available under the Cooperative Purchase Provision of the City of Los Angeles RFQ #1424 and P.O. #1597966. McPeck Dodge of Anaheim is a turn-key source for police vehicles and have provided a quote of \$40,312.92. It was determined that the Los Angeles Police Department contract for the purchase of this Dodge Charger was the best available price in the state and is the standard by which many agencies are purchasing their fleet vehicles. This contract price is available to the City of Porterville.

Through sound fiscal management and savings in the vehicle's depreciation fund, monies for this vehicle's replacement has already been accumulated in the respective vehicle depreciation account. The Police Department requests Council approval to purchase the above-listed vehicle and for Department Staff to enter into direct negotiations with the vendor of this item in accordance with the City's Purchasing Policy & Procedure Manual, as amended by Resolution No. 122-87, adopted by Council on October 20, 1987.

RECOMMENDATION: That the City Council:

- 1) Authorize Police Department Staff to purchase one (1) marked police vehicle and associated emergency equipment per specifications; and
- 2) Authorize payment upon satisfactory delivery of the vehicle.

ATTACHMENTS: 1. McPeck Dodge quote

Appropriated/Funded: MB

Review By:

Department Director:

Eric Kroutil, Police Chief

Final Approver: John Lollis, City Manager



4-25-2016

Lt Chris Contreras
Porterville Police Department

Lt Contreras

In response to your inquiry, we are pleased to submit this quotation for your consideration:

McPeek's Dodge of Anaheim will sell service and deliver to Porterville Police Dept, new/unused 2016 Dodge Charger Police vehicle with the attached specification for:

Selling price	36,916.29
Sales tax 8.5%	3,137.88
Tire tax	8.75
Delivery	250.00

Total 40,312.92
THIS COST DOES INCLUDE UPFIT

These vehicles are available under the Cooperative Purchase Provision of the City of Los Angeles bid RFQ # 1424 and there P.O# 1597966

Delivery is 90-120 days ARO

Terms are net 30 days

We at McPeek's Dodge welcome the opportunity to assist you in your vehicle requirements

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

Kevin Buzzard
McPeek's Dodge of Anaheim

1221 S. Auto Center Dr. - Anaheim, CA 92806
Phone: 1 (714) 635-2340 Fax: 1 (714) 533-1553



QUOTE
CITY OF PORTERVILLE
2016 / 2017 DODGE CHARGER POLICE CAR
BLACK PATROL
4-4-2016

INCLUDES OPTIONS
29A DODGE CHARGER POLICE PKG
5.7 LITER V-8
HD CLOTH BUCKET SEATS W/CLOTH REAR
FULL SIZE SPAIR
8 KEYS / REMOTES
BLACK LEFT SPOT LIGHT
MATCHING RIGHT SPOT LIGHT
BLACK VINYL FLOOR COVERING
DEACTIVATE REAR DOORS/WINDOWS (CW6)
KEY ALIKE (FREQ 1)
POWER SEAT
POWER HEATED MIRRORS FOLD AWAY
BACK UP SENSORS AND CAMERA
BLUETOOTH
CAR TO BE BLACK

SELLING PRICE	25,182.00
UPFIT PER SPEC	11,734.29
SUB TOTAL	36,916.29
SALES TAX 8.5%	3,137.88
CA TIRE TAX	8.75
DELIVERY	250.00
TOTAL FOR EACH CAR	40,312.92

1221 S. Auto Center Dr. - Anaheim, CA 92806
Phone: 1 (714) 635-2340 Fax: 1 (714) 533-1553



NOTES;

- 1 NEW WARRANTY FOR THE 2016 MODELS ARE
3YR/36,000 ON THE CAR
5YR/100,000 ON THE POWER TRAIN**
- 2 DELIVERY TIME IS 90-120 DAYS ARO**

McPeek's Dodge of Anaheim
1221 AUTO CENTER DR
ANAHEIM, CA 9280
714-254-2613 OFC
714-254-2614 FAX
714-264-1867 CELL
KEVINB@MCPEEKDODGE.COM

1221 S. Auto Center Dr. - Anaheim, CA 92806
Phone: 1 (714) 635-2340 Fax: 1 (714) 533-1553



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Acceptance of Project - W. North Grand Avenue Reconstruction Project

SOURCE: Public Works

COMMENT: MAC General Engineering has completed the W. North Grand Avenue Reconstruction Project per plans and specifications. The project consisted of reconstructing W. North Grand Avenue to collector standards from Newcomb Street to Prospect Street. It also includes about 600 additional feet west of the intersection of Newcomb Street and W. North Grand. The project includes new paving, sewer and water services to parcels not already served, curbs, gutters, sidewalks, drive approaches, storm drains and appurtenances.

Staff carefully tracks construction costs of all Capital Improvement Projects and reports project construction expenditures when the project is accepted by City Council. On December 16, 2014, City Council authorized an expenditure of \$1,332,039.22 for construction, construction management, inspection services, construction surveying and quality control services for the W. North Grand Avenue Reconstruction Project.

On April 7, 2015, Annexation 474, which includes properties on the north side of W. North Grand Avenue from Prospect Street to Newcomb Street, was approved by Council. Sidewalks and drive approaches along properties of Annexation 474 were not originally included in the project and on June 16, 2015, City Council authorized \$149,500 for construction of concrete improvements within this area.

On September 1, 2015, Council approved Annexation 480, which included properties along the north side of W. North Grand Avenue from Newcomb Street to 600' west of Newcomb Street. Sidewalks and drive approaches for properties in Annexation 480 were not originally included in the project and on October 6, 2015, Council authorized additional funding of \$127,379.45 to construct sidewalks and drive approaches for these properties. The authorization of additional funding on October 6, 2015, also included funds to reconstruct the intersection of Prospect Street and W. North Grand Avenue, which was not part of the original project.

The additional funding authorized on June 16, 2015, and October 6, 2015, totals an overall expenditure of \$1,608,918.67. The following itemizes the construction-related costs in two categories: 1) the construction contract, and 2) a combination of construction management and quality control.

- 1) Final construction cost is \$1,480,450.42
- 2) Construction management, surveying and quality control costs are \$132,113.64

Total project construction costs equate to \$1,612,564.06, which is \$3,645.39 (0.2%) more than the \$1,608,918.67 overall budget approved by Council at time of award and subsequent appropriations. The amount allotted for construction was within budget. The construction management, surveying and quality control is the category in which expenditures exceeded the allocation. Funding for the W. North Grand Avenue Reconstruction Project was approved in the 2015/2016 Annual Budget with Special Gas Tax Funds as the funding source.

MAC General Engineering requests that the City Council accept the project as complete. Staff reviewed the work and found it acceptable.

RECOMMENDATION: That City Council:

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

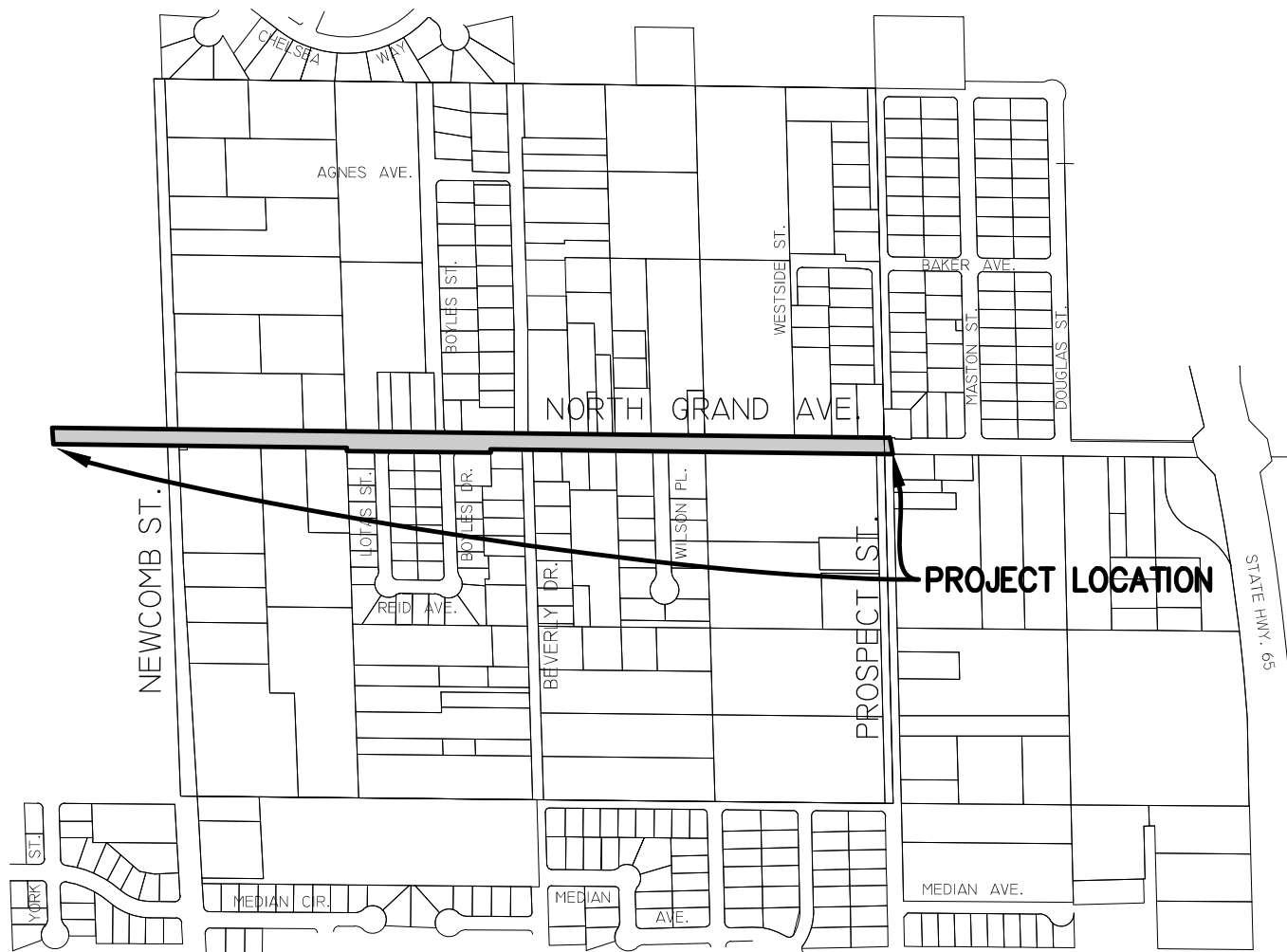
ATTACHMENTS: 1. Locator Map

Appropriated/Funded: MB

Review By:

Department Director:

Final Approver: John Lollis, City Manager



LOCATOR MAP



CITY OF PORTERVILLE ENGINEERING DIVISION

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

**NORTH GRAND AVENUE RECONSTRUCTION
PROSPECT STREET TO NORTH OF
NEWCOMB STREET
CITY OF PORTERVILLE
PROJECT NUMBER 89-9126**



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Acceptance of Project - Sewer Annexation Area 459A and 459C Project

SOURCE: Public Works

COMMENT: Steve Dovali Construction has completed the Island Annexation Sewer Project - Area 459A and 459C. Area 459A is generally bounded by the Porter Slough on the north, Walch Street on the east, Westwood Street on the west, and Putnam Avenue on the south. Area 459C includes the residences on each side of Belmont Street between Henderson Avenue and Mulberry Avenue.

The project consisted of installing 13,201 lineal feet (2.50 miles) of 8" and 6" diameter sewer mains, 30 sewer manholes, and 369 sewer laterals.

Staff carefully tracks construction costs of all Capital Improvement Projects and reports project construction expenditures when the project is accepted by City Council. On September 16, 2014, City Council authorized an expenditure of \$1,328,323.60 for construction, construction management, quality control and inspection services for the Sewer Annexation Area 459A and 459C 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 inspection services.

- 1) Final Construction cost: \$1,187,718.94
- 2) Construction management, quality control and inspection services: \$132,705.63

Total project construction costs equate to \$1,320,424.57, which is less than the \$1,328,323.60 overall budget approved by Council at time of award.

Refinancing of the Sewer Revenue Bonds, better known to staff as Certificate of Participation (COP) funds, was the mechanism for funding this project as approved by the 2014/2015 Annual Budget.

Steve Dovali Construction requests that the City Council accept the project as complete. Staff has 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. Locator Map

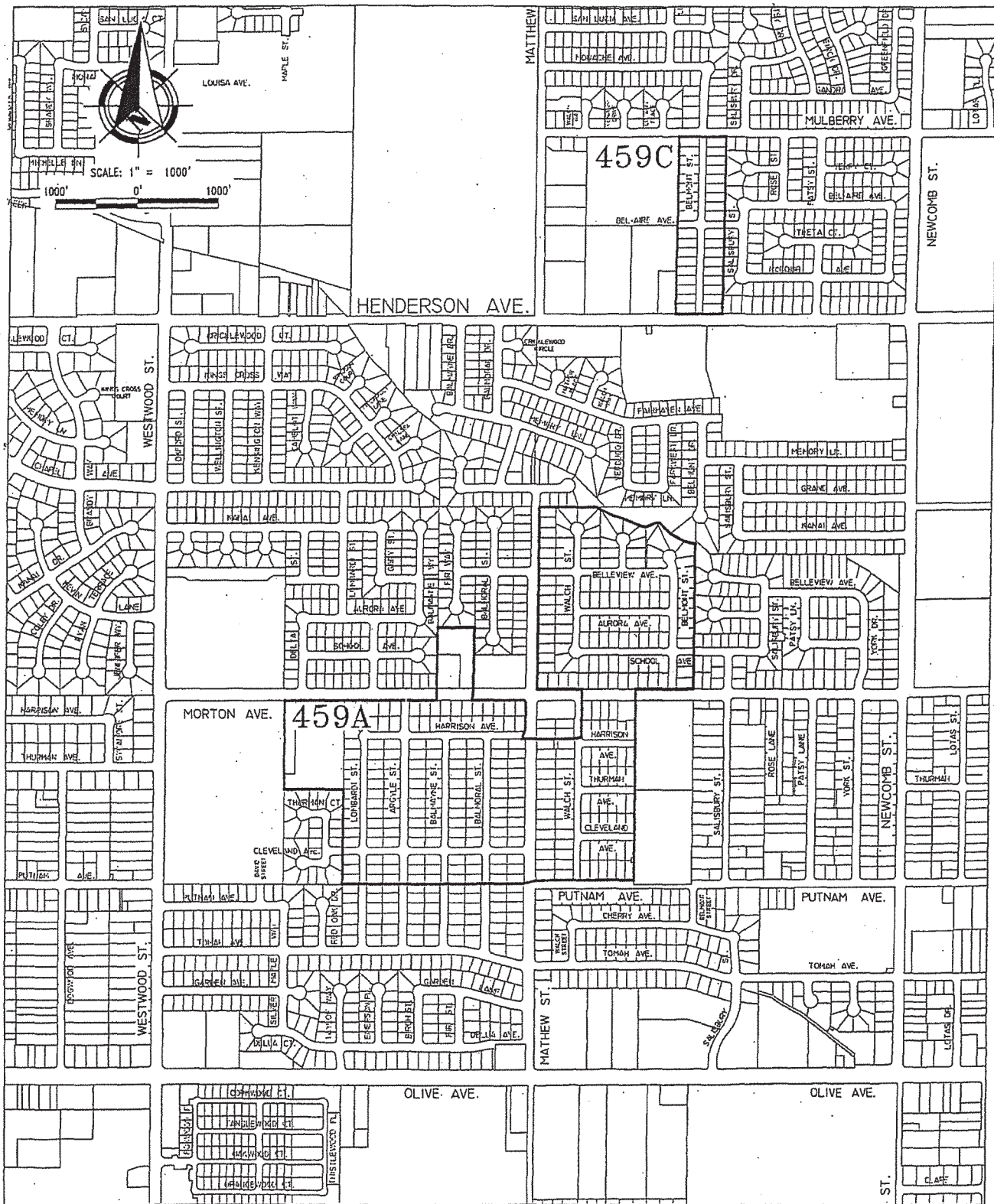
Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager



 PROJECT BOUNDARIES

ISLAND ANNEX. 459A & 459C



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Quarterly Portfolio Summary

SOURCE: Finance

COMMENT: This report reflects the investment portfolio of the City of Porterville as of March 31, 2016, and is in compliance with California Government Code Section 27000, etc., Section 53600, etc., and the City of Porterville's Statement of Investment Policy. Investments are selected based on the statutory objectives of safety, liquidity and yield.

RECOMMENDATION: That the City Council accept the Quarterly Portfolio Summary report.

ATTACHMENTS: 1. Quarterly Portfolio Summary

Appropriated/Funded:

Review By:

Department Director:
Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
PORTFOLIO SUMMARY AS OF MARCH 31, 2016

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1006	LOCAL AGENCY INVESTMENT FUND \$	7,881,026	\$ 7,881,026	0.460%	DAILY	DAILY	1
1007	CSJVRMA INVESTMENT FUND	6,532,117	6,717,353	1.340%	DAILY	DAILY	30
866	TULARE COUNTY INVESTMENT POOL	8,732,716	8,732,716	1.300%	DAILY	DAILY	30
	PROSPECT-HENDERSON PARTNERS, L	2,620,221	2,620,221	2.850%	12/29/2009	10/27/2020	1,671
	TULARE COUNTY JUNIOR LIVESTOCK SHOW AND COMMUNITY FAIR	1,148,478	1,148,478	4.000%	1/15/2015	7/15/2039	8,506
313382FP3	FEDERAL HOME LOAN BANKS	997,500	1,000,000	1.000%	3/20/2013	3/20/2018	719
3134G46D5	FEDERAL HOME LN MTG CORP	1,000,000	1,000,290	1.200%	6/12/2013	6/12/2018	803
313388G21	FEDERAL HOME LOAN BANKS	1,000,000	996,880	1.200%	6/20/2013	6/20/2018	811
3134G8MZ9	FEDERAL HOME LN MTG CORP	1,000,000	1,001,260	1.850%	3/30/2016	3/30/2021	1,825
4812VUL2	JP MORGAN CHASE BANK NA	1,000,000	995,060	1.000%	4/27/2012	4/27/2017	392
4042K1U68	HSBC USA INC	1,000,000	992,390	2.200%	7/5/2012	7/5/2017	461
89233P6S0	TOYOTA MOTORS CRD CORP	1,000,000	1,001,730	1.250%	3/13/2013	10/5/2017	553
24422ESW0	JOHN DEERE CAP CORP	1,000,000	1,008,490	2.050%	3/10/2015	3/10/2020	1,440
00206RBM3	AT&T INC	1,004,830	1,000,480	1.400%	1/22/2013	12/1/2017	610
94974BFG0	WELLS FARGO CO	1,006,910	1,005,870	1.500%	1/22/2013	1/16/2018	656
9819961J0	CERTIFICATE OF DEPOSIT	200,000	201,322	2.000%	9/14/2011	9/14/2016	167
36160WH51	CERTIFICATE OF DEPOSIT	240,000	242,405	2.100%	12/16/2011	12/16/2016	260
33764JRP2	CERTIFICATE OF DEPOSIT	240,000	241,008	1.100%	1/25/2013	1/25/2017	300
17284A2U1	CERTIFICATE OF DEPOSIT	240,000	242,918	1.500%	7/18/2012	7/18/2017	474
795450PA7	CERTIFICATE OF DEPOSIT	240,000	242,837	1.700%	8/22/2012	8/22/2017	509
36160NS83	CERTIFICATE OF DEPOSIT	245,000	249,087	2.000%	5/23/2014	5/23/2019	1,148
06740KFX0	CERTIFICATE OF DEPOSIT	247,000	249,337	1.900%	1/19/2012	1/19/2017	294
856284C77	CERTIFICATE OF DEPOSIT	247,000	249,811	2.050%	1/27/2012	1/27/2017	302
20451PBT2	CERTIFICATE OF DEPOSIT	247,000	247,235	1.800%	7/31/2013	7/31/2018	852
38143A2U8	CERTIFICATE OF DEPOSIT	250,000	250,678	1.050%	12/27/2012	12/27/2016	271
02587CAF7	CERTIFICATE OF DEPOSIT	246,383	250,957	1.950%	7/17/2014	7/17/2019	1,203
74267GUQ8	CERTIFICATE OF DEPOSIT	247,000	250,937	2.000%	7/22/2014	7/22/2019	1,208
29266NB30	CERTIFICATE OF DEPOSIT	247,000	250,883	2.050%	8/28/2014	8/28/2019	1,245
254672NN4	CERTIFICATE OF DEPOSIT	247,000	249,203	2.000%	5/13/2015	5/13/2020	1,504
20033AKP0	CERTIFICATE OF DEPOSIT	249,000	251,184	1.900%	5/26/2015	5/26/2020	1,517
140420RT9	CERTIFICATE OF DEPOSIT	247,380	250,135	1.850%	6/3/2015	6/3/2020	1,525
46147UQL7	CERTIFICATE OF DEPOSIT	248,378	251,092	1.900%	6/17/2015	6/17/2020	1,539
981571BN1	CERTIFICATE OF DEPOSIT	200,000	202,044	2.300%	6/25/2015	6/25/2020	1,547
29976DYV6	CERTIFICATE OF DEPOSIT	246,382	250,527	1.950%	6/30/2015	6/30/2020	1,552
14042E4P2	CERTIFICATE OF DEPOSIT	246,000	250,448	2.300%	7/15/2015	7/15/2020	1,567
31938QN26	CERTIFICATE OF DEPOSIT	247,000	251,486	2.050%	7/17/2015	7/17/2020	1,569
58403BY67	CERTIFICATE OF DEPOSIT	247,000	251,540	2.250%	7/27/2015	7/27/2020	1,579
05580ACW2	CERTIFICATE OF DEPOSIT	247,000	251,809	2.200%	9/22/2015	9/18/2020	1,632
02587DL30	CERTIFICATE OF DEPOSIT	246,000	249,902	2.300%	12/23/2015	12/23/2020	1,728
1192	CERTIFICATE OF DEPOSIT	99,000	99,000	1.490%	9/18/2012	9/18/2017	536
1195	CERTIFICATE OF DEPOSIT	99,000	99,000	1.350%	11/5/2012	11/5/2017	584
1198	CERTIFICATE OF DEPOSIT	99,000	99,000	1.250%	1/9/2013	1/9/2018	649
1199	CERTIFICATE OF DEPOSIT	150,000	150,000	1.250%	2/14/2013	2/14/2018	685
1200	CERTIFICATE OF DEPOSIT	99,000	99,000	1.580%	2/26/2013	2/26/2018	697
1204	CERTIFICATE OF DEPOSIT	250,000	250,000	1.500%	4/9/2013	4/9/2018	739
1208	CERTIFICATE OF DEPOSIT	122,408	122,408	1.100%	5/9/2013	5/9/2018	769
1209	CERTIFICATE OF DEPOSIT	99,000	99,000	1.050%	5/16/2013	5/16/2018	776
1224	CERTIFICATE OF DEPOSIT	250,000	250,000	1.950%	10/14/2013	10/14/2018	927
1228	CERTIFICATE OF DEPOSIT	250,000	250,000	1.850%	10/30/2013	10/30/2018	943
1239	CERTIFICATE OF DEPOSIT	250,000	250,000	1.000%	10/2/2013	10/2/2017	550
1243	CERTIFICATE OF DEPOSIT	250,000	250,000	1.500%	6/19/2012	6/19/2016	80
1248	CERTIFICATE OF DEPOSIT	100,002	100,002	1.260%	5/8/2015	5/8/2018	768
1254	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	9/8/2014	9/8/2019	1,256
1260	CERTIFICATE OF DEPOSIT	250,000	250,000	1.840%	4/4/2012	4/4/2017	369
1262	CERTIFICATE OF DEPOSIT	250,000	250,000	1.440%	9/5/2012	9/5/2017	523
1262	CERTIFICATE OF DEPOSIT	250,000	250,000	1.540%	12/12/2012	12/12/2017	621
1263	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	2/1/2013	3/1/2017	335
1264	CERTIFICATE OF DEPOSIT	100,000	100,000	1.300%	1/28/2013	1/28/2018	668
1265	CERTIFICATE OF DEPOSIT	100,000	100,000	1.300%	1/30/2013	1/30/2018	670
1266	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	5/8/2013	5/8/2018	768

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1278	CERTIFICATE OF DEPOSIT	250,000	250,000	1.000%	4/29/2013	4/29/2016	29
1280	CERTIFICATE OF DEPOSIT	250,000	250,000	1.300%	5/21/2013	5/21/2018	781
1281	CERTIFICATE OF DEPOSIT	250,000	250,000	1.390%	5/14/2013	5/14/2018	774
1282	CERTIFICATE OF DEPOSIT	250,000	250,000	1.300%	6/21/2013	6/21/2018	812
1283	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	5/9/2013	5/8/2018	768
1284	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	4/23/2013	4/23/2018	753
1285	CERTIFICATE OF DEPOSIT	250,000	250,000	1.500%	4/29/2013	4/29/2018	759
1286	CERTIFICATE OF DEPOSIT	250,000	250,000	1.600%	6/25/2013	6/25/2018	816
1287	CERTIFICATE OF DEPOSIT	250,000	250,000	1.600%	7/19/2013	7/19/2018	840
1288	CERTIFICATE OF DEPOSIT	250,000	250,000	1.590%	7/24/2013	7/24/2018	845
1289	CERTIFICATE OF DEPOSIT	261,825	261,825	1.980%	9/18/2013	9/18/2018	901
1290	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	10/11/2013	10/11/2018	924
1291	CERTIFICATE OF DEPOSIT	250,000	250,000	2.250%	2/7/2014	2/7/2019	1,043
1292	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	7/31/2014	7/31/2019	1,217
1293	CERTIFICATE OF DEPOSIT	250,000	250,000	1.940%	7/18/2014	7/18/2019	1,204
1294	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/3/2015	4/3/2020	1,464
1295	CERTIFICATE OF DEPOSIT	250,000	250,000	2.084%	4/20/2015	4/20/2020	1,481
1296	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/8/2015	5/8/2020	1,499
1297	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/14/2015	5/14/2020	1,505
1298	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	11/4/2015	11/4/2020	1,679
1299	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/30/2015	3/30/2020	1,460
1300	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	12/8/2015	12/8/2020	1,713
1301	CERTIFICATE OF DEPOSIT	250,000	250,000	2.080%	2/4/2016	2/4/2021	1,771
1302	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	1/11/2016	1/11/2021	1,747

TOTALS	\$ <u>52,560,556</u>	\$ <u>52,810,264</u>
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WEIGHTED AVERAGE RATE OF EARNINGS					% OF LIQUID	WEIGHTED
ONE YEAR HISTORY				CURRENT	PORTFOLIO	AVERAGE
3/31/2015	6/30/2015	9/30/2015	12/31/2015	3/31/2016	HOLDINGS	DAYS TO
1.441%	1.328%	1.509%	1.428%	1.484%	<u>44.037%</u>	<u>729</u>

Comments:

Portfolio holdings as of March 31, 2016, are in compliance with the current Investment Policy. With 44.037% of the portfolio being held in liquid instruments, the cash needs of the City will be met. The next portfolio report will be calculated for the second calendar quarter ending June 30, 2016, and will be presented during the August 2, 2016 Council meeting.



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Interim Financial Status Reports

SOURCE: Finance

COMMENT: The City Charter requires financial status reports to be provided to City Council on a monthly basis. Council Minute Order #10-011607 approved the recommended change in submittal of the Interim Financial Status Reports and established the requirements and parameters in the presentation of the reports.

In accordance with Council Minute Order #10-011607, the financial status reports for the third fiscal quarter ended March 31, 2016, are submitted.

RECOMMENDATION: That the City Council accept the interim financial status reports as presented.

ATTACHMENTS: 1. Interim financial status reports

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

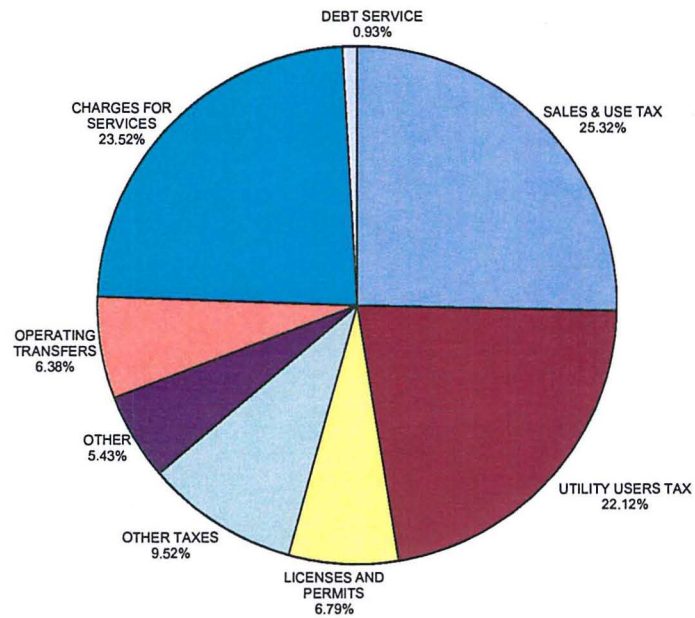
Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

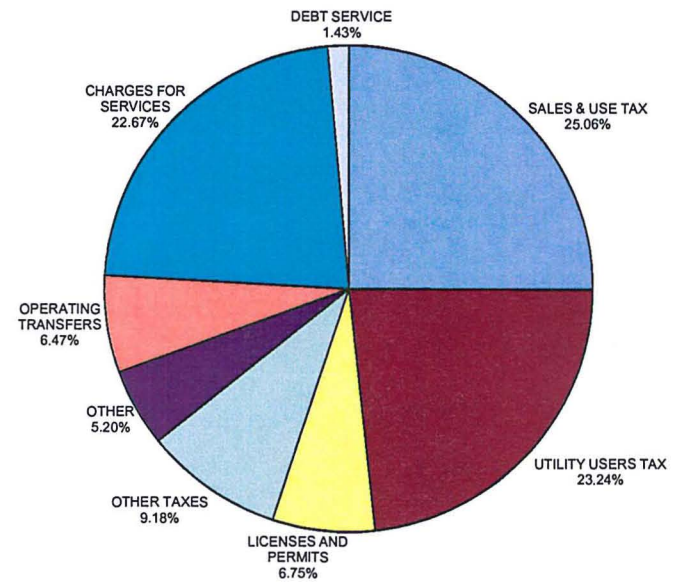
**REVENUE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2016 AND MARCH 31, 2015**

REVENUE SOURCE	2015-2016 ESTIMATED REVENUE	2015-2016 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2014-2015 ESTIMATED REVENUE	2014-2015 YEAR-TO-DATE REVENUE	% OF ESTIMATE
PROPERTY TAXES	\$ 6,940,354	\$ 3,500,343.88	50.43%	\$ 7,023,442	\$ 3,808,761	54.23%
OTHER TAXES:						
SALES AND USE TAX	4,630,149	2,987,697	64.53%	4,266,959	2,904,473	68.07%
UTILITY USERS TAX	4,100,000	2,705,101	65.98%	4,000,000	2,795,068	69.88%
TRANSIENT OCCUPANCY TAX	370,000	250,363	67.67%	350,000	214,861	61.39%
PROPERTY TRANSFER TAX	60,000	35,136	58.56%	50,000	28,963	57.93%
FRANCHISE TAX	1,551,134	842,767	54.33%	1,476,134	824,258	55.84%
SALES TAX - PUBLIC SAFETY	200,000	108,473	54.24%	165,000	109,539	66.39%
LICENSES AND PERMITS:						
BUSINESS LICENSES	443,000	442,455	99.88%	427,000	436,140	102.14%
CONSTRUCTION PERMITS	385,000	387,716	100.71%	325,000	376,404	115.82%
REVENUE FROM AGENCIES-TAXES:						
MOTOR VEHICLE IN-LIEU TAX	22,000	22,535	102.43%	23,000	22,825	99.24%
OTHER TAXES	27,000	12,699	47.03%	27,000	13,468	49.88%
REVENUE FROM AGENCIES-GRANTS	57,920	206,086	355.81%	67,516	160,710	238.03%
USE OF MONEY AND PROPERTY	388,404	352,209	90.68%	214,401	237,093	110.58%
FINES AND FORFEITURES	71,500	29,478	41.23%	65,000	30,898	47.54%
CHARGES FOR SERVICES:						
PLANNING AND ENGINEERING	105,000	68,826	65.55%	95,000	89,932	94.66%
POLICE	400,000	121,405	30.35%	385,000	181,179	47.06%
FIRE	48,000	8,151	16.98%	28,000	28,488	101.74%
LIBRARY	42,000	33,852	80.60%	40,000	33,129	82.82%
RECREATIONAL	2,311,845	1,336,014	57.79%	1,830,147	1,156,042	63.17%
INTERDEPARTMENTAL	1,700,000	1,298,861	76.40%	1,600,000	1,229,492	76.84%
OTHER	11,818	8,947	75.71%	10,636	8,959	84.23%
OTHER REVENUES	70,000	75,659	108.08%	64,500	197,138	305.64%
SUBTOTALS	\$ 23,935,124	\$ 14,834,774	61.98%	\$ 22,533,735	\$ 14,887,819	66.07%
OPERATING TRANSFERS	1,211,144	779,640	64.37%	1,150,790	778,534	67.65%
DEBT SERVICE TRANSFERS	148,750	113,603	76.37%	168,700	171,513	101.67%
TOTALS	\$ 25,295,018	\$ 15,728,017	62.18%	\$ 23,853,225	\$ 15,837,865	66.40%

**CITY OF PORTERVILLE
GENERAL FUND REVENUES
Nine Months Ended March 31, 2016**



**CITY OF PORTERVILLE
GENERAL FUND REVENUES
Nine Months Ended March 31, 2015**

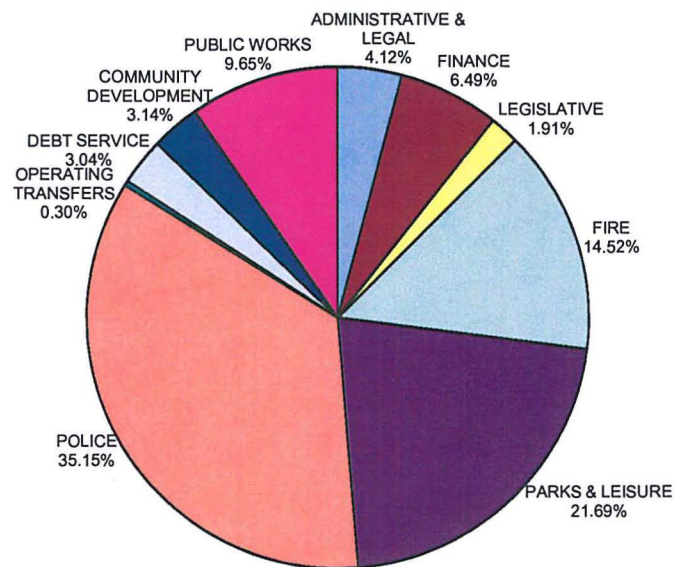


CITY OF PORTERVILLE

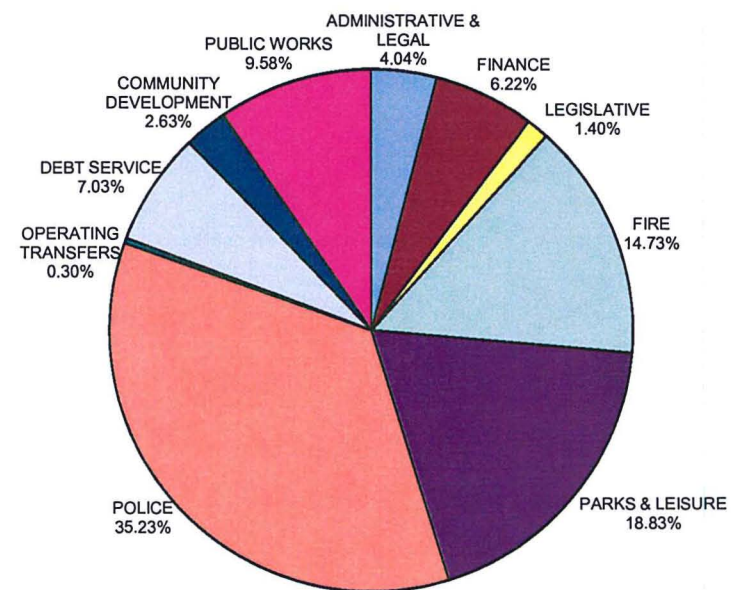
**EXPENDITURE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2016 AND MARCH 31, 2015**

	2015-2016 AMENDED APPROP	2015-2016 YEAR-TO-DATE EXPEND	% OF APPROP	2014-2015 AMENDED APPROP	2014-2015 YEAR-TO-DATE EXPEND	% OF APPROP
LEGISLATIVE:						
CITY COUNCIL	\$ 227,917	\$ 172,387	75.6%	\$ 227,917	\$ 111,530	48.9%
COMMUNITY PROMOTION	216,208	152,050	70.3%	209,080	134,501	64.3%
EMERGENCY OPERATIONS		3,040				
ADMINISTRATIVE & LEGAL:						
CITY MANAGER	283,570	208,847	73.6%	252,067	180,984	71.8%
CITY CLERK	172,713	139,524	80.8%	232,101	160,836	69.3%
HUMAN RESOURCES	274,629	215,437	78.4%	253,532	229,665	90.6%
CITY ATTORNEY	225,000	144,772	64.3%	180,000	137,436	76.4%
FINANCE:						
FINANCE & ACCOUNTING	832,330	617,527	74.2%	783,296	577,680	73.7%
INFORMATION SERVICES	414,758	281,312	67.8%	410,428	288,231	70.2%
ADMINISTRATIVE SERVICES	374,489	216,098	57.7%	365,036	225,456	61.8%
POLICE PROTECTION	9,168,415	6,039,730	65.9%	8,856,918	6,175,787	69.7%
FIRE PROTECTION	3,937,506	2,495,035	63.4%	3,773,801	2,583,118	68.4%
COMMUNITY DEVELOPMENT:						
PLANNING & ZONING	534,132	374,430	70.1%	516,294	278,848	54.0%
ECONOMIC DEVELOPMENT	303,460	164,974	54.4%	294,233	182,246	61.9%
PUBLIC WORKS:						
ENGINEERING & BUILDING	1,056,102	711,003	67.3%	1,010,254	739,747	73.2%
STREET MAINTENANCE	429,945	294,299	68.5%	411,653	278,957	67.8%
SIGNALS, SIGNING & STRIPING	369,788	219,587	59.4%	360,224	251,656	69.9%
STREET LIGHTING	484,344	339,166	70.0%	484,322	338,355	69.9%
STORM DRAINS	93,119	62,609	67.2%	90,094	39,749	44.1%
PARKING LOTS	47,208	31,817	67.4%	47,186	31,283	66.3%
PARKS & LEISURE:						
PARK MAINTENANCE & OPERATION	1,833,585	1,256,624	68.5%	1,744,348	1,145,927	65.7%
STREET TREES & PARKWAYS	185,917	106,702	57.4%	183,211	129,976	70.9%
COMMUNITY CENTERS	225,162	160,216	71.2%	214,522	171,271	79.8%
LEISURE SERVICES	235,622	214,503	91.0%	226,501	184,371	81.4%
LEISURE SERVICES - SPECIAL PROG	2,139,598	1,341,931	62.7%	1,662,906	1,097,712	66.0%
SWIMMING POOL	157,119	81,281	51.7%	157,119	78,786	50.1%
LIBRARY OPERATIONS	761,700	549,318	72.1%	707,836	479,896	67.8%
SPECIAL PROJECTS	24,519	16,525	67.4%	17,000	13,150	77.4%
 SUB TOTALS	 25,008,855	 \$ 16,610,742	 66.4%	 23,671,879	 \$ 16,247,150	 68.6%
 OPERATING TRANSFERS	 79,000	 51,750	 65.5%	 79,000	 51,750	 65.5%
DEBT SERVICE	1,149,297	521,906	45.4%	1,231,178	1,233,296	100.2%
	<u>\$ 26,237,152</u>	<u>\$ 17,184,398</u>	65.5%	<u>\$ 24,982,057</u>	<u>\$ 17,532,196</u>	70.2%

**CITY OF PORTERVILLE
GENERAL FUND EXPENDITURES
Nine Months Ended March 31, 2016**



**CITY OF PORTERVILLE
GENERAL FUND EXPENDITURES
Nine Months Ended March 31, 2015**

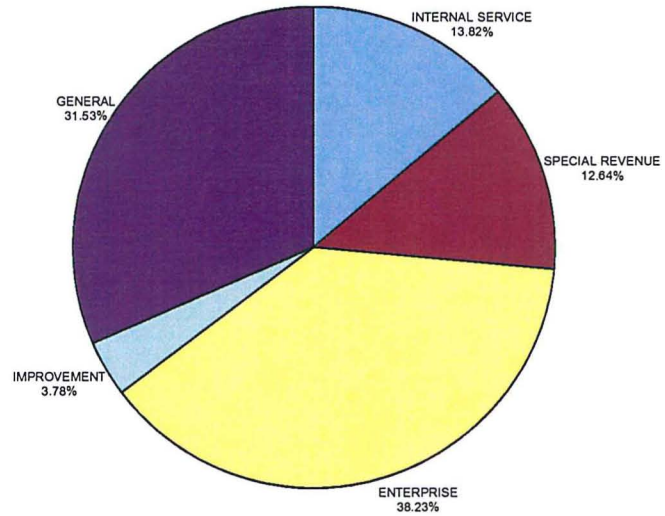


CITY OF PORTERVILLE

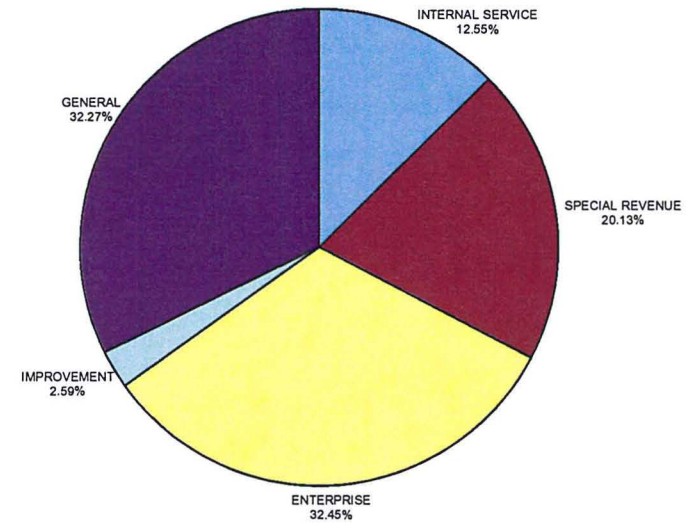
REVENUE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2016 AND MARCH 31, 2015

REVENUE SOURCE	2015-2016 ESTIMATED REVENUE	2015-2016 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2014-2015 ESTIMATED REVENUE	2014-2015 YEAR-TO-DATE REVENUE	% OF ESTIMATE
MEASURE H SALES TAX	\$ 3,363,626	\$ 2,380,192	70.8%	\$ 3,272,754	\$ 2,157,554	65.9%
SPECIAL GAS TAX	1,964,902	1,468,842	74.8%	2,162,439	1,435,038	66.4%
LOCAL TRANSPORTATION FUNDS (LTF)	2,614,818	823,646	31.5%	6,038,259	3,902,590	64.6%
TRAFFIC SAFETY FUND	200,200	70,992	35.5%	150,200	77,558	51.6%
ZALUD ESTATE	6,000	4,836	80.6%	5,000	4,709	94.2%
COMMUNITY DEVELOPMENT BLOCK GRANT	1,229,197	582,707	47.4%	1,459,621	1,237,713	84.8%
TRANSIT	9,094,650	2,958,511	32.5%	8,003,143	657,015	8.2%
SPECIAL SAFETY GRANTS	259,649	272,289	104.9%	222,817	273,976	123.0%
SEWER OPERATING	6,859,876	5,150,377	75.1%	6,740,454	5,203,456	77.2%
REFUSE REMOVAL	5,763,000	4,329,993	75.1%	5,698,000	4,295,774	75.4%
AIRPORT OPERATIONS	1,510,191	1,079,968	71.5%	1,421,888	1,059,616	74.5%
GOLF COURSE	194,100	139,498	71.9%	220,700	145,621	66.0%
WATER OPERATING	5,650,993	4,322,961	76.5%	4,904,000	3,601,955	73.4%
RISK MANAGEMENT	5,163,166	4,229,754	81.9%	4,220,066	3,526,349	83.6%
EQUIPMENT MAINTENANCE	3,152,500	2,270,396	72.0%	3,120,500	2,264,831	72.6%
LANDSCAPE MAINTENANCE DISTRICT	95,500	41,692	43.7%	81,628	41,153	50.4%
WATER REPLACEMENT	4,546,196	391,795	8.6%	1,791,388	354,562	19.8%
SOLID WASTE RESERVE	1,862,682	467,648	25.1%	432,362	254,435	58.8%
SEWER REVOLVING	278,218	256,564	92.2%	215,114	198,135	92.1%
TRANSPORTATION DEVELOPMENT	105,000	173,126	164.9%	158,000	28,890	18.3%
PARK DEVELOPMENT	45,050	33,443	74.2%	20,000	57,590	288.0%
TREATMENT PLANT RESERVE	578,088	660,057	114.2%	587,792	389,764	66.3%
STORM DRAIN DEVELOPMENT	120,000	93,882	78.2%	115,000	67,405	58.6%
BUILDING CONSTRUCTION	4,000	7,327	183.2%	4,000	7,208	180.2%
TOTALS	\$ 54,661,602	\$ 32,210,495	58.9%	\$ 51,045,125	\$ 31,242,898	61.2%

**CITY OF PORTERVILLE
REVENUE BY FUND TYPE
Nine Months Ended March 31, 2016**



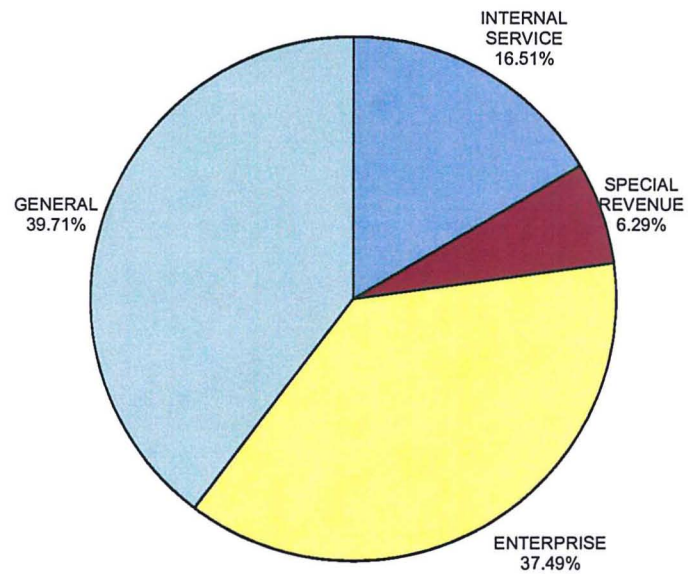
**CITY OF PORTERVILLE
REVENUE BY FUND TYPE
Nine Months Ended March 31, 2015**



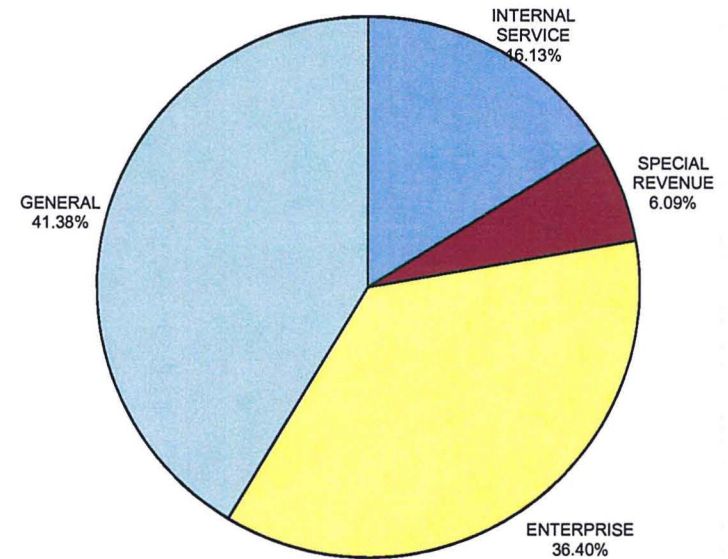
CITY OF PORTERVILLE
EXPENDITURE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2016 AND MARCH 31, 2015

	2015-2016 AMENDED APPROP	2015-2016 YEAR-TO-DATE EXPEND	% OF APPROP	2014-2015 AMENDED APPROP	2014-2015 YEAR-TO-DATE EXPEND	% OF ACTUAL
MEASURE H SALES TAX	\$ 3,330,005	\$ 2,157,142	64.8%	\$ 2,939,142	\$ 1,890,272	64.3%
ZALUD ESTATE	22,855	18,238	79.8%	27,235	12,605	46.3%
COMMUNITY DEVELOPMENT BLOCK GRANT	512,426	105,596	20.6%	509,006	120,315	23.6%
TRANSIT	4,259,383	2,672,849	62.8%	4,209,353	1,880,028	44.7%
SPECIAL SAFETY GRANTS	552,267	289,112	52.4%	367,764	226,498	61.6%
SEWER OPERATING	6,350,624	4,384,573	69.0%	6,025,645	4,046,614	67.2%
REFUSE REMOVAL	5,749,861	3,976,989	69.2%	5,641,766	3,818,839	67.7%
AIRPORT	1,356,910	891,129	65.7%	1,309,285	908,094	69.4%
GOLF COURSE	362,646	255,264	70.4%	366,188	246,669	67.4%
WATER OPERATING	4,807,453	3,484,989	72.5%	4,639,775	3,379,097	72.8%
RISK MANAGEMENT	6,450,144	4,841,256	75.1%	6,357,273	4,209,659	66.2%
EQUIPMENT MAINTENANCE	3,147,075	2,063,673	65.6%	3,091,857	2,123,064	68.7%
LANDSCAPE MAINTENANCE DISTRICT	173,255	81,407	47.0%	214,705	154,229	71.8%
TOTALS	\$ <u>37,074,904</u>	\$ <u>25,222,217</u>	68.0%	\$ <u>35,698,994</u>	\$ <u>23,015,983</u>	64.5%

**CITY OF PORTERVILLE
EXPENDITURES BY FUND TYPE
Nine Months Ended March 31, 2016**



**CITY OF PORTERVILLE
EXPENDITURES BY FUND TYPE
Nine Months Ended March 31, 2015**



CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE H
For the Nine Months Ended March 31, 2016 and March 31, 2015

	<u>FY 2015-16</u>	<u>FY 2014-15</u>
REVENUES		
Sales Tax - Measure H	\$ 2,372,118	2,130,149
Interest	6,856	25,515
Police Services	1,218	1,890
TOTAL REVENUES	<u>2,380,192</u>	<u>2,157,554</u>
EXPENDITURES		
Police Department	1,135,988	1,001,121
Fire Department	717,207	604,862
Public Safety Station	7,475	0
Library & Literacy	296,472	284,289
TOTAL EXPENDITURES	<u>2,157,142</u>	<u>1,890,272</u>
CAPITAL PROJECTS		
Public Safety Station	863,569	2,663,834
Library Literacy Center	59,374	
TOTAL CAPITAL PROJECTS	<u>922,943</u>	<u>2,663,834</u>
 REVENUE OVER/(UNDER) EXPENDITURES	 <u><u>\$ (699,893)</u></u>	 <u><u>\$ (2,396,552)</u></u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - ENTERPRISE FUNDS
For the Nine Months Ended March 31, 2016 and March 31, 2015

<u>FUND</u>	<u>REVENUES</u>	<u>EXPENSES</u>	<u>3/31/2016 NET OPERATING PROFIT (LOSS)</u>	<u>3/31/2015 NET OPERATING PROFIT (LOSS)</u>
Zalud Estate	\$ 4,836	\$ (18,238)	\$ (13,402)	\$ (7,896)
Sewer Operating	5,150,377	(4,384,573)	765,804	1,156,842
Solid Waste	4,329,993	(3,976,989)	353,004	476,935
Airport	1,079,968	(891,129)	188,839	151,523
Golf	139,498	(255,264)	(115,766)	(101,048)
Water Operating	4,322,961	(3,484,989)	837,972	222,858

NOTE: The Transit Fund is not included as it does not contain any retained earnings



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Assignment of Airport Lease - Lot 44B

SOURCE: Finance

COMMENT: The Estate of Al Quatacker and its Executor, Don Quatacker, current leaseholder of Lot 44B, have decided to keep the hangar in the family and are requesting the transfer of the lease to Mike Quatacker. The new owner is requesting Council authorization to assume the existing lease between the City of Porterville and the Estate commencing May 3, 2016, and expiring on January 31, 2018.

RECOMMENDATION: That the City Council approve the assignment of the Lease Agreement for Lot 44B between the City of Porterville and the Estate of Al Quatacker to Mike Quatacker.

ATTACHMENTS:

1. Locator Map
2. Assignment of Lease
3. Lessor's Consent to Assignment of Lease
4. Letter of Request

Appropriated/Funded: MB

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

AIRPORT LEASE SITES



44A 44B 44C

40	41	42	43
36	37	38	39

45

46A 46B 46C 46D

35

A	B	C	34	D	E	F
33						

32A

B

C

31C

31A

31B

30B

30A1

30A2

30A3

47

50

TAXIWAY

TAXIWAY

HANGAR ROAD

HOPE ROAD

THUNDERBOLT DR.

ADMIN.
BLD.

**ASSIGNMENT OF LEASE
PORTERVILLE MUNICIPAL AIRPORT**

THIS AGREEMENT, made this 3rd day of May, 2016 by and between the Estate of Al Quatacker and its Executor, Don Quatacker, 18976 Ave 168, Porterville, CA 93257, owner of a hangar on Lot 44B at the Porterville Municipal Airport, as the Assignor, and Mike Quatacker, 52 W. Orange, Porterville, CA 93257, as the Assignee.

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

1. Effective May 3, 2016, Assignor hereby assign, transfer and convey to Assignee all of his right, title and interest as Lessee, in, to and under a certain Lease Agreement dated February 1, 1993 (hereinafter "Lease"), executed by and between the City of Porterville, as Lessor, and Al Quatacker original Lessee, providing for the letting of certain premises located at the Porterville Municipal Airport, Porterville, California, being more particularly described as follows:

An airport hangar known as No. 44B, and containing a total area of approximately 4,200 square feet, and establishing an original Lease terminating January 31, 2018.

2. Effective May 3, 2016, Assignee hereby accepts and assumes all of the obligations, responsibilities and liabilities of Assignor under said Lease, and agrees to perform said Lease Agreement according to its terms, covenants and conditions, without exception, and Assignee understands and agrees that Landlord makes no warranty or representation that either Assignor or Assignee would be given an exclusive use in the Porterville Municipal Airport for the use thereof by Assignor and/or Assignee, except as provided in the Lease.

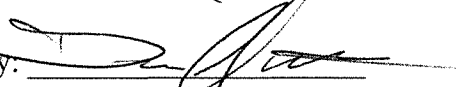
3. Upon execution of this Assignment of Lease and Landlord's consent hereto, the parties' Noticed Address shall be as set forth herein above. The parties further understand there is a \$150 assignment fee, payable to the City of Porterville, and the Assignee must provide proof of aircraft and hangar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

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

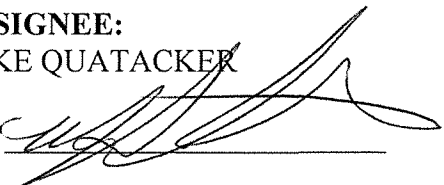
5. This Assignment shall be binding upon and shall inure to the benefit of the respective parties, their successors and assigns.

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

ASSIGNOR:
ESTATE OF AL QUATACKER

By: 
Don Quatacker - Executor

ASSIGNEE:
MIKE QUATACKER

By: 

**LESSOR'S CONSENT TO ASSIGNMENT OF LEASE AGREEMENT
PORTERVILLE MUNICIPAL AIRPORT
AIRPORT HANGAR LOT NO. 44B**

The City of Porterville, a municipal corporation of the State of California, being the Landlord under the Lease for Airport Hangar Lot No. 44B, described in the foregoing Assignment, hereby consents to the foregoing Assignment of Lease upon the expressed condition, however, that there shall be no further assignment without the prior written consent of the Landlord.

Dated this 3rd day of May, 2016.

CITY OF PORTERVILLE

BY: _____

Milt Stowe
MAYOR, CITY OF PORTERVILLE

"LESSOR"

ATTEST:

John Lollis, CITY CLERK

APPROVED AS TO FORM:

BY: _____
Julia Lew, City Attorney

My Father, Al Quatacker passed
away and we would like to keep the
house in the family.

I, Don Quatacker, as executor of the
estate would like the lease to be
transferred to my brother Mike Quatacker.

Sincerely, Don Quatacker 4-7-16

 4-7-16

CITY OF PORTERVILLE
559-782-7438

REC#: 02293304 4/07/2016 11:03 AM
OPER: MM TERM: 001
REF#:

TRAN: 99.0000 MISCELLANEOUS
ASSIGNMENT FEE/QUATACKER, MIKE
QUATACKER, DON (EXECUTOR)
Rent of Land 150.00CR

TENDERED: 150.00 CASH
APPLIED: 150.00-

CHANGE: 0.00



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Consideration for Opting into the California Home Finance Authority (Ygrene Works for California) PACE Program

SOURCE: Community Development

COMMENT: Since 2014, City Council has opted into six Property Assessed Clean Energy (PACE) Programs. The programs include the Tulare County PACE Program, California First Pace Program, California Hero Program, Figtree PACE Program, the California Municipal Finance Authority (CMFA) PACE Program, and the California Statewide Communities Development Authority (CSCDA) Open Pace Program. Staff was recently contacted by Ygrene Energy Fund, requesting that the City of Porterville opt into the California Home Finance Authority (CHF) PACE Programs.

California Home Finance Authority, which is in the process of formally changing its name to Golden State Finance Authority, is a joint exercise of powers authority (JPA) established pursuant to Chapter 5 of Division 7, Title 1 of the Government Code of the State of California (Section 6500 and following) (the “Act”) and the Joint Power Agreement entered into on July 1, 1993, as amended from time to time (the “Authority JPA”).

CHF has established two Property Assessed Clean Energy (“PACE”) financing programs for residential, commercial, industrial and agricultural properties to address high up-front costs for property owners who wish to improve their properties through installation of measures that will generate renewable energy or reduce their energy and water use. One program uses legislation from SB 555 and the other utilizes SB 811, with both programs receiving validation from the Superior Court for the County of Sacramento. CHF contracts with Ygrene Energy Fund CA LLC (Ygrene) to serve as the program administrator and to operate the Ygrene Works for California PACE financing program.

To participate in the PACE programs, the City must become an Associate Member of CHF (JPA Agreement attached). Associate membership requires no dues or other costs to the City, but permits participation in all CHF programs including the PACE program. The attached resolutions approve joining the JPA as an Associate Member. Pursuant to the JPA Agreement and CHF Board Resolution 15-01, the Executive Director has the authority to approve the addition of new Associate Members to the JPA.

CHF PACE is being offered to allow property owners in participating cities and counties the ability to finance the development of renewable energy sources,

installation of energy and water efficiency improvements, reduction of greenhouse gases, and protection of the environment. Participation in the assessment is voluntary by the property owner. The voluntary contractual assessments will be levied by CHF and collected in annual installments through the applicable county secured property tax bill. The City of Porterville is not obligated to pay the assessments levied on the participating properties.

The goal of the program is to promote economic growth and job creation in the city of Porterville by allowing businesses and property owners an additional financing tool to lower their operating costs by decreasing energy and water consumption.

RECOMMENDATION: That the City Council:

1. Adopt the draft Resolution to become an associate member of the California Home Finance Authority, and authorize the Mayor to sign the Joint Exercise of Powers Agreement relating to the California Home Finance Authority; and
2. Adopt the draft Resolution opting into the California Home Finance Authority (Ygrene Works for California) PACE Programs.

- ATTACHMENTS:
1. Ygrene Works FAQ
 2. Impact Case Study
 3. CHF JPA Agreement
 4. Draft Resolution to Opt-In
 5. Draft Resolution for CHF PACE Program

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager



What is Ygrene Works?

Ygrene Works is the lowest cost PACE financing available to property owners enabling energy efficiency, renewable generation and water conservation improvements to homes and businesses throughout California.

What is PACE financing?

PACE (Property Assessed Clean Energy) lets residential and commercial building owners finance a wide range of energy or water conserving improvements and renewable energy generation systems. Because payments are made through property taxes, PACE participants enjoy long financing terms, reasonable rates and quick approvals. Only those property owners who wish to use PACE funding to make upgrades to their homes or businesses participate in the program.

What kinds of projects can be financed using the Ygrene Works program?

Ygrene Works provides funding for home or commercial property improvements that save energy or water or generate renewable energy. Literally thousands of products and services, along with associated installation costs, qualify for the program. The most commonly financed projects are solar systems, heating and air conditioning systems, windows, doors, roofing, insulation and duct work, pool pumps, water heaters, and water-saving measures.

What is the Golden State Finance Authority?

The Golden State Finance Authority (GSFA) is a California public entity and agency formerly known as California Home Finance Authority (CHF). As a joint powers authority formed under California state law, GSFA has the power to form districts consisting of member counties and cities that unite to fulfill authority goals. By the unanimous vote of its 33 member counties the GSFA Board of Directors formed the statewide PACE district through which YgreneWorks operates.

What is Ygrene Energy Fund?

Ygrene is a private company based in Santa Rosa, California. The firm operates in several states, offering property tax secured financing that allows owners to fund environmentally beneficial improvements to homes, commercial and agricultural properties.

Why are GSFA and YEF offering the Ygrene Works program?

There are many advantages that accrue from the statewide scope of Ygrene Works. With GSFA as the sponsor, cities and counties can achieve the many benefits of PACE – economic development, job creation, sustainability goals – without taking on the district formation and administration oversight associated with operating a PACE district. For property owners, especially larger commercial participants, the potential for improving their facilities throughout the state while utilizing a single financing program is very attractive. Contractors appreciate the ability to bring YgreneWorks financing to customers throughout their operating territories. The structure is a win-win for all.

How does the Ygrene Works PACE program benefit my community?

Ygrene Works allows your city or county to bring best-in-class PACE financing to its constituents by providing 100 percent, no money down, tax-deductible project funding with the lowest rates and fees to residential and commercial property owners.

Why should my city or county join the Ygrene Works program?

Joining Ygrene Works is simple, with no costs, no ongoing staff time, and no legal or financial risks to your community. By offering Ygrene Works to your constituency, you make available the most flexible and affordable PACE program in California. The community will benefit from new jobs, increased economic activity, reduced energy and water use and achieved sustainability goals.

My community already has PACE financing, so why should we add the Ygrene Works program?

Activating Ygrene Works will expand the options available and ensure that your constituents have access to the lowest rates and fees available, the longest financing terms, and other unique features and benefits unavailable from other PACE programs. Ygrene is the only PACE program offering 100% financing for all eligible property types - residential, commercial, industrial and agricultural.



My jurisdiction is not a member of GSFA, so do we have to join GSFA to participate in Ygrene Works?

If your county is not a member or associate member of GSFA, the opt-in resolutions passed by your Board of Supervisors will include associate membership in GSFA. Similarly, for cities that are not already members of GSFA, the opt-in resolutions passed by your City Council will include associate membership in GSFA. There is no cost in either case.

What is the process for my community to join the Ygrene Works program?

Joining Ygrene Works is fast and simple. The resolutions necessary to opt-in to the program can be approved at a single City Council or Board of Supervisors meeting and, if desired, included on your consent agenda. GSFA and Ygrene will provide samples of all required documents including sample staff reports and resolutions. Call 707-236-6608 to speak with a Ygrene Works advisor who will walk you through the process.

Is Ygrene Works an AB 811 or SB 555 PACE financing program? Does my community need to join both?

Ygrene Works is structured with maximum flexibility in mind for GSFA, its members and all communities throughout California. The program is comprised of both AB 811 and SB 555 districts; however, the goal is to offer PACE financing utilizing a single, statewide district. A final determination will be made once judicial validation is completed. By approving the program with both districts included, your community will be able to make Ygrene financing available immediately following validation.

Is taxpayer money used to fund the Ygrene Works?

Ygrene Works does not rely on or use any public funding. Ygrene's financial partners provide all project funding for the program. The funding is repaid through the annual property tax payments made by participating property owners.

When will the Ygrene Works program begin operations in my community?

The earliest that Ygrene Works will be available in your community is approximately May 1. If your Board or Council approves the program after that date, then Ygrene Works can launch within 30 days of your approval.

Can our city or county work with Ygrene Works to develop a program tailored to our community?

Yes, Ygrene Works with our local partners to understand how your community is unique and welcomes your suggestions for how we can best reach your constituents. Program materials can be co-branded with your city or county, and communities can include program information on their websites and other pertinent materials. The Ygrene Works program is easily integrated with other energy efficiency and water conservation programs and utility rebate programs.

Are there any costs or risks to my community from Ygrene Works participation?

No. There is zero cost and no legal or financial risk to your city or county as a result of offering the Ygrene Works program in your community. Ygrene pays all costs of program administration, staffing, and marketing, and provides all project funding. No taxpayer funds of any kind are involved. Only those owners who voluntarily elect to utilize Ygrene Works to finance improvements to their property incur any costs.

How much staff time is required for my community to join the program, and what are our obligations after the program launches?

Ygrene Works is designed to provide a true turnkey operation with no ongoing administrative responsibilities for your city or county staff. GSFA and Ygrene provide sample reports and opt in resolutions for use by staff in putting the item before your City Council or Board of Supervisors. Once Ygrene Works is operating in your community, Ygrene administers all aspects of the program.

For more information call 707.236.6608 or email info@Ygrene.us

ECONOMIC AND ENVIRONMENTAL IMPACT

as of April 2015

Coast to Coast, Ygrene Works™ is Working for Communities in California, Georgia and Florida

KEY METRICS**TOTAL PROJECTS APPROVED AND FUNDED**

\$259 Million

ESTIMATED CO₂ REDUCTION OVER LIFE OF INSTALLED IMPROVEMENTS*

153,000 Mtons

ESTIMATED ANNUAL JOBS*

3,885 Jobs

ESTIMATED ANNUAL ECONOMIC IMPACT/STIMULUS**

\$648 Million

* Based on the improvement, CO₂ reduction and annual job creation may vary.

** Economic Impact/Stimulus includes both local impact (i.e., labor costs) as well as manufacturing, distribution, materials, etc. that may occur outside the local economy but are part of the national economy.

\$259 MILLION OF YGRENE FUNDING INVESTED IN YOUR COMMUNITY RESULTS IN:**\$645 million
ECONOMIC
STIMULUS****387 million
GALLONS OF
WATER SAVED****\$518 million
ENERGY
SAVINGS****2,600 kilowatts
ENERGY
PRODUCED****3,900
JOBS
CREATED****155,400 Mtons
CO₂
AVOIDED**YgreneWorks.com

CASE STUDIES



**\$1,165 in annual energy savings
(23% reduction)**

Financed \$15,520 and installed spray foam insulation for an annual energy savings of \$1,165, a reduction of 23% of their annual energy bill.



**Significantly reduced car noise
and improved energy bills**

Financed \$37,125 and installed energy efficient windows, an HVAC system and insulation.

"I've wanted to upgrade the insulation in my house for a few years but the high upfront cost made it impossible. Ygrene's program let me make the improvement my home needed with no cash out of my pocket and payback terms that worked for me."

—Steven Dan, Homeowner

"We've been consistently impressed with Ygrene's Florida team, including their work to connect us with nearby contractors to ensure our upgrades are not only being completed by trained professionals, but also creating local jobs in the process."

—Martin Pinilla, Property Owner,
Burlington Group



\$140,000 in annual energy savings

At the time, the Sacramento Metro Center was the largest PACE project in US history: \$3.16 million was financed, resulting in \$140,000 in annual energy savings (a 27% reduction).



Saved 34% on annual utility costs

A facility-wide energy conservation project saved BrandsMart USA's South Dade County, FL location 34% on its annual utility costs. In all, the location is set to save \$135,000 in annual costs and more than \$1.6 million over the life of the contract.



Eligible Measures

The following is a partial list of authorized improvements to residential, commercial, industrial and agricultural properties under the Ygrene Works™ program. Additional eligible measures may be added. The list may also be modified to comply with state law. Information is current as of May 2015.

ENERGY EFFICIENCY

- Additional Building Openings to Add Natural Light
- Air Filtration
- Air Sealing and Ventilation
- Attic, Floor, Walls, Roof, Ducts
- Bathroom, Ceiling, Attic, and Whole House Fans
- Building Envelope
- Cool Roof
- Cooler — Separate Ducting System from AC & Heating Ducting System
- Defect Correction
- Duct Leakage and Sealing
- Energy Star Listed
- Energy Star Listed (no bulb, only retrofits)
- Evaporative Coolers
- Geothermal Exchange Heat Pumps
- Home Sealing
- HVAC Systems
- Insulation
- Lighting
- Natural Gas Storage Water Heater
- Pool circulating pumps
- Pool equipment
- Reflective Insulation or Radiant Barriers
- Reflective Paints
- Sealing and Duct Leakage
- Skylights
- Solar Tubes
- Solar Water Heater System
- Tankless Water Heater
- U value of 0.40 or less and Solar Heat Gain Coefficient of 0.40 or Less
- Weather Stripping
- Window Filming
- Windows and Glass Doors

OTHER NON-RESIDENTIAL BUILDING MEASURES

- Classroom Lighting
- Kitchen Exhaust Variable Air Volume Controls
- Occupancy-Sensor Lighting Fixtures
- Refrigerator Case LED Lighting with Occupancy Sensors
- SMART Parking Garage Bi-Level Fixtures
- SMART Parking Lot Bi-Level Fixture
- SMART Pathway Lighting
- SMART Wall Pack Fixtures
- Task Ambient Office Lighting
- Wireless, Daylight Lighting Controls
- Wireless HVAC Controls & Fault Detection

SOLAR EQUIPMENT

- Emerging Technologies – see *Custom Projects* below
- Photovoltaic Systems (electricity)
- Solar Thermal Hot Water Systems
- Solar Thermal Systems for Pool Heating

ELECTRIC VEHICLE CHARGING INFRASTRUCTURE

WATER CONSERVATION MEASURES

- Cooling-Condensate Re-use
- Cooling-Tower Conductivity Controllers
- Core-Plumbing System
- De-Ionization
- Demand-Initiated Hot-Water System
- Demand Water Softener
- Faucet Aerators
- Filter Upgrades
- Foundation Drain Water
- Gray-Water System
- Hardscape Replacement of Irrigated Areas
- High-Efficiency Toilets
- Hot-Water Pipe Insulation
- Industrial-Process Water-Use Reduction
- Instantaneous Hot-Water Heater
- Irrigation-Control System
- Irrigation System
- Low-flow Showerhead
- Pre-Rinse Spray Valves
- Rainwater Cistern
- Recirculation Hot-Water System
- Recycled Water Source
- Waterless Urinals
- Water-Saving Landscaping
- Whole-House Water-Manifold System
- Urinals

CUSTOM PROJECTS

Building Energy-Management Controls	Lighting Controls
Co-generation (Heat and Energy)	Motors and Controls
Fuel Cells	Natural Gas
HVAC Duct Zoning-Control Systems	Other Fuel Sources (Emerging Tech)
Hydrogen Fuel	Wind-Turbine Power System
Industrial- and Process-Equipment	And More...
Irrigation Pumps and Controls	



CALIFORNIA HOME FINANCE AUTHORITY

AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT

(Original date July 1, 1993 and as last amended and restated December 10, 2014)

THIS AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT ("Agreement") is entered into by and among the counties listed on Attachment 1 hereof and incorporated herein by reference. All such counties are referred to herein as "Members" with the respective powers, privileges and restrictions provided herein.

RECITALS

A. WHEREAS, the California Rural Home Mortgage Finance Authority ("CRHMFA") was created by a Joint Exercise of Powers Agreement dated July 1, 1993 pursuant to the Joint Exercise of Powers Act (commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the "Act"). By Resolution 2003-02, adopted on January 15, 2003, the name of the authority was changed to CRHMFA Homebuyers Fund. The most recent amendment to the Joint Exercise of Powers Agreement was on January 28, 2004.

B. WHEREAS, the Members of CRHMFA Homebuyers Fund desire to update, reaffirm, clarify and revise certain provisions of the joint powers agreement, including the renaming of the joint powers authority, as set forth herein.

C. WHEREAS, the Members are each empowered by law to finance the construction, acquisition, improvement and rehabilitation of real property.

D. WHEREAS, by this Agreement, the Members desire to create and establish a joint powers authority to exercise their respective powers for the purpose of financing the construction, acquisition, improvement and rehabilitation of real property within the jurisdiction of the Authority as authorized by the Act.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Members individually and collectively agree as follows:

1. Definitions

Unless the context otherwise requires, the following terms shall for purposes of this Agreement have the meanings specified below:

"Act" means the Joint Exercise of Powers Act, commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, including the Marks-Roos Local Bond Pooling Act of 1985, as amended.

"Agreement" means this Joint Exercise of Powers Agreement, as the same now exists or as it may from time to time be amended as provided herein.

"Associate Member" means a county, city or other public agency which is not a voting member of the Rural County Representatives of California, a California nonprofit corporation ("RCRC"), with legal power and authority similar to that of the Members, admitted pursuant to paragraph 4.d. below to associate membership herein by vote of the Board.

"Audit Committee" means a committee made up of the nine-member Executive Committee.

"Authority" means California Home Finance Authority ("CHF"), formerly known as CRHMFA Homebuyers Fund or California Rural Home Mortgage Finance Authority.

"Board" means the governing board of the Authority as described in Section 7 below.

"Bonds" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other obligation within the meaning of the term "Bonds" under the Act.

"Delegate" means the Supervisor designated by the governing board of each Member to serve on the Board of the Authority.

"Executive Committee" means the nine-member Executive Committee of the Board established pursuant to Section 10 hereof.

"Member" means any county which is a member of RCRC, has executed this Agreement and has become a member of the Authority.

"Obligations" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other financial or legal obligation of the Authority under the Act.

"Program" or "Project" means any work, improvement, program, project or service undertaken by the Authority.

"Rural County Representatives of California" or "RCRC" means the nonprofit entity incorporated under that name in the State of California.

"Supervisor" means an elected County Supervisor from an RCRC member county.

2. Purpose

The purpose of the Authority is to provide financing for the acquisition, construction, , improvement and rehabilitation of real property in accordance with applicable provisions of law for the benefit of residents and communities. In pursuit of this purpose, this Agreement provides for the joint exercise of powers common to any of its Members and Associate Members as provided herein, or otherwise authorized by the Act and other applicable laws, including assisting

in financing as authorized herein, jointly exercised in the manner set forth herein.

3. Principal Place of Business

The principal office of the Authority shall be 1215 K Street, Suite 1650, Sacramento, California 95814.

4. Creation of Authority; Addition of Members or Associate Members

a. The Authority is hereby created pursuant to the Act. As provided in the Act, the Authority shall be a public entity separate and distinct from the Members or Associate Members.

b. The Authority will cause a notice of this Agreement or any amendment hereto to be prepared and filed with the office of the Secretary of State of California in a timely fashion in the manner set forth in Section 6503.3 of the Act.

c. A county that is a member of RCRC may petition to become a member of the Authority by submitting to the Board a resolution or evidence of other formal action taken by its governing body adopting this Agreement. The Board shall review the petition for membership and shall vote to approve or disapprove the petition. If the petition is approved by a majority of the Board, such county shall immediately become a Member of the Authority.

d. An Associate Member may be added to the Authority upon the affirmative approval of its respective governing board and pursuant to action by the Authority Board upon such terms and conditions, and with such rights, privileges and responsibilities, as may be established from time to time by the Board. Such terms and conditions, and rights, privileges and responsibilities may vary among the Associate Members. Associate Members shall be entitled to participate in one or more programs of the Authority as determined by the Board, but shall not be voting members of the Board. The Executive Director of the Authority shall enforce the terms and conditions for prospective Associate Members to the Authority as provided by resolution of the Board and as amended from time to time by the Board. Changes in the terms and conditions for Associate Membership by the Board will not constitute an amendment of this Agreement.

5. Term and Termination of Powers

This Agreement shall become effective from the date hereof until the earlier of the time when all Bonds and any interest thereon shall have been paid in full, or provision for such payment shall have been made, or when the Authority shall no longer own or hold any interest in a public capital improvement or program. The Authority shall continue to exercise the powers herein conferred upon it until termination of this Agreement, except that if any Bonds are issued and delivered, in no event shall the exercise of the powers herein granted be terminated until all Bonds so issued and delivered and the interest thereon shall have been paid or provision for such payment shall have been made and any other debt incurred with respect to any other financing program established or administered by the Authority has been repaid in full and is no longer outstanding.

6. Powers; Restriction upon Exercise

a. To effectuate its purpose, the Authority shall have the power to exercise any and all powers of the Members or of a joint powers authority under the Act and other applicable provisions of law, subject, however, to the conditions and restrictions herein contained. Each Member or Associate Member may also separately exercise any and all such powers. The powers of the Authority are limited to those of a general law county.

b. The Authority may adopt, from time to time, such resolutions, guidelines, rules and regulations for the conduct of its meetings and the activities of the Authority as it deems necessary or desirable to accomplish its purpose.

c. The Authority shall have the power to finance the construction, acquisition, improvement and rehabilitation of real property, including the power to purchase, with the amounts received or to be received by it pursuant to a bond purchase agreement, bonds issued by any of its Members or Associate Members and other local agencies at public or negotiated sale, for the purpose set forth herein and in accordance with the Act. All or any part of such bonds so purchased may be held by the Authority or resold to public or private purchasers at public or negotiated sale. The Authority shall set any other terms and conditions of any purchase or sale contemplated herein as it deems necessary or convenient and in furtherance of the Act. The Authority may issue or cause to be issued Bonds or other indebtedness, and pledge any of its property or revenues as security to the extent permitted by resolution of the Board under any applicable provision of law. The Authority may issue Bonds in accordance with the Act in order to raise funds necessary to effectuate its purpose hereunder and may enter into agreements to secure such Bonds. The Authority may issue other forms of indebtedness authorized by the Act, and to secure such debt, to further such purpose. The Authority may utilize other forms of capital, including, but not limited to, the Authority's internal resources, capital markets and other forms of private capital investment authorized by the Act..

d. The Authority is hereby authorized to do all acts necessary for the exercise of its powers, including, but not limited to:

- (1) executing contracts,
- (2) employing agents, consultants and employees,
- (3) acquiring, constructing or providing for maintenance and operation of any building, work or improvement,
- (4) acquiring, holding or disposing of real or personal property wherever located, including property subject to mortgage,
- (5) incurring debts, liabilities or obligations,
- (6) receiving gifts, contributions and donations of property, funds, services and any other forms of assistance from persons, firms, corporations or governmental entities,
- (7) suing and being sued in its own name, and litigating or settling any suits or claims,
- (8) doing any and all things necessary or convenient to the exercise of its specific powers and to accomplishing its purpose
- (9) establishing and/or administering districts to finance and refinance the acquisition, installation and improvement of energy efficiency, water

conservation and renewable energy improvements to or on real property and in buildings. The Authority may enter into one or more agreements, including without limitation, participation agreements and implementation agreements to implement such programs.

e. Subject to the applicable provisions of any indenture or resolution providing for the investment of monies held thereunder, the Authority shall have the power to invest any of its funds as the Board deems advisable, in the same manner and upon the same conditions as local agencies pursuant to Section 53601 of the Government Code of the State of California.

f. All property, equipment, supplies, funds and records of the Authority shall be owned by the Authority, except as may be provided otherwise herein or by resolution of the Board.

g. Pursuant to the provisions of Section 6508.1 of the Act, the debts, liabilities and obligations of the Authority shall not be debts, liabilities and obligations of the Members or Associate Members. Any Bonds, together with any interest and premium thereon, shall not constitute debts, liabilities or obligations of any Member. The Members or Associate Members hereby agree that any such Bonds issued by the Authority shall not constitute general obligations of the Authority but shall be payable solely from the moneys pledged to the repayment of principal or interest on such Bonds under the terms of the resolution, indenture, trust, agreement or other instrument pursuant to which such Bonds are issued. Neither the Members or Associate Members nor the Authority shall be obligated to pay the principal of or premium, if any, or interest on the Bonds, or other costs incidental thereto, except from the revenues and funds pledged therefor, and neither the faith and credit nor the taxing power of the Members or Associate Members or the Authority shall be pledged to the payment of the principal of or premium, if any, or interest on the Bonds, nor shall the Members or Associate Members of the Authority be obligated in any manner to make any appropriation for such payment. No covenant or agreement contained in any Bond shall be deemed to be a covenant or agreement of any Delegate, or any officer, agent or employee of the Authority in an individual capacity, and neither the Board nor any officer thereof executing the Bonds or any document related thereto shall be liable personally on any Bond or be subject to any personal liability or accountability by reason of the issuance of any Bonds.

7. Governing Board

a. The Board shall consist of the number of Delegates equal to one representative from each Member.

b. The governing body of each Member shall appoint one of its Supervisors to serve as a Delegate on the Board. A Member's appointment of its Delegate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until he or she is replaced by such governing body or no longer a Supervisor; any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph b..

c. The governing body of each Member of the Board shall appoint a Supervisor as an alternate to serve on the Board in the absence of the Delegate; the alternate may exercise all the

rights and privileges of the Delegate, including the right to be counted in constituting a quorum, to participate in the proceedings of the Board, and to vote upon any and all matters. No alternate may have more than one vote at any meeting of the Board, and any Member's designation of an alternate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until such alternate is replaced by his or her governing body or is no longer a Supervisor, unless otherwise specified in such appointment. Any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph c..

d. Any person who is not a member of the governing body of a Member and who attends a meeting on behalf of such Member may not vote or be counted toward a quorum but may, at the discretion of the Chair, participate in open meetings he or she attends.

e. Each Associate Member may designate a non-voting representative to the Board who may not be counted toward a quorum but who may attend open meetings, propose agenda items and otherwise participate in Board Meetings.

f. Delegates shall not receive compensation for serving as Delegates, but may claim and receive reimbursement for expenses actually incurred in connection with such service pursuant to rules approved by the Board and subject to the availability of funds.

g. The Board shall have the power, by resolution, to the extent permitted by the Act or any other applicable law, to exercise any powers of the Authority and to delegate any of its functions to the Executive Committee or one or more Delegates, officers or agents of the Authority, and to cause any authorized Delegate, officer or agent to take any actions and execute any documents for and in the name and on behalf of the Board or the Authority.

h. The Board may establish such committees as it deems necessary for any lawful purpose; such committees are advisory only and may not act or purport to act on behalf of the Board or the Authority.

i. The Board shall develop, or cause to be developed, and review, modify as necessary, and adopt each Program.

8. Meetings of the Board

a. The Board shall meet at least once annually, but may meet more frequently upon call of any officer or as provided by resolution of the Board.

b. Meetings of the Board shall be called, noticed, held and conducted pursuant to the provisions of the Ralph M. Brown Act, Chapter 9 (commencing with Section 54950) of Part I of Division 2 of Title 5 of the Government Code of the State of California.

c. The Secretary of the Authority shall cause minutes of all meetings of the Board to be taken and distributed to each Member as soon as possible after each meeting.

d. The lesser of twelve (12) Delegates or a majority of the number of current Delegates shall constitute a quorum for transacting business at any meeting of the Board, except

that less than a quorum may act to adjourn a meeting. Each Delegate shall have one vote.

e. Meetings may be held at any location designated in notice properly given for a meeting and may be conducted by telephonic or similar means in any manner otherwise allowed by law.

9. Officers; Duties; Official Bonds

a. The Board shall elect a chair and vice chair from among the Delegates at the Board's annual meeting who shall serve a term of one (1) year or until their respective successor is elected. The chair shall conduct the meetings of the Board and perform such other duties as may be specified by resolution of the Board. The vice chair shall perform such duties in the absence or in the event of the unavailability of the chair.

b. The Board shall contract annually with RCRC to administer the Agreement and to provide administrative services to the Authority, and the President and Chief Executive Officer of RCRC shall serve *ex officio* as Executive Director, Secretary, Treasurer, and Auditor of the Authority. As chief executive of the Authority, the Executive Director is authorized to execute contracts and other obligations of the Authority, unless prior Board approval is required by a third party, by law or by Board specification, and to perform other duties specified by the Board. The Executive Director may appoint such other officers as may be required for the orderly conduct of the Authority's business and affairs who shall serve at the pleasure of the Executive Director. Subject to the applicable provisions of any indenture or resolution providing for a trustee or other fiscal agent, the Executive Director, as Treasurer, is designated as the custodian of the Authority's funds, from whatever source, and, as such, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act. The Executive Director, as Auditor, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act.

c. The Legislative Advocate for the Authority shall be the Rural County Representatives of California.

d. The Treasurer and Auditor are public officers who have charge of, handle, or have access to all property of the Authority, and a bond for such officer in the amount of at least one hundred thousand dollars (\$100,000.00) shall be obtained at the expense of the Authority and filed with the Executive Director. Such bond may secure the faithful performance of such officer's duties with respect to another public office if such bond in at least the same amount specifically mentions the office of the Authority as required herein. The Treasurer and Auditor shall cause periodic independent audits to be made of the Authority's books by a certified public accountant, or public accountant, in compliance with Section 6505 of the Act.

e. The business of the Authority shall be conducted under the supervision of the Executive Director by RCRC personnel.

10. Executive Committee of the Authority

a. Composition

The Authority shall appoint nine (9) members of its Board to serve on an Executive Committee.

b. Powers and Limitations

The Executive Committee shall act in an advisory capacity and make recommendations to the Authority Board. Duties will include, but not be limited to, review of the quarterly and annual budgets, service as the Audit Committee for the Authority, periodically review this Agreement; and complete any other tasks as may be assigned by the Board. The Executive Committee shall be subject to all limitations imposed by this Agreement, other applicable law, and resolutions of the Board.

c. Quorum

A majority of the Executive Committee shall constitute a quorum for transacting business of the Executive Committee.

11. Disposition of Assets

Upon termination of this Agreement, all remaining assets and liabilities of the Authority shall be distributed to the respective Members in such manner as shall be determined by the Board and in accordance with the law.

12. Agreement Not Exclusive; Operation in Jurisdiction of Member

This Agreement shall not be exclusive, and each Member expressly reserves its rights to carry out other public capital improvements and programs as provided for by law and to issue other obligations for those purposes. This Agreement shall not be deemed to amend or alter the terms of other agreements among the Members or Associate Members.

13. Conflict of Interest Code

The Authority shall by resolution adopt a Conflict of Interest Code as required by law.

14. Contributions and Advances

Contributions or advances of public funds and of personnel, equipment or property may be made to the Authority by any Member, Associate Member or any other public agency to further the purpose of this Agreement. Payment of public funds may be made to defray the cost of any contribution. Any advance may be made subject to repayment, and in that case shall be repaid in the manner agreed upon by the advancing Member, Associate Member or other public agency and the Authority at the time of making the advance.

15. Fiscal Year; Accounts; Reports; Annual Budget; Administrative Expenses

a. The fiscal year of the Authority shall be the period from January 1 of each year to and including the following December 31, except for any partial fiscal year resulting from a change

in accounting based on a different fiscal year previously.

b. Prior to the beginning of each fiscal year, the Board shall adopt a budget for the succeeding fiscal year.

c. The Authority shall establish and maintain such funds and accounts as may be required by generally accepted accounting principles. The books and records of the Authority are public records and shall be open to inspection at all reasonable times by each Member and its representatives.

d. The Auditor shall either make, or contract with a certified public accountant or public accountant to make, an annual audit of the accounts and records of the Authority. The minimum requirements of the audit shall be those prescribed by the State Controller for special districts under Section 26909 of the Government Code of the State of California, and shall conform to generally accepted auditing standards. When an audit of accounts and records is made by a certified public accountant or public accountant, a report thereof shall be filed as a public record with each Member (and also with the auditor of Sacramento County as the county in which the Authority's office is located) within 12 months after the end of the fiscal year.

e. In any year in which the annual budget of the Authority does not exceed five thousand dollars (\$5,000.00), the Board may, upon unanimous approval of the Board, replace the annual audit with an ensuing one-year period, but in no event for a period longer than two fiscal years.

16. Duties of Members or Associate Members; Breach

If any Member or Associate Member shall default in performing any covenant contained herein, such default shall not excuse that Member or Associate Member from fulfilling its other obligations hereunder, and such defaulting Member or Associate Member shall remain liable for the performance of all covenants hereof. Each Member or Associate Member hereby declares that this Agreement is entered into for the benefit of the Authority created hereby, and each Member or Associate Member hereby grants to the Authority the right to enforce, by whatever lawful means the Authority deems appropriate, all of the obligations of each of the parties hereunder. Each and all of the remedies given to the Authority hereunder or by any law now or hereafter enacted are cumulative, and the exercise of one right or remedy shall not impair the right of the Authority to any or all other remedies.

17. Indemnification

To the full extent permitted by law, the Board may authorize indemnification by the Authority of any person who is or was a Board Delegate, alternate, officer, consultant, employee or other agent of the Authority, and who was or is a party or is threatened to be made a party to a proceeding by reason of the fact that such person is or was such a Delegate, alternate, officer, consultant, employee or other agent of the Authority. Such indemnification may be made against expenses, judgments, fines, settlements and other amounts actually and reasonably incurred in connection with such proceeding, if such person acted in good faith and in a manner such person reasonably believed to be in the best interests of the Authority and, in the case of a criminal

proceeding, had no reasonable cause to believe his or her conduct was unlawful and, in the case of an action by or in the right of the Authority, acted with such care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances.

18. Immunities

All of the privileges and immunities from liabilities, exemptions from law, ordinances and rules, all pension, relief, disability, workers' compensation and other benefits which apply to the activity of officers, agents or employees of any of the Members or Associate Members when performing their respective functions, shall apply to them to the same degree and extent while engaged as Delegates or otherwise as an officer, agent or other representative of the Authority or while engaged in the performance of any of their functions or duties under the provisions of this Agreement.

19. Amendment

This Agreement may be amended by the adoption of the amendment by the governing bodies of a majority of the Members. The amendment shall become effective on the first day of the month following the last required member agency approval. An amendment may be initiated by the Board, upon approval by a majority of the Board. Any proposed amendment, including the text of the proposed change, shall be given by the Board to each Member's Delegate for presentation and action by each Member's board within 60 days, which time may be extended by the Board.

The list of Members, Attachment 1, may be updated to reflect new and/or withdrawn Members without requiring formal amendment of the Agreement by the Authority Board of Directors.

20. Withdrawal of Member or Associate Member

If a Member withdraws as member of RCRC, its membership in the Authority shall automatically terminate. A Member or Associate Member may withdraw from this Agreement upon written notice to the Board; provided however, that no such withdrawal shall result in the dissolution of the Authority as long as any Bonds or other obligations of the Authority remain outstanding. Any such withdrawal shall become effective thirty (30) days after a resolution adopted by the Member's governing body which authorizes withdrawal is received by the Authority. Notwithstanding the foregoing, any termination of membership or withdrawal from the Authority shall not operate to relieve any terminated or withdrawing Member or Associate Member from Obligations incurred by such terminated or withdrawing Member or Associate Member prior to the time of its termination or withdrawal.

20. Miscellaneous

a. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

b. **Construction.** The section headings herein are for convenience only and are not to

be construed as modifying or governing the language in the section referred to.

c. **Approvals.** Wherever in this Agreement any consent or approval is required, the same shall not be unreasonably withheld.

d. **Jurisdiction; Venue.** This Agreement is made in the State of California, under the Constitution and laws of such State and is to be so construed; any action to enforce or interpret its terms shall be brought in Sacramento County, California.

e. **Integration.** This Agreement is the complete and exclusive statement of the agreement among the parties hereto, and it supersedes and merges all prior proposals, understandings, and other agreements, whether oral, written, or implied in conduct, between and among the parties relating to the subject matter of this Agreement.

f. **Successors; Assignment.** This Agreement shall be binding upon and shall inure to the benefit of the successors of the parties hereto. Except to the extent expressly provided herein, no Member may assign any right or obligation hereunder without the consent of the Board.

g. **Severability.** Should any part, term or provision of this Agreement be decided by the courts to be illegal or in conflict with any law of the State of California, or otherwise be rendered unenforceable or ineffectual, the validity of the remaining parts, terms or provisions hereof shall not be affected thereby.

The parties hereto have caused this Agreement to be executed and attested by their properly authorized officers.

AS ADOPTED BY THE MEMBERS:

Originally dated July 1, 1993
Amended and restated December 10, 1998
Amended and restated February 18, 1999
Amended and restated September 18, 2002
Amended and restated January 28, 2004
Amended and restated December 10, 2014

[SIGNATURES ON FOLLOWING PAGES]

SIGNATURE PAGE FOR NEW ASSOCIATE MEMBERS

NAME OF COUNTY OR CITY:

Dated:_____

By:_____

Name:_____

Title:_____

Attest:

By _____
[Clerk of the Board Supervisors or City Clerk]

AFTER EXECUTION, PLEASE SEND TO:

Golden State Finance Authority
(formerly California Home Finance Authority)
1215 K Street, Suite 1650
Sacramento, CA 95814

ATTACHMENT 1
CALIFORNIA HOME FINANCE AUTHORITY MEMBERS

As of December 10, 2014

Alpine County
Amador County
Butte County
Calaveras County
Colusa County
Del Norte County
El Dorado County
Glenn County
Humboldt County
Imperial County
Inyo County
Lake County
Lassen County
Madera County
Mariposa County
Mendocino County
Merced County
Modoc County
Mono County
Napa County
Nevada County
Placer County
Plumas County
San Benito County
Shasta County
Sierra County
Siskiyou County
Sutter County
Tehama County
Trinity County
Tuolumne County
Yolo County
Yuba County

RESOLUTION NO. ____-2016

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE, CALIFORNIA, CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE CALIFORNIA HOME FINANCE AUTHORITY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (CLEAN ENERGY) TO FINANCE RENEWABLE ENERGY IMPROVEMENTS, ENERGY EFFICIENCY AND WATER CONSERVATION IMPROVEMENTS AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO

WHEREAS, the California Home Finance Authority, a California joint powers authority, (the "Authority") has established the Community Facilities District No. 2014-1(Clean Energy) in accordance with the Mello-Roos Community Facilities Act, set forth in sections 53311 through 53368.3 of the California Government Code (the "Act") and particularly in accordance with sections 53313.5(l) and 53328.1(a) (the "District"); and

WHEREAS, the purpose of the District is to finance or refinance (including the payment of interest) the acquisition, installation, and improvement of energy efficiency, water conservation, renewable energy and electric vehicle charging infrastructure improvements permanently affixed to private or publicly-owned real property (the "Authorized Improvements"); and

WHEREAS, the Authority is in the process of amending the Authority Joint Powers Agreement (the "Authority JPA") to formally change its name to the Golden State Finance Authority; and

WHEREAS, the City of Porterville is committed to development of renewable energy generation and energy efficiency improvements, reduction of greenhouse gases, and protection of the environment; and

WHEREAS, in the Act, the Legislature has authorized a parcel within the territory of the District to annex to the District and be subject to the special tax levy of the District only (i) if the city or county within which the parcel is located has consented, by the adoption of a resolution by the applicable city council or county board of supervisors, to the inclusion of parcels within its boundaries in the District and (ii) with the unanimous written approval of the owner or owners of the parcel when it is annexed (the "Unanimous Approval Agreement"), which, as provided in section 53329.6 of the Act, shall constitute the election required by the California Constitution; and

WHEREAS, the City wishes to provide innovative solutions to its property owners to achieve energy efficiency and water conservation and in doing so cooperate with Authority in order to efficiently and economically assist property owners within the City in financing such Authorized Improvements; and

WHEREAS, the Authority has established the District, as permitted by the Act, the Authority JPA, originally made and entered into July 1, 1993, as amended to date, and the City, desires to become an Associate Member of the JPA by execution of the JPA Agreement, a copy

of which is attached as Exhibit “A” hereto, to participate in the programs of the JPA and to assist property owners within the incorporated area of the City in financing the cost of installing Authorized Improvements; and

WHEREAS, the City will not be responsible for the conduct of any special tax proceedings; the levy and collection of special taxes or any required remedial action in the case of delinquencies in the payment of any special taxes in connection with the District.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This City Council finds and declares that properties in the City’s incorporated area will be benefited by the availability of the Authority CFD No. 2014-1 (Clean Energy) to finance the installation of the Authorized Improvements.

2. This City Council consents to inclusion in the Authority CFD No. 2014-1 (Clean Energy) of all of the properties in the incorporated area within the city and to the Authorized Improvements, upon the request of and execution of the Unanimous Approval Agreement by the owners of such properties when such properties are annexed, in compliance with the laws, rules and regulations applicable to such program; and to the assumption of jurisdiction thereover by Authority for the purposes thereof.

3. The consent of this City Council constitutes assent to the assumption of jurisdiction by Authority for all purposes of the Authority CFD No. 2014-1 (Clean Energy) and authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to take each and every step required for or suitable for financing the Authorized Improvements.

4. This City Council hereby approves joining the JPA as an Associate Member and authorizes the execution by appropriate City officials of any necessary documents to effectuate such membership.

5. City staff is authorized and directed to coordinate with Authority staff to facilitate operation of the Authority CFD No. 2014-1 (Clean Energy) within the city, and report back periodically to this City Council on the success of such program.

6. This Resolution shall take effect immediately upon its adoption. The City Clerk is directed to send a certified copy of this resolution to the Secretary of the Authority.

PASSED, APPROVED AND ADOPTED this 3rd day of May, 2016.

Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

CALIFORNIA HOME FINANCE AUTHORITY

AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT

(Original date July 1, 1993 and as last amended and restated December 10, 2014)

THIS AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT ("Agreement") is entered into by and among the counties listed on Attachment 1 hereof and incorporated herein by reference. All such counties are referred to herein as "Members" with the respective powers, privileges and restrictions provided herein.

RECITALS

A. WHEREAS, the California Rural Home Mortgage Finance Authority ("CRHMFA") was created by a Joint Exercise of Powers Agreement dated July 1, 1993 pursuant to the Joint Exercise of Powers Act (commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the "Act"). By Resolution 2003-02, adopted on January 15, 2003, the name of the authority was changed to CRHMFA Homebuyers Fund. The most recent amendment to the Joint Exercise of Powers Agreement was on January 28, 2004.

B. WHEREAS, the Members of CRHMFA Homebuyers Fund desire to update, reaffirm, clarify and revise certain provisions of the joint powers agreement, including the renaming of the joint powers authority, as set forth herein.

C. WHEREAS, the Members are each empowered by law to finance the construction, acquisition, improvement and rehabilitation of real property.

D. WHEREAS, by this Agreement, the Members desire to create and establish a joint powers authority to exercise their respective powers for the purpose of financing the construction, acquisition, improvement and rehabilitation of real property within the jurisdiction of the Authority as authorized by the Act.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Members individually and collectively agree as follows:

1. Definitions

Unless the context otherwise requires, the following terms shall for purposes of this Agreement have the meanings specified below:

"Act" means the Joint Exercise of Powers Act, commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, including the Marks-Roos Local Bond Pooling Act of 1985, as amended.

"Agreement" means this Joint Exercise of Powers Agreement, as the same now exists or as it may from time to time be amended as provided herein.

"Associate Member" means a county, city or other public agency which is not a voting member of the Rural County Representatives of California, a California nonprofit corporation ("RCRC"), with legal power and authority similar to that of the Members, admitted pursuant to paragraph 4.d. below to associate membership herein by vote of the Board.

"Audit Committee" means a committee made up of the nine-member Executive Committee.

"Authority" means California Home Finance Authority ("CHF"), formerly known as CRHMFA Homebuyers Fund or California Rural Home Mortgage Finance Authority.

"Board" means the governing board of the Authority as described in Section 7 below.

"Bonds" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other obligation within the meaning of the term "Bonds" under the Act.

"Delegate" means the Supervisor designated by the governing board of each Member to serve on the Board of the Authority.

"Executive Committee" means the nine-member Executive Committee of the Board established pursuant to Section 10 hereof.

"Member" means any county which is a member of RCRC, has executed this Agreement and has become a member of the Authority.

"Obligations" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other financial or legal obligation of the Authority under the Act.

"Program" or "Project" means any work, improvement, program, project or service undertaken by the Authority.

"Rural County Representatives of California" or "RCRC" means the nonprofit entity incorporated under that name in the State of California.

"Supervisor" means an elected County Supervisor from an RCRC member county.

2. Purpose

The purpose of the Authority is to provide financing for the acquisition, construction, , improvement and rehabilitation of real property in accordance with applicable provisions of law for the benefit of residents and communities. In pursuit of this purpose, this Agreement provides for the joint exercise of powers common to any of its Members and Associate Members as provided herein, or otherwise authorized by the Act and other applicable laws, including assisting

in financing as authorized herein, jointly exercised in the manner set forth herein.

3. Principal Place of Business

The principal office of the Authority shall be 1215 K Street, Suite 1650, Sacramento, California 95814.

4. Creation of Authority; Addition of Members or Associate Members

a. The Authority is hereby created pursuant to the Act. As provided in the Act, the Authority shall be a public entity separate and distinct from the Members or Associate Members.

b. The Authority will cause a notice of this Agreement or any amendment hereto to be prepared and filed with the office of the Secretary of State of California in a timely fashion in the manner set forth in Section 6503.3 of the Act.

c. A county that is a member of RCRC may petition to become a member of the Authority by submitting to the Board a resolution or evidence of other formal action taken by its governing body adopting this Agreement. The Board shall review the petition for membership and shall vote to approve or disapprove the petition. If the petition is approved by a majority of the Board, such county shall immediately become a Member of the Authority.

d. An Associate Member may be added to the Authority upon the affirmative approval of its respective governing board and pursuant to action by the Authority Board upon such terms and conditions, and with such rights, privileges and responsibilities, as may be established from time to time by the Board. Such terms and conditions, and rights, privileges and responsibilities may vary among the Associate Members. Associate Members shall be entitled to participate in one or more programs of the Authority as determined by the Board, but shall not be voting members of the Board. The Executive Director of the Authority shall enforce the terms and conditions for prospective Associate Members to the Authority as provided by resolution of the Board and as amended from time to time by the Board. Changes in the terms and conditions for Associate Membership by the Board will not constitute an amendment of this Agreement.

5. Term and Termination of Powers

This Agreement shall become effective from the date hereof until the earlier of the time when all Bonds and any interest thereon shall have been paid in full, or provision for such payment shall have been made, or when the Authority shall no longer own or hold any interest in a public capital improvement or program. The Authority shall continue to exercise the powers herein conferred upon it until termination of this Agreement, except that if any Bonds are issued and delivered, in no event shall the exercise of the powers herein granted be terminated until all Bonds so issued and delivered and the interest thereon shall have been paid or provision for such payment shall have been made and any other debt incurred with respect to any other financing program established or administered by the Authority has been repaid in full and is no longer outstanding.

6. Powers; Restriction upon Exercise

a. To effectuate its purpose, the Authority shall have the power to exercise any and all powers of the Members or of a joint powers authority under the Act and other applicable provisions of law, subject, however, to the conditions and restrictions herein contained. Each Member or Associate Member may also separately exercise any and all such powers. The powers of the Authority are limited to those of a general law county.

b. The Authority may adopt, from time to time, such resolutions, guidelines, rules and regulations for the conduct of its meetings and the activities of the Authority as it deems necessary or desirable to accomplish its purpose.

c. The Authority shall have the power to finance the construction, acquisition, improvement and rehabilitation of real property, including the power to purchase, with the amounts received or to be received by it pursuant to a bond purchase agreement, bonds issued by any of its Members or Associate Members and other local agencies at public or negotiated sale, for the purpose set forth herein and in accordance with the Act. All or any part of such bonds so purchased may be held by the Authority or resold to public or private purchasers at public or negotiated sale. The Authority shall set any other terms and conditions of any purchase or sale contemplated herein as it deems necessary or convenient and in furtherance of the Act. The Authority may issue or cause to be issued Bonds or other indebtedness, and pledge any of its property or revenues as security to the extent permitted by resolution of the Board under any applicable provision of law. The Authority may issue Bonds in accordance with the Act in order to raise funds necessary to effectuate its purpose hereunder and may enter into agreements to secure such Bonds. The Authority may issue other forms of indebtedness authorized by the Act, and to secure such debt, to further such purpose. The Authority may utilize other forms of capital, including, but not limited to, the Authority's internal resources, capital markets and other forms of private capital investment authorized by the Act..

d. The Authority is hereby authorized to do all acts necessary for the exercise of its powers, including, but not limited to:

- (1) executing contracts,
- (2) employing agents, consultants and employees,
- (3) acquiring, constructing or providing for maintenance and operation of any building, work or improvement,
- (4) acquiring, holding or disposing of real or personal property wherever located, including property subject to mortgage,
- (5) incurring debts, liabilities or obligations,
- (6) receiving gifts, contributions and donations of property, funds, services and any other forms of assistance from persons, firms, corporations or governmental entities,
- (7) suing and being sued in its own name, and litigating or settling any suits or claims,
- (8) doing any and all things necessary or convenient to the exercise of its specific powers and to accomplishing its purpose
- (9) establishing and/or administering districts to finance and refinance the acquisition, installation and improvement of energy efficiency, water

conservation and renewable energy improvements to or on real property and in buildings. The Authority may enter into one or more agreements, including without limitation, participation agreements and implementation agreements to implement such programs.

e. Subject to the applicable provisions of any indenture or resolution providing for the investment of monies held thereunder, the Authority shall have the power to invest any of its funds as the Board deems advisable, in the same manner and upon the same conditions as local agencies pursuant to Section 53601 of the Government Code of the State of California.

f. All property, equipment, supplies, funds and records of the Authority shall be owned by the Authority, except as may be provided otherwise herein or by resolution of the Board.

g. Pursuant to the provisions of Section 6508.1 of the Act, the debts, liabilities and obligations of the Authority shall not be debts, liabilities and obligations of the Members or Associate Members. Any Bonds, together with any interest and premium thereon, shall not constitute debts, liabilities or obligations of any Member. The Members or Associate Members hereby agree that any such Bonds issued by the Authority shall not constitute general obligations of the Authority but shall be payable solely from the moneys pledged to the repayment of principal or interest on such Bonds under the terms of the resolution, indenture, trust, agreement or other instrument pursuant to which such Bonds are issued. Neither the Members or Associate Members nor the Authority shall be obligated to pay the principal of or premium, if any, or interest on the Bonds, or other costs incidental thereto, except from the revenues and funds pledged therefor, and neither the faith and credit nor the taxing power of the Members or Associate Members or the Authority shall be pledged to the payment of the principal of or premium, if any, or interest on the Bonds, nor shall the Members or Associate Members of the Authority be obligated in any manner to make any appropriation for such payment. No covenant or agreement contained in any Bond shall be deemed to be a covenant or agreement of any Delegate, or any officer, agent or employee of the Authority in an individual capacity, and neither the Board nor any officer thereof executing the Bonds or any document related thereto shall be liable personally on any Bond or be subject to any personal liability or accountability by reason of the issuance of any Bonds.

7. Governing Board

a. The Board shall consist of the number of Delegates equal to one representative from each Member.

b. The governing body of each Member shall appoint one of its Supervisors to serve as a Delegate on the Board. A Member's appointment of its Delegate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until he or she is replaced by such governing body or no longer a Supervisor; any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph b..

c. The governing body of each Member of the Board shall appoint a Supervisor as an alternate to serve on the Board in the absence of the Delegate; the alternate may exercise all the

rights and privileges of the Delegate, including the right to be counted in constituting a quorum, to participate in the proceedings of the Board, and to vote upon any and all matters. No alternate may have more than one vote at any meeting of the Board, and any Member's designation of an alternate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until such alternate is replaced by his or her governing body or is no longer a Supervisor, unless otherwise specified in such appointment. Any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph c..

d. Any person who is not a member of the governing body of a Member and who attends a meeting on behalf of such Member may not vote or be counted toward a quorum but may, at the discretion of the Chair, participate in open meetings he or she attends.

e. Each Associate Member may designate a non-voting representative to the Board who may not be counted toward a quorum but who may attend open meetings, propose agenda items and otherwise participate in Board Meetings.

f. Delegates shall not receive compensation for serving as Delegates, but may claim and receive reimbursement for expenses actually incurred in connection with such service pursuant to rules approved by the Board and subject to the availability of funds.

g. The Board shall have the power, by resolution, to the extent permitted by the Act or any other applicable law, to exercise any powers of the Authority and to delegate any of its functions to the Executive Committee or one or more Delegates, officers or agents of the Authority, and to cause any authorized Delegate, officer or agent to take any actions and execute any documents for and in the name and on behalf of the Board or the Authority.

h. The Board may establish such committees as it deems necessary for any lawful purpose; such committees are advisory only and may not act or purport to act on behalf of the Board or the Authority.

i. The Board shall develop, or cause to be developed, and review, modify as necessary, and adopt each Program.

8. Meetings of the Board

a. The Board shall meet at least once annually, but may meet more frequently upon call of any officer or as provided by resolution of the Board.

b. Meetings of the Board shall be called, noticed, held and conducted pursuant to the provisions of the Ralph M. Brown Act, Chapter 9 (commencing with Section 54950) of Part I of Division 2 of Title 5 of the Government Code of the State of California.

c. The Secretary of the Authority shall cause minutes of all meetings of the Board to be taken and distributed to each Member as soon as possible after each meeting.

d. The lesser of twelve (12) Delegates or a majority of the number of current Delegates shall constitute a quorum for transacting business at any meeting of the Board, except

that less than a quorum may act to adjourn a meeting. Each Delegate shall have one vote.

e. Meetings may be held at any location designated in notice properly given for a meeting and may be conducted by telephonic or similar means in any manner otherwise allowed by law.

9. Officers; Duties; Official Bonds

a. The Board shall elect a chair and vice chair from among the Delegates at the Board's annual meeting who shall serve a term of one (1) year or until their respective successor is elected. The chair shall conduct the meetings of the Board and perform such other duties as may be specified by resolution of the Board. The vice chair shall perform such duties in the absence or in the event of the unavailability of the chair.

b. The Board shall contract annually with RCRC to administer the Agreement and to provide administrative services to the Authority, and the President and Chief Executive Officer of RCRC shall serve *ex officio* as Executive Director, Secretary, Treasurer, and Auditor of the Authority. As chief executive of the Authority, the Executive Director is authorized to execute contracts and other obligations of the Authority, unless prior Board approval is required by a third party, by law or by Board specification, and to perform other duties specified by the Board. The Executive Director may appoint such other officers as may be required for the orderly conduct of the Authority's business and affairs who shall serve at the pleasure of the Executive Director. Subject to the applicable provisions of any indenture or resolution providing for a trustee or other fiscal agent, the Executive Director, as Treasurer, is designated as the custodian of the Authority's funds, from whatever source, and, as such, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act. The Executive Director, as Auditor, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act.

c. The Legislative Advocate for the Authority shall be the Rural County Representatives of California.

d. The Treasurer and Auditor are public officers who have charge of, handle, or have access to all property of the Authority, and a bond for such officer in the amount of at least one hundred thousand dollars (\$100,000.00) shall be obtained at the expense of the Authority and filed with the Executive Director. Such bond may secure the faithful performance of such officer's duties with respect to another public office if such bond in at least the same amount specifically mentions the office of the Authority as required herein. The Treasurer and Auditor shall cause periodic independent audits to be made of the Authority's books by a certified public accountant, or public accountant, in compliance with Section 6505 of the Act.

e. The business of the Authority shall be conducted under the supervision of the Executive Director by RCRC personnel.

10. Executive Committee of the Authority

a. Composition

The Authority shall appoint nine (9) members of its Board to serve on an Executive Committee.

b. Powers and Limitations

The Executive Committee shall act in an advisory capacity and make recommendations to the Authority Board. Duties will include, but not be limited to, review of the quarterly and annual budgets, service as the Audit Committee for the Authority, periodically review this Agreement; and complete any other tasks as may be assigned by the Board. The Executive Committee shall be subject to all limitations imposed by this Agreement, other applicable law, and resolutions of the Board.

c. Quorum

A majority of the Executive Committee shall constitute a quorum for transacting business of the Executive Committee.

11. Disposition of Assets

Upon termination of this Agreement, all remaining assets and liabilities of the Authority shall be distributed to the respective Members in such manner as shall be determined by the Board and in accordance with the law.

12. Agreement Not Exclusive; Operation in Jurisdiction of Member

This Agreement shall not be exclusive, and each Member expressly reserves its rights to carry out other public capital improvements and programs as provided for by law and to issue other obligations for those purposes. This Agreement shall not be deemed to amend or alter the terms of other agreements among the Members or Associate Members.

13. Conflict of Interest Code

The Authority shall by resolution adopt a Conflict of Interest Code as required by law.

14. Contributions and Advances

Contributions or advances of public funds and of personnel, equipment or property may be made to the Authority by any Member, Associate Member or any other public agency to further the purpose of this Agreement. Payment of public funds may be made to defray the cost of any contribution. Any advance may be made subject to repayment, and in that case shall be repaid in the manner agreed upon by the advancing Member, Associate Member or other public agency and the Authority at the time of making the advance.

15. Fiscal Year; Accounts; Reports; Annual Budget; Administrative Expenses

a. The fiscal year of the Authority shall be the period from January 1 of each year to and including the following December 31, except for any partial fiscal year resulting from a change

in accounting based on a different fiscal year previously.

b. Prior to the beginning of each fiscal year, the Board shall adopt a budget for the succeeding fiscal year.

c. The Authority shall establish and maintain such funds and accounts as may be required by generally accepted accounting principles. The books and records of the Authority are public records and shall be open to inspection at all reasonable times by each Member and its representatives.

d. The Auditor shall either make, or contract with a certified public accountant or public accountant to make, an annual audit of the accounts and records of the Authority. The minimum requirements of the audit shall be those prescribed by the State Controller for special districts under Section 26909 of the Government Code of the State of California, and shall conform to generally accepted auditing standards. When an audit of accounts and records is made by a certified public accountant or public accountant, a report thereof shall be filed as a public record with each Member (and also with the auditor of Sacramento County as the county in which the Authority's office is located) within 12 months after the end of the fiscal year.

e. In any year in which the annual budget of the Authority does not exceed five thousand dollars (\$5,000.00), the Board may, upon unanimous approval of the Board, replace the annual audit with an ensuing one-year period, but in no event for a period longer than two fiscal years.

16. Duties of Members or Associate Members; Breach

If any Member or Associate Member shall default in performing any covenant contained herein, such default shall not excuse that Member or Associate Member from fulfilling its other obligations hereunder, and such defaulting Member or Associate Member shall remain liable for the performance of all covenants hereof. Each Member or Associate Member hereby declares that this Agreement is entered into for the benefit of the Authority created hereby, and each Member or Associate Member hereby grants to the Authority the right to enforce, by whatever lawful means the Authority deems appropriate, all of the obligations of each of the parties hereunder. Each and all of the remedies given to the Authority hereunder or by any law now or hereafter enacted are cumulative, and the exercise of one right or remedy shall not impair the right of the Authority to any or all other remedies.

17. Indemnification

To the full extent permitted by law, the Board may authorize indemnification by the Authority of any person who is or was a Board Delegate, alternate, officer, consultant, employee or other agent of the Authority, and who was or is a party or is threatened to be made a party to a proceeding by reason of the fact that such person is or was such a Delegate, alternate, officer, consultant, employee or other agent of the Authority. Such indemnification may be made against expenses, judgments, fines, settlements and other amounts actually and reasonably incurred in connection with such proceeding, if such person acted in good faith and in a manner such person reasonably believed to be in the best interests of the Authority and, in the case of a criminal

proceeding, had no reasonable cause to believe his or her conduct was unlawful and, in the case of an action by or in the right of the Authority, acted with such care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances.

18. Immunities

All of the privileges and immunities from liabilities, exemptions from law, ordinances and rules, all pension, relief, disability, workers' compensation and other benefits which apply to the activity of officers, agents or employees of any of the Members or Associate Members when performing their respective functions, shall apply to them to the same degree and extent while engaged as Delegates or otherwise as an officer, agent or other representative of the Authority or while engaged in the performance of any of their functions or duties under the provisions of this Agreement.

19. Amendment

This Agreement may be amended by the adoption of the amendment by the governing bodies of a majority of the Members. The amendment shall become effective on the first day of the month following the last required member agency approval. An amendment may be initiated by the Board, upon approval by a majority of the Board. Any proposed amendment, including the text of the proposed change, shall be given by the Board to each Member's Delegate for presentation and action by each Member's board within 60 days, which time may be extended by the Board.

The list of Members, Attachment 1, may be updated to reflect new and/or withdrawn Members without requiring formal amendment of the Agreement by the Authority Board of Directors.

20. Withdrawal of Member or Associate Member

If a Member withdraws as member of RCRC, its membership in the Authority shall automatically terminate. A Member or Associate Member may withdraw from this Agreement upon written notice to the Board; provided however, that no such withdrawal shall result in the dissolution of the Authority as long as any Bonds or other obligations of the Authority remain outstanding. Any such withdrawal shall become effective thirty (30) days after a resolution adopted by the Member's governing body which authorizes withdrawal is received by the Authority. Notwithstanding the foregoing, any termination of membership or withdrawal from the Authority shall not operate to relieve any terminated or withdrawing Member or Associate Member from Obligations incurred by such terminated or withdrawing Member or Associate Member prior to the time of its termination or withdrawal.

20. Miscellaneous

a. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

b. **Construction.** The section headings herein are for convenience only and are not to

be construed as modifying or governing the language in the section referred to.

c. **Approvals.** Wherever in this Agreement any consent or approval is required, the same shall not be unreasonably withheld.

d. **Jurisdiction; Venue.** This Agreement is made in the State of California, under the Constitution and laws of such State and is to be so construed; any action to enforce or interpret its terms shall be brought in Sacramento County, California.

e. **Integration.** This Agreement is the complete and exclusive statement of the agreement among the parties hereto, and it supersedes and merges all prior proposals, understandings, and other agreements, whether oral, written, or implied in conduct, between and among the parties relating to the subject matter of this Agreement.

f. **Successors; Assignment.** This Agreement shall be binding upon and shall inure to the benefit of the successors of the parties hereto. Except to the extent expressly provided herein, no Member may assign any right or obligation hereunder without the consent of the Board.

g. **Severability.** Should any part, term or provision of this Agreement be decided by the courts to be illegal or in conflict with any law of the State of California, or otherwise be rendered unenforceable or ineffectual, the validity of the remaining parts, terms or provisions hereof shall not be affected thereby.

The parties hereto have caused this Agreement to be executed and attested by their properly authorized officers.

AS ADOPTED BY THE MEMBERS:

Originally dated July 1, 1993
Amended and restated December 10, 1998
Amended and restated February 18, 1999
Amended and restated September 18, 2002
Amended and restated January 28, 2004
Amended and restated December 10, 2014

[SIGNATURES ON FOLLOWING PAGES]

SIGNATURE PAGE FOR NEW ASSOCIATE MEMBERS

NAME OF COUNTY OR CITY:

Dated:_____

By:_____

Name:_____

Title:_____

Attest:

By _____
[Clerk of the Board Supervisors or City Clerk]

AFTER EXECUTION, PLEASE SEND TO:

Golden State Finance Authority
(formerly California Home Finance Authority)
1215 K Street, Suite 1650
Sacramento, CA 95814

ATTACHMENT 1
CALIFORNIA HOME FINANCE AUTHORITY MEMBERS

As of December 10, 2014

Alpine County
Amador County
Butte County
Calaveras County
Colusa County
Del Norte County
El Dorado County
Glenn County
Humboldt County
Imperial County
Inyo County
Lake County
Lassen County
Madera County
Mariposa County
Mendocino County
Merced County
Modoc County
Mono County
Napa County
Nevada County
Placer County
Plumas County
San Benito County
Shasta County
Sierra County
Siskiyou County
Sutter County
Tehama County
Trinity County
Tuolumne County
Yolo County
Yuba County

RESOLUTION NO. ____-2016

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE, CALIFORNIA, CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE CALIFORNIA HOME FINANCE AUTHORITY, PROGRAM TO FINANCE RENEWABLE ENERGY GENERATION, ENERGY AND WATER EFFICIENCY IMPROVEMENTS AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO

WHEREAS, the California Home Finance Authority ("Authority") is a joint exercise of powers authority established pursuant to Chapter 5 of Division 7, Title 1 of the Government Code of the State of California (Section 6500 and following) (the "Act") and the Joint Power Agreement entered into on July 1, 1993, as amended from time to time (the "Authority JPA"); and

WHEREAS, the Authority is in the process of amending the Authority JPA to formally change its name to the Golden State Finance Authority; and

WHEREAS, Authority has established a property-assessed clean energy ("PACE") Program (the "Authority PACE Program") to provide for the financing of renewable energy generation, energy and water efficiency improvements and electric vehicle charging infrastructure (the "Improvements") pursuant to Chapter 29 of the Improvement Bond Act of 1911, being Division 7 of the California Streets and Highways Code ("Chapter 29") within counties and cities throughout the State of California that elect to participate in such program; and

WHEREAS, City of Porterville (the "City") is committed to development of renewable energy generation and energy and water efficiency improvements, reduction of greenhouse gases, and protection of the environment; and

WHEREAS, in Chapter 29, the Legislature has authorized cities and counties to assist property owners in financing the cost of installing Improvements through a voluntary contractual assessment program; and

WHEREAS, installation of such Improvements by property owners within the jurisdictional boundaries of the counties and cities that are participating in the Authority PACE Program would promote the purposes cited above; and

WHEREAS, the City wishes to provide innovative solutions to its property owners to achieve energy and water efficiency, and in doing so cooperate with Authority in order to efficiently and economically assist property owners within the city in financing such Improvements; and

WHEREAS, Authority has established the Authority PACE Program, which is such a voluntary contractual assessment program, as permitted by the Act, the Authority JPA, originally made and entered into July 1, 1993, as amended to date, and the City desires to become an Associate Member of the JPA by execution of the JPA Agreement, a copy of which is attached as Exhibit "A" hereto, to participate in the programs of the JPA and to assist property owners within the jurisdiction of the City in financing the cost of installing Improvements; and

WHEREAS, the City will not be responsible for the conduct of any assessment proceedings; the levy and collection of assessments or any required remedial action in the case of delinquencies in the payment of any assessments or the issuance, sale or administration of any bonds issued in connection with the Authority PACE Program.

NOW, THEREFORE, BE IT RESOLVED:

1. This City Council finds and declares that properties in the City's incorporated area will be benefited by the availability of the Authority PACE Program to finance the installation of the Improvements.
2. This City Council consents to inclusion in the Authority PACE Program of all of the properties in the jurisdictional boundaries of the City and to the Improvements, upon the request by and voluntary agreement of owners of such properties, in compliance with the laws, rules and regulations applicable to such program; and to the assumption of jurisdiction thereover by Authority for the purposes thereof.
3. The consent of this City Council constitutes assent to the assumption of jurisdiction by Authority for all purposes of the Authority PACE Program and authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to take each and every step required for or suitable for financing the Improvements, including the levying, collecting and enforcement of the contractual assessments to finance the Improvements and the issuance and enforcement of bonds to represent such contractual assessments.
4. This City Council hereby approves joining the JPA as an Associate Member and authorizes the execution by appropriate City officials of any necessary documents to effectuate such membership.
5. City staff is authorized and directed to coordinate with Authority staff to facilitate operation of the Authority PACE Program within the city, and report back periodically to this City Council on the success of such program.
6. This Resolution shall take effect immediately upon its adoption. The City Clerk is directed to send a certified copy of this resolution to the Secretary of the Authority.

PASSED, APPROVED AND ADOPTED this 3rd day of May, 2016.

Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

CALIFORNIA HOME FINANCE AUTHORITY

AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT

(Original date July 1, 1993 and as last amended and restated December 10, 2014)

THIS AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT ("Agreement") is entered into by and among the counties listed on Attachment 1 hereof and incorporated herein by reference. All such counties are referred to herein as "Members" with the respective powers, privileges and restrictions provided herein.

RECITALS

A. WHEREAS, the California Rural Home Mortgage Finance Authority ("CRHMFA") was created by a Joint Exercise of Powers Agreement dated July 1, 1993 pursuant to the Joint Exercise of Powers Act (commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the "Act"). By Resolution 2003-02, adopted on January 15, 2003, the name of the authority was changed to CRHMFA Homebuyers Fund. The most recent amendment to the Joint Exercise of Powers Agreement was on January 28, 2004.

B. WHEREAS, the Members of CRHMFA Homebuyers Fund desire to update, reaffirm, clarify and revise certain provisions of the joint powers agreement, including the renaming of the joint powers authority, as set forth herein.

C. WHEREAS, the Members are each empowered by law to finance the construction, acquisition, improvement and rehabilitation of real property.

D. WHEREAS, by this Agreement, the Members desire to create and establish a joint powers authority to exercise their respective powers for the purpose of financing the construction, acquisition, improvement and rehabilitation of real property within the jurisdiction of the Authority as authorized by the Act.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Members individually and collectively agree as follows:

1. Definitions

Unless the context otherwise requires, the following terms shall for purposes of this Agreement have the meanings specified below:

"Act" means the Joint Exercise of Powers Act, commencing with Article 1 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, including the Marks-Roos Local Bond Pooling Act of 1985, as amended.

"Agreement" means this Joint Exercise of Powers Agreement, as the same now exists or as it may from time to time be amended as provided herein.

"Associate Member" means a county, city or other public agency which is not a voting member of the Rural County Representatives of California, a California nonprofit corporation ("RCRC"), with legal power and authority similar to that of the Members, admitted pursuant to paragraph 4.d. below to associate membership herein by vote of the Board.

"Audit Committee" means a committee made up of the nine-member Executive Committee.

"Authority" means California Home Finance Authority ("CHF"), formerly known as CRHMFA Homebuyers Fund or California Rural Home Mortgage Finance Authority.

"Board" means the governing board of the Authority as described in Section 7 below.

"Bonds" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other obligation within the meaning of the term "Bonds" under the Act.

"Delegate" means the Supervisor designated by the governing board of each Member to serve on the Board of the Authority.

"Executive Committee" means the nine-member Executive Committee of the Board established pursuant to Section 10 hereof.

"Member" means any county which is a member of RCRC, has executed this Agreement and has become a member of the Authority.

"Obligations" means bonds, notes, warrants, leases, certificates of participation, installment purchase agreements, loan agreements and other securities or obligations issued by the Authority, or financing agreements entered into by the Authority pursuant to the Act and any other financial or legal obligation of the Authority under the Act.

"Program" or "Project" means any work, improvement, program, project or service undertaken by the Authority.

"Rural County Representatives of California" or "RCRC" means the nonprofit entity incorporated under that name in the State of California.

"Supervisor" means an elected County Supervisor from an RCRC member county.

2. Purpose

The purpose of the Authority is to provide financing for the acquisition, construction, , improvement and rehabilitation of real property in accordance with applicable provisions of law for the benefit of residents and communities. In pursuit of this purpose, this Agreement provides for the joint exercise of powers common to any of its Members and Associate Members as provided herein, or otherwise authorized by the Act and other applicable laws, including assisting

in financing as authorized herein, jointly exercised in the manner set forth herein.

3. Principal Place of Business

The principal office of the Authority shall be 1215 K Street, Suite 1650, Sacramento, California 95814.

4. Creation of Authority; Addition of Members or Associate Members

a. The Authority is hereby created pursuant to the Act. As provided in the Act, the Authority shall be a public entity separate and distinct from the Members or Associate Members.

b. The Authority will cause a notice of this Agreement or any amendment hereto to be prepared and filed with the office of the Secretary of State of California in a timely fashion in the manner set forth in Section 6503.3 of the Act.

c. A county that is a member of RCRC may petition to become a member of the Authority by submitting to the Board a resolution or evidence of other formal action taken by its governing body adopting this Agreement. The Board shall review the petition for membership and shall vote to approve or disapprove the petition. If the petition is approved by a majority of the Board, such county shall immediately become a Member of the Authority.

d. An Associate Member may be added to the Authority upon the affirmative approval of its respective governing board and pursuant to action by the Authority Board upon such terms and conditions, and with such rights, privileges and responsibilities, as may be established from time to time by the Board. Such terms and conditions, and rights, privileges and responsibilities may vary among the Associate Members. Associate Members shall be entitled to participate in one or more programs of the Authority as determined by the Board, but shall not be voting members of the Board. The Executive Director of the Authority shall enforce the terms and conditions for prospective Associate Members to the Authority as provided by resolution of the Board and as amended from time to time by the Board. Changes in the terms and conditions for Associate Membership by the Board will not constitute an amendment of this Agreement.

5. Term and Termination of Powers

This Agreement shall become effective from the date hereof until the earlier of the time when all Bonds and any interest thereon shall have been paid in full, or provision for such payment shall have been made, or when the Authority shall no longer own or hold any interest in a public capital improvement or program. The Authority shall continue to exercise the powers herein conferred upon it until termination of this Agreement, except that if any Bonds are issued and delivered, in no event shall the exercise of the powers herein granted be terminated until all Bonds so issued and delivered and the interest thereon shall have been paid or provision for such payment shall have been made and any other debt incurred with respect to any other financing program established or administered by the Authority has been repaid in full and is no longer outstanding.

6. Powers; Restriction upon Exercise

a. To effectuate its purpose, the Authority shall have the power to exercise any and all powers of the Members or of a joint powers authority under the Act and other applicable provisions of law, subject, however, to the conditions and restrictions herein contained. Each Member or Associate Member may also separately exercise any and all such powers. The powers of the Authority are limited to those of a general law county.

b. The Authority may adopt, from time to time, such resolutions, guidelines, rules and regulations for the conduct of its meetings and the activities of the Authority as it deems necessary or desirable to accomplish its purpose.

c. The Authority shall have the power to finance the construction, acquisition, improvement and rehabilitation of real property, including the power to purchase, with the amounts received or to be received by it pursuant to a bond purchase agreement, bonds issued by any of its Members or Associate Members and other local agencies at public or negotiated sale, for the purpose set forth herein and in accordance with the Act. All or any part of such bonds so purchased may be held by the Authority or resold to public or private purchasers at public or negotiated sale. The Authority shall set any other terms and conditions of any purchase or sale contemplated herein as it deems necessary or convenient and in furtherance of the Act. The Authority may issue or cause to be issued Bonds or other indebtedness, and pledge any of its property or revenues as security to the extent permitted by resolution of the Board under any applicable provision of law. The Authority may issue Bonds in accordance with the Act in order to raise funds necessary to effectuate its purpose hereunder and may enter into agreements to secure such Bonds. The Authority may issue other forms of indebtedness authorized by the Act, and to secure such debt, to further such purpose. The Authority may utilize other forms of capital, including, but not limited to, the Authority's internal resources, capital markets and other forms of private capital investment authorized by the Act..

d. The Authority is hereby authorized to do all acts necessary for the exercise of its powers, including, but not limited to:

- (1) executing contracts,
- (2) employing agents, consultants and employees,
- (3) acquiring, constructing or providing for maintenance and operation of any building, work or improvement,
- (4) acquiring, holding or disposing of real or personal property wherever located, including property subject to mortgage,
- (5) incurring debts, liabilities or obligations,
- (6) receiving gifts, contributions and donations of property, funds, services and any other forms of assistance from persons, firms, corporations or governmental entities,
- (7) suing and being sued in its own name, and litigating or settling any suits or claims,
- (8) doing any and all things necessary or convenient to the exercise of its specific powers and to accomplishing its purpose
- (9) establishing and/or administering districts to finance and refinance the acquisition, installation and improvement of energy efficiency, water

conservation and renewable energy improvements to or on real property and in buildings. The Authority may enter into one or more agreements, including without limitation, participation agreements and implementation agreements to implement such programs.

e. Subject to the applicable provisions of any indenture or resolution providing for the investment of monies held thereunder, the Authority shall have the power to invest any of its funds as the Board deems advisable, in the same manner and upon the same conditions as local agencies pursuant to Section 53601 of the Government Code of the State of California.

f. All property, equipment, supplies, funds and records of the Authority shall be owned by the Authority, except as may be provided otherwise herein or by resolution of the Board.

g. Pursuant to the provisions of Section 6508.1 of the Act, the debts, liabilities and obligations of the Authority shall not be debts, liabilities and obligations of the Members or Associate Members. Any Bonds, together with any interest and premium thereon, shall not constitute debts, liabilities or obligations of any Member. The Members or Associate Members hereby agree that any such Bonds issued by the Authority shall not constitute general obligations of the Authority but shall be payable solely from the moneys pledged to the repayment of principal or interest on such Bonds under the terms of the resolution, indenture, trust, agreement or other instrument pursuant to which such Bonds are issued. Neither the Members or Associate Members nor the Authority shall be obligated to pay the principal of or premium, if any, or interest on the Bonds, or other costs incidental thereto, except from the revenues and funds pledged therefor, and neither the faith and credit nor the taxing power of the Members or Associate Members or the Authority shall be pledged to the payment of the principal of or premium, if any, or interest on the Bonds, nor shall the Members or Associate Members of the Authority be obligated in any manner to make any appropriation for such payment. No covenant or agreement contained in any Bond shall be deemed to be a covenant or agreement of any Delegate, or any officer, agent or employee of the Authority in an individual capacity, and neither the Board nor any officer thereof executing the Bonds or any document related thereto shall be liable personally on any Bond or be subject to any personal liability or accountability by reason of the issuance of any Bonds.

7. Governing Board

a. The Board shall consist of the number of Delegates equal to one representative from each Member.

b. The governing body of each Member shall appoint one of its Supervisors to serve as a Delegate on the Board. A Member's appointment of its Delegate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until he or she is replaced by such governing body or no longer a Supervisor; any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph b..

c. The governing body of each Member of the Board shall appoint a Supervisor as an alternate to serve on the Board in the absence of the Delegate; the alternate may exercise all the

rights and privileges of the Delegate, including the right to be counted in constituting a quorum, to participate in the proceedings of the Board, and to vote upon any and all matters. No alternate may have more than one vote at any meeting of the Board, and any Member's designation of an alternate shall be delivered in writing (which may be by electronic mail) to the Authority and shall be effective until such alternate is replaced by his or her governing body or is no longer a Supervisor, unless otherwise specified in such appointment. Any vacancy shall be filled by the governing body of the Member in the same manner provided in this paragraph c..

d. Any person who is not a member of the governing body of a Member and who attends a meeting on behalf of such Member may not vote or be counted toward a quorum but may, at the discretion of the Chair, participate in open meetings he or she attends.

e. Each Associate Member may designate a non-voting representative to the Board who may not be counted toward a quorum but who may attend open meetings, propose agenda items and otherwise participate in Board Meetings.

f. Delegates shall not receive compensation for serving as Delegates, but may claim and receive reimbursement for expenses actually incurred in connection with such service pursuant to rules approved by the Board and subject to the availability of funds.

g. The Board shall have the power, by resolution, to the extent permitted by the Act or any other applicable law, to exercise any powers of the Authority and to delegate any of its functions to the Executive Committee or one or more Delegates, officers or agents of the Authority, and to cause any authorized Delegate, officer or agent to take any actions and execute any documents for and in the name and on behalf of the Board or the Authority.

h. The Board may establish such committees as it deems necessary for any lawful purpose; such committees are advisory only and may not act or purport to act on behalf of the Board or the Authority.

i. The Board shall develop, or cause to be developed, and review, modify as necessary, and adopt each Program.

8. Meetings of the Board

a. The Board shall meet at least once annually, but may meet more frequently upon call of any officer or as provided by resolution of the Board.

b. Meetings of the Board shall be called, noticed, held and conducted pursuant to the provisions of the Ralph M. Brown Act, Chapter 9 (commencing with Section 54950) of Part I of Division 2 of Title 5 of the Government Code of the State of California.

c. The Secretary of the Authority shall cause minutes of all meetings of the Board to be taken and distributed to each Member as soon as possible after each meeting.

d. The lesser of twelve (12) Delegates or a majority of the number of current Delegates shall constitute a quorum for transacting business at any meeting of the Board, except

that less than a quorum may act to adjourn a meeting. Each Delegate shall have one vote.

e. Meetings may be held at any location designated in notice properly given for a meeting and may be conducted by telephonic or similar means in any manner otherwise allowed by law.

9. Officers; Duties; Official Bonds

a. The Board shall elect a chair and vice chair from among the Delegates at the Board's annual meeting who shall serve a term of one (1) year or until their respective successor is elected. The chair shall conduct the meetings of the Board and perform such other duties as may be specified by resolution of the Board. The vice chair shall perform such duties in the absence or in the event of the unavailability of the chair.

b. The Board shall contract annually with RCRC to administer the Agreement and to provide administrative services to the Authority, and the President and Chief Executive Officer of RCRC shall serve *ex officio* as Executive Director, Secretary, Treasurer, and Auditor of the Authority. As chief executive of the Authority, the Executive Director is authorized to execute contracts and other obligations of the Authority, unless prior Board approval is required by a third party, by law or by Board specification, and to perform other duties specified by the Board. The Executive Director may appoint such other officers as may be required for the orderly conduct of the Authority's business and affairs who shall serve at the pleasure of the Executive Director. Subject to the applicable provisions of any indenture or resolution providing for a trustee or other fiscal agent, the Executive Director, as Treasurer, is designated as the custodian of the Authority's funds, from whatever source, and, as such, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act. The Executive Director, as Auditor, shall have the powers, duties and responsibilities specified in Section 6505.5 of the Act.

c. The Legislative Advocate for the Authority shall be the Rural County Representatives of California.

d. The Treasurer and Auditor are public officers who have charge of, handle, or have access to all property of the Authority, and a bond for such officer in the amount of at least one hundred thousand dollars (\$100,000.00) shall be obtained at the expense of the Authority and filed with the Executive Director. Such bond may secure the faithful performance of such officer's duties with respect to another public office if such bond in at least the same amount specifically mentions the office of the Authority as required herein. The Treasurer and Auditor shall cause periodic independent audits to be made of the Authority's books by a certified public accountant, or public accountant, in compliance with Section 6505 of the Act.

e. The business of the Authority shall be conducted under the supervision of the Executive Director by RCRC personnel.

10. Executive Committee of the Authority

a. Composition

The Authority shall appoint nine (9) members of its Board to serve on an Executive Committee.

b. Powers and Limitations

The Executive Committee shall act in an advisory capacity and make recommendations to the Authority Board. Duties will include, but not be limited to, review of the quarterly and annual budgets, service as the Audit Committee for the Authority, periodically review this Agreement; and complete any other tasks as may be assigned by the Board. The Executive Committee shall be subject to all limitations imposed by this Agreement, other applicable law, and resolutions of the Board.

c. Quorum

A majority of the Executive Committee shall constitute a quorum for transacting business of the Executive Committee.

11. Disposition of Assets

Upon termination of this Agreement, all remaining assets and liabilities of the Authority shall be distributed to the respective Members in such manner as shall be determined by the Board and in accordance with the law.

12. Agreement Not Exclusive; Operation in Jurisdiction of Member

This Agreement shall not be exclusive, and each Member expressly reserves its rights to carry out other public capital improvements and programs as provided for by law and to issue other obligations for those purposes. This Agreement shall not be deemed to amend or alter the terms of other agreements among the Members or Associate Members.

13. Conflict of Interest Code

The Authority shall by resolution adopt a Conflict of Interest Code as required by law.

14. Contributions and Advances

Contributions or advances of public funds and of personnel, equipment or property may be made to the Authority by any Member, Associate Member or any other public agency to further the purpose of this Agreement. Payment of public funds may be made to defray the cost of any contribution. Any advance may be made subject to repayment, and in that case shall be repaid in the manner agreed upon by the advancing Member, Associate Member or other public agency and the Authority at the time of making the advance.

15. Fiscal Year; Accounts; Reports; Annual Budget; Administrative Expenses

a. The fiscal year of the Authority shall be the period from January 1 of each year to and including the following December 31, except for any partial fiscal year resulting from a change

in accounting based on a different fiscal year previously.

b. Prior to the beginning of each fiscal year, the Board shall adopt a budget for the succeeding fiscal year.

c. The Authority shall establish and maintain such funds and accounts as may be required by generally accepted accounting principles. The books and records of the Authority are public records and shall be open to inspection at all reasonable times by each Member and its representatives.

d. The Auditor shall either make, or contract with a certified public accountant or public accountant to make, an annual audit of the accounts and records of the Authority. The minimum requirements of the audit shall be those prescribed by the State Controller for special districts under Section 26909 of the Government Code of the State of California, and shall conform to generally accepted auditing standards. When an audit of accounts and records is made by a certified public accountant or public accountant, a report thereof shall be filed as a public record with each Member (and also with the auditor of Sacramento County as the county in which the Authority's office is located) within 12 months after the end of the fiscal year.

e. In any year in which the annual budget of the Authority does not exceed five thousand dollars (\$5,000.00), the Board may, upon unanimous approval of the Board, replace the annual audit with an ensuing one-year period, but in no event for a period longer than two fiscal years.

16. Duties of Members or Associate Members; Breach

If any Member or Associate Member shall default in performing any covenant contained herein, such default shall not excuse that Member or Associate Member from fulfilling its other obligations hereunder, and such defaulting Member or Associate Member shall remain liable for the performance of all covenants hereof. Each Member or Associate Member hereby declares that this Agreement is entered into for the benefit of the Authority created hereby, and each Member or Associate Member hereby grants to the Authority the right to enforce, by whatever lawful means the Authority deems appropriate, all of the obligations of each of the parties hereunder. Each and all of the remedies given to the Authority hereunder or by any law now or hereafter enacted are cumulative, and the exercise of one right or remedy shall not impair the right of the Authority to any or all other remedies.

17. Indemnification

To the full extent permitted by law, the Board may authorize indemnification by the Authority of any person who is or was a Board Delegate, alternate, officer, consultant, employee or other agent of the Authority, and who was or is a party or is threatened to be made a party to a proceeding by reason of the fact that such person is or was such a Delegate, alternate, officer, consultant, employee or other agent of the Authority. Such indemnification may be made against expenses, judgments, fines, settlements and other amounts actually and reasonably incurred in connection with such proceeding, if such person acted in good faith and in a manner such person reasonably believed to be in the best interests of the Authority and, in the case of a criminal

proceeding, had no reasonable cause to believe his or her conduct was unlawful and, in the case of an action by or in the right of the Authority, acted with such care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances.

18. Immunities

All of the privileges and immunities from liabilities, exemptions from law, ordinances and rules, all pension, relief, disability, workers' compensation and other benefits which apply to the activity of officers, agents or employees of any of the Members or Associate Members when performing their respective functions, shall apply to them to the same degree and extent while engaged as Delegates or otherwise as an officer, agent or other representative of the Authority or while engaged in the performance of any of their functions or duties under the provisions of this Agreement.

19. Amendment

This Agreement may be amended by the adoption of the amendment by the governing bodies of a majority of the Members. The amendment shall become effective on the first day of the month following the last required member agency approval. An amendment may be initiated by the Board, upon approval by a majority of the Board. Any proposed amendment, including the text of the proposed change, shall be given by the Board to each Member's Delegate for presentation and action by each Member's board within 60 days, which time may be extended by the Board.

The list of Members, Attachment 1, may be updated to reflect new and/or withdrawn Members without requiring formal amendment of the Agreement by the Authority Board of Directors.

20. Withdrawal of Member or Associate Member

If a Member withdraws as member of RCRC, its membership in the Authority shall automatically terminate. A Member or Associate Member may withdraw from this Agreement upon written notice to the Board; provided however, that no such withdrawal shall result in the dissolution of the Authority as long as any Bonds or other obligations of the Authority remain outstanding. Any such withdrawal shall become effective thirty (30) days after a resolution adopted by the Member's governing body which authorizes withdrawal is received by the Authority. Notwithstanding the foregoing, any termination of membership or withdrawal from the Authority shall not operate to relieve any terminated or withdrawing Member or Associate Member from Obligations incurred by such terminated or withdrawing Member or Associate Member prior to the time of its termination or withdrawal.

20. Miscellaneous

a. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

b. **Construction.** The section headings herein are for convenience only and are not to

be construed as modifying or governing the language in the section referred to.

c. **Approvals.** Wherever in this Agreement any consent or approval is required, the same shall not be unreasonably withheld.

d. **Jurisdiction; Venue.** This Agreement is made in the State of California, under the Constitution and laws of such State and is to be so construed; any action to enforce or interpret its terms shall be brought in Sacramento County, California.

e. **Integration.** This Agreement is the complete and exclusive statement of the agreement among the parties hereto, and it supersedes and merges all prior proposals, understandings, and other agreements, whether oral, written, or implied in conduct, between and among the parties relating to the subject matter of this Agreement.

f. **Successors; Assignment.** This Agreement shall be binding upon and shall inure to the benefit of the successors of the parties hereto. Except to the extent expressly provided herein, no Member may assign any right or obligation hereunder without the consent of the Board.

g. **Severability.** Should any part, term or provision of this Agreement be decided by the courts to be illegal or in conflict with any law of the State of California, or otherwise be rendered unenforceable or ineffectual, the validity of the remaining parts, terms or provisions hereof shall not be affected thereby.

The parties hereto have caused this Agreement to be executed and attested by their properly authorized officers.

AS ADOPTED BY THE MEMBERS:

Originally dated July 1, 1993

Amended and restated December 10, 1998

Amended and restated February 18, 1999

Amended and restated September 18, 2002

Amended and restated January 28, 2004

Amended and restated December 10, 2014

[SIGNATURES ON FOLLOWING PAGES]

SIGNATURE PAGE FOR NEW ASSOCIATE MEMBERS

NAME OF COUNTY OR CITY:

Dated:_____

By:_____

Name:_____

Title:_____

Attest:

By _____
[Clerk of the Board Supervisors or City Clerk]

AFTER EXECUTION, PLEASE SEND TO:

Golden State Finance Authority
(formerly California Home Finance Authority)
1215 K Street, Suite 1650
Sacramento, CA 95814

ATTACHMENT 1
CALIFORNIA HOME FINANCE AUTHORITY MEMBERS

As of December 10, 2014

Alpine County
Amador County
Butte County
Calaveras County
Colusa County
Del Norte County
El Dorado County
Glenn County
Humboldt County
Imperial County
Inyo County
Lake County
Lassen County
Madera County
Mariposa County
Mendocino County
Merced County
Modoc County
Mono County
Napa County
Nevada County
Placer County
Plumas County
San Benito County
Shasta County
Sierra County
Siskiyou County
Sutter County
Tehama County
Trinity County
Tuolumne County
Yolo County
Yuba County



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Intent to Set a Public Hearing for June 21, 2016, to Consider a Water Rate Increase

SOURCE: Public Works

COMMENT: The drought, and issues resulting from its length and severity, continues to effect water production and policy. Agencies at all levels, and particularly the State, have adopted new polices and regulations that are changing the playing field for water purveyors throughout California. The Sustainable Groundwater Management Act reduced revenues to fund infrastructure, and the Governor's Executive Orders defining water conservation requirements are three of the most pressing issues for Porterville, in addition to our own drought response efforts.

The Governor's Executive Orders and subsequent regulation adopted by the State Water Resources Control Board required the City to reduce our production by 32% for the time period of June 2015 through February 2016. The current regulation requires that Porterville maintain an average production of 26% less than the volume of water produced in our system in 2013. To achieve this, the focus of water conservation must be maintained. With water conservation comes the associated reduction in revenues.

The Sustainable Groundwater Management Act (SGMA) and the resulting Groundwater Sustainability Agency(ies) that will be formed as a result of the SGMA, are compounding the situation. SGMA implementation has multiple associated – and previously unnecessary – costs, including significant water purchases for recharge, well monitoring, reporting, and new infrastructure. Furthermore, as we now pursue financing to develop additional water infrastructure to respond to this drought, we are being advised that our water rates are below the state requirement to qualify for grants and loans.

The City of Porterville has worked for many years to keep our water rates lower than adjacent systems, as a benefit to our community. Unfortunately, reduced water usage in response to the drought has adversely affected water enterprise revenues. Council held a separate study session on April 12, 2016, to discuss the merits and challenges of raising water rates.

An interactive presentation and discussion with Council and the public took place at the study session to determine the direction of the Water Fund. Staff outlined the water operating fund and the capital improvements needed over the next five years. In order to accomplish those objectives, a plan to increase the water service fees was presented. Currently, the City charges a \$10.00 flat rate on a typical residential meter and \$0.90 per 100 cubic feet (about 750 gallons) of water. City Council will consider a rate increase of \$6.50 on a typical

residential meter as well as an \$0.85 water rate increase per 100 cubic feet of water consumed. A proportional increase on all other meters, backflow devices, and unmetered accounts is also being recommended. An annual rate increase of 2.3% will be proposed for fiscal years 2017/2018 through 2020/2021 of the five-year plan.

Attached is a copy of the notice that will be mailed to property owners and water utility users of Porterville as part of the requirements of Proposition 218, Notice of Public Hearing on Proposed Increase to Water Rates. In accordance with Proposition 218 legal requirements, which provides for at least a 45-day notice of a protest hearing for a proposed fee increase, staff is recommending City Council set a Public Hearing for June 21, 2016, to consider increasing the water service fees.

RECOMMENDATION: That City Council:

1. Set a Public Hearing for June 21, 2016, to consider adoption of increases to the rates for water service fees; and
2. Authorize staff to notify the community of the Public Hearing and in accordance with Proposition 218, announce that the purpose of the Public Hearing is to take written and oral comments and consider all written protests against the proposed rate increases.

ATTACHMENTS: 1. Water Rate Notification Letter

Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

PROPOSITION 218 NOTICE OF PUBLIC HEARING ON PROPOSED INCREASES TO WATER RATES

NOTICE IS HEREBY GIVEN that the City of Porterville will hold a Public Hearing on June 21, 2016, at 6:30pm in the City Council Chambers, located at 291 North Main Street, Porterville, CA 93257, to consider the adoption of increases to the rates for its water service fees. The purpose of the public hearing is to take written and oral comments and consider all written protests against the proposed rate increases. Written protests must be filed with the City of Porterville City Clerk.

YOUR RIGHTS: If you are the record owner of a property subject to the proposed rates or a tenant directly liable for the payment of water service fees (i.e., a customer of record), you may submit a written protest against the proposed rate changes. Only one written protest per parcel will be counted. Written protests may be submitted by mail to the City Clerk, City of Porterville, 291 North Main Street, Porterville, CA 93257, or in person at the public hearing, so long as they are received prior to the conclusion of public testimony at the public hearing. Please identify on the front of the envelope "Water Rate Protest" for any protest, whether mailed or submitted in person to the City Clerk. Protests submitted verbally, or by e-mail, facsimile, or other electronic means will not be accepted.

Each protest must (1) be in writing; (2) state opposition to the proposed water rate increase; (3) provide the location of the owner's identified parcel (by assessor's parcel number or street address); and (4) include the original signature of the property owner or customer of record submitting the protest. Only one written protest per parcel will be counted.

At the conclusion of the public hearing, the City Council will consider adopting the proposed rate increases, which are outlined on the reverse side of this notice. If, at the close of the public hearing, written protests against the proposed water rate increases are submitted by a majority of record owners of affected parcels and customers of record (50% plus one), the City will not approve the proposed water rates. If, at the close of the public hearing, written protests against the proposed rate increases do not present a majority of record owners of affected parcels and customers of record, the City Council will be authorized to impose rate increases up to the amounts proposed. If adopted, new water rates will be effective July 1, 2016.

THE NEED FOR WATER RATE INCREASES: The City makes every effort to provide its customers with water in the most efficient and cost effective manner possible. The City continuously evaluates operational costs and utilization of the assets it holds, it also needs to keep pace with inflation, maintain and upgrade aging infrastructure, and other cost increases. The costs to operate the water system have increased, just like the costs of food, electricity and other basic household commodities. Rates need to be raised to: (1) adequately fund the water system so it can be operated safely and provide residents and businesses with clean, safe and reliable potable water; (2) fund capacity enhancement projects; (3) provide timely maintenance of existing facilities; and (4) design & implementation of infrastructure needed and required by the Sustainable Groundwater Management Act (SGMA); (5) address capital costs, increasing costs of water quality monitoring imposed by SGMA; (6) fund a pipe replacement program.

PROPOSED WATER RATE INCREASES: The City's Water Development, Operations and Replacement Funds are declining to a point where maintenance and replacement projects are being deferred due to lack of funding. The purpose of the Water Operating and Replacement Fund is to ensure that the water supply and distribution system will have the capacity to serve its residents. The suggested increase, charted below, will augment the Water Operating Fund to include a water main replacement program. The implementation of SGMA, will demand funding for; sustainable recharge; water level monitoring; development of infrastructure and basin wide collaboration.

PROPOSED RATES (2016/17): The proposed water rates include two components: (1) a monthly meter charge and (2) a variable (water consumption-based) use charge. The meter charge is a fixed amount calculated to recover a portion of the City's fixed costs of operating and maintaining the water system and is established on the basis of the size of the water meter serving the property. The fixed meter charge is due regardless of the quantity of water consumed. The variable water use charge is the rate the City charges per unit of water consumed (one unit of water equals 748 gallons or 100 cubic feet). The variable charge will be different from one bill to another, depending on the quantity of water consumed. Currently, the City charges a \$10.00 flat rate on a typical residential meter and charges \$0.90 per 100 cubic feet of water. City Council will consider a rate increase of \$6.50 on a typical residential meter as well as a \$0.85 water rate increase per 100 cubic feet of water consumed. A proportional increase on all other meters is also being considered (see graphs on reverse side for additional information).

PROPOSED ANNUAL FIXED RATE INCREASE (BASED ON 2.3% ADJUSTMENTS): In addition to considering these proposed rate increases, City Council will also consider an annual rate increase of 2.3%. The proposed 2.3% adjustments, would take place over the next five years (through FY 2021/22), after which time no further automatic adjustments would take place absent a new notice and hearing pursuant to Proposition 218. Under the proposed annual rate increase structure, Porterville residents are likely to see an increase of \$0.04 per 100 cubic feet of water, or about \$1.29 per month for the average customer (inclusive of the meter rate increase). If implemented, the fixed rate of 2.3% increase charges will take effect starting July 1, 2017. Customers will be notified annually of the increase in their May and June water bills.

PROPOSED WATER CONSERVATION PLAN PHASE V RATE INCREASE: Furthermore, at the public hearing, City Council will consider authorizing a 20% water consumption rate increase in Phase V of the City's Water Conservation Plan. We are currently in transition to Phase III of the plan effective June 1, 2016 through November 30, 2016; Phase V is the City's Emergency Response Phase and implemented in times of severe water supply shortages due to drought or other emergencies. This rate increase will encourage water conservation, will also serve as a provision to recover the lost revenues from water conservation which are needed to pay for routine maintenance of the water system, and will assist with continued adequacy of the City's water supply.

BILL IMPACT: A typical single family home uses 22 units (16,456 gallons or 2,200 cubic feet) of water in a billing cycle. A typical monthly bill would increase from \$29.80 to \$55.00 under the proposed initial increase. Should the annual rate increase pass, a typical monthly bill would increase as follows over the next five years. Please note that bills will be lower or higher than shown depending on actual quantity of water used.

	Current	2016/17	2017/18	2018/19	2019/20	2021/22
<i>Monthly Bill</i>	\$29.80	\$55.00	\$56.26	\$57.53	\$58.81	\$60.10

City staff can assist you with answering any questions about your water bill. If you have any questions regarding the information provided in this notice, or the rates applicable to your property, please contact Field Services at (559) 782-7514.

METERED RATES		Proposed Metered Rates per Fiscal Year (FY)				
Water Rate Schedule	Current Rates	Proposed Rates (2016/17)	Annual Fixed Rate Increases			
			FY 2017/18	FY 2018/19	FY 2019/20	FY 2020/21
<i>Projected Fixed Rate Increase</i>			2.3%	2.3%	2.3%	2.3%
WATER CONSUMPTION CHARGE (per 100 cubic feet)	\$0.90	\$1.75	\$1.79	\$1.83	\$1.87	\$1.91
PHASE V RATE INCREASE†	\$1.08	\$2.10	\$2.15	\$2.20	\$2.24	\$2.29
METER SIZE						
<i>Less than 1"</i>	\$10.00	\$16.50	\$16.88	\$17.27	\$17.67	\$18.08
<i>1"</i>	\$11.00	\$18.15	\$18.57	\$19.00	\$19.44	\$19.89
<i>1 1/4"</i>	\$13.50	\$22.28	\$22.79	\$23.31	\$23.85	\$24.40
<i>1 1/2"</i>	\$16.00	\$26.40	\$27.01	\$27.63	\$28.27	\$28.92
<i>2"</i>	\$20.00	\$33.00	\$33.76	\$34.54	\$35.33	\$36.14
<i>3"</i>	\$27.00	\$44.55	\$45.57	\$46.62	\$47.69	\$48.79
<i>4"</i>	\$33.00	\$54.45	\$55.70	\$56.98	\$58.29	\$59.63
<i>6"</i>	\$40.00	\$66.00	\$67.52	\$69.07	\$70.66	\$72.29
<i>8"</i>	\$50.00	\$82.50	\$84.40	\$86.34	\$88.32	\$90.36

UNMETERED FLAT RATES		Proposed Unmetered Flat Rates per Fiscal Year (FY)				
Water Rate Schedule	Current Rates	Proposed Rates (2016/17)	Annual Fixed Rate Increases			
			FY 2017/18	FY 2018/19	FY 2019/20	FY 2020/21
<i>Projected Fixed Rate Increase</i>			2.3%	2.3%	2.3%	2.3%
<i>Trailer Parks</i>	\$19.68	\$36.32	\$37.16	\$38.01	\$38.88	\$39.77
PHASE V RATE INCREASE†	\$23.62	\$43.59	\$44.59	\$45.62	\$46.67	\$47.74
<i>All Others</i>	\$42.80	\$79.01	\$80.83	\$82.69	\$84.59	\$86.54
PHASE V RATE INCREASE†	\$51.36	\$94.81	\$96.99	\$99.22	\$101.50	\$103.83

BACKFLOW DEVICES		Proposed Backflow Device Rates per Fiscal Year (FY)				
Water Rate Schedule	Current Rates	Proposed Rates (2016/17)	Annual Fixed Rate Increases			
			FY 2017/18	FY 2018/19	FY 2019/20	FY 2020/21
<i>Projected Fixed Rate Increase</i>			2.3%	2.3%	2.3%	2.3%
DEVICE SIZE						
<i>1"</i>	\$6.36	\$10.49	\$10.73	\$10.98	\$11.23	\$11.49
<i>1 1/2" – 2 1/2"</i>	\$8.90	\$14.69	\$15.03	\$15.38	\$15.73	\$16.09
<i>3"</i>	\$10.20	\$16.83	\$17.22	\$17.62	\$18.03	\$18.44
<i>4"</i>	\$12.70	\$20.96	\$21.44	\$21.93	\$22.43	\$22.95
<i>6" – 10"</i>	\$56.00	\$92.40	\$94.53	\$96.70	\$98.92	\$101.20

†Phase V Rate Increases will occur only if directed by City Council to transition into the City's Emergency Response Phase V of its Water Conservation Plan.



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Approval for Community Civic Event - Tulare County Jr. Livestock Show and Community Fair - Porterville Fair - May 11-15, 2016

SOURCE: Finance

COMMENT: The Tulare County Jr. Livestock Show and Community Fair is requesting approval to set up this year's carnival on the City of Porterville's ten acre site next to the fair grounds during the annual fair, from Wednesday, May 11, 2016, to Sunday, May 15, 2016.

At the April 15, 2014, Council meeting, a request was made by the Tulare County Junior Livestock Show and Community Fair ("Fair") Board, for a one-year exception to the terms of the License and Development Agreement regarding the sale and consumption of alcoholic beverages during the fair. The exception requested is to allow the patrons of the fair to purchase and consume alcoholic beverages outside the established Adult Refreshment Area (beer garden). The City Council approved the request by authorizing the Police Chief to work directly with the Fair. Exhibit B incorporates the conditions and requirements by the Porterville Police Department for the establishment of the beer garden and the sale and consumption of alcoholic beverages inside and outside the confines of the beer garden.

This application is submitted in accordance with the Community Civic Events Ordinance No. 1326, as amended. It has been routed according to the ordinance regulations and reviewed by all of the departments involved. All requirements are listed on the attached Exhibit A and Exhibit B.

RECOMMENDATION: That the City Council approve the Community Civic Event Application and Agreement from the Tulare County Jr. Livestock Show and Community Fair, subject to the Restrictions and Requirements 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 Permit, Map, and Certificate of Liability Insurance.

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

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



(Incomplete applications can delay permit process)

APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A

COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

DO YOU HAVE? Event Flyer? YES E-mail address? YES Website? YES

Application date: _____ Event date: May 11-15, 2016
Event time: 5/11-5/12 4P-11P, 5/13 4P-12A
5/14 12P-12A 5/15 12P-11P

Name of Event: Porterville Fair

Sponsoring organization: Porterville Fair Phone #559 781-6582

Address: 2700 W. Teapot Dome Ave.

Authorized representative: Susie Godfrey, manager Phone #559 781-6582

Address: Same as above

Event chairperson: Mitch Brown, Board Pres. Phone #559 333-2991

Location of event see attached

(Location map must be attached)

Type of event: Community Fair

Non-profit organization status: 501(c)3 BL# 00358

(IRS Determination)

BL# 003492

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

Barricades (quantity): Yes (16) Street sweeping Yes _____ No X

Police protection Yes X No _____ Refuse pickup Yes X No _____

Other: _____

Parks facility application required: Yes _____ No X Attached _____

Assembly permit required: Yes _____ No X Attached _____

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

Appr. Deny

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

CITY OF PORTERVILLE

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

What constitutes a Community Civic Event?

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

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

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

 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.**

Fraternal Order of Eagles  Authorized Representative Initials
559 784-6123

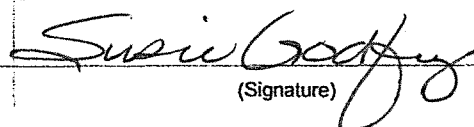
Health permit: Organization/Applicant will obtain or ensure that all participants obtain a 'Temporary Food Facilities' permit(s) from the Tulare County Public Health Department, if any food is to be served in connection with this Community Civic Event. To contact the Tulare County Environmental Health 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.

 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.

 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.

Porterville Fair		4/15/16
(Name of Organization)	(Signature)	(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: 2700 W. Trapot Dome Ave. Event date: 5/11-5/15/16 Event time: 5/13 4P-12A
5/14 12P-12A
5/15 12P-11P

[illegible]

3 of 4

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

Sponsoring organization: _____

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

[illegible]

Requirements for Community Civic Event
Tulare County Jr. Livestock Show and Community Fair
Porterville Fair
May 11-15, 2016

Finance Director:

M. Bemis

Public Works Director, Acting:

M. Reed

Community Development Manager:

J. Phillips

No comments.

Deputy Public Works Director:

B. Styles

Barricades may be obtained and
returned at 555 N. Prospect.

Fire Chief:

G. Irish

No comments.

Parks and Leisure Services Director:

D. Moore

No comments.

Police Lieutenant:

C. Contreras

See attached Exhibit B.

Administrative Services Director:

P. Hildreth

Please see Exhibit A, page 2.

Requirements for Community Civic Event

Sponsor: Tulare County Jr. Livestock Show and Community Fair
Event: Porterville Fair
Event Chairman: Mitch Brown
Location: 2700 W. Teapot Dome Ave.
Date of Event: May 11 -15, 2016

RISK MANAGEMENT: Conditions of Approval

That the Tulare County Jr. Livestock Show and Community Fair provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$2,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, its Officers, Employees, Agents, and Volunteers as "Additional Insured" against all claims arising from, or in connection with, the Permittee's operation and sponsorship of the aforementioned Community Civic Event; and a Certificate of Liquor Liability Insurance Coverage evidencing coverage of not less than \$1,000,000 per occurrence and having the appropriate Endorsement naming the City of Porterville, its Officers, Employees, Agents, and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permittee's operation of a beer garden.

- 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

Porterville Fair- May 11 - 15, 2016

Proposed Conditions/Requirements

- A Beer Garden shall be established as the primary location for the sales and consumption of alcoholic beverages. A minimum of two (2) security guards shall be assigned to control the Beer Garden while it is in operation. No persons under the age of 21 shall be allowed to enter the Beer Garden and no alcoholic beverages shall leave the Beer Garden except by patrons wearing authorized wristbands or on carts authorized for the sales of alcoholic beverages in other designated areas of the fairgrounds.
- Patrons wishing to purchase and consume alcohol inside or outside the confines of the Beer Garden must have an authorized wristband clearly displayed on one wrist in order to purchase and consume alcoholic beverages.
- Alcoholic beverages may only be purchased, possessed or consumed in certain areas when outside the confines of the Beer Garden. At no time shall alcoholic beverages be possessed or consumed within the area designated as "Kiddy Land" or areas set aside for the entertainment of small children.
- Porterville Fair officials shall have been granted a temporary license to sell alcohol from the CA Dept. of Alcoholic Beverage Control.
- Porterville Fair officials will meet with Police Dept. Lt. Standridge (559-782-7410 or 559-782-7400) to coordinate and schedule appropriate number of law enforcement officers to provide security, police the fairgrounds, and ensure safety during the fair event.
- 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 the neighborhoods or businesses surrounding the area.
- Amplified music shall not continue after 12:00 midnight.
- Porterville Fair officials shall reserve "no less" than two (2) parking spaces for on-duty police vehicles "at" the front (main) entrance to the fair and the same amount "at" the rear entrance to the fair. This will guarantee the officers working the event will have immediate access to their vehicles to acquire equipment or detain/transport prisoners and shall not detract from the number of similar spaces needed for the staging of emergency equipment and crews inside the fairgrounds.

Chris Contreras, Lieutenant
Porterville Police Department
(559) 782-7565

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: Porterville Fair
2700 W. Teapot Dome Ave.
- 2 Address where amplification equipment is to be used: Same
- 3 Names and addresses of all persons who will use or operate the amplification equipment: Rio Productions
Paul Serra (owner) 962 Mammoth St. Tulare, CA 93274
- 4 Type of event for which amplification equipment will be used: Music on Rotary Stage
- 5 Dates and hours of operation of amplification equipment: May 11-15, 2016 no later than
12:4m (midnight)
- 6 A general description of the sound amplifying equipment to be used: Microphones, speakers and
Sound amplification equipment.

Section 18-9

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

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

(Ord. Code § 6311)

Section 18-14

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

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

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

[Signature]
Signature of Applicant

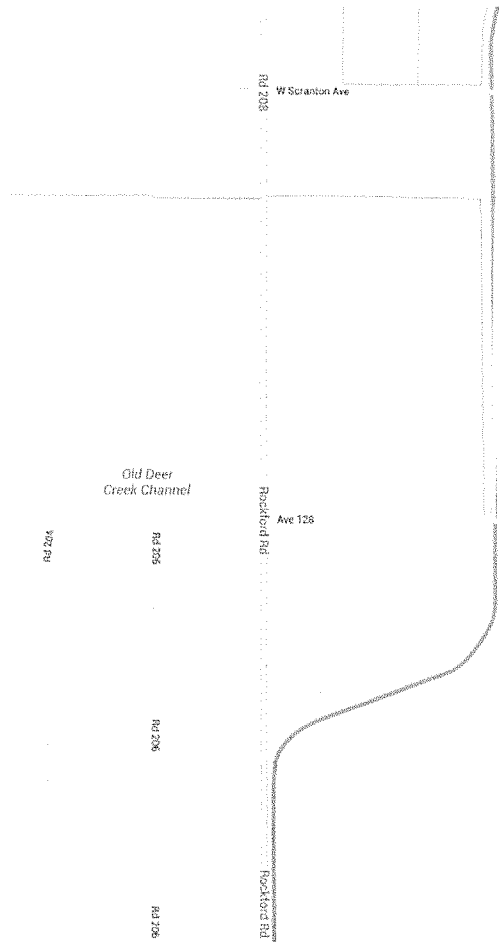
4/15/16
Date

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.

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

4-19-16
Date

Google Maps



Google Maps



ACORDTM**CERTIFICATE OF LIABILITY INSURANCE**DATE (MM/DD/YYYY)
9/30/15

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	K & K Insurance Group, Inc. P.O. Box 2338 Fort Wayne, In 46801	CONTACT NAME:	LEISURE	
		PHONE (A/C, No. Ext):	800-553-8368	FAX (A/C, No):
		E-MAIL ADDRESS:	KK.EVENTSATTRACTIONS@KANDKINSURANCE.COM	
		INSURER(S) AFFORDING COVERAGE		NAIC #
		INSURER A: NATIONAL CASUALTY COMPANY		11991
		INSURER B: SCOTTSDALE INDEMNITY COMPANY		15580
		INSURER C:		
		INSURER D:		
		INSURER E:		
		INSURER F:		

COVERAGES**CERTIFICATE NUMBER:**

1821687

REVISION NUMBER:

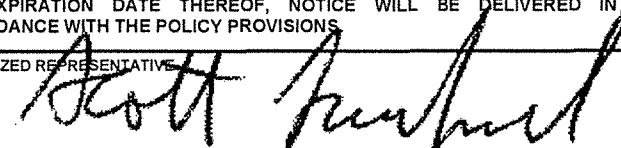
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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. NC=NOT COVERED

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR Owners & Contractors GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PROJECT ☐ LOC OTHER:	Y		KKI0005827700	12:01AM 10/01/15	12:01AM 10/01/16	EACH OCCURRENCE 1000000 DAMAGE TO RENTED PREMISES (Ea occurrence) 300000 MED EXP (Any one person) NC PERSONAL & ADV INJURY 1000000 GENERAL AGGREGATE NONE PRODUCTS-COMP/OP AGG 5000000 Part Lgl Liab NC
B	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS			KKI0005827700	12:01AM 10/01/15	12:01AM 10/01/16	COMBINED SINGLE LIMIT (Ea Accident) 1000000 BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
A	☐ UMBRELLA LIAB ☒ OCCUR ☒ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTION			XKO0005827800	12:01AM 10/01/15	12:01AM 10/01/16	EACH OCCURRENCE 1000000 AGGREGATE 1000000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N ☐	N/A				PER-STATUE OTHER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT

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

CERTIFICATE HOLDER IS ADDED AS AN ADDITIONAL INSURED, BUT ONLY FOR LIABILITY CAUSED, IN WHOLE OR IN PART, BY THE ACTS OR OMISSIONS OF THE NAMED INSURED.

CERTIFICATE HOLDER**CANCELLATION**

CITY OF PORTERVILLE 291 NORTH MAIN STREET PORTERVILLE, CA 92357	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 

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – MANAGERS OR LESSORS OF PREMISES

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Designation Of Premises (Part Leased To You):

THOSE PREMISES ON FILE WITH US UNLESS SPECIFICALLY DECLINED.

Name Of Person(s) Or Organization(s) (Additional Insured):

THOSE MANAGERS/LESSORS ON FILE WITH US UNLESS SPECIFICALLY DECLINED.

Additional Premium: INCLUDED

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

A. 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 arising out of the ownership, maintenance or use of that part of the premises leased to you and shown in the Schedule and subject to the following additional exclusions:

This insurance does not apply to:

1. Any "occurrence" which takes place after you cease to be a tenant in that premises.
2. Structural alterations, new construction or demolition operations performed by or on behalf of the person(s) or organization(s) shown in the Schedule.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and

2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to Section III – Limits Of Insurance:

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

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

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

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – OWNERS OR OTHER INTERESTS FROM WHOM LAND HAS BEEN LEASED

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Person(s) Or Organization(s)	Designation Of Premises (Part Leased To You)
THOSE OWNERS OR OTHER INTERESTS FROM WHOM LAND HAS BEEN LEASED ON FILE WITH US UNLESS SPECIFICALLY DECLINED.	THOSE PREMISES ON FILE WITH US UNLESS SPECIFICALLY DECLINED.
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. 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 arising out of the ownership, maintenance or use of that part of the land leased to you and shown in the Schedule.

However:

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

B. With respect to the insurance afforded to these additional insureds, the following additional exclusions apply:

This insurance does not apply to:

1. Any "occurrence" which takes place after you cease to lease that land;
2. Structural alterations, new construction or demolition operations performed by or on behalf of the person(s) or organization(s) shown in the Schedule.

C. With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

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

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

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

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):

THOSE DESIGNATED PERSONS OR ORGANIZATIONS ON FILE WITH US UNLESS SPECIFICALLY DECLINED.

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

A. 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:

1. In the performance of your ongoing operations; or
2. In connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the

insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to Section III – Limits Of Insurance:

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

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

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

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED – LESSOR OF LEASED
EQUIPMENT – AUTOMATIC STATUS WHEN
REQUIRED IN LEASE AGREEMENT WITH YOU**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

- A. Section II – Who Is An Insured** is amended to include as an additional insured any person(s) or organization(s) from whom you lease equipment when you and such person(s) or organization(s) have agreed in writing in a contract or agreement that such person(s) or organization(s) be added as an additional insured on your policy. Such person(s) or organization(s) is an insured only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your maintenance, operation or use of equipment leased to you by such person(s) or organization(s).

However, the insurance afforded to such additional insured:

1. Only applies to the extent permitted by law; and
2. Will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

A person's or organization's status as an additional insured under this endorsement ends when their contract or agreement with you for such leased equipment ends.

- B.** With respect to the insurance afforded to these additional insureds, this insurance does not apply to any "occurrence" which takes place after the equipment lease expires.
- C.** With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

The most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement you have entered into with the additional insured; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

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



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: City Council Member Requested Agenda Item - Request for the City Council to Consider the Development of an Animal Adoption Center within the City

SOURCE: City Manager's Office

COMMENT: Council Member Ward has requested that the City Council consider the development of an animal adoption center within the city.

RECOMMENDATION: Council Member Ward makes the motion that the City Council authorize a Scheduled Matter on the next Council Agenda to consider the development of an animal adoption center within the city.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Annual Adjustment of Fees by Application of the ENR Cost Index

SOURCE: Public Works

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

City staff endeavors to honor its commitment to the Home Builders Association (HBA) by providing 60 days notice prior to the effective date of the annually adjusted fees. The Home Builders Association of Tulare/Kings Counties Inc., has requested that they be notified of the annual adjustment of fees. Unfortunately, due to an oversight, the notice was published in *The Porterville Recorder* but not mailed to the HBA. For this reason, staff requests that the public hearing be continued to the meeting of June 7, 2016.

RECOMMENDATION: That the City Council open the public hearing, accept comments, and continue the item to the regularly scheduled meeting of June 7, 2016.

ATTACHMENTS:

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

Appropriated/Funded:

Review By:

Department Director:
Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

EXHIBIT 'A'

PARK IMPACT FEES ◇

	Effective Date <u>07/01/15</u>	Effective Date <u>07/01/16</u>
1. Single Family (RS-1 & RS-2) Δ	\$754	\$774
2. Multiple Family per Unit Δ	\$585	\$601
3. Mobile HomesΔ	\$423	\$434

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

MO #16-

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

FY 2014/2015 No report sent to City Council

MO #16-040213 Fee increase suspended for one year

MO #09-041712 Fee increase suspended for one year

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

MO #20-040610 Fee increase suspended for one year

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

◇ Fees Covered by the Mitigation Fee Act

Revised – 2015-10-06

EXHIBIT 'H'
CONNECTION FEES

		EFFECTIVE DATE	
	<u>TRUNK LINE SEWER FEES</u>	7/01/15	7/1/16
1.	Hillside Development - per acre (Δ 142-02)◇ _	\$1,122	\$1,152
2.	Single Family (RS-1 & RS-2) - per acre (Δ 94-90)	\$2,104	\$2,161
3.	Duplex (two-units) - per acre (Δ 94-90)	\$4,888	\$5,020
4.	Multiple Family (RM-1, RM-2 & RM-3) - per acre (Δ 94-90)	\$11,403	\$11,711
5.	Institutional - per acre**(Δ 94-90)	\$793	\$814
6.	Commercial & Professional Office - per acre**(Δ 94-90)	\$2,972	\$3,052
7.	Industrial - per acre**(Δ 94-90)	\$12,686	\$13,029

		EFFECTIVE DATE	
	<u>TREATMENT PLANT FEES</u>	7/01/15	7/01/16
1.	Single Family and Multiple Family - per unit (Δ 67-03)	\$3,449	\$3,543
2.	Commercial and Industrial - per sewer connection (Δ 67-03)	\$12.33 (per gpd) (\$3,449)	\$12.66 (per gpd) (\$3,543)

		EFFECTIVE DATE	
	<u>SEWER CONNECTION CHARGES</u>	7/01/15	7/01/16
1.	Six Inch or Smaller - per foot	\$11.36	\$11.66
2.	Eight Inch - per foot	\$14.92	\$15.32

		EFFECTIVE DATE	
	<u>WATER TRUNK FEES</u>	7/01/15	7/01/16
1.	Hillside Development - per acre (Δ 142-02) ◇ _	\$1,651	\$1,696
2.	Single Family (RS-1 & RS-2) - per acre (Δ 93-90)	\$3,444	\$3,537
3.	Duplex (two-units) - per acre (Δ 93-90)	\$8,621	\$8,854
4.	Multiple Family (RM-1, RM-2 & RM-3) - per acre (Δ 93-90)	\$20,127	\$20,671
5.	Institutional**(Δ 93-90)	\$2,247	\$2,308
6.	Commercial and Professional Office - per acre**(Δ 93-90)	\$2,588	\$2,657
7.	Commercial Crop Cultivation – per acre**(Ord. 1813) D	\$646.91	\$664.37
7.	Industrial - per acre**(Δ 93-90)	\$19,878	\$20,415

		EFFECTIVE DATE	
	<u>WATER CONNECTION FEE</u>	7/01/15*	7/01/16
1.	Connection Charges - per foot	\$9.72	\$9.98

		EFFECTIVE DATE	
	<u>STREET LIGHT FEES</u>	7/01/15	7/01/16
1.	Multiple Family - per foot	\$2.95	\$3.03
2.	Commercial/Industrial - per foot	\$3.72	\$3.82

		EFFECTIVE DATE	
	<u>STORM DRAINAGE FEES</u>	7/01/15	7/01/16
1.	Single Family (RS-1 & RS-2) - per acre (inc. Hillside Dev.) (Δ 95-90)	\$5,673	\$5,826
2.	Duplex (two units) - per acre (Δ 95-90)	\$7,567	\$7,772
3.	Multiple Family (RM-1, RM-2 & RM-3) - per acre (Δ 95-90)	\$11,352	\$11,658
4.	Commercial, Industrial & Institutional - per acre (Δ 95-90)	\$15,130	\$15,539

		EFFECTIVE DATE	
	<u>FIRE HYDRANT FEES</u>	7/01/15	7/01/16
1.	Multiple Family - per foot	\$3.86	\$3.97
2.	Commercial/Industrial - per foot	\$5.71	\$5.87

		EFFECTIVE DATE	
	<u>TRANSPORTATION IMPACT FEES</u> ◇	7/01/15	7/01/16
1.	Single Family (RS-1 & RS-2) per unit (Δ 50-98)	\$1,213	\$1,246
2.	Multiple Family (per unit) (Δ 50-98)	\$821	\$843
3.	General Office/ Institutional (per 1,000 sq ft of gross floor) (Δ 50-98)	\$3,213	\$3,207
4.	Commercial (per 1,000 square feet of gross floor area) (Δ 50-98)	\$5,941	\$6,101
5.	Light Industrial (per 1,000 square feet of gross floor area) (Δ 50-98)	\$885	\$909

		EFFECTIVE DATE	
	<u>FRONTAGE IMPROVEMENT VALUATION THRESHOLD</u>	7/01/15	7/01/16
1.	Frontage Improvements are required when the Building Permit valuation is over ◆ (Beginning 2/19/04 - over a two-year period)	\$21,569	\$22,151

MO #16-

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

FY 2014/2015 No report sent to City Council

MO #16-040213 Fee increase suspended for one year

MO #09-041712 Fee increase suspended for one year

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

MO #20-040610 Fee increase suspended for one year

Δ Resolution Establishing ENR Annual Adjustment

◆ Ordinance No. 1644 dated 2-19-04 (includes Annual Adjustment by ENR)

◇ Fees Covered by the Mitigation Fee Act

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

Water - \$175.11 per 100 GPD of actual average demand (adjusted annually by the ENR Construction Cost Index).

Sewer - \$148.84 per 100 GPD of actual daily flow (adjusted annually by the ENR Construction Cost Index).



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Public Hearing to Consider Moving Into Phase III of the City's Water Conservation Plan

SOURCE: Public Works

COMMENT: At the April 5, 2016, City Council meeting, Council scheduled a Public Hearing for May 3, 2016, to consider adjusting the phase of water conservation expected of Porterville residents and water users as we approach the summer months.

Reduced production guidelines presented in Governor Brown's Executive Orders and subsequent regulations adopted by the State Water Resources Control Board, require that Porterville maintain a cumulative production of 26% less than the production of 2013. The expectation of 26% cumulative total production will extend through October 2016. In response, Porterville has developed a Conservation Plan that has been effective while still allowing some flexibility. The City's Conservation Plan is an Odd/Even watering schedule composed of Five Phases; Phase I, is Voluntary 3 Day Watering week Schedule; Phase II, is Mandatory 3 Day Watering week Schedule; Phase III, is Mandatory 2 Day Watering week Schedule; Phase IV, is Mandatory 1 Day Watering week Schedule; and Phase V, is No Outdoor Watering.

Through the implementation of mandatory reductions the City of Porterville has been able to produce a cumulative total reduction of 28.77%. In order to maintain the mandated reductions while providing flexibility to our citizens, it is staff's recommendation that we repeat the watering schedules implemented by the Council last year. Staff recommends Council consider moving to Phase III of the City's Water Conservation Plan (a Mandatory odd/even 2 day watering week schedule). Odd addresses would be allowed to water on Tuesday & Saturday and even addresses on Wednesday & Sunday. Recommendation is to commence with Phase III effective June 1, 2016 and continue this water schedule through the summer and fall months until November 30, 2016. On December 1, 2016 the City should then transition back to Phase IV of the City's Water Conservation Plan (a Mandatory 1 day watering week schedule).

RECOMMENDATION: That City Council:

1. Conduct the Public Hearing;
2. Consider transitioning from Phase IV to Phase III of the City's Water Conservation Plan effective June 1, 2016; and
3. Consider directing staff to transition back to Phase IV commencing December 1, 2016.

ATTACHMENTS: 1. Monthly Production Status March 2016
 2. Drought Response Phase III Flyer

Appropriated/Funded:

Review By:

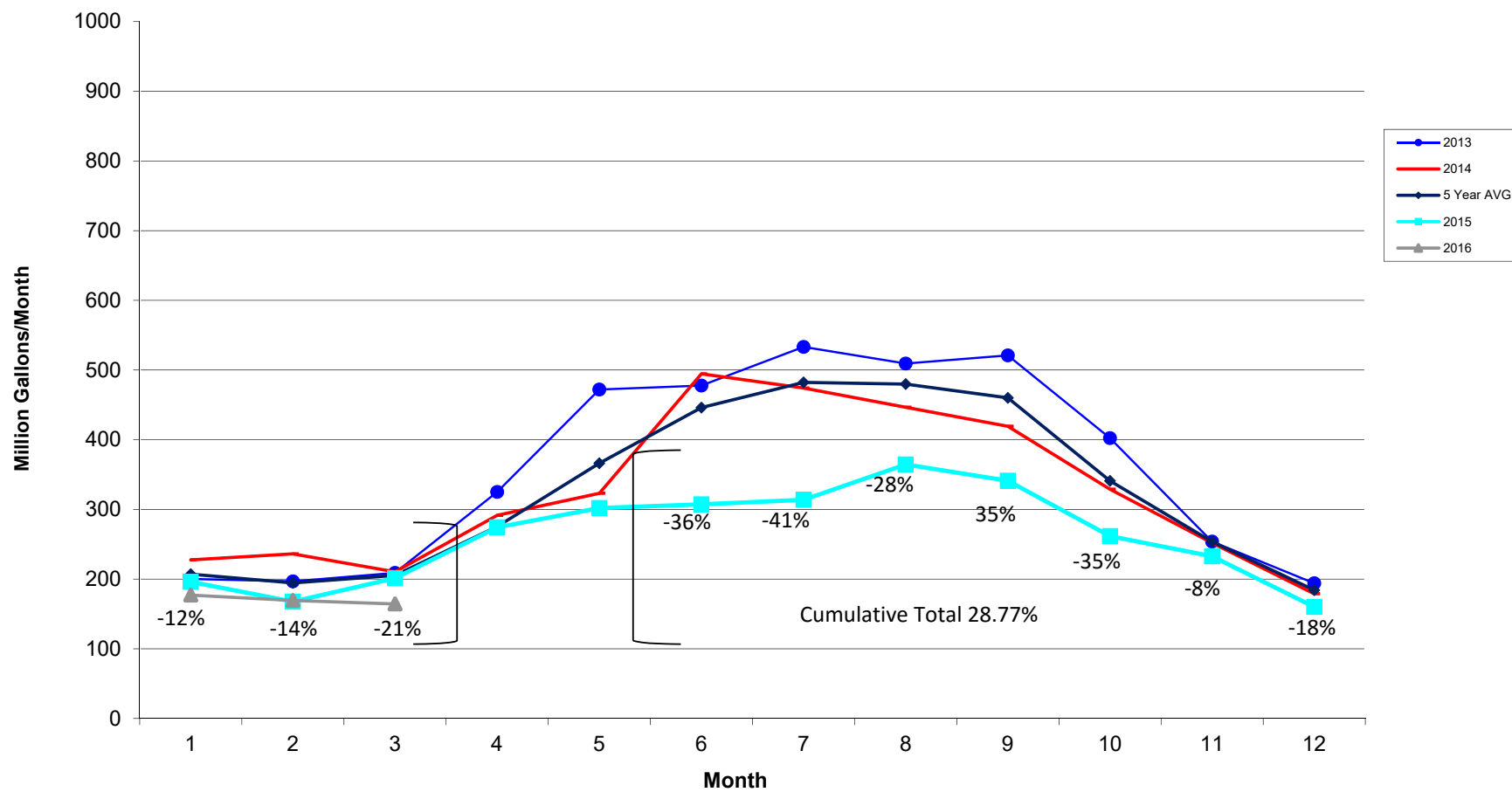
Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

Monthly Production Status

15/16 Production Comparison to 2013 & 5 Year Average





DROUGHT RESPONSE Phase III

Mandatory Odd/Even Watering Schedule, based on address.
Residents will be allowed **TWO** days a week to water lawns and landscapes. No watering allowed on Mondays, Thursdays, and Fridays.

Watering is prohibited between the hours of **5:00 AM to 10:00 AM** and **5:00 PM to 10:00 PM**.

No watering outdoor landscapes during and within **48** hours after measurable rainfall.

Excessive water runoff is prohibited.

The washing of sidewalks and driveways is prohibited.

Vehicles shall only be washed on designated watering days and with a hose equipped with a shut-off nozzle.

The operation of ornamental water features is prohibited unless the fountain uses a recycling system.

Non-compliance with Phase III water conservation regulations could result in citations with fines up to **\$500**.

DROUGHT RESPONSE PHASE III

The City of Porterville has adopted Phase III of its Drought Response Plan. As part of the Phase III plan, the City has restricted watering days to two days per week, based on address.

Mandatory Odd/Even Watering Schedule

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
DO NOT WATER	OK TO WATER	OK TO WATER	DO NOT WATER	DO NOT WATER	OK TO WATER	OK TO WATER
---	ODD	EVEN	---	---	ODD	EVEN

■ Odd Address
 ■ Even Address

ODD NUMBER ADDRESSES

If your address ends with an “odd” number, 1, 3, 5, 7, or 9, your watering days are Tuesday and Saturday *only*.

OR

EVEN NUMBER ADDRESSES

If your address ends with an “even” number, 0, 2, 4, 6, or 8, your watering days are Wednesday and Sunday *only*.

Violation Level	Citation Amount
First Violation	Warning Only
Second Violation	\$100 Fine
Third Violation	\$200 Fine
Fourth Violation	\$500 Fine

**Mandatory
Odd/Even Watering
Schedule**

**Excessive water
runoff prohibited**

**The washing of
sidewalks and driveways
is prohibited**

**Vehicles shall only be
washed on designated
watering days and with
hoses equipped with a
shut-off nozzle**

**Ornamental water
features are prohibited
unless the fountain uses
a recycling system**

**WATERING PROHIBITED
BETWEEN THE HOURS OF
5:00 – 10:00 AM
5:00 – 10:00 PM**

**NO WATERING ON
MONDAYS, THURSDAYS,
AND FRIDAYS.**



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Well Abandonment Ordinance

SOURCE: Public Works

COMMENT: On April 5, 2016, the City Council directed staff to schedule a public hearing to consider an amendment to Chapter 26 of the Porterville Municipal Code requiring abandonment of private wells upon connection to the City's water system. Staff presents two options for the Council to consider such an ordinance: either require abandonment completely and consistently for all parcels connected to City water, or establish a threshold beyond which a property owner could maintain the well for agricultural purposes.

The primary factor influencing the need for such an ordinance is the Sustainable Groundwater Management Act ("SGMA"), which was chaptered into California law in 2014. SGMA redefined the way water districts and suppliers address groundwater use in California. The City of Porterville, along with irrigation districts and other agencies responsible for water production and purveyance in this area, will be working together to form a Groundwater Sustainability Agency ("GSA"). The primary responsibility of a GSA will be preparation of one or more Groundwater Sustainability Plan(s) ("GSP"), and then the ongoing monitoring of water use in the GSA area. The GSP will need to provide data supporting a sustainable yield for our sub-basin, currently estimated to be one-half acre foot of water per acre of land per year, and explore how a GSA will ensure appropriate water usage through monitoring, and if necessary, fees or penalties.

Continuing to allow private properties to maintain wells for individual use will result in an exorbitant amount of oversight and coordination, taxing resources and staff time, as well as complicating reporting efforts under SGMA. For this reason, staff recommends a shift in policy and status quo as it relates to the accommodation of private wells that serve properties that are also connected to Porterville's municipal water system.

Both draft ordinances require abandonment once a property connects to City services or, where a parcel already has a connection, the use of the well would be "grandfathered" until it fails naturally or a building permit of significant valuation triggers public improvements. However, one option allows properties five acres or larger to maintain their wells for outdoor use, given that larger properties have the potential and propensity to accommodate commercial agricultural uses, and a well could serve those purposes, subject to City standards of monitoring and back-flow prevention.

RECOMMENDATION: That the City Council:

1. Determine whether or not any exemptions should be included in the draft well abandonment ordinance, and to what extent; and
2. Adopt the draft ordinance requiring abandonment of wells for properties connected to the City's municipal water system, give first reading to the ordinance, and order the ordinance to print.

ATTACHMENTS:

1. Draft Ordinance
2. Draft Ordinance - Five Acres or larger exempt

Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AMENDING THE PORTERVILLE MUNICIPAL CODE AS IT RELATES TO
PRIVATE WELLS

WHEREAS: On September 16, 2014, Governor Edmund G. Brown, Jr. approved three bills, collectively known as the Sustainable Groundwater Management Act of 2014 (“SGMA”); and

WHEREAS: The city of Porterville overlays a high-priority groundwater basin, and as a result is held to restrictive timelines and objectives as outlined in SGMA; and

WHEREAS: On April 1, 2015, Governor Brown issued Executive Order B-29-15, which outlined various directives to state agencies, and in turn local governments, in order to save water, increase enforcement against water waste, invest in new technologies, and streamline government response; and

WHEREAS: SMGA requires that a Groundwater Sustainability Agency implement policies and measures which, when implemented, will ensure that the basin is operated within its sustainable yield; and

WHEREAS: Pursuant to Item 26 of Executive Order B-29-15, Division 13 (commencing with Section 21000) of the Public Resources Code, otherwise known as the California Environmental Quality Act (CEQA) and regulations adopted pursuant to that Division were suspended. The 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. Therefore, the adoption of this ordinance is not subject to environmental review; and

WHEREAS: On April 23, 2016, notice of a public hearing was published in the *Porterville Recorder*, a newspaper of general circulation within the city of Porterville; and

WHEREAS: On May 3, 2016, the City Council held a public hearing to consider adopting modifications to Chapter 26 of the Porterville Municipal Code that will require abandonment of wells at such time as a property is connected to municipal water service.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does hereby adopt an ordinance amending Chapter 26 of the Porterville Municipal Code as it relates to private wells on properties served by the Porterville municipal water system, as follows:

SECTION 1: CHAPTER 26, WELLS

26-1: PURPOSE AND INTENT:

It is the purpose of this chapter to protect the health, safety, and general welfare of the people of the city by ensuring that the ground waters of the city and the Tule Sub-basin will not be polluted, contaminated, or used in an unsustainable manner.

26-2: WELL ABANDONMENT UPON MUNICIPAL SERVICE CONNECTION

A. Notwithstanding the County's authority to issue permits for wells, upon connection of a property to the Porterville municipal water system, a private well providing service to said property shall be abandoned, or if more than the subject parcel receives water from the well, the connection from the property to the well shall be abandoned. If a well serves both a structure and a commercial agricultural crop, the structure shall be disconnected from the well, but the well can remain in order to provide irrigation water in a manner consistent with other chapters of this Code.

B. Where a property owner is already connected to Porterville municipal water service and maintains an existing and active well as of the date this ordinance is approved, the property owner may continue the beneficial use of the well until:

1. well failure or lack of performance for greater than twelve months results in a permanently inactive well, as defined in the Health and Safety Code; or
2. the property owner obtains a building permit for improvements, construction, or remodeling at a cost of twenty-one thousand five-hundred sixty-nine dollars (\$21,569.00) or more within a two (2) year period. This valuation is to be adjusted, by resolution, each year to reflect changes in the cost of construction as indicated in the Engineering News Record.

C. Abandonment of wells shall be completed in conformance with the standards adopted by the Department of Water Resources and the State Water Resources Control Board, in accordance with the California Water Code.

26-3: ADOPTION OF COUNTY WELL STANDARDS:

A. The City hereby adopts by reference the County well standards contained in chapter 7 of the County code and such future County amendments as may be required to satisfy the minimum requirements contained in the State model well standards for construction, reconstruction, repair, and destruction of water wells, cathodic protection wells, and monitoring wells.

B. The City hereby authorizes the County Environmental Health Department to issue permits, collect fees, and to use all appropriate enforcement powers within the city limits to carry out the provisions of the County well standards.

26-4: AMENDMENTS:

Nothing in this chapter shall be interpreted or construed to forfeit or otherwise restrict the rights or authority of the City to rescind or amend this chapter, or to establish local well standards, as the City deems appropriate in order to protect and address matters of local concern.

26-5: CONFLICTING PROVISIONS:

All ordinances, municipal code sections, resolutions, City Council motions, and all actions of all City boards, commissions and committees in conflict with this chapter are hereby repealed.

SECTION 2: This ordinance shall be in full force and effect thirty days from and after its publication and passage.

PASSED, APPROVED, AND ADOPTED this 3rd day of May, 2016.

By: _____
Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AMENDING THE PORTERVILLE MUNICIPAL CODE AS IT RELATES TO
PRIVATE WELLS

WHEREAS: On September 16, 2014, Governor Edmund G. Brown, Jr. approved three bills, collectively known as the Sustainable Groundwater Management Act of 2014 (“SGMA”); and

WHEREAS: The city of Porterville overlays a high-priority groundwater basin, and as a result is held to restrictive timelines and objectives as outlined in SGMA; and

WHEREAS: On April 1, 2015, Governor Brown issued Executive Order B-29-15, which outlined various directives to state agencies, and in turn local governments, in order to save water, increase enforcement against water waste, invest in new technologies, and streamline government response; and

WHEREAS: SMGA requires that a Groundwater Sustainability Agency implement policies and measures which, when implemented, will ensure that the basin is operated within its sustainable yield; and

WHEREAS: Pursuant to Item 26 of Executive Order B-29-15, Division 13 (commencing with Section 21000) of the Public Resources Code, otherwise known as the California Environmental Quality Act (CEQA) and regulations adopted pursuant to that Division were suspended. The 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. Therefore, the adoption of this ordinance is not subject to environmental review; and

WHEREAS: On April 23, 2016, notice of a public hearing was published in the *Porterville Recorder*, a newspaper of general circulation within the city of Porterville; and

WHEREAS: On May 3, 2016, the City Council held a public hearing to consider adopting modifications to Chapter 26 of the Porterville Municipal Code that will require abandonment of wells at such time as a property is connected to municipal water service.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does hereby adopt an ordinance amending Chapter 26 of the Porterville Municipal Code as it relates to private wells on properties served by the Porterville municipal water system, as follows:

SECTION 1: CHAPTER 26, WELLS

26-1: PURPOSE AND INTENT:

It is the purpose of this chapter to protect the health, safety, and general welfare of the people of the city by ensuring that the ground waters of the city and the Tule Sub-basin will not be polluted, contaminated, or used in an unsustainable manner.

26-2: WELL ABANDONMENT UPON MUNICIPAL SERVICE CONNECTION

A. Notwithstanding the County's authority to issue permits for wells, upon connection of a property to the Porterville municipal water system, a private well providing service to said property shall be abandoned, or if more than the subject parcel receives water from the well, the connection from the property to the well shall be abandoned. Parcels five (5) acres in size or greater are exempt from this requirement. If a well serves both a structure and a commercial agricultural crop, the structure shall be disconnected from the well, but the well can remain in order to provide irrigation water in a manner consistent with other chapters of this Code.

B. Where a property owner is already connected to Porterville municipal water service and maintains an existing and active well as of the date this ordinance is approved, the property owner may continue the beneficial use of the well until:

1. well failure or lack of performance for greater than twelve months results in a permanently inactive well, as defined in the Health and Safety Code; or
2. the property owner obtains a building permit for improvements, construction, or remodeling at a cost of twenty-one thousand five-hundred sixty-nine dollars (\$21,569.00) or more within a two (2) year period. This valuation is to be adjusted, by resolution, each year to reflect changes in the cost of construction as indicated in the Engineering News Record.

C. Abandonment of wells shall be completed in conformance with the standards adopted by the Department of Water Resources and the State Water Resources Control Board, in accordance with the California Water Code.

26-3: ADOPTION OF COUNTY WELL STANDARDS:

A. The City hereby adopts by reference the County well standards contained in chapter 7 of the County code and such future County amendments as may be required to satisfy the minimum requirements contained in the State model well standards for construction, reconstruction, repair, and destruction of water wells, cathodic protection wells, and monitoring wells.

B. The City hereby authorizes the County Environmental Health Department to issue permits, collect fees, and to use all appropriate enforcement powers within the city limits to carry out the provisions of the County well standards.

26-4: AMENDMENTS:

Nothing in this chapter shall be interpreted or construed to forfeit or otherwise restrict the rights or authority of the City to rescind or amend this chapter, or to establish local well standards, as the City deems appropriate in order to protect and address matters of local concern.

26-5: CONFLICTING PROVISIONS:

All ordinances, municipal code sections, resolutions, City Council motions, and all actions of all City boards, commissions and committees in conflict with this chapter are hereby repealed.

SECTION 2: This ordinance shall be in full force and effect thirty days from and after its publication and passage.

PASSED, APPROVED, AND ADOPTED this 3rd day of May, 2016.

By: _____
Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Community Development Block Grant 2016/2017 Action Plan

SOURCE: Community Development

COMMENT: The U.S. Department of Housing and Urban Development (HUD) requires all Community Development Block Grant (CDBG) entitlement cities to prepare a three- or five-year Consolidated Plan. Porterville's 2015 Five-Year Consolidated Plan was adopted by the City Council on June 16, 2015, and subsequently submitted to and approved by HUD. This 2016/2017 Action Plan reflects the second year investment plan within the scope of the Consolidated Plan. Grantees have until May 17, 2016, to submit an Action Plan to HUD.

The Action Plan identifies activities the City will undertake during the next year to address priority needs of lower-income households. Proposed activities are designed to benefit lower-income households by maintaining affordable housing, achieving public housing improvements, removing barriers to affordable housing, evaluating and reducing lead-based hazards, reducing the number of households with incomes below the poverty line, improving job availability, enhancing the institutional structure to address the needs of lower-income households, addressing obstacles to meeting underserved needs, and enhancing coordination between public and private housing and social service agencies.

The Action Plan presents ongoing and proposed CDBG funded programs for the Fiscal Year beginning July 1, 2016, through June 30, 2017. Implementation of the Action Plan includes administering approximately \$634,391 of 2016/2017 CDBG entitlement funds for a variety of programs and projects accompanied by program income generated by the First-Time Low-Income Home Buyer Program, the Owner Occupied Housing Rehabilitation and Public Utility Program, and the Business Assistance Loan Program. The proposed entitlement funds are lower than the 2015/2016 allocation by \$33,230.

The table below provides an overview of the entitlement funding allocation as presented to the Citizens Advisory and Housing Opportunity Committee, plus the funds available from previous years unexpended entitlement and program income, as well as anticipated program income for the fiscal year.

PROPOSED CDBG BUDGET

16/17 ACTION PLAN

PROGRAM	2016-2017 Entitlement Allocation \$634,391	Anticipated Program Income 16- 17	Expected Carry Over	Estimated Total Program Funds Available for 2016/2017
Administration	\$146,377.62 (20% cap of Entitlement + 20% of anticipated program income)	\$0	\$0	\$146,377.62
City –Operated Youth Center	\$102,055 (Part of 15% Public Service+15% of prior year program income)	\$0	\$0	\$102,055
Shelter Plus Care Program for the Homeless	\$ 15,000 (Part of 15% Public Service+15% of prior year program income)			\$ 15,000
Continuum of Care	\$ 5,000 (Part of 15% Public Service+15% of prior year program income)	\$0	\$0	\$ 5,000
First Time Low- Income Homebuyer	\$0	\$15,000	\$10,800 PI	\$25,800
Land Acquisition	\$0	\$0	\$47,016	\$47,016
Homebuyer Education	\$2000	\$0	\$980.35	\$ 2,980.35

Program				
Owner Occupied Housing Rehab & Public Utilities Loan Program	\$0	\$11,000	\$121,188.95 En \$48,624.90 PI	\$180,813.85
Parks Improvement Program (Murry and Zalud)	\$35,000.00 (Zalud)	\$0	\$73,341.47 Murry Park	\$ 108,341
Business Assistance Program	\$56,493.18	\$44,000	\$309,481.09 En \$ 401,242.23 PI	\$811,216.50
Section 108 Debt Service	\$272,465.20		\$25,972.14*	\$298,437.34
Total	\$634,391	\$70,000	\$1,038,647.13	\$1,743,038.13

*Remaining from 2015-16 allocation due to refinancing of debt and lower payment than expected.

Providing ongoing youth activities is a high priority within the community. The City's Parks & Leisure Services Department has been operating the City's Youth Center since 1997 and the program has been located at the Heritage Center for eight years. Anticipated CDBG funding to the Parks & Leisure Services Department to administer the ongoing youth recreational program, inclusive of new program elements within Census Tract 41, is \$102,055. The Parks & Leisure Services proposal and budget for operating the Youth Center is included in the Action Plan, Section VIII. Additionally, this is the fourth year of \$15,000 being pledged to be expended as match for the Shelter + Care Program vouchers awarded through the Continuum of Care to address homelessness in the community; and the second year that \$5,000 entitlement funds are awarded to the Continuum of Care on Homelessness to assist with Project Homeless Connect and Point in Time Survey and the writing of applications for HUD funding. These three programs together will make up the allowed 15% allocation of the annual entitlement for public service projects.

In 2005/06, the City completed the construction of the Heritage Center building in Census Tract 41, utilizing Section 108 loan funds. Additional improvements, including the development of the parking lot for the future ball fields, utilized the remaining loan funds. Using CDBG-R stimulus funds, along with other grant sources, construction was completed on the Rails to Trails Project that runs adjacent to the Heritage Center. The entitlement allocation for debt

payments on the Section 108 loan in 2016/17 will be \$272,465.20 or 42.9% of the anticipated entitlement allocation. The total debt will be paid in 2023/24.

Administration of the CDBG program will be allocated \$146,377.62, which is the allowed 20% of the entitlement plus 20% of anticipated program income for the year.

Entitlement funds in the amount of \$56,493.18 are being designated to the Business Assistance Program to provide large business loans.

The Owner Occupied Housing Rehabilitation and Public Utilities Loan Program (HRLP) including a the component to assist disabled and elderly homeowners with wheelchair ramp construction projects, and the First Time Low-Income Home Buyer Program (FTHB) will be funded from other grant sources (i.e. HOME and CalHOME), unexpended entitlement funds and program income.

The Homebuyer Education Program and the Business Assistance Program will utilize unexpended entitlement funds from previous years allocations and \$2,000 of Entitlement funds.

The Neighborhood Improvement Program will also utilize unexpended entitlement funds from previous years allocations.

The Park Improvement Programs will be use Entitlement funds of \$35,000 for Zalud Park and also utilize unexpended entitlement funds from previous years allocations for Murry Park.

Revised program models are included in the attached Action Plan.

On March 17, 2016, the first community meeting was held to bring recommendations and comments from the community before the CDBG Citizens' Advisory and Housing Opportunity Committee (Committee). On March 28, 2016, the Committee held the first public hearing to consider the proposed projects for the 2016/2017 Action Plan. The Committee unanimously recommended approval of the proposed Action Plan, as presented. Public notices were published both in English and Spanish for the above-mentioned public hearing. A public notice was also published in English and Spanish announcing the thirty-day comment and review period which ends May 3, 2016. No written comments were received from the public.

RECOMMENDATION: That the City Council:

1. Adopt the draft resolution approving the CDBG 2016/2017 Action Plan and the proposed program models; and
2. Direct staff to submit the 2016/2017 Action Plan to HUD.

ATTACHMENTS: 1. CDBG Action Plan Draft Resolution

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager

RESOLUTION NO ____-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE APPROVING THE 2016-2017 ACTION PLAN, ACCOMPANYING
PROGRAM MODELS AND PROPOSED USE OF COMMUNITY DEVELOPMENT BLOCK
GRANT FUNDS

BE IT HEREBY RESOLVED that the City Council of the City of Porterville does hereby
approve the 2016-2017 Action Plan with Program Models, attached as Exhibit A, and proposed
use of Community Development Block Grant Funds with a 2016 Program Year Entitlement
Allocation as follows:

Section 108 Debt Service	\$ 272,465.20
Administration	\$ 146,377.62
City-Operated Youth Center	\$ 102,055.00
Shelter Plus Care Voucher Program	\$ 15,000.00
Kings/Tulare Continuum of Care on Homelessness	\$ 5,000.00
Homebuyer Education Program	\$ 2,000.00
Parks Improvement Program	\$ 35,000.00
Business Assistance Program	\$ 56,493.18
Total Funding	\$ 634,391.00

PASSED, APPROVED AND ADOPTED this 3rd day of May, 2016.

Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By _____
Patrice Hildreth, Chief Deputy City Clerk

CITY OF PORTERVILLE



COMMUNITY DEVELOPMENT BLOCK GRANT

2016-2017 ACTION PLAN

ENTITLEMENT APPLICATION

APRIL 2016

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Executive Summary

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

1. Introduction

The City of Porterville (City) is an entitlement jurisdiction that receives federal funds from the U.S. Department of Housing and Urban Development (HUD) to invest in local communities.

The City receives HUD funding under the Community Development Block Grant (CDBG) Program, which is designed to assist low- and moderate-income (LMI) households.

The primary objective of the CDBG program is to develop viable communities through the provision of decent housing, a suitable living environment, and expanded economic opportunities. CDBG grantees are eligible to use the resources they receive for Planning and Administration, Public Services, Community and Economic Development, Capital Improvement Projects (CIP) Public Facilities/Infrastructure, and CIP Housing Rehabilitation. Planning and Administration costs include staffing, preparation of the Consolidated Plan, general management, oversight and coordination. Public Service projects provide social services and/or other direct support to individuals and households in need of assistance. Community and Economic Development projects are focused on assisting businesses and organizations with small business loans, façade improvements, and other initiatives. CIP Public Facilities/Infrastructure projects are those which aim to improve public facilities and infrastructure. CIP Housing Rehabilitation projects are for housing rehabilitation improvements of single and multi-unit housing. The City anticipates approximately \$634,000 in CDBG funding for FY 2016/2017.

2. Summarize the objectives and outcomes identified in the Plan

Sort Order	Goal Name	Expected Goal Outcome
1	Affordable Housing	Activities for Low/Moderate Income Housing Benefit, Homeowner Housing, Homeowner Housing Rehabilitation, Direct Financial Assistance to Homebuyers
2	Homelessness	Public service Public service activities for Low/Moderate Income Housing Benefit
3	Strengthening Neighborhoods	Public service activities for Low/Moderate Income Housing Benefit
4	Economic Development	Jobs created/retained:

3. Evaluation of past performance

The City is responsible for ensuring compliance with all rules and regulations associated with the CDBG entitlement grant programs. The City's Annual Action Plans and Comprehensive Annual Performance and Evaluation Reports (CAPER) have provided many details about the goals, projects and programs completed by the City over the past 34 years.

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

Goals for future projects were set in the 2015-2020 Consolidated Plan, by evaluating the success of existing programs as well as evaluating the needs that exist in the community. With 42.9 percent of entitlement funding received applied to the Section 108 loan, there is a limited amount of discretionary funding available for large projects. The City will continue funding salaries for the very successful Youth Center, and the Shelter-Plus-Care Program, and as more funding becomes available the City will look for ways to improve living conditions, eliminate slum and blight, and improve public facilities.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

To maximize participation in the preparation of the 2016/2017 Action Plan, the City held a community meeting, designed and administered a community needs survey, held two public hearings, conducted outreach by email, social media and committee meetings. The purpose was to inform and seek input on the City's housing and community development needs and proposed use of funds to achieve objectives, priorities, and actions for addressing those needs during FY 2016/2017. Views obtained during this hearing were considered for the final Action Plan. There was a total of 10 attendees at the community meeting. The number of attendees to the public hearings will be updated once they have been concluded. It is estimated that the emails reached an audience of 123, while social media had the potential reach of 596 entities, organizations, or persons that were informed of and/or engaged in the preparation of the Action Plan. 36 survey responses were submitted to the City.

Feedback and comments received during the community meetings and public hearings reinforced the need for the current programs and services offered by the city. New ideas were presented by the community for future programs dependent on future funding.

5. Summary of public comments

Public comments reinforced the support for current public services allocation for youth and homeless programs. Other areas of priority are housing assistance, parks improvement, business development and slum and blight removal.

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

All comments were accepted and considered for purposes of composing the Action Plan.

7. Summary

The 2016/17 Action plan follows the established 2015-2020 Goals, and takes into account new comments from the Community Development Block Grant Advisory and Housing Opportunity Committee recommendation to City Council as well as any other public comments received during the development of the plan.

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

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

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

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

Table 1 – Responsible Agencies

Narrative (optional)

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

Consolidated Plan Public Contact Information

Community Development Department
Jennifer M. Byers
Community Development Director
291 N. Main Street
Porterville, Ca 93257
(559) 782-7460

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

1. Introduction

The City, launched a comprehensive public engagement strategy to consult with stakeholders of the City to prioritize needs, set goals, and inform strategies for the implementation of the 2016/2017 Action Plan. The City's outreach effort focused on engaging community residents, beneficiaries of entitlement funds, and stakeholders of the City. The City held a community meeting to introduce the Annual Action Plan Planning process to meeting participants and gather information regarding the community's top priorities. The City also conducted a Community Needs Survey to gather input from community residents and stakeholders of the City. Survey respondents were asked to identify the greatest needs and priorities in the City that could be addressed through entitlement funding programs and to provide feedback on the use of those funds.

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

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

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

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

homelessness. The coordinated entry and assessment system prioritizes the most vulnerable homeless individuals, including the chronically homeless, families with children, veterans, and unaccompanied youth.

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

Not applicable. The City does not receive ESG funds.

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

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	Kings/Tulare Counties Continuum of Care
	Agency/Group/Organization Type	Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	An email was sent to all members inviting them to attend the community meeting and public hearings to provide input. Additionally, a survey was distributed at the March 25th, 2016 membership meeting and input was requested from all present members to better understand the needs and priorities of the homeless population and use of funds for the 2016/2017 Action Plan.

2	Agency/Group/Organization	Central California Family Crisis Center
	Agency/Group/Organization Type	Services-Victims of Domestic Violence Services - Victims
	What section of the Plan was addressed by Consultation?	Public Housing Needs Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives completed a survey to provide input to help prioritize the City's community needs.
3	Agency/Group/Organization	FAMILY SERVICES OF TULARE COUNTY
	Agency/Group/Organization Type	Services - Housing Services-homeless Services - Victims
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives attended at least one community meeting and completed a survey to provide input to help prioritize the City's community needs.

4	Agency/Group/Organization	COMMUNITY SERVICES AND EMPLOYMENT TRAINING (C-SET)
	Agency/Group/Organization Type	Services - Housing Services-Persons with Disabilities Services-homeless Services-Education Services-Employment
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Non-Homeless Special Needs Economic Development
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives completed a survey to provide input to help prioritize the City's community needs.
5	Agency/Group/Organization	Family Healthcare Network
	Agency/Group/Organization Type	Services-Health
	What section of the Plan was addressed by Consultation?	Homeless Needs - Families with children
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives attended at least one community meeting and completed a survey to provide input to help prioritize the City's community needs.
6	Agency/Group/Organization	Housing Authority of Tulare County
	Agency/Group/Organization Type	Housing

What section of the Plan was addressed by Consultation?	Public Housing Needs
Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives completed a survey to provide input to help prioritize the City's community needs.

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

The City reached out to many different agencies, groups, and organizations and invited them to participate in the preparation of this Action Plan. They were provided with a stakeholder flyer that included information on the community meeting and public hearings. These groups were asked to share this information with colleagues and mailing lists. They were also encouraged to complete the community needs survey. While many of the groups that were invited to participate in the public meetings did not attend, the City did not intentionally exclude any groups from the consultation process. It is possible that the representatives of these organizations completed the community needs survey, which heavily informed the preparation of the Action Plan. However, to encourage greater survey participation, survey responses were kept anonymous.

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

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Kings/Tulare Homeless Alliance	Connecting the Dots is a Ten Year Plan to prevent and end homelessness in the Kings and Tulare County region. This effort is aligned with the Strategic Plans goal to support activities that prevent and end homelessness.
San Joaquin Valley Fair Housing and Equity Assess	California Coalition for Rural Housing	The FHEA provides an overview of racial and economic segregation patterns in the City and describes its impact on residential mobility. The report also includes a set of recommendations to promote integration in the City and lessen the negative consequences generated as a result of segregation identified within the report. Both plans focus on supporting and promoting the creation of affordable housing opportunities for LMI and special needs households.

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
City of Porterville General Plan Housing Element	City of Porterville	The Housing Element identifies the housing needs of the community, goals and objectives to address those needs, and outlines the efforts to pursue specific policies and programs to achieve its goals and objectives. The Strategic Plan supports the Housing Elements plan to ensure that there is an adequate supply of affordable housing to meet the current and future needs of the population.

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

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

As more organizations are consulted they will be added to this section of the final Action Plan.

AP-12 Participation – 91.105, 91.200(c)

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

To maximize participation in the preparation of the 2016/2017 Action Plan, the City held a community meeting, designed and administered a community needs survey, held two public hearings, conducted outreach by email, social media and committee meetings, to inform and seek input on the City's housing and community development needs and proposed use of funds to achieve objectives, priorities, and actions for addressing those needs during FY 2016/2017. Views obtained during this hearing were considered for the final Action Plan. There was a total of 10 attendees at the community meeting. The number of attendees to the public hearings will be updated once they have been concluded. It is estimated that the emails reached an audience of 123, while social media had the potential reach of 596 entities, organizations, or persons that were informed of and/or engaged in the preparation of the Action Plan. 36 survey responses were submitted to the City.

Feedback and comments received during the community meetings and public hearings reinforced the need for the current programs and services offered by the city. New ideas were presented by the community for future programs dependent on future funding.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Meeting	Non-targeted/broad community	10 Participants attended	Feedback included reinforcement of the need for affordable housing programs, youth programs, economic development, homeless programs and removal of slum and blight.	no comments were rejected, all were considered.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Hearing	Non-targeted/broad community	March 28, 2016, Meeting lead by the Citizens Advisory and Housing Opportunity Committee. No public comments received	Citizens Advisory and Housing Opportunity Committee contributed to the Action Plan by developing a plan to present to City Council for approval	No comments were rejected.	
3	Public Hearing	Non-targeted/broad community	Will update once Public Hearing takes place	No comments were received yet	No Comments were received yet	
4	Internet Outreach	Non-targeted/broad community	123 Emails were sent out to individuals, community organizations, businesses, government agencies, informing them of the community meeting and to seek input on how the use of funds for 2016/2017 Action Plan. They were also invited to share in their distribution lists, newsletters, social media page, and events calendars.	none received yet	none received yet	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Newspaper Ad	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	Notice of community meeting and public hearings as well as 30 day review period for the Draft 2016/2017 Action Plan were placed in the local newspaper the Porterville Recorder as well as in the Spanish edition of Noticiero Semanal.	No comments were received	No comments were received	
6	Message Board at City Hall	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	A flyer for the Community Meeting and the Public Notices were posted at City Hall to increase awareness and seek citizen participation.	None received	None received	
7	Internet Outreach	Non-targeted/broad community	A Facebook post was placed on the City's Parks and Leisure department Facebook inviting the community to attend the Community Meeting.	The post had approximately 246 views	No comments received	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
8	Internet Outreach	Non-targeted/broad community	A Facebook post was placed on the Porterville Chamber of Commerce Facebook inviting the community to attend the Community Meeting.	The post had approximately 350 views	No comments received	
9	Chamber of Commerce Business Development Committee	Business Group	A presentation was made before the Porterville Chamber of Commerce Business Development Committee to seek input on the development of the Action Plan	Comments received supported the allocations for small and large business loans.	All comments were accepted	
10	Porterville Project Homeless Committee	Non-targeted/broad community	A presentation was made before the Porterville Project Homeless Committee to seek input on the development of the Action Plan	Comments received supported the allocations for Continuum of Care and Shelter plus care.	All comments were accepted	

Table 4 – Citizen Participation Outreach

Expected Resources

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

Introduction

As seen on the table below, the City’s federal entitlement funding has decreased by approximately 4.4 percent from the Program Year 2015-2016. The Program income is an estimate based on expected debt payments from current outstanding loans.

Priority Table

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	634,391	70,000	45,972	750,363	1,763,039	CDBG funds will be used for public improvements, economic development, and public services that benefit low income and special needs households.

Table 5 - Expected Resources – Priority Table

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

The City of Porterville is proactive in prioritizing the needs of the community. Staff continues to dedicate time, collaborating with non-profit agencies through the Homeless Alliance whose main target is to house homeless individuals. The City uses \$15,000 in CDBG funds to contribute to the hiring of a social worker for the Shelter-Plus-Care Program administered by Family Services of Visalia. When available, funds will also be

allocated to the Alliance to continue the efforts to end homelessness. Staff works closely with local non-profit agencies using an active referral system where a pool of resources is made available to those in need. City staff continuously promotes the housing programs through various methods as well as within several faith-based organizations. When available, the City uses state funding, such as CalHome in conjunction with CDBG funds to create safe and suitable living environments for the low- and moderate- income members of the Porterville community.

Leverage, in the context of entitlement funding, means bringing other local, state, and federal financial resources to maximize the reach and impact of the City's HUD Programs. HUD, like many other federal agencies, encourages the recipients of federal monies to demonstrate that efforts are being made to strategically leverage additional funds in order to achieve greater results. Leverage is also a way to increase project efficiencies and benefit from economies of scale that often come with combining sources of funding for similar or expanded scopes. Funds will be leveraged if financial commitments toward the costs of a project from a source other than the originating HUD program are documented.

As previously discussed, in addition to its annual CDBG entitlement, the City anticipates annual HOME Investment Partnerships Program (HOME) funds will be available to meet the goals of the Consolidated Plan. HOME funding is intended to be used for various housing-related programs and activities. HOME funds are generally used to address the housing needs of jurisdictions through the preservation or creation of affordable housing. New construction, housing rehabilitation, assistance to homebuyers, and tenant-based rental assistance are all eligible uses of HOME funds.[1] The City's HOME dollars come from program income, and will be used to meet affordable housing needs.

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

During Fiscal Year 2014-2015 the City acquired a property located at the corner of Olive Avenue and Main Street in downtown Porterville. The property was the former site of the Porterville Hotel; a fire destroyed the abandoned building, and the land is now vacant. The City's intent is to market the property and find a developer willing to create new retail and office space in the downtown business corridor. The desired outcome of the project would be retail opportunities, job creation and elimination of slum and blight.

The City also owns approximately nine (9) acres of undeveloped property located at the Porterville Airport Industrial Park, as well seven (7) acres of property located at the Jaye Street Industrial Complex. These properties are marketed in cooperation with the Tulare County EDC for recruitment

of manufacturing and industrial uses to Porterville. The desired outcome of these projects is job creation.

Discussion

Below is a list of potential financial resources considered a part of the City's overall financial plan to address priority needs and specific objectives identified in the Consolidated Plan. The number and availability of these programs to assist cities is limited, and funding for new projects is unpredictable. The following programs are local, state, and federal programs. None of these are managed locally by the City through funds accessed directly from HUD:

- **Housing Authority of Tulare County (HATC):** HATC is a public housing authority with jurisdiction within the City and the County. It administers federal and state funds for its public housing projects and government-assisted housing units, such as the Section 8 Housing Choice Voucher Program and Veterans Affairs Supportive Housing (VASH) vouchers.
- **Low-Income Housing Tax Credit Program (LIHTC):** The LIHTC program provides federal and state tax credits for private developers and investors who agree to set aside all or an established percentage of their rental units for low-income households for no less than 30 years. Tax credits may also be utilized on rehabilitation projects, contributing to the preservation program. The program begins when developers and investors apply for an allocation of tax credits from the California Tax Credit Allocation Committee (CTCAC). Tax credits are awarded on a competitive basis at varying times. Compliance is monitored according to Internal Revenue Service (IRS) rules and regulations.
- **Multi-Family Housing Program:** If California's Housing and Community Development Department awards Multi-Family Housing Program loans to assist rental housing developments affordable to low-income households in the City, the City will assist the developers with identifying local funding.
- **National Housing Trust Fund (HTF):** States and state-designated entities are eligible grantees for the HTF. HUD will allocate HTF funds by formula annually. A State must use at least 80 percent of each annual grant for rental housing; up to 10 percent for homeownership; and up to 10 percent for the grantee's reasonable administrative and planning costs. During 2015, States began developing their HTF Allocation Plans and solicit input from their constituents and submit these plans to HUD along with their 2016 Annual Action Plans. HUD anticipates that grantees will receive their HTF allocations by summer 2016.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Affordable Housing	2015	2019	Affordable Housing	Citywide	Affordable Housing	CDBG: \$209,594	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 100 Households Assisted Homeowner Housing Added: 1 Household Housing Unit Homeowner Housing Rehabilitated: 2 Household Housing Unit Direct Financial Assistance to Homebuyers: 1 Households Assisted
2	Homelessness	2015	2019	Homeless	Citywide	Homelessness	CDBG: \$20,000	Public service activities other than Low/Moderate Income Housing Benefit: 300 Persons Assisted Public service activities for Low/Moderate Income Housing Benefit: 2 Households Assisted
3	Strengthening Neighborhoods	2015	2019	Non-Homeless Special Needs Non-Housing Community Development	Citywide	Economic Development	CDBG: \$555,850	Public service activities for Low/Moderate Income Housing Benefit: 1 Households Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	Economic Development	2015	2019	Non-Housing Community Development	Citywide	Economic Development	CDBG: \$811,217	Jobs created/retained: 1 Jobs Businesses assisted: 1 Businesses Assisted

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Affordable Housing
	Goal Description	Assist in the creation and preservation of affordable housing opportunities.
2	Goal Name	Homelessness
	Goal Description	Supportive activities to prevent and end homelessness
3	Goal Name	Strengthening Neighborhoods
	Goal Description	Support activities that strengthen neighborhoods.
4	Goal Name	Economic Development
	Goal Description	Expand economic development and employment opportunity programs.

Table 7 – Goal Descriptions

Estimate the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide affordable housing as defined by HOME 91.215(b):

Please refer to Goal Outcome Indicators

AP-35 Projects – 91.220(d)

Introduction

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

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

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

Table 8 – Project Information

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

Allocations are based on community needs assessment established in the Five Year Consolidated Plan 2015-2020. Additionally, public comment is sought annually for any other community needs or for support of current allocations.

Projects

AP-38 Projects Summary

Project Summary Information

Table 9 – Project Summary

1	Project Name	CDBG Planning and Administration
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing Homelessness Community Services, Public Facilities, Public Economic Development
	Funding	CDBG: \$146,378
	Description	A portion of the CDBG entitlement allocation will be used for reasonable planning and administrative costs associated with the administration of the CDBG funds and other related federal requirements. Administration funds will support oversight activities of the housing department, legal services from the City Attorney's Office, and environmental reviews. The actual amount is based on an estimated amount dependent on anticipated Program Income for FY 2016/17.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	N/A
	Location Description	291 N. Main Street, Porterville, CA 93257
	Planned Activities	CDBG Planning and Administration
2	Project Name	City-Operated Youth Center
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$102,055

	Description	A Portion of the CDBG entitlement allocation will be used for the Heritage Center. Youth services and the provision of youth activities is a high priority for the City. The Youth Center is a free, drop-in recreation program that meets this need within the City's lowest income areas. The program prevents and diverts youth ages 10-18 from negative behavior and surrounds them in a positive and productive environments. The actual amount is based on an estimated amount dependent on anticipated Program Income for FY 2015/16.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	A minimum of 100 unduplicated youth will participate in the Youth Center activities each quarter of the one-year period. There is a daily average attendance of 40 youth during the school year and 60 youth during the summer months.
	Location Description	256 E. Orange Avenue, Porterville CA 93257
	Planned Activities	A few program objectives include: enhancing self-esteem, building leadership skills, and learning teamwork and the ability to cooperate with others. A sample of the activities for the youth include: participation in City athletic leagues, homework tutoring, arts & crafts, cooking classes, community service projects, and an assortment of video and traditional games.
3	Project Name	Shelter Plus Care Program for the Homeless
	Target Area	Citywide
	Goals Supported	Homelessness
	Needs Addressed	Homelessness
	Funding	CDBG: \$15,000
	Description	A portion of the CDBG entitlement allocation will be used for the S+C voucher program. It functions like a Section 8 voucher; the clients pays 30% of their income towards housing, and the remaining balance of the Fair-Market rent is paid by the voucher. All of the units in the program are existing scattered site market rate apartments. The program requires a dollar for dollar match of supportive services for each dollar of housing provided through the S+C voucher, and Family Services has committed to providing the balance of the services.
	Target Date	6/30/2017

	Estimate the number and type of families that will benefit from the proposed activities	At least two (2) very-low or extremely-low income families/individuals will benefit from this program in FY 2016-2017. Five (5) vouchers are assigned to each of the participating cities, and the remaining vouchers will be available base on need.
	Location Description	Citywide
	Planned Activities	The City of Porterville executed a subrecipient agreement with Family Services of Tulare County to administer this voucher program that provides services within the City of Porterville with the City funding up to \$15,000 annually for the case manager services.
4	Project Name	First Time Low-Income Homebuyer Program
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$25,800
	Description	Current and anticipated CDBG program income funds will be used to facilitate movement of low-income, renter households into the home ownership category with affordable mortgages through a revolving loan program.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	One low- to moderate-low income family/individual will benefit from the purchase of their first home. This amount will not be enough, however with use of HOME Program income funds, this goal is attainable.
	Location Description	Citywide
	Planned Activities	Using CDBG program income, the City plans to assist in the purchase of newly constructed or existing homes.
5	Project Name	Homebuyer Education
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$2,980

	Description	Prior Entitlement CDBG funds and a portion of the current CDBG funds will be used to prepare low-income renter households for the responsibilities and challenges of homeownership which will facilitate the use of the City's First Time Homebuyer Low Income Loan Program. The City is requiring this eight to nine hour training course as a prerequisite to applying for City assistance in the purchase of their first home.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated that seventy five (75) low- to moderate-income families will benefit from attending the First Time Homebuyer classes offered by the City. These classes are held monthly in both English and Spanish.
	Location Description	291 N. Main St, Porterville CA 93257
	Planned Activities	The curriculum includes, but is not limited to the following topics: advantages/disadvantages of homeownership, what the applicant can afford, developing budgets, determining debt ratios, explanation of the loan process, down payments, and closing costs, selection of a real estate agent, selection of property, lead base paint visual assessment certification, writing an offer, the escrow process, and maintenance of the home. Using the funding allocation, the City plans to provide this homebuyer education course free of charge to qualified low income persons.
6	Project Name	Owner Occupied Housing Rehabilitation & Public Utilities Loan Program
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$180,813
	Description	Using prior Entitlement and program income funds the City will participate in a meaningful and effective housing rehabilitation program including connection to City water and/or sewer service, to assist low- and moderate-income homeowners and to supplement previous funding allocated over the past 28 years to Housing Rehabilitation Loan Program (HRLP)
	Target Date	6/30/2017

	Estimate the number and type of families that will benefit from the proposed activities	At least two (2) very-low or moderate-income families/individuals are expected to benefit from this program.
	Location Description	Citywide
	Planned Activities	Once an applicant is income qualified, an inspection of the premises is made to identify building code deficiencies, applicable lead-based paint mitigations, and zoning violations. For water and/or sewer connection feasibility, verification will be performed by the City's Engineering Department. The applicant is then counseled as to the extent and cost of the work covered by a rehabilitation loan, the process of selecting a contractor, and maintaining an equity reserve after rehabilitation construction. A systemized program evaluating work completed through on-site inspections and progress payment issuance is administered by the City to assure that abuses of the program do not occur. Final payment is held until the City Chief Building Inspector, Rehabilitation Specialist, and homeowner have indicated completion and satisfaction with the work.
7	Project Name	Business Assistance Programs
	Target Area	Citywide
	Goals Supported	Economic Development
	Needs Addressed	Economic Development
	Funding	CDBG: \$811,216
	Description	Program Income, Old Entitlement and a portion of the current CDBG grant will be used for the Business Assistance Programs. Large Business Assistance Program (LBAP) Revolving Loan Fund: The main objective of this program is to provide financing options to industrial/commercial businesses for the retention and expansion of the job market within the City of Porterville. Small Business Assistance Program (SBAP) Revolving Loan Fund: The main objective of this program is to provide "gap" funding for small businesses that are either just starting business in Porterville or are trying to expand their business.
	Target Date	6/30/2017

	Estimate the number and type of families that will benefit from the proposed activities	At least one businesses is expected to benefit from this program.
	Location Description	Citywide
	Planned Activities	Large Business Assistance Program (LBAP), Commercial and Industrial Development: This program will provide financial assistance in the amount of \$50,000 or greater. The goal of the LBAP is to encourage businesses to expand which will lead to increase business activity, job sustainability, and job creation. Small Business Assistance Program (SBAP): SBAP assistance is a minimum of \$1,000 and a maximum of \$50,000 and will be directed towards businesses that have the greatest potential for long-term job creation. One of the goals of the program is to encourage business owner to partake in facade improvements, which will lead to increased business activity.
8	Project Name	Section 108 Loan Repayment
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods Economic Development
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$298,437
	Description	CDBG Entitlement funds are allocated to provide the annual debt service payment on the Section 108 loan for the Heritage Center which housed the City-Operated Youth Center. Due to refinancing of the debt, surplus funds allocated in the prior year may need to be reallocated at the end of FY 2015/16.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	N/A

	Location Description	The center is located in Census Tract 41
	Planned Activities	CDBG Entitlement funds are allocated to provide the annual debt service payment on the Section 108 loan for the Heritage Center which housed the City-Operated Youth Center.
9	Project Name	Parks Improvement Program
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$108,341
	Description	The main objective of this program is to improve the deteriorated amenities and infrastructure at both Murry Park and Zalud Parks in order to continue to keep the park as a safe, clean, and attractive recreation facility.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	Many residents citywide frequent Murry Park and Zalud Park throughout the year. The approximate numbers of low- to moderate-income individuals that are serviced by Murry Park and Zalud Park are approximately 25,512.
	Location Description	Murry Park and Zalud Park are in Census Tracts 39.01 and 27 respectively, but also serve 38.01, 38.02 and 41.01
	Planned Activities	Using previous entitlement, the City plans to continue making improvements to the north portion of Murry Park. Additionally, a portion of the CDBG grant will go towards Zalud Park's Basketball and Tennis courts to be resurfaced. They are the only publicly lit courts available in the City and due to the high use of these amenities they are in need of repair.
10	Project Name	Land Acquisition
	Target Area	Citywide
	Goals Supported	Affordable Housing Strengthening Neighborhoods

	Needs Addressed	Affordable Housing
	Funding	CDBG: \$47,016
	Description	Using old entitlement the city will utilize CDBG funds for acquisition of real property to be used for the purpose of eliminating specific conditions of slum and blight or physical decay. This project was allocated for FY 15/16 and may carry over to FY 16/17.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	One extremely-low, low- or moderate-low income family is expected to benefit from this project.
	Location Description	One possible site includes property located on South G Street. However, staff will evaluate other sites as they become available based on Census Tracts and affordability.
	Planned Activities	The intent of acquiring vacant land is to eliminate slum and blight.
11	Project Name	Continuum of Care
	Target Area	Citywide
	Goals Supported	Homelessness
	Needs Addressed	Homelessness
	Funding	CDBG: \$5,000
	Description	A portion of the CDBG Grant will go towards the Kings/Tulare Homeless Alliance (formerly Kings/Tulare Continuum of Care on Homelessness). It is a consortium of partners working to address the housing and supportive service needs of the homeless population located in the Kings and Tulare County region, through the annual Project Homeless Connect and the Point-In-Time survey.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	Approximately 200 very-low or extremely-low income families/individuals will benefit from the annual Project Homeless Connect outreach.
	Location Description	No specific location has been set at this time.

	Planned Activities	Project Homeless Connect, is a homeless resource fair that brings services to the homeless and at risk of homelessness in one location as a one stop shop. A few years ago it was paired to coincide with the Point In Time (PIT) Census time frame, in order to allow the Continuum of Care to collect more data to help address the homeless needs in a more efficient way. Although the PIT is completed during the resource fair, it is not mandatory for attendees to partake in it, as the main focus of the event is to bring the needed resources to the homeless community in one location.
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AP-50 Geographic Distribution – 91.220(f)

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

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

Geographic Distribution

Target Area	Percentage of Funds
Citywide	100

Table 10 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Not applicable.

Discussion

Please see discussion above.

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

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

One Year Goals for the Number of Households to be Supported	
Homeless	2
Non-Homeless	3
Special-Needs	0
Total	5

Table 11 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	2
The Production of New Units	0
Rehab of Existing Units	2
Acquisition of Existing Units	1
Total	5

Table 12 - One Year Goals for Affordable Housing by Support Type

Discussion

Please see discussions above.

AP-60 Public Housing – 91.220(h)

Introduction

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

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

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

HATC will continue to own and manage 179 units in the City. According to HATC, there is no plan to purchase additional public housing units, nor is there a plan to remove any units from its inventory. In the Fiscal Year 2014 - 2015, HATC invested a total of \$514,000 in Capital Fund improvements for its Public Housing Stock located in the City in 2014. The noted expenditures will cover maintenance and rehabilitation in public-housing units within the City of Visalia. Capital Fund expenditures will cover a large range of projects, including roofing replacement, landscaping improvements, carpet replacement along with Air Conditioning and Heating unit improvements.

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

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

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

achieve homeownership and its Annual Re-Examination Notice provides public-housing participants with an extensive referral list that provides assistance with homeownership. This list includes programs managed by: CSET, City of Porterville, Habitat for Humanity, CalHFA, and Self Help Enterprises. HATC's program coordinator works with any interested public housing tenant in order to effectively inform them of all the different programs that are available to them. Effective collaboration between the agency and other public and nonprofit agencies is imperative to help promote homeownership among all of its tenants. Lastly, the agency has consistently been a sponsor and active participant of the Tulare County Housing Resource Fair, an event that provides participants the opportunity to access available public/private programs to purchase their first home.

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

Not applicable.

Discussion

Please see discussions above.

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

Introduction

As previously discussed, the Alliance is a consortium of partners working to address the housing and supportive service needs of the homeless population located in the Kings and Tulare County region.

The bi-county region's 10 year plan to end homelessness, Connecting the Dots, was developed by the Alliance in 2011. The goals of the Plan include:

1. Create and implement action steps to reduce and prevent future homelessness; Form and/or expand the collaborations needed to successfully develop new housing units and connect homeless individuals with services; Capitalize on existing resources and leverage new sources of funding in order to be efficient in addressing the needs of at-risk and homeless community members; Expand the capacity of local agencies by utilizing existing best practices and educating on the effectiveness of a Housing First model; Be proactive in the Alliance's approach to addressing homelessness. To accomplish these goals, the Plan objectives are organized into three strategic categories: 1) Housing; 2) Supportive Services and Income Supports; and 3) Prevention and Outreach. The full plan is available at <http://kingstularecoc.org/connecting-the-dots/>.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

On an annual basis, the Alliance conducts a Point in Time (PIT) count in conjunction with the Project Homeless Connect (PHC) event. Through these two events, the Alliance is able to acquire a snapshot of the adults, children in households and unaccompanied youth living in the City who meet HUD's definition of homelessness. Information gathered through the PIT is used to understand the causes and trends over time of homelessness, as well as to determine the unmet shelter and service needs of the homeless. The City contributes CDBG funds to support the Alliance efforts and City staff participates in the annual bi-county PIT count.

The Alliance has a three-prong street outreach approach, which includes events such as PHC and the PIT Count, coordination with law enforcement for referrals of street homeless, and coordination with programs serving daily meals, which is an opportunity to identify clients in need of emergency services.

PHC is a national best practice that is a one-stop-shop of comprehensive support services for people experiencing homelessness. Guests attending the event are partnered with volunteers who assist in identifying and accessing necessary resources.

In addition to these events, homeless outreach is regularly conducted by City staff in collaborations with local non-profit agencies and faith based organizations to provide meals and other quality of life

services on a weekly basis.

Addressing the emergency shelter and transitional housing needs of homeless persons

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

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

In 2012 the City partnered with the City of Tulare and the City of Visalia to submit a HUD application for 10-15 housing vouchers for the homeless through the Shelter Plus Care program. This was an expansion of the successful Shelter Plus Care program administered by the City of Tulare and Family Services of Tulare County. Implementation of the grant is now in its fourth year and has proven to be extremely successful in housing chronically homeless. Each city pledged \$15,000 annually for 5 years to fund a case manager to serve the three cities. Family Services of Tulare County will continue to be the administering agency with assistance in Porterville from Central California Family Crisis Center. Consequently, the FY 2016-2017 Action Plan allocates \$15,000 for the sixth year to this program. The objective for this project/outcome for this program is "availability/accessibility for the purpose of providing decent affordable housing."

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

employment, education, or youth needs.

The City will continue its efforts to combat homelessness by awarding funding to the Alliance to assist in Project Homeless Connect, and the Point-In-Time homeless census. The City will also continue to support applications for HUD funding, and providing technical assistance and training local agencies that serve the homeless. In addition, the City will sponsor Project Homeless Connect for the ninth consecutive year. The objective for this project/outcome is “availability/accessibility for the purpose of providing decent affordable housing.”

Discussion

Please see discussion above.

One year goals for the number of households to be provided housing through the use of HOPWA for:	
Short-term rent, mortgage, and utility assistance to prevent homelessness of the individual or family	Not Applicable, the City does not receive HOPWA
Tenant-based rental assistance	Not Applicable, the City does not receive HOPWA
Units provided in housing facilities (transitional or permanent) that are being developed, leased, or operated	Not Applicable, the City does not receive HOPWA
Units provided in transitional short-term housing facilities developed, leased, or operated with HOPWA funds	Not Applicable, the City does not receive HOPWA
Total	Not Applicable, the City does not receive HOPWA

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

Introduction

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

1. **Permit and Development Impact Fees:** As with many other jurisdictions across California, the City collects permit and development impact fees to offset the administrative and service costs generated from these projects, such as processing permits and building inspections. California law requires that City-enforced fees be reasonable and relative to the cost of providing specific services. These fees, however, may limit the supply of affordable housing produced due to the additional costs associated with housing construction.
1. **Building Codes:** Building codes set guidelines that identify minimum standards to ensure that building and non-building structures protect the health and safety of the community. Local building codes, however, often mandate that costly improvements be made to meet regulation requirements. The City adopted the 2013 California Building Code (CBC), which is grounded on the International Building Code. The City's building codes prove to be in line with those of other California jurisdictions and do not have significant negative consequences on the development of affordable housing in the City.
1. **Off-street Parking Standards:** Parking standards for housing units may stand as a limitation to the development of affordable housing, as these requirements increase development costs and diminish the availability of land for additional units. According to Development Ordinance Section 304.04, the City Council shall have the authority to allow a reduction in the number of required multi-family parking spaces if a developer can demonstrate that the project will not generate a need for as much parking as such a project designed for a general market.[1]

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

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

Notwithstanding this fact, the City will continue to evaluate its zoning ordinance and general plan policies

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

Additionally, the Development Ordinance (formerly called the Zoning Ordinance) now addresses the following:

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

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

Moreover, through its First Time Low Income Home Buyers Assistance Program, the City has attempted to mitigate one of the greatest barriers to affordable housing, namely the need for a substantial down payment. It is the City’s intent to continue this program with program income funds during the FY 2016-2017 and apply for future grant opportunities as they arise.

Discussion

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

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

or exactions.

- Expedited permit processing times. In 2008, the City of Porterville updated the project review and plan check process for a more efficient and expedited turnaround period. The revised plan check process included input from the local developers, consultants and contractors. Submitted projects are now returned to project proponents within two weeks with comments or permits where the previous process took at least three (3) weeks.
- City fees are relatively low, and there are minimal development exactions.
- Most residential zones allow for alternative housing types, including mobile homes, second dwelling units, and group homes.
- Zoning and parking standards are not overly restrictive; the minimum single family lot size is sufficient to induce homebuilders to construct single family dwelling units for low- and moderate-income first-time home buyers.

AP-85 Other Actions – 91.220(k)

Introduction

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

Actions planned to address obstacles to meeting underserved needs

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

Actions planned to foster and maintain affordable housing

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

Actions planned to reduce lead-based paint hazards

While the City of Porterville currently does not directly oversee a lead based paint (LBP) eradication program unless it is in conjunction with CDBG, HOME, or CalHome funded owner occupied housing rehabilitation projects. However the City is exploring the possibility of applying for a LBP abatement grant directly from HUD.

All properties being rehabilitated or acquired for affordable housing are inspected for LBP. No federally funded rehabilitation is allowed to occur without due screening for LBP hazards. The City conducts visual assessment, paint testing or risk assessment on all of its projects. Lead hazard reduction activities include paint stabilization, interim controls, standard treatments, lead abatement, safe work practices and clearance to confirm that no LPB hazards remain when work is complete.

Actions planned to reduce the number of poverty-level families

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

- Expand economic development and employment opportunity programs.

Additionally, the City has identified areas that must be addressed to achieve long-term economic

prosperity, which include the following:

- Responding to and preventing any issues that could be raised as a result of the drought, which has affected many households in the City and surrounding areas.
- Ensuring that land within the City is “shovel ready” and available for development.
- Educating and training the City’s workforce to continue to fill any new jobs that may be coming into the City.

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

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

Actions planned to develop institutional structure

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

community service projects, and an assortment of video and traditional games.

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

The City benefits from a strong jurisdiction and region-wide network of housing, homeless and community development partners, such as the Kings/Tulare Continuum of Care and Porterville Unified School District, and HATC. To improve intergovernmental and private sector cooperation, the City will continue to participate with other local jurisdictions and developers in sharing information and resources.

As discussed in AP-65, one successful example of coordination includes the Shelter Plus Care program. In 2012 the City partnered with the City of Tulare and the City of Visalia to submit a HUD application for 10-15 housing vouchers for the homeless through the Shelter Plus Care program. This was an expansion of the successful Shelter Plus Care program administered by the City of Tulare and Family Services of Tulare County. Implementation of the grant is now in its fourth year and has proven to be extremely successful in housing chronically homeless. Each city pledged \$15,000 annually for 5 years to fund a case manager to serve the three cities. Family Services of Tulare County will continue to be the administering agency with assistance in Porterville from Central California Family Crisis Center. Consequently, the FY 2015-2016 Action Plan allocates \$15,000 for the fifth year to this program. The objective for this project/outcome for this program is “availability/accessibility for the purpose of providing decent affordable housing.”

In addition to the actions listed above, the City will continue to be an active participant in the Alliance. The City plays an important part in the strategic planning for the organization and for applications for funding resources. The City will continue to support the efforts of the Alliance and will continue cooperating with the operators of the Central Valley Family Crisis Center, Salvation Army, Red Cross, the PAAR Center, Porterville Area Coordinating Council and other such facilities within the City in providing adequate facilities to meet the emergency and transitional housing needs of the homeless and those threatened with homelessness. One focus is youth exiting from the foster care system. The City will work closely with the Alliance in reaching out to this vulnerable group.

Discussion

Please see discussions above.

Program Specific Requirements

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

Introduction

The following provides additional information about the CDBG program income and program requirements.

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(l)(1)

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

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	20,000
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	25,972
5. The amount of income from float-funded activities	0
Total Program Income:	45,972

Other CDBG Requirements

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

Discussion

It is estimated that under Administration and Planning there will be a surplus of about \$20,000 in the fiscal year 2015-2016 that may need to be reallocated at a later time. Additionally, due to the refinancing of the Section 108 Loan, repayment amount for fiscal year 2015-2016 was \$25,972.14 less than expected, leaving a surplus that will need to be reallocated at the end of the fiscal year 2015-2016.

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL

HOUSING REHABILITATION AND PUBLIC UTILITIES ASSISTANCE

REVOLVING LOAN PROGRAM and **WHEELCHAIR RAMP GRANT PROGRAM**

2016 FUNDING RECOMMENDATION: **\$0 CDBG Funds**
 Funded under OOR/PUAP Program

PROGRAM PLAN:

This Program Model was established in 2014. The wheelchair grant fund concept utilizes the authority granted by the U. S. Department of Housing and Urban Development to enable the City to administer a grant program for eligible disabled and elderly (over 62) low- and moderate-income homeowners to build needed accessibility ramps in their homes and is an eligible activity identified in Federal Regulations 24 CFR 570.202 (a).

SPECIFIC PROGRAM OBJECTIVES:

To make progress toward satisfying the objectives of the Action Plan and the Housing Element of the City's General Plan, and to meet one of the National Objectives of the Community Development Block Grant Program, 24 CFR 570.208(a)(3), the City will participate in a meaningful and effective housing rehabilitation program including connection to City water and/or sewer service, and wheelchair ramp construction and ADA accessibility, to assist low and moderate-income homeowners and to supplement previous funding allocated over the past 32 years to the Housing Rehabilitation Loan Program (HRLP). The outcome/objective for this program in the new HUD Performance Measurement System is “affordability for the purpose of providing decent affordable housing”.

To assist individuals with disabilities and the elderly (62 or older) that need barrier removal to make their homes easily accessible with the installation of wheelchair ramps as established by the Disabled Access Guidelines and Title 24 of the California Building Code is allowed. Those homes located on the “Local Register of Historic Places” and those which require Design Review would be required to have the appropriate City Department approvals.

SPECIFIC PROGRAM ACTION:

These funds, allocated under the Housing Rehabilitation and Public Utilities Assistance Loan Program specifically to meet ADA requirements for the disabled and the elderly in the form of a grant. The funds will be utilized according to the policies and procedures approved for the administration of the HRLP.

Applications from City-wide homeowners are submitted by prospective eligible applicants, then reviewed and verified for accuracy prior to submission to the Community Development Financial Assistance Review Committee (CDFARC). The City provides a grant not to exceed the amount of \$10,000.

Once an applicant is income qualified, an inspection of the premises is made to identify the ADA accessibility needs. The applicant is then counseled as to the extent and cost of the work covered by a rehabilitation grant, and the process of selecting a contractor. A systemized program evaluating work completed through on-site inspections and progress payment issuance is administered by the City to ensure that abuses of the program do not occur. Final payment is held until the City Building Inspector, Rehabilitation Specialist, and homeowner have indicated completion and satisfaction with the work.

The administration of the program is accomplished by City staff in accordance with Federal regulations.

**1984 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
BUSINESS ASSISTANCE LOAN PROGRAM**

2016 FUNDING RECOMMENDATION:		\$56,493.18	ENTITLEMENT
		\$44,000.00	PROGRAM INCOME
PRIOR YEAR FUNDING:	1984	\$140,000	CDBG ENTITLEMENT
	1988	\$370,000	REALLOCATION
	1989	\$155,000	REALLOCATION
	1997	\$200,000	CDBG ENTITLEMENT
	1998	\$ 57,000	CDBG ENTITLEMENT & REALLOCATION
	1999	\$795,555	CDBG ENTITLEMENT & REALLOCATION
	2000	\$ 1,650	CDBG PROGRAM INCOME
	2001	\$225,000	CDBG ENTITLEMENT
	2002	\$ 0	
	2003	\$ 63,651	CDBG PROGRAM INCOME
	2004	\$262,950	ENTITLEMENT
		\$ 45,000	PROGRAM INCOME
	2005	\$ 64,603	ENTITLEMENT
		\$ 42,472	PROGRAM INCOME
	2006	\$ 0	
	2007	\$ 90,035	ENTITLEMENT
	2008	\$ 66,046	ENTITLEMENT
		\$ 32,165	PROGRAM INCOME
	2009	\$ 63,514	ENTITLEMENT
		\$ 37,585	PROGRAM INCOME
	2010	\$ 0	ENTITLEMENT
		\$ 42,981	PROGRAM INCOME
	2011	\$ 80,822	ENTITLEMENT
		\$139,762	PROGRAM INCOME
	2012	\$ 0	ENTITLEMENT
		\$145,122	PROGRAM INCOME
	2013	\$138,000	PROGRAM INCOME
		\$167,000	TRANSFER TO PARKS IMP. PROG.
	2014	\$ 39,987	ENTITLEMENT
		\$812,800	PROGRAM INCOME
	2015	\$0	ENTITLEMENT
		\$40,037	PROGRAM INCOME

PROGRAM PLAN:

Commercial and Industrial Property Assistance Projects (Large Business Assistance Program loans over \$50,000)

The Central Business District (CBD) and other peripheral business and industrial areas of the City of Porterville are abundantly developed with numerous structures which have been used for commercial, commercial/residential (apartment/hotels), and industrial use for many years. The commercial areas continue to function as the social and cultural centers of the community. The significance of these areas as a center of activity for Porterville is apparent when one considers the fact that location near these districts is a prime attraction for the construction of seniors' multi-family housing and that, for example, promotions, holidays and most various significant local celebrations are conducted in these areas. Industrial areas provide employment opportunities for local residents. Many of these facilities were constructed several years ago and suffer from functional obsolescence, or there is vacant land available in industrial parks for the expansion of existing businesses or for the construction of a facility for a new industry. Furthermore, strong business associations and the Chamber of Commerce virtually assure that there will be a continued interest in the future of Porterville's commercial and industrial areas.

Commercial and industrial development within the City of Porterville contributes to stabilization and improvement of the local economy. Expansion of commercial and industrial enterprises in Porterville provides a variety of benefits to the community. Not only is the tax base broadened and expanded, but increased employment opportunities are one of the single largest factors in the prevention of homelessness and poverty.

It is the desire of the community to provide incentives and methods to encourage the investment of time and money on a city-wide basis in commercial, industrial, and professional office districts. This can be done using a variety of approaches which have been investigated by staff and include private financing, Small Business Administration participation through the Business Finance Center, Certified Development Corporation, and additional injection financing with CDBG large business loans. In addition to the CDBG funds being used for property improvements, they can also be used for working capital and equipment purchases for these larger business assistance projects that do not qualify under the small business revolving loan fund. This program is based on the Community Development Block Grant (CDBG) National HUD objective of job creation for low and moderate income persons (24 CFR 570.208(a)(4)) and is an eligible activity by Federal Regulations 24 CFR Section 570.203(a). The City will require that a business assisted with these funds meet the public benefit standard of creating or retaining one full-time equivalent job for every \$35,000 in assistance.

Small Business Revolving Loan Fund

To assist small business start-ups and expansions, the City has implemented a Revolving Loan

Program (RLP) to fill the financing gap that is often faced by small businesses. The RLP will only provide funds to bridge the “financial gap” that allows business to move forward and is designed to provide no more than one-half of a small business’s total financing requirements. RLP assistance is a minimum of \$1,000 and a maximum of \$50,000 and will be directed towards businesses that have the greatest potential for long-term job creations. The guidelines were developed for the program in 2008 and updated in 2013. This activity will be eligible under Federal Regulations 24 CFR Section 570.201(O) and the National Objective will be either job creation for low and moderate income persons (LMJ) or assistance to Limited Clientele (LMC).

Businesses will also have the opportunity to participate in a Downtown Storefront Improvement Program to encourage the revitalization of downtown. The goal of the program is to encourage business owners to partake in façade improvements, which will lead to increased business activity and job creation.

Public Facilities Program for Commercial/Industrial Areas:

If funds are available, it is proposed that this program will also provide improvements to downtown public parking lots, acquisition of property and construction of new public parking lots, and the development of a park in the downtown area. Use of these funds will assist in enhancing the infrastructure needed to attract employers to currently vacant and underutilized buildings. The downtown parking lots are currently in need of substantial reconstruction in order to adequately serve the surrounding commercial businesses. Their deteriorated conditions have contributed substantially to the extensive and prolonged high vacancy rate of adjacent buildings. In conjunction with the CDBG Business Assistance Program, which will provide funding for improvements to the buildings, the reconstruction of the parking lots and development of new lots can eliminate blighted conditions and provide economic development opportunities. The downtown area serves the entire community and is the commercial activity center located immediately adjacent to the area’s two most economically disadvantaged census tracts (Census Tracts 39 and 41). As a result of developing the Porterville Redevelopment Agency Strategic Plan, it became evident that for downtown to thrive, improvements were necessary to increase pedestrian access and safety, and to promote downtown as a destination place to go to, not through. In these respects, sidewalks were improved, street lighting and streetscape designs developed, and one-way traffic was redirected to two-way traffic. Another major element of the Redevelopment Strategic Plan was the need for improvements to existing public parking lots and developing new public parking areas and public open space to assist in downtown revitalization.

These CDBG funds may also be used for construction of new parking improvements for commercial, professional office, or industrial use. Completion of newly constructed parking lot improvements, in conjunction with commercial, professional office, or industrial business development will generate employment opportunities for low-and moderate income persons and eliminate blighted conditions.

The proposed parking lot improvement is an eligible activity under 24 CFR 570.201 (c) Public Facilities and Improvements and predicated on the Community Development Block Grant (CDBG) HUD National Objective of addressing slum and blight on an area basis (570.208(b)(1)),

or in some cases on a spot basis (570.208 (b)(2)).

This program will meet the CDBG National Objective for either job creation for low and moderate income persons (LMJ) (570.208(a)(4)), or addressing slum and blight on an area basis (570.208(b)(1)), or in some cases on a spot basis (570.208 (b)(2)). This is an eligible activity by Federal Regulations 24 CFR Section 570.201(c).

SPECIFIC PROGRAM OBJECTIVES:

Commercial and Industrial Development (Large Business Assistance Program):

The rehabilitation of commercial, commercial/residential, industrial, and professional office structures on a city-wide basis and/or the acquisition of vacant land for commercial and industrial use accomplishes a multitude of objectives. The first, and most obvious, is that of revitalizing by providing for face-lifting and interior remodel of the shopping, industrial, and professional office places of Porterville residents. To the extent that these areas are shown to be enhanced significantly in the offering of these program funds, the City benefits, in that Porterville is a safer and more attractive place to shop, maintain an office, or industrial operations. These efforts make Porterville more appealing to the consumer; the subsequent effect being a retention of jobs, and the addition of employment opportunities.

The development of upper stories of historical, commercial buildings provides a wider degree of choice in housing opportunities and housing in attractive surroundings which is accessible to services and also expands business location options. The development of housing over commercial structures downtown would provide for the housing of special needs groups, specifically those who desire studio or efficiency apartments which are close to services and provide for an attractive environment apart from traditional housing sources.

The renovation of structures in commercial areas of Porterville removes blight conditions, attracts businesses, and serves to provide an anchor of on-going services for neighborhoods and the community as a whole. Renovating industrial structures or assisting in the acquisition of property for expansion or new construction will assist manufacturing, warehousing, and service industries desiring to locate or expand in Porterville.

Small Business Revolving Loan Fund

The main objective of this program is to provide “gap” funding for small businesses that are either just starting business in Porterville or are trying to expand their business. Of course, providing resources for small businesses helps to stabilize the local economy and produce much needed jobs in the community. As the business pays back the City loan, program income will be realized and used to assist other businesses.

SPECIFIC PROGRAM ACTION:

Commercial and Industrial Development (Large Business Assistance Program):

Eligible businesses will apply for these funds in accordance with the program guidelines. Servicing of loans should be accomplished through City staff or the use of a private sector entity. Control of the terms of the financing will have the effect of enabling the City to ensure benefit to low- and moderate-income persons.

Small Business Revolving Loan Fund

Eligible businesses will apply for those funds in accordance with the adopted guidelines for the program. Loan applications will be reviewed by the Community Development Financial Assistance Committee who will make the determination for assistance. The Loans will be serviced by City staff.

Storefront Improvement Program:

Eligible businesses will apply for funds in accordance with adopted guidelines for the program. The program applications will be reviewed by the Community Development Financial Assistance Committee who will make the determination for assistance. The program will be administered by City staff.

2013 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
Continuum of Care on Homeless

2016 FUNDING RECOMMENDATION: \$ 5,000 Entitlement

PROGRAM PLAN:

The City of Porterville will: 1) Host a Project Homeless Connect (PHC) event. PHC will connect homeless and people at-risk of homelessness with critical services such as health and dental care, employment assistance, housing assistance, legal services, social services and access to mainstream benefits. Provide consumables to homeless clients (which can include items such as prescription eyeglasses, DMV reduced-fee ID cards, sleeping bags, laundry cards, and food). 2) Conduct the 2015 Point-In-Time homeless census. The data derived from this count will be compiled into a report which can be utilized by the City of Porterville in completing annual reports, by local services providers who are seeking funding and developing programs, and to gain a better understanding of the unmet needs of the homeless population in order to create/adjust programs within the community.

The Continuum of Care (CoC) will: 1) Write the consolidated Application on behalf of the member agencies of the CoC. Organize and facilitate two Continuum of Care application trainings. Provide ongoing technical assistance to the agencies preparing for the 2016 HUD Continuum of Care NOFA process. Submit completed Consolidated Application, all attachments, and project applications according to the HUD NOFA timeline. 2) Provide targeted technical assistance and training to local agencies that serve the homeless. Examples include assistance with the Technical Submission process for finalizing HUD funding, establishing and achieving performance measures, program design and implementation, assistance with grant compliance, and best practices. 3) Assist with the narrative for the Special Population section of the Action Plan as it pertains to the homeless population within the City of Porterville.

This program is an eligible activity identified in Federal regulations 24 CFR 570.201(e) Public Services and meets the National Objective of direct benefit to low-and-moderate-income persons under Federal Regulation 24 CFR 570.208(a).

SPECIFIC PROGRAM OBJECTIVES:

The City's proposed use of CDBG funds and other federal funding sources for the CoC will address the community's needs of addressing homelessness as determined by the adopted Consolidated Plan and General Plan Housing Element and documented in the annual Point in Time Survey of the homeless and the number of homeless served in the annual Project Homeless Connect event.

The outcome/objective for this program in the HUD Performance Measurement System is "availability/accessibility for the purpose of providing decent affordable housing".

SPECIFIC PROGRAM ACTION:

The City of Porterville executed a Sub recipient Agreement with Kings/Tulare Continuum of Care on Homelessness for funding of \$5,000 to continue services to prevent homelessness.

The City is being proactive in addressing the current and future need for programs that serve the homeless in Tulare County.

**1993 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
FIRST-TIME LOW-INCOME HOME BUYER LOAN PROGRAM**

2016 FUNDING RECOMMENDATION	\$ 15,000	CDBG Program Income
	\$ 50,000	HOME Program Income
PRIOR YEAR CDBG FUNDING:		
	1993: \$300,000	CDBG Entitlement
	1993: \$300,000	HOME
	1994: \$750,000	HOME
	1994: \$187,500	RDA 1994 HOME Match
	1995: \$429,662	BEGIN
	1995: \$107,416	RDA 1995 BEGIN Match
	1997: \$200,000	CDBG Entitlement
	1998: \$172,000	CDBG
	1999: \$176,765	CDBG Reallocation from other CDBG Programs
	2000: \$130,350	CDBG
	\$500,000	HOME Grant
	\$500,000	CalHome Grant
	2001: \$180,000	CDBG plus \$60,000 HOME Program Income, \$120,000 HOME 2000 Grant Funds
	2002: \$ 50,000	CDBG Program Income
	\$600,000	HOME Grant
	2003: \$79,000	CDBG Program Income
	2004: \$60,000	CDBG Program Income
	\$1.2 mil	HOME Grant
	2005: \$60,000	CDBG Program Income
	\$500,000	CalHome Grant
	2006: \$ 42,000	CDBG Program Income
	\$600,000	HOME 2006 Grant
	2007 \$42,000	CDBG Program Income
	2008 \$ 50,000	CDBG Program Income
	\$100,000	HOME Program Income
	\$ 50,000	CalHome Program Income
	\$400,000	HOME 2008 Grant
	2009 \$ 24,000	CDBG Program Income
	\$ 50,000	HOME Program Income
	2010 \$ 24,000	CDBG Program Income
	\$ 50,000	HOME Program Income
	2011 \$ 20,000	CDBG Program Income
	\$ 60,000	HOME Program Income
	2012 \$ 20,000	CDBG Program Income

	\$ 60,000	HOME Program Income
2013	\$ 20,000	CDBG Program Income
	\$ 60,000	HOME Program Income
2014	\$ 20,000	CDBG Program Income
	\$ 50,000	HOME Program Income
2015	\$ 20,000	CDBG Program Income
	\$ 50,000	HOME Program Income

PROGRAM PLAN:

CDBG funds will be used to facilitate movement of low-income, renter households into the home ownership category with affordable mortgages through a revolving loan program. This plan is feasible because of the current moderate prices of homes in the Porterville area. Using the funding allocations, the City plans to assist in the purchase of newly constructed or existing homes. Large families are identified as a group with special housing needs based on the generally limited availability of adequately sized (three or more bedrooms) affordable housing units. In 2010, there were 2,195 large families (i.e., those with 5 or more members) living in Porterville. Of these families, 1,207 (55%) were very-low or low-income households. The City's overall overcrowding rate grew from 5% in 1980 to 13% in 1999 to 19% in 2000. For very low- and low-income large families, it is likely that many have to pay more than 30 percent of their income for housing or enter into overcrowded living arrangements to reduce housing expenses. It is also likely that many families opt to do both.

Most of the housing problems experienced by low-income households were associated with cost burden factors. Relative to other income groups, these income groups have a disproportionate need for housing assistance. Approximately 82 percent of Porterville's very low-income households (30 percent AMI) were faced with some form of housing problem in 2010, compared to 57 percent for low income households (51-80% AMI). In order to meet the needs of low- and moderate income households, some form of assistance will be required. This program is an eligible activity identified in Federal regulations 24 CFR 570.201(n).

This program, using CDBG funds, would be a first step in meeting the Quantified Objectives and in accomplishing Goal C in the Housing Element: "To meet a reasonable share of the City's low- and moderate-income housing needs." In detailing policies that would help achieve this goal, the City commits to pursuing "state and federal funding assistance that is appropriate to Porterville's need to develop housing that is affordable to low- and moderate-income households." Use of CDBG funds in providing for a low- and moderate-income First-Time Home Buyer Program seems very appropriate to help address the housing needs of the low- and moderate-income in Porterville and meet one of the National Objectives 570.208(a)(3) where, contrary to many areas of the state, owning an affordable home can become a reality.

SPECIFIC PROGRAM OBJECTIVES:

The City's proposed use of CDBG funds and other federal and state funding sources for the First-

Time Home Buyer Program will address the community's housing needs as determined by the adopted Consolidated Plan and General Plan Housing Element. In making home ownership possible for low-income households, the City is taking an aggressive approach to reduce overcrowding and to reduce the number of renters that are overpaying for their housing. The program will provide the opportunity for these people to purchase a home with three to four bedrooms and start investing their money instead of paying it in rent. As determined in the Housing element, overcrowding represents a chronic and increasing problem in Porterville. The 2010 Census reported 19 percent of all households were overcrowded. Among renter-households, 26 percent were overcrowded, relative to 14% of all owner-households. Overcrowding is a problem, in particular, for low-income families with four or more members. The City will need to continue its land use policies which encourage affordable rental and ownership housing." In addition, the Housing Element indicates that a large percentage of low-income renter households are overpaying.

The outcome/objective for this program in the new HUD Performance Measurement System is "affordability for the purpose of providing decent affordable housing".

SPECIFIC PROGRAM ACTION:

CDBG funds used for acquisition under the Low- and Moderate-Income First-Time Home Buyer Program would only be used in areas that are already zoned appropriately for residential development and have approved subdivision maps and approved plans. All houses must be within the city limits and pass an inspection by City building officials. The program will provide up to \$40,000 in loan assistance for the acquisition of a house for a qualified First-Time Homebuyer.

In marketing the program, the City will be advertising and conducting general informational workshops to inform the public about the general guidelines of the program. The City will also meet with developers, real estate professionals, and community groups to disseminate information about the program. The local media will be used for press releases relating to the program.

**2002 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
HOME BUYER EDUCATION PROGRAM**

2016 FUNDING RECOMMENDATION: \$ 2000		Entitlement Funds
PRIOR YEAR FUNDING: 2002	\$ 12,316	CDBG REALLOCATED FUNDS
2003	\$10,000	CDBG Entitlement Funds
2004	\$10,000	CDBG Entitlement Funds
2005	\$ 6,000	CDBG Entitlement Funds
2006	\$ 0	
2007	\$ 0	
2008	\$ 0	
2009	\$ 3,000	CDBG Entitlement Funds
2010	\$ 0	
2011	\$ 0	
2012	\$ 1,000	CDBG Previous Entitlement
2013	\$ 1,000	CDBG Previous Entitlement
2014	\$ 1,000	CDBG Previous Entitlement
2015	\$ 0	Funding with Funds Transferred from other CDBG Programs

PROGRAM PLAN:

CDBG funds will be used to prepare low-income renter households for the responsibilities and challenges of homeownership which will facilitate the use of the City's First Time Homebuyer Low Income Loan Program. The City is requiring this eight to nine hour training course as a prerequisite to applying for City assistance in the purchase of their first home. The City is convinced that the more information the applicants receive regarding the entire process of purchasing a home, the more intelligent and fiscally responsible decisions will be made. The course is taught by qualified individuals in both English and Spanish. The curriculum includes, but is not limited to the following topics: advantages/disadvantages of homeownership, what the applicant can afford, developing budgets, determining debt ratios, explanation of the loan process, down payments, and closing costs, selection of a real estate agent, selection of property, lead based paint visual assessment certification, writing an offer, the escrow process, and maintenance of the home. Using the funding allocation, the City plans to provide this homebuyer education course free of charge to qualified low income persons.

Most of the housing problems experienced by low-income households are associated with cost burden factors. Relative to other income groups, these income groups have a disproportionate need for housing assistance. Approximately 82 percent of Porterville's low-income households (30 percent AMI) were faced with some form of housing problem in 2010, compared to 57 percent for low income households (51-80% AMI). In order to meet the needs of low- and moderate income households, some form of assistance will be required. This program is an eligible activity identified in Federal regulations 24 CFR 570.201(k).

This program, using CDBG funds, would be a first step in meeting the Quantified Objectives and in accomplishing Goal C in the Housing Element: "To meet a reasonable share of the City's low-

and moderate-income housing needs.” In detailing policies that would help achieve this goal, the City commits to pursuing “state and federal funding assistance that is appropriate to Porterville’s need to develop housing that is affordable to low- and moderate-income households.” Use of CDBG funds in educating low- and moderate-income first-time home buyers seems very appropriate in helping to address the housing needs of the low- and moderate-income in Porterville and meet one of the National Objectives 570.208(a)(3) where, contrary to many areas of the state, owning an affordable home can become a reality.

SPECIFIC PROGRAM OBJECTIVES:

The City’s proposed use of CDBG funds and other federal and state funding sources for the Homebuyer Education Program will address the community’s housing needs as determined by the adopted Consolidated Plan and General Plan Housing Element. In preparing low-income households for home ownership, the City is taking an aggressive approach to reduce overcrowding and to reduce the number of renters that are overpaying for their housing. The training course will provide the education necessary for intelligent and financially responsible decisions for these people to purchase a home with three to four bedrooms and start investing their money instead of paying it in rent. As the 2015-2023 Housing Element states “Following cost burden, the second most common housing problem in the City is overcrowding. Two percent of households (895 households) are overcrowded, with more than one person per room. Eighty-one percent of overcrowded households have incomes at or below 80% Area Median Income (AMI). ”

The outcome/objective for this program in the HUD Performance Measurement System is “availability/accessibility for the purpose of providing decent affordable housing”.

SPECIFIC PROGRAM ACTION:

CDBG funds used for the Homebuyer Education course provide the necessary foundation for the use of CDBG and other state and federal funds for the First Time Low Income Homebuyer Loan Program. When funds for the First Time Low Income Homebuyer Program are available, the course will be available on a regularly scheduled basis in both English and Spanish and will be taught by qualified instructors.

The City will take an aggressive approach in marketing the program through advertising and promotional displays. The City will also meet with developers, real estate professionals, and community groups to disseminate information about the program. The local media will be used for press releases relating to the program.

**1982 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
HOUSING REHABILITATION AND PUBLIC UTILITIES ASSISTANCE
REVOLVING LOAN PROGRAM**

2015 FUNDING RECOMMENDATION: \$10,000 CDBG Program Income

PRIOR YEARS CDBG FUNDING:

<u>HRLP</u>		<u>PUAP</u>
1982	\$282,000 Entitlement	
1983	\$ 43,000 Entitlement	1983 \$20,000
1986	\$ 70,000 Entitlement	
1986	\$ 15,000 Reallocation from other CDBG Programs	1989 \$20,159
1990	\$103,000 Entitlement	1990 \$10,000
1991	\$ 47,000 Entitlement	1990 \$43,487 Reallocation from other CDBG Programs
1992	\$169,000 Entitlement	1991 \$15,000
1993	\$211,000 Entitlement	1993 \$ 2,061 Reallocation from other CDBG Programs
1998	\$ 50,000 Entitlement	1997 \$ 1,402 Reallocation from other CDBG Programs
1999	\$ 18,000 CDBG Prog Income	1999 \$13,720 Reallocation from other CDBG Programs
2000	\$ 8,500 CDBG Prog Income	2000 \$ 850 CDBG Prog Income
2001	\$ 10,000 CDBG Prog Income	2001 \$18,550 CDBG Ent. & PI
2002	\$ 10,000 CDBG Prog Income	2002 \$ 1,000 CDBG Program Inc
	\$200,000 HOME Grant	2003 \$ 1,000 CDBG Program Inc
2003	\$ 10,000 CDBG Prog Income	2004 \$30,000 Reallocated Prog In
2004	\$ 10,000 CDBG Prog Income	2005 \$ 1,000 Program Income
2005	\$ 10,000 CDBG Prog Income	2006 \$ 500 Program Income
2006	\$ 7,500 CDBG Prog Income	2007 \$30,500 Grant & PI
	\$100,000 HOME 2006 Grant	2008 \$50,000 CDBG Entitlement
		\$ 500 CDBG Prog Income
2007	\$ 7,500 CDBG Prog Income	2009 \$50,000 CDBG Entitlement
2008	\$ 7,500 CDBG Prog Income	\$ 500 CDBG Prog Income
	\$400,000 HOME 2008 Grant	2010 \$ 500 CDBG Prog Income
2009	\$ 8,000 CDBG Prog Income	\$23,850 CDBG Prog Income
2010	\$ 8,000 CDBG Prog Income	2011 \$ 200 CDBG Prog Income
2011	\$ 10,700 CDBG Prog Income	2012 \$16,107 CDBG Prog Income
		(Programs were combined in 2013)
		2013 \$11,000 CDBG Prog Income
		2014 \$11,000 CDBG Prog. Income
		2015 \$10,000 CDBG Prog. Income

PROGRAM PLAN:

This Program Model was originally established in 1982. The revolving rehabilitation loan fund concept utilizes the authority granted by the U. S. Department of Housing and Urban Development

to enable the City to administer a Revolving Loan program for eligible low- and moderate-income homeowners to rehabilitate their homes and is an eligible activity identified in Federal Regulations 24 CFR 570.202 (a).

SPECIFIC PROGRAM OBJECTIVES:

To make progress toward satisfying the objectives of the Action Plan and the Housing Element of the City's General Plan, and to meet one of the National Objectives of the Community Development Block Grant Program, 24 CFR 570.208(a)(3), the City will participate in a meaningful and effective housing rehabilitation program including connection to City water and/or sewer service, to assist low and moderate-income homeowners and to supplement previous funding allocated since 1982 to the Housing Rehabilitation Loan Program (HRLP). The outcome/objective for this program in the new HUD Performance Measurement System is “affordability for the purpose of providing decent affordable housing”.

SPECIFIC PROGRAM ACTION:

These additional funds, allocated to the Housing Rehabilitation and Public Utilities Assistance Loan Program, will be utilized according to the policies and procedures approved for the administration of the HRLP.

Applications from City-wide homeowners are submitted by prospective eligible applicants, then reviewed and verified for accuracy prior to submission to the Community Development Financial Assistance Review Committee (CDFARC). The City provides zero percent deferred loans up to \$40,000. Program income derived from repayment of these loans is used to provide funding for new expenditures in the HRLP.

Once an applicant is income qualified, an inspection of the premises is made to identify building code deficiencies, applicable lead based paint mitigations, and zoning violations. For water and/or sewer connection feasibility verification will be performed by Engineering Department. The applicant is then counseled as to the extent and cost of the work covered by a rehabilitation loan, maintaining an equity reserve after rehabilitation construction, and the process of selecting a contractor. A systemized program evaluating work completed through on-site inspections and progress payment issuance is administered by the City to ensure that abuses of the program do not occur. Final payment is held until the City Building Inspector, Rehabilitation Specialist, and homeowner have indicated completion and satisfaction with the work.

The administration of the program is accomplished by City staff in accordance with Federal regulations.

**2013 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
MOBILEHOME ASSISTANCE REVOLVING LOAN/GRANT PROGRAM**

2016 FUNDING RECOMMENDATION: \$0 Funded with CDBG

THIS PROGRAM IS FUNDED BY CALHOME FUNDS

PROGRAM PLAN:

This Program Model was established in 2013. The revolving rehabilitation loan fund concept utilizes the authority granted by the U. S. Department of Housing and Urban Development to enable the City to administer a Revolving Loan program for eligible low- and moderate-income homeowners to rehabilitate or replace their mobile homes and is an eligible activity identified in Federal Regulations 24 CFR 570.202 (a).

SPECIFIC PROGRAM OBJECTIVES:

To make progress toward satisfying the objectives of the Action Plan and the Housing Element of the City's General Plan, and to meet one of the National Objectives of the Community Development Block Grant Program, 24 CFR 570.208(a)(3), the City will participate in a meaningful and effective housing rehabilitation program including replacement of mobile homes as needed, to assist low and moderate-income mobile homeowners. The outcome/objective for this program in the new HUD Performance Measurement System is “affordability for the purpose of providing decent affordable housing”. This program will be funded with State CalHome funds.

SPECIFIC PROGRAM ACTION:

These CalHome funds, allocated to the Mobile Home Owner Occupied Loan/Grant Program, will be utilized according to the policies and procedures approved by CalHome for the administration of the Mobile Home OOR Program.

Applications from selected target area mobile homeowners are submitted by prospective eligible applicants, then reviewed and verified for accuracy prior to submission to the Community Development Financial Assistance Review Committee (CDFARC). The City provides zero percent deferred loans up to \$55,000. Program income derived from repayment of these loans will be used to provide funding for new expenditures in the Mobile Home OOR Program.

Once an applicant is income qualified, an inspection of the premises is made to identify building code deficiencies, applicable lead based paint mitigations, and zoning violations. The applicant is then counseled as to the extent and cost of the work covered by a rehabilitation loan and/or the replacement of the mobile home, and the process of selecting a contractor. A systemized program evaluating work completed through on-site inspections and progress payment issuance is administered by the City to ensure that abuses of the program do not occur. Final payment is held until the City Building Inspector, Rehabilitation Specialist, and homeowner have indicated completion and satisfaction with the work.

The administration of the program is accomplished by City staff in accordance with State and Federal regulations.

**2002 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)
PARK IMPROVEMENT PROJECT
(previously the Murry Park Improvement Project)
(CITY OWNED FACILITY)**

2016 FUNDING RECOMMENDATION: \$ 35,000			CDBG Entitlement Funds and Previous Entitlement
PRIOR FUNDING:	2002	\$573,324	CDBG Reallocated Funds
	2003	\$468,850	CDBG Entitlement
		\$ 86,900	Reallocated Funds
	2004	\$157,000	CDBG Entitlement Funds
	2005	\$157,000	CDBG Entitlement Funds
	2006	\$112,765	CDBG Entitlement Funds
	2007	\$ 0	
	2008	\$ 70,000	Reallocated Funds from BAP
	2009	\$193,892	Reallocated Funds from Admin and BAP
	2010	\$170,329	CDBG Entitlement Funds
	2011	\$ 0	
	2012	\$ 21,286	CDBG Entitlement Funds
	2013	\$ 46,892	CDBG Entitlement Funds
	2014	\$ 74,109	CDBG Entitlement Funds & PI
	2015	\$ 0	Funding with Previous Entitlement

PROGRAM PLAN:

Murry Park Improvement Project

This program has allocated funds over a multi-year period to plan, design, renovate, rehabilitate, and construct improvements to the 100 year old City owned Murry Park. Special emphasis was placed on the reconstruction of the 48 year old community swimming pool which was in need of major renovation. The previous pool complex consisted of three separate and varied pools, plus a spacious pool office and restroom. The last major renovation to repair leakage in the pools was completed in 1987. Fifteen years later the pools were once again leaking water and major repairs were necessary. Additional improvements to the swimming pool complex have been restroom and accessibility improvements and the installation of a water slide. Improvements to the Park have included the reconstruction of the public restroom facilities incorporating historical architectural design, and a concrete slab poured where the old restrooms were. This slab was transformed into a very nice new picnic area including tables, a trash can and barbecue grill. Additional improvements may include, but are not limited to: upgrades to the existing shelter structures, irrigation and landscaping improvements, renovation of existing rock structures used for drinking fountains and other amenities, fence replacement on the north edge of the park, an aerator for the duck and fish pond, renovation of the bridges, replacement and installation of lighting, removal of dead and diseased trees and planting of new trees, realignment of the street and construction of a parking lot to serve the community pool area, and the addition of parking spaces on the west side of the Park. A master plan for the Park was developed in 1990 and provides the priorities for

expenditure of funds. Environmental work including a cultural resources survey has been completed. The City has also acquired the property to the north of Murry Park and has amended the Park Master Plan and environmental documents to include the property making it eligible as well for CDBG funding. The park is located in Census Tract 39.01, but serves the adjacent census tracts 41.01 and 38.02 area where the greatest concentration of the City's minority population and low-to moderate- income residents reside. The proposed facility is an eligible activity under 24 CFR 570.201 (c) Public Facilities and Improvements and predicated on the Community Development Block Grant (CDBG) HUD National Objective of direct benefit to low- and moderate-income area under Federal Regulation 24 CFR 570.208(a)(1).

Lime Street Neighborhood Park Project

The Lime Street Neighborhood Park was originally established in a small water drainage basin. Playground equipment was installed in a sandlot and the surrounding sloped areas were planted with grass and pine trees for a park atmosphere. This park is located in Census Tract 37 an adjacent to two low income multi-housing rental units to the south and a single family neighborhood to the north and thus the area has a substantial number of children residing within it. Over the past several years, maintenance dollars had not been available for the park and the outdated playground equipment was removed. CDBG Entitlement funds made it possible do a feasibility study of the reconstruction of the park and, and found it to be feasible. Improvements to the park were completed in PY 2012/2013. The facility is an eligible activity under 24 CFR 570.201 (c) Public Facilities and Improvements and predicated on the Community Development Block Grant (CDBG) HUD National Objective of direct benefit to low- and moderate-income area under Federal Regulation 24 CFR 570.208(a)(1).

This multi-year program will require annual approval for CDBG funding allocations.

Zalud Park Improvement Project

The Zalud Park Improvement Project is a new project for this year. This park hosts the only Tennis and Basketball courts in the city which are lighted. Those amenities are widely used and are in need of repair. The facility is an eligible activity under 24 CFR 570.201 (c) Public Facilities and Improvements and predicated on the Community Development Block Grant (CDBG) HUD National Objective of direct benefit to low- and moderate-income area under Federal Regulation 24 CFR 570.208(a)(1).

SPECIFIC PROGRAM OBJECTIVE:

Murry Park Improvement Project

Since Murry Park and especially the swimming pool complex is utilized by large numbers of low-to moderate- income residents on a regular basis and is a very popular place for recreation, the main objective of this project is to improve the deteriorated amenities and infrastructure in the park in order to continue to keep the Park as a safe, clean, and attractive recreation facility. The objective of this program can best be summed up by the words on the 1954 dedication plaque at the swimming pool, "For the Health and Recreation of our People".

Lime Street Neighborhood Park Project

The objective of this project to restore the storm drainage basin to the active neighborhood amenity

that it once was has been completed. This park is located in an area that is lacking facilities for the children to safely play, so they are typically found in the streets or driveways of the apartment complexes playing. The main restoration to the park included, installation of new benches, installation of a drinking fountain, restoration of landscaped areas, walkway around the park, lighting, area for kickball, and a larger waiting area for the bus stop. Naturally, a related objective was to improve the opportunities for family activities and therefore improve family relationships.

In the HUD Performance Measurement System, the outcome/objective for this program is “availability/accessibility for the purpose of creating a suitable living environment”.

Zalud Park Improvement Project

Since Zalud Park is utilized by large numbers of low-to moderate- income residents on a regular basis and is a very popular place for recreation especially for the Tennis Courts and Basketball Courts, being the only publicly lit courts in the City, the main objective of this project is to improve the deteriorated courts in the park in order to continue to keep the Park as a safe, clean and attractive recreation facility.

In the HUD Performance Measurement System, the outcome/objective for this program is “availability/accessibility for the purpose of creating a suitable living environment”.

PROGRAM DEMOGRAPHICS:

Murry Park Improvement Project

The benefit area for this project includes census tracts 39.01, 38.02, and 41.01. 68.7% of the households in this area are at or below 80% of median income as determined in the federal IDIS system.

Lime Street Neighborhood Park Project

This park is located in census tract 37 where approximately 56% of the households are at or below 80% of median income.

Zalud Park Improvement Project

This park is located in census tract 37 where approximately 56% of the households are at or below 80% of median income. Additionally, this park serves census tracts 39.01 and 38.02.

SPECIFIC PROGRAM ACTION:

Murry Park Improvement Project

The basic swimming pool improvements were completed in 2004 and the water slide installation that had been postponed is due to be completed by June 2010. The master plan with the cultural and environmental studies was adopted by City Council in 2007. As the funding becomes available, it will be utilized for projects on the priority list.

Lime Street Neighborhood Park Project

Staff was instructed by the City Council to proceed with the improvement options for Lime Street Park with reconstruction costs not to exceed the allocated amount of \$20,000 from CDBG Entitlement. Modest improvements have been made to add recreational amenities to the park and then utilize a property based assessment district for continued maintenance of the park.

Zalud Park Improvement Project

Once City Council approves the CDBG allocation, staff will work with parks and Leisure Department to begin improvement of the deteriorated courts in the park.

**1995 COMMUNITY DEVELOPMENT BLOCK GRANT MODEL
(MARCH 2016)
NEIGHBORHOOD COMMUNITY CENTER (HERITAGE CENTER)
SECTION 108 LOAN**

FUNDING RECOMMENDATION:	2016 \$272,465.20	Entitlement Funds used for Debt Service on Loan
PRIOR YEAR FUNDING:	\$3.885 Million	Section 108 Loan Received by the City
	2004 \$118,115	Entitlement Funds used for Debt Service on Loan
	2005 \$310,252	Entitlement Funds used for Debt Service on Loan
	2006 \$316,045	Entitlement Funds used for Debt Service on Loan
	2007 \$320,007	Entitlement Funds used for Debt Service on Loan
	2008 \$323,988	(Debt Service)
	2009 \$327,136	Entitlement Funds used for Debt Service on Loan
	\$191, 221	CDBG –R Stimulus Funds for Rails to Trails Project
	2010 \$331,439	Entitlement Funds used for Debt Service on Loan
	2011 \$334,875	Entitlement Funds used for Debt Service on Loan
	2012 \$337,461	Entitlement Funds used for Debt Service on Loan
	2013 \$341,195	Entitlement Funds used for Debt Service on Loan
	2014 \$344,695	Entitlement Funds used for Debt Service on Loan
	2015 \$347,886	Entitlement Funds used for Debt Service on Loan

PROGRAM PLAN:

Neighborhood Community Center (Heritage Center):

This program utilized \$3.885 million in Section 108 loan funds to plan and construct a neighborhood community center. The center is located within Census Tract 41 where over 70 percent of the households earn less than 80 percent of the area median income and the greatest

concentration of the City's minority population resides. Census Tract 41 is bounded on the north by Olive Avenue, on the east by Plano Street, on the south by Gibbons Avenue, and on the west by State Highway 65. The proposed facility is an eligible activity under 24 CFR 570.201 (c) Public Facilities and Improvements and predicated on the Community Development Block Grant (CDBG) HUD National Objective of direct benefit to low- and moderate-income area under Federal Regulation 24 CFR 570.208(a)(1).

It is anticipated that the operations and maintenance of the center, up to the allowed expenditure, will be funded from annual entitlement allocations.

SPECIFIC PROGRAM OBJECTIVE:

Neighborhood Community Center:

The main objective of the neighborhood community center is to provide an equal opportunity for all persons, including low-income youth, to become self-sufficient and productive members of the community. The neighborhood community center enables an increased number of youth to improve their self-esteem and to develop the social skills compatible with mainstream society.

Major prerequisites of delinquent behavior include a lack of appropriate support, positive role modeling, parenting skills, recognition between logical and immediate consequences, social conscience, breakdown of traditional family values and, also, a lack of positive, alternative activities for youth that allow them the opportunities to choose between positive and negative actions. Many youth experiencing a small degree of these prerequisites manage to become productive citizens of the community provided that positive alternatives are available where the ideal balance of these fundamentals can be made accessible.

Additionally, the neighborhood community center provides a location to conduct activities for senior citizens. The center also provides a location for programs such as health screening and a tutorial center, including a library and computers. The center can function as a starting, ending, and gathering place for City sponsored walk/run or bike events, provide recreational areas, including ball fields, for use by the community.

SPECIFIC PROGRAM ACTION:

Neighborhood Community Center

After an extensive environmental clearance process, ground breaking for this project took place in March 2003. Construction was completed on the main building in fall 2005. Additional improvements to the grounds, including a tot lot were constructed in 2006, and the final expenditure of Section 108 loan funds for additional improvements to the parking lot adjacent to the future ball fields was completed in 2008. However, in 2009, the City received an allocation of CDBG-R stimulus funds which have been designated for the completion of the Rails to Trails

Project Phase 2 which is part of the Neighborhood Community Center Complex. A Substantial Amendment to the 09/10 Action Plan was approved for the expenditure of these funds. The outcome/objective for this part of the project is “availability/accessibility for creating suitable living environments”

CDBG Entitlement funds are allocated to provide the annual debt service payment on the Section 108 loan.

**2011 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2106)**

Shelter Plus Care Voucher Program for the Homeless

2016 FUNDING RECOMMENDATION:	\$15,000	Entitlement
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PRIOR YEAR FUNDING:	2011	\$15,000	Entitlement
	2012	\$15,000	Entitlement
	2013	\$15,000	Entitlement
	2014	\$15,000	Entitlement
	2015	\$15,000	Entitlement

PROGRAM PLAN:

In the adopted 2010 Five Year Consolidated Plan and the 2010 Action Plan for the use of Community Development Block Grant Funds (CDBG), the possibility was identified for the City of Porterville to apply for Shelter Plus Care Housing (S+C) vouchers in the annual HUD funding cycle for the Continuum of Care homeless programs. This application was planned to replicate the successful application for the Tulare Housing First Shelter Plus Care Program that was awarded in 2008 to the City of Tulare in conjunction with Family Services of Tulare County. However, instead of applying separately for this grant, the City joined forces with both the City of Tulare and the City of Visalia to submit one application for the Tulare Housing First (THF) Program II for a Permanent Supportive Housing (PSH) program to serve Tulare County utilizing S+C housing vouchers. If awarded, the THF Program II will be combined with the existing THF program to create one regional S+C program which will be a more cost-effective approach because a single Case Manager will be dedicated to serve the participants of the THF Program and focus specifically on PSH and develop the most effective supportive service and housing models to move chronically homeless residents into permanent supportive housing.

The S+C voucher functions like a Section 8 voucher; the client pays 30% of their income towards housing, and the remaining balance of the Fair Market Rent is paid by the voucher. All of the units in the program are existing scattered site market rate apartments.

The program requires a dollar for dollar match of supportive services for each dollar of housing provided through the S+C voucher, and Family Services has committed to providing the balance of the services. The application for the Tulare Housing First (THF) Program II includes expanding the THF Program to apply for 10-15 additional vouchers for a countywide S+C program. The S+C application must be for five (5) years in the initial term, and will be eligible for annual renewals thereafter. Each of the three participating jurisdictions will contribute \$15,000/year to fund the Case Manager position through Family Services, who will coordinate and oversee the supportive services for the S+C program clients, rotating between the three cities. These funds will be allocated from the annual CDBG Entitlement and will be obligated in the annual Action Plan adopted each year. The City of Tulare will continue to be the lead applicant and the Housing Authority has committed to provide the HQS inspections and other required PHA components of the THF project. If funded, five (5) vouchers would be assigned to each of the participating cities, and the remaining vouchers would be available based on need.

In addition, the Central California Family Crisis Center (CCFCC) has agreed to be a partner in the program, and will assist Family Services in identifying clients in Porterville, and connecting them

with the appropriate services. Some of those services may be on-site at CCFCC and provided through existing CCFCC programs.

This program is an eligible activity identified in Federal regulations 24 CFR 570.201(e) Public Services and meets the National Objective of direct benefit to low-and moderate-income persons under Federal Regulation 24CFR 570.208 (a).

SPECIFIC PROGRAM OBJECTIVES:

The City's proposed use of CDBG funds and other federal funding sources for the Shelter Plus Care Program will address the community's needs of addressing homelessness as determined by the adopted Consolidated Plan and General Plan Housing Element and documented in the annual Point in Time Survey of the homeless and the number of homeless served in the annual Project Homeless Connect event. The S+C program is a "housing first" model that places homeless persons in permanent housing with wrap around supportive services to help sustain them in the housing and keep them from once again becoming homeless.

The outcome/objective for this program in the HUD Performance Measurement System is "availability/accessibility for the purpose of providing decent affordable housing".

SPECIFIC PROGRAM ACTION:

The City of Porterville executed a sub recipient agreement with Family Services of Tulare County to administer this voucher program that provides services within the City of Porterville with the City funding up to \$15,000 annually for the case manager services. At least five (5) vouchers will be assigned to each of the participating cities, and the remaining vouchers will be available based on need.

The City is being proactive in addressing the current and future need for programs that serve the homeless in Tulare County.

**1994 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM MODEL
(MARCH 2016)**

CITY OPERATED YOUTH CENTER

(Formerly Porterville Community Youth Center - Non-Profit Subrecipient Grant)

2016 FUNDING RECOMMENDATION: \$102,055 ENTITLEMENT

PRIOR YEAR FUNDING:	1994	\$ 90,000	PYI
	1995	\$110,000	
	1996	\$113,500	
	1997	\$110,000	City Operated
	1998	\$109,000	
	1999	\$109,650	
	2000	\$109,650	
	2001	\$113,700	
	2002	\$112,650	
	2003	\$130,350	
	2004	\$127,650	
	2005	\$121,282	
	2006	\$144,956	
	2007	\$133,394	
	2008	\$105,615	
	2009	\$105,615	
	2010	\$115,615	
	2011	\$ 94,615	
	2012	\$ 94,615	
2013	\$106,499		
2014	\$104,602		
2015	\$102,055		

BACKGROUND:

Porterville Youth Incorporated (PYI), a non-profit community service organization since 1978 which provided youth-oriented assistance programs, received CDBG funding from the City of Porterville in 1994 in order to expand their existing youth programs to include a community-based youth center in a low- and moderate-income neighborhood. PYI continued to receive funding from the CDBG grant program in the next three program years, through early 1997, by offering new service components to the youth center each year and complying with requirements set out in the regulatory agreement for sub recipients. On October 1, 1997, the City permanently accepted responsibility for the youth community center at the written request of PYI's Board of Directors.

PROGRAM PLAN:

The City-Operated Youth Center was established in 1994 as the Porterville Community Youth Center Program Model. It met the Community Development Block Grant National HUD

Objective of being a “direct benefit to low and moderate income persons” under Federal Regulation 24 CFR 570.208 (a)(2). The City of Porterville Parks and Leisure Services Department will continue to administer, manage, and meet budget and financial obligations for the Porterville Youth Center in accordance with all applicable Federal Regulations. The annual operating grant is eligible under 24 CFR 570.201 (e).

The Heritage Center is now the home of the youth center activities. The Center is located well within Census Tract 41, where over 70 percent of the households earn less than 80 percent of the area median income and where the greatest concentration of the City’s minority population resides. Census Tract 41 is bounded on the north by Olive Avenue, on the east by Plano Street, on the south by Gibbons Avenue, and on the west by State Highway 65. This activity meets the HUD National Objective of direct benefit to low-and moderate-income area under Federal Regulation 24CFR 570.208(a)(1). Demographic documentation on youth participating in programs offered through the youth center will still be maintained.

SPECIFIC PROGRAM OBJECTIVES:

The main objective of the Community Youth Center will be to provide an equal opportunity for all youth, including low and moderate income ages 10 to 18, to become self-sufficient and productive members of the community. The community youth center will enable an increased number of youth to improve their self-esteem and to develop the social skills compatible with mainstream society.

A major prerequisite of delinquent behavior is not only a lack of appropriate support, positive role modeling, parenting skills, logical and immediate consequences, social conscience, or breakdown of the traditional family, but also a lack of positive alternative activities for youth that allows them the opportunity to choose between the positive and the negative. Many youth who have had little of the above can still manage to become productive citizens of the community provided that positive alternatives are available where the ideal balance of these fundamentals can be made accessible.

Using the HUD Performance Measurement System, the outcome/objective for this activity is “availability or accessibility for the purpose of creating a suitable living environment”.

SPECIFIC PROGRAM ACTION: (See attached program proposal.)

**CDBG FUNDING REQUEST
7/1/2016 - 6/30/2017**

FOR PORTERVILLE COMMUNITY YOUTH CENTER

I. SCOPE OF SERVICE

The contractor for this project will be the City of Porterville. This contractor shall ensure that the Porterville Community Youth Center (PCYC) continues to operate the existing youth center recreation program established in September 1994 through the CDBG 2016-2017 fiscal year.

The Porterville Community Youth Center will continue to operate in Porterville Census Tract 41 at 256 E. Orange Ave. The program will prevent and divert youth ages 10 - 18 from negative behavior and surround them in a productive and positive environment.

No youth from within the City of Porterville will be excluded from participation in PCYC activities. However, it is intended through use of CDBG funds that a minimum of 51% of the youth participating will come from low and moderate income households.

A. OBJECTIVES

The purpose of this program is to:

1. Enhance self-esteem.
2. Build leadership skills.
3. Learn teamwork and the ability to cooperate with others.
4. Improve physical and mental health.
5. Empower teens to develop interpersonal skills.
6. Engage in positive alcohol and drug-free behavior.
7. Promote an atmosphere where trustworthiness, respect, responsibility, fairness, caring and citizenship are core values.
8. Provide a drop-in center for recreational opportunities.

B. CLIENTS TO BE SERVED

The contractor shall ensure service by the City of Porterville Community Youth Center to a minimum of 51% low and moderate income residents of Porterville, between the ages of 10 to 18. Participants shall be recruited through local schools, community organizations, social service agencies, and law enforcement.

C. CONTINUED ACTIVITIES TO BE PERFORMED

The contractor shall ensure the provisions of services through continued implementation of the current COPCYC supervised recreation program over the 2016/17 year. The center will be

open five days per week for no less than 20 hours. The youth center will run for a minimum of 42 weeks throughout the one-year period. A minimum of 100 unduplicated youth will participate in the following Youth Center activities each quarter of the one-year grant period.

1. A general recreation area within the same facility to provide youth with other positive activities - This general recreation area includes games such as pool, ping-pong, table soccer, video games, music, computers and board games. Arts & crafts, homework tutoring, nutrition and music classes, and special projects also take place in this area. Youth will be involved in occasional tournaments, holiday specific activities, and city-wide special events to help maintain their interest.
2. Homework tutoring in the classroom - Staff hired with CDBG funds will administer a homework tutoring program. An incentive program is in place to encourage youth to complete their homework prior to going home.
3. Arts & crafts - Arts & crafts projects and classes are held throughout each month.
4. Outdoor paved area - An outdoor paved area next to the Youth Center provides a place for hockey, badminton, volleyball, handball, soccer and more.
5. Outdoor grass area - An outdoor grass area behind the Youth Center provides a place for flag football, soccer, frisbee, baseball, dodge ball and more.
6. Off-site recreational activities - The basketball, arena soccer, and baseball programs will continue to be offered at the available playing fields specified further in the text. Youth are also encouraged to participate in track and field which is held at the local junior college.

D. NEW ACTIVITIES TO BE PERFORMED

The contractor shall ensure the provision of new services through the inclusion of younger children, continuation of tutorial programs in reading, writing, science and math. Outdoor activities for a minimum of 42 weeks over the 2016-2017 CDBG funding cycle shall be implemented. For a minimum of 12 hours per week, at least 4 days each week, supervised athletics will be available for 10-18 year old youth. A minimum of 50 unduplicated youth will participate in these activities each quarter.

In addition, a minimum of 8 hours of supervised community service work will be completed weekly by 10-18 year old youth. A minimum of 25 unduplicated youth will participate in this program each quarter of the CDBG funding cycle. Also, a minimum of 2 days per week will be open for non-league play so youth can participate in athletic activities on a less formal, just-for-fun basis. Program details are provided below:

1. Equipment – A weight room is available for the youth to get some exercise. An assortment of other equipment is provided enabling a wide array of recreational opportunities.
2. Community service - Hours of community service are served by Youth Center members working such events as the egg hunt, fishing derby, concerts in the park, runs, kid days in the park, youth sports and projects around the Youth Center.
3. Classes - Staff classes are taught on an ongoing basis in arts & crafts, drawing, cooking, music, sport instruction and health & fitness.

4. Athletics - Open athletic play and leagues are available. League play is offered in the following sports: basketball, baseball, arena soccer, track & field and fall soccer. A coach for each sport will be provided.
5. Fund raising - Staff will continue to create fund raising for the participants to generate additional funding to offset cost of excursions and special activities. Donation solicitations are made to local businesses as the need arises. The biggest revenue generator is the sale of snacks and drinks at the Youth Center.

E. SITE LOCATION

Within the Census Tract 41, the original Porterville Community Youth Center services shall be provided at the following location: 256 E. Orange Ave., Porterville, CA 93257. Sign-ups for athletic play, leagues, tutorial programs, arts & crafts, and outdoor activities will take place at this location. Additional program implementation will take place at the following locations: Porterville Sports Complex, Municipal Pool, and Santa Fe School.

The main location is within the boundaries of Census Tract 41 and the other locations will provide access to youth over a broader range of low and moderate income areas within the city.

F. PROJECT STAFF

(1)	Leisure Services Specialist	\$23.94/hr	15/hrs	52/wks
(1)	Leisure Services Coordinator	\$19.92/hr	24/hrs	52/wks
(1)	Clerical Asst. II	\$15.45/hr	2/hrs	52/wks
(1)	Recreation Leader III	\$12.00/hr	22/hrs	52/wks
(2)	Recreation Leader II	\$10.00/hr	20/hrs	52/wks

G. BUDGET

Total CDBG funds requested are \$102,055.

**City of Porterville Community Youth Center
2016 - 2017 Budget**

Salaries

01	Specialist	\$23.94/hr	x	15hrs/wk	x	52/wks	\$18,673
	Coordinator	\$19.92/hr	x	24/hrs/wk	x	52/wks	\$24,860
	Cler. Asst. II	\$15.45/hr	x	2/hrs/wk	x	52/wks	\$1,607
02	1-Rec Leader III	\$12.00/hr	x	22/hrs/wk	x	52/wks	\$13,728
	2-Rec Leader II	\$10.00/hr	x	21/hrs	x	52/wks	\$21,840
							\$80,708

Benefits

09	Specialist	\$18,673	x	33.40%	\$6,237
	Coordinator	\$24,860	x	31.73%	\$7,881
	Cler. Asst. II	\$1,607	x	30.50%	\$490
	Rec Leaders	\$35,568	x	3.89%	<u>\$1,384</u>
					\$15,992

Professional Services

22	Printing/Copying	\$57	
23	Prof/Temp Service	\$25	
			\$100

Supplies and Material

32	Office / Computer Supplies	\$100	
35	Tools / Equipment	<u>\$100</u>	
			\$200

Other Operating Cost

42	Utilities	\$500	
43	Uniform Allowance	\$100	
45	Publication and Dues	\$700	
			\$1,300

Other Expenses

66	Special Activities, Supplies & Fieldtrips	\$2,435	
	Rec Equipment & Supplies	<u>\$1,320</u>	
			\$3,755

Grand Total \$102,055



CITY COUNCIL AGENDA – MAY 3, 2016

SUBJECT: Status and Review of Declaration of Local Emergency

SOURCE: City Manager's Office

COMMENT: Governor Brown issued Executive Order B-29-15 on Wednesday, April 1, 2015, which established drought-related mandates and restrictions in addition to those already stipulated in previous Executive Orders B-26-14 and B-28-14. Of significance, the Governor directed the State Water Resources Control Board to impose restrictions to achieve a statewide 25% reduction in potable urban water usage through February 28, 2016, in comparison to the amount used in 2013, and with consideration given to per capita usage as a basis. The Governor further directed the Board to impose additional restrictions on commercial, industrial, and institutional properties with significant landscaping (cemeteries, golf courses, parks, schools, etc.), to also achieve a 25% reduction in potable water usage. Also of significance, the Board 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 April 19th, 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 thirty (30) 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 summer months. City staff submitted a Mutual Aid Request to Tulare County OES to initiate the household tank program for identified properties within the city where wells are dry.

Representatives for the City, County, and State (CalOES, DDW, DWR, and SWB) have continued to meet in support of the feasibility study for a long-term

permanent water connection plan for the entire East Porterville area, which is estimated to take approximately six (6) months to complete for the estimated 1,800 expected future connections. DWR has identified 423 residential units in the East Porterville area (381 of which are in the City's Urban Development Boundary), that are currently served by the County's Household Tank Program and desired by the State to be connected to the City's water distribution system as soon as possible. DWR would like to begin a significant City waterline extension project in early 2017 to begin permanently connecting those 423 residential units to the City's water system. To provide source water for the DWR extension project, CalOES desires to expeditiously connect the new well on Olive Avenue to the City's water system instead of being first equipped as a filling station. Given the new well has an estimated water production value of 800 gallons per minute, as well as a SWB assumed 1.5 gallons per minute per residence, the new well could effectively serve up to 500 single-family residential units. The City indicated its significant interest that the E. Vandalia Avenue area and the 80 residential units be included in the water connection project, to which the State has agreed. The City also agreed to connect expeditiously an estimated 40 residential units that front existing water mains in the East Porterville area and are currently served by the County Household Tank Program.

Given CalOES has paid for the development of the new well and its connection to the City's water system, the City will be required under "Drought Redundancy and Resiliency Provisions" to make available to the State up to three million gallons of water per month without charge for emergency purposes.

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

A Memorandum of Understanding between the State, County and City on the East Porterville permanent water connection project is currently being drafted, which is tentatively scheduled to be considered by the City Council at its May 17th meeting, and subsequently by the Board of Supervisors.

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
3. City-County Well Agreement
4. CalOES Drought Update

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

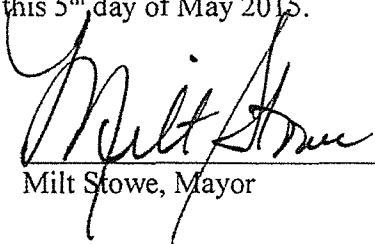
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

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

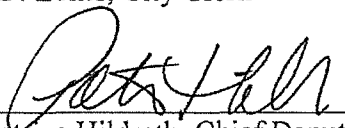
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance, 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

TULARE COUNTY – CITY OF PORTERVILLE WELL AGREEMENT

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

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

ACCORDINGLY, IT IS AGREED:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

COUNTY OF TULARE

BY _____
Mike Ennis Chairman,
Board of Supervisors

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

By _____
Deputy Clerk

Approved as to Form
County Counsel

By _____
Deputy

CITY OF PORTERVILLE

BY _____
Milt Stowe, Mayor

ATTEST:
City Clerk of the City of Porterville

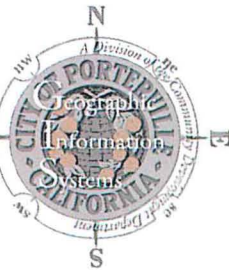
BY _____
John Lollis, City Manager

Approved as to Form

BY _____
City Attorney

EXHIBIT 'A'

East Porterville Project Boundary



Legend

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

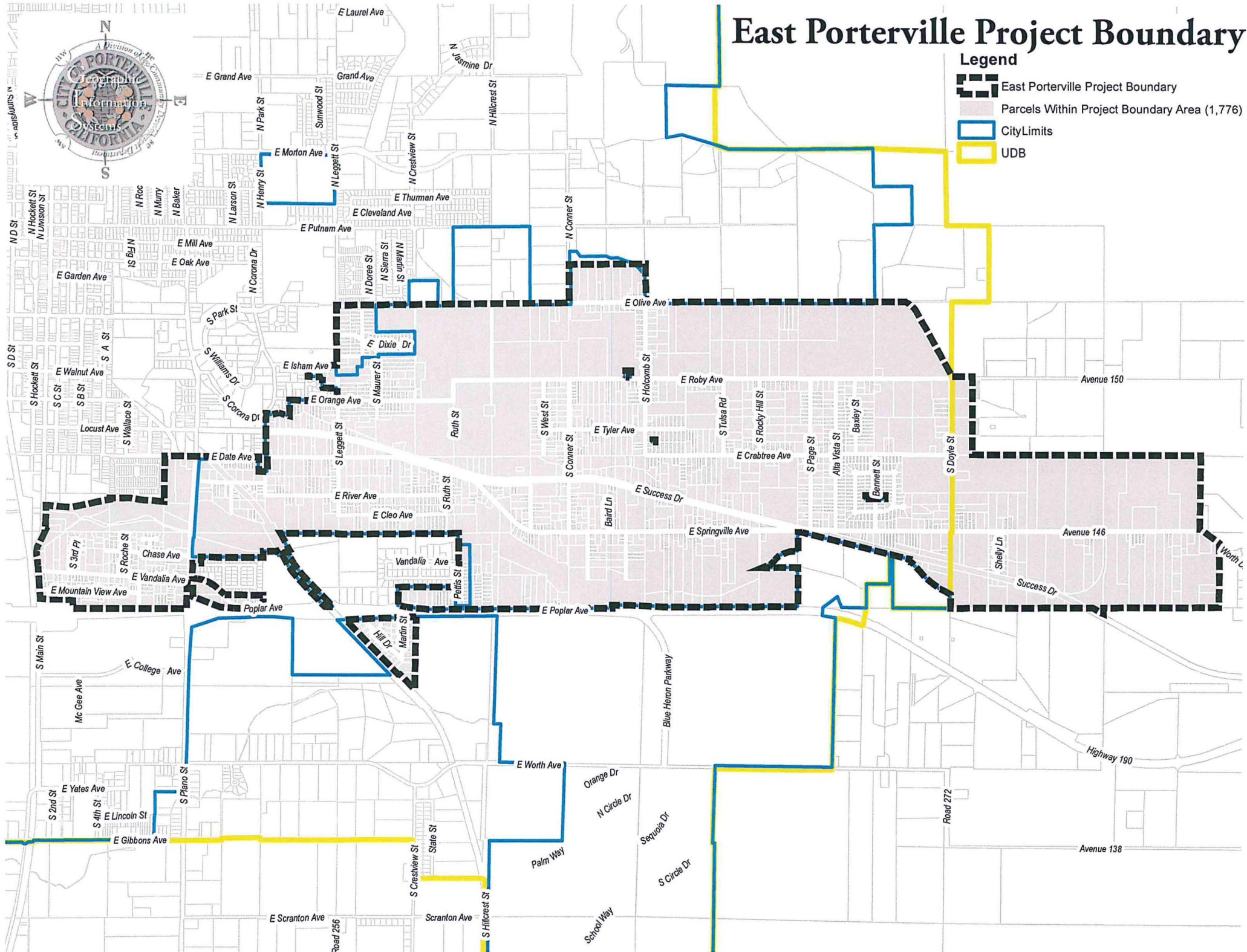


EXHIBIT 'B'

RESOLUTION NO. 74 -2014

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

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

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

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

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

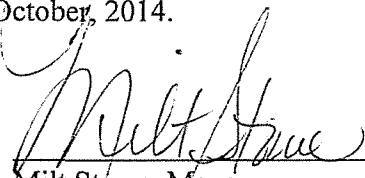
1. To promote orderly development while discouraging urban sprawl, preserving open space and prime agricultural lands, and efficiently extending government services.
2. To honor the City’s fundamental responsibility to provide efficient and sustainable public services to the inhabitants of the city,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

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

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

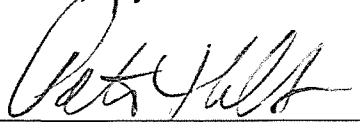
2. It shall be the policy of the City of Porterville to consider extra-territorial service requests primarily within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County LAFCo.
3. It shall be the policy of the City of Porterville,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

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


Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

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

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

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

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

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk

RESOLUTION 19-2016

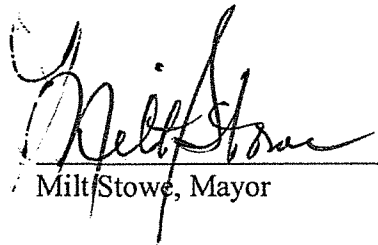
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ESTABLISHING PROCEDURES FOR ANNEXATIONS AND EXTENSION OF
MUNICIPAL SERVICES

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

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

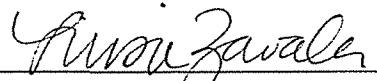
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby amend existing procedures to submit application for municipal services, and to have said application(s) processed as outlined in Exhibit "A", attached. The exemption identified for the East Porterville Feasibility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

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


Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

BY 
Luisa Zavala, Deputy City Clerk

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

ANNEXATION APPLICATION PROCEDURE

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

ANNEXATION EXEMPTION PROCEDURE

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

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

EXTRATERRITORIAL SERVICES APPLICATION PROCEDURE

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

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

Within the Urban Development Boundary:

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

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

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

Within the Urban Area Boundary:

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

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

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

EXEMPTIONS AND EXCEPTIONS

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

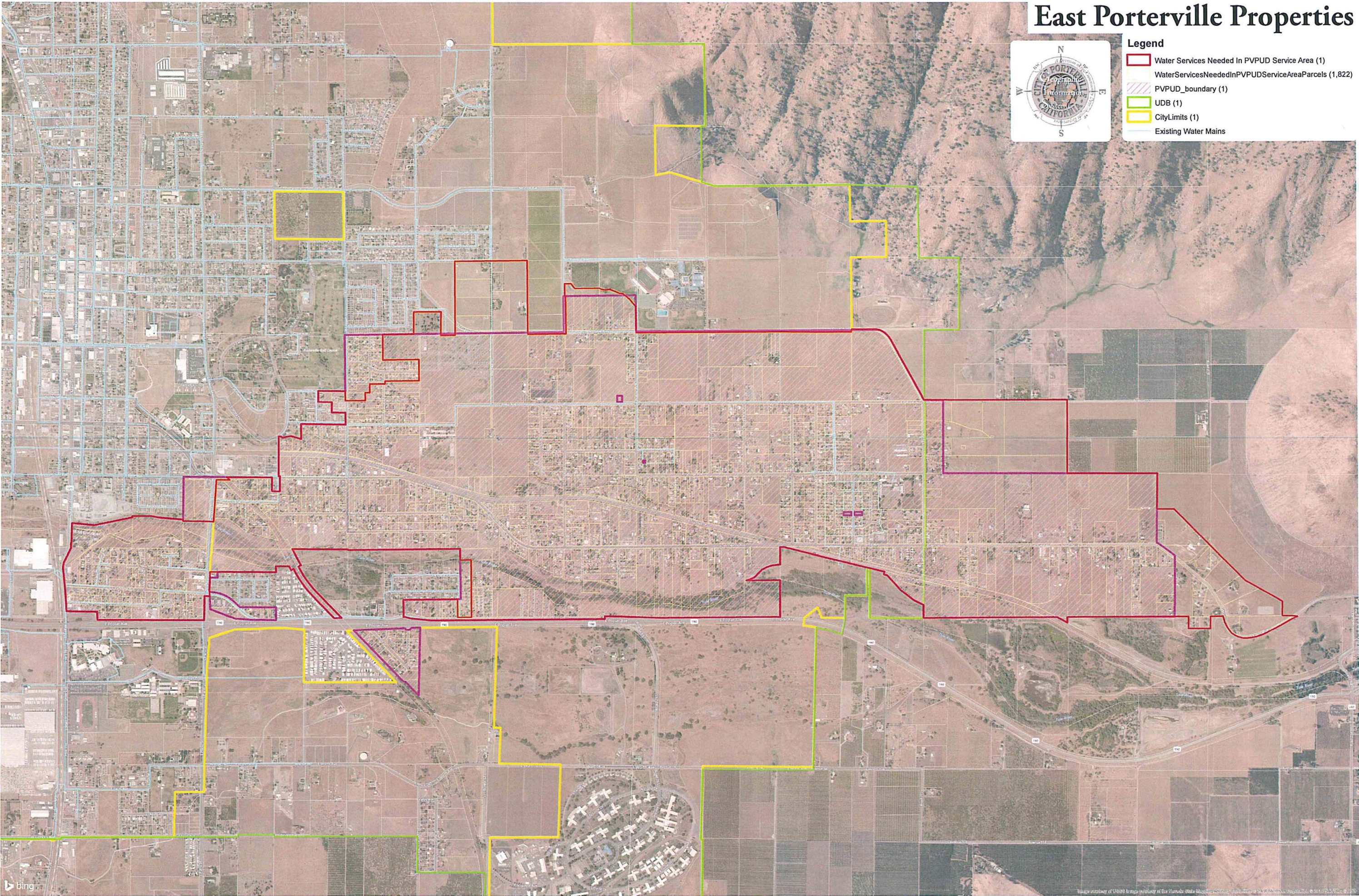
to sewer services. This exemption does not apply to requests for connection to Municipal Water and/or Master Storm Drain Facilities.

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

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

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

East Porterville Properties



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

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

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

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

JOHN D. LOLLIS, City Clerk

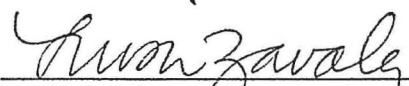

By: Luisa Zavala, Deputy City Clerk

EXHIBIT 'C'



EXHIBIT 'D'

Scope of Work

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

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

Tasks:

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



Drought Update

Thursday, April 14, 2016

CURRENT DROUGHT CONDITIONS

- **Drought Outlook:** As California's traditional wet season draws to a close this month, California continues to experience a fifth year of drought conditions. Rain and snow levels this winter certainly improved from recent years, but not enough to draw the state out of the current drought. This winter, rain and snow levels varied significantly by region, with parts of Northern California receiving better than average precipitation while most of Southern California received below average precipitation. The state will continue to respond to drought conditions throughout the state in the coming months.
- **Recent Precipitation:** Over the weekend, several weather systems moved through the state with the highest amounts of average rainfall in the Central and Southern Sierra ranging from 0.94 to 2.1 inches. Additional areas that received precipitation include 0.35 to 0.84 inches in the Bay Area, and 0.52 to 1.41 inches in the San Joaquin Valley.

Below are precipitation totals (in inches) from April 1 through April 13, and year-to-date rainfall based on the water year cycle (October 1, 2015 to September 30, 2016).

- | | |
|--|---|
| • Bakersfield: 0.77" (4.68") | • Redding: 0.28" (32.13") |
| • Paso Robles: 0.09" (7.30") | • Riverside: 0.24" (4.91") |
| • Fresno: 0.95" (13.82") | • Sacramento: 0.38" (15.10") |
| • Yosemite: 0.96" (33.28") | • San Diego: 0.45" (7.29") |
| • Los Angeles: 0.19" (6.30") | • Mount Shasta: 0.76" (36.27") |
| • Stockton: 1.78" (15.20") | • South Lake Tahoe: 0.91" (18.59") |
| • San Francisco: 0.67" (21.18") | • Monterey: 0.32" (20.96") |
- **Weather Outlook:** The next weather system is expected to move into Northern California by Wednesday night into Thursday. Warm and dry conditions will return to the area by the weekend. Dry weather will prevail in Southern California through Wednesday with slight warming. Thursday will be partly cloudy and cooler through Friday, with clear skies and warmer temperatures expected through the weekend.
 - **Snow Survey:** The latest [manual snowpack survey](#), conducted on March 30, recorded California snowpack at 87 percent of normal to date. Regionally, the Northern Sierra Nevada is at 97 percent of average to date, the Central Sierra is at 88 percent of average to date, and the Southern Sierra Nevada is at 72 percent of average to date.

As of April 11, a more recent update using the [automated snow sensors](#) show snowpack conditions across the state now stand at 70 percent of normal. Regionally, the Northern Sierra is at 75 percent of average to date, Central Sierra is at 76 percent of average to date, and the Southern Sierra is at 60 percent of average to date.

- **Projected Reservoir Management:** Since the last report on April 1, Central Valley reservoirs from Shasta and Trinity in the North to Isabella in the South had a net gain in storage of 335,812 acre-feet (AF), with a total gain of 385,025 AF and a total loss of 50,213 AF. Shasta Reservoir increased by 61,148 AF, while San Luis Reservoir, an off-stream reservoir for the Central Valley Project and State Water Project, decreased its storage by 15,059 AF.
- [Reservoir Levels](#) as of April 13 have increased, including: Castaic Lake 44% of capacity (49% of year to date average); Don Pedro 64% of capacity (87% of average); Exchequer 40% of capacity (70% of average); Folsom Lake 79% of capacity (115% of average); Lake Oroville 92% of capacity (117% of average); Perris Lake 36% (43% of average); Millerton Lake 58% of capacity (83% of average); New Melones 27% of capacity (42% of average); Pine Flat 44% of capacity (75% of average); San Luis 50% of capacity (56% of average); Shasta Reservoir 91% of capacity (109% of average); and Trinity Lake 57% of capacity (71% of average). An update of water levels at other [smaller reservoirs](#) is available.
- **Dry Well Reports:** As California faces the fifth year of drought, the Governor's Drought Task Force continues to monitor and identify communities and local water systems in danger of running out of water. In 2015, a cross-agency team, led by the Department of Water Resources (DWR), developed a new system that improves and streamlines data collection and reporting for [household water shortages](#) for California water systems with fewer than 15 household connections.

As of April 7, approximately 2,180 wells statewide have been identified as critical or dry, affecting an estimated 10,900 residents. Cal OES reported that 1,988 of the 2,180 dry wells are concentrated in the inland regions within the Central Valley. If you are experiencing a water supply shortage, please [submit a report](#) on DWR's website.

- **Vulnerable Water Systems:** The State Water Board continues to provide technical and funding assistance to several communities facing drinking water shortages, and is monitoring water systems across the state. Since January 2014, 113 out of the 151 projects approved to receive emergency funding for interim replacement drinking water have been executed. On May 19, 2015, the State Water Board adopted Guidelines for administering the latest emergency drought appropriations of \$19 million announced this past March. To date, the State Water Board has received requests for \$14 million of those funds.

- **Fire Activity:** Since the beginning of the year, firefighters from CAL FIRE and the U.S. Forest Service have responded to over 365 wildfires across the state, burning 131 acres. Fire activity across California is low resulting in 62 combined wildfires in just the past week.
- **CAL FIRE Burn Suspension Status:** Due to cooler temperatures and recent rains, CAL FIRE has lifted the burn suspension in the State Responsibility Area in Northern California and portions of Central California, allowing residential outdoor burning of landscape debris with a permit.

CAL FIRE continues to monitor weather conditions closely and has the ability to increase staffing should the weather conditions change or if there is a need to support wildfire activity and any other emergencies in the State. For additional information on preparing for and preventing wildfires, please visit <http://www.readyforwildfire.org/>.

KEY ACTION ITEMS FROM THIS WEEK

- **Californians Save 1.19 Million Acre-Feet of Water, Enough to Supply Nearly 6 Million People for a Year:** On April 4, the State Water Board [announced](#) that Californians saved nearly 1.19 million acre-feet of water from June 2015 through February 2016. Overall, Californians just missed Governor Brown's 25 percent water conservation mandate by cumulatively saving 23.9% compared with the same months in 2013. The State Water Board indicated that the water saved during that period is enough to supply 5.9 million residents within California during a one-year period.
- **State Water Board Releases New Conservation Standards:** On April 7, the State Water Board [released](#) new water conservation standards for many urban water suppliers that reflect adjustments and credits of up to eight percentage points. The new conservation standards are authorized by the revised Emergency Regulation for Statewide Urban Water Conservation which was adopted in [February 2016](#) to ensure that urban water conservation continues throughout the year. The regulation extends restrictions on urban water use through October 2016 while providing urban water suppliers more flexibility in meeting their conservation requirements.
- **State Water Board to Host April 20 Workshop on Urban Water Conservation Regulation:** On March 23, the State Water Board [announced](#) that a [public workshop](#) will be held on April 20 to discuss potential modifications to the current Emergency Regulation for Statewide Urban Water Conservation. For more information, visit the State Water Board's [Water Conservation Portal – Emergency Conservation Regulation](#).

- **State Water Project Allocation Increases to 45 Percent:** On March 17, the Department of Water Resources (DWR) [increased](#) its water delivery estimate allocation for the State Water Project (SWP) from 30 percent in February to 45 percent. March storms have increased some of the state's major reservoir levels to slightly above historic levels which prompted the increase in delivery allocations.
- **CDFW Monitors Effect of Severe Drought on Wildlife:** On March 10, the California Department of Fish and Wildlife (CDFW) [released](#) a comprehensive assessment that identifies and analyzes the vulnerability of California wildlife impacted by the drought. CDFW biologists report that amphibian, reptile, bird and mammal populations that depend on freshwater marsh, streamside habitat and wet meadows are struggling most to endure the drought.

In addition, CDFW biologists ranked the vulnerability of the state's terrestrial species and identified 48 species that need additional monitoring and assistance. The greatest concentrations of these high-risk populations are found in Southern California coastal, mountain and valley regions, the Sierra Nevada mountain range, the Mojave Desert, Central Valley and the southern Cascade mountain range. For more information about drought related actions to preserve and protect the state's fish and wildlife resources, visit the CDFW [Drought Portal](#).

- **Bureau Announces Initial Water Supply Allocation for CVP:** On April 1, the U.S. Bureau of Reclamation (Bureau) [announced](#) the initial 2016 water supply allocation for the Central Valley Project (CVP). This allocation is based on the amount of water that will be available for delivery to CVP water users and reflects current reservoir storages, precipitation and snowpack in the Central Valley and Sierra Nevada.

Due to improved drought conditions in Northern California, north-of-Delta contractors have been allocated 100% of their contract supply, while south-of-Delta agricultural contractors have been allocated 5 percent, and eastside contractors have received a zero allocation this year. For more information, view the full press release on the Reclamation [News & Multimedia Portal](#).

- **California's Water Conservation Education Program Campaign:** On March 30, Save Our Water and the Department of General Services [launched](#) the [Water-Smart Renovation Project](#) in Capitol Park with a mulching demonstration on the East steps of the State Capitol. The renovation project will also include turf removal and numerous water efficiency measures and is expected to be complete by the summer. Once implemented, the renovations are expected to save more than 1.6 million gallons of water a year.

Save Our Water continues to promote the “[Claim your Turf Replacement](#)”, and “[Claim Your Toilet](#)” rebate programs. For more tips and tools to help conserve water and keep trees healthy during the drought, please visit Save Our Water’s website, which is available in both [English](#) and [Spanish](#), or connect with the program on [Facebook](#), [Twitter](#) or [Instagram](#).

- **Governor’s Drought Task Force:** The Task Force continues to take actions that conserve water and coordinate state response to the drought. During the April 7 meeting, the Task Force provided updates on water conditions, water operations and environmental habitat, water conservation, and drought impacts and response efforts. In addition, the California Department of Public Health provided an overview of drought-related community impacts surveyed in Tulare and Mariposa County.

ONGOING DROUGHT SUPPORT

- **Emergency Food Aid, Utility and Employment Assistance:** The Department of Social Services (CDSS) Drought Food Assistance Program (DFAP) provides food assistance to affected communities that suffer high levels of unemployment from the drought. To date, over 1,272,786 boxes have been provided to community food banks in drought-impacted counties, with an average of approximately 13,250 food boxes per week since June 2014. Approximately 1,145,086 boxes of food have been picked up by 588,491 households.

Food boxes distributions vary by county and occur 1-4 times per month. This past week, nearly 46% of the food distributions have occurred in the Tulare Basin (Fresno, Kern, Kings and Tulare). An estimated 12,000 boxes are scheduled for delivery to Fresno, Kern, Riverside, San Joaquin, and Tulare for the week ending April 15.

The Labor Workforce Development Agency announced that the federally funded Drought Temporary Jobs program has enrolled 1,150 participants at 189 worksite projects in 15 counties. The program is funded through the U.S. Department of Labor’s National Dislocated Worker Grant program which offers 6 months of employment on drought-related public works projects for up to 1,000 workers affected by the drought.

The Department of Community Services and Development (CSD) is in the process of allocating \$400,000, under CSBG, to support the Migrant and Seasonal Farmworker (MSFW) drought assistance program which provides assistance in employment training and placement services to individuals impacted by the drought. To date, CSD has expended a total of \$349,425 and has assisted 111 participants in employment training and placement services.

In response to California's historic drought, CSD has received \$7.5 million in General Fund to implement the Drought Emergency Assistance Program (DEAP) to provide emergency relief and support services to drought-impacted individuals and their families and households. As of March 31, approximately \$6.4 million has been issued to 4,776 households.

- **Drought Response Funding:** The \$687 million in state drought funding that was appropriated in March 2015 through emergency legislation, as well as \$142 million provided in the 2014 Budget Act, continues to advance toward meeting critical needs. In 2015, \$468 million has been committed, and nearly \$625 million of the emergency funds appropriated in March came from sources dedicated to capital improvements to water systems. Since March 2015, the Department of Water Resources has expedited grant approvals, getting \$21 million immediately allocated to grantees that were pre-approved for certain projects.

As planned in March 2015, the next \$200 million of expedited capital funding was awarded last October, and the remaining \$250 million will be granted by fall 2015. The 2014 Budget Act appropriated an additional \$53.8 million to CAL FIRE over its typical budget to enhance firefighter surge capacity and retain seasonal firefighters beyond the typical fire season.

As a result of continuing drought conditions, emergency legislation was enacted in March 2015 that appropriated over \$1 billion of additional funds for drought-related projects and activities. The Administration's May Revision proposal includes an additional \$2.2 billion for programs that protect and expand local water supplies, improve water conservation, and provide immediate relief to impacted communities.

Local Government

- **Local Emergency Proclamations:** A total of 60 local Emergency Proclamations have been received to date from city, county, and tribal governments, as well as special districts:
 - **26 Counties:** Butte, Colusa, Calaveras, El Dorado, Fresno, Glenn, Inyo, Kern, Kings, Madera, Mariposa, Merced, Modoc, Plumas, San Bernardino, San Joaquin, San Luis Obispo, Santa Barbara, Shasta, Siskiyou, Stanislaus, Sutter, Trinity, Tulare, Tuolumne, and Yuba.
 - **12 Cities:** City of Live Oak (Sutter County), City of Lodi (San Joaquin County), City of Manteca (San Joaquin County), City of Montague (Siskiyou County), City of Porterville (Tulare County), City of Portola (Plumas County), City of Ripon (San Joaquin County), City of Santa Barbara (Santa Barbara County), City of Rancho Cucamonga (San Bernardino County), City of West Sacramento (Yolo County), City of Willits (Mendocino County) and the City of Fort Bragg (Mendocino County).

- **10 Tribes:** Cortina Indian Rancheria (Colusa County), Hoopa Valley Tribe (Humboldt County), Karuk Tribe (Siskiyou/Humboldt Counties), Kashia Band of Pomo Indians of the Stewarts Point Rancheria (Sonoma County), Picayune Rancheria of Chukchansi Indians (Madera County) Sherwood Valley Pomo Indian Tribe (Mendocino County), Tolowa Dee-ni' Nation (Del Norte County), Tule River Indian Tribe (Tulare County), Yocha Dehe Wintun Nation (Yolo County), and Yurok Tribe (Humboldt County).
- **12 Special Districts:** Carpinteria Valley Water District (Santa Barbara County), Goleta Water District (Santa Barbara County), Groveland Community Services District (Tuolumne County), Lake Don Pedro Community Services District (Mariposa Stanislaus County), Mariposa Public Utility District (Mariposa County), Meiners Oaks Water District (Ventura County), Montecito Water District (Santa Barbara County), Mountain House Community Service District (San Joaquin County), Nevada Irrigation District (Nevada County), Placer County Water Agency (Placer County), Tuolumne Utilities District (Tuolumne County), and Twain Harte Community Services District (Tuolumne County).
- **Water Agency Conservation Efforts:** The Association of California Water Agencies (ACWA) [has identified](#) several hundred local water agencies that have implemented water conservation actions. These water agencies [are responding to the drought](#) by implementing conservation programs, which include voluntary calls for reduced water usage and mandatory restrictions where water shortages are worst.

ACWA [released](#) a Drought Response Toolkit to assist water agencies as they take action to meet state-mandated water conservation target and communicate information about water use restrictions, enforcement and other issues with their customers, media and other audiences.

- **County Drought Taskforces:** A total of 33 counties have established drought task forces to coordinate local drought response. These counties include: Butte, Colusa, Glenn, Humboldt, Kern, Kings, Lake, Madera, Mendocino, Merced, Modoc, Monterey, Napa, Nevada, Orange, Placer, Plumas, Sacramento, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Siskiyou, Stanislaus, Solano, Sutter, Tehama, Trinity, Tulare, Tuolumne, and Yolo.
- **Tribal Taskforce:** A total of 7 tribes have established drought task forces to coordinate tribal drought response. These tribes include: Hoopa Valley Tribe (Humboldt County), Hopland Tribe (Mendocino County), Karuk Tribe (Siskiyou County), La Jolla Band of Luiseno Indians (San Diego County), Sherwood Valley Tribe (Mendocino County), Trinidad Tribe (Humboldt County), and Yurok Tribe (Humboldt and Del Norte County).

DROUGHT RELATED WEBSITES FOR MORE INFORMATION

[Drought.CA.Gov](#): California's Drought Information Clearinghouse

State's Water Conservation Campaign, [Save Our Water](#)
Local Government, [Drought Clearinghouse and Toolkit](#)

California Department of Food and Agriculture, [Drought Information](#)
California Department of Water Resources, [Current Water Conditions](#)
California Data Exchange Center, [Snow Pack/Water Levels](#)
California State Water Resources Control Board, Water Rights, [Drought Info and Actions](#)
California Natural Resources Agency, [Drought Info and Actions](#)
State Water Resources Control Board, Drinking Water, [SWRCB Drinking Water Program](#)
California State Water Project, [Information](#)

[U.S. Drought Monitor](#) for Current Conditions throughout the Region
[U.S. Drought Portal](#), National Integrated Drought Information System (NIDIS)
National Weather Service [Climate Predictor Center](#)
USDA Drought Designations by County [CA County Designations](#)
USDA Disaster and Drought Assistance Information [USDA Programs](#)
U.S. Small Business Administration Disaster Assistance Office