



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 15, 2025, 5:30 PM**

The City of Porterville provides access to view city council meetings electronically. Please note that this service is offered as a courtesy and may not always be accessible to the public. To ensure the opportunity to participate in public comments and scheduled public hearings, individuals must attend in person.

This meeting will be available for viewing via YouTube at
<https://www.youtube.com/@cityofporterville4149> ,

and via **Zoom** using the following information:
<https://us06web.zoom.us/j/81254858127?pwd=9uX1XUHINBIJ4fVfUtxeb0UxqKdpVP.1>

Or via Telephone: +1 669 900 6833 Webinar ID: 812 5485 8127 Passcode: 247039

Please direct any questions to the Office of City Clerk at 559-782-7464.

Call to Order

Roll Call

ORAL COMMUNICATIONS

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

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiators: Jason Ridenour and Yuliana Andrade. Employee Organizations: Porterville Safety Support Unit, Porterville Police Officers' Association, Porterville City Employees' Association.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Aldo Gutierrez. Agency claimed against: City of Porterville.
- 3** - 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 plaintiffs.
- 4** - 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 Rivas

Invocation

PRESENTATIONS

City Council Proclamations
Police and Fire Employee of the Year
Outstanding Business Honoree - ITC

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.

REPORTS

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

- I. City Commission and Committee Meetings
 1. Parks & Leisure Services Commission - April 3, 2025
 2. Library & Literacy Commission - April 8, 2025
 3. Arts Commission
 4. Animal Control Commission - April 10, 2025
 5. Youth Commission - April 9, 2025
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update - March 2025
 2. Spring Community Clean-Up Event

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. **Approval of Draft Minutes of April 1, 2025**
Re: Considering approval of the City Council draft Minutes of April 1, 2025.
2. **Authorization for Transit Bus Collision Repair**

Re: Consideration to authorize the transit bus repair by E.M Tharp at a cost not to exceed \$24,659.89

3. Authorization to Repair Plano Street Bridge

Re: Considering approval to initiate a purchase order to 99 Pipeline, Inc in the amount of \$124,123 for Plano Street Bridge repairs, with an additional \$12,412 is necessary for construction contingency and \$12,412 for construction management, surveying, quality control, and inspection services, bringing the total project cost to 148,947.

4. Authorization to Replace Radiator in Transit Bus #8193

Re: Considering approval for E. M. Tharp to replace the radiator in Transit Bus #8193 at a cost not to exceed \$5,616.33, inclusive of all parts, taxes, labor, and freight, including a ten percent (10%) contingency.

5. Authorization of Services – Fuel Island Secondary Containment Compliance Project at the Porterville Municipal Airport

Re: Consider the authorization of a not-to-exceed amount of \$60,170, inclusive of a 10% contingency, for engineering design and compliance support services related to the fuel island secondary containment upgrades at the Porterville Municipal Airport, under the Master Services Agreement (MSA) with Tartaglia Engineering.

6. Authorization to Execute Consultant Agreement - Tule River Tribe Village Corridor and Two Pedestrian Bridges Project

Re: Council to consider the authorization of a Consultant Service Agreement for environmental and design services for the Tule River Tribe Village Corridor and Two Pedestrian Bridges Project with 4Creeks, Inc. in the amount of \$770,697.

7. Authorization to Award Project - Henrahan Street Reconstruction Project

Re: Consideration to award the Henrahan Street Reconstruction Project located between Morton Avenue and Grand Avenue to 99 Pipeline, Inc. in the amount of \$907,307.20

8. Award of Contract for Transit Vehicle Wraps for the Porterville Transit Branding Refresh

Re: Consideration to award the contract for vehicle wrap services for the Porterville Transit Branding Refresh to Transit Media, Inc. in the amount of \$111,738.81.

9. Consideration of Phasing Improvements for the Navigation Center

Re: Consideration of approving the phasing of public improvements to the Porterville Navigation Center located at 140 S "C" Street, to include repairs to a non-compliant curb ramp, a new fire hydrant, and triple bin trash enclosure, and any future expansion including street trees and decorative streetlights.

10. Grant Deed of Easement and Related Agreement - APN 255-240-013

Re: Consideration to approve the draft resolution granting a driveway and access easement across city-owned parcel 255-240-013 located to the east of N. Main Street and north of Reid Avenue to Danny Henderson for the sum of \$1,000.00.

11. Authorization to Submit an Allocation Request for the 2024-2025 Low Carbon Transit Operations Program (LCTOP) Funding

Re: Council to consider authorizing the submission of an allocation request for FY 2024-2025 Low Carbon Transit Operations Program (LCTOP) funding in the amount of \$177,690 for the zero-fare program; consider approval of the LCTOP Allocation Request Form; and approve the Draft Resolution authorizing the submission of the LCTOP allocation request.

12. Request for Proclamation - Arbor Day

Re: Considering approval of a request to proclaim April 25, 2025, as "Arbor Day" in the City of Porterville.

13. Reclassification of Police Department Job Positions

Re: Consideration of approving the establishment of two (2) new positions within the Porterville Police Department, including one (1) Police Clerical Assistant and one (1) Administrative Assistant to the Chief of Police, and the unallocation of one (1) Universal Clerical Assistant III and one (1) Universal Administrative Assistant.

14. Status and Review of Declaration of Local Flood Emergency

Re: Review of the Declaration of Local Emergency made on March 13, 2023, concerning the significant weather event and impacts relative to flood event.

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

PUBLIC HEARINGS

15. 2025 Five-Year Consolidated Plan and 2025-2026 Action Plan for Investment of Community Development Block Grant (CDBG) Entitlement Funds

Re: Conduct a Public Hearing on the proposed 2025 Five-Year Consolidated Plan and 2025/26 Action Plan; and consider the adoption of a draft resolution approving the 2025 Five-Year Consolidated Plan and 2025/26 Action Plan.

16. Consideration of a Conditional Use Permit (CUP) for a Brewery at 152 N. Main Street

Re: A public hearing to receive public comments and consider the adoption of a draft resolution approving a Conditional Use Permit (PRC 2025-011-C) for a Type 23 – Small Beer Manufacturer Alcohol license for 152 N. Main Street.

17. Consideration of Conditional Use Permit and Vesting Tentative Subdivision Map for Pioneer Residential Development

Re: Consideration to adopt the draft resolution approving the Conditional Use Permit and adopt the draft resolution to adopt the vesting Tentative Subdivision Map for the future residential development of APN 245-540-053, on an approximately 1.89-acre parcel on the north side of Pioneer Avenue, East of Salisbury Street.

SCHEDULED MATTERS

18. Consideration of Appointments to the Charter Review Committee

Re: Council to consider the appointments to the Charter Review Committee.

19. Consideration of Cargo Container Regulations

Re: Council to provide direction on Resolution No. 14-2014 and 15-2014 concerning the regulations on the use of cargo/shipping containers and established permit review fees.

20. **Council Consideration and Establishment of Financial Assistance Program for Mixed-Metering**
Re: Council consideration and Establishment of Financial Assistance Program for Mixed-Metering for non-profits and commercial accounts with 0% interest financing.
21. **2025 KJUG Free Summer Concert Series Sponsor**
Re: Consider approval of City sponsorship of the 2025 KJUG Free Summer Concert Series with one concert date to be scheduled at an expense of \$2,000.
22. **On-Call Engineering & Surveying Consultants**
Re: Consider authorizing the first of two (2) allowed one-year extensions of the engineering and surveying consultants list or the distribution of a Request for Qualification to develop a new on-call engineering and surveying consultants list.
23. **On-Call Materials Testing Consultants**
Re: Consideration of the authorization of the first of two (2) allowed one-year extensions of the on-call materials testing consultants list and authorization of the distribution of a Request for Qualification to develop a new on-call materials testing consultants list.
24. **Consideration of Letter of Opposition to Senate Bill 634**
Re: Council to consider a draft letter of opposition to Senate Bill 634, which would prohibit state and local jurisdictions from adopting laws to address homelessness.

AB 1234 REPORTS

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

1. Eastern Tule Groundwater Sustainability Agency - April 3, 2025
2. Tule River Improvement JPA - April 7, 2025
3. Ad Hoc Heritage Committee - April 9, 2025
4. Porterville Flag Day Committee - April 9, 2025

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 6, 2025, at 5:30 p.m.

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, requesting electronic participation as an accommodation, 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 N. Main Street, Porterville, CA 93257, and on the City's website at www.ci.porterville.ca.us.



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: 1. Water Conservation Phase IV Status Update - March 2025

SOURCE: Public Works

COMMENT: The City has continued to implement an active water conservation approach, conserving water and providing flexibility to the community. As of October 1, 2024, the City transitioned from Phase III to Phase IV of its Water Conservation Plan. The plan applies to all municipal water users within or outside the city limits.

The Phase IV plan decreases outdoor watering to one day per week, with "odd" addresses allowed to water on Saturday and "even" addresses allowed to water on Sunday. Outdoor watering is prohibited between the hours of 5 a.m. to 10 a.m. and 5 p.m. to 10 p.m., with no watering allowed Monday through Friday. Watering outdoor landscaping is prohibited during and within forty-eight (48) hours of measurable rainfall, which is now defined as greater than 0.01 inch.

Violations of prohibited activities are considered infractions and are punishable by fines of up to \$500 each day the violation occurs. Any peace officer or employee of a public agency charged with enforcing laws and authorized to do so by ordinance may issue a citation to the violator. The City will respond to enforcement by issuing a Notice of Violation for all witnessed occurrences, and staff will process all reported issues. Enforcement statistics for March 2025 show that five (5) notices of violations were issued for water waste, and no administrative citations were issued.

Water production for March 2025 shows a fourteen percent (14%) decrease from the five-year average. The monthly production for March was 158 million gallons, which is a twenty-four percent (24%) decrease compared to March 2013, when it was 209 million gallons. Residential consumption for March 2025 was 59 gallons per capita per day (GPCD).

Compliance with individual water supplier conservation requirements is based on cumulative savings. Cumulative tracking means that conservation savings will be added together from one month to the next and compared to the amount of water used during the same months in 2013. City Staff will evaluate conservation totals in two formats: 1) Calculate the cumulative conservation totals for production as compared to production in 2013, and 2) Calculate cumulative conservation totals in relation to GPCD in efforts to evaluate population growth impacts on production as compared to 2013. The cumulative total production for the

City of Porterville's conservation efforts will be reflected from March 2015 through March 2025. Porterville's cumulative total production conservation through March 2025 is twenty percent (20%). The cumulative total of GPCD for the City of Porterville's conservation efforts will be reflected from March 2015 through March 2025. Porterville's cumulative total GPCD conservation through March 2025 is twenty-five percent (25%).

Under the February 2, 2016, emergency regulation, the City of Porterville received a revised conservation standard of twenty-eight percent (28%) with an additional two percent (2%) reduction for climate adjustment, making the City's conservation standard twenty-six percent (26%). After reviewing the Water Board's Self-Certification criteria for drought impacts on water supplies, the City Council approved maintaining a self-imposed standard of twenty-six percent (26%). The continuation of the current conservation goal keeps a standardized message that the City has worked to develop in public outreach, provides resiliency and capacity to ensure three years of supply under drought conditions, and meets the minimum twenty percent (20%) conservation standard defined in the City's Urban Water Management Plan, and assists the City in meeting the requirements of the Sustainable Groundwater Management Act (SGMA).

The State Water Board requires monthly reporting to track what agencies are doing and how they perform throughout the year. Proposed permanent regulations will require agency reporting to continue monitoring urban water conservation performance with preparedness to implement conservation standards as necessary. In 2018, the California State Legislature enacted Senate Bill (SB) 606 and Assembly Bill (AB) 1668 to establish guidelines for efficient urban water use and a framework for the implementation and oversight of new efficiency standards. On July 3, 2024, the State Water Resources Control Board adopted Resolution No. 2024-0019 to make Conservation a California Way of Life. Making Conservation a California Way of Life is a new way of managing urban water use. The State Water Board will consider a regulation that establishes unique efficiency goals for each Urban Retail Water Supplier in California and provides those suppliers with flexibility to implement locally appropriate solutions. As part of the state's all-of-the-above strategy to expand storage, develop new water supplies, and promote more efficient water use, this regulation seeks to cultivate long-term practices that help communities adapt to California's ongoing water challenges. The proposed regulation will lessen the need for the emergency water use reduction targets that were important in recent droughts. With this new resolution, it is a requirement to track indoor residential water use, which staff is currently in the process of implementing.

RECOMMENDATION: Information Only

- ATTACHMENTS:
1. Monthly Production Status March 2025
 2. Monthly Production Status GPCD March 2025
 3. Drought Response Phase IV Flyer

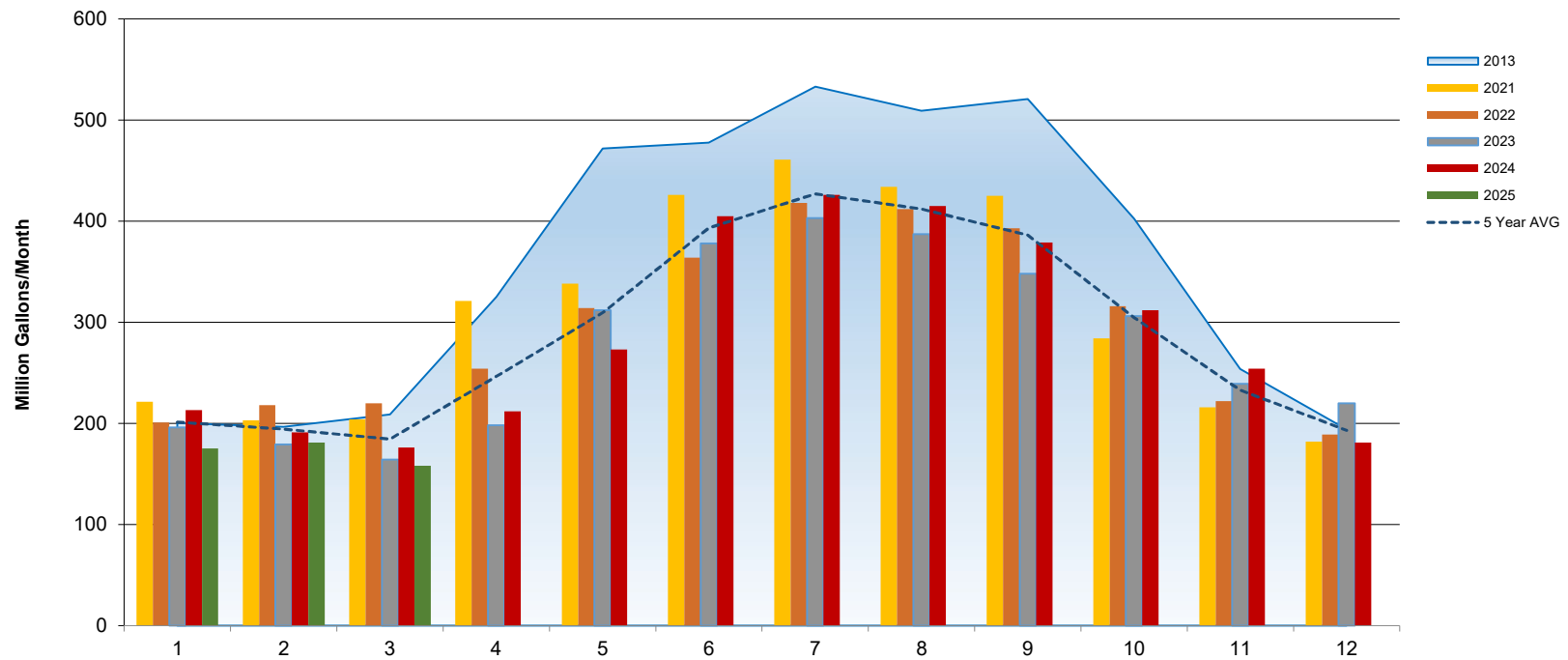
Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager

**Monthly Production Status & Cumulative Total June 2015 Through
March 2025 Production Comparison to 2013 & 5 Year Average**

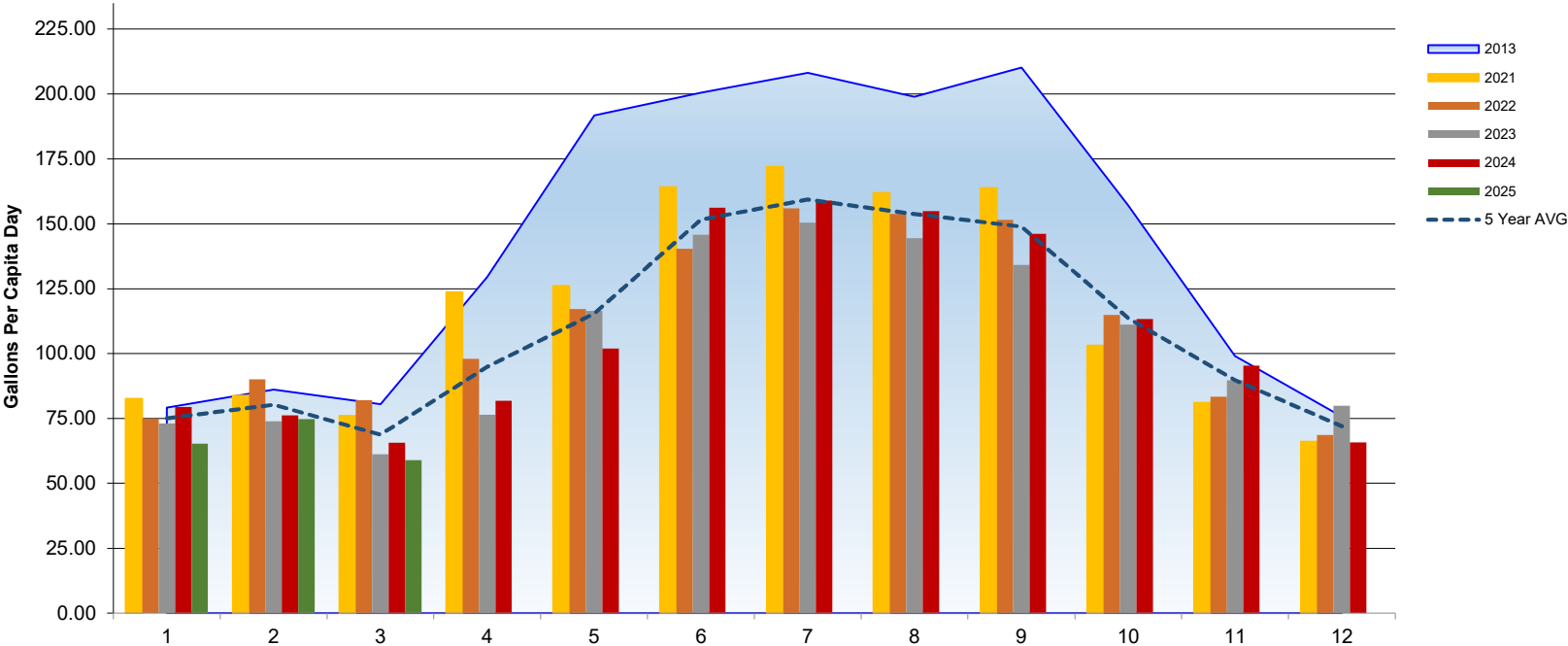


Production Cumulative Total 20%

2021	11%	3%	-2%	-1%	-28%	-11%	-14%	-15%	-18%	-29%	-15%	-6%
2022	0%	11%	5%	-22%	-33%	-24%	-22%	-19%	-25%	-21%	-13%	-3%
2023	-2%	-14%	-31%	-39%	-34%	-21%	-24%	-24%	-33%	-20%	-6%	13%
2024	6%	-3%	-16%	-35%	-42%	-15%	-20%	-18%	-27%	-22%	-1%	-7%
2025	-17%	-8%	-24%									

Percent Comparison to 2013 Production

Monthly Production Status & Cumulative Total June 2015 Through March 2025 Gallon Per Capita Day Comparison to 2013 & 5 Year Average



GPCD

Cumulative Total 25%

	2021	0%	4%	-3%	-5.4%	-4%	-34%	-18%	-17%	-19%	-22%	-34%	-18%
	2022	0%	-5%	4%	1.9%	-24%	-39%	-30%	-22%	-23%	-28%	-27%	-16%
	2023	-8%	-14%	-24%	-41%	-39%	-27%	-28%	-27%	-36%	-29%	-10%	6%
	2024	0%	-12%	-18%	-37%	-47%	-22%	-24%	-22%	-30%	-28%	-4%	-13%
	2025	-13%	-13%	-28%									

Percent Comparison to 2013 Production



DROUGHT RESPONSE Phase IV

Mandatory Odd/Even Watering Schedule, based on address. Residents will be allowed ONE day a week to water lawns and landscapes. No watering allowed Monday through 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 (>0.01 inches).

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 IV water conservation regulations could result in citations with fines up to \$500.

DROUGHT RESPONSE PHASE IV

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

Mandatory Odd/Even Watering Schedule

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

- Odd Address
- Even Address
- Outdoor Watering is Prohibited

ODD NUMBER ADDRESSES

If your address ends with an “odd” number, 1, 3, 5, 7, or 9, your watering day is Saturday *only*.

OR

EVEN NUMBER ADDRESSES

If your address ends with an “even” number, 0, 2, 4, 6, or 8, your watering day is 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
MONDAY THROUGH
FRIDAY.**



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: 2. Spring Community Clean-Up Event

SOURCE: Public Works

COMMENT: To encourage local property maintenance and beautification, the City sponsors two clean-up events every year, the first in the Spring and the second in the Fall. These events offer City residential refuse customers free disposal of general trash, mattresses, bulky items, wood waste, yard clippings, and e-waste at the City's Corporation Yard. City residents are required to bring a current City of Porterville refuse bill as proof of residency. Business or commercial waste is not allowed. Trailers will be limited to no longer than ten (10) feet, and participants will be required to unload their own vehicle. Items not accepted will include tires, refrigerators, oversized auto parts, and any type of hazardous waste.

The Spring clean-up event is scheduled for April 26, 2025, as approved by the City Council at its meeting on March 4, 2025. This event will occur from 8:00 a.m. until 2:00 p.m. As in the past, the events are open to all residents receiving City residential refuse service. The cost of this event is funded through the Solid Waste Operating Budget.

RECOMMENDATION: Information only

ATTACHMENTS: 1. Spring 2025 Clean Up Event Flyer Spanish
2. Spring 2025 Clean Up Event Flyer

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager

PRIMAVERA GRATIS

2025 EVENTO COMUNITARIO DE LIMPIEZA Y ELIMINACIÓN



PARA MAS INFORMACIÓN LLAME AL 559-782-7513 O VISITE WWW.CI.PORTERVILLE.CA.US



SÁBADO, ABRIL 26, 2025

DE 8:00 AM a 2:00 PM

555 N. PROSPECT ST., PORTERVILLE, CA 93257

REQUIERE FACTURA DE BASURA ACTUAL DE LA CIUDAD DE PORTERVILLE

Se limitarán las trailas a 10 pies.

Los participantes deben descargar su propio vehículo.

TENGA EN CUENTA: Solo clientes residenciales. No se permiten residuos de negocios o comerciales.

NO SE ADMITEN NIÑOS O MASCOTAS FUERA DE SU VEHÍCULO

ARTÍCULOS ACEPTABLES:

Basura: Ramas de Árboles, Ramas, Desechos de Jardín (No exceder 10 pies)

Desechos Domésticos: Basura Doméstica, Muebles, Chatarra, Colchones/Canapés

Residuos Electrónicos: Computadoras, Portátiles, Pantallas, Televisores, Celulares, Etc.

Construcción y Demolición: Cemento, Tierra, Madera

ARTÍCULOS INACEPTABLES:

Residuos Peligrosos Del Hogar (Pilas, Pinturas de Látex, Aceite y Filtros de Aceite, Lámparas

Fluorescentes, Llantas, Refrigeradores, Partes de autos de tamaño grande (Cabina, Plataforma de Camioneta, etc.)

RESIDUOS PELIGROSOS DOMÉSTICOS & ELECTRÓNICOS DEL CONDADE TULA-

**Evento de Limpieza ABRIL 12 en la Estación de Bomberos del Condado de Tulare,
22315 Ave 152, Porterville, 8:00 a.m. - 12:00 p.m.**

- No se aceptarán residuos agrícolas o empresariales, explosivos, materiales radiactivos, biorresiduos o amianto.
- Es contra la ley, que una persona transporte más de 15 galones o 125 libras de desechos peligrosos a una instalación móvil de colección.
- Para más información, llame al Departamento de Salud Ambiental del Condado de Tulare: (559) 624-7400 o visite www.tularecountveh.org
- Para obtener una lista de los centros de recolección de aceite usados cerca de usted, llame al 1-800-CLEANUP.

Se Puede Deshacerse de Estos Artículos Sin Costo Alguno:

- Computadoras/Pantallas
- Teléfonos Celulares/Televisores
- Baterías de Automóviles
- Fluidos y Anticongelantes para Automóviles
- Lámparas y Tubos Fluorescentes
- Químicos de jardín/ pesticidas
- Pilas
- Limpiadores Domésticos/Venenos
- Químicos para Piscina
- Pinturas/Disolventes/Contenedores de Aerosol
- Aceite y Filtros de Aceite/Gasolina

SPRING 2025 FREE COMMUNITY CLEAN-UP & DISPOSAL EVENT



FOR MORE INFORMATION CALL 559-782-7513 OR VISIT WWW.CI.PORTERVILLE.CA.US



SATURDAY, APRIL 26, 2025
FROM 8:00 AM to 2:00 PM
555 N. PROSPECT ST., PORTERVILLE, CA 93257

CURRENT CITY OF PORTERVILLE REFUSE BILL IS REQUIRED

Trailers will be limited up to 10 feet.

Participants will be required to unload their own vehicle.

PLEASE NOTE: City residents only. No county, business or commercial waste allowed.

NO CHILDREN OR PETS ALLOWED OUTSIDE OF YOUR VEHICLE

ACCEPTABLE ITEMS:

Greenwaste: Tree Limbs, Branches, Yardwaste (Not to exceed 10 feet)

Household Waste: Household Trash, Furniture, Scrap Metal, Mattress/Box Springs

E-Waste: Computers, Laptops, Monitors, Televisions, Cell Phones, Tablets.

Construction & Demolition: Concrete, Dirt, Wood

UNACCEPTABLE ITEMS:

Household Hazardous Waste (Batteries, Paint, Oil, Oil Filters, Fluorescent Bulbs),

Tires, Refrigerators, Oversized Auto Parts (Cab, truck bed, etc.)

TULARE COUNTY HOUSEHOLD HAZARDOUS & E-WASTE

APRIL 12th Clean-Up Event at Tulare County Fire Station,
22315 Ave 152, Porterville, from 8:00 a.m. to 12:00 p.m.

- No agricultural or business waste, explosives, radioactive materials, bio-waste, or asbestos will be accepted.
- By law, an individual may not transport more than 15 gallons or 125 pounds of hazardous waste to a mobile collection facility.
- For more information, call Tulare County Environmental Health: (559) 624-7400 or visit www.tularecountyeh.org
- For a list of used oil collection centers near you, call 1-800-CLEANUP

These Items May Be Disposed Of At No Cost:

- Computers/Monitors
- Cell Phones/Televisions
- Automotive Batteries
- Automotive Fluids & Anti-freeze
- Fluorescent Lamps & Tubes
- Garden Chemicals/ Pesticides
- Household Batteries
- Household Cleaners/Poisons
- Pool Chemicals
- Paints/Solvents/Aerosol Cans
- Used Motor Oil & Filters/
Gasoline



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Approval of Draft Minutes of April 1, 2025

SOURCE: Administrative Services

COMMENT: Presented for Council's approval are the draft Minutes of April 1, 2025.

RECOMMENDATION: That the Council approve the draft Minutes of April 1, 2025

ATTACHMENTS: 1. Draft Minutes of April 1, 2025

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Yuliana Andrade, Administrative Services Director

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 1, 2025, 5:30 PM**

Call to Order at 5:30 p.m.

Roll Call: Council Member AJ Rivas, Council Member Stan Green,
Council Member Raymond Beltran, Vice Mayor Ed McKervey,
Mayor Greg Meister

ORAL COMMUNICATIONS

- Eric Coyne, Tulare County District Representative for Senator Melissa Hurtado, spoke on behalf of the Senator's office stating that he is available if the council has any questions related to Item No. 33.

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

1 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 255-240-013. Agency Negotiator: Jason Ridenour. Negotiating Parties: City of Porterville and Danny Henderson. Under Negotiation: Terms and Price.

2 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiators: Jason Ridenour and Yuliana Andrade. Employee Organizations: Porterville City Employee Association, Porterville Safety Support Unit, and Porterville Police Officer Association.

3 - Government Code Section 54956.95 – Liability Claim: Claimant: Josefina Pacheco. Agency claimed against: City of Porterville.

4 - Government Code Section 54956.95 – Liability Claim: Claimant: Mireya Robledo. Agency claimed against: City of Porterville.

5 - Government Code Section 54956.95 – Liability Claim: Claimant: Amanda Wingfield. Agency claimed against: City of Porterville.

6 - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation: Three (3) cases in which facts are not yet known to potential plaintiffs.

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

**6:29 P.M. RECONVENE OPEN SESSION AND REPORT ON REPORTABLE ACTION
TAKEN IN CLOSED SESSION**

City Attorney Lew reported action pertaining to A-3, A-4, and A-5, as follows:

A-3, A-4, On a MOTION made by Vice Mayor McKervey, and SECONDED by Council
A-5. Member Rivas, the City Council unanimously rejected the claims filed by Josefina Pacheco, Mireya Robledo, and Amanda Wingfield.

Documentation: M.O. 01-040125

Disposition: Claims rejected.

The Pledge of Allegiance was led by Mayor Meister.

Invocation – a member of the public came forward and gave an invocation.

PRESENTATIONS

Employee of the Month - Alex Pollock
Employee Service Awards

ORAL COMMUNICATIONS

- Sherri Shields, Porterville, inquired about the actions the council is taking to address homelessness in the city.
- Kathleen Harris, Porterville, shared her experience regarding the city's response to her concerns about inadequate and unprofessional refuse service.
- Brock Neeley, Porterville, provided documentation to the council outlining the legal restrictions related to parental rights in California.
- Rafaela Woods, Porterville, informed the council of upcoming events in the city.
- David Jimenez and Celeste Lemus from Granite Hills High School discussed their school program's efforts to address local issues, particularly focusing on the poor conditions of Murry Park.
- Taha Saleh, Porterville, expressed concerns about the handling of the City Manager recruitment process.
- Betty Luna, Family Crisis Center, reminded the public that April is Child Abuse Prevention Month and asked the council to consider hanging blue ribbons along Main Street on the light poles.
- David Horowitz, Porterville, expressed his approval of the extension of the City Manager recruitment process, noting the city has experienced poor management for many years.
- Greg Shelton, Porterville, spoke on proposed changes to the development ordinance.
- Dr. Simmonds, Porterville, addressed the council regarding decisions on meter issues with nonprofit organizations.

CONSENT CALENDAR

Vice Mayor McKervey requested that Item Nos. 1, 7, and 22 be pulled for further discussion.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Vice Mayor McKervey that the City Council approve Items Nos. 2-6, 8-21, and 23-25.

AYES: Rivas, Green, McKervey, Meister
NOES: Beltran
ABSTAIN: None
ABSENT: None

2. AUTHORIZATION TO REPAIR PORTER ROAD BRIDGE

Recommendation: That the City Council:

1. Direct the Finance Director to initiate a purchase order to Romanazzi General Engineering in the amount of \$127,700;
2. Authorize progress payments up to one hundred percent (100%) of the contract amount;
3. Authorize a ten percent (10%) contingency to cover unforeseen costs; and
4. Authorize an additional ten percent (10%) for construction management, surveying, quality control and inspection services.

Documentation: M.O. 02-040125

Disposition: Approved.

3. AUTHORIZATION TO REPAIR WESTWOOD STREET BRIDGE AT THE PORTER SLOUGH

Recommendation: That the City Council:

1. Direct the Finance Director to initiate a purchase order to Steelex Industrial in the amount of \$14,935;
2. Authorize progress payments up to one hundred percent (100%) of the contract amount;
3. Authorize a ten percent (10%) contingency to cover unforeseen costs; and
4. Authorize an additional ten percent (10%) for construction management, surveying, quality control and inspection services.

Documentation: M.O. 03-040125

Disposition: Approved.

4. AUTHORIZATION TO ADVERTISE FOR BIDS - FOURTH STREET WATER REPLACEMENT PROJECT

Recommendation: That the City Council:

1. Authorize staff to advertise for bids on the project;
2. Authorize an appropriation of Water Replacement funds in the amount of \$635,235;

3. Authorize the City Engineer to negotiate construction surveying services with one of the firms as approved by Council MO #04-041922; and
4. Authorize the City Engineer to negotiate materials testing services with one of the firms as approved by Council MO#09-081523.

Documentation: M.O. 04-040125

Disposition: Approved.

5. AUTHORIZATION TO ADVERTISE FOR BIDS - PAVEMENT PRESERVATION PROJECT

Recommendation: That the City Council:

1. Authorize staff to advertise for bids on the project;
2. Authorize the City Engineer to negotiate construction surveying services with one of the firms as approved by Council MO #04-041922; and
3. Authorize the City Engineer to negotiate materials testing services with one of the firms as approved by Council MO#09-081523.

Documentation: M.O. 05-040125

Disposition: Approved.

6. AUTHORIZATION TO DISTRIBUTE A REQUEST FOR PROPOSALS (RFP) FOR THE TRANSIT CENTER RENOVATION PROJECT

Recommendation: That the City Council authorize staff to distribute a Request for Proposals (RFP) for the Transit Center Renovation Project.

Documentation: M.O. 06-040125

Disposition: Approved.

8. CONSENT TO SUBLET - LOT NO. 32C AT THE PORTERVILLE MUNICIPAL AIRPORT

Recommendation: That the City Council:

1. Authorize the Lessee, Michael Quatacker and Debbie Quatacker, to sublet airport hangar on Lot No. 32C at the Porterville Municipal Airport to Adryel Levis commencing on March 1, 2025 and expiring on February 28, 2027; and
2. Authorize the Mayor to sign the City's Consent to Sublet Airport Hangar Lot No. 32C on behalf of the City.

Documentation: M.O. 07-040125

Disposition: Approved.

9. CONSENT TO SUBLET - LOT NO. 34E AT THE PORTERVILLE MUNICIPAL AIRPORT

Recommendation: That the City Council:

1. Authorize the Lessee, Michael Quatacker and Debbie Quatacker, to sublet airport hangar on Lot No. 34E at the Porterville Municipal Airport to Angel and Lorena Leon, on a month-to-month tenancy, commencing on March 1, 2025; and
2. Authorize the Mayor to sign the Lessor's Consent to Sublet Airport Hangar Lot No. 34E on behalf of the City.

Documentation: M.O. 08-040125

Disposition: Approved.

10. REQUEST FOR PROCLAMATION - PARENTAL RIGHTS MONTH

Recommendation: That the City Council consider approval of the request to proclaim the month of April as "Parental Rights Month" in the City of Porterville.

Documentation: M.O. 09-040125

Disposition: Approved.

11. REQUEST FOR PROCLAMATION - FRONTLINE WORKER APPRECIATION MONTH

Recommendation: That the City Council consider approval of the request to proclaim the month of May as "Frontline Worker Appreciation Month" in the City of Porterville.

Documentation: M.O. 10-040125

Disposition: Approved.

12. REQUEST FOR PROCLAMATION - EASTER HOLIDAY WEEK - BLESSINGS OF LIBERTY

Recommendation: That the City Council consider approval of the request to proclaim "Easter Holiday Week" in the City of Porterville.

Documentation: M.O. 11-040125

Disposition: Approved.

13. REQUEST FOR PROCLAMATION - HOLY WEEK - CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

Recommendation: That the City Council consider approval of the request to proclaim "Holy Week" in the City of Porterville.

Documentation: M.O. 12-040125

Disposition: Approved.

14. REQUEST FOR PROCLAMATION - EASTER HOLIDAY WEEK -
PORTERVILLE CHURCH OF CHRIST

Recommendation: That the City Council consider approval of the request to proclaim "Easter Holiday Week" in the City of Porterville.

Documentation: M.O. 13-040125

Disposition: Approved.

15. REQUEST FOR PROCLAMATION - HOLY WEEK - PORTERVILLE
CHURCH OF GOD

Recommendation: That the City Council consider approval of the request to proclaim "Holy Week" in the City of Porterville.

Documentation: M.O. 14-040125

Disposition: Approved.

16. REQUEST FOR PROCLAMATION - EASTER HOLY WEEK -
PORTERVILLE CHURCH OF THE NAZARENE

Recommendation: That the City Council consider approval of the request to proclaim "Easter Holy Week" in the City of Porterville.

Documentation: M.O. 15-040125

Disposition: Approved.

17. APPROVAL OF REVISED STREET CLOSURES AND EVENT MAP -
PORTERVILLE CHAMBER OF COMMERCE - SPRING FESTIVAL -
APRIL 5, 2025

Recommendation: That the City Council approve the revised street closures and event map for the Porterville Chamber Spring Festival scheduled for Saturday, April 5, 2025.

Documentation: M.O. 16-040125

Disposition: Approved.

18. APPROVAL OF COMMUNITY CIVIC EVENT - CHILDREN'S MIRACLE NETWORK - CITY COLOR RUN/WALK - APRIL 26, 2025

Recommendation: That the City Council approve the Community Civic Event Application submitted by the Children's Miracle Network to hold the "City Color Run/Walk" event on Saturday, April 26, 2025, subject to the requirements and restrictions contained in the Application and Agreement, Exhibit A, Exhibit B, Exhibit C and Outside Amplifier Permit.

Documentation: M.O. 17-040125

Disposition: Approved.

19. APPROVAL OF COMMUNITY CIVIC EVENT - PARENTING NETWORK - CALLING ALL SUPERHEROES - APRIL 30, 2025

Recommendation: That the City Council approve the Community Civic Event Application submitted by the Parenting Network, to hold the "Calling All Superheroes" event on Wednesday, April 30, 2025, subject to the requirements and restrictions contained in the Application and Agreement, Exhibit A, Exhibit B and Outside Amplifier Permit.

Documentation: M.O. 18-040125

Disposition: Approved.

20. APPROVAL OF COMMUNITY CIVIC EVENT - COMISION HONORIFICA MEXICANA AMERICANA INC - ANNUAL CINCO DE MAYO PARADE AND SUNDAY FIESTA - MAY 3 - 4, 2025

Recommendation: That the City Council approve the Community Civic Event Application submitted by the Comision Honorifica Mexicana Americana, Inc., to hold the Annual Cinco de Mayo Celebration Parade and Fiesta on May 3 and 4, 2025, subject to the requirements and restrictions contained in the Application and Agreement, Exhibit A, Exhibit B, Exhibit C and Outside Amplifier Permit.

Documentation: M.O. 19-040125

Disposition: Approved.

21. APPROVAL OF COMMUNITY CIVIC EVENT - PINK HEALS TULARE COUNTY CHAPTER AND ROLLIN' RELICS CAR CLUB - ROLLIN' RELICS CAR SHOW - MAY 10, 2025

Recommendation: That the City Council approve the Community Civic Event Application submitted by the Pink Heals Tulare County Chapter and Rollin' Relics Car Club, to hold the "Rollin' Relics Car Show" event on Saturday, May 10, 2025, subject to the requirements and restrictions contained in the Application and Agreement, Exhibit A, Exhibit B, Exhibit C and Outside Amplifier Permit.

Documentation: M.O. 20-040125

Disposition: Approved.

23. AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING PROPOSED 2025 PUBLIC TRANSPORTATION SERVICE CHANGES

Recommendation: That the City Council:

1. Direct the City Clerk to schedule and notice a Public Hearing for May 6, 2025, at 6:30 p.m. in the City Council Chambers regarding proposed changes to public transportation services; and
2. Direct staff to send out notices to stakeholders in accordance with all applicable regulatory requirements to ensure meaningful public participation in the process.

Documentation: M.O. 21-040125

Disposition: Approved.

24. APPROVAL OF MEASURE R PROGRAM SUPPLEMENT TO COOPERATIVE AGREEMENT - TRAIL MAINTENANCE

Recommendation: That the City Council:

1. Approve the attached Resolutions in support of the Program Supplements to the Cooperative Agreement;
2. Authorize the Mayor and City Clerk to execute the Program Supplements; and
3. Authorize the City Clerk to forward the executed Program Supplements to TCAG for approval.

Documentation: Resolution No. 30-2025

Disposition: Approved.

25. STATUS AND REVIEW OF DECLARATION OF LOCAL FLOOD EMERGENCY

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

Documentation: M.O. 22-040125

Disposition: Approved.

SCHEDULED MATTERS

26. CONSIDERATION OF APPOINTMENT TO THE ARTS COMMISSION

Recommendation: That the City Council consider the appointment of Yesenia Ascencio to the City's Arts Commission, and direct staff to continue to solicit individuals to serve.

Interim City Manager Jason Ridenour introduced the item, and Administrative Services Director Yuliana Andrade presented the staff report.

COUNCIL ACTION: MOVED by Mayor Greg Meister, SECONDED by Council Member AJ Rivas that the City Council approve the appointment of Yesenia Ascencio to the City's Arts Commission for a term set to expire in July 2026. The motion carried unanimously.

Documentation: M.O. 23-040125

Disposition: Approved.

27. CONSIDERATION OF APPOINTMENTS TO THE DOWNTOWN PORTERVILLE COMMITTEE

Recommendation: That the City Council consider the appointments to the Downtown Porterville Committee.

Interim City Manager Ridenour introduced the item, and Administrative Services Director Yuliana Andrade presented the staff report.

COUNCIL ACTION: MOVED by Vice Mayor McKervery, SECONDED by Council Member Green that the City Council approve the appointments of Larisa Fry, David Horowitz, Catie Adams-Puett, Robert Taylor, and Sam Zenz to serve on the Downtown Porterville Committee.

AYES: Rivas, Green, McKervery, Meister

NOES: Beltran

ABSTAIN: None

ABSENT: None

Documentation: M.O. 24-040125

Disposition: Approved.

28. NOMINATION OF REPRESENTATIVE TO TULARE COUNTY CALIFORNIA IDENTIFICATION SYSTEM (CAL-ID) AND REMOTE ACCESS BOARD (RAN BOARD)

Recommendation: That the City Council select a preferred candidate to nominate for appointment by the City Selection Committee as the City Mayor Member to the County of Tulare CAL-ID/RAN Board.

Interim City Manager Ridenour introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Rivas that the City Council nominated and approved Mayor Meister for appointment by the City Selection Committee last the City Mayor Member to the County of Tulare CAL-ID/RAN Board. The motion carried unanimously.

Documentation: M.O. 25-040125

Disposition: Approved.

29. AUTHORIZATION TO PURCHASE A "HAPPY EASTER" BANNER FOR MAIN STREET

Recommendation: That the City Council approve the purchase of a "Happy Easter" banner for Main Street, to be paid out of the Community Promotion budget.

Interim City Manager Ridenour introduced the item and Parks and Leisure Services Director Donnie Moore presented the staff report.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Vice Mayor McKervery that the City Council approved the purchase of a "Happy Easter" banner for Main Street, to be paid from the Community Promotions Budget. The motion carried unanimously.

Documentation: M.O. 26-040125

Disposition: Approved.

30. CONSIDERATION OF AIRPORT LEASE AGREEMENT – LOT NO. 9

Recommendation: That the City Council review the information provided and provide direction as appropriate, including consideration of the following actions:

1. Consider waiving the applicability of the conditions outlined in Porterville Charter Section 68 specific to this lease renewal;
2. Consider approving the Updated Draft Lease Agreement between the City of Porterville and Arrow Falcon Exporters, Inc. for Lot No.

- 9 at the Porterville Municipal Airport, for a term of ten (10) years, commencing March 1, 2025, and expiring February 28, 2035, at an annual rate of \$3,915.00 with annual CPI adjustments; and
3. Authorize the Mayor to execute the Lease Agreement on behalf of the City, subject to final review and approval by the City Attorney.

Interim City Manager Ridenour introduced the item and Transportation Director Richard Tree presented the staff report.

Vice Mayor McKerverey expressed that the inclusion of Section 68 in the lease agreement does not change the charter and may be redundant. While he appreciates the terminology, he noted that the phrase "at the pleasure to repossess the premises" could be off-putting. He suggested that the language should include a cause or reason for repossession, which would improve the clause.

City Attorney Lew explained that, according to the city charter, the language must be included as it is directly from the charter. However, she acknowledged the Vice Mayor's concerns and mentioned that previous attempts to remove this language from the charter had been unsuccessful. She proposed that this time, a modification could be pursued to make it more acceptable, possibly requiring adjustments for approval by the public. She also noted that in her time with the city, this language has never been invoked or utilized.

Consensus was reached to modify Section 2 of the agreement based on the City Attorney's recommendations, adding language that Section 68 will apply unless repealed or revised during the term of the agreement.

COUNCIL ACTION: MOVED by Vice Mayor McKerverey, SECONDED by Mayor Meister that the City Council approved the updated and amended Draft Lease Agreement between the City of Porterville and Arrow Falcon Exporters, Inc. for Lot No. 9 at the Porterville Municipal Airport, for a term of ten (10) years commencing March 1, 2025, and expiring February 28, 2035 at an annual rate of \$3,915.00 with annual CPI adjustments, and amendments related to Section 68. The motion carried unanimously.

Documentation: M.O. 27-040125

Disposition: Approved.

31. COUNCIL CONSIDERATION AND IMPLEMENTATION OF FINANCIAL ASSISTANCE PROGRAM FOR MIXED-METERING

Recommendation: That the City Council:

1. Consider implementing a financial assistance program that provides complete coverage for non-profit organizations through the General Fund, with no repayment obligation and provide direction on funding amount and source;

2. Consider a three-year, zero-percent interest repayment program for commercial accounts from the Water Replacement Fund and provide direction on funding amount; and
3. Direct staff to bring forth a draft Resolution at a future meeting to establish the non-profit grant program and commercial property loan program based on Council's direction.

Interim City Manager Ridenour introduced the item and Assistant City Manager Michael Knight presented the staff report.

After a lengthy discussion on the funding sources for both programs, and with some council members expressing reservations about the high allocation of funds, the Council directed staff to bring back three separate resolutions: one for the Non-Profit Grant Program, to be funded by the Budget Stabilization Reserve Fund or Special Purposes Reserve Fund, at \$100,000.00, with no repayment obligation, and the other for the Commercial Account Repayment Program, to be funded from the Water Replacement Fund with participants repaying the full cost of installation over a three-year period at zero percent interest.

Documentation: None

Disposition: Direction given.

32. CONSIDERATION OF CONTINUATION OF THE ZERO-FARE PROGRAM

Recommendation: That the City Council consider the future of the Zero-Fare Program and take the following actions:

1. Provide Direction on whether to continue or conclude the Zero-Fare Program beyond June 30, 2025; and
2. If the program is continued, direct staff to utilize the City's FY 2024–2025 LCTOP allocation of \$177,690 to support the continuation of fare-free service;

or

3. If the program is discontinued, direct staff to:
 - a. Continue participating in regional transit coordination efforts to support the long-term goal of a unified regional fare collection system; and
 - b. Return at a future City Council meeting with an item for consideration regarding fare collection equipment and mobile/digital fare payment technology.

Interim City Manager Ridenour introduced the item and Transportation Director Richard Tree presented the staff report.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Vice Mayor McKervery that the City Council approved the continuance of the Zero-Fare Program beyond June 30, 2025, and approve the utilization of the

City's FY 2024-2025 LCTOP allocation of \$177,690 to support the continuation of fare-free service, and reevaluate the program in the month of August 2025. The motion carried unanimously.

Documentation: M.O. 28-040125

Disposition: Approved.

33. AMENDMENT TO CONSULTANT SERVICES CONTRACT -
EMERGENCY OPERATIONS CENTER

Recommendation: That the City Council:

1. Authorize the Engineering & Project Management Director to execute the Consultant Service Agreement for the design of the Station 71/Emergency Operations Center Project and the design of the remodel of Centennial Plaza with COAR Design Group in the amount of \$1,140,250;
2. Authorize a design contract contingency in the amount of \$114,025;
3. Provide direction to staff on whether the add alternate portion of the contract for the future design work at Centennial Plaza should be included and, if so, authorize an appropriation of Measure I Funds in the amount of \$60,500 to cover the cost of the added work and contingency; and
4. Authorize progress payments up to one hundred percent (100%) of the contract amount.

Interim City Manager Ridenour introduced the item and Engineering and Project Management Director Javier Sanchez presented the staff report.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member AJ Rivas that the City Council approve the execution of the Consultant Service Agreement for the design of the remodel of Centennial Plaza with COAT Design Group in the amount of \$1,140,250.00, and approve the contract contingency in the amount of \$114,025.00. The motion carried unanimously.

Documentation: M.O. 29-040125

Disposition: Approved.

At 9:00 p.m. Council took a fifteen-minute recess.

1. APPROVAL OF MEASURE R PROGRAM SUPPLEMENTS TO THE
COOPERATIVE AGREEMENT - BRIDGE REPAIRS

Recommendation: That the City Council:

1. Approve the attached Resolutions in support of the Program Supplements to the Cooperative Agreement totaling \$2,000,000;
2. Authorize the Mayor and City Clerk to execute the Program Supplements; and
3. Authorize the City Clerk to forward the executed Program Supplements to TCAG for approval.

Interim City Manager Ridenour introduced the item and presented the staff report.

Vice Mayor McKervey expressed surprise and concern over damage to the bridge, which he attributed to homelessness in the area. He highlighted the financial burden on the city—approximately \$2 million for repairs—suggesting it's a direct result of people living under the bridge. He pointed out that the city already spends millions of dollars annually on homelessness services like the navigation center and the armory. Vice Mayor McKervey emphasized the broader impact on staff, local businesses, and public safety, estimating the cost per household and individual. He urged the public to consider the trade-offs, arguing that taxpayers are heavily affected and that the funds could have been used for other infrastructure projects, like building 20 miles of road.

Mayor Meister stated that the cost to repair the bridge is significant and noted that the funds could have been used for other projects, stating the bridge itself was in good condition until individuals started to damage it from the bottom.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Vice Mayor McKervey that the City Council approve the attached resolutions in support of the Program Supplements to the Cooperative Agreement totaling \$2,000,000.00. The motion carried unanimously.

Documentation: Resolution No. 27-2025 (Plano Street Bridge)
Resolution No. 28-2025 (Porter Road Bridge)
Resolution No. 29-2025 (Westwood Street Bridge)

Disposition: Approved.

7. AMENDMENT TO CONSULTANT SERVICES CONTRACT - BASEBALL FIELD DESIGN PROJECT

Recommendation: That the City Council:

1. Authorize the Engineering & Project Management Director to execute Addendum No. 1 to the QK, Inc Service Agreement at an agreed upon fee of \$89,250 for the design of the second baseball field;
2. Authorize the Engineering & Project Management Director to execute Addendum No. 2 to the QK, Inc Service Agreement at an agreed upon fee of \$15,900 for the design of the Sports Complex master plan layout of the improvements defined by the Parks Master Plan;

3. Authorize an appropriation of \$89,250 from federal American Rescue Plan Act (ARPA) funds;
4. Authorize an appropriation of \$15,900 from Measure I; and
5. Authorize progress payments up to one hundred percent (100%) of the contract amount.

Interim City Manager Ridenour introduced the item and presented the staff report.

Vice Mayor McKervey expressed hope that the revised design would allow for two playoff-quality fields instead of just one, as proposed in the original plan. He emphasized his desire for a more competitive, destination-style facility with bleachers and concessions and asked that these preferences be reflected in the new agreement.

Council Member Rivas inquired whether the design includes additional parking spaces and if that would impact the potential expansion of the baseball fields. Staff explained that future parking improvements could be considered as part of the Master Plan site plan.

Council Member Beltran noted that since funding is already allocated for one baseball field, it makes sense to invest additional funds for a second field. However, he expressed concern that the facility could be perceived as a baseball-only complex, which would limit its use due to baseball being a seasonal sport. While he supports expanding the field's use, he emphasized the importance of community input to ensure the project aligns with local needs rather than just catering to external demands. He stated his support for the plan but cautioned against restricting its use solely to baseball.

COUNCIL ACTION: MOVED by Council Member Beltran, SECONDED by Mayor Meister that the City Council approve the execution of Addendum No. 2 to the QK, Inc. Service Agreement at an agreed upon fee of \$15,900.00 for the design of the Sports Complex master plan layout of the improvements defined by the Parks Master Plan, authorize an appropriation of \$89,250.00. from federal American Rescue Plan Act (ARPA) funds, and authorize an appropriation of \$15,900.00 from Measure I. The motion carried unanimously.

Documentation: M.O. 30-040125

Disposition: Approved.

22. CONSIDERATION OF AUTHORIZATION OF ADDITIONAL FUNDS FOR MAIN STREET PROJECT

Recommendation: That the City Council:

1. Approve the upgrade of the trees to be replaced on Main Street from 24" box trees to 48" box trees; and

2. Appropriate Measure I funding in the amount of \$187,120.90 to cover the cost of the larger trees.

Interim City Manager Ridenour introduced the item and presented the staff report.

Vice Mayor McKervey sought clarification on additional funds for Main Street, noting that the money would be used to plant trees on the north side. He explained that removing mature trees, valued at \$8,000 each, had added cost to the project. He emphasized the need for public understanding of the changes.

Staff confirmed that the amendment involves replacing the trees with larger species (48-inch boxes) where possible, which will incur higher costs for both the trees and installation. The goal is to amend the budget for the acquisition and installation of the larger trees, not to add more trees on the opposite side.

Vice Mayor McKervey asked about the original plan, and staff clarified that it had changed after an arborist identified diseased trees for removal. A storm caused a healthy tree to fall, prompting a reevaluation and the decision to replace all the trees.

Council Member Beltran made a motion to reduce the large expense and not approve the 48" box trees. The motion died for lack of a second.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Rivas that the City Council approve the upgrade of the trees to be replaced on Main Street from 24" box trees to 48" box trees.

AYES: Rivas, Green, McKervey, Meister
NOES: Beltran
ABSTAIN: None
ABSENT: None

Documentation: M.O. 31-040125

Disposition: Approved.

AB 1234 REPORTS

1. Tulare County Task Force on Homelessness - March 19, 2025

Council Member Rivas reported on the approval of Minutes and a presentation of the opening of Jackson House in Tulare, CA.

2. Tulare County Economic Development Corp. (TCEDC) - March 26, 2025

Mayor Meister stated he was unable to attend the meeting but attended the Summit that was held. He reported that the summit was eye-opening and provided statistics that were presented at the Summit.

Interim City Manager Ridenour reported that there was no quorum at the scheduled meeting, but a presentation was provided by the San Joaquin Valley Air Pollution Control District.

3. Porterville Groundwater Sustainability Agency - March 27, 2025

Mayor Meister reported on the attendees and public comments made during the meeting and discussed the formation of the Groundwater Sustainability Agency and the appointment of its Board Members.

Vice Mayor McKervey expressed that there was good participation from members of the public and stated he looks forward to seeing how the agency develops in the future.

4. Tulare County Association of Governments Board Training - March 27, 2025

Council Member Rivas stated that the meeting was very enlightening and provided a lot of information on how budgets are allocated.

ORAL COMMUNICATIONS

- Sherri Shields, Porterville, explained the reason behind her crossed arms during the meeting and shared her experience visiting the Temporary Evacuation Point and Shelter.
- Dawn Bennett, Porterville, expressed concerns about not being considered for the Downtown Porterville Committee.
- Brock Neeley, Porterville, stated that the Vice Mayor disparaged Council Member Beltran for voting against a particular item and emphasized that Council Member Beltran has the right to change his mind and offer input after the fact.
- Taha Saleh, Porterville, expressed support for the approval of Item No. 7, thanked the Council for establishing the Downtown Porterville Committee, and provided information on upcoming events.

OTHER MATTERS

- Council Member Beltran spoke of his phone interaction with Ms. Shields, and recent events he attended, such as the Exchange Club First Responders Recognition Dinner and Wall of Fame Ceremony.
- Council Member Rivas thanked staff for preparing the agenda and stated that the city is moving in the right direction.
- Council Member Green spoke of the potential of assisting the Jackass Mail Run with financial support.
- Vice Mayor McKervey spoke of upcoming events such as the Wagon master Dance, his visit to the Tule River Parkway, and a little league outing. He also spoke of comments made by the public regarding the development code and of the possibility of having a study session to review the code.
- Mayor Meister stated city staff has taken strides in regulation cuts, and spoke of his attendance at the Public Safety Dinner, ITC's recognition for Outstanding Business, the American Legion 106th Birthday, the Wall of Fame Ceremony, and lauded the efforts of the Police Department on their efforts addressing homelessness. He also requested that the city council consider the following motion:

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Beltran that the City Council approve Mayor Meister's request to review the regulations and code related to cargo containers.

AYES: Rivas, Green, Beltran, Meister

NOES: None

ABSTAIN: McKervery

ABSENT: None

Documentation: M.O. 32-040125

Disposition: Approved.

- Interim City Manager Ridenour invited the public to join the city in their groundbreaking event for the Community Center and Park.

CLOSED SESSION

None.

ADJOURNMENT

The Council adjourned at 10:27 p.m. to the meeting of April 15, 2025, at 5:30 p.m.

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

SEAL

Greg Meister, Mayor



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization for Transit Bus Collision Repair

SOURCE: Public Works

COMMENT: Vehicle #8177, an active transit bus, was involved in a traffic collision on January 30, 2025. The bus has approximately two (2) years of remaining active service life, and its repair is necessary for the transit operation over the next two years.

Staff is requesting authorization to proceed with repairs through E.M. Tharp, Inc., the nearest heavy-duty repair service center equipped with a paint booth large enough to accommodate a transit bus. E.M. Tharp is a local company, and utilizing their services will help avoid the additional costs and delays associated with towing the vehicle to similar service providers outside of Porterville. These additional towing expenses would offset any potential savings from using out-of-town repair facilities, ultimately increasing the total cost of the project.

The estimated cost for the repair is \$24,659.89, which includes all parts, labor, taxes, and a 10% contingency. The City is actively pursuing subrogation from the at-fault driver's insurance company. In the interim, funds are available in the Transit Maintenance Budget to cover the repair costs.

RECOMMENDATION: That the City Council:

1. Authorize the transit bus repair by E.M. Tharp, Inc. at a cost not to exceed \$24,659.89 (inclusive of all parts, taxes, labor, and a 10% contingency); and
2. Direct the Finance Director to initiate a Purchase Order to E.M. Tharp for an amount not to exceed \$24,659.89 (inclusive of all parts, taxes, labor, and a 10% contingency); and
3. Direct the Finance Director to make payment to E.M. Tharp upon receipt of an invoice approved by the Public Works Director.

ATTACHMENTS: 1. Estimate #8177

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager

Quotation

City of Porterville

555 N. Prospect
Porterville, CA 93257
Phone: 559 782-7517
Fax: 559 791-7700

DATE: March 19, 2025
Quote # 103
FOR: Transit Bus #8177
BILL TO: Transportation Department
555 N. Prospect St.
Porterville, CA 93257
Phone (559) 201-0772

DESCRIPTION	AMOUNT
900151 - Mirror head remote led 15" curbside	\$1,252.29
48010001 - Window drivers 3/4 slider	\$5,238.66
48200101 - Windshield roadside	\$841.07
48200201 - Windshield curbside	\$841.07
Paint materials	\$1,070.00
Labor to straighten hoop frame, repair compartment door & lower driver side panel,	\$12,070.00
adjust front doors, install windshields, replace driver glass, install mirror head,	
prep and paint (E. M. Tharp body shop)	

SUBTOTAL	\$	21,313.09
TAX RATE		9.25%
SALES TAX		854.99
Freight		250.00
TOTAL	\$	22,418.08

Do not pay from this quote, invoice will be sent by mail.

THANK YOU FOR YOUR BUSINESS!



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization to Repair Plano Street Bridge

SOURCE: Engineering and Project Management

COMMENT: On March 21, 2025, the two center lanes of the Plano Street Bridge had to be closed to all traffic due to safety concerns resulting from undermining damage to the area. The City Engineer, along with staff from the Engineering and Public Works departments, evaluated the area in order to determine the best course of action for the repairs to be completed and the road to be reopened to the public expeditiously. Due to the need to make repairs as quickly as possible to prevent further deterioration and to allow traffic to resume in the area, staff sought bids from multiple contractors that are either from the area or currently working in the area. The results are as follows:

<u>Company</u>	<u>Total</u>
99 Pipeline, Inc	\$124,123
Yarbs Grading and Paving	\$188,500
MAC General Engineering	No response
Granite Construction	No response
Greg Bartlett Construction	No response
American Paving	No response
Steelex	No response
Dawson-Mauldin	No response
Advanced Concrete	No response
Romanazzi General Engineering	No response

99 Pipeline, Inc was the lowset responsive bidder. Additionally, they are available immediately to begin the process of making the needed repairs to the Plano Street Bridge. An additional \$12,412 is necessary for construction contingency (10%) and \$12,412 is required for construction management, surveying, quality control and inspection services (10%) for a total construction cost of \$148,947. The total cost of the project will be funded by Measure R - Regional.

RECOMMENDATION: That the City Council:
1. Direct the Finance Director to initiate a purchase order to

- 99 Pipeline, Inc in the amount of \$124,123;
2. Authorize progress payments up to one hundred percent (100%) of the contract amount;
 3. Authorize a ten percent (10%) contingency to cover unforeseen costs; and
 4. Authorize an additional ten percent (10%) for construction management, surveying, quality control and inspection services.

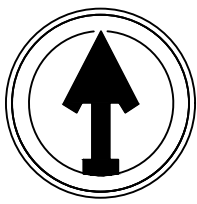
ATTACHMENTS: 1. Locator Map

Appropriated/Funded:

Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager



NORTH

0 250'



SCALE: 1"=250'

CITY OF PORTERVILLE
ENGINEERING DIVISION

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

PLANO STREET BRIDGE

DRAWN BY	JG
CHECKED BY	SW
SCALE	1" = 250'
DATE	04/09/2025

SHEET
1
OF
1



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization to Replace Radiator in Transit Bus #8193

SOURCE: Public Works

COMMENT: City Transit Bus #8193 is an active front-line bus that has experienced radiator failure due to debris contamination in the EGR cooler and engine. This vehicle is powered by a Cummins drive train and must be repaired by a certified Cummins service center.

Staff is requesting authorization to proceed with necessary repairs through E. M. Tharp, Golden State Peterbilt, which is the nearest certified Cummins service center. E.M. Tharp is a local company, and utilizing their services will help avoid the added cost and logistical challenges of towing the bus to a certified service center located outside of Porterville. Any potential savings from using the out-of-town service centers would be offset by the additional towing expense, effectively eliminating any cost-savings advantage.

E.M. Tharp submitted a quote for an amount not to exceed \$5,616.33 (inclusive of all parts, taxes, labor, and a 10% contingency). Funds are available in the Transit Maintenance Budget.

RECOMMENDATION: That the City Council:

1. Authorize the replacement of the radiator for Transit Bus #8193 by E. M. Tharp at a cost not to exceed \$5,616.33 (inclusive of all parts, taxes, labor, and a 10% contingency);
2. Direct the Finance Director to initiate a Purchase Order to E.M. Tharp for an amount not to exceed \$5,616.33 (inclusive of all parts, taxes, labor and a 10% contingency); and
3. Direct the Finance Director to make payment to E.M. Tharp upon receipt of an invoice approved by the Public Works Director.

ATTACHMENTS: 1. COP RADIATOR ESTIMATE 8193

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager

**Golden State Peterbilt - Porterville**

15243 Road 192 Porterville, California 93257

Phone: (559) 782-5800

**Case Number:** 16875841**Repair Order Number:** 14468**Purchase Order Number:** N/A**Service Advisor:** PVSERVICE, **PVSERVICE - Case Date 2024-12-27 14:02:14 -0800**ETR:** 3/30/2025 at 12:00 pm PDT**Customer:** City Of Porterville**Unit Number:** 8193**Address:** 291 NORTH MAIN STREET
PORTERVILLE, CA 93257**Phone:** (559) 782-7456**Fax:** N/A**Customer Number:** 2992**Asset:** 2015 Eldorado BUS**Serial Number:** FC084057**VIN:** 1N9MNALG6FC084057**Engine:** ISL GAS (ADDED)**Engine Hours:** 7357**Odometer:** 76848 Miles**Warranty Start:** 07/13/2015 12:00:00**In Service:** 9 Years 8 Months

FC084057

1 Cooling System Repair**Complaint:** REPLACE RADIATOR

	Quantity	Price	Totals
--	----------	-------	--------

Labor:	16		\$3,120.00
---------------	----	--	------------

Parts:	Radiator	1.0	\$1,928.50	\$1,928.50
---------------	----------	-----	------------	------------

Additional Charges:	Svc Coupon, OVERHAUL KIT	n/a	-\$300.00	-\$300.00
----------------------------	--------------------------	-----	-----------	-----------

	Freight, FREIGHT	n/a	\$150.00	\$150.00
--	------------------	-----	----------	----------

	Additional Charges Total			-\$150.00
--	--------------------------	--	--	-----------

Operation Total:				\$4,898.50
-------------------------	--	--	--	-------------------

Parts	\$1,928.50
-------	------------

Labor	\$3,120.00
-------	------------

Freight	\$150.00
---------	----------

Svc Coupon	-\$300.00
------------	-----------

Taxes	\$207.25
-------	----------

Total	\$5,105.75
-------	-------------------



Golden State Peterbilt - Porterville

Customer: City Of Porterville	Unit Number: 8193
Case Number: 16875841	Asset: 2015 Eldorado BUS VIN: 1N9MNALG6FC084057



FC084057

This estimate is subject to teardown and inspection and is valid for 30 days from date above. I, the undersigned, authorize you to perform the repairs and furnish the necessary materials. I understand any costs verbally quoted are an estimate only and not binding. Your employees may operate vehicle for inspecting, testing and delivery at my risk. You will not be responsible for loss or damage to vehicle or articles left in it. AUTHORIZED BY: _____ DATE: __/__/__

ESTIMATE



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization of Services – Fuel Island Secondary Containment Compliance Project at the Porterville Municipal Airport

SOURCE: Public Works

COMMENT: On January 16, 2024, the City Council awarded a Master Service Agreement (MSA) to Tartaglia Engineering for architectural and engineering services related to airport capital improvement projects, as required under FAA guidelines. The MSA allows for the execution of project-specific scopes of work through individual Authorizations of Services (AOS), enabling the City to retain Tartaglia's expertise for various airport-related projects over the term of the agreement.

A recent regulatory review identified that the above-ground piping at the Porterville Municipal Airport's fuel island does not meet current secondary containment and continuous leak detection requirements as outlined in California Code of Regulations, Title 23, Section 2631. In order to maintain compliance and avoid potential enforcement action or penalties from the State Water Resources Control Board and local regulatory agencies, the City must complete necessary improvements by the deadline of December 31, 2025. Noncompliance beyond that date could result in red-tagging of the system and daily civil penalties ranging from \$500 to \$5,000 per violation.

To address this issue, staff has prepared a draft AOS requesting Tartaglia Engineering to evaluate the site, develop design plans that bring the fuel island's above-ground piping into compliance, and support the City with necessary permitting. The AOS also includes optional construction phase services, which may be authorized at a later date should the City choose to proceed with implementation oversight. Tartaglia's familiarity with the airport and their experience with similar regulatory compliance projects make them well-suited to perform the work described.

Staff and Tartaglia Engineering are continuing to refine the scope of services to ensure all necessary regulatory and technical components are included. To allow flexibility while this effort is completed, staff is requesting authorization for a not-to-exceed amount of \$60,170, inclusive of a 10% contingency, for the finalized AOS. Funding for the proposed work is available through the Airport Replacement and

Item No. 5.

Development Fund.

RECOMMENDATION: That the City Council:

1. Authorize a not-to-exceed amount of \$60,170, inclusive of a 10% contingency, for engineering design and compliance support services related to the fuel island secondary containment upgrades at the Porterville Municipal Airport, under the Master Services Agreement (MSA) with Tartaglia Engineering; and
2. Authorize the Transportation Director to execute the finalized AOS, subject to final approval by the City Attorney.

ATTACHMENTS: 1. Draft AOS - Fuel Island Piping Secondary Containment Compliance Project

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Director of Transportation

Final Approver: Jason Ridenour, Interim City Manager



CITY OF PORTERVILLE

AUTHORIZATION OF SERVICES (AOS)

PORTERVILLE MUNICIPAL AIRPORT (PTV) – FUEL ISLAND PIPING SECONDARY CONTAINMENT COMPLIANCE REPORT

This Authorization of Services (AOS) is issued pursuant to the Master Service Agreement (MSA) dated April 2, 2025, between the City of Porterville (“City”) and Tartaglia Engineering (“Engineer”) for architectural and engineering services at the Porterville Municipal Airport. This AOS is project-specific and subject to the terms and conditions of the MSA.

Exhibit A – Project Description

The City of Porterville is seeking engineering services to assist with regulatory compliance related to the aboveground piping at the fuel island located at the Porterville Municipal Airport. The current piping system lacks compliant secondary containment and leak detection required by California Code of Regulations (CCR), Title 23, Section 2631.

To ensure compliance and avoid operational penalties, the Engineer will assess, design, and support the implementation of a solution or solutions including possible secondary containment improvements to the existing fuel island’s piping system.

Exhibit B – Scope of Services

Tartaglia Engineering shall provide the following services / tasks:

1. Regulatory Review and Coordination
 - a. Review CCR Title 23, Sections 2630–2638, and coordinate with local Unified Program Agency (CUPA) to determine compliance requirements.
 - b. Confirm applicable containment and leak detection standards, as they may apply to our facility.
2. Site Evaluation
 - a. Conduct an on-site assessment of the fuel island’s existing aboveground piping and containment systems.
 - b. Document piping segments requiring retrofit or replacement.
 - c. Document the condition of existing secondary containment including overall integrity and storage volume.

- d. Render a professional opinion regarding acceptable paths forward.
 - e. Prepare a final position regarding site conditions, applicable standards, and the necessity to modify, change, or enhance the facility.
- 3. Engineering Design (if required)
 - a. Prepare conceptual and final design plans for fuel facility improvements intended to address containment issues, that could include enhancing the current containment area, installation of a sump with oil / water separator, installation of fuel sensors, implementing double wall piping, fabrication and installation of a roof structure over the containment area, or a combination thereof.
 - b. Include specifications for monitoring components as needed.
- 4. Permitting Support
 - a. Assist with preparation and submittal of any required documents and applications to CUPA or other regulatory agencies for approval.
- 5. Optional Construction Phase Services
 - a. Provide construction support services including submittal reviews and limited construction observation, if authorized by the City.

Exhibit C – Compensation

The Engineer shall perform the services identified in (1) and (2) above for a total not-to-exceed amount of \$8,600.00. The Engineer shall perform the services identified in (3) and (4) above for a total not-to-exceed amount of \$46,100.00. Fees subject to detailed cost proposals approved in writing by the City. A detailed fee breakdown follows.

The Engineer shall provide a Scope and Fee proposal for Construction Phase Services reflective of the final designed improvement, intended to be an amendment to this AOS.

Porterville Airport, Tulare County				Fuel Island Piping					Tartaglia Engineering						
				Secondary Containment					Fee Work-Up						
		Prin. In Charge	Land Survey.	Prof. C. Eng.	Tech. III	Tech. II	Tech. I	Clerical	Survey I-Man	Inspector ST	Inspector OT	Prof. Travel	Mileage	Per-Diem	Total
Task	Description	\$243.00	\$185.00	\$205.00	\$144.00	\$118.00	\$95.00	\$76.00	\$250.00	\$168.00	\$201.00	\$114.00	\$0.70	\$224.00	
1&2	Reg. Review & Site Eval.														
A	Perform regulatory review	3.0		5.0	8.0										\$2,906.00
B	Site Evaluation		1.0	8.0	8.0				5.0			8.0	520.0		\$5,503.00
	Supplies, printing, postage														\$191.00
	Sub- Total														\$8,600.00
3&4	Design & Permit														
A	Plans	9.0		32.0	68.0	62.0		2.0							\$26,007.00
B	Specs / contract documents	4.0		33.0	25.0	34.0		7.0							\$15,881.00
C	Construction cost estimate	1.0		3.0	2.0										\$1,146.00
D	Permit assistance	3.0		4.0	8.0			2.0							\$2,853.00
	Supplies, Postage														\$213.00
	Sub- Total, Design & Permit														\$46,100.00
	Authorization Total														\$54,700.00
1	Task items line up, one for one, with tasks identified in the Scope of Services portion of the AOS														
2	The first 30 minutes and 30 miles from Tartaglia office to destination airport are at no cost to airport, both ways.														
3	It is 160 miles from Grover Beach to Porterville Airport. Tartaglia will charge 130 miles, one-way.														
4	It is a 2 hour, 40-minute drive from Grover Beach to Porterville Airport. Tartaglia will charge 2.0 hours, one-way.														
5	Tartaglia does not mark-up third party invoicing, printing, shipping, supplies, etc.														

Exhibit D – Fee Schedule

Services will be billed per the hourly rate in accordance with the following rate schedule:

Position	Hourly Rate
Principal-In-Charge	\$243.00
Licensed Land Surveyor.....	\$185.00
Registered Civil Engineer.....	\$205.00
Project Manager	\$165.00
Engineer / Survey Technician III	\$144.00
Engineer / Survey Technician II	\$118.00
Engineer / Survey Technician I	\$95.00
Clerical	\$76.00
Professional Travel Time.....	\$114.00
Inspector:	
Day, Straight Time.....	\$168.00
Day, Overtime.....	\$201.00
Night, Straight Time.....	\$182.00
Night, Overtime.....	\$231.00
(Minimum night shift = 4 hours)	
Survey Party:	
One Man.....	\$250.00
Two Man.....	\$344.00

(Compensation to field surveyors performing construction staking and layout, and to construction inspectors, shall be in accordance with prevailing wage requirements.)

Direct expenses shall be reimbursed as follows:

Mileage.....	\$0.70 per mile
Per diem.....	\$224.00 per man-day
Reproduction, postage, express mail shipping, advertising.....	At Cost
Sub-consultant services	At Cost
Supplies including monuments and construction staking material	At Cost
Permit, plan check, and agency inspection fees	At Cost

Exhibit E – Time for Performance

- Regulatory review and site evaluation (Task 1 and 2) shall be completed within 30 calendar days of AOS execution.
- Engineering design (Task 3) including permitting deliverables shall be completed within 60 calendar days of completion and acceptance of the work of Tasks 1 and 2.
- Construction phase support, if authorized, will proceed on a schedule determined in coordination with the selected contractor.

Exhibit F – Subconsultants

None anticipated at this time.

Authorization and Signatures

IN WITNESS WHEREOF, the parties hereto have executed this Authorization of Services as of the dates written below.

CITY OF PORTERVILLE

By: _____

Date: _____

Richard Tree, Transportation Director

TARTAGLIA ENGINEERING

By: _____

Date: _____

John Smith, Principal



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization to Execute Consultant Agreement - Tule River Tribe Village Corridor and Two Pedestrian Bridges Project

SOURCE: Engineering and Project Management

COMMENT: At its meeting on March 18, 2025, the City Council authorized staff to begin negotiations for a scope and services contract with 4Creeks, Inc. for environmental and design services for the Tule River Tribe Village Corridor and Two Pedestrian Bridges Project. The project includes the development of an active transportation corridor (approximately 3.9 miles) with two pedestrian bridges, solar lighting, controlled lighted crossings, signage, and related appurtenances on the Tule River Indian Reservation along N. Reservation Road between Cow Mountain Road and Million Dollar Bridge. In addition to the construction components that the City would assist with, TCAG will be responsible for non-infrastructure components of the project, which include a comprehensive bicycle and pedestrian safety education program for the youth and adults living on the Reservation and will also provide them with multi-sport adjustable helmets, LED bike lights, and reflective stripe backpacks.

Staff was able to negotiate the contract at a not-to-exceed price of \$770,697 for environmental services, design and support during the bid and construction process. Funding for this contract is provided by Metropolitan Planning Organization (MPO) Active Transportation Program (ATP) grant funding with the City being reimbursed by TCAG for all expenses in delivery of the infrastructure portion of the project, including staff time. Any and all expenses not covered by the allotted MPO ATP funds are the responsibility of the Tule River Tribe and they will be invoiced by TCAG for reimbursement.

RECOMMENDATION: That the City Council:

1. Authorize the Engineering & Project Management Director to execute the Consultant Service Agreement for environmental and design services for the Tule River Tribe Village Corridor and Two Pedestrian Bridges Project with 4Creeks, Inc. in the amount of \$770,697; and
2. Authorize progress payments up to one hundred percent

(100%) of the contract amount.

ATTACHMENTS:

1. Draft Service Agreement
2. Locator Map & Renderings

Appropriated/Funded:

Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager

SERVICE AGREEMENT

DATE: April 15, 2025

PARTIES: City of Porterville, a California municipal corporation, hereinafter referred to as "CITY"; and 4Creeks, *Inc.* hereinafter referred to as "CONSULTANT".

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

Project Name: Environmental and Design Services for the Tule River Tribe Village Corridor and Two Pedestrian Bridges Project

Description of Project: In general, CONSULTANT to provide environmental and design services per the approved project scope (Attachment "A").

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

SECTION 1. CONTRACT SERVICES:

CONSULTANT hereby agrees to provide the following services and materials, in a timely manner as described/defined in the respective task order.

SECTION 2. PAYMENT:

In consideration for said services and materials, CITY shall pay CONSULTANT on a time and materials basis not to exceed **Seven Hundred Seventy Thousand Six Hundred Ninety-Seven Dollars and Zero Cents** (\$770,697).

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

SECTION 3. COMPLETION DATE:

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

SECTION 4. FAMILIARITY WITH PROJECT:

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

SECTION 5. INDEPENDENT CONTRACTOR:

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

- (i) Full liability under worker's compensation laws of the State of California; and
- (ii) Bodily injury and property damage insurance in the amount not less than Two Million Dollars (\$2,000,000) per occurrence; and
- (iii) Errors and Omissions insurance of Two Million Dollars (\$2,000,000) minimum per occurrence, if deductible for Errors and Omissions insurance is Fifty Thousand Dollars (\$50,000) or more, the City may require a Surety Bond for the deductible; and
- (iv) Automotive liability in the amount not less than Two Million Dollars (\$2,000,000) per

occurrence; fully protecting CITY, its elected and appointed officers, employees, agents and assigns, against all claims arising from the negligence of CONSULTANT and any injuries to third parties, including employees of CITY and CONSULTANT.

- (v) ***To the fullest extent permitted by law, and subject to California Civil Code Sec 2782.8, CONSULTANT agrees to indemnify, including cost to defend, City, its elected and appointed officers and employees, from and against any and all claims, demands, costs, or liability that arise out of, or pertain to, or relate to the negligence, recklessness, or willful misconduct of Consultant and its employees or agents in the performance of services under this contract, but this indemnity does not apply to liability for damages arising from the sole negligence, active negligence, or willful acts of City; and does not apply to any passive negligence of the City unless caused at least in part by Consultant. City agrees that in no event shall the cost to defend charged to Consultant exceed Consultant's proportionate percentage of fault. However, if one or more defendant/s is unable to pay its share of defense costs due to bankruptcy or dissolution of the business, the Consultant shall meet and confer with other parties regarding unpaid defense costs and reallocate as allowed by law or stature. This duty to indemnify shall not be waived or modified by contractual agreement or acts of the parties.***

SECTION 6. WORKMANSHIP AND MATERIALS:

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

SECTION 7. ASSIGNMENT OF CONTRACT:

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

SECTION 8. AFFIRMATIVE ACTION.

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

SECTION 9. CONFLICT OF INTEREST CODE:

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

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

SECTION 10. TERMINATION:

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

compensation for satisfactory work completed, except CITY can withhold damages incurred as a result of the termination.

SECTION 11. ENTIRE CONTRACT:

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

SECTION 12. DISPUTES; VENUE:

If either party initiates an action to enforce the terms hereof or declare rights hereunder, the parties agree that this Agreement is entered into and is to be performed in Tulare County, California. CONSULTANT hereby waives any rights it might have to remove any such action pursuant to California Code of Civil Procedure Section 394.

SECTION 13. ESTIMATES AND PROJECTIONS:

In providing opinions of cost, financial analyses, economic feasibility projections, schedules, and quantity and/or quality estimates for potential projects, ENGINEER has no control over cost or price of labor and material; unknown or latent conditions of existing equipment or structures that may affect operation and maintenance costs; competitive bidding procedures and market conditions; time or quality of performance of third parties; quality, type, management, or direction of operating personnel; the incoming water quality and/or quantity; the way CITY's plant(s) and/or associated processes are operated and/or maintained; and other economic and operational factors that may materially affect the ultimate project elements, including, but not limited to, cost or schedule. Therefore, ENGINEER makes no warranty that CITY's actual project costs, financial aspects, economic feasibility, schedules, and/or quantities or quality realized will not vary from ENGINEER's opinions, analyses, projections, or estimates.

SECTION 14. WARRANTIES, GUARANTEES AND CONSEQUENTIAL DAMAGES:

The ENGINEER shall not be responsible for warranties, guarantees, fitness for a particular purpose, breach of fiduciary duty, loss of anticipated profits or for economic, incidental, liquidated, or consequential damages to the CITY or any third party arising out of breach of contract, delay, termination, or for any other reason whatsoever. Additionally, ENGINEER shall not be responsible for acts and decisions of third parties, including governmental agencies, other than ENGINEER's subconsultants, that impact project completion and/or success.

SECTION 15. THIRD PARTIES:

The services to be performed by ENGINEER are intended solely for the benefit of the CITY. No person or entity not a signatory to this Agreement shall be entitled to rely on the ENGINEER's performance of its services hereunder, and no right to assert a claim against the ENGINEER by assignment of indemnity rights or otherwise shall accrue to a third party as a result of this Agreement or the performance of the ENGINEER's services hereunder.

SECTION 16. USE AND REUSE:

Documents, including drawings and specifications, prepared by ENGINEER pursuant to this Agreement are not intended or represented to be suitable for reuse by CITY or others for this Project or on any other project. Any reuse of completed documents or use of partially completed documents without written verification or concurrence by ENGINEER for the specific purpose intended will be at CITY's sole risk and without liability or legal exposure to ENGINEER.

IN WITNESS WHEREOF, the parties have executed this Service Agreement on the date and year first above written.

CITY OF PORTERVILLE

CONSULTANT

By _____

By _____

Date _____

Date _____



April 10, 2025

Ms. Sarah Weaver

Project Manager
City of Porterville
291 N. Main Street
Porterville, Ca 93257

Subject: Design Proposal for the Tule River Tribe Complete Streets and Two Pedestrian Bridges Project

Dear Ms. Weaver,

We have prepared a scope of work and fee for the services required to complete the environmental document (ED) and plans, specifications, and engineer's opinion of probable construction costs (PS&E) for the proposed Tule River Tribe Complete Streets and Two Pedestrian Bridges project. The project is along N. Reservation Road in the Tule River Village Corridor Center and includes Class 1 trails, reconfiguring the corridor to a complete street, and two pedestrian bridges crossing the Tule River. Our understanding is that the scope of work will generally include the following improvements:

1. Replacement of the existing pedestrian swinging bridge.
2. A new pedestrian bridge to connect Cow Mountain Road and the corridor to the Justice Center.
3. Class 1 trail.
4. Approximately 3,765 SF of concrete sidewalk.
5. Seven (7) accessible curb ramps.
6. Two (2) streetlights for the N. Reservation Road corridor.
7. Eight (8) new solar-powered Rectangular Rapid Flashing Beacons (RRFBs) (4 locations – 2 RRFBs assumed per location).
8. Two (2) raised pedestrian crossings.
9. Reconfiguration of back-in-angled parking stalls.
10. Landscaping and irrigation for the length of the project.
11. Signing and pavement delineation for the corridor, including pedestrian bridges.

We understand the project received state ATP funding, and no federal funds are included. Our scope of work was developed with this understanding. We understand there is also a non-

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



infrastructure component to this project that is to be completed by the Tulare County Association of Governments (TCAG). Based on information provided by the City, we have not included the scope of work and fee for the non-infrastructure component. However, should our services for this component be needed, we can provide a scope of work and fees when requested.

Attached you will find our proposed scope of work, schedule, and fee needed to complete this project. We are pleased to submit this proposal and look forward to the opportunity to build a strong working relationship with the City of Porterville. Should you have any questions or require additional information, please do not hesitate to contact us.

Sincerely,

A handwritten signature in blue ink, appearing to read "E. Mejia".

Elsa Mejia, PE 92473
Project Manager

A handwritten signature in blue ink, appearing to read "M. Ainley".

Matthew D. Ainley, PE 66233
Principal-In-Charge

Encl: Scope of Work
 Schedule
 Fee and Fee Schedule

Job No. 240961

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



SCOPE OF WORK

Task 1: Project Management

4Creeks will act as the prime consultant and will manage the design team's progress throughout the life of the project. The City of Porterville will be the Contract Administrator for the project and the direct liaison with Caltrans District 6 Division of Local Assistance and the Tule River Tribe. The purpose of the Project Management task is to organize the efforts of the project team, including subconsultants and the City, to keep the project on schedule and on budget. 4Creeks will:

1. Manage project tasks and completion of work products.
2. Coordinate and manage subconsultants.
3. Manage and update the project schedule in coordination with the City of Porterville.
4. Schedule meetings in coordination with the City of Porterville.
5. Represent the 4Creeks Team at project coordination meetings.
6. Prepare and distribute project coordination meeting minutes.
7. Respond to the City's questions/correspondence.
8. Implement and maintain quality control procedures across all disciplines involved in the project.
9. Provide overall quality control of the contract documents.
10. Prepare and submit monthly invoices to the City of Porterville.

4Creeks will coordinate, schedule, and participate in project meetings with the City and other appropriate agencies. 4Creeks assumes up to eight (8) monthly project coordination meetings to be held virtually. We also assume one (1) in-person meeting to review City comments of the preliminary conceptual layout, as well as an in-person meeting to review City comments after the 30%, 60%, 90%, and 100% submittals.

The above **Task 1** services will be provided for a **Fixed Fee of \$50,895**. This task assumes up to eight (8) monthly project coordination meetings held virtually and five (5) in-person design review meetings. Please note additional meetings have been identified and included in other tasks. 4Creeks will be available to attend additional in-person or virtual meetings, as needed and approved by the City on a Time and Materials basis.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Task 2: Project Initiation

Upon contract authorization, the Project Initiation task will allow for 4Creeks to research, compile, and present to the City a list of known issues and conflicts within the site parameters, and propose what design improvements will be needed to address these issues. 4Creeks will:

1. Conduct a site visit and assess the conditions involving the design of the project.
2. Develop a list of issues, questions, and coordination items.
3. Identify the necessary improvements needed for a complete design.
4. Schedule and attend the project kick-off meeting.
5. Prepare agenda for the project kick-off meeting.
6. Review and refine the project schedule included in the contract agreement.
7. Define City and Consultant responsibilities.
8. Review and discuss the scope of work and budget per the contract agreement.
9. Prepare and distribute project kick-off meeting minutes.

The above **Task 2** services will be provided for a **Fixed Fee of \$13,725**. This task assumes one (1) project kick-off meeting.

Task 3: Topographic Survey

4Creeks will perform and prepare a topographic field survey to facilitate the design/treatments of street improvements for the Tule River Village Corridor Center, as well as two bridge spans over the Tule River. To accomplish this, the following items will be provided:

1. Topographic field survey, including but not limited to:
 - a) Observable utilities.
 - b) Building locations.
 - c) Paved/parking areas.
 - d) Grass and landscaped areas.
 - e) Curb and gutter.
 - f) Concrete/sidewalk (pedestrian travel way routes for ADA compliance).
 - g) Tie into applicable (or previous project) benchmark system.
 - h) Tie in adjacent centerline or property line monuments for base line control of site (rotation).
2. Topographic survey map.



The above **Task 3** services will be provided for a **Fixed Fee of \$48,204**. Any additional items requested, not specifically mentioned above will be billed as “extra” on a Time and Materials basis.

Task 4: CEQA Environmental Documentation

While the ATP application materials show an Environmental Impact Report (EIR) for this project is anticipated, it has not yet been definitively determined what type of environmental document will ultimately be required for the project for CEQA compliance. The type of document required would depend upon the impacts found, and whether all significant impacts can be mitigated to a less-than-significant level. The decision on the type of document to be prepared may also depend on the potential for significant opposition to the project and whether a lawsuit challenging the CEQA documentation (and the project) is considered likely. There are two probable options for CEQA documentation for this project: either a Mitigated Negative Declaration (MND) or an Environmental Impact Report (EIR).

Because this determination is dependent upon information not presently known, 4Creeks proposes a two-step process to meet the requirements of CEQA. First, 4Creeks would analyze potential environmental impacts of the project through the evaluation of technical reports and other baseline information, and prepare an Initial Study (IS), which would be relevant regardless of whether an MND or EIR is pursued. Second, 4Creeks would use the information from this analysis to coordinate with the City to determine the type of environmental document required. Based on consultation with the City, the required documentation as agreed upon would be prepared and processed through the City by 4Creeks. The process by which the determination would be made to prepare either an IS/MND or EIR is described below.

Task 4A: Project Initiation

Data Collection – To enable 4Creeks to proceed, the following information (to the extent available) should be provided to clearly define the project description and conduct the environmental analysis:

1. Proposed project site plans and elevations
2. Circulation plans
3. Landscape plan,
4. Construction schedule
5. Grading and demolition parameters
6. Street lighting plans
7. Visual simulations of bridges

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Project Description – The IS must include a detailed project description based on the proposed plans and program information provided by the applicant. This project description will be used by 4Creeks to determine the potential environmental effects of project implementation and to identify appropriate mitigation measures, if any are required. 4Creeks will assemble all pertinent data provided by the applicant and the City as well as any other appropriate informational documents prepared for projects in the vicinity.

4Creeks will prepare a complete project description for use in the environmental document based upon information provided by the applicant and the City and provide the project description to the City and applicant for review and confirmation of satisfactory project understanding.

Task 4B: Technical Studies

The initial focus of this task will be preparation of technical studies for the project for the primary purpose of determining whether an IS/MND or an EIR will be prepared. The following technical studies are proposed for this project:

1. Construction Air Quality/Greenhouse Gas Emissions/Energy Impact Study
2. Construction Health Risk Assessment
3. Biological Resources Evaluation

4Creeks anticipates collaborating with the Tule River Tribal Historic Preservation Officer for data to address the cultural resources analysis and that a report prepared by an outside consultant is not necessary. Similarly, the City will be required to reach out to the Tule River Tribe in compliance with Assembly Bill 52 (AB 52). 4Creeks is available to prepare AB 52 tribal notification letters for transmittal, if requested by the City.

The completion of these studies will reveal if the project results in significant impacts. If the significant impacts can be mitigated, then an IS/MND can proceed. However, if significant impacts cannot be mitigated to a level of insignificance and remain unavoidable, then an EIR is required.

Construction Air Quality/Greenhouse Gas Emissions/Energy Impact Study – 4Creeks will prepare an Air Quality, Greenhouse Gas Emissions, and Energy Impact Study to analyze construction related impacts. This task will include the following:

1. Calculate both criteria pollutants and greenhouse gas emissions from the construction of the proposed project using the California Emissions Estimator Model (CalEEMod)

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



2. Employ CalEEMod along with California Emission Factor (EMFAC) data and relevant data to estimate energy consumption during the construction of the proposed project
3. Evaluate whether the project's impact on air quality, greenhouse gas emissions, and energy surpasses established thresholds of significance
4. Identify and propose mitigation measures to reduce any significant impact to acceptable levels, if necessary
5. Compile a technical memorandum that outlines the methodologies used and the findings of the air quality, greenhouse gas, and energy impact analysis

Construction Health Risk Assessment – Methodologies will primarily follow San Joaquin Valley Air Pollution Control District (SJVACD) and Office of Environmental Health Hazard Assessment guidance, along with any other relevant guidance and requirements. The following scope is associated with this construction health risk assessment (HRA):

1. Screening – Model baseline project exhaust PM2.5 emissions in CalEEMod with default values and no mitigation. Use the California Air Pollution Control Officers Association (CAPCOA) Risk Prioritization Calculator to determine whether the project would screen out of additional HRA requirements. If the calculated risk is below the screening threshold, complete a technical memorandum.
2. Dispersion Modeling and Risk Calculation – If the project does not screen out, complete air dispersion modeling using AERMOD and risk calculation using HARP2 (ADMRT). Compare results to SJVAPCD thresholds of significance.
3. Refinement and Mitigation – If calculated health risk exceeds SJVAPCD thresholds of significance, identify potential refinement or mitigation to reduce impacts to a less-than-significant level. If refinement includes using a project-specific construction schedule and/or equipment list (including operating hours).
4. Technical Report – Compose a technical report including setting, methodology, results, and attachments.
5. Response to Comments – Complete responses to comments, assuming one round of minor comments and no substantial additional content is required.

Biological Resources Evaluation and Additional Permitting – A field survey of the project's area of disturbance would be conducted and a report prepared that characterizes existing site conditions, evaluates potential impacts to biological resources, and presents mitigation measures for any impacts that would be considered significant as defined by CEQA. The following scope is associated with the biological evaluation:

1. Background Review – In preparation for the biological evaluation, all relevant background information will be reviewed. Such information typically includes the California Natural Diversity Data Base, the California Native Plant Society's *Inventory of*

VISALIA – HQ
324 S Santa Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Rare and Endangered Vascular Plants of California, technical reports dealing with the flora and fauna of the area, and any other planning documents completed for projects in the region that may be relevant to the project under consideration.

2. Field Survey – A reconnaissance-level field survey of the project site would be conducted. The survey objectives would be to identify and characterize the site's biological resources, including land uses and biotic habitats, constituent plants and animals, potential jurisdictional waters, and habitat suitable for special status species.
3. Biological Evaluation Report – A stand-alone biological evaluation report would be prepared that identifies and characterizes the following:
 - a) Biotic habitats of the project site and the flora and fauna associated with these habitats.
 - b) Presence or absence of sensitive biological resources including wetlands and habitats suitable for special status species.
 - c) Potential project-related impacts to biological resources that would be considered significant by the provisions of CEQA.
 - d) Mitigation measures that would reduce the magnitude of project impacts to biological resources to a less-than-significant level.

The report would be illustrated with photographs that document site conditions at the time of the field survey. Accompanying the report would be maps appropriate for identifying the project location and any significant biological features identified during the study.

Details regarding potential impacts on jurisdictional waters are currently unknown. Should project improvements result in impacts to the South Fork Tule River, or any other potentially jurisdictional waters, then permits from the U.S. Army Corps of Engineers (USACE), the Regional Water Quality Control Board (RWQCB) or Environmental Protection Agency (EPA), and/or the California Department of Fish and Wildlife (CDFW) may be necessary. This proposal assumes that the USACE and any other federal action agencies can meet their Endangered Species Act Section 7 obligations using the biological evaluation report or another means; a separate Section 7 Biological Assessment is not proposed.

Following is a description of the permitting tasks that would be necessary should the project result in impacts to jurisdictional waters.

As a first step toward obtaining permits for impacts to jurisdictional waters, the boundaries of the site's aquatic resources must be delineated and verified by the USACE as follows:

1. Review of Existing Information – Review background information relevant to the site's aquatic resources. This information would include soils maps, National Wetland

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Inventory maps, U.S. Geological Survey (USGS) topographic maps, aerial photographs, and any available information regarding site history.

2. **Field Survey** – Delineate the project site's aquatic resources in accordance with U.S. Army Corps of Engineers (USACE) guidelines, including A Field Guide to the Identification of the Ordinary High-Water Mark in the Arid West Region of the Western United States (USACE 2008) and the Corps of Engineers Wetlands Delineation Manual (USACE 1987) with accompanying Arid West regional supplement (USACE 2008). Potential wetland features would be assessed by collecting soils, hydrology, and vegetation data at selected observation locations. Non-wetland waters would be delineated at their ordinary high-water mark. All mapping would be performed using a GPS unit with sub-meter accuracy, and all data entered on standard USACE datasheets.
3. **Aquatic Resources Delineation Report** – Prepare a technical aquatic resources delineation (ARD) report that conforms to the USACE's Minimum Standards for Acceptance of Aquatic Resources Delineation Reports. The report would include a description of our survey methods, a description of the project site's aquatic resources and an explanation for their mapped boundaries, and a description of existing site conditions including hydrology, soils, plant communities, and habitat types. It would be supplemented with tables, figures, and appendices. Figures would include a vicinity map, soils map, and a map of the project site's aquatic resources as verified or re-delineated. The appendices would include all field datasheets, soil descriptions, and representative photographs of the site and its aquatic resources.
4. **ARD Submittal and Field Verification Visit** – Following review and approval of the ARD report, we would submit it to the USACE along with a request for a jurisdictional determination or ARD verification. Thereafter, we would work closely with the USACE as they review the request. If USACE staff require a field verification visit, we would accompany them in the field. Our scope and budget assume that the field verification visit, if required, will be completed in a single day.

Any impacts to waters under the jurisdiction of the USACE would require Clean Water Act Section 404 permitting. For the purposes of this proposal, we have assumed that project impacts to jurisdictional waters would be less than 0.5 acres, such that the project would likely qualify for coverage under a Nationwide Permit (NWP).

Forms would be prepared and compiled with the supporting documentation required for the NWP application package. The application package would include, but not be limited to, the following items:

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



1. Completed ENG 4345 application form – Complete the current version of this form with information and input from the project team.
2. Written project description.
3. ARD report – See above.
4. Project maps and impact exhibits – Prepare, at a minimum, a vicinity map and topographic map for the application package – Use the team-prepared plan-view and cross-sectional drawings of all temporary and permanent impacts within the limits of USACE jurisdiction.
5. Representative photographs – Representative photographs of the project site will be collected during our field tasks.
6. Section 106 cultural resources report, if applicable.

Coordination would take place to ensure that the drawings are prepared in a manner that meets USACE minimum standards, and that the temporary and permanent impacts within the limits of USACE jurisdiction are quantified. Following submission of the application package, consult with the USACE as needed to facilitate timely completion of the permitting process. No application fees are required by the USACE for Section 404 permit authorizations.

Before the Section 404 permit can be authorized, the project must obtain a Clean Water Act Section 401 Water Quality Certification (WQC). As we understand it, the EPA is the Section 401 certifying authority on the Tule River Reservation, as on most other tribal lands. However, because this project has state and local involvement, there is some chance this responsibility may fall on the RWQCB. As a first step toward obtaining the WQC, we would research the project's regulatory context and/or reach out to agency personnel to determine whether Section 401 certification will be carried out at the state or federal level.

We would then prepare an application package for the Section 401 WQC for submittal to the RWQCB or EPA, as appropriate. The package is expected to include, but not be limited to, the following items:

1. Completed 401 application form – Complete the current version of this form with information and input from the project team.
2. Written project description.
3. ARD report – See above.
4. Restoration plan – This is a plan for how temporarily disturbed areas will be restored to pre-project conditions. Prepare the draft plan with information and input from the project team.
5. Compensatory mitigation plan – This is a plan for mitigation to ensure there is no net loss of aquatic resources. For relatively small impact areas like what we are

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



anticipating for this project, mitigation is often accomplished through the purchase of credits from the National Fish and Wildlife Foundation (NFWF)'s in-lieu fee program. Prepare this plan with information and input from the project team.

6. Proof of CEQA Compliance – If the RWQCB is the certifying authority for this project, they will require that proof of CEQA compliance be submitted with the WQC application.
7. Application fee – This fee will need to be paid by the tribe or lead agency at the time of application submittal.

Following your approval, we will submit the draft application form to the certifying authority along with a mandatory 30-day pre-filing meeting request. The certifying authority may choose whether to hold a pre-filing meeting, but the request must be submitted at least 30 days prior to submitting the final WQC application. Time has been allotted for the biologist to attend the pre-filing meeting, if it occurs; it is assumed that the meeting will be virtual. Following the pre-filing meeting and any associated guidance from the certifying authority, the biologist finalizes and submits the WQC application.

If required, Assistance with Preparation of an Alternatives Analysis. In some cases, Section 401 certifying authorities require that the WQC application be accompanied by an alternatives analysis. The alternatives analysis must demonstrate that the proposed project design is the "least environmentally damaging practicable alternative" considering all potential direct, indirect, and cumulative impacts on the aquatic ecosystem.

It is presently unknown whether an alternatives analysis will be required for this project. The biologist would support the alternatives analysis by evaluating the biological resource impacts associated with each alternative.

Because this project has state and local involvement, there is some chance that it will be subject to Section 1600 et seq. of the California Fish and Game Code, which requires that the California Department of Fish and Wildlife (CDFW) be notified of activities that may impact lakes and streams. Section 1602 Notifications for streams typically address those project elements in the stream channel below top of bank and in any associated riparian habitat, out to the edge of the riparian canopy. In some cases, CDFW requests information about activities and impacts in the larger 100-year floodplain.

If compliance with Section 1600 et seq. is required, prepare and submit a Section 1602 Notification package for the project using CDFW's Environmental Permit Information

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Management System (EPIMS) portal. The Notification package would include, but not be limited to, the following items:

1. Completed EPIMS Notification forms – Complete these forms with information and input from the project team.
2. Supporting maps and figures – Prepare these exhibits using project impact shapefiles and calculations supplied by the project team.
3. ARD report – See above.
4. Proof of CEQA compliance.
5. Notification fee – This fee will need to be paid by the Tribe and CEQA lead agency at the time the Notification is submitted.

Following submittal of the Notification package, work with CDFW to supply any additional information that is needed and otherwise support their approval of the project via a Section 1602 Streambed Alteration Agreement or other means.

Task 4C: Determine Appropriate Environmental Document

Based on the conclusions of the review of the technical reports, 4Creeks will recommend the appropriate CEQA document. If the technical studies identify impacts that can be mitigated to a level of insignificance, then an Initial Study (IS) in support of a Mitigated Negative Declaration (MND) will be prepared as described in Task 4D, below, which would be Option A.

If the technical reports show that the project would result in impacts that cannot be mitigated to a less-than-significant level, or the City anticipates substantial controversy associated with the project, then an EIR will be prepared as described in Tasks 4E through 4G, which would be Option B.

Task 4D: Prepare IS/MND (Option A)

If Option A, an IS/MND, is warranted based on the above tasks, then the following would be undertaken:

Prepare Administrative Draft IS/MND – 4Creeks will prepare an Administrative Draft IS/MND, in accordance with the requirements of CEQA and State CEQA Guidelines for review by the City. The IS/MND will contain all applicable components required by CEQA, including Introduction, Background, Project Description/Characteristics/Phasing and Discretionary Approvals; Setting, Impacts (Project and Cumulative), Mitigation and Level of Significance After Mitigation; and mandatory CEQA findings.

VISALIA – HQ
324 S Santa Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



The IS/MND will respond to all environmental issues listed in the State CEQA Guidelines IS Checklist. Analyses will be prepared based on site surveys, design information (e.g., site plans, project description materials, etc.), collection of photographic data and other technical data. Preparation of the IS/MND will include development of answers to all questions on the IS checklist used by the City, and application of significance thresholds as required by the State CEQA Guidelines.

Revise and Publish Draft IS/MND and Prepare MMRP - When the first draft of the IS/MND is complete, the relevant materials will be consolidated into the preliminary Administrative Draft IS/MND. Copies of the Administrative Draft IS/MND will be submitted to the City staff for review. 4Creeks will revise the Administrative Draft IS/MND in response to City comments and prepare a Screencheck Draft IS/MND for City review. Once approved, 4Creeks will prepare the public review Draft IS/MND which includes technical studies as an appendix.

4Creeks will prepare the Notice of Intent (NOI) and send it to City staff for review. 4Creeks will be responsible for circulating the Draft IS/MND and NOI to the Tulare County Clerk and the State Clearinghouse, if preferred and authorized by the City. 4Creeks can assist the City in distribution of the document to agencies and other interested parties. The public review period for the IS/MND will be 30 calendar days.

Once the Draft IS/MND is distributed, 4Creeks will prepare a Mitigation Monitoring and Reporting Program (MMRP) pursuant to California Public Resources Code Section 21081.6. The MMRP is intended to ensure that required mitigation measures are implemented during project construction and operation to reduce potentially significant environmental impacts. The MMRP will contain an inventory of mitigation measures, timing for implementation (e.g., prior to issuance of grading permits), the responsible staff or agency assigned to monitor the condition, and a compliance statement. The MMRP will be provided to the City for attachment to the agency's resolutions approving the IS/MND.

Response to Comments and Prepare Final IS/MND - Following completion of the public review period, 4Creeks will respond to agency and public comments submitted on the IS/MND, if any. In the event comments are submitted by agencies or the public, we will review the comments and, prior to preparing the responses, we will present a strategy for the response document and will discuss that strategy with the City. This scope includes up to 20 hours to respond to comments. Should the IS/MND receive a large volume of comments or highly complex comment letters, we will discuss the need for scope changes with the City staff.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Following City review of the responses to comments, 4Creeks will prepare a Final IS/MND (if necessary), which will consist of comment letters and responses thereto with supporting appendices material; and modifications to the Draft IS/MND document (to be accomplished through preparation of corrections and additions to the Draft IS/MND document), if deemed necessary by the City. If a Final IS/MND is not needed, then just the response to comments document would be provided to City staff and decision makers for their review and consideration at the project's public hearings.

4Creeks will also prepare the Notice of Determination (NOD) and send it to City staff for review and submittal, if requested by the City. 4Creeks is also available to file the NOD with the Tulare County Clerk and State Clearinghouse, if authorized by the City.

Task 4E: Prepare IS/NOP and Scoping Meeting (Option B)

If Option B, an EIR, is warranted based on the above tasks, then the following would be undertaken:

Prepare IS for an EIR – An IS is not required when an EIR is being prepared for a project; however, the City may choose to prepare one to justify the preparation of the EIR and to focus on the issue areas as much as possible. 4Creeks will prepare a Screencheck IS checklist, in accordance with the requirements of CEQA and State CEQA Guidelines for review by the City. The IS will contain all applicable components required by CEQA, including Introduction, Background, Project Description/Characteristics/Phasing and Discretionary Approvals; Setting, Impacts (Project and Cumulative), Mitigation and Level of Significance After Mitigation; and mandatory CEQA findings.

The IS will respond to all environmental issues listed in the State CEQA Guidelines IS Checklist. Analyses will be prepared based on site surveys, design information (e.g., site plans, project description materials, etc.), collection of photographic data and other technical data. Preparation of the IS will include development of answers to all questions on the IS checklist used by the City, and application of significance thresholds as required by the State CEQA Guidelines.

Review and Revise Draft IS – When the first draft of the IS is complete, the relevant materials will be consolidated into the preliminary Administrative Draft IS. Copies of the Administrative Draft IS will be submitted to the City for review. 4Creeks will revise the Administrative Draft IS in response to City comments and prepare a Screencheck Draft for City review. Once approved, 4Creeks will prepare the public review draft of the focused IS which will be distributed with the notices listed below.

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Prepare and Circulate IS/NOP – 4Creeks will draft the Notice of Preparation (NOP) and transmit it to the City for review. It is anticipated that the City would want two (2) rounds of review prior to the publication of the IS/NOP. If preferred, City staff will provide 4Creeks with a circulation list of public agencies, organizations and people wishing to receive a copy of the IS/NOP, as well as repository locations. This list would specifically include any agencies and significant stakeholders that the City believes ought to be included in the IS/NOP distribution for EIR input. If authorized by the City, 4Creeks will distribute the IS/NOP and the Notice of Completion (NOC) to the State Clearinghouse and file the NOP with the Tulare County Clerk.

The IS/NOP and all correspondence received in response to the IS/NOP will be attached as an Appendix to the Draft EIR. A finalized scope for the Draft EIR will be defined after all comments on the IS/NOP have been received. 4Creeks will work with City staff to determine if the comments expand the scope of work for the EIR.

EIR Scoping Meeting (Optional) – While not required under CEQA for this project, 4Creeks would work with City staff on format and presentations for an EIR scoping meeting and provide hand out materials, attend the meeting, and present the CEQA process and the environmental issue areas anticipated to be studied in detail in the EIR. 4Creeks will take notes on the proceedings and prepare a summary of comments from the scoping meeting that will be included with the IS/NOP comments.

Task 4F: Prepare Draft EIR (Option B)

If Option B, an EIR, is warranted, then the following would be undertaken after Task 4E:

Prepare Administrative Draft EIR – An Administrative Draft EIR will be prepared for review by City staff. Our EIRs include the following chapters in conformance with CEQA:

1. Introduction/Executive Summary
2. Overview of Environmental Setting
3. Project Description
4. Environmental Analysis (for topics not vetted in the IS)
 - a) Environmental Setting
 - b) Project Impacts
 - c) Mitigation Measures
 - d) Cumulative Impacts
 - e) Impacts After Mitigation
5. Alternatives



6. Effects Found Not to Be Significant
7. Other CEQA Considerations (Growth Inducing Impacts, Significant Irreversible Changes, etc.)

Review and Revise the Administrative Draft EIR – When the first draft of the EIR is complete, the relevant materials will be consolidated into the preliminary Administrative Draft EIR. Copies of the Administrative Draft EIR will be submitted to the City for review. 4Creeks will revise the Administrative Draft EIR in response to City comments and prepare a Screencheck Draft EIR for City review. Upon each review, 4Creeks will make changes to the sections in track changes mode.

Production and Circulation of the Draft EIR – Prior to reproduction of the Draft EIR, 4Creeks will provide a final “proof copy” of the Screencheck Draft EIR to the City for final review. 4Creeks will circulate the Draft EIR to the State Clearinghouse, if authorized by the City, can assist the City with public distribution. 4Creeks will draft the Notice of Availability (NOA) and Notice of Completion (NOC) per the City’s preferred format and will give to City staff for review, and 4Creeks will include the notices with the Draft EIR. The public review period for the EIR is required by CEQA to be no less than 45 calendar days.

Task 4G: Prepare Final EIR (Option B)

If Option B, an EIR, is warranted, then the following would be undertaken after Task 4F:

Prepare Administrative Final EIR – Following the close of the 45-day public review period, the City will forward the comment letters received on the Draft EIR. 4Creeks will prepare responses to the comments. This scope includes up to 30 hours to respond to comments and additional 10 hours to revise the responses based on City comments/edits. Should the Draft EIR receive a large volume of comments, we will discuss the need for scope changes with the City.

The Final EIR shall include the Responses to Comment Letters, Corrections and Additions to the Draft EIR, Mitigation Monitoring and Reporting Program (MMRP) and all Technical Appendices.

The MMRP shall comply with the City’s format and content and include specific monitoring activities, a reporting system, and criteria for evaluating the success of the mitigation measures. Mitigation measures will be written in sufficient detail to address impacts at all project levels, referencing the appropriate implementing permits such as grading permits,

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



final maps, and landscape plans. The MMRP will be part of the Final EIR that is certified by the City's decision makers.

Revise and Publish Final EIR – Prior to publishing the Final EIR, 4Creeks will provide a “proof copy” of the Screencheck Final EIR to the City for final review. 4Creeks is available to distribute the Final EIR to commenting agencies and other parties that received the IS/NOP and those that notified the City to receive copies.

4Creeks will prepare the NOD, according to the City's preferred format and will give to City staff for review. 4Creeks is available to file the NOD with the Tulare County Clerk and the State Clearinghouse, if authorized by the City.

Task 4H: Public Hearings

The following task would be undertaken for both Option A, an IS/MND, or Option B, an EIR:

This task includes attendance at City public hearings on the Project. 4Creeks has budgeted for attendance at two public hearings by consultant team members responsible for preparation of the report and technical studies.

Attendance at additional meetings would be billed on a time-and-materials basis with prior authorization by the City. Attendance at various City/team virtual meetings and calls as part of the project progress calls over the course of the project is included in the preparation tasks identified above.

The above **Task 4** services will be provided as follows:

Option A: 4Creeks will complete the Draft IS/MND (Tasks 4A – 4D and 4H) for a **fixed fee of \$91,971**.

Option B: 4Creeks will prepare a Final EIR (Task 4A – 4C and 4E – 4H) for the project on a **Time and Materials basis** in accordance with the not-to-exceed fees of **\$181,694** for these services. This total includes the optional scoping meeting.

Task 5: Utility Coordination Services – LAPM Procedures

4Creeks will complete utility research to identify and mitigate existing and potential conflicts, as well as work with utility companies affected by the project in providing a complete set of plans for construction bidding. 4Creeks will complete the following utility coordination services:

1. Utility Research:
 - a) Request and review all dry utility maps in the area.

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



- b) Update CAD file as needed.
- 2. Utility Application:
 - a) Coordinate relocations, removals, and/or upgrade services of existing utilities on the proposed project site that may be required prior to the start of construction.
 - b) Submit improvement plans and applications to the respective utility companies for new services.
- 3. Utility Redlines:
 - a) Obtain on-site point-of-connection locations for the project site, conduit requirements, and joint trench routes from the utility companies.
 - b) Obtain utility company designs on behalf of the Client.
- 4. Utility Construction:
 - a) Work with Client's trenching agent throughout the dry utility installation and heat-up phase.
 - b) Coordinate and attend joint utility meeting for the Client, this meeting to be attended by all utility company representatives, trenching agents, and others as directed by the Client.
 - c) Assist with the receipt of all utility company contracts, invoices, and easements on behalf of the Client. Follow-up with Client to ensure all documents and payments are in place prior to heat-up date.

The above **Task 5** services will be provided for a **Fixed Fee of \$9,253**. These fees do not include any processing fees or items not specifically described above. Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 6: Geotechnical Analysis

4Creeks' subconsultant, Krazan & Associates, will perform a geotechnical investigation. Krazan will drill six (6) exploratory borings within the proposed project site to evaluate the subsurface soil conditions. The exploratory borings will be advanced to depths ranging from approximately 10 to 25 feet or auger refusal. In addition, two (2) bulk subgrade samples will be collected for R-Value testing. During drilling operations, penetration tests will be performed at regular intervals to evaluate the soil consistency and to obtain information regarding the engineering properties of the subsoils. Soil samples will be retained for laboratory testing. The soils encountered will be continuously examined and visually classified in accordance with the Unified Soil Classification System. All fieldwork will be done under the supervision of a Geotechnical Engineer or Senior Geologist.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Laboratory testing will be dependent on the results of the field testing and sampling program, as well as consideration of the foundation system, which is most practical and cost-effective for the project. Currently, a series of dry density determinations, moisture contents, expansion tests, direct shear tests, R-Value and consolidation tests are anticipated. The results of the field exploration, laboratory testing, and engineering analysis will be presented in a formal report after thorough discussion of the project findings with project team.

The Geotechnical Engineering Investigation Report will address the following items:

1. Introduction.
2. Site Description.
3. Geological Setting.
4. Soils Profile and Subsurface Conditions.
5. Groundwater Conditions.
6. Engineering Conclusions and Recommendations.

The above **Task 6** services will be provided for a **Fixed Fee of \$10,350**. If NEPA is required, an additional fee will be \$2,500.00. This estimate for Task 6 does not include environmental assessment costs, geological hazards evaluation costs, construction testing or inspection costs, septic system design costs, or review of plans and specifications costs. Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 7: Potholing (Optional)

4Creeks will perform potholing to identify and mitigate potential conflicts. The 4Creeks Team will verify pothole locations with the City. For this scope of work and fee, we have assumed up to eight (8) potholes and one (1) day with a hydrovac truck with three (3) operators. As the work will be completed on tribal land, we have also assumed there will be limited traffic control. Pothole report documentation will be provided.

The above **Optional Task 7** services may be provided for a **Fixed Fee of \$11,000**. These services do not include obtaining an encroachment permit, traffic control plans, or significant traffic control in the field. Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 8: Hydraulic Modeling and Report

4Creeks' subconsultant, Tory R. Walker, will provide hydrologic and hydraulic analysis to support the design of two proposed bridge crossings over the Tule River. Given that the contributing watershed exceeds 640 acres, a unit hydrograph-based hydrology study will be

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



conducted to estimate the 100-year design flow at the project location. This flow rate will be used to develop a HEC-RAS model of the project reach to determine water surface elevations and floodplain extents. Due to the lack of FEMA mapping in the area, normal depth will be used as the downstream boundary condition in the hydraulic model. The study results will be summarized in a technical report, along with supporting figures and mapping to assist the project team in bridge design decisions.

The above **Task 8** services may be provided for a **Fixed Fee of \$15,197**. Any additional items requested, not specifically mentioned above will be billed as “extra” on a Time and Materials basis.

Task 9: Plans, Specifications, and Cost Estimate (PS&E)

The 4Creeks Team will prepare PS&E for review/approval by the City for the project. It is anticipated the scope of work will include the items listed in the proposal cover letter and as shown in the City-provided cost estimate for the ATP grant application. Plans and cost estimates will be provided at the 30%, 60%, 90%, and 100% submittal stages. Specifications will be provided at the 90% and 100% submittal stages. Commitment mitigation measures in the environmental documents will be incorporated into the appropriate contract documents. It is anticipated that the City will provide a full review of the documents submitted at each stage of the project and will provide their comments to 4Creeks. The 4Creeks Team will address the City’s comments and revise the plans as appropriate and provide the City with responses to comments.

The following will be submitted with the 30%, 60%, 90%, 100%, and final submittals, or as noted below:

1. Full-sized (22" x 34") plans – one hardcopy and electronic PDF file.
2. Specifications – one hardcopy and one electronic PDF file (90%, 100%, and final submittals).
3. Engineer’s Opinion of Probable Construction Costs – one hardcopy and one electronic PDF file.
4. Electronic copy of specifications in MS Word format (90%, 100%, and final submittals).
5. 4Creeks response to comments and tracking – electronic PDF (90%, 100%, and final submittals).
6. Electronic copy of plans in AutoCAD Civil 3D 2019 (submitted with final, signed plans only).

After final comments are addressed, one (1) set of the following hard copies will also be submitted for the final, signed contract documents

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



1. Full-sized plans.
2. Specifications.
3. Engineer's Opinion of Probable Construction Costs.

Construction Plans – 4Creeks will submit construction plans that conform to current regulations and guidelines in accordance with City of Porterville's Standard Plans and Specifications, Caltrans Standards and Specifications, and applicable AASHTO geometric design guidelines. Based on the provided ATP grant cost estimate, it is anticipated the project improvements can be designed within the existing right of way and no right of way acquisition or easements will be required.

Project plans will be prepared in AutoCAD Civil 3D on 22" x 34" size sheets. 4Creeks anticipates providing the following plan sheets for the project:

1. Cover Sheet.
2. Topographic Survey Plans (assumed at 1" = 20' scale).
3. General Notes and Legend.
4. Key Map (assumed at 1" = 200' scale).
5. Cross Sections (assumed at 1" = 10' scale).
6. Layout Sheets & Utility Plan and Profile Sheets (assumed 1" = 20' scale).
7. Curb Ramp Detail Sheets (assumed 4 per page at 1" = 5' scale). Ramp details will include elevations, dimensions, and will show transitions to the existing concrete sidewalks.
8. Construction and City Standard Details.
9. Rectangular Rapid Flashing Beacon Plans (assumed 1" = 20' scale).
10. Signing and Pavement Delineation Plans (assumed 1" = 20' scale).
11. Structural Plans and Details.
12. Landscape and Irrigation Plans and Details.

Specifications and Cost Estimate – 4Creeks will prepare the project specifications and engineer's opinion of probable construction costs for the project. The City shall provide 4Creeks the current City specifications and technical special provisions in MS Word. As with prior projects administered by the City, 4Creeks anticipates the City will prepare the up-front, boilerplate specifications. 4Creeks shall prepare and provide the following:

- Short project description to be included in the project specifications
- Special provisions, technical specifications, and needed appendices for the project specifications
- Engineer's opinion of probable construction costs

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



- Bid item description, including measurement and payment for each item
- Excel file showing itemized quantity breakdowns

Special provisions and technical specifications that are not covered by the City's Standard Specifications will be prepared using Caltrans Standard Specifications and Special Provisions, California Manual on Uniform Traffic Control Devices, manufacturer or industry standard specifications for the specific items identified, or similar technical specifications of previous projects.

The above **Task 9** services will be provided for a **Fixed Fee of \$199,217**. Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 10: Structural Services

4Creeks subconsultant, Cornerstone Structural Engineering Group, will complete the structural engineering services listed below.

Task 10A: Project Management

This task includes planning and allocating resources, monitoring project workflow and schedule, monitoring contractual requirements, and project filing and documentation.

Cornerstone will prepare for and attend up to five (5) Project Development Team (PDT) coordination meetings. For the purpose of this scope and fee, Cornerstone anticipates attending one (1) in-person meeting held at the City's offices and four (4) teleconferences are assumed.

Task 10B: Project Development

Cornerstone will be available to assist the design team with the initial phase of project development by coordinating the bridge design criteria and answering questions from the design team. A maximum of 20 hours has been assumed for this task.

Task 10C: Preliminary Design

Cornerstone will perform preliminary engineering and develop 30% level structure PS&E documents that include general layout drawing for each of the two (2) bridge crossings. The objective of this task is to provide preliminary layout and structure alternatives for environmental review.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Task 10C.1: Preliminary Engineering and Project Scoping Memorandum (30% PS&E)

Under this task, Cornerstone will perform preliminary engineering and develop 30% level structure PS&E documents that include general layout drawing for the bridge crossings. Cornerstone will evaluate potential project structure alternatives and coordinate with 4Creeks to develop preferred structure locations and alternatives for consideration in the project environmental document and final design. Layout for the bridge crossings will be determined in cooperation with the hydraulic studies to meet the project hydraulic requirements. Cornerstone will prepare a Structures Project Scoping Memorandum (also known as a Structures Type Selection Memorandum) that documents and summarizes the bridge project constraints, including project design criteria, stakeholder criteria, and constructability issues and discusses the proposed structure alternatives.

This task includes coordination with the project hydraulics engineer for the determination of bridge length. Cornerstone will provide structure support to the project hydraulic engineer, including answering questions related to the bridge and providing sketches of the proposed bridge layout, for their use in the development of the preliminary hydraulic modeling. The goal of this scope is to determine the preferred span arrangement to meet the hydraulic design criteria.

Cornerstone will develop up to two (2) bridge layout alternatives for each crossing based on the preliminary pathway alignments by 4Creeks and the hydraulic modeling. Each of the layout alternatives will include a plan, elevation, and typical section of the proposed bridge structure. The layout alternatives will be completed with enough detail to develop preliminary cost estimates of the proposed alternatives for use in the Structures Project Scoping Memorandum.

Cornerstone will also coordinate with the potential prefabricated bridge manufacturers to determine anticipated bridge type, overall bridge depth, fabrication and delivery costs, and preliminary abutment reactions.

After development of the layout alternative drawings, Cornerstone will prepare preliminary Engineers Estimate of Probable Construction Cost. A preliminary bid item list for each alternative will be developed. Quantities for the estimates will be qualitative and based on Caltrans Planning Estimate practices documented in Bridge Design Aids 11-4.

Deliverables:

- PDF of Draft and Final Structures Project Scoping Memorandum including:
 - Bridge general plan layout drawings of up to three (3) bridge alternatives

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



- Preliminary Engineers Estimate of Probable Construction Cost of the bridge alternatives

Task 10C.2: OPTIONAL TASK – Structure Project Scoping Meeting

At the option of 4Creeks and the City, Cornerstone will prepare for and attend a Structure Project Scoping Meeting at the City's office to discuss the overall project, the preferred bridge alternative and critical project decisions that will be required for final design. Attendees at the meeting will include City and members of the Project Delivery Team. Cornerstone will provide a meeting agenda and meeting minutes.

Deliverables:

- PDF of Draft and Final Meeting Minutes

Task 10C.3: OPTIONAL TASK – Additional Structure Layout Alternatives (Per Each)

This task includes additional effort to provide additional structure layout alternatives for consideration in the Preliminary Engineering phase. This task includes the same scope of work as Task 10C.1 in the base services for each additional alternative considered.

Task 10D: Final Design

Task 10D.1: Structure Coordination for Bridge Foundation Report

Cornerstone will coordinate with the project geotechnical engineer for the development of the Bridge Foundation Report by providing structural input for the determination of the preferred bridge foundation type and providing preliminary bridge substructure loads.

Task 10D.2: Structure Coordination for Final Hydraulics Report

Cornerstone will provide structure coordination support to the project hydraulic engineer in developing the Final Hydraulic Reports.

Task 10D.3: Initial PS&E (60% Design)

Once the Project Scoping Memorandum is approved by the City, Cornerstone will develop the draft Plans, Specifications, and Estimate (PS&E). This phase of work takes the approved configuration from the Preliminary Engineering phase and develops the remaining plan sheets and details, bid item list, and bid items quantities required for the bid documents. While this submittal is effectively a complete package, it represents a set of "unchecked" bid documents that has not been through Cornerstone's internal Independent Check process. This submittal is intended to allow the City other stakeholder agencies to review and comment prior to development of the Final PS&E.



60% Plans

Cornerstone will advance the design of the bridge to the point that the major design issues identified during preliminary engineering and solutions are represented in the plan documents. This plan set will include all plan sheets and will represent a complete, unchecked set of construction documents.

60% Technical Specifications

Cornerstone will prepare the structure technical Special Provisions for the project based in general on Caltrans' Standard Special Provisions and Caltrans Standard Specifications. This includes the development of the prefabricated bridge performance specification and other technical specifications related to the bridge structure.

Engineers Estimate of Probable Construction Cost

Cornerstone will prepare a Bid Item List and detailed quantities for the bridge. The Engineer's Estimate of Probable Construction Cost will be prepared using the quantities and the unit costs from the most recent and relevant Caltrans Cost Data, Consultant's cost data and experience with similar local projects, and engineer's judgement.

Deliverables:

- 60% Unchecked Structure Plans in pdf format
- Engineers Estimate of Probable Construction Cost in Excel format
- Bid Item List in Word format
- Project Technical Specifications in Word format

Task 10D.4: Intermediate PS&E (90% Design)

Following submittal of the Initial PS&E (60% Design), Cornerstone will complete our internal Independent Check. Our Independent Check process is part of our Quality Management Plan and generally follows Caltrans Guidelines. It includes an independent, licensed engineer who was not involved in the original design reviewing the 65% Design deliverables.

Independent Check

This task includes the independent review of the Initial PS&E by the Independent Check Engineer and includes reviewing and performing analysis as required to confirm structure demands and capacities; reviewing the structure and improvement plans to confirm the sets have been coordinated; reviewing the bid item list and special provisions to confirm that structure items have been accounted for in the bid items; and reviewing the structure quantities. The Independent Check Engineer will provide a list of review comments and a set of red-marked plans that communicate issues that were uncovered



during the Independent Check. These issues will be resolved between the design Engineer-of-Record and the Independent Check Engineer and agreed to revisions will be made.

Update PS&E

Once the Independent Check has been completed, Consultant will update the Initial PS&E based on the independent review comments. The PS&E will also be updated based on City comments and other review agency comments received from their review of the Initial PS&E.

Deliverables:

- 90% Improvement Plans in pdf format
- Signed Design Calculations in pdf format
- Engineers Estimate of Probable Construction Cost in Excel format
- Bid Item list in Word format
- Project Specifications in Word format
- Independent Check Review Comment Matrix and Resolutions
- Response to City 60% submittal comments

Task 10D.5: Final PS&E:

This phase represents the completion of the final bid documents and incorporates all final review comments from the City and remaining stakeholder coordination items.

Update PS&E

After reviewing the Intermediate PS&E, Cornerstone will update the 90% documents to incorporate agreed upon revisions. This set represents the Final Contract Documents.

Deliverables:

- Final Signed Improvement Plans in pdf format
- Revised Design Calculations as required in pdf format
- Final Engineers Estimate of Probable Construction Cost in Excel format
- Signed Final Project Specifications in Word format
- Response to City 90% submittal comments

Task 10E: Engineering Support During Construction

Cornerstone will be available to assist 4Creeks during construction and provide structural engineering construction support services. Engineering support services during construction include those listed below.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Task 10E.1: Assistance with Contractor Submittals

Cornerstone will assist the City during construction by reviewing contractor bridge related shop drawings and materials submittals and providing technical comments. The following submittals are anticipated for review:

- CIDH Pile Placement Plan/Driving System Submittal
- Concrete Mix Designs
- Prefabricated Bridge Shop Drawings
- Prefabricated Bridge Erection Plan
- Welding Procedure Specifications

It is assumed that a maximum of two reviews of each submittal listed will be required. If additional reviews are required, additional scope and budget will be necessary.

Deliverables:

- Reviewed submittals in PDF format

Task 10E.2: Technical Support for Contractor's RFI's and Change Orders

Cornerstone will provide advice and technical support to 4Creeks and the City for contractor Requests for Information (RFIs) and Construction Change Orders (CCOs). A maximum of 20 hours has been assumed for this task.

Deliverables:

- Responses to RFIs and CCOs in PDF format

Task 10E.3: OPTIONAL TASK – Attend Pre-Construction Meeting

At the City's option, Cornerstone will attend the project pre-construction meeting and prepare a check list of pertinent items of work and construction questions critical to the proper construction of the bridge to be discussed at the pre-construction meeting.

Task 10E.4: OPTIONAL TASK – Record Drawings

If required by the City, Cornerstone will prepare record drawings based on the City's Resident Engineer's and Structure Representative's redlined drawings.

Deliverables:

- Record Drawings in pdf format

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



The above **Task 10** services will be provided for a **Fixed Fee of \$142,054.**

The following optional tasks may be added:

Optional Task 109C.2 – Structure Project Scoping Meeting: \$5,198

Optional Task 10C.3 – Additional Structure Layout Alternatives (per each): \$9,764 each

Optional Task 10E.3 – Attend Pre-Construction Meeting: \$2,162

Optional Task 10E.4 – Record Drawings: \$2,847

If all optional tasks are authorized, the total combined cost would be \$162,025.

Any additional items requested, not specifically mentioned above, will be billed as “extra” on a Time and Materials basis.

Task 11: Landscape and Irrigation

4Creeks subconsultant, Wood Architecture, will complete the landscape and irrigation tasks listed below. PS&E for landscape and irrigation items will be submitted as defined in Task 8.

Design Development Landscape Plans

To aid in the further development and refinement of the conceptual plan, these design development services will include the following:

1. Meet with the Client and project design team to review the schematic site plan.
2. Prepare a 1" = 20' scale illustrative preliminary landscape plan indicating location of proposed hardscape elements, pedestrian circulation, site furnishings (if any), and planting concept. The following elements shall be included in the full submittal:
 - a) Plant legend.
 - b) Trees, shrubs, and groundcover areas or other softscape elements.
 - c) Site amenities.
 - d) Entry plaza, sidewalks, and other hardscape elements.
3. Provide estimated preliminary cost of construction for the proposed landscape elements.

Landscape Construction Documents

Wood Architecture will prepare landscape and irrigation drawings. Preparation shall commence upon approval of the Design Development Plans, utility plans, and preliminary civil engineering plans. These services shall include the following:

1. Obtain and review project-planning data including ATP grant requirements, site plan information, and existing topographic and grading information.
2. Provide a 1" = 20' scale planting soils plan indicating soil treatment type, location, and requirements.

VISALIA – HQ

324 S Santa Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS

180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER

9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD

308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO

605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE

132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



3. Provide a 1" = 20' scale irrigation plan indicating location, type, and size of the irrigation sprinkler heads and piping for an automatic irrigation system. Prepare AB1881 Water Conservation documentation as required by the State of California.
 - a) Prepare hydrozone plans
 - b) Prepare irrigation schedules
 - c) Prepare water calculations
4. Provide a 1" = 20' scale planting plan indicating location, type, size, and quantity of trees, shrubs, lawn, and ground cover.
5. Provide planting soil, irrigation, and planting details.
6. Provide tree protection, planting soil, irrigation, and planting specifications.
7. Coordinate with 4 Creeks, Inc. who will submit the drawings for approval. Coordinate with the City of Porterville/Tule River Tribe and make adjustments necessary to the Construction Documents to satisfy the requirements for issuance of a building permit.
8. Provide clarifications and addenda as needed during the bidding phase of the project.
9. This section includes a total of three (3) 1-hour project meetings. Additional meetings other than those described shall be billed at the hourly rates indicated.
10. This section includes a total of four (4) submittals to the City of Porterville for review and approval. Any additional submittals required by shall be done on a time & materials basis after receiving approval from the Owner in writing prior to beginning the work.

Landscape Construction Administration – Wood Architecture will provide assistance on the project during the construction phase of the landscape design. The services in this section will include the following:

1. Provide Clarifications and addenda as needed during the bidding phase of the project.
2. Provide review and analysis of the bids for input into Contractor selection with regard to the landscape design.
3. Provide RFI responses for the purpose of clarification and interpretation of the landscape construction documents.
4. Provide issuance of bulletins for the purpose of providing the Contractor with information related to clarification, documentation of field changes, detail changes, and Contractor changes.
5. Provide review and approval for all landscape, irrigation, hardscape, and site amenities submittals.



Landscape Construction Observation – Wood Architecture will provide assistance on the project during the construction phase of the landscape design. The services in this section will include the following:

1. Schedule and attend a pre-construction meeting for the purpose outlining the responsibilities of the Contractor and to verify the standards and quality of workmanship for the project landscape design.
2. Attend one (1) site observation to review paving layout prior to forming and one (1) site visit to review forms prior to pouring.
3. Attend one (1) site observation to review installation of the planting soils plan prior to the beginning of the irrigation systems installation.
4. Attend one (1) site observation to review layout and installation of the irrigation system including mainlines, sleeving and electrical conduit.
5. Attend one (1) site observation to review layout and installation of the irrigation system including valve manifolds, lateral lines and emitters.
6. Attend one (1) site observation to review layout and installation of the irrigation system including sensor installation, controller configuration and systems operation.
7. Attend one (1) site observation to review the layout and installation of plant material prior to mulching.
8. Attend a final construction review for the purpose of accepting the installation and starting the 180-day maintenance period.
9. Provide one (1) final maintenance review for the purpose of verifying the compliance with landscape design plans and specifications and accepting the project for the Owner.

Additional Services

Additional services, if requested, shall be at the Consultant's rate of \$100/hr and agreed to by both parties in writing prior to commencing the work.

The above **Task 11** services will be provided for a **Fixed Fee of \$26,186**. Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 12: Environmental Services

Task 12A: Stormwater Pollution Prevention Plan (SWPPP)

Verux will prepare a Stormwater Pollution Prevention Plan (SWPPP) as follows:

1. Follow Construction General Permit (WQO-2022-0057- DWG) requirements by using the latest California Stormwater Quality Association (CASQA) SWPPP

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



template.

2. Risk Level 1 assumed.
3. Includes required Permit Registration Documents (PRDs).
4. Dewatering practices assumed not to be used and not included unless notified such practice to be implemented by the Legally Responsible Person (LRP).
5. Apply for Notice of Intent (NOI) for LRP submittal to obtain WDID.
6. Qualified SWPPP Developer (QSD) to prepare, assist, and coordinate with Client/LRP and/or representative.
7. Inform LRP of site permit requirements.
8. LRP to add QSD as a Data Entry Person (DEP) to the project SMARTS account.
9. Personal information, passwords, etc. created by LRP for the SMARTS account will not be shared with Verux.
10. LRP and/or Client to contract directly with the sampling lab and provide contact information for inclusion in the SWPPP document.
11. LRP to provide a Stormwater Quality Plan (if not prepared by Verux).
12. LRP assumes all responsibility for violations or additional fees due to untimely submittals by the LRP.

The above **Task 12A** services will be provided for a **Fixed Fee of \$5,980. All permit fees are to be paid by the Client.** Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

Task 12B: Dust Control Plan (DCP)

Verux shall prepare a Dust Control Plan in accordance with San Joaquin Valley Air Pollution Control District (SJVAPCD) requirements. Verux will submit to SJVAPCD and address comments as necessary to obtain approval before the construction start date. The City shall confirm all contractors and subcontractors are appropriately certified by SJVAPCD. The City shall complete the required DCP implementation forms during dust-related activities to demonstrate compliance with the SJVAPCD requirements as shown in the approved DCP. 4Creeks will assist the City to prepare and complete such forms during dust-generated related activities upon request.

The above **Task 12B** services will be provided for a **Fixed Fee of \$2,530. All permit fees are to be paid by the Client.** Any additional items requested, not specifically mentioned above will be billed as "extra" on a Time and Materials basis.

VISALIA - HQ

324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS

180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER

9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD

308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO

605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE

132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



Task 13: Bidding Phase Services – Construction Engineering (CE) Phase

4Creeks will provide assistance during the bidding phase to help the City receive clear and concise bids from Contractors for the project construction. 4Creeks will provide the following bidding phase services:

1. Attend and participate in a pre-bid meeting with the City and Contractors
2. Provide supplemental instructions and clarifications to bidders as necessary; produce addendums to modify the bid documents (plans and specifications) as required
3. Review bids received at the bid opening held by the City and provide a recommendation for award

The above **Task 13** services will be provided on a **time and materials basis**. We propose the City budget **\$10,290** for these services. This task assumes one (1) in-person pre-bid meeting to be held at the City's office or at the project site. It is also assumed any advertising to bid the project will be paid by the City.

Task 14: Construction Assistance – Construction Engineering (CE) Phase

4Creeks will assist during construction, including but not limited to the following services:

1. Attend and participate in the preconstruction meeting
2. Respond to Requests for Information (RFI)
3. Review technical submittals if requested by the City
4. Assist with change order review if requested by the City
5. Prepare as-built record drawings in AutoCAD based on red-lined plans provided by the City/Contractor

Project costs for the above **Task 14** services will be provided on a **time and materials basis**. We propose the City budget **\$24,153** for these services. This task assumes one (1) in-person preconstruction meeting to be held at the City's office or at the project site.



SCHEDULE

4Creeks understands the City has filed a time extension request to the California Transportation Commission (CTC). Based on this request, 4Creeks anticipates completion of the environmental document will be in June 2026. We anticipate PS&E beginning after completion of the environmental phase. PS&E is expected to take approximately 12 months. However, we would like to provide some clarification and comments on the proposed schedule and the anticipated timeline for this project. The items listed below are provided to give the City the best possible chance of meeting their schedule. Some schedule items are controlled by other agencies and are not within 4Creeks' control. However, our staff will aggressively pursue these items to get approval as soon as reasonably possible.

1. **City-provided information/data** – The City shall provide the following information/data immediately upon notice to proceed:
 - Current City Standard Plans
 - Current City specifications and technical special provisions in MS Word
 - Record drawings of the project area
 - AutoCAD files of the project's conceptual plans
 - Right of way documents or title reports for the project
 - Any existing utility information the City and/or the Tribe may have for the project area
2. **Expediting Permits** – 4Creeks has assumed permits will not be required for potholing or geotechnical investigations. However, should this be necessary, 4Creeks should be informed immediately to begin that process. It is anticipated that any City and/or Tribe required permits will be expedited and approved right away so there is no delay in work to be completed.
3. **Expediting City Review** – The City will need to expedite their review of the PS&E submittals.
4. **Utility Relocation Process** – At this time, it is unknown if there are any major utilities that will require relocation. 4Creeks staff will work with the utility companies as efficiently and quickly as possible to finalize the necessary utility relocation packages.
5. **Permitting Agency Coordination** – At this time, typical permitting timelines for various agencies such as Department of Fish and Wildlife and U.S. Army Corp of Engineers, are unknown. 4Creeks staff will work with the required agencies as efficiently and quickly as possible to finalize the necessary plans to obtain approval.

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



COST

Below is the fee proposal and fee schedule to provide ED and PS&E for the Tule River Tribe Complete Streets and Two Pedestrian Bridges. Fees are broken down for each task identified in the proposal and outlined with a fixed fee, time and materials, or per unit cost method of payment. The City will be invoiced monthly. This fee proposal, along with our attached fee schedule, will serve as a basis for contract negotiations. The actual scope of work and fees included in a final contract may be negotiated and may vary to satisfy the City's actual needs.

FEE PROPOSAL

TASK	DESCRIPTION	FEE	COST
1	PROJECT MANAGEMENT	FIXED FEE	\$50,895.00
2	PROJECT INITIATION	FIXED FEE	\$13,725.00
3	TOPOGRAPHIC SURVEY	FIXED FEE	\$48,204.00
4	CEQA ENVIROMNMENTAL DOCUMENTATION		
	OPTION A: IS/MND	FIXED FEE	\$91,971.00
	OPTION B: EIR	T&M	\$179,227.00
	OPTION B: EIR WITH OPTIONAL SCOPING MEETING	T&M	\$181,694.00
5	UTILITY COORDINATION SERVICES – LAPM PROCEDURES	FIXED FEE	\$9,253.00
6	GEOTECHNICAL ANALYSIS	FIXED FEE	\$10,350.00
7	POTHOLING (OPTIONAL)	FIXED FEE	\$11,000.00
8	HYDRAULIC MODELING AND REPORT	FIXED FEE	\$15,197.00
9	PLANS, SPECIFICATIONS, AND COST ESTIMATES (PS&E)	FIXED FEE	\$199,217.00
10	STRUCTURAL SERVICES	FIXED FEE	\$142,054.00
	STRUCTURAL SERVICES WITH OPTIONALS	FIXED FEE	\$162,025.00
11	LANDSCAPE AND IRRIGATION	FIXED FEE	\$26,186.00
12	ENVIRONMENTAL SERVICES (ESTIMATED)	FIXED FEE	\$8,510.00
13	BIDDING PHASE SERVICES – CONSTRUCTION ENGINEERING (CE)	T&M	\$10,290.00
14	CONSTRUCTION ASSISTANCE– CONSTRUCTION ENGINEERING (CE)	T&M	\$24,153.00

VISALIA – HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



FEE PROPOSAL (CONTINUED)

DESCRIPTION TOTALS	COST
TOTAL FEE W/O OPTIONAL TASK WITH CEQA OPTION A (IS/MND)	\$650,004.00
TOTAL FEE W/O OPTIONAL TASK WITH CEQA OPTION B (EIR)	\$737,260.00
TOTAL FEE W/O OPTIONAL TASK WITH CEQA OPTION B (EIR) AND SCOPING MEETING	\$739,727.00
TASK 7 OPTIONAL POTHOLING TASK	\$11,000.00
TASK 10 OPTIONAL ADDITIONAL STRUCTURAL SERVICES	\$19,970.00
TOTAL FEE W/OPTIONAL TASK AND CEQA OPTION A (IS/MND)	\$680,974.00
TOTAL FEE W/OPTIONAL TASK AND CEQA OPTION B (EIR)	\$768,230.00
TOTAL FEE W/OPTIONAL TASK AND CEQA OPTION B (EIR) AND SCOPING MEETING	\$770,697.00
TOTAL PE FEE W/OPTIONAL TASK AND CEQA OPTION B (EIR) AND SCOPING MEETING W/O CONSTRUCTION ENGINEERING TASKS	\$736,254.00

City of Porterville Responsibilities

1. Provide information/data as noted in the Schedule section.
2. Provide potholing as necessary to determine true utility locations (4Creeks has provided a cost for potholing as an optional task should the City be unable to provide potholing services).
3. Provide responses to Consultant's questions within two (2) days throughout the project.
4. Attend and participate in monthly project coordination meetings and City review meetings.
5. Provide expedited permits and City review to maintain the project schedule.
6. Act as the Contract Administrator and be the direct liaison to Caltrans and the Tribe responsible for all documentation and authorizations (other than noted in this scope of work).

Exclusions

1. Right of way services, including obtaining title reports.
2. Architectural services.
3. Caltrans and/or County agencies review and/or permitting.
4. Review by the Division of State Architect (DSA).

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com



5. Pre- or Post-construction counts required for ATP projects.
6. Completion of ATP paperwork for funding, approvals, etc.
7. Bid advertising costs.
8. Any work not specifically listed in this scope of work.

Assumptions

Based on information provided by the City of Porterville, the scope of work was developed based on the following assumptions:

1. The City of Porterville is the lead agency and will be making project decisions. 4Creeks will work directly with the City. The City will provide communication and coordination with the Tule River Tribe.
2. The ATP funding provided was State funding and no federal funding is included.
3. The City of Porterville will serve as the CEQA lead agency and there is no federal nexus or NEPA component for the project. TCAG will be the CEQA responsible agency as TCAG is providing funding for the project.
4. Certain environmental technical studies and permitting have been assumed and included in this proposal. If additional environmental technical studies are required, an additional scope of work and fee will be provided to the City for approval prior to any work beginning.
5. The City will be responsible for all required ATP paperwork per the Local Assistance Procedures Manual (LAPM) and the Local Assistance Program Guidelines (LAPG).
6. As this project is on tribal land, it is assumed that no right of way services are required.
7. The non-infrastructure component of the ATP grant is not a part of this agreement and will be the responsibility of TCAG.
8. 4Creeks staff is also the Watermaster for LTRID. LTRID's role as Watermaster is from the Success Dam downstream. As this project is upstream, LTRID would not have jurisdiction unless water is diverted out of the river. Currently, 4Creeks does not anticipate the need to divert water from the river. Therefore, coordination with LTRID is not anticipated. 4Creeks has also assumed permits will not be required from Tulare River Association (TRA).
9. All fixed fee and time and materials services are determined using the amended fee schedule under our current on-call engineering agreement. Optional services in the future will be assessed and estimates may be updated and provided in the event the agreement and fee schedule has been updated. Any work to be completed at prevailing wages would be based on the current prevailing wage rates.

VISALIA - HQ
324 S Sante Fe St, Suite A
Visalia, CA 93292
559-802-3052
info@4-creeks.com

CLOVIS
180 W Bullard Ave, Suite 101
Clovis, CA 93612
559-802-3052
info@4-creeks.com

DENVER
9540 Maroon Circle, Suite 110
Englewood, CO 80112
720-210-9488
info@4-creeks.com

HANFORD
308 N Irwin St.
Hanford, CA 93230
559-802-3052
info@4-creeks.com

SAN LUIS OBISPO
605 Santa Rosa St, Suite A
San Luis Obispo, CA 93401
805-904-4394
info@4-creeks.com

TULARE
132 S N St.
Tulare, CA 93274
559-802-3052
info@4-creeks.com

Effective 4-15-2026

4Creeks, Inc. Fee Schedule – Professional

Fees are based on the median hourly pay rate for employees in each classification,



Classification	Charges Per Hour (2025)	Charges Per Hour (2026)	Classification	Charges Per Hour (2025)	Charges Per Hour (2026)
Architectural Services			Planning Services		
Associate Architect	\$160	\$164	Assistant Planner	\$108	\$111
Architect	\$185	\$191	Associate Planner	\$129	\$133
Senior Architect	\$221	\$228	Planner	\$149	\$154
Principal Architect	\$252	\$260	Senior Planner	\$180	\$186
			Principal Planner	\$216	\$223
Civil Engineering Services			Project Manager/Coordinator		
Associate Engineer	\$149	\$154	Associate Project Manager/Coordinator	\$124	\$127
Engineer I	\$165	\$170	Associate Design Project Manager	\$149	\$154
Engineer II	\$180	\$186	Project Manager/Coordinator	\$149	\$154
Senior Engineer	\$201	\$207	Design Project Manager	\$175	\$180
Principal Engineer	\$252	\$260	Senior Project Manager/Coordinator	\$196	\$202
Construction Inspection (Non-Prevailing Wage)			Public Outreach Coordination		
Associate Construction Inspector*	\$129	\$133	Associate Outreach Coordinator	\$108	\$111
Construction Inspector*	\$155	\$159	Outreach Coordinator	\$129	\$133
Senior Construction Inspector*	\$175	\$180			
Construction Management			Software Engineering Services		
Associate Construction Manager	\$139	\$143	Assistant Software Engineer	\$93	\$95
Construction Manager	\$170	\$175	Associate Software Engineer	\$113	\$117
Senior Construction Manager	\$196	\$202	Software Engineer	\$139	\$143
Principal Construction Manager	\$216	\$223	Senior Software Engineer	\$170	\$175
Expert Witness			Structural Engineering Services		
Expert Witness	\$309	\$318	Associate Structural Engineer	\$149	\$154
			Structural Engineer	\$170	\$175
			Senior Structural Engineer	\$196	\$202
GIS Services			Principal Structural Engineer	\$221	\$228
GIS Technician	\$108	\$111		\$0	
GIS Analyst/Developer	\$124	\$127		\$0	
GIS Manager	\$149	\$154	Technical Services		
Drone Pilot	\$180	\$186	Project Technician I	\$98	\$101
			Project Technician II	\$113	\$117
Land Surveying Services			Project Technician III	\$129	\$133
Assistant Surveyor	\$124	\$127	Project Technician IV	\$144	\$149
Land Surveyor	\$160	\$164			
Senior Survey Manager	\$165	\$170	Utility Design Services		
Senior Surveyor	\$191	\$196	Associate Designer	\$129	\$133
Principal Land Surveyor	\$221	\$228	Designer	\$160	\$164
1-Man Survey Crew *	\$185	\$191	Senior Designer	\$201	\$207
2-Man Survey Crew *	\$268	\$276			
3-Man Survey Crew*	\$361	\$371	Water Consulting Services		
			Associate Water Consultant	\$118	\$122
			Water Consultant	\$144	\$149
			Senior Water Consultant	\$175	\$180



4Creeks, Inc. Fee Schedule – Professional

Fees are based on the median hourly pay rate for employees in each classification, plus indirect costs, overhead, and profit. Prevailing Wage and Multi-Year contracts are subject to any subsequent changes in these rates. Fee schedules for the various billing categories are:

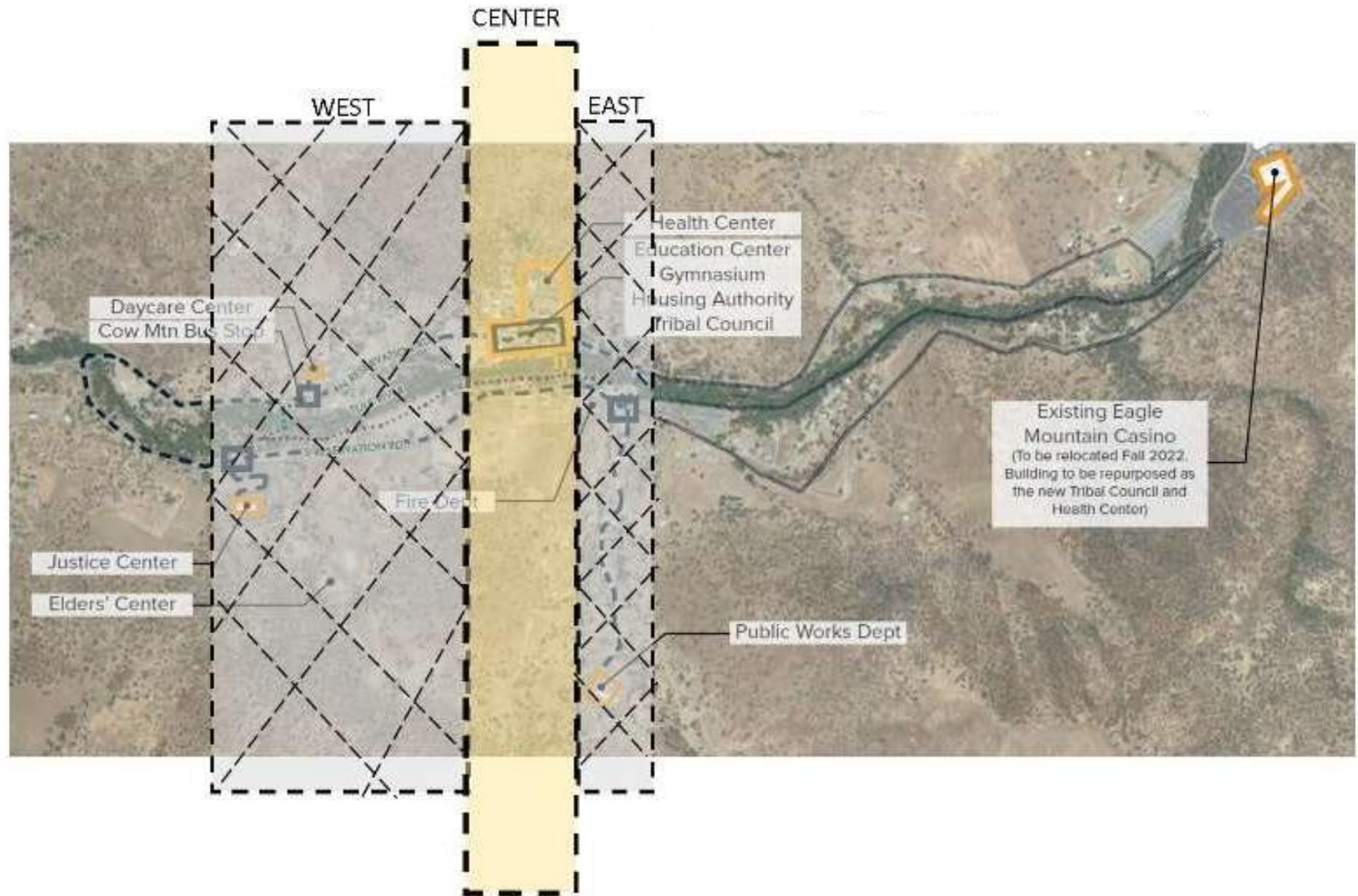
Classification	Charges Per Hour
Construction Inspection (Prevailing Wage)	
Construction Inspector	\$170 – \$205
Construction Inspector – Over Time	\$220 – \$305
Construction Inspector – Double Time	\$260 – \$325
Land Surveying (Prevailing Wage)	
1-Man Survey Crew – Tulare County	\$245
1-Man Survey Crew – Fresno County	\$245
1-Man Survey Crew – Kings County	\$245
1-Man Survey Crew – Kern County	\$245
1-Man Survey Crew – Merced County	\$245
2-Man Survey Crew – Tulare County	\$345
2-Man Survey Crew – Fresno County	\$345
2-Man Survey Crew – Kings County	\$345
2-Man Survey Crew – Kern County	\$345
2-Man Survey Crew – Merced County	\$345
3-Man Survey Crew – Tulare County	\$585
3-Man Survey Crew – Fresno County	\$585
3-Man Survey Crew – Kings County	\$585
3-Man Survey Crew – Kern County	\$585
3-Man Survey Crew – Merced County	\$585

Direct Charges

At cost plus fifteen percent (15%):

- Transportation and per-diem expenses (auto mileage @ current IRS rate, off-road charges \$50.00/day)
- Printing and reproduction: \$0.03 per b/w copy, \$0.12 per color copy, \$0.80 per sq. ft. large printing
- Equipment rentals, subcontractors, laboratory analyses

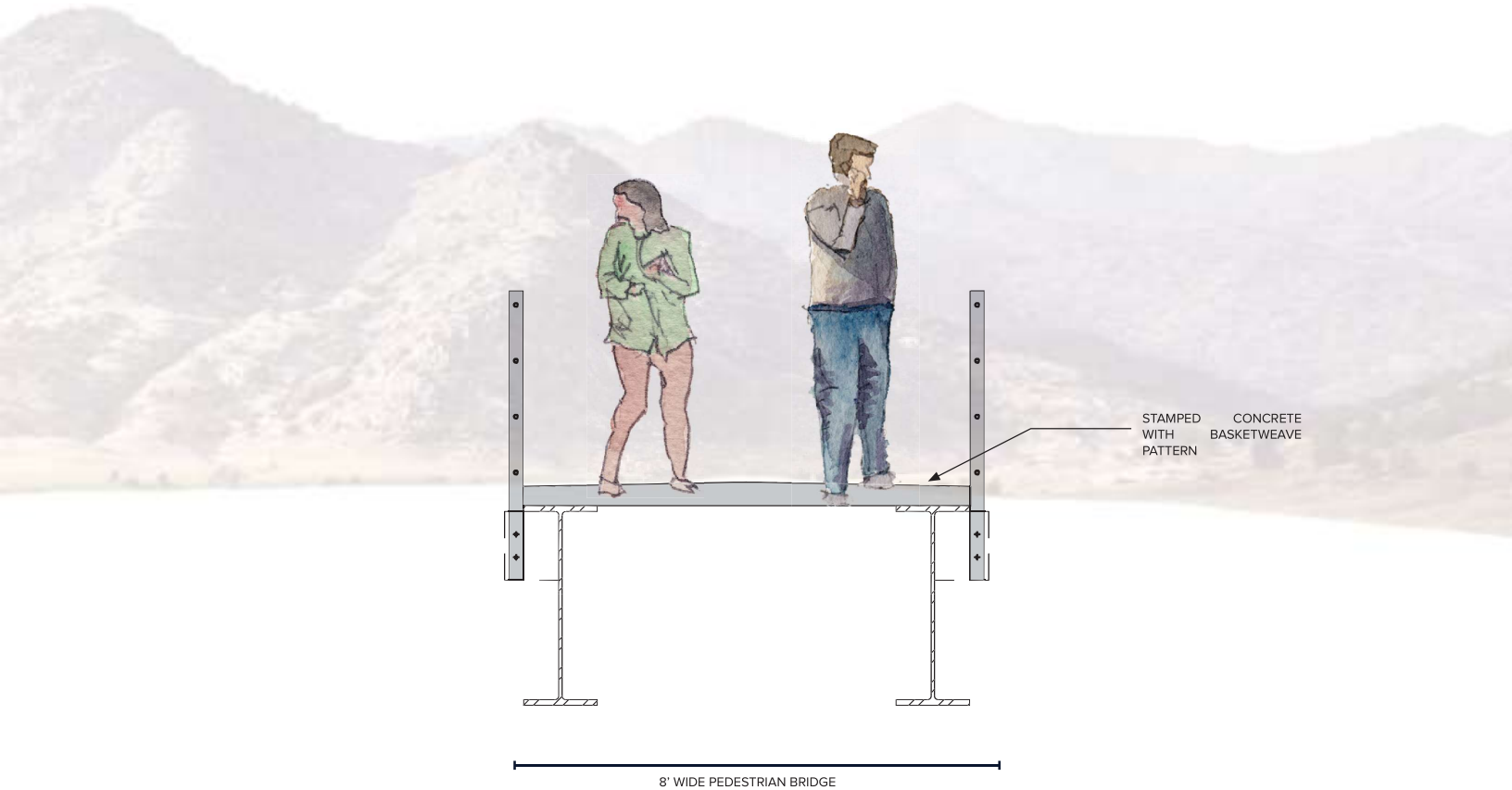
Village Corridor



PROPOSED PROJECTS

SECTION D

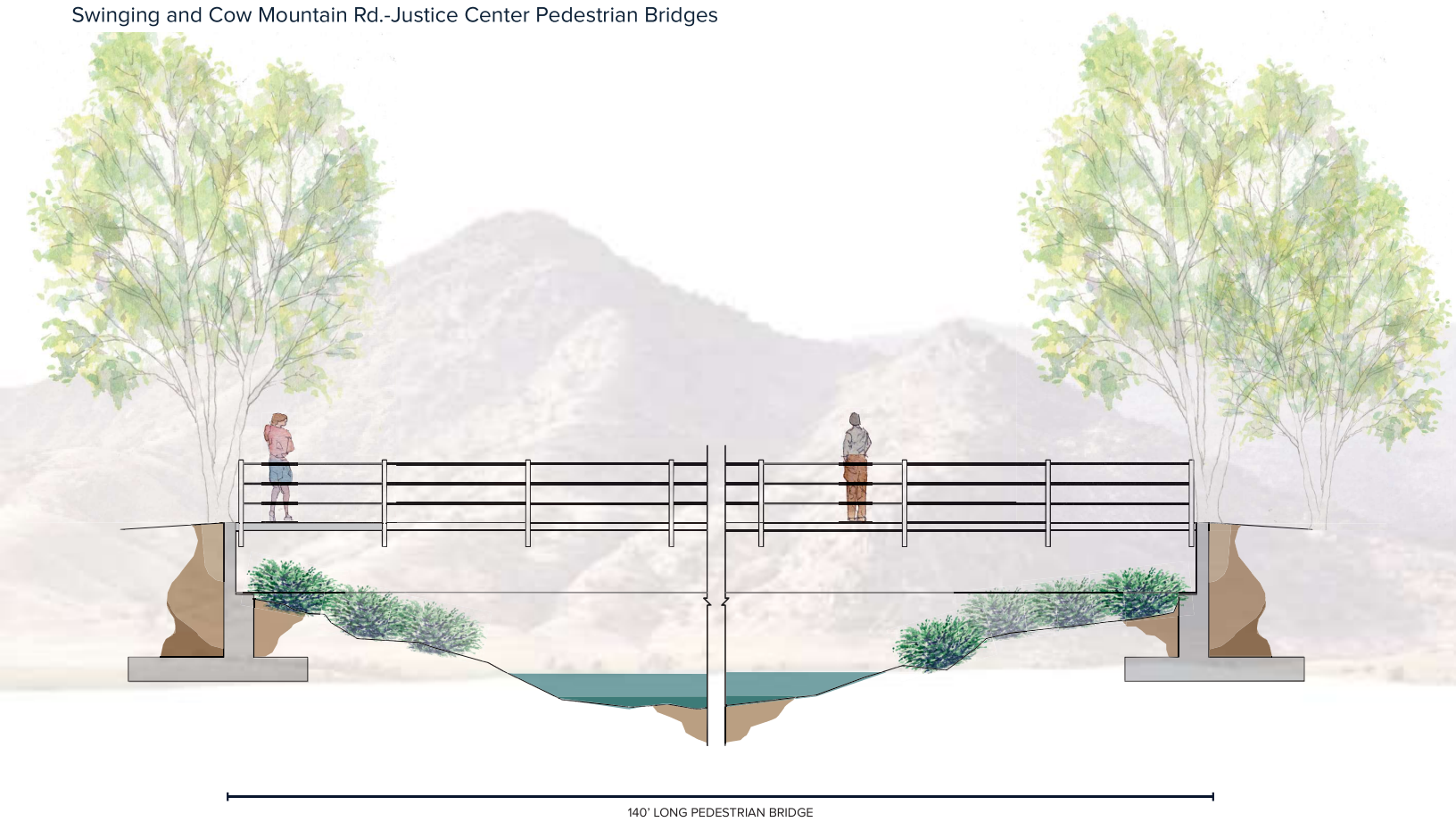
Swinging and Cow Mountain Rd.-Justice Center Pedestrian Bridges



PROPOSED PROJECTS

PEDESTRIAN BRIDGE

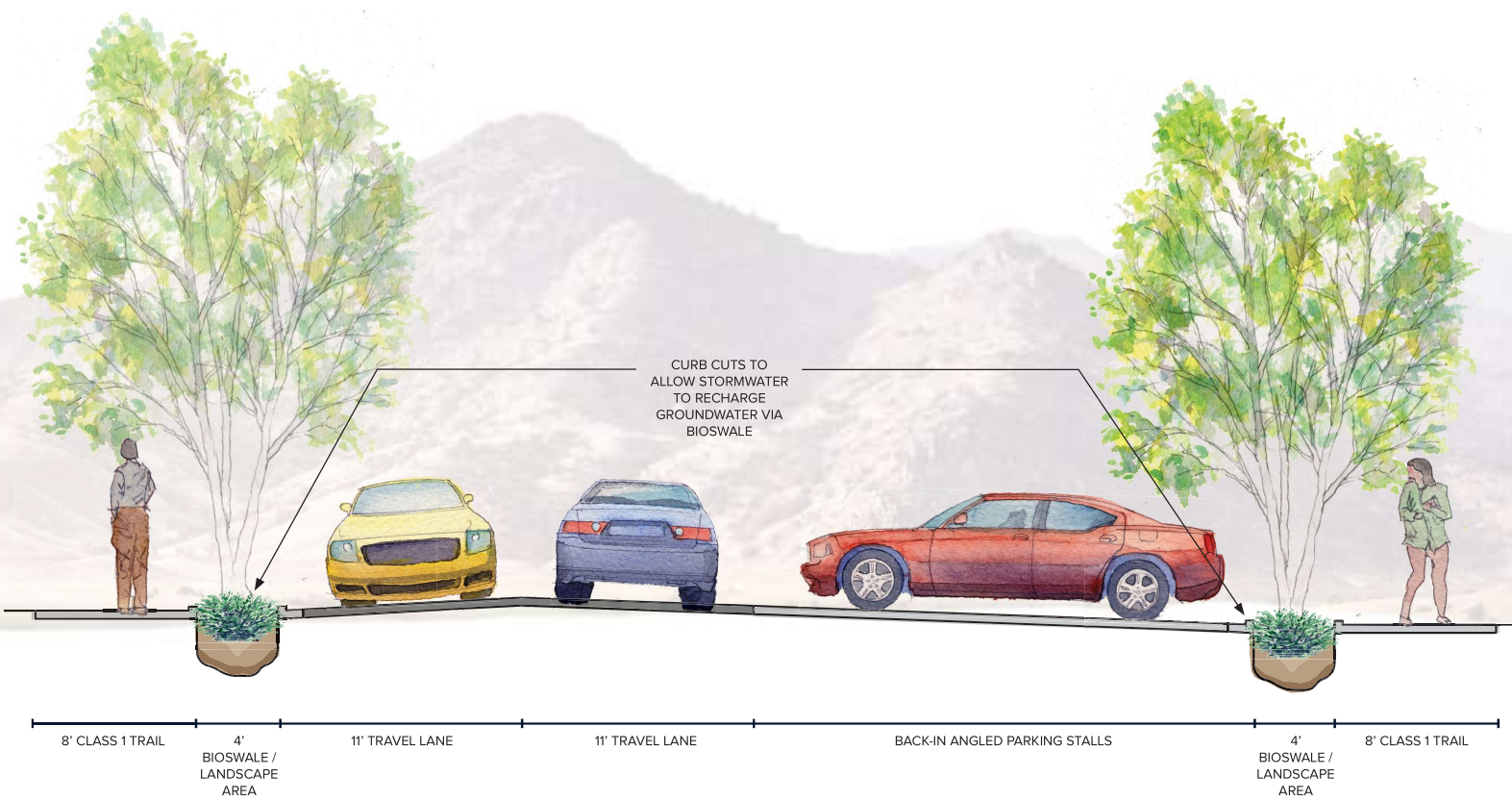
Swinging and Cow Mountain Rd.-Justice Center Pedestrian Bridges



PROPOSED PROJECTS

SECTION E

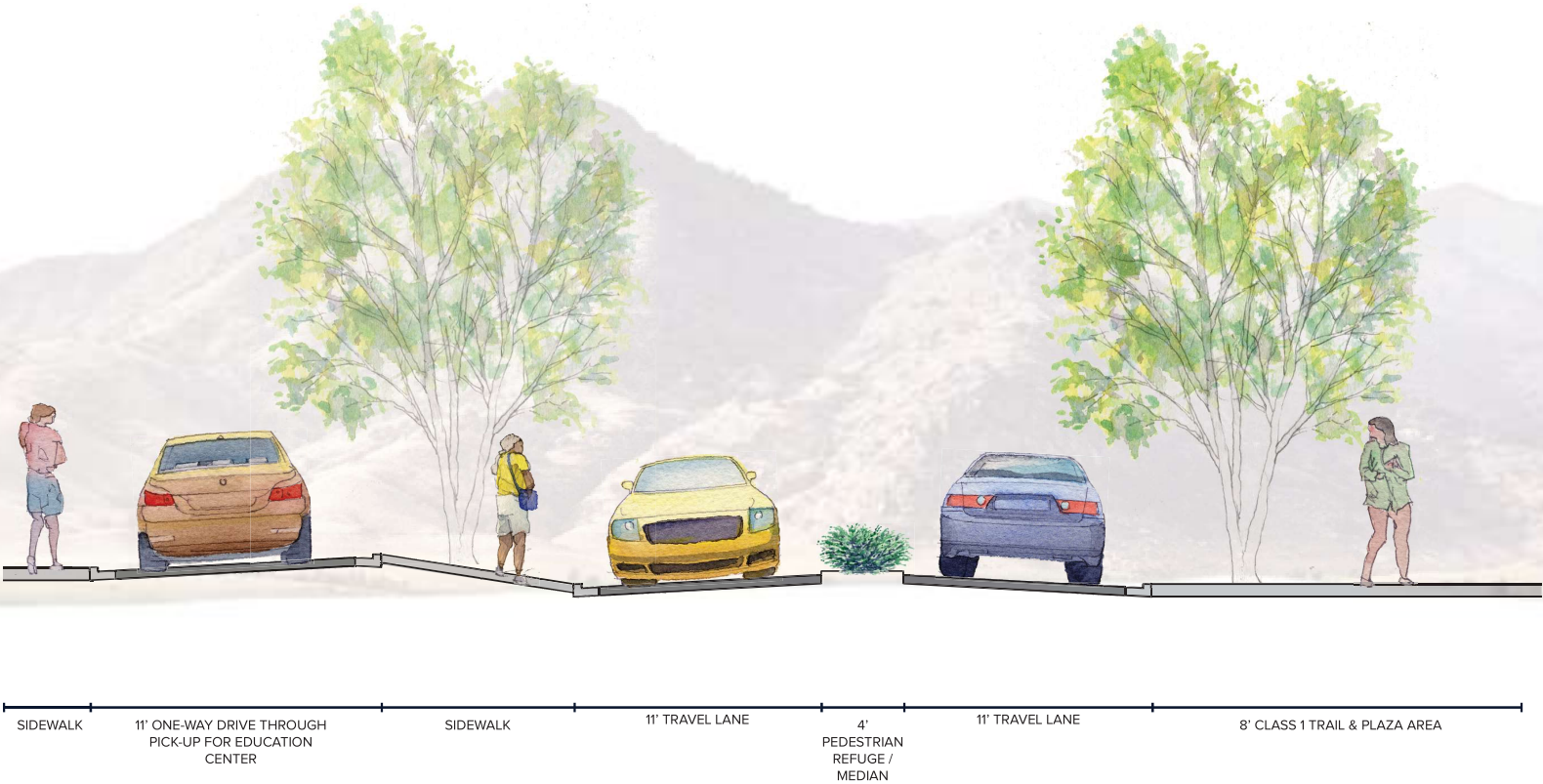
North Reservation Rd. by the Tribal Council Building



PROPOSED PROJECTS

SECTION F

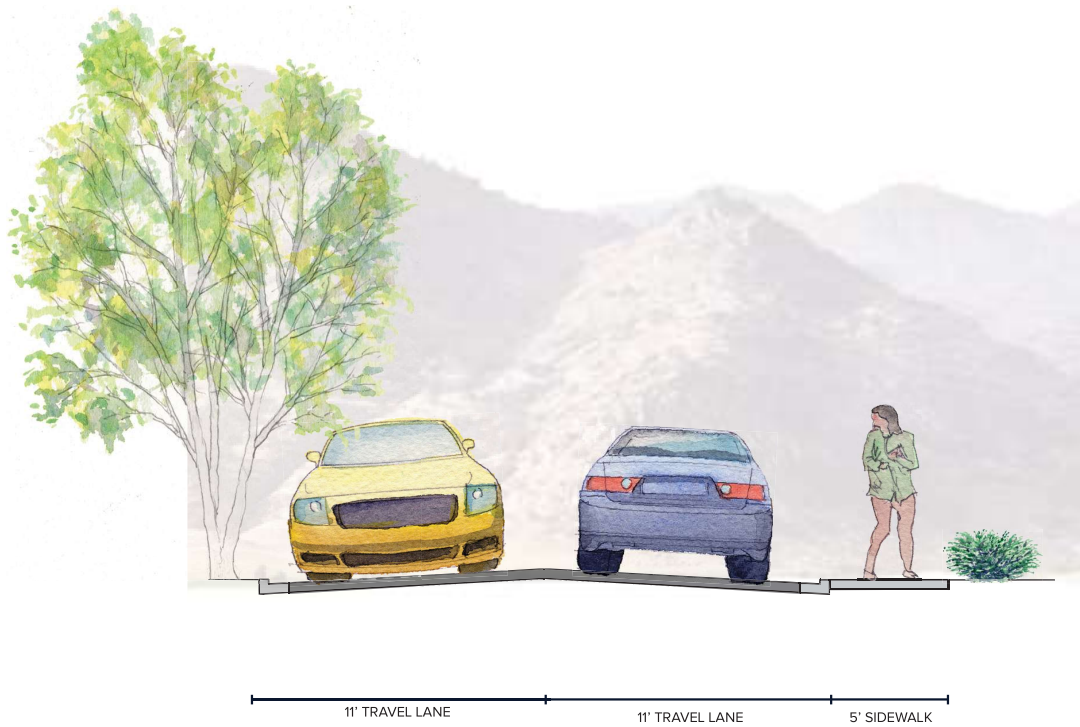
Education Center to Gymnasium



PHASE 1 PROJECTS

SECTION G

Health Center to North Reservation Rd. & Public Works Access Rd.





CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization to Award Project - Henrahan Street Reconstruction Project

SOURCE: Engineering and Project Management

COMMENT: On April 7, 2025, staff received four (4) bids for the Henrahan Reconstruction Project between Morton Avenue and Grand Avenue. The project includes the removal and replacement of existing asphalt, curb, gutter, sidewalk, storm drain pipe, replacement of the existing water main, a new fire hydrant, and other appurtenances to complete the project.

The Engineer's Estimate of Probable Cost for the project was \$1,295,955. The low bid presented by 99 Pipeline, Inc of Porterville is \$901,307.20, which is 30.45% less than the Engineer's Estimate. An additional \$90,130.72 is necessary for construction contingency (10%), and \$90,130.72 is required for construction management, surveying, quality control, and inspection services (10%), equating to a total construction cost of \$1,081,568.64.

Funding for this project is provided from various sources, including: Measure I in an amount of \$543,834, Sewer revolving fund in the amount of \$100,000, Water Replacement fund of \$506,000, and up to \$405,311 of Road Repair & Accountability Act Funds (SB1).

The bids are as follows:

<u>Contractor</u>	<u>Bid Amount</u>
99 Pipeline, Inc	\$901,307.20
Greg Bartlett Construction, Inc	\$999,339
MAC General Engineering, Inc	\$1,011,454
Cen-Cal Construction	\$1,399,999

Staff has found the low bid acceptable.

RECOMMENDATION: That the City Council:

1. Award the Henrahan Street Reconstruction Project to 99 Pipeline, Inc in the amount of \$907,307.20;
2. Authorize progress payments up to one hundred percent (100%) of the contract amount;

Item No. 7.

3. Authorize a ten percent (10%) contingency to cover unforeseen costs; and
4. Authorize an additional ten percent (10%) for construction management, surveying, quality control and inspection services.

ATTACHMENTS: 1. Locator Map

Appropriated/Funded:

Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager



CITY OF PORTERVILLE
ENGINEERING DIVISION
291 NORTH MAIN STREET
PORTERVILLE, CA. 93257
(559) 782-7462

HENRAHAN STREET RECONSTRUCTION PROJECT

DRAWN BY	GG
CHECKED BY	
SCALE	1" = 200'
DATE	2/25/2025

SHEET
1
OF
1



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Award of Contract for Transit Vehicle Wraps for the Porterville Transit Branding Refresh

SOURCE: Public Works

COMMENT: At its meeting on February 4, 2025, the City Council directed staff to update the Porterville Transit branding to reflect a bold Americana theme incorporating the City’s motto, “In God We Trust.” This initiative aims to enhance the visual identity of the City’s transit services, promote civic pride, and unify the appearance of the fleet under a cohesive visual standard.

To support this effort, staff worked with Transit Media, Inc. to develop updated design mockups incorporating patriotic red, white, and blue elements, a modernized American flag motif, and a prominently displayed City motto. The final concept was presented to and approved by the City Council on March 4, 2025.

Following Council direction, the scope of the initial implementation phase was refined to focus on a representative sample of eleven (11) transit vehicles—seven (7) transit buses and four (4) minivans.

To initiate procurement, staff issued a Request for Quote (RFQ) on March 10, 2025, to local and available vendors, requesting pricing for the full wrap of eleven (11) transit vehicles. Vendors were asked to provide pricing, lead time, warranty information, and any applicable fees. Four bids were received in response.

Subsequently, two shuttle vans were added to the City’s transit fleet and needed to be included in the project to ensure consistency in visual branding across all active service vehicles. As a result, staff issued a request on April 2, 2025, for each vendor to provide an updated bid reflecting the revised vehicle count and scope. Vendors were given until April 9, 2025, to submit their updated pricing. One vendor declined to submit an updated quote. Three vendors responded with updated quotes, which are summarized below:

Vendor	Total Bid
Transit Media, Inc.	\$111,738.81

IDEA! Printing & Graphics	\$116,179.04
2Market Visuals	\$134,694.28

Transit Media submitted the lowest responsive and responsible bid and has previously assisted in developing the approved designs. The project will include production, installation, and warranty services. Work is expected to be completed within 41 days while maintaining transit operations.

Funding for the transit vehicle wraps is available through the Transit Division's Operations Budget, in which the Federal Transit Administration (FTA) funds 50% and the City's local match of 50% is funded by Local Transportation Funds (LTF). The estimated total project cost of \$111,738.81 is within the approved budget and includes wrap production, installation, and estimated removal costs.

RECOMMENDATION: That the City Council:

1. Award the contract for vehicle wrap services for the Porterville Transit Branding Refresh to Transit Media, Inc. in the amount of \$111,738.81; and
2. Authorize the Director of Transportation to execute the necessary agreement and related documents to carry out the project.

ATTACHMENTS:

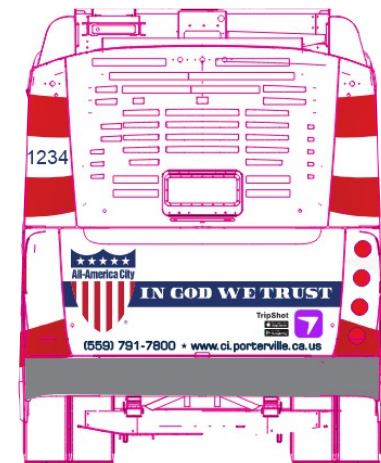
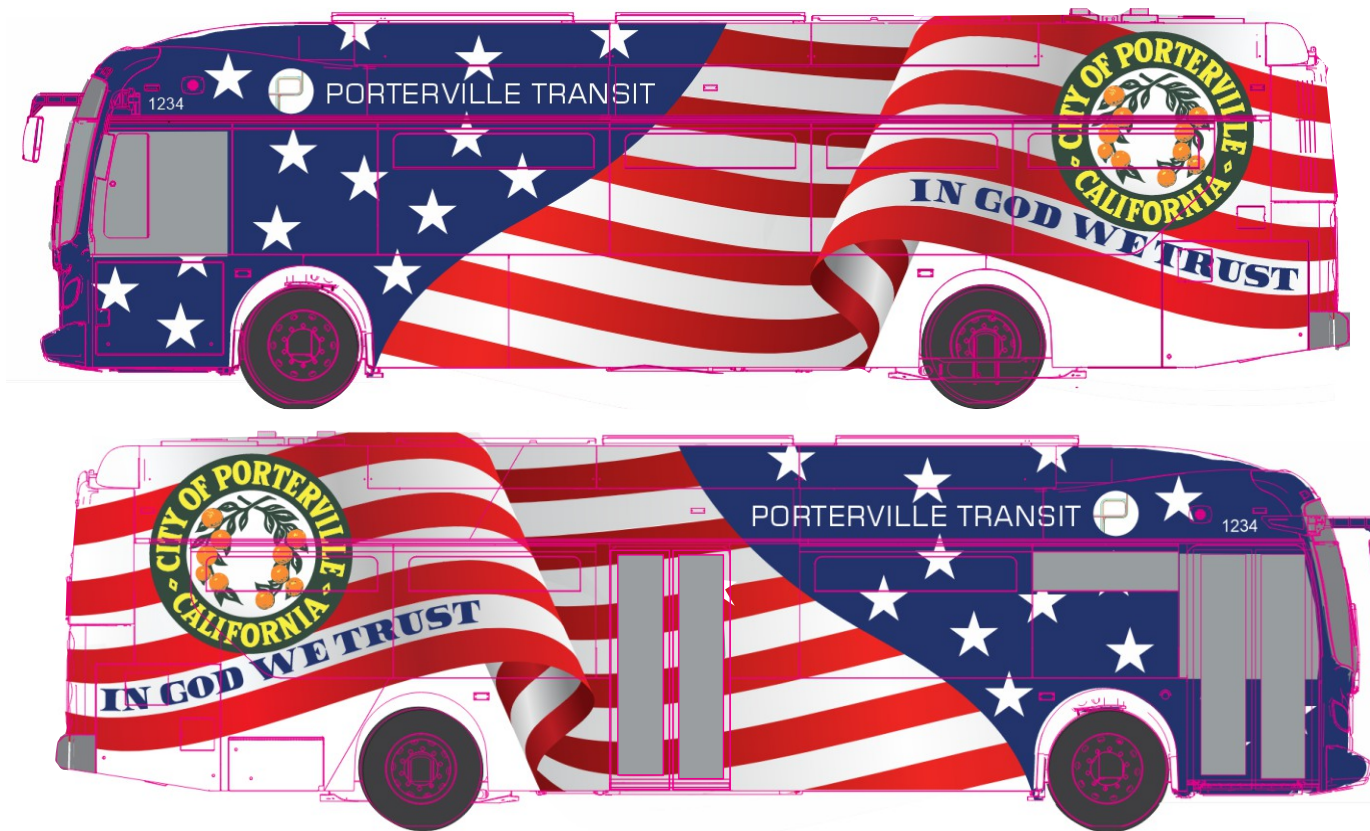
1. Americana Design - PT 2025 Brand Refresh
2. Transit Media Quote
3. IDEA! Quote
4. 2Market Quote

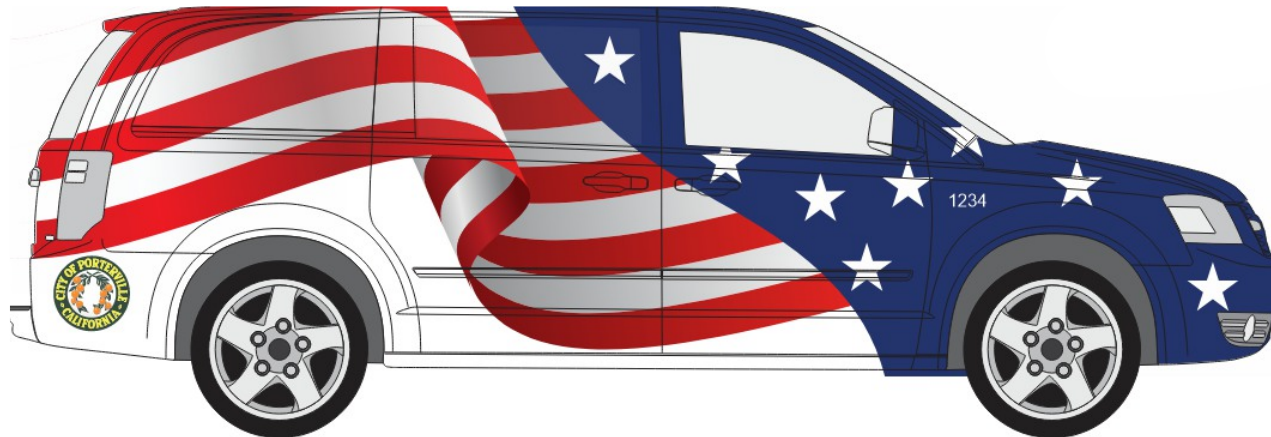
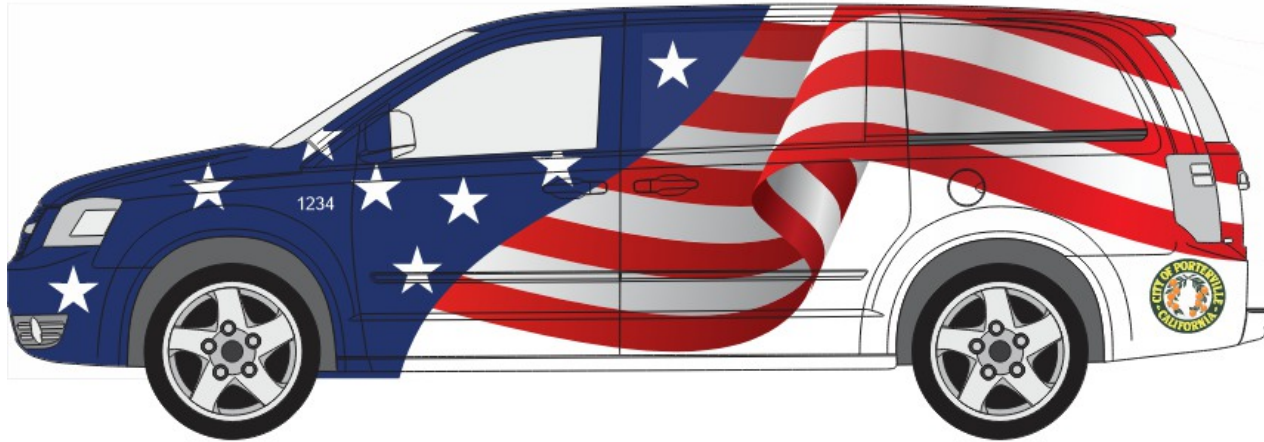
Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Director of Transportation

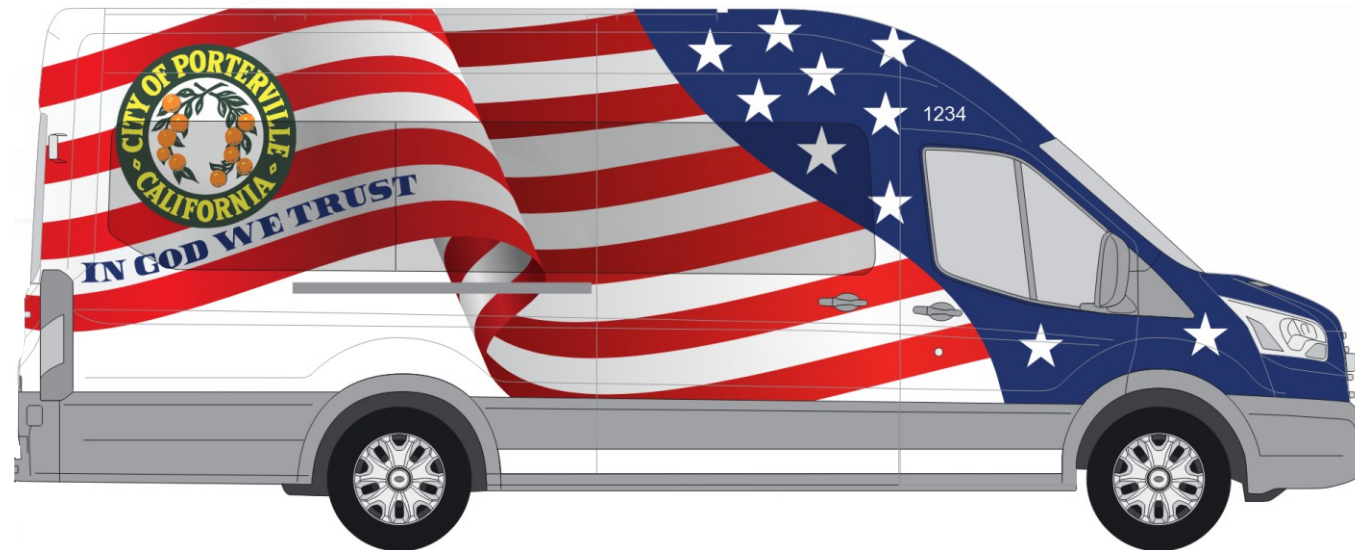
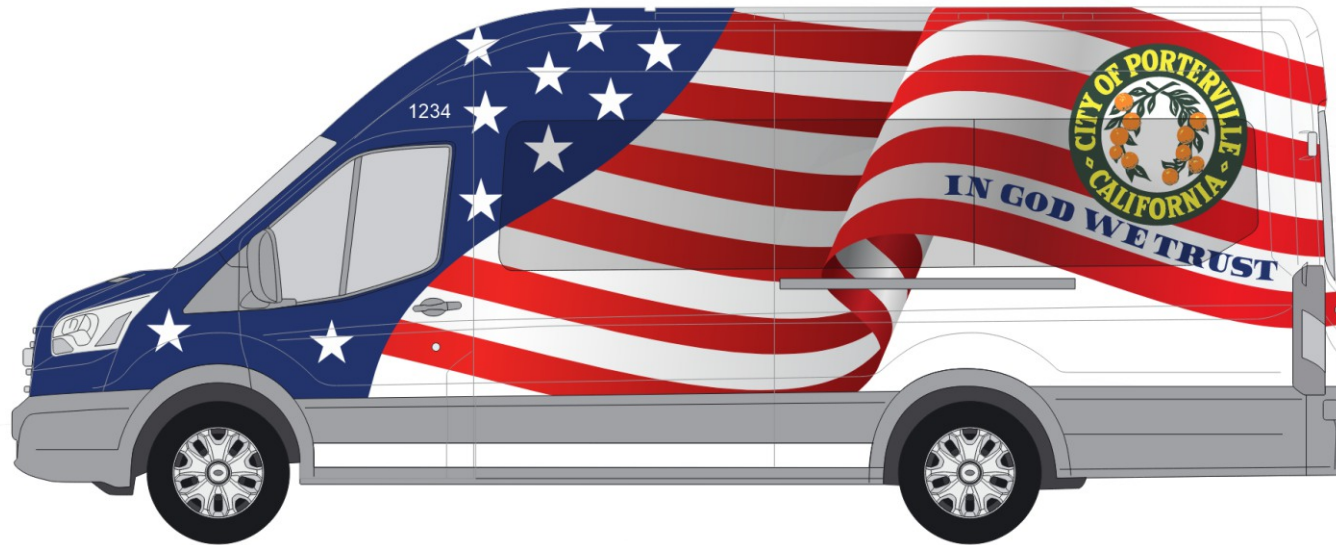
Final Approver: Jason Ridenour, Interim City Manager





design[PT]

fleet refresh



4/9/25

Vehicle Type	Cost Category	TRANSIT MEDIA Per Vehicle	TOTAL Per Vehicle Type
New Flyer Bus (3)	Material Cost	\$ 5,825.60	\$ 17,476.80
	Labor – Removal of Existing Branding	\$ 1,302.84	\$ 3,908.52
	Labor – Installation of New Branding	\$ 2,419.56	\$ 7,258.68
	Travel Expenses	[our shop]	\$ -
	Sales Tax	\$ 538.87	\$ 1,616.60
	Total (Per Vehicle)	\$ 10,086.87	\$ 30,260.60
EZ Rider Bus (4)	Material Cost	\$ 8,400.00	\$ 33,600.00
	Labor – Removal of Existing Branding	\$ 1,470.00	\$ 5,880.00
	Labor – Installation of New Branding	\$ 2,730.00	\$ 10,920.00
	Travel Expenses	[our shop]	\$ -
	Sales Tax	\$ 777.00	\$ 3,108.00
	Total (Per Vehicle)	\$ 13,377.00	\$ 53,508.00
Minivan (4)	Material Cost	\$ 2,483.80	\$ 9,935.20
	Labor – Removal of Existing Branding	\$ 478.17	\$ 1,912.68
	Labor – Installation of New Branding	\$ 888.03	\$ 3,552.12
	Travel Expenses	[our shop]	\$ -
	Sales Tax	\$ 229.75	\$ 919.01
	Total (Per Vehicle)	\$ 4,079.75	\$ 16,319.01
Shuttle Van (2)	Material Cost	\$ 3,520.00	\$ 7,040.00
	Labor – Removal of Existing Branding	\$ -	\$ -
	Labor – Installation of New Branding	\$ 1,980.00	\$ 3,960.00
	Travel Expenses	[our shop]	\$ -
	Sales Tax	\$ 325.60	\$ 651.20
	Total (Per Vehicle)	\$ 5,825.60	\$ 11,651.20
Overall Total	All Vehicles + All Costs	\$ 111,738.81	

warranty

Central California is Zone 2 so a 5-year durability warranty.

This is based on vertical outdoor exposure, professional installation along with proper care and maintenance.

materials

Body Wrap Material:
Orajet 3951 RA + ProSlide with
Oraguard 290g laminate

Window Perforation Material:
ContraVision perforated vinyl with
Avery 1360 laminate

notes

The numbers reflect a **full color change** on El Dorado buses (all models).

Requesting installations take place at our shop in Farmersville to significantly reduce the amount of time needed per vehicle to clean, prepare, print, and wrap. Timeline originally quoted reflects vehicles being wrapped in our shop.



1921 E. MAIN ST. • VISALIA, CA 93292
 (559) 733-4149 • Fax: (559) 636-3690
 www.visaliaidea.com • orders@visaliaidea.com

Richard Tree
Patrice 559-782-7447
City of Porterville
Porterville ca 93257

Quotation 73327

Date: 04/09/25

SHIP TO:

Patrice 559-782-7447
 City of Porterville
 Porterville ca 93257

Install

Acct.No	Ordered By	Phone	Fax	P.O. No	Prepared By	Sales Rep
31	Richard Tree	559-782-7514			Elyse	Jim
Quantity	Description				Unit Price	Price
	<i>Thank you for the opportunity to quote the item(s) below. This quote is based on trade standards and specifications supplied and is good for 30 days. This quote may change depending on the way the artwork or digital files are submitted, quantity, size, ink colors, registration, coverage, and or type of paper/mediums selected. This quote may not have applicable taxes, shipping, and handling included unless specifically requested.</i> <i>Removal cost is based on the estimated time it would take to remove current grapics, please note that cost may change if there is more, or less time needed.</i> <i>Materials Quoted: Cast Vinyl - Avery 1105 EZRS, Cast Laminate - Avery 1060, Perforated Window Film - Fellers Perforated Film 70/30</i> <i>Vinyl & Laminate Warranty Information Attached</i> <i>Porterville City is responsible for transporting Vans to and from Idea! Printing & Graphics.</i>					
4	Material Cost for Full Wraps of 2019 Dodge Grand Caravans 1 x 246				1449.5000/Ea	5,798.00
4	Labor Cost for Removal - 2019 Dodge Grand Caravans 1 x 246 · Tax Exempt				78.7500/Ea	315.00
4	Labor Cost to Install Wraps for 2019 Dodge Grand Caravans 1 x 246 · Tax Exempt				1076.7500/Ea	4,307.00
Received by _____ Date _____						
Terms		Subtotal			Tax	Total
C.O.D.		10,420.00			492.83	10,912.83

We print for your success

IDEA! Printing & Graphics Inc. • 1921 E Main St • Visalia CA 93292-6714 • 559-733-4149



1921 E. MAIN ST. • VISALIA, CA 93292
 (559) 733-4149 • Fax: (559) 636-3690
 www.visaliaidea.com • orders@visaliaidea.com

Richard Tree
Patrice 559-782-7447
City of Porterville
Porterville ca 93257

Quotation 73332

Date: 04/09/25

SHIP TO:

Patrice 559-782-7447
 City of Porterville
 Porterville ca 93257

Install

Acct.No	Ordered By	Phone	Fax	P.O. No	Prepared By	Sales Rep
31	Richard Tree	559-782-7514			Elyse	Jim
Quantity	Description				Unit Price	Price
	<i>Thank you for the opportunity to quote the item(s) below. This quote is based on trade standards and specifications supplied and is good for 30 days. This quote may change depending on the way the artwork or digital files are submitted, quantity, size, ink colors, registration, coverage, and or type of paper/mediums selected. This quote may not have applicable taxes, shipping, and handling included unless specifically requested.</i> <i>Removal cost is based on the estimated time it would take to remove current graphics, please note that cost may change if there is more, or less time needed.</i> <i>Materials Quoted: Cast Vinyl - Avery 1105 EZRS, Cast Laminate - Avery 1060, Perforated Window Film - Fellers Perforated Film 70/30</i> <i>Vinyl & Laminate Warranty Information Attached</i> <i>Our installers will travel to Porterville to install on site .</i>					
1	Travel To Porterville - 12 Travel Days to Complete all Bus Removals & Installs · Tax Exempt				910.0000/Ea	910.00
3	REMOVAL of Old Wrap from New Flyer Buses · Tax Exempt				2160.0000/Ea	6,480.00
3	Labor Costs for Install of Full Wrap for New Flyer Transit Buses 1 x 934 · Tax Exempt				5372.0000/Ea	16,116.00
3	Material Cost for Full Wrap of New Flyer Buses 1 x 934				6303.3333/Ea	18,910.00
Received by _____ Date _____						
Terms		Subtotal			Tax	Total
C.O.D.		42,416.00			1,607.35	44,023.35

We print for your success

IDEA! Printing & Graphics Inc. • 1921 E Main St • Visalia CA 93292-6714 • 559-733-4149



1921 E. MAIN ST. • VISALIA, CA 93292
 (559) 733-4149 • Fax: (559) 636-3690
 www.visaliaidea.com • orders@visaliaidea.com

Richard Tree
Patrice 559-782-7447
City of Porterville
Porterville ca 93257

Quotation 73367

Date: 04/09/25

SHIP TO:

Patrice 559-782-7447
 City of Porterville
 Porterville ca 93257

Install

Acct.No	Ordered By	Phone	Fax	P.O. No	Prepared By	Sales Rep
31	Richard Tree	559-782-7514			Elyse	Jim
Quantity	Description				Unit Price	Price
	<i>Thank you for the opportunity to quote the item(s) below. This quote is based on trade standards and specifications supplied and is good for 30 days. This quote may change depending on the way the artwork or digital files are submitted, quantity, size, ink colors, registration, coverage, and or type of paper/mediums selected. This quote may not have applicable taxes, shipping, and handling included unless specifically requested.</i> <i>Materials Quoted: Cast Vinyl - Avery 1105 EZRS, Cast Laminate - Avery 1060, Perforated Window Film - Fellers Perforated Film 70/30</i> <i>Vinyl & Laminate Warranty Information Attached</i> <i>Porterville City is responsible for transporting Shuttle Buses to and from Idea! Printing & Graphics .</i>					
2	Labor Costs for Install of Full Wrap for Shuttle Buses 1 x 422 · Tax Exempt				2640.0000/Ea	5,280.00
2	Material Cost for Full Wrap of Shuttle Buses 1 x 422				2562.0000/Ea	5,124.00
Received by _____ Date _____						
Terms		Subtotal			Tax	Total
C.O.D.		10,404.00			435.54	10,839.54

We print for your success

IDEA! Printing & Graphics Inc. • 1921 E Main St • Visalia CA 93292-6714 • 559-733-4149



1921 E. MAIN ST. • VISALIA, CA 93292
 (559) 733-4149 • Fax: (559) 636-3690
 www.visaliaidea.com • orders@visaliaidea.com

Richard Tree
Patrice 559-782-7447
City of Porterville
Porterville ca 93257

Quotation 73368

Date: 04/09/25

SHIP TO:

Patrice 559-782-7447
 City of Porterville
 Porterville ca 93257

Install

Acct.No	Ordered By	Phone	Fax	P.O. No	Prepared By	Sales Rep
31	Richard Tree	559-782-7514			Elyse	Jim
Quantity	Description				Unit Price	Price
	<i>Thank you for the opportunity to quote the item(s) below. This quote is based on trade standards and specifications supplied and is good for 30 days. This quote may change depending on the way the artwork or digital files are submitted, quantity, size, ink colors, registration, coverage, and or type of paper/mediums selected. This quote may not have applicable taxes, shipping, and handling included unless specifically requested.</i> <i>Removal cost is based on the estimated time it would take to remove current grapics, please note that cost may change if there is more, or less time needed.</i> <i>Materials Quoted: Cast Vinyl - Avery 1105 EZRS, Cast Laminate - Avery 1060, Perforated Window Film - Fellers Perforated Film 70/30</i> <i>Vinyl & Laminate Warranty Information Attached</i> <i>Our installers will travel to Porterville to install on site .</i>					
1	Travel To Porterville - 16 Travel Days to Complete all Bus Removals & Installs • Tax Exempt				1210.0000/Ea	1,210.00
4	REMOVAL of Old Wrap from El Dorado Buses • Tax Exempt				2160.0000/Ea	8,640.00
4	Labor Cost for Install of Full Wrap for El Dorado Transit Buses 1 x 776 • Tax Exempt				4540.0000/Ea	18,160.00
4	Material Cost for Full Wrap of El Dorado Buses 1 x 776				5159.7500/Ea	20,639.00
Received by _____ Date _____						
Terms		Subtotal			Tax	Total
C.O.D.		48,649.00			1,754.32	50,403.32

We print for your success

IDEA! Printing & Graphics Inc. • 1921 E Main St • Visalia CA 93292-6714 • 559-733-4149



2Market Visuals
 903 East Douglas St.
 Suite B
 Visalia, CA 93292
 Ph: (559) 625-5230
 Email: jon@2marketvisuals.com

Estimate #: 15944

Page 1 of 2

Created Date:	4/8/2025 4:16:47PM	Prepared For:	City of Porterville Transportation
Salesperson:	House Account	Contact:	Richard Tree, Dir. of Transportation
Email:		Office Phone:	(559) 782-7514
Phone:	N/A	Cell Phone:	(559) 483-0904
Fax:	N/A	Email:	rtree@ci.porterville.ca.us
Entered by:	Jonathan Doss	Address:	555 N. Prospect St. Porterville, CA 93257

Description: Rebranding Wraps: (3) New Flyer, (4) EZ Rider, (4) Braun Ability Mini Vans, and (2) Ford ETransit Shuttles

		Quantity	Unit Price	Subtotal
1	Product: Vehicle Wraps Description: Full wraps - 35' New Flyer Includes Removal of existing wraps • 3- Full Wrap on a 35' New Flyer/2022 • Artwork On File • Printed on 3M IJ175 CV3 2mil Cast Controltac Wrap Film 54" stock material with HP 560 at Normal Mode • Laminated with 8518 3M Premium Wrapping Laminate • Drivers Side, Passenger Side, Hood, Rear,	3	\$12,704.66	\$38,113.98
		Quantity	Unit Price	Subtotal
2	Product: Vehicle Wraps Description: Full wraps - 32' EZ Rider Includes removal and replacement of existing vinyl lettering as needed • 4- Full Wrap on a EZ Rider • Artwork On File • Printed on 3M IJ175 CV3 2mil Cast Controltac Wrap Film 54" stock material with HP 560 at Normal Mode • Laminated with 8518 3M Premium Wrapping Laminate • Drivers Side, Passenger Side, Hood, Rear, Overhead on Both Sides	4	\$10,892.38	\$43,569.52
		Quantity	Unit Price	Subtotal
3	Product: Vehicle Wraps Description: Full wrap on Braun Mobility (Dodge) Minivan Includes removal & replacement of existing vinyl lettering, etc. as needed • 4- Full Wrap on a Mini Van • Printed on 3M IJ180mc-10 2mil Cast Controltac Wrap Film stock material with HP 560 at Normal Mode • Laminated with 3M 8518 Premium Cast Gloss Lamination • Drivers Side, Passenger Side, Hood, Rear,	4	\$6,238.27	\$24,953.08
		Quantity	Unit Price	Subtotal
4	Product: Vehicle Wraps Description: Full Wraps on Ford ETransit 148" WB; High Roof • 2- Full Wrap on a E-Transit Shuttle Bus • Printed on 3M IJ180mc-10 2mil Cast Controltac Wrap Film stock material with HP 560 at Normal Mode • Laminated with 3M 8518 Premium Cast Gloss Lamination • Drivers Side, Passenger Side, Hood, Roof, Rear,	2	\$8,326.69	\$16,653.38



2Market Visuals
903 East Douglas St.
Suite B
Visalia, CA 93292
Ph: (559) 625-5230
Email: jon@2marketvisuals.com

Estimate #: 15944

Page 2 of 2

Notes

This estimate will be valid for 45 days from the date it is presented. **TERMS:** A Deposit of 40% of the Estimate Total is required before work is begun. Two partial payments of 20% each will be payable 30 days and 60 days after work is started. The remaining balance will be due upon final completion of the project. See Sample Payment Schedule.

SAMPLE PAYMENT SCHEDULE

Deposit to Start	40%	\$53,877.71
30 day Payment	20%	\$26,938.86
60 day Payment	20%	\$26,938.86

Balance Due upon Completion: \$26,938.85

Subtotal:	\$123,289.96
Taxes:	\$11,404.32
Total:	\$134,694.28

Client Reply Request

☐ Estimate Accepted "As Is". Please proceed with Order.

☐ Other: _____

☐ Changes required, please contact me.

SIGN: _____

Date: ____ / ____ / ____

Print Date: 4/9/2025 12:29:02PM

\\CathysOffice24\cyrious\$\Control\Reports\2mark-Estimate01.rpt

...helping you 2Market your business, organization, or event.



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of Phasing Improvements for the Navigation Center

SOURCE: Engineering and Project Management

COMMENT: At its meeting on November 5, 2024, the City Council approved the contract with TMJ Construction, Inc of Bakersfield (as a "Joint Venture" with Andrew Goodwin Design) for the design and installation of an expansion to the Porterville Navigation Center. The expansion includes a dining facility, office space, restrooms, and showers to replace the temporary facilities on site and provide essential services for those in need.

During the Project Review Committee meeting, it was determined that some public improvements would be required, including repairs to a non-compliant curb ramp, a new fire hydrant, triple bin trash enclosure, street trees and decorative streetlights. Some of these improvements had not been anticipated, and as such, were not accounted for in the budget.

In an effort to deliver the needed improvements to the property to provide essential services for those in need, staff is proposing a phased approach to the improvements. For the current project, the improvements would include items that are life-safety related and/or required by the Building Code or related State Regulation. The improvements proposed for this project include the non-compliant curb ramp, the new fire hydrant and the triple bin trash enclosure. The remaining two items (street trees and decorative streetlights) would be included in any future expansion to the facility or when funding becomes available; whichever comes first.

A site plan with conceptual design is attached which shows the proposed layout of the expansion and the existing trees on the property.

RECOMMENDATION: That the City Council approve the phasing of the public improvements for the Porterville Navigation Center, with the current project including repairs to a non-compliant curb ramp, a new fire hydrant, and triple bin trash enclosure, and any future expansion including street trees and decorative

streetlights.

ATTACHMENTS: 1. Site Plan With Conceptual Drawing

Appropriated/Funded:

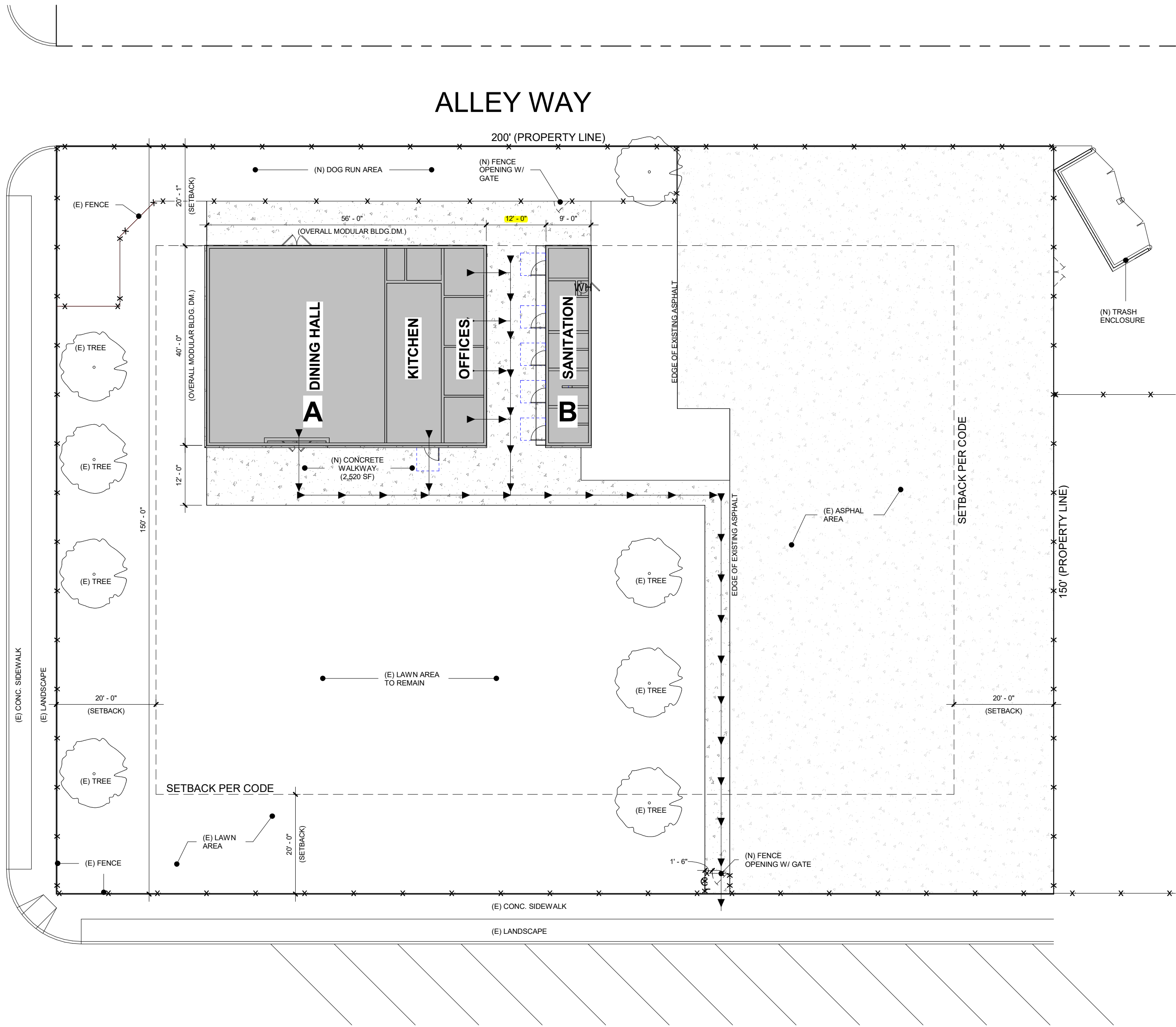
Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager



51 PERSPECTIVE



S "C" STREET

54 SITE PLAN
1/16" = 1'-0"



These drawings are instruments of service and are the property of Andrew Goodwin Designs, Inc. The information represented on these drawings are exclusively for the project indicated and shall not be transferred or otherwise reproduced without express written permission of Andrew Goodwin. Copyright 2024

REVISIONS		
REV #	REV DATE	REV DESCRIPTION

SEAL

NOT FOR CONSTRUCTION

PROJECT
C.O.P. NAVIGATION CENTER
SITE PLAN
140 S. C ST., PORTERVILLE,
CA. 93257
APN: 261-113-012-000

CLIENT
CITY OF PORTERVILLE

SHEET TITLE
SITE PLAN

DATE: 04/01/2025
TECHNICIAN: JL
PROJECT MANAGER: MDM
JOB NUMBER: 844
SHEET NUMBER



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Grant Deed of Easement and Related Agreement - APN 255-240-013

SOURCE: Community Development

COMMENT: At its meeting on April 1, 2025, the City Council took action to approve a request from Mr. Henderson, owner of APNs 255-240-016 and 255-240-017, for a driveway and access easement for pedestrian and vehicular ingress and egress across city-owned parcel 255-240-013. The parcel is a former railroad right of way located east of North Main Street and north of Reid Avenue. As stipulated in the attached Grant Deed of Driveway Easement and Related Agreement, the City Council has agreed to accept a payment in the amount of \$1,000 for said easement, which will be for driveway purposes and will terminate on completion by the City (or on its behalf) of the construction of a right of way providing direct access to and from the Reid Avenue realignment.

RECOMMENDATION: That the City Council:

1. Approve the draft resolution granting a driveway and access easement across city-owned parcel 255-240-013 located to the east of N Main Street and north of Reid Avenue to Danny Henderson for the sum of \$1,000, and;
2. Authorize the Mayor and City Clerk to execute the Grant Deed of Driveway Easement and Related Agreement.

ATTACHMENTS:

1. Locator Map
2. Draft Resolution - Grant of Easement
3. Grant Deed of Driveway Easement and Related Agreement

Appropriated/Funded:

Review By:

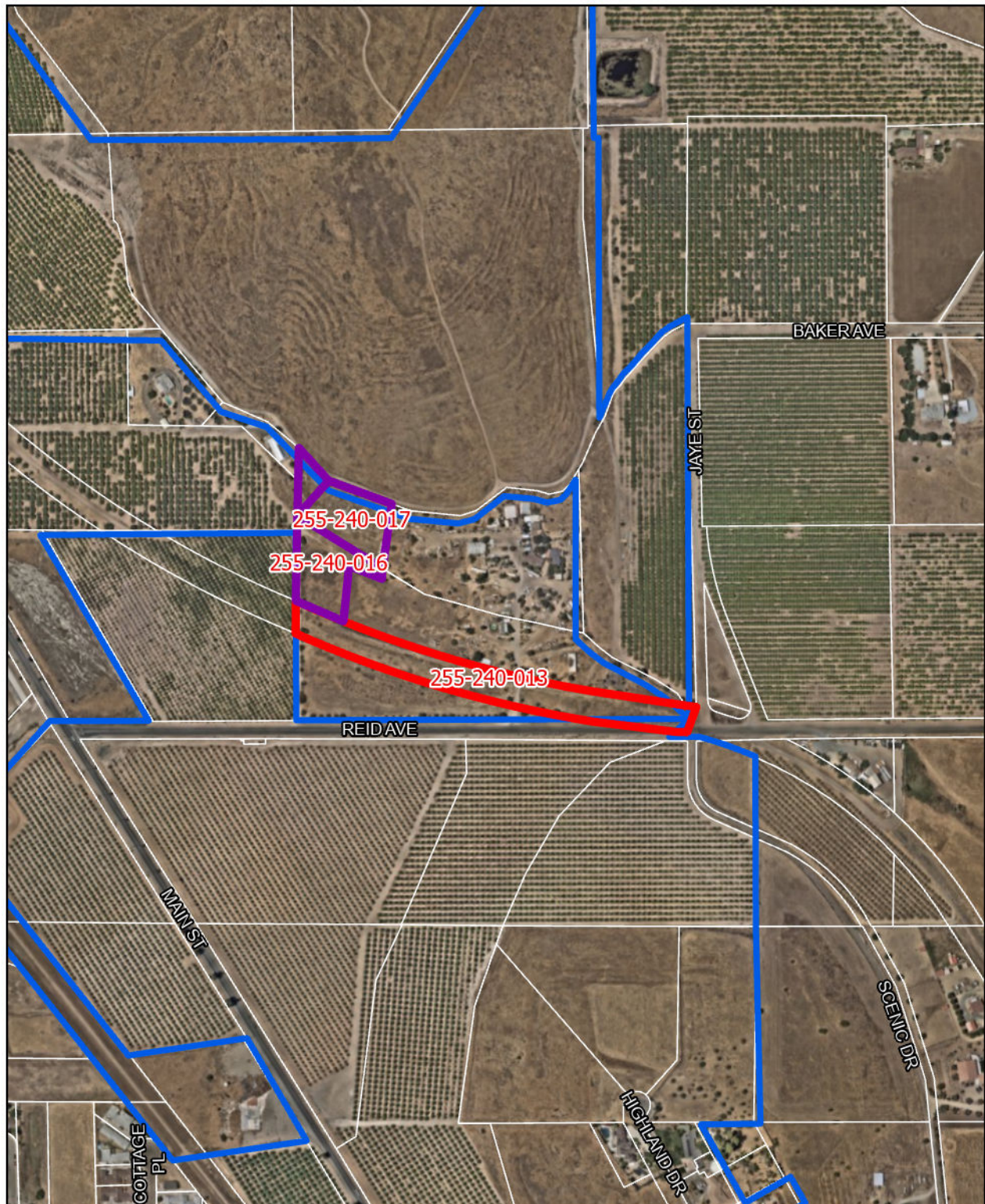
Department Director:

Claudia Calderon, Community Development Director

Final Approver: Jason Ridenour, Interim City Manager

Locator Map

APN 255-240-013, 255-240-016, 255-240-017



-  City Limits
-  City Owned Parcels
-  Privately Owned

Project Location

1 in = 500 feet



Date Printed: 4/4/2025 by the Community Development Department

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF PORTERVILLE GRANTING AN EASEMENT
ACROSS CITY-OWNED PARCEL 255-240-013
TO DANNY HENDERSON**

WHEREAS, the City of Porterville is the owner of APNs 255-240-013 generally located east of N Main Street and north of Reid Avenue;

WHEREAS, Danny Henderson, owner of APNs 255-240-016 and 255-240-017, has requested the City grant a driveway easement across and within the City of Porterville property for pedestrian and vehicular ingress and egress;

WHEREAS, at its meeting on April 1, 2025, the City Council approved the City's granting of a non-exclusive driveway and access easement to Danny Henderson for the agreed upon sum of \$1,000.00. The easement shall be subject to the terms set forth in the Grant Deed of Driveway Easement and Related Agreement; and

WHEREAS, the easement shall be terminated on completion by the City, or on the City's behalf, of the construction of a right of way providing direct access to and from the Dominant Tenement to and from the Reid Avenue realignment within the former railroad right of way for use for and by pedestrians or moving vehicular traffic.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Porterville, that the City of Porterville hereby grants to Danny Henderson, and his successors-in-interest, a non-exclusive driveway easement for driveway purposes to be used by pedestrians or moving vehicular traffic across and along that certain real property in the City of Porterville, County of Tulare, State of California, described as follows:

All that portion of the west 20.00 feet of Lot 10 of that certain map entitled "Sunnyside Orange Colony", filed in Volume 2 of Maps, at Page 95, Tulare County Records, which lies within Parcel 1 of the land conveyed to the City of Porterville in a Quitclaim deed recorded March 13, 2017 as Document Number 2017-0013912, Official Records of Tulare County, situated in the Southwest quarter of Section 14, Township 21 South, Range 27 East, Mount Diablo Base and Meridian, in the County of Tulare, State of California, more particularly described as follows:

COMMENCING at the southwest corner of said Lot 10, said corner being shown and notated as position "B" on that certain Record of Survey filed in Volume 36 of License Surveys, at Page 84; Thence northerly along the west line of said Lot 10, North 00°02'08" East, a distance of 325.53 feet to the most westerly corner of said Parcel 1 and the **TRUE POINT OF BEGINNING**;

Thence continuing along said west line and the west line of said Parcel 1, North 00°02'08" East, a distance of 108.86 feet to the beginning of a non-tangent curve concave to the northeast and having a radius of 3,769.83 feet;

Thence along the curved north line of said Parcel 1, from a radial bearing of South 23°38'25" West, through a central angle of 00°19'53", an arc distance of 21.80 feet to a line being parallel with and 20.00 feet east of said west line;
Thence along said parallel line, South 00°02'08" West, a distance of 108.60 feet to the beginning of a non-tangent curve concave to the northeast and having a radius of 3,869.83 feet;

Thence along the curved south line of said Parcel 1, from a radial bearing of South 22°40'25" West, through a central angle of 00°19'16", an arc distance of 21.70 feet to the **TRUE POINT OF BEGINNING**;

Containing 2,175 square feet, more or less.

See Exhibit "B", attached hereto and made a part hereof.

PASSED, ADOPTED AND APPROVED this 15th day of April, 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By: Fernando Gabriel-Moraga, Acting Chief Deputy City Clerk

LEGEND



ACCESS EASEMENT = 2,175 S.F.
 SUBJECT PROPERTY LINE
 ADJACENT PROPERTY LINE
 EXISTING RIGHT OF WAY LINE
 EXISTING EASEMENT LINE
 CENTERLINE

POC POINT OF COMMENCEMENT

TPOB TRUE POINT OF BEGINNING

D.N. DOCUMENT NUMBER PER OFFICIAL
 RECORDS OF TULARE COUNTY

2 RM 95 VOLUME 2 OF MAPS, PAGE 95

LOT 9
 2 RM 95

TPOB

ACCESS EASEMENT
 2,175 SF

CITY OF PORTERVILLE
 PARCEL 1
 D.N. 2017-0013912

$R=3769.83'$
 $\Delta=0^{\circ}19'53''$
 $L=21.80'$
 $S23^{\circ}18'32''W(R)$

$R=3869.83'$
 $\Delta=0^{\circ}19'16''$
 $L=21.70'$
 $S22^{\circ}40'25''W(R)$

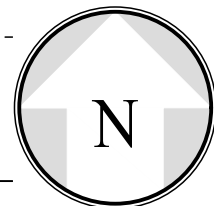
PRIVATE ACCESS
 EASEMENT PER
 D.N. 2022-0043134

PARCEL 2
 D.N. 2023-0036971

30' ROW PER 2943 OR 534
 & 2975 OR 864

POC
 SW CORNER LOT 10 AVENUE 169 (REID AVENUE)

CL REID AVENUE



SCALE: 1" = 40'

PROJECT NO.: 190222

DRAWN BY: ASW

QA/QC BY: MP

SCALE: 1"=40'

SHEET NO.:

1 OF 1

EXHIBIT "B"

**PLAT TO ACCOMPANY DESCRIPTION
 ACCESS EASEMENT**



WWW.QKINC.COM
 1-800-955-7599
 BAKERSFIELD, CLOVIS, HANFORD, MERCED, PORTERVILLE, VISALIA
 © COPYRIGHT BY QUAD KNOPF, INC. UNAUTHORIZED USE PROHIBITED.

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO**

DANNY HENDERSON

90 Brightwood Ct
Porterville, CA 93257

MAIL TAX STATEMENTS TO

DANNY HENDERSON

90 Brightwood Ct
Porterville, CA 93257

SPACE ABOVE THIS LINE FOR RECORDER'S USE

APNs 255-240-013, 255-240-016, 255-240-017

**GRANT DEED OF DRIVEWAY
EASEMENT AND RELATED
AGREEMENT**

DOCUMENT TRANSFER TAX \$ 1.10

☒ computed on full value of property conveyed,
☐ computed on full value less value of liens and encumbrances
remaining at the time of sale.

Signature of Declarant or Agent Determining Tax Firm Name

This Grant Deed of Driveway Easement and Related Agreement ("Agreement") is entered into on April 15, 2025, by and between **CITY OF PORTERVILLE**, a California municipal corporation, hereafter referred to as "Grantor," and **DANNY HENDERSON**, an unmarried man, hereafter referred to as "Grantee."

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Grantor is the owner of certain real property situated in the County of Tulare, State of California, and more particularly described in Exhibit D, which is attached to this Agreement and hereby incorporated by reference (the "Servient Tenement").

Grantee is the owner of certain real property situated in the County of Tulare, State of California,, and more particularly described in Exhibit C which is attached to this Agreement and hereby incorporated by reference (the "Dominant Tenement").

Grantee desires to acquire certain rights as a matter of record in that part of the Servient Tenement described as follows: a driveway and access easement for pedestrian and vehicular ingress and egress more particularly described in Exhibit A, and illustrated in Exhibit B (the "Easement"). Exhibit A and Exhibit B are each attached hereto and incorporated by reference.

GRANT OF EASEMENT

In consideration of the sum of \$1,000.00, Grantor grants to Grantee the Easement, on the terms and conditions set forth in this Agreement.

CHARACTER OF EASEMENT

The Easement and this Agreement are appurtenant to and for the benefit of the Dominant Tenement and burden the Servient Tenement. The Easement and this Agreement shall run with the land herein described and shall apply to and bind the parties hereto and their respective successors-in-interest and shall be enforceable as an easement and as an equitable servitude against the servient tenement pursuant to applicable law. This Agreement shall not be assigned unless to the owner of the Dominant Tenement.

DESCRIPTION OF EASEMENT

The Easement is an easement for driveway purposes only. For the purposes of the Agreement, "driveway purposes" means use for and by pedestrians or moving vehicular traffic for any purpose connected with the Dominant Tenement.

TERM

The Easement shall be terminated on completion by the City (or on the City's behalf) of the construction of a right of way providing direct access to and from the Dominant Tenement to and from the Reid Avenue realignment within the former railroad right of way for use for and by pedestrians or moving vehicular traffic for any purpose connected with the Dominant Tenement.

NONEXCLUSIVE EASEMENT

The Easement is nonexclusive. Grantor retains the right to make any use of the Servient Tenement, including the right to grant concurrent easements in the Servient Tenement to third parties that do not unreasonably interfere with Grantee's free use and enjoyment of the Easement.

ATTORNEY FEES

If any legal action or proceeding arising out of or relating to this Agreement is brought by either party to this Agreement, the prevailing party shall be entitled to receive from the other party, in addition to any other relief that may be granted, the reasonable attorney fees, costs, and expenses incurred in the action or proceeding by the prevailing party.

ENTIRE AGREEMENT

This Agreement constitutes the entire agreement between Grantor and Grantee relating to the above easement. Any prior agreements, promises, negotiations, or representations not expressly set forth in this Agreement are of no force and effect. Any amendment to this Agreement shall be of no force and effect unless it is in writing and signed by Grantor and Grantee.

BINDING EFFECT

This Agreement shall be binding on and shall inure to the benefit of the heirs, executors, administrators, successors, and assigns of Grantor and Grantee.

Executed on _____, 2025 at Porterville, California.

GRANTOR:

CITY OF PORTERVILLE,
a California municipal corporation

By: Greg Meister
Its: Mayor

ATTEST:

City Clerk

GRANTEE:

DANNY HENDERSON

Danny Henderson

(Notary Acknowledgment on the following pages)

ACKNOWLEDGMENT

DOCUMENT TITLE : GRANT DEED OF DRIVEWAY EASEMENT AND RELATED AGREEMENT

CALIFORNIA CIVIL CODE §1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA §
COUNTY OF TULARE §

On _____, 2025, before me, _____
(insert name and title of the officer)

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal/Stamp)

ACKNOWLEDGMENT

DOCUMENT TITLE : GRANT DEED OF DRIVEWAY EASEMENT AND RELATED AGREEMENT

CALIFORNIA CIVIL CODE §1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA §

§

COUNTY OF TULARE §

On _____, 2025, before me, _____
(insert name and title of the officer)

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____(Seal/Stamp)

EXHIBIT "A"

LEGAL DESCRIPTION FOR AN ACCESS EASEMENT

All that portion of the west 20.00 feet of Lot 10 of that certain map entitled "Sunnyside Orange Colony", filed in Volume 2 of Maps, at Page 95, Tulare County Records, which lies within Parcel 1 of the land conveyed to the City of Porterville in a Quitclaim deed recorded March 13, 2017 as Document Number 2017-0013912, Official Records of Tulare County, situated in the Southwest quarter of Section 14, Township 21 South, Range 27 East, Mount Diablo Base and Meridian, in the County of Tulare, State of California, more particularly described as follows:

COMMENCING at the southwest corner of said Lot 10, said corner being shown and notated as position "B" on that certain Record of Survey filed in Volume 36 of License Surveys, at Page 84; Thence northerly along the west line of said Lot 10, North 00°02'08" East, a distance of 325.53 feet to the most westerly corner of said Parcel 1 and the **TRUE POINT OF BEGINNING**;

Thence continuing along said west line and the west line of said Parcel 1, North 00°02'08" East, a distance of 108.86 feet to the beginning of a non-tangent curve concave to the northeast and having a radius of 3,769.83 feet;

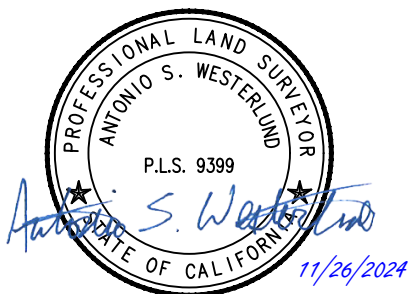
Thence along the curved north line of said Parcel 1, from a radial bearing of South 23°38'25" West, through a central angle of 00°19'53", an arc distance of 21.80 feet to a line being parallel with and 20.00 feet east of said west line;

Thence along said parallel line, South 00°02'08" West, a distance of 108.60 feet to the beginning of a non-tangent curve concave to the northeast and having a radius of 3,869.83 feet;

Thence along the curved south line of said Parcel 1, from a radial bearing of South 22°40'25" West, through a central angle of 00°19'16", an arc distance of 21.70 feet to the **TRUE POINT OF BEGINNING**;

Containing 2,175 square feet, more or less.

See Exhibit "B", attached hereto and made a part hereof.



11/26/2024

L:\Projects\2019\190222\ACAD\Legals\Access over RR\01-Legals\190222_PAE over RR.docx

LEGEND



ACCESS EASEMENT = 2,175 S.F.
 SUBJECT PROPERTY LINE
 ADJACENT PROPERTY LINE
 EXISTING RIGHT OF WAY LINE
 EXISTING EASEMENT LINE
 CENTERLINE

POC POINT OF COMMENCEMENT

TPOB TRUE POINT OF BEGINNING

D.N. DOCUMENT NUMBER PER OFFICIAL
 RECORDS OF TULARE COUNTY

2 RM 95 VOLUME 2 OF MAPS, PAGE 95

LOT 9
 2 RM 95

TPOB

ACCESS EASEMENT
 2,175 SF

CITY OF PORTERVILLE
 PARCEL 1
 D.N. 2017-0013912

$R=3769.83'$
 $\Delta=0^{\circ}19'53''$
 $L=21.80'$
 $S23^{\circ}18'32''W(R)$

$R=3869.83'$
 $\Delta=0^{\circ}19'16''$
 $L=21.70'$
 $S22^{\circ}40'25''W(R)$

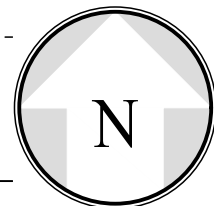
PRIVATE ACCESS
 EASEMENT PER
 D.N. 2022-0043134

PARCEL 2
 D.N. 2023-0036971

30' ROW PER 2943 OR 534
 & 2975 OR 864

POC
 SW CORNER LOT 10 AVENUE 169 (REID AVENUE)

CL REID AVENUE



SCALE: 1" = 40'

PROJECT NO.: 190222

DRAWN BY: ASW

QA/QC BY: MP

SCALE: 1"=40'

SHEET NO.:

1 OF 1

EXHIBIT "B"

**PLAT TO ACCOMPANY DESCRIPTION
 ACCESS EASEMENT**



WWW.QKINC.COM
 1-800-955-7599
 BAKERSFIELD, CLOVIS, HANFORD, MERCED, PORTERVILLE, VISALIA
 © COPYRIGHT BY QUAD KNOPF, INC. UNAUTHORIZED USE PROHIBITED.

EXHIBIT "C"

That portion of the Southwest quarter of Section 14, Township 21 South, Range 27 East, Mount Diablo Base and Meridian, in the County of Tulare, State of California, according to the Official Plat thereof, lying North of Lot 10 and East of Lot 8 of Sunnyside Orange Colony, as per map recorded in Book 2, Page 9 of Maps, in the Office of the County Recorder of said County, and Westerly of Lot 21 of Hermosa Orange Colony in the County of Tulare, State of California, as per Map recorded in Book 2, Page 131 of Maps, in the Office of the County Recorder of said County and Southerly of the portion of the Southwest quarter of said Section 14 conveyed to Christian Mueller, et al, by deed recorded December 28, 1906, in Book 138, Page 309 of Deeds.,

TOGETHER WITH that portion of said Lot 10 of said Sunnyside Orange Colony and said Lot 21 of said Hermosa Orange Colony, more particularly described as follows:

BEGINNING at the intersection of the west line of said Lot 10 with the north line of a 100-foot wide strip of land formerly known as the Minkler Southern Railway, which was conveyed to the City of Porterville in a Quitclaim Deed recorded March 13, 2017 as Document Number 2017-0013912, Official Records of Tulare County; thence from said **POINT OF BEGINNING**, northerly along said west line of Lot 10, North 00°03'41" West a distance of 260.63 feet to the most northerly corner of said lot 10, also being the most westerly corner of said Lot 21;

Thence along the westerly line of said Lot 21, North 47°56'14" East, a distance of 158.10 feet to the northerly line of said Lot 21, said northerly line being identified as "cement ditch" on said map of Hermosa Orange Colony;

Thence along said northerly line, South 69°06'23" East, a distance of 89.22 feet;

Thence continuing along said northerly line, South 70°42'11" East, a distance of 133.22 feet;

Thence leaving said northerly line and through the interior of said Lot 21 and said Lot 10 the following 5 arcs, courses and distances:

1. South 08°02'45" West, a distance of 219.67 feet;
 2. South 00°04'01" West, a distance of 19.17 feet;
 3. North 68°35'45" West, a distance of 117.42 feet;
 4. South 05°45'13" West, a distance of 168.67 feet to the curved north line of said Minkler Southern Railway and a non-tangent curve concave to the northeast and having a radius of 3769.83 feet;
 5. From a radial bearing of South 21 °21'19" West, westerly along said curve through a central angle of 02°47'18", an arc distance of 183.47 feet to the **POINT OF BEGINNING**.
-
-

EXHIBIT "D"

ALL THAT LAND LOCATED IN THE UNINCORPORATED AREA, COUNTY OF TULARE, STATE OF CALIFORNIA, CONVEYED TO THE MINKLER SOUTHERN RAILWAY COMPANY IN THE DEED RECORDED DECEMBER 14, 1916 IN VOLUME 245, PAGE 294 OF DEEDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS:

ALL THAT PORTION OF LOT 10 OF SUNNYSIDE ORANGE COLONY, AS PER THE MAP RECORDED MARCH 21, 1902 IN BOOK 2, PAGE 95 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, LYING BETWEEN LINES PARALLEL WITH AND DISTANT FIFTY FEET EACH SIDE OF THE CENTERLINE OF THE MINKLER SOUTHERN RAILWAY, SAID CENTERLINE OF THE MINKLER SOUTHERN RAILWAY BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 21 SOUTH, RANGE 27 EAST, MOUNT DIABLO BASE AND MERIDIAN, COUNTY OF TULARE, STATE OF CALIFORNIA, DISTANT 690.1 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHWESTERLY ON A CURVE CONCAVE TO THE SOUTHWEST AND HAVING A RADIUS OF 1432.69 FEET, A DISTANCE OF 67.6 FEET TO THE END OF SAID CURVE, THENCE NORTHWESTERLY ON A TANGENT TO SAID CURVE A DISTANCE OF 505.3 FEET; THENCE ON A TANGENT CURVE HAVING A RADIUS OF 3819.83 FEET A DISTANCE OF 800.2 FEET TO THE POINT OF ENDING IN THE WEST LINE OF SAID LOT 10 DISTANT 379.9 FEET NORTH OF THE NORTH LINE OF THE SOUTH HALF OF THE SOUTH HALF OF THE SAID SOUTHWEST QUARTER OF SECTION 14.

ALSO, ALL THE RIGHT, TITLE AND INTEREST OF W.H. ALTHOUSE AND CATHARINE D. ALTHOUSE IN AND TO THAT PORTION OF THE COUNTY ROAD ADJOINING SAID LOT 10 ON THE SOUTH, INCLUDED WITHIN THE SAID PARALLEL LINES, CONTAINING AN AREA OF 3.07 ACRES, MORE OR LESS. EXCEPTING THEREFROM SAID LAND ALL OWNERSHIP RIGHTS TO THE ENTIRE MINERAL EST ATE BELOW THE PROPERTY, BELOW A DEPTH OF 25 FEET, INCLUDING WITHOUT LIMITATION, ALL OIL, PETROLEUM, GAS AND OTHER MINERALS, WHETHER GASEOUS, LIQUID OR SOLID, IN AND UNDER THE ABOVE-DESCRIBED PREMISES, BELOW A DEPTH OF 25 FEET. SUCH RIGHTS SHALL INCLUDE SURF ACE AND SUBSURFACE ACCESS EASEMENTS, RIGHTS TO CONSTRUCT, MAINTAIN AND OPERATE SURFACE AND SUBSURFACE FACILITIES, AND OTHER RIGHTS TO DEVELOP AND EXTRACT OIL, PETROLEUM, GAS OR ANY OTHER MINERAL, EXCEPT THAT GRANTOR (1) SHALL NOT, WITHOUT PRIOR WRITTEN CONSENT FROM GRANTEE, WHICH CONSENT SHALL NOT BE UNREASONABLY WITHHELD OR DELAYED, HAVE ANY RIGHT TO ENTER THE SURFACE OF THE PROPERTY, FOR PURPOSES OF EXPLORATION, DEVELOPMENT OR EXTRACTION OF SUCH MINERALS; (2) SHALL NOT IN EXERCISING THESE RIGHTS MORE THAN MINIMALLY INTERFERE WITH GRANTEE'S USE OF THE PROPERTY; AND (3) PRIOR TO THE EXERCISE OF THESE RIGHTS, SHALL PROVIDE ADEQUATE LIABILITY PROTECTION TO

GRANTEE, IN THE FORM OF GENERAL LIABILITY INSURANCE OBTAINED (OR EXTENDED), AT THE SOLE COST OF THE GRANTOR, NAMING GRANTEE AS AN INSURED PARTY, UPON SUCH TERMS AS ARE THEN REASONABLE AND CUSTOMARY, UNLESS GRANTOR, IN THE REASONABLE OPINION OF GRANTEE, POSSESSES THE FINANCIAL CAPABILITY TO FUND SUCH LIABILITY PROTECTION AS A SELF-INSURED ENTITY, UNDER THAT REASONABLE AND CUSTOMARY STANDARD, FOR ANY LOSSES OF DAMAGES REASONABLY LIKELY TO BE SUSTAINED BY GRANTEE AS A RESULT OF GRANTOR'S EXERCISE OF THESE RIGHTS. IN ADDITION, ANY SURFACE OR SUBSURFACE FACILITIES CONSTRUCTED, OR EQUIPMENT USED, BY GRANTOR IN THE COURSE OF GRANTOR'S EXERCISE OF THESE RIGHTS, SHALL BE CONSTRUCTED AND USED IN A MANNER THAT RESULTS IN NO MORE THAN MINIMAL INTERFERENCE WITH GRANTEE'S USE OF THE PROPERTY, AS RESERVED IN THE DEED RECORDED DECEMBER 29, 1992, AS DOCUMENT NO. 92-094547, OFFICIAL RECORDS, AND RECORDED OCTOBER 18, 1994, AS DOCUMENT NO. 94-074651, OFFICIAL RECORDS.

SUBJECT TO a prior reservation by the Atchison, Topeka and Santa Fe Railway Company (the "Santa Fe Railway"), Grantor's predecessor in title, of the mineral estate and related surface rights, and of easements for pipelines and fiber optics communication lines and related facilities, all as more particularly set forth in the conveyance to Grantor.

SUBJECT TO all prior rights of reversion, reservations, easements, rights-of-way, and defects in title.



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Authorization to Submit an Allocation Request for the 2024-2025 Low Carbon Transit Operations Program (LCTOP) Funding

SOURCE: Public Works

COMMENT: The Low Carbon Transit Operations Program (LCTOP) is a state-funded program administered by Caltrans under the California Climate Investments (CCI) initiative. The program provides financial assistance to support public transit projects that reduce greenhouse gas (GHG) emissions and improve mobility, with a focus on disadvantaged and low-income communities.

For Fiscal Year 2024–2025, the City of Porterville has been allocated \$177,690 in LCTOP funding, as outlined in the attached FY 2024–2025 LCTOP Allocation Report.

The City is currently operating a fare-free public transit initiative, known as the Zero-Fare Program, which provides free rides on all fixed-route and ADA paratransit services. The current program is set to expire on June 30, 2025.

At the April 1, 2025 City Council meeting, the Council provided direction to staff to prepare LCTOP application forms to extend the Zero-Fare Program using the FY 2024–2025 LCTOP allocation. Specifically, Council authorized the use of these funds to continue the Zero-Fare Program for an additional three months, from July 1, 2025, through September 30, 2025.

In order to begin the extended fare-free period on July 1, 2025, prior to finalizing the grant documents, staff has prepared a Letter of No Prejudice (LONP), requesting permission from Caltrans to implement the program in advance of formal allocation approval. The LONP ensures that the City bears the financial risk until grant funding is officially allocated. A copy of the draft letter is attached for reference.

The Zero-Fare Program is consistent with LCTOP funding criteria, which permit the use of funds for fare reduction strategies that directly benefit disadvantaged and low-income communities. By eliminating fares, the program reduces barriers to mobility, encourages increased transit ridership, and provides critical access for households experiencing

economic hardship.

In addition to promoting environmental benefits through reduced vehicle miles traveled and decreased emissions, the program improves access to essential services such as employment, education, healthcare, and grocery stores. The service area includes communities designated as disadvantaged by CalEnviroScreen and serves a high proportion of transit-dependent populations. The Zero-Fare Program extension also represents a strategic and community-centered investment that promotes environmental sustainability, public health, and economic opportunity for all residents.

RECOMMENDATION: That the City Council:

1. Approve the FY 2024–2025 Low Carbon Transit Operations Program (LCTOP) Zero-Fare Program extension;
2. Authorize the Mayor to execute the LCTOP Authorized Agent Form;
3. Authorize the Transportation Director to execute the LCTOP Certifications and Assurances;
4. Approve the Draft Resolution authorizing the submission of the LCTOP allocation request; and
5. Authorize staff to execute and transmit the Letter of No Prejudice (LONP) to Caltrans to permit the July 1, 2025 implementation of the Zero-Fare Program extension.

ATTACHMENTS:

1. FY 2024-2025 LCTOP Allocation Report
2. FY-24-25_Authorized Agent Form
3. FY-24-25_Certifications and Assurances Form
4. Draft Resolution
5. Draft Letter of No Prejudice

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Director of Transportation

Final Approver: Jason Ridenour, Interim City Manager

2024/25 Low Carbon Transit Operations Program Allocations (2-18-2025)

Agency	Population 1/1/2024	% of Total Population	PUC 99313	PUC 99314	Available 2024/25	Transfer Amounts	Transfers To	Total Balance
Dinuba	25,573	5.34%	\$66,102.20	\$0	\$66,102	\$0	NA	\$66,102
Exeter	10,179	2.13%	\$26,366.61	\$0	\$26,367	\$0	NA	\$26,367
Farmersville	10,327	2.16%	\$26,737.97	\$0	\$26,738	\$0	NA	\$26,738
Lindsay	12,594	2.63%	\$32,555.95	\$0	\$32,556	\$0	NA	\$32,556
Porterville	62,934	13.14%	\$162,655.99	\$15,034	\$177,690	\$0	NA	\$177,690
Tulare	70,799	14.78%	\$182,957.04	\$10,459	\$193,416	\$0	NA	\$193,416
TCRTA	N/A	0.00%		\$5,149		\$0	NA	
Visalia	144,532	30.18%	\$373,588.86	\$77,968	\$451,557	\$0	NA	\$451,557
Woodlake	7,713	1.61%	\$19,929.69	\$0	\$19,930	\$0	NA	\$19,930
County	134,267	28.04%	\$347,098.47	\$21,147	\$368,245	\$0	NA	\$368,245
Total	478,918	100.0%	\$1,237,869	\$129,757	\$1,362,601	\$0	NA	\$1,362,601



FY 2024-2025 LCTOP Authorized Agent

AS THE Mayor

(Chief Executive Officer/Director/President/Secretary)

OF THE City of Porterville

(Name of County/City/Transit Organization)

I hereby authorize the following individual(s) to execute for and on behalf of the named Regional Entity/Transit Operator, any actions necessary for the purpose of obtaining Low Carbon Transit Operations Program (LCTOP) funds provided by the California Department of Transportation, Division of Local Assistance. I understand that if there is a change in the authorized agent, the project sponsor must submit a new form. This form is required even when the authorized agent is the executive authority himself. I understand the Board must provide a resolution approving the Authorized Agent. The Board Resolution appointing the Authorized Agent is attached.

Richard Tree, Transportation Director

(Name and Title of Authorized Agent)

OR

Alberto Barragan, Transportation Manager

(Name and Title of Authorized Agent)

OR

Teresa Ortega, Grants and Procurement Coordinator

(Name and Title of Authorized Agent)

OR

(Name and Title of Authorized Agent)

OR

Greg Meister

(Print Name)

Mayor

(Title)

(Signature)

Approved this 15 day of April, 2025



FY 2024-2025 LCTOP Certifications and Assurances

Lead Agency: City of Porterville

Project Title: Zero-Fare Program

Prepared by: Teresa Ortega, Grant and Procurement Coordinator

The California Department of Transportation (Caltrans) has adopted the following Certifications and Assurances for the Low Carbon Transit Operations Program (LCTOP). As a condition of the receipt of LCTOP funds, Lead Agency must comply with these terms and conditions.

A. General

1. The Lead Agency agrees to abide by the current LCTOP Guidelines and applicable legal requirements.
2. The Lead Agency must submit to Caltrans a signed Authorized Agent form designating the representative who can submit documents on behalf of the project sponsor and a copy of the board resolution appointing the Authorized Agent.

B. Project Administration

1. The Lead Agency certifies that required environmental documentation is complete before requesting an allocation of LCTOP funds. The Lead Agency assures that projects approved for LCTOP funding comply with Public Resources Code § 21100 and § 21150.
2. The Lead Agency certifies that a dedicated bank account for LCTOP funds only will be established within 30 days of receipt of LCTOP funds.
3. The Lead Agency certifies that when LCTOP funds are used for a transit capital project, that the project will be completed and remain in operation for its useful life.
4. The Lead Agency certifies that it has the legal, financial, and technical capacity to carry out the project, including the safety and security aspects of that project.
5. The Lead Agency certifies that they will notify Caltrans of pending litigation, dispute, or negative audit findings related to the project, before receiving an allocation of funds.
6. The Lead Agency must maintain satisfactory continuing control over the use of project equipment and facilities and will adequately maintain project equipment and facilities for the useful life of the project.
7. Any interest the Lead Agency earns on LCTOP funds must be used only on approved LCTOP projects.

FY 2024-2025 LCTOP

8. The Lead Agency must notify Caltrans of any changes to the approved project with a Corrective Action Plan (CAP).
9. Under extraordinary circumstances, a Lead Agency may terminate a project prior to completion. In the event the Lead Agency terminates a project prior to completion, the Lead Agency must (1) contact Caltrans in writing and follow-up with a phone call verifying receipt of such notice; (2) pursuant to verification, submit a final report indicating the reason for the termination and demonstrating the expended funds were used on the intended purpose; (3) submit a request to reassign the funds to a new project within 180 days of termination.

C. Reporting

1. **The Lead Agency must submit the following LCTOP reports:**
 - a. **Annual Project Activity Reports October 30th each year.**
 - b. **A Close Out Report within six months of project completion.**
 - c. **The annual audit required under the Transportation Development Act (TDA), to verify receipt and appropriate expenditure of LCTOP funds. A copy of the audit report must be submitted to Caltrans within six months of the close of the year (December 31) each year in which LCTOP funds have been received or expended.**
 - d. **Project Outcome Reporting as defined by CARB Funding Guidelines.**
 - e. **Jobs Reporting as defined by CARB Funding Guidelines.**
2. Other Reporting Requirements: CARB develops and revises Funding Guidelines that will include reporting requirements for all State agencies that receive appropriations from the Greenhouse Gas Reduction Fund. Caltrans and project sponsors will need to submit reporting information in accordance with CARB's Funding Guidelines, including reporting on greenhouse gas reductions and benefits to disadvantaged communities.

D. Cost Principles

1. The Lead Agency agrees to comply with Title 2 of the Code of Federal Regulations 225 (2 CFR 225), Cost Principles for State and Local Government, and 2 CFR, Part 200, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.
2. The Lead Agency agrees, and will assure that its contractors and subcontractors will be obligated to agree, that:
 - a. Contract Cost Principles and Procedures, 48 CFR, Federal Acquisition Regulations System, Chapter 1, Part 31, et seq., shall be used to determine the allow ability of individual project cost items and

FY 2024-2025 LCTOP

- b. Those parties shall comply with Federal administrative procedures in accordance with 2 CFR, Part 200, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. Every sub-recipient receiving LCTOP funds as a contractor or sub-contractor shall comply with
Federal administrative procedures in accordance with 2 CFR, Part 200, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.
3. Any project cost for which the Lead Agency has received funds that are determined by subsequent audit to be unallowable under 2 CFR 225, 48 CFR, Chapter 1, Part 31 or 2 CFR, Part 200, are subject to repayment by the Lead Agency to the State of California (State). All projects must reduce greenhouse gas emissions, as required under Public Resources Code section 75230, and any project that fails to reduce greenhouse gases shall also have its project costs subject to repayment by the Lead Agency to the State. Should the Lead Agency fail to reimburse moneys due to the State within thirty (30) days of demand, or within such other period as may be agreed in writing between the Parties hereto, the State is authorized to intercept and withhold future payments due the Lead Agency from the State or any third-party source, including but not limited to, the State Treasurer and the State Controller.

A. Record Retention

1. The Lead Agency agrees and will assure that its contractors and subcontractors shall establish and maintain an accounting system and records that properly accumulate and segregate incurred project costs and matching funds by line item for the project. The accounting system of the Lead Agency, its contractors and all subcontractors shall conform to Generally Accepted Accounting Principles (GAAP) and enable the determination of incurred costs at interim points of completion. All accounting records and other supporting papers of the Lead Agency, its contractors and subcontractors connected with LCTOP funding shall be maintained for a minimum of three (3) years after the "Project Closeout" report or final Phase 2 report is submitted (per CARB Funding Guidelines, Vol. 3, page 3.A-16), and shall be held open to inspection, copying, and audit by representatives of the State and the California State Auditor. Copies thereof will be furnished by the Lead Agency, its contractors, and subcontractors upon receipt of any request made by the State or its agents. In conducting an audit of the costs claimed, the State will rely to the maximum extent possible on any prior audit of the Lead Agency pursuant to the provisions of federal and State law. In the absence of such an audit, any acceptable audit work performed by the Lead Agency's external and internal auditors may be relied upon and used by the State when planning and conducting additional audits.
2. For the purpose of determining compliance with Title 21, California Code of Regulations, Section 2500 et seq., when applicable, and other matters connected with



FY 2024-2025 LCTOP

the performance of the Lead Agency's contracts with third parties pursuant to Government Code § 8546.7, the project sponsor, its contractors and subcontractors and the State shall each maintain and make available for inspection all books, documents, papers, accounting records, and other evidence pertaining to the performance of such contracts, including, but not limited to, the costs of administering those various contracts. All of the above referenced parties shall make such materials available at their respective offices at all reasonable times during the entire project period and for three (3) years from the date of final payment. The State, the California State Auditor, or any duly authorized representative of the State, shall each have access to any books, records, and documents that are pertinent to a project for audits, examinations, excerpts, and transactions, and the Lead Agency shall furnish copies thereof if requested.

3. The Lead Agency, its contractors and subcontractors will permit access to all records of employment, employment advertisements, employment application forms, and other pertinent data and records by the Civil Rights Department, or any other agency of the State of California designated by the State, for the purpose of any investigation to ascertain compliance with this document.

F. Special Situations

Caltrans may perform an audit and/or request detailed project information of the project sponsor's LCTOP funded projects at Caltrans' discretion at any time prior to the completion of the LCTOP.

I certify all these conditions will be met.

Richard I. Tree

(Print Authorized Agent)

Director of Transportation

(Title)

(Signature)

(Date)

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
FOR THE EXECUTION OF THE CERTIFICATIONS AND ASSURANCES AND
AUTHORIZED AGENT FORMS FOR THE LOW CARBON TRANSIT
OPERATIONS PROGRAM (LCTOP) FOR THE ZERO-FARE PROGRAM**

WHEREAS, the City of Porterville is an eligible project sponsor and may receive state funding from the Low Carbon Transit Operations Program (LCTOP) for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 862 (2014) named the Department of Transportation (Department) as the administrative agency for the LCTOP; and

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing LCTOP funds to eligible project sponsors (local agencies); and

WHEREAS, the City of Porterville wishes to delegate authorization to execute these documents and any amendments thereto to Richard I. Tree, Transportation Director; and

WHEREAS, the City of Porterville wishes to implement the following LCTOP project listed above.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Porterville that the fund recipient agrees to comply with all conditions and requirements set forth in the Certification and Assurances and the Authorized Agent documents and applicable statutes, regulations and guidelines for all LCTOP funded transit projects.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Richard I. Tree, Transportation Director be authorized to execute all required documents of the LCTOP program and any Amendments thereto with the California Department of Transportation.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Porterville that it hereby authorizes the submittal of the following project nomination(s) and allocation request(s) to the Department in FY2024-2025 LCTOP funds:

Project Name: Zero-Fare Program

Project Description: The City of Porterville will implement a Zero-Fare Program that eliminates fares for all fixed-route and ADA complementary paratransit services for a period of three months, from July 1, 2025, through September 30, 2025. This program is designed to improve transit accessibility, reduce greenhouse gas emissions by increasing ridership, and support community members impacted by the rising cost of living.

LCTOP Funds Requested: \$177,690

Benefits to a Priority Populations: The Zero-Fare Program directly benefits Priority Populations as defined by SB 535 and AB 1550 by reducing financial barriers to transportation for low-income households, seniors, persons with disabilities, and disadvantaged communities within the Porterville urbanized area. The service area includes communities identified as Disadvantaged by CalEnviroScreen and provides equitable access to essential services such as healthcare, education, employment, and grocery stores. By offering fare-free trips, the City is supporting mobility for those who rely on public transit the most.

Amount to Benefit Priority Populations: \$177,690

Contributing Sponsor: Tulare County Association of Governments, 210 N. Church St., Suite B, Visalia, CA 93291

PASSED, APPROVED AND ADOPTED this 15th day of April 2025.

Greg Meister, Mayor

ATTEST:

Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

April 15, 2025

Ms. Wendy King, Branch Chief
Low Carbon Transit Operations Program
Division of Rail and Mass Transportation
1120 N Street, MS-39
Sacramento, CA 95814

Re: Letter of No Prejudice (LONP) for City of Porterville, LCTOP Free Fare Program

Dear Ms. King,

The City of Porterville requests to enter a Letter of No Prejudice (LONP) for the FY 2024/25 Free Fare Program. The City of Porterville is the project lead and the Tulare County Association of Governments (TCAG), our Metropolitan Planning Agency (MPO), is the sponsor agency.

The specifics of this LONP request are presented below:

- Approval of the LONP will allow the project to start as of July 1, 2025, and end September 30, 2025, or until funds are expended.
- The allocation request for the City of Porterville is \$177,690 in FY 2024/25.
- The City of Porterville will not use any funds as an alternative until the allocation is funded.
- The City of Porterville has already implemented free fares as of July 1, 2024, which why we are requesting to continue to offering free fares through this program.

If you have any questions or need additional information, please contact me at rtree@ci.porterville.ca.us.

Regards,

Richard I. Tree
Director of Transportation

cc: Giancarlo Bruno, TCAG



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Request for Proclamation - Arbor Day

SOURCE: Administrative Services

COMMENT:

At its meeting on December 19, 2023, the Council amended the process by which proclamations are approved. The process requires that if more than two council members indicate interest in signing a requested proclamation, a consent calendar item will be prepared for the next scheduled City Council Meeting for full City Council consideration.

The City of Porterville Parks and Leisure Services Department has requested a proclamation to proclaim April 25, 2025, as "Arbor Day" in Porterville. Vice Mayor McKerverey is sponsoring this Proclamation request. Because more than two members of the Council indicated an interest in signing, consistent with policy, the request is herein presented for consideration. If approved, the Proclamation will be drafted with the appropriate number of signature blocks for execution by the Council Members with an affixed City Seal.

RECOMMENDATION: That the City Council consider approval of the request to proclaim April 25, 2025, as "Arbor Day" in the City of Porterville.

ATTACHMENTS: 1. Request for Proclamation - Arbor Day - Parks and Leisure Services - 2025

Appropriated/Funded:

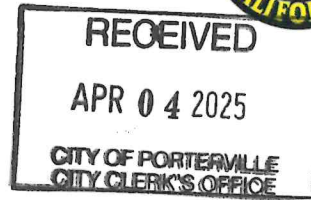
Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Yuliana Andrade, Administrative Services Director



City of Porterville
REQUEST FOR PROCLAMATION



Date of Request: 4/3/25

Name of Event/Individual: ARBON DAY
i.e. "Porterville Tourism Week", "Mr. John Doe"

Name of Sponsoring Organization: PARKS & LEISURE SERVICES

Name of Contact Person: DONNIE MOORE

Address: 291 N MAIN

Phone: 782-7539 Email: dmoores@ci.porterville.ca.us

I would like the proclamation: ☐ mailed ☐ call for pick up ☒ presented at an event

Date Needed: 4/23/25 Date of Event: 4/25/25

Please attach a sample of your proclamation, or the pertinent information needed to formulate your proclamation. It is recommended that you submit your request at least four to six weeks in advance. If assistance is needed, or if you need a sample provided, or to return this form, contact:

Office of City Clerk
291 North Main Street
Porterville, CA 93257
(559) 782-7464 / Fax (559) 782-7452

Please be advised that a Proclamation is ceremonial in nature and does not convey official legislative action. The City reserves the right to correct grammar and spelling; to reject all advocacy of unlawful acts; and to reject all discriminatory language.

City Clerk's Section

Request Received by: Fernando Routed by: Fernando Date: 4-4-25

Granted by Council Member: McKervey Date: 4-5-25

Signatures: McKervey, Beltran, Rivas, Meisler

Date Requestor Notified of Completion: _____ in writing ☐ by phone ☐

Comments: _____

WHEREAS: In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees. That day, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS: Arbor Day is now observed throughout the nation and the world; and

WHEREAS: Trees in our cities and towns can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

WHEREAS: Trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products. They increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS: Trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I, GREG MEISTER, Mayor of the City of Porterville, on behalf of the Porterville City Council, do hereby proclaim April 25, 2025, as—

"ARBOR DAY"

in the City of Porterville, and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands and plant trees to gladden the heart and promote the well-being of this and future generations.

PROCLAIMED this 25th day of April, 2025.



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Reclassification of Police Department Job Positions

SOURCE: Police

COMMENT: The Police Department continues to seek ways in which to increase efficiencies in order to most expeditiously deliver police services and provide the best public safety. The Police Department has historically been able to meet the ever-changing demands of public safety by adeptly identifying challenges and solutions as they arise.

The Police Department's Chief of Police and command staff continually evaluate the structure of the Police Department in efforts to further identify potential changes that will enhance overall quality, which includes evaluating the structure of the department, the growth of the police department, and the growth of the city.

When looking at the Police Department organization, we considered many options, including reclassifying positions, creating new jobs, and eliminating positions. In all options, we considered budget impacts, department efficiency and staffing impact, and consistency of job police descriptions.

Over the past 20 years, all police divisions have seen a 47% increase in workload, which has had a significant administrative burden placed on support services staff, which is job specific to the police department. To this end, staff propose the creation of two new job positions and descriptions, a "Police Clerical Assistant" and an "Administrative Assistant to the Chief of Police". Staff would also propose the unallocation of the universal position(s) in the police department of "Clerical Assistant III" and "Administrative Assistant".

The proposed changes are as follows:

New Classification – Police Clerical Assistant

To increase efficiency and responsiveness in the execution of the Police Department's service of public safety, the Police Clerical Assistant would report directly to the department's Police Captains. It is proposed that this classification be established at the salary range of 161 (\$3,268-\$3,988). This position would be in the Public Safety Support Unit for bargaining purposes.

This new position would have the following duties, but not limited to:

- Police Record Keeping for the Divisions: Managing police case files, updating police databases, and ensuring accuracy in police investigative records.
- Administrative Support: Preparing crime reports, transcribing police interviews, and drafting correspondence to reduce workload for police detectives.
- Case Management Assistance: Organizing and tracking case statuses, evidence logs, and court documentation to ensure timely progress.
- Public Liaison Duties: Assisting with requests for public records and communications, reducing response times, and improving public service.
- Reporting requirements for Police Professional Standards and Training Unit (Internal Affairs, Training, Education)
- Crime Prevention/Juvenile Diversion Unit records
- Departmental Vehicle Fleet Records
- Assets Forfeiture records and submissions to the DOJ
- Records and preparations for Yearly Police Audits in the Divisions
- Property tracking records/Police department budget invoices
- Officer/police personnel Wellness and Peer support
- Workers Compensation Claims for Police Officers/4850 Personnel in the Divisions
- Police Special Projects

New Classification – Administrative Assistant to the Chief of Police

To increase efficiency and responsiveness in the execution of the Police Department's service of public safety, the Administrative Assistant to the Chief of Police would report directly to the Office of the Chief of Police.

It is proposed that this classification be established at the salary range of 163 (\$3,334-\$4,068). This position would be in the Public Safety Support Unit for bargaining purposes.

This new position would have the following duties, but not limited to:

- Provide comprehensive secretarial support to the Chief of Police and Assistant Chief of Police.
- Screen calls, visitors, and mail; compose routine correspondence in response to requests for information from the Office of the Chief of Police.
- Maintain departmental calendars, coordinate schedules, and arrange travel as needed.
- Prepare agendas and record minutes for citizen, advisory, staff, and administrative meetings.
- Initiate and maintain confidential police files and records.
- Draft letters, memorandums, and other written communications on routine administrative police matters.

- Enters police data to record and retrieve police department information, prepare analytical reports, and produce correspondence.
- Answer inquiries from staff, City staff, and the public regarding operations and policies.
- Maintains police records related to departmental activities.
- Operate various office equipment: computers, tablets, calculators, and copiers.
- Greet and assist the public, providing information about department policies and procedures.
- Create, update, and maintain police filing systems and electronic platforms.
- Investigate administrative concerns or problems and recommend appropriate actions to the Office of the Chief.
- Assist in departmental police budgets and financial reports.
- Schedule meetings and appointments for the Chief of Police and Assistant Chief of Police.
- Handle inquiries and complaints requiring sound judgment and discretion at the direction of the Office of the Police Chief.
- Oversee police records retention and historical files of police personnel.
- Support departmental staff with special projects, research, and special event coordination.

There will be no cost to the Police Department in reclassifying these new positions, as the pay ranges would remain the same as the positions that are being requested to be unallocated.

RECOMMENDATION:

That the City Council:

1. Approve the establishment of one (1) new Police Clerical Assistant classification at Salary Range 161 (\$3,268-\$3,988) and unallocation of one (1) universal Clerical Assistant III position Salary Range 161 (\$3,268-\$3,988) at the police department;
2. Approve the establishment of one (1) Administrative Assistant to the Chief of Police at Range 163 (\$3,334-\$4,068) and unallocation of one (1) universal Administrative Assistant position Range 163 (\$3,334-\$4,068) at the police department; and
3. Authorize Administrative Services and the Finance Department staff to amend such documents as may be necessary to effectuate such proposed changes.

ATTACHMENTS:

1. Admin Assistant to the Chief of Police
2. Police Clerical Assistant

Appropriated/Funded:

Review By:

Department Director:
Jake Castellow, Chief of Police

Final Approver: Jason Ridenour, Interim City Manager

ADMINISTRATIVE ASSISTANT TO THE CHIEF OF POLICE

DEFINITION

Under administrative direction, performs a variety of complex secretarial and administrative support tasks for the Police Department. This role requires specialized technical knowledge, initiative, independent judgment, and decision-making to support the Chief of Police and Command staff effectively.

DISTINGUISHING CHARACTERISTICS

This position reports directly to the Chief of Police and is characterized by confidential, responsible tasks requiring a high degree of independence and discretion. The role involves handling sensitive matters, such as incoming communications, visitor inquiries, citizen complaints, and other concerns, with tact, diplomacy, and political acumen. This position differs from other clerical roles due to its emphasis on supporting executive-level responsibilities and maintaining confidentiality.

REPRESENTATIVE DUTIES

The duties listed below are examples of the work typically performed by employees of this class. An employee may not be assigned all duties listed and may be assigned duties which are not listed below. Marginal duties are those which are least likely essential functions for any single position in this class.

1. Provide comprehensive secretarial support to the Chief of Police and Assistant Chief of Police.
 2. Screen calls, visitors, and mail; compose routine correspondence in response to requests for information from the Office of Chief of Police.
 3. Maintain departmental calendars, coordinate schedules, and arrange travel as needed.
 4. Prepare agendas and record minutes for citizen, advisory, and administrative meetings.
 5. Initiate and maintain confidential police files and records.
 6. Draft letters, memorandums, and other written communications on routine administrative police matters.
 7. Enters data to record and retrieve police department information, prepare analytical reports, and produce correspondence.
 8. Answer inquiries from staff, City staff, the public regarding operations and policies.
 9. Maintains records related to departmental activities.
 10. Operate various office equipment, computers, tablets, calculators, and copiers.
 11. Greet and assist the public, providing information about department policies and procedures.
 12. Create, update, and maintain police filing systems and electronic platforms.
 13. Investigate administrative concerns or problems and recommend appropriate actions to the Office of the Chief.
 14. Assist in departmental budgets and financial reports.
 15. Schedule meetings and appointments for the Chief of Police.
 16. Handle inquiries and complaints requiring sound judgment and discretion.
 17. Oversee records retention and historical files of police personnel.
 18. Support departmental staff with special projects, research, and event coordination.
-

EMPLOYMENT STANDARDS

Education and/or Experience

Must have earned a high school diploma or equivalent, supplemented by course work or special training in secretarial science, office practices, or a related field. A college degree in related field is preferred. Two years of experience in general clerical work including the application of policies and procedures, composing of correspondence, or routine reports or any combination of training and experience that provides the desired knowledge and abilities.

Knowledge of:

Principles and practices of office management; English usage, spelling, grammar, and punctuation; modern office methods, procedures, computer equipment, and computer software; pertinent City functions, policies, rules and regulations; principles and methods of business letter and report writing; principles and practices of bookkeeping; organization, functions, and procedures of the Police Department

Ability to:

Understand the organization and operations of the police department and related agencies; perform responsible secretarial work requiring independent judgment and accuracy; prioritize and manage multiple tasks effectively; interpret and explain department policies and procedures; compose general correspondence and reports; maintain confidentiality of sensitive information; analyze problems and recommend effective solutions; establish and maintain complex filing systems; operate modern office equipment and use computer applications proficiently; communicate effectively, both orally and in writing; build and maintain strong working relationships with diverse groups, including City officials, staff, and the public.

Special Requirements

Must be at least 18 years of age

Ability to type 40 w.p.m.

Possession of or ability to obtain a valid California Driver's License.

Candidates seeking a position in the police department must be able to pass an extensive background check.

Physical Demands

Strength, dexterity, coordination and vision to use a keyboard and computer for long periods of time; dexterity and coordination to handle files weighing up to 25 lbs.; Moving from place to place within an office; some reaching for items above and below desk level.

WORKING CONDITIONS

A 4-10 hour weekday shift work; generally clean work environment with limited exposure to conditions such as dust, fumes, odors, or noise; daily use of a computer; periodic contact with angry and/or upset individuals.

Date Created: 04/09/2025

POLICE CLERICAL ASSISTANT

DEFINITION

Under general supervision, performs a wide variety of complex clerical, secretarial, and administrative duties for the Police Department and provides technical support to assigned police divisions. The role requires specialized technical and administrative knowledge, as well as the exercise of initiative, independent judgment, and decision-making.

REPRESENTATIVE DUTIES

The duties listed below are examples of the work typically performed by employees of this class. An employee may not be assigned all duties listed and may be assigned duties which are not listed below. Marginal duties are those which are least likely essential functions for any single position in this class.

1. Performs complex, responsible, and confidential secretarial and administrative duties to support Division Heads.
2. Prepares and processes a variety of documents using applicable computer software.
3. Refers inquiries to appropriate personnel or departments.
4. Independently drafts responses to general correspondence and inquiries not requiring executive attention.
5. Reviews and summarizes reports and documents.
6. Provides status updates and reports to Division Heads.
7. Delivers excellent customer service to internal and external stakeholders.
8. Performs detailed clerical or technical work, examining and evaluating source materials while ensuring compliance with policies, procedures, and regulations.
9. Prepares documents from written, recorded, or verbal instructions; operates office equipment including data/word processing tools.
10. Recommends and assists with implementing office programs, systems, and procedures. Prepares meeting agendas, distributes packets, and takes/transcribes minutes.
11. Assists with payroll preparation, requisitions, supply orders, and monitoring of expenditures. Verifies, tracks, and reconciles purchases, payments, and expenses.
12. May assist with budgeting, inventory control, and purchasing processes for assigned work units.
13. May lead or provide supervision to clerical or program support staff; may prepare simple meeting minutes for departmental or public committees.
14. Provides clerical support for task forces, commissions, and boards.

EMPLOYMENT STANDARDS

Education and/or Experience

Must have earned a high school diploma, or equivalent, a college degree is preferred. Two years of clerical experience including filing and document processing, or any combination of training and experience that provides the desired knowledge and abilities.

Knowledge of:

Principles and practices of office management; proper punctuation, grammar, and spelling; filing systems (e.g., alphabetical, numerical, chronological); word processing and related software applications; basic bookkeeping and arithmetic; organizational policies and procedures relevant to the assigned division; methods for data collection and evaluation

Ability to:

Communicate effectively, both verbally and in writing, with the public, staff, and management; compose a variety of correspondence and reports with proper English grammar, punctuation, and spelling; proofread and edit documents to ensure accuracy and professionalism; plan and prioritize workloads, maintaining a high level of organization and attention to detail; operate personal computers and software applications proficiently; maintain confidentiality and diplomacy in sensitive matters; follow verbal and written instructions accurately; evaluate situations and resolve issues within established policies and procedures; build and maintain positive working relationships with colleagues, superiors, and the public.

Skill in:

Typing/keyboarding operation at a rate of 40 wpm.

Special Requirements

Possession of or ability to obtain a valid California Driver's License may be required.

Must be at least 18 years of age.

Candidates seeking a position in the police department must be able to pass an extensive background check.

Physical Demands

Strength, dexterity, coordination and vision to use keyboard and video display terminal for long periods of time. Dexterity and coordination to handle files and single pieces of paper, occasional lifting of object weighing up to 25 lbs. such as, files, stacks of paper, reference and other materials. Moving from place to place within an office; some reaching for items above and below desk level.

WORKING CONDITIONS

A 4-10 hour weekday shift work; generally clean work environment with limited exposure to conditions such as dust, fumes, odors, or noise; daily use of a computer; periodic contact with angry and/or upset individuals.

Created: April 9, 2025



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Status and Review of Declaration of Local Flood Emergency

SOURCE: City Manager's Office

COMMENT: On March 13, 2023, former Mayor Martha A. Flores in conjunction with the Acting City Manager Patrice Hildreth declared the existence of a local emergency within the City of Porterville. Said Declaration was made pursuant to Chapter 9 of the Porterville Municipal Code, and in response to the increasing threat to life and property in the city caused by a series of storm systems striking California and in particular the Porterville area, impacting Success Lake and significantly increasing flows of the Tule River. Pursuant to the California Emergency Services Act (California Government Code 8558 et seq.), emergency declarations must be ratified by the governing body within seven days of being declared. At its Special Meeting on March 17, 2023, the City Council acted to ratify the Declaration of Local Emergency. The Act also requires that the emergency declaration be renewed every sixty (60) days to remain in effect, which at its meeting on April 1, 2025, the Council reviewed and acted to renew the emergency declaration. Staff continues to work with FEMA for resolution of the City's claims and will continue to work to identify a timeline and critical path forward.

Chronology:

On March 10, 2023, due to the volume of water added to Success Lake from significant storm activity, Tulare County Sheriff Mike Bourdreaux issued an Evacuation Warning for both the north and south sides of the Tule River, and the Tulare County Office of Emergency Services (TCOES) established a Temporary Evacuation Point (TEP) and Emergency Shelter in the gymnasium at Porterville College.

On March 15, 2023, due to the water level of Success Lake rising to the point of running over the spillway of the Richard L. Schafer Dam, Sheriff Boudreaux issued a Mandatory Evacuation Order for the residences, businesses and structures between Schafer Dam and Road 284, east of the city of Porterville. On March 18, 2023, due to water levels dropping on the Tule River, Sheriff Boudreaux reduced the Mandatory Evacuation Order back to an Evacuation Warning.

On March 15, 2023, due to rising flood waters, Sheriff Boudreaux issued a Mandatory Evacuation Order for the area between Olive Avenue

(Avenue 152) to Avenue 144 and the Friant-Kern Canal and the Tule River and Westwood Street, west of the city of Porterville. On March 25, 2023, Sheriff Boudreaux reduced the Mandatory Evacuation Order back to an Evacuation Warning.

On March 15, 2023, due to rising water levels of the Tule River, City Public Works Department staff took extraordinary measures to protect the neighborhood north of River Springs Drive, avoiding potentially catastrophic flooding of the area.

On March 16, 2023, due to the historic water levels and flows of the Tule River causing erosion to the river banks, Police Chief Jake Castellow issued a Mandatory Evacuation Order for eight residences along Rio Vista Avenue, providing information on the TEP and Emergency Shelter established at Porterville College. City Public Works Department staff took extraordinary measures over the next several days to mitigate and protect the river banks from affecting the residences. On March 24, 2023, Chief Castellow reduced the Mandatory Evacuation Order of the eight residences back to an Evacuation Warning.

On March 19, 2023, due to continued erosion of the banks of the Tule River and the performance of immediate necessary mitigation efforts by Public Works Department personnel, Chief Castellow issued a Mandatory Evacuation Order for both the north and south banks of the Tule River within City limits (not including permanent structures with a designated address), and provided information on the TEP and Emergency Shelter established at Porterville College. The Public Works Department continues to work diligently in shoring the banks of the Tule River.

To accommodate upcoming ceremonies and events in the gymnasium at Porterville College, the TEP and Emergency Shelter at the College closed at noon on April 11, 2023, and thirty (30) individuals were successfully transitioned to the new TEP at the Porterville Army National Guard Armory. A Special Meeting of the Council was scheduled for April 14, 2023, to consider a draft License agreement for the City's temporary use of the State facility. The American Red Cross continued to provide shelter services at the TEP, but transitioned out on May 5, 2023. With the authority granted to the City Attorney and City Manager at its meeting on April 18, 2023, the City and County drafted a Memorandum of Understanding (MOU) in an effort to continue TEP shelter services until May 5, 2023, while the Mandatory Evacuation Order remained in place along the banks of the Tule River in city limits.

On April 14, 2023, the County transmitted a letter to the California Governor's Office of Emergency Services (Cal OES), requesting continued financial support for the Armory TEP, which the County reported that Cal OES did not approve. At its meeting on July 11, 2023, the County Board of Supervisors approved the MOU for TEP shelter services between the City and the County, retroactive from April 11,

2023 to May 5, 2023.

Given the lack of continued financial support by Cal OES, the County notified the City that it would discontinue its support of the Armory TEP at noon on May 5, 2023, and American Red Cross would vacate the facility as well, leaving the City alone to determine the function of the Armory TEP after noon on May 5th. The significant threat of local emergency continued to exist with the estimated over three hundred percent (300%) of normal snow pack in the Sierra Nevada mountains and the potential for a warm storm or heat wave this Spring to again inundate the Tule River, described as a "loaded locomotive at the top of the hill." Given the forecasts of potential widespread flooding damage to west Tulare County and significant portions of Kings County later this Spring and early Summer, Red Cross representatives strongly believe they will be returning to the Armory TEP and other Tulare County locations (e.g. Porterville Developmental Center) to assist those displaced from homes due to flooding. Until such time that Cal OES makes the determination that emergency conditions again exist in Tulare County, the Council was left to determine if local emergency conditions existed to continue operating the Armory TEP, which expenditures would not be reimbursable given the lack of approval by Cal OES.

Given the continued mandatory evacuation order along the Tule River in city limits and the legal implications of the Martin v. Boise federal 9th Circuit Court of Appeals decision (2018), and the announced departure of the American Red Cross and County support at noon on May 5, 2023, City staff developed an operational plan for the Armory TEP, cognizant of the lack of federal and State reimbursement of costs. As of April 27, 2023, eighteen (18) individuals were receiving shelter services at the Armory TEP, with most individuals only at the facility in the evening.

Given the limited daytime TEP population, and daily meal services provided at the nearby Porterville Welcome Center, staff recommended to limit the Armory TEP hours from 7:00 P.M. to 7:00 A.M. daily, providing temporary staffing of two individuals (including a security guard). Temporary staffing had been quoted at \$25 per hour, for a daily expense of \$600 (or \$18,000 per month). At its meeting on May 2, 2023, the Council authorized the continued operation of the Armory TEP for a 12-hour operational period over the evenings, and also directed that the Armory restrooms and shower facilities be used by the individuals at the TEP, which although not ADA-compliant, are not required for non-reimbursable shelter activities while under a Declaration of Local Emergency. The contract for the on-site mobile shower and portable restroom facilities that are ADA-compliant expired on May 11, 2023, which the rental cost was approximately \$18,000 per month.

However, the City Attorney recommended maintaining a single ADA-portable restroom at the facility. Beginning at noon on May 5, 2023, the City assumed administrative and financial responsibility for the Armory, which has established operational hours of 8:00 P.M. to 8:00 A.M. and averaged twenty (20) individuals each evening (please see attached

Item No. 14.

daily census).

On May 4, 2023, the City received an updated draft License agreement for the use of the Armory, proposing a 1-year lease for exclusive use by the City effective May 5, 2023, through May 4, 2024. The draft agreement proposes no fee for the use of the facility, but that the City assume responsibility for the facility's utilities. On Monday, May 8th, the last remaining Army personnel left the facility, with the City now having complete exclusive use of the facility. At its meeting on May 16, 2023, the Council approved the updated draft License agreement for the 1-year exclusive use of the Armory.

On March 31, 2023, Governor Newsom issued Executive Order N-6-23 to support Tulare Lake Basin flood response, which streamlines State preparation, response and recovery actions and supports local flood response efforts and assist in preparing communities for the impacts of snowmelt runoff in the months ahead.

On April 3, 2023, President Biden granted a Major Disaster Declaration for the State of California, triggering the release of Federal funds to help individuals and communities recover from Severe Winter Storms, Straight-line Winds, Flooding, Landslides and Mudslides that occurred February 21, 2023, and continuing. Monterey and Tulare counties were designated in the Major Disaster Declaration for both Individual and Public Assistance, as well as Hazard Mitigation. On July 14, 2023, the Federal Emergency Management Agency (FEMA) made the determination to close the incident period effective July 10, 2023. Although the incident period has been closed, businesses and individuals may still apply for federal disaster assistance through September 1, 2023.

On May 17, 2023, Governor Newsom issued Executive Order N-7-23 to support Tulare Lake Basin flood response, which extends flood diversion and groundwater recharge flexibilities implemented for the Tulare Lake Basin, including Kern River floodwater to be allowed into the California Aqueduct.

On August 4, 2023, Governor Newsom issued Executive Order N-10-23 to streamline levee repairs and debris removal to help local communities recover from flooding and prepare for the next wet season.

At its meeting on April 4, 2023, the Council approved Resolution No. 15-2023, which authorized the appropriation of funds from the Catastrophic/Emergency Reserve Fund for the costs associated with the response to the local emergency including personnel, equipment, services and other necessary expenditures. At its meeting on April 18, 2023, the Council approved two emergency expenditures that exceeded \$5,000 in their acquisition, which included additional Water Rescue Equipment for the Fire Department (\$6,417.70) and the 30-day rental of two mobile shower/restroom units (\$13,151) for the Armory TEP due to the facility's restrooms and showers not being compliant with the

Item No. 14.

Americans with Disabilities Act (ADA). At its meeting on May 2, 2023, the Council approved two additional emergency expenditures that exceeded \$5,000 in their acquisition, which included a trailer-mounted 6" dewatering and sewage pump (\$77,396.67), and local trucking services of riprap material (\$5,436.00), both for the Public Works Department.

In support of two private personnel providing nightly security at the Armory as it continues to function as a temporary evacuation point and shelter, City staff has secured TopKnotch Security, Inc. as the security services provider. TopKnotch provided an agreement for security services for approximately \$18,000 per month (2 personnel at \$25/hour for 12 hours per day for 30 days per month), which the Council approved at its meeting on June 6, 2023. Due to violations by TopKnotch Security of its agreement with the City for security services, City staff terminated the agreement effective immediately on Friday, July 14, 2023, causing the Police Department to provide security services at the Armory on Friday, July 14 through Sunday, July 16, 2023. Beginning on Monday, July 17, 2023, Good Guard Security, Inc. began providing security services, which at its meeting on July 18, 2023, the Council approved an agreement for security services for approximately \$21,000 per month (2 personnel at \$28.95/hour for 12 hours per day for 30 days per month).

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. Declaration of Local Emergency - March 13, 2023
2. Resolution No. 11-2023
3. Rio Vista Avenue Mandatory Evacuation Order - March 16, 2023
4. Tule River Banks Mandatory Evacuation Order - March 19, 2023
5. Governor Newsom Executive Order N-6-23
6. Governor Newsom Executive Order N-7-23
7. Governor Newsom Executive Order N-10-23
8. Federal Disaster Declaration Fact Sheet - April 3, 2023
9. License to Use State Military Property - April 14, 2023
10. City and County Memorandum of Understanding for Shelter Support
11. County of Tulare CalOES Shelter Support Request Letter - April 14, 2023
12. License to Use State Military Property - May 16, 2023
13. Federal Disaster Declaration Notice - July 14, 2023
14. Resolution No. 15-2023
15. Rescue Source & Rescue 3 Invoice: Water Rescue

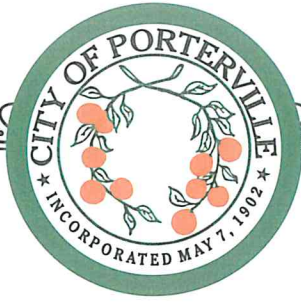
- Equipment
16. Royal Restrooms Invoice: Mobile Shower-Restroom Units
 17. Rain for Rent Pump Invoice
 18. Mike Clark Trucking Invoice
 19. TopKnotch Security, Inc. Agreement
 20. Good Guard Security, Inc. Agreement
 21. Municipal Code Chapter 9 - Civil Defense and Disaster
 22. California Government Code 8558
 23. Armory census graph

Appropriated/Funded:

Review By:

Department Director:
Jason Ridenour, Interim City Manager

Final Approver: Jason Ridenour, Interim City Manager



DECLARATION OF LOCAL EMERGENCY

WHEREAS, severe winter storm systems have struck California and in particular, the Porterville area, beginning in late February and continuing into March bringing damaging winds and historic precipitation, including rainfall in the Southern Sierra Nevada mountains already impacted by above-normal snow levels; and

WHEREAS, it is forecasted that additional storms will continue to threaten the Porterville area, bringing additional rain, significantly impacting Lake Success which is above capacity, and significantly increasing flows in the Tule River; and

WHEREAS, under the provisions of the City Charter, I find that conditions of extreme peril to the safety of persons and property exist due to these storms; and

WHEREAS, I find that the conditions caused by these storms, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City of Porterville and may require the combined forces of mutual aid and/or unified command to appropriately respond.

NOW, THEREFORE, I, MARTHA A. FLORES, Mayor of the City of Porterville, in accordance with the authority vested in me by the Porterville City Charter, **HEREBY DELCARE A LOCAL EMERGENCY** to exist in the City of Porterville.

IT IS HEREBY ORDERED that the City's Emergency Management Team under the direction of Fire Chief/Incident Commander Bryan Cogburn has the authority to procure any and all resources deemed necessary in this event.

DECLARED, this 13th day of March, 2023.

Martha A. Flores, Mayor

ATTEST:

Patrice Hildreth, Chief Deputy City Clerk

RESOLUTION NO. 11 -2023

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE CONFIRMING THE EXISTENCE
OF A LOCAL EMERGENCY

WHEREAS, Chapter 9 of the Porterville Municipal Code of the City of Porterville provides for the ability to declare the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity; and

WHEREAS, conditions of extreme peril to the safety of persons and property have arisen within the City of Porterville caused by severe winter storm systems striking California, and in particular the Porterville area, beginning in late February and continuing into March bringing damaging winds and historic precipitation, including rainfall in the Southern Sierra Nevada mountains already impacted by above-normal snow levels; and

WHEREAS, it is forecasted that additional storms will continue to threaten the Porterville area, bringing additional rain, significantly impacting Lake Success which is above capacity, and significantly increasing flows in the Tule River that create or will likely create conditions of extreme peril; and

WHEREAS, Mayor Martha A. Flores in conjunction with City Manager John Lollis did declare the existence of a local emergency within the City of Porterville on the 13th day of March, 2023, which is subject to ratification by the City Council within seven (7) days. A copy of said Declaration is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby find that the aforesaid conditions of extreme peril did warrant and necessitate the declaration of the existence of a local emergency; and

BE IT RESOLVED that said local emergency shall be deemed to continue to exist until termination is proclaimed by the City Council of the City of Porterville, State of California.

PASSED, APPROVED AND ADOPTED this 17th day of March, 2023.



Martha A. Flores, Mayor

ATTEST:

John D. Lollis, City Clerk



By: Patrice Hildreth, Chief Deputy City Clerk



DECLARATION OF LOCAL EMERGENCY

WHEREAS, severe winter storm systems have struck California and in particular, the Porterville area, beginning in late February and continuing into March bringing damaging winds and historic precipitation, including rainfall in the Southern Sierra Nevada mountains already impacted by above-normal snow levels; and

WHEREAS, it is forecasted that additional storms will continue to threaten the Porterville area, bringing additional rain, significantly impacting Lake Success which is above capacity, and significantly increasing flows in the Tule River; and

WHEREAS, under the provisions of the City Charter, I find that conditions of extreme peril to the safety of persons and property exist due to these storms; and

WHEREAS, I find that the conditions caused by these storms, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City of Porterville and may require the combined forces of mutual aid and/or unified command to appropriately respond.

NOW, THEREFORE, I, MARTHA A. FLORES, Mayor of the City of Porterville, in accordance with the authority vested in me by the Porterville City Charter, **HEREBY DELCARE A LOCAL EMERGENCY** to exist in the City of Porterville.

IT IS HEREBY ORDERED that the City's Emergency Management Team under the direction of Fire Chief/Incident Commander Bryan Cogburn has the authority to procure any and all resources deemed necessary in this event.

DECLARED, this 13th day of March, 2023.

Martha A. Flores, Mayor

ATTEST:

Patrice Hildreth, Chief Deputy City Clerk

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

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a meeting of the Porterville City Council duly called and held on the 17th day of March, 2023.

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

Council:	FLORES	CARRILLO	WEYHRAUCH	BELTRAN	MEISTER
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					



JOHN D. LOLLIS, City Clerk

By:

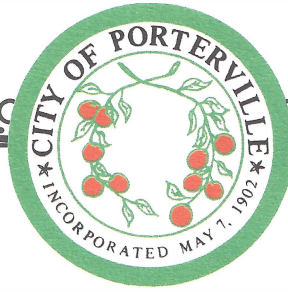
Fernando Gabriel-Moraga, Deputy City Clerk

Police Department

350 North "D" Street
Porterville, CA 93257
(559) 782-7400/FAX (559) 784-1070
www.PortervillePolice.com

Jake Castellow

Chief of Police



March 16th, 2023

This is a message from Tulare County & the City of Porterville. Due to the recent storm events, and the water levels in the Tule River, there is erosion to the bank of the river. An Evacuation order has been issued for all residences, businesses, and structures that are on the south side of Rio Vista Ave with the addresses of **191 Rio Vista Avenue, 201 Rio Vista Avenue, 211 Rio Vista Avenue, 221 Rio Vista Avenue, 231 Rio Vista Avenue, 241 Rio Vista Avenue, and 245 Rio Vista Avenue.**

An evacuation order, also known as a mandatory evacuation, means that all residents and visitors should **leave now** before the water causes unsafe conditions for the residence. If you are unable to evacuate and require assistance, please call 9-1-1. For additional resources or information, please call 2-1-1. Please refer to the map on the Tulare County website, emergencies page, at TulareCounty.CA.gov/emergencies.

A Temporary Evacuation point has been set up at Porterville College, 100 E College Avenue. Thank you.

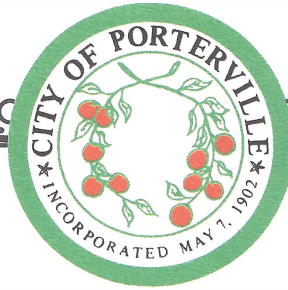
Jake Castellow
Chief of Police

Police Department

350 North "D" Street
Porterville, CA 93257
(559) 782-7400/FAX (559) 784-1070
www.PortervillePolice.com

Jake Castellow

Chief of Police



March 19, 2023

This is a message from Tulare County & the City of Porterville. Due to the recent storm events, there is erosion to the banks of the Tule River.

An **Evacuation Order** has been issued for the north bank and south bank of the Tule River, from Westwood Street, to the Plano bridge, but does not include the south bank from Westwood Street, east to the bridge of State Route 65. This evacuation order does not include permanent structures with a designated address, other than those for which a previous evacuation order has been issued.

An evacuation order, also known as a mandatory evacuation, means that all residents and visitors should leave immediately due to the unsafe conditions of the river banks. If you are unable to evacuate and require assistance, please call 9-1-1. For additional resources or information, please call 2-1-1. Please refer to the map on the Tulare County website, emergencies page, at TulareCounty.CA.gov/emergencies.

A Temporary Evacuation point has been set up at Porterville College, 100 E College Avenue.

Jake Castellow

Chief of Police

EXECUTIVE DEPARTMENT STATE OF CALIFORNIA

EXECUTIVE ORDER N-6-23

WHEREAS on March 1, 2023, March 8, 2023, March 12, 2023, March 14, 2023, and March 28, 2023, I proclaimed a State of Emergency to exist in 47 counties, cumulatively, as a result of a series of ongoing winter storms that initially struck California beginning in late February and continue to significantly impact the counties identified in my Proclamations; and

WHEREAS the State has experienced over a dozen atmospheric rivers since December 2022, resulting in compounding and cumulative impacts across California, including what are expected to be record amounts of snow in the Sierra Nevada, in particular in the southern Sierra, and current and forecasted precipitation are expected to add to historic snowpack levels already composed of several million acre-feet of snow water content; and

WHEREAS reservoirs into which the Sierra snowpack runoff would flow are already impacted by runoff, which is expected to greatly exceed available storage capacity in the reservoirs in and around the Tulare Lake Basin and the San Joaquin River Basin, and much of the ground in the area has reached saturation due to the series of ongoing winter storms; and

WHEREAS the Tulare Lake Basin is the terminal point for the Kings, Kaweah, Tule, and Kern Rivers, and several smaller streams, meaning that water from additional expected rains and Sierra snowpack runoff that cannot be stored in reservoirs or absorbed into the ground will flow into the basin; and

WHEREAS recent storms have already caused flooding in the Tulare Lake Basin, leading to emergency rescues and evacuation orders in Allensworth, Alpaugh, and other communities in Tulare and Kings Counties, and leading to dozens of levee breaks and local agencies directing strategic cuts to canals and levees to prevent further flooding of communities; and

WHEREAS runoff from the snowpack caused by the winter storms could result in flood conditions in the Tulare Lake Basin resembling those last experienced in the historic floods of 1969 and 1983, following historic snowpacks in those years; and

WHEREAS local flood control districts and other local governments generally have flood control responsibility in the Tulare Lake Basin, but state agencies such as the California Department of Forestry and Fire Protection (CAL FIRE), the California Department of Water Resources, and the Governor's Office of Emergency Services are actively engaged in supporting this local effort, and state agencies will continue to provide technical advice and other resources and support as needed, with a particular priority on protecting the lives and health of local communities; and

WHEREAS stretches of the San Joaquin River have been or are at flood stage this spring, river stages are expected to stay high throughout the spring as snowpack melts, and multiple levee repairs are underway on the lower San Joaquin River; and

WHEREAS the Tulare Lake Basin is hydrologically connected to the San Joaquin River Basin and that connection has the potential to exacerbate the flood risk in the San Joaquin River Basin, and so further emergency response efforts may become necessary in the San Joaquin River Basin as well; and

WHEREAS heavy accumulation of snowfall on the roof of Bear Valley Elementary School, located in Alpine County, currently renders instructional space unsafe for use; and

WHEREAS frequent flooding and flood evacuation orders have resulted in school closures and low student attendance in Pajaro Middle School, Hall District Elementary School and Ohlone Elementary, located in Pajaro Valley Unified School District in Santa Cruz County; and

WHEREAS it is critical that displaced students are back in school facilities as quickly as possible to ensure continuity in education; and

WHEREAS the State of California and local governments, in collaboration with the Federal government, continue sustained efforts to respond to and mitigate the effects of these storms; and

WHEREAS on March 9, 2023, I requested a Presidential Emergency Declaration related to these late winter storms, which was expeditiously approved by President Joseph R. Biden, Jr.; and

WHEREAS on March 15, 2023, I requested the addition of 9 counties to the existing Presidential Emergency Declaration related to these late winter storms, which was expeditiously approved by the President; and

WHEREAS on March 28, 2023, I also requested the President issue a Major Disaster Declaration related to these late winter storms for counties that met the validated damage threshold; and

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

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. All provisions contained in the above-referenced Proclamations of a State of Emergency shall remain in full force and effect.
2. To protect health, safety, and the environment, and to reduce the risks of local catastrophic flooding in the Tulare Lake Basin, Chapter 6 (commencing with section 1600) of Division 2 of the Fish and Game Code, and regulations adopted pursuant to that Chapter, are

suspended for activities that meet all of the requirements in Paragraph 3.

3. The suspension created by Paragraph 2 shall apply to floodwater diversion, debris removal, and levee repair and breach in the Tulare Lake Basin, on the condition that the actions cease when the flood conditions have abated to the point there is no longer flooding outside of defined streambeds and levees. Additionally, the suspension created by Paragraph 2 shall apply to floodwater diversion only if all of the following additional conditions are met:
 - a. The diversion of floodwater from the Tulare Lake Basin or rivers or streams flooding the Tulare Lake Basin must occur between March 31, 2023, and August 1, 2023, for flood management purposes.
 - b. For diversions directly from rivers or streams, a local or regional flood control agency, city, or county has given notice via its internet website, electronic distribution list, emergency notification service, or another means of public notice that flows downstream of the point of diversion are at imminent risk of flooding and inundation of land, roads, or structures.
 - c. For diversion of floodwaters in the Tulare Lake Basin (that is, waters no longer contained within a defined streambed or levee), a local or regional flood control agency, city, or county has given notice via its internet website, electronic distribution list, emergency notification service, or another means of public notice that areas from which the floodwaters are diverted are either at imminent risk of flooding or already flooded, with potential or existing inundation of land, roads, or structures.
 - d. Any water diverted is not diverted to and will not be applied to any area that has not been in active irrigated agricultural cultivation within the past three years, including grazing lands, annual grasslands, and natural habitats. This limitation does not apply to facilities already constructed for the purposes of groundwater recharge or managed wetlands.
4. In addition to the mandatory conditions set forth in Paragraph 3, any person conducting planned levee breaches or controlled inundation to prevent further catastrophic flooding pursuant to the suspension created by Paragraph 2 should take care, wherever feasible, to protect above-ground infrastructure and drinking water and wastewater infrastructure such as drinking water well field sites, wastewater discharge ponds, and other water resources that are necessary for the protection of human health and the recovery of impacted communities.
5. For purposes of conducting emergency flood preparation and response activities, for any (a) actions taken by state agencies, (b) actions taken by a local agency where the Secretary of the Natural Resources Agency concurs that local action is required, and (c) permits necessary to carry out actions under (a) and (b), Public

Resources Code, Division 13 (commencing with Section 21000) and regulations adopted pursuant to that Division, are suspended to the extent necessary to address flood impacts in the Tulare Lake Basin.

6. To support adequate state staffing for all state agencies and departments with an assigned response and/or recovery role related to flooding in the Tulare Lake Basin, consistent with applicable federal law, work hour limitations for retired annuitants, permanent and intermittent personnel, and state management and senior supervisors are suspended. Furthermore, reinstatement and work hour limitations in Government Code sections 21220, 21224(a), and 7522.56(b), (d), (f), and (g), and the time limitations in Government Code section 19888.1 and California Code of Regulations, title 2, sections 300-303 are suspended. All other restrictions must be adhered to for retired annuitants. The Director of the California Department of Human Resources must be notified of any individual employed in state government pursuant to these suspensions. The suspension of statutes identified in this Paragraph shall also apply to local governments, as applicable, to ensure adequate staffing to appropriately respond to the flooding in the Tulare Lake Basin. Local governmental agencies shall notify the California Public Employees' Retirement System of any individual employed by an agency pursuant to this Paragraph.
7. The limitation for the period of employment for State Personnel Board emergency appointments, as provided in Government Code section 19888.1, is suspended for positions required for emergency response and/or recovery operations related to flooding in the Tulare Lake Basin. The requirements and period of employment for such appointments will be determined by the Office of Emergency Services but shall not extend beyond the termination date of the State of Emergency.
8. To the extent the Alpine County Office of Education and Alpine County Unified School District are required to use temporary facilities such as the Alpine County Public Library due to extraordinary snowpack on the roof of Bear Valley Elementary School, rendering instructional space unsafe, the requirements of Education Code sections 17280, et seq., 17365, et seq., and Government Code sections 4453 and 14963 are suspended with respect to those temporary facilities. The requirements of the California Building Code (codified in Title 24 of the California Code of Regulations), as adopted and enforced by the local building and fire agencies with jurisdiction over the area, shall apply to these temporary facilities.
9. To the extent the Alpine County Office of Education and Alpine County Unified School District are required to temporarily use buildings, as defined in the California Building Code (California Code of Regulations, Title 24, Part 2, Chapter 2, section 202), such as the Alpine County Public Library due to extraordinary snowpack on the roof of the Bear Valley Elementary School, rendering instructional space unsafe, local planning and zoning regulations shall be suspended to allow immediate occupancy of such buildings for use as public school facilities. In addition, the requirements of the California Building Code, as adopted and enforced by the local building and fire agencies with jurisdiction over the area, shall apply, except that the requirements

relating to Change of Use or Occupancy Classification in the California Building Code (California Code of Regulations, Title 24, Part 2, Chapter 1, section 111) shall not trigger immediate code upgrades, and a Certificate of Occupancy shall not be withheld for such immediate and temporary use of the facilities as a public school, as long as such facilities met building code requirements at the time of their construction, are accessible to individuals with disabilities, and are judged safe for use by the local building official.

10. Education Code section 60641 (a) requiring that all pupils be administered academic assessments in mathematics, English language arts, and science, as provided for in Education Code section 60640, is suspended for the 2022-2023 school year for Pajaro Middle School, Hall District Elementary School and Ohlone Elementary School of the Pajaro Valley Unified School District, if a federal waiver is approved by the United States Department of Education.

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

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

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 31st day
of March 2023.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, Ph.D.
Secretary of State

EXECUTIVE DEPARTMENT STATE OF CALIFORNIA

EXECUTIVE ORDER N-7-23

WHEREAS on March 1, March 8, March 12, March 14, March 28, April 20, and May 15, 2023, I proclaimed a State of Emergency to exist in 52 counties, cumulatively, as a result of a series of winter storms that initially struck California beginning in late February and continue to significantly impact the counties identified in my Proclamations; and

WHEREAS on March 31, 2023, I issued Executive Order N-6-23 to further bolster the emergency response to this Late Winter Storms event, particularly in the Tulare Lake Basin that continues to be plagued by historic flooding; and

WHEREAS on April 21, May 10, July 8, and October 19, 2021, I proclaimed States of Emergency to exist due to drought conditions; and

WHEREAS on March 10, 2023, I issued Executive Order N-4-23 to address evolving drought conditions due to the winter storms and to mitigate flooding by facilitating groundwater recharge; and

WHEREAS due to the complexity of the impacts from over a dozen Atmospheric River events since December 2022, including the accumulation of a record snowpack in the Sierra Nevada that is likely to yield record snowmelt runoff, especially in the Tulare Lake Basin, I previously issued Executive Orders identified herein to respond to and recover from the winter storms, and those orders now require updating in-light of the most recent runoff conditions and the State's more robust and recent modeling of likely flood impacts; and

WHEREAS the Tulare Lake Basin includes portions of Fresno, Kings, Tulare, and Kern counties and is the terminal point for the Kaweah, Tule, and Kern Rivers as well as a portion of the Kings River and several smaller streams, meaning that water from Sierra snowpack runoff that cannot be stored in reservoirs or absorbed into the ground will flow into the basin; and

WHEREAS the Tulare Lake Basin is hydrologically connected to the San Joaquin River Basin via the James Bypass and Fresno Slough and that connection has the potential to exacerbate the flood risk in the San Joaquin River Basin, and so further emergency response efforts may become necessary in the San Joaquin River Basin; and

WHEREAS stretches of the San Joaquin River, Chowchilla and Eastside Bypasses, San Joaquin River mainstem and tributaries (Fresno River, Chowchilla River, Merced River, Stanislaus River, and Tuolumne River, hereafter, San Joaquin River Tributaries), and Fresno Slough/James Bypass have been or are at flood stage this spring, river stages are expected to stay high or increase throughout the spring and summer as snowpack melts, and multiple levee repairs are underway on the lower San Joaquin River; and

WHEREAS the Kern River – California Aqueduct Intertie exists to move floodwaters safely from the Kern River into the California Aqueduct, and the Kern River Watermaster on May 10, 2023, requested the use of the Intertie to prevent Kern River floodwater from exacerbating flooding in the Tulare Lake Basin, and state agencies have begun actions to safely enable the diversion of these flood flows; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Order would prevent, hinder, or delay the mitigation of the effects of these ongoing winter storms.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. All provisions contained in the above-referenced Proclamations of a State of Emergency and Executive Orders shall remain in full force and effect except as modified in this Order.
2. Paragraph 2 of Executive Order N-6-23 is withdrawn and replaced by the following:

To protect health, safety, and the environment, and to reduce the risks of local catastrophic flooding in the Tulare Lake or San Joaquin River Basins, the following are suspended for activities that meet the requirements in Paragraph 3.

- a. Chapter 6 (commencing with section 1600) of Division 2 of the Fish and Game Code, and regulations adopted pursuant to that Chapter; and
 - b. Division 13 (commencing with Section 21000) of the Public Resources Code, and regulations adopted pursuant to that division.
3. Paragraph 3 of Executive Order N-6-23 is withdrawn and replaced by the following, except that any diversion in the Tulare Lake Basin that is operational as of June 1, 2023, may continue to operate under Paragraph 3 of Executive Order N-6-23 until August 31, 2023:

The suspensions created by Paragraph 2 shall apply to floodwater diversion, floating vegetation and debris removal, and levee repair and breach, in the Tulare Lake or San Joaquin River Basins, on the condition that the actions cease when the flood conditions have abated to the point there is no longer a risk of, or existing, flooding causing inundation of land, roads, or structures at or downstream of the point of diversion.

4. Additionally, the suspensions created by Paragraph 2 shall apply to floodwater diversion only if all the following additional conditions are met:
 - a. Any diversion of floodwaters directly from the (i) Tulare Lake Basin or rivers or streams or bypasses flooding the Tulare Lake Basin or (ii) the San Joaquin River or San Joaquin River tributaries (including Fresno Slough and James Bypass) or San Joaquin River bypasses must occur between March 31, 2023, and August 31, 2023, for flood management purposes.

- b. With respect to diversions of floodwaters directly from rivers or streams or bypasses, a local or regional flood control agency, city, or county has given notice via its internet website, electronic distribution list, emergency notification service, or another means of public notice, that flows downstream of the point of diversion are at imminent risk of flooding and inundation of land, roads, or structures.
- c. With respect to diversions of floodwaters that are no longer contained within a defined streambed or levee, a local or regional flood control agency, city, or county has given notice via its internet website, electronic distribution list, emergency notification service, or another means of public notice that areas from which the floodwaters are diverted are either at imminent risk of flooding or already flooded, with potential or existing inundation of land, roads, or structures, or are on lands inundated as a result of actions within subparagraph (a).
- d. Any floodwater diverted is not diverted to and will not be applied to:
 - i. Any barn, ponds, or lands to which manure or waste from an animal facility that generates waste from the feeding and housing of animals for more than 45 days per year in a confined area that is not vegetated are applied;
 - ii. Any agricultural field where pesticide or fertilizer application has occurred in the prior 30 days or in the period prohibited by applicable law, whichever is longer;
 - iii. Any area that could cause damage to critical levees, infrastructure, wastewater and drinking water systems, drinking water wells or drinking water supplies, or exacerbate the threat of flood and other health and safety concerns; or
 - iv. Any area that has not been in active irrigated agricultural cultivation within the past three years including grazing lands, annual grasslands, and natural habitats. This limitation does not apply to facilities already constructed for the purposes of groundwater recharge or managed wetlands.
- e. With respect to diversions of floodwaters from waters tributary to the Sacramento and San Joaquin River Delta as defined in Water Code section 12220 (Delta), water rights holders are not making releases of stored water or reoperating facilities to provide flow for the purposes of meeting water quality control plan or endangered species requirements in the Delta at the time of the diversion.
- f. With respect to diversions of floodwaters directly from the San Joaquin River or San Joaquin River Tributaries, the diversion uses:
 - i. either existing diversion infrastructure or temporary pumps;

- ii. no new permanent infrastructure or permanent construction; and
 - iii. simple screens installed on temporary pump intakes to minimize the impacts of diversion to salmon and other aquatic life.
- 5. Paragraph 4 of Executive Order N-6-23 is withdrawn and replaced by the following:

In addition to the mandatory conditions set forth in Paragraph 3, any person conducting planned levee breaches or controlled inundation to prevent further catastrophic flooding pursuant to the suspensions created by Paragraph 2 should, wherever feasible, protect above-ground infrastructure and water sources that are necessary for the protection of human health and the recovery of impacted communities.

- 6. Paragraph 5 of Executive Order N-6-23 is withdrawn and replaced by the following:

For purposes of conducting emergency flood preparation and response activities beyond those provided for in Paragraphs 2 and 3, for any (a) actions taken by state agencies, (b) actions taken by a local agency where the Secretary of the Natural Resources Agency concurs that local action is required, and (c) permits necessary to carry out actions under (a) and (b), Public Resources Code, Division 13 (commencing with Section 21000) and regulations adopted pursuant to that Division, are suspended to the extent necessary to address flood impacts in the Tulare Lake or San Joaquin River Basins.

- 7. Paragraph 6 of Executive Order N-6-23 is withdrawn and replaced by the following:

To support adequate state staffing for all state agencies and departments with an assigned response and/or recovery role related to flooding in the Tulare Lake or San Joaquin River Basins, consistent with applicable federal law, work hour limitations for retired annuitants, permanent and intermittent personnel, and state management and senior supervisors are suspended. Furthermore, reinstatement and work hour limitations in Government Code sections 21220, 21224(a), and 7522.56(b), (d), (f), and (g), and the time limitations in Government Code section 19888.1 and California Code of Regulations, title 2, sections 300-303 are suspended. All other restrictions must be adhered to for retired annuitants. The Director of the California Department of Human Resources must be notified of any individual employed in state government pursuant to these suspensions. The suspension of statutes identified in this Paragraph shall also apply to local governments, as applicable, to ensure adequate staffing to appropriately respond to the flooding in the Tulare Lake Basin. Local governmental agencies shall notify the California Public Employees' Retirement System of any individual employed by an agency pursuant to this Paragraph.

- 8. Paragraph 6 of Executive Order N-6-23 is withdrawn and replaced by the following:

The limitation for the period of employment for State Personnel Board

emergency appointments, as provided in Government Code section 19888.1, is suspended for positions required for emergency response and/or recovery operations related to flooding in the Tulare Lake or San Joaquin River Basins. The requirements and period of employment for such appointments will be determined by the Office of Emergency Services, but shall not extend beyond the termination date of the State of Emergency.

9. Paragraph 3 of Executive Order N-4-23 is withdrawn and replaced by the following, except that any diversion that is operational as of June 1, 2023, may continue to operate under Paragraph 3 of Executive Order N-4-23 until August 31, 2023:

The suspensions created by Paragraph 2 of Executive Order N-4-23 shall apply to diversions of floodwaters as to which all the following conditions are met:

- a. Diversions of floodwaters directly from rivers, streams, or bypasses must occur between March 10, 2023, and August 31, 2023, for flood management and associated groundwater recharge.
- b. Diversions of floodwaters no longer contained within a defined streambed must prevent imminent risk of flooding or relieve flooding pressure from land, roads, or structures, already inundated, including as a result of actions within subparagraph (a).
- c. A local or regional flood control agency, city, or county has given notice via its internet website, electronic distribution list, emergency notification service, or another means of public notice, that waters at or downstream of the point of diversion are at imminent risk of flooding and inundation of land, roads, or structures.
- d. The diversions cease when the flood conditions have abated to the point there is no longer a risk of, or existing, flooding causing inundation of land, roads, or structures at or downstream of the point of diversion.
- e. Any floodwater diverted is not diverted to and will not be applied to:
 - i. Any barn, ponds, or lands, to which manure or waste from an animal facility that generates waste from the feeding and housing of animals for more than 45 days per year in a confined area that is not vegetated are applied;
 - ii. Any agricultural field where pesticides or fertilizer application has occurred in the prior 30 days or in the period prohibited by applicable law, whichever is longer;
 - iii. Any area that could cause damage to critical levees, infrastructure, wastewater and drinking water systems, drinking water wells or drinking water supplies, or exacerbate the threat of flood and other health and safety concerns; or

- iv. Any area that has not been in active irrigated agricultural cultivation within the past three years, including grazing lands, annual grasslands, and natural habitats. This limitation does not apply to facilities already constructed for the purpose of groundwater recharge or managed wetlands.
- f. With respect to diversions of floodwaters from waters tributary to the Sacramento and San Joaquin River Delta (Delta) as defined in Water Code section 12220 (Delta), water rights holders are not making releases of stored water or reoperating facilities to provide flow for the purposes of meeting water quality control plan or endangered species supporting regulatory requirements in the Delta at the time of the diversion.
- g. The diversion uses:
 - i. Either existing diversion infrastructure or temporary pumps;
 - ii. Existing groundwater recharge locations, where available;
 - iii. No new permanent infrastructure or permanent construction; and
 - iv. Simple screens installed on temporary pump intakes to minimize the impacts of diversion to salmon and other aquatic life.
- h. The person or entity availing itself of suspensions created by Paragraph 2 of Executive Order N-4-23 files a preliminary report with the Water Board and any applicable Groundwater Sustainability Agency (GSA) or GSAs for the basin, no later than 14 days after initially commencing diversion of flood flows for groundwater recharge, and a final report with the Water Board and any applicable GSA or GSAs for the basin no later than September 15, 2023. The preliminary and final reports required by this subparagraph shall:
 - i. Identify the person or entity utilizing the suspensions created by Paragraph 2 of Executive Order N-4-23;
 - ii. Identify the triggering condition from subparagraph (c) of this paragraph;
 - iii. Provide the GPS coordinates for the point of diversion, a map identifying the approximate area inundated by the flood flows, and the corresponding assessor parcel number(s);
 - iv. Identify the time when diversions of floodwaters to groundwater recharge commenced, and for final reports, when diversions ceased; and
 - v. Provide an estimate, as of the report's date, of the amount of floodwaters diverted utilizing the suspensions created by Paragraph 2 of Executive Order N-4-23.

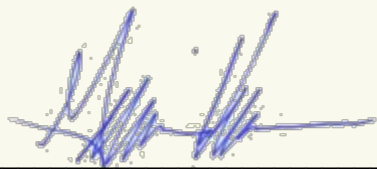
The Water Board shall post on its internet website all reports received pursuant to this subparagraph.

10. To mitigate the effects of the Late Winter Storms, including by reducing the risks of local catastrophic flooding in the Tulare Lake Basin, Part 2 (commencing with section 1200) of division 2 of the Water Code, exclusive of section 1225, and regulations adopted pursuant to that part, are suspended for diversions of flood flows into the Kern Intertie and ultimately into the California Aqueduct until August 31, 2023, such that applications and permits for water rights shall not be required for such diversions, nor shall such diversions create new water rights or modify existing water rights, to the extent applications or permits would have been required or water rights would have been affected absent this suspension.
11. The Department of Water Resources and State Water Resources Control Board shall (i) communicate to water systems and others any additional information or actions necessary for those systems and others to monitor and be prepared for the addition of Kern River floodwater in the California Aqueduct, and (ii) collaborate on long-term actions that align water rights and flood response, including actions that maximize in-basin groundwater recharge.

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

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

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 17th day
of May 2023.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY WEBER, PH.D
Secretary of State

EXECUTIVE DEPARTMENT STATE OF CALIFORNIA

EXECUTIVE ORDER N-10-23

WHEREAS the State has experienced over thirty atmospheric rivers since December 2022, resulting in compounding and cumulative impacts across California, including record or near record amounts of snow in the Sierra Nevada; and

WHEREAS on January 4, 2023, I proclaimed a State of Emergency to exist in California as a result of severe winter storms related to an atmospheric river event beginning on December 27, 2022; and

WHEREAS on March 1, March 8, March 12, March 14, March 28, April 20, May 15, and June 16, 2023, I proclaimed a State of Emergency to exist in 53 counties, cumulatively, as a result of a series of winter storms that initially struck California beginning in late February and continue to significantly impact the counties identified in my Proclamations; and

WHEREAS on April 21, May 10, July 8, and October 19, 2021, I proclaimed States of Emergency to exist due to drought conditions, and on February 13, 2023, I issued Executive Order N-3-23 and on March 10, 2023, I issued Executive Order N-4-23, to address evolving drought conditions due to the 2022-2023 Winter Storm Events and mitigate flooding by facilitating groundwater recharge; and

WHEREAS on March 31, 2023, I issued Executive Order N-6-23 to bolster the emergency response to the 2022-2023 Winter Storm Events, particularly in the Tulare Lake Basin that continues to be affected by historic flooding; and

WHEREAS on May 17, 2023, and on June 16, 2023, I issued Executive Order N-7-23 and N-9-23, respectively, to further bolster the emergency response to the 2022-2023 Winter Storm Events, in both the San Joaquin River and the Tulare Lake Basins; and

WHEREAS there remains a need for removal of floating vegetation and debris throughout impacted counties, including stretches of the Salinas River mainstem and tributaries, stretches of the Pajaro River mainstream and tributaries, and coastal streams along the Central Coast region from Santa Cruz County to Ventura County, and that removal must expeditiously occur before the next rainy season begins in fall 2023 in order to mitigate the risk of additional flooding and allow for continued recovery efforts; and

WHEREAS emergency repairs, debris removal, sediment removal, and vegetation management within waters of the United States are subject to federal approvals from the U.S. Army Corps of Engineers pursuant to section 404 of the federal Clean Water Act (33 U.S.C. § 1344), and the State Water Resources Control Board (Water Board) has previously issued state water quality certifications corresponding to the Corps Regional General Permits 8, 5, or 63 for Repair and Protection Activities in Emergency Situations and the Nationwide Permit 3 for Maintenance Part (a) for repair, rehabilitation, or replacement of structure of fill (collectively Emergency or Repair Corps Orders), which provide a

pathway for emergency activities in many instances (hereinafter referred to as Water Board Emergency or Repair 401 Certification Orders); and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Order would prevent, hinder, or delay the mitigation of the effects of the 2022-2023 Winter Storm Events.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. All provisions contained in the above-referenced Proclamations of a State of Emergency and Executive Orders shall remain in full force and effect, except as modified or withdrawn in subsequent proclamations and orders.
2. To protect health, safety, and the environment, and to reduce the risks of local catastrophic flooding, with respect to activities that take place in the San Joaquin River and tributaries, the Tulare Lake Basin and tributaries, including, but not limited to, the Kings, Tule, Kaweah, and Kern Rivers, the Salinas River and tributaries, the Pajaro River and tributaries, and other coastal streams between the Pajaro River (Santa Cruz/Monterey/San Benito Counties), to and including the Ventura River (Santa Barbara/Ventura County), but excluding tributaries to such other coastal streams, the following are suspended, subject to the conditions in Paragraphs 3 and 4, as applicable:
 - a. Chapter 6 (commencing with section 1600) of Division 2 of the Fish and Game Code, and regulations adopted pursuant to that Chapter.
 - b. Certain statutes, rules, and requirements applicable to activities under the jurisdiction of the Water Board and the California Regional Water Quality Control Boards (Regional Water Boards) as follows:
 - i. For an activity in a water of the United States that receives an authorization by the U.S. Army Corps of Engineers pursuant to section 404 of the Clean Water Act, any enrollment criteria that may limit the permitting of the activity under a Water Board Emergency or Repair 401 Certification Order, including criteria limiting the scope to only the Emergency or Repair Corps Orders, conditioned on compliance with all other provisions set forth in the relevant Water Board Emergency or Repair 401 Certification Order.

- ii. For an activity not covered by paragraph 2.b.i, sections 13260 and 13263 of the Water Code, and regulations adopted pursuant to those sections.
 - c. Division 13 (commencing with section 21000) of the Public Resources Code, and regulations adopted pursuant to that division.
- 3. The suspensions in Paragraph 2 apply only to (i) the repair or replacement of existing levees, weirs, and other conveyance and flood-control infrastructure, (ii) debris removal, (iii) sediment removal, and (iv) vegetation management, provided that the activity meets all of the following conditions, as applicable:
 - a. The activity is necessary to respond to conditions caused by the 2022-2023 Winter Storm Events and is necessary to avoid future damage from high streamflow events in the upcoming rainy season.
 - b. Removal of sediment or vegetation or both serves to either reestablish a functional low flow channel or reestablish channel capacity, or clear sediment and debris from the river channel near structures such as bridges.
 - c. Removal of sediment or vegetation or both is carried out in a manner that (i) does not involve excavation resulting in the establishment of a new low flow channel that did not exist prior to the 2022-2023 Winter Storm Events, (ii) maintains the natural contour of the stream, (iii) maintains the downstream slope of the stream flow line, and (iv) does not impede fish passage or cause fish stranding.
 - d. Removal of sediment or vegetation or both is limited to portions of the channel that are dry.
 - e. No more than 30% of the total native vegetation within the stream channel and bank is removed from each river mile.
 - f. Levees are either set back from their previous location (increasing channel capacity) or are rebuilt as configured prior to the 2022-2023 Winter Storm Events.
 - g. The activity does not involve disposal or placement of flood-delivered sediments into waters of the state or at locations or in a manner where sediments may be washed into waters of the state by rainfall or runoff.
 - h. The activity minimizes impacts to beneficial uses of the water body.
 - i. The activity is completed by November 1, 2023.
- 4. The suspensions in Paragraph 2.b.ii apply only if the activity meets all of the following further conditions:

- a. The project proponent shall provide notice to the appropriate Regional Water Board as early as possible, and no less than forty- eight (48) hours prior to initiating the project, that includes the scope and location of the activity, a description of the infrastructure, debris, sediment, and vegetation conditions relevant to the activity, with representative photos, and, as applicable, a description of how the activity serves to establish a functional low flow channel or reestablish channel capacity.
- b. Following any accidental discharge of a reportable quantity of a hazardous material (as defined in Health and Safety Code section 25501), sewage, or an unknown material, the project proponent shall follow the notification and reporting procedures set forth in condition A.3.c of Water Quality Order No. 2019-0044-Exec Clean Water Act Section 401 Water Quality Certification and Order.
- c. The activity shall be undertaken so as to avoid causing a violation of any applicable water quality standards, including impairment of designated beneficial uses for receiving waters, as adopted in any applicable Regional Water Board or Water Board water quality control plan or state policy for water quality control, but in the event of a violation of water quality standards, the project proponent shall eliminate the source of any such discharge as soon as practicable. Water diversion activities must not result in the degradation of beneficial uses or exceedances of water quality objectives of any of the receiving waters. Any temporary dam or other constructed obstruction must only be built from materials that will cause little or no siltation (e.g., clean gravel). Normal flows must be restored to the affected water immediately upon completion of work at that location.
- d. If there is a violation of a water quality standard, the project proponent shall notify the applicable Regional Water Board of any event causing a violation of compliance with water quality standards. Notification may be via telephone, e-mail, delivered written notice, or other verifiable means. This notification must be followed within three (3) working days by submission of a written report that includes the cause of the violation; the location shown on a map; and the period of the noncompliance including exact dates and times. If the noncompliance has not been corrected, include: the anticipated time it is expected to continue; the steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance; and any monitoring results.
- e. If surface water is present, the project proponent shall conduct continuous visual surface water monitoring to detect accidental discharge of construction-related pollutants (e.g., oil and grease, turbidity plume, or uncured concrete).

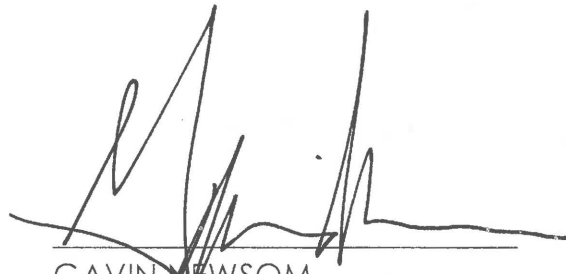
- f. The project proponent shall keep all repairs and construction to the minimum necessary to alleviate the emergency caused by the 2022- 2023 Winter Storm Events and limited to in-kind replacement or refurbishment of on-site features, although the project may undertake minor upgrading if bioremediation or other environmentally sensitive solutions are used.
 - g. The project proponent shall implement effective best management practices to control erosion and runoff from areas associated with the activity, including access roads. All areas of temporary impacts and all other areas of temporary disturbance that could result in a discharge or a threatened discharge to waters of the U.S. and/or state must be restored. Restoration must include grading of disturbed areas to pre-project contours and revegetation with native species.
 - h. Notification of completion, including representative photos showing completion, shall be submitted to the appropriate Regional Water Board within 30 days of completion of the activity.
- 5. To support adequate state staffing for all state agencies assigned response and/or recovery role related to the 2022-2023 Winter Storm Events in coastal streams including and between the Pajaro River (Santa Cruz/Monterey/San Benito Counties) and the Ventura River (Santa Barbara/Ventura County), consistent with applicable federal law, work hour limitations for retired annuitants, permanent and intermittent personnel, and state management and senior supervisors are suspended. Furthermore, reinstatement and work hour limitations in Government Code sections 21220, 21224(a), and 7522.56(b), (d), (f), and (g), and the time limitations in Government Code section 19888.1 and California Code of Regulations, title 2, sections 300-303 are suspended. All other restrictions must be adhered to for retired annuitants. The Director of the California Department of Human Resources must be notified of any individual employed in state government pursuant to these suspensions. The suspension of statutes identified in this Paragraph shall also apply to local governments, as applicable, to ensure adequate staffing to appropriately respond to the damage from the 2022-2023 Winter Storm Events in coastal streams including and between the Pajaro River (Santa Cruz/Monterey/San Benito Counties) and the Ventura River (Santa Barbara/Ventura County). Local governmental agencies shall notify the California Public Employees' Retirement System of any individual employed by an agency pursuant to this Paragraph.
- 6. The limitation for the period of employment for State Personnel Board emergency appointments, as provided in Government Code section 19888.1, is suspended for positions required for emergency response and/or recovery operations related to the 2022-2023 Winter Storm Events in coastal streams including and between the Pajaro River (Santa Cruz/Monterey/San Benito Counties) and the Ventura River (Santa Barbara/Ventura County). The requirements

and period of employment for such appointments will be determined by the Office of Emergency Services but shall not extend beyond the termination date of the State of Emergency.

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

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

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 4th day of August 2023.

A handwritten signature in black ink, appearing to read 'Gavin Newsom', is written over a horizontal line.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State



FEMA

Congressional Affairs Division
202-646-4500

STATE OF CALIFORNIA

FEDERAL DISASTER DECLARATION FACT SHEET

APRIL 3, 2023

Today, April 3, 2023, President Joseph R. Biden Jr., granted a Major Disaster Declaration for the State of California triggering the release of Federal funds to help individuals and communities recover from Severe Winter Storms, Straight-line Winds, Flooding, Landslides, and Mudslides that occurred February 21, 2023, and continuing. Details of the disaster declaration and assistance programs are as follows:

Declaration Number:	FEMA-4699-DR
Incident:	Severe Winter Storms, Straight-line Winds, Flooding, Landslides, and Mudslides
Incident Period:	February 21, 2023, and continuing
Federal Coordinating Officer:	Andrew F. Grant National FCO Program
Individual Assistance (IA):	(Assistance to individuals and households):
IA-Designated Counties:	Kern, Mariposa, Monterey, San Benito, Santa Cruz, Tulare, and Tuolumne Counties.
Public Assistance (PA):	(Assistance for emergency work and the repair or replacement of disaster-damaged facilities):
PA-Designated Counties:	Calaveras, Los Angeles, Monterey, and Tulare Counties.
Hazard Mitigation (HM):	(Assistance for actions taken to prevent or reduce long term risk to life and property from natural hazards):

HM-Designated Areas:

All areas in the State of California are eligible to apply for assistance under the Hazard Mitigation Grant Program.

OTHER:

Additional designations may be made at a later date if requested by the state and warranted by the results of further damage assessments.

###



LICENSE NUMBER	1221
----------------	------

LICENSE TO USE STATE MILITARY PROPERTY

BETWEEN

CALIFORNIA MILITARY DEPARTMENT

AND

The City of Porterville

FOR

USE OF READINESS CENTER IMPROVEMENTS AND GROUNDS

This AGREEMENT, dated for reference the 10th day of April 2023, by and between the California Military Department (CMD), hereinafter called STATE, and the City of Porterville, 291 North Main Street, Porterville, CA 93257, hereinafter called LICENSEE, without distinction as to number or gender, and effective upon execution by STATE. STATE and LICENSEE are sometimes referred to individually as a "party" or collectively as the "parties".

RECITALS

WHEREAS, the STATE has under its jurisdiction, certain real property known as the Porterville armory, located at 29 N. Plano St. Porterville, CA 93257, hereinafter called PREMISES, identified in **Exhibit "B"**, consisting of one (1) page and attached hereto and incorporated herein by this reference.; and,

WHEREAS, it is essential that STATE have a secure facility and surrounding grounds; and,

WHEREAS, PREMISES may be made available to meet the needs of the local civil authority when not required to meet immediate operational requirements;

NOW THEREFORE, STATE and LICENSEE agree as follows:

WITNESSETH

I.

GENERAL PROVISIONS

1. AGREEMENT is for non-exclusive weekday or weekend use throughout the license term.
2. Upon declaration of emergency by the STATE or federal government, STATE reserves the right to reoccupy PREMISES, including all parking areas, with twenty-four (24) hours written or electronic (voice or email) notice to LICENSEE at the notification address/number below.

3. PREMISES will not be available during the following drill periods: n/a
4. LICENSEE shall comply with all applicable statutes, laws, ordinances and rules or regulations adopted by the Federal, State or any City, City and County, County or other body politic pertaining to use of said premises or any provisions of the License.
5. LICENSEE shall comply with such reasonable rules and regulations as may be prescribed by STATE for the reasonable use and occupation of State Facilities.
6. LICENSEE understands and agrees the California Legislature may impose additional restrictions, limitations or conditions affecting AGREEMENT provisions or terms; however, any such changes become effective no sooner than 30 days after the legislature has acted.
7. This agreement shall not be assigned or sublet or otherwise encumbered, in whole or in part, without STATE'S prior written consent.
8. STATE shall supply PREMISES with utilities, the nominal cost of which is included in the use fee. Section VI (FEES), item #5 addresses extraordinary utility use and payment.
9. LICENSEE shall have use of the offices, storage areas, drill floor, latrines, showers, parking areas for placement of storage containers (if required), and kitchen counters solely for food preparation or distribution (no oven or stove top use). All food will be stored and surfaces cleaned on a daily basis when shelter operations are underway.
10. STATE is not responsible for losses or damage to personal property, equipment or materials of LICENSEE, its employees, agents or clients. LICENSEE shall report to STATE all losses immediately upon discovery.
11. LICENSEE shall not drive any nails, tacks, pins or other objects into the walls, ceilings, partitions, windows, woodwork, or any other part of PREMISES, nor in any manner move or change any fixture, nor make any alterations to PREMISES without STATE'S prior written consent.
12. Upon completion of use, LICENSEE shall remove all decorations, display, signs, and equipment on PREMISES.
13. Upon license expiration, LICENSEE will surrender PREMISES to STATE with appurtenances and fixtures in good order, condition, and repair, reasonable use and wear thereof, or Acts of God excepted.
14. LICENSEE shall not permit any alcoholic beverage to be offered for sale, stored, given away or otherwise disposed or consumed on any part of PREMISES, nor shall LICENSEE permit any use of tobacco products on any part of PREMISES or within twenty (20) feet of entrances, doorways or opening windows, except in a sufficiently distanced controlled area under LICENSEE supervision.
15. LICENSEE acknowledges PREMISES may not be fully ADA compliant and agrees to implement or improve, at its sole cost and expense, those necessary compliance measures required for the duration of its use. Furthermore, LICENSEE agrees to provide any and all required temporary emergency lighting required by State, County or City laws or ordinances.

II.

AUTHORIZED ACTIVITIES

1. LICENSEE is authorized to use PREMISES to provide temporary shelter and/or health and medical services to homeless citizens of the community.
2. LICENSEE may provide on-site program management through either LICENSEE employees, agents or volunteers or through contracted services.
3. LICENSEE agrees to clean PREMISES removing all litter, trash, cans, bottles, etc. from PREMISES after each use period, but not less than once per day.
4. LICENSEE shall provide janitorial services, whether from a licensed contractor or qualified civil service employee(s), to clean and sanitize the armory, including restrooms, showers, and drill floor, according to standards set forth in **Exhibit "F"**, made a part hereof by this reference. If civil service employees will not fulfill janitorial services, LICENSEE shall provide STATE a copy of the janitorial contract before commencement of licensed use.
5. The armory facility will be available twenty-four (24) hours each day unless otherwise approved by the STATE for extended periods during inclement weather conditions.
6. LICENSEE shall provide on PREMISES one hour before shelter opening until one hour after lights-out in the evening no less than one (1) appropriately licensed (guard card) and easily identifiable uniformed security officer. The security officer shall have access to a telephone, provided by LICENSEE, for contacting the appropriate law enforcement agency, should it become necessary. LICENSEE is responsible for protecting patrons, agents and invitees from acts of third parties, and agrees to notify STATE and appropriate law enforcement agencies as required.
7. Uniformed security personnel will check (search) each client for weapons and drug paraphernalia before any client may enter, or reenter the armory. On-site supervising soldiers are not security personnel and WILL NOT assist with weapon checks or other security-related actions; however, they will observe security inspections.
8. Security personnel will notify the military site supervisor or, if one is not available, the Area Coordinator or the STATE Program Manager before leaving PREMISES. A copy of the security contract will be due to the STATE before the license term begins.
9. Consistent with GC 15301.3(e), LICENSEE shall provide STATE a schedule of nightly shelter visits by law enforcement officers of the local jurisdiction within which the armory is located.
10. Any damage to PREMISES will be inspected by STATE representatives (CMD Area Coordinator) and LICENSEE to determine the character and extent of damage (with photographs). Repairs should be completed within twenty-four (24) hours if an emergency or seventy-two (72) hours if urgent.
11. The STATE Area Coordinator will contract for necessary repair or restoration services using appropriate state or federal guidance, while coordinating and collaborating closely with LICENSEE. LICENSEE may not undertake repairs or restoration using its own forces or contract services without the prior written

consent of STATE'S Area Coordinator.

12. Within thirty (30) days of being presented a demand (invoice) for payment, LICENSEE shall make STATE whole for the cost of repairing or restoring any improvement or utility damaged as a result of PREMISES shelter use. If significant plumbing issues occur due to repeated latrine clogging by clients, the LICENSEE will provide, at its sole cost or expense, portable latrines for the duration of the contract.
13. LICENSEE shall take all necessary steps to ensure shelter clients do not constitute a nuisance in the immediate vicinity of PREMISES during hours of shelter operation. If at any time the STATE is dissatisfied with the LICENSEE efforts, the LICENSEE and STATE shall meet to explore means and methods of compliance.
14. LICENSEE is solely responsible for supplying consumables including, but limited to cleaning or sanitizing supplies and equipment, liquid soap, paper towels, and toilet paper. LICENSEE affirms the County Health Department shall provide regular health screenings and consultation on sanitation issues as required or as otherwise requested.
15. The ONLY animals allowed inside PREMISES are service animals as defined in Section XIV below. Client pets or any other animal not meeting the definition of service animal must remain outside PREMISES at all times.
16. LICENSEE shall conform to the guidance and recommendations for tuberculosis prevention outlined in "*Preventing Tuberculosis (TB) in Homeless Shelters: A Guide for Preventing and Controlling TB and other Aerosol Transmissible Diseases in Los Angeles County Facilities*", included as **Exhibit "C"** herein and by this reference made a part hereof.
17. LICENSEE shall at all times conform to local or state (Governor's) orders for preventing COVID-19 infection by mandating mask wearing and organizing the site to conform to physical distancing requirements.
18. Before clients may park their vehicle in PREMISES parking area, LICENSEE shall ensure each has a valid vehicle registration and current insurance coverage.
19. Vehicles parked on PREMISES without appropriate approval shall be towed away by STATE's order and at LICENSEE's risk and expense.

III.

NOTIFICATION

All notices or other communications required or permitted hereunder shall be in writing, and shall be personally delivered (including by means of professional messenger service) or sent by overnight courier, or sent by registered or certified mail, postage prepaid, return receipt requested to the addresses set forth below. All such notices or other communications shall be deemed received upon the earlier of (i) if personally delivered or sent by overnight courier, the date of delivery to the address of the person to receive such notice, (ii) if mailed as provided above, on the date of receipt or rejection, when received by the other party if received Monday through Friday between 6:00 a.m. and 5:00 p.m. Pacific Standard Time. so long as such day is not a State or Federal holiday and otherwise on the next day provided that if the next day is Saturday, Sunday, or a state or federal holiday, such notice shall be effective on the following business day.

To LICENSEE:

City of Porterville
Attn: City Manager
291 North Main Street
Porterville, CA 93257
(559) 782-7466

To STATE:

California Military Department
9800 Goethe Road, Box 18
Sacramento, CA 95826
(916) 854-3788

PROGRAM MANAGER:
SSG Monica Estrada
(916) 541-8160

Notice of change of address or telephone number shall be given by written notice in the manner described in this section. LICENSEE is obligated to notice State offices listed above and the failure to provide notice to do so shall constitute a lack of notice. Nothing contained herein shall preclude the giving of any such notice by personal service.

IV.

INSURANCE REQUIREMENTS

LICENSEE is a public entity, which is self-insured and will be responsible for any damage caused to PREMISES. Additionally, LICENSEE shall indemnify STATE against any injuries caused by use of PREMISES. LICENSEE has furnished the necessary Certificate of Self-Insurance, **Exhibit "D"** attached hereto and incorporated herein by this reference, demonstrating the required insurance coverage will be in effect during the complete term of AGREEMENT, and shall include, but not be limited to:

- Combined single limit liability of \$2,000,000, or
- Special event coverage with a limit of \$2,000,000, and
- A statement naming the United States, State of California, its officers, agents, employees, and servants as additional insured, but only with respect to the activities of the named insured.

V.

HOLD HARMLESS INDEMNIFICATION

The PREMISES are provided in "AS-IS" and "WITH ALL FAULTS" condition, and STATE and its employees, representatives and agents disclaim all warranties, expressed or implied, regarding the PREMISES, including, but not limited to, all implied warranties of merchantability or fitness for a particular purpose or compliance with Applicable Law. LICENSEES acknowledges and agrees that STATE and its employees, representatives and agents have made no representations or warranties for the PREMISES, including, without limitation, any representations or warranties regarding, (a) the condition or repair of the PREMISES, (b) whether such PREMISES are sufficient for the purposes of LICENSEE, or (c) whether the PREMISES comply with Applicable Laws (as defined below), including without limitation the Americans with Disabilities Act (ADA) or other accessibility laws, (d) whether there are any facts or conditions affecting the PREMISES that might, individually or in the aggregate, interfere with the use or occupancy of the

PREMISES or any portion thereof by LICENSEE.

The use of the PREMISES by LICENSEE shall be conclusive evidence that LICENSEE accepts the same "AS IS and WITH ALL FAULTS" and that the PREMISES are suited for the use intended by LICENSEE and are in good and satisfactory condition at the time such possession was taken. LICENSEE represents and warrants to STATE that (a) its sole intended use of the PREMISES is for temporary sheltering (the "Permitted Use") and (b) prior to using the PREMISES it has made such investigations as it deems appropriate with respect to the suitability of the PREMISES for its intended use and has determined that the PREMISES are suitable for such intended use.

LICENSEE shall comply with all applicable statutes, laws, ordinances and rules and regulations adopted by the Federal, State or any City, City and County, County or other body politic, including without limitation all building codes, the ADA or other accessibility laws ("Applicable Laws") and which pertains to use of the PREMISES or any provisions of the License, and will indemnify, defend and hold STATE free and harmless from and against any violations thereof and any and all liabilities, suits, causes of action, judgments, demands and claims for damages, including all reasonable costs of any litigation and attorney's fees and expenses, arising out or by reason of any such violation.

LICENSEE shall indemnify, defend and hold STATE its employees, representatives and agents free and harmless from and against any and all suits, causes of action, demands, proceedings, claims, damages, judgments, obligations liabilities, liens, fines, costs, and expenses (including, but not limited to, attorneys' fees and costs) (collectively "Losses") which arise from or are related to (a) use or occupancy of the PREMISES by LICENSEE or its Representatives, including, but not limited to, damage to property of any kind whatsoever and to whomsoever belonging, including LICENSEE, from any cause or causes whatsoever during the term of this License or any occupancy hereunder, holdover periods or any other occupancy of the PREMISES during the term of this License, except (i) those Losses that are ultimately determined by a court or administrative tribunal of competent jurisdiction to be caused by sole gross negligence of the STATE or its employees, or (ii) to the extent any such Losses are ultimately determined by a court or administrative tribunal of competent jurisdiction to be caused by the willful misconduct of the STATE or its employees; provided, however, any condition of the PREMISES that is found to be in violation of any Applicable Law by a court or administrative tribunal of competent jurisdiction shall not be deemed gross negligence or willful misconduct on the part of the STATE or its employees; (b) breach of LICENSEE'S obligations under the AGREEMENT, (c) negligence or other wrongful act by LICENSEE or its Representatives, (d) violation of Applicable Law by LICENSEE or its Representatives, (e) any allegation that the PREMISES do not comply with Applicable Law. "Representatives" means LICENSEE'S agents, employees, representatives, contractors, or any other person or persons acting within the direct control or authority of such party or its agents, employees, representatives or contractors.

VI.

FEES

1. The use fee is waived based on Services in Kind as per California Army National Guard Regulation 210-2 paragraph 9.
2. Extraordinary utility costs are waived during the term of this license.
3. Emergency 24 hour use of the facility is authorized through the request from the local Office of Emergency Services.

VII. TERM

License shall take effect no earlier than April 11, 2023 or upon execution by STATE, whichever is later, and shall expire no later than 0800 (8:00 A.M.) August 31, 2023.

VIII. AMENDMENT AND TERMINATION

AGEEMENT amendment or modification must be in writing and duly executed by the parties.

Either party may terminate AGEEMENT with 30 days written notification to the other at the addresses previously given. Upon termination, the activities of the parties shall be governed by the applicable provisions of the Military and Veterans Code. STATE is not obligated to reimburse LICENSEE any fees should it terminate this AGREEMENT before reaching its full term.

IX. ENTIRE AGREEMENT

AGREEMENT, along with any exhibits attached hereto, constitutes the entire covenant and understanding between STATE and LICENSEE for PREMISES. AGREEMENT supersedes all prior and contemporaneous routine activity agreements, representations or understandings, if any, whether oral or written.

X. DURATION & RENEWAL

AGREEMENT shall remain in effect through the termination date and will not be extended, but may be renewed annually subsequent to renegotiation required to protect the parties.

XI. RIGHT TO ENTER

During continuance in force of AGREEMENT, there shall be, and is hereby expressly reserved to STATE and to any of its contractors, agents, employees, representatives, or licensees, the right at any and all reasonable times, and any and all places to temporarily enter upon said PREMISES for inspection or other lawful STATE purposes.

XII. ENVIRONMENTAL LAWS AND REGULATIONS

LICENSEE must comply with all applicable local, State or Federal environmental provisions, requirements, ordinances, regulations or laws. AGREEMENT does not constitute any form of authorization, permit, or opinion with respect to the satisfaction thereof. LICENSEE agrees that it shall comply with all laws, federal, state, or local, existing during the term of this license pertaining to the use, storage, transportation, and disposal of any hazardous substance as that term is defined in such applicable law.

1. In the event STATE or any of its affiliates, successors, principals, employees, or agents should incur any liability, cost, or expense, including attorney's fees and costs, as a result of the LICENSEE'S illegal use, storage, transportation, or disposal of any hazardous substance, including any petroleum derivative, the LICENSEE shall indemnify, defend, and hold harmless any of these individuals against such liability.
2. Where the LICENSEE is found to be in breach of this Paragraph due to the issuance of a government order directing the LICENSEE to cease and desist any illegal action in connection with a hazardous substance, or to remediate a contaminated condition caused by the LICENSEE or any person acting under

LICENSEE'S direct control and authority, LICENSEE shall be responsible for all costs and expenses of complying with such order, including any and all expenses imposed on or incurred by STATE in connection with or in response to such government order.

XIII.

DEFAULT

LICENSEE shall make all required payments to the STATE without deduction, default or delay. In the event of the failure of LICENSEE to do so, or in the event of a breach of any of the other terms, covenants or conditions herein contained on the part of LICENSEE to be kept and performed, and if such default continues for a period of thirty (30) days after receipt of written notice from STATE to LICENSEE of such default, this License may, at the STATE'S sole discretion, be terminated.

In the event of termination of this License, it shall be lawful for STATE to reenter into and upon the PREMISES and every part thereof and to remove and store at LICENSEE's expense all property therefrom and to repossess and occupy the PREMISES. In the event STATE terminates this License pursuant to this Paragraph, the STATE shall not be required to pay LICENSEE any sum or sums whatsoever.

XIV.

SERVICE ANIMALS

Service Animal Defined by Title II and Title III of the ADA: (from the ADA National Network)

Under Title II and III of the ADA, service animals are **limited to dogs** individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.

Emotional support animals, comfort animals, and therapy dogs are not service animals under Title II and Title III of the ADA. Other species of animals, whether wild or domestic, trained or untrained, are not considered service animals either. The work or tasks performed by a service animal must be directly related to the individual's disability. A doctor's letter does not turn an animal into a service animal.

Examples of animals fitting the ADA's definition of "service animal" because they have been **specifically trained to perform a task for the person with a disability**:

Guide Dog or Seeing Eye® Dog¹ is a carefully trained dog that serves as a travel tool for persons who have severe visual impairments or are blind.

Hearing or Signal Dog is a dog that has been trained to alert a person who has a significant hearing loss or is deaf when a sound occurs, such as a knock on the door.

Psychiatric Service Dog is a dog that has been trained to perform tasks that assist individuals with disabilities to detect the onset of psychiatric episodes and lessen their effects.

SigDOG (sensory signal dogs or social signal dog) is a dog trained to assist a person with autism. The dog alerts the handler to distracting repetitive movements common among those with autism, allowing the person to stop the movement (e.g., hand flapping).

Seizure Response Dog is a dog trained to assist a person with a seizure disorder. The dog may stand guard over the person during a seizure or the dog may go for help. A few dogs have learned to predict a seizure and warn the person in advance to sit down or move to a safe place.

While Emotional Support Animals or Comfort Animals are often used as part of a medical treatment plan as therapy animals, they are not considered service animals under the ADA. These support animals provide companionship, relieve loneliness, and sometimes help with depression, anxiety, and certain phobias, but do not have special training to perform tasks that assist people with disabilities and are not covered by federal laws protecting the use of service animals.

A public facility is not allowed to ask for documentation or proof a dog has been certified, trained, or licensed as a service animal. Staff on site may ask the following questions:

1. Is the dog a service animal required because of a disability?
2. What work or task has the dog been trained to perform?

No further questions should be asked regarding the disability or the animal, nor is it permissible to ask that the dog perform the task that grants it to be a service animal.

CONCURRENCE

INSTALLATION COMMANDER

DATE: _____

FOR THE ADJUTANT GENERAL

DATE: _____



CITY OF PORTERVILLE

DATE: 04/21/2023

**MEMORANDUM OF UNDERSTANDING FOR SHELTER SUPPORT
BETWEEN COUNTY OF TULARE AND CITY OF PORTERVILLE**

This Agreement, is effective as of April 11, 2023, (the "Agreement"), and is between The City of Porterville ("CITY"), a California municipal corporation, and the COUNTY OF TULARE, a political subdivision of the State of California ("COUNTY"), who agree as follows:

WHEREAS, CITY has entered into an arrangement with the California National Guard for use of the Armory space, with address of 29 N Plano St., Porterville, CA 93257 (the "Premises") for emergency shelter purposes; and

WHEREAS, COUNTY, along with its Health and Human Services Agency, desires to provide disaster relief support, including logistical support, shelter staffing, and meal support, solely for the purpose of the Premises being used as an emergency shelter in response to the March 2023 atmospheric river storms; and

WHEREAS, in order to provide said support, COUNTY is fully dependent upon the California Department of Social Services ("CDSS") fulfilling COUNTY'S request for logistical and funding support, of which COUNTY, upon receipt, will convey to CITY; and

WHEREAS, in the event that CDSS is unable to provide support, and/or CDSS or the American Red Cross is unable to provide operational support, COUNTY is unable to continue services alone and shall immediately terminate this Agreement; and

WHEREAS, COUNTY seeks to clarify the scope of services to be provided and set reasonable limits on the term of those services; and

WHEREAS, COUNTY agrees to provide, and CITY agrees to receive said services; and

WHEREAS, CITY opened the shelter on the Premises on April 11, 2023, and COUNTY began providing services as of April 11, 2023, and now seek to memorialize this exchange in writing;

NOW, THEREFORE, in consideration of the mutual promises and representations set forth herein, the parties agree as follows:

1. **SERVICES.** COUNTY agrees to provide at its own expense, and CITY agrees to receive services at the Premises pursuant to this Agreement. COUNTY shall provide 24 hour, or agreed operational period staffing at the Premises, in which COUNTY will provide logistical support, shelter staffing, and meal support in conjunction with the California Department of Social Services and/or the American Red Cross. COUNTY will additionally provide social assistance via case management services Monday through Friday, 8 AM to 5 PM. COUNTY shall also provide 24 hour security at the site (Collectively, the "Services"). The parties may agree in writing to a shorter operational period.

CITY shall provide animal care and shelter for residents of the Premises, including kennels and food. CITY shall be providing laundry, bathroom, and shower services for the residents of the Premises. Except for as otherwise specified in Section 8.c., CITY shall provide janitorial services for the Premises, which shall be regularly available daily, and shall be available upon an immediate needs basis. CITY shall keep on-call maintenance technician that is able to respond to immediate maintenance needs.

Services will be performed to the satisfaction of COUNTY for purposes of reimbursement of COUNTY by the State or Federal government.

2. **TERM.** The Services contemplated in Section 1 shall be from April 11, 2023, to May 5, 2023.

The County's provision of staffing and support services shall end at 12:00 noon, and the County's provision of security services shall end at 5:00 p.m., on Friday, May 5, 2023.

Additionally, the Parties agree that this Agreement will terminate pursuant to Section 19 of this Agreement upon the exit of the California Department of Social Services' support of staffing of the Services.

3. **CONSIDERATION.** CITY and COUNTY agree that the services provided to the public are adequate and good consideration for this Agreement, and no monetary compensation is required for this Agreement.

4. **USE.** Upon commencement of the term, COUNTY staff shall be entitled entry onto the Premises to provide the Services.

5. **AGREEMENT TO USE FACILITIES.** The use of the Premises is defined as follows:

- a. Use of the Premises 24 hours a day for sheltering evacuees and animals; and
- b. Any other use to which the parties mutually agree.

6. **ACCEPTANCE.** On the date that the COUNTY begins providing services at the Premises, the Premises shall be in good condition. COUNTY commencing services on the Premises on the effective date shall constitute COUNTY's acknowledgment that, to the best of their knowledge, the Premises is in good condition.

7. **USE.** COUNTY shall use the Premises and shall not use it in any manner that will constitute waste or nuisance.

8. **MAINTENANCE.**

- a. CITY will provide, at CITY's expense, all ongoing maintenance, preventative maintenance, repair, and upkeep of the Premises, including, but not limited to, the parking areas, sidewalks, grounds, building and improvements, and equipment and fixtures attached thereto.

b. CITY will be responsible for complying with all codes or laws requiring alterations, maintenance or restoration of the Premises and parking areas during the term of the AGREEMENT, at no cost to COUNTY, including all ADA Standards for Accessible Design requirements and codes requiring fire extinguishers or other fire suppression equipment and related signage.

c. CITY will be responsible for cleaning the restrooms. COUNTY will be responsible for any cleaning or sanitization of rooms used, waiting rooms, and door handles.

d. In case of emergency the parties will take immediate steps to protect persons and property, consistent with their respective roles and responsibilities under this AGREEMENT. The CITY maintains responsibility to provide COUNTY with a facility that is fit for the purpose and intent of the AGREEMENT. If necessary repairs are brought to the CITY's attention by COUNTY, CITY will make repairs within the next ten (10) days. If the CITY does not take the necessary steps, COUNTY will have the right to repair and to be reimbursed by CITY.

9. **ALTERATIONS.** COUNTY shall not make any structural or exterior alterations to the Premises without CITY's or the California National Guard's consent; however, COUNTY shall have the right without cost to the CITY to make, with CITY's prior written consent, nonstructural alterations to the interior of the Premises that COUNTY requires in order to conduct its operations on the Premises, so long as those alterations are not prohibited by the terms and conditions of the CITY'S License Agreement with the California Military Department.

Upon termination of the AGREEMENT, if COUNTY is not then in default of any of the provisions of this AGREEMENT, COUNTY shall have the right to remove from the Premises immediately before the termination of the AGREEMENT, or within ten (10) days thereafter, any alterations COUNTY has made to the Premises, as long as the removal will not cause any structural

damage to the Premises, and COUNTY at its cost promptly restores any damage caused by the removal.

10. **UTILITIES.** CITY, in conjunction with the California National Guard, shall make all arrangements for, and pay for, all utilities and services furnished or to be used by COUNTY, including, without limitation, gas, electricity, water, sewer, trash, and for all connection charges, therefore. CITY and the California National Guard shall provide all fire extinguishers and related signs.

11. **INDEMNITY.** To the fullest extent permitted by law, CITY will hold harmless, defend and indemnify COUNTY and its officers, agents, volunteers, contractors, and employees from and against any liability, claims, actions, costs, damages, losses and expenses for injury, including without limitation, death of any person or damage to any property, including damage to animals; enforcement actions under California Prevailing Wage laws with respect to work done by CITY, or under other applicable statute or ordinance; or resulting from CITY's or CITY's agents', employees', contractors', or invitees' negligent or intentionally wrongful acts or omissions with respect to the Premises. CITY's obligation will continue beyond the expiration or termination of this Agreement as to any act or omission which occurred during the term of this AGREEMENT, or any renewal or holdover period. This indemnification provision will survive the termination of this AGREEMENT.

To the fullest extent permitted by law, COUNTY will hold harmless, defend and indemnify CITY and its officers, agents, volunteers, contractors, and employees from and against any liability, claims, actions, costs, damages, losses and expenses for injury, including without limitation, death of any person or damage to any property, including damage to animals; enforcement actions under California Prevailing Wage laws with respect to work done by COUNTY, or under other applicable statute or ordinance; or resulting from COUNTY's or COUNTY's agents', employees', contractors', or invitees' negligent or intentionally wrongful acts or omissions with

respect to the Premises. COUNTY's obligation will continue beyond the expiration or termination of this Agreement as to any act or omission which occurred during the term of this AGREEMENT, or any renewal or holdover period. This indemnification provision will survive the termination of this AGREEMENT.

12. **INSURANCE.** CITY acknowledges and agrees that COUNTY is a self-insured entity and waives any requirement that COUNTY procure and/or maintain insurance of any kind, including liability and/or fire/extended coverage insurance. COUNTY acknowledges and agrees that CITY is a self-insured entity and waives any requirement that CITY procure and/or maintain insurance of any kind, including liability and/or fire/extended coverage insurance.

13. **DESTRUCTION.** In the event the Premises, or the building in which the Premises is located, is totally or partially destroyed by fire, earthquake, flood, or other casualty so as to render such property unfit for occupancy, in whole or in part, and that if it should reasonably appear that CITY cannot or will not restore or repair the Premises within ten (10) days from the date of such damage, either party shall be entitled to terminate the Agreement by giving the other party notice in writing of intention to so terminate ten (5) days before the proposed date of termination.

14. **CONDEMNATION.** If, during the AGREEMENT Term, there is any taking by condemnation of all or part of the building, other improvements, or land of which the Premises are a part, or any interest in the AGREEMENT, the rights and obligations of the parties shall be determined as follows:

a. If the Premises are totally taken by condemnation, the AGREEMENT shall terminate on the date of the taking;

b. If any portion of the Premises is taken by condemnation the AGREEMENT shall remain in effect, except that COUNTY may elect to terminate the AGREEMENT by giving notice of same within five (5) days of the date of the taking.

15. **ASSIGNMENT.** COUNTY shall not assign or encumber its interest in the AGREEMENT, all or any part of the Premises, without the consent of CITY, which consent may be withheld at CITY's absolute discretion.

16. **SIGNS.** COUNTY may not install, or permit any other person to install, any sign, awning, canopy, marquee or other advertising on any exterior wall, door, or window on the Premises.

17. **PARTIES'S ENTRY ON PREMISES.** The parties and their authorized representatives shall have the right to enter the Premises at all reasonable times.

18. **REMOVAL OF PERSONAL PROPERTY.** On expiration or other termination of the AGREEMENT, COUNTY shall remove all its personal property and shall perform all restoration made necessary by the removal of any alterations, fixtures, or signs.

19. **TERMINATION.** Either party may terminate this Agreement for cause upon fifteen (15) days' prior written notice to the other party. For purposes of this section, "cause" shall be defined as the failure of either party to remedy any material breach of the AGREEMENT within three (3) days' written notice of the breach. No material breach will be found for issues that this contract already provides a remedy for, so long as those remedies are timely undertaken.

COUNTY, may immediately terminate this Agreement upon written notice should the expenses associated with the Services be deemed to be non-reimbursable by the Federal Government or California State Government, as COUNTY will not be able to fund the scope of the Services considered in this Agreement without Federal or State reimbursement. Written notice of such determination of non-reimbursability shall be communicated by COUNTY to CITY as soon as possible.

COUNTY may immediately terminate this Agreement upon written notice should operational support from CDSS or the American Red Cross ceases, as COUNTY will not be able to provide such support on its own. This written notice shall be communicated by COUNTY to CITY as soon as possible.

COUNTY, as required by the Federal Emergency Management Agency ("FEMA") contract provisions, may terminate this Agreement without cause and shall provide CITY with seven (7) days written notice of the termination of this Agreement without cause.

20. **SUCCESSORS.** This Agreement shall be binding on, and inure to, the benefit of the parties, their successors and assigns, except as otherwise limited by this Agreement.

21. **NOTICE.** Any notice, demand, request, consent, approval or other communication required or permitted under this Agreement shall be in writing and must be either delivered in person or sent by certified mail, postage prepaid, to the follow addresses:

COUNTY: Board of Supervisors
County of Tulare Administration Building
2800 W. Burrel
Visalia, CA 93291
w/Copy to: Tulare County Office of Emergency Services
Attn: Andrew Lockman
5957 S. Mooney Blvd.
Visalia, CA 93277

CITY: John Lollis
291 N Main St,
Porterville, CA 93257

Notice shall be deemed communicated four (4) days from the time of mailing as provided in this section.

22. **ACCESS TO RECORDS.** The following access to records requirements apply to this AGREEMENT: a. The parties agree to provide each other, the FEMA Administrator, the Comptroller General of the United States, or any of their authorized representatives access to

any books, documents, papers, and records of the CITY and COUNTY which are directly pertinent to this AGREEMENT for the purposes of making audits, examinations, excerpts, and transcriptions.

b. The CITY agrees to permit any of the foregoing parties to reproduce by any means whatsoever or to copy excerpts and transcriptions as reasonably needed.

c. The CITY agrees to provide the FEMA Administrator, or their authorized representatives, access to the Premises or other sites pertaining the scope of this AGREEMENT.

d. In compliance with the Disaster Recovery Act of 2018, the COUNTY and the CITY acknowledge and agree that no language in this AGREEMENT is intended to prohibit audits or internal reviews by the FEMA Administrator or the Comptroller General of the United States.

23. DEBARMENT AND SUSPENSION. CITY certifies, by entering into this AGREEMENT, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from entering into this AGREEMENT by any federal agency or by any department, agency or political subdivision of the State of California. The term "principal" for purposes of this Contract means an officer, director, owner, partner, key employee, or other person with primary management or supervisory responsibilities, or a person who has a critical influence on or substantive control over the operations of CITY. The CITY also further certifies that it has verified the suspension and debarment status for all sub-contractors receiving funds under this AGREEMENT and is solely responsible for any paybacks and or penalties that might arise from non-compliance.

24. CHANGES. CITY and COUNTY, together the "Parties" agree that any changes made to this AGREEMENT must be formal written Agreement in the form of a Change Order to this AGREEMENT. Any Change Order must be submitted by the requesting party by at least seven

(7) days written notice to the other Party. Both the CITY and COUNTY must agree, in writing, to any changes to this AGREEMENT.

25. DEPARTMENT OF HOMELAND SECURITY SEALS/LOGOS. The CITY shall not use the Department of Homeland Security ("DHS") seal(s), logos, crests, or reproduction of flags or likenesses of DHS agency officials without specific FEMA pre-approval.

26. COMPLIANCE WITH FEDERAL LAW, REGULATIONS, AND EXECUTIVE ORDERS. CITY acknowledges that FEMA financial assistance will be used to fund all or a portion of the AGREEMENT. CITY shall comply with all applicable Federal law, regulations, executive orders, FEMA policies, procedures, and directives.

27. NO OBLIGATION BY FEDERAL GOVERNMENT. The Federal Government is not a party to this AGREEMENT and is not subject to any obligation or liabilities to the COUNTY, CITY, or any other party pertaining to any matter resulting from this AGREEMENT.

28. PROGRAM FRAUD AND FALSE OR FRAUDULENT STATEMENTS OR RELATED ACTS. CITY acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statement) applies to the CITY's actions pertaining to this AGREEMENT.

29. DISASTER SERVICE WORKERS. Emergency management personnel provided under this AGREEMENT are public employees, who during disaster situations, are declared under California Government Code section 3100, to be Disaster Service Workers. Work-related injuries will be handled by providing agency/jurisdiction under Worker's Compensation. Emergency management personnel must immediately report any injury suffered while deployed, to their assigned supervisor and home agency. Further, emergency management personnel provided by the CITY under this Agreement are Disaster Service Workers and employees of the CITY, and as such are provided the immunities, protections, and benefits of Disaster Service Workers, as provided in the California Emergency Services Act and other applicable law. Each

party shall defend, indemnify, and hold the other party, its officials, officers, employees, agents, and volunteers, harmless from and against any and all liability, loss, expense (including reasonable attorney's fees), or claims for injury or damage arising out of the performance of this Agreement, but only in proportion to and to the extent such liability, loss, expense (including reasonable attorneys' fees), or claims for injury or damage are caused by or result from the negligent or intentional acts or omissions of the indemnifying party, its officials, officers, employees, agents, or volunteers.

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

31. **INTEGRATION.** This instrument contains all the Agreements of the parties relating to the Premises and cannot be modified or amended except by a subsequent Agreement in writing.

32. **NO THIRD-PARTY BENEFICIARIES.** Unless specifically set forth, the parties to this Agreement do not intend to provide any third-party benefit or enforceable legal or equitable right or remedy.

33. **GOVERNING LAW.** This Agreement will be interpreted and governed under the laws of the State of California without reference to California conflicts of law principles.

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

35. **INTERPRETATION.** 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.

36. CONFLICT WITH LAWS OR REGULATIONS; SEVERABILITY. This Agreement is subject to all applicable laws and regulations. If any provision of this Agreement is found by any court or other legal authority, or is agreed by the parties, to be in conflict with any code or regulation governing its subject, the conflicting provision will be considered null and void. If the effect of nullifying any conflicting provision is such that a material benefit of 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 will continue in full force and effect.

37. AUTHORITY. Each person executing this Agreement on behalf of a party represents and warrants that such person is duly and validly authorized to do so on behalf of the entity it purports to bind, and if such party is a partnership, corporation or trustee, that such partnership, corporation or trustee has full right to enter into this Agreement and perform all of its obligations hereunder.

38. COUNTERPARTS. This Parties to this AGREEMENT may sign this AGREEMENT in counterparts, each of which is an original and all of which taken together form one single document. The counterparts of this AGREEMENT may be executed and delivered by facsimile or other electronic signature (including portable document format) by the Parties and the receiving Party may rely on the receipt of such document so executed and delivered

//

//

//

//

//

electronically or by facsimile as if the original had been received.

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

Date: _____

CITY OF PORTERVILLE

By: _____

John Lollis

City Manager

Approved as to form:

City Attorney

By: _____

**COUNTY
COUNTY OF TULARE**

By: _____

Jason T. Britt

Tulare County Emergency Services Director

Approved as to form:

County Counsel

By: A. Zahseen

Matter No. 2023359



Office of Emergency Services

5957 South Mooney Boulevard, Visalia, California 93277
(559) 624-7495 Telephone (559) 737-4692 Facsimile

April 14, 2023

Ms. Nancy Ward
Director, Governor's Office of Emergency Services
3650 Schriever Avenue
Mather, CA 95655

Dear Director Ward,

Tulare County appreciates the Office of Emergency Services' tireless work to support the response to and recovery from DR-4699 in our County and the surrounding region. Specifically, your negotiation of an ongoing incident period and the expeditious approval of individual assistance programs have been particularly valuable to the affected communities as we continue to recover from storm damages, repair distressed and weakened waterways, and prepare for the impending historic snowmelt runoff.

As current snow moisture content in local watersheds is estimated at over 300% of the historical average, total inflows to local reservoirs through April and July are expected to exceed three times the reservoir capacity. Local reservoir and waterway operators continue to aggressively release water at or near full capacity to make space for the anticipated inflows and prevent a return to spillway flows, while balancing needs of downstream operators to conduct emergency repairs. As a result, a number of homes, agricultural properties, and public spaces remain inundated with floodwater, and more homes may be affected because of the new snowmelt conditions. Specifically, we anticipate similar or worse conditions as a result of the snowmelt.

Tulare County is concerned that current sheltering for individuals affected by inundation and/or evacuation orders, including previously displaced individuals who remain under an evacuation order, may be limited in duration, especially during the current intervening period between storm and snowmelt-induced flooding incidents within the disaster.

Tulare County has entered into an agreement with the City of Porterville to maintain the last remaining emergency evacuation shelter site in the County. The California Department of Social Services and Volunteer Emergency Services Team have pledged support to provide staff and services for only two weeks at this shelter. Forty Tulare County residents who have been displaced due to flood activities are staying at this site. Because the support from CDSS and VEST is limited, the County is concerned that it may not be able to continually fund and staff the ongoing shelter projects. Our concern is the ongoing financial and logistical burden to the County and the incorporated cities therein.

As we are sure that you are aware, emergency protective measures, flood control activities, and damage assessments are being conducted because of the flood conditions in Tulare County. These efforts go hand-in-hand with ensuring that County residents are safe,



Office of Emergency Services

5957 South Mooney Boulevard, Visalia, California 93277
(559) 624-7495 Telephone (559) 737-4692 Facsimile

fed, and warm. The State's cooperation in keeping funding and support from the Department of Social Services and VEST beyond the initial two weeks available for emergency sheltering of Tulare County Residents is vital. Your support in ensuring ongoing funding and logistical support for these critical emergency protective measures is greatly appreciated.

Sincerely,

A handwritten signature in black ink, reading "Andrew Lockman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Andrew Lockman
Office of Emergency Services Manager



LICENSE NUMBER	1221
----------------	------

LICENSE TO USE STATE MILITARY PROPERTY

BETWEEN

CALIFORNIA MILITARY DEPARTMENT

AND

The City of Porterville

FOR

USE OF READINESS CENTER IMPROVEMENTS AND GROUNDS

This AGREEMENT, dated for reference the 10th day of April 2023, by and between the California Military Department (CMD), hereinafter called STATE, and the City of Porterville, 291 North Main Street, Porterville, CA 93257, hereinafter called LICENSEE, without distinction as to number or gender, and effective upon execution by STATE. STATE and LICENSEE are sometimes referred to individually as a "party" or collectively as the "parties".

RECITALS

WHEREAS, the STATE has under its jurisdiction, certain real property known as the Porterville armory, located at 29 N. Plano St. Porterville, CA 93257, hereinafter called PREMISES, identified in **Exhibit "B"**, consisting of one (1) page and attached hereto and incorporated herein by this reference.; and,

WHEREAS, it is essential that STATE have a secure facility and surrounding grounds; and,

WHEREAS, PREMISES may be made available to meet the needs of the local civil authority when not required to meet immediate operational requirements;

NOW THEREFORE, STATE and LICENSEE agree as follows:

WITNESSETH

I.

GENERAL PROVISIONS

1. AGREEMENT is for non-exclusive weekday or weekend use throughout the license term.
2. Upon declaration of emergency by the STATE or federal government, STATE reserves the right to reoccupy PREMISES, including all parking areas, with twenty-four (24) hours written or electronic (voice or email) notice to LICENSEE at the notification address/number below in Section III; "Notification".

3. LICENSEE shall comply with all applicable statutes, laws, ordinances and rules or regulations adopted by the Federal, State or any City, City and County, County or other body politic pertaining to use of said premises or any provisions of the License.
4. LICENSEE shall comply with such reasonable rules and regulations as may be prescribed by STATE for the reasonable use and occupation of State Facilities.
5. LICENSEE understands and agrees the California Legislature may impose additional restrictions, limitations or conditions affecting AGREEMENT provisions or terms; however, any such changes become effective no sooner than 30 days after the legislature has acted.
6. This agreement shall not be assigned or sublet or otherwise encumbered, in whole or in part, without STATE'S prior written consent.
7. STATE infrastructure shall supply PREMISES with utilities, but LICENSEE will transfer utility accounts into its name for payment: electric, sewer, water, refuse collection.
8. LICENSEE shall have use of the offices, storage areas, drill floor, latrines, showers, parking areas for placement of storage containers (if required), and kitchen counters solely for food preparation or distribution (no oven or stove top use). All food will be stored and surfaces cleaned on a daily basis when shelter operations are underway.
9. STATE is not responsible for losses or damage to personal property, equipment or materials of LICENSEE, its employees, agents or clients. LICENSEE shall report to STATE all losses immediately upon discovery.
10. LICENSEE shall not drive any nails, tacks, pins or other objects into the walls, ceilings, partitions, windows, woodwork, or any other part of PREMISES, nor in any manner move or change any fixture, nor make any alterations to PREMISES without STATE'S prior written consent.
11. Upon completion of use, LICENSEE shall remove all decorations, display, signs, and equipment on PREMISES.
12. Upon license expiration, LICENSEE will surrender PREMISES to STATE with appurtenances and fixtures in good order, condition, and repair, reasonable use and wear thereof, or Acts of God excepted.
13. LICENSEE shall not permit any alcoholic beverage to be offered for sale, stored, given away or otherwise disposed or consumed on any part of PREMISES, nor shall LICENSEE permit any use of tobacco products on any part of PREMISES or within twenty (20) feet of entrances, doorways or opening windows, except in a sufficiently distanced controlled area under LICENSEE supervision.
14. LICENSEE acknowledges PREMISES may not be fully ADA compliant and agrees to implement or improve, at its sole cost and expense, those necessary compliance measures required for the duration of its use. Furthermore, LICENSEE agrees to provide any and all required temporary emergency lighting required by State, County or City laws or ordinances.

II.

AUTHORIZED ACTIVITIES

1. In order to provide a variety of health, medical or other services to homeless citizens, LICENSEE may provide on-site program management through either LICENSEE employees, agents, volunteers or contracted services.
2. The armory facility will be available twenty-four (24) hours each day unless otherwise amended in writing by the STATE.
3. LICENSEE is solely responsible for protecting employees, patrons, agents, clients, or invitees from acts of third parties, and agrees to notify STATE and appropriate law enforcement agencies as required.
4. LICENSEE agrees to maintain PREMISES in a clean and habitable condition, which includes exterior landscape maintenance and removal of all litter, trash, cans, bottles, etc. from the site not less than once per day.
5. Any damage to PREMISES will be inspected by STATE representatives (CMD Area Coordinator) and LICENSEE to determine the character and extent of damage (with photographs). Repairs should be completed within twenty-four (24) hours if an emergency or seventy-two (72) hours if urgent.
6. The STATE Area Coordinator will contract for necessary repair or restoration services using appropriate state or federal guidance, while coordinating and collaborating closely with LICENSEE. LICENSEE may not undertake repairs or restoration using its own forces or contract services without the prior written consent of STATE'S Area Coordinator.
7. Within thirty (30) days of being presented a demand (invoice) for payment, LICENSEE shall make STATE whole for the cost of repairing or restoring any improvement or utility damaged as a result of PREMISES use.
8. If significant plumbing issues occur due to continued actions of clients, LICENSEE will provide portable latrines, at its sole cost and expense, for the duration of the contract.
9. LICENSEE shall take all necessary steps to ensure clients do not constitute a nuisance in the immediate vicinity of the facility during hours of operation. If at any time the STATE is dissatisfied with the LICENSEE efforts, the LICENSEE and STATE shall meet to explore means and methods of compliance.
10. LICENSEE shall supply consumable sanitary items and paper products, which include, but not limited to: cleaning/sanitizing supplies and equipment, liquid soap, paper towels, and toilet paper. If requested (necessary), the County Health Department shall provide periodic health screenings and consultation on issues pertaining to sanitation
11. Pets of clients occupying PREMISES or participating in provided services are prohibited inside the PREMISES, with the exception of those meeting the definition of "service animal" in Section XV below.
12. LICENSEE shall ensure clients provide valid vehicle registration and insurance BEFORE parking their vehicle in PREMISES parking area.
13. Vehicles parked on PREMISES without appropriate approval shall be towed away by STATE's order and at LICENSEE's risk and expense.

III.

NOTIFICATION

All notices or other communications required or permitted hereunder shall be in writing, and shall be personally delivered (including by means of professional messenger service) or sent by overnight courier, or sent by registered or certified mail, postage prepaid, return receipt requested to the addresses set forth below. All such notices or other communications shall be deemed received upon the earlier of (i) if personally delivered or sent by overnight courier, the date of delivery to the address of the person to receive such notice, (ii) if mailed as provided above, on the date of receipt or rejection, when received by the other party if received Monday through Friday between 6:00 a.m. and 5:00 p.m. Pacific Standard Time, so long as such day is not a State or Federal holiday and otherwise on the next day provided that if the next day is Saturday, Sunday, or a state or federal holiday, such notice shall be effective on the following business day.

To LICENSEE:

City of Porterville
Attn: City Manager
291 North Main Street
Porterville, CA 93257
(559) 782-7466

To STATE:

California Military Department
9800 Goethe Road, Box 18
Sacramento, CA 95826
(916) 854-3788

PROGRAM MANAGER:

SSG Monica Estrada
(916) 541-8160

Notice of change of address or telephone number shall be given by written notice in the manner described in this section. LICENSEE is obligated to notice State offices listed above and the failure to provide notice to do so shall constitute a lack of notice. Nothing contained herein shall preclude the giving of any such notice by personal service.

IV.

INSURANCE REQUIREMENTS

LICENSEE is a public entity, which is self-insured and will be responsible for any damage caused to PREMISES. Additionally, LICENSEE shall indemnify STATE against any injuries caused by use of PREMISES. LICENSEE has furnished the necessary Certificate of Self-Insurance, **Exhibit "D"** attached hereto and incorporated herein by this reference, demonstrating the required insurance coverage will be in effect during the complete term of AGREEMENT, and shall include, but not be limited to:

- Combined single limit liability of \$2,000,000, or
- Special event coverage with a limit of \$2,000,000, and
- A statement naming the United States, State of California, its officers, agents, employees, and servants as additional insured, but only with respect to the activities of the named insured.

V.

HOLD HARMLESS INDEMNIFICATION

The PREMISES are provided in "AS-IS" and "WITH ALL FAULTS" condition, and STATE and its employees, representatives and agents disclaim all warranties, expressed or implied, regarding the PREMISES, including, but not limited to, all implied warranties of merchantability or fitness for a particular purpose or compliance with Applicable Law. LICENSEES acknowledges and agrees that STATE and its employees, representatives and agents have made no representations or warranties for the PREMISES, including, without limitation, any representations or warranties regarding, (a) the condition or repair of the PREMISES, (b) whether such PREMISES are sufficient for the purposes of LICENSEE, or (c) whether the PREMISES comply with Applicable Laws (as defined below), including without limitation the Americans with Disabilities Act (ADA) or other accessibility laws, (d) whether there are any facts or conditions affecting the PREMISES that might, individually or in the aggregate, interfere with the use or occupancy of the PREMISES or any portion thereof by LICENSEE.

The use of the PREMISES by LICENSEE shall be conclusive evidence that LICENSEE accepts the same "AS IS and WITH ALL FAULTS" and that the PREMISES are suited for the use intended by LICENSEE and are in good and satisfactory condition at the time such possession was taken. LICENSEE represents and warrants to STATE that (a) its sole intended use of the PREMISES is for temporary sheltering (the "Permitted Use") and (b) prior to using the PREMISES it has made such investigations as it deems appropriate with respect to the suitability of the PREMISES for its intended use and has determined that the PREMISES are suitable for such intended use.

LICENSEE shall comply with all applicable statutes, laws, ordinances and rules and regulations adopted by the Federal, State or any City, City and County, County or other body politic, including without limitation all building codes, the ADA or other accessibility laws ("Applicable Laws") and which pertains to use of the PREMISES or any provisions of the License, and will indemnify, defend and hold STATE free and harmless from and against any violations thereof and any and all liabilities, suits, causes of action, judgments, demands and claims for damages, including all reasonable costs of any litigation and attorney's fees and expenses, arising out or by reason of any such violation.

LICENSEE shall indemnify, defend and hold STATE its employees, representatives and agents free and harmless from and against any and all suits, causes of action, demands, proceedings, claims, damages, judgments, obligations liabilities, liens, fines, costs, and expenses (including, but not limited to, attorneys' fees and costs) (collectively "Losses") which arise from or are related to (a) use or occupancy of the PREMISES by LICENSEE or its Representatives, including, but not limited to, damage to property of any kind whatsoever and to whomsoever belonging, including LICENSEE, from any cause or causes whatsoever during the term of this License or any occupancy hereunder, holdover periods or any other occupancy of the PREMISES during the term of this License, except (i) those Losses that are ultimately determined by a court or administrative tribunal of competent jurisdiction to be caused by sole gross negligence of the STATE or its employees, or (ii) to the extent any such Losses are ultimately determined by a court or administrative tribunal of competent jurisdiction to be caused by the willful misconduct of the STATE or its employees; provided, however, any condition of the PREMISES that is found to be in violation of any Applicable Law by a court or administrative tribunal of competent jurisdiction shall not be deemed gross negligence or willful misconduct on the

part of the STATE or its employees; (b) breach of LICENSEE'S obligations under the AGREEMENT, (c) negligence or other wrongful act by LICENSEE or its Representatives, (d) violation of Applicable Law by LICENSEE or its Representatives, (e) any allegation that the PREMISES do not comply with Applicable Law. "Representatives" means LICENSEE'S agents, employees, representatives, contractors, or any other person or persons acting within the direct control or authority of such party or its agents, employees, representatives or contractors.

VI.

FEES

1. The use fee is waived based on Services in Kind as per California Army National Guard Regulation 210-2 paragraph 9.
2. Utility accounts will be transferred to LICENSEE, which will directly pay utility costs on an as-incurred basis.

VII.

TERM

License shall take effect no earlier than May 5, 2023 or upon execution by STATE, whichever is later, and shall expire no later than 0800 (8:00 A.M.) May 4, 2024.

VIII.

AMENDMENT AND TERMINATION

AGREEMENT cannot be amended or modified in any way except by a written AGREEMENT duly executed by STATE and LICENSEE. Any proposal for amendment or modification must be delivered for review and approval by the Chief, Realty Operations or her/his delegatee.

AGREEMENT may be terminated by either party upon 30 days' written notification to the other party at the addresses previously given in Section III; "Notification". Upon termination, the activities of the parties shall be governed by the applicable provisions of the Military and Veterans Code. STATE is not obligated to reimburse LICENSEE any fees should it terminate this AGREEMENT before reaching its full term.

IX.

ENTIRE AGREEMENT

AGREEMENT, along with any exhibits attached hereto, constitutes the entire covenant and understanding between STATE and LICENSEE for PREMISES. AGREEMENT supersedes all prior and contemporaneous routine activity agreements, representations or understandings, if any, whether oral or written.

X.

DURATION & RENEWAL

AGREEMENT shall remain in effect through the termination date and will not be extended, but may be renewed annually subsequent to renegotiation required to protect the parties.

XI.

RIGHT TO ENTER

During continuance in force of AGREEMENT, there shall be, and is hereby expressly reserved to STATE and to any of its contractors, agents, employees, representatives, or licensees, the right at any and all reasonable times, and any and all places to temporarily enter upon said PREMISES for inspection or other lawful STATE purposes.

XII.

ENVIRONMENTAL LAWS AND REGULATIONS

LICENSEE must comply with all applicable local, State or Federal environmental

provisions, requirements, ordinances, regulations or laws. AGREEMENT does not constitute any form of authorization, permit, or opinion with respect to the satisfaction thereof. LICENSEE agrees that it shall comply with all laws, federal, state, or local, existing during the term of this license pertaining to the use, storage, transportation, and disposal of any hazardous substance as that term is defined in such applicable law.

1. In the event STATE or any of its affiliates, successors, principals, employees, or agents should incur any liability, cost, or expense, including attorney's fees and costs, as a result of the LICENSEE'S illegal use, storage, transportation, or disposal of any hazardous substance, including any petroleum derivative, the LICENSEE shall indemnify, defend, and hold harmless any of these individuals against such liability.
2. Where the LICENSEE is found to be in breach of this Paragraph due to the issuance of a government order directing the LICENSEE to cease and desist any illegal action in connection with a hazardous substance, or to remediate a contaminated condition caused by the LICENSEE or any person acting under LICENSEE'S direct control and authority, LICENSEE shall be responsible for all costs and expenses of complying with such order, including any and all expenses imposed on or incurred by STATE in connection with or in response to such government order.

XIII.

DEFAULT

LICENSEE shall make all required payments to the STATE without deduction, default or delay. In the event of the failure of LICENSEE to do so, or in the event of a breach of any of the other terms, covenants or conditions herein contained on the part of LICENSEE to be kept and performed, and if such default continues for a period of thirty (30) days after receipt of written notice from STATE to LICENSEE of such default, this License may, at the STATE'S sole discretion, be terminated.

In the event of termination of this License, it shall be lawful for STATE to reenter into and upon the PREMISES and every part thereof and to remove and store at LICENSEE's expense all property therefrom and to repossess and occupy the PREMISES. In the event STATE terminates this License pursuant to this Paragraph, the STATE shall not be required to pay LICENSEE any sum or sums whatsoever.

XIV.

SERVICE ANIMALS

Service Animal Defined by Title II and Title III of the ADA: (from the ADA National Network)

Under Title II and III of the ADA, service animals are **limited to dogs** individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.

Emotional support animals, comfort animals, and therapy dogs are not service animals under Title II and Title III of the ADA. Other species of animals, whether wild or domestic, trained or untrained, are not considered service animals either. The work or tasks performed by a service animal must be directly related to the individual's disability. A doctor's letter does not turn an animal into a service animal.

Examples of animals fitting the ADA's definition of "service animal" because they have been **specifically trained to perform a task for the person with a disability**:

Guide Dog or Seeing Eye® Dog¹ is a carefully trained dog that serves as a travel tool for persons who have severe visual impairments or are blind.

Hearing or Signal Dog is a dog that has been trained to alert a person who has a significant hearing loss or is deaf when a sound occurs, such as a knock on the door.

Psychiatric Service Dog is a dog that has been trained to perform tasks that assist individuals with disabilities to detect the onset of psychiatric episodes and lessen their effects.

SigDOG (sensory signal dogs or social signal dog) is a dog trained to assist a person with autism. The dog alerts the handler to distracting repetitive movements common among those with autism, allowing the person to stop the movement (e.g., hand flapping).

Seizure Response Dog is a dog trained to assist a person with a seizure disorder. The dog may stand guard over the person during a seizure or the dog may go for help. A few dogs have learned to predict a seizure and warn the person in advance to sit down or move to a safe place.

While Emotional Support Animals or Comfort Animals are often used as part of a medical treatment plan as therapy animals, **they are not considered service animals under the ADA**. These support animals provide companionship, relieve loneliness, and sometimes help with depression, anxiety, and certain phobias, but do not have special training to perform tasks that assist people with disabilities and are not covered by federal laws protecting the use of service animals.

A public facility is not allowed to ask for documentation or proof a dog has been certified, trained, or licensed as a service animal. Staff on site may ask the following questions:

1. Is the dog a service animal required because of a disability?
2. What work or task has the dog been trained to perform?

No further questions should be asked regarding the disability or the animal, nor is it permissible to ask that the dog perform the task that grants it to be a service animal.

CONCURRENCE

FOR THE ADJUTANT GENERAL



CITY OF PORTERVILLE

DATE: _____

DATE: 05/17/2023



FEMA

4699-DR-CA Amendment 006



English

Notice Date	July 10, 2023
--------------------	---------------

Billing Code 9111-23-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Internal Agency Docket No. FEMA-4699-DR]

[Docket ID FEMA-2023-0001]

California; Amendment No. 6 to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster declaration for the State of California (FEMA-4699-DR), dated April 3, 2023, and related determinations.

DATE: This amendment was issued July 14, 2023.

FOR FURTHER INFORMATION CONTACT: Dean Webster, Office of Response and Recovery, Federal Emergency Management Agency, 500 C Street, SW, Washington, DC 20472, (202) 646-2833.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the incident period for this disaster is closed effective July 10, 2023.

The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund; 97.032, Crisis Counseling; 97.033, Disaster Legal Services; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance Grant; 97.048, Disaster Housing Assistance to Individuals and Households In Presidentially Declared Disaster Areas; 97.049, Presidentially Declared Disaster Assistance - Disaster Housing Operations for Individuals and Households; 97.050, Presidentially Declared Disaster Assistance to Individuals and Households - Other Needs; 97.036, Disaster Grants - Public Assistance (Presidentially Declared Disasters); 97.039, Hazard Mitigation Grant.

/s/

Deanne Criswell,

Administrator,

Federal Emergency Management Agency.

Last updated July 14, 2023

[Return to top](#)

Disasters & Assistance

Grants

Floods & Maps

Emergency Management

About

Work With Us



FEMA

[Contact FEMA](#)



FEMA.gov

An official website of the U.S. Department of Homeland Security

[Accessibility](#)

[Accountability](#)

[Careers](#)

[Civil Rights](#)

[Contact Us](#)

[FOIA](#)

[Glossary](#)

[No FEAR Act](#)

[Plug-Ins](#)

[Privacy](#)

[Report Disaster Fraud](#)

[Website Information](#)

[DHS.gov](#)

[USA.gov](#)

[Inspector General](#)

**National
Terrorism
Advisory
System**

RESOLUTION NO. 15 -2023

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF PORTERVILLE AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE
CATASTROPHIC / EMERGENCY RESERVE FOR THE COSTS ASSOCIATED
WITH THE RESPONSE TO THE LOCAL FLOOD EMERGENCY**

WHEREAS: Pursuant to Chapter 9 of the Porterville Municipal Code, Mayor Martha A. Flores declared the existence of a local emergency within the City of Porterville on March 13, 2023 due to the threat to life and property caused by a series of storms impacting Success Lake significantly increasing the Tule River flows; and

WHEREAS: Flood water and water from Success Lake had caused evacuation warnings and mandatory evacuation orders in the month of March for some local residents; and

WHEREAS: Historic water levels and flows of the Tule River have caused erosion to the river banks, prompting City staff to take extraordinary measures to protect the riverbanks and avoid potentially catastrophic flooding;

WHEREAS: The significant threat of local flooding emergency continues to exist with the estimated snow pack in the Sierra Nevada mountains of more than three hundred percent (300%) of normal and the potential for a warm storm or heat wave this Spring; and

WHEREAS: The City of Porterville Municipal Code Section 2-31.2, established the Catastrophic / Emergency Reserve Fund for the purpose of providing funds to mitigate costs associated with unforeseen emergencies, including natural disasters or catastrophic events;

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the local flood emergency is an unforeseen and unavoidable event that require the expenditure of City resources beyond those provided for in the annual budget; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of funds from the Catastrophic / Emergency Reserve Fund for the costs associated with the response to the local emergency including personnel, equipment, services, and other necessary expenditures; and
3. That the City Council authorize the replacement of funds from any grant funds that may be used to reimburse said costs.

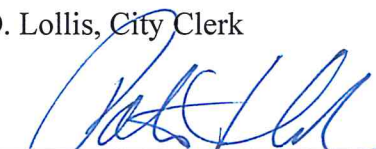
PASSED, APPROVED AND ADOPTED this 4th day of April, 2023.



Martha A. Flores, Mayor

ATTEST:

John D. Lollis, City Clerk

By: 

Patrice Hildreth, Chief Deputy City Clerk

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

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a meeting of the Porterville City Council duly called and held on the 4th day of April, 2023.

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

Council:	FLORES	CARRILLO	WEYHRAUCH	BELTRAN	MEISTER
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					



JOHN D. LOLLIS, City Clerk

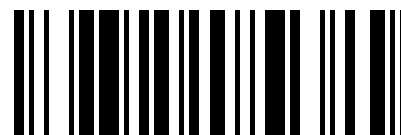
By: 
Fernando Gabriel-Moraga, Deputy City Clerk

Invoice

Calwen Inc. dba Rescue Source & Rescue 3 Intl

Calwen Inc. dba Rescue Source & Rescue 3
P.O. Box 1050
Wilton, CA 95693
Phone: 916-687-6556
Fax: 916-687-6717
Email: info@rescuesource.com

Order #	Date
131282	03/20/2023



Bill To: PORTERVILLE FIRE DEPARTMENT 40 W CLEVELAND PORTERVILLE, CA 93257 Phone: 559-782-7526 Email: jrodriguez@ci.porterville.ca.us	Ship To: PORTERVILLE FIRE DEPARTMENT 40 W CLEVELAND PORTERVILLE, CA 93257 Contact: JANIE RODRIGUEZ PO Number: 23-22733
Customer: PORTERVILLE FIRE DEPARTMENT	

Sales Rep	Payment Terms	FOB Point	Carrier	Ship Service	Date Scheduled
MELISSA	NET 30	Origin	UPS Next Day Air		03/20/2023

Item #	Type	Number	Description	Unit Price	Qty Ordered	Total Price
1	Kit	KT2210	PFD TYPE V PACKAGE	\$250.00	20 ea	\$ 5,000.00
2	Sale	PF4026R	NRS 2022 RAPID RESCUER RED	\$0.00	20 ea	\$ 0.00
3	Sale	KN2556OR	NRS PILOT KNIFE ORANGE	\$0.00	20 ea	\$ 0.00
4	Sale	WH7905	WHISTLE-RESCUE 3 LOGO WITH COIL	\$0.00	20 ea	\$ 0.00
5	Sale	HL7050HVL/XL	RQ3 STORM PRO HELMET HI VIS LARGE/XLARGE	\$32.00	20 ea	\$ 640.00
6	Shipping	Freight	Freight Out	\$256.00	1 ea	\$ 256.00
7	Sale	Tax Expense	Tax Expense	\$521.70	1 ea	\$ 521.70

Subtotal:	\$6,417.70
Sales Tax:	\$0.00
Total:	\$6,417.70

Thank you for your order.
If you have any questions please call 800-457-3728
or e-mail info@rescuesource.com.

Royal Restrooms

DATE: _____

FOR:

Donnie Moore

(559) 782-7539

T

t

t

t

\$2,500.00

\$600.00

W9 Click here.

\$9,200.00

9.250%

\$851.00

\$3,100.00

\$13,151.00

THANK YOU FOR YOUR BUSINESS!



INVOICE

24/7 Emergency 800-742-7246
www.rainforrent.com

Rain For Rent
Bakersfield
4001 State Rd
Bakersfield CA 93308
United States
661-399-1724

Your sales person	REMIT PAYMENTS TO:
JESSE PINTOR	Rain for Rent RAIN FOR RENT FILE 52541 LOS ANGELES, CA 90074-2541

CONTRACT # 1169502 CUSTOMER CITY OF PORTERVILLE CUSTOMER # 112354 NAME CITY OF PORTERVILLE ADDRESS 291 N MAIN ST PORTERVILLE CA 93257 PHONE	INVOICE# 1854595	INVOICE DATE 3/30/2023	PO or JOB# 23-22734	PAYMENT DUE 4/29/2023
PLEASE PAY				\$77,396.67
SHIPPED TO JOBSITE:				
NAME CITY OF PORTERVILLE ADDRESS Corporation Yard 555 N Prospect St Porterville CA 93257 PHONE				

Notes:

Requested by: Michael Knight
PO Number: 23-22734

QTY	UOM	DESCRIPTION	PRODUCT #	STATUS	DATE OUT	BILLED THRU	DAYS BILLED	PRICE	AMOUNT	TAXABLE
1.00	EA	Pump BA150E D285 Tlr Mt Diesel Eng Hatz 4H50TIC	1022734		SALES		0.00	\$65,685.06	\$65,685.06	Y
1.00	EA	Shipping/Handling Freight	M240			SERVICES	0.00	\$5,158.57	\$5,158.57	Y

TOTAL SALES:	\$65,685.06
TOTAL RENTALS:	\$0.00
TOTAL SERVICES:	\$5,158.57
TOTAL OTHER:	\$0.00
SUBTOTAL:	\$70,843.63
TAX:	\$6,553.04

TOTAL:	\$77,396.67
---------------	--------------------

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.
PAST DUE AMOUNTS ARE SUBJECT TO A SERVICE CHARGE OF 1.50%
CUSTOMER, (RENTEE OR BUYER as context requires), shall be deemed to accept
all terms, conditions and provisions hereof upon execution of this agreement;
ordering; or delivery of equipment to customer, whichever comes first.

PAYMENT TERMS: NET 30

SIGNATURE: _____ DATE: _____

Mike Clark Trucking
19385 Avenue 144
Porterville, CA 93257 US
+1 5597845486
mct3desk1@yahoo.com



INVOICE

BILL TO

City of Porterville
Street Superintendent, Field
Service Div.
555 N. Prospect
Porterville, Ca 93257

INVOICE # 2637**DATE** 03/23/2023**DUE DATE** 04/25/2023**TERMS** Net 30

DATE	FREIGHT	ACTIVITY	FREIGHT BILL	RATE	AMOUNT
03/23/2023	8.80	Super 10	7383117 - Luque	120.00	1,056.00
03/23/2023	9.70	Super 10	7383219 - Luque	120.00	1,164.00
03/23/2023	9.70	Super 10	7383046 - Luque	120.00	1,164.00
03/23/2023	9.80	Super 10	8432857 - Luque	120.00	1,176.00
03/23/2023	7.30	Super 10	9281272 - Luque	120.00	876.00

Thank you for your business!

SUBTOTAL	5,436.00
TAX	0.00
TOTAL	5,436.00
BALANCE DUE	\$5,436.00

A finance charge of 1.5% monthly/18% annually will be charged on accounts over 30 days past due. In the event a suit is brought to enforce collection, the customer shall be liable for responsible attorneys fees and costs of the suit.



Name of person in charge: Amy Greybehl

Event Date: Start 5/5/23 month to month Price Per Guard: _____

Event Time: 8pm-8am How many guests: open

(Overtime is billed at \$35 per hour) _____ Invite Only: Y/N

Event Location: 29 ~~44~~ Plano St

City: Porterville State: CA

Zip: 93257 Special Instructions/ Directions for Event:

2 guards, check-in Guest by 8pm, lock gates, lights off by 10pm.

Balance Due for guaranteed hours \$: 18,000 - updated

Third Party Information- Please Print Clearly

Financially Responsible Party (Client):

City of Porterville - Army National Guard

Clients Contact Phone

Number: 559-782-7521

Client Email

Address: agreybehl@ci.porterville.ca.us

Clients Home

Address: City

City: Porterville State: CA Zip: 93257

Wedding/Prom/ Anniversary? Other: _____

Payment Information:

The parties have read all pages of this Agreement & the attached Terms and Conditions, agree to all its terms, and acknowledge receipt of a complete copy of the Agreement and Terms & Conditions. Each person signing as the Client below shall be responsible for ensuring that full payment is made as stated in this document. Client agrees that a 30% non-refundable retainer will be due immediately to reserve date and time as listed on contract.

Venmo: _____ @Chris-Morton-80 Zelle: _____ (559)756-4570

Cashapp: _____ \$maddym90 Check: X* Cash: _____

*Payment to be issued upon completion of a City of Porterville Business License Application

Client Initials: AG

Date: 5/5/23

You are a valued customer of Topknotch Security INC, and we want you to enjoy our guards' services. To ensure that the integrity of our officers is maintained for you and all of our customers, the following Terms & Conditions apply to all services provided by Topknotch Security INC, under all circumstances and without exception.

The purchaser (client) on the front of this contract is 100% responsible for his or her guests.

Topknotch Security INC will strictly enforce State and Federal Laws and will maintain a zero-tolerance compliance policy that no alcoholic beverages can be consumed or used by any person not of legal drinking age. All U.S. law enforcement agencies have absolute power to stop any event for administrative search. If contraband is found, even in negligible quantities without the officers knowledge, they can seize and forfeit the contraband to a local government agency. All law enforcement agencies are aggressively enforcing this policy.

Topknotch Security INC will not be responsible for injuries that may occur due to fighting while the event is ongoing. Topknotch Security INC will do their best to defuse any situation verbally, if Topknotch Security INC feels as if our officers cannot control the situation, we will be forced to contact the local law enforcement.

At the officer's discretion, the Client agrees to be fully liable for any damages / charges that may be incurred.

The Client accepts full responsibility for any and all damage, and for any loss of income due to negligence or carelessness caused by any member of the client's group at any time during the event. The Client authorizes Topknotch Security INC to charge for the expenses regardless of and in addition to any prior agreements or understandings. These charges are necessary due to the high cost of insurance, health insurance, uniforms, and due to the revenue and time lost during the time that the officer cannot work.

Please initial here to acknowledge the charges should any damages occur. AG

- Topknotch Security INC recommends that all and any personal valuables be removed from the vehicle when unattended. We will not be held responsible for any lost, stolen, or damaged articles.

- Topknotch Security INC reserves the right to terminate this or any other contract for noncompliance of the above requests, especially if responsible party does not follow Topknotch Security INC, requests to obey the rules in this contract.

Any deposits (cash, checks or course of payment) will be non-refundable for any reason, if any cancellation occurs from the responsible party's side. If for any reason the local law enforcements shuts the event down for any reasons, payment is non-refundable. The open balance is due immediately the day before the agreed job. The renter authorizes the immediate 30% non-refundable retainer & the final payment, states that she/he is the authorized purchaser for this rental contract, the authorized party for the given payment, responsible and liable for payment of the total amount, per cash or other payments. As with all contracts, the rental contract between the mentioned person as renter (Client) and Topknotch Security INC is made with the information and the terms given to us. I am satisfied with the terms and conditions above and fully understand and agree to everything stated in the contract.

Client Initials: AG Date 5/5/23

All of the given information from the Client is binding and cannot be changed without Topknotch Security INC acceptance. If the contract is cancelled after it is signed, Topknotch Security INC is still authorized to collect the remaining balance in full, if the officers does not go out again on the cancelled date for the same or higher amount. We will reserve the set date upon the approval of the purchaser's preferred payment as per telephone conversation. The responsible party gives authorization to use the payment information over the phone / fax / Internet in combination with a signed contract. It is agreed that it is not necessary to obtain a signed slip, as the reservation is made over the phone / fax / Internet. Proof of identity of the purchaser using said credit card must be supported by the signed contract or in person. At time of event we need the full payment, state identification of the purchaser that authorizes the transaction for the signed contract. If the purchaser cannot provide all of the above items at the time of event, Topknotch Security INC will not start the job, as we have no proof of the legal possession of payment. Therefore the risk of not getting paid will give us the right to cancel. The purchaser is still fully responsible to pay the total amount as he failed to provide the above requirements.

Topknotch Security INC cannot guarantee the availability of overtime. It is of particular importance that the purchaser makes allowances for anticipated delays and adheres to the agreed time schedule. In the event that the purchaser wants to change the time of the itinerary, they may do so, only if Topknotch Security INC can accommodate other clients that booked with Topknotch Security INC prior to or after the said time. The purchaser further agrees to pay additional charges incurred such as overtime and or more officers. The overtime will be billed by hourly rate at \$35.00 per hour, unless negotiated otherwise. If customer fails to cancel at the last minute, the full amount of contracted time will be charged.

The purchaser authorizes Topknotch Security INC to charge any additional charges after they have rendered services to the purchasers' as supplemental charge. If cash payment is selected, the payment is due no later than the close of the next business day in full. Customer agrees to have Topknotch Security INC get an authorization for the above course of payment and amount, for the event stated above.

If any payment due hereunder is unpaid (10) ten days after the due date, hereon Topknotch Security INC will have the right to add and collect late charges with interest at the maximum rate allowed by law. All such sums are due and owing with any other expenses, (filing fees, court cost, and reasonable attorney fees, etc.)

I fully understand and agree to everything stated in the contract and the Terms & Conditions. If, for any reasons, I am not fully satisfied with the services I receive, I have 24 hours after the completion of the job to file a complaint in writing. If Topknotch Security INC, does not receive my written complaint in the above stated timeframe, I agree that there is no valid complaint, and I am fully satisfied with the services I received. Filing a written complaint insures both parties that it is fully understood what the problem was and will help Topknotch Security INC to assist the responsible parties in any kind of resolution to the complaint. The purchaser will be contacted within a week of the complaint to settle the matter. I understand that this is a separate case from the main contract and therefore have no dispute in general against Topknotch Security INC and the payment I authorized.

Since Topknotch Security INC offers high-tech-equipment, sometimes heat and excessive use of all power-operated equipment might be subject to having more breaks for our officers. This will, of course, not interfere with the safety of the party itself and therefore will have no effect on continuing or paying of the contracted event. Topknotch Security INC guarantees that all our officers are constantly trained to keep the highest possible standards and eliminate such failures as much as possible. We have the right to add more officers in case of emergency or the event is getting bigger than contracted. As stated, this will only happen in emergencies, and to upgrade, never downgrade. If the upgrade is needed, Topknotch Security INC gives the customer the right to downsize the event and receive additional charges. Additional charges will occur on the customer's side if an upgrade is made. Topknotch Security INC will notify the responsible party if more officers and hours are needed, as well as how much more the cost will be.

If any of our above guarantees or contracted terms cannot be met due to conditions outside of our control, including weather, accidents, and any other acts of incidents, we will use our best efforts to notify the customer of these conditions and resulting delays or changes.

I am satisfied with the terms and conditions above and fully understand and agree to everything stated in the contract and the Terms & Conditions.

Client Signature Amy Graybehl Date 5/5/23
Topknotch Security Representative Signature Madeline M. Foster Date 5/3/25

ADDITIONAL REMARKS:

- 1 officer roaming & 1 officer checking in guest
- Roaming grounds and making sure lights out at 10 pm
- Making sure no guest leave after 8pm
- Roaming the whole grounds and the animals



SECURITY SERVICES AGREEMENT

AGREEMENT PREPARED FOR: **City of Porterville: Shelter**
July 15, 2023



Good Guard Security, Inc.

21622 Plummer St, Suite 200, Chatsworth, CA 91311

1-800-651-0491 ext 1061

info@goodguardsecurity.com

www.GoodGuardSecurity.com

SERVICE DETAILS

Client Service Address:	29 N Plano St, Porterville, CA 93257
Client Billing Address:	29 N Plano St, Porterville, CA 93257
Service Hours:	7 Day(s) / 07:30 PM - 08:30 AM / 13 Hours / Monday - Sunday
Location Contact & Telephone Number:	Amy Graybehl 559-782-7521
Email:	agraybehl@ci.porterville.ca.us
Rate (U.S. Dollars):	\$28.95 (Per Hour Per Guard)
Holiday Rate	\$43.45 (Per Hour Per Guard)
Service Commencement Date:	07/17/2023 @ 07:30 PM
Payment Terms:	Bi-weekly
Permanent/Temporary:	Permanent 3 Month Minimum (30 Day Cancellation Notice)
Uniform:	Professional Security Uniform
Additional Charges:	N/a
Security Service Description:	2 Professional Unarmed Guard(s) 1 Guard will be intaking clients and the other guard will be patrolling the facility. Note: Providing a visual deterrent to any outside danger. Security officers will make sure there isn't anyone vandalizing the premises, or trying to break into the property. Loss prevention.

This SECURITY SERVICES AGREEMENT ("Agreement") is entered into upon mutual execution hereof by and between GOOD GUARD SECURITY, a California corporation, Private Patrol Operator (PPO) License #120362 (hereinafter, "Company") and **City of Porterville** (hereinafter, "Client"), with respect to the following:

- RATES:** Service Rates are subject to adjustment for any change in any law, causing a change in work hours, wage rates, working conditions or other costs to Company.
- PAYMENT:** Invoices will be submitted either bi-weekly or monthly, upon mutual agreement between Company and Client, and are payable on receipt at the address on the invoice. A late charge of 1 ½ % per month will be added to balances not paid within seven days.
- EMPLOYEES:** (a) Personnel supplied by Company are its employees and not Client's. Company is solely responsible for social security, unemployment and similar taxes applicable to its employees.
(b) Company is a Federal Government Contractor and complies with Executive Order 11246, as amended: Section 503 of the Rehabilitation Act of 1973, as amended: Section 402 of Vietnam era Veterans' Readjustment Assistance Act of 1974 and related regulations. Company's employees will be assigned without regard to race, color, creed, sex, and national origin, handicap conditions that do not impair job performance or veteran status.
(c) Client may reasonably remove any employee assigned provided such removal is not in violation of law. In the event any employee is removed at Client's request, Client agrees to indemnify and hold Company harmless from any claims, demands, liabilities, judgments, losses, suits, damages, fines, penalties, and expenses including reasonable attorney's fees and defense costs (hereinafter collectively "Claim(s)") that may arise there from.
- OVERTIME:** Overtime rates shall apply to work on New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas; work on any additional holidays listed and any extra hours exceeding 8-hours a day or 40-hours per week. Coverage for labor disputes, civil disorders or natural disaster, or special assignment or agreement is not included except as described in the Service Rate Classification. Additional overtime rates shall not apply to situations where an employee of Company already on-duty covers hours for a "called-off" employee and thus works over 8-hours in his/her shift.
- PROPERTY/EQUIPMENT:** All property and equipment furnished by Company for performance of its services under this Agreement, regardless of whether portable or stationary, shall be considered the personal property of Company, and shall remain the personal property of Company after termination of this Agreement. Upon the termination of this Agreement, the Company shall have reasonable access and time to remove its property from Client's property. Client shall not be responsible for any of Company's personal property which is stolen, damaged or missing from the property in the absence of Company's supervision.
- KEYS/ACCESS:** Company shall not be provided a master key (or its equivalent) to the property or any portion thereof, except for such location(s) that are to be exclusively used by Company's guards or other personnel. Notwithstanding anything to the contrary in this Agreement, Company shall not be responsible for any damages including, without limitation, any costs incurred in re-keying or changing locks caused by the loss or theft of such key(s).
- NON-COMPETITION:** Client, its affiliates, agents, and other related persons or entities hereby agree not to hire any Company staff, employees, or personnel for a period of at least one (1) year after such person has terminated his/her employment with Company. Client further agrees not to prepare to engage in competition with Company, solicit,

divert, poach, or encourage any of the Company staff, employees, or personnel to stop working with Company, or to solicit, divert, poach, encourage, or facilitate them to work with Client, any affiliate of Client, or any related person or entity of Client. Client recognizes that Company has a significant investment in the recruitment and training of it employees and guards to be providing services under this Agreement, and that these personnel are a valuable asset to Company. As it is impractical and extremely difficult to fix the actual damages which may result from the loss of such employees and guards, Client agrees that if Client (or its affiliates, agents, and other related persons or entities) is in breach of this section of the Agreement, then Client shall be required to pay to Company for each such employee (or former employee employed by Company) the sum of \$7,500.00. Such fee is expressly agreed to be considered liquidated damages, and not a penalty.

8. **LIABILITY AND INDEMNITIES:** (a) Client agrees that Company is not an insurer and that the amounts payable hereunder are based upon the value of service offered and not the value of Client's interests being protected or the property of Client or others located on Client's premises. Accordingly, Company undertakes no liability to Client and makes no representation, express or implied, that its service will prevent occurrences or their consequences, which result in loss or damage. (b) Client agrees that Company shall not be liable for any claims incurred or asserted by Client, irrespective of origin, to persons or property, whether directly or indirectly caused by performance or nonperformance of obligations imposed by this agreement or by negligent acts or omissions, including those relating to the hiring, training, supervision or retention of personnel, of Company, its agents or employees. (c) The services provided under this Agreement are solely for the benefit of Client and neither this Agreement nor any services rendered hereunder confer any rights on any other party as a third-party beneficiary or otherwise and Client agrees to indemnify and hold Company harmless from and against any claims made by a third party(s), including, but not limited to, injury, death or damage or loss of property, arising from the negligent acts or omissions, including those relating to the hiring, training, supervision or retention of personnel, of Company, its agents or employees. (d) If, at Client's request, Company employees undertake duties or are requested to use equipment or vehicles other than as agreed to in writing by Company, Client shall be solely responsible for and shall indemnify and hold Company harmless from and against any claims arising there from, including, but not limited to, claims arising from the negligent acts or omissions including those relating to the hiring, training, supervision or retention of personnel, of Company, its agents or employees. (e) Client hereby waives any and all rights of subrogation that any insurer of Client may have against Company. (f) Where Company is entitled to indemnification, Company shall have the right to tender defense of the claim to Client.
9. **FORCE MAJEURE:** The obligations of Company hereunder may be suspended during any period where performance is prevented by acts of God, civil or labor disturbances, or events beyond Company's reasonable economic control.
10. **HAZARDOUS OR DEFECTIVE CONDITIONS/MATERIALS:** (a) Client agrees that it will comply with OSHA Hazard Communication Standards and will indemnify and hold Company harmless from all claims, including injuries to Company's employees arising out of a condition existing at Client's premises or Client's violation of any safety or health related law or regulation. (b) Client further agrees to: (1) make available to Company the Material Safety Data Sheet for each hazardous chemical to which Company's employees may be exposed at Client's premises; (2) inform company of (A) precautionary measures that need to be taken to protect Company's employees and (B) Client's hazardous material labeling system.
11. **INSURANCE:** Client agrees to assume all risk of loss or damage to its premises, business and property of others on Client's premises occurring as a result of fire, theft or other casualty and Client agrees that it will maintain insurance to fully protect Client against such loss or damage. Accordingly, Client waives its right of recovery against Company of any such loss or damage, however caused.
12. **TERMINATION OF SERVICES:** Except as otherwise provided in this Agreement, this Agreement may be terminated for non-performance by either party, provided that such party has given the others reasonable time to correct any instances of such non- performance. If either party fails to correct such non-performance, the Agreement may be terminated, provided that such party has given the others at least thirty (30) days advance written notice of such intention. Notwithstanding the foregoing and for all other intentions, termination of services by Client must be preceded by at least thirty (30) days advance written notice of such intention to terminate services. Minimum 3-Month Service Agreement from start date.
13. **ENTIRE AGREEMENT AND INTERPRETATION:** This Agreement constitutes the entire agreement and understanding between the parties, and no representations, inducements, promises or agreements not embodied herein shall be of any force or effect. This Agreement shall be governed under the law of the State of its performance and if any provision shall conflict therewith, such provision shall be interpreted to remove such conflict, so that this Agreement and all its other provisions shall remain in full force and effect.
14. **DEFAULT:** Company may terminate this Agreement immediately and exercise such other rights and remedies as permitted by law, if Client fails to pay any amount when due or if any proceeding is commenced or threatened by or against Client under the Bankruptcy Code or any other Debtor's law, or if Client makes or threatens to make an assignment for the benefit of creditors.

IN WITNESS WHEREOF, the parties by their duly authorized representatives have signed this Agreement as of the date first above written:

By GOOD GUARD SECURITY:

Brady Osorto

(Authorized Representative Signature)

Brady Osorto / Business Development Manager

(Print Name & Title)

By CLIENT:

(Authorized Representative Signature)

(Print Name & Title)

CHAPTER 9

CIVIL DEFENSE AND DISASTER

SECTION:

9-1: Purpose Of Chapter

9-2: Definitions

9-3: Emergency Council

9-4: Officers Of Emergency Council

9-5: Emergency Council Meetings

9-6: Duties Of Emergency Council

9-7: Powers Of Chairman Of Emergency Council

9-8: Exercises Or Drills

9-9: Acts Authorized Under Certain Conditions

9-10: Emergency Services Coordinator

9-11: Powers And Duties Of Coordinator

9-12: Emergency Powers Of Coordinator

9-13: Emergency Services Organization

9-14: Functions And Duties Of Emergency Service Organization

9-15: Acts Unlawful During Disasters

9-16: Penalty For Violation Of Chapter

9-1: PURPOSE OF CHAPTER:

The purposes of this chapter are to provide for the preparation and carrying out of plans for disaster and emergency services, the protection of persons and property within the city of Porterville in the event of a disaster, and to provide for the coordination of the disaster and emergency functions of the city with all other affected persons and agencies, both public and private. Any expenditures made in connection with such disaster or emergency services, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property in the city. (Ord. 987 § A, 10-6-1970)

9-2: DEFINITIONS:

Except where the context otherwise requires, the following definitions shall govern the construction of this chapter:

DISASTER: Actual or threatened enemy attack, sabotage, extraordinary fire, flood, storm, epidemic, riot, earthquake or other public calamity. It shall not include, nor does any provision of this chapter apply to, any condition relating to a labor controversy.

EMERGENCY SERVICES: The preparation for carrying out disaster functions, other than functions for which military forces are primarily responsible, and to prevent, minimize and repair injury and damage resulting from disasters. It shall not include, nor does any provision of this chapter apply to, any condition relating to a labor controversy.

EMERGENCY SERVICES OFFICE: The physical facilities constituting the Tulare operational area's primary emergency operating center, and the necessary staff and personnel to operate such facilities on a day to day or disaster emergency basis.

TULARE OPERATIONAL AREA: The unincorporated area of the county, and the cities of Dinuba, Exeter, Farmersville, Lindsay, Porterville, Tulare, Visalia and Woodlake. (Ord. 987 § A, 10-6-1970)

9-3: EMERGENCY COUNCIL:

The emergency council of the Tulare operational area is hereby created and shall consist of the following members:

A. The chairman of the board of supervisors of the county. Said board of supervisors shall appoint an additional member of said board to serve as an alternate member of the emergency council when the chairman is absent from the county or is not immediately available to perform his duties.

B. The mayors of the cities of Dinuba, Exeter, Farmersville, Lindsay, Porterville, Tulare, Visalia and Woodlake, or alternates appointed by the respective city councils.

C. Two (2) persons residing in the unincorporated area of the county who shall be appointed by the other members of the emergency council.

D. The emergency services coordinator of the county, who shall be an ex officio member and who shall not be entitled to a vote at the meetings of the emergency council. (Ord. 987 § A, 10-6-1970)

9-4: OFFICERS OF EMERGENCY COUNCIL:

The officers of the emergency council shall be a chairman, and such other officers as the council may deem necessary. The chairman of the board of supervisors shall serve as chairman of the council. When he is absent from the county or is not immediately available to perform his duties, the other member of the board of supervisors who is a member of the council shall serve as chairman. (Ord. 987 § A, 10-6-1970)

9-5: EMERGENCY COUNCIL MEETINGS:

The emergency council may hold regular meetings at a time and place established by the council. Special meetings of the council shall be called in accordance with section 54950 et seq., of the Government Code of the state of California. Special meetings may be called by the chairman or the alternate chairman designated pursuant to section 9-4 of this chapter. The council shall meet at least four (4) times each year. The council shall have the power to adopt rules and regulations governing the conduct of its meetings. (Ord. 987 § A, 10-6-1970)

9-6: DUTIES OF EMERGENCY COUNCIL:

It shall be the duty of the emergency council to review and recommend for adoption by the board of supervisors and the respective city councils, disaster and mutual aid plans and agreements, and such ordinances, resolutions, rules, regulations and budgets as are necessary to implement such plans and agreements. (Ord. 987 § A, 10-6-1970)

9-7: POWERS OF CHAIRMAN OF EMERGENCY COUNCIL:

The chairman of the emergency council is hereby empowered to perform the following acts:

A. Serve as the emergency services director of the Tulare operational area.

B. Request the city council of the city of Porterville to proclaim the existence or threatened existence of a local emergency and the termination thereof, if the city council is in session, or to issue such a proclamation if the city council is not in session, subject to confirmation by the city council at the earliest practicable time.

C. Request the mayor to request the governor to proclaim a state of disaster when in the opinion of the chairman the resources of the area are inadequate to cope with the disaster on a local basis. (Ord. 987 § A, 10-6-1970)

9-8: EXERCISES OR DRILLS:

The chairman of the emergency council shall order an exercise or drill of the entire emergency services organization at least once each year, and a minimum of two (2) exercises or drills for selected portions of the emergency operating center staff each year. Participation in required state or federal exercises, special drills for communications, radiological, fire, law enforcement or other specific services shall be in addition to the exercises or drills required hereinabove. (Ord. 987 § A, 10-6-1970)

9-9: ACTS AUTHORIZED UNDER CERTAIN CONDITIONS:

In the event of the proclamation of a local emergency as herein provided, or the proclamation of a state of disaster by the governor or the director of the California disaster office, or in the event of a war caused state of

extreme emergency, the chairman, as the emergency services director of the Tulare operational area, is hereby empowered to perform the following acts:

A. Make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such disaster; provided, however, that such rules and regulations must be confirmed at the earliest practicable time by the emergency council.

B. Subject to the approval of the city council, to obtain vital supplies, equipment and such other properties found lacking and needed for the protection of life and property of the people, and to bind the city for the fair value thereof and, if required, to commandeer the same immediately for public use.

C. Require emergency services of any city officer or employee, and in the event of the proclamation of a state of disaster or extreme emergency by the governor in the region in which the city is located, to commandeer the aid of as many citizens as he thinks necessary in the execution of his duties. Such persons shall be entitled to all privileges, benefits and immunities which are provided by state law for registered civil defense and disaster volunteer workers.

D. Requisition any necessary equipment or materials from any city department or agency.

E. Execute all of the special powers conferred upon him by this chapter or by resolution adopted pursuant thereto, all powers conferred upon him by any statute, by any agreement approved by city council, or by any other lawful authority. (Ord. 987 § A, 10-6-1970)

9-10: EMERGENCY SERVICES COORDINATOR:

There is hereby created the position of emergency services coordinator of the Tulare operational area who may be referred to as the coordinator. He shall serve as the executive officer of the Tulare operational area and his staff shall serve as the staff of the emergency services office. The board of supervisors of the county of Tulare shall consider the recommendations of the emergency council in the appointment or dismissal of the coordinator. (Ord. 987 § A, 10-6-1970)

9-11: POWERS AND DUTIES OF COORDINATOR:

The coordinator shall have the following general powers and duties:

A. Represent the emergency council and its chairman as their executive officer for the purpose of coordinating all efforts within the Tulare operational area for the accomplishment of the purposes of this chapter.

B. Identify and define questions of authority and responsibility that may arise between persons and agencies referred to in section 9-13 of this chapter and submit recommendations for resolving such matters to the chairman.

C. Represent the Tulare operational area in all dealings with public or private agencies pertaining to disaster or civil defense, when authorized by the chairman.

D. Prepare an operational plan with necessary service annexes and standing operating procedures to provide administrative guides for the Tulare operational area.

E. Plan and conduct exercises and drills, as ordered by the chairman, for the emergency services organization or for the emergency operating center staff. (Ord. 987 § A, 10-6-1970)

9-12: EMERGENCY POWERS OF COORDINATOR:

In the event of the proclamation of a local emergency as herein provided, or the proclamation of a state of disaster by the governor, or in the event of a war caused state of extreme emergency, the coordinator is hereby empowered to perform the following acts:

A. Activate the emergency operating center including calling in, as necessary, service chiefs, standby staff and service dispatchers.

B. Cause the dissemination of appropriate warning signals and issue suitable advisory information to the emergency council, the emergency services organization and the public.

C. Advise the California disaster office of the local situation.

D. Request mutual aid through the California disaster office if local deficiencies of personnel and/or equipment are indicated by the service chiefs.

E. Order the provision of security for the emergency operating center and communications staff. (Ord. 987 § A, 10-6-1970)

9-13: EMERGENCY SERVICES ORGANIZATION:

All officers and employees of the county and the cities included in the Tulare operational area, together with those volunteer forces enrolled to aid them during a disaster and all groups, organizations and persons, including persons commandeered under the provision of subsection 9-9C of this chapter who by operation of law or agreement may be charged with duties incident to the protection of life and property in the city during such disaster, shall constitute the emergency service organization of the Tulare operational area. (Ord. 987 § A, 10-6-1970)

9-14: FUNCTIONS AND DUTIES OF EMERGENCY SERVICE ORGANIZATION:

The functions and duties of the emergency services organization shall be distributed among such divisions, services and special staff as the emergency council shall prescribe by resolution, subject to the approval of the board of supervisors of the county and the respective city councils. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendations of the federal government and the California disaster office. (Ord. 987 § A, 10-6-1970)

9-15: ACTS UNLAWFUL DURING DISASTERS:

It shall be unlawful for any person to perform any of the following acts during a disaster:

A. Wilfully obstruct, hinder or delay any member of the emergency services organization in the enforcement of any lawful rule or regulation issued pursuant to this chapter or in the performance of any duty imposed upon him by virtue of this chapter.

B. To do any act forbidden by any lawful rules or regulations issued pursuant to this chapter, if such act is of such a nature as to give, or be likely to give, assistance to the enemy, or to imperil the lives or property of inhabitants of the city, or to prevent or delay the defense or protection thereof.

C. To wear, carry or display, without authority, any means of identification specified by the civil defense and disaster agency of the federal government or the state of California. (Ord. 987 § A, 10-6-1970)

9-16: PENALTY FOR VIOLATION OF CHAPTER:

Any person violating any of the provisions of this chapter which are declared to be unlawful shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment in the Tulare County jail for not more than six (6) months, or by both such fine and imprisonment. (Ord. 987 § A, 10-6-1970)

State of California

GOVERNMENT CODE

Section 8558

8558. Three conditions or degrees of emergency are established by this chapter:

(a) “State of war emergency” means the condition that exists immediately, with or without a proclamation thereof by the Governor, whenever this state or nation is attacked by an enemy of the United States, or upon receipt by the state of a warning from the federal government indicating that an enemy attack is probable or imminent.

(b) “State of emergency” means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions such as air pollution, fire, flood, storm, epidemic, riot, drought, cyberterrorism, sudden and severe energy shortage, electromagnetic pulse attack, plant or animal infestation or disease, the Governor’s warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy or conditions causing a “state of war emergency,” which, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single county, city and county, or city and require the combined forces of a mutual aid region or regions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage requires extraordinary measures beyond the authority vested in the Public Utilities Commission.

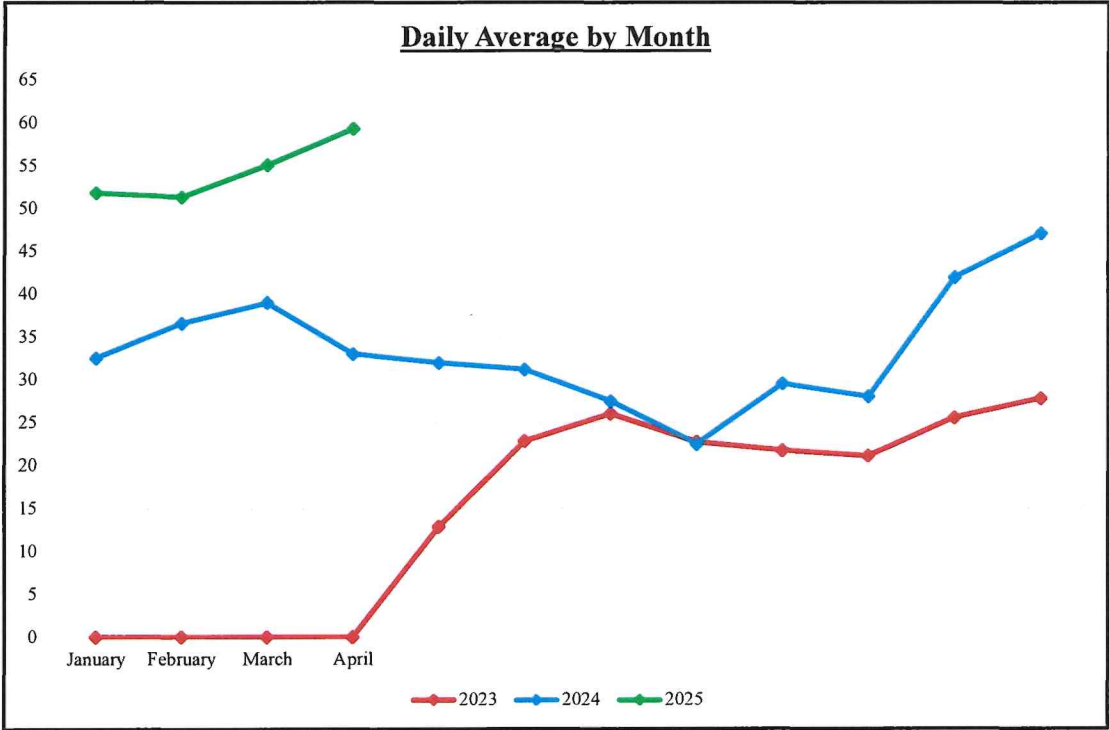
(c) (1) “Local emergency” means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by conditions such as air pollution, fire, flood, storm, epidemic, riot, drought, cyberterrorism, sudden and severe energy shortage, deenergization event, electromagnetic pulse attack, plant or animal infestation or disease, the Governor’s warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage or deenergization event that requires extraordinary measures beyond the authority vested in the Public Utilities Commission.

(2) A local emergency proclaimed as the result of a deenergization event does not trigger the electric utility obligations set forth in Public Utilities Commission Decision 19-07-015 or its successor decisions as related to deenergization events. A local emergency proclaimed as the result of a deenergization event does not alter the electric

utilities' Public Utilities Commission-approved cost-recovery mechanisms for their own costs associated with deenergization events.

(Amended by Stats. 2022, Ch. 537, Sec. 1. (SB 468) Effective January 1, 2023.)

Daily Average by Month (Adults Only)			
	2023	2024	2025
January	-	32.55	51.87
February	-	36.59	51.36
March	-	39.00	55.13
April	-	33.03	59.33
May	12.85	31.97	-
June	22.80	31.20	-
July	25.97	27.48	-
August	22.68	22.48	-
September	21.70	29.53	-
October	21.03	28.00	-
November	25.53	41.97	-
December	27.77	47.06	-



Porterville Army National Guard Armory
Temporary Evacuation Point and Shelter

Daily Census

<u>Date:</u>	<u>Adults:</u>	<u>Youth:</u>	<u>Dogs:</u>
Friday, May 5, 2023	12	0	1
Saturday, May 6, 2023	10	0	0
Sunday, May 7, 2023	10	0	0
Monday, May 8, 2023	15	0	1
Tuesday, May 9, 2023	12	0	0
Wednesday, May 10, 2023	8	0	0
Thursday, May 11, 2023	9	0	0
Friday, May 12, 2023	9	0	0
Saturday, May 13, 2023	7	0	0
Sunday, May 14, 2023	6	0	0
Monday, May 15, 2023	13	0	0
Tuesday, May 16, 2023	11	3	4
Wednesday, May 17, 2023	11	3	4
Thursday, May 18, 2023	16	3	4
Friday, May 19, 2023	11	0	3
Saturday, May 20, 2023	14	0	5
Sunday, May 21, 2023	12	0	4
Monday, May 22, 2023	14	0	3
Tuesday, May 23, 2023	14	5	3
Wednesday, May 24, 2023	16	3	3
Thursday, May 25, 2023	13	1	6
Friday, May 26, 2023	18	4	3
Saturday, May 27, 2023	16	5	5
Sunday, May 28, 2023	16	1	3
Monday, May 29, 2023	18	1	3

Tuesday, May 30, 2023	19	1	6
Wednesday, May 31, 2023	17	1	3
Thursday, June 1, 2023	19	1	7
Friday, June 2, 2023	17	1	7
Saturday, June 3, 2023	16	1	4
Sunday, June 4, 2023	20	1	8
Monday, June 5, 2023	20	1	6
Tuesday, June 6, 2023	22	1	10
Wednesday, June 7, 2023	23	1	9
Thursday, June 8, 2023	22	1	7
Friday, June 9, 2023	22	1	10
Saturday, June 10, 2023	15	1	6
Sunday, June 11, 2023	26	1	9
Monday, June 12, 2023	18	1	7
Tuesday, June 13, 2023	24	1	4
Wednesday, June 14, 2023	21	1	7
Thursday, June 15, 2023	20	1	4
Friday, June 16, 2023	28	1	6
Saturday, June 17, 2023	20	1	7
Sunday, June 18, 2023	24	1	4
Monday, June 19, 2023	21	0	8
Tuesday, June 20, 2023	28	0	6
Wednesday, June 21, 2023	28	0	4
Thursday, June 22, 2023	22	0	4
Friday, June 23, 2023	27	0	4
Saturday, June 24, 2023	26	0	4
Sunday, June 25, 2023	24	0	3
Monday, June 26, 2023	23	0	4
Tuesday, June 27, 2023	30	0	5

Wednesday, June 28, 2023	26	0	6
Thursday, June 29, 2023	27	0	5
Friday, June 30, 2023	25	0	5
Saturday, July 1, 2023	27	0	9
Sunday, July 2, 2023	25	3	3
Monday, July 3, 2023	24	3	3
Tuesday, July 4, 2023	20	3	4
Wednesday, July 5, 2023	28	2	6
Thursday, July 6, 2023	28	2	5
Friday, July 7, 2023	27	2	6
Saturday, July 8, 2023	28	2	5
Sunday, July 9, 2023	36	2	3
Monday, July 10, 2023	28	2	3
Tuesday, July 11, 2023	34	2	4
Wednesday, July 12, 2023	35	2	2
Thursday, July 13, 2023	47	2	7
Friday, July 14, 2023	27	2	0
Saturday, July 15, 2023	24	2	2
Sunday, July 16, 2023	24	2	3
Monday, July 17, 2023	26	2	1
Tuesday, July 18, 2023	26	2	2
Wednesday, July 19, 2023	21	2	1
Thursday, July 20, 2023	21	2	1
Friday, July 21, 2023	22	0	0
Saturday, July 22, 2023	22	0	0
Sunday, July 23, 2023	22	0	0
Monday, July 24, 2023	21	0	0
Tuesday, July 25, 2023	22	0	0
Wednesday, July 26, 2023	20	0	0

Thursday, July 27, 2023	27	0	0
Friday, July 28, 2023	25	0	0
Saturday, July 29, 2023	22	0	0
Sunday, July 30, 2023	22	0	0
Monday, July 31, 2023	24	0	0
Tuesday, August 1, 2023	21	0	0
Wednesday, August 2, 2023	19	0	0
Thursday, August 3, 2023	20	0	0
Friday, August 4, 2023	19	0	0
Saturday, August 5, 2023	26	0	0
Sunday, August 6, 2023	22	0	0
Monday, August 7, 2023	20	0	0
Tuesday, August 8, 2023	25	0	3
Wednesday, August 9, 2023	23	0	3
Thursday, August 10, 2023	20	0	3
Friday, August 11, 2023	23	0	5
Saturday, August 12, 2023	22	0	5
Sunday, August 13, 2023	29	0	6
Monday, August 14, 2023	25	0	5
Tuesday, August 15, 2023	21	0	5
Wednesday, August 16, 2023	23	0	6
Thursday, August 17, 2023	23	0	5
Friday, August 18, 2023	22	0	5
Saturday, August 19, 2023	23	0	5
Sunday, August 20, 2023	21	0	4
Monday, August 21, 2023	25	0	5
Tuesday, August 22, 2023	22	0	5
Wednesday, August 23, 2023	27	0	5
Thursday, August 24, 2023	22	0	5

Friday, August 25, 2023	25	0	5
Saturday, August 26, 2023	23	0	4
Sunday, August 27, 2023	25	0	5
Monday, August 28, 2023	23	1	5
Tuesday, August 29, 2023	24	1	6
Wednesday, August 30, 2023	22	2	6
Thursday, August 31, 2023	18	2	5
Friday, September 1, 2023	17	2	5
Saturday, September 2, 2023	20	2	5
Sunday, September 3, 2023	20	2	5
Monday, September 4, 2023	21	2	5
Tuesday, September 5, 2023	22	2	5
Wednesday, September 6, 2023	15	2	3
Thursday, September 7, 2023	16	2	4
Friday, September 8, 2023	18	2	4
Saturday, September 9, 2023	19	2	4
Sunday, September 10, 2023	20	2	5
Monday, September 11, 2023	20	2	5
Tuesday, September 12, 2023	24	2	5
Wednesday, September 13, 2023	24	2	5
Thursday, September 14, 2023	21	2	5
Friday, September 15, 2023	26	2	5
Saturday, September 16, 2023	28	2	5
Sunday, September 17, 2023	26	2	5
Monday, September 18, 2023	22	2	5
Tuesday, September 19, 2023	24	2	5
Wednesday, September 20, 2023	26	2	5
Thursday, September 21, 2023	30	2	5

Friday, September 22, 2023	23	2	5
Saturday, September 23, 2023	20	2	5
Sunday, September 24, 2023	26	2	5
Monday, September 25, 2023	20	2	4
Tuesday, September 26, 2023	20	2	4
Wednesday, September 27, 2023	24	2	4
Thursday, September 28, 2023	22	2	4
Friday, September 29, 2023	17	2	4
Saturday, September 30, 2023	20	2	4
Sunday, October 1, 2023	23	2	4
Monday, October 2, 2023	20	2	4
Tuesday, October 3, 2023	18	2	4
Wednesday, October 4, 2023	22	2	4
Thursday, October 5, 2023	24	2	7
Friday, October 6, 2023	21	2	5
Saturday, October 7, 2023	18	2	5
Sunday, October 8, 2023	19	2	5
Monday, October 9, 2023	20	2	5
Tuesday, October 10, 2023	19	2	5
Wednesday, October 11, 2023	22	2	5
Thursday, October 12, 2023	27	2	5
Friday, October 13, 2023	21	2	5
Saturday, October 14, 2023	21	2	5
Sunday, October 15, 2023	19	2	5
Monday, October 16, 2023	24	2	5
Tuesday, October 17, 2023	22	2	5
Wednesday, October 18, 2023	22	2	5
Thursday, October 19, 2023	30	2	5
Friday, October 20, 2023	17	2	5

Saturday, October 21, 2023	15	2	5
Sunday, October 22, 2023	22	2	5
Monday, October 23, 2023	22	2	5
Tuesday, October 24, 2023	20	2	5
Wednesday, October 25, 2023	19	2	5
Thursday, October 26, 2023	21	1	5
Friday, October 27, 2023	21	1	3
Saturday, October 28, 2023	21	1	3
Sunday, October 29, 2023	18	1	3
Monday, October 30, 2023	24	1	3
Tuesday, October 31, 2023	20	1	3
Wednesday, November 1, 2023	25	1	3
Thursday, November 2, 2023	24	1	3
Friday, November 3, 2023	22	1	3
Saturday, November 4, 2023	22	1	3
Sunday, November 5, 2023	19	1	3
Monday, November 6, 2023	23	1	3
Tuesday, November 7, 2023	27	1	3
Wednesday, November 8, 2023	22	1	3
Thursday, November 9, 2023	22	1	3
Friday, November 10, 2023	23	1	3
Saturday, November 11, 2023	21	1	3
Sunday, November 12, 2023	24	1	3
Monday, November 13, 2023	27	1	3
Tuesday, November 14, 2023	24	1	3
Wednesday, November 15, 2023	29	1	3
Thursday, November 16, 2023	29	0	3
Friday, November 17, 2023	25	0	3
Saturday, November 18, 2023	29	0	3

Sunday, November 19, 2023	29	0	3
Monday, November 20, 2023	29	0	3
Tuesday, November 21, 2023	29	0	3
Wednesday, November 22, 2023	29	0	3
Thursday, November 23, 2023	21	0	3
Friday, November 24, 2023	29	0	3
Saturday, November 25, 2023	27	0	3
Sunday, November 26, 2023	27	0	3
Monday, November 27, 2023	26	0	3
Tuesday, November 28, 2023	27	0	3
Wednesday, November 29, 2023	29	0	3
Thursday, November 30, 2023	27	0	3
Friday, December 1, 2023	22	0	3
Saturday, December 2, 2023	25	0	3
Sunday, December 3, 2023	25	0	3
Monday, December 4, 2023	20	0	3
Tuesday, December 5, 2023	25	0	3
Wednesday, December 6, 2023	30	0	3
Thursday, December 7, 2023	30	0	3
Friday, December 8, 2023	29	0	3
Saturday, December 9, 2023	25	0	3
Sunday, December 10, 2023	31	0	3
Monday, December 11, 2023	30	0	3
Tuesday, December 12, 2023	32	0	3
Wednesday, December 13, 2023	32	0	3
Thursday, December 14, 2023	35	0	3
Friday, December 15, 2023	30	0	3
Saturday, December 16, 2023	31	0	3
Sunday, December 17, 2023	29	0	3

Monday, December 18, 2023	26	0	3
Tuesday, December 19, 2023	25	1	3
Wednesday, December 20, 2023	31	0	3
Thursday, December 21, 2023	28	0	3
Friday, December 22, 2023	32	0	3
Saturday, December 23, 2023	29	0	3
Sunday, December 24, 2023	30	0	3
Monday, December 25, 2023	28	0	3
Tuesday, December 26, 2023	23	0	3
Wednesday, December 27, 2023	24	0	3
Thursday, December 28, 2023	28	0	3
Friday, December 29, 2023	23	0	3
Saturday, December 30, 2023	25	0	3
Sunday, December 31, 2023	28	0	3
Monday, January 1, 2024	24	0	3
Tuesday, January 2, 2024	24	0	3
Wednesday, January 3, 2024	29	0	3
Thursday, January 4, 2024	21	0	3
Friday, January 5, 2025	22	0	3
Saturday, January 6, 2024	32	0	3
Sunday, January 7, 2024	29	0	3
Monday, January 8, 2024	26	0	3
Tuesday, January 9, 2024	27	0	3
Wednesday, January 10, 2024	34	0	3
Thursday, January 11, 2024	33	0	3
Friday, January 12, 2025	36	0	3
Saturday, January 13, 2024	35	0	3
Sunday, January 14, 2024	34	0	3
Monday, January 15, 2024	39	0	3

Tuesday, January 16, 2024	38	0	4
Wednesday, January 17, 2024	33	0	4
Thursday, January 18, 2024	33	0	4
Friday, January 19, 2025	33	0	4
Saturday, January 20, 2024	36	0	4
Sunday, January 21, 2024	38	0	4
Monday, January 22, 2024	36	1	4
Tuesday, January 23, 2024	34	1	4
Wednesday, January 24, 2024	32	1	4
Thursday, January 25, 2024	38	1	4
Friday, January 26, 2025	35	1	4
Saturday, January 27, 2024	32	1	4
Sunday, January 28, 2024	36	1	4
Monday, January 29, 2024	34	1	4
Tuesday, January 30, 2024	40	1	5
Wednesday, January 31, 2024	36	1	5
Thursday, February 1, 2024	36	1	5
Friday, February 2, 2024	36	1	5
Saturday, February 3, 2024	27	1	5
Sunday, February 4, 2024	33	1	5
Monday, February 5, 2024	29	1	5
Tuesday, February 6, 2024	33	1	5
Wednesday, February 7, 2024	37	1	5
Thursday, February 8, 2024	34	1	5
Friday, February 9, 2024	37	0	5
Saturday, February 10, 2024	38	0	5
Sunday, February 11, 2024	39	0	5
Monday, February 12, 2024	35	0	5
Tuesday, February 13, 2024	38	0	5

Wednesday, February 14, 2024	37	0	5
Thursday, February 15, 2024	35	0	5
Friday, February 16, 2024	38	0	5
Saturday, February 17, 2024	40	0	5
Sunday, February 18, 2024	38	0	5
Monday, February 19, 2024	41	0	5
Tuesday, February 20, 2024	43	0	5
Wednesday, February 21, 2024	36	0	5
Thursday, February 22, 2024	39	0	5
Friday, February 23, 2024	36	0	5
Saturday, February 24, 2024	36	0	5
Sunday, February 25, 2024	38	0	5
Monday, February 26, 2024	37	0	5
Tuesday, February 27, 2024	41	0	5
Wednesday, February 28, 2024	41	0	9
Thursday, February 29, 2024	33	0	9
Friday, March 1, 2024	34	0	9
Saturday, March 2, 2024	33	0	9
Sunday, March 3, 2024	33	0	9
Monday, March 4, 2024	35	0	9
Tuesday, March 5, 2024	38	0	9
Wednesday, March 6, 2024	35	0	9
Thursday, March 7, 2024	36	0	9
Friday, March 8, 2024	37	0	9
Saturday, March 9, 2024	37	0	9
Sunday, March 10, 2024	41	0	9
Monday, March 11, 2024	41	0	9
Tuesday, March 12, 2024	42	0	9
Wednesday, March 13, 2024	40	0	9

Thursday, March 14, 2024	40	0	9
Friday, March 15, 2024	42	0	9
Saturday, March 16, 2024	39	0	9
Sunday, March 17, 2024	39	0	9
Monday, March 18, 2024	40	0	9
Tuesday, March 19, 2024	42	0	9
Wednesday, March 20, 2024	38	0	9
Thursday, March 21, 2024	35	0	9
Friday, March 22, 2024	37	0	9
Saturday, March 23, 2024	42	0	9
Sunday, March 24, 2024	42	0	9
Monday, March 25, 2024	41	0	9
Tuesday, March 26, 2024	41	0	9
Wednesday, March 27, 2024	44	0	9
Thursday, March 28, 2024	40	0	9
Friday, March 29, 2024	45	0	9
Saturday, March 30, 2024	46	0	9
Sunday, March 31, 2024	34	0	9
Monday, April 1, 2024	46	0	9
Tuesday, April 2, 2024	34	0	9
Wednesday, April 3, 2024	38	0	9
Thursday, April 4, 2024	38	0	9
Friday, April 5, 2024	31	0	9
Saturday, April 6, 2024	28	0	9
Sunday, April 7, 2024	33	0	9
Monday, April 8, 2024	38	0	9
Tuesday, April 9, 2024	41	0	9
Wednesday, April 10, 2024	39	0	9
Thursday, April 11, 2024	34	0	9

Friday, April 12, 2024	33	0	9
Saturday, April 13, 2024	38	0	9
Sunday, April 14, 2024	36	0	9
Monday, April 15, 2024	31	0	9
Tuesday, April 16, 2024	34	0	9
Wednesday, April 17, 2024	34	0	9
Thursday, April 18, 2024	33	0	9
Friday, April 19, 2024	29	0	9
Saturday, April 20, 2024	28	0	9
Sunday, April 21, 2024	29	0	9
Monday, April 22, 2024	28	0	9
Tuesday, April 23, 2024	28	0	9
Wednesday, April 24, 2024	28	0	9
Thursday, April 25, 2024	29	0	9
Friday, April 26, 2024	32	0	9
Saturday, April 27, 2024	30	0	9
Sunday, April 28, 2024	34	0	9
Monday, April 29, 2024	29	0	9
Tuesday, April 30, 2024	28	0	8
Wednesday, May 1, 2024	27	0	9
Thursday, May 2, 2024	26	0	9
Friday, May 3, 2024	29	0	9
Saturday, May 4, 2024	29	0	9
Sunday, May 5, 2024	34	0	9
Monday, May 6, 2024	30	0	9
Tuesday, May 7, 2024	30	0	9
Wednesday, May 8, 2024	30	0	9
Thursday, May 9, 2024	35	0	9
Friday, May 10, 2024	32	0	9

Saturday, May 11, 2024	30	0	9
Sunday, May 12, 2024	30	0	9
Monday, May 13, 2024	32	0	9
Tuesday, May 14, 2024	32	0	9
Wednesday, May 15, 2024	32	0	9
Thursday, May 16, 2024	33	0	9
Friday, May 17, 2024	36	0	9
Saturday, May 18, 2024	33	0	9
Sunday, May 19, 2024	38	0	9
Monday, May 20, 2024	34	0	8
Tuesday, May 21, 2024	30	0	9
Wednesday, May 22, 2024	30	0	9
Thursday, May 23, 2024	29	0	7
Friday, May 24, 2024	34	0	8
Saturday, May 25, 2024	35	0	9
Sunday, May 26, 2024	38	1	9
Monday, May 27, 2024	36	0	9
Tuesday, May 28, 2024	35	0	8
Wednesday, May 29, 2024	32	0	7
Thursday, May 30, 2024	31	0	7
Friday, May 31, 2024	29	0	8
Saturday, June 1, 2024	30	0	9
Sunday, June 2, 2024	34	0	10
Monday, June 3, 2024	33	0	9
Tuesday, June 4, 2024	27	0	8
Wednesday, June 5, 2024	32	0	9
Thursday, June 6, 2024	31	0	9
Friday, June 7, 2024	30	0	8
Saturday, June 8, 2024	33	0	9

Sunday, June 9, 2024	36	0	9
Monday, June 10, 2024	35	0	9
Tuesday, June 11, 2024	34	0	8
Wednesday, June 12, 2024	25	0	8
Thursday, June 13, 2024	30	0	10
Friday, June 14, 2024	39	0	10
Saturday, June 15, 2024	34	0	8
Sunday, June 16, 2024	34	0	8
Monday, June 17, 2024	32	0	9
Tuesday, June 18, 2024	34	0	10
Wednesday, June 19, 2024	33	0	9
Thursday, June 20, 2024	33	0	11
Friday, June 21, 2024	30	0	9
Saturday, June 22, 2024	27	0	8
Sunday, June 23, 2024	33	0	10
Monday, June 24, 2024	16	0	7
Tuesday, June 25, 2024	20	0	7
Wednesday, June 26, 2024	30	0	9
Thursday, June 27, 2024	30	0	9
Friday, June 28, 2024	33	0	10
Saturday, June 29, 2024	34	0	10
Sunday, June 30, 2024	34	0	10
Monday, July 1, 2024	30	0	10
Tuesday, July 2, 2024	35	0	11
Wednesday, July 3, 2024	27	0	9
Thursday, July 4, 2024	27	0	9
Friday, July 5, 2024	30	0	9
Saturday, July 6, 2024	29	0	9
Sunday, July 7, 2024	32	0	10

Monday, July 8, 2024	36	0	11
Tuesday, July 9, 2024	34	0	10
Wednesday, July 10, 2024	35	0	9
Thursday, July 11, 2024	35	0	9
Friday, July 12, 2024	26	0	8
Saturday, July 13, 2024	31	0	9
Sunday, July 14, 2024	35	0	10
Monday, July 15, 2024	36	0	11
Tuesday, July 16, 2024	33	0	10
Wednesday, July 17, 2024	29	0	9
Thursday, July 18, 2024	19	0	7
Friday, July 19, 2024	20	0	7
Saturday, July 20, 2024	22	0	8
Sunday, July 21, 2024	22	0	8
Monday, July 22, 2024	24	0	8
Tuesday, July 23, 2024	26	0	8
Wednesday, July 24, 2024	23	0	7
Thursday, July 25, 2024	24	0	8
Friday, July 26, 2024	22	0	7
Saturday, July 27, 2024	22	0	7
Sunday, July 28, 2024	23	0	7
Monday, July 29, 2024	23	0	7
Tuesday, July 30, 2024	21	0	7
Wednesday, July 31, 2024	21	0	7
Thursday, August 1, 2024	20	0	7
Friday, August 2, 2024	22	0	7
Saturday, August 3, 2024	18	0	7
Sunday, August 4, 2024	21	0	7
Monday, August 5, 2024	20	0	7

Tuesday, August 6, 2024	22	0	5
Wednesday, August 7, 2024	25	0	6
Thursday, August 8, 2024	25	0	8
Friday, August 9, 2024	20	0	4
Saturday, August 10, 2024	16	0	4
Sunday, August 11, 2024	23	0	5
Monday, August 12, 2024	31	0	7
Tuesday, August 13, 2024	23	0	5
Wednesday, August 14, 2024	24	0	4
Thursday, August 15, 2024	20	0	3
Friday, August 16, 2024	18	0	3
Saturday, August 17, 2024	23	0	4
Sunday, August 18, 2024	23	0	3
Monday, August 19, 2024	21	0	4
Tuesday, August 20, 2024	24	0	3
Wednesday, August 21, 2024	23	0	3
Thursday, August 22, 2024	24	0	3
Friday, August 23, 2024	29	0	3
Saturday, August 24, 2024	18	0	2
Sunday, August 25, 2024	30	0	3
Monday, August 26, 2024	16	0	2
Tuesday, August 27, 2024	21	0	3
Wednesday, August 28, 2024	23	0	2
Thursday, August 29, 2024	24	0	3
Friday, August 30, 2024	23	0	3
Saturday, August 31, 2024	27	0	2
Sunday, September 1, 2024	27	0	3
Monday, September 2, 2024	27	0	2
Tuesday, September 3, 2024	21	0	3

Wednesday, September 4, 2024	22	0	3
Thursday, September 5, 2024	27	0	3
Friday, September 6, 2024	33	0	4
Saturday, September 7, 2024	37	0	4
Sunday, September 8, 2024	28	0	3
Monday, September 9, 2024	32	0	4
Tuesday, September 10, 2024	33	0	3
Wednesday, September 11, 2024	22	0	3
Thursday, September 12, 2024	27	0	3
Friday, September 13, 2024	37	0	4
Saturday, September 14, 2024	33	0	4
Sunday, September 15, 2024	38	0	4
Monday, September 16, 2024	33	0	4
Tuesday, September 17, 2024	34	0	4
Wednesday, September 18, 2024	30	0	3
Thursday, September 19, 2024	33	0	4
Friday, September 20, 2024	20	0	2
Saturday, September 21, 2024	21	0	2
Sunday, September 22, 2024	22	0	3
Monday, September 23, 2024	35	0	4
Tuesday, September 24, 2024	33	0	4
Wednesday, September 25, 2024	34	0	3
Thursday, September 26, 2024	30	0	3
Friday, September 27, 2024	27	0	3
Saturday, September 28, 2024	28	0	3
Sunday, September 29, 2024	29	0	3
Monday, September 30, 2024	33	0	3
Tuesday, October 1, 2024	31	0	3
Wednesday, October 2, 2024	40	0	4

Thursday, October 3, 2024	31	0	3
Friday, October 4, 2024	31	0	3
Saturday, October 5, 2024	30	0	3
Sunday, October 6, 2024	27	0	3
Monday, October 7, 2024	25	0	2
Tuesday, October 8, 2024	28	0	2
Wednesday, October 9, 2024	26	0	2
Thursday, October 10, 2024	30	0	2
Friday, October 11, 2024	30	0	2
Saturday, October 12, 2024	32	0	3
Sunday, October 13, 2024	27	0	2
Monday, October 14, 2024	27	0	2
Tuesday, October 15, 2024	20	3	2
Wednesday, October 16, 2024	29	0	2
Thursday, October 17, 2024	26	0	2
Friday, October 18, 2024	28	0	2
Saturday, October 19, 2024	27	0	2
Sunday, October 20, 2024	27	0	2
Monday, October 21, 2024	28	0	2
Tuesday, October 22, 2024	28	0	2
Wednesday, October 23, 2024	23	0	2
Thursday, October 24, 2024	29	0	2
Friday, October 25, 2024	31	0	2
Saturday, October 26, 2024	30	0	2
Sunday, October 27, 2024	23	0	2
Monday, October 28, 2024	26	0	2
Tuesday, October 29, 2024	27	0	2
Wednesday, October 30, 2024	27	0	2
Thursday, October 31, 2024	24	0	2

Friday, November 1, 2024	30	0	3
Saturday, November 2, 2024	24	0	2
Sunday, November 3, 2024	34	0	3
Monday, November 4, 2024	30	0	2
Tuesday, November 5, 2024	30	0	2
Wednesday, November 6, 2024	32	0	2
Thursday, November 7, 2024	34	0	3
Friday, November 8, 2024	30	0	2
Saturday, November 9, 2024	32	0	3
Sunday, November 10, 2024	36	0	3
Monday, November 11, 2024	42	0	3
Tuesday, November 12, 2024	48	0	3
Wednesday, November 13, 2024	41	0	2
Thursday, November 14, 2024	45	0	3
Friday, November 15, 2024	45	0	3
Saturday, November 16, 2024	49	0	3
Sunday, November 17, 2024	49	0	3
Monday, November 18, 2024	49	0	3
Tuesday, November 19, 2024	51	0	5
Wednesday, November 20, 2024	46	0	4
Thursday, November 21, 2024	46	0	3
Friday, November 22, 2024	57	0	6
Saturday, November 23, 2024	48	0	5
Sunday, November 24, 2024	45	0	5
Monday, November 25, 2024	42	0	4
Tuesday, November 26, 2024	51	0	5
Wednesday, November 27, 2024	43	0	4
Thursday, November 28, 2024	50	0	5
Friday, November 29, 2024	49	0	5

Saturday, November 30, 2024	51	0	5
Sunday, December 1, 2024	56	0	6
Monday, December 2, 2024	45	0	4
Tuesday, December 3, 2024	53	0	6
Wednesday, December 4, 2024	47	0	4
Thursday, December 5, 2024	58	0	6
Friday, December 6, 2024	36	0	4
Saturday, December 7, 2024	53	0	5
Sunday, December 8, 2024	47	0	4
Monday, December 9, 2024	47	0	4
Tuesday, December 10, 2024	45	0	4
Wednesday, December 11, 2024	44	0	4
Thursday, December 12, 2024	44	0	4
Friday, December 13, 2024	52	0	5
Saturday, December 14, 2024	39	0	4
Sunday, December 15, 2024	44	0	4
Monday, December 16, 2024	51	0	5
Tuesday, December 17, 2024	50	0	4
Wednesday, December 18, 2024	53	0	5
Thursday, December 19, 2024	46	0	4
Friday, December 20, 2024	45	0	5
Saturday, December 21, 2024	43	0	4
Sunday, December 22, 2024	42	0	4
Monday, December 23, 2024	41	0	4
Tuesday, December 24, 2024	44	0	4
Wednesday, December 25, 2024	40	0	4
Thursday, December 26, 2024	51	0	5
Friday, December 27, 2024	55	0	5
Saturday, December 28, 2024	47	0	4

Sunday, December 29, 2024	44	0	4
Monday, December 30, 2024	50	0	5
Tuesday, December 31, 2024	47	0	4
Wednesday, January 1, 2025	50	0	5
Thursday, January 2, 2025	45	0	4
Friday, January 3, 2025	41	0	4
Saturday, January 4, 2025	51	0	5
Sunday, January 5, 2025	42	0	4
Monday, January 6, 2025	45	0	4
Tuesday, January 7, 2025	51	0	5
Wednesday, January 8, 2025	52	0	5
Thursday, January 9, 2025	56	0	6
Friday, January 10, 2025	45	0	5
Saturday, January 11, 2025	54	0	5
Sunday, January 12, 2025	48	0	4
Monday, January 13, 2025	54	0	6
Tuesday, January 14, 2025	57	0	6
Wednesday, January 15, 2025	55	0	5
Thursday, January 16, 2025	59	0	4
Friday, January 17, 2025	53	0	5
Saturday, January 18, 2025	51	0	5
Sunday, January 19, 2025	57	0	6
Monday, January 20, 2025	55	0	6
Tuesday, January 21, 2025	58	0	6
Wednesday, January 22, 2025	54	0	5
Thursday, January 23, 2025	57	0	6
Friday, January 24, 2025	56	0	6
Saturday, January 25, 2025	54	0	5
Sunday, January 26, 2025	54	0	5

Monday, January 27, 2025	55	0	6
Tuesday, January 28, 2025	55	0	6
Wednesday, January 29, 2025	51	0	5
Thursday, January 30, 2025	48	0	5
Friday, January 31, 2025	45	0	5
Saturday, February 1, 2025	48	0	6
Sunday, February 2, 2025	53	0	6
Monday, February 3, 2025	52	0	6
Tuesday, February 4, 2025	42	0	6
Wednesday, February 5, 2025	40	0	6
Thursday, February 6, 2025	45	0	6
Friday, February 7, 2025	48	0	7
Saturday, February 8, 2025	47	0	7
Sunday, February 9, 2025	45	0	7
Monday, February 10, 2025	52	0	7
Tuesday, February 11, 2025	55	0	7
Wednesday, February 12, 2025	53	0	7
Thursday, February 13, 2025	54	0	7
Friday, February 14, 2025	57	0	8
Saturday, February 15, 2025	50	0	7
Sunday, February 16, 2025	57	0	8
Monday, February 17, 2025	61	0	8
Tuesday, February 18, 2025	59	0	8
Wednesday, February 19, 2025	55	0	7
Thursday, February 20, 2025	51	0	7
Friday, February 21, 2025	58	0	8
Saturday, February 22, 2025	51	0	7
Sunday, February 23, 2025	59	0	8
Monday, February 24, 2025	50	0	7

Tuesday, February 25, 2025	53	0	8
Wednesday, February 26, 2025	55	0	8
Thursday, February 27, 2025	46	0	7
Friday, February 28, 2025	42	0	7
Saturday, March 1, 2025	41	0	6
Sunday, March 2, 2025	44	0	7
Monday, March 3, 2025	57	0	8
Tuesday, March 4, 2025	50	0	8
Wednesday, March 5, 2025	44	0	7
Thursday, March 6, 2025	49	0	7
Friday, March 7, 2025	48	0	7
Saturday, March 8, 2025	56	0	8
Sunday, March 9, 2025	47	0	7
Monday, March 10, 2025	58	0	8
Tuesday, March 11, 2025	54	0	7
Wednesday, March 12, 2025	57	0	8
Thursday, March 13, 2025	46	0	7
Friday, March 14, 2025	27	0	6
Saturday, March 15, 2025	60	0	8
Sunday, March 16, 2025	31	0	6
Monday, March 17, 2025	61	0	8
Tuesday, March 18, 2025	60	0	8
Wednesday, March 19, 2025	62	0	8
Thursday, March 20, 2025	61	0	8
Friday, March 21, 2025	54	0	7
Saturday, March 22, 2025	61	0	8
Sunday, March 23, 2025	59	0	8
Monday, March 24, 2025	60	0	8

Tuesday, March 25, 2025	60	0	8
Wednesday, March 26, 2025	59	0	8
Thursday, March 27, 2025	61	0	8
Friday, March 28, 2025	49	0	7
Saturday, March 29, 2025	57	0	8
Sunday, March 30, 2025	58	0	8
Monday, March 31, 2025	58	0	8
Tuesday, April 1, 2025	61	0	8
Wednesday, April 2, 2025	59	0	8
Thursday, April 3, 2025	60	0	8
Friday, April 4, 2025	61	0	8
Saturday, April 5, 2025	57	0	7
Sunday, April 6, 2025	58	0	7



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: 2025 Five-Year Consolidated Plan and 2025-2026 Action Plan for Investment of Community Development Block Grant (CDBG) Entitlement Funds

SOURCE: Community Development

COMMENT: The U.S. Department of Housing and Urban Development (HUD) requires all CDBG entitlement cities to prepare a three- or five-year Consolidated Plan. Porterville's previous Five-Year Consolidated Plan was prepared and subsequently submitted in April 2020. It is now necessary to develop a new Five-Year Consolidated Plan, which will cover the timeframe of July 1, 2025, to June 30, 2029. Consolidated Plans are required to be submitted to HUD forty-five (45) days prior to the start of the program year.

HUD administers a variety of programs designed to provide decent housing, expand economic opportunities, and assist in meeting public service needs of the community. These programs are principally designed to assist the low- and moderate-income families of the community.

The Consolidated Plan identifies the housing and non-housing community development needs of the City of Porterville, as well as establishes objectives, priorities, and actions to address these needs. A summary of the proposed Consolidated Plan is as follows:

HOUSING MARKET ANALYSIS: This section includes an analysis of the general characteristics of the housing market, the condition and cost of available housing, and the concentration of racial/ethnic persons and low-income persons within the community.

HOUSING AND HOMELESS NEEDS ASSESSMENT: This section includes an assessment of the housing needs of lower-income families, renters and owners, elderly persons, large families, and persons with special needs and disabilities.

PRIORITY NEEDS - OBJECTIVES - STRATEGIES: This section includes a priority needs table, objectives to be met over the next five (5) year period, and a discussion of resources available for meeting the needs. Priority needs as drafted include:

- 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

ACTION PLAN: This section includes the one-year action plan to address the needs of the community and a description of the programs to be implemented. The City of Porterville expects an Entitlement Grant of approximately \$710,793 for the Fiscal Year 2025-2026, based on the previous year's award.

Community and stakeholder meetings and a survey were some of the methods used to gather community input to develop priorities for the use of the funds. A summary of those comments was prepared and presented to the Community Development Block Grant (CDBG) Advisory and Housing Committee, which held a public hearing in February 2025 to discuss the community priorities and the types of programs that the public would like to see included in the Consolidated Plan and annual Action Plan. After public discussion, the consensus of the committee was to submit the recommendations for the 2025-2026 Entitlement allocation as follows:

Administration	\$ 142,158
PSH Case Management	\$ 15,500
Fair Housing Education	\$ 20,000
Continuum of Care on Homeless	\$ 5,000
First Time Homebuyer Education	\$ 2,000
Navigation Center Operations	\$ 60,000
HOP Outreach	\$ 4,000
Parks Improvement Program	\$ 287,135
Multi-Sports Field Improvement	<u>\$ 175,000</u>
Total Funding:	\$ 710,793

Other programs that the Committee recommends include the continuation of the Owner-Occupied Housing Rehabilitation and Public Utility Assistance Loan Program, the First Time Low-Income Homebuyer Program, and the Business Assistance Programs. These programs will be funded from unexpended entitlement funds from previous years' allocations and program income. Additionally, other state grants will be leveraged to support these programs as available.

The draft plan recommended by the Committee was published for public comment for a period of 30 days, commencing on March 15, 2025, and concluding with tonight's meeting. Contingency language was added to

the draft plan as HUD has not published the allocation of funds. Once published, if they are different than what is anticipated, the contingency language indicates which programs will be adjusted accordingly.

Views obtained during this hearing will be considered for inclusion in the Five-Year Consolidated Plan and Annual Action Plan. No public comments were received during the 30-day comment period at the time of publishing this report.

RECOMMENDATION: That the City Council:

1. Conduct a public hearing on the proposed 2025 Five-Year Consolidated Plan and 2025/26 Action Plan; and
2. Adopt the draft resolution approving the 2025 Five-Year Consolidated Plan and 2025/26 Action Plan; and
3. Authorize the Interim City Manager to execute all necessary documents.

ATTACHMENTS: 1. Draft Resolution
 2. Draft Consolidated Plan 25-29

Appropriated/Funded:

Review By:

Department Director:
Claudia Calderon, Community Development Director

Final Approver: Jason Ridenour, Interim City Manager

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE APPROVING
THE 2025 FIVE-YEAR CONSOLIDATED
PLAN AND 2025-2026 ACTION PLAN 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 2025 Five-Year Consolidated Plan and 2025-2026 Action Plan, attached as Exhibit A, and the proposed use of Community Development Block Grant Funds with a 2025 Program Year Entitlement Allocation as follows:

Administration	\$ 142,158
PSH Case Management	\$ 15,500
Fair Housing Education	\$ 20,000
Continuum of Care on Homeless	\$ 5,000
First Time Homebuyer Education	\$ 2,000
Navigation Center Operations	\$ 60,000
HOP Outreach	\$ 4,000
Parks Improvement Program	\$ 287,135
Multi-Sports Field Improvement	<u>\$ 175,000</u>
Total Funding:	<u>\$ 710,793</u>

PASSED, APPROVED AND ADOPTED this 15th day of April, 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

EXHIBIT A

2025 Five-Year Consolidated Plan and 2025-2026 Action Plan
(Provided as separate attachment to staff report)



City of Porterville
Community Development Block Grant
5-Year Consolidated Plan 2025-29 and
2025 Annual Action Plan

DRAFT

Public Comment Period
March 15, 2025 to April 15, 2025

City of Porterville Housing Division

291 N. Main Street
Porterville, CA 93257

PR-05 Lead & Responsible Agencies 24 CFR 91.200(b)

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

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

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

Table 1 – Responsible Agencies

Narrative

The lead agency in the development of this 2025-2029 Consolidated Plan and administration of HUD funding is the City of Porterville Community Development Department.

Consolidated Plan Public Contact Information

Claudia Calderon

Community Development Director

Office: (559) 782-7460

PR-10 Consultation – 91.100, 91.110, 91.200(b), 91.300(b), 91.215(I) and 91.315(I)

Consultation information is currently being finalized and additional consultation will be added.

1	Agency/Group/Organization	Central California Family Crisis Center, Inc.
	Agency/Group/Organization Type	Housing Services - Housing Services-Children Services-Victims of Domestic Violence Services-homeless Services - Victims
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homelessness Strategy Homeless Needs - Chronically homeless Homeless Needs - Families with children Non-Homeless Special Needs
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	A virtual interview was held with staff. Areas of improved coordination include identifying and developing permanent housing options for families fleeing domestic violence, with these permanent housing options including supportive services that address the unique needs of the heads of household and the children fleeing domestic violence.
2	Agency/Group/Organization	Tulare County Housing Authority
	Agency/Group/Organization Type	PHA Housing Need Assessment Public Housing Needs Non-Homeless Special Needs Market Analysis
	What section of the Plan was addressed by Consultation?	Consultation was held with key staff. Areas of improved coordination include identifying and developing permanent housing options for special needs populations, including those experiencing homelessness.
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation was held with key staff. Areas of improved coordination include identifying and addressing the complex medical and behavioral health needs of those experiencing homelessness as well as households that are low income.
3	Agency/Group/Organization	Tulare County Health and Human Services Agency
	Agency/Group/Organization Type	Services - Housing Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services-Health Services - Victims Other government - County
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homelessness Strategy Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Non-Homeless Special Needs
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation was held with key staff. Areas of improved coordination include identifying and addressing the complex medical and behavioral health needs of those experiencing homelessness as well as households that are low income.
4	Agency/Group/Organization	Family Services of Tulare County
	Agency/Group/Organization Type	Services - Housing Services-Children Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services - Victims
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homelessness Strategy Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Non-Homeless Special Needs HOPWA Strategy
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation was held with key staff. Areas of improved coordination include identifying and addressing the complex medical and behavioral health needs of those experiencing homelessness.
5	Agency/Group/Organization	Community Services Employment Training (CSET)
	Agency/Group/Organization Type	Services - Housing Services-Children Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services-Health Services-Education Services-Employment Services - Victims
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homelessness Strategy Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Non-Homeless Special Needs HOPWA Strategy Market Analysis Anti-poverty Strategy
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation was held with key staff. Areas of improved coordination include identifying and addressing the complex medical and behavioral health needs of those experiencing homelessness; improved access to healthcare; improved access to education and employment opportunities.

Needs Assessment

NA-05 Overview

Needs Assessment Overview

Population and Demographics :Porterville, CA, had a population of 59,055 as of the 2020 Census, with 17,650 households. The city has a relatively young median age of 31.3 years and an average household size of 3.3 people. Nearly half (49.3%) of households are married-couple families, while 25.2% are female-headed households without a spouse or partner. Children are a prominent part of the community, as 47.3% of households include individuals under the age of 18. The city has a diverse racial and ethnic composition, with 69.5% identifying as Hispanic or Latino. Among those reporting one race alone, 45.5% are White, 5.4% are Asian, and 3% are American Indian/Alaska Native. A significant 24% of the population is foreign-born, with Spanish being the most commonly spoken language after English.

Economic Landscape: Porterville's median household income of \$55,785 is significantly lower than the state median of \$95,521. The city's poverty rate stands at 23.1%, nearly double the state average (12%). Children under 18 (29.8%) and seniors over 65 (15.6%) are particularly affected by poverty. Employment participation is moderate, with a 55.8% employment rate, and 79.4% of households rely on wages or salaries. However, the median earnings for full-time workers highlight gender disparities, with males earning \$40,504 compared to \$31,800 for females.

Housing Market :Porterville has 18,931 total housing units, with a vacancy rate of 5.4%. The homeownership rate is 50.4%, indicating a nearly even split between homeowners and renters. The median rent is \$943, much lower than the state median of \$1,992, but cost burdens remain high. Nearly 70% of extremely low-income households (<30% HAMFI) are renters, and 70.4% of severely cost-burdened households (paying over 50% of income on housing) are renters. The majority of housing units (74.5%) have 2-3 bedrooms, and 49.5% of homes were built before 1979, raising potential concerns about aging infrastructure. The median monthly housing cost for homeowners with a mortgage is \$1,301, while renter-occupied households have a significantly lower median income (\$30,733) compared to owner-occupied households (\$62,071).

Key Challenges :Housing affordability: Despite lower housing costs than the state average, many renters remain cost-burdened due to lower incomes.
Economic disparities: High poverty rates and lower median wages compared to the state create financial challenges for residents.

Educational attainment: Only 13.7% of Porterville residents hold a bachelor's degree or higher, much lower than the state average of 37.5%, potentially impacting job opportunities and economic mobility.

NA-10 Housing Needs Assessment - 24 CFR 91.205 (a,b,c)

Summary of Housing Needs

Demographics	Base Year: 2009	Most Recent Year: 2020	% Change
Population	55,220	59,055	7%
Households	15,820	17,650	12%
Median Income	\$38,456.00	\$44,095.00	15%

Table 2 - Housing Needs Assessment Demographics

Data Source: 2000 Census (Base Year), 2016-2020 ACS (Most Recent Year)

Number of Households Table

	0-30% HAMFI	>30-50% HAMFI	>50-80% HAMFI	>80-100% HAMFI	>100% HAMFI
Total Households	3,255	3,215	3,475	2,195	5,505
Small Family Households	1,355	1,440	1,715	985	2,680
Large Family Households	450	430	695	470	1,235
Household contains at least one person 62-74 years of age	645	460	630	505	1,390
Household contains at least one person age 75 or older	385	460	415	255	475
Households with one or more children 6 years old or younger	930	780	615	590	860

Table 3 - Total Households Table

Data Source: 2016-2020 CHAS

HAMFI for Porterville

Housing Needs Summary Tables

1. Housing Problems (Households with one of the listed needs)

	Renter					Owner				
	0-30% AMI	>30- 50% AMI	>50- 80% AMI	>80- 100% AMI	Total	0-30% AMI	>30- 50% AMI	>50- 80% AMI	>80- 100% AMI	Total
NUMBER OF HOUSEHOLDS										
Substandard Housing - Lacking complete plumbing or kitchen facilities	80	10	10	15	115	4	0	0	0	4
Severely Overcrowded - With >1.51 people per room (and complete kitchen and plumbing)	160	45	25	45	275	4	10	10	0	24
Overcrowded - With 1.01-1.5 people per room (and none of the above problems)	250	55	220	85	610	30	70	20	155	275
Housing cost burden greater than 50% of income (and none of the above problems)	1,320	700	70	0	2,090	515	220	160	20	915

	Renter					Owner				
	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total
Housing cost burden greater than 30% of income (and none of the above problems)	325	1,095	550	60	2,030	190	400	285	310	1,185
Zero/negative Income (and none of the above problems)	50	0	0	0	50	45	0	0	0	45

Table 4 – Housing Problems Table

Data 2016-2020 CHAS
Source:

2. Housing Problems 2 (Households with one or more Severe Housing Problems: Lacks kitchen or complete plumbing, severe overcrowding, severe cost burden)

	Renter					Owner				
	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total
NUMBER OF HOUSEHOLDS										
Having 1 or more of four housing problems	1,810	810	325	140	3,085	555	300	190	175	1,220
Having none of four housing problems	510	1,440	1,610	600	4,160	380	665	1,350	1,280	3,675
Household has negative income, but none of the other housing problems	0	0	0	0	0	0	0	0	0	0

Table 5 – Housing Problems 2

Data 2016-2020 CHAS
Source:

3. Cost Burden > 30%

	Renter				Owner			
	0-30% AMI	>30-50% AMI	>50-80% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	Total
NUMBER OF HOUSEHOLDS								
Small Related	950	1,120	530	2,600	290	180	140	610
Large Related	365	185	90	640	64	140	35	239
Elderly	330	200	60	590	265	250	110	625
Other	465	360	15	840	120	80	180	380
Total need by income	2,110	1,865	695	4,670	739	650	465	1,854

Table 6 – Cost Burden > 30%

Data 2016-2020 CHAS
Source:

4. Cost Burden > 50%

	Renter				Owner			
	0-30% AMI	>30-50% AMI	>50-80% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	Total
NUMBER OF HOUSEHOLDS								
Small Related	0	0	505	505	165	70	0	235
Large Related	0	0	45	45	60	45	20	125
Elderly	170	60	30	260	225	70	0	295
Other	0	390	100	490	90	0	0	90
Total need by income	170	450	680	1,300	540	185	20	745

Table 7 – Cost Burden > 50%

Data 2016-2020 CHAS
Source:

5. Crowding (More than one person per room)

	Renter					Owner				
	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total
NUMBER OF HOUSEHOLDS										
Single family households	375	30	205	40	650	34	45	30	90	199

	Renter					Owner				
	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	>80-100% AMI	Total
Multiple, unrelated family households	25	65	40	45	175	0	25	0	70	95
Other, non-family households	10	0	0	45	55	0	10	0	0	10
Total need by income	410	95	245	130	880	34	80	30	160	304

Table 8 – Crowding Information – 1/2

Data Source: 2016-2020 CHAS

	Renter				Owner			
	0-30% AMI	>30-50% AMI	>50-80% AMI	Total	0-30% AMI	>30-50% AMI	>50-80% AMI	Total
Households with Children Present	0	0	0	0	0	0	0	0

Table 9 – Crowding Information – 2/2

Data Source
Comments:

Describe the number and type of single person households in need of housing assistance.

The total number of households in Porterville during this time is 17,650, with a median income of \$55,785. Of these households, nearly 19% householders live alone (single person households):

- Householder living alone are most likely to be 65 years and over (8.5% of all occupied housing units), compared to those between 35 to 64 years old (7.8%) and those 15-34 years old (2.7%)
- The number of single person male households totals 1,552 (8.8%); 527 of these male alone households are individuals that are 65 years and older. Male full-time, year-round workers had median earnings of \$440,504.
- The number of single person female households is 1,791 (10.1%); 976 of these female alone households are individuals 65 years and older. Female full-time, year-round workers had median earnings of \$31,800.
- 50% of householders living alone are homeowners; 50% are renters.

Single person households are likely to be female. Nearly 55% single female households are individuals 65 years and older. They are more likely to be in a lower income bracket and experiencing a housing cost burden.

Estimate the number and type of families in need of housing assistance who are disabled or victims of domestic violence, dating violence, sexual assault and stalking.

Waiting for data from key stakeholder

What are the most common housing problems?

The most common housing problem in the City of Porterville continues to be housing affordability. Cost burden among extremely low-low income households is most prevalent, especially among renters: 63% of households that are severely cost burdened are extremely low income. 56% owners that are severely cost burdened are considered extremely low income. Additionally, national data highlights the lack of affordable and ADA-compliant housing. In “The State of the Nation’s Housing” 2022 report, it’s reported that a “vast majority of US homes lack basic accessibility features – such as no-step entryway and grab bars in the bathroom – that older adults and people with disabilities often need to live safely in their homes.”

Are any populations/household types more affected than others by these problems?

Waiting for data from key stakeholder

Describe the characteristics and needs of Low-income individuals and families with children (especially extremely low-income) who are currently housed but are at imminent risk of either residing in shelters or becoming unsheltered 91.205(c)/91.305(c)). Also discuss the needs of formerly homeless families and individuals who are receiving rapid re-housing assistance and are nearing the termination of that assistance

The McKinney-Vento Act, which later became part of the No Child Left Behind Act (NCLB), mandates protections and services for homeless children and youth, including those with disabilities. The 2004 reauthorization of IDEA also includes amendments that reinforce timely assessment, inclusion, and continuity of services for homeless children and youth with disabilities.

McKinney-Vento Definition of Homelessness is anyone who lacks a fixed, regular, and adequate nighttime residence, including:

- Sharing the housing of others due to lack of housing, economic hardship, or similar reason
- Living in motels, hotels, trailer parks, and camping grounds due to a lack of adequate alternative accommodations
- Living in emergency or transitional shelters
- Abandoned in hospitals
- Awaiting foster care placement
- Living in a public or private place not designed for humans to live

- Living in cars, parks, abandoned buildings, public train stations, etc.
- A migrant child who qualifies under any of the above

The major causes of homelessness for children in the U.S. involve both structural and individual factors, including:

- the nation's persistently high rates of poverty for families;
- a lack of affordable housing across the nation;
- continuing impacts of the Great Recession;
- racial disparities in homelessness;
- the challenges of single parenting; and
- the ways in which traumatic experiences, especially domestic violence, precede and prolong homelessness for families.

"America's Youngest Outcasts - A Report on Child Homelessness" American Institutes for Research, 2014.

Homelessness can have a tremendous impact on children – their education, health, sense of safety, and overall development. Fortunately, researchers found that children are also highly resilient. Differences between children who have experienced homelessness and low-income children who have not experienced homelessness typically diminish in the years following a homeless episode.

When compared to low-income and homeless families, children experiencing homelessness have been shown to:

- Have higher levels of emotional and behavioral problems;
- Have increased risk of serious health problems;
- Are more likely to experience separations from their families; and
- Experience more school mobility, repeat a grade, are more likely to be expelled or drop out of school, and have lower academic performance.

"National Alliance to End Homelessness"

If a jurisdiction provides estimates of the at-risk population(s), it should also include a description of the operational definition of the at-risk group and the methodology used to generate the estimates:

Specify particular housing characteristics that have been linked with instability and an increased risk of homelessness

Housing cost burden continues to be a primary risk for low-income individuals and families with children at risk of experiencing homelessness. The National Alliance to End Homelessness states that "low-income households are typically unemployed or underemployed due to many factors, such as a challenging labor market, limited education, a gap in work history, a criminal record, unreliable transportation or unstable housing, poor health, or a disability. For those who are low-income but employed, wages have been stagnant and have not kept pace with expensive housing costs. The typical American worker has seen little to no growth in his/her weekly wages over the past three decades. Too little income combined with the dwindling availability of low-cost housing leaves many people at risk for becoming homeless."

Other than income, some other characteristics can also predispose an individual or household to homelessness, including:

- Persons leaving institutions: detox, mental hospitals, prisons, etc.
- Households paying more than 50% of income for housing costs
- Victims of domestic violence
- Special needs populations (persons with AIDS, disabilities, drug or alcohol addiction, etc.)
- Single parent head of households who are unemployed
- People who are doubling up in unstable living arrangements (and cannot be counted as homeless)
- Families living below the poverty level

Households that exhibit one or more of these characteristics constitute a population that is "at-risk" of becoming homeless. These individuals and families are at risk of becoming homeless because they have a lesser chance of making economic improvements in their lives.

Discussion

Housing is out of reach. There is a significant gap between renters' wages and the cost of rental housing across the United States. A full-time worker needs to earn an hourly wage of \$47.38 on average to afford a modest, two-bedroom rental home in the state of California. This "Housing Wage" for a two-bedroom home is \$40.13 higher than the federal minimum wage of \$7.25 and \$31.38 higher than the California minimum hourly wage of \$16.28 (non-tipped workers) earned by renters. Renters with the lowest incomes face the greatest challenge in finding affordable housing. **The average minimum wage worker in California must work 96 hours per week to afford a modest one-bedroom rental home at the average fair market rent.** A full-time worker needs to earn an hourly wage of \$38.26 to afford a one-bedroom rental home. Many occupations do not earn enough annually to afford housing. The median hourly wage for the following positions reflects the shortfall:

- Waiters and waitresses - \$17.08
- Fast food and counter workers - \$17.32
- Cashiers - \$17.33

- Retail salespersons - \$17.85
- Customer service representatives - \$22.69
- Office clerks - \$22.72
- Maintenance and repair workers - \$25.08

"Out of Reach 2024" National Low Income Housing Coalition

NA-15 Disproportionately Greater Need: Housing Problems – 91.205 (b)(2)

Assess the need of any racial or ethnic group that has disproportionately greater need in comparison to the needs of that category of need as a whole.

Introduction

CDBG entitlement communities are to provide an assessment for each of the disproportionately greater needs identified below. For this purpose, disproportionately greater need exists when the percentage of persons in a category of need who are members of a particular racial or ethnic group is at least 10 percentage points higher than the percentage of persons in category as a whole. Although the purpose of these tables is to analyze the relative level of need for each race and ethnic category, the data also provides information for the City of Porterville that can be useful in describing the overall need.

Income Category

- Extremely low-income: below 30% HAMFI
- Very low-income: 30% - 50% HAMFI
- Low income: 50% - 80% HAMFI
- Low- and middle-income: 100% HAMFI
- Upper income: 100% HAMFI

The most relevant thresholds are 50% and 80% of HAMFI because most HUD programs base eligibility on these thresholds (which are generally referred to as "very low-income" and "low-income," respectively).

Housing Problems

There are four housing problems in the Comprehensive Housing Affordability Strategy data:

- The housing unit lacks complete kitchen facilities
- The housing unit lacks complete plumbing facilities;
- Household is overcrowded
- Household is cost-burdened.

A household is said to have a housing problem if they have one or more of these four problems.

Overcrowding is one of the four housing problems evaluated by HUD.

HUD defines overcrowding as:

- Overcrowding - More than one person per room.
- Severe overcrowding - More than 1.5 persons per room.

HUD defines cost burden as:

- Cost burden - Monthly housing costs (including utilities) exceeding 30% of monthly income.
- Severe cost burden - Monthly housing costs (including utilities) exceeding 50% of monthly income.

0%-30% of Area Median Income

Housing Problems	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	2,535	405	180
White	605	140	145
Black / African American	0	0	0
Asian	30	30	0
American Indian, Alaska Native	24	0	0
Pacific Islander	0	0	0
Hispanic	1,850	235	35

Table 10 - Disproportionally Greater Need 0 - 30% AMI

Data 2016-2020 CHAS
Source:

*The four housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than one person per room, 4. Cost Burden greater than 30%

30%-50% of Area Median Income

Housing Problems	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	2,100	440	0
White	450	175	0
Black / African American	50	0	0
Asian	70	10	0
American Indian, Alaska Native	0	15	0
Pacific Islander	0	0	0
Hispanic	1,500	230	0

Table 11 - Disproportionally Greater Need 30 - 50% AMI

Data 2016-2020 CHAS
Source:

*The four housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than one person per room, 4. Cost Burden greater than 30%

50%-80% of Area Median Income

Housing Problems	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	1,880	1,385	0
White	575	505	0
Black / African American	0	0	0
Asian	85	4	0
American Indian, Alaska Native	0	20	0
Pacific Islander	15	0	0
Hispanic	1,205	855	0

Table 12 - Disproportionally Greater Need 50 - 80% AMI

Data 2016-2020 CHAS
Source:

*The four housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than one person per room, 4. Cost Burden greater than 30%

80%-100% of Area Median Income

Housing Problems	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	600	1,065	0
White	340	465	0
Black / African American	0	20	0
Asian	20	110	0
American Indian, Alaska Native	4	0	0
Pacific Islander	0	0	0
Hispanic	245	470	0

Table 13 - Disproportionally Greater Need 80 - 100% AMI

Data 2016-2020 CHAS
Source:

*The four housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than one person per room, 4. Cost Burden greater than 30%

Discussion

At income levels between 0 and 30% of Area Median Income (AMI), 81% of all residents reported having one or more of the four housing problems. Within this bracket, American Indian/Alaskan Native residents have a disproportionately higher percentage of housing problems compared to the population as a whole, with 100% of these households experiencing one or more of the four housing problems.

At income levels between 30 and 50% AMI, approximately 58% of all residents have one or more of four housing problems. Within this bracket, Asian residents and Pacific Islander residents have a disproportionately higher percentage of housing problems compared to the population as a whole, with 96% and 100% of these households experiencing one or more of the four housing problems, respectively.

For income levels at 50 to 80% AMI, 36% of all residents report one or more of the four housing problems. Within this bracket, American Indian/Alaskan Native residents have a disproportionately higher percentage of housing problems compared to the population as a whole, with 100% of these households experiencing one or more of the four housing problems.

The data also reveals that extremely low-income (0-30% of Area Median Income) and low-income (31-50% of Area Median Income) households are significantly more likely to encounter at least one housing problem, such as cost burden, overcrowding, or substandard housing conditions. These income groups face the greatest challenges in accessing affordable, safe, and adequate housing, underscoring the need for targeted interventions to address their specific housing needs. These households are at a higher risk of experiencing homelessness and may have difficulty affording necessities such as food, clothing, transportation, and medical care.

NA-20 Disproportionately Greater Need: Severe Housing Problems – 91.205 (b)(2)

Assess the need of any racial or ethnic group that has disproportionately greater need in comparison to the needs of that category of need as a whole.

Introduction

A disproportionately greater need exists when the members of a racial or ethnic group at a given income level experience housing problems at a greater rate (10% or more) than the income level as a whole.

Severe housing problems include:

- Overcrowded households with 1.5 persons per room, not including bathrooms, porches, foyers, halls, or half-rooms
- Households with cost burdens of more than 50% of income

The "2019 County Health Ranking Key Report" by the Robert Wood Johnson Foundation found that "many households are just one unforeseen event – an illness, job loss, financial crisis, or even a drop-in hour at work – from losing their home. The risk for homelessness is especially high for low-income families spending more than half of household income on housing costs. Families that face insecure housing, forced moves, or homelessness are more likely to experience poor mental or physical health and preventable hospitalizations. For children in these families, experiencing homelessness can also be harmful to brain and body function and development, with lifelong and cumulative negative health outcomes for the child, the family, and the community."

0%-30% of Area Median Income

Severe Housing Problems*	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	2,400	545	180
White	545	195	145
Black / African American	0	0	0
Asian	30	30	0
American Indian, Alaska Native	24	0	0
Pacific Islander	0	0	0
Hispanic	1,775	315	35

Table 14 – Severe Housing Problems 0 - 30% AMI

Data 2016-2020 CHAS
Source:

*The four severe housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than 1.5 persons per room, 4. Cost Burden over 50%

30%-50% of Area Median Income

Severe Housing Problems*	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	1,205	1,335	0
White	180	450	0
Black / African American	0	50	0
Asian	60	20	0
American Indian, Alaska Native	0	15	0
Pacific Islander	0	0	0
Hispanic	955	775	0

Table 15 – Severe Housing Problems 30 - 50% AMI

Data 2016-2020 CHAS
Source:

*The four severe housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than 1.5 persons per room, 4. Cost Burden over 50%

50%-80% of Area Median Income

Severe Housing Problems*	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	870	2,390	0
White	205	870	0
Black / African American	0	0	0
Asian	35	60	0
American Indian, Alaska Native	0	20	0
Pacific Islander	15	0	0
Hispanic	615	1,440	0

Table 16 – Severe Housing Problems 50 - 80% AMI

Data 2016-2020 CHAS
Source:

*The four severe housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than 1.5 persons per room, 4. Cost Burden over 50%

80%-100% of Area Median Income

Severe Housing Problems*	Has one or more of four housing problems	Has none of the four housing problems	Household has no/negative income, but none of the other housing problems
Jurisdiction as a whole	265	1,400	0
White	195	610	0
Black / African American	0	20	0
Asian	0	130	0
American Indian, Alaska Native	0	4	0
Pacific Islander	0	0	0
Hispanic	75	640	0

Table 17 – Severe Housing Problems 80 - 100% AMI

Data 2016-2020 CHAS
Source:

*The four severe housing problems are:

1. Lacks complete kitchen facilities, 2. Lacks complete plumbing facilities, 3. More than 1.5 persons per room, 4. Cost Burden over 50%

Discussion

At income levels between 0 and 30% of Area Median Income (AMI), **nearly 77% of all residents reported having one or more of the four severe housing problems.** Within this bracket, American Indian/Alaskan Native residents have a disproportionately higher percentage of severe housing problems compared to the population as a whole, with 100% of these households experiencing one or more of the four severe housing problems. This is the same percentage for this population experiencing housing problems. At income levels between 30 and 50% AMI, approximately 47% of all residents have one or more of four severe housing problems. Within this bracket, Asian residents have a disproportionately higher percentage of severe housing problems compared to the population as a whole, with 75% of these households experiencing one or more of the four severe housing problems, respectively.

For income levels at 50 to 80% AMI, 19% of all residents report one or more of the four severe housing problems. Within this bracket, American Indian/Alaskan Native residents have a disproportionately higher percentage of severe housing problems compared to the population as a whole, with 100% of these households experiencing one or more of the four severe housing problems.

The data also reveals that **extremely low-income** (0-30% of Area Median Income) and **low-income** (31-50% of Area Median Income) households are significantly more likely to encounter **at least one severe housing problem**, such as cost burden, overcrowding, or substandard housing conditions. These income groups face the greatest challenges in accessing affordable, safe, and adequate housing, underscoring the need for targeted interventions to address their specific housing needs. These households are at a higher risk of experiencing homelessness and may have difficulty affording necessities such as food, clothing, transportation, and medical care.

NA-25 Disproportionately Greater Need: Housing Cost Burdens – 91.205 (b)(2)

Assess the need of any racial or ethnic group that has disproportionately greater need in comparison to the needs of that category of need as a whole.

Introduction:

This section evaluates the housing cost burden from a racial or ethnic group perspective. Cost burden is the fraction of a household's total gross income spent on housing costs. For renters, housing costs include rent paid by the tenant plus utilities. For homeowners, housing costs include mortgage payments, taxes, insurance, and utilities.

A disproportionately greater need exists when the members of a racial or ethnic group at an income level experience housing problems at a greater rate (10% or more) than the income level as a whole. HUD defines cost-burdened families as those “who pay more than 30 percent of their income for housing” and “may have difficulty affording necessities such as food, clothing, transportation, and medical care.” Severe rent burden is defined as paying more than 50 percent of one’s income on rent. The tables display cost burden information for Porterville and each racial and ethnic group.

Cost Burden is described in the tables as:

- No cost burden (less than 30%)
- Cost burden (30-50%)
- Severe cost burden (more than 50%)
- No/negative income. No/negative income households are those whose income is zero or negative due to self-employment, dividends, and net rental income. These households are not included in the other two categories but still require housing assistance and are counted separately.

With the cost of housing on the rise, researchers are reexamining the 30-percent rule of thumb for measuring rental burden. HUD defines cost-burdened families as those “who pay more than 30 percent of their income for housing” and “may have difficulty affording necessities such as food, clothing, transportation, and medical care.” Severe rent burden is defined as paying more than 50 percent of one’s income on rent.

The 30-percent rule — that a household should spend no more than 30 percent of its income on housing costs — has long been accepted in academic circles and is often included in blogs and websites on family budgeting. A recent Business Week article, however, argues that the 30-percent rule is “nearly useless.” The authors suggest that calculating housing cost burden using only income ratios oversimplifies the issue of housing affordability. Frank Nothaft, chief economist at Freddie Mac, is quoted in the article as saying, “If your income is \$500,000 a year, you can pay 40 percent and still have money left. But if your income is \$20,000 a year, it will be hard to make ends meet if you’re paying 30 percent of your income on rent.”

Housing Cost Burden

Housing Cost Burden	<=30%	30-50%	>50%	No / negative income (not computed)
Jurisdiction as a whole	9,720	3,060	3,795	190
White	4,100	990	975	145
Black / African American	85	50	0	0
Asian	520	90	115	0
American Indian, Alaska Native	35	4	24	0
Pacific Islander	0	0	15	0
Hispanic	4,800	1,885	2,635	40

Table 18 – Greater Need: Housing Cost Burdens AMI

Data Source: 2016-2020 CHAS

Discussion:

National data underscores that lower-income households are significantly more likely to be burdened by housing costs. According to the U.S. Department of Housing and Urban Development (HUD), in 2017, 89% of extremely low-income renter households were moderately or severely cost-burdened, spending more than 30% of their income on housing. This burden decreases with higher income levels: 83% of very low-income, 54% of low-income, 20% of moderate-income, and 6% of high-income households faced similar cost burdens. Racial disparities further exacerbate this issue. A 2023 report by the National Low Income Housing Coalition reveals that the median wage of a full-time White worker surpasses the one-bedroom Housing Wage by \$2.23. In contrast, Black and Latino workers fall short by approximately \$0.73 and \$1.84, respectively. The disparity is more pronounced among women of color: Black and Latina female workers earn median wages that are \$3.96 and \$5.47 less than the one-bedroom Housing Wage, respectively. These statistics highlight that both lower-income and minority households are disproportionately affected by housing cost burdens, underscoring the need for targeted policies to address these inequities.

NA-30 Disproportionately Greater Need: Discussion – 91.205(b)(2)

Are there any income categories in which a racial or ethnic group has disproportionately greater need than the needs of that income category as a whole?

The data shows that **extremely low-income** (0-30% of Area Median Income) and *low-income* (31-50% of Area Median Income) households are significantly more likely to encounter **at least one severe housing problem**, such as cost burden, overcrowding, or substandard housing conditions. Specifically, severe housing problems are more likely experienced by Porterville residents who identify as Hispanic, Asian, or Pacific Islander and are very low-income to moderate-income than the overall population. These income groups face the greatest challenges in accessing affordable, safe, and adequate housing, underscoring the need for targeted interventions to address their specific housing needs. These households are at a higher risk of experiencing homelessness and may have difficulty affording necessities such as food, clothing, transportation, and medical care.

If they have needs not identified above, what are those needs?

In general, severe housing problems are more likely experienced by Porterville residents who identify as Hispanic, Asian, or Pacific Islander and are very low-income to moderate-income than the overall population.

Additional needs may include:

- More outreach to the Hispanic community on Fair Housing Choice.
- More outreach to the rental agencies and property managers on Fair Housing Choice.
- Additional supports to ensure that these renters and homeowners have access to resources and funding for to ease cost burden, overcrowding, and address substandard living conditions.

Are any of those racial or ethnic groups located in specific areas or neighborhoods in your community?

To assist communities in identifying **racially/ethnically-concentrated areas of poverty (R/ECAPs)**, HUD has developed a census tract-based definition of R/ECAPs. The definition involves a racial/ethnic concentration threshold and a poverty test. The racial/ethnic concentration threshold is straightforward: R/ECAPs must have a non-white population of 50 percent or more. Regarding the poverty threshold, Wilson (1980) defines neighborhoods of extreme poverty as census tracts with 40 percent or more of individuals living at or below the poverty line. HUD supplements this with an alternate criterion because overall poverty levels are substantially lower in many parts of the country. Thus, a neighborhood can be a R/ECAP if it has a poverty rate that exceeds 40% or is three or more times the average tract poverty rate for the metropolitan/micropolitan area, whichever threshold is lower. There currently are no R/ECAPs in the City of Porterville in mapping provided by HUD Open Data.

NA-35 Public Housing – 91.205(b)

Introduction

Totals in Use

	Program Type								
	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project - based	Tenant - based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	Disabled *
# of units vouchers in use	0	2	703	2,261	11	2,250	0	0	0

Table 19 - Public Housing by Program Type

*includes Non-Elderly Disabled, Mainstream One-Year, Mainstream Five-year, and Nursing Home Transition

Data Source: PIC (PIH Information Center)

Characteristics of Residents

	Program Type								
	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project - based	Tenant - based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	
Average Annual Income	0	19,015	21,961	19,146	21,733	19,134	0		0
Average length of stay	0	4	4	2	0	2	0		0
Average Household size	0	5	3	3	4	3	0		0

Consolidated Plan

PORTERVILLE

26

	Program Type							
	Certificate	Mod-Rehab	Public Housing	Vouchers				
				Total	Project - based	Tenant - based	Special Purpose Voucher	
							Veterans Affairs Supportive Housing	Family Unification Program
# Homeless at admission	0	0	0	0	0	0	0	0
# of Elderly Program Participants (>62)	0	0	96	278	0	278	0	0
# of Disabled Families	0	0	88	459	2	457	0	0
# of Families requesting accessibility features	0	2	703	2,261	11	2,250	0	0
# of HIV/AIDS program participants	0	0	0	0	0	0	0	0
# of DV victims	0	0	0	0	0	0	0	0

Table 20 – Characteristics of Public Housing Residents by Program Type

Data Source: PIC (PIH Information Center)

Race of Residents

Race	Program Type								
	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project - based	Tenant - based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	Disabled *
White	0	2	673	2,108	11	2,097	0	0	0
Black/African American	0	0	18	111	0	111	0	0	0
Asian	0	0	9	35	0	35	0	0	0

Program Type									
Race	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project - based	Tenant - based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	Disabled *
American Indian/Alaska Native	0	0	1	1	0	1	0	0	0
Pacific Islander	0	0	2	6	0	6	0	0	0
Other	0	0	0	0	0	0	0	0	0
*includes Non-Elderly Disabled, Mainstream One-Year, Mainstream Five-year, and Nursing Home Transition									

Table 21 – Race of Public Housing Residents by Program Type

Data Source: PIC (PIH Information Center)

Ethnicity of Residents

Program Type									
Ethnicity	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project - based	Tenant - based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	Disabled *
Hispanic	0	2	587	1,447	10	1,437	0	0	0
Not Hispanic	0	0	116	814	1	813	0	0	0
*includes Non-Elderly Disabled, Mainstream One-Year, Mainstream Five-year, and Nursing Home Transition									

Table 22 – Ethnicity of Public Housing Residents by Program Type

Data Source: PIC (PIH Information Center)

Section 504 Needs Assessment: Describe the needs of public housing tenants and applicants on the waiting list for accessible units:

Section 504 of the Rehabilitation Act of 1973 is a federal law, codified at 29 U.S.C. § 794, that prohibits discrimination based on disability in federally-assisted programs or activities. Specifically, Section 504 states, "No otherwise qualified individual with a disability in the United States... shall, solely by reason of her or his disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program, service or activity receiving federal financial assistance or under any program or activity conducted by any Executive agency or by the United States Postal Service." This means that Section 504 prohibits discrimination based on disability in any program or activity that receives financial assistance from any federal agency, including HUD, as well as in programs conducted by federal agencies, including HUD.

An individual with a disability is any person who has a physical or mental impairment that substantially limits one or more major life activities. The term physical or mental impairment may include, but is not limited to, conditions such as visual or hearing impairment, mobility impairment, HIV infection, developmental disabilities, drug addiction, or mental illness. In general, the definition of "person with disabilities" does not include current users of illegal controlled substances. However, individuals would be protected under Section 504 (as well as the ADA) if the purpose of the specific program or activity is to provide health or rehabilitation services to such individuals. The term major life activity may include: seeing, hearing, walking, breathing, performing manual tasks, caring for one's self, learning, speaking, or working. This list is not exhaustive. Section 504 also protects persons who have a record of such impairment or are regarded as having such an impairment.

All programs are handicap accessible. Reasonable accommodations may be requested and will be reviewed on a case-by-case basis.

Most immediate needs of residents of Public Housing and Housing Choice voucher holders

Low-income families face significant challenges in meeting basic needs such as access to nutritious food, reliable transportation, and jobs that pay a living wage. Approximately 17.7% of Porterville's population lives below the poverty line, highlighting the prevalence of economic hardship. Food costs in Porterville are higher than the national average, exacerbating food insecurity among low-income residents. High food costs along with limited access to nutritious food often forces reliance on convenience stores, thereby exacerbating food insecurity and associated health issues. Transportation costs are also higher than average, further straining household budgets. Inadequate public transit systems and low vehicle ownership rates in impoverished communities make it difficult to access employment opportunities, healthcare, and essential services.

How do these needs compare to the housing needs of the population at large

The challenges of housing cost burden impact almost all families, regardless of the income level. Housing cost burdens impact middle-income families who have a more significant challenge saving for emergencies and maintaining their home or saving for homeownership. Households with a high-cost burden, regardless of income, are at a greater risk of losing their housing.

Discussion

Public housing authority tenants often face multiple challenges that extend beyond the need for affordable rent. Many residents have **low or fixed incomes**, making it difficult to afford essentials like food, healthcare, and transportation. According to HUD, over 50% of public housing households are headed by elderly or disabled individuals, highlighting the need for accessible housing, supportive services, and healthcare access. Reliable transportation is also a significant issue, as many public housing developments are located in areas with limited public transit options, **making it harder for tenants to access jobs, education, and medical care**. Additionally, safety and community services are key concerns, with many residents advocating for improved security measures, youth programs, and workforce development initiatives. With more than 1.7 million Americans living in public housing, **addressing these needs through expanded social services, better infrastructure, and economic opportunities is essential** to improving the quality of life for public housing residents.

NA-40 Homeless Needs Assessment – 91.205(c)

Introduction:

The City of Porterville is closely involved with the Kings/Tulare Homeless Alliance (KTHA), which serves as the local Continuum of Care on Homelessness. A Continuum of Care (CoC) is a geographically based group of representatives that carries out the planning responsibilities of the CoC Homeless Assistance Program. These representatives come from organizations that provide services to people experiencing homelessness.

When possible, the City's programs designed to serve homeless persons are coordinated with KTHA. There are several ongoing efforts that the City and KTHA are involved in as collaborative partners. These collaborations include:

- Monthly KTHA Membership Meetings
- Tulare County Task Force on Homelessness
- Emergency Shelter/Bridge Housing Project
- Local Initiatives Navigation Center (LINC)
- Annual Point in Time Count (PIT Count)

The PIT Count is a critical tool used to measure homelessness in communities across the United States. Data from this annual census is used to assess the scope of homelessness, understand demographics and trends, evaluate progress in addressing housing instability, and inform policy and funding decisions. However, due to the nature of a one-night count, the limitations should also be noted. It is understood that a one-night point in time count has limitations and in any given year may under-count or over-count the homeless population when compared to data collected over a more extended period of time or at other periodic intervals. The greatest value of the PIT Count is that it is an unduplicated count of both sheltered and unsheltered persons experiencing homelessness on one night. Decreases or increases in the number of persons counted from year to year may indicate a change in the homeless population or external circumstances or both. PIT data included in this plan reflects the number of people experiencing homelessness on the night of January 22, 2024.

Because of the limitations of PIT Count Data, data pulled from the CoC's Coordinated Entry System has also been included in the Homeless Needs Assessment. The Coordinated Entry System (CES) is a streamlined approach used by communities to assess, prioritize, and connect people experiencing or at risk of homelessness to the most appropriate housing and services. Mandated by HUD for CoC programs, CES standardizes the access and assessment process, ensuring that resources are allocated based on vulnerability and need rather than a first-come, first-served basis. The goal is to improve efficiency, fairness, and transparency in how homeless assistance is provided.

Although the City's CDBG funding is limited to public services for applicable programs, a high priority is given to the need of providing permanent support housing (PSH), emergency shelters and transitional housing, as well as, substance abuse treatment, case management, mental health care, life skills training, etc. through collaboration with the KTHA and its members. Being an active participant in the KTHA, the City plays an important part in the strategic planning for the organization and for applications for funding resources. The City continues to support the efforts of the KTHA and the operators of projects serving those experiencing homelessness such as the Central California Family Crisis Center, Turning Point of Central California, Tulare County Health & Human Services Agency, Westcare, Community Services and Employment Training (CSET), Uplift Families, and other such providers that either provide vouchers or adequate facilities to meet the emergency and transitional housing needs of the homeless and those threatened with homelessness.

Homeless Needs Assessment

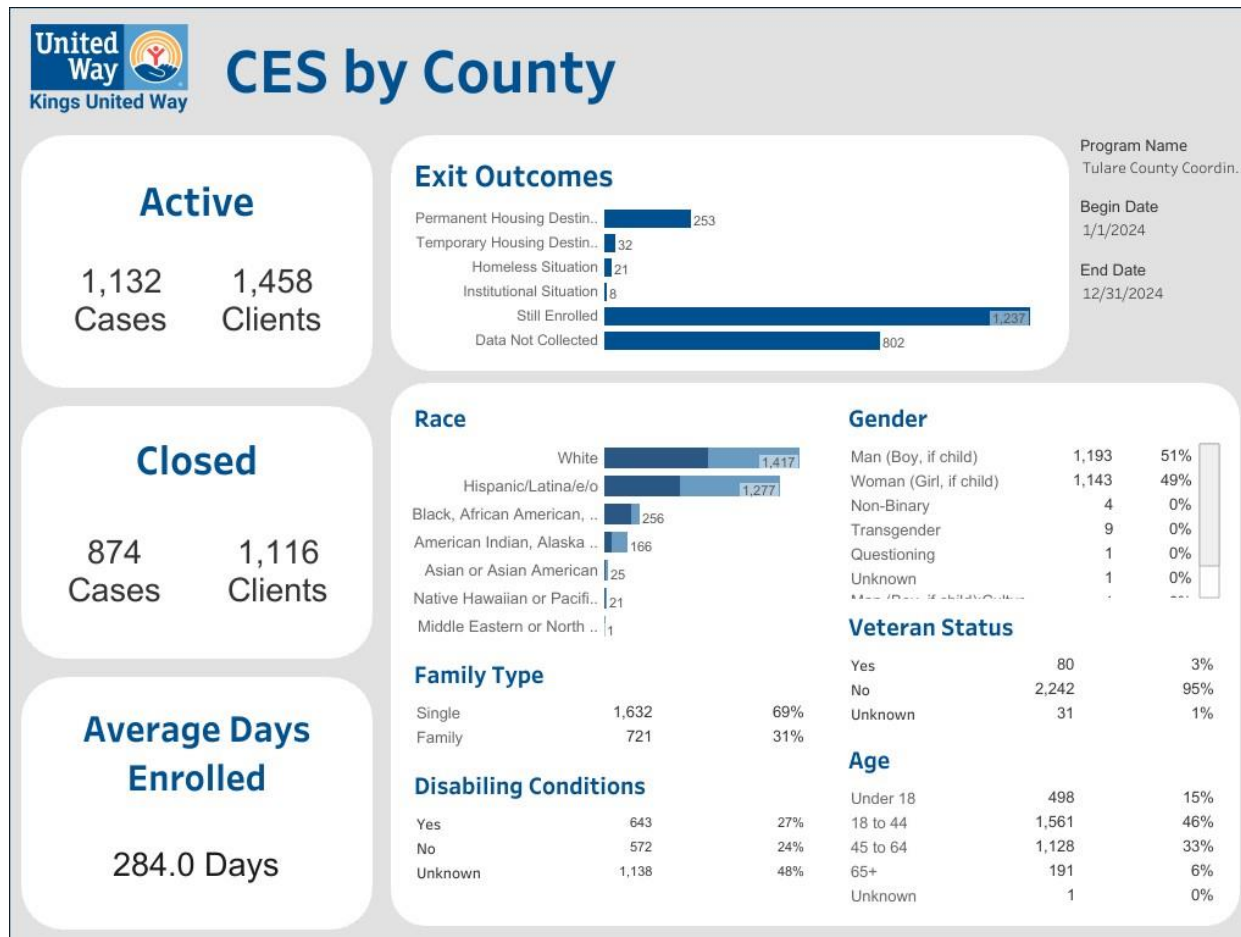
Population	Estimate the # of persons experiencing homelessness on a given night		Estimate the # experiencing homelessness each year	Estimate the # becoming homeless each year	Estimate the # exiting homelessness each year	Estimate the # of days persons experience homelessness
	Sheltered	Unsheltered				
Persons in Households with Adult(s) and Child(ren)	0	0	0	0	0	0
Persons in Households with Only Children	0	0	0	0	0	0
Persons in Households with Only Adults	0	0	0	0	0	0
Chronically Homeless Individuals	0	0	0	0	0	0
Chronically Homeless Families	0	0	0	0	0	0
Veterans	0	0	0	0	0	0
Unaccompanied Child	0	0	0	0	0	0
Persons with HIV	0	0	0	0	0	0

Table 23 - Homeless Needs Assessment

Alternate Data Source Name:

Point In Time Count - Porterville 2024

Data Source Comments: See attached 2024 PIT results for Porterville



Coordinated Entry System by County

Consolidated Plan

PORTERVILLE

33

2024 Tulare County: Porterville

	Clients		% of Clients	
Total Count	Adults	292	94%	
	Children	17	6%	
	Unknown	0	0%	
	Grand Total	309		
Household Composition	Households		Clients	
	Without Children	276	279	
	With Children and Adults	11	30	
Unaccompanied/ Parenting Youth (up to age 24)	Households		Clients	
	Unaccompanied youth	22	22	
	Parenting youth	0	0	
Chronically Homeless	Households		Clients	
	No	183	201	
	Yes	103	106	
Gender*	Clients		% of Clients	
	Male	195	63%	
	Female	111	36%	
	Transgender	1	0%	
	Gender Non-Conforming	0	0%	
	Non-Binary	0	0%	
	Questioning	1	0%	
	Culturally Specific Identity	0	0%	
	Other/Not Listed	0	0%	
Age Group	Clients		% of Clients	
	0-17	17	6%	
	18-24	24	8%	
	25-34	39	13%	
	35-44	79	26%	
	45-54	72	23%	
	55-64	55	18%	
	65-69	19	6%	
	70+	4	1%	
Race*	Clients		% of Clients	
	American Indian/ Alaskan Native	31	10%	
	Asian	4	1%	
	Black/African American	13	4%	
	Hispanic/Latino	162	52%	
	Native Hawaiian/Other Pacific Islander	5	2%	
	Middle Eastern	1	0%	
	White	146	47%	
	Unknown	9	3%	
Tribal Affiliation (Adults Only)	Clients		% of Clients	
	No	205	70%	
Currently Fleeing Domestic Violence (Adults Only)	Clients		% of Clients	
	No	222	76%	
	Yes	45	15%	
Sexual Orientation (Adults Only)	Clients		% of Clients	
	Bisexual	4	1%	
	Gay	3	1%	
	Lesbian	1	0%	
	Questioning	1	0%	
	Straight/Heterosexual	214	73%	
	Two Spirit	0	0%	
	Other/Not Listed	0	0%	
	Unknown	69	24%	

	Clients		% of Clients	
Place Slept Last Night	Emergency Shelter	50	16%	
	Transitional Housing	8	3%	
	Street	251	81%	
Location (County)	Clients		% of Clients	
Veteran (Adults only)	Within Kings County	0	0%	
	Within Tulare County	309	100%	
Times Homeless (Adults Only)	Clients		% of Clients	
	Once/First Time	134	46%	
Disabling Condition	Twice or More	130	45%	
	Unknown	28	10%	
	Clients		% of Clients	
Barriers				
	No	164	53%	
	Yes	136	44%	
Reason for Homeless (Street Survey/Adults Only)	Clients		% of Clients	
	HIV/AIDS	4	1%	
	Mental Illness	124	40%	
Benefits* (Adults Only)	Clients		% of Clients	
	Substance Abuse	127	41%	
	Aged out of Foster Care	2	1%	
	Argument	26	12%	
	Divorce	19	8%	
	Domestic Violence	6	3%	
	Drugs or Alcohol	8	4%	
	Eviction	14	6%	
	Foreclosure	4	2%	
	Hospital Discharge	1	0%	
	Jail or Prison	5	2%	
	Lost Benefits	2	1%	
	Medical Condition	8	4%	
	Mental Health	16	7%	
	No Affordable Housing	33	15%	
	Pets Not Allowed	1	0%	
	Substandard Housing	2	1%	
	Unemployment	51	23%	
	Other	19	8%	
	Refused	7	3%	
Benefits* (Adults Only)	Clients		% of Clients	
	SNAP	153	52%	
	SSI	32	11%	
	SSDI	12	4%	
	GA	9	3%	
	Earned Income	10	3%	
	TANF	19	7%	
	Social Security	5	2%	
	Pension	3	1%	
	Child Support	1	0%	
	VA Disability Service	3	1%	
	Medi-Cal	120	41%	
	Unemployment	9	3%	
	Workers Compensation	0	0%	
	Other	3	1%	
	Alimony	0	0%	
	None	51	17%	
	Refused/Unknown	33	11%	

*can identify with one or more response

2024 PIT Summary - Porterville

Indicate if the homeless population is: Has No Rural Homeless

If data is not available for the categories "number of persons becoming and exiting homelessness each year," and "number of days that persons experience homelessness," describe these categories for each homeless population type (including chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth):

The Point in Time Count from 2024 reports the following data from Porterville:

- 309 individuals were surveyed as experiencing homelessness on a single night in January.
- Of those surveyed, 276 households were without children; 11 households presented with children and adults; there were no children only households.
- There were 106 individuals meeting the definition of chronically homeless.
- 4% of those surveyed were veterans.
- 44% responded “yes” to having a disabling condition.

Nature and Extent of Homelessness: (Optional)

Race:	Sheltered:	Unsheltered (optional)
White	0	0
Black or African American	0	0
Asian	0	0
American Indian or Alaska Native	0	0
Pacific Islander	0	0
Ethnicity:	Sheltered:	Unsheltered (optional)
Hispanic	0	0
Not Hispanic	0	0

Data Source Comments:

Estimate the number and type of families in need of housing assistance for families with children and the families of veterans.

A **Coordinated Entry System (CES)** is a **standardized, community-wide process** required by the U.S. Department of Housing and Urban Development (HUD) to ensure that people experiencing homelessness are **assessed, prioritized, and connected** to appropriate housing and services as efficiently as possible. CES is designed to streamline access to homeless assistance resources by using a **common assessment tool** to evaluate individuals' needs and vulnerability. The system prioritizes those with the most severe needs, such as **chronically homeless individuals, people fleeing domestic violence, and those with disabilities**, to ensure they receive housing and support services first. CES operates through a **centralized or coordinated network**, which can include **hotlines, access points, or outreach teams**, and it eliminates the "first-come, first-served" approach, ensuring fair and equitable access to limited resources. By improving efficiency, **reducing duplication of services, and ensuring that assistance is targeted effectively**, Coordinated Entry plays a crucial role in helping communities work toward **reducing and ultimately ending homelessness**.

For Tulare County, the number of veterans accessing services through the Coordinated Entry System (CES) from January 1, 2024 – December 31, 2024 was 74; this was 3% of all persons moving through CES.

For Tulare County, the number of families accessing services through the Coordinated Entry System (CES) from January 1, 2024 – December 31, 2024 was 701, compared to 1,538 single member households during this same time period.

Describe the Nature and Extent of Homelessness by Racial and Ethnic Group.

Professionals in the homeless response system often observe inequities in housing support and services for individuals experiencing homelessness. These racial, ethnic, and gender disparities within the care system can be traced back to the long-lasting impacts of centuries of institutional racism.

The Kings Tulare Homeless Alliance has issued the following statement on their website:

“There is an overrepresentation of Black, American Indian/Native American, Hispanic/Latina/e/o, Asian, Alaska Native, and Pacific Islander individuals disproportionately impacted within the homeless response system in Kings and Tulare Counties. The Alliance acknowledges the urgency to reduce homelessness by expanding the developing local capacity to address immediate homelessness challenges through a best practice framework and equitable efforts using a racial equity lens.”

As a part of this commitment to creating strategies that address racial disparities within the homeless response system, KTHA has created a racial equity dashboard that tracks data by race. Tracking data by race helps address racial disparities by providing a clear picture of how different racial and ethnic groups experience homelessness and access services. This data uncovers trends, such as overrepresentation or unequal outcomes, and allows stakeholders to identify systemic barriers or biases. With this information, programs can develop targeted interventions, allocate resources more equitably, and ensure policies are inclusive and effective in reducing disparities.

Describe the Nature and Extent of Unsheltered and Sheltered Homelessness.

Unsheltered Homeless refers to the segment of a homeless community who do not have ordinary lawful access to buildings in which to sleep, as referred to in the HUD definition as persons occupying "place not meant for human habitation", (examples: bus stop, parks, riverbed, van, RV, sidewalk).

Sheltered Homeless refers to those in an emergency shelter, in transitional housing, or who are exiting an institution where they temporarily reside and are lacking a fixed nighttime residence. People will be considered homeless if they are exiting an institution where they resided for up

to 90 days. People who are losing their primary nighttime residence which may be a motel, hotel or a doubled-up situation within 14 days and lack resources or support networks to remain in housing, are also considered homeless.

On the night of January 22, 2024, 309 people were counted in the annual PIT census. Of these individuals, 81% slept in a place not meant for human habitation (unsheltered), 16% slept in an emergency shelter, and 3% slept in transitional housing. Fifteen percent (15%) of those experiencing homelessness were fleeing domestic violence.

Additional information reported in the PIT include:

- Most common reason for homelessness was “unemployment” (23%)
- 41% of respondents identified substance abuse as a barrier to housing, while 40% of respondents identified mental illness
- 4% of respondents identified as having veteran status
- **44% of respondents identify as having a disabling condition**
- **56% of households qualify as chronically homeless, meaning they have met strict criteria established by HUD.**

Discussion:

The City of Porterville supports and collaborates with local service providers, through the KTHA, to assist homeless individuals and families. KTHA develops funding priorities for the various funding sources that come through them as they serve as the local Continuum of Care on Homelessness. Funding priorities concentrate on supporting existing projects that support the Housing First model, Permanent Supportive Housing (PSH), Bridge Housing, Navigation Centers, Emergency Shelters, Housing Navigators and other programs that help individuals experiencing housing move from an unhoused situation to permanent housing. The City of Porterville encourages continued collaboration with local partners to expand these critical services and ensure that funding is strategically directed to programs with the greatest impact. By strengthening partnerships and prioritizing innovative, data-driven solutions, the City remains committed to reducing homelessness and increasing access to safe, stable housing for all residents.

NA-45 Non-Homeless Special Needs Assessment - 91.205 (b,d)

Introduction:

Supportive housing is an innovative and proven solution to some of communities' toughest problems. It combines affordable housing with services that help people who face the most complex challenges to live with stability, autonomy, and dignity. People in supportive housing live more stable and productive lives. Residents of supportive housing are linked to intensive case management and voluntary, life-improving services like health care, workforce development, and child welfare. Supportive housing is permanent housing that has no time limit on residency assigned to it.

Supportive housing improves:

- Housing stability
- Employment
- Mental and physical health
- School attendance
- Engagement with behavioral health services

There are several populations of residents that would benefit from supportive housing in Porterville. These include elderly persons, persons with disabilities, persons with behavioral health needs, or persons with HIV/AIDS and their families.

Describe the characteristics of special needs populations in your community:

Elderly persons:

According to the U.S. Census Bureau's 2019-2023 American Community Survey 5-Year Estimates, 13.2% of Tulare County's population is aged 65 and over, and 4.6% of residents are over the age of 75.

- Nearly 33% of those aged 60 years or older in the City of Porterville have a disability.
- Nearly 25% of those aged 60 years or older in the City of Porterville are at or below 150% of the federal poverty level.

Elderly households have housing needs centered on maintaining affordable housing options. Many residents in this category also benefit from accessibility upgrades in their homes.

Persons with disabilities:

Federal nondiscrimination laws define a person with a disability to include any (1) individual with a physical or mental impairment that substantially limits one or more major life activities; (2) individual with a record of such impairment; or (3) individual who is regarded as having such an impairment.

In Porterville, 10.9% of the population has a disability; 22.5% of those with a reported disability are 65 years of age and over.

Types of Disabilities

- Hearing difficulty – 2.9%
- Vision difficulty – 2.2%
- Cognitive difficulty – 4%
- Ambulatory difficulty – 6.5%
- Self-care difficulty – 2.2%
- Independent living difficulty – 6%

Persons with Behavioral Health Needs

Individuals with behavioral health needs often require a holistic approach to support their well-being, as their challenges extend beyond mental health care alone. Access to behavioral health services, including therapy, medication management, and crisis intervention, is crucial for stability, yet many face barriers such as provider shortages, long wait times, and high costs. Reliable transportation is essential to ensuring they can attend medical appointments, therapy sessions, and access community resources. Stable and affordable housing is another critical need, as housing insecurity can exacerbate mental health conditions and make it difficult to adhere to treatment plans. Additionally, access to nutritious

food plays a significant role in overall health and well-being, as poor nutrition can contribute to mood disorders and other physical health issues. Comprehensive support systems, including case management and peer support, are vital in helping individuals with behavioral health needs maintain stability and improve their quality of life.

Persons Living with HIV/AIDS

Although new HIV diagnoses have declined overall, disparities persist among racial/ethnic groups, gender, age, and transmission categories. Trans women of color are disproportionately affected by HIV. Of the new HIV diagnoses in 2022 in the state of California among transgender people, 83% were among Latinx and Black/African Americans and 98% were among trans women.

What are the housing and supportive service needs of these populations and how are these needs determined?

The non-homeless special needs populations in Porterville have a wide range of service needs, including transitional housing, supportive housing, accessible housing, counseling, case management, transportation to healthcare facilities, access to nutritional food and gainful employment. All special needs populations require individualized consideration. While many persons within the special needs population do not rely on governmental assistance, some do.

Elderly and frail elderly persons may require supportive housing options that help provide access to medical care, transportation, accessible housing, and case management.

Persons with disabilities (physical, developmental) may require support housing options that include group living arrangements, access to transportation, accessible housing, counseling, and case management.

Persons who have behavioral health needs may need supportive housing in a group living arrangement, access to transportation, access to health care, counseling services, and case management.

Persons with HIV/AIDS and their families: Porterville residents with HIV have a wide range of service needs, including transitional housing, supportive housing, accessible housing, counseling, case management, transportation to healthcare facilities, and employment.

There is a strong demand for more special needs housing and assistance to help these populations stay in stable environments. These residents are often low- and moderate-income persons or are experiencing homelessness. It's important to note that **many of these residents fall within**

two or more special needs categories, such as being elderly and having a physical disability, increasing the need for supportive services and stable housing options.

Discuss the size and characteristics of the population with HIV/AIDS and their families within the Eligible Metropolitan Statistical Area:

The HIV/AIDS EPIDEMIOLOGY AND HEALTH DISPARITIES IN CALIFORNIA report, released in 2022, was used to provide the following: From 2018 through 2022, both the annual number and rate of new HIV diagnoses remained relatively the same in California. Although new HIV diagnoses have declined overall, disparities persist among racial/ethnic groups, gender, age, and transmission categories. Trans women of color are disproportionately affected by HIV. Of the new HIV diagnoses in 2022 among transgender people, 83% were among Latinx and Black/African Americans and 98% were among trans women. Overall, the number of new HIV diagnoses among transgender people has increased by 42 percent since 2018.

A remarkably consistent pattern emerged among each of the depicted Social Determinants of Health (SDH) factors such that increasing levels of disadvantage (e.g., lower income, education, health insurance coverage, etc.) were associated with both increased rates of infection and worse health outcomes. This suggests that effective approaches to reducing disparities in HIV infection rates and outcomes will require consideration of these social determinants of health. Adults living in census tracts with the highest poverty rates ($\geq 15\%$ of residents) were newly diagnosed at a rate three times (299%) higher than those in areas with the lowest poverty rates ($< 6\%$ of residents). Additionally, this group consisted of 6.5% fewer individuals linked to care and 3.6% fewer achieving viral suppression compared to those in lowest poverty areas.

If the PJ will establish a preference for a HOME TBRA activity for persons with a specific category of disabilities (e.g., persons with HIV/AIDS or chronic mental illness), describe their unmet need for housing and services needed to narrow the gap in benefits and services received by such persons. (See 24 CFR 92.209(c)(2) (ii))

Not applicable

Discussion:

Non-homeless special needs populations, including the elderly, individuals with disabilities, those living with HIV/AIDS, and those with behavioral health needs, require a range of supportive services to maintain stability and quality of life. The elderly often need assistance with daily living activities, healthcare access, transportation, and social engagement to prevent isolation. Individuals with disabilities may require accessible

housing, specialized healthcare, employment support, and mobility assistance. Those living with HIV/AIDS benefit from medical care, case management, access to nutritious food, and supportive housing to ensure treatment adherence and overall well-being. Individuals with behavioral health needs require access to mental health services, stable housing, reliable transportation, and social supports to promote recovery and independence. **Coordinated social services and community-based programs are essential in addressing these diverse needs.**

NA-50 Non-Housing Community Development Needs – 91.215 (f)

Describe the jurisdiction's need for Public Facilities:

The Public Facilities needs for the jurisdiction are ranked as follows:

1. Youth Centers
2. Senior Centers
3. Parks
4. Recreation facilities
5. Health Care Facilities
6. Community Centers
7. Child Care Centers

How were these needs determined?

The City conducts a Community survey on an annual basis to include the public in addressing the needs of the city. This survey is provided to the public via different methods, such as community outreach, public meetings, social media and placing of flyers at counters. Stakeholders are also encouraged to respond to the survey.

Describe the jurisdiction's need for Public Improvements:

Sidewalk improvements and accessibility improvements have been identified as the greatest public improvement needs.

How were these needs determined?

The City conducts a Community survey on an annual basis to include the public in addressing the needs of the city. Feedback was gathered from the community needs survey and community forums, where residents and stakeholders of the City provided input on community needs.

Describe the jurisdiction's need for Public Services:

From community surveys and stakeholder engagement, the top public service needs are mental health and substance use services, followed by homeless and domestic violence services.

How were these needs determined?

The City conducts a Community survey on an annual basis to include the public in addressing the needs of the city. Feedback was gathered from the community needs survey and community forums, where residents and stakeholders of the City provided input on community needs.

Housing Market Analysis

MA-05 Overview

Housing Market Analysis Overview:

The Market Analysis aims to provide a clear picture of the environment in which the jurisdiction must administer its programs throughout the Consolidated Plan period. In conjunction with the Needs Assessment, the Market Analysis will provide the basis for the Strategic Plan and the programs and projects to be administered.

The Housing Market Analysis provides information on:

- Significant characteristics of Porterville's housing market in general, including the supply, demand, condition, and cost of housing
- Housing stock available to serve persons with disabilities and other special needs
- Condition and need of public and assisted housing
- A brief inventory of facilities, housing, and services to meet the needs of homeless persons
- Regulatory barriers to affordable housing
- Significant characteristics of the jurisdiction's economy

Porterville, lying along the foothills of the Sierras at an elevation of 455 feet, is located on State Highway 65, 165 miles north of Los Angeles, 171 miles east of the Pacific Coast. The City has a strategic central location to major markets and a ready access to major transportation routes. Porterville's economy is driven by agriculture, healthcare, retail, and education, reflecting its rural roots and regional importance. However, the area has higher poverty rates than the state average, emphasizing the need for economic diversification and affordable housing development.

MA-10 Number of Housing Units – 91.210(a)&(b)(2)

Introduction

The United States needs more housing and more varied housing to meet households' needs throughout the country. Some economists estimate that one consequence of the 2008 foreclosure crisis was the slow rebound in home construction while household growth continued, resulting in the underproduction of housing by more than 3 million units.

Although home production has recently been on the rise, building permits, one indicator of new housing supply, remain below historical averages and far below the level needed to eliminate the deficit in housing.

The consequences of inadequate supply are higher housing costs for renting or buying a home. More than 37 million renter and owner households spent more than 30 percent of their income on housing in 2019. In the years prior to the pandemic, low-interest rates for mortgage loans and increasing incomes, not lower home values, had reduced owner cost burden. For renters, increasing incomes were matched by rising rents, maintaining cost burdens despite a strong economy. "Opportunities to Increase Housing Production and Preservation" HUD PD&R, September 7, 2021

According to the 2016-2020 ACS data summarized below, there are an estimated 18,655 total housing units, which is an increase of 1,585 units from the 2011-2015 ACS data from the previous Consolidated Plan. There are 17,649 occupied housing units (8,900 owner-occupied and 8,512 renter-occupied). The total number of vacant housing units is calculated at 1,005, which represents 5.4% of the total housing in the City. As shown in Table 31, single unit, detached dwellings (12,745) comprise 68% of the City's total housing inventory, while apartment buildings containing 2-4 dwelling units make up 10% of the City's housing stock.

ACS data reports that 84% of owner-occupied dwelling units in Porterville are 3-bedroom or larger and only 3% are one- or no-bedroom units. Renter-housing is predominately 3 or more bedroom units at 43%, with 2 bedroom units being 40%, and one-bedroom or no bedroom units 17% of the rental units. It will be important for the City to ensure the "right-size" affordable housing is developed. In 2023, there were 1,583 studio or 1-bedroom units (18.2% of all rented units) and 8,640 one- and two-person households in Porterville (44.9% of all households) (Local Housing Solutions Housing Needs Assessment). Ensuring the development and availability of unit sizes that match household size will be a priority for the City of Porterville.

All residential properties by number of units

Property Type	Number	%
1-unit detached structure	12,745	68%
1-unit, attached structure	340	2%
2-4 units	1,780	10%
5-19 units	1,130	6%
20 or more units	1,670	9%
Mobile Home, boat, RV, van, etc	990	5%
Total	18,655	100%

Table 24 – Residential Properties by Unit Number

Data Source: 2016-2020 ACS

Unit Size by Tenure

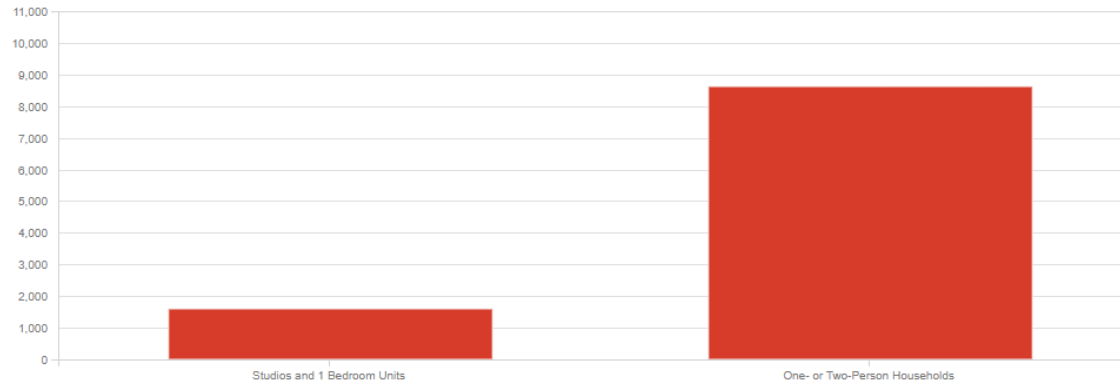
	Owners		Renters	
	Number	%	Number	%
No bedroom	135	2%	420	5%
1 bedroom	120	1%	1,045	12%
2 bedrooms	1,165	13%	3,540	40%
3 or more bedrooms	7,475	84%	3,740	43%
Total	8,895	100%	8,745	100%

Table 25 – Unit Size by Tenure

Data Source: 2016-2020 ACS

Comparison of Counts of Small Units and One- to Two-Person Households 2023

This chart compares the number of studio or one-bedroom units in the jurisdiction to the number of one-and two-person households. In areas with a tight housing supply and a larger number of households than units in this comparison, there may be opportunities to improve affordability by developing new studio or one-bedroom units. In addition to being less expensive to develop than larger units, the development of such units could free up larger units by encouraging more one- and two-person households to move out of their larger units and into the smaller ones. In 2023, there were **1,583** studio or 1-bedroom units (**18.2%** of all rented units) and **8,640** one-and two-person households in **Porterville** (**44.9%** of all households).



Source: [Census](#)
2019-2023 Data Contains: 1 City ([show](#))

Comparison of Small Units to 1 and 2 person HH

Describe the number and targeting (income level/type of family served) of units assisted with federal, state, and local programs.

The Housing Authority of Tulare County will continue to own and manage 710 Public Housing units. There is no plan to develop additional public-housing units; nor does HATC plan on removing any units from their inventory. The HATC is currently looking into a possible RAD Conversion for Public Housing. HATC is also actively looking for the opportunity to acquire and/or develop additional non-traditional housing units.

In addition to the 710 public housing units, HATC has:

- 29 Planned New Project-Based Vouchers: 15 will be one-bedroom units that will have onsite mental health services and 14 will be for Mainstream Housing Choice Vouchers.
- 103 Existing Project-Based Vouchers: 103 units are tax credit projects.

Provide an assessment of units expected to be lost from the affordable housing inventory for any reason, such as expiration of Section 8 contracts.

Does the availability of housing units meet the needs of the population?

The current availability of housing units does not meet the demand of low- to moderate-income renters and homeowners. Renters are uniquely impacted by the rising value of single-family homes and property lots. Landowners of single-family rentals are more likely to sell their rental investment property as housing values continue to rise, further reducing the number of available rental houses. The lack of available, affordable housing is underscored by the Housing Authority of Tulare County waitlists: there are 22,671 households on the waitlist for public housing and 12,704 households on the waitlist for a Housing Choice Voucher. (Note: there are 5,825 households that are on both waitlists).

Additionally, as housing prices increase, it becomes increasingly difficult for middle to moderate-income renters to transition to homeownership due to the higher monthly mortgage costs and downpayment requirements. It can be extremely challenging for extremely low to low-income renters to "compete" for a limited amount of rental housing.

Describe the need for specific types of housing:

The City of Porterville needs affordable housing units that ensure that low- to moderate-income residents spend no more than 30% of their monthly income on housing expenses. While there is a monumental amount of new housing units in the community, it does not meet the financial needs of the community's residents most vulnerable to housing instability.

It is critical to understand how the US Department of Housing and Urban Development (HUD) evaluates income within a community. HUD sets income limits that determine eligibility for assisted housing programs, including the Public Housing, Section 8 project-based, Section 8 Housing Choice Voucher, Section 202 housing for the elderly, and Section 811 housing for persons with disabilities. HUD develops income limits based on Median Family Income estimates and Fair Market Rent area definitions for each metropolitan area, parts of some metropolitan areas, and each non-metropolitan county. The Visalia-Porterville, CA MSA falls within the Tulare County, CA FMR Area.

A family in Porterville is considered low- to moderate-income if they make

- \$49,250 as a single-person household
- \$56,250 as a two-person household
- \$63,300 as a three-person household
- \$70,300 as a four-person household
- \$75,950 as a five-person household
- \$81,550 as a six-person household

Residents who fall within these income categories may have unique difficulties. When developing affordable housing units, it will be also imperative for the City to ensure the development of accessible units as well.

Discussion

There is a continuing need for “affordable” and “accessible” housing in the City of Porterville. Much of the existing housing is sound and there appears to be an adequate supply of market-rate housing. However, housing opportunities are lacking for the lower income renters and homebuyers in the City. Low-income homeowners with high housing cost burdens need housing rehabilitation programs to bring their dwellings up to code standards, make them energy efficient and help them reduce their cost burdens. Low-income renters with housing problems, including high housing cost burdens, need access to quality affordable rental housing.

MA-15 Housing Market Analysis: Cost of Housing - 91.210(a)

Introduction

The data presented in this section indicates that, within the City of Porterville, there is a diverse mix of housing in different price ranges for owner-occupied and rental dwelling units. However, conclusions about the availability of affordable housing for low- and moderate-income households need to take into account additional factors such as the age and condition of this housing and the neighborhoods in which such housing is located. Housing needs to be both affordable and good quality and located within safe, stable residential neighborhoods.

The median home value increased nearly 22% between the 2011-2015 ACS data, \$149,900 and the 2016-2020 ACS data, \$182,100. The median contract rent (using the same sources) increased 11% from \$675/month to \$751/month. Of the total number of occupied rental units, nearly 64.3% (5,630) were in the \$500 to \$999 category per month. An important consideration when estimating rental rates is the differing practices regarding the inclusion of utilities and fuels in rental payments. Gross rent accounts for these variations by combining the contract rent with the estimated average monthly cost of utilities (such as electricity, gas, and water/sewer) and fuels (including oil, coal, kerosene, wood, etc.), if they are paid by the renter or on the renter's behalf. This approach ensures consistency by eliminating discrepancies related to the inclusion of these additional costs.

Cost of Housing

	Base Year: 2009	Most Recent Year: 2020	% Change
Median Home Value	149,400	182,100	22%
Median Contract Rent	675	751	11%

Table 26 – Cost of Housing

Data Source: 2000 Census (Base Year), 2016-2020 ACS (Most Recent Year)

Rent Paid	Number	%
Less than \$500	1,630	18.6%
\$500-999	5,630	64.3%
\$1,000-1,499	1,255	14.3%

Rent Paid	Number	%
\$1,500-1,999	115	1.3%
\$2,000 or more	115	1.3%
Total	8,745	99.9%

Table 27 - Rent Paid

Data Source: 2016-2020 ACS

Housing Affordability

Number of Units affordable to Households earning	Renter	Owner
30% HAMFI	510	No Data
50% HAMFI	2,130	915
80% HAMFI	6,180	2,870
100% HAMFI	No Data	4,405
Total	8,820	8,190

Table 28 – Housing Affordability

Data Source: 2016-2020 CHAS

Monthly Rent

Monthly Rent (\$)	Efficiency (no bedroom)	1 Bedroom	2 Bedroom	3 Bedroom	4 Bedroom
Fair Market Rent	0	0	0	0	0
High HOME Rent	0	0	0	0	0
Low HOME Rent	0	0	0	0	0

Table 29 – Monthly Rent

Data Source Comments:

Is there sufficient housing for households at all income levels?

The lack of affordable housing impacts low- and moderate-income residents the greatest. The steadily increasing rent costs compound the financial struggles that these families are at risk of experiencing. Additionally, the growing need for new rental housing units and aged housing unit stock results in many renters living in substandard housing conditions.

According to data from the Center on Budget and Policy Priorities, a significant gap exists between the number of people who need housing subsidies and the number who actually receive them, with estimates suggesting that around 77% of low-income renters who need federal rental assistance do not receive it; meaning a vast majority of those eligible for housing subsidies do not get them. This is reflected in the Housing Authority's waitlists: there are 22,671 households on the waitlist for public housing; there are 12,704 households on the waitlist for Housing Choice Vouchers. (NOTE: there are 5,825 households that are on both the PH and the HCV waiting lists.)

AFFORDABLE, BUT NOT AVAILABLE

Homes that are affordable to extremely low-income renters are not necessarily available to them. In the private market, households can occupy homes that cost less than 30% of their incomes, and many do. When higher-income households occupy rental homes also affordable to lower-income households, they render those homes unavailable to the lower-income households. Extremely low-income renters must compete with all higher-income households for the limited number of rental homes affordable to them in the private market. To truly measure the housing options extremely low-income renters have, we must account for the fact that higher-income renters occupy some of the most affordable units. Rental homes are both affordable and available for households of a specific income group if the homes are affordable to them and they are not occupied by higher-income households.

EXTREMELY LOW-INCOME RENTERS

The vast majority of extremely low-income renters work in low-wage jobs or are unable to work. With wages insufficient to pay for modest rental housing even when individuals work full-time year-round, a brief furlough or loss of hours, as we have seen over the past year, can create debts that renters can never repay. Extremely low-income renters in the labor force, many already struggling to pay their rents before the pandemic, were significantly impacted by COVID-19. Low-wage work comprised a disproportionate share of industries most affected by COVID-19 shutdowns. Extremely low-income renters were likely impacted by the closures of restaurants, hotels, and other places of low-wage employment.

The Gap, A Shortage of Affordable Homes, National Low Income Housing Coalition, March 2021

How is affordability of housing likely to change considering changes to home values and/or rents?

With a median home value of \$182,100, it appears that Porterville's housing stock is "affordable" compared to state and national averages (state: \$538,500; national: \$420,500). However, it's important to note that a considerable amount of affordable housing stock is old and older houses are more expensive to maintain and often need rehabilitation.

Rental Housing Stability

As the economy improves, rental prices continue to increase. The trend over the past decade has been a higher rental increase than the increase in monthly wages. As this trend continues, it puts more significant financial pressure on low- and moderate-income families who are spending an ever-increasing percentage of their income on housing costs.

As higher-income renters and distressed homeowners seek cheaper alternatives to their current housing, competition for less expensive rental homes may actually increase. Meanwhile, few of the lowest-income renters have the option of leaving the rental market altogether. Consequently, rents for the least expensive homes may be less responsive to economic downturns, and in some cases, they could even increase because of greater demand. Even if rents at the bottom-end of the market fall during a downturn, they will not fall sufficiently to provide extremely low-income renters with an adequate supply of affordable housing. Owners have an incentive to abandon their rental properties or convert them to other uses when rental income is too low to cover basic operating costs and maintenance. They have little incentive to provide housing in the private market at rents that are affordable to extremely low-income renters. During periods of economic growth, the private market on its own still does not provide an adequate supply of rental housing affordable to low-income households. The rents that the lowest-income households can afford to pay typically do not cover the development costs and operating expenses of new housing. While new construction for higher-income renters encourages a chain of household moves that eventually benefits lower-income renters, new luxury units may not impact rents at the bottom of the market as much as they do rents at the top.

The Gap, A Shortage of Affordable Homes, National Low Income Housing Coalition, March 2021

Homeowner Housing Stability

The Federal Finance Housing Agency - FHFA House Price Index (FHFA HPI®) is a broad measure of the movement of single-family house prices. The FHFA HPI is a weighted, repeat-sales index, meaning that it measures average price changes in repeat sales or refinancings on the same properties. This information is obtained by reviewing repeat mortgage transactions on single-family properties whose mortgages have been purchased or securitized by Fannie Mae or Freddie Mac since January 1975. The FHFA HPI serves as a timely, accurate indicator of house price trends at various geographic levels. Because of the breadth of the sample, it provides more information than is available in other house price

indexes. It also provides housing economists with an improved analytical tool that is useful for estimating changes in the rates of mortgage defaults, prepayments, and housing affordability in specific geographic areas.

The population of Porterville continues to grow with little increase in wages. The FHFA HPI Calculator is available on the FHFA website and provides data on the increase of house prices in Porterville measured quarterly. A quick calculation for a home purchased in 2023 Quarter 1 for \$182,100 and sold in 2024 Quarter 3 would have an appreciation of 9.3% and have an estimated value of \$198,978. Continued housing cost increases will result in households that cannot maintain the aging housing stock, reduce the ability of renters to transition to homeownership, and cause the existing residents to be unable to purchase homes inside the City.

How do HOME rents / Fair Market Rent compare to Area Median Rent? How might this impact your strategy to produce or preserve affordable housing?

Since 1974 the U.S. Department of Housing and Urban Development (HUD) has helped low-income households obtain better rental housing and reduce the share of their income that goes toward rent through a program that relies on the private rental market. A key parameter in operating the certificate and voucher programs is the Fair Market Rent (FMR). FMRs play different roles in the certificate and voucher programs. In both programs, FMRs set limits. In the certificate program, FMRs set limits on what units can be rented; in the voucher program, FMRs set limits on the subsidy provided to the household. Certificate program households cannot rent units with gross rents exceeding the FMR; the recipients receive a subsidy equal to the difference between the gross rent and 30 percent of their incomes. Voucher program households receive a subsidy equal to the difference between the FMR and 30 percent of their monthly incomes. Participants in the voucher program can choose units to live in with gross rents higher than the FMR, but they must pay the full cost of the difference between the gross rent and the FMR, plus 30 percent of their income. FMRs are intended to ensure that rental assistance beneficiaries have access to safe, decent housing while balancing affordability with local market conditions. HUD updates FMRs annually, taking into account local rent surveys, inflation, and other economic factors.

According to HUD's 2025 Fair Market Rent data for the Visalia-Porterville, CA Metropolitan Statistical Area, fair market rent for an efficiency apartment is \$1,089 for a one-bedroom; \$1,429 for a two-bedroom; \$1,967; \$2,272 for a four-bedroom. NOTE: FMR includes the cost of utilities; for a resident living in a one-bedroom unit, the FMR \$913 is the total cost for rent AND utilities for that unit. These monthly FMRs are below the High and Low HUD HOME rent.

HATC has also increased their Housing Choice Voucher Payment Standards in-order to keep up with the increasing rents within our market. HATC received approval from HUD to be able to increase to 130% of the FMRs in order to be in-line with the continuing increase in rents.

Discussion

The need is for the City to encourage the rehabilitation and preservation of existing rental housing to ensure that these affordable units are also in good condition. New construction of affordable rental housing may only be successful to the extent that the production of such units can be subsidized to enable them to remain affordable and to the extent that existing rental housing is seen as substandard and undesirable.

Quality Affordable Homes Critical to Good Health

Ensuring enough affordable homes are available can lead to healthier families and communities. When rents are high, families prioritize rent and utilities over food and health care, even when serious health conditions are part of the picture. In communities with enough affordable homes, primary care visits go up by 20 percent, emergency room visits go down by 18 percent, and accumulated medical expenses go down by 12 percent. In homes made affordable through rental vouchers, children are less likely to be hungry and more likely to be in good health when compared to their peers in unaffordable homes.

MA-20 Housing Market Analysis: Condition of Housing – 91.210(a)

Introduction

Housing is a major element of people’s material living standards. It is essential to meet basic needs, such as for shelter from weather conditions and to offer a sense of personal security, privacy, and personal space. Good housing conditions are also essential for people’s health and affect childhood development.

Housing is the key to reducing intergenerational poverty and increasing economic mobility. Research shows that increasing access to affordable housing is the most cost-effective strategy for reducing childhood poverty and increasing economic mobility in the United States. Stanford economist Raj Chetty found that children who moved to lower-poverty neighborhoods saw their earnings as adults increase by approximately 31%, an increased likelihood of living in better neighborhoods as adults, and a lowered likelihood of becoming a single parent. Moreover, children living in stable, affordable homes are more likely to thrive in school and have greater opportunities to learn inside and outside the classroom.

Increasing access to affordable housing bolsters economic growth. Research shows that the shortage of affordable housing costs the American economy about \$2 trillion a year in lower wages and productivity. Without affordable housing, families have constrained opportunities to increase earnings, causing slower GDP growth. In fact, researchers estimate that the growth in GDP between 1964 and 2009 would have been 13.5% higher if families had better access to affordable housing. This would have led to a \$1.7 trillion increase in income or \$8,775 in additional wages per worker. Moreover, each dollar invested in affordable housing boosts local economies by leveraging public and private resources to generate income—including resident earnings and additional local tax revenue—and supports job creation and retention.

"The Problem" - National Low Income Housing Alliance

Describe the jurisdiction's definition of "standard condition" and "substandard condition but suitable for rehabilitation":

According to the California housing law and regulations, a housing unit is considered substandard when its condition endangers “the life, limb, health, property, safety, or welfare of the public or the occupants”. These conditions include inadequate or lack of sanitation facilities such as poor water supply, lavatory and shower; Structural Hazards such as poor or deteriorating flooring, foundations and walls and poor condition of wiring and plumbing to name a few. The U.S. Census defines overcrowding as at least 1.01 persons per room excluding kitchen, bathrooms, and

hallways. Severe overcrowding is defined as more than 1.5 persons per room.

For this Consolidated Plan, the City of Porterville will also use the HUD housing quality standards as defined below:

1. Standard Condition. A unit of housing is considered to be in standard condition if it is generally in good repair, with no substandard habitability elements (i.e., lacking complete plumbing or kitchen facilities) or exterior elements. Such units may be eligible for housing rehabilitation funding if interior conditions are such that the HUD Section 8 Housing Quality Standards are not met, or a threat to the integrity or livability of the unit exists and should be addressed. Examples of ways in which the interiors of such homes might be rehabilitated include the replacement of heating systems, electrical system repairs or upgrades, plumbing system repairs or upgrades, energy efficiency improvements, and accessibility improvements.

2. Substandard Condition but Suitable for Rehabilitation. This category describes dwelling units that do not meet one or more of the HUD Section 8 quality standard conditions, likely due to deferred maintenance or work without permits, but that is both financially and structurally feasible for rehabilitation. Such units may be lacking complete plumbing and kitchen facilities and/or may have exterior elements in need of repair (e.g., a roof in need of replacement, siding in need of repair or replacement, missing or failing foundation). In order to be suitable for rehabilitation, the unit value generally exceeds the cost of repairs or upgrades that would be required to bring it to standard condition. This category of property does not include units that need correction or minor livability problems or maintenance work.

3. Substandard Condition and Not Suitable for Rehabilitation. This category describes dwelling units in such poor conditions as to be neither structurally nor financially feasible for rehabilitation. Such units will typically have an improvement value that is less than the cost of addressing the habitability and exterior elements that cause its classification as "substandard" or will be considered unfit to occupy for safety reasons by the city's building official.

The table below displays the number of housing units, by tenure, based on the number of "conditions" the unit has. Selected conditions are similar to housing problems in the Needs Assessment: are (1) lacks complete plumbing facilities, (2) lacks complete kitchen facilities, (3) more than one person per room, and (4) cost burden greater than 30%.

Condition of Units

Condition of Units	Owner-Occupied		Renter-Occupied	
	Number	%	Number	%
With one selected Condition	2,995	34%	4,640	53%
With two selected Conditions	75	1%	590	7%
With three selected Conditions	20	0%	35	0%
With four selected Conditions	0	0%	0	0%
No selected Conditions	5,815	65%	3,485	40%
Total	8,905	100%	8,750	100%

Table 30 - Condition of Units

Data Source: 2016-2020 ACS

Year Unit Built

Year Unit Built	Owner-Occupied		Renter-Occupied	
	Number	%	Number	%
2000 or later	1,645	18%	1,485	17%
1980-1999	2,675	30%	3,200	37%
1950-1979	4,000	45%	2,865	33%
Before 1950	580	7%	1,195	14%
Total	8,900	100%	8,745	101%

Table 31 – Year Unit Built

Data Source: 2016-2020 CHAS

Risk of Lead-Based Paint Hazard

Risk of Lead-Based Paint Hazard	Owner-Occupied		Renter-Occupied	
	Number	%	Number	%
Total Number of Units Built Before 1980	4,580	51%	4,060	46%
Housing Units build before 1980 with children present	2,310	26%	985	11%

Table 32 – Risk of Lead-Based Paint

Data Source: 2016-2020 ACS (Total Units) 2016-2020 CHAS (Units with Children present)

Vacant Units

	Suitable for Rehabilitation	Not Suitable for Rehabilitation	Total
Vacant Units	0	0	0
Abandoned Vacant Units	0	0	0
REO Properties	0	0	0
Abandoned REO Properties	0	0	0

Table 33 - Vacant Units

Data Source: 2005-2009 CHAS

Need for Owner and Rental Rehabilitation

Estimated Number of Housing Units Occupied by Low or Moderate Income Families with LBP Hazards

Environmental lead is a toxic substance affecting the growth and development of up to one million U.S. preschool children today, with effects ranging from learning disabilities to death. High lead levels can cause many health problems by damaging the brain, nervous system, and kidneys. Lead poisoning can cause decreased intelligence, behavioral and speech problems, anemia, decreased muscle and bone growth, poor muscle coordination, and hearing damage. Lead exposures remain prevalent despite considerable knowledge and increased screening and intervention efforts.

Increased lead exposure and increased body burden of lead remain a significant problem for children in the United States. Lead is an environmental toxicant that may cause adverse health effects to the nervous, hematopoietic, endocrine, renal, and reproductive systems. Lead exposure in young children is particularly hazardous because children absorb lead more readily than adults. Many children exposed to lead do not exhibit any signs of the disease. The child's signs or symptoms could be mistaken for other illnesses, and the child goes undiagnosed. The developing nervous system of children is particularly more susceptible to the effects of lead. The underdeveloped blood-brain barrier in young children increases the risk of lead entering the developing nervous system resulting in neurobehavioral disorders. Blood lead levels (BLLs) at any

detectable level have been shown to cause behavioral and developmental disorders; therefore, **no safe blood lead level in children has been identified**. It is increasingly important for continued childhood lead poisoning prevention education and awareness.

Lead-contaminated water, soil, and paint have been recognized as potential sources of children's lead exposure. **Dust from deteriorating lead-based paint is considered the largest contributor to the lead problem**. Until the 1950s, many homes were covered inside and out with leaded paints. Lead began to fall from favor in the 1950s but was still commonly used until it was banned in homes after 1977.

Because of the long-term use of lead-based paints, many homes in the United States contain surfaces with paint that is now peeling, chalking, flaking, or wearing away. The dust or paint chips contain high levels of lead that easily find ways into the mouths of young children. A particular problem has emerged due to many homes with lead-based paints, which are now undergoing renovations. Often the dust created by this work has high lead levels, which are readily absorbed by the children's developing bodies.

Porterville has a considerable amount of housing built before 1980 that has the potential to be hazardous to children. The 2016-2020 CHAS estimates that **4,580 owner-occupied units were built before 1980, with approximately 26% (2,310) units have children living in them. It's estimated that 4,060 renter-occupied units were built before 1980, with approximately 11% (985) units have children present**. It's important to note the number of unreported/undetected cases of childhood lead poisoning is unknown, and the low number of reported cases should not be misconstrued as evidence that lead poisoning is not more widespread.

Discussion

Given the age of homes in Porterville, the risk of lead exposure remains a concern, particularly for young children who are most vulnerable to its harmful effects. Additionally, the true extent of childhood lead poisoning in Porterville is uncertain, as unreported or undetected cases may contribute to a more widespread issue than current data suggests. Therefore, efforts to assess and mitigate lead hazards in older housing should remain a priority for public health and housing initiatives.

MA-25 Public and Assisted Housing – 91.210(b)

Introduction

The Housing Authority of Tulare County (HATC) provides programs funded by various types of agencies that include the U.S. Department of Housing and Urban Development (HUD), the U.S. Department of Agriculture (USDA), the Tax Credit Allocation Committee of the State Treasurer's Office (LIHTC), California's Rental Housing Construction Program (RHCP), HOME, City Redevelopment Agencies (RDA) and other local agencies. HATC is also a current participant of the Moving to Work (MTW) Demonstration Program since its inception in 1999. Additionally, the Housing Authority administers Special Purpose Vouchers (SPV), a type of Housing Choice Voucher (HCV) program. When utilized strategically and collaboratively with Continuums of Care (CoCs) and other partners, these programs provide unique opportunities to target rental assistance resources to specific populations to advance a community's plan to end homelessness, support a community's equity outcomes, and create ways to meaningfully engage with people with lived experience of homelessness and involvement with various systems. Among those are SPVs are Emergency Housing Choice Vouchers (EHV), Veteran Affairs Supportive Housing (HUD-VASH), Mainstream Vouchers (MVP), and Foster Youth Vouchers (FYI). This Special Purpose Vouchers allocation is separate from the MTW contract.

Additional information on programs provided below.

Public Housing Programs:

- Public Housing: HATC manages rental properties available to eligible families and individuals.
- Farm Labor Housing: Specialized housing options are provided for families with farm labor income, addressing the unique needs of agricultural workers.
- Senior Housing: Dedicated housing facilities cater to the elderly population, ensuring safe and affordable living environments.

Assisted Housing Programs:

- Housing Choice Voucher (HCV) Program: Commonly known as Section 8, this program offers rental assistance to very low-income families, seniors, and individuals with disabilities, enabling them to afford decent, safe, and sanitary housing in the private market.
- Lease-In-Place Opportunity: This initiative allows current Tulare County residents to receive rental assistance while remaining in their existing rental units.

Additional Resources:

- **Affiliated Projects:** HATC owns or manages various subsidized rental complexes that provide additional affordable housing options within Tulare County.
- **Community Resources:** Information about other affordable housing opportunities and community resources is available to assist residents in finding suitable housing solutions.

HATC is committed to ensuring all programs are accessible and provides reasonable accommodations upon request. Applications for rental assistance can be submitted online through their official website.

Totals Number of Units

	Program Type								
	Certificate	Mod-Rehab	Public Housing	Vouchers					
				Total	Project -based	Tenant -based	Special Purpose Voucher		
							Veterans Affairs Supportive Housing	Family Unification Program	Disabled *
# of units vouchers available	0	2	710	2,873	0	2,873	146	0	0
# of accessible units									
*includes Non-Elderly Disabled, Mainstream One-Year, Mainstream Five-year, and Nursing Home Transition									

Table 34 – Total Number of Units by Program Type

Data Source: PIC (PIH Information Center)

Describe the supply of public housing developments:

Describe the number and physical condition of public housing units in the jurisdiction, including those that are participating in an approved Public Housing Agency Plan:

[waiting on information]

Public Housing Condition

Public Housing Development	Average Inspection Score

Table 35 - Public Housing Condition

Describe the restoration and revitalization needs of public housing units in the jurisdiction:

The Housing Authority of Tulare County reports an investment of \$2,073,365 in Capital Fund improvements. The noted expenditures will cover maintenance and rehabilitation in public-housing units within the following four AMPS: CA030000805 (Dinuba Area), CA030000810 (Tulare Area), CA030000815 (Visalia Area), and CA030000817 (Porterville Area).

- Capital Fund expenditures in the Dinuba Area will cover the following rehabilitation projects: replacement of stoves and refrigerators, asphalt improvements, fence replacements, a/c conversion from swamp coolers and landscaping improvements.
- Capital Fund expenditures in the Tulare Area will cover the following rehabilitation projects: flooring replacements, replacement of refrigerators, rehabilitation of interior paint, repair/replacements of ranges, landscaping improvements, improvements of cabinets and countertops, replacement of doors, and Air Conditioning unit improvements.
- Capital Fund expenditures in Visalia Area will cover a large range of capital rehabilitation projects, including roofing replacements, landscaping improvements, carpet replacement along with Air Conditioning and Heating unit improvements.
- Lastly, Capital Fund expenditures in Porterville Area will cover the following capital rehabilitation projects: gutter replacements, improvements of cabinets and countertops, dishwasher replacements, interior and exterior painting, carpet replacement as well as Air Conditioning and Heating unit improvements.

Describe the public housing agency's strategy for improving the living environment of low- and moderate-income families residing in public housing:

Through the Capital Fund projects, the Housing Authority plans on addressing safety, energy efficiency, and modernization. Funding is allocated towards unit rehabilitation, HVAC upgrades, and accessibility. These efforts will improve the living environment of low-and-moderate income families residing in these units.

Discussion:

The Housing Authority plays a vital role in ensuring access to safe, stable, and affordable housing for low-income individuals and families within a community. By managing public housing developments and administering rental assistance programs such as Housing Choice Vouchers (Section 8), PHAs help prevent homelessness and housing instability. They also work to maintain and improve housing quality

through rehabilitation projects and compliance with safety standards. Beyond housing, PHAs often connect residents with supportive services, including job training, childcare, and healthcare resources, to promote long-term stability and economic mobility. By addressing the housing needs of vulnerable populations, PHAs contribute to stronger, more equitable communities.

MA-30 Homeless Facilities and Services – 91.210(c)

Introduction

Affordable housing has become increasingly difficult to secure as rent rates continue to rise and rental vacancy rates reach virtually zero. Additionally, the COVID-19 pandemic triggered job loss and reduced wages, further adding to the housing instability of thousands of households throughout California. Ultimately, homelessness is often the end result and does not happen by choice.

Homelessness stems from a variety of factors:

- Unemployment,
- Unforeseen life changes,
- Substance use,
- Medical emergencies,
- Domestic violence, or
- Mental health issues.

Housing instability is particularly challenging due to the limiting wage opportunity and other financial barriers exacerbated by the pandemic. Nonprofits, community organizations, and response networks throughout California continue to increase capacity, become more sophisticated, and collaborate in their efforts to provide housing and critical support services for the most disadvantaged among us.

Often it is easy to see homelessness simply as someone living on the street. While this is the reality for some, it is not for the majority of those experiencing homelessness.

The list below outlines the various degrees of homelessness.

Imminent Risk of Homelessness: A person or family who will lose their primary nighttime residence within 14 days.

Precariously Housed: A person or family who lack a fixed, regular nighttime residence but have been offered accommodation from friends or family for an indeterminate time.

Fleeing/Attempting to Flee Domestic Violence: A person or family that is fleeing or is attempting to flee domestic violence, has no other residence, lacks resources or support networks, or does not have permanent housing.

Literally Homeless: A person or a family who lacks a fixed, regular and adequate nighttime residence. Typically, this means living in a place not meant for habitation or in an emergency shelter.

Chronically Homeless: A person or family who has experienced homelessness for at least one year—or repeatedly—while having a disabling condition.

Facilities and Housing Targeted to Homeless Households

	Emergency Shelter Beds		Transitional Housing Beds	Permanent Supportive Housing Beds	
	Year Round Beds (Current & New)	Voucher / Seasonal / Overflow Beds	Current & New	Current & New	Under Development
Households with Adult(s) and Child(ren)	0	0	0	0	0
Households with Only Adults	0	0	0	0	0
Chronically Homeless Households	0	0	0	0	0
Veterans	0	0	0	0	0
Unaccompanied Youth	0	0	0	0	0

Table 36 - Facilities and Housing Targeted to Homeless Households

Data Source Comments:

Describe mainstream services, such as health, mental health, and employment services to the extent those services are use to complement services targeted to homeless persons

List and describe services and facilities that meet the needs of homeless persons, particularly chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth. If the services and facilities are listed on screen SP-40 Institutional Delivery Structure or screen MA-35 Special Needs Facilities and Services, describe how these facilities and services specifically address the needs of these populations.

MA-35 Special Needs Facilities and Services – 91.210(d)

Introduction

Everyone needs safe, decent, stable housing. For some of the most vulnerable people in America — people with mental illness, chronic health conditions, histories of trauma, and other struggles — a home helps them to get adequate treatment and start on the path toward recovery. But some conditions make it difficult for people to maintain a stable home without additional help. “Supportive housing, a highly effective strategy that combines affordable housing with intensive coordinated services, can provide that needed assistance.

A broad body of research shows that supportive housing effectively helps people with disabilities maintain stable housing. People in supportive housing use costly systems like emergency health services less frequently and are less likely to be incarcerated. Supportive housing also can aid people with disabilities in getting better health care and help seniors trying to stay in the community as they age and families trying to keep their children out of foster care.

Supportive housing is a highly effective strategy that **combines affordable housing with intensive coordinated services** to help people struggling with chronic physical and mental health issues maintain stable housing and receive appropriate health care.

Permanence and affordability. Tenants generally pay no more than 30 percent of their income for rent. They have the same rights and responsibilities as other renters, such as having the lease in their name and the right to privacy in their unit, which means they cannot be evicted for reasons unrelated to being a good tenant.

Integration. Individuals and families are able to live independently in apartments or single-family homes in residential neighborhoods. Tenants in supportive housing should have access to public transportation, grocery stores, parks, and other neighborhood amenities common to all other residents. (Less accessible services put tenants' housing and health at risk: if they are unable to travel to providers' offices, for instance, they may stop using the services.)

Emphasis on choice. Supportive housing maximizes client choice, in clients' housing options and the services they receive. For instance, tenants can generally come and go as they please and have control over their daily schedule, like mealtimes and visitors. They also can direct the types of services they receive and the goals they set with the service provider.

Low barriers to entry. Supportive housing providers do not require clients to hit benchmarks before moving into housing or put other screening barriers in the way. Blanket bans on people with criminal histories or bad credit, for example, or requirements to meet goals, like employment or completing a course of treatment, before entering supportive housing would screen out the very people supportive housing aims to help. Individuals and families are able to live independently in apartments or single-family homes in residential neighborhoods.

"Supportive Housing Helps Vulnerable People Live and Thrive in the Community" Center on Budget and Policy Priorities, May 31, 2016

Including the elderly, frail elderly, persons with disabilities (mental, physical, developmental), persons with alcohol or other drug addictions, persons with HIV/AIDS and their families, public housing residents and any other categories the jurisdiction may specify, and describe their supportive housing needs

Porterville, California, offers several supportive housing programs aimed at assisting individuals and families in need. Here are some key programs and resources available:

City of Porterville Housing Programs & Resources

The City of Porterville provides various housing assistance programs for low-income families, including:

- First-Time Homebuyer Program (FTHB): Assists eligible applicants in purchasing their first home by offering deferred loan payment assistance and homeownership education.
- Home Rehabilitation and Public Utilities Assistance: Offers assistance for home repairs and utility costs to eligible homeowners, ensuring safe and habitable living conditions.
- ADA Wheelchair Ramp Grant Program: Provides grants for the installation of exterior wheelchair ramps to improve accessibility for residents with mobility challenges.

For more details, visit the City of Porterville's Housing Programs page: ci.porterville.ca.us

Community Services & Employment Training (CSET)

CSET offers housing support services aimed at promoting safety and housing stability, including:

- Supportive Housing: Helps develop and provide housing and related supportive services for people moving from homelessness to independent, supportive living.
- Transitional Housing: Offers an 18-24 month transitional housing program for survivors fleeing domestic violence and their children, assisting with educational opportunities and supportive services.

More information is available on CSET's Housing Services page: cset.org

Housing Authority of the County of Tulare (HATC)

HATC provides rental assistance to very low and moderate-income families, seniors, and individuals with disabilities throughout Tulare County. Their programs include:

- Conventional Public Housing Program: Manages rental properties available to eligible families and individuals.
- Housing Choice Voucher Program: Offers rental assistance to enable participants to afford housing in the private market.

- Farm Labor Program: Provides housing options for families with farm labor income.
- Senior Housing Programs: Offers housing solutions tailored for senior residents.

Details can be found on the HATC website: hatc.net

Central California Family Crisis Center

This organization serves individuals and families in crisis, offering:

- Emergency Shelter: Provides immediate housing for those fleeing domestic violence or facing homelessness.
- Transitional Housing & Aftercare: Offers programs that effectively meet the distinctive needs of domestic violence survivors, homeless clients, and their children.
- Permanent Supportive Housing (PSH): Provides long-term housing solutions coupled with supportive services to promote stability and self-sufficiency.

More information is available on their website: ccfamilycrisis.org

Family Services of Tulare County

This organization helps connect individuals with HIV/AIDS with housing-related resources and wrap-around services that promote safety and housing stability.

More information can be found here: fstc.net/what-we-do/programs-services/hiv-aids-support.html

Describe programs for ensuring that persons returning from mental and physical health institutions receive appropriate supportive housing

<TYPE=[text] REPORT_GUID=[F8DC4D3147433947165558A235C46686]
PLAN_SECTION_ID=[1350402000]>

Specify the activities that the jurisdiction plans to undertake during the next year to address the housing and supportive services needs identified in accordance with 91.215(e) with respect to persons who are not homeless but have other special needs. Link to one-year goals. 91.315(e)

The City continues partners with several Agencies to provide supportive services to individuals to prevent homelessness and other needs, such as low-income housing, senior assistance or programs, rehab programs, fair housing education, mental health services and/or programs, and housing vouchers. The City strives to have accessible information on all the resources provided in their jurisdiction and to have that information available to anyone who needs it at any time.

For entitlement/consortia grantees: Specify the activities that the jurisdiction plans to undertake during the next year to address the housing and supportive services needs

identified in accordance with 91.215(e) with respect to persons who are not homeless but have other special needs. Link to one-year goals. (91.220(2))

Not applicable.

MA-40 Barriers to Affordable Housing – 91.210(e)

Negative Effects of Public Policies on Affordable Housing and Residential Investment

Barriers to affordable housing in the City of Porterville are largely associated with costs of housing. Rental prices for the available stock of housing are higher than they have ever been. Building more affordable housing is imperative but costs of permits and development fees have increased and therefore created challenges to affordable housing development.

The disparity between income and housing costs stands as the greatest barrier for households seeking to obtain affordable housing in the City. Other barriers to affordable housing in the City may include permit costs and development impact fees, building codes, off-street parking standards, and restrictive zoning, as these policies or costs may negatively affect the development of affordable housing and residential investment in this jurisdiction. The City strives to mitigate these issues as effectively as possible.

Consultation with a regional developer revealed the following:

“Zoning is a big challenge for housing developers. A lot of land is available and ideal for housing but not zoned for this use; it’s either commercial or single family. Mixed use zones seem to a creative option; it invites more development options. The process to request rezoning can be arduous and expensive. Zoning is always contentious. There is also not as much trust if a developer has initiated the process to rezone; there is more likely to be push back. Also, funding timelines are lengthy: from the time an application is submitted, reviewed, and awarded, a significant amount of time has passed. And the funding award may not match the request, which puts the developer in a difficult situation. It would be great for the City of Porterville to develop specific communication for developers so they are aware of funding opportunities. There is a lot of interest to develop there.”

MA-45 Non-Housing Community Development Assets – 91.215 (f)

Introduction

Porterville, California, is a dynamic city nestled against the Sierra Nevada foothills, serving as a commercial hub for its residents. The local economy thrives on a diverse mix of agribusiness, light industry, and commercial enterprises, with businesses producing electronic medical instruments, printed forms, specialty documents, and food products.

Demographics and Workforce

As of 2022, Porterville's population surpassed 62,000, with a labor force of approximately 25,700 individuals. The city experienced a 1.79% employment growth from 2021 to 2022, reflecting a positive economic trajectory. The workforce is predominantly engaged in sectors such as agriculture, manufacturing, retail trade, and healthcare.

Economic Development Initiatives

The City of Porterville's Economic Development Division actively fosters economic growth by attracting, retaining, and expanding businesses. Initiatives include the Business Assistance Program and the Development Fee Payment Plan Program, which offer financing options and deferred payment plans to support local enterprises. Additionally, the city provides fast-track, one-stop permitting processes and is located within California's Recycling Market Development Zone, offering further incentives for businesses.

Commercial Development Opportunities

Porterville offers several prime commercial development sites, notably the Riverwalk Marketplace, strategically located off State Route 190 and Highway 65. This area presents parcels ready for retail development, aiming to cater to the growing consumer base within a 15-minute drive time.

Other key commercial zones include areas along Henderson Avenue and near the Porterville Airport, which is in proximity to the newly relocated Eagle Mountain Casino, enhancing the area's appeal for future development.

Strategic Location and Lifestyle

Porterville's strategic location offers businesses access to major markets while maintaining the advantages of a smaller community. The city boasts a variety of parks, cultural institutions like the Zalud House and Porterville Museum, and hosts numerous annual events, contributing to a high quality of life for residents and an attractive environment for businesses.

Porterville's robust economic development initiatives, strategic location, and quality lifestyle make it a compelling destination for businesses seeking growth opportunities in California's Central Valley.

Economic Development Market Analysis

Business Activity

Business by Sector	Number of Workers	Number of Jobs	Share of Workers %	Share of Jobs %	Jobs less workers %
Agriculture, Mining, Oil & Gas Extraction	4,172	3,799	26	27	1
Arts, Entertainment, Accommodations	1,818	1,650	12	12	0
Construction	732	351	5	3	-2
Education and Health Care Services	2,582	2,702	16	19	3
Finance, Insurance, and Real Estate	440	314	3	2	-1
Information	121	73	1	1	0
Manufacturing	1,500	694	10	5	-5
Other Services	366	297	2	2	0
Professional, Scientific, Management Services	608	451	4	3	-1
Public Administration	0	0	0	0	0
Retail Trade	2,067	2,035	13	15	2
Transportation and Warehousing	865	1,350	5	10	5
Wholesale Trade	505	235	3	2	-1
Total	15,776	13,951	--	--	--

Table 37 - Business Activity

Data Source: 2016-2020 ACS (Workers), 2020 Longitudinal Employer-Household Dynamics (Jobs)

Labor Force

Total Population in the Civilian Labor Force	26,625
Civilian Employed Population 16 years and over	23,285
Unemployment Rate	12.52
Unemployment Rate for Ages 16-24	13.04
Unemployment Rate for Ages 25-65	9.22

Table 38 - Labor Force

Data Source: 2016-2020 ACS

Occupations by Sector	Number of People
Management, business and financial	3,710
Farming, fisheries and forestry occupations	1,930
Service	2,215
Sales and office	5,285
Construction, extraction, maintenance and repair	3,825
Production, transportation and material moving	1,435

Table 39 – Occupations by Sector

Data Source: 2016-2020 ACS

Travel Time

Travel Time	Number	Percentage
< 30 Minutes	16,261	72%
30-59 Minutes	4,677	21%
60 or More Minutes	1,535	7%
Total	22,473	100%

Table 40 - Travel Time

Data Source: 2016-2020 ACS

Education:

Educational Attainment by Employment Status (Population 16 and Older)

Educational Attainment	In Labor Force		Not in Labor Force
	Civilian Employed	Unemployed	
Less than high school graduate	3,455	1,420	2,380

Educational Attainment	In Labor Force		Not in Labor Force
	Civilian Employed	Unemployed	
High school graduate (includes equivalency)	5,295	650	1,660
Some college or Associate's degree	7,090	270	2,045
Bachelor's degree or higher	2,695	200	345

Table 41 - Educational Attainment by Employment Status

Data Source: 2016-2020 ACS

Educational Attainment by Age

	Age				
	18–24 yrs	25–34 yrs	35–44 yrs	45–65 yrs	65+ yrs
Less than 9th grade	215	455	1,165	2,620	1,945
9th to 12th grade, no diploma	925	750	1,490	780	850
High school graduate, GED, or alternative	1,810	2,465	2,020	3,125	1,565
Some college, no degree	2,815	2,085	1,815	2,780	1,350
Associate's degree	500	1,415	345	985	550
Bachelor's degree	100	815	785	800	760
Graduate or professional degree	0	129	235	480	270

Table 42 - Educational Attainment by Age

Data Source: 2016-2020 ACS

Educational Attainment – Median Earnings in the Past 12 Months

Educational Attainment	Median Earnings in the Past 12 Months
Less than high school graduate	19,993
High school graduate (includes equivalency)	26,834
Some college or Associate's degree	32,958
Bachelor's degree	32,147
Graduate or professional degree	81,233

Table 43 – Median Earnings in the Past 12 Months

Data Source: 2016-2020 ACS

Based on the Business Activity table above, what are the major employment sectors within your jurisdiction?

Based on the chart, the major employment sectors (those with the highest number of workers) are:

1. **Agriculture, Mining, Oil & Gas Extraction** – 4,172 workers (26% of total workers)
2. **Education and Health Care Services** – 2,582 workers (16% of total workers)
3. **Retail Trade** – 2,067 workers (13% of total workers)
4. **Arts, Entertainment, Accommodations** – 1,818 workers (12% of total workers)
5. **Manufacturing** – 1,500 workers (10% of total workers)

These sectors employ the largest share of workers in the area, indicating their importance to the local economy.

Describe the workforce and infrastructure needs of the business community:

In Porterville, 69.1% of residents aged 25 and older are high school graduates, but only 14.9% hold a bachelor's degree or higher. The workforce is largely composed of high school graduates (10,455 people) or those with some college education (8,940 people), while advanced degrees are less common (1,085 people). This suggests a need for workforce development to boost technical and specialized skills. Many households in Porterville average 3.19 persons, adding pressure to provide family-sustaining jobs. Additionally, 54.5% of residents speak a language other than English at home, highlighting the need for culturally inclusive workforce programs to address language barriers and meet community needs.

Porterville's economy is driven by industries like retail, healthcare, and food services. According to the U.S. Census Bureau's Economic Census, retail sales in 2022 reached about \$883.3 million, with per capita retail sales at \$14,058. While retail provides many jobs, there is growing demand for skilled workers, especially in technical fields. This indicates a need for career training and education programs, particularly in healthcare and retail, to align the local workforce with available job opportunities.

The Tulare County economy saw a 6.1% job growth between 2019 and 2024, surpassing the national average of 3.9%. However, the region's median household income of \$64.5K is \$10.7K below the national median of \$75.1K, signaling a need for higher-paying jobs. Focusing on industries like healthcare, logistics, and advanced manufacturing could help address this gap. The region's top industries—support activities for crop production, education, and healthcare—suggest that workforce development efforts should focus on these sectors to align with their continued growth. Porterville is also improving its infrastructure to support business growth and workforce mobility. The Zero-Fare Transit Program, running from July 1, 2024, to June 30, 2025, will offer free transit services for fixed routes and ADA paratransit services. This initiative aims to improve access to job opportunities by addressing transportation barriers. Continued infrastructure investment will be crucial for supporting Porterville's growing population and economy.

Describe any major changes that may have an economic impact, such as planned local or regional public or private sector investments or initiatives that have affected or may affect

job and business growth opportunities during the planning period. Describe any needs for workforce development, business support or infrastructure these changes may create.

The Measure R Strategic Work Plan, led by the Tulare County Association of Governments, will bring significant changes to Porterville's economy by improving regional transportation infrastructure. This initiative will focus on upgrading roads, bridges, and public transit systems, leading to better connectivity, efficient movement of goods, and business growth, especially in agriculture, tourism, and logistics. These improvements will make Porterville more attractive to businesses and residents.

With these changes, there will be increased demand for skilled workers, particularly in construction and service industries. Workforce development programs will be essential, focusing on construction-related technical skills and services for tourism. Additionally, business support services will help local businesses adapt to changes and take advantage of new growth opportunities.

Porterville's participation in the Comprehensive Economic Development Strategy (CEDS) and collaboration with the Tulare County Economic Development Corporation (TCEDC) and the Workforce Investment Board will guide business growth and attract investment. The city's involvement in ICSC conferences will further bolster these efforts, strengthening the local economy and creating jobs. By working with these entities, Porterville will ensure its infrastructure can accommodate future economic growth, benefiting both residents and businesses.

The SoTu Master Plan is another key initiative. This plan envisions transforming 447 acres of agricultural land into a mixed-use district, providing opportunities for residential, commercial, and recreational spaces. While physical development is not yet planned, the city aims to establish a framework for this transformation. The area, located east of S Westwood St., west of State Route 65, north of State Route 190, and south of the Tule River, will play a vital role in Porterville's growth. The master plan will involve updates to the city's General Plan and Zoning Map to support this shift from agricultural to mixed-use land.

Porterville is also undergoing a Comprehensive Development Code Update to streamline the permitting process and address inconsistencies in regulations. This update, ensuring compliance with recent state laws, will make the city's development code more user-friendly and adaptable to the community's evolving needs. The last comprehensive update was in 2013, and since then, new state legislation has impacted local procedures and development standards. This update will ensure predictability in the permitting process and align development with state laws, particularly for public improvements like roadways and parks.

Together, the Measure R Strategic Work Plan, SoTu Master Plan, and Development Code Update will create significant opportunities for Porterville's economic growth. These initiatives will shape the city's future, providing new business and job opportunities while ensuring that infrastructure and regulations support sustainable development. The combination of enhanced infrastructure, strategic planning, and updated regulations will position Porterville for continued growth and success in the coming years.

How do the skills and education of the current workforce correspond to employment opportunities in the jurisdiction?

In Porterville, the workforce predominantly consists of individuals with high school diplomas or some college education, and only 14.9% hold a bachelor's degree or higher. There's a clear mismatch between the skills of the current workforce and the rising demand for specialized skills, particularly in fields like healthcare and retail.

The 45-65 age group represents the largest portion of the workforce, but many in the 18-24 age group lack a high school diploma, signaling a need for workforce development and education to better equip younger workers for local job opportunities.

To align with local employment opportunities, there's a pressing need for more targeted education and workforce development programs that focus on technical and specialized fields to meet the growing demand for skilled workers in sectors like healthcare, retail, and food services.

Describe any current workforce training initiatives, including those supported by Workforce Investment Boards, community colleges and other organizations. Describe how these efforts will support the jurisdiction's Consolidated Plan.

Porterville is actively working with local community colleges and the Tulare County Workforce Investment Board to provide job training in fields like healthcare, manufacturing, and construction. These initiatives are crucial for addressing workforce needs and aligning worker skills with business demand. Additionally, the Porterville Unified School District (PUSD) offers 14 different "open choice" Pathways, which provide an exciting, innovative, and hands-on learning environment. The program combines career technical training with rigorous academic standards, aiming for students to graduate college and career-ready with an advantage in post-secondary learning options, whether at college, through technical certifications, or directly in the workforce.

Moreover, Porterville College offers a variety of programs, certificates, and degrees that equip students with the skills needed in high-demand fields such as healthcare, business, and trades. The college's educational offerings contribute to building a well-prepared local workforce. In addition, San Joaquin Valley College (SJVC), with its Porterville location, provides accelerated medical and business programs, allowing adults to gain relevant skills quickly and enter the workforce. Porterville Unified School District

Adult Education also offers a variety of programs aimed at adult learners, ensuring that working-age residents have access to continuing education and workforce development opportunities.

These programs and partnerships directly support the City's Consolidated Plan by enhancing workforce readiness, promoting economic self-sufficiency, and addressing the skills gap in sectors critical to Porterville's economic growth. By fostering collaboration between local education providers, the Workforce Investment Board, and employers, these efforts ensure a robust, skilled workforce for the future.

Does your jurisdiction participate in a Comprehensive Economic Development Strategy (CEDS)?

Yes

If so, what economic development initiatives are you undertaking that may be coordinated with the Consolidated Plan? If not, describe other local/regional plans or initiatives that impact economic growth.

<TYPE=[text] REPORT_GUID=[F8DC4D3147433947165558A235C46686]
PLAN_SECTION_ID=[1370705000]>

Discussion

The City of Porterville is committed to continuing to help ensure all residents have access to living-wage jobs, educational opportunities, and economic vitality.

Additionally, based on the information above, the following should be noted:

Employment-Job Mismatch

Comparing the number of workers to the number of jobs reveals some sectors with imbalances:

- Education and Health Care Services (+3%) has a higher share of jobs (19%) than workers (16%), indicating a demand for more workers in this field.
- Retail Trade (+2%) and Transportation & Warehousing (+5%) also have slightly more jobs than workers, suggesting a potential labor shortage.
- Manufacturing (-5%) and Construction (-2%) have more workers than jobs, implying underemployment or people commuting out for jobs.

Sectors with Minimal Presence

Some industries are notably small in the local economy:

- Information (1%) and Finance, Insurance, and Real Estate (3%) have relatively few workers and jobs, indicating a smaller presence in knowledge-based sectors.
- Public Administration (0%) suggests no reported government jobs, which is unusual unless public sector employment is categorized elsewhere.

Dominance of Agriculture and Natural Resources

- Agriculture, Mining, Oil & Gas Extraction (26% workers, 27% jobs) is the largest sector by far, highlighting a reliance on resource-based industries.
- This reliance could make the economy vulnerable to shifts in commodity prices or environmental regulations.

Services and Tourism Play a Role

Arts, Entertainment, Accommodations (12%) is a notable contributor to employment, potentially indicating a tourism-driven economy or seasonal work reliance.

Potential for Economic Diversification

Given the high concentration in agriculture and natural resources, encouraging growth in education, healthcare, technology, or financial services could help create a more resilient economy.

MA-50 Needs and Market Analysis Discussion

**Are there areas where households with multiple housing problems are concentrated?
(include a definition of "concentration")**

Are there any areas in the jurisdiction where racial or ethnic minorities or low-income families are concentrated? (include a definition of "concentration")

What are the characteristics of the market in these areas/neighborhoods?

Are there any community assets in these areas/neighborhoods?

Are there other strategic opportunities in any of these areas?

MA-60 Broadband Needs of Housing occupied by Low- and Moderate-Income Households - 91.210(a)(4), 91.310(a)(2)

Describe the need for broadband wiring and connections for households, including low- and moderate-income households and neighborhoods.

Broadband access in communities helps provide economic growth, improved educational opportunities, access to better healthcare, greater employment opportunities, improving public safety, and increased global competitiveness for businesses.

The term broadband commonly refers to high-speed Internet access that is always on and faster than traditional dial-up access. Broadband includes several high-speed transmission technologies such as digital subscriber line (DSL), cable modem, fiber, wireless, satellite, and broadband over powerlines (BPL).

Research among Organization for Economic Co-operation and Development (OECD) countries shows that a 4 Mbps increase in household broadband speed is associated with a roughly 4 percent increase in household income. Research shows that businesses who begin utilizing broadband increase their employees' labor productivity by an average of 5 percent in the manufacturing sector and 10 percent in the services sector.

The current standard for broadband in the U.S. is internet with a 25 Mbps (Megabits per second) download speed. Though Netflix says it needs only 5 Mbps to stream video, the 25 Mbps threshold is intended to satisfy the different needs; high-quality downloads, video communication, and multiple demands of a single household's network. However, many Americans are still unable to access broadband at the speeds necessary to make full use of its benefits.

HUD is actively working to bridge the digital divide in low-income communities served by HUD by providing help with the expansion of broadband infrastructure to low- and moderate-income communities. In December 2017, HUD published the final rule, *"Narrowing the Digital Divide Through Installation of Broadband Infrastructure in HUD-Funded New Construction and Substantial Rehabilitation of Multifamily Rental Housing."* The final ruling requires installing broadband infrastructure at the time of new construction or substantial rehabilitation of multifamily rental housing funded or supported by HUD. Additionally, CDBG entitlement communities must analyze the needs of the broadband for housing occupied by low- and moderate-income households.

Within the city of Porterville, multiple low-medium-cost internet connectivity options are available. Attached are maps with additional information. Competition for residential customers has worked to keep prices reasonable, typically starting between \$30-60/month. This includes some areas of Porterville covered with AT&T Fiber starting at \$55/mo.

Excellent cellular network coverage is also available in most Porterville locations. This offers additional low-cost "hot-spot" opportunities for network customers. All three of the large carriers have a presence in the area.

The Porterville Library offers electronic resources and these will expand with the building of a new permanent location.

Describe the need for increased competition by having more than one broadband Internet service provider serve the jurisdiction.

The American Community Survey (ACS) estimates that over 2,000 Porterville households lack reliable, affordable internet.

Most recent ACS data shows Porterville has 2,607 households earning less than \$20,000/yr. 484 of these households are estimated to have no fixed or cellular data connections. Of the 9,285 households with incomes of \$20,000-\$74,999 over 1000 are estimated to have no connectivity.

Additionally, over 2000 households in Porterville are estimated to have a cellular data plan and no other internet access.

With the FCC Affordable Connectivity Program sunseting, at least temporarily, many additional LMI families may struggle to afford reliable internet service.

Porterville has reliable competition within the market. Additional providers beyond the current main resources (see included information) and expansion of additional fiber networks would work to maintain better competition and keep prices low for the basic services LMI households need.

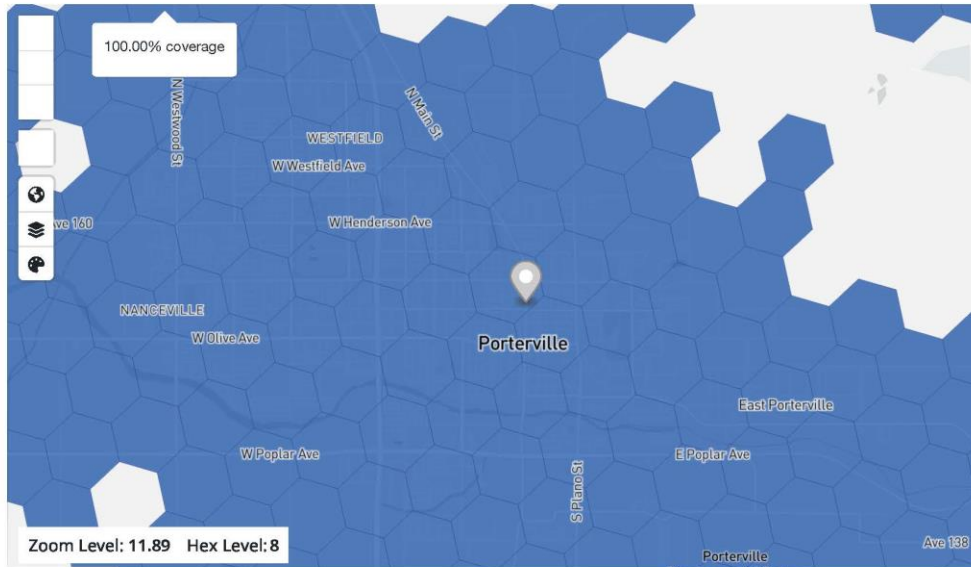


Location Summary

Service: Residential Tech: Any Technology Speed: $\geq$ 100/20

Service Filters

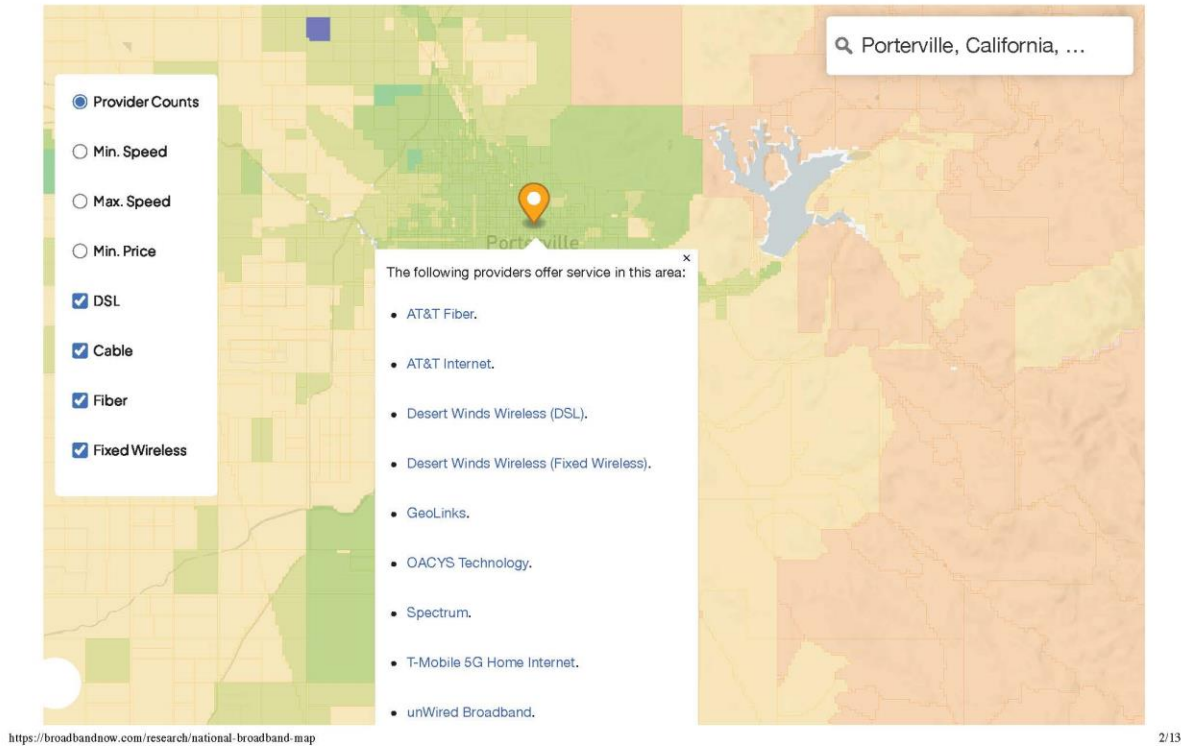
Address▼ Porterville, California, United States



https://broadbandmap.fcc.gov/location-summary/fixes?version=jun2024&lon=-119.01619&lat=36.07055&addr_full=Porterville%2C+California%2C+United+States&zoom=11.89&vlon=-119.021256&vlat=36.067845&br... 1/2

FCC Location Data

SUBMIT QUESTION



Broadband Now Map

MA-65 Hazard Mitigation - 91.210(a)(5), 91.310(a)(3)

Describe the jurisdiction's increased natural hazard risks associated with climate change.

The 2023 Multi-Jurisdictional Local Hazard Mitigation Plan (MJ-LHMP) updates the 2018 Federal Emergency Management Agency (FEMA) approved Tulare County MJ-LHMP. Hazard mitigation aims to reduce or eliminate long-term risks to people and property from hazards. Tulare County, eight (8) incorporated communities, including the City of Porterville, and nine special districts prepared this MJ-LHMP Update to the FEMA-approved 2018 Tulare County LHMP to make the County and its residents less vulnerable to future hazard events.

The MJ-LHMP Update demonstrates the community's commitment to reducing risks from hazards and serves as a tool to help decision-makers direct mitigation activities and resources. It was also developed, among other things, to ensure Tulare County and participating jurisdictions continued eligibility for certain federal disaster assistance.

Climate change adaptation is a key priority of the State of California. This LHMP Update is concerned with human-induced climate change that has been rapidly warming the Earth at rates unprecedented in the last 1,000 years. According to the Intergovernmental Panel on Climate Change (IPCC), climate change will "increase the likelihood of severe, pervasive and irreversible impacts for people and ecosystem" if unchecked.

In addition to changes in average temperatures, sea levels, and precipitation patterns, the intensity of extreme weather events is also changing.

Similarly, as noted in California's Fourth Climate Change Assessments, projections show that average temperatures will continue to rise across California, drought will increase in length and frequency, and sea levels will rise in coastal communities. Drought and temperature increases are likely to create secondary hazards that can include a decline in overall snowpack, changes in frequency and intensity of precipitation events, and an increase in wildfire activity. Climate change hazards can impact water availability, agricultural production, public health systems, essential transportation corridors, and disadvantaged communities in both rural and urban areas across California.

In Tulare County, climate change will be more localized in the form of specific hazards (or exposures) that will occur through changes in existing conditions or new natural hazards. These exposures are analyzed in the vulnerability assessment and include agriculture and forestry pests and diseases, avalanche, drought, extreme heat, flooding, pandemic hazards, landslides, severe weather, severe winter weather, and wildfire. Some hazards, such as wildfire and drought, relate directly to the occurrence of other hazards, such as agriculture and forestry pests and diseases, landslides, and flooding. Tulare County is currently experiencing some of these changes, but others may not occur or be apparent for several years or decades.

The City could see population fluctuations as a result of climate impacts relative to those experienced in other regions, and these fluctuations are expected to impact demand for housing and other development.

Likelihood of future occurrence – Likely

Climate change is virtually certain to continue without immediate and effective global action. According to NASA, 2017 and 2019 were two of the hottest years on record. Without significant global action to reduce greenhouse gas (GHG) emissions, the IPCC concludes in its Fifth Assessment Synthesis Report (2014) that average global temperatures are likely to exceed 1.5oC by the end of the 21st century, with consequences for people, assets, economies, and ecosystems, including risks from heat stress, storms and extreme precipitation, inland and coastal flooding, landslides, air pollution, drought, water scarcity, sea level rise and storm surges.

Describe the vulnerability to these risks of housing occupied by low- and moderate-income households based on an analysis of data, findings, and methods.

Climate change will be more localized in the form of specific hazards (or exposures) that will occur through changes in existing conditions or new natural hazards in Tulare County. This means that those who may be affected by other hazards should be aware of them as climate change continues to grow more prevalent.

Those who are disadvantaged or live in underprivileged communities may see the effects of climate change before others, as being in a more vulnerable position can often intensify any changes that occur from climate change.

Critical facilities such as cooling shelters are not specifically designed to address climate change as a hazard but to help people cope with the other hazards that may increase with climate change.

As seen in the attached jpegs, there is significant overlap between QCT's and increased flood risk in Porterville. Low-income homeowners are at increased risk of loss, as they are more likely to be uninsured or underinsured. Insurance coverage may minimize the risk to a lender and not provide enough resources to adequately rebuild.

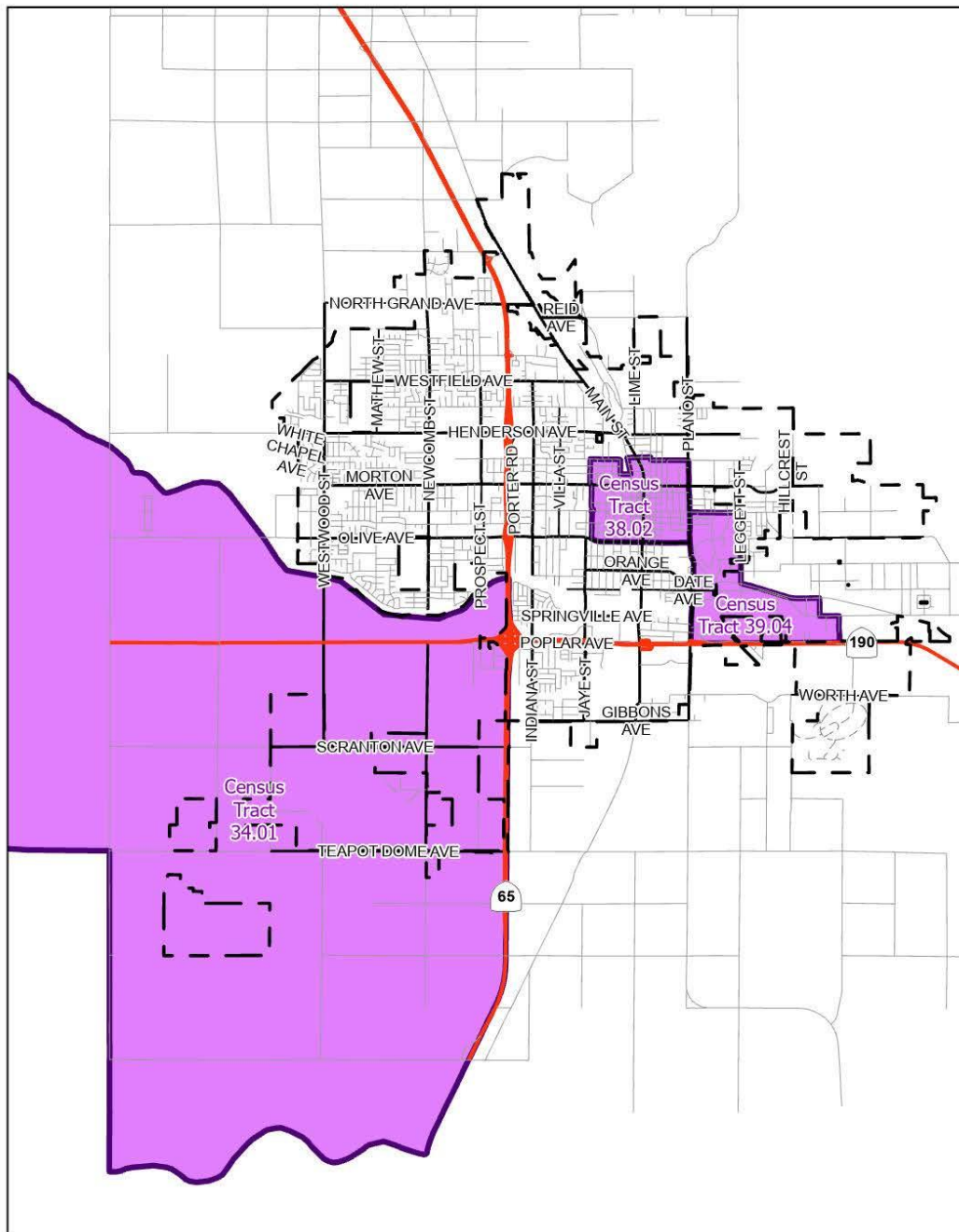
For renters, the loss of affordable housing due to flood damage may be challenging to replace at a reasonable cost.

Increased temperatures manifested as heat waves and sustained high heat days directly harm human health through heat-related illnesses (mild heat stress to fatal heat stroke) and the exacerbation of pre-existing conditions in the medically fragile, chronically ill, and vulnerable. Increased heat also intensifies the photochemical reactions that produce smog, ground-level ozone, and fine particulates (PM2.5), contributing to and exacerbating respiratory disease in children and adults. Increased heat and carbon

dioxide enhance the growth of plants that produce pollen, which are associated with allergies. Increased temperatures add to the heat load of buildings in urban areas and exacerbate existing urban heat islands, increasing the risk of high ambient temperatures. * Climate Change and Health Profile Report Tulare County. Homeless, under-resourced, those without working air conditioning systems, and other vulnerable residents will be most impacted. The Tulare County temperature increase estimate pic and graph are attached.

In almost every category of "Climate Change Exposures" outlined in the Tulare County study, low-income residents were listed as a population most affected.

Eligible Census Tracts



 Eligible Census Tract

 City Limits

0 1 2 Miles

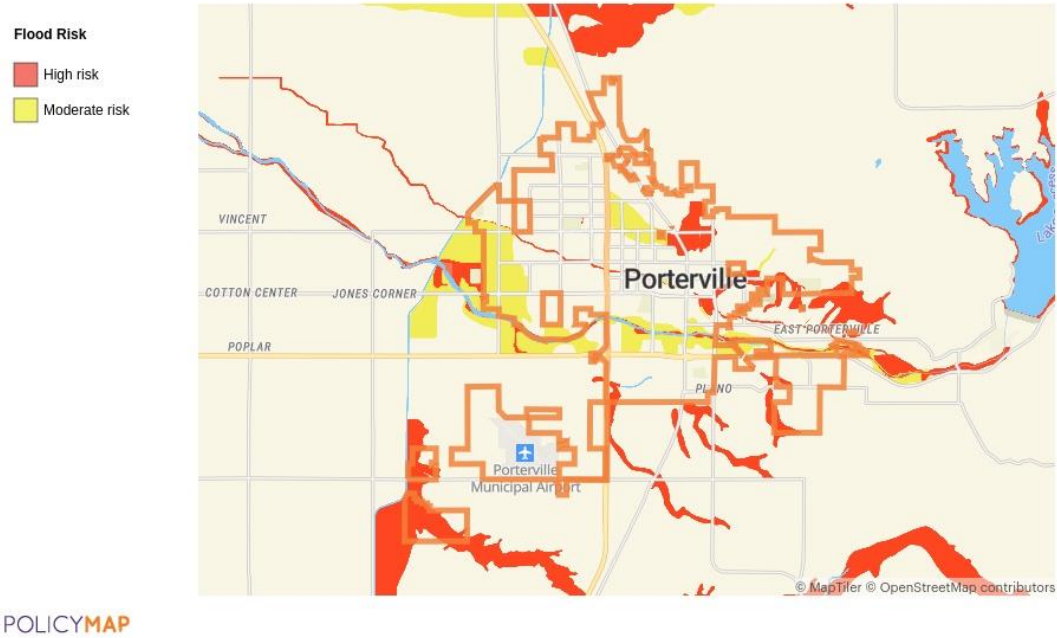


Date Printed: 9/16/2024 by the Community Development Department

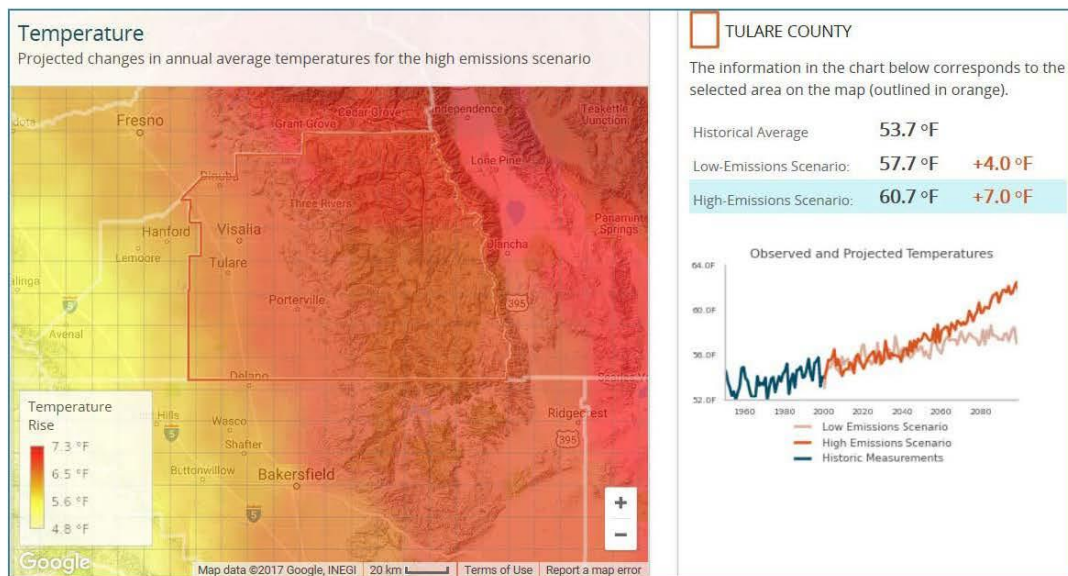
Eligible Census Tracts

Flood Risk 2025

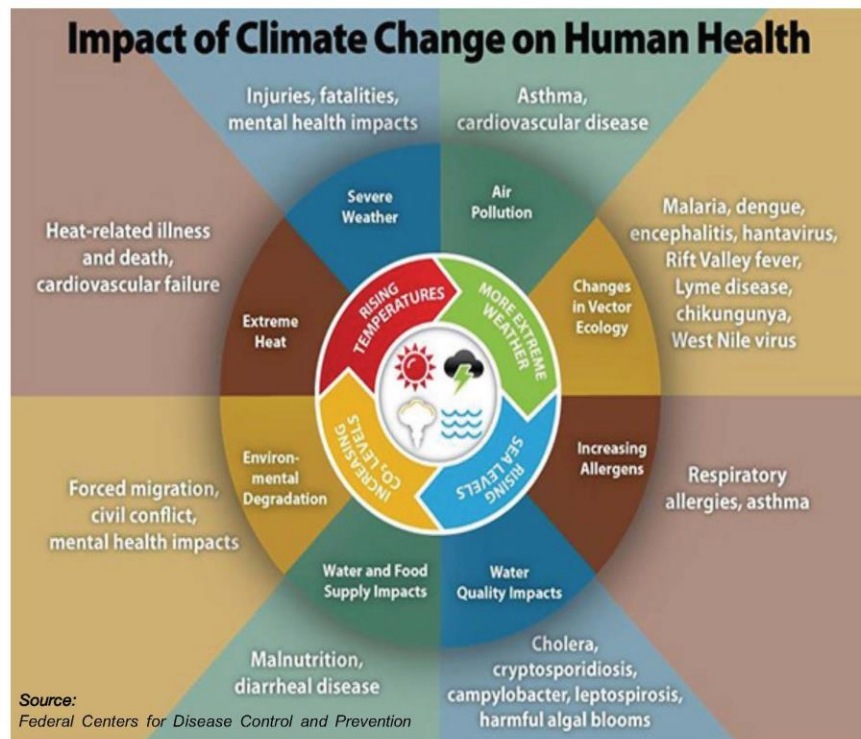
The map below illustrates areas of high and moderate flood risk in the report area. 'High Flood Risk' translates to a 1.0% annual chance flood risk, while 'Moderate Flood Risk' indicates 0.2% annual chance flood event. These maps are built from the most recent Federal Emergency Management Agency (FEMA) flood risk data. [Explore ways to enhance resilience to flooding and other climate-related threats.](#)



Flood Risk



Temperature Estimates



Impacts of Climate Change

Strategic Plan

SP-05 Overview

Strategic Plan Overview

The Strategic Plan serves as a planning document that outlines the anticipated resources over the course of 5-years from CDBG entitlement funding, program income, and other sources. Additionally, a series of goals is described, illuminating how the City will prioritize available financial resources, geographic priorities, and expected outcomes.

Priorities and goals were determined through analysis of multiple data sources:

- Comprehensive community surveys and outreach
- Interview and consultation with area stakeholders
- Staff recommendations
- Results of previous monitoring of subrecipients
- HUD Annual Homeless Assessment Report
- HUD Worst Case Housing Needs
- Policy Map, Community Profile
- HUD Community Resiliency Kit
- Community Housing Assessment Strategy (CHAS) data
- American Housing Survey (AHS) data
- American Community Survey (ACS) 5-Year Estimates

SP-10 Geographic Priorities – 91.215 (a)(1)

Geographic Area

Table 44 - Geographic Priority Areas

1	Area Name:	Citywide
	Area Type:	Local Target area
	Other Target Area Description:	
	HUD Approval Date:	
	% of Low/ Mod:	
	Revital Type:	Comprehensive
	Other Revital Description:	
	Identify the neighborhood boundaries for this target area.	
	Include specific housing and commercial characteristics of this target area.	
	How did your consultation and citizen participation process help you to identify this neighborhood as a target area?	
	Identify the needs in this target area.	
	What are the opportunities for improvement in this target area?	
	Are there barriers to improvement in this target area?	

General Allocation Priorities

Describe the basis for allocating investments geographically within the jurisdiction (or within the EMSA for HOPWA)

The City did not identify a geographic target area as a basis for funding allocation priorities. Goals are not limited to a specific area within the City of Porterville.

SP-25 Priority Needs - 91.215(a)(2)

Priority Needs

Table 45 – Priority Needs Summary

1	Priority Need Name	Provide Decent Housing
	Priority Level	High
	Population	Extremely Low Low Moderate Middle Large Families Families with Children Elderly Public Housing Residents Chronic Homelessness Individuals Families with Children Mentally Ill Chronic Substance Abuse veterans Persons with HIV/AIDS Victims of Domestic Violence Unaccompanied Youth Elderly Frail Elderly Persons with Mental Disabilities Persons with Physical Disabilities Persons with Developmental Disabilities Persons with Alcohol or Other Addictions Persons with HIV/AIDS and their Families Victims of Domestic Violence
	Geographic Areas Affected	Citywide
	Associated Goals	Planning and Administration Housing

	Description	A decent place to live removes the barriers to opportunity, success, and health that have been part of a family's life for years, if not generations. Creating safe and decent places to live can have incredibly positive effects on a family's health, students' study habits, and a neighborhood's overall attractiveness and stability. Decent housing includes a spectrum of solutions: new construction, repair and renovation, housing finance, infrastructure development, and secure land tenure, among others. The City of Porterville is committed to working on various opportunities to assist residents secure and/or maintain decent, affordable housing.
	Basis for Relative Priority	Providing people with a range of housing choices has many positive aspects – both for the community in general and for individual families. As individuals and families move from one stage of life to the next, various housing types enable them to live in a place that suits their needs while allowing them to reside in the same community, keeping those ties and staying close to family members if they desire.
2	Priority Need Name	Create A Suitable Living Environment
	Priority Level	High

	Population	Extremely Low Low Moderate Large Families Families with Children Elderly Public Housing Residents Chronic Homelessness Individuals Families with Children Mentally Ill Chronic Substance Abuse veterans Persons with HIV/AIDS Victims of Domestic Violence Unaccompanied Youth Elderly Frail Elderly Persons with Mental Disabilities Persons with Physical Disabilities Persons with Developmental Disabilities Persons with Alcohol or Other Addictions Persons with HIV/AIDS and their Families Victims of Domestic Violence Non-housing Community Development
	Geographic Areas Affected	Citywide
	Associated Goals	Planning and Administration Public Services Housing Public Facilities and Infrastructure Improvements
	Description	Create a Suitable Living Environment A good living environment is essential for good quality of life. A functional and sound living environment allows different people to lead their daily lives and fulfill their basic needs: living, services, working, recreation, hobbies, rest, and privacy.

	Basis for Relative Priority	Jobs, family income, transportation costs, and housing are intricately connected. New research has shown that stable families, communities, and housing positively impact economic vitality. Providing opportunities for workers to live in the city where they work positively affects in-commuting and reduces transportation costs.
3	Priority Need Name	Expand Opportunities for LMI Persons
	Priority Level	High
	Population	Extremely Low Low Moderate Large Families Families with Children Elderly Public Housing Residents Chronic Homelessness Individuals Families with Children Mentally Ill Chronic Substance Abuse veterans Persons with HIV/AIDS Victims of Domestic Violence Unaccompanied Youth Elderly Frail Elderly Persons with Mental Disabilities Persons with Physical Disabilities Persons with Developmental Disabilities Persons with Alcohol or Other Addictions Persons with HIV/AIDS and their Families Victims of Domestic Violence Non-housing Community Development
	Geographic Areas Affected	Citywide

Associated Goals	Planning and Administration Public Services Public Facilities and Infrastructure Improvements Economic Development Business Assistance
Description	Expanding opportunities to low- and moderate-income persons helps to foster local economic development, neighborhood improvement, and individual self-sufficiency.
Basis for Relative Priority	Expanding opportunities for low- and moderate-income residents helps residents become financially stable and remain in safe and stable housing.

Narrative (Optional)

The City of Porterville seeks to encourage viable community development by promoting integrated approaches that **provide decent housing, a suitable living environment, and expand economic opportunities for low- and moderate-income persons**. The primary means towards this end is the development of partnerships among all levels of government and the private sector, including for-profit and non-profit organizations. Housing and community development are not viewed as separate programs but rather as the various elements that make up a comprehensive vision of community development.

Needs were identified to align with HUD CDBG objectives. The listed needs cover each of the critical areas identified by community stakeholders.

While optional, this narrative section helps frame the goals and projects outlined in this plan.

Discreet activities are identified once the plan is approved and are a function of the reporting side of HUD's Integrated Disbursement & Information System (IDIS).

Needs identified correlate directly to goals identified elsewhere in the following way:

Provide Decent Housing

The need for decent, affordable housing is the focus of the housing goal. The City of Porterville will work with stakeholders to identify opportunities to develop, build, and preserve affordable housing and work to provide supportive services to decrease housing insecurity among the most vulnerable city residents. Homebuyer assistance, homebuyer education, and housing rehabilitation will continue to be priorities for the city.

Create a Suitable Living Environment

This need will be addressed by both the public service, housing, and public facility/infrastructure improvement goals. The city is continuing to work with community stakeholders to identify critical, unmet public service needs; identify opportunities to help LMI residents stay in their homes through housing rehab, thereby preserving affordable housing; and undertake ADA and other infrastructure and facility improvements to create a more suitable living environment for Porterville's LMI residents.

Expand Opportunities for LMI Persons

Increased access to funding for eligible microenterprises and local businesses will address this need. Support for vulnerable populations also expands economic opportunities for LMI Porterville residents by providing stabilizing, critical assistance and access support.

Planning and Administration are considered to support each need, goal, and project outlined in this Consolidated Plan.

SP-30 Influence of Market Conditions – 91.215 (b)

Influence of Market Conditions

Affordable Housing Type	Market Characteristics that will influence the use of funds available for housing type
Tenant Based Rental Assistance (TBRA)	The City of Porterville acknowledges the high need for decent, affordable housing. However, the city does not receive a HOME allocation and does not have a TBRA program.
TBRA for Non-Homeless Special Needs	The City of Porterville acknowledges the high need for decent, affordable housing within the city. The City does not receive a HOME allocation and does not have a TBRA program.
New Unit Production	The need for new housing units continues to be high and the need to assist Porterville's most vulnerable residents transition to suitable, affordable housing was identified as a need during stakeholder discussions. The City will work with development stakeholders to identify opportunities to expand the affordable housing available throughout Porterville. While the City of Porterville does not receive direct HOME dollars for housing unit construction, staff is committed to strategic investment opportunities that expand affordable housing locally.
Rehabilitation	The City is committed to ensuring the existing housing stock is safe and livable for low- to moderate-income residents. During this Consolidated Plan (CP) period, the City of Porterville will continue to work internally and with community partners to preserve affordable housing by offering rehabilitation of existing homes. This allows current owners to continue living in affordable housing while creating a more safe, suitable living environment through rehab that addresses health, safety, and accessibility issues.
Acquisition, including preservation	The City of Porterville may utilize strategic acquisitions to help support LIHTC and other affordable housing projects. The City will work with development stakeholders to identify opportunities to expand, through acquisition, the affordable housing available throughout Porterville. While the City of Porterville is not currently a HUD Participating Jurisdiction (PJ) with a direct allocation of HOME dollars for housing construction, the city may be awarded competitive state-provided HOME funds and continues to explore all opportunities for affordable housing development.

Table 46 – Influence of Market Conditions

SP-35 Anticipated Resources - 91.215(a)(4), 91.220(c)(1,2)

Introduction

The City of Porterville prioritized goals and objectives for using CDBG funding to strategically and effectively benefit low- and moderate-income residents by increasing decent housing, creating a suitable living environment, and expanding economic opportunities.

The City of Porterville follows HUD guidelines and limits public services to no more than 15% and administration to 20% of the annual entitlement.

The funding amounts shown are estimates based on the 2024 Program Year. Increases or decreases in the actual funding award will require percentage adjustments to meet statutory requirements. Funding for PY 2025 will be adjusted to reflect the exact amount received using an accurate percentage increase or decrease to modify resources accordingly. Projects funded with prior-year resources may not be affected.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	710,793	32,701	870,000	1,613,494	2,843,172	The City anticipates receiving \$710,793 in annual entitlement from FY2025 - FY2029 for a total of \$3,553,965. The City estimates PI at \$32,701 and prior year resources at \$870,000 to allocate in year one.

Table 47 - Anticipated Resources

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 does not receive funding from additional HUD programs, including HOME, HOPWA, or ESG, that may require a match.

HUD CDBG funds do not require a match, though all fund leveraging will be appropriately reported.

The projects outlined in the Strategic Plan, implemented by outside agencies, are anticipated to use CDBG funding to leverage their initial financial resources.

- **Affordable housing supply projects are expected to leverage local, state, federal, and/or private funds.**
- Subrecipients must report on match support for projects.

With limited funding, it is expected that each external public service provider will provide matching dollars to support program operations.

Infrastructure and Facilities funding is used to match city or organization dollars for activities undertaken whenever possible.

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

At present, no publically owned land will be utilized during this plan cycle. Efforts will be made to explore all options for eligible projects with available resources.

Discussion

The City expects partners to leverage CDBG funding to the fullest extent possible to implement robust programs that will further meet the needs of area residents.

Staff will continue working with Porterville stakeholders to identify opportunities to partner and leverage all available funds.

SP-40 Institutional Delivery Structure – 91.215(k)

Explain the institutional structure through which the jurisdiction will carry out its consolidated plan including private industry, non-profit organizations, and public institutions.

Responsible Entity	Responsible Entity Type	Role	Geographic Area Served
City of Porterville	Government	Economic Development Homelessness Non-homeless special needs Ownership Planning Rental neighborhood improvements public facilities public services	Jurisdiction

Table 48 - Institutional Delivery Structure

Assess of Strengths and Gaps in the Institutional Delivery System

Porterville has various service providers who provide targeted assistance and mainstream services, such as health, mental health, and employment services to homeless persons and persons with HIV.

Area non-profits help provide public service activities that improve the lives of low- and moderate-income residents. The City may administer HUD CDBG programs both internally and working with external subrecipients.

The City also has a strong working relationship with;

- Continuum of Care on Homelessness, including Coordinated Entry,
- The Housing Authority of Tulare County
- Tulare County's Community Coordination Team

Availability of services targeted to homeless persons and persons with HIV and mainstream services

Homelessness Prevention Services	Available in the Community	Targeted to Homeless	Targeted to People with HIV
Homelessness Prevention Services			
Counseling/Advocacy	X	X	X
Legal Assistance	X	X	

Homelessness Prevention Services	Available in the Community	Targeted to Homeless	Targeted to People with HIV
Homelessness Prevention Services			
Mortgage Assistance	X		
Rental Assistance	X	X	
Utilities Assistance	X	X	
Street Outreach Services			
Law Enforcement	X	X	
Mobile Clinics	X	X	
Other Street Outreach Services	X	X	
Supportive Services			
Alcohol & Drug Abuse	X	X	X
Child Care	X		X
Education	X		X
Employment and Employment Training	X	X	X
Healthcare	X	X	X
HIV/AIDS	X	X	X
Life Skills	X	X	
Mental Health Counseling	X	X	X
Transportation	X	X	X
Other			

Table 49 - Homeless Prevention Services Summary

Describe how the service delivery system including, but not limited to, the services listed above meet the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth)

The Porterville Health Care Clinic, part of the Tulare County Department of Public Health, offers services for the homeless and HIV care. Anonymous HIV testing, care, and resource referrals are available to everyone.

Tulare County Health and Human Services Agency (HHSA) collaborates with partners and offers a variety of programs and resources for homeless or unhoused individuals and families. Services provided include aging services, child welfare, employment assistance, housing, SSI advocacy, medical services, and veteran support. Kids and teens are an essential part of any community, and Tulare County HHSA is committed to supporting children's health, education, and overall well-being.

HHSA Community Coordination Team (CCT) serves Tulare County's following populations: homeless, those with severe mental illness/substance abuse disorder, and children/youth.

CCT provides Enhanced Care Management (ECM) services such as outreach & engagement, assessment & care planning, care coordination, referrals, health promotion, coordinated entry for housing assistance, Alcohol & Other Drug (AOD) services, notary, and benefit eligibility.

Porterville's Local Initiatives Navigation Center (LINC) provides multiple services for homeless residents, including vouchers for DMV ID, mental health services, HIV/AIDS education & resources, housing needs assessment through coordinated entry, enrollment in Medi-Cal & CalFresh, childcare services, employment assistance, free cell phones, and referral services for other key resources.

Visalia VA clinic offers services, support, advocacy, and referrals to the veteran community in Porterville, including homeless Veterans. CalVet can help veterans access needed benefits and assists unhoused veterans.

Veterans Services of Tulare County is located in Porterville and can connect veterans to their earned benefits and additional resources.

Through multiple resources, local homeless veterans receive referrals and assistance to access HUD-Veterans Affairs Supportive Housing (VASH) vouchers. The Housing Authority of Tulare County received 68 VASH vouchers between 2009 and 2023.

Describe the strengths and gaps of the service delivery system for special needs population and persons experiencing homelessness, including, but not limited to, the services listed above

The City of Porterville has an excellent variety of services available to all community members, especially beneficial to the populations targeted in the CDBG program, special needs residents, and persons experiencing homelessness. The most significant gap is in case management and service provision. Limited funds are available for this critical need and are provided mainly by other grants, though a small CDBG allocation from public services funding is currently approved. The community also needs more permanent supportive housing options to help provide stable housing to special needs populations.

California Advancing and Innovating Medi-Cal (CalAim) is a multi-year initiative to help transform and strengthen Medi-Cal by focusing on equitable, coordinated care to improve health outcomes and overall well-being for Medi-Cal enrollees. This program, along with an award from California's Permanent Local Housing Allocation, is helping to make the navigation center in Porterville more sustainable.

Provide a summary of the strategy for overcoming gaps in the institutional structure and service delivery system for carrying out a strategy to address priority needs

To overcome gaps in the system, the City will continue to provide opportunities for public, private, and governmental organizations to come together to share information, advocate for issues of concern, leverage resources to make projects happen, and address barriers associated with implementing activities, and coordinate efforts.

Funding gaps will still exist. The City will continue to search for additional funding, leverage resources, and efficiently administer programs. Likewise, increased coordination between providers can lead to more efficient program management.

SP-45 Goals Summary – 91.215(a)(4)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Planning and Administration	2025	2029	Affordable Housing Public Housing Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Provide Decent Housing Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$860,694	Other: 5 Other
2	Public Services	2025	2029	Affordable Housing Public Housing Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$532,500	Public service activities other than Low/Moderate Income Housing Benefit: 525 Persons Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	Housing	2025	2029	Affordable Housing	Citywide	Provide Decent Housing Create A Suitable Living Environment	CDBG: \$925,717	Homeowner Housing Rehabilitated: 10 Household Housing Unit Direct Financial Assistance to Homebuyers: 8 Households Assisted
4	Public Facilities and Infrastructure Improvements	2025	2029	Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$1,681,184	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 9650 Persons Assisted
5	Economic Development Business Assistance	2025	2029	Non-Housing Community Development	Citywide	Expand Opportunities for LMI Persons	CDBG: \$350,071	Jobs created/retained: 3 Jobs Businesses assisted: 7 Businesses Assisted

Table 50 – Goals Summary

Goal Descriptions

1	Goal Name	Planning and Administration
	Goal Description	General Administrative funds will pay reasonable program administrative costs and carrying charges related to planning and executing community development activities. Administering federal funds and ensuring compliance is critical for utilizing Federal resources. The City of Porterville is committed to using CDBG entitlement funding for administration to help continue growing an efficient, effective, and resourceful community development program. Porterville may have administration/planning projects that include, but are not limited to: • General management, oversight, and coordination • Providing local officials and citizens with information about the CDBG program • Preparing budgets and schedules • Preparing reports and other HUD-required documents • Program planning • Public Information • Monitoring program activities • Fair Housing activities

2	Goal Name	Public Services
	Goal Description	Public services are an integral part of a comprehensive community development strategy. Public Service activities provide a wide range of activities that address needs in the community provided for the target population. Public services can strengthen communities by addressing the needs of specific populations. They can address a range of individual needs and increase CDBG dollars' impact by complementing other activities. The City of Porterville may allocate up to 15% of CDBG funds to public services programs that provide supportive services to low- to moderate-income persons or prevent homelessness. In general, these services are provided by local non-profit partners. This funding is capped at 15% of the CDBG entitlement plus prior year program income. Porterville's goal to improve and provide public services may include but is not limited to: • Employment services • Child care • Health services • Substance use services • Fair housing counseling • Education programs • Services for homeless persons • Services for seniors

3	Goal Name	Housing
	Goal Description	The City prioritized goals and objectives for using CDBG funding to strategically and effectively benefit low- and moderate-income residents by increasing access to decent housing and creating a suitable living environment while expanding economic opportunities for LMI persons. Porterville is committed to improving and expanding access to safe and affordable housing for low- and moderate-income (LMI) residents. Affordable and safe housing helps to provide financial stability, reduces the chances of a person becoming homeless, and promotes housing sustainability. Porterville's projects to improve housing sustainability may include, but are not limited to: • Homeownership Assistance • Rehabilitation (single-unit residential and/or multi-family residential) • Energy efficiency improvements • The administrative cost for rehabilitation activities • Lead-based paint testing/abatement • Housing Counseling and/or classes

4	Goal Name	Public Facilities and Infrastructure Improvements
	Goal Description	Public Infrastructure Improvements will focus on safe and accessible infrastructure essential to the quality of life and building communities that support community diversity and stability. Public infrastructure improvements will generally include the acquisition, construction, reconstruction, and installation of public infrastructure. Porterville's goal to improve and expand public infrastructure may include, but is not limited to: • Park Improvements • ADA Improvements • Sidewalks Public Facilities and Improvements are publicly-owned facilities and infrastructure such as playgrounds, underground utilities, and buildings owned by nonprofits open to the general public. Safe and accessible infrastructure is essential to the quality of life and building communities that support community diversity and stability. Public facilities and public improvements are generally interpreted to include all facilities and improvements that are publicly owned or owned by a nonprofit and open to the general public. Acquisition, construction, reconstruction, rehabilitation, and installation of public facilities and improvements are eligible activities. Porterville's goal to improve and expand public facilities may include, but is not limited to: • Youth Facilities • Homeless and Domestic Violence Facilities • Neighborhood Facilities • Health Facilities

5	Goal Name	Economic Development Business Assistance
	Goal Description	The City of Porterville is committed to assisting microenterprises and local businesses succeed. Porterville will assist qualifying microenterprise businesses and provide loans for job creation/retention for qualifying businesses. The ability to build strong communities through business assistance remains a priority. By assisting eligible microenterprises and businesses, the City of Porterville will help owners and workers build a more sustainable and self-sufficient future. Underwriting all loans for job creation/retention will help ensure a sustainable program into the future.

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 91.315(b)(2)

The City of Porterville does not receive a direct HOME allocation and is not considered a HOME PJ. The HOME requirements do not apply to CDBG funding received.

The following information is a narrative for planned projects that do not meet HOME requirements.

During the 2025-2029 Consolidated Plan period, the City of Porterville will have projects that help to support affordable housing for low- to moderate-income residents. **The city does not receive a direct HOME allocation.**

- Homeowner Housing Rehabilitated - 10 Households Assisted
- Lead-Based-Paint Mitigation - 3 Households Assisted as part of a rehab activity
- Homebuyer Assistance - 8 Households/Homebuyers

Other non-housing programs will also help support low and moderate-income residents. However, these are not included in the estimates above, as they do not provide affordable housing.

- Public Facilities and Infrastructure projects - 9,650 persons assisted

- Public services - 525 persons assisted
- Businesses Assisted (Microenterprise and Business Loans for job creation/retention) - 7 businesses, 3 jobs created/retained

SP-50 Public Housing Accessibility and Involvement – 91.215(c)

Need to Increase the Number of Accessible Units (if Required by a Section 504 Voluntary Compliance Agreement)

Section 504 of the Rehabilitation Act of 1973 is a federal law, codified at 29 U.S.C. § 794, that prohibits discrimination based on disability in federally-assisted programs or activities. Specifically, Section 504 states, "No otherwise qualified individual with a disability in the United States. . .shall, solely by reason of her or his disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program, service or activity receiving federal financial assistance or under any program or activity conducted by any Executive agency or by the United States Postal Service." This means that Section 504 prohibits discrimination based on disability in any program or activity that receives financial assistance from any federal agency, including HUD, as well as in programs conducted by federal agencies, including HUD.

An individual with a disability is any person who has a physical or mental impairment that substantially limits one or more major life activities. The term physical or mental impairment may include, but is not limited to, conditions such as visual or hearing impairment, mobility impairment, HIV infection, developmental disabilities, drug addiction, or mental illness. In general, the definition of "person with disabilities" does not include current users of illegal controlled substances. However, individuals would be protected under Section 504 (as well as the ADA) if the purpose of the specific program or activity is to provide health or rehabilitation services to such individuals.

The term major life activity may include, for example, seeing, hearing, walking, breathing, performing manual tasks, caring for one's self, learning, speaking, or working. This list is not exhaustive. Section 504 also protects persons with a record of such impairment or who are regarded as having such an impairment.

The Housing Authority of Tulare County is not under a Section 504 Voluntary Compliance Agreement.

Activities to Increase Resident Involvements

HATC has dedicated seats on its Board of Directors for two Resident Commissioners.

This opportunity ensures residents have a voice in HATC governance and operation.

Residents are also encouraged to attend public meetings/hearings to have their voices, ideas, and concerns recorded.

HATC provides residents with educational opportunities to promote self-sufficiency and partners with the City to promote the First-Time Home Buyers Education Program.

The FTHB Education program can help HATC residents plan to exit Section 8 to purchase their first home. The class has a Credit and creditworthiness module as well as a budgeting module that is helpful even if they decide not to purchase a home.

Is the public housing agency designated as troubled under 24 CFR part 902?

No

Plan to remove the 'troubled' designation

N/A

SP-55 Barriers to affordable housing – 91.215(h)

Barriers to Affordable Housing

Barriers to affordable housing in the City of Porterville are largely associated with costs of housing. Rental prices for the available stock of housing are higher than they have ever been. Building more affordable housing is imperative but costs of permits and development fees have increased and therefore created challenges to affordable housing development.

The disparity between income and housing costs stands as the greatest barrier for households seeking to obtain affordable housing in the City. Other barriers to affordable housing in the City may include permit costs and development impact fees, building codes, off-street parking standards, and restrictive zoning, as these policies or costs may negatively affect the development of affordable housing and residential investment in this jurisdiction. The City strives to mitigate these issues as effectively as possible.

Consultation with a regional developer revealed the following:

“Zoning is a big challenge for housing developers. A lot of land is available and ideal for housing but not zoned for this use; it’s either commercial or single family. Mixed use zones seem to a creative option; it invites more development options. The process to request rezoning can be arduous and expensive. Zoning is always contentious. There is also not as much trust if a developer has initiated the process to rezone; there is more likely to be push back. Also, funding timelines are lengthy: from the time an application is submitted, reviewed, and awarded, a significant amount of time has passed. And the funding award may not match the request, which puts the developer in a difficult situation. It would be great for the City of Porterville to develop specific communication for developers so they are aware of funding opportunities. There is a lot of interest to develop there.”

Strategy to Remove or Ameliorate the Barriers to Affordable Housing

Actions identified in the 2023 Housing Element study will help guide the City of Porterville during this CP cycle.

From the Porterville 2023-2031 Housing Element study:

*** Need more housing options for both renters and buyers at all income levels.**

How addressed: The City will encourage housing development and diversification of the City’s housing stock to create additional housing for households of all income levels.

- Housing Plan Program 5 directs the City to encourage the production of ADUs as an affordable housing option by spreading awareness of available ADU resources by updating the City’s website and conducting educational campaigns. In addition, the City will prepare a report to

identify strategies and implement a pilot program to advocate for ADUs as an affordable housing option for low and moderate-income households.

- Housing Plan Program 6 directs the City to amend the Zoning Code to facilitate the development of various housing types. The City will review and revise development standards, including those related to allowed land uses in various zones, parking, and building height. The City will also revise the Zoning Code to allow single-room occupancy housing, streamline the permitting process, and ensure ministerial permitting processes for multifamily and affordable housing development. In addition, the Zoning Code will be amended to comply with state density bonus law and reasonable accommodation requirements and to comply with state law and remove barriers for developing transitional and supportive housing, emergency shelters and low-barrier navigation centers, employee housing, and residential care facilities.
- Housing Plan Program 7 directs the City to utilize a variety of development tools to expand affordable housing options for households of all income levels, such as density bonuses, development fee reductions and streamlining the application process. The City will contact local non-profit and private developers to facilitate the production of this housing as well as pursue funding opportunities available at the local, regional, state and federal levels. The City will also provide opportunities for public, private and non-profit groups to develop affordable housing by constructing off-site improvements and physical infrastructure as Capital Improvement Projects.

Need for financial assistance for low-income renters and homeowner households.

How addressed: The City will coordinate with local service providers and agencies that operate assistance programs for low-income households to spread awareness of available financial resources.

- Housing Plan Program 10 directs the City to facilitate housing development for low-income households in coordination with the Housing Authority of Tulare County (HATC), service providers, and affordable housing developers. Housing Plan Program 11 directs the City to assist low-income first-time homebuyers with gap financing, down payment, and closing costs as funds are available. The City will also provide homebuyer education classes to low-income families as grant funds are available. Housing Plan Program 14 directs the City to increase awareness about existing low-income homebuyer assistance programs by distributing flyers, attending local events, facilitating social media campaigns, and hosting educational workshops.

Additional Strategies from the 2023 Housing Element

Need for housing for people with special needs.

How addressed: The City will coordinate with local service providers and agencies that operate assistance programs for low-income households to spread awareness of available financial resources.

- Housing Plan Program 6 directs the City to amend the Zoning Code to allow single-room occupancy housing, comply with CA density bonus law and reasonable accommodation

requirements, and remove barriers to the development of transitional and supportive housing, emergency shelters and low-barrier navigation centers, employee housing, and residential care facilities. Housing Plan Program 10 directs the City to work with agencies to provide resources to special needs populations and spread awareness of the HATC's Housing Choice Voucher (HCV) program and other available assistance programs through the City's website, social media pages, and in-person community events. Housing Plan Program 13 directs the City to consider providing transit services to persons with disabilities by evaluating the need to expand services, such as the service hours of Porterville Transit's ADA Paratransit service.

*** Need for housing close to transportation, jobs, and services.**

How addressed: The City will provide infrastructure to create a safe and accessible environment, attract businesses and investments, contribute to economic growth and ensure equal access to essential services. The Site Inventory has identified several opportunity sites for housing less than one mile from the Porterville Transit Center, along Main Street and Henderson Avenue in Northeast Porterville and in Central Porterville, with access to public transit and commercial services.

SP-60 Homelessness Strategy – 91.215(d)

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

The City will work with the state Continuum of Care and local partners in reaching the local homeless population and assessing their needs. The City remains committed to helping residents maintain stable housing and assisting individuals who are already experiencing homelessness to transition into housing.

The City of Porterville will support vital public services that provide outreach and assistance to homeless individuals and families.

This support includes PY 2025 funding for:

Kings/Tulare Homeless Alliance Local Initiatives Navigation Center (LINC) offers outreach and assistance to homeless persons at a centralized Porterville location;

Central California's Family Crisis Center for their Homeless Outreach Program (HOP) offering street outreach and essential consumables to those homeless in Porterville;

Kingsview Navigation Center offers shelter beds, meals, case management, referrals, and other services to those experiencing homelessness in Porterville;

Porterville's Police Department also conducts street outreach and helps those experiencing homelessness connect with services and resources.

Porterville participated in the Tulare County Homeless Taskforce, The purpose of the Tulare County Task Force on Homelessness is to advise and assist the Tulare County Health & Human Services Agency in the Agency's efforts to address homelessness issues affecting the community and to report to the Tulare County Board of Supervisors on a periodic basis.

The Task Force is focused on identifying, developing, and implementing innovative strategies. It is intended to serve as the platform for coordinating existing local services and programs for homeless populations, leading to an increase in service-delivery efficiency and an overall reduction of homelessness in Tulare County.

The City participates in the LINC Committee, which is a planning committee to secure additional resources that are needed to be recruited to participate in the by weekly LINC events hosted at the Porterville Navigation Center.

Addressing the emergency and transitional housing needs of homeless persons

The Porterville Navigation Center opened in October 2020 through a collaboration with the City of Porterville and Turning Point of Central California, which acquired and rehabilitated a former school site. The Navigation Center provides 30 low-barrier emergency/bridge shelter beds, daily meals, case management services, resources including clothing and hygiene kits, showers, and laundry facilities. The operator is Kings View. PY 2025 funding is estimated at up to \$60,000 for this vital service.

The City will also continue to support case management services for PSH residents, assisting these formerly homeless households maintain housing and access the resources/services they need to stabilize their living environment.

Additional resources are listed elsewhere in this section.

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

The 2025-2029 Consolidated Plan prioritizes helping homeless people transition to permanent housing. Local partners have experience implementing successful homeless assistance programs, and we will continue to work to identify opportunities to support year-round low-medium barrier shelter beds for men, women, and families.

The PIT count consistently shows that the vast majority of Porterville's homeless are unsheltered. Much of Porterville's PY 2025 public service dollars will be allocated to help organizations address the needs of Porterville's homeless population. The City works closely with the CoC and local non-profits to consider innovative ways to reach and serve homeless people in Porterville.

Help low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families who are likely to become homeless after being discharged from a publicly funded institution or system of care, or who are receiving assistance from public and private agencies that address housing, health, social services, employment, education or youth needs

The City of Porterville is continuing support of Case Management for PSH with Family Services of Tulare County.

The Health and Human Services Agency (HHS) of Tulare County assists with coordination of care and referrals for those leaving institutional settings. While there is greater need than staff can address, resources are available for referrals to a vast array of services and housing navigation, coordination of care with case managers, SSI advocacy, medical and behavioral healthcare, employment assistance/referrals, veterans support, and other available resources.

HHS

In PY 2025, the City of Porterville is also funding navigation/referral services and outreach to homeless persons and those at risk of becoming homeless in Porterville.

Resources for Persons Experiencing Homelessness

The City of Porterville's Police Department conducts street outreach and assists individuals experiencing homelessness by connecting them with services and resources and providing crisis intervention. The team, dedicated police officers and a crisis intervention specialist, work with local partners to connect them to services.

The City continues its efforts of providing CDBG funds in the amount of up to \$15,500 for PY 2025 to Family Services of Tulare County as matching funds for case management (public services) to support permanent supportive housing. This project provides case management services to five households at any point in time, but is currently assisting six households.

The Kings View PATH program aims to reach mentally ill homeless individuals and link them with housing resources, medical care, mental health, and social services. Staff goes to where the homeless are located and engages potential clients to assess their mental health needs and whether they are aware of the various mental health services that the County provides, ideally linking them up with needed services.

Additionally, PATH maintains a caseload of 30 Seriously Mentally Ill (SMI) individuals in stable housing, providing them with a wide range of mental health services in assisting them back to a higher level of independence. If that is not possible due to the chronicity of their mental illness, Kings View works closely with the consumer to obtain Social Security Disability benefits.

While not a homeless-specific resource, the PAAR Center has an office located on W. Bellevue Avenue and provides a total of 57 beds to individuals recovering from substance abuse. The PAAR Center provides a bed for up to 90 days and basic amenities including showers.



Community Coordination Team (CCT)

CCT serves Tulare County's following populations: homeless, severe mental illness/substance use disorder, and children/youth. CCT provides Enhanced Care Management (ECM) services such as outreach & engagement, assessment & care planning, care coordination, referrals, health promotion, coordinated entry for housing assistance, Alcohol & Other Drug (AOD) services, notary, and benefit eligibility. Referrals should be made directly through the HMIS, however, the team can intake referrals by phone or email.

CCT email address: CCT@tularecounty.ca.gov **CCT phone number:** (559) 623-0101



Assistance for the Unhoused

Tulare County HHSA collaborates with partners and offers a variety of programs and resources for homeless or unhoused individuals and families. Services provided include aging services, child welfare, employment assistance, housing, SSI advocacy, medical services, and veteran support. We are committed to serving the unhoused population and increasing accessibility to resources.

Website: <https://tchhsa.org/eng/assistance-for-the-unhoused/>



Behavioral Health/Mental Health

Tulare County Mental Health is committed to improving the lives of anyone experiencing mental illness and/or substance use disorder challenges by providing an array of services for individuals of all ages. Individuals served through our Mental Health system of care may be eligible for additional housing support and linkage such as room and board, board and care, and supportive living sites.

24-Hour Crisis and Access Lines

Mental Health Crisis Line: 1-800-320-1616

Suicide & Crisis Lifeline: 9-8-8

Substance Use Disorder Access Line: 1-866-732-4114

Warm Line: 1-877-306-2413



TulareWORKs Homeless Programs

Provides various forms of housing assistance for CalWORKs-eligible applicants/participants experiencing/at risk of homelessness or fleeing domestic violence. Assistance can include temporary housing, rent arrears, security deposit, and/or rental application fees, the Housing Disability Advocacy Program (HDAP), the Housing Support Program (HSP), and additional services.

TulareWORKs Local Office: 1-800-540-6880 **24/7 Child Abuse Hotline:** 1-800-331-1585

Tulare County Adult Protective Services: 1-877-657-3092



Public Health

The Public Health Branch provides services to residents of Tulare County, including Medi-Cal beneficiaries and indigent clients. Services are provided with the intention of protecting health, preventing disease, and promoting the health and well-being of all persons in Tulare County. Public Health Services include health care clinics, health assessments, immunizations, infectious disease control, prenatal and perinatal wellness, and additional services.

Tulare County Public Health: (559) 624-8480 **Website:** www.tchhsa.org/eng/public-health

If there are other resources needed, please contact the CCT at CCT@tularecounty.ca.gov or (559) 623-0101.

HHSA Community Coordination Team Unhoused Resource Guide

SP-65 Lead based paint Hazards – 91.215(i)

Actions to address LBP hazards and increase access to housing without LBP hazards

Lead poisoning is the most significant and prevalent disease of environmental origin among children living in the United States. Lead exposures remain prevalent despite considerable knowledge and increased screening and intervention efforts. Environmental lead is a toxic substance that affects the growth and development of up to one million U.S. preschool children today, with effects ranging from learning disabilities to death. High levels of lead can cause many health problems by damaging the brain, nervous system, and kidneys.

Increased lead exposure and increased body burden remain a significant problem for children in the United States. Lead is an environmental toxicant that may cause adverse health effects to the nervous, hematopoietic, endocrine, renal, and reproductive systems. Lead exposure in young children is particularly hazardous because children absorb lead more readily than adults. Many children exposed to lead do not exhibit any signs that they have the disease. The child's signs or symptoms could be mistaken for other illnesses, and the child goes undiagnosed. Children's developing nervous system is particularly susceptible to the effects of lead. Blood lead levels (BLLs), at any detectable level, have been shown to cause behavioral and developmental disorders. Therefore, no safe blood lead level in children has been identified. It is increasingly important for continued childhood lead poisoning prevention education and awareness.

Lead-contaminated water, soil, and paint are potential sources of children's lead exposure. Dust from deteriorating lead-based paint is considered to be the largest contributor to the lead problem. Until the 1950s, many homes were covered inside and out with leaded paints. Lead began to fall from favor in the 1950s but was still commonly used until it was banned from use in homes after 1977. Because of the long-term use of lead-based paints, many homes in the United States contain paint surfaces that are now peeling, chalking, flaking, or wearing away. The dust or paint chips contain high levels of lead that easily find ways into the mouths of young children. A particular problem has emerged due to a large number of homes with lead-based paints, which are now undergoing renovations. Often the dust created by this work has high lead levels, which are readily absorbed by the children's developing bodies.

The City of Porterville will continue the housing rehabilitation program during this CP cycle. Providing rehab grants or loans to LMI Porterville residents will support housing stock preservation for vulnerable households. The City of Porterville will work with qualified contractors to provide rehab in pre-1978 homes as part of this project. The city & contractors will utilize HUD's Lead Safe Housing Rule (LSHR) Toolkit forms and guidance to ensure all lead hazards related to rehabilitation are properly identified, and addressed. Ensuring the appropriate level of intervention is undertaken helps minimize risks of LBP exposure. This project will assist in addressing lead hazards in renovations

assisted with CDBG dollars. The city will also share lead hazard information with all applicants eligible for rehab.

This pamphlet, "Protect Your Family From Lead in Your Home," is provided to every Homebuyer Education attendee, and this topic is part of the Homebuyer education. The pamphlet is also available at the front counter of the Community Development Department for the public to take as needed.

The city will work with partners/trade groups to encourage contractors to become Renovation, Repair, and Paint (RRP) certified to complete work and reduce LBP hazards. This will benefit not just homes enrolled in HUD-funded activities but all homeowners a contractor may work with.

How are the actions listed above related to the extent of lead poisoning and hazards?

Porterville has a considerable amount of housing built before 1980 that has the potential to be hazardous to children. The 2016-2020 CHAS estimates that **4,580 owner-occupied units were built before 1980, with approximately 26% (2,310) units have children living in them. It's estimated that 4,060 renter-occupied units were built before 1980, with approximately 11% (985) units have children present.** It's important to note the number of unreported/undetected cases of childhood lead poisoning is unknown, and the low number of reported cases should not be misconstrued as evidence that lead poisoning is not more widespread.

The City is committed to providing information on lead poisoning and reducing associated hazards. The City hopes that providing informational pamphlets and educating the public will prevent more exposure risks. The City will provide LBP pamphlets at outreach events whenever possible.

How are the actions listed above integrated into housing policies and procedures?

Since the U. S. Department of Housing and Urban Development issued Title X in 1992 to protect young children and families from lead-based paint hazards, the City of Porterville has take steps to ensure its regulations are in compliance. Program procedures and documents will include additional steps for providing notification, identifying lead hazards, performing lead-hazard reduction, using safe work practices, and achieving clearance for all pre-1978 housing activities.

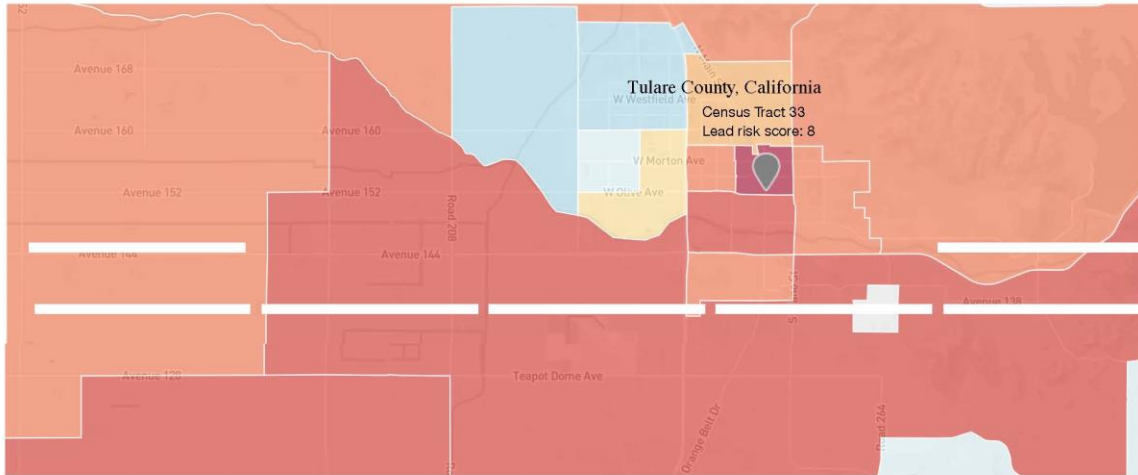
Education and knowledge of Lead Based Paint is a part of all of the City's Housing Programs. A Protect your Family from Lead in your Home pamphlet from the Unites States Environmental Protection Agency is given to all participants of the Housing Programs. The City provides Homebuyer Education and this is included within that 8-hour course as well as providing the pamphlet to all attendees.

Where is the lead exposure risk in your community?

Where is the lead exposure risk in your community?

Vox worked with the Washington State Department of Health to map lead exposure risk nationally by census tract. We used housing and poverty data in our calculations to show areas of risk. These are not confirmed lead poisoning cases. [Download the data here. \(https://github.com/voxmedia/data-projects/tree/master/vox-lead-exposure-risk\)](https://github.com/voxmedia/data-projects/tree/master/vox-lead-exposure-risk)

Select all or deselect all lead risk layers:



Lead Risk Map

SP-70 Anti-Poverty Strategy – 91.215(j)

Jurisdiction Goals, Programs and Policies for reducing the number of Poverty-Level Families

The City of Porterville has many programs designed to help low-income families such as the First Time Homebuyer Loan Program and the Owner Occupied Rehabilitation Loan Program which also includes the Public Utility Program. The City also has programs to help low-income families create or maintain their own businesses such as the Small Business Loan Program, which also includes the Micro-Enterprise program. The City also maintains a working relationship with the Housing Authority of Tulare County (HATC). The City continues to seek additional partnerships with other Agencies and Developers to provide more accessible low-income housing opportunities.

The needs, goals, and projects outlined in the Consolidated Plan work together to help reduce poverty. While poverty is a function of factors (many of which are) beyond the control of City policies, providing Porterville residents with affordable, quality housing in economically diverse neighborhoods can foster economic mobility and soften the impact of poverty.

How are the Jurisdiction poverty reducing goals, programs, and policies coordinated with this affordable housing plan

The 2025-2029 Consolidated Plan has goals designed to help address and reduce poverty in Porterville. The goals outlined in Consolidated Plan are focused on helping improve the lives of low- and moderate-income residents.

Goal: Housing

Improving and preserving the existing house stock is key to increasing the number of affordable housing units in Porterville. The City will help ensure that low- to moderate-income residents have safe and livable housing. **Housing rehabilitation** projects and emergency home repair ensure that residents most at risk of having deferred home maintenance and unsafe living environments can remain in their homes. Additionally, **homeownership** programs help low- to moderate-income residents transition into more stable homeownership.

Porterville is committed to improving and increasing access to safe and affordable housing for low- and moderate-income (LMI) residents. Affordable and safe housing helps to provide financial stability, reduces the chances of a person becoming homeless, and promotes housing sustainability. The City prioritized goals and objectives for using CDBG funding to benefit strategically and effectively low- and moderate-income residents by increasing access to decent housing and creating a suitable living environment while expanding economic opportunities for LMI persons.

Goal: Public Services

The City will work to utilize CDBG funds for public service. Projects will help low- to moderate-income residents with the impacts of domestic violence, homelessness, and other key community services. These projects may vary over the course of the consolidated plan. Still, the focus will remain on ensuring that low- and moderate-income residents have the support they need to ensure their safety, access to affordable housing, and increased access to economic improvements.

Public services are an integral part of a comprehensive community development strategy. Public Service activities provide a wide range of activities that address needs in the community provided for the target population. In general, these services are provided by local non-profit partners. This funding is capped at 15% of the CDBG entitlement plus 15 % of previous year program income, if any.

In PY 2025 much of the CDBG Public Service funding is focused on homeless services and helping those at risk of homelessness.

Goal: Public Facilities and Infrastructure Improvements

Public Infrastructure Improvements will focus on safe and accessible infrastructure essential to the quality of life and building communities that support community diversity and stability. In general, public infrastructure improvements will include acquisition, construction, reconstruction, and installation of public infrastructure and facilities.

Goal: Economic Development Business Assistance

Business Assistance will focus on LMI Microenterprise Business Owners and loans to local businesses for job creation/retention. This will help participants become more self sufficient and stable.

SP-80 Monitoring – 91.230

Describe the standards and procedures that the jurisdiction will use to monitor activities carried out in furtherance of the plan and will use to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The City of Porterville will work closely with HUD to ensure that all statutory requirements are being met and that the information being reported in the City's Consolidated Annual Performance & Evaluation Report (CAPER) is accurate and complete. Additionally, the City will participate in online and on-site HUD training when available.

Monitoring is an ongoing, two-way communication process between the City and recipients. The goal of monitoring is to encourage the completion of projects within the contract period while ensuring that project objectives are met. Successful monitoring involves frequent telephone contacts, written communications, analysis of reports and audits, and periodic meetings.

Monitoring is the principal means by which the City:

- Ensures that HUD-funded programs and technical areas are carried out efficiently, effectively, and in compliance with applicable laws and regulations
- Assists subrecipients in improving their performance, developing or increasing capacity, and augmenting their management and technical skills
- Stays abreast of the efficacy and technical areas of HUD CDBG programs.
- Documents the effectiveness of programs administered by the subrecipients.

The City performs a risk assessment of subrecipients to identify which subrecipients require comprehensive monitoring. High-risk subrecipients include those that are:

- New to the CDBG program;
- Experience turnover in key staff positions or change in goals or directions;
- Encountering complaints and/or bad press;
- Previous compliance or performance problems including failure to meet schedules, submit timely reports, or clear monitoring or audit findings;
- Carrying out high-risk activities (economic development, job creation, etc.);
- Undertaking multiple CDBG-funded activities for the first time

The City and CDBG subrecipients are held accountable to program goals through a range of monitoring and timeliness activities.

Monitoring Visits: The City will conduct an annual visit or desk monitoring of all subrecipients. On-site visits may include an on-site interview, inspection of financial and client records relating to the CDBG

funding provided, evaluation of the subrecipient's performance, analysis of the strengths and weaknesses of the program, assurance that activities comply with the Action Plan, and a report by the subrecipients of any needs, such as technical assistance or areas for program enhancement.

Evaluating Performance: Performance is measured against the goals identified in the initial CDBG subrecipient agreement. During the annual monitoring visit, the subrecipient has an opportunity to explain how goals and objectives for the year were achieved or why their goals were not reached. A follow-up letter to each subrecipient concludes the annual monitoring visit process. The letter summarizes the findings of the visit, and a copy is kept on file for reference.

Financial Management: Financial management oversight activities are also conducted each time a subrecipient requests reimbursement. City staff will verify that the subrecipient has started their program and is progressing toward their goals before approving a reimbursement request. Subrecipients also must submit the appropriate documentation to be reimbursed.

Data Management: The City will update the program and financial information in the Integrated Disbursement and Information System (IDIS) regularly to meet HUD's Timeliness requirements. The City will obtain program information from the monthly or quarterly reports received from the CDBG subrecipients.

Expected Resources

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

Introduction

The City of Porterville prioritized goals and objectives for using CDBG funding to strategically and effectively benefit low- and moderate-income residents by increasing decent housing, creating a suitable living environment, and expanding economic opportunities.

The City of Porterville follows HUD guidelines and limits public services to no more than 15% and administration to 20% of the annual entitlement.

The funding amounts shown are estimates based on the 2024 Program Year. Increases or decreases in the actual funding award will require percentage adjustments to meet statutory requirements. Funding for PY 2025 will be adjusted to reflect the exact amount received using an

accurate percentage increase or decrease to modify resources accordingly. Projects funded with prior-year resources may not be affected.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	710,793.00	32,701.00	870,000.00	1,613,494.00	2,843,172.00	The City anticipates receiving \$710,793 in annual entitlement from FY2025 - FY2029 for a total of \$3,553,965. The City estimates PI at \$32,701 and prior year resources at \$870,000 to allocate in year one.

Table 51 - 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 does not receive funding from additional HUD programs, including HOME, HOPWA, or ESG, that may require a match.

HUD CDBG funds do not require a match, though all fund leveraging will be appropriately reported.

The projects outlined in the Strategic Plan, implemented by outside agencies, are anticipated to use CDBG funding to leverage their initial financial resources.

- **Affordable housing supply projects are expected to leverage local, state, federal, and/or private funds.**

- Subrecipients must report on match support for projects.

With limited funding, it is expected that each external public service provider will provide matching dollars to support program operations.

Infrastructure and Facilities funding is used to match city or organization dollars for activities undertaken whenever possible.

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

At present, no publicly owned land will be utilized during this plan cycle. Efforts will be made to explore all options for eligible projects with available resources.

Discussion

The City expects partners to leverage CDBG funding to the fullest extent possible to implement robust programs that will further meet the needs of area residents.

Staff will continue working with Porterville stakeholders to identify opportunities to partner and leverage all available funds.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Planning and Administration	2025	2029	Affordable Housing Public Housing Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Provide Decent Housing Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$146,031.00	Other: 1 Other
2	Public Services	2025	2029	Affordable Housing Public Housing Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Provide Decent Housing Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$106,500.00	Public service activities other than Low/Moderate Income Housing Benefit: 105 Persons Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	Housing	2025	2029	Affordable Housing	Citywide	Provide Decent Housing Create A Suitable Living Environment	CDBG: \$525,717.00	Homeowner Housing Rehabilitated: 3 Household Housing Unit Direct Financial Assistance to Homebuyers: 2 Households Assisted
4	Public Facilities and Infrastructure Improvements	2025	2029	Homeless Non-Homeless Special Needs Non-Housing Community Development	Citywide	Create A Suitable Living Environment Expand Opportunities for LMI Persons	CDBG: \$681,184.00	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 4500 Persons Assisted
5	Economic Development Business Assistance	2025	2029	Non-Housing Community Development	Citywide	Expand Opportunities for LMI Persons	CDBG: \$154,062.00	Jobs created/retained: 1 Jobs Businesses assisted: 1 Businesses Assisted

Table 52 – Goals Summary

Goal Descriptions

1	Goal Name	Planning and Administration
	Goal Description	General Administrative funds will pay reasonable program administrative costs and carrying charges related to the planning and execution of community development activities. Administering federal funds and ensuring compliance are critical for utilizing Federal resources. Porterville is committed to using CDBG entitlement funding for administration to help operate an efficient, effective, and resourceful community development program. Porterville may have administration projects that include, but are not limited to: • General management, oversight, and coordination • Providing local officials and citizens with information about the CDBG program • Preparing budgets and schedules • Preparing reports and other HUD-required documents • Program planning • Public Information • Monitoring program activities • Fair Housing activities

2	Goal Name	Public Services
	Goal Description	Public services are an integral part of a comprehensive community development strategy. Public Service activities provide a wide range of activities that address needs in the community provided for the target population. Public services can strengthen communities by addressing the needs of specific populations. They can address a range of individual needs and increase the impact of CDBG dollars by complementing other activities. The City of Porterville may allocate up to 15% of CDBG funds to public services programs that provide supportive services to low- to moderate-income persons or prevent homelessness. In general, these services are provided by local non-profit partners. This funding is capped at 15% of the CDBG entitlement plus program income. Porterville's goal to improve and provide public services may include but is not limited to: • Employment services • Child care • Health services • Substance use services • Fair housing counseling • Education programs • Energy conservation • Services for homeless persons • Services for seniors

3	Goal Name	Housing
	Goal Description	The City prioritized goals and objectives for using CDBG funding to strategically and effectively benefit low- and moderate-income residents by increasing access to decent housing and creating a suitable living environment while expanding economic opportunities for LMI persons. Porterville is committed to improving and expanding access to safe and affordable housing for low- and moderate-income (LMI) residents. Affordable and safe housing helps to provide financial stability, reduces the chances of a person becoming homeless, and promotes housing sustainability. Porterville's projects to improve housing sustainability may include, but are not limited to: • Homeownership Assistance • Rehabilitation (single-unit residential and/or multi-family residential) • Energy efficiency improvements • The administrative cost for rehabilitation activities • Lead-based paint testing/abatement • Housing Counseling and/or classes

4	Goal Name	Public Facilities and Infrastructure Improvements
	Goal Description	Public Infrastructure Improvements will focus on safe and accessible infrastructure essential to the quality of life and building communities that support community diversity and stability. Public infrastructure improvements will generally include the acquisition, construction, reconstruction, and installation of public infrastructure. Porterville's goal to improve and expand public infrastructure may include, but is not limited to: • Park Improvements • ADA Improvements • Sidewalks Public Facilities and Improvements are publicly-owned facilities and infrastructure such as streets[CC1] , playgrounds, underground utilities, and buildings owned by nonprofits open to the general public. Safe and accessible infrastructure is essential to the quality of life and building communities that support community diversity and stability. Public facilities and public improvements are generally interpreted to include all facilities and improvements that are publicly owned or owned by a nonprofit and open to the general public. Acquisition, construction, reconstruction, rehabilitation, and installation of public facilities and improvements are eligible activities. Porterville's goal to improve and expand public facilities may include, but is not limited to: • Youth Facilities • Homeless and Domestic Violence Facilities • Neighborhood Facilities • Health Facilities

5	Goal Name	Economic Development Business Assistance
	Goal Description	The City of Porterville is committed to assisting microenterprises and small businesses succeed[CC1] . Porterville will assist qualifying microenterprise businesses and provide loans for job creation/retention for primarily small qualifying companies. The ability to build strong communities through business assistance remains a priority. By assisting eligible microenterprises and businesses the City of Porterville will help owners and workers build a more sustainable and self-sufficient future. Underwriting all loans for job creation/retention will help ensure a sustainable program into the future.

Projects

AP-35 Projects – 91.220(d)

Introduction

Porterville will allocate \$1,613,494 in Community Development Block Grant (CDBG) funds during the first year award for the July 1, 2025, to June 30, 2026, funding cycle. This includes prior years' resources and expected program income.

Over the next year, CDBG funds will be utilized as follows:

The following projects will be funded in the 2024 program year using CDBG dollars:

- Administration and Planning - \$146,031
- Public Services - \$106,500
- Housing - \$525,717
- Public Facilities and Improvements - \$681,184
- Economic Development Business Assistance - \$154,062

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

Federal CDBG funds are intended to provide low- and moderate-income households with viable communities, including decent housing, a suitable living environment, and expanded economic opportunities. Eligible activities include housing rehabilitation and preservation, homeownership opportunities, public services, community infrastructure improvements, economic development, planning, and administration.

The system for establishing the priority for the selection of these projects is predicated upon the following criteria:

- Meeting the statutory requirements of the CDBG program
- Meeting the needs of low- and moderate-income residents
- Coordination and leveraging of resources
- Response to expressed community needs
- Sustainability and/or long-term impact, and
- The ability to demonstrate measurable progress and success.

The primary obstacles to meeting underserved needs are the limited resources available to address

identified priorities. When feasible, the City of Porterville will partner with other public agencies and nonprofit organizations to leverage resources and maximize outcomes in housing and community development. In the end, however, the need far exceeds the funding available from all sources combined.

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

Projects and Activities will be undertaken Citywide to best serve the LMI community in Porterville.

The projects in PY 2025 do not emphasize any one geographic area of Porterville. The City does not have a singular concentration of low- to moderate-income residents. Funds are generally dispersed out geographically to have the most significant impact.

While some projects may focus on a low- to moderate-income area (LMA), they are not part of a greater neighborhood plan.

Geographic Distribution

Target Area	Percentage of Funds
Citywide	100

Table 53 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

The City did not identify a geographic target area as a basis for funding allocation priorities. Goals and projects are not limited to a specific area within the City.

Discussion

All projects supported with CDBG funds are within the Porterville city limits. The projects listed in the 2025 Annual Action Plan will benefit low—and moderate-income residents throughout the City.

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

In PY 2025, the City of Porterville will support Case Management for PSH through Family Services of Tulare County and other homeless services through Kings Tulare Homeless Alliance LINC Services, Kingsview Navigation Center, and CC FCC HOP Outreach. Fair Housing Public Service Activities will also support services for the homeless and residents at risk of homelessness in Porterville.

First-Time Homebuyer Education will help prepare potential homeowners for this next step and Homebuyer Assistance will provide funding for households ready to stabilize their living situation through the purchase of a home..

One Year Goals for the Number of Households to be Supported	
Homeless	75
Non-Homeless	30
Special-Needs	4
Total	109

Table 54 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	3
Acquisition of Existing Units	0
Total	3

Table 55 - One Year Goals for Affordable Housing by Support Type
Discussion

The City of Porterville is committed to preserving existing affordable housing through rehabilitation assistance and expanding homeownership for first-time homebuyers through education and homebuyer assistance.

AP-60 Public Housing – 91.220(h)

Introduction

The Housing Authority of Tulare County participates in the Section 8 Housing Choice Voucher (HCV) and Public Housing programs. The HA serves the City of Porterville and other Tulare County jurisdictions.

HATC strives to maintain high-quality management and operations of its housing programs and units. The HA implements its management and maintenance policies using various HUD-designed manuals, including the Admissions and Continued Occupancy Handbook, PH Maintenance Plan Document, FSS Action Plan, Public Housing Assessment System Manual, Section 8 Administrative Plan, Housing Inspection Manual, Section 8 and Voucher Program Master Book, and HUD Handbook 7420.7.

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

City staff coordinates with the Housing Authority of Tulare County regularly and will continue to seek opportunities for partnership and expansion of available resources.

By coordinating educational opportunities with HATC and HA residents, the City and HATC provide pathways to credit repair/worthiness, budgeting, and homeownership among other resources.

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

HATC has dedicated seats on its Board of Directors for two Resident Commissioners.

This opportunity ensures residents have a voice in HATC governance and operations.

Residents are also encouraged to attend public meetings/hearings to have their voices, ideas, and concerns recorded.

HATC provides residents with educational opportunities to promote self-sufficiency and partners with the City to promote the First-Time Home Buyers Education Program.

The FTHB Education program can help HATC residents plan to exit Section 8 to purchase their first home. The class has a Credit and creditworthiness module as well as a budgeting module that is helpful even if they decide not to purchase a home.

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

provided or other assistance

N/A

Discussion

The City of Porterville will continue to seek opportunities to support HATC residents throughout this Consolidated Plan cycle.

Program Specific Requirements

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

Introduction:

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(I)(1)

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

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

Other CDBG Requirements

1. The amount of urgent need activities	0
<TYPE=[text] REPORT_GUID=[A698417B4C924AE0218B42865313DACF] DELETE_TABLE_IF_EMPTY=[YES]>	
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.	100.00%

Appendix - Alternate/Local Data Sources

1	Data Source Name HATC List the name of the organization or individual who originated the data set. Housing Authority of Tulare County Provide a brief summary of the data set. The Housing Authority of Tulare County (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, Section 8, Farm Labor, and Senior Housing Programs. What was the purpose for developing this data set? HATC provides various data sets for this ConPlan, including information on the characteristics of public housing and voucher recipients. How comprehensive is the coverage of this administrative data? Is data collection concentrated in one geographic area or among a certain population? The data covers the Tulare County region and is focused on those living in public housing or receiving voucher assistance. What time period (provide the year, and optionally month, or month and day) is covered by this data set? HATC provided the most recent data as of Fall 2014. What is the status of the data set (complete, in progress, or planned)? Complete.
2	Data Source Name Coordinated Entry System Data by County List the name of the organization or individual who originated the data set. Kings/Tulare Homeless Alliance Provide a brief summary of the data set. This data reflects the number of individuals receiving services through the Coordinated Entry System. The CES is based on national best practices and consistent with federal guidelines. What was the purpose for developing this data set? This data set comes from CES dashboard that allow the community to quickly and easily access data on homeless service referrals and demographics for the bi-county CoC region.

	Provide the year (and optionally month, or month and day) for when the data was collected. January 1 2024- December 31 2024.
	Briefly describe the methodology for the data collection. The data is pulled from HMIS. It records the number of individuals experiencing homeless or at-risk of homelessness seeking housing services. It documents the service referrals made and outcomes of these referrals as well as the demographic information of those seeking services.
	Describe the total population from which the sample was taken.
	Describe the demographics of the respondents or characteristics of the unit of measure, and the number of respondents or units surveyed.
3	Data Source Name Point In Time Count - Porterville 2024
	List the name of the organization or individual who originated the data set. Kings Tulare Homeless Alliance led the effort to complete the local Point In Time Count
	Provide a brief summary of the data set. The data reflects the number of people experiencing homelessness on a single night in January 2024
	What was the purpose for developing this data set?
	Provide the year (and optionally month, or month and day) for when the data was collected. January 2024
	Briefly describe the methodology for the data collection.
	Describe the total population from which the sample was taken.
	Describe the demographics of the respondents or characteristics of the unit of measure, and the number of respondents or units surveyed.



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of a Conditional Use Permit (CUP) for a Brewery at 152 N. Main Street

SOURCE: Community Development

COMMENT: The applicant is requesting a Conditional Use Permit (PRC 2025-011-C) to approve a Type 23 - Small Beer Manufacturer alcohol license to allow for the brewing and sale of beer at a bona fide public eating place, located at 152 N. Main Street. The project is located in the DR-N (Downtown Retail-North of Olive Avenue) Zone District and has a General Plan Land Use designation of Downtown Retail.

Section 301.02 of the Porterville Development Ordinance requires approval of a Conditional Use Permit for any use involving the sale of alcoholic beverages.

BACKGROUND: The California Department of Alcoholic Beverage Control (ABC) allows for a specific number of licenses per census tract, based on population. The subject site is located within Census Tract 38.02, which allows for three (3) On-Sale and four (4) Off-Sale alcohol licenses, without being deemed over-concentrated. Census Tract 38.02 currently contains fifteen (15) On-Sale licenses for alcohol sales and seven (7) Off-Sale licenses for alcohol sales. Whenever the ratio of On-Sale or Off-Sale alcohol licenses to population in a census tract exceeds the average ratio for the county, an “undue concentration” of licenses is determined to exist. Although the license would technically allow for On-Sale and Off-Sale, ABC classifies the license as an Off-Sale license, so approval of Conditional Use Permit No. PRC 2025-011-C would increase the number of Off-Sale licenses within the census tract to eight (8). As a result of the undue concentration, a Letter of Public Convenience or Necessity would need to be sent from the mayor to ABC in support of the issuance of this license.

The applicant proposed the hours of 6 am to 2 am, the standard hours of operation allowed by ABC, but has stated they most likely will not be in operation for that entire time. Approval of that time frame would allow them flexibility if they choose to amend hours or participate in community events.

Additionally, the applicant has requested the ability to host live music and host or participate in other events. At this time, there are no official proposals to host or participate in events. However, they would like to have the option to utilize Community Civic Events or Temporary Use Permits, which are conditioned separately at the discretion of the City Council and City staff, respectively.

ANALYSIS:

The subject site is consistent with the Downtown Retail General Plan Land Use designation and zoning standards for DR-N (Downtown Retail-North of Olive Ave.). The Downtown Retail designation is intended to maintain the pedestrian- and transit-oriented environment of retail, restaurants, services, and government offices with active commercial uses on the ground floor in the heart of Porterville's Downtown. The proposed brewery and restaurant with alcohol sales would suit the purpose of the zone district. Restaurants are a permitted use in the DR-N Zone District. The brewing and sale of beer in conjunction with an on premises restaurant would be permitted as a secondary use to the restaurant. This model would also comply with ABC's standards.

Porterville Development Ordinance Section 604.04 requires that the Council makes the following findings prior to approving a CUP:

A. Approval of the proposed project will advance the goals and objectives of and is consistent with the policies of the General Plan and any other applicable plan that the City has adopted.

The project will further the following General Plan policies:

- ED-G-2: Retain, improve, and promote existing businesses in Porterville.
- ED-G-5: Retain existing local businesses and foster local start-ups.
- ED-G-7: Create an image for Porterville that will attract and retain economic activity.

B. The location, size, design, and operating characteristics of the proposed project are consistent with the purposes of the district where it is located and conforms in all significant respects with the General Plan, the Development Ordinance, and any other applicable plan adopted by the City Council.

The project site will be conditioned to comply with all applicable design standards of the Porterville Municipal Code, Downtown Design Guidelines, California Fire Code, and California Building Code. The operation of the business will also be conditioned to

comply with all codes, ordinances, and laws. Additionally, the hours of operation, request to host live entertainment, and host or participate in Community Civic Events or Temporary Use permits are not unreasonable and will help to provide increased amenities and opportunities to help revitalize the Downtown District, particularly the nightlife.

Staff recommends the approval of Conditional Use Permit (PRC 2025-011-C) for a Type 23 – Small Beer Manufacturer for a brewery and restaurant, located at 152 N Main Street.

ENVIRONMENTAL REVIEW: On March 31, 2025, the Environmental Coordinator made a preliminary determination that the project is exempt from the California Environmental Quality Act pursuant to Section 15301, Existing Facilities, of the California Code of Regulations (CEQA Guidelines), as the project does not propose any physical modification or expansion of the facility and includes only a negligible increase to an approved operational parameter (i.e., the change of ABC License type).

RECOMMENDATION: That the City Council:

1. Hold a Public Hearing to receive public comments; and
2. Find the proposed project exempt from the California Environmental Quality Act pursuant to Section 15301 (Existing Facilities) of the California Code of Regulations; and
3. Adopt the draft resolution approving a Conditional Use Permit (PRC 2025-011-C) for a Type 23 – Small Beer Manufacturer Alcohol license for 152 N. Main Street.
4. Authorize the Mayor to sign the Letter of Public Convenience or Necessity

ATTACHMENTS:

1. Letter of Public Convenience and Necessity
2. Draft Resolution
3. Site Plan
4. Brewery & Restaurant Floor Plan
5. Locator Map
6. ABC License Map

Appropriated/Funded:

Review By:

Department Director:
Claudia Calderon, Community Development Director

Final Approver: Jason Ridenour, Interim City Manager

April 15, 2024

California Department of Alcoholic Beverage Control
Fresno District Office
3640 East Ashlan Ave
Fresno, CA 93726

RE: Brewery and Restaurant at 152 N. Main St.

To whom it may concern,

The City Council of the City of Porterville has elected to approve the submittal of this letter regarding the public convenience or necessity, to be served through issuance of a Type 23 – Small Beer Manufacturer for a brewery and restaurant, located at 152 N. Main Street, Porterville, CA.

Approval of this letter was based on the following:

1. On April 15, 2025, the City Council approved Conditional Use Permit (PRC 2025-011-C), to allow the brewing and sale of beer at a brewery and restaurant located at 152 N. Main Street, Porterville, CA.
2. Per Section 23958.4 of the “Business and Professions Code,” the subject site is located within Census Tract 38.02, which allows four (4) off-sale licenses. At the present time, seven (7) off-sale licenses exist in this tract. Due to the undue concentration of off-sale licenses a Letter of Public Convenience or Necessity is required.
3. In consideration of the above, the City Council determined that public convenience or necessity will be served by the issuance of a Type 23 – Small Beer Manufacturer alcohol license in conjunction with a brewery and restaurant

Further issuance of an off-sale license allowing the brewing and sale of beer, represents a viable economic asset to the community, which will contribute tax revenue to the local economy. The site is consistent with the General Plan Land Use Designation of Downtown Retail. It also meets general plan policies that promote accessibility of services and goods within a convenient distance as well as meeting the economic development guiding policy needed to retain, improve, and promote existing businesses in Porterville. The proposed Type 23 -Small Beer Manufacturer alcohol license for a brewery and restaurant would suit the purpose of the zone district as well. Restaurants are permitted in the DR-N (Downtown Retail – North of Olive Avenue) zone district and alcohol sales

may be permitted with review and approval of a Conditional Use Permit. The brewery is permitted as an accessory use.

For these reasons, the City Council of the City of Porterville supports the issuance of a Type 23 -Small Beer Manufacturer alcohol license for a brewery and restaurant located at 152 N. Main Street, Porterville, CA.

Sincerely,

Greg Meister, Mayor

Attachment: Resolution

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF CONDITIONAL USE
PERMIT NO. PRC 2025-011-C FOR THE BREWING AND SELLING OF BEER
UNDER A TYPE 23 - SMALL BEER MANUFACTURER - ALCOHOL LICENSE FOR A
BREWERY & BONA FIDE PUBLIC EATING PLACE ON PREMISES LOCATED AT
152 N. MAIN STREET**

WHEREAS: On March 31, 2024, the Environmental Coordinator made a preliminary determination that the project is exempt from the California Environmental Quality Act pursuant to the "Existing Facilities" Categorical Exemption, 15301, which exempts projects with "negligible or no expansion of use;" and

WHEREAS: On April 4, 2025, a notice was published in the Porterville Recorder setting the date, and place of public hearing for April 15, 2025, and similar notices were sent to owners of property located within 500 feet radius of the site and posted at City Hall and the City's website announcing the same; and

WHEREAS: The City Council of the City of Porterville, at its regular scheduled meeting of April 15, 2025, conducted a public hearing to consider Conditional Use Permit (PRC 2025-011-C) to allow for the brewing and selling of beer under a Type 23 Small Beer Manufacturer alcohol license for a brewery and bona fide public eating place located at 152 N. Main Street; and

WHEREAS: The City Council received testimony from all interested parties on the aforementioned Conditional Use Permit; and

WHEREAS: The California Department of Alcoholic Beverage Control (ABC) allows for a specific number of licenses per census tract, based on population. The subject site is located within Census Tract 38.02 and allows for three (3) On-Sale and four (4) Off-Sale alcohol licenses, without being deemed over-concentrated. Census Tract 38.02 currently contains fifteen (15) On-Sale licenses for alcohol sales and seven (7) Off-Sale licenses for alcohol sales.

WHEREAS: The City Council of the City of Porterville authorized Mayor Meister to sign the Letter of Public Convenience or Necessity due to the undue concentration of alcohol licenses within Census Tract 38.02; and

WHEREAS: The City Council made the following findings:

1. The subject site is consistent with and advances the goals of the Downtown Retail General Plan Land Use Designation.
2. The subject site is consistent with the zoning and land use standards of the DR-N (Downtown Retail North of Olive) Zone District.

3. The project is exempt from the California Environmental Quality Act under CEQA Guidelines Section 15301, Existing Facilities.
4. The proposed location of the project and conditions under which it will be operated or maintained (included herein) will not be detrimental to public health, safety, and welfare, or materially injurious to the properties or improvements in the vicinity.
5. Despite the “undue concentration” the issuance of an alcohol license and approval of a conditional use permit at this address will encourage the revitalization of Downtown and benefit the citizens of Porterville.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve Conditional Use Permit (PRC 2025-011-C) subject to the following conditions:

1. Approval of Conditional Use Permit (PRC 2025-011-C) by the City Council, shall expire two (2) years after the date of approval if the Type 23 Small Beer Manufacturer alcohol license is not actively and continuously pursued. The City Council may approve a one (1) year extension of any permit or approval granted under this ordinance upon receipt of a written application with the required fee before the permit expires, pursuant to Section 601.08 of the Porterville Development Ordinance.
2. Upon approval of the Conditional Use Permit, any future change in operation which substantially alters the conditions or nature of the subject business will require approval of a modification to the Conditional Use Permit by the City Council.
3. Any future violations of regulations of the codes relating to the sales or consumption of alcohol, and/or excessive service calls by the Police Department resulting from the sales of alcohol may result in revocation of the Conditional Use Permit.
4. The hours of operation during which alcoholic beverages may be sold shall be limited to 6:00 am to 2:00 am. Any amendment to business hours that would modify this condition will be subject to a modification of this permit.
5. The business may participate in and sponsor Community Civic Events or Temporary Use Permits.
6. The business may host live entertainment as long the events follow all applicable ordinances of the City and any other special considerations given to businesses selling alcohol, provided they do not become a public nuisance as outlined in §601.10 of the Porterville Development Ordinance.
7. All activities associated with the proposed use shall be exclusively confined to the

interior of the building to the extent permitted by the California Department of Alcohol Beverage Control. Special consideration to this condition may be allowed in conjunction with Community Civic Events or Temporary Use Permits at the discretion of the City Council. These activities shall comply with all laws regarding businesses serving alcohol, especially those outlined by ABC.

8. No alcohol advertising shall be displayed and/or viewed from the outside of the building. Special consideration to this condition may be allowed in conjunction with Community Civic Events at the discretion of the City Council.
9. Applicant shall apply for all necessary permits required for interior or exterior renovations, including sign permits.
10. Exterior renovations shall comply with all aspects of the Downtown Design Guidelines, especially Commercial Ground Floor Articulation and Ground Floor Windows and Design, awning requirements, Limits on Blank Walls, and Building Entrances standards (All standards can be found within Porterville Development Ordinance and Downtown Design Guidelines).
11. Comply with all comments outlined in the PRC Comments provided for PRC 2025-011.
12. Pursuant to Section 601.10(d) the City Council may revoke the permit if it makes any of the following findings:
 - That approval was obtained by means of fraud or misrepresentation of a material fact;
 - That the use in question has ceased to exist or has been suspended for one year (1) year or more;
 - That there is or has been a violation of or failure to observe the terms or conditions of the permit or variance or the use has been conducted in violation of the provisions of this ordinance, law, or regulations; or
 - The use to which the permit or variance applies has been conducted in a manner detrimental to the public safety, health, and welfare or so as to be a nuisance.

///

///

///

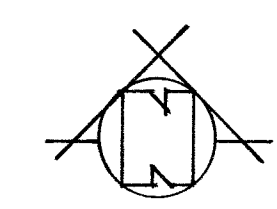
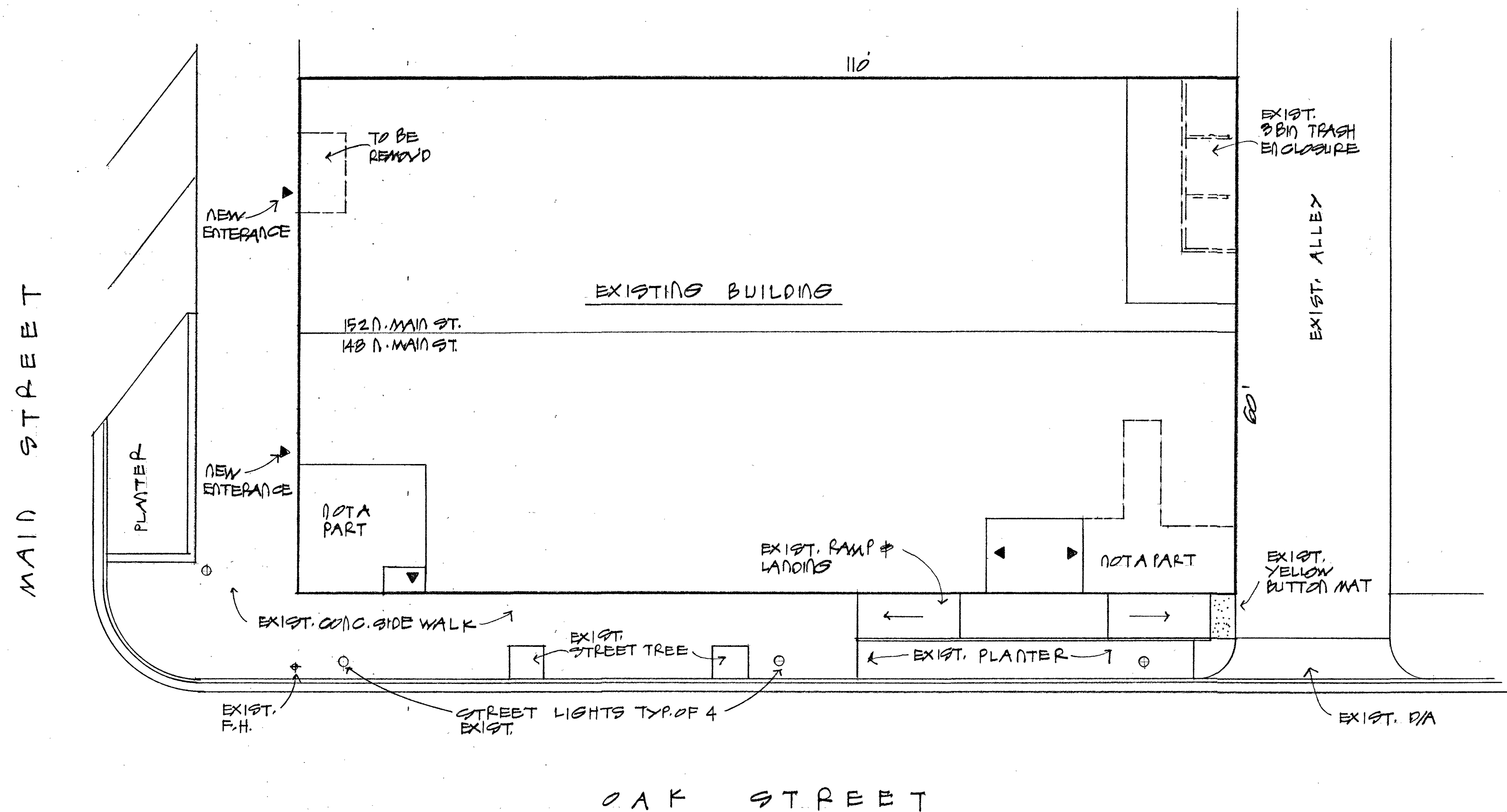
PASSED, APPROVED, AND ADOPTED this 15th day of April, 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

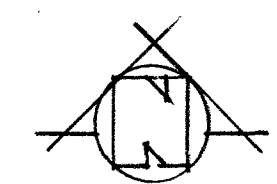
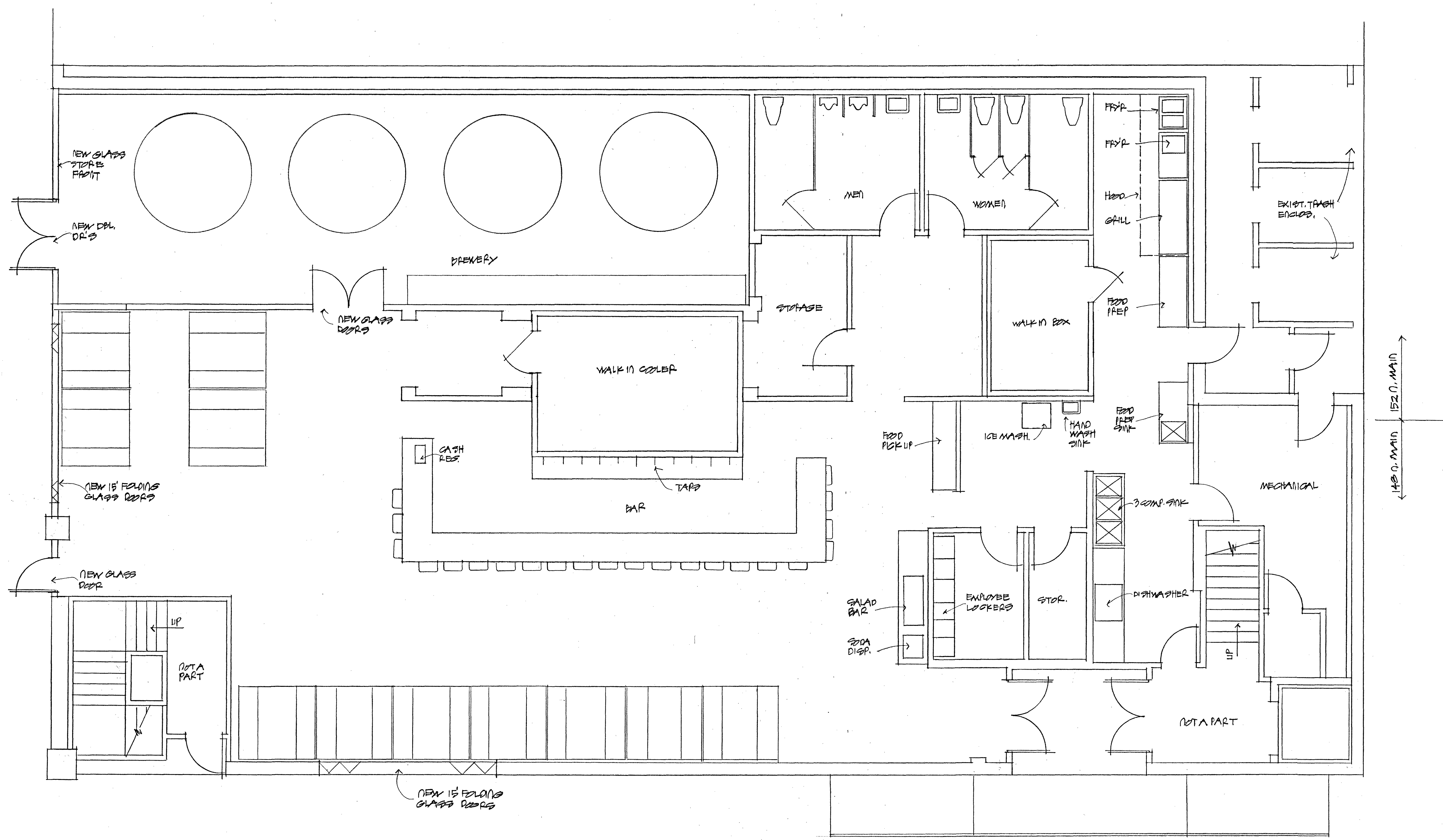
GARY WEAVER DRAFTING
120 LOTS WAY PATERVILLE
704.4101



SITE PLAN 1"=10'
APN 253.187.007
152, 148 N. MAIN STREET 1ST FLOOR
22 E. OAK STREET 2ND FLOOR

T.I. PLANS FOR:

CAM ZENZ
152 N. MAIN STREET 1ST FLOOR
148 N. MAIN STREET 2ND FLOOR

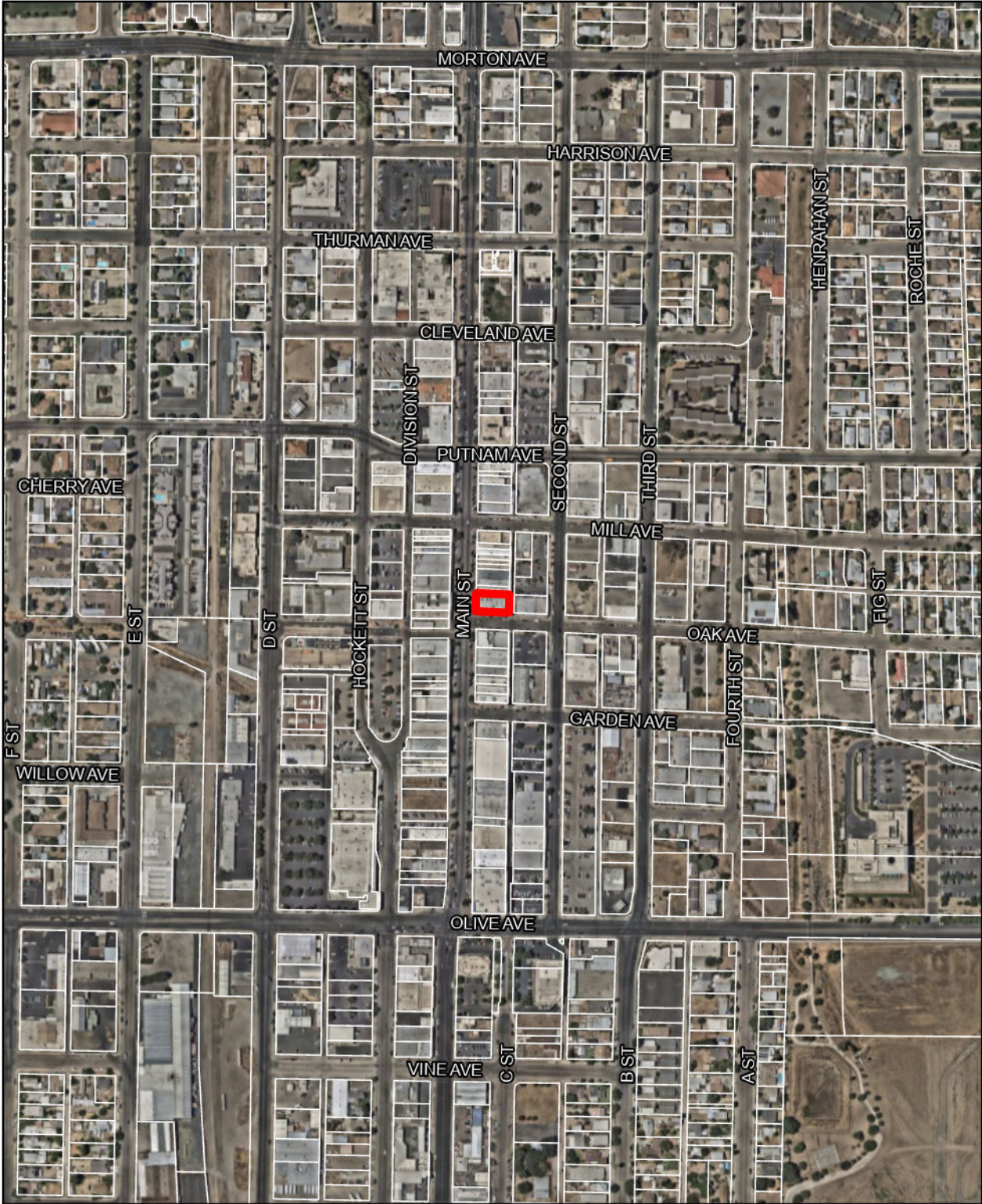


FLOOR PLAN 1/4" = 1'-0"

T.I. PLANS FOR:

SAM ZENZ

Locator Map
PRC 2025-011



**Main St. Brewery
@ 152 N. Main St**

 Project Location

1 in = 500 feet



ABC Map PRC 2025-011

ABC Licenses

License Type

- {5} "20" - Off Sale Beer & Wine
- ▲ {2} "21" - Off Sale General
- {7} "41" - On Sale Beer & Wine - Eating Place
- ▲ {5} "47" - On Sale General - Eating Place
- {2} "48" - On Sale General - Seasonal
- {1} "50" - On Sale General Club
- {4} "58" - Caterer Permit
- ✚ {1} "77" - Event Permit

Current Allowances in Tract 38.02

On Sale - 3

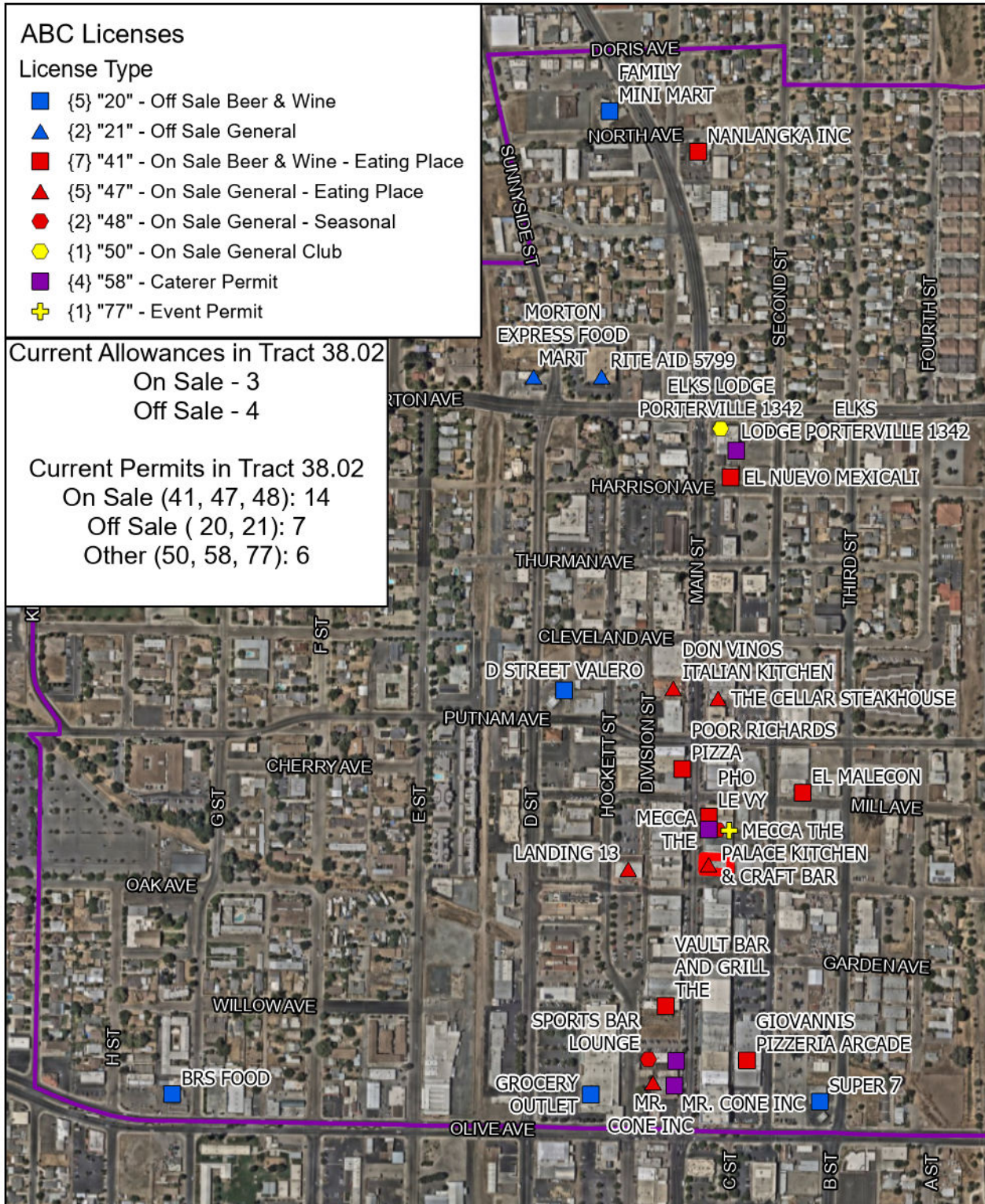
Off Sale - 4

Current Permits in Tract 38.02

On Sale (41, 47, 48): 14

Off Sale (20, 21): 7

Other (50, 58, 77): 6



**Main St. Brewery
@ 152 N. Main St**

- Census Tract 38.02
- Project Location

1 in = 600 feet





CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of Conditional Use Permit and Vesting Tentative Subdivision Map for Pioneer Residential Development

SOURCE: Community Development

COMMENT:

BACKGROUND: The City of Porterville received an application for a proposed land division for the Pioneer Residential Vesting Tentative Map and staff met with the applicant during Project Review Committee (PRC) August 23, 2023, where the assessment of the project, (PRC 2023-027) commenced. During the PRC meeting, staff provided comments pertaining to the proposed project which outlined the entitlement process and departments' development standards.

The project consists of a Vesting Tentative Subdivision Map (VTSM) for future residential development of APN 245-540-053, on an approximately 1.89-acre parcel on the north side of Pioneer Avenue, East of Salisbury Street. The Porterville 2030 General Plan Land Use Element designates the Project site as Low Density Residential and is currently zoned RS-2 (Low Density Residential). Development would generally include a subdivision of 10 residential lots, with construction of a cul-de-sac and necessary onsite infrastructure, and improvements within abutting major street right-of-ways.

ANALYSIS: The proposed vesting tentative subdivision map would provide new residential housing on lots ranging from 5,800± SF to 6,800± SF. The minimum lot size permitted in the RS-2 zone is 6,000 square feet. However, pursuant to Porterville Development Ordinance Section 201.04(C), the City Council may approve a conditional use permit authorizing lots of reduced size. The proposed VTSM is consistent with the Porterville Development Ordinance (PDO), Series 400: Land Division regulations. Circulation for the proposed development is provided through the planned internal streets, which includes parkway strips, streetlights, and sidewalks. The subdivision provides an external connection to Pioneer Avenue through Cadence Court with improvements that include a parkway strip and

pedestrian sidewalk. The applicant has submitted a request to delineate from the development standards through the application of a Conditional Use Permit as outlined in Section 400.05 Authority to Vary Regulations as it pertains to lot size and design for lots without street frontage for Lots 1, 2, 5, 6, 7, and 10.

The project's gross density is 5.3 units per acre, which falls below the maximum of 6.0 units per acre allowed in the Low Density Residential Land Use designation. The areas surrounding the project to the east, west, north and south are all developed with single-family residential uses. The project's development pattern is compatible with the area and falls well within the prescribed density mandated by the City's General Plan.

The California Subdivision Map Act (Government Code Section 66410, et seq.) establishes most of the procedures for subdivision of land. Other components are contained within the Porterville Development Ordinance, Series 400: Land Division. Generally, a tentative and final map is required in order to subdivide land into five or more parcels. Pursuant to both the Map Act and PDO Series 400, tentative maps are valid for twenty-four (24) months following approval, with various mechanisms available to extend the life of the tentative map. The project would be responsible for improvement of the new proposed residential street, Cadence Court, along with payment of specified fair-share costs to other capital improvements, payment of development impact fees as applicable and installation of a sidewalk on Cadence Court to enhance pedestrian access.

Pursuant to Development Ordinance Section 400.04, the City Council must deny a tentative map if it makes any of the following findings:

1. That the proposed map is not consistent with applicable general and specific plans. ***The tentative map proposes 10 single-family residential lots on 1.89 acres for a density of 5.3 units per acre and therefore is consistent with the General Plan as proposed.***
2. That the design or improvement of the proposed subdivision is not consistent with applicable general and specific plans. ***The design and improvement of the project are in accordance with the Circulation Element of the General Plan as well as with the development standards contained within the Development Ordinance, which is itself the primary tool for implementation of the General Plan. There is no applicable specific plan.***
3. That the site is not physically suitable for the type of development. ***The site is generally flat and level, making it optimal for the development as proposed.***
4. That the site is not physically suitable for the proposed density

of development. ***The project proposes 5.3 units per gross acre, which is under the maximum requirement of 6 units per gross acre in the RS-2 (Low Density Residential) Zone District.***

5. That the design of the subdivisions or the proposed improvements is likely to cause substantial environmental damage or substantially and unavoidably injure fish or wildlife or their habitat. ***A formal environmental evaluation of the project determined that the project meets all the criteria of the Categorical Exemption Class 32 Infill Projects, and that no exceptions to a categorical exemption are applicable, as per CEQA Guidelines Section 15332. The project will not result in any significant effects on the environment or on fish or wildlife or their habitat.***
6. That the design of the subdivision or type of improvements is likely to cause serious public health problems. ***A formal environmental evaluation of the project determined that the project meets all the criteria of the Categorical Exemption Class 32 Infill Projects, and that no exceptions to a categorical exemption are applicable, as per CEQA Guidelines Section 15332. The project will not result in any serious public health problems.***
7. That the design of the subdivision or the type of improvements will conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. ***With the possible exception of easements dedicated for major street right-of-way, which will be further dedicated and improved for the benefit of the public at large, there are no easements for access through or use of the property.***

Based on a fair reading of the record, including the formal environmental evaluation of the project, there is no indication that any of the findings requiring denial of the vesting tentative map can be made.

The proposed land division and subsequent development of the site into a residential subdivision will provide much-needed housing in conformance with the City's General Plan Land Use and Housing Elements, as well as to help meet the City of Porterville's Regional Housing Needs Allocation quota. Staff and the applicants' agents worked through the design details to ensure adherence to the City's General Plan and the Development Ordinance, as well as verify compliance with the California Subdivision Map Act and other applicable codes.

Public notice of this hearing was provided in accordance with Government Code Sections 65090 and 65091 and Development

Ordinance, Section 609.06. The procedures prescribed therein are the standard for hearings involving conditional use permits and vesting tentative maps. Additionally, as described in the Background section above, this project was discussed during the Project Review Committee meeting on August 23, 2023. Information regarding PRC is readily available on the City's website: PRC meetings are held on a regular basis, are agendaized, and are accessible to the public.

ENVIRONMENTAL REVIEW: During the review of the project, the City contracted 4Creeks Design to prepare a formal environmental evaluation of the project to analyze the potential for environmental effects that could result from the project. Based on the Project's formal evaluation results, the Environmental Coordinator made the preliminary determination that the project would not have a significant effect on the environment and that adoption of a CEQA Categorical Exemption under a 15332 In-Fill Development Projects declaration would be appropriate.

RECOMMENDATION: That the City Council:

1. Hold a Public Hearing to receive comments on the Pioneer Residential Development Project; and
2. Adopt the draft resolution, approving the Conditional Use Permit; and
3. Adopt the draft resolution, approving the Vesting Tentative Subdivision Map with conditions.

ATTACHMENTS:

1. Draft Resolution - Pioneer Residential VTSM
2. Draft Resolution CUP - Pioneer Residential
3. Locator Map

Appropriated/Funded:

Review By:

Department Director:
Claudia Calderon, Community Development Director

Final Approver: Jason Ridenour, Interim City Manager

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF THE VESTING
TENTATIVE SUBDIVISION MAP,
PIONEER RESIDENTIAL DEVELOPMENT (PRC 2023-027-S)**

WHEREAS: Bareng LLC (Applicant), has submitted to the City of Porterville the Pioneer Residential Development Project (Project), consisting of a Vesting Tentative Subdivision Map and related entitlements to accommodate the subdivision of an approximately 1.89-acre parcel into 10 residential lots located on the north side of Pioneer Avenue, east of Salisbury Street (APN 245-540-053; Site); and

WHEREAS: the Site is zoned RS-2 (Low Density Residential); and

WHEREAS: the Project also includes construction of interior streets, landscaping, public utilities, and improvements of all streets in or adjacent to the subdivision and portions of abutting rights-of-way; and

WHEREAS: on April 4, 2025, a notice was published in *The Porterville Recorder* setting the date and time, and place of a public hearing for April 15, 2025 and similar notices were sent to owners of property within a 300-foot radius surrounding the Site, and posted at City Hall and the City's website announcing the same; and

WHEREAS: at a regular meeting on April 15, 2025, the Porterville City Council did conduct a public hearing to consider the Project; and

WHEREAS: the City Council has considered testimony from all interested parties relative to the proposed Project; and

WHEREAS: via Resolution No. XX-2025, the City Council has approved a Conditional Use Permit to Vary Regulations for minimum lot area and lot design as it pertains to lots without street frontage; and

WHEREAS: approval of the aforementioned entitlements would further the goals and objectives of the General Plan; and

WHEREAS: The City Council has made the following findings pursuant to Development Code Section, 400.04, the evidence for said findings substantiated in the record:

1. The proposed map is consistent with the goals, policies, and land use designation of the Porterville 2030 General Plan.
2. The design and improvement of the subdivision is consistent with the goals and policies of the Porterville 2030 General Plan.
3. The site is physically suitable for the type of development.

4. The site is physically suitable for the proposed density of development.
5. The design of the subdivision and proposed improvements are not likely to cause substantial environmental damage or substantially injure fish or wildlife or their habitat.
6. The design of the subdivision or type of improvements are not likely to cause serious public health problems.
7. That the design of the subdivision or the type of improvements will conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision.

WHEREAS: the proposed action consists of issuance of a permit or entitlement for use and therefore constitutes a “project” pursuant to the California Environmental Quality Act, Public Resources Code Section 21000, et seq. (“CEQA”) and the CEQA Guidelines, California Code of Regulations Title 14, Chapter 3, Section 15000, et seq.; and

WHEREAS: based on an assessment prepared pursuant to CEQA Guidelines Sections 15300.2 and 15332, the Environmental Coordinator has made a preliminary determination that the project meets the criteria for exemption from CEQA.

NOW, THEREFORE, BE IT RESOLVED: that the City Council of the City of Porterville does hereby find the Vesting Tentative Subdivision Map, Pioneer Development Project (PRC 2023-027-S) is exempt from the California Environmental Quality Act under CEQA Guidelines Section 15332, In-Fill Development Projects.

BE IT FURTHER RESOLVED: that the City Council of the City of Porterville does hereby approve the Vesting Tentative Subdivision Map, Pioneer Residential Development Project (PRC 2023-027-S) subject to the following conditions:

1. The development shall comply with the Porterville Municipal Code, Chapter 21 Development Code and conditions from the Project Review Committee (PRC) meeting held on August 23, 2023 and as outlined in the Project Review Committee (PRC) letter for PRC 2023-027.

Engineering Comments:

2. Unless otherwise noted, the developer/applicant shall comply with the City Master Plans and Standard Drawings, Standard Specifications for Public Works Construction (2018 Edition), and Caltrans Standard Plans and Specifications (2018 Standards), except where they are in conflict with current access compliance regulations, the current California Building Code, the Tulare County Hazardous Waste Management Plan, the California Manual on Uniform Traffic Control Devices, the Porterville Circulation Element, and the Tulare County Congestion Management Program.

3. The developer/applicant shall pay all applicable fees according to the Municipal Code and State law. The developer/applicant is hereby notified that you have the right to pay fees, dedications, reservations or other exactions, under protest, pursuant to Government Code Section 66020(a). You have 90 days from the date fees are paid to file a written protest.
4. The developer/applicant shall make payment of the required plan check fees at the time of building permit plan submittal.
5. The developer/applicant shall pay School Development fees and all other City fees at the time table determined by current City Ordinance.
6. The developer/applicant shall dedicate a one-foot (1') limitation of access strip at locations where, in the opinion of the City Engineer, it is undesirable to allow access.

Subdivision Map Conditions:

7. Prior to approval of the improvement plans, the developer/ applicant shall have completed and approved, landscaping and/or lighting improvement plans. The developer/applicant shall petition, on a form provided by the City, to have said subdivision placed in a Lighting and Landscape Maintenance District. Submit with the petition the \$375 fee. The following shall be included and maintained in said district: (1) Lighting, (2) Recreational Open Space, (3) Public Landscaping, if any (4) Public walls/fences, if any, (5) Drainage reservoir, if any, and (6) any other public improvement in accordance with Series 400, Section 407.03 (i) of the Development Ordinance.
8. The developer/applicant shall prepare an Engineer's Report for the establishment of the assessments in order to provide for ongoing maintenance of the subdivision improvements to be included in the Lighting and Landscape Maintenance District. The Lighting and Landscape Maintenance District shall be established, or annexation into an existing District shall be concluded and landscape and lighting improvements shall be completed and accepted concurrently with the other improvements in the project. Landscape easements will need to be created in areas deemed necessary by the City Engineer.
9. Exclusive of assessments for a Lighting and Landscape Maintenance District, the developer/applicant shall pay all service fees and maintain all new lighting and landscape improvements in a safe and healthy manner for the greater of a minimum ninety-day plant establishment period following acceptance of the subdivision improvements, or until assessment begins for the Lighting and Landscape Maintenance District.
10. In accordance with Series 400, Section 407.02 (g) or (h) of the Development Ordinance, the developer/applicant shall enter into an agreement that provides

for completion of improvements within twelve (12) months of the Final Map acceptance.

11. The developer/applicant shall replace or provide surety for replacement of irrigation pipes in the right of way, if in the opinion of the City Engineer, replacement is warranted. The developer/applicant shall provide easements for irrigation pipes across lots created, if pipes will continue to be in use.
12. Prior to recording the final subdivision map, the developer/applicant shall provide surety for off-site improvements and provide easements, permits, calculations, etc. if, in the opinion of the City Engineer, they are needed for the proper functioning or phasing of the subdivision (e.g. water, sewer, drainage, etc.).
13. Building permits shall not proceed further than the installation of the foundation until all of the following items are accepted as complete:
 - a. The storm drain system is functional so that it will accept water from fire hydrant and/or water main flushing;
 - b. The water system, is functional from the source of water past the lots on which permits are being requested (i.e. all services and the sampling station, if required, are installed, valves are functional and accessible, bacteria testing is completed, etc.);
 - c. Street base rock for accessibility by public safety officials and building inspectors;
 - d. Lots are graded in accordance with the approved grading plan. Prior to receipt of the Final Grading, Drainage and Soils Report a letter from the "Supervising Civil Engineer" is required validating that the grading has been done in accordance with the approved grading plan and in accordance with the recommends contained in the Preliminary Soils Report;
 - e. The sewer system is completed, tested, and accepted by the City prior to residential occupancy of any house in the subdivision;
 - f. Lot corners are marked;
 - g. Fire hydrants are accepted by the Fire Department and the Engineering Division.
14. The developer/applicant shall coordinate with the U.S. Postal Service regarding the kind of mail facilities that will be utilized. If neighborhood box units (NBUs)

are to be used, construct sidewalks in a timely manner to facilitate NBU installation.

15. The developer/applicant shall cause all regulatory and street name signs to be installed prior to occupancy of any house located where its occupants will utilize a street that does not have them.
16. The developer/applicant shall have a Civil Engineer design a water system that will provide a fire flow at each fire hydrant of 1,000 g.p.m. with 20 p.s.i. residual pressure for a dwelling less than 3,600 square feet and 1,500 g.p.m. with 20 p.s.i. residual pressure for a dwelling unit greater than 3,600 square feet.
17. The developer/applicant shall construct or provide surety for construction of curb, gutter, sidewalk, water, sewer, street paving to the center of the street (if necessary), etc. along the full frontage of all proposed subdivision lots except where they exist to City standards and are in good condition in the opinion of the City Engineer. The developer/applicant shall stub improvements to the property line if, in the opinion of the City Engineer, they will be needed for connection to development on the adjacent property.
18. The developer/applicant shall provide street striping and flexible delineators as necessary to provide safe vehicular movements, where directed by the City Engineer.
19. The developer/applicant shall dedicate right-of-way for a street width that matches the ultimate width in the adopted Land Use and Circulation Element and/or the width established by the City Council, and dedication of required property for accessible ramp(s), sidewalk, etc.
 - The existing right of way width for Patsy Street is 50'. Due the existing improvements in the area, it will be allowed to continue with 4.5' wide sidewalk adjacent to the curb up to where the new dual-bulb road begins. The street width between the faces of curb shall be 36' to allow for parking on each side. There shall be landscaping between the back of sidewalk and existing backyard fences.
 - The right of way width for the new road shall be 56' and will include 4.5' of landscaped parkway behind curb, followed by 5' of sidewalk.
 - Total area of dedication to be determined by a licensed surveyor.
20. Prior to recording the final subdivision map, the developer/applicant shall provide improvements by the method indicated below:
 - Pursuant to Section 66411.1(b) of the Government Code, the developer applicant shall construct curbs, gutters, sidewalks, curb returns per City Standards, sewer laterals, water services, fire hydrant relocation, street lights, connecting pavement along the full frontage of the proposed land

division parcels. Additional improvements include a functional drainage system, connection of existing house to City's sewer system, abandonment of existing septic system(s), well abandonment (if any, and not in compliance with the City's Backflow Ordinance), curing of leaks in irrigation lines (if any), and other improvements necessary for public health and safety, except where they exist to Federal, State and City standards and are in good condition in the opinion of the City Engineer.

21. Prior to approval of the final map the developer/applicant shall provide public improvement plans prepared by a Civil Engineer that include specific on-site grading details and specifications for City approval.

Construction Documentation Conditions:

22. The developer/applicant shall comply with Appendix J, "Grading" of the current California Building Code, including provision of a grading and drainage plan signed by a licensed civil engineer or architect. The developer/applicant shall comply with City Retaining Wall Standards (adopted by City Council January 3, 1989) at lot lines where such standards are applicable.
23. The developer/applicant shall provide a Soils Report in conformance with Chapter 18 of the current California Building Code. The Soils Report shall include R-Value testing, expansion indexes, etc. where required for the construction of public improvements. The developer/applicant is advised that this area has previously been identified as an area of high soil expansion potential.
24. The developer/applicant shall construct and/or repair street, curb, gutter, sidewalk, etc. along the full parcel frontage(s), except where they exist and are determined to be in good condition and in compliance with current accessibility standards in the opinion of the City Engineer (Ord. No. 1306). The existing curb ramps at the Pioneer Avenue/Patsy Street intersection shall be evaluated for compliance. At a minimum, detectable warning surfaces shall be installed.
25. The developer/applicant shall comply with driveway vehicular sight distance requirements per Section 300.16 of the Development Ordinance and driveway separation from property line per City standards.
26. The developer/applicant is hereby notified that extension of existing water and sewer lines and/or the installation of new lines will be required per Section 407.02(f), development code.
27. The developer/applicant shall design on-site water systems meeting the requirements of the current California Plumbing and Fire Codes. It shall be noted that the City water system complies with Title 22 of the California Administrative

Code and any assurance to effectively provide water pressure for multi-story buildings is the sole responsibility of the owner/builder.

28. The developer/applicant shall construct drainage facilities as required to serve the property (Ord. No. 1306). A minimum amount of runoff must be contained onsite per the State's MS4 requirements. Drainage calculations must be submitted to verify that onsite drainage area/s will capture necessary runoff. The site shall be designed to convey water to the City drainage system without crossing driveways. The developer/applicant is required to install a sidewalk channel drain at the low side of the driveway, where applicable.
29. The developer/applicant shall underground existing utility structures (i.e., poles, splice boxes, vaults, etc.).
30. The developer/applicant shall provide 3000K LED streetlights on Marbelite poles (spaced at a staggered 160' intervals) following Southern California Edison Company specifications, as approved by the City Engineer. Wood poles are expressly prohibited without prior written approval of the City Engineer.

Construction Conditions:

31. The developer/applicant shall, under City inspection, remove all existing abandoned and unnecessary items, to the satisfaction of the City Engineer, before the issuance of a certificate of occupancy (for example, foundations, septic tanks, irrigation pipes, etc.).
32. The developer/applicant shall abandon existing wells, if any, after first getting an abandonment permit from the Tulare County Environmental Health Services Division. The developer/applicant is required to provide the City Engineer with proof of compliance with County regulations before performing any grading or issuance of the building permit, whichever comes first.
33. The developer/applicant shall assure compliance with Section 7-8, Work Site Maintenance of the Standard Specifications. Applicable requirements from both San Joaquin Valley Air Pollution Control District Regulation VIII, Fugitive PM10 Prohibitions and the California Green Code Standards must also be met. During grading operations the "Supervising Civil Engineer" shall be responsible for enforcing the dust control provisions of Section 7-8 or the developer/applicant shall pay inspection fees on the grading cost to compensate the City for dust control inspection.

34. The developer/applicant shall not allow onsite runoff or debris outside of the limits of the property during construction. Applicable best management practices (BMPs) shall be implemented to protect the City's drainage system and inhibit vehicle track-out onto City streets. The improvement plans shall show the location of BMPs and areas designated for erosion and waste control. The developer/applicant shall remove and properly dispose of waste and spills deposited in the project area.

35. The developer/applicant is advised that they are obligated to comply with the National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000002 for discharge of Storm Water Associated with construction activity (except operations that result in disturbance of less than one acre of total land area **and** which are not a part of a larger common plan of development or sale). Before construction begins the proponent must:

- Submit a Notice of Intent (NOI) to comply with the permit, a site map, and appropriate fee to the State Water Resources Control Board (SWRCB).
- Prepare a Storm Water Pollution Prevention Plan (SWPPP) for the entire project before construction begins. The SWPPP must contain, at a minimum:
 1. All items listed in Section A of the permit.
 2. Descriptions of measures to be taken to prevent or eliminate unauthorized non-storm water discharges and **all** temporary (e.g., fiber rolls, silt fences, etc.) **and** permanent (e.g., vegetated swales, detention basins, etc.) best management practices that will be implemented to prevent pollutants from discharging with storm water into water of the United States.

If portions of the project area are to be sold off before the entire project is completed, the proponent must:

- a. Submit to the California Regional Water Quality Control Board a change of information form identifying the new owners along with a revised site map clearly depicting those portions that were sold and those that are remaining.
- b. Informing each new owner of their responsibility to submit their own NOI, site map, and appropriate fee to the SWRCB and prepare their own SWPPP.

Building Comments:

None.

Fire Comments:

36. Fire hydrants shall be placed based on distance, no greater spacing than 500' for residential applications, installed per City standard. Depending on the

location of existing fire hydrants, and required fire flow, additional hydrants may be required. All hydrant locations shall be approved by the Fire Department. Fire hydrants located across a public street shall not be utilized for calculations, or considered as available to meet the fire flow, and/or FDC connection requirement for this project.

37. No structure shall be greater than 400' from a fire hydrant.

38. Maintain minimum of 20' roadways for Fire Department access.

39. With a CUP, Fire Lanes will be required to be marked with signage and striping to comply with latest adopted edition of the California Fire Code (2022). Additionally, the property owners will need to be made aware of the No Parking, and maintenance responsibilities for the proposed fire lanes.

Field Services:

40. A back-flow device is required on the water meter for landscape.

41. The developer/applicant shall comply with the City standard for "backflow" prevention pursuant to Resolution No. 9615.

42. Residential trash service is acceptable providing there is no parking on the street during service days, or, the cul-de-sac is red curbed.

PASSED, APPROVED, AND ADOPTED this 15th day of April, 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel- Moraga,
Acting Chief Deputy City Clerk

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
APPROVING A CONDITIONAL USE PERMIT TO AUTHORIZE REDUCED LOT
AREA AND LOTS WITHOUT STREET FRONTAGE FOR THE VESTING TENTATIVE
SUBDIVISION MAP, PIONEER RESIDENTIAL DEVELOPMENT (PRC 2023-027-C)**

WHEREAS: Bareng LLC, (Applicant) has submitted to the City of Porterville, the Pioneer Residential Development Project (Project), consisting of a Vesting Tentative Subdivision Map and related entitlements to accommodate the subdivision of approximately 1.89 acres into 10 residential lots. The site is located on the northside of Pioneer Avenue, east of Salisbury Street (APN 245-540-053; Site); and

WHEREAS: Development Ordinance Section 201.4(C) allows, subject to approval of a Conditional Use Permit, a minimum lot size of 3,000 square feet in the RS-2 Zone District; and

WHEREAS: the applicant has requested a reduction of the minimum lot size to 5,800 square feet, just below the minimum lot area requirement for the RS-2 Zone District; and

WHEREAS: Development Code Section 400.05 Authority to Vary Regulations, allows modification of requirements as it pertains to lot design, subject to approval of a conditional use permit; and

WHEREAS: the applicant is proposing lots without street frontage, a variation from the requirements of land divisions in the Development Code §407.03(h) Lot Frontage; and

WHEREAS: on February 27, 2025, the Environmental Coordinator made a preliminary determination that the project is exempt from the California Environmental Quality Act pursuant §15332 In-Fill Development; and

WHEREAS: on April 4, 2025, a notice was published in *The Porterville Recorder* setting the date, time, and place of a public hearing for April 15, 2025 and similar notices were sent to owners of property within a 300-foot radius surrounding the Site and posted at City Hall and the City's website announcing the same; and

WHEREAS: at a regular meeting on April 15, 2025, the Porterville City Council did conduct a public hearing to consider the Project; and

WHEREAS: the City Council has considered testimony from all interested parties relative to the proposed Project; and

WHEREAS: the proposed action consists of issuance of a permit or entitlement for use and therefore constitutes a "project" pursuant to the California Environmental Quality

Act, Public Resources Code Section 21000, et seq. ("CEQA") and the CEQA Guidelines, California Code of Regulations Title 14, Chapter 3, Section 15000, et seq.; and

WHEREAS: The City Council has made the following findings pursuant to Development Code Section 604.04, the evidence for said findings substantiated in the record:

1. Approval of the proposed project will advance the goals and objectives of and is consistent with the policies of the General Plan and any other applicable plan that the city has adopted.
2. The location, size, design, and operating characteristics of the proposed project are consistent with the purposes of the district where it is located and conforms in all significant respects with the General Plan, the Development Ordinance and with any other applicable plan adopted by the City Council.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville approves a Conditional Use Permit for the Pioneer Residential Development Project authorizing a minimum lot size of 5,800 square feet and lots without street frontage.

PASSED, APPROVED, AND ADOPTED this 15th day of April 15, 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

**Locator Map
PRC 2023-027**



-  Project Location
-  City Limits

Bareng TSM

1 in = 300 feet





CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of Appointments to the Charter Review Committee

SOURCE: Administrative Services

COMMENT: At its meeting on February 4, 2025, the City Council established a Charter Review Committee with the adoption of Resolution No. 16-2025. Resolution No. 16-2025 established the appointment method, composition, and eligibility requirements of the committee. This independent citizen group was created by the City Council to conduct a comprehensive review of the City Charter and make recommendations to the Council. The committee consists of nine members and two alternate members: five members appointed by individual City Council members and four members and two alternate members appointed by a majority vote of the City Council. To be eligible for appointment, members must be registered voters or property owners within the Porterville city limits.

The committee currently has five vacancies for individual City Council Member appointments and six vacancies for members to be appointed by the majority of the City Council, consisting of four positions for committee members and two alternate committee member positions. Alternate members will serve as voting members only if a primary member is unable to attend. Staff has received eight Requests for Appointments, which are provided herein for the City Council's consideration:

- Dawn Bennett
- Scott Bowler
- Clayton Dignam
- Brock Neeley
- Alexander Reed-Krase
- Taha Saleh
- Greg Shelton
- Blain Smothermon
- Tom O'sullivan
- Jacob Vallejo

Staff has reviewed each Request for Appointment and determined that

the applicants meet the eligibility requirements to serve on the committee.

RECOMMENDATION: That the City Council consider the appointments to the Charter Review Committee.

ATTACHMENTS:

1. Resolution No. 16-2025
2. Request for Appointment - Dawn Bennett
3. Request for Appointment - Scott Bowler
4. Request for Appointment - Clayton Dignam
5. Request for Appointment - Brock Neeley
6. Request for Appointment - Alexander Reese-Krase
7. Request for Appointment - Taha Saleh
8. Request for Appointment - Greg Shelton
9. Request for Appointment - Blain Smothermon
10. Request for Appointment - Tom O'Sullivan
11. Request for Appointment - Jacob Vellejo

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Jason Ridenour, Interim City Manager

RESOLUTION NO. 16-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE ESTABLISHING A CHARTER REVIEW COMMITTEE**

WHEREAS, the City of Porterville filed a City Charter and became a Charter City in 1926; and

WHEREAS, the City Charter is able to be amended by a vote of the citizens in an election; and

WHEREAS, the City Council of the City of Porterville desires to establish a nine-member Charter Review Committee, comprised of Porterville citizens who are registered to vote, to undertake a comprehensive review of the City Charter and make recommendations to the City Council; and

WHEREAS, the City Council desires to have the Mayor, Vice Mayor, and City Council members each appoint one Charter Review Committee Member from their district, and to have four additional members be appointed by a majority vote of the City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Porterville:

1. A Charter Review Committee is hereby established, to be comprised of nine Porterville citizens registered to vote or owning land or a business within the city limits of the city.
2. The Mayor, Vice Mayor, and City Council members shall each appoint a committee member, and four additional committee members, plus two alternates, shall be appointed by a majority vote of the City Council. The four additional members may either be registered voters or possess ownership of land or a business within the city of Porterville.
3. The Council shall select a chair person from the appointed membership.
4. Said Committee will meet on an as-needed basis to review matters pertaining to the review of the Porterville City Charter and to then make recommendations to the City Council.

PASSED, APPROVED, AND ADOPTED this 4th day of February, 2025.

ATTEST:
Jason Ridenour, Interim City Clerk


Greg Meister, Mayor

By: 
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

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

I, JASON RIDENOUR, the duly appointed Interim City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a meeting of the Porterville City Council duly called and held on the 4th day of February, 2025.

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

Council:	MEISTER	MCKERVEY	BELTRAN	GREEN	RIVAS
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

JASON RIDENOUR, Interim City Clerk



By: _____

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



City of Porterville
FEB 27 2025
Administration

Please complete all blanks.

Name: Dawn M. Bennett
(Please Print)

Appointment to: Charter Committee
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address: [Redacted]
Porterville, CA 93257

Mailing Address: Same as above

Name of Business: Confectionery Diva
☒ Own ☒ Operate

Business Address: Same as above

Telephone: Home [Redacted]

Work 559-791-8851

FAX N/A

E-mail [Redacted]
Info@ConfectioneryDiva.com

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☐ 2 ☐ 3

☒ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

See attachment

Please tell us why you are interested in this position.

I have an interest in gov't and would be honored to help improve the city of Porterville's charter.

☒ Resume attached

☐ Letter of request attached

Submitted By:

Dawn M Bennett

2-25-25

Date

Received by: _____

Forwarded to: City Clerk

☐ Date: _____

City Council

☐ Date: _____

Staff Liaison

☐ Date: _____

Tentative Council Mtg Date: _____

Dawn M Bennett

EXPERIENCE

4/17-Present Confectionery Diva Porterville, CA/Orland, ME

Owner/Operator of Confectionery Diva, a Wedding/Celebration Bakery/Cakery

Custom cake/dessert design, cake artist, wedding baker/caker

9/08-Present Permanently Disabled

6/07– 9/08 Medical Partners Surgery Center Jacksonville, FL

Staff RN – Pre-Op/Recovery & Education Coordinator

- Pre-op – Care and education of pre-op patients, including point-of-care testing, IV's starts, medication administration, etc.
- Recovery – Phase I & II for all ambulatory surgery patients, including orthopaedic, pain management, gynecology, ophthalmology, ENT, general surgery, etc.
- Education – Research, preparation and facilitation of annual corporate education requirements

1/07– 6/07 Plaza Surgery Center Jacksonville, FL

Staff RN – Pre-OP/Recovery

- Pre-op – Care and education of pre-op patients, including point-of-care testing, IV's starts, medication administration, etc.
- Recovery – Phase I & II for all ambulatory surgery patients, including orthopaedic, pain management, gynecology, ophthalmology, ENT, general surgery, etc.

6/05–12/06 Pullman Regional Hosp Pullman, WA

Staff RN – Same Day Services/PACU

- Same Day Surgery – pre & post-op care, education, computer documentation, pre-op appointments
- Outpatient Services - Infusions, dressing changes, injections, accessing central lines/port-a-caths for blood draws, therapeutic phlebotomy
- PACU (Recovery Room) – Phase I recovery for all surgical patients including: ortho, minor neuro, urology, ob/gyn, ENT, general surgical, cataracts (no vents or ICU level patients)

10/01–5/05 See companies below Nationwide

Traveling Nurse – NICU (level III & IV)

- RN Network – 10/01-12/01, 04/02-09/03, 02/05-05/05
- Medical Express – 01/02-04/02, 11/04-02/05
- Cross Country TravCorp – 09/03-10/04

01/00–09/01 Thomas Jefferson University Hospital Philadelphia, PA

Staff Nurse – NICU (level III w/ECMO)

- Assessment and care of the neonate (see skills below)
- Pre & Post-Operative care of the neonate
- Parent/Family Education

02/94-12/97 ZC Sterling Jacksonville, FL

Data Entry Operator

Entry of mortgage company homeowners insurance policies, cancellations, reinstatements and premium notices.



Dawn M Bennett

EXPERIENCE (cont.)

06/92-02-94 William H. Coleman, Inc. Jacksonville, FL

Communications/Administrative Assistant

Data entry, word-processing, answered multi-line international calls, operated mass faxing center, assisted with shipping department and set up/maintained automated phone system.

EDUCATION

01/98-12/99 Florida State University Tallahassee, FL

Bachelor of Science in Nursing

- Class co-secretary

01/95-12/97 Florida Community College Jacksonville, FL

- Pre-requisites for nursing curriculum

05/91-12/91 West Virginia Business College Clarksboro, WV

Diploma in Business Management

1986-1988 D.U. Fletcher High School Neptune Beach, FL

High School Diploma

SKILLS

Critical thinking skills, superb listening/personal communication skills, knowledge/experience conducting meetings using Robert's Rules of Order, etc. Owner/Operator of a small business. Medical background. Excellent communication skills, both written and verbal, as well as knowledge of computers in the clinical and non-clinical setting. Data entry, word-processing skills, and superior telephone etiquette.



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Scott Gordon Bowler

(Please Print)

RECEIVED

APR 08 2025

CITY OF PORTERVILLE
CITY CLERK'S OFFICE

@ 1:24 p. *JP*

Appointment to: Charter Review Committee

(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address:

[REDACTED]

Porterville CA, 93257

Mailing Address:

[REDACTED]

Porterville CA, 93257

Name of Business:

CSET

☐ Own

☐ Operate

Business Address:

312 N W 3rd Ave

Visalia CA, 93291

Telephone: Home

[REDACTED]

Work

559-755-1360

FAX

E-mail

[REDACTED]

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☒ 1 ☐ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

As a Porterville Chamber Board Member I have had the privilege to sit on several committees.

I know the importance of a well diverse committee. It's codes such as Article 10. 17-10 12.2
This is always an issue during parades. Article 8 section 17-8 .9 is just plain common sense.
Attending First Friday Coffees Ribbon Cuttings Coffee with the CEO and other networking events

is a great opportunity to hear the community and inform the Council on public concerns.

Please tell us why you are interested in this position.

Having spent over 15 years actively networking, volunteering, and working hand in hand with the
people in the Porterville community, I've developed a deep care and commitment to our city. I'm
eager to take a more active role in shaping the city's future and supporting it's growth. Joining the
Review Committee offers a meaningful opportunity for me to contribute to that vision.

☒ Resume attached

☐ Letter of request attached

Submitted By: 

4-8-2025
Date

Received by: _____

Forwarded to: City Clerk

☐ Date: _____

City Council

☐ Date: _____

Staff Liaison

☐ Date: _____

Tentative Council Mtg Date: _____

SCOTT BOWLER

Porterville, CA 93257

Professional Objective:

I am looking to obtain a position as an Employment Program Representative to utilize my exceptional customer service and marketing skills in effectively providing customers with employment opportunities.

Skills:

-
- | | |
|--------------------------|---|
| • Business Engagement | • CalJOBS |
| • Marketing Skills | • Dedication |
| • Customer Service | • Labor Market Information |
| • Participant Engagement | • Workshops |
| • Retention Specialist | • Workforce Innovation and Opportunity Act (WIOA) |
| • Wagner-Peyser | |
| • Attention to Detail | |

Experience:

-
- Assess participants' employment and training needs.
 - Provide workshops that present job leads to customers.
 - Maintain communication with partners such as EDD, Workforce Investment Board (WIB), Tulare County Probation, and California Department of Corrections and Rehabilitation (CDCR).
 - Connect justice-involved individuals to employment and training; provide support services they may need to be successful in their employment goals.
 - Maintain regular communication with participants and employers.
 - Provide EDD staff with job orders to be entered into CalJOBS.
 - Initiate and maintain ongoing personal contact with a variety of business and industry representatives to promote work-based training and direct placement.
 - Develop training plans and determine appropriate work-based training methods for the position and participant.
 - Regularly monitor the participant's job performance, counsel participants when job performance is not satisfactory, and work with participants to improve job performance.
 - Maintain contact with the site supervisor during the participant's training and assist in resolving workplace issues by helping the participant identify solutions.
 - Provide direct placement assistance and retention services with employers.

Employment:

04/2017 to Present	CSET	Business Engagement Specialist	Porterville, CA
04/2011 to 11/2016	Consolidated Testing Laboratories	Pump Installer Assistant	Porterville, CA

Education:

Porterville Adult School	GED	Porterville, CA
--------------------------	-----	-----------------

Community Involvement:

Porterville Chamber	Board Member	2023-Current
Porterville Chamber	Board Chair	2024
Porterville FYI Facebook	Admin	2015/Current
Porterville Chamber	Vice Chair Member Services	2023
Porterville Chamber	Ambassador	2022
Porterville Flood Assistance	Sand Bag Assistance and Deliver to Residents	2017/2023
Porterville Man of the Year	Nominee	2022
Ponderosa Fire Relief	Handed out tools to clean ashes for Residents	2017
Organized community water drives	Delivered water to PACC Flood Relief	2018-2019



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Clayton Dignam

Appointment to: Charter Review Committee

☐ Reappointment; or IF NEW, Please provide:

Street Address:



Mailing Address: Same as street address.

Business Address: None.

☐ Own

☐ Operate

Business Address:

Telephone:

Home: None

Work: 559-782-7526

Cell:



Fax: None

E-mail:



City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☒ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

Please see attached resume.

Please tell us why you are interested in this position.

I am interested in joining this committee because I am committed to serving my community and contributing to the city's continued growth and success. I believe in the importance of civic engagement and thoughtful decision-making that reflects the needs and values of our residents. With a strong interest in governance, policy, and community development, I am eager to collaborate with fellow members to ensure that our city remains a great place to live and work. My goal is to bring a fair, open-minded, and solutions-oriented perspective to the committee's discussions and initiatives

☒ Resume attached

☐ Letter of request attached

Submitted By:

Clayton Dignam

Date 03/23/2025

Received by: _____

Forwarded to: City Clerk ☐ Date: _____

City Council ☐ Date: _____

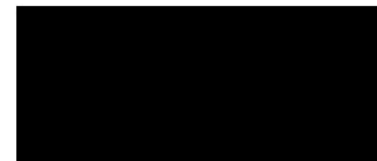
Staff Liaison ☐ Date: _____

Tentative Council Mtg Date: _____

Clayton Dignam

OBJECTIVE

To secure a position on the City of Porterville Charter Review Committee, leveraging my lifelong commitment to community service, extensive experience, and strong leadership skills. I aim to contribute with a common-sense approach, informed decision-making, and a dedication to ensuring the city's governance reflects the best interests of its residents, businesses, and visitors.



Porterville, Ca 93257

EXPERIENCE

Fire Marshal - Porterville Fire Department Porterville, CA 08/2019- Present

- Oversee fire prevention, investigation, code enforcement
- Lead and mentor a specialized team
- Develop and implement fire prevention strategies
- Evaluate and enhance fire safety codes and regulations

Code Enforcement Officer II - Porterville Fire Department Porterville, CA 01/2018- 08/2019

- Code Enforcement Management
- Personnel Supervision
- Manage online and app based complaint system
- Develop and implement enforcement related programs

Code Enforcement Officer - Porterville Fire Department Porterville, CA 04/2007-01/2018

- Respond to and resolve code enforcement complaints
- Maintain records
- Patrol jurisdiction, identify and abate hazards
- Manage weed abatement program

Termite Inspector - San Joaquin Pest Control Visalia, CA 02/2007-04/2007

- Inspect residential and commercial properties
- Develop and maintain professional working relationships
- Customer service
- Pesticide application

Termite Inspector - Strike Pest Control Porterville, CA 11/1997-01/2007

- Inspect residential and commercial properties
- Develop and maintain professional working relationships
- Personnel Supervision
- Customer service
- Fumigation and pesticide application

Education

- **Bakersfield College, Bakersfield, CA**
California High School Proficiency Exam
- **Porterville College, Porterville, CA**
On track to graduate May 2025:
Associate in Science for Transfer (AS-T),
Administration of Justice
Associate of Science (AS),
Public Safety
Associate of Arts (AA),
Social Science

Recognition

City of Porterville Employee of the Month

- **June 2010**
- **March 2019**

References

Brian Chapman

Retired Captain, North Kern State Prison, CDCR



Michael Knight

Assistant City Manager, City of Porterville



Richard Hardt DDS.



CERTIFICATES

Police Officers Standards Training (POST)

College of the Sequoias

P.C. 832 – POST# 4620-80102-06007

American River College, Los Rios Community College District

Interview and Interrogation – POST# 2970-31445-18-003

Office of the State Fire Marshal (SFM)

Fire Marshal 1A: Administration and Professional Development

Fire Marshal 1B: Community Relations & Fire and Life Safety Education

Fire Marshal 1C: Fire Investigation Program Management

Fire Marshal 1D: Community Risk Reduction Program Management

Fire Marshal 1E: Regulatory Program Management

Plans Examiner 1A

Plans Examiner 1B

Fire Inspector 1A Duties and Administration

Fire Inspector 2A: Fire Prevention Administration

Fire Inspector 1B Fire and Life Safety

Fire Inspector 2B: Fire and Life Safety Requirements

Fire Inspector 1C Field Inspection

Fire Inspector 2C: Inspecting New/Existing Fire & Life Safety Systems

Fire Inspector 1D Field Inspection CA Specific

Fire Inspector 2D: HazMat, Operations, & Processes

Inspection of Public display fireworks shows

Fire Investigation 1A: Basic Fire Investigation

Statutes and Regulations 2018, 2019, 2022

Fire Investigation 1B: Evidence and Documentation

Instructor I

Chief Officer 3A

Fire Investigation 1C: Preparation for Legal Proceedings

California Conference of Arson Investigators (CCAI)

FI 210 Wildland Fire Investigations

CCAI Annual Arson Conference 2019, 2022, 2024

Forensic Fire Death Investigation Course

National Fire Academy (NFA)

Managing Effective Fire Prevention Programs

California Fire Prevention Institute (CFPI)

Annual Conference 2024, 2025

Central Valley Arson Investigators (CVAI)

Explosives Recognition

Evidence Collection & Latent Prints

Evidence Collection & Latent Prints

Report Writing, Public Vs. Private

California Office of Emergency Services (CAL OES)

First Responder Awareness

California Department of Justice (CDOJ)

Record of Arrest and Prosecution (RAP) Sheet Training

International Code Council (ICC)

NFPA 72 Fire Alarm Field Inspections for the AHJ

Code Update Course 2022 CBC

Code Update Course 2022 Egress

Code Update Course 2022 CFC

NFPA 72 Fire Alarm & Signaling Code Refresher & Update

NFPA 72 Fire Alarm Plan Review Practical Applications

2024 IEBC Overview and Methods of Compliance

Fire Door Inspections Hardware Fundamentals

2024 IFC Key Changes

CRR Empowerment Expanding Education & Leveraging Grants

Fire Sprinkler Performance & Effectiveness

Career Survival with Upstream Leadership

Data Informed Safety in the Golden State

Hydraulic Sprinkler Calculations

Single Stair Forum

Residential Care Facilities

Exploring NFPA 80 & 105 Annual Inspections

Leveraging Influence to Make Changes

Inspecting Vacant Buildings

Federal Emergency Management Agency (FEMA)

ICS-100: Introduction to the Incident Command System

ICS-200: Basic Incident Command System for Initial Response

ICS-300: Intermediate ICS for Expanding Incidents

ICS-700: Introduction to the National Incident Management System

G290 Basic Public Information Officer

Fred Pryor Training

Microsoft Excel Basics

Microsoft Excel Beyond the Basics

International Association of Arson Investigators (IAAI)

Basic Electricity

Ethics and the Fire Investigator

Introduction to Evidence

Explosion Dynamics

Motive, Means, & Opportunity: Determining Responsibility in an Arson Case

CERTIFICATES

California Association of Code Enforcement Officers (CACEO)

Certified Code Enforcement Officer	Code Enforcement Officer Basic
Code Enforcement Officer 1	Code Enforcement Officer Advanced
Legal Update 1	Tactical Comm. & Pepper Spray Update 2
Problem Oriented Policing Update 3	Communication & Coordination Update 4
Animal Awareness Update 5	Annual Seminar 2011, 2012
Search and Seizure Basics	Dealing with problem properties
CACEO Advanced CCEO Exam (Santa Rosa)	Skip Tracing
Accessory Dwelling Unit (ADU) Laws	Housing Inspections 101
Officer Survival Series: 3 Phases of a Contact	Criminal Prosecutions & Substandard Housing Enforcement
Substandard Housing	Officer Survival Series: Surviving a Violent Encounter
Code Enforcement Legal Updates	Living Trusts and Estate Planning
Media Relations	Administrative Hearing Officer Workshop
4th Amendment and Rights of Entry	Customer Service for Front Line Municipal Staff
Code Enforcement Officers Get Sued: How to Defend Against Common Legal Claims	
The Public Records Act and Discovery in Litigation: Application to Code Enforcement	
The Vice Squad: Gangs, Drugs, Prostitution and Gambling	
Tackling Abandoned Properties with Missing or Dead Owners	

Leadership & Community Involvement

I have actively contributed to several local non-profit and service-oriented organizations, holding leadership roles that have strengthened my ability to serve and lead effectively. Within the Porterville Eagles Lodge, Aerie 1351, I have served in multiple board positions, including as Worthy President. I also dedicated several years to the Porterville Neptunites swim club, serving as a board member, vice president, and president, supporting youth athletics and community engagement. Additionally, I have held board positions with Team M Wrestling Club and volunteered with the Monache Gridiron Football Boosters and Monache High School Choir as a chaperone.

These experiences have honed my leadership skills, particularly in relational leadership, which I find to be my most effective style. I take pride in exceeding community expectations in customer service and fostering collaborative, mission-driven teams. To further develop my leadership approach, I attended the Global Leadership Summit in 2018, 2019, 2021, 2023, and 2024, gaining insights from world-class leaders to refine my ability to inspire and serve others.

Policy Analysis, Public Safety, and Effective Communication

My experience in leadership roles and my academic background in Administration of Justice and Public Safety have equipped me with the ability to critically analyze policies, assess their real-world impact, and contribute to informed decision-making. Through my work with various non-profit organizations, I have developed a keen understanding of how governance structures affect communities, particularly in areas of public safety and civic responsibility. My education has strengthened my ability to interpret legal frameworks, ensuring that policies are both effective and equitable. Additionally, my extensive involvement in board leadership and community service has refined my communication and collaboration skills, allowing me to facilitate discussions, build consensus, and advocate for fair, transparent governance. I am committed to serving with integrity and ensuring that the City of Porterville's charter reflects the needs and values of its residents.



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



RECEIVED

MAR 27 2025

CITY OF PORTERVILLE
CITY CLERK'S OFFICE

Please complete all blanks.

Name: Brock Neeley

(Please Print)

Appointment to: Charter Review Committee

(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address: [REDACTED] Porterville CA 93257-6515

Mailing Address: same as above

Name of Business: n/a

☐ Own

☐ Operate

Business Address: n/a

Telephone: Home [REDACTED]

Work

FAX

E-mail [REDACTED]

City of Porterville Resident:

☒ Yes
☐ No

Select District:

☐ 1 ☒ 2 ☐ 3
☐ 4 ☐ 5

Registered Voter:

☒ Yes
☐ No

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

Have attended all but 17 meetings of the City Council
since Sept 2008. Attended ALL the previous Charter
Review Committee meetings in 2015/2015.

Please tell us why you are interested in this position.

To help improve the lives of all Porterville residents.

☐ Resume attached ☐ Letter of request attached

Submitted By: Brock Meely

Mar 27, 2025
Date

Received by: _____

Forwarded to:

City Clerk

☐

Date: _____

City Council

☐

Date: _____

Staff Liaison

☐

Date: _____

Tentative Council Mtg Date: _____



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

RECEIVED

Name: Alexander Reed-Krase
(Please Print)

MAR 25 2025

CITY OF PORTERVILLE
CITY CLERK'S OFFICE

Appointment to: Charter Review Committee
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address: 132 east morton Avenue
Porterville Ca 93257

Mailing Address: same

Name of Business: Krase, Bailey, Reed-Krase
☒ Own ☐ Operate

Business Address: same as above

Telephone: Home [REDACTED]

Work 559 784 2353

FAX 559 784 2463

E-mail areedkrase@krase.law.com

City of Porterville Resident:

☐ Yes

☒ No

Select District:

☐ 1 ☐ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

Resume attached

Please tell us why you are interested in this position.

I have been a part of the Porterville community for most of my life. I would like the opportunity to ~~purchase~~ recommend revisions / updates that reflect the current state of our community.

☒ Resume attached

☐ Letter of request attached

Submitted By:

Alexander Reed-Kruse

3/25/25

Date

Received by: _____

Forwarded to:

City Clerk

☐

Date: _____

City Council

☐

Date: _____

Staff Liaison

☐

Date: _____

Tentative Council Mtg Date: _____

Business Address: 132 East Morton Avenue, Porterville, CA, 93257
Email: areedkrase@kraselaw.com; Tel: 559-784-2353

Alexander Reed-Krase, Esq.

PROFESSIONAL SUMMARY

Overview: I am an attorney that has litigated a wide array of civil cases, as shown on page two (2) of this resume. My education, my life experience and my work experience make me uniquely qualified to deal with a broad range of issues efficiently.

EDUCATION

California Law License Bar Number 272603	Dec. 1, 2010
Juris Doctorate University of Tennessee, Knoxville College of Law	June, 2010
Bachelor's Degrees in Modern Literature and Politics (w/ honors) University of California, Santa Cruz	June, 2007
University Course Work University of Geneva, Switzerland	2003-2005
High School Diploma June, 2000 from Porterville High School, Porterville, California	June, 2000

WORK EXPERIENCE

Attorney at Krase, Bailey, Reed-Krase, LLP 132 E. Morton Avenue, Porterville California, 93257 Owner and full partner since 1/1/2015	9/2010 to Present
Adjunct Professor at National University 100 E. College Ave, Porterville, CA 93257	2014 (2 Terms)
Law Clerk at the U.S. Attorney's Office Eastern District of Tennessee, 800 Market St., Suite 211, Knoxville TN, 37902	Jan. to June, 2010
Law Clerk at the Law Offices of Leitner, Williams Dooley and Napolitan 180 Market Place Boulevard, Knoxville, TN 37922	Summer, 2009
Manager of International Agent Relations at Pelichet, S.A. Chemin de Grenet 25, Geneva (Vernier) CH 1214. Sold importation, customs and delivery services	Jan, 2005 to Sept. 2005
International Move Coordinator at Allied International Switzerland 7 Route Des Jeunes, Geneve, CH 1205.	Nov, 2003 to Nov., 2004

Business Address: 132 East Morton Avenue, Porterville, CA, 93257
Email: areedkrase@kraselaw.com; Tel: 559-784-2353

Alexander Reed-Krase, Esq.

GENERAL DESCRIPTION OF LEGAL CASELOAD

DECEDENT'S ESTATES AND ESTATE PLANNING

APPROX. 50% TOTAL

Drafting of Estate Plans (Wills, Trusts, POAs, Etc.)
Probate and Trust Litigation
Probate and Trust Administration
Contested Guardianships and Conservatorships

GENERAL CIVIL LITIGATION

APPROX. 35% TOTAL

Real Property Disputes (Easements, Water Rights, Boundary Disputes, etc.)
Personal injury
Business Litigation
Miscellaneous (Defamation, Elder Abuse, Usury, etc.)

FAMILY LAW

APPROX. 15% TOTAL

Divorce Child Custody
Domestic Violence Restraining Orders
Civil Harassment and Work-Place Violence Restraining Orders

PUBLIC LAW

APPROX. 5% TOTAL

General Legal Counsel to Public Entities for Brown Act (Open Meetings)

ADDITIONAL INFORMATION

Languages: English (*native*), French (*highly proficient*), German (*somewhat proficient*), Spanish (*somewhat proficient*)

Notable Odd Jobs: Wrestling Coach, Track Coach, Writing Tutor, Intern with Santa Cruz County Counsel, Legal Secretary at the law office of Ben Rice. Details upon request.

Community Service: Tulare County Bar Association President, 2019-2020 (Board Member for 8 years)
Race Director for the Springville Apple Run, 2010-2015
President of the Springville Chamber of Commerce, 2013-2015
Leadership Porterville, Class of 2012.

Hobbies: Distance Running. Completed 8 full marathons and numerous races of 13+ miles
Skiing, Backpacking, Swimming and other outdoor activities.
2002 to 2005, member of the Geneve Natation Water Polo Team, League A

References: Available Upon Request.



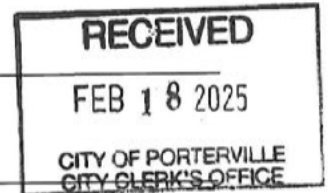
CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Taha Saleh
(Please Print)

Appointment to: Downtown Porterville and Charter Review
(Name of Board, Commission, or Committee)



☐ Reappointment; or IF NEW, Please provide:

Street Address: 1206 W. Westfield Avenue Porterville Ca 93257

Mailing Address: 1206 W. Westfield Avenue Porterville Ca 93257

Name of Business: T A Saleh Enterprises Inc.

☒ Own ☒ Operate

Business Address: 957 W Henderson Ave

1206 W. Westfield Avenue

Telephone: Home

Work

FAX

E-mail

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☒ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

letter attached

Please tell us why you are interested in this position.

stated in letter attached

☐ Resume attached

☒ Letter of request attached

Submitted By: Taha Saleh

02/18/2025

Date

Received by: _____

Forwarded to: City Clerk

☐ Date: _____

City Council

☐ Date: _____

Staff Liaison

☐ Date: _____

Tentative Council Mtg Date: _____

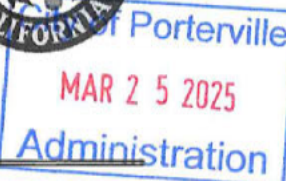
For the past 24 years, I have had the pleasure of serving the city that raised me. As the president of T.A. Saleh Enterprises Inc., which includes our second-generation fuel and convenience business—Shop N Save Market (est. 1979) and Henderson Chevron—I have built a career centered around service, community, and economic growth. Beyond business, I have dedicated over a decade to volunteer work in various community youth sports programs because I genuinely believe in giving back to the city that has given me so much.

Like my late father before me, my passion for serving the community of Porterville is deeply rooted in who I am. I have always been a people person, which is best captured by my own words: “I love human interaction!” My neighborhood stores are more than just businesses; they are community hubs where every person who walks through the doors is seen, valued, and treated like family.

Through T.A. Saleh Enterprises, I have also mentored my staff, helping many transition into successful careers in other fields. Wanting to make a greater impact, I have served on the board of the Porterville Chamber of Commerce for the past three years and currently hold the position of board president. Additionally, I am an active member of the California Fuel and Convenience Association, where I serve on the executive board and co-chair the retail committee. My leadership in these roles has allowed me to collaborate with partners and state officials to shape energy policies and create a sustainable future for businesses like mine.

I have had the privilege of traveling across the country and around the world, experiencing diverse communities, economies, and ways of life firsthand. This exposure has provided me with a **broader, more informed perspective on problem-solving, innovation, and leadership**, which I believe is invaluable when making decisions that affect our city’s future. I bring this worldly experience back to Porterville, using it to contribute fresh ideas and solutions not just in my business, but for Porterville as a whole.

My deep commitment to Porterville extends beyond business and advocacy. I have twice run for Porterville City Council because I believe in proactive leadership and in shaping policies that directly benefit our community. Now, I am eager to continue serving in an official capacity, using my experience in business, economic development, and community engagement to help drive meaningful change for our city.



Name:

Greg Shelton

(Please Print)

Appointment to:

Charter Review Committee

(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address:

Porterville, CA, 93257

Mailing Address:

Same as above

Name of Business:

Self-Employed

 Own

☒ Operate

Business Address:

Porterville, CA, 93257

Telephone: Home

Work

Same as above

FAX

E-mail

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☒ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

- a.) Former Tulare County Grand Jury Alternate Member
- b.) Former City of Porterville Parks Leisure Services Commissioner
- c.) Former P.U.S.D. Ad-Hoc Commission for Sale of Surplus property Member
- d.) Former City of Porterville Council Member

Please tell us why you are interested in this position.

I believe that the Charter for the City of Porterville should be updated more regularly, so as to better accommodate the changing viewpoints, standards, and principles of the Citizens of the greater Porterville area.

☐ Resume attached

☐ Letter of request attached

Submitted By:

Greg Shelton

3-25-25

Date

Received by:

Fernando Gabriel Moraya

Forwarded to:

City Clerk

☐

Date: _____

City Council

☐

Date: _____

Staff Liaison

☐

Date: _____

Tentative Council Mtg Date: _____



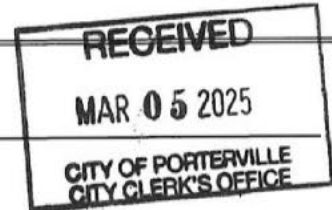
CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: **Blain Smothermon**

(Please Print)



Appointment to: **Charter Review Committee**

(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address:

Mailing Address:

Name of Business:

☐ Own

☐ Operate

Business Address:

Telephone: Home

Work

FAX

E-mail

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☒ 1 ☐ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

I am uniquely qualified for the Charter Review Committee position due to my extensive leadership experience and community involvement in Porterville. As a Commissioner on the Parks and Leisure Service Commission, I have actively advised the City Council, demonstrating my ability to contribute effectively to municipal decision-making processes. My role as Chair of the Porterville Chamber of Commerce Ambassadors has also honed my skills in community engagement and collaboration. Furthermore, my academic background in Political Science, coupled with a Master's in Educational Leadership, equips me with a strong understanding of governance and policy analysis, essential for reviewing and recommending updates to the city charter.

In addition to these qualifications, my long-standing commitment to civic duties and volunteer work in Porterville underscores my dedication to the community. As a resident deeply invested in the city's growth and development, I am eager to leverage my expertise in strategic planning and public communication to ensure the Charter Review Committee's recommendations reflect the best interests of our residents. My proven ability to work collaboratively with diverse groups will be instrumental in fostering a productive and inclusive review process.

Please tell us why you are interested in this position.

I am deeply interested in joining the Charter Review Committee for the City of Porterville, as it offers a meaningful opportunity to influence our community's governance and future. As a resident and registered voter, I am committed to ensuring that our city charter effectively reflects the values and needs of our citizens. My passion for civic engagement drives my desire to participate in shaping the policies that impact our daily lives, and I see this committee as a chance to collaborate with fellow citizens and city officials to foster positive change.

Being part of the Charter Review Committee aligns with my commitment to serving and improving our community. I understand the significance of the city's charter and its role in maintaining a responsive governance structure. I am eager to work with a diverse group of dedicated individuals, contributing my perspectives and skills to enhance the legal framework that governs Porterville. Serving on this committee would be an honor, and I am excited about the potential to help shape the future of our city.

☒ Resume attached

☒ Letter of request attached

Submitted By: Blain Smothermon

03/05/25

Date

Received by: _____

Forwarded to: City Clerk ☐ Date: _____

City Council ☐ Date: _____

Staff Liaison ☐ Date: _____

Tentative Council Mtg Date: _____

Blain Smothermon

Objective

To combine my dedication to education and athletics in a dynamic role that fosters my professional growth while enabling me to positively impact individuals in both realms. I am seeking a stimulating opportunity where I can utilize my enthusiasm for teaching and sports to inspire and empower others. By immersing myself in a challenging environment that values innovation and continuous learning, I aim to cultivate my skills and knowledge to propel the success of students and athletes alike. I am eager to contribute my unique blend of educational insights and athletic experiences to a team committed to excellence and holistic development.

Education

- **National University, La Jolla, CA** February 2021
Masters of Arts, Educational Leadership (GPA 3.89)
- **National University, La Jolla, CA** February 2021
Single Subject Teaching Credential (GPA 3.89)
- **California State University, Fresno** May 2017
Bachelor of Arts, Political Science (GPA 3.51/ 2x Dean's List)
- **Porterville College, Porterville** May 2015
Associates of Arts, Social Science (GPA 3.85)
- **Monache High School, Porterville** May 2013
High School Diploma

Experience

- **History Teacher/GATE Teacher/ Leadership Teacher/ Head Track & Field Coach** July 2018 - Present
Burton Middle School – Burton School District – Porterville, CA
 - Burton Middle School Gate Teacher for Social Studies and enrichment programs.
 - Direct the learning procedure in the direction of accomplishing curriculum objectives and goals as implied in the lesson plans for projects, lessons or units assigned
 - Make use of instructional procedures and materials which are most suitable for attaining lesson goals
 - Go through the attendance according to the procedures of the school
 - Adhere to all procedures, guidelines, and policies followed by regular teachers in line with recommended teaching procedure
 - Ensure a sustainable relationship with parents, pupils, school personnel and members of the public by communicating in a confidential, polite and refined manner.

July 2024 - Present

- **Expanded Learning Opportunity Program Coordinator**

Burton School District – Porterville, CA

- Meet regularly with staff, including one-on-one check-ins and group meetings, to monitor program implementation and facilitate communication among stakeholders (e.g. Director of Extended Learning, school leaders, external partners, Network leaders, internal ELO-P program staff)
- Lead all communication regarding ELO-P programs to parents and school staff
- Record, input, and track data reports and ensure compliance with organizational policies
- Work with the Director of Extended Learning to ensure the implementation of an enriched curriculum
- Monitor and request adequate instructional supplies for the programs
- Report regularly to the Director of Extended Learning with issues of concern that need immediate attention to identify trends and make recommendations for programmatic improvement
- Assist the Director of Extended Learning to ensure all government contract ELOP and ASES standards are met
- Provide information to support management level decision making
- Assign and monitor Expanded Learning Programs
- Act as program liaison to program partners, schools, parents, law enforcement, and other community agencies
- Coordinate the sharing of schools' spaces and program schedules to ensure equitable and organized use of facilities
- Carry out the mission, vision, and values of the organization
- Create and nurture a safe, positive and welcoming working environment for staff, students and parents
- Supervise all Expanded Learning Teams at the individual site(s)
- Maintain high behavioral expectations for students
- Maintain close, daily contact with school staff and parents to provide and receive student information
- Nurture respectful relationships with scholars, staff, and families
- Perform other administrative duties as assigned by the Director of Extended Learning
- Develop and supervise staff activities, including staff development and training
- Monitor the delivery of quality enrichment and educational lesson plans consistent with the organization's mission
- Demonstrated ability in working with youth, parents, and community leaders
- Strong organization skills and calendaring skills
- Strong communication skills, both oral and written
- Ability to gather quantitative and observational data and monitor program trends
- Ability to respond to student behavior challenges

July 2024 - Present

- **Director of Athletics**

Burton School District – Porterville, CA

- Prepare budgets for athletic programs and allocate athletic funds.
- Managing and coordinating media and marketing for the athletic programs.
- Coordinate youth Intramural Athletics
- Provide leadership and guidance for sports activities and programs.
- Supervise purchase and maintenance of athletic equipment and facilities.
- Ensure compliance with government rules and league policies.
- Act as a liaison with selectors, leagues and government agencies.
- Coordinate with Coaches on team travel, game scheduling and practice sessions.
- Prepare and present reports on team performance and needs for improvement.
- Mediate any disputes arising between Coaches, Athletes parents and the community.
- General operations of athletic programs and sports teams, including coordinating with other sports programs and athletic leagues.
- Preparing departmental budgets, hiring and training coaches and creating schedules for training and sports matches.

- Managing and planning large banquet events.
- Emcee and hosting large athletic events.
- Working with local, state and national suppliers and vendors.

- **Director of Athletics, Burton Middle School**

July 2021 - Present

Burton Middle School – Porterville, CA

- Prepare budgets for athletic programs and allocate athletic funds.
- Managing and coordinating media and marketing for the athletic programs.
- Provide leadership and guidance for sports activities and programs.
- Supervise purchase and maintenance of athletic equipment and facilities.
- Ensure compliance with government rules and league policies.
- Act as a liaison with selectors, leagues and government agencies.
- Coordinate with Coaches on team travel, game scheduling and practice sessions.
- Prepare and present reports on team performance and needs for improvement.
- Mediate any disputes arising between Coaches, Athletes parents and the community.
- General operations of athletic programs and sports teams, including coordinating with other sports programs and athletic leagues.
- Preparing departmental budgets, hiring and training coaches and creating schedules for training and sports matches.
- Managing and planning large banquet events.
- Emcee and hosting large athletic events.
- Working with local, state and national suppliers and vendors.

- **Burton Athletic Program Coordinator | K-8 Wrestling and Track & Field Programs**

July 2022 - Present

Burton School District – Porterville, CA

- Proposed and approved of a \$400,000 portion of an ELOP grant for youth wrestling program
- Proposed and approved of a \$400,000 portion of an ELOP grant to develop youth Track & Field program
- Coordinated and developed a youth wrestling program with over 120 youth members.
- Coordinated and developed a youth Youth Track & Field Program from 15 athletes to over 150 athletes.
- Proposed a \$150,000 fencing project for our softball and baseball facilities.
- Proposed, approved and completed improvements to the Burton Softball facility
- Created the Burton Middle School Cheerleading program in 2022 with an annual budget.
- Managing and planning large banquet events.

- **Commissioner / Parks and Leisure Service Commission**

February 2024 - Present

City of Porterville – Porterville, CA

- Advising the City Council and the Director of Parks and Leisure Services on various matters related to parks, parkways, public grounds, and leisure services within the city.
- Offering guidance and recommendations to the mayor and city council
- Bringing expertise and perspectives to help manage and control the parks and leisure services to enhance the quality of life for the community members.
- Collaborating with the City Council and the Director of Parks and Leisure Services, the commission aims to ensure the effective and sustainable development and maintenance of recreational spaces for the benefit of all residents.

- **Chief Executive Officer/ Founder, Freedom First America**

July 2020 - Present

Freedom First America – Porterville, CA

- Assure that the organization has a long-range strategy which achieves its mission, and toward which it makes consistent and timely progress.
- Provide leadership in developing program, organizational and financial plans with the Board of Directors and staff, and carry out plans and policies authorized by the board.

- Promote active and broad participation by volunteers in all areas of the organization's work.
- Maintain official records and documents, and ensure compliance with federal, state and local regulations.
- Maintain a working knowledge of significant developments and trends in the field.
- Communicate and see that the board is kept fully informed on the condition of the organization and all important factors influencing it.
- Publicize the activities of the organization, its programs and goals.
- Establish sound working relationships and cooperative arrangements with community groups and organizations.
- Represent the programs and point of view of the organization to agencies, organizations, and the general public.
- Be responsible for the recruitment, employment, and release of all personnel, both paid staff and volunteers.
- Ensure that job descriptions are developed, that regular performance evaluations are held, and that sound human resource practices are in place.
- See that an effective management team, with appropriate provision for succession, is in place.
- Encourage staff and volunteer development and education, and assist program staff in relating their specialized work to the total program of the organization.
- Maintain a climate which attracts, keeps, and motivates a diverse staff of top quality people.
- Be responsible for developing and maintaining sound financial practices.
- Work with the staff, Finance Committee, and the board in preparing a budget; see that the organization operates within budget guidelines.
- Ensure that adequate funds are available to permit the organization to carry out its work.
- Jointly, with the president and secretary of the board of directors, conduct official correspondence of the organization, and jointly, with designated officers, execute legal documents.

- **Host/Founder of “Quest for Success”**

July 2022 - Present

Quest for Success Headquarters – Porterville, CA (Main Athletics)

- Planning and preparing episode topics and interview questions
- Hosting and recording the episodes with a co-host or guest.
- Writing show notes and research for each episode.
- Oversee Production of episodes and pitch in fresh ideas for shows.
- Guest Research and Scheduling
- Finding guests who can share their expertise or experiences based on the episode’s topics.
- Find interesting people that will help to increase the number of podcast followers.
- booking and scheduling
- Video and audio editing
- Publishing finished episodes
- Photography and video production
- Digital marketing
- Directing and marketing for Social media
- Creating digital artwork
- Creating a good team atmosphere

- **Host/Founder of “The Freedom First Podcast”**

July 2020 - Present

The Freedom First Podcast – Porterville, CA

- Planning and preparing episode topics and interview questions
- Hosting and recording the episodes with a co-host or guest.
- Writing show notes and research for each episode.
- Oversee Production of episodes and pitch in fresh ideas for shows.
- Guest Research and Scheduling
- Look for guests who can share their expertise or experiences based on the episode’s topics.

- Find interesting people that will help to increase the number of podcast followers.
 - booking and scheduling
 - Video and audio editing
 - Publishing finished episodes
 - Photography and video production
 - Digital marketing
 - Directing and marketing for Social media
 - Creating digital artwork
 - Creating a good team atmosphere
-
- **K-6 Certificated Substitute Teacher** September 2017 – June 2018
Magnolia School District – Anaheim, CA
 - **K-8 Certified Substitute Teacher** August 2017 – June 2018
Fullerton School District – Fullerton, CA
 - **K-12 Certified Substitute Teacher** September 2016 – June 2017
Fresno Unified School District – Fresno, CA
 - **Student Intern** August 2016 – November 08, 2016
David Valadao for Congress - Fresno, CA
 - **Student Intern** October 2016 – November 08, 2016
Fresno County Political Party – Fresno, CA
 - Participated in field research and created field presence
 - Phone banking and canvassing
 - Conducting surveys for the campaign
 - Conducted research and performed data analysis.
-
- **California Teaching Fellows Foundation Teacher** August 2015 – December 2015
Central Unified School District, Fresno, CA
 - Tutoring a class of 25+ students with daily homework
 - Teaching an academic course of math and English for 25+ students
 - Creating lesson plans for enrichment and academics every 6 weeks
 - Supervising 20-100 students in various settings indoors and outdoors
 - Planning and setting up activities such as sports and leadership programs
 - Teaching a tablet course where I successfully helped 25 students set up and use their tablets for studies
-
- **Monache High School Varsity Football Assistant Coach** February 2014 – December 2015
Porterville Unified School District, Porterville, CA
 - Varsity and Junior Varsity Outside Linebackers Coach
 - Helping implement game plans and develop players for their specific positions.
 - Assisting the players academically by tutoring and creating effective study habits. Developing 3 sophomores to start at the varsity level.
 - Helped two varsity sophomores make the All-EYL team in their first year on the varsity team

Summary of Skills

- Emcee & Hosting for small, medium and large events
- Budgeting and grant writing
- Video and audio production
- Organizing and overseeing athletic facilities including grounds and maintenance
- Producing, editing and hosting podcast interviews
- Final Cut Pro proficiency
- Directing and organizing Athletic events and programs
- Organizing and overseeing program budgets
- Athletic leadership and sportsmanship training
- Coaching – Track & Field, Football
- CSET Skills Test – Social Science
- Substitute Teaching Permit for Prospective Teachers – 30 Day Emergency Permit
- CBEST Skills Test Credentials
- Excellent oral, written, and interpersonal communication skills
- Proven ability to work independently as well as team member
- Analytical and problem-solving abilities, organized, detail oriented, meticulous
- Ability to create an efficient working relationship with other personnel
- Self - motivated, responsible, efficient, and goal driven
- Proficient with Excel, Google Drive, Microsoft Word, Google Slides, Apple, etc...
- CPR Certified
- Training in Gate Education
- Depth and Complexity Prompts by Sandra Kaplan and California Association for the Gifted
- Held Professional Development in Social Science Writing – Compare & Contrast Writing
- Apple Training Certification

Community Service

- Assistant Athletic Director, Upward Athletics
- Church of Nazarene
- Organizing Adopt an Angel Event
- Monache High School Girls Basketball Sponsor
- Freedom First America Non Profit
- Organizing community events: Backpack Drive, Community beautification, fundraisers
- Red Cross Volunteer
- Lee Brand for Fresno Mayor, Campaign Volunteer
- Fresno Poverello House Volunteer
- California Primary election official for the County of Fresno
- Kids Day – Selling the Fresno Bee for Valley Children's Hospital
- Fish and Game Wildlife Volunteer
- River Tree Volunteer Cleanup-San Joaquin River Volunteer

- Family Crisis Center Volunteer
- Helping Hands, Porterville, CA

Honors/Positions Held

- Chair, Porterville Chamber of Commerce Ambassadors January 2025 - Present
- Assistant Athletic Director, Upward Athletics November 2024 - Present
- Porterville Chamber of Commerce Ambassador January 2025
- Porterville Chamber "Man of the Year" Nominee November 2024
- Recipient, Burton WOW Award December 2023
- Commissioner, Parks and Leisure Services Commission February 2024 - Present
- Presenter, 2024 Carnegie Summit: Improvement in Education Summit March 2024
- Presenter, 2023 Leader in Me Conference March 2023
- Member, Porterville Church of Nazarene
- Director, Burton Hype Squad August 2021 - Present
- Program Coordinator, Burton Track & Field Program July 2021 - Present
- Program Coordinator, Burton Wrestling Program July 2021 - Present
- Member, Ethnic Studies Committee November 2021 - Present
- Founder, Freedom First America July 2020 - Present
- Chief Executive Officer, Freedom First America July 2020 - Present
- Director, Burton School District Athletics August 2021 - Present
- Member, American Motorcycle Association January 2007 - Present
- Member, AMA District 37 January 2007 - Present
- Member, Burton Network Improvement Community 2020 - 2021
- Member, Burton Middle School Committee for Community and Event Planning 2020 - 2021
- Member, Burton School District Gate Education 2020 - 2022
- Coordinator, 8th Grade UCDC trip to New York and Washington DC
- Member, Burton Elementary Teachers Association
- Member, California Teachers Association
- Senator for College of Social Sciences 2016-2017
- Senator for Student Affairs 2015-2016
- Vice Chair, Fresno State ASI Legal Committee August 2016 – January 2017
- Congressional Letter of Recommendation – David Valadao
- Recipient, Dean's List, Fresno State (Spring 2016 & Spring 2017) June 2016
- Recipient, John Reid Memorial Transfer Scholarship April 2015
- Recipient, Jon Regier Memorial Scholarship April 2015
- Member, Phi Theta Kappa Honor Society, Porterville College April 2015
- Recipient, President Honor List, Porterville College, (3 Semesters)
- Recipient, CCPOA Scholarship June 2014/2015
- Recipient, Honor Roll, Monache High School, (8 Semesters)
- Recipient, FFA American Degree October 2014

- Member, Sigma Alpha Lambda Honor Society
- Member, Fresno State Student California Teachers Association
- Member, Young College Political Party, Fresno State

March 2016

Sept. 2015

May 2016 - Present

***References available upon request**



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Tom O'Sullivan

(Please Print)

RECEIVED

MAR 25 2025

CITY OF PORTERVILLE
CITY CLERK'S OFFICE

Appointment to: Charter Review Committee

(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address: [REDACTED]

Porterville, CA 93257

Mailing Address: [REDACTED]

Porterville, CA 93257

Name of Business: OZ Services



Own



Operate

Business Address: 75 W Olive

Porterville, CA 93257

Telephone: Home [REDACTED]

Work 559-781-5999

FAX

E-mail [REDACTED]

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☐ 2 ☐ 3

☒ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

Resident of Portville since 1976

Please tell us why you are interested in this position.

Involvement in City Government

☐ Resume attached

☐ Letter of request attached

Submitted By: 

March 25, 2025

Date

Received by: _____

Forwarded to:

City Clerk

☐

Date: _____

City Council

☐

Date: _____

Staff Liaison

☐

Date: _____

Tentative Council Mtg Date: _____



CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Jacob Vallejo
(Please Print)

RECEIVED

FEB 20 2025

CITY OF PORTERVILLE
CITY CLERK'S OFFICE

Appointment to: Charter Review Committee
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address: [REDACTED]
Porterville, CA 93257

Mailing Address: [REDACTED]
Porterville, CA 93257

Name of Business: N/A

☐ Own ☐ Operate

Business Address: _____

Telephone: Home [REDACTED]

Work _____

FAX _____

E-mail [REDACTED]

City of Porterville Resident:

☒ Yes

☐ No

Select District:

☐ 1 ☒ 2 ☐ 3

☐ 4 ☐ 5

Registered Voter:

☒ Yes

☐ No

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

Resume Attached

Please tell us why you are interested in this position.

LOR Attached

☒ Resume attached

☒ Letter of request attached

Submitted By: Jacob Vallejo

19 Feb. 2025

Date

Received by: _____

Forwarded to:

City Clerk

☐

Date: _____

City Council

☐

Date: _____

Staff Liaison

☐

Date: _____

Tentative Council Mtg Date: _____

Jacob Vallejo

Porterville, California



19 Feb. 2025

City Council
City of Porterville
291 N. Main St.
Porterville, CA 93257

Dear Members of the City Council,

I am writing to express my interest in serving on the City of Porterville's Charter Review Committee. With a strong background in operations management, strategic planning, and community engagement, coupled with my commitment to public service, I am eager to contribute to this vital civic process.

As the former Director of Operations at Wellness Together, a 501c3 nonprofit, and a noncommissioned officer in the U.S. Air Force, I have honed skills that are directly applicable to the comprehensive review and thoughtful amendment of the city charter. My experience managing cross-functional teams and projects with strategic importance has equipped me with the analytical and collaborative skills necessary for this role. My professional journey has ingrained a deep appreciation for structured governance and the importance of clear, effective policy frameworks, which are crucial for the Charter Review Committee's success.

I am particularly interested in this opportunity to serve because it allows me to leverage my professional skills in a meaningful way that directly impacts our city's governance. I am committed to ensuring that the City Charter continues to reflect the needs and aspirations of our community while upholding the principles of transparency and efficiency.

Thank you for considering my application. I am looking forward to the possibility of contributing to the committee's work and helping to shape Porterville's future. My resume is attached for your review. I am available at your convenience for any further information or discussion regarding this position.

Warm regards,

Jacob Vallejo

Jacob Vallejo

Porterville, California   in/jacobvallejo

SUMMARY

Results-driven professional with 13 years of policy and organizational expertise. Adept in providing visionary leadership, strategic thinking, and impactful communication. Upholds integrity and dedicated to cultivating an inclusive workplace culture. Proficient in directing seamless organization and mission operations, aligning diverse components to propel organizations toward the attainment of both short and long-term objectives.

EXPERIENCE

Director of Operations | Wellness Together

May 2019 - June 2023, Sacramento, CA

- Oversaw and managed multiple departments, including business development, marketing, finance and accounting, HR, and clinical departments, leading to effective coordination and streamlined operations.
- Directed rapid organizational growth, aligning with a 300% increase in contract volume, ensuring seamless operations.
- Increased portfolio value to \$10+ million through effective management and acquisition of grant-based and service-based contracts, ensuring client satisfaction and company growth.
- Utilized strong financial analysis skills to strategically overcome challenges in service pricing, leading to enhanced revenue generation and improved year-end financial targets.
- Facilitated effective communication of financial models, forecasts, and audit updates to the Board of Directors, supporting informed decision-making and driving organizational success.
- Led HR initiatives for clinical recruitment, retention, and development, resulting in a 30% increase in employee retention rate.

Director, Intelligence Operations | U.S. Air Force

September 2016 - May 2019, Global

- Demonstrated optimal leadership abilities in overseeing and coordinating the efforts of 22 analysts, resulting in the successful production of executive-level intelligence products.
- Utilized exceptional organizational and communication skills in effectively liaising with diverse global stakeholders, facilitating smooth and prompt task execution, and exceeding customer expectations with a 97% satisfaction score.
- Skillfully prepared and presented information concisely and impactfully, effectively communicating key achievements, milestones, and challenges to executive leadership; lauded by Wing Commander.

Program Manager, People Operations | U.S. Air Force

September 2012 - September 2016, Beale AFB, CA

- Developed and orchestrated improved human resource processes to anticipate and meet the critical needs of 200+ military personnel.
- Collaborated closely with internal stakeholders and subject matter experts to assess training needs and allocate resources effectively, ensuring the smooth and efficient execution of training programs.
- Created a highly efficient human resource information system (HRIS) to accurately reassign and track 715 military personnel, showcasing strong technical proficiency and problem-solving abilities.

EDUCATION

Bachelor of Science in Business Administration | Oregon State University

Corvallis, OR, 2022

Bachelor of Science in Intelligence Studies | American Military University

Beale AFB, CA, 2015

Associate of Science in Organizational Leadership | College of the Air Force

Beale AFB, CA, 2013

CERTIFICATIONS

Project Management Professional (PMP) | Project Management Institute

2023

Professional in Human Resources (PHR) | Human Resource Certification Institute

2022



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of Cargo Container Regulations

SOURCE: City Manager's Office

COMMENT: At its meeting on April 1, 2025, the City Council approved Mayor Meister's request for an item to be added to the April 15, 2025, agenda to review and consider the regulation of cargo containers. Resolution No. 14-2014 was adopted on March 4, 2014, adopting interpretations of ambiguity and statements of City Council intent with regard to temporary (cargo/shipping containers), mobile, and permanent development. Resolution No. 15-2014 was adopted on March 4, 2014, establishing fees for the use of cargo/shipping containers as temporary structures. Resolution No. 14-2014 and Resolution No. 15-2014 have been attached for the City Council's review.

RECOMMENDATION: That the City Council provide direction on Resolution No. 14-2014 and 15-2014 in regard to the regulations on the use of cargo/shipping containers and established permit review fees.

ATTACHMENTS:

1. Resolution 14-2014
2. Resolution 15-2014

Appropriated/Funded:

Review By:

Department Director:
Jason Ridenour, Interim City Manager

Final Approver: Jason Ridenour, Interim City Manager

RESOLUTION NO. 14 -2014

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ADOPTING INTERPRETATIONS OF AMBIGUITY AND
STATEMENTS OF CITY COUNCIL INTENT WITH REGARD TO
TEMPORARY (CARGO/SHIPPING CONTAINERS),
MOBILE AND PERMANENT DEVELOPMENT

WHEREAS: On October 12, 2004, and March 1, 2005, the City Council considered the status of a variety of non-standard building types including temporary buildings, long-term street vending, drive-through restaurant kiosks, etc.; and

WHEREAS: At that time, the City Council determined that the Municipal Code and the Development Ordinance allow for potential ambiguity in the interpretation of such issues as the appropriate application of the Municipal Code provisions for cargo/shipping containers for Temporary Building Permits, the Zoning Ordinance provisions for a Conditional Use Permit for Street Vending for more than five days at a single location, and the appropriate development standards to apply thereto to each; and

WHEREAS: On March 1, 2005, the City Council adopted Resolution 29-2005, providing an interpretation of ambiguity and statements of City Council intent with regard to temporary, mobile, and permanent development; and

WHEREAS: On November 5, 2013, and December 3, 2013, the City Council considered modifications to Resolution 29-2005 as it relates to cargo/shipping containers for nonresidential uses; and

WHEREAS: On December 3, 2013, the City Council adopted Resolution 82-2013 as it relates to cargo/shipping containers for nonresidential uses; and

WHEREAS: On February 4, 2014, the City Council considered further modifications to the use of cargo/shipping containers for nonresidential uses. Specifically, the Council directed that the Zoning Administrator would have authority to approve up to three cargo/shipping containers for a long term period, subject to compliance with the criteria defined in Resolution 82-2013 except as amended herein; and

WHEREAS: On March 4, 2014, the City Council considered the revised draft resolutions setting forth additional provisions for long term use of cargo/shipping containers as outline in the previous paragraph; and

WHEREAS: The City Council intends to provide guidance to City Staff and the development community with regard to the approved interpretation of such ambiguity in the City Code and Development Ordinance and to give an indication as to the likely standards of review and intent of City Council in considering future development proposals and provide additional clarification relative to the temporary use of cargo/shipping containers.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby adopt statements of interpretation of ambiguity and statements of City Council intent as follows:

- 1) **Permanent Commercial Buildings:** In order to be considered a “permanent” commercial building, subject to complying with the Development Ordinance and applicable building and fire codes, and securing a building permit, a structure must be affixed to the ground through a foundation, foundation system or other similar means, except as described below. By this standard, cargo/shipping containers, catering trucks, and trailers would not be considered “permanent” commercial buildings. Modular buildings, sheds, pre-fabricated buildings, etc., may be considered to be permanent buildings provided they are affixed to foundations. Full development standards as required by City Code would apply in such cases.
- 2) **Permanent Commercial Buildings – Exception for Food Vending Booths:** Food vending booths, food or coffee kiosks, “hot-dog” stands etc. without a foundation may be considered to be “permanent” provided the following conditions are met:
 - a) The type and location of the use is permitted by the Zoning Ordinance.
 - b) The type, location, and intensity of the use are included in all calculations of site improvement requirements, including parking calculations, etc.
 - c) The development is clearly accessory to the primary use of the site, and its hours of operation are limited to those of the primary use.
 - d) The development fully complies with adopted building codes, including fire protection and the requirements of State and Local Public Health authorities.
- 3) **Permanent Commercial Buildings – Exception for Approved Temporary Buildings:** Modular and similar buildings, whether on permanent foundations or not, may be approved by the City Council as temporary buildings. Site development standards for such cases shall be determined as described below.
- 4) **Non-Standard Development as Accessory Use:** Except for on-farm produce stands and cargo/shipping containers as specifically addressed herein, non-standard development will only be approved as an accessory to standard, permanent development on the same site, or on an adjacent related site. This will help to ensure that minimum site improvements are provided for commercial uses.
- 5) **Use of Cargo/Shipping Containers as Temporary Non-Standard Development; Short Term:** Where appropriate and necessary for short term use, the Zoning Administrator may approve use of cargo/shipping containers in

Commercial and Industrial zone districts associated with an existing development for additional storage capacity subject to the following specific criteria:

- The number of containers is limited to one per business or parcel, whichever results in fewer containers per site.
- The cargo/shipping container shall not remain on site for longer than 100 days.
- The placement of the cargo/shipping container shall be such that it does not interfere with the permanent site improvements, including but not limited to, parking, loading areas, on-site circulation, and accessibility.
- The placement of the cargo/shipping container shall not encroach into required setbacks, and must not be visible from off site or public streets. .
- Use of a cargo/shipping container may be granted subject to payment of an adopted fee for a Ministerial Temporary Structure Permit. Use of cargo/shipping containers in manners not consistent with this section, may only be authorized by the City Council.

6) **Use of Cargo/Shipping Containers as Temporary Non-Standard Development; Long Term- three (3) or fewer containers:** Where appropriate and necessary for longer term use, the Zoning Administrator may approve use of cargo/shipping containers in Commercial and Industrial zone districts associated with an existing development for additional storage capacity subject to the following specific criteria:

- The number of containers allowed shall not exceed three (3) containers.
- The time period requested shall be specified by the applicant. Final expiration of the permit shall be coterminous with the permit expiration date approved by the Zoning Administrator. Extensions will not be permitted. However, the applicant may apply for another long term, administrative, permit. Failure to obtain the renewed permit could result in Code Enforcement action and associated fines.
- The placement of the cargo/shipping container shall be such that it does not interfere with the permanent site improvements, including but not limited to, parking, loading areas, on-site circulation, and accessibility.
- The placement of the cargo/shipping container shall not encroach into required setbacks, and must not be visible from off site or public streets.
- Use of a cargo/shipping container may be granted subject to payment of an adopted fee for a Zoning Administrator permit application plus an initial fee for the first site visit and an annual fee applicable upon approval. The annual fee would apply for any year or portion thereof the container continues to be stored on site.
- The Zoning Administrator may require additional conditions intended to ensure the use does not create blight.

7) **Use of Cargo/Shipping Containers as Temporary Non-Standard Development; Long Term; more than three (3) containers:** Where appropriate and necessary for longer term use, the Council may approve use of cargo/shipping

containers in Commercial and Industrial zone districts associated with an existing development for additional storage capacity subject to the following specific criteria:

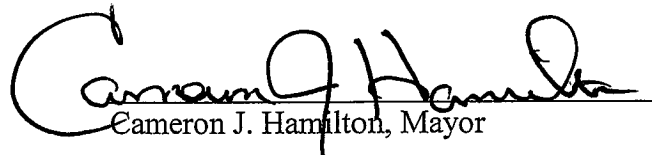
- The number of containers allowed would be determined by Council.
- The time period requested shall be specified by the applicant. Final expiration of the permit shall be coterminous with the permit expiration date approved by Council. Extensions will not be permitted. However, the applicant may apply for another long term, discretionary, permit. Failure to obtain the renewed permit could result in Code Enforcement action and associated fines.
- The placement of the cargo/shipping container shall be such that it does not interfere with the permanent site improvements, including but not limited to, parking, loading areas, on-site circulation, and accessibility.
- The placement of the cargo/shipping container shall not encroach into required setbacks, and must not be visible from off site or public streets. .
- Use of a cargo/shipping container may be granted subject to payment of an adopted fee for a Discretionary Temporary Structure Permit application with a monthly fee applicable upon approval and commencing at 100 days of use. The fee would apply for any month or portion thereof the container continues to be stored on site.
- Council may require additional conditions intended to ensure the use does not create blight.

- 8) **Time Limits Required for Non-Standard Development:** Non-standard development may be approved by the City Council as either a "Temporary Building" or a "Street Vendor" as appropriate. In all such cases, approval will be for a limited period of time. The approval period will not typically exceed the reasonable period of time necessary to secure a permanent replacement. In some cases, a reasonable period of time may be granted to allow for market testing, "proof-of-concept", etc. Site improvement standards for such development shall be determined by the City Council on a case-by-case basis using guidelines as established below.
- 9) **Development Standards – Non-Standard Development:** All non-standard development requires approval by the City Council with appropriate Conditions of Approval. Such development may require site improvements that differ from those required for permanent development. Staff reports for such proposals should identify both the proposed site improvements and the improvements that would be required for similar, permanent development.
- 10) **Temporary Building Permits – Effect on Standards for Existing Conforming Development:** Temporary buildings may be approved only with clear time limits, and with a finding by City Council that the development is to accommodate a time of business stress or emergency or a construction project. For this reason, the City Council may authorize such uses in circumstances that would cause an existing, conforming development to become non-conforming for the duration of the use.

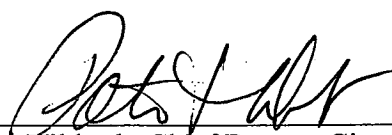
For example, a temporary modular building could be authorized to occupy required parking spaces in a commercial development. It is the intent of City Council to weigh such modifications against both the need and duration of the temporary building. Except in extraordinary cases, the City Council would not expect to authorize a permit that creates a non-conforming circumstance for a period longer than 90 days.

- 11) **Conditional Use Permits for "Street Vending" – Effect on Standards for Existing Conforming Development** - Conditional Use Permits for "Street Vending" for periods longer than five days do not require a finding of business stress or emergency. For that reason, such uses will not be permitted to cause an existing conforming development to become non-conforming.
- 12) **Standards of Review – Non-standard Development:** It is the intent of City Council to consider the impact that proposed Temporary Building Permits and Conditional Use Permits for longer term street vending will have on other similar businesses. Such uses are intended to offer flexibility under unusual circumstances and will not be encouraged as a means to compete with businesses in permanent buildings by avoiding development standards that would otherwise apply.
- 13) **Compliance with Zoning Ordinance and City Code – Non-Standard Development:** None of the above shall be construed to permit non-standard development to violate the Zoning Ordinance or other provisions of City Code. No use may be authorized by a Temporary Building Permit or as a Conditional Use Permit for street vending that is not permitted by the underlying Zoning Classification. Such restriction includes limitations on outdoor sales where applicable.

PASSED, APPROVED AND ADOPTED this 4th day of March, 2014.


Cameron J. Hamilton, Mayor

ATTEST:
John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

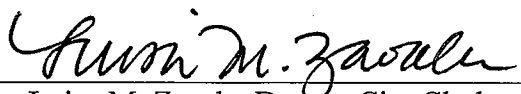
STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

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 4th day of March, 2014.

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

Council:	McCRACKEN	WARD	HAMILTON	SHELTON	GURROLA
AYES:		X	X		X
NOES:	X				
ABSTAIN:				X	
ABSENT:					

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk

RESOLUTION NO. 15-2014

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF PORTERVILLE ESTABLISHING FEES FOR USE OF
CARGO/SHIPPING CONTAINERS AS TEMPORARY STRUCTURES

WHEREAS, On December 3, 2013, the City Council of the City of Porterville considered modifications to Resolution 29-2005 as it relates to cargo/shipping containers for non-residential uses; and

WHEREAS, during that meeting, the City Council adopted an amended resolution creating a provision for the use of cargo/shipping containers in two manners: as Temporary Non-Standard Development: Short Term, and as Temporary Non-Standard Development: Long Term; and

WHEREAS, the fee had not yet been determined or defined at the time of that meeting, and the City Council directed staff to return with recommended fees. Staff has since researched similar fees in other jurisdictions; and

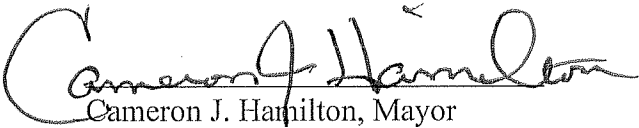
WHEREAS, on January 21, 2014, a public hearing was held to consider adoption of a fee related to said provisions. Input received resulted in a continuance of the hearing to the meeting of March 4, 2014, and additional clarification regarding implementation of the policy was brought to the Council at the meeting of February 4, 2014; and

WHEREAS, further consideration of the policy and fees were discussed at the meeting of March 4, 2014; and

WHEREAS, the proposed fee structure is based on staff time necessary to initiate review of temporary structures and then monitor on-going compliance in these specific cases as deemed necessary by the Council. The recommended fee for use of cargo containers as temporary non-standard development is as follows: Short Term = \$296, Long Term (up to three containers) = \$138 for those users receiving a permit before January 1, 2015, and \$217 after January 1, 2015, Long Term (more than three containers) = \$454 + \$79/six month period or portion thereof.

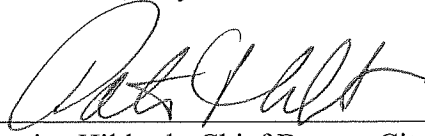
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Porterville that the fees for use of cargo containers as temporary non-standard development as permitted in accordance with Resolution 82-2013 is adopted as Short Term = \$296, Long Term (up to three containers) = \$138 for those users receiving a permit before January 1, 2015, and \$217 after January 1, 2015, Long Term (more than three containers) = \$454 + \$79/six month period or portion thereof.

PASSED, APPROVED AND ADOPTED this 4th day of March, 2014.


Cameron J. Hamilton, Mayor

ATTEST:

John D. Lollis, City Clerk

By 
Patrice Hildreth, Chief Deputy City Clerk

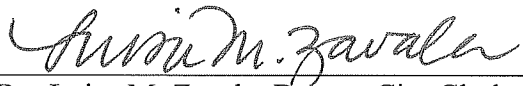
STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

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 4th day of March, 2014.

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

Council:	McCRACKEN	WARD	HAMILTON	SHELTON	GURROLA
AYES:		X	X		X
NOES:	X				
ABSTAIN:				X	
ABSENT:					

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Council Consideration and Establishment of Financial Assistance Program for Mixed-Metering

SOURCE: Public Works

COMMENT: At its March 18, 2025, meeting, the City Council considered a financial assistance proposal to address sewer billing for customers with mixed-use water meters that measure indoor and outdoor water use on a single account. The council recognized that this arrangement leads to disproportionately high sewer charges for properties with significant landscape irrigation, particularly among non-profit and commercial customers.

On April 1, 2025, the City Council directed staff to structure the financial assistance program as two separate components to reflect the needs and policy considerations of each customer class. This approach provides grant-based support to non-profit organizations at a cost not to exceed \$100,000 and a structured repayment option for commercial properties.

The Non-Profit Grant Program is designed to eliminate the financial barrier of installing separate irrigation meters for eligible non-profit organizations. These properties often face elevated sewer bills due to landscape water use being included in total metered consumption. To address this, the program will fully fund the installation of a dedicated irrigation meter at no cost to the customer. The program is proposed to be funded with General Fund revenues, specifically utilizing the Budget Stabilization Fund, as directed by the City Council. Non-profit organizations will not be required to repay any portion of the installation cost. Program eligibility, terms, and responsibilities will be outlined in application and agreement materials prepared by staff.

The Non-Profit Grant Program can be funded utilizing different mechanisms. The Council can direct staff to utilize the City's current operating budget. Staff is very fiscally conservative and take every opportunity to reduce the costs of operations. Based on current financial projections, staff is anticipating a moderate budget surplus, but it is not guaranteed that there will be a budget surplus at the end of the fiscal year. Staff has some control over expenditures, but the budget is based on revenue projections and the amount of revenues received are not

guaranteed. If the General Fund operating budget is utilized and there is a deficit at the end of fiscal year, staff would need to bring an item before the City Council for consideration to utilize the Budget Stabilization Reserve Fund to cover the shortfall. The Council provided prior direction to explore utilizing the Budget Stabilization Fund. The Budget Stabilization Reserve Fund was established under Ordinance No. 1787 of the Porterville Municipal Code. Staff also provided the option at the April 1, 2025, meeting of the ability to utilize the Special Purposes Reserve Fund. Ordinance No. 1787 General Fund Reserve Policy is attached to this report for reference. The installation of dedicated irrigation meters for non-profit organizations will lead to long-term billing accuracy and conservation outcomes, thereby reducing rate inequities.

The Commercial Account Repayment Program provides commercial water customers access to a deferred payment structure for the same irrigation meter installation service. While the installation cost remains the same, commercial participants will repay the cost over three years at zero percent interest. Funding for this program will be provided through the Water Replacement Fund, and repayments will be returned to the same fund to preserve sustainability. Commercial account holders seeking assistance will enter into formal repayment agreements administered by City staff.

Both programs are designed to improve sewer billing accuracy, support efficient water use, and respond to the financial realities faced by their respective customer classes. The dual-track model ensures that equity and accountability are addressed.

The proposed programs align with the City's policy and regulatory framework, including:

- Municipal Code Sections 25-32A.9 and 25-32A.21 (Ordinance No. 1830), which require dedicated irrigation meters and prohibit inefficient irrigation practices;
- Ordinance No. 901, which allows the City Council to authorize installment payments for water and sewer-related improvements; and
- State Water Resources Control Board Resolution No. 2024-0019, promoting equitable access to water conservation tools and infrastructure.

Staff will finalize application materials and agreement forms and initiate outreach efforts through utility billing inserts, the City's website, and direct contact with potentially eligible customers. Staff will also implement program tracking systems to monitor participation, cost recovery (for commercial accounts), and water use impact.

RECOMMENDATION:

That the City Council:

1. Consider adoption of the Draft Resolution for the Establishment of a Non-Profit Irrigation Meter Grant Program directing staff to reallocate General Fund operating budget to fund the program, or adopt the Draft Resolution establishing a Non-Profit Irrigation Meter Grant Program and authorizing an appropriation from the Budget Stabilization Reserve Fund, or adopt the Draft Resolution establishing a Non-Profit Irrigation Meter Grant Program and authorizing an appropriation from the Special Purposes Reserve Fund, in an amount of \$100,000, consistent with Ordinance No. 1787 and Section 2-31.1 and Section 2-31.6 of the Porterville Municipal Code, to fund the installation of dedicated irrigation meters grant program for eligible non-profit organizations, with no repayment obligation.
2. Consider adopting a Draft Resolution establishing a Commercial Irrigation Meter Financing Program, authorizing the Water Replacement Fund to provide three-year, zero-percent interest financing for qualifying commercial water accounts to install dedicated irrigation meters.
3. Direct staff to implement both programs, including development of application procedures, agreement forms, eligibility verification, and public outreach efforts.
4. Authorize the City Manager, or designee, to administer the programs, approve agreements, and take all necessary actions to carry out the intent of these resolutions.

ATTACHMENTS:

1. Staff Report April 1, 2025
2. Staff Report March 18, 2025
3. Draft Resolution for Establishing a Financial Assistance Grant Program
4. Draft Resolution for Budget Stabilization Fund for Nonprofit Irrigation Meter Water Financing
5. Draft Resolution for Special Purposes Fund for Nonprofit Irrigation Meter Water Financing
6. Draft Resolution Commercial Irrigation Meter Water

- Financing
- 7. Ord.1787_Creating General Fund Reserve Policy
- 8. Ordinance 1830 Water Conservation
- 9. Ordinance No. 901 Sewer and Water Line Connections
- 10. State Water Resources Control Board Resolution No. 2024-0019 (1)

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager



CITY COUNCIL AGENDA – APRIL 1, 2025

SUBJECT: Council Consideration and Implementation of Financial Assistance Program for Mixed-Metering

SOURCE: Public Works

COMMENT: At the March 18, 2025, City Council meeting, the Council directed staff to expand upon the financial assistance program originally considered for churches to include all non-profit organizations and commercial water accounts. The intent is to ensure accurate sewer billing for properties that include large irrigated areas, which would benefit from separate landscape meters.

The program is based on the three-year, zero-interest payback model previously proposed under the evaluation of churches, which establishes procedures for deferred payment options under the intent of Municipal Code 25-32.1 (Ordinance No. 901). The council directed that this option be made available through application:

- For non-profit organizations, funding is to be provided by the General Fund (estimated not to exceed \$150,000).
- For commercial accounts, funding will be drawn from the Water Replacement Fund (estimated not to exceed \$1,300,000).

This direction aligns with the City's goals to improve water use efficiency and accounting accuracy caused by mixed-use metering.

As detailed in the March 18, 2025, staff report, properties without separate irrigation meters are charged for sewer based on total water consumption, even when a significant portion of that water is used exclusively for landscape irrigation. This results in disproportionately higher sewer bills for customers identified as non-profit organizations and commercial properties with large landscaped areas. Installing a dedicated irrigation meter can reduce monthly sewer charges significantly by excluding irrigation usage from sewer billing calculations.

The estimated cost of installing a 1.5-inch irrigation meter, including connection fees, labor, and materials, is approximately \$1,680 (under the current fee structure). Based on the typical savings realized by segregating landscape water use, the average payback period for this

investment is about 12 months. Recognizing that the up-front cost may still be burdensome for many organizations, the Council-directed funding program offers a three-year, zero-percent interest repayment option. For non-profit organizations, this funding will be paid for by the General Fund as a grant without requiring the organization to enter into a payback agreement. The proposed program for commercial account support will be drawn from the Water Replacement Fund, requiring a three-year 0% interest payback agreement.

This approach supports existing regulations and policy objectives, including Municipal Code Sections 25-32A.9 and 25-32A.21 under Ordinance No. 1830, which require separate landscape meters and prohibit inefficient irrigation practices. It is also consistent with Ordinance No. 901, which permits installment payments for water connections when authorized by the City Council. Additionally, the program advances the State Water Resources Control Board's goals under Resolution 2024-0019, emphasizing equitable access to water conservation tools and efficient outdoor water use.

Staff planning for implementation includes establishing:

- Application & Agreement Forms: Staff will create forms outlining eligibility, costs, repayment schedules, and responsibilities.
- Outreach: Initial outreach will be prioritized for high-impact accounts. Information will be shared through utility billing inserts, city website updates, and direct customer contact.

Program Administration will be directed as per the City Council:

- For non-profit organizations: The funding will be provided as a grant, and sole financing will be paid by the General Fund.
- For commercial accounts: Repayments of 0% interest for three (3) years will be deposited into the Water Replacement Fund.

Staff will be required to track and monitor agreements, balances, and performance metrics. The General Fund will be subject to all actual costs for non-profit irrigation meter installations. The Water Enterprise will extend the Council-directed funding program by offering a three-year, zero-percent interest repayment option for commercial accounts.

The non-profit grant program would be required to be funded by the General Fund. The City Council has \$93,404.41 available in the Special Purposes Reserve Fund (allocated from the General Fund) for the remainder of the fiscal year. The program can be funded at a level determined by the Council, as a pilot program, providing grants on a first come first serve basis with the number of connections to be determined by the funding available in the Special Purposes Reserve Fund. The

Council could then allocate additional funds next fiscal year from the Special Purposes Reserve Fund based on the success of the program. If the Council wishes not to utilize the Special Purposes Reserve Fund or desires to provide funding at a level higher than what is available in the fund, the Council would need to appropriate funds in the budget for the program.

RECOMMENDATION: That the City Council:

1. Consider implementing a financial assistance program that provides complete coverage for non-profit organizations through the General Fund, with no repayment obligation and provide direction on funding amount and source;
2. Consider a three-year, zero-percent interest repayment program for commercial accounts from the Water Replacement Fund and provide direction on funding amount; and
3. Direct staff to bring forth a draft Resolution at a future meeting to establish the non-profit grant program and commercial property loan program based on Council's direction.

ATTACHMENTS:

1. Staff Report March 18, 2025
2. Ordinance 1830 Water Conservation
3. Ordinance No. 901 Sewer and Water Line Connections
4. State Water Resources Control Board Resolution No. 2024-0019

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager



CITY COUNCIL AGENDA – MARCH 18, 2025

SUBJECT: Council Discussion and Review of Sewer Rates on Non-Residential Institutional Customer Class Churches

SOURCE: Public Works

COMMENT: On February 4, 2025, the City Council directed staff to examine the effects of the adopted sewer rates on Commercial Institutional accounts, specifically the classification of churches. The sewer rate adjustments, implemented on January 1, 2024, were based on the findings of the 2022 Sewer Rate Study conducted by Carollo Engineers. These increases were necessary to sustain wastewater operations, cover capital costs, and meet regulatory compliance.

According to the 2022 Wastewater Rate Study, churches were classified under the Non-Residential Customer Class, resulting in a sewer rate increase from \$0.42 per HCF to \$2.90 per HCF in 2023/24, with additional annual increases planned through 2027/28. This represents a 973.8% increase throughout the rate-setting period.

Sewer charges are based on total water consumption, under the assumption that all water used on a property returns to the sewer system. However, churches often have large landscaped areas requiring irrigation, leading to inflated sewer bills unless a separate irrigation meter is in place. This report provides an analysis of the financial impact of sewer rate increases on churches within Porterville. It explains the primary factors contributing to higher sewer bills for churches and presents a recommended solution to mitigate these costs through the installation of separate irrigation meters. Additionally, a financial assistance option is proposed to ease the burden of implementing this solution.

A review of 45 church accounts in the city revealed that 11 churches have dedicated landscape meters, and 17 church accounts had little to no landscape associated. Therefore, 17 churches would be recommended for initial outreach, with only 12 churches exceeding the average monthly consumption of 20 units. Churches without these meters are billed for sewer services based on their total water usage, including irrigation. This results in disproportionately high sewer charges. For example, a church consuming 66 monthly water units (17 for potable use and 49 for irrigation) is billed for all 66 units under the current structure without an irrigation meter. This results in a sewer charge of \$252.78. If a separate irrigation meter were installed, only the 17 potable units would be factored into the sewer billing, reducing the monthly charge to \$65.11.

The Proposition 218 Notice and Sewer Rate Public Hearing confirmed that the newly adopted sewer rates apply uniformly to all Non-Residential Customer Class properties. Therefore, it is critical for churches to establish irrigation meters to ensure an accurate account of consumption. It is recommended that churches install separate irrigation meters.

This approach aligns with:

- Municipal Code 25-32A.9 (Ordinance No. 1830), which mandates separate landscape meters for non-residential irrigated landscapes between 1,000 and 5,000 square feet, per California Water Code 535.
- Municipal Code 25-32A.21 (Ordinance No. 1830), which prohibits inefficient irrigation and water waste.
- State Water Resources Control Board Resolution No. 2024-0019, which promotes water efficiency measures, including climate-appropriate landscaping and reduced irrigation waste.
- Proposition 218 Guidelines, ensuring cost-based justifications for rate structures.

The estimated cost of installing a 1.5-inch landscape meter with a backflow preventer is approximately \$1,680 (current rates). This includes connection fees, materials, and city-force labor. Given the potential cost savings, the typical payback period for installation would be approximately 12 months. A review of impacted churches indicates that many facilities could save between \$200 and \$500 per month on sewer costs, depending on their irrigation usage. Some more significant properties could see annual savings exceeding \$5,000, demonstrating the financial feasibility of implementing landscape meters.

Recognizing the financial impact on churches, staff proposes a financing option should the customer choose to spread the meter installation cost over three years by agreement. This aligns with Municipal Code 25-32.1 (Ordinance No. 901), which allows the City Council to establish provisions for installment payments on water connection fees over a period of up to three years with any provisions set by Council through Resolution.

Next Steps for Council consideration:

1. Staff Outreach: Notify affected churches and provide guidance on the installation process.
2. Financial Assistance Implementation: Establish procedures for deferred payment options in accordance with the intent of Municipal Code 25-32.1 (Ordinance No. 901).
3. Policy Review: Ensure compliance with state regulations and water conservation goals.

Implementing a separate irrigation meter offers a viable solution to mitigate high sewer costs for churches while promoting water conservation. This approach aligns with regulatory requirements and enhances financial sustainability for affected institutions. Staff recommends moving forward with outreach and assistance programs to facilitate this transition.

RECOMMENDATION: That the City Council:

1. Consider and discuss the evaluation of Sewer Rates on the Institutional customer class churches;
2. Direct staff to perform outreach to notify affected churches and provide guidance on the meter installation process;
3. Direct staff to make financial assistance available to the impacted customer class and implement procedures for

Item No. 20.

- deferred payment options in accordance with the intent of
Municipal Code 25-32.1 (Ordinance No. 901); and
4. Direct staff to review policy, ensuring compliance with state regulations and water conservation goals.

ATTACHMENTS:

1. Porterville 2022 Wastewater Rate Study
2. Resolution 68-2023
3. Ordinance 1830 Water Conservation
4. Ordinance No. 901 Sewer and Water Line Connections
5. State Water Resources Control Board Resolution No. 2024-0019

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Jason Ridenour, Interim City Manager

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AUTHORIZING THE ESTABLISHMENT OF A FINANCIAL ASSISTANCE GRANT
PROGRAM FOR NON-PROFIT WATER ACCOUNTS TO INSTALL A DEDICATED
IRRIGATION METER SERVICE**

WHEREAS, there is interest in allocating funds to support non-profit organizations by providing financial assistance for the installation of dedicated irrigation meters, including connection fees, labor, and materials; and

WHEREAS, properties with mixed-use water meters (indoor and outdoor water use on a single meter) are billed for sewer services based on total consumption, resulting in disproportionately high sewer bills for properties with significant landscape irrigation; and

WHEREAS, non-profit organizations often operate on limited budgets and provide public benefit services, making the upfront cost of irrigation meter installation financially burdensome; and

WHEREAS, the installation of separate irrigation meters allows outdoor water use to be excluded from sewer billing, aligning with City policy to promote accurate billing and efficient water use practices; and

WHEREAS, Municipal Code Sections 25-32A.9 and 25-32A.21 (Ordinance No. 1830) require dedicated landscape meters and prohibit inefficient irrigation; and

WHEREAS, Ordinance No. 901 permits the City Council to authorize financial assistance for water and sewer-related infrastructure connections; and

WHEREAS, the City Council finds that implementation of a financial assistance grant program for non-profit organizations will provide long-term fiscal and operational efficiency by reducing sewer billing inaccuracies and promoting water conservation.

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council hereby approves and authorizes the appropriation of \$100,000 to support the Non-Profit Irrigation Meter Grant Program. Funding the establishment of a financial assistance program for the installation of dedicated irrigation meters for nonprofit accounts, as outlined in the April 15, 2025 staff report.
2. The program shall provide full financial assistance to eligible non-profit organizations for the installation of dedicated irrigation meters, covering connection fees, labor, and materials, with no repayment obligation.

3. The Public Works Department is authorized to develop application forms, determine eligibility criteria, coordinate installations, and administer all aspects of the program.
4. The City Manager, or designee, is authorized to take all necessary actions to implement this program, including execution of any documents necessary to carry out the intent of this resolution.

PASSED, APPROVED AND ADOPTED this 15th day of April 2025.

Greg Meister, Mayor

ATTEST:

Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE BUDGET
STABILIZATION RESERVE FUND AND ESTABLISHING A FINANCIAL
ASSISTANCE GRANT PROGRAM FOR NON-PROFIT WATER ACCOUNTS TO
INSTALL A DEDICATED IRRIGATION METER SERVICE**

WHEREAS, there is interest in allocating funds to support non-profit organizations by providing financial assistance for the installation of dedicated irrigation meters, including connection fees, labor, and materials; and

WHEREAS, properties with mixed-use water meters (indoor and outdoor water use on a single meter) are billed for sewer services based on total consumption, resulting in disproportionately high sewer bills for properties with significant landscape irrigation; and

WHEREAS, non-profit organizations often operate on limited budgets and provide public benefit services, making the upfront cost of irrigation meter installation financially burdensome; and

WHEREAS, the installation of separate irrigation meters allows outdoor water use to be excluded from sewer billing, aligning with City policy to promote accurate billing and efficient water use practices; and

WHEREAS, Municipal Code Sections 25-32A.9 and 25-32A.21 (Ordinance No. 1830) require dedicated landscape meters and prohibit inefficient irrigation; and

WHEREAS, Ordinance No. 901 permits the City Council to authorize financial assistance for water and sewer-related infrastructure connections; and

WHEREAS, the City of Porterville Municipal Code Section 2-31.1 (Ordinance 1787) established the Budget Stabilization Reserve Fund to mitigate one-time annual budget revenue shortfalls and to support expenditures that will result in future efficiencies and/or budgetary savings; and

WHEREAS, the City Council finds that implementation of a financial assistance grant program for non-profit organizations is consistent with the intent and purpose of the Budget Stabilization Reserve Fund, and will provide long-term fiscal and operational efficiency by reducing sewer billing inaccuracies and promoting water conservation; and

WHEREAS, Ordinance No. 1787 established the City of Porterville's General Fund Reserve Policy and codified Section 2-31.1 of the Porterville Municipal Code, which authorizes the use of the Budget Stabilization Reserve Fund for one-time expenditures that result in future efficiencies or budgetary savings; and

WHEREAS, the City Council finds that the use of the Budget Stabilization Reserve Fund to support the Non-Profit Irrigation Meter Grant Program is consistent with Section 2-31.1, as the program will lead to improved billing accuracy, long-term administrative efficiency, and enhanced water conservation; and

WHEREAS, on April 1, 2025, the City Council directed staff to implement a fully funded grant program for non-profit organizations, with no repayment obligation, utilizing the Budget Stabilization Reserve Fund as the identified funding source.

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council hereby approves and authorizes the appropriation of \$100,000 from the City's Budget Stabilization Reserve Fund to support the Non-Profit Irrigation Meter Grant Program. Funding the establishment of a financial assistance program for the installation of dedicated irrigation meters for nonprofit accounts, as outlined in the April 15, 2025 staff report.
2. The program shall provide full financial assistance to eligible non-profit organizations for the installation of dedicated irrigation meters, covering connection fees, labor, and materials, with no repayment obligation.
3. The Public Works Department is authorized to develop application forms, determine eligibility criteria, coordinate installations, and administer all aspects of the program.
4. The City Manager, or designee, is authorized to take all necessary actions to implement this program, including execution of any documents necessary to carry out the intent of this resolution.
5. This Resolution constitutes formal City Council action pursuant to Section 2-31.7 of the Porterville Municipal Code.

PASSED, APPROVED AND ADOPTED this 15th day of April 2025.

Greg Meister, Mayor

ATTEST:

Jason Ridenour, Interim City Clerk

By: _____

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

RESOLUTION NO. ____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE SPECIAL
PURPOSES RESERVE FUND AND ESTABLISHING A FINANCIAL ASSISTANCE
GRANT PROGRAM FOR NON-PROFIT WATER ACCOUNTS TO INSTALL A
DEDICATED IRRIGATION METER SERVICE**

WHEREAS, there is interest in allocating funds to support non-profit organizations by providing financial assistance for the installation of dedicated irrigation meters, including connection fees, labor, and materials; and

WHEREAS, properties with mixed-use water meters (indoor and outdoor water use on a single meter) are billed for sewer services based on total consumption, resulting in disproportionately high sewer bills for properties with significant landscape irrigation; and

WHEREAS, non-profit organizations often operate on limited budgets and provide public benefit services, making the upfront cost of irrigation meter installation financially burdensome; and

WHEREAS, the installation of separate irrigation meters allows outdoor water use to be excluded from sewer billing, aligning with City policy to promote accurate billing and efficient water use practices; and

WHEREAS, Municipal Code Sections 25-32A.9 and 25-32A.21 (Ordinance No. 1830) require dedicated landscape meters and prohibit inefficient irrigation; and

WHEREAS, Ordinance No. 901 permits the City Council to authorize financial assistance for water and sewer-related infrastructure connections; and

WHEREAS, the City of Porterville Municipal Code Section 2-31.6 (Ordinance 1787) established the Special Purposes Reserve Fund for the purpose of providing funds to support one-time city special events, projects, and/or purposes that benefit the community; and

WHEREAS, the City Council finds that implementation of a financial assistance grant program for non-profit organizations is consistent with the intent and purpose of the Special Purposes Reserve Fund, and will provide long-term fiscal and operational efficiency by reducing sewer billing inaccuracies and promoting water conservation; and

WHEREAS, Ordinance No. 1787 established the City of Porterville's General Fund Reserve Policy and codified Section 2-31.6 of the Porterville Municipal Code, which authorizes the use of the Special Purposes Reserve Fund for one-time expenditures for special events, projects or purposes that benefit the community; and

WHEREAS, the City Council finds that the use of the Special Purposes Reserve Fund to support the Non-Profit Irrigation Meter Grant Program is consistent with Section 2-31.6, as the program will lead to improved billing accuracy, long-term administrative efficiency, and enhanced water conservation; and

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council hereby approves and authorizes the appropriation of \$100,000 from the City's Special Purposes Reserve Fund to support the Non-Profit Irrigation Meter Grant Program. Funding the establishment of a financial assistance program for the installation of dedicated irrigation meters for nonprofit accounts, as outlined in the April 15, 2025 staff report.
2. The program shall provide full financial assistance to eligible non-profit organizations for the installation of dedicated irrigation meters, covering connection fees, labor, and materials, with no repayment obligation.
3. The Public Works Department is authorized to develop application forms, determine eligibility criteria, coordinate installations, and administer all aspects of the program.
4. The City Manager, or designee, is authorized to take all necessary actions to implement this program, including execution of any documents necessary to carry out the intent of this resolution.
5. This Resolution constitutes formal City Council action pursuant to Section 2-31.7 of the Porterville Municipal Code.

PASSED, APPROVED AND ADOPTED this 15th day of April 2025.

Greg Meister, Mayor

ATTEST:

Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

RESOLUTION NO. _____-2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ESTABLISHING A FINANCIAL ASSISTANCE PROGRAM FOR COMMERCIAL
WATER ACCOUNTS TO INSTALL DEDICATED IRRIGATION METERS THROUGH A
THREE-YEAR, ZERO-INTEREST REPAYMENT AGREEMENT FUNDED BY THE
WATER REPLACEMENT FUND**

WHEREAS, the City Council recognizes that mixed-use water metering—where both indoor and outdoor consumption are measured on a single meter—results in sewer charges that do not accurately reflect a customer’s indoor wastewater contribution; and

WHEREAS, commercial water accounts with large landscaped areas are disproportionately affected by this billing structure, often incurring higher sewer charges due to outdoor irrigation usage being included in total metered water consumption; and

WHEREAS, the installation of a separate irrigation (landscape) meter allows for accurate billing of sewer services by excluding irrigation water from the sewer calculation, aligning billing with actual indoor water use; and

WHEREAS, Ordinance No. 1830, codified in Municipal Code Sections 25-32A.9 and 25-32A.21, requires dedicated irrigation meters and prohibits inefficient irrigation practices; and

WHEREAS, Ordinance No. 901 authorizes the City Council to permit installment payments for sewer and water-related connections and infrastructure; and

WHEREAS, on March 18, 2025, and April 1, 2025, the City Council reviewed staff recommendations and provided direction to establish a financial assistance program for commercial customers to support irrigation meter installation through a structured repayment agreement; and

WHEREAS, funding for the Commercial Account Repayment Program will be provided by the City’s Water Replacement Fund, with participants repaying the full cost of installation over a three-year period at zero percent (0%) interest.

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council hereby authorizes the establishment of a financial assistance program for the installation of dedicated irrigation meters for commercial accounts, as outlined in the April 15, 2025 staff report.
2. The program shall provide that:
 - Commercial accounts may apply for a three-year, zero-percent interest financing agreement. Upfront costs shall be paid by the Water Enterprise Fund and repaid to the fund over the term of the agreement.

3. Staff is directed to develop administrative procedures, including eligibility criteria, application materials, repayment agreements for commercial accounts, and an outreach plan targeting high-impact customers.
4. Staff shall monitor participation and fiscal impacts and return to the City Council with periodic program updates and any recommended adjustments.

PASSED, APPROVED AND ADOPTED this 15th day of April 2025.

Greg Meister, Mayor

ATTEST:
Jason Ridenour, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

ORDINANCE NO. 1787

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CREATING A GENERAL FUND RESERVE POLICY; AUTHORIZING THE
ESTABLISHMENT OF "BUDGET STABILIZATION," "CATASTROPHIC/EMERGENCY,"
"CAPITAL MAINTENANCE," "CAPITAL CONSTRUCTION/IMPROVEMENT,"
"INFRASTRUCTURE MAINTENANCE/IMPROVEMENT," AND
"SPECIAL PURPOSES" DEDICATED AND RESERVE FUNDS; AND AMENDING
CHAPTER 2, ARTICLE VI, BY REPEALING SECTION 2-31 AND ADDING SECTIONS
2-31.1 THROUGH 2-31.7 OF THE PORTERVILLE MUNICIPAL CODE

WHEREAS, the City Council of the City of Porterville deems it prudent financial management to establish a General Fund Reserve Policy to require the accumulation of General Fund revenues to address future community needs; and

WHEREAS, adequate General Fund balance and Reserve levels are an important factor in an external agency's measurement of the City of Porterville's creditworthiness and financial strength; and

WHEREAS, General Fund Reserve funds can assist in mitigating the effects of economic and financial crisis; and

WHEREAS, General Fund Reserve funds are necessary for cash flow management, and to enable the City of Porterville to manage unforeseen emergencies or changes in condition; and

WHEREAS, the City Council of the City of Porterville wishes to create a General Fund Reserve Policy and to authorize the establishment of certain dedicated Reserve funds;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS FOLLOWS:

Section 1. Section 2-31 of Chapter 2, Article VI, of the Porterville Municipal Code is hereby repealed in its entirety.

Section 2. Sections 2-31.1 through 2-31.7 are hereby added to Chapter 2, Article VI of the Porterville Municipal Code, as follows:

2-31.1 "Budget Stabilization" Reserve Fund

It shall be the policy of the City of Porterville to establish Reserve funds that shall be used for the purpose to mitigate, should it occur, one-time annual budget revenue shortfalls (actual revenues less than projected revenues) due to changes in the economic environment and/or actions by the county/state/federal

government that have a material effect on the City's revenues; and/or expenditures that will result in future efficiencies and/or budgetary savings. The "Budget Stabilization" Reserve Fund shall be maintained at a minimum of fifteen percent (15%) of General Fund annual budgeted operating expenditures (excluding one-time expenditures), and may only be appropriated by formal City Council action with not less than 4/5s of those voting in agreement. If the City Council takes action due to making a finding(s) of material effects as stated above, it shall include findings of material effects as further specified in Section 2-31.7 of this Article. Should the Fund's balance fall below 10% of annual budgeted operating expenditures, then a plan will be established to replenish the Fund to the required level within three (3) fiscal years. An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to fifteen percent (15%) of the Budgeted General Fund Expenditures for fiscal 2011-2012.

2-31.2. "Catastrophic/Emergency" Reserve Fund

It shall be the policy of the City of Porterville to establish Reserve funds that shall be used for the purpose to mitigate costs associated with unforeseen emergencies, including natural disasters or catastrophic events. Should unforeseen and unavoidable events occur that require the expenditure of City resources beyond those provided for in the annual budget, formal City Council action with not less than 4/5 of those voting in agreement, is required of a budget amendment confirming the nature of the emergency and authorizing the appropriation of Reserve funds. The "Catastrophic/Emergency" Reserve Fund shall be maintained at a minimum of ten percent (10%) of General Fund annual budgeted operating expenditures (less one-time expenditures). Should the Fund's balance fall below 10% of annual budgeted operating expenditures, then a plan will be established to replenish the Fund to the required level within five (5) fiscal years. An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to ten percent (10%) of the Budgeted General Fund Expenditures for fiscal 2011-2012.

2-31.3 "Facility Deferred Maintenance/Equipment Replacement" Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support one-time City facility deferred maintenance and/or equipment replacement costs (excluding vehicles), such as, but not limited to, HVAC units, roofing, parking lot overlays, painting, plumbing, electrical, and doors/windows. The City Council, by means of a Resolution, may add, modify, or delete specific deferred maintenance or equipment replacement categories. The "Facility Deferred Maintenance/Equipment Replacement" Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council

action. The Fund shall receive an allocation one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.4 "Capital Construction/Improvement" Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support new capital construction and/or improvement projects as identified in the City's 10-year Capital Improvement Plan. The "Capital Construction/Improvement" Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council action. The Fund shall receive an allocation of one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.5 "Infrastructure Deferred Maintenance/Improvement" Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support one-time City infrastructure deferred maintenance and/or improvement costs, such as, but not limited to, streets/alleys, bridges, sewer, water, storm drain, and curb/gutter/sidewalk. The City Council, by means of a Resolution, may add, modify, or delete specific infrastructure deferred maintenance/improvement categories. The "Infrastructure Deferred Maintenance/Improvement" Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council action. The Fund shall receive an allocation of one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve

Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.6 "Special Purposes" Reserve Fund

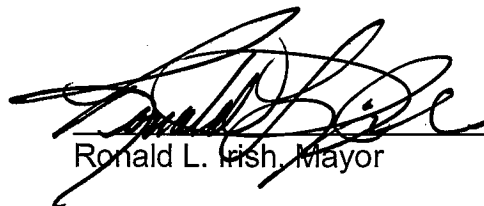
It shall be the policy of the City of Porterville to establish Reserve funds as a line item of the annual City Council budget that shall be used for the purpose of providing funds to support one-time City special events, projects, and/or purposes that benefit the community. The "Special Purposes" Reserve Fund shall be maintained at a minimum of \$100,000, and may only be appropriated by formal City Council action with 4/5 of those voting in agreement. Should the Fund's balance fall below \$100,000 in a fiscal year, then the General Fund will replenish the Fund to the minimum required level at the beginning of the following fiscal year. An initial balance in the amount of One Hundred Thousand and no/100 dollars (\$100,000.00) shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance.

2-31.7 "Formal City Council Action" for Appropriations

For the purposes of Sections 2-31.1 through 2-31.6 of this Article, formal City Council action shall require adoption of a Resolution. Said Resolution shall contain the basis for a finding (or findings) of materiality if required by any provision in this Article. Additionally, said Resolution shall include finding(s) that the appropriation is within the intent and purpose of the Designated Fund including, where appropriate, one or more findings that the purpose of the appropriation is within the defined purpose of the Designated Fund whether or not explicitly stated in this Ordinance.

Section 3. This Ordinance shall be in full force and effect thirty (30) days from and after its publication and passage.

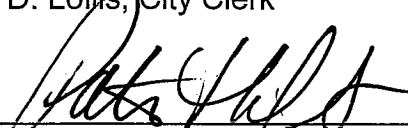
PASSED, APPROVED, AND ADOPTED this 3rd day of April, 2012.



Ronald L. Irish, Mayor

ATTEST:

John D. Lollis, City Clerk

By: 

Patrice Hildreth, Chief Deputy City Clerk

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

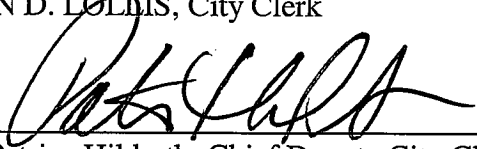
I, JOHN D. LOLLIS, the duly qualified City Clerk of the City of Porterville do hereby certify:

THAT the foregoing ordinance is a true and correct copy of Ordinance No. 1787, passed and adopted by the Council of the City of Porterville at a regular meeting held on the 3rd day of April, 2012, that said ordinance has been duly published pursuant to law, and that by the terms and provisions of the Charter of the City of Porterville, said ordinance to become effective May 3, 2012, at which time said ordinance is deemed to be in full force and effect.

THAT said ordinance was introduced by Council and the same was duly passed and adopted by the following vote:

COUNCIL:	IRISH	HAMILTON	McCRACKEN	WARD	SHELTON
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk


By: Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. 1830

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ADOPTING A WATER EFFICIENT LANDSCAPE ORDINANCE AND
AMENDING THE PORTERVILLE MUNICIPAL CODE AS IT RELATES TO
WATER CONSERVATION AND LANDSCAPE IRRIGATION

WHEREAS: On January 17, 2014, Governor Edmund G. Brown, Jr. proclaimed a State of Emergency to exist throughout the State of California due to severe drought conditions; and

WHEREAS: On April 25, 2014, Governor Brown proclaimed a Continued State of Emergency to exist throughout the State of California due to the ongoing drought; 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: One specific directive requires the Department of Water Resources to update the State Model Water Efficient Landscape Ordinance ("State Model"). The updated State Model was completed and became operative on September 15, 2015. The State Model requires that local agencies report on implementation and enforcement by December 31, 2015. The State Model may be adopted verbatim by a local agency or locally modified. The proposed ordinance has been locally modified to cross reference local project processes, and to tie into the City's Water Conservation Plan; the modifications from the State Model are underlined for clarification; 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 October 20, 2015, the City Council held a public hearing to consider adopting modifications to Porterville Municipal Code that will comply with the State Model as well as further Porterville's interest in encouraging and requiring development to pursue drought tolerant landscaping to the furthest extent possible. No public comments were received at the public hearing, but the City Council discussed local modifications to limit use of natural turf in commercial and industrial zone districts. In order to draft language to achieve this vision, the Council continued the public hearing to the meeting of November 3, 2015.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does hereby adopt an ordinance amending the Porterville Municipal Code as it relates to water conservation and landscape irrigation, and commercial crop cultivation, as follows:

SECTION 1:

Add Chapter 25, Article 1, Division 6. Water Conservation and Efficiency, as follows:

§ 25-33. Purpose.

(a) The City of Porterville has found:

- (1) that the waters of the Tule Sub-basin are of limited supply and are subject to ever increasing demands;
- (2) that the continuation of Porterville's economic prosperity is dependent on the availability of adequate supplies of water for future uses;
- (3) that it is the policy of the City of Porterville to promote the conservation and efficient use of water and to prevent the waste of this valuable resource;
- (4) that landscapes are essential to the quality of life in Porterville by providing areas for active and passive recreation and as an enhancement to the environment by cleaning air and water, preventing erosion, offering fire protection, and replacing ecosystems lost to development;
- (5) that landscape design, installation, maintenance and management can, and should be, water efficient; and
- (6) that Section 2 of Article X of the California Constitution specifies that the right to use water is limited to the amount reasonably required for the beneficial use to be served and the right does not, and shall not, extend to waste or unreasonable method of use.

(b) Consistent with these legislative findings, the purpose of this ordinance is to:

- (1) promote the values and benefits of landscaping practices that integrate and go beyond the conservation and efficient use of water;
- (2) establish a structure for planning, designing, installing, maintaining and managing water efficient landscapes in new construction and rehabilitated projects through a watershed approach that requires cross-sector collaboration of industry, government and property owners to achieve the many benefits possible;
- (3) establish provisions for water management practices and water waste prevention for existing landscapes;
- (4) use water efficiently without waste by setting a Maximum Applied Water Allowance as an upper limit for water use and reduce water use to the lowest practical amount; and
- (5) establish economic incentives that promote the efficient use of water, such as implementing a tiered-rate structure.

(c) Landscapes that are planned, designed, installed, managed and maintained with the watershed based approach can improve California's and Porterville's environmental conditions and provide benefits and realize sustainability goals. Such landscapes will make the urban

environment resilient in the face of climatic extremes. Consistent with the legislative findings and purpose of the Ordinance, conditions in the urban setting will be improved by:

- (1) creating the conditions to support life in the soil by reducing compaction, incorporating organic matter that increases water retention, and promoting productive plant growth that leads to more carbon storage, oxygen production, shade, habitat and esthetic benefits;
- (2) minimizing energy use by reducing irrigation water requirements, reducing reliance on petroleum based fertilizers and pesticides, and planting climate appropriate shade trees in urban areas;
- (3) conserving water by capturing and reusing rainwater and graywater wherever possible and selecting climate appropriate plants that need minimal supplemental water after establishment;
- (4) protecting air and water quality by reducing power equipment use and landfill disposal trips, selecting recycled and locally sourced materials, and using compost, mulch and efficient irrigation equipment to prevent erosion;
- (5) protecting existing habitat and creating new habitat by choosing local native plants, climate adapted non-natives and avoiding invasive plants; and
- (6) utilizing integrated pest management with least toxic methods as the first course of action.

§ 25-34 Applicability

- (a) This ordinance shall apply to all of the following landscape projects:
 - (1) new development projects with an aggregate landscape area equal to or greater than 500 square feet requiring a building or landscape permit, plan check or design review;
 - (2) rehabilitated landscape projects with an aggregate landscape area equal to or greater than 2,500 square feet requiring a building or landscape permit, plan check, or design review;
 - (3) existing landscapes limited to Sections 25-52 and 25-53; and
 - (4) cemeteries; recognizing the special landscape management needs of cemeteries, new and rehabilitated cemeteries are limited to Sections 25-38, 25-45 and 25-46; and existing cemeteries are limited to Sections 25-52 and 25-53; and
 - (5) all new commercial and industrial developments requiring building permits where the landscape area will be modified or rehabilitated.
- (b) Any project with an aggregate landscape area of 2,500 square feet or less may comply with the performance requirements of this ordinance or conform to the prescriptive measures contained in Section 25-55.
- (c) For projects using treated or untreated graywater or rainwater captured on site, any lot or parcel within the project that has less than 2,500 sq. ft. of landscape and meets the lot's or parcel's

landscape water requirement (Estimated Total Water Use) entirely with treated or untreated graywater or through stored rainwater captured on site is subject only to Section 25-55(a)(5).

- (d) This ordinance does not apply to:
- (1) registered local, state or federal historical sites;
 - (2) ecological restoration projects that do not require a permanent irrigation system;
 - (3) mined-land reclamation projects that do not require a permanent irrigation system; or
 - (4) existing plant collections, as part of botanical gardens and arboretums open to the public.
- (e) This Division further applies to all properties within the city limits of the city of Porterville, as well as any property beyond the limit of the city of Porterville but that receives municipal water service from the City.

§ 25-35. Definitions.

The terms used in this ordinance have the meaning set forth below:

- (a) “applied water” means the portion of water supplied by the irrigation system to the landscape.
- (b) “automatic irrigation controller” means an automatic timing device used to remotely control valves that operate an irrigation system. Automatic irrigation controllers are able to self-adjust and schedule irrigation events using either evapotranspiration (weather-based) or soil moisture data.
- (c) “backflow prevention device” means a safety device used to prevent pollution or contamination of the water supply due to the reverse flow of water from the irrigation system.
- (d) “Certificate of Completion” means the document required under Section 25-43.
- (e) “certified irrigation designer” means a person certified to design irrigation systems by an accredited academic institution, a professional trade organization or other program such as the US Environmental Protection Agency’s WaterSense irrigation designer certification program and Irrigation Association’s Certified Irrigation Designer program.
- (f) “certified landscape irrigation auditor” means a person certified to perform landscape irrigation audits by an accredited academic institution, a professional trade organization or other program such as the US Environmental Protection Agency’s WaterSense irrigation auditor certification program and Irrigation Association’s Certified Landscape Irrigation Auditor program.
- (g) “check valve” or “anti-drain valve” means a valve located under a sprinkler head, or other location in the irrigation system, to hold water in the system to prevent drainage from sprinkler heads when the sprinkler is off.

- (h) “common interest developments” means community apartment projects, condominium projects, planned developments, and stock cooperatives per Civil Code Section 1351.
- (i) “compost” means the safe and stable product of controlled biologic decomposition of organic materials that is beneficial to plant growth.
- (j) “conversion factor (0.62)” means the number that converts acre-inches per acre per year to gallons per square foot per year.
- (k) “distribution uniformity” means the measure of the uniformity of irrigation water over a defined area.
- (l) “drip irrigation” means any non-spray low volume irrigation system utilizing emission devices with a flow rate measured in gallons per hour. Low volume irrigation systems are specifically designed to apply small volumes of water slowly at or near the root zone of plants.
- (m) “ecological restoration project” means a project where the site is intentionally altered to establish a defined, indigenous, historic ecosystem.
- (n) “effective precipitation” or “usable rainfall” (Eppt) means the portion of total precipitation which becomes available for plant growth.
- (o) “emitter” means a drip irrigation emission device that delivers water slowly from the system to the soil.
- (p) “established landscape” means the point at which plants in the landscape have developed significant root growth into the soil. Typically, most plants are established after one or two years of growth.
- (q) “establishment period of the plants” means the first year after installing the plant in the landscape or the first two years if irrigation will be terminated after establishment. Typically, most plants are established after one or two years of growth. Native habitat mitigation areas and trees may need three to five years for establishment.
- (r) “Estimated Total Water Use” (ETWU) means the total water used for the landscape as described in Section 25-38.
- (s) “ET adjustment factor” (ETAF) means a factor of 0.55 for residential areas and 0.45 for non-residential areas that, when applied to reference evapotranspiration, adjusts for plant factors and irrigation efficiency, two major influences upon the amount of water that needs to be applied to the landscape. The ETAF for new and existing (non-rehabilitated) Special Landscape Areas shall not exceed 1.0. The ETAF for existing non-rehabilitated landscapes is 0.8.
- (t) “evapotranspiration rate” means the quantity of water evaporated from adjacent soil and other surfaces and transpired by plants during a specified time.

- (u) “flow rate” means the rate at which water flows through pipes, valves and emission devices, measured in gallons per minute, gallons per hour, or cubic feet per second.
- (v) “flow sensor” means an inline device installed at the supply point of the irrigation system that produces a repeatable signal proportional to flow rate. Flow sensors must be connected to an automatic irrigation controller, or flow monitor capable of receiving flow signals and operating master valves. This combination flow sensor/controller may also function as a landscape water meter or submeter.
- (w) “friable” means a soil condition that is easily crumbled or loosely compacted down to a minimum depth per planting material requirements, whereby the root structure of newly planted material will be allowed to spread unimpeded.
- (x) “Fuel Modification Plan Guideline” means guidelines from a local fire authority to assist residents and businesses that are developing land or building structures in a fire hazard severity zone.
- (y) “graywater” means untreated wastewater that has not been contaminated by any toilet discharge, has not been affected by infectious, contaminated, or unhealthy bodily wastes, and does not present a threat from contamination by unhealthful processing, manufacturing, or operating wastes. “Graywater” includes, but is not limited to, wastewater from bathtubs, showers, bathroom washbasins, clothes washing machines, and laundry tubs, but does not include wastewater from kitchen sinks or dishwashers. Health and Safety Code Section 17922.12.
- (z) “hardscapes” means any durable material (pervious and non-pervious).
- (aa) “hydrozone” means a portion of the landscaped area having plants with similar water needs and rooting depth. A hydrozone may be irrigated or non-irrigated.
- (bb) “infiltration rate” means the rate of water entry into the soil expressed as a depth of water per unit of time (e.g., inches per hour).
- (cc) “invasive plant species” means species of plants not historically found in California that spread outside cultivated areas and can damage environmental or economic resources. Invasive species may be regulated by county agricultural agencies as noxious species. Lists of invasive plants are maintained at the California Invasive Plant Inventory and USDA invasive and noxious weeds database.
- (dd) “irrigation audit” means an in-depth evaluation of the performance of an irrigation system conducted by a Certified Landscape Irrigation Auditor. An irrigation audit includes, but is not limited to: inspection, system tune-up, system test with distribution uniformity or emission uniformity, reporting overspray or runoff that causes overland flow, and preparation of an irrigation schedule. The audit must be conducted in a manner consistent with the Irrigation Association’s Landscape Irrigation Auditor Certification program or other U.S. Environmental Protection Agency “Watersense” labeled auditing program.

- (ee) “irrigation efficiency” (IE) means the measurement of the amount of water beneficially used divided by the amount of water applied. Irrigation efficiency is derived from measurements and estimates of irrigation system characteristics and management practices. The irrigation efficiency for purposes of this ordinance are 0.75 for overhead spray devices and 0.81 for drip systems.
- (ff) “irrigation survey” means an evaluation of an irrigation system that is less detailed than an irrigation audit. An irrigation survey includes, but is not limited to: inspection, system test, and written recommendations to improve performance of the irrigation system.
- (gg) “irrigation water use analysis” means a review of water use data based on meter readings and billing data.
- (hh) “landscape architect” means a person who holds a license to practice landscape architecture in the State of California Business and Professions Code, Section 5615.
- (ii) “landscape area” means all the planting areas, turf areas, and water features in a landscape design plan subject to the Maximum Applied Water Allowance calculation. The landscape area does not include footprints of buildings or structures, sidewalks, driveways, parking lots, decks, patios, gravel or stone walks, other pervious or non-pervious hardscapes, and other non-irrigated areas designated for non-development (e.g., open spaces and existing native vegetation).
- (jj) “landscape contractor” means a person licensed by the State of California to construct, maintain, repair, install, or subcontract the development of landscape systems.
- (kk) “Landscape Documentation Package” means the documents required under Section 25-37.
- (ll) “landscape project” means total area of landscape in a project as defined in “landscape area” for the purposes of this ordinance, meeting requirements under Section 25-34.
- (mm) “landscape water meter” means an inline device installed at the irrigation supply point that measures the flow of water into the irrigation system and is connected to a totalizer to record water use.
- (nn) “lateral line” means the water delivery pipeline that supplies water to the emitters or sprinklers from the valve.
- (oo) “local agency” means the City of Porterville. The City of Porterville is responsible for the enforcement of this ordinance including, but not limited to, approval of a permit and plan check or design review of a project.
- (pp) “local water purveyor” means any entity, including a public agency, city, county, or private water company that provides retail water service.
- (qq) “low volume irrigation” means the application of irrigation water at low pressure through a system of tubing or lateral lines and low volume emitters such as drip, drip lines, and bubblers. Low volume irrigation systems are specifically designed to apply small volumes of water slowly at or near the root zone of plants.

- (rr) “main line” means the pressurized pipeline that delivers water from the water source to the valve or outlet.
- (ss) “master shut-off valve” is an automatic valve installed at the irrigation supply point which controls water flow into the irrigation system. When this valve is closed water will not be supplied to the irrigation system. A master valve will greatly reduce any water loss due to a leaky station valve.
- (tt) “Maximum Applied Water Allowance” (MAWA) means the upper limit of annual applied water for the established landscaped area as specified in Section 25-38. It is based upon the area’s reference evapotranspiration, the ET Adjustment Factor, and the size of the landscape area. The Estimated Total Water Use shall not exceed the Maximum Applied Water Allowance. Special Landscape Areas, including recreation areas, areas permanently and solely dedicated to edible plants such as orchards and vegetable gardens, and areas irrigated with recycled water are subject to the MAWA with an ETAF not to exceed 1.0.

$$\text{MAWA} = (\text{ETo}) (0.62) [(\text{ETAF} \times \text{LA}) + ((1 - \text{ETAF}) \times \text{SLA})]$$
- (uu) “median” is an area between opposing lanes of traffic that may be unplanted or planted with trees, shrubs, perennials, and ornamental grasses.
- (vv) “microclimate” means the climate of a small, specific area that may contrast with the climate of the overall landscape area due to factors such as wind, sun exposure, plant density, or proximity to reflective surfaces.
- (ww) “mined-land reclamation projects” means any surface mining operation with a reclamation plan approved in accordance with the Surface Mining and Reclamation Act of 1975.
- (xx) “mulch” means any organic material such as leaves, bark, straw, compost, or inorganic mineral materials such as rocks, gravel, and/or decomposed granite left loose and applied to the soil surface for the beneficial purposes of reducing evaporation, suppressing weeds, moderating soil temperature, and preventing soil erosion.
- (yy) “new construction” means, for the purposes of this ordinance, a new building with a landscape or other new landscape, such as a park, playground, or greenbelt without an associated building.
- (zz) “non-residential landscape” means landscapes in commercial, institutional, industrial and public settings that may have areas designated for recreation or public assembly. It also includes portions of common areas of common interest developments with designated recreational areas.
- (aaa) “operating pressure” means the pressure at which the parts of an irrigation system are designed by the manufacturer to operate.
- (bbb) “overhead sprinkler irrigation systems” means systems that deliver water through the air (e.g., spray heads and rotors).
- (ccc) “overspray” means the irrigation water which is delivered beyond the target area.

- (ddd) “permit” means an authorizing document issued by local agencies for new construction or rehabilitated landscapes.
- (eee) “pervious” means any surface or material that allows the passage of water through the material and into the underlying soil.
- (fff) “plant factor” or “plant water use factor” is a factor, when multiplied by ETo, estimates the amount of water needed by plants. For purposes of this ordinance, the plant factor range for very low water use plants is 0 to 0.1, the plant factor range for low water use plants is 0.1 to 0.3, the plant factor range for moderate water use plants is 0.4 to 0.6, and the plant factor range for high water use plants is 0.7 to 1.0. Plant factors cited in this ordinance are derived from the publication “Water Use Classification of Landscape Species”. Plant factors may also be obtained from horticultural researchers from academic institutions or professional associations as approved by the California Department of Water Resources (DWR).
- (ggg) “project applicant” means the individual or entity submitting a Landscape Documentation Package required under Section 25-37 to request a permit, plan check, or design review from the local agency. A project applicant may be the property owner or his or her designee.
- (hhh) “rain sensor” or “rain sensing shutoff device” means a component which automatically suspends an irrigation event when it rains.
- (iii) “record drawing” or “as-builts” means a set of reproducible drawings which show significant changes in the work made during construction and which are usually based on drawings marked up in the field and other data furnished by the contractor.
- (jjj) “recreational area” means areas, excluding private single-family residential areas, designated for active play, recreation or public assembly in parks, sports fields, picnic grounds, amphitheaters or golf course tees, fairways, roughs, surrounds and greens.
- (kkk) “recycled water”, “reclaimed water”, or “treated sewage effluent water” means treated or recycled waste water of a quality suitable for non-potable uses such as landscape irrigation and water features. This water is not intended for human consumption.
- (lll) “reference evapotranspiration” or “ETo” means a standard measurement of environmental parameters which affect the water use of plants. ETo is expressed in inches per day, month, or year as represented in Section 25-38, and is an estimate of the evapotranspiration of a large field of four- to seven-inch tall, cool-season grass that is well watered. Reference evapotranspiration is used as the basis of determining the Maximum Applied Water Allowance so that regional differences in climate can be accommodated.
- (mmm) “Regional Water Efficient Landscape Ordinance” means a local Ordinance adopted by two or more local agencies, water suppliers and other stakeholders for implementing a consistent set of landscape provisions throughout a geographical region. Regional ordinances are strongly encouraged to provide a consistent framework for the landscape industry and applicants to adhere to.

- (nnn) “rehabilitated landscape” means any re-landscaping project that requires a permit, plan check, or design review, meets the requirements of Section 25-34, and the modified landscape area is equal to, or greater than, 2,500 square feet.
- (ooo) “residential landscape” means landscapes surrounding single or multifamily homes.
- (ppp) “runoff” means water which is not absorbed by the soil or landscape to which it is applied and flows from the landscape area. For example, runoff may result from water that is applied at too great a rate (application rate exceeds infiltration rate) or when there is a slope.
- (qqq) “soil moisture sensing device” or “soil moisture sensor” means a device that measures the amount of water in the soil. The device may also suspend or initiate an irrigation event.
- (rrr) “soil texture” means the classification of soil based on its percentage of sand, silt, and clay.
- (sss) “Special Landscape Area” (SLA) means an area of the landscape dedicated solely to edible plants, recreational areas, areas irrigated with recycled water, or water features using recycled water.
- (ttt) “sprinkler head” means a device which delivers water through a nozzle.
- (uuu) “static water pressure” means the pipeline or municipal water supply pressure when water is not flowing.
- (vvv) “station” means an area served by one valve or by a set of valves that operate simultaneously.
- (www) “swing joint” means an irrigation component that provides a flexible, leak-free connection between the emission device and lateral pipeline to allow movement in any direction and to prevent equipment damage.
- (xxx) “submeter” means a metering device to measure water applied to the landscape that is installed after the primary utility water meter.
- (yyy) “turf” means a ground cover surface of mowed grass. Annual bluegrass, Kentucky bluegrass, Perennial ryegrass, Red fescue, and Tall fescue are cool-season grasses. Bermuda grass, Kikuyu grass, Seashore Paspalum, St. Augustine grass, Zoysia grass, and Buffalo grass are warm-season grasses.
- (zzz) “valve” means a device used to control the flow of water in the irrigation system.
- (aaaa) “water conserving plant species” means a plant species identified as having a very low or low plant factor.
- (bbbb) “water feature” means a design element where open water performs an aesthetic or recreational function. Water features include ponds, lakes, waterfalls, fountains, artificial streams, spas, and swimming pools (where water is artificially supplied). The surface area of water features is included in the high water use hydrozone of the landscape area. Constructed wetlands used for on-site wastewater treatment or stormwater best management practices that are not irrigated and used solely for water treatment or

stormwater retention are not water features and, therefore, are not subject to the water budget calculation.

(cccc) “watering window” means the time of day irrigation is allowed.

(dddd) “WUCOLS” means the Water Use Classification of Landscape Species published by the University of California Cooperative Extension, and the Department of Water Resources 2014.

§ 25-36 Compliance with Landscape Documentation Package.

(a) Prior to construction, the Zoning Administrator or his designee shall:

- (1) provide the project applicant with the ordinance and procedures for permits, plan checks, or design reviews;
- (2) review the Landscape Documentation Package submitted by the project applicant;
- (3) approve or deny the Landscape Documentation Package;
- (4) issue a permit or approve the plan check or design review for the project applicant; and
- (5) upon approval of the Landscape Documentation Package, retain a copy of the Water Efficient Landscape Worksheet for use in reporting as may be required.

(b) Prior to construction, the project applicant shall:

- (1) submit a Landscape Documentation Package to the City prior to, or as a part of, the building permit submittal package.

(c) Upon approval of the Landscape Documentation Package by the Zoning Administrator, the project applicant shall:

- (1) receive a permit or approval of the plan check or design review and record the date of the permit in the Certificate of Completion; and
- (2) submit a copy of the approved Landscape Documentation Package along with the record drawings, and any other information to the property owner or his/her designee.

§ 25-37 Elements of the Landscape Documentation Package.

(a) The Landscape Documentation Package shall include the following six (6) elements:

- (1) Project Information;
 - (A) date
 - (B) project applicant
 - (C) project address (if available, parcel and/or lot number(s))
 - (D) total landscape area (square feet)

- (E) project type (e.g., new, rehabilitated, public, private, cemetery, homeowner-installed)
 - (F) water supply type (e.g., potable, recycled, well) and identify the local retail water purveyor if the service is other than City of Porterville
 - (G) checklist of all documents in Landscape Documentation Package
 - (H) project contacts to include contact information for the project applicant and property owner
 - (I) applicant signature and date with statement, "I agree to comply with the requirements of the water efficient landscape ordinance and submit a complete Landscape Documentation Package"
- (2) Water Efficient Landscape Worksheet:
- (A) water budget calculations
 - 1. Maximum Applied Water Allowance (MAWA)
 - 2. Estimated Total Water Use (ETWU)
- (3) Soil Management Report;
- (4) Landscape Design Plan;
- (5) Irrigation Design Plan; and
- (6) Grading Design Plan.

§ 25-38 Water Efficient Landscape Worksheet.

- (a) A project applicant shall complete the Water Efficient Landscape Worksheet in Appendix A which contains information on the plant factor, irrigation method, irrigation efficiency, and area associated with each hydrozone. Calculations are then made to show that the evapotranspiration adjustment factor (ETAF) for the landscape project does not exceed a factor of 0.55 for residential areas and 0.45 for non-residential areas, exclusive of Special Landscape Areas. The ETAF for a landscape project is based on the plant factors and irrigation methods selected. The Maximum Applied Water Allowance is calculated based on the maximum ETAF allowed (0.55 for residential areas and 0.45 for non-residential areas) and expressed as annual gallons required. The Estimated Total Water Use (ETWU) is calculated based on the plants used and irrigation method selected for the landscape design. ETWU must be below the MAWA.
- (1) In calculating the Maximum Applied Water Allowance and Estimated Total Water Use, a project applicant shall use the ETo values listed below, as excerpted from the Reference Evapotranspiration Table in Appendix A of the State Model Water Efficiency Landscape Ordinance, 2015.

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual ETo
Porterville	1.2	1.8	3.4	4.7	6.6	7.7	8.5	7.3	5.3	3.4	1.4	0.7	52.1

(b) Water budget calculations shall adhere to the following requirements:

- (1) The plant factor used shall be from WUCOLS or from horticultural researchers with academic institutions or professional associations as approved by the California Department of Water Resources (DWR). The plant factor ranges from 0 to 0.1 for very low water using plants, 0.1 to 0.3 for low water use plants, from 0.4 to 0.6 for moderate water use plants, and from 0.7 to 1.0 for high water use plants.
- (2) All water features shall be included in the high water use hydrozone and temporarily irrigated areas shall be included in the low water use hydrozone.
- (3) All Special Landscape Areas shall be identified and their water use calculated as shown in the Water Efficient Landscape Worksheet.
- (4) ETAF for new and existing (non-rehabilitated) Special Landscape Areas shall not exceed 1.0.

§ 25-39 Soil Management Report.

(a) In order to reduce runoff and encourage healthy plant growth, a soil management report shall be completed by the project applicant, or his/her designee, as follows:

(1) Submit soil samples to a laboratory for analysis and recommendations.

(A) Soil sampling shall be conducted in accordance with laboratory protocol, including protocols regarding adequate sampling depth for the intended plants.

(B) The soil analysis shall include:

1. soil texture;
2. infiltration rate determined by laboratory test or soil texture infiltration rate table;
3. pH;
4. total soluble salts;
5. sodium;
6. percent organic matter; and
7. recommendations.

(C) In projects with multiple landscape installations (i.e. production home developments) a soil sampling rate of 1 in 7 lots or approximately 15% will satisfy this requirement. Large landscape projects shall sample at a rate equivalent to 1 in 7 lots.

- (2) The project applicant, or his/her designee, shall comply with one of the following:
 - (A) If significant mass grading is not planned, the soil analysis report shall be submitted to the Zoning Administrator as part of the Landscape Documentation Package; or
 - (B) If significant mass grading is planned, the soil analysis report shall be submitted to the Zoning Administrator as part of the Certificate of Completion.
- (3) The soil analysis report shall be made available, in a timely manner, to the professionals preparing the landscape design plans and irrigation design plans to make any necessary adjustments to the design plans.
- (4) The project applicant, or his/her designee, shall submit documentation verifying implementation of soil analysis report recommendations to the Zoning Administrator with Certificate of Completion.

§ 25-40 Landscape Design Plan.

- (a) For the efficient use of water, a landscape shall be carefully designed and planned for the intended function of the project. A landscape design plan meeting the following design criteria shall be submitted as part of the Landscape Documentation Package.

- (1) Plant Material

- (A) Any plant may be selected for the landscape providing the Estimated Total Water Use in the landscape area does not exceed the Maximum Applied Water Allowance. Methods to achieve water efficiency shall include one or more of the following:

- 1. Protection and preservation of native species and natural vegetation;
 - 2. Selection of water-conserving plant, tree and turf species, especially local native plants;
 - 3. Selection of plants based on local climate suitability, disease and pest resistance;
 - 4. Selection of trees based on applicable local tree ordinances or tree shading guidelines, and size at maturity as appropriate for the planting area; and
 - 5. Selection of plants from local and regional landscape program plant lists.

- (B) Each hydrozone shall have plant materials with similar water use, with the exception of hydrozones with plants of mixed water use, as specified in Section 25-41(a)(2)(D).

- (C) Plants shall be selected and planted appropriately based upon their adaptability to the climatic, geologic, and topographical conditions of the project site. Methods to achieve water efficiency shall include one or more of the following:

- 1. Use the Sunset Western Climate Zone System which takes into account temperature, humidity, elevation, terrain, latitude, and varying degrees of continental and marine influence on local climate;

2. Recognize the horticultural attributes of plants (i.e., mature plant size, invasive surface roots) to minimize damage to property or infrastructure [e.g., buildings, sidewalks, power lines]; allow for adequate soil volume for healthy root growth and
 3. Consider the solar orientation for plant placement to maximize summer shade and winter solar gain.
- (D) Turf is not allowed on slopes greater than 25% where the toe of the slope is adjacent to an impermeable hardscape and where 25% means 1 foot of vertical elevation change for every 4 feet of horizontal length (rise divided by run x 100 = slope percent).
- (E) High water use plants, characterized by a plant factor of 0.7 to 1.0, are prohibited in street medians.
- (F) The use of invasive plant species, such as those listed by the California Invasive Plant Council, is strongly discouraged.
- (G) The architectural guidelines of a common interest development, which includes community apartment projects, condominiums, planned developments, and stock cooperatives, shall not prohibit or include conditions that have the effect of prohibiting the use of low-water use plants as a group.
- (H) Natural turf is prohibited in commercial and industrial zone districts. However, when the City Council finds that a logical and substantiated need exists for natural turf, eg., for uses such as day care centers or commercial recreation facilities, a conditional use permit may be approved with conditions specifying the reason natural grass is deemed necessary by the applicant, the allowed area of turf, and that all other water conservation requirements of this code are applied, regardless of the total landscape area.
- (I) Warm season grasses are the only approved natural turf for new installations.
- (2) Water Features
- (A) Recirculating water systems shall be used for water features.
- (B) Where available, recycled water shall be used as a source for decorative water features.
- (C) Surface area of a water feature shall be included in the high water use hydrozone area of the water budget calculation.
- (D) Pool and spa covers are highly recommended.
- (3) Soil Preparation, Mulch and Amendments
- (A) Prior to the planting of any materials, compacted soils shall be transformed to a friable condition. On engineered slopes, only amended planting holes need meet this requirement.

- (B) Soil amendments shall be incorporated according to recommendations of the soil report and what is appropriate for the plants selected (see Section 25-39).
 - (C) For landscape installations, compost at a rate of a minimum of four cubic yards per 1,000 square feet of permeable area shall be incorporated to a depth of six inches into the soil. Soils with greater than 6% organic matter in the top six inches of soil are exempt from adding compost and tilling.
 - (D) A minimum three inch (3") layer of mulch shall be applied on all exposed soil surfaces of planting areas except in turf areas, creeping or rooting groundcovers, or direct seeding applications where mulch is contraindicated. To provide habitat for beneficial insects and other wildlife, up to 5 % of the landscape area may be left without mulch. Designated insect habitat must be included in the landscape design plan as such.
 - (E) Stabilizing mulching products shall be used on slopes that meet current engineering standards.
 - (F) The mulching portion of the seed/mulch slurry in hydro-seeded applications shall meet the mulching requirement.
 - (G) Organic mulch materials made from recycled or post-consumer shall take precedence over inorganic materials or virgin forest products unless the recycled post-consumer organic products are not locally available.
- (b) The landscape design plan, at a minimum, shall:
- (1) delineate and label each hydrozone by number, letter, or other method;
 - (2) identify each hydrozone as low, moderate, high water, or mixed water use. Temporarily irrigated areas of the landscape shall be included in the low water use hydrozone for the water budget calculation;
 - (3) identify recreational areas;
 - (4) identify areas permanently and solely dedicated to edible plants;
 - (5) identify areas irrigated with recycled water;
 - (6) identify type of mulch and application depth;
 - (7) identify soil amendments, type, and quantity;
 - (8) identify type and surface area of water features;
 - (9) identify hardscapes (pervious and non-pervious);
 - (10) identify location, installation details, and 24-hour retention or infiltration capacity of any applicable stormwater best management practices that encourage on-site retention and infiltration of stormwater. Project applicants shall refer to the City of Porterville or regional Water Quality Control Board for information on any applicable stormwater technical

requirements. Stormwater best management practices are encouraged in the landscape design plan and examples are provided in Section 25-50.

- (11) identify any applicable rain harvesting or catchment technologies as discussed in Section 25-50 and their 24-hour retention or infiltration capacity;
- (12) identify any applicable graywater discharge piping, system components and area(s) of distribution;
- (13) contain the following statement: “I have complied with the criteria of the ordinance and applied them for the efficient use of water in the landscape design plan”; and
- (14) bear the signature of a licensed landscape architect, licensed landscape contractor, or any other person authorized to design a landscape. (See Sections 5500.1, 5615, 5641, 5641.1, 5641.2, 5641.3, 5641.4, 5641.5, 5641.6, 6701, 7027.5 of the Business and Professions Code, Section 832.27 of Title 16 of the California Code of Regulations, and Section 6721 of the Food and Agriculture Code.)

§ 25-41 Irrigation Design Plan.

- (a) This section applies to landscaped areas requiring permanent irrigation, not areas that require temporary irrigation solely for the plant establishment period. For the efficient use of water, an irrigation system shall meet all the requirements listed in this section and the manufacturers’ recommendations. The irrigation system and its related components shall be planned and designed to allow for proper installation, management, and maintenance. An irrigation design plan meeting the following design criteria shall be submitted as part of the Landscape Documentation Package.

(1) System

- (A) Landscape water meters, defined as either a dedicated water service meter or private submeter, shall be installed for all non-residential irrigated landscapes of 1,000 sq. ft. but not more than 5,000 sq. ft. (the level at which Water Code 535 applies) and residential irrigated landscapes of 5,000 sq. ft. or greater. A landscape water meter may be either:
 - 1. a customer service meter dedicated to landscape use provided by the City of Porterville; or
 - 2. a privately owned meter or submeter.
- (B) Automatic irrigation controllers utilizing either evapotranspiration or soil moisture sensor data utilizing non-volatile memory shall be required for irrigation scheduling in all irrigation systems.
- (C) If the water pressure is below or exceeds the recommended pressure of the specified irrigation devices, the installation of a pressure regulating device is required to ensure that the dynamic pressure at each emission device is within the manufacturer’s recommended pressure range for optimal performance.

1. If the static pressure is above or below the required dynamic pressure of the irrigation system, pressure-regulating devices such as inline pressure regulators, booster pumps, or other devices shall be installed to meet the required dynamic pressure of the irrigation system.
 2. Static water pressure, dynamic or operating pressure and flow reading of the water supply shall be measured at the point of connection. These pressure and flow measurements shall be conducted at the design stage. If the measurements are not available at the design stage, the measurements shall be conducted at installation.
- (D) Sensors (rain, freeze, wind, etc.), either integral or auxiliary, that suspend or alter irrigation operation during unfavorable weather conditions shall be required on all irrigation systems, as appropriate for local climatic conditions. Irrigation should be avoided during windy or freezing weather or during rain.
- (E) Manual shut-off valves (such as a gate valve, ball valve, or butterfly valve) shall be required, as close as possible to the point of connection of the water supply, to minimize water loss in case of an emergency (such as a main line break) or routine repair.
- (F) Backflow prevention devices shall be required to protect the water supply from contamination by the irrigation system. A project applicant shall refer to the applicable local agency code (i.e., public health) for additional backflow prevention requirements.
- (G) Flow sensors that detect high flow conditions created by system damage or malfunction are required for all non-residential landscapes and residential landscapes of 5000 sq. ft. or larger.
- (H) Master shut-off valves are required on all projects except landscapes that make use of technologies that allow for the individual control of sprinklers that are individually pressurized in a system equipped with low pressure shut down features.
- (I) The irrigation system shall be designed to prevent runoff, low head drainage, overspray, or other similar conditions where irrigation water flows onto non-targeted areas, such as adjacent property, non-irrigated areas, hardscapes, roadways, or structures.
- (J) Relevant information from the soil management plan, such as soil type and infiltration rate, shall be utilized when designing irrigation systems.
- (K) The design of the irrigation system shall conform to the hydrozones of the landscape design plan.
- (L) The irrigation system must be designed and installed to meet, at a minimum, the irrigation efficiency criteria as described in Section 25-38 regarding the Maximum Applied Water Allowance.
- (M) All irrigation emission devices must meet the requirements set in the American National Standards Institute (ANSI) standard, American Society of Agricultural and Biological Engineers'/International Code Council's (ASABE/ICC) 802-2014

“Landscape Irrigation Sprinkler and Emitter Standard, All sprinkler heads installed in the landscape must document a distribution uniformity low quarter of 0.65 or higher using the protocol defined in ASABE/ICC 802-2014.

- (N) Through the Project Review process, or, if an applicable project is not subject to Project Review, during the building permit review process, the Public Works Director will provide information regarding peak water operating demands (on the water supply system) or water restrictions that may impact the effectiveness of the irrigation system.
- (O) In mulched planting areas, the use of low volume irrigation is required to maximize water infiltration into the root zone.
- (P) Sprinkler heads and other emission devices shall have matched precipitation rates, unless otherwise directed by the manufacturer’s recommendations.
- (Q) Head to head coverage is recommended. However, sprinkler spacing shall be designed to achieve the highest possible distribution uniformity using the manufacturer’s recommendations.
- (R) Swing joints or other riser-protection components are required on all risers subject to damage that are adjacent to hardscapes or in high traffic areas of turfgrass.
- (S) Check valves or anti-drain valves are required on all sprinkler heads where low point drainage could occur.
- (T) Areas less than ten (10) feet in width in any direction shall be irrigated with subsurface irrigation or other means that produces no runoff or overspray.
- (U) Overhead irrigation shall not be permitted within 24 inches of any non-permeable surface. Allowable irrigation within the setback from non-permeable surfaces may include drip, drip line, or other low flow non-spray technology. The setback area may be planted or unplanted. The surfacing of the setback may be mulch, gravel, or other porous material. These restrictions may be modified if:
 - 1. the landscape area is adjacent to permeable surfacing and no runoff occurs; or
 - 2. the adjacent non-permeable surfaces are designed and constructed to drain entirely to landscaping; or
 - 3. the irrigation designer specifies an alternative design or technology as part of the Landscape Documentation Package and clearly demonstrates strict adherence to irrigation system design criteria in Section 25-41 (a)(1)(I). Prevention of overspray and runoff must be confirmed during the irrigation audit.
- (V) Slopes greater than 25% shall not be irrigated with an irrigation system with an application rate exceeding 0.75 inches per hour. This restriction may be modified if the landscape designer specifies an alternative design or technology, as part of the Landscape Documentation Package, and clearly demonstrates no runoff or erosion will occur. Prevention of runoff and erosion must be confirmed during the irrigation audit.

(2) Hydrozone

- (A) Each valve shall irrigate a hydrozone with similar site, slope, sun exposure, soil conditions, and plant materials with similar water use.
 - (B) Sprinkler heads and other emission devices shall be selected based on what is appropriate for the plant type within that hydrozone.
 - (C) Where feasible, trees shall be placed on separate valves from shrubs, groundcovers, and turf to facilitate the appropriate irrigation of trees. The mature size and extent of the root zone shall be considered when designing irrigation for the tree.
 - (D) Individual hydrozones that mix plants of moderate and low water use, or moderate and high water use, may be allowed if:
 - 1. the plant factor calculation is based on the proportions of the respective plant water uses and their plant factor; or
 - 2. the plant factor of the higher water using plant is used for calculations.
 - (E) Individual hydrozones that mix high and low water use plants shall not be permitted.
 - (F) On the landscape design plan and irrigation design plan, hydrozone areas shall be designated by number, letter, or other designation. On the irrigation design plan, designate the areas irrigated by each valve, and assign a number to each valve. Use this valve number in the Water Efficient Landscape Worksheet (Appendix A). This table can also assist with the irrigation audit and programming the controller.
- (b) The irrigation design plan, at a minimum, shall contain:
- (1) location and size of separate water meters for landscape;
 - (2) location, type and size of all components of the irrigation system, including controllers, main and lateral lines, valves, sprinkler heads, moisture sensing devices, rain switches, quick couplers, pressure regulators, and backflow prevention devices;
 - (3) static water pressure at the point of connection to the public water supply;
 - (4) flow rate (gallons per minute), application rate (inches per hour), and design operating pressure (pressure per square inch) for each station;
 - (5) recycled water irrigation systems as specified in Section 25-48;
 - (6) the following statement: "I have complied with the criteria of the ordinance and applied them accordingly for the efficient use of water in the irrigation design plan"; and
 - (7) the signature of a licensed landscape architect, certified irrigation designer, licensed landscape contractor, or any other person authorized to design an irrigation system. (See Sections 5500.1, 5615, 5641, 5641.1, 5641.2, 5641.3, 5641.4, 5641.5, 5641.6, 6701, 7027.5

of the Business and Professions Code, Section 832.27 of Title 16 of the California Code of Regulations, and Section 6721 of the Food and Agricultural Code.)

§ 25-42 Grading Design Plan.

- (a) For the efficient use of water, grading of a project site shall be designed to minimize soil erosion, runoff, and water waste. A grading plan shall be submitted as part of the Landscape Documentation Package. A comprehensive grading plan prepared by a civil engineer for other building permits satisfies this requirement.
 - (1) The project applicant shall submit a landscape grading plan that indicates finished configurations and elevations of the landscape area including:
 - (A) height of graded slopes;
 - (B) drainage patterns;
 - (C) pad elevations;
 - (D) finish grade; and
 - (E) stormwater retention improvements, if applicable.
 - (2) To prevent excessive erosion and runoff, it is highly recommended that project applicants:
 - (A) grade so that all irrigation and normal rainfall remains within property lines and does not drain on to non-permeable hardscapes;
 - (B) avoid disruption of natural drainage patterns and undisturbed soil; and
 - (C) avoid soil compaction in landscape areas.
 - (3) The grading design plan shall contain the following statement: “I have complied with the criteria of the ordinance and applied them accordingly for the efficient use of water in the grading design plan” and shall bear the signature of a licensed professional as authorized by law.

§ 25-43 Certificate of Completion.

- (a) The Certificate of Completion (Appendix B) shall include the following six (6) elements:
 - (1) project information sheet that contains:
 - (A) date
 - (B) project name
 - (C) project applicant name, telephone, and mailing address
 - (D) project address and location
 - (E) property owner name, telephone, and mailing address

- (2) certification by either the signer of the landscape design plan, the signer of the irrigation design plan, or the licensed landscape contractor that the landscape project has been installed per the approved Landscape Documentation Package;
 - (A) where there have been significant changes made in the field during construction, these “as-built” or record drawings shall be included with the certification
 - (B) a diagram of the irrigation plan showing hydrozones shall be kept with the irrigation controller for subsequent management purposes
 - (3) irrigation scheduling parameters used to set the controller (see Section 25-44);
 - (4) landscape and irrigation maintenance schedule (see Section 25-45);
 - (5) irrigation audit report (see Section 25-46); and
 - (6) soil analysis report, if not submitted with Landscape Documentation Package, and documentation verifying implementation of soil report recommendations (see Section 25-39).
- (b) The project applicant shall:
- (1) submit the signed Certificate of Completion to the City of Porterville for review; and
 - (2) ensure that copies of the approved Certificate of Completion are submitted to the property owner or his or her designee.
- (c) The City of Porterville shall:
- (1) receive the signed Certificate of Completion from the project applicant; and
 - (2) approve or deny the Certificate of Completion. If the Certificate of Completion is denied, the City of Porterville shall provide information to the project applicant regarding reapplication, appeal, or other assistance.

§ 25-44 Irrigation Scheduling.

- (a) For the efficient use of water, all irrigation schedules shall be developed, managed, and evaluated to utilize the minimum amount of water required to maintain plant health. Irrigation schedules shall meet the following criteria:
- (1) Irrigation scheduling shall be regulated by automatic irrigation controllers.
 - (2) Irrigation shall be scheduled in a manner consistent with the current phase of the City’s water conservation plan.
 - (3) For implementation of the irrigation schedule, particular attention must be paid to irrigation run times, emission device, flow rate, and current reference evapotranspiration, so that applied water meets the Estimated Total Water Use. Total annual applied water shall be less than or equal to Maximum Applied Water Allowance (MAWA). Actual irrigation

schedules shall be regulated by automatic irrigation controllers using current reference evapotranspiration data (e.g., CIMIS) or soil moisture sensor data.

- (4) Parameters used to set the automatic controller shall be developed and submitted for each of the following:
 - (A) the plant establishment period;
 - (B) the established landscape; and
 - (C) temporarily irrigated areas.
- (5) Each irrigation schedule shall consider for each station all of the following that apply:
 - (A) irrigation interval (days between irrigation);
 - (B) irrigation run times (hours or minutes per irrigation event to avoid runoff);
 - (C) number of cycle starts required for each irrigation event to avoid runoff;
 - (D) amount of applied water scheduled to be applied on a monthly basis;
 - (E) application rate setting;
 - (F) root depth setting;
 - (G) plant type setting;
 - (H) soil type;
 - (I) slope factor setting;
 - (J) shade factor setting; and
 - (K) irrigation uniformity or efficiency setting.

§ 25-45 Landscape and Irrigation Maintenance Schedule.

- (a) Landscapes shall be maintained to ensure water use efficiency. A regular maintenance schedule shall be submitted with the Certificate of Completion.
- (b) A regular maintenance schedule shall include, but not be limited to, routine inspection; auditing, adjustment and repair of the irrigation system and its components; aerating and dethatching turf areas; topdressing with compost, replenishing mulch; fertilizing; pruning; weeding in all landscape areas, and removing obstructions to emission devices.
- (c) Repair of all irrigation equipment shall be done with the originally installed components or their equivalents or with components with greater efficiency.
- (d) A project applicant is encouraged to implement established landscape industry sustainable Best Practices for all landscape maintenance activities.

§ 25-46 Irrigation Audit, Irrigation Survey, and Irrigation Water Use Analysis.

- (a) All landscape irrigation audits shall be conducted by a third party certified landscape irrigation auditor. Landscape audits shall not be conducted by the person who designed the landscape or installed the landscape.
- (b) In large projects or projects with multiple landscape installations (i.e. production home developments) an auditing rate of 1 in 7 lots or approximately 15% will satisfy this requirement.
- (c) For new construction and rehabilitated landscape projects installed after December 3, 2015, as described in Section 25-34:
 - (1) the project applicant shall submit an irrigation audit report with the Certificate of Completion to the City of Porterville that may include, but is not limited to: inspection, system tune-up, system test with distribution uniformity, reporting overspray or run off that causes overland flow, and preparation of an irrigation schedule, including configuring irrigation controllers with application rate, soil types, plant factors, slope, exposure and any other factors necessary for accurate programming; and
 - (2) the City of Porterville shall administer programs that may include, but not be limited to, irrigation water use analysis, irrigation audits, and irrigation surveys for compliance with the Maximum Applied Water Allowance.

§ 25-47 Irrigation Efficiency.

- (a) For the purpose of determining Estimated Total Water Use, average irrigation efficiency is assumed to be 0.75 for overhead spray devices and 0.81 for drip system devices.

§ 25-48 Recycled Water.

- (a) The installation of recycled water irrigation systems shall allow for the current and future use of recycled water.
- (b) All recycled water irrigation systems shall be designed and operated in accordance with all applicable local and State laws.
- (c) Landscapes using recycled water are considered Special Landscape Areas. The ET Adjustment Factor for new and existing (non-rehabilitated) Special Landscape Areas shall not exceed 1.0.

§ 25-49 Graywater Systems.

- (a) Graywater systems promote the efficient use of water and are encouraged to assist in on-site landscape irrigation. All graywater systems shall conform to the California Plumbing Code (Title 24, Part 5, Chapter 16) and any applicable local ordinance standards. Refer to Section 25-34(d) for the applicability of this ordinance to landscape areas less than 2,500 square feet with the Estimated Total Water Use met entirely by graywater.

§ 25-50 Stormwater Management and Rainwater Retention.

- (a) Stormwater management practices minimize runoff and increase infiltration which recharges groundwater and improves water quality. Implementing stormwater best management

practices into the landscape and grading design plans to minimize runoff and to increase on-site rainwater retention and infiltration are encouraged.

- (b) Project applicants shall refer to the City of Porterville and Regional Water Quality Control Board for information on any applicable stormwater technical requirements.
- (c) All planted landscape areas are required to have friable soil to maximize water retention and infiltration. Refer to Section 25-40(a)(3).
- (d) It is strongly recommended that landscape areas be designed for capture and infiltration capacity that is sufficient to prevent runoff from impervious surfaces (i.e., roof and paved areas) from either:
 - (1) the one inch, 24-hour rain event, or
 - (2) the 85th percentile, 24-hour rain event, and/or
 - (3) additional capacity as required by any applicable local, regional, state or federal regulation.
- (e) It is recommended that storm water projects incorporate any of the following elements to improve on-site storm water and dry weather runoff capture and use:
 - Grade impervious surfaces, such as driveways, during construction to drain to vegetated areas.
 - Minimize the area of impervious surfaces such as paved areas, roof and concrete driveways.
 - Incorporate pervious or porous surfaces (e.g., gravel, permeable pavers or blocks, pervious or porous concrete) that minimize runoff.
 - Direct runoff from paved surfaces and roof areas into planting beds or landscaped areas to maximize site water capture and reuse.
 - Incorporate rain gardens, cisterns, and other rain harvesting or catchment systems.
 - Incorporate infiltration beds, swales, basins and drywells to capture storm water and dry weather runoff and increase percolation into the soil.
 - Consider constructed wetlands and ponds that retain water, equalize excess flow, and filter pollutants.

§ 25-51 Public Education.

- (a) Publications. Education is a critical component to promote the efficient use of water in landscapes. The use of appropriate principles of design, installation, management and maintenance that save water is encouraged in the community.
 - (1) The City of Porterville shall provide information to owners of permitted renovations and new single-family residential homes regarding the design, installation, management, and maintenance of water efficient landscapes based on a water budget.
- (b) Model Homes. All model homes shall be landscaped and use signs and written information to demonstrate the principles of water efficient landscapes described in this ordinance.

- (1) Signs shall be used to identify the model as an example of a water efficient landscape featuring elements such as hydrozones, irrigation equipment, and others that contribute to the overall water efficient theme. Signage shall include information about the site water use as designed per this ordinance; specify who designed and installed the water efficient landscape; and demonstrate low water use approaches to landscaping such as using native plants, graywater systems, and rainwater catchment systems.
- (2) Information shall be provided about designing, installing, managing, and maintaining water efficient landscapes.

§ 25-52 Irrigation Audit, Irrigation Survey, and Irrigation Water Use Analysis, Existing.

- (a) This section shall apply to all existing landscapes that were installed before December 3, 2015, and are over one acre in size.
 - (1) For all landscapes in Section 25-52(a) that have a water meter, the City of Porterville shall administer programs that may include, but not be limited to, irrigation water use analyses, irrigation surveys, and irrigation audits to evaluate water use and provide recommendations as necessary to reduce landscape water use to a level that does not exceed the Maximum Applied Water Allowance for existing landscapes. The Maximum Applied Water Allowance for existing landscapes shall be calculated as: $MAWA = (0.8)(ET_o)(LA)(0.62)$.
 - (2) For all landscapes in Section 25-52(a) that do not have a meter, the City of Porterville shall administer programs that may include, but not be limited to, irrigation surveys and irrigation audits to evaluate water use and provide recommendations as necessary in order to prevent water waste.
- (b) All landscape irrigation audits shall be conducted by a third party certified landscape irrigation auditor.

§ 25-53 Water Waste Prevention.

- (a) The City of Porterville shall prevent water waste resulting from inefficient landscape irrigation by prohibiting runoff from leaving the target landscape due to low head drainage, overspray, or other similar conditions where water flows onto adjacent property, non-irrigated areas, walks, roadways, parking lots, or structures.
- (b) Restrictions regarding overspray and runoff may be modified if:
 - (1) the landscape area is adjacent to permeable surfacing and no runoff occurs; or
 - (2) the adjacent non-permeable surfaces are designed and constructed to drain entirely to landscaping.

§ 25-54 Effective Precipitation.

- (a) The City of Porterville will consider Effective Precipitation (25% of annual precipitation) in tracking water use and will use the following equation to calculate Maximum Applied Water Allowance:

$MAWA = (ET_o - Eppt) (0.62) [(0.55 \times LA) + (0.45 \times SLA)]$ for residential areas.

$MAWA = (ET_o - Eppt) (0.62) [(0.45 \times LA) + (0.55 \times SLA)]$ for non-residential areas.

§ 25-55 Prescriptive Compliance Option.

- (a) Any project with an aggregate landscape area of 2,500 square feet or less may comply with the prescriptive compliance option as an alternative to the other performance requirements of this ordinance.
- (b) Compliance with the following items is mandatory and must be documented on a landscape plan in order to use the prescriptive compliance option:
 - (1) Submit a Landscape Documentation Package which includes the following elements:
 - (A) date
 - (B) project applicant
 - (C) project address (if available, parcel and/or lot number(s))
 - (D) total landscape area (square feet), including a breakdown of turf and plant material
 - (E) project type (e.g., new, rehabilitated, public, private, cemetery, homeowner-installed)
 - (F) water supply type (e.g., potable, recycled, well) and identify the local retail water purveyor if the applicant is not served by a private well
 - (G) contact information for the project applicant and property owner
 - (H) applicant signature and date with statement, "I agree to comply with the requirements of the prescriptive compliance option to the MWEL0".
 - (2) Incorporate compost at a rate of at least four cubic yards per 1,000 square feet to a depth of six inches into landscape area (unless contra-indicated by a soil test)
 - (3) Plant material shall comply with all of the following:
 - (A) For residential areas, install climate adapted plants that require occasional, little or no summer water (average WUCOLS plant factor 0.3) for 75% of the plant area excluding edibles and areas using recycled water; For non-residential areas, install climate adapted plants that require occasional, little or no summer water (average WUCOLS plant factor 0.3) for 100% of the plant area excluding edibles and areas using recycled water;
 - (B) A minimum three inch (3") layer of mulch shall be applied on all exposed soil surfaces of planting areas except in turf areas, creeping or rooting groundcovers, or direct seeding applications where mulch is contraindicated.
 - (4) Turf shall comply with all of the following:

- (A) Turf shall not exceed 25% of the landscape area in residential areas, and there shall be no turf in non-residential areas;
 - (B) Turf shall not be planted on sloped areas which exceed a slope of one foot vertical elevation change for every four feet of horizontal length;
 - (C) Turf is prohibited in parkways less than 10 feet wide, unless the parkway is adjacent to a parking strip and used to enter and exit vehicles. Any turf in parkways must be irrigated by sub-surface irrigation or by other technology that creates no overspray or runoff.
- (5) Irrigation systems shall comply with the following:
- (A) Automatic irrigation controllers are required and must use evapotranspiration or soil moisture sensor data.
 - (B) Irrigation controllers shall be of a type which does not lose programming date in the event the primary power source is interrupted.
 - (C) Pressure regulators shall be installed on the irrigation system to ensure the dynamic pressure of the system is within the manufacturers recommended pressure range.
 - (D) Manual shut-off valves (such as a gate valve, ball valve, or butterfly valve) shall be installed as close as possible to the point of connection of the water supply.
 - (E) All irrigation emission devices must meet the requirements set in the ANSI standard, ASABE/ICC 802-2014. "Landscape Irrigation Sprinkler and Emitter Standard," All sprinkler heads installed in the landscape must document a distribution uniformity low quarter of 0.65 or higher using the protocol defined in ASABE/ICC 802-2014.
- (c) At the time of final inspection, the permit applicant must provide the owner of the property with a certificate of completion, certificate of installation, irrigation schedule and a schedule of landscape and irrigation maintenance.

§ 25-56 Penalties.

- (a) Penalties for violation of this Division will be imposed as prescribed in Chapter 1 of the Porterville Municipal Code.

§ 25-57 Reporting.

- (a) The City of Porterville will report on implementation and enforcement of this Division to the Department of Water Resources on an annual basis, not later than January 31st of each year.
- (b) The report shall include the following information:
 - (1) The number and types of projects subject to the ordinance during the specified reporting period.

- (2) The total area (in square feet or acres) subject to the ordinance over the reporting period, if available.
- (3) The number of new housing starts, new commercial projects, and landscape retrofits during the reporting period.
- (4) The procedure for review of projects subject to the ordinance.
- (5) Actions taken to verify compliance. If a plan check was performed, note by which entity. If a site inspection was performed, note by which entity. If a post-installation audit was required, note by whom.
- (6) Describe enforcement measures.
- (7) Explain challenges to implementing and enforcing the ordinance.
- (8) Describe educational and other needs to properly apply the ordinance.

SECTION 2:

Amend Sections 25-5 and 25-5.1 and relocate to Chapter 25, Article 1, Division 6, as follows:

§ 25-58 Wasteful Use of Water Prohibited.

In addition to all protocols within this Division adopted with the intent to increase efficient outdoor water use, property owners and residents shall use reasonable care to prevent the waste of water. Water shall not be allowed to run or waste from a property onto streets or highways, and shall not be used to wash sidewalks, building entrances or lobbies or other properties to such excess that water shall flow in street gutters beyond the frontage of the properties occupied by them.

§ 25-59 City Water Conservation Plan.

The City Council has adopted by resolution its water conservation plan which sets forth water conservation phases and conservation measures including mandatory restrictions on water usage by property owners and water consumers. Violation of the measures in effect, currently and as may be amended by resolution from time to time, pursuant to the applicable phase of the water conservation plan, shall be enforceable as set forth per any applicable remedy provisions in this code, including but not limited to, Sections 1-9 and 1-10, Chapter 2, Article XIV of this Code, and/or this Division. The City's water conservation plan is deemed to be the City's "Water Shortage Contingency Plan" as per applicable state law.

SECTION 3:

Amend Section 25-16.2, in order to maintain consistency with other recently adopted policy, as follows:

The City Council, shall have authority for approval of requests for water service outside city limits, if applicant meets all other conditions as required by this code and the annexation and municipal

services policy, and all other pertinent regulations. Consideration of said request shall be in conjunction with approval of required City permits, Tulare LAFCo Extra-territorial Service Agreement, and payment of applicable fees.

SECTION 4:

Amend Chapter 21, Section 301.06 of the Porterville Development Ordinance as follows:

Commercial crop cultivation is allowed as an interim use in zones designated in series 200 of this chapter. Land use regulations as identified in series 200 and elsewhere in this Chapter apply.

(a) Purpose And Intent

- (1) It is the purpose and intent of this section to provide opportunity for interim use of land within city limits until such time as the development market supports the intended development of said lands.
- (2) Commercial crop cultivation can be allowed on an interim basis only where the impacts of an agricultural operation will not be detrimental to the health, safety, peace, or general welfare of persons residing or working in the surrounding area.
- (3) Crop cultivation allowed under the premises of this section is secondary to its availability for urban development and should be available for development as an urban use when market conditions improve for such a use.
- (4) Use of a subject site for crop cultivation for an interim period does not result in the land being construed as an agricultural resource requiring protection or preservation.
- (5) If residentially zoned, the land, regardless of the status of its agricultural use, will be considered in the City's housing element and the regional housing needs assessment (RHNA) as available for residential use.
- (6) The key intent of this section is to limit the use to a time period that is appropriate to the type of agricultural crop to be planted, to allow sufficient time for a reasonable profit to be realized while assuring that the use is interim in nature. At its discretion, the City Council may set time periods to limit the use to a specific amount of time.
- (7) This section shall not be construed to apply to animal confinement.

(c) Considerations

The following factors will be considered on a project by project basis to determine if commercial crop cultivation is an appropriate use for a particular site. The Council may consider the following factors or others as may be appropriate, based on the location of the proposed use and its proximity to urban uses and may consider limiting some crop types due to impacts of excessive noise, dust, vibration, odors or other effects on surrounding uses.

- (1) No "right to farm" is conveyed or otherwise implied with the use.

- (2) The area to be farmed is of adequate size, dimension and topography to accommodate the proposed use.
- (3) The burning of agricultural waste/trimmings/etc., on the property will not create a public nuisance or a danger due to the close proximity of urban uses.
- (4) On site sale of crops is allowed in accordance with subsection D, "Sale Of Agricultural Crops", of this section.
- (5) The use does not involve the installation of underground storage tanks.
- (6) Best management practices to reduce spray drift will be implemented.
- (7) Wells, as needed to serve the subject site, are subject to California Department of Public Health Services approval and review of the City engineer.
- (8) Irrigation water runoff, if any, can be contained on site.
- (9) Use of municipal water for irrigation is prohibited.
- (10) The area shall be groomed of weeds and agricultural waste regularly to reduce potential fire hazard, proliferation of pests, and unsightly conditions.
- (11) Equipment and vehicles related to the active farming operation of the site shall not be parked in the public right of way and vehicular circulation related to the use shall occur on site.
- (12) The applicant shall remove all abandoned crops upon discontinuation of the use.

SECTION 5:

Amend Chapter 21, Section 303 of the Porterville Development Ordinance as follows:

303.01: PURPOSE:

The specific purposes of the landscaping regulations are to:

- (a) Improve the appearance of the community by requiring aesthetically pleasing landscaping on public and private sites;
- (b) Aid in energy conservation by providing shade from the sun and shelter from the wind;
- (c) Soften the appearance of parking lots and other development through landscaping;
- (d) Promote conservation of water resources through the use of native and drought tolerant plants, and water conserving irrigation practices; and
- (e) Minimize or eliminate conflicts between potentially incompatible but otherwise permitted land uses on adjoining lots through visual screening.

303.02: APPLICABILITY:

The standards of this chapter apply to all new development or improvements subject to project review and building permits.

303.03: LANDSCAPE DESIGN PRINCIPLES:

The following design principles are general standards to be used by city staff in evaluating whether landscape plans conform to the requirements of this article:

- (a) Natural Landscapes: Landscape designs shall incorporate and enhance existing natural landscapes and existing specimen trees and native vegetation (including canopy, understory, and ground cover). Particular care shall be given to preserve intact natural landscapes. Where previous landscaping has dramatically altered natural landscapes, new designs shall seek to reestablish natural landscape patterns and plantings. Natural landscapes and native vegetation do not include weeds.
- (b) Composition: The quality of a landscape design is dependent not only on the quantity and selection of plant materials but also on how that material is arranged. Landscape materials shall include a combination of ground covers, shrubs, vines and trees with a variety of plant heights and colors.
- (c) Buffering And Screening: The placement of natural landscape materials (trees, shrubs, and hedges) is the preferred method for buffering differing land uses, for providing a transition between adjacent properties, and for screening the view of any parking or storage area, refuse collection, utility enclosures, or other service area visible from a public street, alley, or pedestrian area. Plants may be used with fences or berms to achieve the desired screening or buffering effect. When used to screen an activity area such as a parking lot, landscaping shall not interfere with public safety.
- (d) Responsive To Local Context And Character: Landscape designs shall build on the site's and area's unique physical characteristics, conserving and complementing existing natural features. Naturalistic design elements such as irregular plant spacing, undulating berm contours, and mixed proportions of plant species shall be used to ensure that new landscaping blends in and contributes to the quality of the surrounding area. Selection and spacing of plant material shall be reflective of the surrounding area's character.
- (e) Use Of Native And Drought Resistant Plants: Landscape designs shall feature native and/or related plant species and avoid invasive species, especially in areas adjacent to existing native vegetation, to take advantage of the unique natural character and diversity of the region and the adaptability of native plants to local environmental conditions. Where feasible, the reestablishment of native habitats shall be incorporated into the landscape design. In the same manner, landscape designs shall utilize drought tolerant plant materials to the maximum extent feasible. The use of drought tolerant plants shall enrich the existing landscape character, conserve water and energy, and provide as pleasant and varied a visual appearance as plants that require more water.

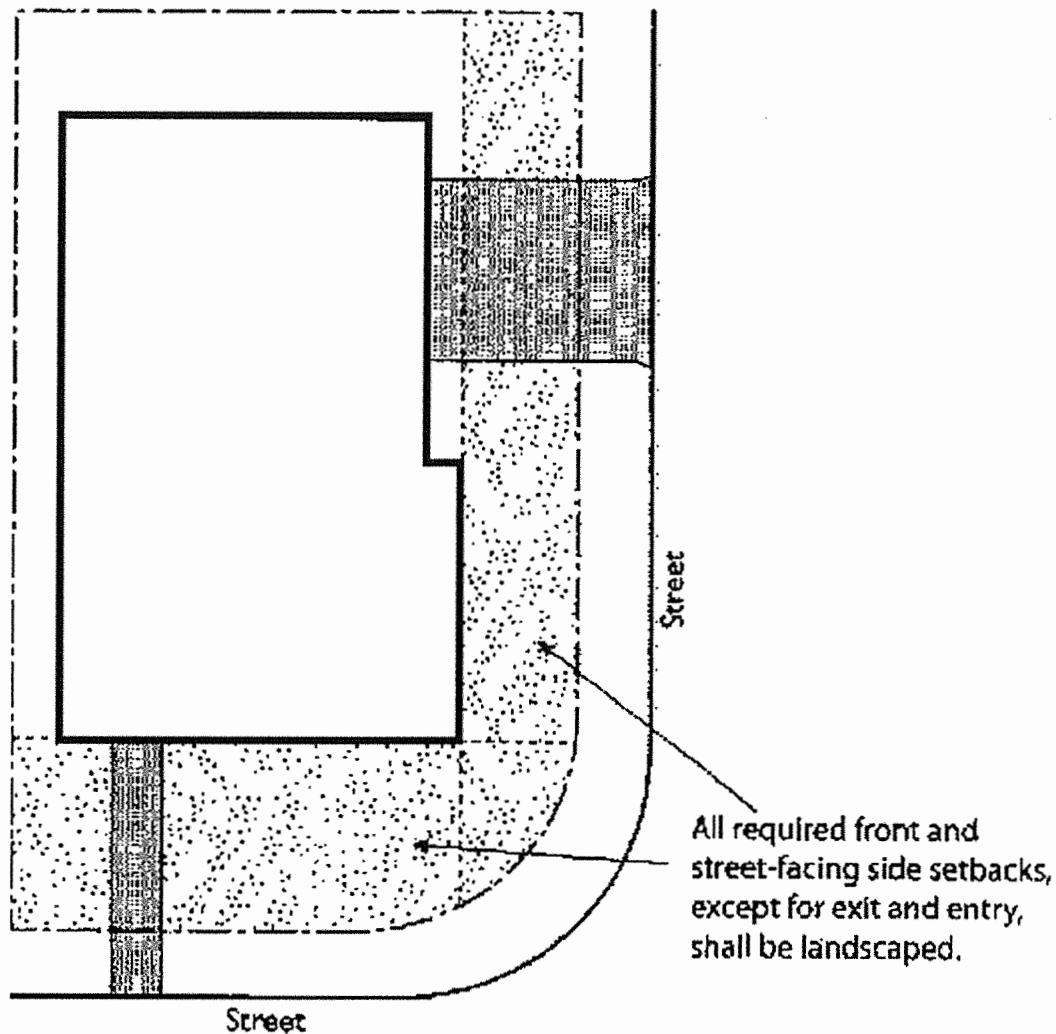
- (f) Continuity And Connection: Landscaping shall be designed within the context of the surrounding area, provided that the landscaping is also consistent with these design principles. Where the design intent and the surrounding landscape is naturalistic, plant materials shall blend well with adjacent properties, particularly where property edges meet, to create a seamless and natural landscape. Where the design intent and the surrounding landscape is formal, consistent or similar plant material and spacing shall be utilized. Exceptions shall be made when seeking to create a transition between uses, districts, and tiers.
- (g) Enhancing Architecture: Landscape designs shall be compatible with and enhance the architectural character and features of the buildings on site, and help relate the building to the surrounding landscape. Major landscape elements shall be designed to complement architectural elevations and rooflines through color, texture, density, and form on both vertical and horizontal planes. Landscaping shall be in scale with on site and adjacent buildings. Plant material shall be installed at an appropriate size and allowed to accomplish these intended goals. When foundation planting is required, plantings and window boxes shall incorporate artistic elements and be compatible with a building's architectural character.

303.04: AREAS TO BE LANDSCAPED:

The following areas shall be landscaped, and may count toward the total area of site landscaping required by the zoning district regulations:

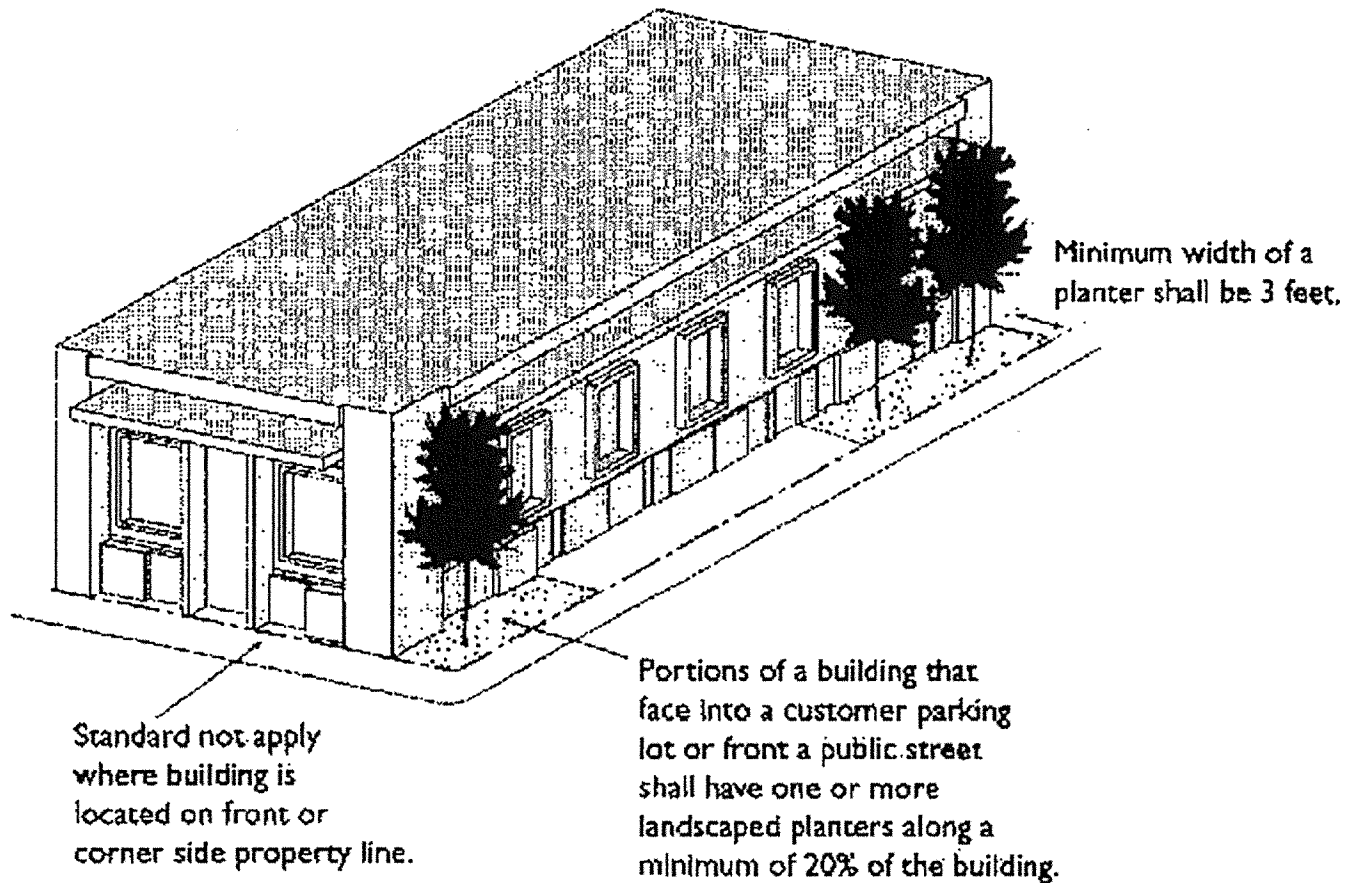
- (a) Required Setbacks: All required front and street facing side setbacks, except for areas used for exit and entry, shall be landscaped.

FIGURE 303.04A: REQUIRED SETBACKS



- (b) Interior Property Lines Abutting R Districts: A minimum five foot (5') wide landscape buffer shall be provided along interior property lines, where no building abuts a property line, in districts adjacent to an R district.
- (c) Building Perimeters: The portions of a building facade that face onto a customer parking lot or front a public street shall have one or more landscape planters installed along a minimum twenty percent (20%) of that building face. The minimum width of the planter shall be three feet (3'). This standard does not apply where a building is located on the front or corner side property line and there is no setback between the building and the property line.

FIGURE 303.04C: BUILDING PERIMETERS



- (d) Landscaping In Parking Areas: Parking areas shall be landscaped as required by article 304, "On Site Parking And Loading", of this series.
- (e) Orchards And Gardens: Areas permanently and solely dedicated to edible plants such as orchards and vegetable gardens.
- (f) Unused Areas: All areas of a project site not intended for a specific use, including areas planned for future phases of a phased development, shall be landscaped or left in a natural state. Access to the unused portion of the site shall be prohibited by a concrete curb, timber barrier or other barrier not less than six inches (6") high.

303.05: GENERAL LANDSCAPING STANDARDS:

(a) Materials:

- (1) General: Landscaping shall consist of a combination of ground covers, shrubs, vines, and trees. Landscaped areas may include paved or graveled surfaces, provided they do not cover more than ten percent (10%) of the area required to be landscaped. Plant materials shall be selected from those species and varieties known to thrive in the

Porterville climate and/or listed in Sunset's "Western Garden Book, Region No. 9". Recirculating water shall be used for decorative water features.

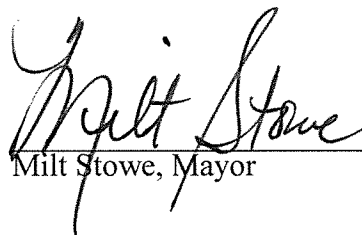
- (2) Ground Cover Materials: Ground cover shall be of living organic plant material. Ground cover may include grasses. The exclusive or majority use of nonplant materials such as gravel, colored rock, cinder, bark, and similar materials may not be used to meet the minimum planting area requirements required by this article. Mulch is not a substitute for ground cover plants.
 - (3) Turf Allowance/Drought Tolerant Materials: The maximum amount of lawn in required landscape areas shall be twenty five percent (25%) except for turf areas that comprise an essential component of a project (e.g., golf courses or playing fields), which are exempt from this limit. The installation of turf on slopes greater than twenty five percent (25%) is prohibited. The use of drought tolerant or artificial turf plant materials is preferred in these applications to conserve the city's water resources.
 - (4) Mulch: A minimum two inch (2") layer of mulch shall be applied on all exposed soil surfaces of planting areas except in turf areas, creeping or rooting ground covers or other special planting situations where mulch is not recommended. Stabilizing mulching products shall be used on slopes.
 - (5) Size And Spacing: Plant materials shall be grouped in hydrozones in accordance with their respective water, cultural (soil, climate, sun and light) and maintenance needs. Plants shall be of the following size and spacing at the time of installation:
 - a. Ground Covers: Areas planted in ground cover plants other than grass seed or sod shall be planted at a rate of one per twelve inches (12") on center.
 - b. Shrubs: Shrubs shall be a minimum size of one gallon. When planted to serve as a hedge or screen, shrubs shall be planted with two (2) to four feet (4') of spacing, depending on the plant species.
 - c. Trees: Trees shall be a minimum of fifteen (15) gallons in size with a one inch (1") diameter at breast height (dbh) spaced at thirty five feet (35') on center. Newly planted trees shall be supported with stakes or guywires.
- (b) Dimension Of Landscaped Areas: No landscaped area smaller than three feet (3') in any horizontal dimension shall count toward required landscaping.
- (c) Drivers' Visibility: Trees and shrubs shall be planted and maintained so that at maturity they do not interfere with traffic safety sight areas, or public safety. Notwithstanding other provisions of this section, landscaping must comply with Section 300.16, "Visibility At Driveways And Intersections (Sight Distance)", of this series.

303.06: INSTALLATION AND COMPLETION:

- (a) Consistency With Approved Plans: All landscaping and screening shall be installed consistent with approved plans and specifications, in a manner designed to promote and maintain healthy plant growth.
- (b) Timing Of Installation: Required landscaping and screening shall be installed prior to the issuance of a certificate of occupancy for the associated project.
- (c) Exception- Assurance Of Landscaping Completion: The zoning administrator may permit the required landscaping to be installed within one hundred twenty (120) days after the issuance of a certificate of occupancy in special circumstances related to weather conditions or plant availability. A surety in the amount equal to one hundred fifty percent (150%) of the estimated cost of landscaping, including materials and labor, as well as an agreement that the required landscaping will be installed within one hundred twenty (120) days, shall be filed with the City to assure completion of landscaping installation within such time. The surety may take the form of cash deposit; and together with the agreement, would provide for payment to the City of any costs incurred in contracting for completion of the required landscaping.
- (d) Certification Of Substantial Completion: Upon completion of the installation of the landscaping and irrigation system, a field observation shall be completed by the licensed project contractor. A certificate of substantial completion shall be submitted to the City by the licensed project contractor. The certificate shall specifically indicate that the plants were installed as specified, that the irrigation system was installed as designed, along with a list of any deficiencies.

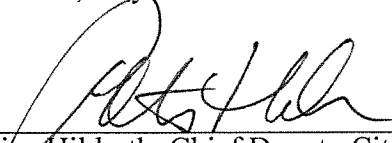
SECTION 6: This ordinance shall be in full force and effect thirty days from and after its publication and passage.

PASSED, APPROVED, AND ADOPTED this 17th day of November, 2015.


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 qualified City Clerk of the City of Porterville do hereby certify:

THAT the foregoing ordinance is a true and correct copy of Ordinance No. 1830, passed and adopted by the Council of the City of Porterville at a regular meeting held on the 17th day of November, 2015, that said ordinance has been duly published pursuant to law, and that by the terms and provisions of the Charter of the City of Porterville, said ordinance to become effective December 17, 2015, at which time said ordinance is deemed to be in full force and effect.

THAT said ordinance was introduced by Council and the same was duly passed and adopted by the following vote:

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

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk

ORDINANCE NO. 901

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE AMENDING SECTION
25-54 AND ADDING SECTION 25-32.1 TO THE
CODE OF THE CITY OF PORTERVILLE AND REGU-
LATING SEWER AND WATER LINE CONNECTIONS

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DO ORDAIN AS FOLLOWS:

SECTION A. That Section 25-54 of the Code of the City of Porterville is hereby amended to read as follows:

Section 25-54. In no event shall any owner of property benefited by the sewer constructed pursuant to this division or other person in possession or control of such real property be permitted to connect thereto without first paying, or by written agreement arranging to pay, the prorated charges placed against the property by the City Manager. The Council may, by resolution, establish provisions whereby property owners may pay sewer connection fees in installments over a period of time not to exceed three years.

SECTION B. That Section 25-32.1 is hereby added to the Code of the City of Porterville. Said Section shall read as follows:

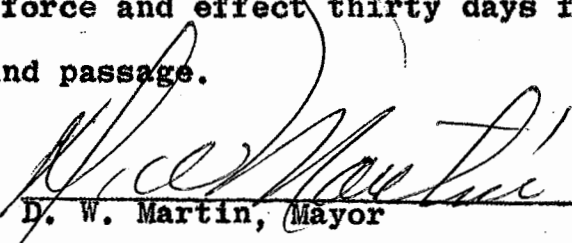
Section 25-32.1. Connection not to be made until prorated charge is paid.

In no event shall any owner of property benefited by the water line constructed pursuant to this division, or other person in possession or control of such real property, be permitted to connect thereto without first paying, or by written agreement arranging to pay, the prorated charges placed against the property by the City Manager. The Council may, by resolution, establish provisions whereby property owners may pay water connection fees in installments over a period of time not to exceed three years.

SECTION C. That this ordinance, code addition and code amendment shall be in full force and effect thirty days from and after its publication and passage.

ATTEST:


Roy R. Pederson, City Clerk


D. W. Martin, Mayor

STATE OF CALIFORNIA)
(SS
COUNTY OF TULARE)

ROY R. PEDERSON, the duly qualified and acting City Clerk of the City of Porterville does hereby certify:

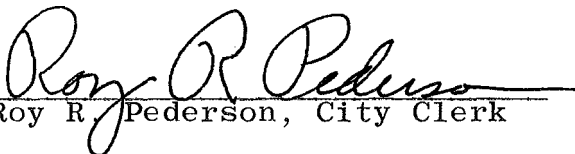
THAT the foregoing ordinance is a true and correct copy of Ordinance No. 901 passed and adopted by the Council of the City of Porterville at a meeting held on the 16th day of April, 1968; that by the terms and provisions of the Charter of the City of Porterville, said ordinance became effective on the 15th day of May, 1968 and said ordinance is in full force and effect.

THAT said ordinance was introduced by Councilman Williams and the same was duly passed and adopted by the following vote:

AYES: COUNCILMEN: Benson, Hanson, Spencer, Williams, and Martin

NOES: COUNCILMEN: None

ABSENT: COUNCILMEN: None


Roy R. Pederson, City Clerk

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2024-0019**

**ADOPTING A REGULATION
TO MAKE CONSERVATION A CALIFORNIA WAY OF LIFE**

WHEREAS:

1. Many Californians and urban water suppliers have taken bold, creative, and sometimes-challenging steps over the years to use water more efficiently.
2. In 2018, the California State Legislature enacted Senate Bill (SB) 606 and Assembly Bill (AB) 1668 to establish guidelines for efficient urban water use and a framework for the implementation and oversight of new efficiency standards.
3. Water Code section 10609.2, added by AB 1668, directs the State Water Resources Control Board (State Water Board or Board), in coordination with the Department of Water Resources (Department), to adopt, through a regulation, standards for the efficient use of water and performance measures for commercial, industrial, and institutional water use. (Wat. Code, § 10609.2, subd. (a).) These standards, along with other standards, such as indoor residential water use standards set by the Legislature in Water Code section 10609.4, standards for water losses set by the Board pursuant to Water Code section 10608.34, and variances, guidelines and methodologies adopted by the Board, are to be used by urban retail water suppliers to set urban water use objectives. (Wat. Code, § 10609.2, subd. (e); Wat. Code, §§ 10609.12, 10609.14, 10609.16, 10609.20.)
4. Water Code section 10609, subdivision (c) established principles to apply to the development and implementation of the long-term standards and the urban water use objective, chief among them that urban retail water suppliers shall retain the flexibility to develop their water supply portfolios, design and implement water conservation strategies, educate their customers, and enforce their rules to meet their urban water use objective.
5. As part of its process for developing recommendations, the Department led 29 public meetings, seven working group workshops, and six stakeholder discussions. The Department provided recommendations to the State Water Board in November 2022. The State Water Board relied on those recommendations in developing the attached regulation.

6. Prior to starting the official rulemaking process, the State Water Board conducted public engagement efforts to inform the framework for the regulation. Board staff hosted 12 public workshops covering an array of topics, including how the regulatory framework might specifically impact trees, parklands, and local wastewater management, and how it might impact water suppliers, communities, and the state. After the rulemaking began, the State Water Board held two public hearings, receiving 140 oral public comments, and staff held 21 working group meetings to better understand issues and concerns raised about the draft regulatory framework by interested parties. Staff also hosted 20 meetings with individual urban retail water suppliers serving disadvantaged communities. Over the course of the multiple comment periods, more than 1,000 formal comment letters were received.
7. The California [Water Supply Strategy](#), the [California Water Plan](#), the [Water Resilience Portfolio](#), and the [Climate Adaptation Strategy](#) recognize the importance of Making Conservation a California Way of Life in safeguarding water resources and preparing California communities for more extreme drought and precipitation conditions.
8. The standards for efficient outdoor water use are achievable now and in the future. More than 70 percent of Californians receive water from suppliers that, according to available data, are already meeting or exceeding their urban water use objectives and will through 2035, when the outdoor standards become a Landscape Efficiency Factor (LEF) of 0.63.

Protecting Water Resources

9. As much as 50 percent of the water applied outdoors in the urban sector is lost due to wind, evaporation, or runoff caused by inefficient irrigation methods or systems. Climate-ready landscapes reduce dry-weather and wet-weather runoff. With deeply rooted climate-appropriate plants and soils enriched with compost and mulch, these landscapes require less irrigation and excel at slowing, spreading, and absorbing precipitation. Limiting runoff protects our water resources from harmful pesticides, nutrients, metals and bacteria, keeping them drinkable, fishable, and swimmable.

Mitigating and Adapting to Climate Change

10. Conserving water can reduce energy use, which reduces greenhouse gas emissions and other co-emitted air pollutants. Energy savings come primarily from avoiding energy used for extracting, conveying, treating, distributing, and the end uses of water (especially heating), as well as the energy use for collecting, treating, and discharging or reusing wastewater.
11. As plants in urban landscapes, trees can require four to ten times less water than turf and can be irrigated much more efficiently, ensuring more of the applied water reaches and is used by the plants. Expanding the urban forest can therefore save water; it can also reduce the urban heat island effect and sequester carbon.
12. California is preparing for changing precipitation patterns, including more frequent and intense atmospheric river storms, more frequent and intense droughts, and other weather extremes. Water conservation will help California communities be more resilient to climate whiplash. In recent droughts, for example, water conservation has been shown to increase carryover storage and enhance water supply reliability.
13. Actions suppliers may take to implement the regulation could include programs to incentivize more efficiently irrigated climate-ready landscapes. In addition to the benefits noted above, climate-appropriate plants need less water in the summer and can provide more habitat for pollinators, insects, and birds. Furthermore, cultivating climate-ready landscapes with the addition of compost and mulch can build healthier soils by using organic materials that might otherwise go to landfills.

Advancing Affordability and Equity

14. Water conservation has been shown to make water more affordable by avoiding the need for more expensive supplies. Intentional effort will be critical to ensure that low-income households can benefit from water conservation programs.
15. Studies have found less tree canopy in disadvantaged communities in California cities. Expanding the urban forest can lower water use, and water bills, as well as reduce cooling needs and costs.

THEREFORE BE IT RESOLVED THAT:

1. The State Water Board adopts a new article 1 in California Code of Regulations, title 23, division 3, chapter 3.5, as appended to this resolution as a regulation, and renumbers existing articles in chapter 3.5.
2. State Water Board staff shall submit the regulation to the Office of Administrative Law (OAL) for review and filing with the Secretary of State.
3. If, prior to OAL filing the regulations with the Secretary of State, State Water Board staff, the State Water Board, or OAL determines that minor corrections to the language of the regulation or supporting documentation are needed for clarity or consistency, the State Water Board Executive Director or the Executive Director's designee may make such changes.
4. The State Water Board directs staff to identify frequently asked questions and broadly disseminate information regarding the regulation.
5. Directs staff to maintain momentum from the regulation's development and to continue robust engagement with representatives of the water supplier, academic, advocacy communities, and others to promote effective implementation of the regulation, identify challenges, and use those mechanisms to provide feedback to future board informational items, including pursuant to resolved paragraph 12.
6. The State Water Board directs staff to coordinate with the Department to identify and pursue opportunities to update landscape area frequently and as soon as feasible, ensuring stakeholder engagement in the process. The Board recognizes the importance of landscape area data for this framework and the challenges involved in updating the data.
7. The State Water Board directs staff to consider affordability and equity when implementing the regulation. To this end, the Board further directs staff to, to the degree possible:
 - a. In coordination with the Department, prioritize technical assistance and compliance support for suppliers that are struggling to meet regulatory obligations and serving areas where the majority of customers reside in disadvantaged communities. This technical assistance may include helping water agency staff understand the

regulation and its requirements; providing support regarding alternative compliance; identifying possible sources of funding for the supplier's efforts; developing or aggregating outreach and education materials; conducting analyses of the accuracy of relevant data; and evaluating whether a supplier could have qualified for any variances.

- b. Engage with suppliers and other organizations to help forge partnerships dedicated to multi-benefit water conservation projects.
 - c. Assess potential equity impacts, including the benefits, of the implementation of the regulation.
 - d. Develop guidance for suppliers regarding strategies to support low-income households. Such strategies may include integrating conservation and low-income rate assistance programs; partnering with community-based organizations to develop or expand programs for the direct installation of water efficient fixtures, appliances, and landscapes; and changing rate structures.
8. The State Water Board will make every effort to implement the regulation in a manner that protects water resources, mitigates and adapts to climate change impacts, and accelerates nature-based solutions. To these ends, the Board directs staff to, to the degree possible:
- a. Coordinate with CalRecycle to develop guidance for suppliers regarding strategies that can be used to help Californians to conserve water while also supporting local and statewide efforts to divert organic waste from landfills, improve soil health with the addition of compost and mulch, and reduce emissions of short-lived climate pollutants.
 - b. Coordinate with CalFIRE to develop guidance for suppliers regarding strategies to keep existing trees healthy, identify climate-ready trees suitable for suppliers' service areas, and increase the urban forest, in alignment with state goals, and coordinate with CalFIRE to provide technical assistance regarding the variance for the irrigation of existing trees.

- c. Coordinate with the California Energy Commission to better integrate and leverage water and energy programs and initiatives, such as the [Building Energy Benchmarking Program](#) and the [Residential Appliance Saturation Study](#).
 - d. Coordinate with the California Department of Fish and Wildlife to develop guidance and strategies that help Californians conserve water while also supporting urban biodiversity.
 - e. Coordinate with the California Air Resources Board to better document and quantify the net greenhouse gas emission reductions associated with water conservation programs and projects.
9. The State Water Board will, to the degree possible, work to streamline suppliers' data reporting by integrating relevant data, including, but not limited to, data that have been previously reported to the state. To this end, the Board directs staff to:
- a. Facilitate annual reporting by compiling and making relevant data publicly available in a machine-readable format.
 - b. Evaluate the sources and quality of relevant data and develop recommendations to better facilitate data streamlining by minimizing duplicative reporting and integrating data reported through other systems and to other state agencies.
 - c. Explore ways to develop an online reporting form that incorporates relevant data.
 - d. To better integrate water conservation and certain supplier operations data, include in the reporting form a field where a supplier can voluntarily provide a link to analyses the supplier conducted in the course of setting fees or charges for water service, or other pertinent information.
10. The State Water Board commits to integrating urban water conservation and the goals of this regulation into other State Water Board programs, to the degree appropriate, including:

- a. Evaluating whether and how the Board could allocate funding to support water conservation efforts. Division of Financial Assistance staff should consider whether and how to incorporate conservation into Drinking Water and Clean Water Intended Use Plans, or the Drinking Water State Revolving Fund and Clean Water State Revolving Fund Policies, as appropriate.

11. With respect to suppliers' possible violations of the regulation, the State Water Board values fair, consistent, progressive, and transparent enforcement. To this end, the Board directs staff to:

- a. Consider the sequencing of actions outlined by the Legislature in Water Code section 10609.26.
- b. Consider what conservation measures the supplier is taking and whether those measures are resulting in the expected and intended savings.
- c. Consider the degree to which the supplier is using or is eligible to use the variances and provisions available, including the variance for the irrigation of existing trees.
- d. Consider the degree to which the supplier is taking reasonable steps to assist and support conservation investments for disadvantaged communities and low-income households.

12. Unless and until directed otherwise, staff shall bring periodic information items to the Board describing the progress staff have made in carrying out the actions identified in this resolution and summarizing the progress suppliers have made in calculating and meeting urban water objectives and carrying out CII performance measures.

13. By December 2028, staff shall present at a Board meeting an update on progress made under the regulations and across the state, coupled with a proposed strategy, developed following public engagement, for Board consideration to prioritize compliance and enforcement actions, recognizing the efforts undertaken by that time to make conservation a California way of life.

14. Nothing in the regulation or in the enforcement provisions of the regulation precludes a local agency from exercising its authority to adopt more stringent conservation measures. Local agencies are encouraged to develop their own progressive enforcement practices to promote conservation.

CERTIFICATION

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on July 3, 2024.

AYE: Chair E. Joaquin Esquivel
Vice Chair Dorene D'Adamo
Board Member Sean Maguire
Board Member Laurel Firestone
Board Member Nichole Morgan

NAY: None

ABSENT: None

ABSTAIN: None


Courtney Tyler
Clerk to the Board



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: 2025 KJUG Free Summer Concert Series Sponsor

SOURCE: Parks and Leisure Services

COMMENT: The City has served as a sponsor of the KJUG Free Summer Concert series for the past four years, including City staff coordinating the concert preparations at Centennial Park. Momentum Broadcasting (who operates FM 106.7 KJUG) has approached the City to again sponsor and staff coordinate this year's KJUG Free Summer Concert Series at Centennial Park, with the concert date yet to be determined. The cost of sponsorship for the 2025 KJUG Free Summer Concert Series is \$2,000 (same as 2024). Sponsorship in the past has come from the Community Promotions account, in which funds are available. Liability coverage must be obtained for the special event. The cost of the liability coverage is approximately \$2,000 for special events. Funding for the liability coverage cost will come from the Risk Management Fund. Should the Council again support sponsorship of the KJUG Free Summer Concert Series, once the concert date is determined, City staff will schedule an Agenda item for Council authorization for street closures and use of facilities.

RECOMMENDATION: That the City Council:

1. Consider sponsorship of the 2025 KJUG Free Summer Concert Series for a concert date to be determined; and
2. Authorize the expenditure of \$2,000 as a concert event sponsor from the Community Promotions account; and
3. Authorize the expenditure not to exceed \$2,000 for special event liability coverage to be paid out of the Risk Management Fund.

ATTACHMENTS: 1. KJUG Concert Series Sponsor

Appropriated/Funded:

Review By:

Department Director:
Donnie Moore, Parks and Leisure Services Director

Item No. 21.

Final Approver: Jason Ridenour, Interim City Manager



2025 KJUG SUMMER CONCERT SERIES City Sponsor

We are back and ready to kick off the 2025 season with our full line up of shows. The Free Summer Concert Series attracts Country Music Fans from all over the South Valley. It's an opportunity to see your favorite new country artist in an up-close concert venue. There is a total of 5 concerts for the Summer with spots saved for 1 in Porterville at Centennial Park, 1 in Visalia, 1 in Woodlake Park, 1 in Hanford at the Civic Park, and 1 in Exeter at the one of its beautiful parks. Some of the past featured artists have been Lady Antebellum, Justin Moore, Cole Swindle, Scotty McCreery, & Brett Eldredge.

As a City Sponsor of KJUG's Annual Summer Concert Series, you will receive the following for your city:

NAME ASSOCIATION:

- Affiliation with this highly successful radio promotion
- Affiliation with KJUG, one of the most recognized Country Stations in the US.

ADVERTISING:

Radio

- Minimum of 100 mentions directing listeners to the Porterville show

Print

- Logo displayed on posters
- Logo on side stage banners

Online

- Logo on event Landing Page
- Name recognition in a minimum of 50 Shared Live and Recorded streaming promotional announcements
- 60X M-Sun 6a-12m :60 commercials per series streaming (*schedule to mirror radio flight*)
- Minimum of 100 mentions directing listeners to the Porterville show

Social Media Exposure- 50,000 followers

This is a family outing and draws a huge crowd.

Summer Concert Series Net Investment: \$2,000

Agreed to by: _____ Date: _____



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: On-Call Engineering & Surveying Consultants

SOURCE: Engineering and Project Management

COMMENT: At its meeting on April 19, 2022, the City Council authorized the establishment of an on-call list of pre-qualified licensed professionals to provide engineering and surveying services. The approved list was valid for an initial three (3) years with two (2) possible one-year extensions and would help to expedite the process of procuring such services for each project when needed. The list also affords the City flexibility in the projects when unknown conditions are discovered.

At its meeting on November 21, 2023, the City Council authorized a modification to the existing list that added six (6) firms to the on-call list, bringing the overall total to nine (9) firms. This modification did not extend the timing of the list. With the initial three (3) year term coming to an end, staff is requesting Council direction on the next steps regarding the list. The Council can choose to authorize an extension of the existing list for the first of two (2) allowable one-year extensions or the Council can choose to direct staff to distribute a Request for Qualifications (RFQ) to establish a new list. If the Council chooses to distribute an RFQ to establish a new list, a temporary extension of the existing list until the RFQ process is complete would be necessary to assist with project needs.

The current list of on-call engineering and surveying consultants is as follows:

- (1) 4Creeks, Inc
- (2) Dee Jaspar & Associates, Inc
- (3) Quad Knopf, Inc (QK)
- (4) Carollo
- (5) Peters Engineering Group
- (6) Provost & Pritchard
- (7) HydroScience
- (8) Diversified Project Services International (DPSI)
- (9) Borelli & Associates

RECOMMENDATION: That the City Council:

1. Authorizes the first of two (2) allowed one-year extensions of the engineering and surveying consultants list; or
2. Authorizes the distribution of a Request for Qualification to develop a new on-call engineering and surveying consultants list; and
3. Authorizes a temporary extension of the current on-call engineering and surveying consultants list until the RFQ process is complete.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: On-Call Materials Testing Consultants

SOURCE: Engineering and Project Management

COMMENT: At its meeting on April 5, 2022, the City Council authorized the establishment of an on-call list of pre-qualified professionals and/or firms that are specifically certified to conduct materials testing and/or field observation services. The approved list was valid for an initial three (3) years with two (2) possible one-year extensions and would help to expedite the process of procuring such services for each project when needed. The list also affords the City flexibility in the projects when unknown conditions are discovered.

At its meeting on August 15, 2023, the City Council authorized a modification to the existing list that added four (4) firms to the on-call list, bringing the overall total to ten (10) firms. This modification did not extend the timing of the list. With the initial three (3) year term being up, staff is requesting Council direction on the next steps regarding the list. The Council can choose to authorize an extension of the existing list for the first of two (2) allowable one-year extensions or the Council can choose to direct staff to distribute a Request for Qualifications (RFQ) to establish a new list. If the Council chooses to distribute an RFQ to establish a new list, a temporary extension of the existing list until the RFQ process is complete would be necessary to assist with project needs.

The current list of on-call materials testing consultants is as follows:

- (1) BSK Associates
- (2) Soils Engineering, Inc (SEI)
- (3) Krazan & Associates, Inc
- (5) Blackburn Consulting
- (6) NV5
- (7) RMA GeoScience
- (8) Universal Engineering Sciences (no longer providing services in this area)
- (9) DC Inspections
- (10) CTL, Inc (no longer contracting on their own as they have merged with Krazan & Associates, Inc)

RECOMMENDATION:

That the City Council:

1. Authorizes the first of two (2) allowed one-year extensions of the on-call materials testing consultants list; or
2. Authorizes the distribution of a Request for Qualification to develop a new on-call materials testing consultants list; and
3. Authorizes a temporary extension of the current on-call materials testing consultants list until the RFQ process is complete.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: Jason Ridenour, Interim City Manager



CITY COUNCIL AGENDA – APRIL 15, 2025

SUBJECT: Consideration of Letter of Opposition to Senate Bill 634

SOURCE: City Manager's Office

COMMENT: On February 20, 2025, Senator Perez introduced SB 634 Homelessness: Civil and Criminal Penalties and was amended on March 26, 2025. SB 634 would prohibit any state agency or local jurisdiction from adopting or enforcing a local ordinance that imposes civil or criminal penalties on a person who is homeless for any act immediately related to homelessness or an act related to basic survival, or a person who is assisting a person who is homeless with any act related to basic survival. The bill defines a basic act related to homelessness to mean: standing, sitting, lying, or sleeping in a public space, including, but not limited to, a public street, a public park, or other outdoor area that is open to the public. Furthermore, acts related to basic survival are defined under the proposed bill to include, but not limited to, the possession of a tent or tarp, erection of a tent or tarp, eating or drinking, possessing and utilizing blankets or pillows, seeking shade, and other activities to protect oneself from the elements.

The City Council adopted Ordinance 1905, Regulating Unsafe and Unauthorized Camping and Storage of Personal Property, the Protection of Critical Infrastructure, and Mitigation of Harm to the Public Health, Safety, and Welfare on April 16, 2024. Since July 2024, the City of Porterville has abated over 333 homeless encampments and has achieved voluntary compliance of the removal of encampments within the city. The Police Department has made 2,782 contacts, provided 14 mental health services referrals, 49 housing services referrals, five drug service referrals, and issued 251 abatement notices.

This legislation, if adopted, would prohibit the City of Porterville from enforcing Ordinance 1905 to protect critical infrastructure and the health, safety and welfare of the community. Recently, the City has experienced damage to critical infrastructure resulting to two bridges (Porter Road Bridge and Plano Street Bridge) in the city being structurally compromised due to the undermining to the support structure of the bridges. The prohibition on enforcing Ordinance 1905 could result to additional instances of damage to critical infrastructure as well as jeopardize the health, safety and welfare of the community.

RECOMMENDATION: That the City Council consider the draft letter of opposition to Senate Bill 634 and direct staff to submit the letter to the Governor, Chair of the Senate Local Government Committee, California State Senator Melissa Hurtado, Assembly Woman Alexandra Macedo and California State Senator Sasha Perez.

ATTACHMENTS: 1. Draft Letter of Opposition to SB634
 2. Senate Bill 634

Appropriated/Funded:

Review By:

Department Director:
Jason Ridenour, Interim City Manager

Final Approver: Jason Ridenour, Interim City Manager

April 15, 2025

The Honorable Maria Elena Durazo
Chair, Senate Local Government Committee
California State Capitol, Room 407
Sacramento, CA 95814

RE: SB 634 (Pérez) Homelessness: civil and criminal penalties
Notice of OPPOSITION *(As Amended 03/26/25)*

Dear Senator Durazo,

The City of Porterville opposes SB 634 (Pérez), which would prohibit local jurisdictions from adopting or enforcing ordinances to address homelessness. SB 634 would severely limit cities' ability to respond to the growing homelessness crisis in communities across California.

Cities are implementing balanced approaches that protect both the rights of individuals experiencing homelessness and the broader community's needs for clean, safe, and accessible public spaces. SB 634 hinders this progress by prohibiting local governments from adopting and implementing any regulation, policy, or guidance that imposes civil or criminal penalties on a person experiencing homelessness. By eliminating all enforcement mechanisms, SB 634 gives people the right to stand, sit, lay, sleep, or put up a tent in any public place.

The City of Porterville has experienced significant damage to critical infrastructure from homeless individuals undermining bridge structures to setup encampments, that have jeopardized the safety of the community and forced the City to utilize limited funds to make required repairs.

Without the ability to use civil or criminal enforcement remedies, cities would face increased legal liability and more importantly, have no meaningful way to respond to urgent health and safety concerns. The City of Porterville recognizes that we must remain focused on connecting unhoused residents to housing and services, but cities also need basic tools to meet their legal obligations and protect public spaces.

SB 634 also directly contradicts cities' efforts to address encampments in response to the Governor's November 2024 [executive order](#). The order directed state departments and agencies to adopt policies to address homeless encampments on state properties and encouraged local governments to adopt similar policies or risk losing access to state homelessness funding. Cities want to help the state to realize our shared vision of reducing homelessness. However, SB 634 leaves cities without any enforcement tools, hindering cities' ability to carry out the Governor's directive and jeopardizing state funding cities receive to address homelessness.

Local jurisdictions are already working within a complex and evolving legal landscape, including recent federal court decisions like *Johnson v. Grants Pass*, which clarified constitutional limits on how cities can address homelessness through enforcement actions. In response to the Grants Pass ruling, the Governor stated:

“Today’s ruling by the U.S. Supreme Court provides state and local officials the definitive authority to implement and enforce policies to clear unsafe encampments from our streets. This decision removes the legal ambiguities that have tied the hands of local officials for years and limited their ability to deliver on common-sense measures to protect the safety and well-being of our communities.”

SB 634 directly undermines this decision by stripping local governments of the authority to tailor enforcement strategies to their unique circumstances. It also disregards the years of legal effort cities have invested to gain the clarity now provided by the Court.

The City of Porterville urges the Legislature to support policies that empower local governments to act with compassion and urgency — not tie their hands behind their backs. SB 634 does not reflect the nuanced, community-led solutions that are showing promise across the state. For these reasons, the City of Porterville opposes SB 634 (Pérez).

Sincerely,

Greg Meister
Mayor
City of Porterville

AMENDED IN SENATE MARCH 26, 2025

SENATE BILL

No. 634

Introduced by Senator Pérez

February 20, 2025

An act to add Sections 11145.1 and 53069.44 to the Government Code, relating to ~~local government~~ homelessness.

LEGISLATIVE COUNSEL'S DIGEST

SB 634, as amended, Pérez. ~~Local government~~. Homelessness: civil and criminal penalties.

The California Constitution authorizes a county or city to make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws. Existing law establishes procedures for the enactment of ordinances by counties and cities and makes a violation of a county or city ordinance, as applicable, a misdemeanor unless by ordinance it is made an infraction. Existing law also prohibits a state agency from adopting or enforcing any rule or a violation of which can result in the imposition of a fine or imprisonment, or both, unless a statute specifically authorizes the imposition of such fine or imprisonment, or both, for a violation of the rule or regulation.

This bill would prohibit a local jurisdiction from adopting a local ordinance, or enforcing an existing ordinance, that imposes civil or criminal penalties on a person who is homeless for any act immediately related to homelessness or any act related to basic survival, or on a person who is assisting a person who is homeless with any act related to basic survival. The bill would similarly prohibit a state agency from adopting any regulation or issuing any policy or guidance, or enforcing an existing regulation, policy, or guidance, that imposes those civil or

criminal penalties. The bill would define various terms for these purposes.

The bill would include findings that changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, including charter cities.

~~Existing law provides for the formation and powers of various local governments, including counties and cities. Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the sole and exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts.~~

~~This bill would state the intent of the Legislature to enact legislation relating to local government.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. (a) The Legislature finds and declares all of the
- 2 following:
- 3 (1) As of 2024, on any given night, over 187,000 people are
- 4 experiencing homelessness in California, with data from the state's
- 5 Homeless Data Integration System showing over 308,000 people
- 6 experiencing homelessness accessing services over the course of
- 7 the year and many more at risk of homelessness.
- 8 (2) Homelessness is a policy failure primarily caused by the
- 9 unaffordability of housing in California, with over 1,000,000
- 10 extremely low income households spending more than one-half
- 11 their income on rent, and not the result of personal failings of
- 12 people experiencing homelessness. This housing crisis is the result
- 13 of decades of failed housing policy, coupled with structural and
- 14 institutional racism, and a lack of sufficient investment in
- 15 affordable housing and other programs to address homelessness.
- 16 (3) The solution to homelessness is affordable housing and
- 17 robust supportive services, as demonstrated by years of
- 18 peer-reviewed research.
- 19 (4) Data from the fifth cycle of the Regional Housing Needs
- 20 Assessment (RHNA) showed that jurisdictions in California needed
- 21 to add over 277,000 housing units that are affordable to very low
- 22 income households over the 2013 to 2024 assessment period to

1 keep pace with the need for new housing, but jurisdictions
2 statewide attained only 21 percent of that goal, permitting just
3 over 57,000 units that are affordable to very low income
4 households.

5 (5) Data from the United States Department of Housing and
6 Urban Development's Housing Inventory Count showed that in
7 2024, despite more than 300,000 people cycling through
8 homelessness statewide, California had only 76,000 shelter beds
9 and 79,000 units of permanent supportive housing.

10 (6) Homelessness is disproportionately experienced by Black,
11 Indigenous, and other groups in California that have experienced
12 historical and continued discrimination, and excessive penalties
13 related to homelessness contribute to and exacerbate the racist
14 outcomes in housing and criminal justice.

15 (7) Arresting, fining, and jailing people experiencing
16 homelessness for the act of living outside and conducting
17 life-sustaining activities does not contribute to ending their
18 homelessness.

19 (8) A growing body of research suggests that these responses
20 to homelessness add additional barriers to ending someone's
21 homelessness, including causing people to lose touch with case
22 managers, family, and friends seeking to assist them find housing.

23 (9) These barriers also including missing work and losing
24 needed income to get back into housing.

25 (10) These barriers also include missing critical health care
26 appointments that may contribute to deteriorating health.

27 (11) These barriers also include loss of key property, including
28 identification, birth certificates, and other documents that are
29 needed to access subsidized housing, essential services, and public
30 benefits.

31 (12) These barriers also include financial penalties that can
32 increase debt, damage credit, and result in bench warrants that
33 result in additional jail time, all of which detracts from efforts to
34 regain housing.

35 (13) Criminalization also adds risks to the community-based
36 service provider organizations and community members working
37 with the population experiencing homelessness, hindering the
38 responsiveness of both publicly funded and other community-based
39 responses to end homelessness.

(b) It is, therefore, the intent of the Legislature in enacting this act to limit penalties that local and state governments may pursue for the performance of acts related to experiencing homelessness, including conducting life-sustaining activities, for the purpose of removing hindrance to ending California's homeless crisis.

SEC. 2. Section 11145.1 is added to the Government Code, to read:

11145.1. (a) Notwithstanding any other law, a state agency shall not adopt any regulation or issue any policy or guidance, or enforce an existing regulation, policy, or guidance, that imposes civil or criminal penalties on a person who is homeless for any act immediately related to homelessness or any act related to basic survival, or on a person who is assisting a person who is homeless with any act related to basic survival.

(b) For purposes of this section, the following definitions apply:

(1) "Act immediately related to homelessness" means standing, sitting, laying, or sleeping in a public place, including, but not limited to, a public street, public park, or other outdoor area that is open to the public.

(2) "Act related to basic survival" includes, but is not limited to, the possession of a tent or tarp, erection of a tent or tarp, eating or drinking, possessing and utilizing blankets or pillows, seeking shade, and other activities to protect oneself from the elements.

(3) "Homeless" has the same meaning as defined in Section 578.3 of Title 24 of the Code of Federal Regulations, as that section read on January 10, 2019.

SEC. 3. Section 53069.44 is added to the Government Code, to read:

53069.44. (a) Notwithstanding any other law, a local jurisdiction shall not adopt a local ordinance, or enforce an existing ordinance, that imposes civil or criminal penalties on a person who is homeless for any act immediately related to homelessness or any act related to basic survival, or on a person who is assisting a person who is homeless with any act related to basic survival.

(b) For purposes of this section, the following definitions apply:

(1) "Act immediately related to homelessness" means standing, sitting, laying, or sleeping in a public place, including, but not limited to, a public street, public park, or other outdoor area that is open to the public.

1 (2) “Act related to basic survival” includes, but is not limited
2 to, the possession of a tent or tarp, erection of a tent or tarp, eating
3 or drinking, possessing and utilizing blankets or pillows, seeking
4 shade, and other activities to protect oneself from the elements.

5 (3) “Homeless” has the same meaning as defined in Section
6 578.3 of Title 24 of the Code of Federal Regulations, as that section
7 read on January 10, 2019.

8 (4) “Local jurisdiction” means a city, county, city and county,
9 or special district.

10 SEC. 4. The Legislature finds and declares that ensuring a
11 compassionate, evidence-based approach to ending homelessness
12 is a matter of statewide concern rather than a municipal affair as
13 that term is used in Section 5 of Article XI of the California
14 Constitution. Therefore, Section 3 of this act, adding Section
15 53069.44 to the Government Code, applies to all cities, including
16 charter cities.

17 ~~SECTION 1. It is the intent of the Legislature to enact~~
18 ~~legislation relating to local government.~~