



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JUNE 3, 2025, 5:30 PM**

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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 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Two (2) cases in which facts are not yet known to potential plaintiff.
- 2 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) case.
- 3 - Government Code Section 54957 - Public Employee Appointment/Employment:
Title: City Manager

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

Pledge of Allegiance Led by Council Member Rivas

Invocation

PRESENTATIONS

Employee of the Month - Enrique Lara

Monache High School Critical Incident: School Staff and Public Safety Recognition

ORAL COMMUNICATIONS

This is the opportunity to address the Council on any matter of interest, whether on the agenda or not. Please address all items not scheduled for public hearing at this time. Unless additional time is authorized by the Council, all commentary shall be limited to three minutes.

CONSENT CALENDAR

All Consent Calendar Items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made, in which event the item will be removed from the Consent Calendar. All items removed from the Consent Calendar for further discussion will be heard at the end of Scheduled Matters.

1. Approval of Draft Minutes of May 20, 2025

Re: Considering approval of the City Council draft Minutes of May 20, 2025.

2. Authorization to Purchase Fare Collection Equipment and Mobile/Digital Fare Payment Technology

Re: Consideration to purchase fourteen (14) fare boxes from Diamond Manufacturing for a total delivered cost of \$35,003.70, including sales tax; authorize the purchase of Token Transit's mobile and digital fare payment system at a total cost not to exceed \$114,406.25, including a ten percent contingency, for a three-year term; authorize the purchase of Branded Smart Cards from Token Transit at a total cost not to exceed \$43,700, including sales tax; and authorize staff to advertise the sale of the existing validating fare boxes, using any revenue generated to offset project costs.

3. Authorization to Enter into a Five-Year Lease Agreement with Flock Safety for Four Additional Automated License Plate Reader (ALPR) Cameras

Re: Council to authorize staff to negotiate the lease of four (4) additional Flock LPR cameras at a cost of \$12,000 annually.

4. Authorization to Advertise for Bids - Main Street Reconstruction Project, Phase 2B (Olive Ave to Garden Ave)

Re: Consideration approval of staff's Plans and Project Manual for the Main Street Reconstruction Project, Phase 2B, located between Olive Avenue and Garden Avenue, which consists of the removal and replacement of existing asphalt, installation of new carrier curb and gutter, detectable warnings, and conduit for fiber optic line.

5. Award of Contract for the Transit Center Renovation Project

Re: Consider the award of contract to Sage Construction & Development LLC for the Transit Center Renovation Project in the amount of \$120,590.47, with a 10% contingency for a total project budget of \$132,649.52.

6. Authorization to Operate a Fare Free Shuttle to the Freedom Fest on June 28, 2025

Re: Council to consider authorizing transit to operate a fare free shuttle from the Transit Center to the Freedom Fest at the Sports Complex on June 28, 2025, from 3:00- 10:00 p.m.

7. TCAG Supplemental Agreement for Litter Abatement Program

Re: Consider adoption of a resolution and approval of a Measure R Supplemental Cooperative Agreement with TCAG to support continued implementation of the City's Litter Abatement Pilot Program.

8. Authorization to Schedule a Public Hearing and Present Vacancy Report as Required by AB 2561

Re: Consideration to schedule a Public Hearing and present the City's vacancy report as required by AB 2561.

9. Authorization to Execute Fiscal Year 2025 Federal Transit Administration Certifications and Assurances

Re: Consideration to authorize the Interim City Manager and City Attorney to execute the Fiscal Year 2025 Federal Transit Administration (FTA) Certifications and Assurances for Grants and Cooperative Agreements.

10. Consideration to Set a Public Hearing for the Adoption of a Continuance of the Fiscal Year 2024-2025 Budget for the First Quarter of Fiscal Year 2025-2026

Re: Consideration to set a public hearing for June 17, 2025, to consider adopting a continuance of the Fiscal Year 2024-2025 budget for the first quarter of Fiscal Year 2025-2026.

11. Consideration to Set a Public Hearing for the 2025 Public Health Goal Report

Re: Consideration to set a Public Hearing on June 17, 2025, for the 2025 Public Health Goal Report.

12. Intent To Schedule Public Hearing – 5-Year CDBG Consolidated Plan and FY 2025/26 Action Plan

Re: Consider setting a public hearing for the next regularly scheduled City Council meeting to allow for a 15-day public comment period regarding the revised FY 2025/26 Annual Action Plan and 5-Year CDBG Consolidated Plan due to a change in the City's entitlement allocation from the U.S. Department of Housing and Urban Development.

13. Consideration to Set a Public Hearing for the Adoption of an Ordinance Designating Fire Hazard Severity Zones in the Local Responsibility Area

Re: Consideration to schedule a public hearing for June 17, 2025, to receive input and consider the first reading of an ordinance adopting Fire Hazard Severity Zones within the City's Local Responsibility Area, as recommended by the State Fire Marshal.

14. Approval of Community Civic Event - St. Anne's Parish - Corpus Christi Eucharistic Procession - June 21, 2025

Re: Consideration to approve the Community Civic Event application submitted by the St. Anne's Parish to hold the Eucharistic Procession on Saturday, June 21, 2025, from 8:00 a.m. to 12:00 p.m. within St. Anne's Catholic Church neighborhood.

15. Approval of Community Civic Event - Porterville Chamber of Commerce - Flag Day Ceremony - June 14, 2025

Re: Consideration to approve the Community Civic Event application submitted by the Porterville Chamber of Commerce to hold the Flag Day Ceremony on Saturday, June 14, 2025, from 8:00 AM to 12:00 PM, at the Grocery Outlet parking lot, located at 50 W. Olive Avenue.

16. Request for Proclamation - Flag Day "United Under One Flag" - June 14th - July 4, 2025

Re: Considering approval of a request to proclaim the week of June 14th - July 4th, 2025, as "United Under One Flag" in the City of Porterville.

17. Approval of State Senate Bill 1 (SB1) Project List for Fiscal Year 2025-2026

Re: Consideration to adopt the resolution for the SB1 Project List for FY 2025/2026.

18. Authorization of Out-of-State Travel for Police Personnel

Re: Consideration to authorize out-of-state travel and per diem expenses for two Police Department personnel to LDV Specialty Vehicles, Inc. facility located in Burlington, Wisconsin, for the final acceptance inspection of the police evidence and crime scene processing vehicle.

19. Consideration of Cancellation of July 1, 2025, City Council Meeting

Re: Consideration of cancellation of the regularly scheduled City Council meeting on July 1, 2025, due to its proximity to the Independence Day holiday.

20. 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

21. Consideration of Approval of Modification No. 2 of Conditional Use Permit (PRC 2017-060-C) for Temple of Praise Christian Fellowship

Re: Consideration of a resolution approving Modification No. 2 of Conditional Use Permit PRC 2017-060-C, amending the requirement for a three-bin trash enclosure at the Temple of Praise Christian Fellowship, located at 22213 Avenue 152.

SECOND READINGS

22. Second Reading - Ordinance No. 1910, Amending Chapter 15, Article VII of the Porterville Municipal Code, "Cannabis Dispensaries," Modifying Hours of Operation, Premises Security, Restricting Deliveries, Regulating Drive-Through Operations, and Additional Minor Clarifications.

Re: Amending Chapter 15, Article VII of The Porterville Municipal Code, "Cannabis Dispensaries," Modifying Hours of Operation, Premises Security, Restricting Deliveries, Regulating Drive-Through Operations, and Additional Minor Clarifications.

23. Second Reading - Ordinance No. 1911, Amending Chapter 21, Series 200 and 300 of Porterville Municipal Code, adding "Cannabis Dispensaries" as a Permitted Use in the CG General Commercial Zone District and Making Minor Typographical Corrections

Re: Amending Chapter 21, Series 200 and 300 of Porterville Municipal Code, adding "Cannabis Dispensaries" as a Permitted Use in the CG General Commercial Zone District and Making Minor Typographical Corrections.

SCHEDULED MATTERS

24. Consideration of Appointment to the Arts Commission

Re: Considering the appointment of an individual to serve on the City's Arts Commission.

25. Consideration of Updates to Unauthorized Camping Regulations and Policies, Including the Development and Implementation of a Reunification Program for Individuals Experiencing Homelessness

Re: Consideration of updates to unauthorized camping regulations and policies, including discussion and possible direction to develop a reunification program for individuals experiencing homelessness.

AB 1234 REPORTS

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

1. Tule River Improvement JPA- May 21, 2025
2. Tulare County Task Force on Homelessness - May 21, 2025
3. Eastern Tule Groundwater Sustainability Agency - May 23, 2025
4. Tulare County Economic Development Corp. (TCEDC) - May 28, 2025
5. Flag Day Committee – June 3, 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 June 17, 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 – JUNE 3, 2025

SUBJECT: Approval of Draft Minutes of May 20, 2025

SOURCE: Administrative Services

COMMENT: Presented for Council's approval are the draft Minutes of May 20, 2025.

RECOMMENDATION: That the Council approve the draft Minutes of May 20, 2025

ATTACHMENTS: 1. Draft Minutes of May 20, 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
MAY 20, 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 (arrived late at 6:55 p.m.).

ORAL COMMUNICATIONS

None.

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1 - Government Code Section 54957.6 - Conference with Labor Negotiator. Agency Negotiator: Richard Tree and Yuliana Andrade. Employee Organizations: Porterville City Employees' Association, Porterville Safety Support Unit, Porterville City Firefighters' Association, Fire Officer Series, Management Confidential Series, and Porterville Police Officers' Association.
- 2 - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One case in which facts are not yet known to potential Plaintiff.
- 3 - Government Code Section 54957.6 - Conference with Labor Negotiator. Agency Negotiator: Mayor Greg Meister. Employee Organization: Unrepresented Management - Interim City Manager.

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

City Attorney Lew reported that no reportable action had taken place during Closed Session.

The Pledge of Allegiance was led by Vice Mayor McKervey.

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

ORAL COMMUNICATIONS

- John Coffee, Porterville, clarified dam jurisdictions, noted efforts to protect agriculture from saltwater intrusion, praised Main Street tree plantings, and thanked the council.
- Teresa Gonzalez, Porterville, mentioned the lack of handicap parking on Main Street and a broken ramp outside the lobby, which posed a safety risk.
- Brock Neeley, Porterville, presented the council with documentation regarding Harvey Milk.

- John Duran, Porterville, proposed council member compensation for travel expenses and supported relocating a cannabis dispensary from Main Street.

REPORTS

I. City Commission and Committee Meetings

1. Parks & Leisure Services Commission - May 1, 2025

No report was provided.

2. Charter Review Committee - May 2, 2025

Commissioner Greg Shelton, chairman of the charter review committee, reported that the committee held its first meeting and thanked Acting Chief Deputy City Clerk Fernando Gabriel-Moraga and Committee Member Clayton Dignam for setting up the meeting. He described the committee's composition, noting a mix of experienced and newer members. Shelton emphasized the need for ideas from the council to move forward and suggested that if enough ideas are submitted, the committee may explore additional topics like council pay. He mentioned the possibility of cleaning up outdated sections of the city charter and concluded by reminding the council to submit their ideas before the next meeting on June 19th.

3. Library & Literacy Commission - May 13, 2025

No report was provided.

II. Staff Informational Reports

1. Water Conservation Phase IV Status Update - April 2025

CONSENT CALENDAR

Item Nos. 4 and 5 were pulled at the request of Council Member Beltran.

COUNCIL ACTION:

MOVED by Mayor Meister, SECONDED by Vice Mayor McKervery that the City Council approve Items Nos. 1-3, 6-11, and 13-16. The motion carried unanimously.

1. AUTHORIZATION TO PURCHASE LIGHT TOWERS

Recommendation: That the City Council authorize the purchase of two light towers through equipment replacement funds from Volvo Construction Equipment & Services for \$28,941.55.

Documentation: M.O. 01-052025

Disposition: Approved.

2. AUTHORIZATION TO INITIATE SERVICE AGREEMENT WITH BMI IMAGING SYSTEMS, INC.

Recommendation: That the City Council authorize staff to initiate the service agreement with BMI Imaging Systems, Inc. to digitize the Porterville Recorder.

Documentation: M.O. 02-052025

Disposition: Approved.

3. AWARD OF CONTRACT FOR MURRY PARK ACCESSIBLE PLAYGROUND PATHS

Recommendation: That the City Council:

1. Award the contract for the Murry Park ADA playground paths to Mack General, in the amount of \$30,290.90;
2. Authorize a ten percent (10%) contingency to cover any unforeseen costs;
3. Authorize an additional ten percent (10%) for materials testing and quality control; and
4. Authorize the Parks and Leisure Services Director to execute the necessary agreement and related documents to carry out the project.

Documentation: M.O. 03-052025

Disposition: Approved.

6. ACCEPTANCE OF PROJECT - CITY POOL IMPROVEMENTS PROJECT

Recommendation: That the City Council:

1. Accept the project as complete; and
2. Authorize the filing of the Notice of Completion by the City Clerk.

Documentation: M.O. 04-052025

Disposition: Approved.

7. DEVELOPMENT ORDINANCE COMPREHENSIVE UPDATE CONTRACT AMENDMENT

Recommendation: That the City Council approve the additional \$45,130 for the completion of the Comprehensive Update to the Development Ordinance by reallocating the amount from the remaining balance of the CDBG 5-year Consolidated Plan.

Documentation: M.O. 05-052025

Disposition: Approved.

8. CONSIDERATION AND ADOPTION OF RESOLUTION ACCEPTING TRANSFER OF REAL PROPERTY AND FACILITIES FROM THE COUNTY OF TULARE TO THE CITY OF PORTERVILLE FOR CITY WELL NO. 33

Recommendation: That the City Council:

1. Adopt the attached draft resolution accepting the Grant Deed for the East Porterville Well site (APN 240-120-017), excluding the north 80 feet;
2. Authorize the Mayor to execute the Certificate of Acceptance in accordance with Government Code Section 27281; and
3. Direct the City Clerk to record the Grant Deed and Certificate of Acceptance with the Tulare County Clerk-Recorder's Office.

Documentation: Resolution No. 46-2025

Disposition: Approved.

9. CONSIDERATION TO UPDATE CALIFORNIA FIRE ASSISTANCE AGREEMENT RESOLUTION

Recommendation: That the City Council approve the attached resolution as required under the California Fire Assistance Agreement (CFAA), reflecting the inclusion of the Fire Deputy Chief position for reimbursement eligibility, and authorize submission of the updated resolution and associated documentation to the Cal OES Fire and Rescue Division.

Documentation: Resolution No. 47-2025

Disposition: Approved.

10. APPROVAL OF COMMUNITY CIVIC EVENT - FIRST ASSEMBLY OF GOD - PARTY AT THE PARK - MAY 31, 2025

Recommendation: That the City Council approve the Community Civic Event Application submitted by the First Assembly of God to hold the "Party at the Park" event on Saturday, May 31, 2025, at Centennial Park, subject to the restrictions and requirements contained in the Application and Agreement, Exhibit A, Exhibit B, and Exhibit C.

Documentation: M.O. 06-052025

Disposition: Approved.

11. AUTHORIZATION FOR STREET CLOSURE - MILITARY BANNER CEREMONY

Recommendation: That the City Council authorize the temporary closure of Main Street between Thurman Avenue and Cleveland Avenue for the Military Banner Ceremony on May 23, 2025, from 10:30 AM to 1:30 PM.

Documentation: M.O. 07-052025

Disposition: Approved.

12. AUTHORIZATION FOR STREET CLOSURE - KJUG CONCERT

Recommendation: That the City Council authorize the street closures for the KJUG Concert on May 26, 2025.

Documentation: None.

Disposition: **Item was pulled and moved to a future meeting.**

13. CONSIDERATION TO AMEND PORTERVILLE MUNICIPAL AIRPORT COMMITTEE RESOLUTION NO. 22-2025

Recommendation: That the City Council adopt the Draft Resolution amending Resolution No. 22-2025.

Documentation: Resolution No. 48-2025

Disposition: Approved.

14. PARKS AND LEISURE SERVICES COMMISSION MEETINGS

Recommendation: That the City Council approve the Parks and Leisure Services Commission's request for a summer hiatus during the months of June, July, and August 2025, with the Commission being available to meet if necessary.

Documentation: M.O. 08-052025

Disposition: Approved.

15. DEPARTMENT OF FINANCE POPULATION UPDATE

Recommendation: That the City Council authorize the Mayor to sign a request for state certification for the City of Porterville, January 1, 2025, with a population of 63,622.

Documentation: M.O. 09-052025

Disposition: Approved.

16. 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. 10-052025

Disposition: Approved.

PUBLIC HEARINGS

17. PUBLIC HEARING TO CONSIDER THE TRANSITION TO PHASE III OF THE CITY'S WATER CONSERVATION PLAN AND ALTERNATIVE CONSIDERATION OF PHASE II

Recommendation: That the City Council:

1. Conduct a Public Hearing to consider transitioning from Phase IV to Phase III of the City's Water Conservation Plan, effective June 1, 2025; or
2. Alternatively, consider implementing Phase II (Mandatory 3-day watering per week schedule) as a transitional measure for summer 2025 if the Council determines that current water supply conditions support providing additional flexibility to residents; and
3. Direct staff to resume Phase IV restrictions beginning October 1, 2025, to reflect seasonal water use reductions.

Acting City Manager Richard Tree introduced the item and Assistant City Manager Michael Knight presented the staff report.

Mayor Meister opened the public hearing at 7:01 p.m. and closed the public hearing at 7:02 p.m. when no one came forward to speak.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Rivas that the City Council approve the implementation of Phase II (a mandatory three-day per week watering schedule) and directed staff to, at their discretion, bring back an item at a future meeting to consider resuming Phase IV restrictions to reflect seasonal water use reductions. The motion carried unanimously.

Documentation: M.O. 11-052025

Disposition: Approved.

18. CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 15, ARTICLE VII OF THE PORTERVILLE MUNICIPAL CODE, "CANNABIS DISPENSARIES,"

MODIFYING HOURS OF OPERATION, PREMISES SECURITY, RESTRICTING DELIVERIES, REGULATING DRIVE-THROUGH OPERATIONS, AND ADDITIONAL MINOR CLARIFICATIONS.

Recommendation: That the City Council:

1. Hold the noticed Public Hearing and receive any public testimony concerning the Proposed Ordinance;
2. Consider approval of the staff's determination related to CEQA; and
3. Approve the draft ordinance amending Chapter 15, Article VII of the Porterville Municipal Code, waive the first reading, and order the ordinance to print.

Acting City Manager Richard Tree introduced the item and presented the staff report.

Mayor Meister opened the public hearing at 7:14 p.m. and closed the public hearing at 7:14 p.m. when no one came forward to speak.

Discussion ensued between members of the council regarding the proposed ordinance. While there was general support for standardizing operations and eliminating potentially excessive security measures, such as bullet-resistant windows, and a shared interest in addressing unregulated outside deliveries, the introduction of drive-through facilities became a point of contention. Councilman Beltran expressed significant reservations, citing concerns about optics and alignment with community standards, whereas other members indicated they were open to the concept, provided adequate security measures were in place.

COUNCIL ACTION: MOVED by Vice Mayor McKervery, SECONDED by Council Member Rivas that the City Council approve the first reading of the ordinance, being, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 15, ARTICLE VII OF THE PORTERVILLE MUNICIPAL CODE, "CANNABIS DISPENSARIES", MODIFYING HOURS OF OPERATION, PREMISES SECURITY, RESTRICTING DELIVERIES, REGULATING DRIVE-THROUGH OPERATIONS AND ADDITIONAL MINOR CLARIFICATIONS, waive further reading, and order the ordinance to print.

AYES: Rivas, Green, McKervery, Meister

NOES: Beltran

ABSTAIN: None

ABSENT: None

Documentation: Ordinance No. 1910

Disposition: Approved.

19. CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 21, SERIES 200 AND 300 OF PORTERVILLE

MUNICIPAL CODE, ADDING “CANNABIS DISPENSARIES” AS A PERMITTED USE IN THE CG GENERAL COMMERCIAL ZONE DISTRICT AND MAKING MINOR TYPOGRAPHICAL CORRECTIONS.

- Recommendation: That the City Council:
1. Hold the noticed public hearing and consider any public testimony concerning the proposed ordinance;
 2. Find that the proposed ordinance amendments serve to implement the policies, goals, and objectives of the General Plan and said amendments do not have the potential to have a significant effect on the environment;
 3. Consider the draft ordinance, an Ordinance of the City Council of the City of Porterville Amending Chapter 21 Series 200 and 300 of the Porterville Municipal Code; and
 4. If so approved, give first reading by title only, waive further reading, and order the Ordinance to print.

Acting City Manager Richard Tree introduced the item, and Community Development Director Claudia Calderon presented the staff report.

Mayor Meister opened the public hearing at 7:39 p.m.

- (Comment taken during 2nd Oral Communication of Agenda) Christopher Navarro, manager of Premium Blossom, clarified that dispensaries are not like bars, emphasized strict regulations, and highlighted the medicinal use of cannabis. He invited council members to visit his dispensary.
- (Comment taken during 2nd Oral Communication of Agenda) Candace Garrett, representing Premium Blossom, addressed concerns about the dispensary’s move near the Porterville Adult School, noting that state law prevents entry for those under 21. She emphasized strict security and cited other cities with dispensaries near schools.
- (Comment taken during 2nd Oral Communication of Agenda) John Duran, Porterville, supported relocating a cannabis dispensary from Main Street.
- Brock Neely, Porterville, opposed the zoning amendment, citing the original placement of dispensaries near the police department for security reasons. He questioned how deliveries would be regulated and expressed concern over potential taxpayer costs for added security.
- Taha Saleh, Porterville, spoke in support of the proposed zoning amendment, emphasizing the importance of treating cannabis dispensaries as legitimate businesses. He argued that the city should create an environment where these businesses can succeed, including offering services like delivery and drive-throughs, which he noted are available in other towns. He addressed concerns about proximity to children, suggesting that other nearby

businesses were of greater concern, and stated that he did not believe the dispensary operator would be problematic.

- Lee Qualls, Porterville, spoke in opposition to the zoning amendment, disputing the claim that loitering and smoking outside dispensaries on Main Street is prohibited. He expressed concern that relocating a dispensary near a school zone would lead to similar behavior, with individuals smoking near children. He questioned the council's morals, stating that smoking in proximity to kids is unacceptable
- John Coffee, Porterville, stated he was a 41-and-a-half-year employee of Porterville Unified, clarified that he was not representing the district and did not believe Mr. Beltran was either. He suggested that Mr. Beltran deserved an apology. Regarding the proposed dispensary site, Mr. Coffee expressed concern about its proximity to the adult school and reminded the council not to overlook West Putnam School, which is also nearby.

Mayor Meister closed the public hearing at 7:44 p.m. when no one else came forward to speak.

Discussion ensued between members of the council regarding the proposed ordinance. While Council Member Beltran expressed strong reservations, primarily concerning the potential proximity of dispensaries to school areas within the CG zone, the majority of the council felt that expanding zoning options was appropriate for a legitimate, regulated business. They noted that it would provide an opportunity for dispensaries to relocate from Main Street and potentially contribute positively to the community.

COUNCIL ACTION: MOVED by Vice Mayor McKervey, SECONDED by Council Member Rivas that the City Council approve the first reading of the ordinance, being, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 21, SERIES 200 AND 300 OF THE PORTERVILLE MUNICIPAL CODE, ADDING "CANNABIS DISPENSARIES" AS A PERMITTED USE IN THE CG GENERAL COMMERCIAL ZONE AND MAKING MINOR TYPOGRAPHICAL CORRECTIONS, waive further reading, and order the ordinance to print.

AYES: Rivas, Green, McKervey, Meister

NOES: Beltran

ABSTAIN: None

ABSENT: None

Documentation: Ordinance No. 1911

Disposition: Approved.

SCHEDULED MATTERS

20. CONSIDERATION OF LETTER TO GOVERNOR NEWSOM AND THE STATE WATER RESOURCES CONTROL BOARD REGARDING STRATEGIC REDISTRIBUTION OF SURPLUS RESERVOIR WATER

Recommendation: That the City Council consider authorizing the Mayor to sign and transmit the attached letter to the Governor of California and the California State Water Resources Control Board in support of the strategic redistribution of surplus reservoir water.

Acting City Manager Richard Tree introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Green, SECONDED by Mayor Meister that the City Council approve the letter to be sent to the Governor's Office and other member of office such as Assemblywoman Alexandria Macedo, Assemblyman Stan Ellis, Senator Melissa Hurtado, and Senator Shannon Grove. The motion carried unanimously.

Documentation: M.O. 12-052025

Disposition: Approved.

21. CONSIDERATION OF AN EXTENSION OF TIME TO EXPEND SPECIAL PURPOSES RESERVE FUNDS FOR SPECIAL EVENTS AT THE PORTERVILLE NAVIGATION CENTER

Recommendation: That the City Council adopt the attached draft resolution, approving an extension of the timeframe to expend the remaining balance of the \$5,000 allocated from the FY 2023/2024 Special Purposes Reserve Fund for special events at the Porterville Navigation Center through December 2025.

Acting City Manager Richard Tree introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Green, SECONDED by Mayor Meister that the City Council approve the extension of the timeframe to expend the remaining balance of the \$5,000 allocated from the FY 2023/2024 Special Purposes Reserve Fund for special events at the Porterville Navigation Center until all allocated funds have been expended, as amended. The motion carried unanimously.

Documentation: Resolution No. 49-2025

Disposition: Approved.

22. REVIEW OF ADOPTED BUDGET CALENDAR FOR FISCAL YEAR 2025-2026 AND CONSIDERATION OF AN ALTERNATIVE SCHEDULE

Recommendation: That the City Council:

1. Confirm the proposed Budget Calendar for Fiscal Year 2025-2026 as approved at the February 18, 2025, City Council meeting; or
2. Consider and approve an alternative budget schedule as presented by staff, based on current operational needs and organizational conditions.

Acting City Manager Richard Tree introduced Item No. 22 and presented the staff report.

Staff proposed an alternative timeline for the adoption of the Fiscal Year 2025–2026 budget, outlined as follows:

- **June 3, 2025:** Consideration of the proposed Fiscal Year 2025–2026 budget process and setting of the date for a public hearing.
- **June 17, 2025:** Public hearing to consider adopting a continuation of the Fiscal Year 2024–2025 budget for the first quarter of Fiscal Year 2025–2026 (July through September).
- **June 24, 2025:** Special City Council meeting to conduct a Budget Study Session for the draft Fiscal Year 2025–2026 budget.
- **July 22, 2025:** Special City Council meeting to consider and determine Council's Priority Projects for Fiscal Year 2025–2026.
- **September 2, 2025:** Consideration of the proposed Fiscal Year 2025–2026 budget and setting of the date for a public hearing.
- **September 16, 2025:** Public hearing for the formal adoption of the final Fiscal Year 2025–2026 budget.

After discussion between council members, the consensus was unanimous support for the alternative budget schedule, which postpones formal adoption of the Fiscal Year 2025–2026 budget to a later date. This approach allows the new interim city manager additional time to refine the financial plan, consider ongoing labor negotiations, and address structural budget challenges. Council members also expressed a strong interest in conducting a more thorough, in-depth review of the budget to promote transparency and ensure long-term fiscal responsibility.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Green that the City Council approve the alternative budget scheduled as presented by staff. The motion carried unanimously.

Documentation: M.O. 13-052025

Disposition: Approved.

23. CONSIDERATION OF EMPLOYMENT AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND RICHARD TREE FOR INTERIM CITY MANAGER

Recommendation: That the City Council:

1. Review and consider the draft Agreement and any changes;
2. Consider whether to Approve the Employment Agreement between the City of Porterville and Richard Tree for Interim City Manager (as proposed

or amended); and

3. Authorize the Mayor to execute the Agreement.

Acting City Manager Richard Tree introduced the item and City Attorney Julia Lew presented the staff report.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Council Member Rivas that the City Council approve the employment agreement between the City of Porterville and Richard Tree for Interim City Manager as proposed. The motion carried unanimously.

Documentation: M.O. 14-052025

Disposition: Approved.

4. AWARD OF CONTRACT FOR BUS STOP SIGN REPLACEMENT PROJECT

Recommendation: That the City Council award a contract to Smart Era Lighting Systems (SELS) in the amount of \$250,000 for the Bus Stop Sign Replacement Project.

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

During the discussion, Council Member Beltran raised clarifying questions regarding the item. He referenced the previous meeting's discussion about budget shortfalls and the decision to cut bus routes four and five, which he noted cost approximately \$700,000 per route annually. He then compared this annual cost to the one-time expenditure for the bus stop sign replacement project (approximately \$750,000 for items 4 and 5 combined). He also sought confirmation from staff that the funding for the sign replacement was separate and could not be used to reestablish the cut bus routes, to ensure the community understood the decisions being made.

Interim City Manager Tree confirmed that an update was provided by the Federal Transit Administration, regarding additional funds being given to the city, service reductions were still appropriate due to an overall reduction in funding. He clarified that the sign replacement project was a capital improvement project, separate from the operating budget, for equipment replacement, which was scheduled and part of a five-year plan. He stated that these particular funds, although from the same overall pot (transit funds), were allocated a year ago for capital purposes and could not be utilized to reestablish a route. Updates on the transit budget and service would be provided during the new alternative budget schedule process.

COUNCIL ACTION: MOVED by Mayor Meister, SECONDED by Vice Mayor McKervery that the City Council award a contract to Smart ERA Lighting Systems (SELS) in the amount of \$250,000 for the Bus Stop Sign Replacement Project, and

award a contract to Brasco International in the amount of \$494,875 for the Bus Stop Shelter Replacement Project.

AYES: Rivas, Green, McKervey, Meister

NOES: Beltran

ABSTAIN: None

ABSENT: None

Documentation: M.O. 15-052025

Disposition: Approved.

5. AWARD OF CONTRACT FOR BUS STOP SHELTER REPLACEMENT PROJECT

Recommendation: That the City Council award a contract to Brasco International in the amount of \$494,875 for the Bus Stop Shelter Replacement Project.

Disposition: Item was approved in concurrence with Item No. 4.

AB 1234 REPORTS

1. Local Initiatives Navigation Center Committee (LINC) - May 7, 2025

Council Member Beltran provided an update on several items of interest, such as the approval of Minutes, a donation increase, and the Navigation Center.

2. Mighty 190 Meeting - May 12, 2025

Mayor Meister reported on discussions about local attractions and tourism, noting a range of opinions from attendees. He highlighted the use of technology apps, such as the Discovery County app, and suggested that a more effective marketing approach, including paid ads, should be pursued to promote these attractions.

3. Tulare County Association of Governments (TCAG) - May 19, 2025

Mayor Meister reported on several roundabout projects, stated the west realignment project has been delayed, and a discussion about a farm-to-market bill being advanced in Congress.

ORAL COMMUNICATIONS

- Brock Neely, Porterville, presented the Council with the official 250th celebration flag, but noted that the city's flag code currently prevents it from being flown until it is amended.
- Taha Saleh, Porterville, thanked the police and fire departments for their service, expressed concerns about theft in his business, and highlighted the challenges small businesses face with security. He praised the council's efforts on homelessness, congratulated Richard Tree on his new role, and thanked the council for the opportunity to speak.

OTHER MATTERS

- Vice Mayor McKervey thanked the Mayor for the chance to chair part of the meeting. Shared optimism about progress on homelessness and praised community involvement at the Royal Daughters ribbon cutting. He also expressed support for digitizing historic city records. Expressed concern over library costs, interest in future budget planning, and support for downtown and park enhancements, including possible new water features.
- Council Member Rivas thanked Mr. Tree after his appointment as Interim City Manager, emphasized ethical decision-making, and hopes that during budget review, there can be potential to bring back services to transit, and spoke of his attendance at the Fair.
- Council Member Beltran reported on his participation in the Fair Tour, highlighted the Red Star Pilot Association's event, recognized first responders and school staff for their handling of the Monache incident, and congratulated upcoming graduates. In response to public comments questioning his character, he reaffirmed his independence. Finally, he outlined the Memorial Day flag setup at Hillcrest Cemetery, urging volunteers to assist due to the physical demands on veterans organizing the event.
- Mayor Meister thanked Vice Mayor McKervey for chairing part of the meeting and congratulated Richard Tree on his appointment as Interim City Manager. He expressed concern about individuals being dropped off in the city as part of the homelessness issue and stressed the importance of protecting the community. He acknowledged Memorial Day and asked about the flag setup at the cemetery. He reported on his attendance at a fairgrounds tour and voiced concern over the absence of tribal representatives from a scheduled May 14 meeting, highlighting the need for communication regarding infrastructure impacts tied to casino projects. Lastly, he shared his experience flying with the Red Star Pilot Association, clarifying that their activities are training-based, not civic events.
- Interim City Manager Richard Tree thanked the Mayor and staff for their support, expressed his commitment to measurable improvements, and invited the public to a workshop on the Active Transportation Plan.

CLOSED SESSION

None.

None.

ADJOURNMENT –

The Council adjourned at 9:06 p.m. to the meeting of June 3, 2025, at 5:30 p.m.

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

SEAL

Greg Meister, Mayor



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Purchase Fare Collection Equipment and Mobile/Digital Fare Payment Technology

SOURCE: Public Works

COMMENT: The City's current fare collection system, which was deployed in 2009, relies on validating fare boxes that have exceeded their useful life and are in need of replacement. With Porterville Transit preparing to transition from its current Zero Fare Program to a paid fare structure effective October 1, 2025, staff has reviewed fare collection alternatives and recommends implementing a dual-fare collection system. This includes the purchase of both traditional fare boxes and a mobile/digital fare payment platform to enhance flexibility, reduce operational costs, and improve customer convenience.

Staff recommends the purchase of fourteen (14) heavy-duty stainless steel fare boxes, Diamond Model F20L, from Diamond Manufacturing, Inc. These fare boxes offer enhanced durability, improved fare security, and user-friendly operation for both passengers and transit operators. Each unit includes two vaults, a set of keys, and a floor stand. Delivery is expected within 8 to 10 weeks of order placement, with payment terms of Net 30 days. The total project cost, including sales tax, is \$35,004.

This procurement qualifies as a "small purchase" under FTA guidelines and complies with all applicable federal requirements.

To further modernize the fare collection process and reduce reliance on cash handling, staff recommends the implementation of a mobile and digital fare payment system. This initiative is intended to enhance the customer experience, support fare capping and discount programs, and provide electronic validation and reporting tools. Two vendors, Token Transit and Masabi, submitted proposals for consideration. Staff evaluated both proposals based on system features, cost, implementation timeline, and long-term support, and determined that Token Transit offers the best overall solution for Porterville Transit.

Vendor	3-Year Total Cost
Token Transit	\$114,406.25

Masabi

\$167,600

Token Transit's system includes mobile ticketing, smart card compatibility, contactless EMV payments (available by Fall 2025), and robust fare-capping capabilities. The system provides comprehensive data reporting and management tools to support operational oversight and planning. The overall implementation cost for Year 1, including hardware and installation, is \$66,721. Annual recurring fees and maintenance costs are projected at \$22,800 per year in Years 2 and 3. The total cost of the three-year project is \$114,406.25.

The total project cost, which includes Diamond fare boxes, Token mobile/digital fare payment technology, and branded smart cards, is summarized below:

Product	Total Cost
Diamond Fare Box	\$35,004
Branded Smart Cards	\$43,700
Mobile/Digital Payment	\$114,406
Total Project Cost	\$193,110

This project is included in the adopted Fiscal Year 2024-25 Transportation Budget and is funded in part by the City's Federal Transit Administration (FTA) Grant No. 6260-2024-2, which will cover 80 percent of the total cost (\$154,488). The remaining 20 percent, or \$38,622, will be funded through Local Transportation Funds (LTF) as the required local match. Upon City Council approval, staff will proceed with finalizing contract negotiations with Token Transit and will begin the procurement and implementation process to ensure system deployment aligns with the target date for fare reinstatement.

To further offset project costs, staff propose to advertise the sale of the City's existing validating fare boxes on the open market, with any revenue generated used to reduce the overall expenditure.

While the City continues to support regional efforts toward a unified fare collection system, the urgent need to deploy a fare system in time for the scheduled October 1, 2025 reinstatement necessitates local action. Porterville Transit will continue participating in regional discussions with agencies such as the Tulare County Regional Transit Agency (TCRTA), City of Visalia, and Tulare County Association of Governments (TCAG) to ensure future interoperability.

RECOMMENDATION:

That the City Council:

1. Authorize the purchase of fourteen (14) fare boxes from Diamond Manufacturing for a total delivered cost of \$35,003.70,

Item No. 2.

including sales tax;

2. Authorize the purchase of Token Transit's mobile and digital fare payment system at a total cost not to exceed \$114,406.25, including a ten percent contingency, for a three-year term;

3. Authorize the purchase of Branded Smart Cards from Token Transit at a total cost not to exceed \$43,700, including sales tax;

4. Authorize staff to advertise the sale of the existing validating fare boxes, using any revenue generated to offset project costs; and

5. Direct staff to continue participating in regional transit coordination efforts to support the long-term goal of a unified regional fare collection system.

ATTACHMENTS:

1. Diamond Quote
2. Branded Smart Card Quote
3. Masabi Quote
4. Token Transit Digital Payment Quote

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager



2330 Burlington
N. Kansas City, MO 64116
Ph. 816-421-8363
Fax 816-421-4735

03/31/2025

City of Porterville

Attn: Mr. Barragan

Email: Abarragan@ciporterville.ca.us

Subject: Fare Box Quote

Thank you for testing the F20L Fare Box and the D-10 Floor Stand.

The quote for 14 units is as follows:

14-F20L complete with a Fare Box, 2-Vaults a set of keys and either a Hat Style Stand or Clamp Style mounting bracket. \$1,900 each \$26,600.00

14-D-10 Floor stands \$315.00 each \$4,410.00

1 Freight to zip code 93257 by LTL service \$1,030.00.

Total delivered cost \$32,040.00

Shipping is typically 8-10 weeks ARO.

Terms are Net 30 days.

This quote is valid for 30 days.

We look forward to working with you in the near future.

Thank you,

A handwritten signature in black ink, appearing to read "Todd Cull", written in a cursive style.

Todd Cull



Token Transit
2261 Market Street STE 5999
San Francisco, CA 94114
415-918-6770

Quote

Submitted on 3/25/25

Token Transit Contact

Zack Browne
zachary@tokentransit.com
608-770-5514

Project Name

Fare Collection with Token Transit

Quote For

Token Transit Smart Cards

To:

Porterville Transit

Payment Term

Net 30 days

Quote Valid For

30 Days

Description	Unit Price	Qty	Years	Total price
Smart Cards (One-Time Cost) - Graphic Front	\$4	10,000	N/A	\$40,000.00
Sales tax on Smart Cards				\$3,700.00

Smartcard, NXP Mifare Ultralight AES
144byte, PVC, CR-80 Size, 4/1 Custom
Artwork, QR

Includes: production, encoding, printing,
and shipping of Token Transit Smart
Cards.

Total	\$43,700.00
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Approved Name/Title:

Approved Date:

Signature:

Porterville Transit Fare Collection System Proposal

March 31, 2025

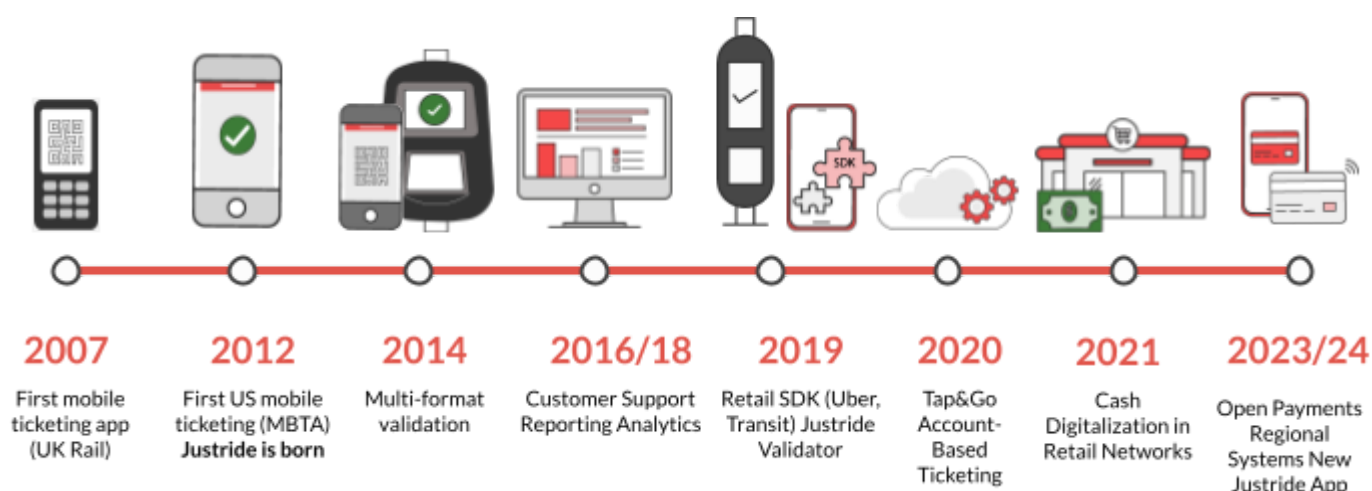


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1. Masabi's Background

Since its foundation as a mobile payments company in 2001, Masabi has pioneered software innovations in the public transit ticketing and fare payments space. In 2007, Masabi launched the industry's first mobile QR-based ticketing system with Chiltern Railways in the UK; Masabi went on to design the QR barcode scheme used across UK Rail services to enable all rail operators in the country to use a secure barcode standard system. This allowed riders to use a single mobile ticket on a journey involving multiple rail operators. Since then, Masabi has designed, implemented, and operated over a hundred fare collection systems for transit authorities, operators, and riders worldwide.



In 2012, Masabi launched the Justride platform to offer transit operators and authorities ticketing services on a common Software-as-a-Service (SaaS) platform. The first deployment of Justride was for the Massachusetts Bay Transit Authority (MBTA), the first mobile ticketing deployment in North America. The MBTA continues to use Justride for its mobile ticketing service, and today, customers buy over 70% of MBTA commuter rail tickets via the MBTA's mTicket app.

From the start, Masabi's mission has been to offer a more convenient, equitable, and accessible way for riders to pay for transit fares. Masabi's experience in developing, implementing, and maintaining mobile fare payment applications utilizing the Justride platform has evolved extensively over the last decade to meet varying customers' needs. The scope of services required by Porterville Transit is a perfect fit for what Masabi has delivered and perfected in this market. If selected, Masabi has the product, expertise, and financial resources to complete the project on time and within budget.

2. Masabi's Solution

2.1. The Justride Platform

Masabi's Account-Based platform is offered as a Software-as-a-Service (SaaS) model and is based on a scalable architecture to support highly redundant and resilient fare management services for metropolitan transit agencies. The solution utilizes a combination of cloud hosting on Amazon Web Services (AWS) infrastructure with multi-layered load balancing, immediate scalability, and high availability. The infrastructure that hosts Justride is maintained by Amazon in its datacenter facilities.

The Justride platform ensures data security through the most recent payment industry and government standards. It is **PCI DSS 4.0** certified for unlimited transaction volumes. Masabi is governed by the **GDPR** and is certified for **SOC2 Type 1**. The AWS facilities hosting the Justride backend are continuously audited, with certifications from accreditation bodies across geographies and verticals, including **SOC1/SSAE 16/ISAE 3402, SOC2, SOC3, and ISO 9001/ISO 27001**.

The two main rider interfaces to interact with the system are the **Justride Rider App** and **Rider Portal** website, both featuring Porterville Transit branding and a complete mobile ticketing experience. The Rider App can provide links to third party journey planning apps. As an option, Masabi can offer its pre-integrated **Rider SDK in Transit App** so that customers can plan and pay for their trips in one app.

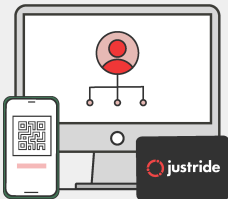
The agencies manage the platform through the Justride Hub, which offers tariff administration, customer services, validation hardware management, reporting, and analytics. The full Justride system functionality is accessible via a Web interface according to the configured role-based permissions.

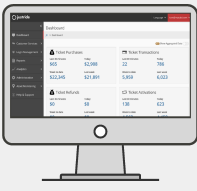
Justride **Account-Based Ticketing** supports a flexible fare engine that includes the ability to offer fare capping across different token types. This means riders no longer need to buy a ticket in advance or understand fares before traveling, as they would be charged the most favorable fare within the tariff based on their actual usage of services. Riders can move around the transit system, securely identifying themselves during each journey stage (by scanning a barcode or tapping a smartcard or credit card), with each journey either paid for directly after or authorized via an already-acquired pass.

The Justride platform will provide Porterville Transit riders with a full array of modern fare payment options. Riders can purchase tickets and pay for rides using a wide range of sales channels. They can use whatever they have at hand as a travel token: a mobile phone, a smart card, a credit or debit card, a student ID card, a wearable device such as a smartwatch, or traditional printed tickets. They can purchase their fares using cash, credit/debit cards, or a mobile wallet such as Apple Pay or Google Pay. Fares can be purchased without account creation. The system will electronically validate any of the token types using Masabi's onboard validators, and Justride's intuitive back office tools will provide robust management capabilities and live data insights.

2.2. Platform Components

The following platform components will fulfill the system requirements of Porterville Transit.

Component	Description
Account-Based Ticketing System with Smart Cards and Optional Open Payments	
 Mobile Application	The Justride Rider App is an EZFare-branded mobile application for Android and iOS that customers can download for free from the Google Play Store or Apple App Store. It offers relevant fare media for fixed-route, paratransit, and on-demand services and allows customers to purchase selected tickets and products using various payment methods.
 Electronic Validation	The Justride Validator offers an electronic validation mechanism enabling Porterville Transit riders to validate fare validity for travel upon boarding the bus. Electronic validation is a prerequisite for Account-Based Ticketing (ABT) as it provides the means to calculate and charge fares automatically. The Justride Validator (JRV) is compatible for use in the Justride ABT system, offering fast, reliable, and robust validation solutions for mobile barcodes, smart cards, Contactless EMV, and paper barcode fare media.
 Customer Website	The Justride Rider Portal allows customers to review past and current purchases and trips. It also allows customers to manage their accounts, purchase tickets, and add funds to stored value.
 Retail Application	The Justride Retail Sales Portal allows customers to pay cash for fare media at Porterville Transit's customer service locations and third party retail locations and have mobile tickets or stored value loaded to the customers' accounts.
 Partner Portal	The Justride Partner Portal allows institutional, corporate, educational, and business customers to distribute tickets, passes, and discounts to their employees.

Component	Description
 Retail Network	Masabi's partnership with InComm Payments supports cash-preferred and cash-only customers by allowing customers to pay cash at retail outlets within the Transit Partners' service areas (7-Eleven, CVS Pharmacy, Rite Aid, Speedway, Walgreens, etc.) and load stored value into their accounts.
 Back Office Administration & Reporting	The agencies manage the platform through the Justride Hub, which offers tariff administration, customer services, device management, reporting, and analytics.
 Account-Based Ticketing	With Account-Based Ticketing, riders' fares and travel data are associated with a unique identifier, such as a mobile ABT barcode token linked to an account where funds and products used for travel are stored and managed. Riders don't need to pre-purchase tickets before traveling in ABT systems and will benefit from fare capping, ensuring greater equity for everyone.
 Near-field Communication	The Near-field communication (NFC) capability on the Justride Validators enables riders to use smart cards as ABT tokens. Smart cards fare media is ideal for frequent and long-term riders. It also offers an alternative to mobile devices and the way to travel anonymously.
 Smart Cards	Justride supports the use of MIFARE DESFire smart cards as ABT tokens for validation on Justride Validators. Smart cards can be linked to a rider account or used anonymously and provide the flexibility to load stored value funds or pre-purchased passes. Smart cards can also be printed with InComm Retail Network barcodes for easy cash loading at retail locations, enabling cash-preferred riders the full benefits of fare capping.
 OPTIONAL Open Payments	A cEMV bank card or a mobile wallet offers both a means to identify riders to the system and an instrument to charge them money, making it an ideal transit token for use with the Justride ABT system. Riders don't need to register an account before using their cEMV bank cards to ride.

The following integrations will be possible as part of the Porterville Transit implementation.

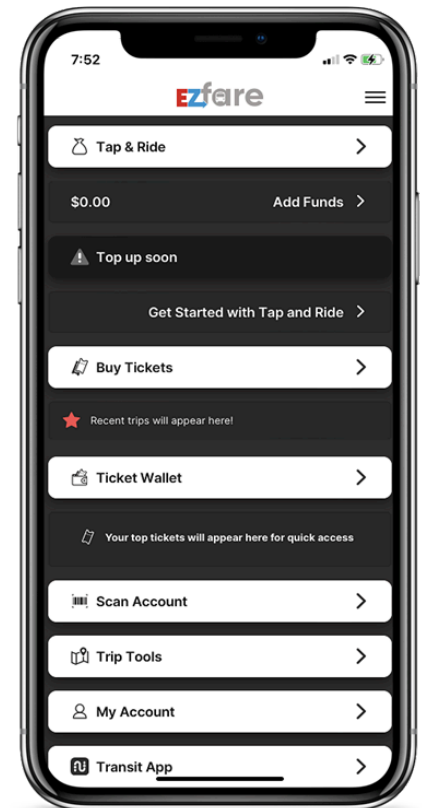
Integration	Description
Account-Based Ticketing System with Smart Cards and Optional Open Payments	
 Data Integration	Masabi's DataMart APIs offer the most flexible method of exporting data in near real-time from the Jutride back office into a business intelligence tool such as Tableau Online or other reconciliation software.
 CAD/AVL Integration	Masabi will integrate with the agency's TripShot CAD/AVL system, enabling correlating fare data with Route ID, Route Name, GPS location, Stop ID, Stop Name, Trip ID, and Vehicle ID.
 On-demand Service Integration	Masabi can work with on-demand service providers such as VIA to deliver an integration for mobile ticketing.

2.3. Platform Component Details

2.3.1. Rider App

The **EZFare Rider App** mobile application for Android and iOS will allow customers to purchase and use any tickets or passes offered by Porterville Transit. The EZFare Rider App provides the following standard functionality:

- **Purchasing fare products:** Use Visa, Mastercard, American Express, and Discover credit, debit, and prepaid cards, as well as Apple Pay and Google Pay mobile wallets to buy tickets, passes, and add funds to stored value.
- **Payment validation:** Activate tickets stored in a secure mobile Ticket Wallet, scan barcode tickets or tokens on a validator, or present tickets for visual inspection.
- **Account management:** Create, manage, and delete accounts, and associate fare media with rider accounts, such as mobile devices and closed-loop smart cards.
- **Account history:** View purchase and travel history, such as Purchases, Passes Earned, Fare Corrections, Complimentary Credit, and Trip History.
- **Accessing vital information:** Receive notifications and access embedded content and links to externally hosted resources, including one or more trip planning applications.
- **Offline functionality:** Activate tickets in the Ticket Wallet without Internet connectivity.
- **Current and past Android and iOS versions:** The Justride Rider App is compatible with the current and two (2) previous versions of Android and iOS (i.e. N-2 lifecycle policy).



Purchasing Tickets

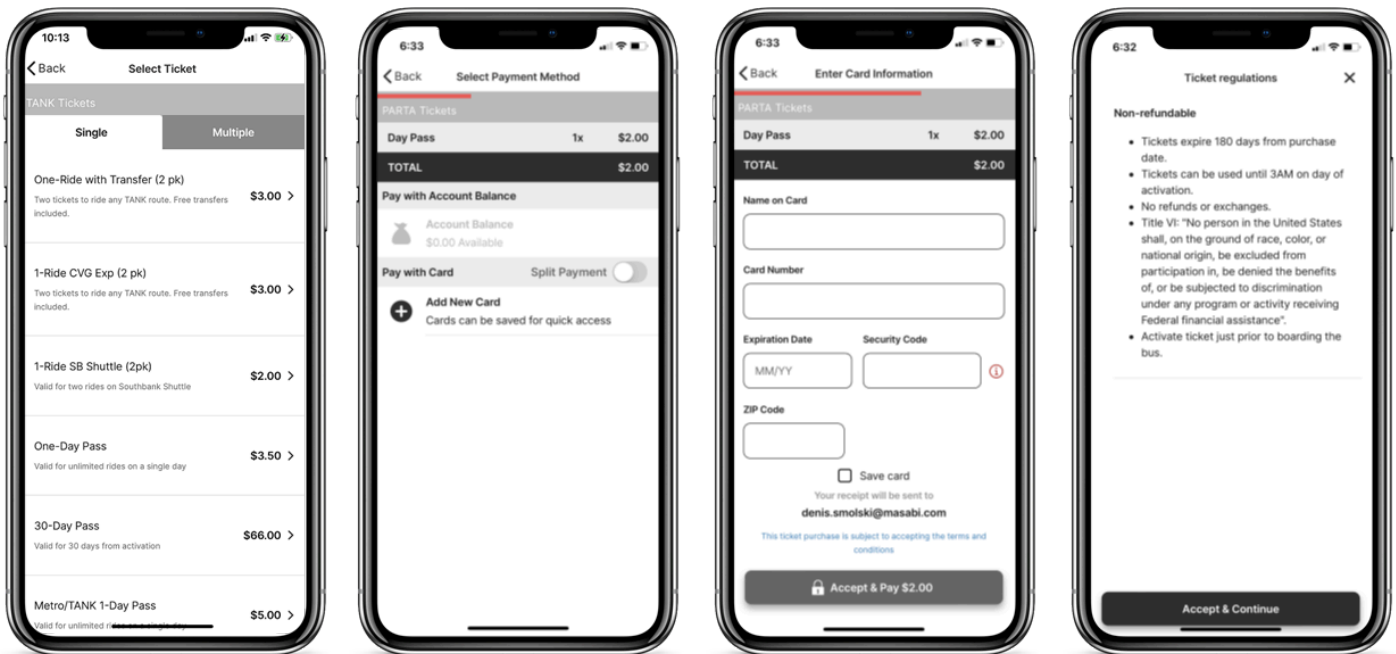
Customers can purchase any fare product offered by the agency.

Fare products: The app can be set up to offer single tickets and period passes, bought individually or in bulk, with a wide range of configurable features such as flexible refund policies, purchase windows, and validity options.

Payment methods: Riders pay with credit and debit cards, prepaid cards, and Apple and Google Pay mobile wallets. Justride supports a range of gateways and acquiring banks for processing payment cards.

Purchase Flow

The figure below shows a sample purchase flow using the Justride Rider App.



Using Tickets

The rider's most relevant tickets are available for quick access from the app's home screen and a shortcut menu outside the app. Riders can see their recently used tickets inside the app and use the Rider Portal to review all transactions and purchase additional mobile tickets.

Inside the app, tickets are delivered to the Ticket Wallet, where they are stored offline for future use. When riders are ready to ride, they can activate one or more tickets directly from the Ticket Wallet.

When riders choose to use a mobile ticket, they simply have to 'activate' it. Activating the mobile ticket prevents it from being re-used. Once activated, the ticket displays the secure dynamic animation for visual validation, a dynamic barcode, and other interactive components as additional measures to protect against video recordings or screengrabs. Tickets prominently display their expiration time, ensuring customers know when to complete their trip.

Validating Multiple Tickets

When customers are ready to ride, they can activate one or more tickets directly from the Ticket Wallet. As part of the activation process, customers are asked to confirm activation to prevent duplicate activations. If a customer goes to activate a ticket while another ticket is already active, they will be asked to confirm their desire to activate another ticket. This enables group or family travel on multiple tickets at once.

Account-Based Ticketing Token

Riders can use mobile barcodes generated by the app as a means of securely identifying themselves to the system, as well as a source of funds to pay for journeys. The Justride platform supports Pay-As-You-Go (PAYG) travel both with mobile barcodes and closed-loop smart cards alike. In this model, the system

automatically grants the right to travel if a transit rider presents a mobile barcode or a closed-loop card with sufficient balance to a validator and the price for the right to travel is paid using the rider's preferred payment method, prepaid balance, or prepaid purchase of a qualified fare product (e.g. monthly pass).

Justride Ticket Design

Masabi's ticket design has been deployed with 125 agencies globally, processing over 75 million successful scans on a monthly basis.

Although ticketing screens are potentially complex, Justride simplifies the screen, supporting a standard flexible design. The consistent and clear ticket screens generated by Justride are easy to validate and have been designed to accomplish three things:

- Ensure quick and speedy boardings.
- Ensure no additional burden on the agency to distribute colors or words of the day to operators.
- Replicate the look and feel of existing physical tickets, if desired.

The tickets incorporate a visible visual validation mechanism and are dynamic and interactive to prevent screen grabs and video recordings. Masabi embeds its secure barcode within the interactive component of the tickets, even for visual validation deployments, to provide an extra layer of security - the credible threat of inspection. The ticket face is designed to be distinctive with highly visible elements, allowing safe and reliable validation from a distance.



Justride mobile tickets contain a section of the screen that emulates paper tickets, including custom symbols based on ticket type. Key editable components of tickets that are supported are:

- A rectangular screen section supports configurable elements that can incorporate design cues from paper tickets, including custom symbols based on ticket type, thereby supporting customer and staff adoption.
- A choice of information to display within the ticket.
- Text color, style, and sizing for the ticket information

Offline Functionality

Critically important for the viability of a mobile ticketing solution for public transit is allowing riders to use their tickets even when they do not have connectivity. This is particularly important for those riders who have smartphones but do not have data plans instead of relying on WiFi for connectivity. While buses may offer WiFi, connecting to WiFi while boarding the bus to activate a ticket is not a suitable solution for transit as it will increase dwell times and may not be reliable. Transit agencies need a solution



that allows riders to purchase tickets to be stored and activated without connectivity.

The Justride platform allows ticket activation offline to ensure that riders can still travel and access their purchased tickets immediately, even when a network connection is unavailable. This ensures fast boarding.

Ticket Wallet Security

The Ticket Wallet is the secure ticket vault where purchased fares are stored offline on the mobile device. This Ticket Wallet enables riders to use tickets offline, something required in a transit scenario where cellular signal strength is not consistently reliable enough to enforce a mandatory connection back to the server before a pre-purchased ticket can be used, and trying to do so would result in significant customer problems.

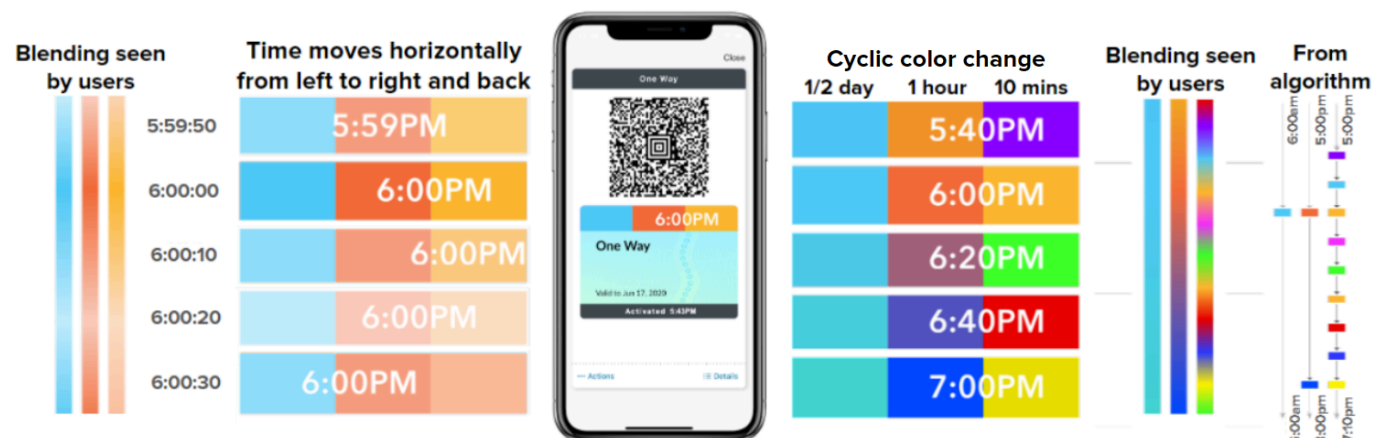
To protect against dishonest riders, Justride apps implement a sophisticated multi-layer security approach to eliminate the main avenues for fraud: distributing tickets to multiple devices, manipulating the ticket data to change validity, and preventing ticket activation notifications from reaching the server.

This Ticket Wallet vault locks tickets to a specific mobile handset in a tamper-proof encrypted store. Additionally, several cryptographic layers render ticket data unreadable by any other device, and digital signatures prevent users from modifying tickets.

Justride also provides robust security against various attacks that can be attempted against offline ticket usage. The server limits the number of times tickets can be moved between devices - or restored onto the same device after an application is reinstalled. On iOS, persistent storage is also used to ensure that all offline activation records are processed and sent to the server even after a reinstall on the same device.

2.3.2. Visual Validation

Justride tickets incorporate a visual watermark of animated elements following a cryptographically derived unpredictable sequence of colors, which inspection staff can use to confidently and quickly determine the authenticity of tickets without barcode scanning. The tri-color bar mechanism simultaneously displays the same three colors across all active tickets.



The inspector will see a continuously changing sequence of colors on tickets and will immediately be able to spot any invalid ticket because the colors will not follow the sequence and will be different from all other tickets being validated, e.g., because the clock has been deliberately changed or the sequence shown is a recording of an earlier ticket. The colors also pulsate, and the handset's current time scrolls over the colors, making it difficult for fraudulent use of static or video screen grabs.

By implementing rapid visual validation methods, staff members responsible for inspecting tickets can efficiently and securely onboard riders within a short period of time. This streamlined process ensures on-time departures and maximizes revenue by deterring fraudulent activities. By swiftly identifying suspicious tickets, crew members can prioritize their inspections, maintain operational efficiency, and contribute to a smooth and secure transit operation.

2.3.3. Electronic Validation

Electronic validation is a prerequisite for Account Based Ticketing (ABT) as it provides the means to calculate and charge fares. The Justride Validator (JRV) is compatible for use in an integrated Justride ABT system, offering fast, reliable, and robust validation solutions for mobile barcodes, smart cards, Contactless EMV, and paper barcode fare media. The JRV can be used onboard a wide range of transit vehicles, including buses. Embedded Justride validation software running on the JRV hardware checks fare media for authenticity, time/location validity, any refunds or cancellations, and compares relevant historical scans across the transit network to determine whether the fare is valid for travel.



Green: Valid

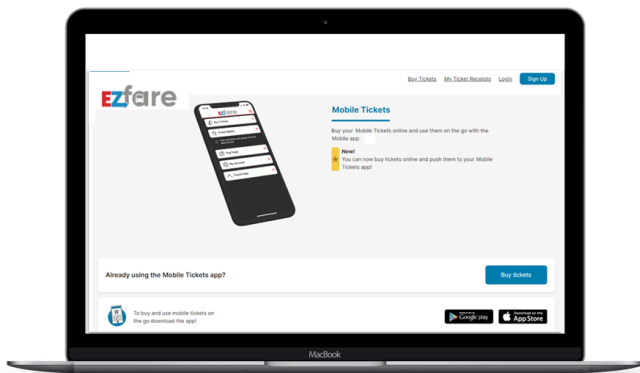
Yellow: Check

Red: Invalid

A simple visual traffic-light system communicates validation results to the driver and rider, in addition to customized audio feedback for each colored screen, ensuring the validators can meet the needs of all riders, including those with visual or auditory disabilities. Every time a ticket or token is tapped or scanned on the validator, the screen shows one of three responses: Valid (green), Valid Discounted Fare (yellow), or Invalid (red). The yellow screen and corresponding sound indicate to the driver and rider that an ID or other proof of eligibility is required.

2.3.4. Rider Portal

The Justride platform includes a responsive, mobile-friendly, customizable **Justride Rider Portal** website that allows riders to purchase fares, monitor their travel and payment history, and more.



Masabi will customize configurable elements of the Justride Rider Portal as part of the deployment. This will allow Porterville Transit to have the desired look and feel of the agency's website. Colors, text, links, and images can be changed according to the branding guidelines:

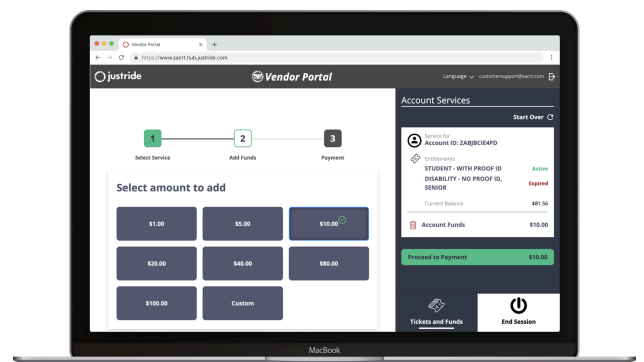
- Configure the brand colors
- Configure text strings on the site
- Configure images to be displayed
- Configure header/footer URLs
- Display the agency logo

The **Justride Rider Portal** website supports a subset of mobile application use cases:

- | | |
|--|---|
| <ul style="list-style-type: none"> • Create an account • Sign in to an account • Sign in with a supported third-party account • Reset a forgotten password • Save a payment card to their account during ticket purchase (which can then be used in the Justride app) • Buy mobile tickets that can subsequently be accessed in the Justride app • Buy PDF tickets that can be printed (optional) • Set up multi-factor authentication for the account with email as a second factor | <ul style="list-style-type: none"> • View ticket receipts • Register/link a smart card to an account • View all travel tokens (smartcards, barcodes, etc.) • View the type of smart card, token number/name, status (active, blocked) • Add funds to a stored value account • View stored value balance • View the history of Actions (top-ups, taps/scans, etc.). • Request the deletion of an account |
|--|---|

2.3.5. Retail Sales Portal

The **Retail Sales Portal** is designed as a lightweight retailing interface for agency ticket offices and designated retailers to load stored value funds, sell smart cards, and sell tickets. The Portal is a Web-based tool designed to be an add-on to an existing cash register system, meaning it assumes that the retailer has an existing system in place for taking payments from the customers. All sales data is collected inside the Justride Data Warehouse, and various cash reports are available to ensure that all income can be tracked and, if used externally, collected from retailers.



2.3.6. Back Office Administration and Reporting

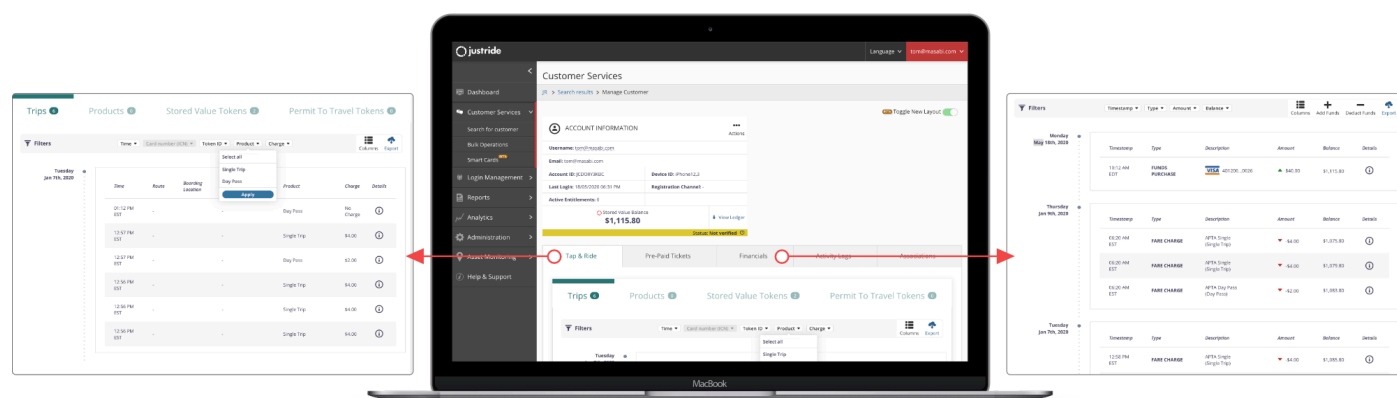
The platform is managed through a web back office called the **Justride Hub**. This hub offers functionality that includes tariff administration, customer service, reporting, and analytics. Administrators can manage Justride Hub users by granting or removing authorization to access features and functionalities.

The Hub Customer Service tools enable support agents to handle ridership problems directly, allowing rapid access to a customer's full history of purchases, tickets used, and payment sources, including Justride stored value accounts, if available.

The Customer Services module of the Hub enables Porterville Transit to accomplish the following:

- See customer account details
- Change customer account details
- Block/Unblock an account
- Block/Unblock a smart card
- Refund purchase to the payment card.
- Override recommended refund amounts
- Refunding canceled or inactive tickets
- Refunding specific monetary value
- Add complimentary funds to stored value
- Cancel the ticket with no money refunded
- Reactivate canceled or used tickets
- Issue complimentary tickets
- Bulk Issue of complimentary tickets
- Resend a purchase receipt for the tickets
- See the location where the user validated the ticket
- Migrate a customer account and move unused tickets to another account
- Export ticket details to a CSV file.

Hub users can manage discount products and link customer accounts or tokens to 'entitlements' that allow them to purchase discount products. This allows Customer Service representatives to permit riders to see these 'restricted' fares in their Justride Rider App or Transit App. Customer Service can easily add an 'entitlement' to any customer by completing the modal dialogue form:



When dealing with mobile ticketing customers, agents can cancel tickets, issue refunds, issue complimentary tickets, reactivate expired tickets, migrate tickets to a new mobile device, manage stored value, manage discounts, and more.

The Justride platform records a vast amount of operational data in real time, which is made available through multiple channels for report-making and problem-solving. Reporting analytics are readily available to authorized users through four channels in the Justride Hub:

- **Pre-built reports:** Users can access pre-built reports using a calendar function. These reports cover various aspects such as ticket sales, activation, validation, account usage, and system activity audit trails. Each report includes executive summaries and line-by-line data reports.
- **Data visualizations dashboard:** Users can view robust and configurable data visualizations in a dedicated dashboard. The dashboard helps agencies view and understand their ridership and revenue data in a more accessible and comprehensive manner. The Justride Hub analytics tool offers a range of web-based graphical analytics, providing an intuitive interface to drill down for more information.
- **Raw table downloads:** For ad hoc analysis, the Hub's direct download functionality allows managers to extract CSV files of raw data from individual Data Warehouse tables between date ranges, customizing which fields are present. Staff can use the Download Data Extracts page if an agency needs a customized, detailed data output.
- **API extraction:** The Datamart API provides a full set of RESTful APIs for accessing raw data from the Warehouse. The Justride Data Dictionary describes the full schema, which Masabi makes available to its client agencies.

The table below summarizes the pre-built reports available in the Justride Hub.

Name	Summary
Financial	
Payments Raw	Details all payment transactions, including failures.
Purchase Tickets Raw	Details all the tickets created through purchases.
Refunds Raw	Details all refund transactions, including failures.
Ticket Transitions Raw	Details all tickets that have been refunded, canceled, migrated to a new account, switched to a new device or reactivated.
Partner Tickets Purchase Raw	Details the total number and value of tickets issued per partner and product.
Partner Issued Products	Details all issued products per partner and product.
Partner Managed Accounts	Details all managed accounts per partner.
Partner Trips Activations	Details all activated products per partner and product.

Name	Summary
Partner Portal Activity Details	Details all Partner Portal activities per partner per user.
Vendor Portal Ended Sessions	Details the Vendor Portal session start and end times, with usernames and fee and transaction details.
Stored Value Funds Added Raw	Details all SV added funds actions, amounts added as well as the reload/top-up channels with funding sources.
Stored Value Events Raw	Details all SV account actions with amounts.
Usage	
Activations Raw	Details all customer activation events.
Activations Summary	Details the total number of activations.
Activations Summary by Date	Details the number of activations per product, per date.
Activations Summary by Time of Day	Details the number of activations per product, per time of day.
Token Trips Raw	Details all trips per each token ID, with fare block and product details.
Validation	
Scans Raw	Details all Inspect scan events
Scans Summary	Details the total number of scans
Scans Summary by Date	Details the number of scans by date
Scans Summary by Ticket Type	Details the number of scans by product name
Scans Summary by Time of Day	Details the number of scans grouped by hour of the day
Scans Summary by User	Details the number of scans each validation user (this can be a machine) has scanned
Staff Activity	
All Actions Summary	Details the total customer interactions.
All Actions Overview	Details the total actions per each individual action type.
All Actions Raw	Details all staff actions with all action details. Users can filter on 'Module' to distinguish between Customer Service (CS) and Revenue Related (HB) actions.

Below are some examples of ridership reports available in the system. In addition, the Hub **Analytics Dashboards** in the Hub show various aspects of ridership data, such as total ridership and new accounts created. Users can view the raw data underlying the dashboard by downloading the relevant tables from the Hub's Download Data Extracts feature.

Ridership Dashboard

Ridership

This dashboard shows a high level summary of ridership for the selected time period (use the date filter to change the date range required).

Ridership is defined as the number of successful scans of tickets and tokens, not including information-only checks.

Date filter

05/01/2024, 00:00:00.000 - 05/31/2024, 23:59:59.999

i

Ridership

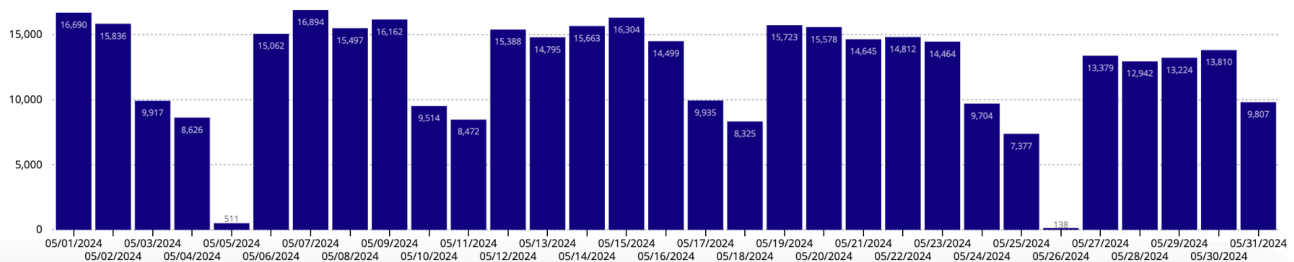
383,693

i

Accounts created

6,064

Ridership by day



Scans Dashboard

Scans

This dashboard shows a summary of scans for the selected time period (use the date filter to change the date range required).

Date filter

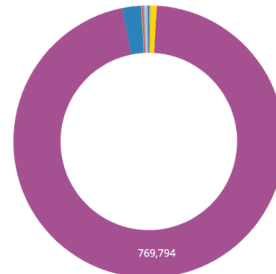
Last 30 days (includes today)

Scans

802,905

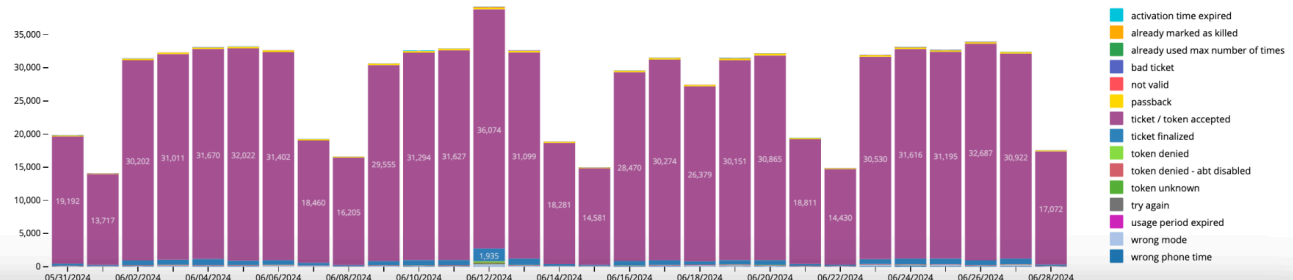
i

Scans by action

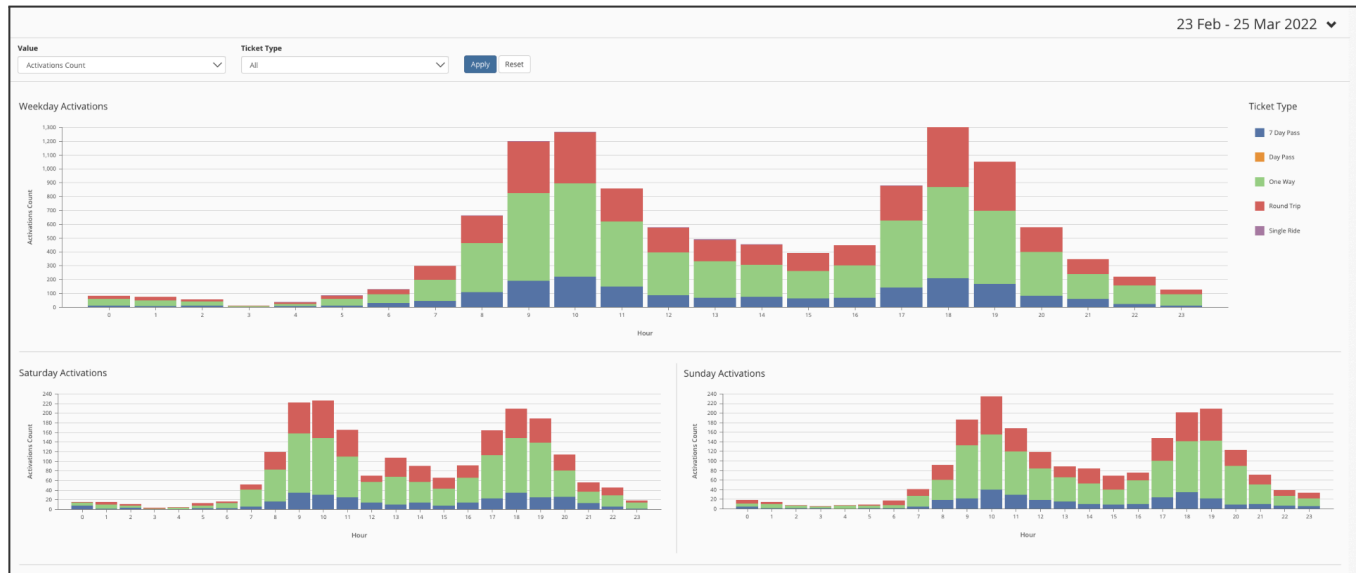


Daily scans by action

(L)



Activated Journeys Report.



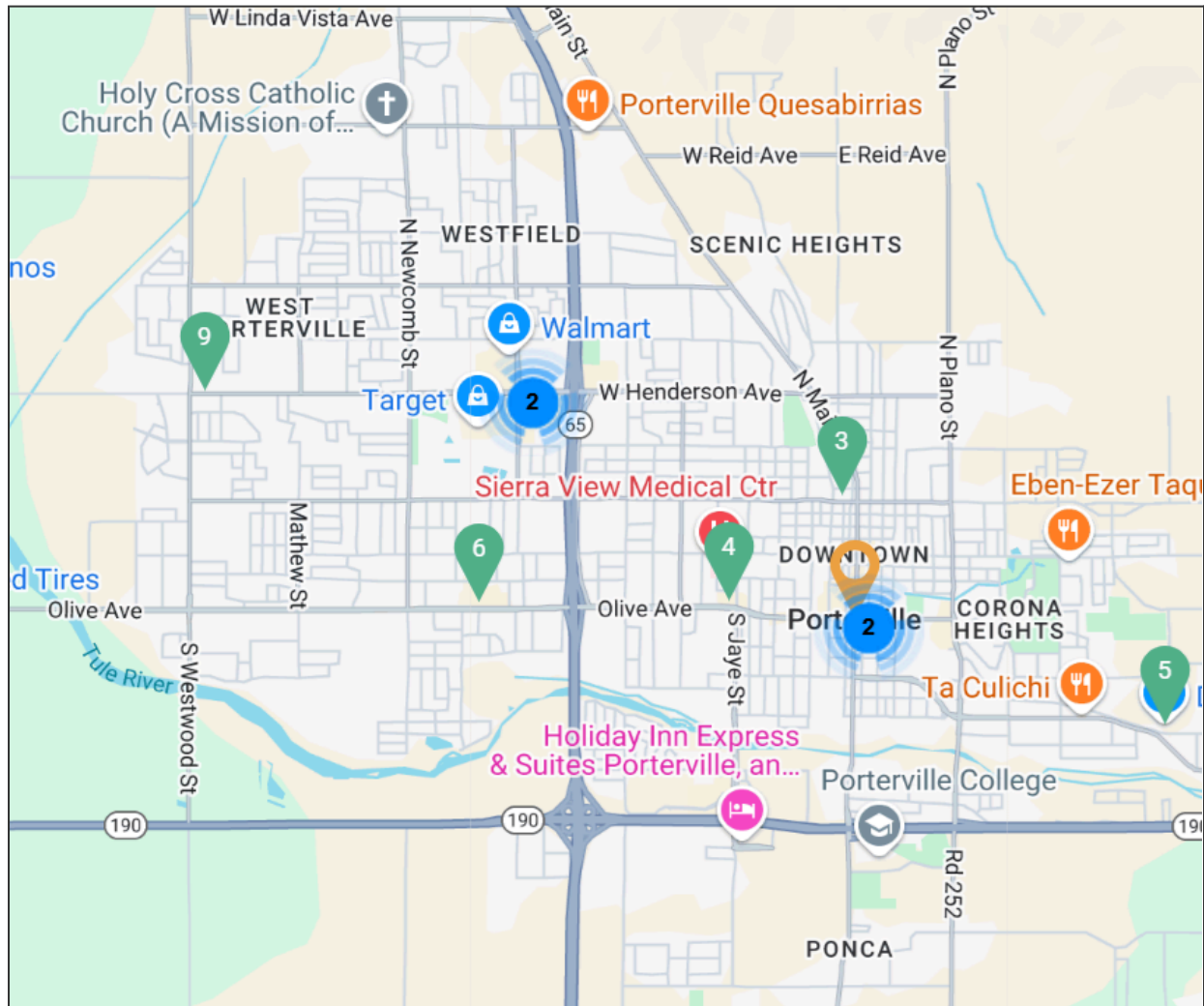
2.3.7. Retail Network

Masabi has partnered with InComm Payments, a leading global payments technology company, to utilize their existing retail network to top-up riders' stored value accounts (SVA) using InComm Payments' Vanilla Direct cash-in payment platform.



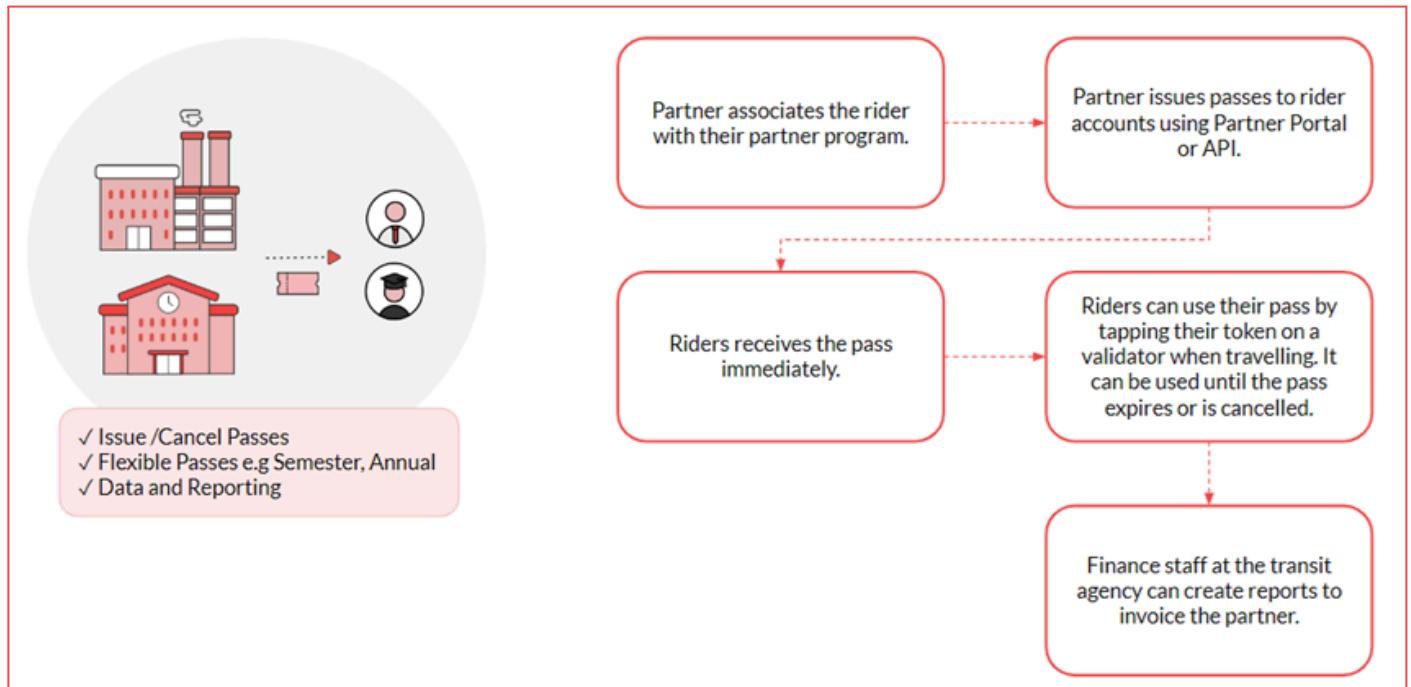
Riders can visit any participating retail outlet to preload cash onto their stored value accounts. Retailers add credit to riders' accounts by accepting a cash payment and scanning the barcode in the user's app or printed in their smart card. Riders can then use the cash deposited to use their Justride Stored Value Account to use with any tokens associated with the account or to purchase tickets in advance.

InComm Payments retail network will provide cash-preferred customers to pay cash at over fifty (50) retail outlets within Porterville Transit (**7-Eleven, Bashas', CVS Pharmacy, Circle K, Dollar General, Family Dollar, Kum & Go, Kwik Trip Inc, Nouria Energy, etc.**) and load stored value into the customer's Justride account.



2.3.8. Partner Portal

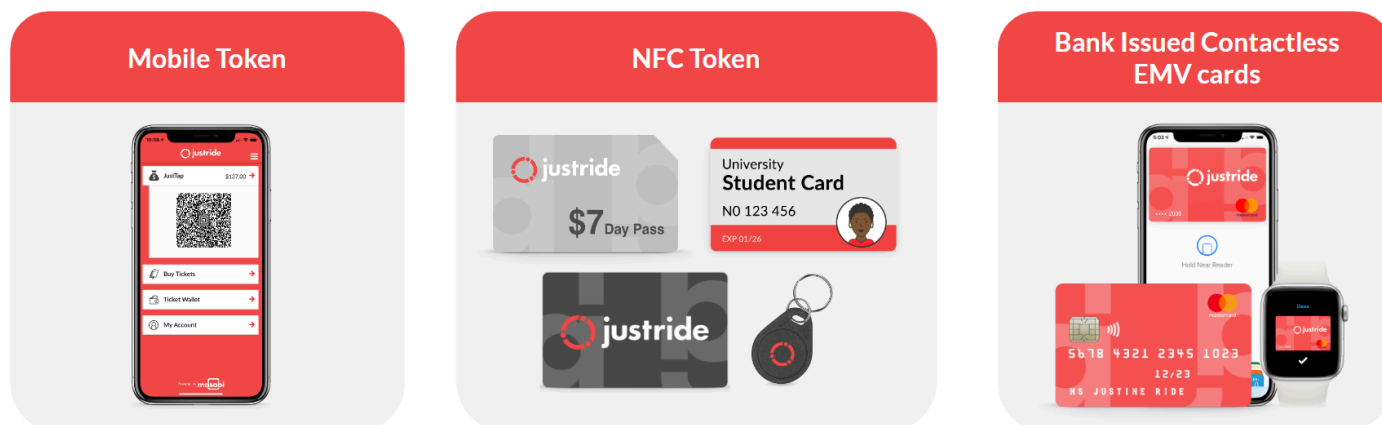
The Partner Portal is a platform for institutional account management, offering streamlined operations for transit agencies and their partner organizations, such as universities, social service agencies, and major employers in the region. Agencies can authorize partner organization administrators to issue passes to rider tokens, effectively meeting use cases such as employee transit benefits or university student semester passes. Agency institutional partners have the ability to issue fares in multiple forms, including mobile tickets, passes to ABT tokens, and printed tickets. These can be administered individually or in bulk, offering versatile solutions for different rider needs.



2.3.9. Account-Based Ticketing

Account-Based Ticketing (ABT) is an innovative approach to fare collection that has seen an increase in adoption in recent years. It represents a shift from traditional ticket-based and card-based systems and towards a more flexible and customer-centric approach. With Account-Based Ticketing, riders' fares and travel data are associated with a unique identifier, such as a mobile ABT barcode token or a smart card linked to an account where funds and products used for travel are stored and managed. Riders don't need to pre-purchase tickets before traveling in ABT systems. Additionally, agencies can offer their riders the convenience of using their Contactless EMV (cEMV) credit and debit cards to travel, making it more convenient to choose transit.

Riders are provided with the convenience and flexibility of using a variety of Contactless EMV Tokens as fare media, including their bank card or their NFC-enabled mobile device or wearables. In this case, Justride looks for the best fare available to the rider, and payment is made using a rider's contactless EMV card or digital token accessed through a mobile device. Funds are taken directly from the rider's bank account rather than their stored value account.



Justride's ABT capabilities bring new convenience and equity to riders, while agencies benefit from better flexibility, lower cash usage, and cooperation with regional agencies.

Rider Benefits

- **Convenience:** Instead of evaluating a tariff, making a guess about their expected travel, and hoping they select the correct fare, **ticketless validation** means riders can simply tap or scan their token as they board, resting assured that they will only pay for the journeys they actually take.
- **Equity:** Justride's ABT platform supports equity through several key capabilities. **Fare capping** removes the upfront cost of daily, weekly, and monthly passes, ensuring all riders benefit from the same discounts, regardless of their ability to pay in advance. Masabi's partnership with InComm's **cash digitization retail networks** provides convenient locations that accept cash to load stored value onto rider accounts. **Family accounts** allow dependents to travel using stored value in an account managed by a family member, promoting independence.

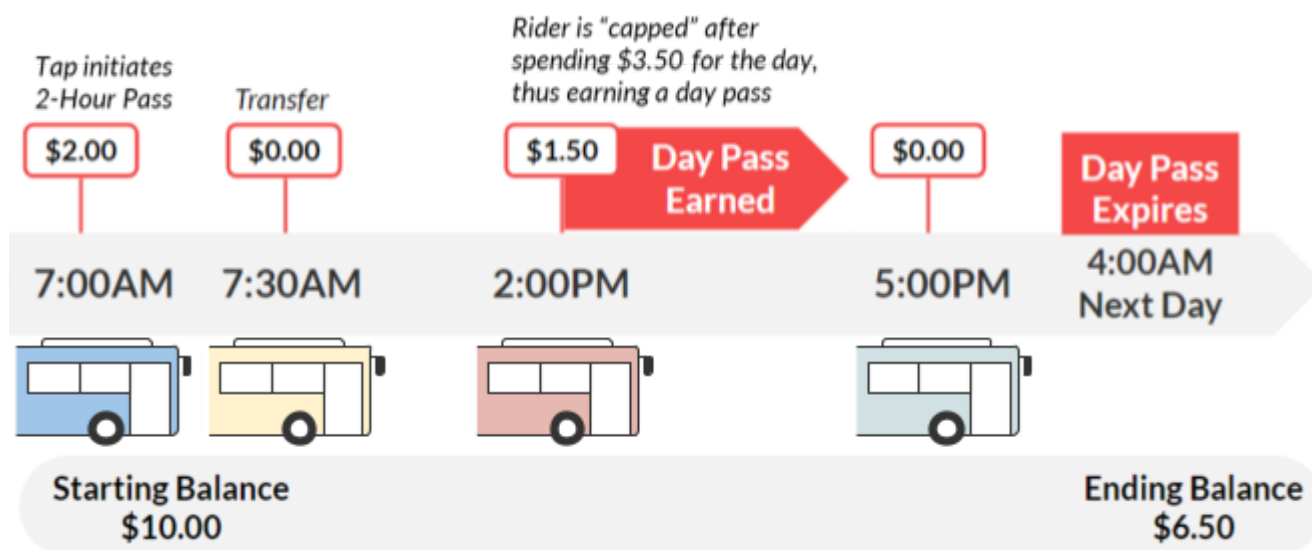
Agency Benefits

- **Operational Flexibility:** Because the back office is the source of truth rather than a smart card, the Justride ABT platform allows **flexible changes to complex tariffs**. ABT on Justride also **reduces the complexity** required for the token and validators, reducing agency costs and making it easier to switch out components as needed. Finally, **institutional partners can self-manage ABT** accounts, tokens, and stored value through the Justride Partner Portal.
- **Reduced Cash Usage:** The Justride ABT platform gives riders attractive alternatives to using cash on board, including mobile ABT barcodes, ABT smart cards, and partner institution ID cards. Unbanked and underbanked riders can digitize cash offboard at ticket offices, TVMs, and hundreds of local retailers. Justride is the first fare payment platform to enable a North American agency to eliminate cash on board permanently. Greater Dayton Regional Transit Authority (GDRTA) retired onboard fareboxes in November 2021, **leading to a 50% drop in the total cost of fare collection**.
- **Multi-Agency Support:** Justride supports multi-agency ABT, allowing riders to travel seamlessly across different transit agencies without pre-purchasing tickets for specific agencies. This capability, which separates regional and agency-specific functions, makes Masabi the preferred choice for multi-agency ABT solutions

2.3.10. Account-Based Ticketing (ABT) on the Justride Platform

ABT enables a multitude of flexible fare policies.

- **Ticketless Validation:** “Ticketless Validation” is a model in which riders pay for their transit ride as they travel instead of pre-purchasing traditional tickets or passes in advance. This system offers convenience and flexibility to riders, as they only pay for the journeys they take, without the need to determine what travel they intend to make and pre-purchase the appropriate pass or ticket before traveling. In this model, the rider does not need to know the exact fare before riding. Based on rules defined by the transit agency, the Justride Fare Engine looks for the best fare available to the rider each time they travel.
- **ABT Products:** Although agencies often implement ABT to offer a ticketless validation experience, Justride allows agencies to continue offering pre-purchased passes on the ABT platform as well. This approach supports riders who prefer the predictability and familiarity of purchasing products in advance. It allows them to purchase some long-term passes unsuitable for fare capping, like semester passes and annual passes. For agencies, pre-purchased passes offer upfront revenue.
- **Fare Capping:** Fare capping promotes social equity by removing the upfront cost of recurring transit passes. If configured, fare capping ensures the rider is always charged the lowest amount defined in the tariff rules for their recent travel history. This allows regular riders to benefit from the discounted price of a day pass or monthly pass, even if they cannot afford to purchase it upfront.



Justride supports many fare cap structures, including flat caps, monthly caps, rolling period caps, multiple caps, and tiered caps.

- **Discounts and Restricted Fares:** Justride allows managing access to eligibility-restricted products, including discounted fares, special event fares, and fares for special rider groups. Justride offers both self-service and agency-managed verification for eligibility restrictions. Justride offers flexible ways for riders or agencies to add restrictions and prove eligibility, including self-service verification, agency-supported verification, and external verification through APIs.

- **Multi-Agency Platform:** Uniquely in the industry, Masabi offers native support for regional expansion as a multi-agency ABT platform. The Justride platform's two-level hierarchical structure differentiates between regional-level and individual transit agency functions. With the implementation of ABT across multiple agencies, riders can freely travel on all ABT-supported agencies without pre-purchasing tickets or considering which agency bus they are boarding.
- **Family Accounts:** Many riders rely on someone else to purchase fares and manage accounts for them, including children, some disabled adults, and some seniors. Instead of waiting for their provider to replenish their account at a ticket vending machine or agency ticket office, Justride allows dependents to access a central stored value account managed by the provider. This means all family members can travel without waiting for someone else to purchase their ticket.

2.3.11. Near-field Communication

Masabi's Account-Based Ticketing model enables the riding public to use Near-field communication (NFC) smart cards alongside pre-purchased mobile tickets. To enable smart card support, Masabi will implement the NFC capability on the Justride Validators and enable riders to use smart cards as ABT tokens for travel. Tapping an eligible smart card on the validator will provide a 'valid' (green) result. If the card doesn't have funds or travel passes loaded in the associated Justride account, the validator will provide an 'invalid' (red) result.

2.3.12. Smart Cards

Ideal for frequent and long-term riders, extended-use smart cards provide the flexibility to load stored value funds or pre-purchased fares. These cards offer agencies maximum security and advanced encryption techniques, safeguarding against cloning and fraud. Masabi recommends that MIFARE DESfire smart cards be used as extended-use fare media. The DESfire EV3 card version is recommended for maximum security, flexibility, and future compatibility.



2.3.13. OPTIONAL Open Payments

Contactless EMV (cEMV) is a global standard that supports contactless payments. The term "Open Payments" denotes integrating contactless payment methods within public transit systems, enabling riders to use various forms of contactless payment, such as credit or debit cards and mobile wallets, to pay for transit services.

With Open Payments, riders can pay by tapping their contactless bank cards or NFC devices on a validator. Contactless EMV provides a seamless payment experience that ensures rapid transactions that are crucial for both customers and operators.



The Justride platform accommodates the full range of Open Payments using physical bank cards and mobile wallets. A cEMV bank card or a mobile wallet offers both a means to identify riders to the system and an instrument to charge them money, making it an ideal transit token for use with the Justride Account-Based Ticketing system. Riders don't need to register an account before using their cEMV bank cards to ride, and the same fare-capping rules are applicable independently, regardless of whether an account has been registered or not.

Masabi designed its Justride Validator (JRV) and platform validator (JRPV) hardware to accept Open Payments. The validators will facilitate accepting and processing contactless taps, with the Justride platform responsible for trip construction and fare calculation. Fares are automatically calculated based on rules defined by the transit agency. Riders only pay for their journeys without the need to determine what travel they intend to make and pre-purchase a pass or ticket before traveling.



Masabi provides transaction aggregation processing for EMV according to payment industry standards. Justride's EMV system does not capture the money immediately but instead holds the charges open to aggregate multiple journeys into a single payment. This approach reduces the total cost of payment processing for Open Payment transactions by minimizing the number of transactions and reducing how often the fixed transaction fee is paid.

2.3.14. Data Integration

All data collected by the system is stored in the Justride Data Warehouse and always remains the sole property of the agency. While the Justride Hub offers many reporting options sufficient for most agencies, Masabi's **DataMart APIs** offer the most flexible method of exporting data in near real-time from the Justride Hub back office into a business intelligence tool such as Tableau Online or other reconciliation software.

Masabi's **DataMart APIs** offer the most flexible method of exporting data in near real-time from the Hub back office into a business intelligence tool or other reconciliation software. All agency data held in the Justride Data Warehouse can be exported via Justride's DataMart APIs JSON format. These RESTful APIs allow an agency to export data to populate other data warehouse systems, such as financial reporting tools, or import data into Business Intelligence tools to conduct analytics.

2.3.15. CAD/AVL Integration

To integrate the agency's CAD/AVL system, Masabi proposes a server-side AVL integration with the agency's TripShot system by ingesting the GTFS-Realtime feed into Justride. This approach relies on an industry-standard feed, which is both agnostic to the AVL vendor and more cost-effective to the agency. Justride can attach route and stop information from the vehicle's TripShot CAD/AVL system to scans recorded by the validator. This integration provides consolidated location and ridership data that can help

agencies learn about ridership patterns and customer preferences to drive improvements in operations and long-range planning. Depending on the source, captured data fields can include:

- Vehicle position timestamp
- Route ID
- Route Name
- Latitude
- Longitude
- Stop ID
- Stop Name
- Trip ID
- Vehicle ID

To append AVL data to the fare payment transactions generated by the fare engine, Masabi uses a server-side integration with an agency's GTFS-Realtime feed rather than through a local integration with the CAD/AVL system. Integrating with an industry-standard feed offers several advantages over directly integrating with the AVL system. Because GTFS-Realtime is a near-ubiquitous industry standard, this integration is the same across all CAD/AVL providers, reducing the effective effort compared to a bespoke integration and reducing this integration to configuration and testing.

2.3.16. On-Demand Service Integration

Masabi can work with on-demand service providers such as VIA to deliver an integration for mobile ticketing. The following sections describe different ways on-demand services can integrate with Justride.

Mobile Ticketing

Porterville Transit can work with VIA to make pre-purchase on-demand tickets available to the public via mobile applications. This approach provides a simplified rider experience: a rider books the on-demand service and pre-purchases a ticket. The ticket can be activated when boarding and shown to the driver for visual validation or validated against an onboard inspection device.

The rider would use the Justride Rider App or the VIA on-demand app that integrates Masabi's Rider SDK to make Justride ticketing functionality available in the on-demand service scheduling app. Masabi will provide its Rider SDK to allow VIA to embed the Justride ticketing into its mobile application. The SDK handles all interaction back to Justride and displays any mobile tickets bought by the rider.

When a rider is ready to travel, they activate one or more tickets, which 'stamps' the ticket, preventing re-use. Once activated, the ticket displays a secure time-based animation for visual validation by the operator staff and a 2D barcode for secure scanning on an on-board validator or by the driver.

Account-Based Ticketing

Porterville Transit could extend a rider's existing ABT token to travel on on-demand vehicles. In this scenario, an onboard validator or an inspection app would validate the token.

Riders would book a trip using the existing process. When the rider is picked up, the fare media is validated using an inspection device. This scan triggers sending a "virtual tap" to the Justride back office. The trip cost is deducted from the associated stored value account or charged to the open-loop payment mechanism.

If Porterville Transit wanted to extend open-loop payments to paratransit riders, each vehicle would require a Contactless EMV-compatible validator.

Stored Value Integration

A Stored Value Account is a transport credit balance held in Justride against a rider's account that the rider can use to pay for travel later. VIA can integrate Justride API into the Stored Value Account (SVA) of the rider booking the journey. VIA will provide the booking and scheduling solution and take payment at the time of the booking. The advantage of this approach is that it offers a single stored value account across the operator's regular and on-demand services.

VIA could also take payment from the rider's SVA only when the rider takes the trip. This relies on the VIA, allowing a driver to input that the rider has boarded the vehicle and the trip has started.

To address the issue of on-demand buses lacking a communication method between drivers and the booking system, a suggested solution from Masabi is to facilitate payment at the time of booking using Stored Value. This approach ensures that the rider's payment is processed, mitigating the risk of insufficient funds upon the driver's arrival at the pickup spot. In case of a bus or journey cancellation, a refund can be provided to the rider, thus maintaining a fair and convenient payment process for both parties involved. Implementing this system eliminates unnecessary inconveniences and complications, enhancing the overall efficiency and reliability of the on-demand services.

3. Price Proposal

The table below provides the price breakdown for implementing and operating Porterville Transit's Justride fare payments platform. All prices are in USD.

UC	Upfront Costs	Quantity	Unit Price	Extended Price (USD)
DS	Deployment Services	Quantity	Unit Price	Extended Price
1.0	Project Delivery Services			
1.01	Project Management and Training			
	Mobile + Electronic Validation + ABT	1.00	80,000.00	80,000.00
1.01	Subtotal Project Management and Training			80,000.00
1.0	Subtotal Project Delivery Services			80,000.00
DS	Subtotal Deployment Services			80,000.00
BI	Integrations	Quantity	Unit Price	Extended Price
2.0	Integrations and Configuration			
2.01	GTFS AVL Data Ingestion			
	Developer	6.00	1,450.00	8,700.00
2.01	Subtotal GTFS AVL Data Ingestion			8,700.00
2.02	SAMs Configuration and Initialization			
	Developer	8.00	1,450.00	11,600.00
	Launch Ops Analyst	1.00	1,340.00	1,340.00
2.02	Subtotal SAMs Configuration and Initialization			12,940.00
2.0	Subtotal Integrations and Configuration			21,640.00
BI	Subtotal Integrations			21,640.00
EV	Electronic Validation	Quantity	Unit Price	Extended Price
4.0	Base Electronic Validation Equipment			
4.01	On-board Validation Hardware			
	JRV Validator	14.00	1,300.00	18,200.00
	JRV standard stanchion	14.00	190.00	2,660.00
	JRV Validator - spares	1.00	1,300.00	1,300.00
	JRV Validator - UAT unit	1.00	1,300.00	1,300.00
	JRV Validator - UAT - Mounting Kit	1.00	260.00	260.00
	SAM Modules	16.00	25.00	400.00
	Standard JRV Cabling	16.00	180.00	2,880.00

	Shipping	16.00	95.00	1,520.00
4.01	Subtotal On-board Validation Hardware			28,520.00
4.02	JRVs Commissioning and Installation Support			
	JRVs Commissioning and Installation Support	14.00	250.00	3,500.00
4.02	Subtotal JRVs Commissioning and Installation Support			3,500.00
4.0	Subtotal Base Electronic Validation Equipment			32,020.00
EV	Subtotal Electronic Validation			32,020.00

EVI	Electronic Validation Installation	Quantity	Unit Price	Extended Price
5.0	Installation Electronic Validation			
5.01	Onboard Validation Installation Services			
	Mobilization - Technician	3.00	1,700.00	5,100.00
	Installation of one JRV	14.00	560.00	7,840.00
5.01	Subtotal Onboard Validation Installation Services			12,940.00
5.0	Subtotal Installation Electronic Validation			12,940.00
EVI	Subtotal Electronic Validation Installation			12,940.00
UC	Subtotal Upfront Costs			146,600.00

UOP	Upfront Optional Costs	Quantity	Unit Price	Extended Price (USD)
FM	Riders Fare Media	Quantity	Unit Price	Extended Price
6.0	Fare Media			
6.01	Extended-Use Fare Media			
	Smart card initial sample stock (maximum 100 test cards, one type), including programming and shipping, if ordered in advance	1.00	5,000.00	5,000.00
	Smart card initial stock (5,000 batch rate, one card type), including programming and shipping	5,000.00	3.42	17,100.00
6.01	Subtotal Extended-Use Fare Media			22,100.00
6.0	Subtotal Fare Media			22,100.00
FM	Subtotal Riders Fare Media			22,100.00
UOP	Subtotal Upfront Optional Costs			22,100.00

OPEX	Operational Costs	Quantity	Unit Price	Extended Price (USD)
Y1	Annual Operational Costs			
6.02	Transaction Revenue Share Estimate			
	Transaction Revenue Share Estimate	300,000.00	1.50%	4,500.00
6.02	Subtotal Transaction Revenue Share Estimate			4,500.00
6.03	Platform Maintenance and Support NEORide Tier 4			
	Justride Platform Maintenance and Support Fee for Mobile + Electronic Validation + ABT	1.00	6,000.00	6,000.00
6.03	Subtotal Platform Maintenance and Support NEORide Tier 4			6,000.00
6.04	Retail Networks Sales Channels Costs			
	InComm Retail Network Transaction Fee		5.0%	TBD
6.04	Subtotal Retail Networks Sales Channels Costs			
Y1	Subtotal Annual Operational Costs			10,500.00
OPEX	Subtotal Annual Operational Costs			10,500.00

All Goods and Services included in this Sales Quotation are subject to the Software as a Service and Hardware Agreement entered into between Masabi LLC and the NEORide Council of Governments dated 8 March 2024.



Token Transit
2261 Market Street STE 5999
San Francisco, CA 94114
415-918-6770

Quote

Submitted on 4/01/25

Token Transit Contact

Zack Browne
zachary@tokentransit.com
608-770-5514

Project Name

Fare Collection with Token Transit

Quote for

Ticketing, Validators (Hardware & Software),
Integrations

To:

Porterville Transit

Project Term Length

3 Years

Start Date

N/A

Quote Valid Until

June 30, 2025

Payment Term

Upfront net 30 days for one-time costs; net 30
days of service launch date for recurring costs

Description	Unit Price (USD)	Qty	Years	Total price
Mobile Ticketing Implementation (One-time cost)	\$2,500.00	1	1	\$2,500.00
Implementation of Agency details in mobile app	Included			
Customer Success: onboarding	Included	-	-	-
Mobile Ticketing Software Maintenance and Support (Annual recurring cost)	\$2,500.00	1	1	\$2,500.00
Maintenance & Support of Token Transit app	Included	-	-	-
Data & reporting (Token Transit Portal)	Included	-	-	-
Unlimited fare modifications	Included	-	-	-
Support for promotional, reduced, or discounted fares				
Fare capping	Included	-	-	-
Mobile & Physical Ticketing Payment Processing & Customer Support	10% of transaction for transactions greater or equal to \$2.00; \$.06 + 7% for transactions less than \$2.00			
Fare payment processing of mobile and physical fares	Included	-	-	-
Send-a-pass and Community Pass Program functionality	Included	-	-	-
Rider Support: front line for rider support	Included	-	-	-
Customer Success: ongoing support	Included	-	-	-
OPTIONAL: Trip Planning App Integration (Annual recurring cost)	\$5,000.00	1	1	\$5,000.00
Integrations with Transit, Moovit, and Citymapper	Included	-	-	
Hardware Validator (One-time cost)*				
Total units for existing fleet	\$2,000.00	14	1	\$28,000.00
10% spares + 1 demo unit	\$2,000.00	2	1	\$4,000.00
Flat surface cradle mount & power cord extension for demo unit	\$500.00	1	1	\$500.00
Sales tax for Hardware Validator (One-time cost)				\$3,006.25
* Includes 5 year warranty & mounting kit		-	-	-
Hardware Installation (One-time cost)	\$1,300.00	14	1	\$18,200.00
On-site survey	Included	-	-	-



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Enter into a Five-Year Lease Agreement with Flock Safety for Four Additional Automated License Plate Reader (ALPR) Cameras

SOURCE: Police

COMMENT: In 2022, the Porterville Police Department deployed twelve (12) Automated License Plate Reader (ALPR) cameras through a lease agreement with Flock Safety. These solar-powered, real-time cameras have enhanced the Department's ability to investigate and deter crime, particularly vehicle thefts and property-related offenses. The Flock system also integrates with the Department's existing Axon body-worn camera platform, providing a cohesive toolset for modern policing.

The system has yielded multiple investigative leads and arrests, including recovery of stolen vehicles and identification of suspects in property crimes. Its Vehicle Fingerprint™ technology and access to a statewide and nationwide law enforcement network make it a high-value tool for the Department.

Due to continued success, staff recommends expanding the program by leasing an additional four (4) ALPR cameras. This expansion will bring the City's total deployment to sixteen (16) units, improving coverage in high-traffic and high-crime areas as identified through data analysis and operational need.

Funding in the amount of \$60,000 (\$12,000 per year over five years) has been secured and approved by the AB286/AB183/DMV Auto Theft Governing Control Board. The City has also negotiated a \$7,600 discount through the new co-termed agreement with Flock Safety, bringing additional value to the investment.

The Master Services Agreement and updated Order Form are included as attachments. This contract is proposed as a sole-source procurement, as Flock Safety is the exclusive provider and manufacturer of the integrated ALPR system currently in use by the Department.

RECOMMENDATION: That the City Council:

1. Authorize the Police Department to enter into a co-termed five-year lease agreement with Flock Safety for the installation of four (4) additional ALPR cameras, increasing the total number of

deployed cameras to sixteen (16), in the amount of \$60,000 over five years; and

2. Authorize the Chief of Police or designee to execute all necessary documents and make payments in accordance with the contractual terms.

ATTACHMENTS:

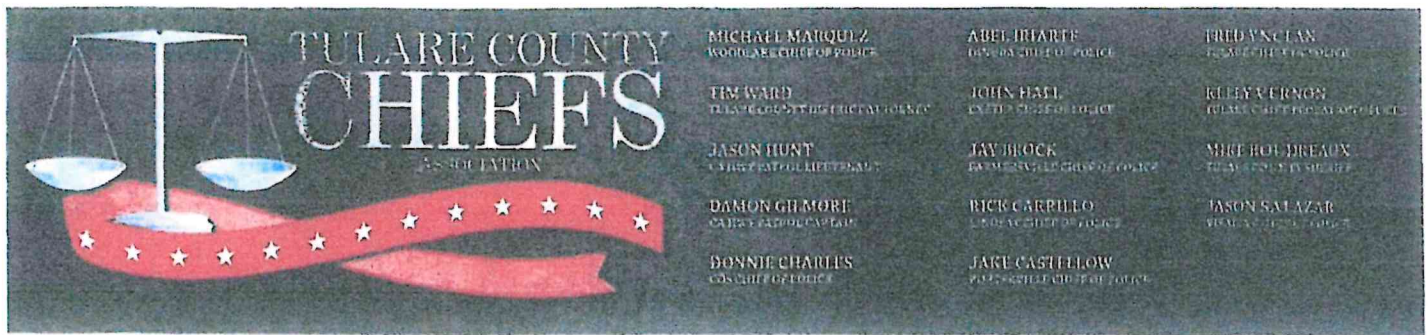
1. Auto Theft Money Request (FLOCK project)TCCA
2. Flock Safety Agreement (2025)
3. Flock Master Services Agreement (2025)

Appropriated/Funded:

Review By:

Department Director:
Jake Castellow, Chief of Police

Final Approver: Richard Tree, Interim City Manager



AB286/AB183/DMV Auto Theft Funds Board Approval 2025

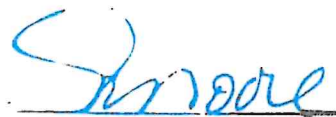
Request received from: Chief J. Castellow

Amount Requested: \$60,000.00

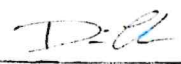
Funds will be used for:

Please refer to the attached narrative.

TCCA DMV Auto Theft Funds Board Approval:


Chief Moore, Lindsay Police Dept

5-22-2025
Date

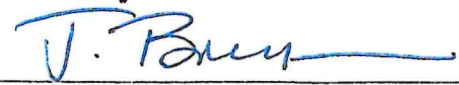

Chief Charles, COS Police Dept

05/22/2025
Date


Chief Salazar, Visalia Police Dept

5/22/2025
Date

Reviewed by TCCA Vice President:


Chief Brock, Farmerville Police Dept

5-26-2025
Date

Flock Safety + CA - Porterville PD

Flock Group Inc.
1170 Howell Mill Rd, Suite 210
Atlanta, GA 30318

MAIN CONTACT:
Caroline Fraher
caroline.fraher@flocksafety.com
310-844-3659

flock safety



EXHIBIT A
ORDER FORM

Customer: CA - Porterville PD
Legal Entity Name: CA - Porterville PD
Accounts Payable Email: smarsh@ci.porterville.ca.us
Address: 350 N D St Porterville, California 93257

Initial Term: 60 Months
Renewal Term: 24 Months
Payment Terms: Net 30
Billing Frequency: Annual
Retention Period: 30 Days

Hardware and Software Products

Annual recurring amounts over subscription term

Item	Cost	Quantity	Total
Flock Safety Platform			\$48,000.00
Flock Safety Platform			
Flock Safety Platform - Essentials	Included	1	Included
Flock Safety LPR Products			
Flock Safety LPR, fka Falcon	Included	12	Included
Flock Safety LPR, fka Falcon	Included	4	Included

Professional Services and One Time Purchases

Item	Cost	Quantity	Total
One Time Fees			
Flock Safety Professional Services			
Professional Services - Advanced Implementation Fee	\$0.00	4	\$0.00

Subtotal Year 1:	\$48,000.00
Annual Recurring Subtotal:	\$48,000.00
Discounts:	\$7,600.00
Estimated Tax:	\$0.00
Contract Total:	\$240,000.00

Taxes shown above are provided as an estimate. Actual taxes are the responsibility of the Customer. This Agreement will automatically renew for successive renewal terms of the greater of one year or the length set forth on the Order Form (each, a "Renewal Term") unless either Party gives the other Party notice of non-renewal at least thirty (30) days prior to the end of the then-current term.

The Term for Flock Hardware shall commence upon first installation and validation, except that the Term for any Flock Hardware that requires self-installation shall commence upon execution of the Agreement. In the event a Customer purchases more than one type of Flock Hardware, the earliest Term start date shall control. In the event a Customer purchases software only, the Term shall commence upon execution of the Agreement.

Special Terms:

- This Agreement supersedes any and all previously executed agreement between the Parties, relating to the provision of services by Flock to Customer and

any exhibits attached thereto or incorporated therein by reference. Upon execution of this Agreement, all previously executed agreements pertaining to the Services provided shall run coterminous with the Term of this Agreement. In the event of any overlap in subscription terms and prior invoices, payments will be provided in pro rata credit. Any estimates provided on credits are subject to change based on execution of new contract.

Billing Schedule

Billing Schedule	Amount (USD)
Year 1	
At Contract Signing	\$48,000.00
Annual Recurring after Year 1	\$48,000.00
Contract Total	\$240,000.00

*Tax not included

Discounts

Discounts Applied	Amount (USD)
Flock Safety Platform	\$0.00
Flock Safety Add-ons	\$0.00
Flock Safety Professional Services	\$7,600.00

Product and Services Description

Flock Safety Platform Items	Product Description
Flock Safety LPR, fka Falcon	Law enforcement grade infrastructure-free (solar power + LTE) license plate recognition camera with Vehicle Fingerprint™ technology (proprietary machine learning software) and real-time alerts for unlimited users.
Flock Safety Platform - Essentials	An integrated public safety platform that detects, centralizes and decodes actionable evidence to increase safety, improve efficiency, and connect the community.
Flock Safety LPR, fka Falcon	Law enforcement grade infrastructure-free (solar power + LTE) license plate recognition camera with Vehicle Fingerprint™ technology (proprietary machine learning software) and real-time alerts for unlimited users.
Professional Services - Advanced Implementation Fee	One-time Professional Services engagement. Includes site & safety assessment, camera setup & testing, and shipping & handling in accordance with the Flock Safety Advanced Implementation Service Brief.

FlockOS Features & Description

FlockOS Features	Description
Community Network Access	The ability to request direct access to feeds from privately owned Flock Safety LPR cameras located in neighborhoods, schools, and businesses in your community, significantly increasing actionable evidence that clears cases.
Unlimited Users	Unlimited users for FlockOS
State Network (License Plate Lookup Only)	Allows agencies to look up license plates on all cameras opted into the Flock Safety network within your state.
Nationwide Network (License Plate Lookup Only)	With the vast Flock Safety sharing network, law enforcement agencies no longer have to rely on just their devices alone. Agencies can leverage a nationwide system boasting 10 billion additional plate reads per month to amplify the potential to collect vital evidence in otherwise dead-end investigations.
Law Enforcement Network Access	The ability to request direct access to evidence detection devices from Law Enforcement agencies outside of your jurisdiction.
Time & Location Based Search	Search full, partial, and temporary plates by time at particular device locations
License Plate Lookup	Look up specific license plate location history captured on Flock devices
Vehicle Fingerprint Search	Search footage using Vehicle Fingerprint™ technology. Access vehicle type, make, color, license plate state, missing / covered plates, and other unique features like bumper stickers, decals, and roof racks.
Insights & Analytics	Reporting tool to help administrators manage their LPR program with device performance data, user and network audits, plate read reports, hot list alert reports, event logs, and outcome reports.
Real-Time NCIC Alerts on Flock ALPR Cameras	Receive automated alerts when vehicles entered into established databases for missing and wanted persons are detected, including the FBI's National Crime Information Center (NCIC) and National Center for Missing & Exploited Children (NCMEC) databases.
Unlimited Custom Hot Lists	Ability to add a suspect's license plate to a custom list and get alerted when it passes by a Flock camera

By executing this Order Form, Customer represents and warrants that it has read and agrees to all of the terms and conditions contained in the Master Services Agreement attached.

The Parties have executed this Agreement as of the dates set forth below.

FLOCK GROUP, INC.

Customer: CA - Porterville PD

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

PO Number: _____

Master Services Agreement

This Master Services Agreement (this “**Agreement**”) is entered into by and between Flock Group Inc. with a place of business at 1170 Howell Mill Road NW Suite 210, Atlanta, GA 30318 (“**Flock**”) and the entity identified in the signature block (“**Customer**”) (each a “**Party**,” and together, the “**Parties**”). This Agreement is effective on the date of mutual execution (“**Effective Date**”). Parties will sign an Order Form (“**Order Form**”) which will describe the Flock Services to be performed and the period for performance, attached hereto as **Exhibit A**.

RECITALS

WHEREAS, Flock offers a software and hardware situational awareness solution through Flock’s technology platform that upon detection is capable of capturing audio, video, image, and recording data and provide notifications to Customer (“**Notifications**”);

WHEREAS, Customer desires access to the Flock Services (defined below) on existing devices, provided by Customer, or Flock provided Flock Hardware (as defined below) in order to create, view, search and archive Footage and receive Notifications, via the Flock Services; and

NOW THEREFORE, in consideration of the mutual promises and covenants set forth herein, the Parties agree as follows:

1. DEFINITIONS

Certain capitalized terms, not otherwise defined herein, have the meanings set forth or cross-referenced in this Section 1.

1.1 “**Agreement**” means the order form (to be provided as Exhibit A, “Order Form”), these terms and conditions, and any document therein incorporated by reference in section 11.4.

1.2 “**Anonymized Data**” means Customer Data permanently stripped of identifying details and any potential personally identifiable information, by commercially available standards which

irreversibly alters data in such a way that a data subject (i.e., individual person or entity) can no longer be identified directly or indirectly.

1.3 “**Authorized End User(s)**” means any individual employees, agents, or contractors of Customer accessing or using the Services, under the rights granted to Customer pursuant to this Agreement.

1.4 “**Customer Data**” means the data, media, and content provided by Customer through the Services. For the avoidance of doubt, the Customer Data will include the Footage.

1.5. “**Customer Hardware**” means the third-party camera owned or provided by Customer and any other physical elements that interact with the Embedded Software and the Web Interface to provide the Services.

1.6 “**Effective Date**” means the date this Agreement is mutually executed (valid and enforceable) by both Parties.

1.7 “**Embedded Software**” means the Flock proprietary software and/or firmware integrated with or installed on the Flock Hardware or Customer Hardware.

1.8 “**Flock Hardware**” means the Flock device(s), which may include the pole, clamps, solar panel, installation components, and any other physical elements that interact with the Embedded Software and the Web Interface, to provide the Flock Services as specifically set forth in the applicable Order Form.

1.9 “**Flock IP**” means the Services, the Embedded Software, and any intellectual property or proprietary information therein or otherwise provided to Customer and/or its Authorized End Users. Flock IP does not include Footage (as defined below).

1.10 “**Flock Services**” means the provision of Flock’s software and hardware situational awareness solution, via the Web Interface, for automatic license plate detection, alerts, audio detection, searching image records, video and sharing Footage.

1.11 “**Footage**” means still images, video, audio, and other data captured by the Flock Hardware or Customer Hardware in the course of and provided via the Flock Services.

1.12 “**Integration Data**” means any distribution of data from a Customer requested third party integration.

1.13 “**Installation Services**” means the services provided by Flock for installation of Flock Services.

1.14 “**Permitted Purpose**” means for legitimate public safety and/or business purpose, including but not limited to the awareness, prevention, and prosecution of crime; investigations; and prevention of commercial harm, to the extent permitted by law.

1.15 “**Retention Period**” means the time period that the Customer Data is stored within the cloud storage, as specified in the applicable Order Form. Flock deletes all Footage on a rolling thirty (30) day basis, except as otherwise stated on the Order Form. Customer shall be responsible for extracting, downloading and archiving Footage from the Flock Services on its own storage devices.

1.16 “**Term**” means the date, unless otherwise stated in the Order Form, upon which the cameras are validated by both Parties as operational.

1.17 “**Web Interface**” means the website(s) or application(s) through which Customer and its Authorized End Users can access the Services.

2. SERVICES AND SUPPORT

2.1 Provision of Access. Flock hereby grants to Customer a non-exclusive, non-transferable right to access the features and functions of the Flock Services via the Web Interface during the Term, solely for the Authorized End Users. The Footage will be available for Authorized End Users to access and download via the Web Interface for the Retention Period. Authorized End Users will be required to sign up for an account and select a password and username (“**User ID**”). Customer shall be responsible for all acts and omissions of Authorized End Users. Customer shall undertake reasonable efforts to make all Authorized End Users aware of all applicable provisions of this Agreement and shall cause Authorized End Users to comply with such provisions. Flock may use the services of one or more third parties to deliver any part of the Flock Services, (such as using a third party to host the Web Interface for cloud storage or a cell phone provider for wireless cellular coverage).

2.2 Embedded Software License. Flock grants Customer a limited, non-exclusive, non-transferable, non-sublicensable (except to the Authorized End Users), revocable right to use the Embedded Software as it pertains to Flock Services, solely as necessary for Customer to use the Flock Services.

2.3 Support Services. Flock shall monitor the Flock Services, and any applicable device health, in order to improve performance and functionality. Flock will use commercially reasonable efforts to respond to requests for support within seventy-two (72) hours. Flock will provide Customer with reasonable technical and on-site support and maintenance services in-person, via phone or by email at support@flocksafety.com (such services collectively referred to as “*Support Services*”).

2.4 Updates to Platform. Flock may make any updates to system or platform that it deems necessary or useful to (i) maintain or enhance the quality or delivery of Flock’s products or services to its agencies, the competitive strength of, or market for, Flock’s products or services, such platform or system’s cost efficiency or performance, or (ii) to comply with applicable law. Parties understand that such updates are necessary from time to time and will not diminish the quality of the services or materially change any terms or conditions within this Agreement.

2.5 Service Interruption. Services may be interrupted in the event that: (a) Flock’s provision of the Services to Customer or any Authorized End User is prohibited by applicable law; (b) any third-party services required for Services are interrupted; (c) if Services are being used for malicious, unlawful, or otherwise unauthorized use; (d) there is a threat or attack on any of the Flock IP by a third party; or (e) scheduled or emergency maintenance (“*Service Interruption*”).

Flock will make commercially reasonable efforts to provide written notice of any Service Interruption to Customer, to provide updates, and to resume providing access to Flock Services as soon as reasonably possible after the event giving rise to the Service Interruption is cured. Flock will have no liability for any damage, liabilities, losses (including any loss of data or profits), or any other consequences that Customer or any Authorized End User may incur as a result of a Service Interruption. To the extent that the Service Interruption is not caused by Customer’s direct actions or by the actions of parties associated with the Customer, the time will be tolled by the duration of the Service Interruption (for any continuous suspension lasting at least one full day). For example, in the event of a Service Interruption lasting five (5) continuous days, Customer will receive a credit for five (5) free days at the end of the Term.

2.6 Service Suspension. Flock may temporarily suspend Customer’s and any Authorized End User’s access to any portion or all of the Flock IP or Flock Service if (a) there is a threat or attack on any of the Flock IP by Customer; (b) Customer’s or any Authorized End User’s use of the Flock IP disrupts or poses a security risk to the Flock IP or any other customer or vendor of

Flock; (c) Customer or any Authorized End User is/are using the Flock IP for fraudulent or illegal activities; (d) Customer has violated any term of this provision, including, but not limited to, utilizing Flock Services for anything other than the Permitted Purpose; or (e) any unauthorized access to Flock Services through Customer's account ("***Service Suspension***"). Customer shall not be entitled to any remedy for the Service Suspension period, including any reimbursement, tolling, or credit. If the Service Suspension was not caused by Customer, the Term will be tolled by the duration of the Service Suspension.

2.7 Hazardous Conditions. Flock Services do not contemplate hazardous materials, or other hazardous conditions, including, without limit, asbestos, lead, or toxic or flammable substances. In the event any such hazardous materials are discovered in the designated locations in which Flock is to perform services under this Agreement, Flock shall have the right to cease work immediately.

3. CUSTOMER OBLIGATIONS

3.1 Customer Obligations. Flock will assist Customer Authorized End Users in the creation of a User ID. Authorized End Users agree to provide Flock with accurate, complete, and updated registration information. Authorized End Users may not select as their User ID, a name that they do not have the right to use, or any other name with the intent of impersonation. Customer and Authorized End Users may not transfer their account to anyone else without prior written permission of Flock. Authorized End Users shall not share their account username or password information and must protect the security of the username and password. Unless otherwise stated and defined in this Agreement, Customer shall not designate Authorized End Users for persons who are not officers, employees, or agents of Customer. Authorized End Users shall only use Customer-issued email addresses for the creation of their User ID. Customer is responsible for any Authorized End User activity associated with its account. Customer shall ensure that Customer provides Flock with up-to-date contact information at all times during the Term of this Agreement. Customer shall be responsible for obtaining and maintaining any equipment and ancillary services needed to connect to, access or otherwise use the Flock Services (e.g., laptops, internet connection, mobile devices, etc.). Customer shall (at its own expense) provide Flock with reasonable access and use of Customer facilities and Customer personnel in order to enable

Flock to perform Services (such obligations of Customer are collectively defined as “*Customer Obligations*”).

3.2 Customer Representations and Warranties. Customer represents, covenants, and warrants that Customer shall use Flock Services only in compliance with this Agreement and all applicable laws and regulations, including but not limited to any laws relating to the recording or sharing of data, video, photo, or audio content.

4. DATA USE AND LICENSING

4.1 Customer Data. As between Flock and Customer, all right, title and interest in the Customer Data, belong to and are retained solely by Customer. Customer hereby grants to Flock a limited, non-exclusive, royalty-free, irrevocable, worldwide license to use the Customer Data and perform all acts as may be necessary for Flock to provide the Flock Services to Customer. Flock does not own and shall not sell Customer Data.

4.2 Customer Generated Data. Flock may provide Customer with the opportunity to post, upload, display, publish, distribute, transmit, broadcast, or otherwise make available, messages, text, illustrations, files, images, graphics, photos, comments, sounds, music, videos, information, content, ratings, reviews, data, questions, suggestions, or other information or materials produced by Customer (“*Customer Generated Data*”). Customer shall retain whatever legally cognizable right, title, and interest in Customer Generated Data. Customer understands and acknowledges that Flock has no obligation to monitor or enforce Customer’s intellectual property rights of Customer Generated Data. Customer grants Flock a non-exclusive, irrevocable, worldwide, royalty-free, license to use the Customer Generated Data for the purpose of providing Flock Services. Flock does not own and shall not sell Customer Generated Data.

4.3 Anonymized Data. Flock shall have the right to collect, analyze, and anonymize Customer Data and Customer Generated Data to the extent such anonymization renders the data non-identifiable to create Anonymized Data to use and perform the Services and related systems and technologies, including the training of machine learning algorithms. Customer hereby grants Flock a non-exclusive, worldwide, perpetual, royalty-free right to use and distribute such Anonymized Data to improve and enhance the Services and for other development, diagnostic and corrective purposes, and other Flock offerings. Parties understand that the aforementioned

license is required for continuity of Services. Flock does not own and shall not sell Anonymized Data.

4.4 Data Distribution. Customer may, upon request, choose to integrate Flock Services with a third party to either distribute Integration Data or Customer Data (such third party, “Recipient”). Upon such request, Customer hereby grants to Flock a non-exclusive, non-transferable, royalty-free, perpetual license to access, share, view, record, duplicate, store, save, reproduce, modify, display, and distribute Customer Data and/or Integration Data, as required by the requested distribution. Customer acknowledges that such data may be viewed, recorded, duplicated, stored, saved, reproduced, modified, displayed, distributed, and retained by Recipient for a period longer than Flock’s standard retention period and hereby provides consent to such retention period. Unless expressly listed in the Order Form, the provision, access, or use of any Application Programming Interfaces (“APIs”) is not included under this Agreement. Any rights, licenses, or obligations related to APIs shall be governed solely by the terms set forth in the Order Form or a separate agreement between the parties.

5. CONFIDENTIALITY; DISCLOSURES

5.1 Confidentiality. To the extent required by any applicable public records requests, each Party (the “**Receiving Party**”) understands that the other Party (the “**Disclosing Party**”) has disclosed or may disclose business, technical or financial information relating to the Disclosing Party’s business (hereinafter referred to as “**Proprietary Information**” of the Disclosing Party). Proprietary Information of Flock includes non-public information provided by the Disclosing Party to the Receiving Party regarding features, functionality and performance of this Agreement. Proprietary Information of Customer includes non-public data provided by Customer to Flock or collected by Flock via Flock Services, which includes but is not limited to geolocation information and environmental data collected by sensors. The Receiving Party agrees: (i) to take the same security precautions to protect against disclosure or unauthorized use of such Proprietary Information that the Party takes with its own proprietary information, but in no event less than commercially reasonable precautions, and (ii) not to use (except in performance of the Services or as otherwise permitted herein) or divulge to any third person any such Proprietary Information. The Disclosing Party agrees that the foregoing shall not apply with respect to any information that the Receiving Party can document (a) is or becomes generally

available to the public; or (b) was in its possession or known by it prior to receipt from the Disclosing Party; or (c) was rightfully disclosed to it without restriction by a third party; or (d) was independently developed without use of any Proprietary Information of the Disclosing Party. Nothing in this Agreement will prevent the Receiving Party from disclosing the Proprietary Information pursuant to any judicial or governmental order, provided that the Receiving Party gives the Disclosing Party reasonable prior notice of such disclosure to contest such order. At the termination of this Agreement, all Proprietary Information will be returned to the Disclosing Party, destroyed or erased (if recorded on an erasable storage medium), together with any copies thereof, when no longer needed for the purposes above, or upon request from the Disclosing Party, and in any case upon termination of the Agreement. Notwithstanding any termination, all confidentiality obligations of Proprietary Information that is trade secret shall continue in perpetuity or until such information is no longer trade secret.

5.2 Usage Restrictions on Flock IP. Flock and its licensors retain all right, title and interest in and to the Flock IP and its components, and Customer acknowledges that it neither owns nor acquires any additional rights in and to the foregoing not expressly granted by this Agreement. Customer further acknowledges that Flock retains the right to use the foregoing for any purpose in Flock's sole discretion. Customer and Authorized End Users shall not: (i) directly or indirectly, reverse engineer, decompile, disassemble, or otherwise attempt to discover, or recreate the source code, object code or underlying structure, ideas or algorithm of the Flock Services or any software provided hereunder; modify, translate, or create derivative works based on the Flock Services or any software provided hereunder, (ii) attempt to modify, alter, tamper with or repair any of the Flock IP, or attempt to create any derivative product from any of the foregoing; (iii) interfere or attempt to interfere in any manner with the functionality or proper working of any of the Flock IP; (iv) remove, obscure, or alter any notice of any intellectual property or proprietary right appearing on or contained within the Flock Services or Flock IP; (v) use the Flock Services for anything other than the Permitted Purpose; or (vi) assign, sublicense, sell, resell, lease, rent, or otherwise transfer, convey, pledge as security, or otherwise encumber, Customer's rights. There are no implied rights.

5.3 Disclosure of Footage. Subject to and during the Retention Period, Flock may access, use, preserve and/or disclose the Footage to law enforcement authorities, government officials, and/or third parties, if legally required to do so or if Flock has a good faith belief that such access, use,

preservation or disclosure is reasonably necessary to comply with a legal process, enforce this Agreement, or detect, prevent or otherwise address security, privacy, fraud or technical issues, or emergency situations.

6. PAYMENT OF FEES

6.1 Billing and Payment of Fees. Customer shall pay the fees set forth in the applicable Order Form based on the billing structure and payment terms as indicated in the Order Form. To the extent the Order Form is silent, Customer shall pay all invoices net thirty (30) days from the date of receipt. If Customer believes that Flock has billed Customer incorrectly, Customer must contact Flock no later than thirty (30) days after the closing date on the first invoice in which the error or problem appeared to receive an adjustment or credit. Customer acknowledges and agrees that a failure to contact Flock within this period will serve as a waiver of any claim. If any undisputed fee is more than thirty (30) days overdue, Flock may, without limiting its other rights and remedies, suspend delivery of its service until such undisputed invoice is paid in full. Flock shall provide at least thirty (30) days' prior written notice to Customer of the payment delinquency before exercising any suspension right.

6.2 Notice of Changes to Fees. In the event of any changes to fees, Flock shall provide Customer with sixty (60) days notice (email sufficient) prior to the end of the Initial Term or Renewal Term (as applicable). Any such changes to fees shall only impact subsequent Renewal Terms.

6.3 Taxes. To the extent Customer is not a tax exempt entity, Customer is responsible for all taxes, levies, or duties, excluding only taxes based on Flock's net income, imposed by taxing authorities associated with the order. If Flock has the legal obligation to pay or collect taxes, including amount subsequently assessed by a taxing authority, for which Customer is responsible, the appropriate amount shall be invoice to and paid by Customer unless Customer provides Flock a legally sufficient tax exemption certificate and Flock shall not charge Customer any taxes from which it is exempt. If any deduction or withholding is required by law, Customer shall notify Flock and shall pay Flock any additional amounts necessary to ensure that the net amount that Flock receives, after any deduction and withholding, equals the amount Flock would have received if no deduction or withholding had been required.

7. TERM AND TERMINATION

7.1 **Term.** The initial term of this Agreement shall be for the period of time set forth on the Order Form (the “**Term**”). Unless otherwise indicated on the Order Form, the Term shall commence upon first installation of Flock Hardware, as applicable. Following the Term, unless otherwise indicated on the Order Form, this Agreement will automatically renew for successive renewal terms of the greater of one year or the length set forth on the Order Form (each, a “**Renewal Term**”) unless either Party gives the other Party notice of non-renewal at least thirty (30) days prior to the end of the then-current term.

7.2 **Termination.** Upon termination or expiration of this Agreement, Flock will remove any applicable Flock Hardware at a commercially reasonable time period. In the event of any material breach of this Agreement, the non-breaching Party may terminate this Agreement prior to the end of the Term by giving thirty (30) days prior written notice to the breaching Party; provided, however, that this Agreement will not terminate if the breaching Party has cured the breach prior to the expiration of such thirty (30) day period (“**Cure Period**”). Either Party may terminate this Agreement (i) upon the institution by or against the other Party of insolvency, receivership or bankruptcy proceedings, (ii) upon the other Party's making an assignment for the benefit of creditors, or (iii) upon the other Party's dissolution or ceasing to do business. In the event of a material breach by Flock, and Flock is unable to cure within the **Cure Period**, Flock will refund Customer a pro-rata portion of the pre-paid fees for Services not received due to such termination.

7.3 **Survival.** The following Sections will survive termination: 1, 3, 5, 6, 7, 8.3, 8.4, 9, 10.1 and 11.6.

8. REMEDY FOR DEFECT; WARRANTY AND DISCLAIMER

8.1 **Manufacturer Defect.** Upon a malfunction or failure of Flock Hardware or Embedded Software (a “**Defect**”), Customer must notify Flock’s technical support team. In the event of a Defect, Flock shall make a commercially reasonable attempt to repair or replace the defective Flock Hardware at no additional cost to the Customer. Flock reserves the right, in its sole discretion, to repair or replace such Defect, provided that Flock shall conduct inspection or

testing within a commercially reasonable time, but no longer than seven (7) business days after Customer gives notice to Flock.

8.2 Replacements. In the event that Flock Hardware is lost, stolen, or damaged, Customer may request a replacement of Flock Hardware at a fee according to the reinstall fee schedule (<https://www.flocksafety.com/reinstall-fee-schedule>). In the event that Customer chooses not to replace lost, damaged, or stolen Flock Hardware, Customer understands and agrees that Flock is not liable for any resulting impact to Flock Service, nor shall Customer receive a refund for the lost, damaged, or stolen Flock Hardware.

8.3 Warranty. Flock shall use reasonable efforts consistent with prevailing industry standards to maintain the Services in a manner which minimizes errors and interruptions in the Services and shall perform the Installation Services in a professional and workmanlike manner. Services may be temporarily unavailable for scheduled maintenance or for unscheduled emergency maintenance, either by Flock or by third-party providers, or because of other causes beyond Flock's reasonable control, but Flock shall use reasonable efforts to provide advance notice in writing or by e-mail of any scheduled service disruption.

8.4 Disclaimer. THE REMEDY DESCRIBED IN SECTION 8.1 ABOVE IS CUSTOMER'S SOLE REMEDY, AND FLOCK'S SOLE LIABILITY, WITH RESPECT TO DEFECTS. FLOCK IS NOT LIABLE FOR ANY DAMAGES OR ISSUES ARISING FROM THIRD-PARTY DISTRIBUTIONS REQUESTED BY CUSTOMER. AFOREMENTIONED DISTRIBUTION IS AT CUSTOMER'S OWN RISK. FLOCK DOES NOT WARRANT THAT THE SERVICES WILL BE UNINTERRUPTED OR ERROR FREE; NOR DOES IT MAKE ANY WARRANTY AS TO THE RESULTS THAT MAY BE OBTAINED FROM USE OF THE SERVICES. EXCEPT AS EXPRESSLY SET FORTH IN THIS SECTION, THE SERVICES ARE PROVIDED "AS IS" AND FLOCK DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THIS DISCLAIMER ONLY APPLIES TO THE EXTENT ALLOWED BY THE GOVERNING LAW OF THE STATE MENTIONED IN SECTION 11.6.

8.5 Insurance. Flock will maintain commercial general liability policies to be provided as Exhibit B.

8.6 Force Majeure. Parties are not responsible or liable for any delays or failures in performance from any cause beyond their control, including, but not limited to acts of God, changes to law or regulations, embargoes, war, terrorist acts, pandemics (including the spread of variants), issues of national security, acts or omissions of third-party technology providers, riots, fires, earthquakes, floods, power blackouts, strikes, supply chain shortages of equipment or supplies, financial institution crisis, weather conditions or acts of hackers, internet service providers or any other third party acts or omissions.

9. LIMITATION OF LIABILITY; INDEMNITY

9.1 Limitation of Liability. NOTWITHSTANDING ANYTHING TO THE CONTRARY, FLOCK, ITS OFFICERS, AFFILIATES, REPRESENTATIVES, CONTRACTORS AND EMPLOYEES SHALL NOT BE RESPONSIBLE OR LIABLE WITH RESPECT TO ANY SUBJECT MATTER OF THIS AGREEMENT OR TERMS AND CONDITIONS RELATED THERETO UNDER ANY CONTRACT, NEGLIGENCE, STRICT LIABILITY, PRODUCT LIABILITY, OR OTHER THEORY: (A) FOR LOSS OF REVENUE, BUSINESS OR BUSINESS INTERRUPTION; (B) INCOMPLETE, CORRUPT, OR INACCURATE DATA; (C) COST OF PROCUREMENT OF SUBSTITUTE GOODS, SERVICES OR TECHNOLOGY; (D) FOR ANY INDIRECT, EXEMPLARY, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES; (E) FOR ANY MATTER BEYOND FLOCK'S ACTUAL KNOWLEDGE OR REASONABLE CONTROL INCLUDING REPEAT CRIMINAL ACTIVITY OR INABILITY TO CAPTURE FOOTAGE; OR (F) FOR ANY AMOUNTS THAT, TOGETHER WITH AMOUNTS ASSOCIATED WITH ALL OTHER CLAIMS, EXCEED THE FEES PAID AND/OR PAYABLE BY CUSTOMER TO FLOCK FOR THE SERVICES UNDER THIS AGREEMENT IN THE TWELVE (12) MONTHS PRIOR TO THE ACT OR OMISSION THAT GAVE RISE TO THE LIABILITY, IN EACH CASE, WHETHER OR NOT FLOCK HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. THIS LIMITATION OF LIABILITY OF SECTION ONLY APPLIES TO THE EXTENT ALLOWED BY THE GOVERNING LAW OF THE STATE REFERENCED IN SECTION 11.6. NOTWITHSTANDING ANYTHING TO THE CONTRARY, THE FOREGOING LIMITATIONS OF LIABILITY SHALL NOT APPLY (I) IN THE EVENT OF GROSS

NEGLIGENCE OR WILLFUL MISCONDUCT, OR (II) INDEMNIFICATION OBLIGATIONS.

9.2 Responsibility. Each Party to this Agreement shall assume the responsibility and liability for the acts and omissions of its own employees, officers, or agents, in connection with the performance of their official duties under this Agreement. Each Party to this Agreement shall be liable for the torts of its own officers, agents, or employees.

9.3 Flock Indemnity. Flock shall indemnify and hold harmless Customer, its agents and employees, from liability of any kind, including claims, costs (including defense) and expenses, on account of: (i) any copyrighted material, patented or unpatented invention, articles, device or appliance manufactured or used in the performance of this Agreement; or (ii) any damage or injury to property or person directly caused by Flock's installation of Flock Hardware, except for where such damage or injury was caused solely by the negligence of the Customer or its agents, officers or employees. Flock's performance of this indemnity obligation shall not exceed the fees paid and/or payable for the services rendered under this Agreement in the preceding twelve (12) months.

10. INSTALLATION SERVICES AND OBLIGATIONS

10.1 Ownership of Hardware. Flock Hardware is owned and shall remain the exclusive property of Flock. Title to any Flock Hardware shall not pass to Customer upon execution of this Agreement, except as otherwise specifically set forth in this Agreement. Except as otherwise expressly stated in this Agreement, Customer is not permitted to remove, reposition, re-install, tamper with, alter, adjust or otherwise take possession or control of Flock Hardware. Customer agrees and understands that in the event Customer is found to engage in any of the foregoing restricted actions, all warranties herein shall be null and void, and this Agreement shall be subject to immediate termination for material breach by Customer. Customer shall not perform any acts which would interfere with the retention of title of the Flock Hardware by Flock. Should Customer default on any payment of the Flock Services, Flock may remove Flock Hardware at Flock's discretion. Such removal, if made by Flock, shall not be deemed a waiver of Flock's rights to any damages Flock may sustain as a result of Customer's default and Flock shall have the right to enforce any other legal remedy or right.

10.2 Deployment Plan. Flock shall advise Customer on the location and positioning of the Flock Hardware for optimal product functionality, as conditions and locations allow. Flock will collaborate with Customer to design the strategic geographic mapping of the location(s) and implementation of Flock Hardware to create a deployment plan (“***Deployment Plan***”). In the event that Flock determines that Flock Hardware will not achieve optimal functionality at a designated location, Flock shall have final discretion to veto a specific location, and will provide alternative options to Customer.

10.3 Changes to Deployment Plan. After installation of Flock Hardware, any subsequent requested changes to the Deployment Plan, including, but not limited to, relocating, re-positioning, adjusting of the mounting, removing foliage, replacement, changes to heights of poles will incur a fee according to the reinstall fee schedule located at (<https://www.flocksafety.com/reinstall-fee-schedule>). Customer will receive prior notice and confirm approval of any such fees.

10.4 Customer Installation Obligations. Customer is responsible for any applicable supplementary cost as described in the Customer Implementation Guide, attached hereto as Exhibit C. Customer represents and warrants that it has, or shall lawfully obtain, all necessary right title and authority and hereby authorizes Flock to install the Flock Hardware at the designated locations and to make any necessary inspections or maintenance in connection with such installation.

10.5 Flock’s Obligations. Installation of any Flock Hardware shall be installed in a professional manner within a commercially reasonable time from the Effective Date of this Agreement. Upon removal of Flock Hardware, Flock shall restore the location to its original condition, ordinary wear and tear excepted. Flock will continue to monitor the performance of Flock Hardware for the length of the Term. Flock may use a subcontractor or third party to perform certain obligations under this Agreement, provided that Flock’s use of such subcontractor or third party shall not release Flock from any duty or liability to fulfill Flock’s obligations under this Agreement.

11. MISCELLANEOUS

11.1 Compliance with Laws. Parties shall comply with all applicable local, state and federal laws, regulations, policies and ordinances and their associated record retention schedules, including responding to any subpoena request(s).

11.2 Severability. If any provision of this Agreement is found to be unenforceable or invalid, that provision will be limited or eliminated to the minimum extent necessary so that this Agreement will otherwise remain in full force and effect.

11.3 Assignment. This Agreement is not assignable, transferable or sublicensable by either Party, without prior consent. Notwithstanding the foregoing, either Party may assign this Agreement, without the other Party's consent, (i) to any parent, subsidiary, or affiliate entity, or (ii) to any purchaser of all or substantially all of such Party's assets or to any successor by way of merger, consolidation or similar transaction.

11.4 Entire Agreement. This Agreement, together with the Order Form(s), the reinstall fee schedule (<https://www.flocksafety.com/reinstall-fee-schedule>), and any attached exhibits are the complete and exclusive statement of the mutual understanding of the Parties and supersedes and cancels all previous or contemporaneous negotiations, discussions or agreements, whether written and oral, communications and other understandings relating to the subject matter of this Agreement. All waivers and modifications must be in a writing signed by both Parties, except as otherwise provided herein. None of Customer's purchase orders, authorizations or similar documents will alter the terms of this Agreement, and any such conflicting terms are expressly rejected. Any mutually agreed upon future purchase order is subject to these legal terms and does not alter the rights and obligations under this Agreement, except that future purchase orders may outline additional products, services, quantities and billing terms to be mutually accepted by Parties. In the event of any conflict of terms found in this Agreement or any other terms and conditions, the terms of this Agreement shall prevail. Customer agrees that Customer's purchase is neither contingent upon the delivery of any future functionality or features nor dependent upon any oral or written comments made by Flock with respect to future functionality or feature.

11.5 Relationship. No agency, partnership, joint venture, or employment is created as a result of this Agreement and Parties do not have any authority of any kind to bind each other in any respect whatsoever. Flock shall at all times be and act as an independent contractor to Customer.

11.6 Governing Law; Venue. This Agreement shall be governed by the laws of the state in which the Customer is located. The Parties hereto agree that venue would be proper in the

chosen courts of the State of which the Customer is located. The Parties agree that the United Nations Convention for the International Sale of Goods is excluded in its entirety from this Agreement.

11.7 Special Terms. Flock may offer certain special terms which are indicated in the Order Form and will become part of this Agreement, upon Customer's prior written consent and the mutual execution by authorized representatives ("**Special Terms**"). To the extent that any terms of this Agreement are inconsistent or conflict with the Special Terms, the Special Terms shall control.

11.8 Publicity. Upon prior written consent, Flock has the right to reference and use Customer's name and disclose the nature of the Services in business and development and marketing efforts. Nothing contained in this Agreement shall be construed as conferring on any Party, any right to use the other Party's name as an endorsement of product/service.

11.9 Feedback. If Customer or Authorized End User provides any suggestions, ideas, enhancement requests, feedback, recommendations or other information relating to the subject matter hereunder, Customer or Authorized End User hereby assigns to Flock all right, title and interest (including intellectual property rights) with respect to or resulting from any of the foregoing.

11.10 Export. Customer may not remove or export from the United States or allow the export or re-export of the Flock IP or anything related thereto, or any direct product thereof in violation of any restrictions, laws or regulations of the United States Department of Commerce, the United States Department of Treasury Office of Foreign Assets Control, or any other United States or foreign Customer or authority. As defined in Federal Acquisition Regulation ("FAR"), section 2.101, the Services, the Flock Hardware and Documentation are "commercial items" and according to the Department of Defense Federal Acquisition Regulation ("DFAR") section 252.2277014(a)(1) and are deemed to be "commercial computer software" and "commercial computer software documentation." Flock is compliant with FAR Section 889 and does not contract or do business with, use any equipment, system, or service that uses the enumerated banned Chinese telecommunication companies, equipment or services as a substantial or essential component of any system, or as critical technology as part of any Flock system. Consistent with DFAR section 227.7202 and FAR section 12.212, any use, modification, reproduction, release, performance, display, or disclosure of such commercial software or

commercial software documentation by the U.S. Government will be governed solely by the terms of this Agreement and will be prohibited except to the extent expressly permitted by the terms of this Agreement.

11.11 **Headings.** The headings are merely for organization and should not be construed as adding meaning to the Agreement or interpreting the associated sections.

11.12 **Authority.** Each of the below signers of this Agreement represent that they understand this Agreement and have the authority to sign on behalf of and bind the Parties they are representing upon the Effective Date.

11.13 **Conflict.** In the event there is a conflict between this Agreement and any applicable statement of work, or Customer purchase order, this Agreement controls unless explicitly stated otherwise.

11.14 **Notices.** All notices under this Agreement will be in writing and will be deemed to have been duly given when received, if personally delivered; when receipt is electronically confirmed, if transmitted by email; the day after it is sent, if sent for next day delivery by recognized overnight delivery service; and upon receipt to the address listed on the Order Form (or, if different, below), if sent by certified or registered mail, return receipt requested. All notices will be provided to the email or mailing address listed in the Order Form.

11.15 **Non-Appropriation.** Notwithstanding any other provision of this Agreement, all obligations of the Customer under this Agreement which require the expenditure of public funds are conditioned on the availability of said funds appropriated for that purpose. To the extent applicable, Customer shall have the right to terminate this Agreement for non-appropriation with thirty (30) days written notice without penalty or other cost.

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FLOCK NOTICES ADDRESS:

1170 HOWELL MILL ROAD, NW SUITE 210

ATLANTA, GA 30318

ATTN: LEGAL DEPARTMENT

EMAIL: legal@flocksafety.com

Customer NOTICES ADDRESS:

ADDRESS: _____

ATTN: _____

EMAIL: _____

EXHIBIT B
INSURANCE

Required Coverage. Flock shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property that may arise from or in connection with the performance of the services under this Agreement and the results of that work by Flock or its agents, representatives, employees or subcontractors. Insurance shall be placed with insurers with a current A. M. Best rating of no less than “A” and “VII”. Flock shall obtain and, during the term of this Agreement, shall maintain policies of professional liability (errors and omissions), automobile liability, and general liability insurance for insurable amounts of not less than the limits listed herein. The insurance policies shall provide that the policies shall remain in full force during the life of the Agreement. Flock shall procure and shall maintain during the life of this Agreement Worker's Compensation insurance as required by applicable State law for all Flock employees. For the avoidance of doubt, (i) all required insurance limits by Customer can be met through a combination of primary and excess/umbrella coverage, and (ii) Flock's Cyber and Professional Liability/Errors and Omissions insurance has a shared limit of Five Million Dollars (5,000,000) per incident and in the aggregate.

Types and Amounts Required. Flock shall maintain, at minimum, the following insurance coverage for the duration of this Agreement:

- (i) **Commercial General Liability** insurance written on an occurrence basis with minimum limits of One Million Dollars (\$1,000,000) per occurrence and Two Million Dollars (\$2,000,000) in the aggregate for bodily injury, death, and property damage, including personal injury, contractual liability, independent contractors, broad-form property damage, and product and completed operations coverage;
- (ii) **Workers Compensation** insurance in accordance with statutory limits;
- (iii) **Professional Liability/Errors and Omissions** insurance with minimum limits of Five Million Dollars (\$5,000,000) per occurrence and Five Million Dollars (\$5,000,000) in the aggregate;

(iv) **Commercial Automobile Liability** insurance with a minimum combined single limit of One Million Dollars (\$1,000,000) per occurrence for bodily injury, death, and property coverage, including owned and non-owned and hired automobile coverage; and

(v) **Cyber Liability** insurance written on an occurrence basis with minimum limits of Five Million Dollars (\$5,000,000).



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Advertise for Bids - Main Street Reconstruction Project, Phase 2B (Olive Ave to Garden Ave)

SOURCE: Engineering and Project Management

COMMENT: The Plans and Project Manual have been prepared for the Main Street Reconstruction Project, Phase 2B, between Olive Avenue and Garden Avenue. The project will consist of the removal and replacement of existing asphalt. The project also includes the installation of a new barrier curb and gutter, detectable warnings, and conduit for a fiber optic line.

The Engineer's Estimate of Probable Cost for the project is \$1,194,595. An additional \$119,460 is necessary for construction contingency (10%), and \$119,460 is required for construction management, surveying, quality control, and inspection services (10%), equating to a total construction cost of \$1,433,515.

Funding for this project is provided from the Road Maintenance Rehabilitation Account (SB1/Special Gas Tax Funds) in an amount up to \$1,444,898.

RECOMMENDATION: That the City Council:

1. Approve staff's recommended Plans and Project Manual;
2. Authorize staff to advertise for bids on the project;
3. Authorize the City Engineer to negotiate surveying services with one of the firms as approved by Council MO #17-041525; and
4. Authorize the City Engineer to negotiate materials testing services with one of the firms as approved by Council MO #18-041525.

ATTACHMENTS:

1. Locator Map
2. Engineer's Estimate of Probable Cost

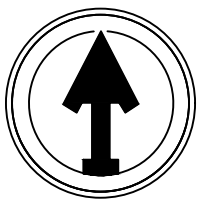
Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: Richard Tree, Interim City Manager



NORTH

0 150'



SCALE: 1"=150'

CITY OF PORTERVILLE
ENGINEERING DIVISION

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

MAIN STREET RECONSTRUCTION
PHASE 2B

DRAWN BY	JG
CHECKED BY	SW
SCALE	1" = 150'
DATE	05/28/2025

SHEET
1
OF
1



PRELIMINARY OPINION OF PROBABLE CONSTRUCTION COSTS

CLIENT/PROJECT: CITY OF PORTERVILLE/ MAIN STREET IMPROVEMENTS PROJECT - Phase 2B

PREPARED BY: BRAYON RODRIGUEZ

REVIEWED BY: JEFF COWART

LOCATION: PORTERVILLE BRANCH

Job # 190121 PHASE 2B

Date: 5/28/2025

ITEM NO.	DESCRIPTION	QTY	UNIT	PRICE	AMOUNT
1	Mobilization & Demobilization	1	L.S.	\$109,000.00	\$109,000.00
2	Prepare and Maintain Traffic Control Plan	1	L.S.	\$50,000.00	\$50,000.00
3	Demolition & Roadway Excavation	1	L.S.	\$80,000.00	\$80,000.00
4	Demolition, Removal & Disposal of Concrete Roadway	12000	SF	\$2.00	\$24,000.00
5	Remove Existing Traffic Loop Detectors	6	EA	\$100.00	\$600.00
6	Perform Utility Potholing	1	LS	\$20,000.00	\$20,000.00
7	Construct City Std. Barrier Curb & Gutter	100	LF	\$85.00	\$8,500.00
8	Construct City Std. Barrier Curb	186	LF	\$60.00	\$11,160.00
9	Construct Concrete Collar around Existing Decorative City Catch Basin	5	EA	\$3,000.00	\$15,000.00
10	Reconstruct Decorative City Catch Basin to Grade with Collar	3	EA	\$5,000.00	\$15,000.00
11	Reconstruct Decorative Grate and Trench Drain to Grade	79	LF	\$300.00	\$23,700.00
12	Construct Decorative Grate and Trench Drain to Grade	22	LF	\$600.00	\$13,200.00
13	Furnish and Install Detectable Warning Surface	195	SF	\$50.00	\$9,750.00
14	Furnish and Install 4" PVC Conduit, including Trench Pavement Restoration	633	LF	\$110.00	\$69,630.00
15	Furnish and Install Utility Box and Sweeps	2	EA	\$5,000.00	\$10,000.00
16	Bore 4" Conduit at Decorative Crosswalk	1	EA	\$3,000.00	\$3,000.00
17	Concrete Gutter at Existing Curb	804	LF	\$85.00	\$68,340.00
18	Trench Pavement Restoration	633	SF	\$30.00	\$18,990.00
19	Intersection Pavement Cold Planing (1.5" depth)	4770	SF	\$3.50	\$16,695.00
20	Pavement Cold Planing (3" depth)	10880	SF	\$7.00	\$76,160.00
21	Furnish and Place Hot Mix Asphalt	909	TON	\$230.00	\$209,070.00
22	Furnish and Place Class 2 Base	835	CY	\$80.00	\$66,800.00
23	Furnish and Install Geogrid Interlayer	1200	SY	\$25.00	\$30,000.00
24	Signing, Striping, and Pavement Markings	1	LS	\$10,000.00	\$10,000.00
25	Reconstruct Existing Survey Monuments	2	EA	\$2,000.00	\$4,000.00
26	Adjust Water Valve to Grade	5	EA	\$2,000.00	\$10,000.00
27	Adjust SSMH to Grade	1	EA	\$2,000.00	\$2,000.00
28	Remove and Re-Construct Drive Approach	1	LS	\$20,000.00	\$20,000.00
29	Furnish and Install Video Detection Cameras and Appurtenances (Olive & Main)	1	EA	\$200,000.00	\$200,000.00
Subtotal:					\$1,194,595.00
10% Contingencies:					\$119,460.00
Total:					\$1,314,055.00



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Award of Contract for the Transit Center Renovation Project

SOURCE: City Manager's Office

COMMENT: On April 1, 2025, the City Council authorized staff to issue Request for Proposals (RFP No. 24/25-SR2003) for the renovation of the Porterville Transit Center at 61 W. Oak Avenue. Constructed in 2003, the facility has experienced visible wear and deterioration and is in need of updates to maintain safety and improve usability for both the public and staff. The renovation scope includes interior and exterior painting, stucco repairs, and flooring replacement.

The RFP was released on April 10, 2025, and a mandatory pre-bid site walk was conducted on April 24, 2025. Proposals were due by May 8, 2025. A best-value evaluation process was used, scoring each proposal on technical merit, relevant experience, personnel qualifications, and cost competitiveness. A summary of the scoring matrix is included as an attachment for transparency. Three proposals were received. After evaluating all proposals, Sage Construction & Development LLC was determined to be the most responsive and responsible proposer. Their proposal demonstrated a clear understanding of the project requirements, a reliable schedule, strong qualifications, and offered the lowest bid at \$120,590.47.

The total project budget is \$132,649.52, including a 10% contingency. Funding is provided through the FY 2024-25 State of Good Repair (SGR) Program, which will fund \$113,600 (80%) of the project. The remaining \$19,049.52 (20%) will be funded through Local Transportation Funds (LTF), as identified in the Transportation Department's approved Program of Projects.

RECOMMENDATION: That the City Council:

1. Award the Transit Center Renovation Project to Sage Construction & Development LLC in the amount of \$120,590.47;
2. Authorize a 10% contingency in the amount of \$12,059.05, for a total project budget of \$132,649.52;
3. Authorize the Transportation Director or designee to prepare a purchase order, subject to final review by the City Attorney;

and

4. Authorize staff to issue a Notice to Proceed upon issuance of the purchase order and receipt of required bonds and insurance.

ATTACHMENTS:

1. Staff Report - April 1, 2025
2. RFP 24-25-SR2003 Scoring Matrix
3. Sage Construction Proposal

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – APRIL 1, 2025

SUBJECT: Authorization to Distribute a Request for Proposals (RFP) for the Transit Center Renovation Project

SOURCE: Public Works

COMMENT: The City of Porterville Transit Center, located at 61 W. Oak Avenue, was constructed in 2003 and has not undergone any major renovations since its original construction. After more than 20 years of service, the facility has experienced visible wear and deterioration. Improvements are now necessary to maintain safety, enhance functionality, and improve the overall appearance of the facility for the public and staff.

The proposed renovation project will include:

- Interior and exterior painting
- Repair of exterior stucco
- Replacement of laminated flooring in designated areas

These improvements are expected to enhance the customer experience, reduce ongoing maintenance needs, and extend the useful life of the facility.

To implement the project, staff has prepared a detailed Scope of Work and will issue a formal Request for Proposals (RFP) to solicit qualified contractors to perform the work.

The City intends to award the contract based on a best value approach, which considers both price and qualitative factors to ensure the most advantageous outcome. In addition to cost, the evaluation of proposals will include qualitative considerations such as:

- Experience with similar facility renovation projects
- Proposed project schedule and ability to meet timelines
- Quality and durability of proposed materials and workmanship
- Staffing plan and qualifications of proposed personnel
- Approach to site management and minimizing disruption to Transit Center operations

This best-value evaluation methodology ensures that the selected proposer not only meets budgetary requirements, but also provides a high standard of work aligned with the City's operational needs and long-term maintenance goals.

Funding for this project will be provided through the 2024-25 California State of Good Repair (SGR) Program, which will cover 80% of the total project cost, or \$113,600. The remaining 20% local match, or \$28,400, will be funded through Local Transportation Funds (LTF), which is identified in the approved Transportation Budget and Program of Projects.

Staff will return to the City Council with a recommendation for award to the proposer offering the most advantageous combination of price and qualitative considerations.

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

ATTACHMENTS: 1. Draft RFP

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Director of Transportation

Final Approver: Jason Ridenour, Interim City Manager

RFP 24/25-SR2003
Transit Center Renovation
Scoring Matrix

	Points	Perfection Painting	Pro-Ex Construction	Sage Construction
Understanding of the Scope of Work	20	10	20	15
Demonstrates a clear understanding of the LCFS services required.				
Technical Approach and Methodology	20	5	15	15
Proposal outlines a comprehensive and feasible approach to providing the required services.				
Experience and Qualifications	20	10	20	15
Firm's experience with similar projects, particularly federally funded transit projects				
Key Personnel and Project Team	10	10	10	10
Qualifications of key personnel who will be assigned to this project.				
Price Proposal	30	15	15	30
Competitive and reasonable cost in comparison to other proposals.				
Total Points	100	50	80	85

Estimated Project Cost

\$191,000

\$216,800

\$120,590

Proposal Summary – Porterville Transit Center Renovation RFP 24/25-SR2003

Sage Construction & Development LLC

General Contractor – License #1106826

Tulare, CA

Phone: 559.817.4121 559.331.2333

Email: office@sageconstructiondevelopment.com

1. Relevant Experience

Sage Construction & Development LLC is a California-based general contractor entering its third year of business with a proven record of successfully delivering public works projects throughout the Central Valley. Our experience includes ADA-compliant renovations, occupied site upgrades, and tax payer funded contract work. We prioritize schedule adherence, site coordination, and regulatory compliance.

Highlighted Projects:

- 2024 – Historic Hanford Civic Auditorium (City of Hanford): Interior restoration of a historically significant civic space with emphasis on preserving architectural details while meeting modern accessibility and safety standards.
- 2024 – Porterville Unified School District Office – Security Remodel: Interior renovation to enhance safety, access control, and workspace layout within an active administrative facility.
- 2024 – Olive Elementary (Porterville USD) – ADA Restroom Renovation: Full modernization of existing restrooms, including accessible path-of-travel upgrades, plumbing fixture replacements, partitions, and finishes.
- 2025 – Visalia USD / Hanford SD – Ongoing School Projects: In-progress renovations include medical facility refresh & energy stability and independence project.

2. Project Schedule

We understand the importance of schedule reliability, particularly when interfacing with public services. Sage Construction uses a lean project management approach and coordinates trades to minimize mobilizations, reduce delays, and optimize site sequencing. We will adhere to the City's target start of June 1, 2025, with a milestone-based project timeline incorporating procurement, demolition, rough-in, and finish phases.

Preliminary Timeline (subject to City review):

- Week 1–2: Mobilization, prep & selective demolition, material submittals

- Week 3–5: Stucco & Exterior Paint
- Week 6–7: Interior Paint
- Week 8–9: Finishes & flooring
- Week 10: Final punch and inspection

We can provide a Gantt chart schedule upon award or request.

3. Materials & Workmanship

Sage Construction guarantees all materials and workmanship to meet or exceed local, state, and federal standards, including those stipulated under FTA guidelines and Title 24. Our subcontractors are prequalified and held to strict quality assurance standards with daily site supervision and compliance documentation.

We use durable, commercial-grade materials approved through the submittal process, and ensure:

- Proper integration of mechanical, electrical, and structural systems
- ADA and fire/life safety compliance
- Professional, clean installation of finishes
- Final product meets owner expectations and federal grant requirements

4. Cost Proposal

Paint- Interior: \$35,704.48

Paint- Exterior: \$45,944.97

Stucco Repair: \$12,819.47

Flooring Replacement: \$26,121.55

Total Bid: **\$120,590.47**

5. Bid Summary

This bid proposal is based on site conditions observed during the mandatory walkthrough held on April 24, 2025. All pricing reflects existing conditions and assumes normal working access as observed at the time of the visit.

Clarifications and Exclusions:

- **Solar panels:** Removal or reinstallation of existing solar arrays is **excluded**. This work must be completed by others prior to roof painting.
- **Furniture and contents:** Temporary removal, relocation, or protection of existing furniture and equipment is **excluded** and assumed to be provided by others.
- **Cabinetry or built-in casework:** Removal or replacement of cabinets is **excluded** from this proposal.
- Any hidden or unforeseen conditions will be handled through the change order process.

Exterior Painting:

- Surface prep and finish of all exterior walls, ceilings, trim, concrete benches, concrete planters, doors, exterior restrooms, and transit shelter walls.
- Painting of mullions, light poles, gutters, downspouts, clock tower, wrought iron, and railings.

Roof Coating Option:

- Prep and application of latex urethane coating to metal roofs.
- *Note: Solar panels must be removed by owner prior to painting.*

Stucco Repairs:

- Inspect and repair cracks, minor deterioration, and damaged areas.
- Repair areas using materials that match existing.

Interior Painting:

- Two coats of premium latex paint to all interior walls and ceilings.
- Prep and paint ceiling grids, mullions, interior doors, and benches in the lobby.

Furnish and Install Philadelphia Style Indwell LL 5668V Luxury Vinyl Flooring:

- 5mm thick with 20 mil wear layer, direct-glued installation.
- Installed in: Offices 1–4, hallways, reception area, two storage rooms, janitor's closet, and two restrooms.

Base Installation:

- 4" rubber toe base in all areas **except restrooms**.
- 6" rubber toe base in both restrooms.

Exclusions/Owner Responsibilities:

- Owner to remove and reinstall all furniture and toilets.
- No moisture testing included in this scope.



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Operate a Fare Free Shuttle to the Freedom Fest on June 28, 2025

SOURCE: Parks and Leisure Services

COMMENT: In conjunction with the 2025 Freedom Fest, staff is requesting authorization to extend transit service hours and operate a dedicated shuttle service between the downtown Porterville Transit Center and the Porterville Sports Complex. The “Freedom Express” shuttle will operate from 3:00 p.m. to 10:00 p.m., departing every 40 minutes from the Transit Center and the Sports Complex. The last shuttle will depart the Transit Center at 8:20 p.m. Transit staff will monitor ridership throughout the event and adjust vehicle deployment as needed to ensure all passengers are transported back to the Transit Center or their nearest bus stop by the end of the night.

Additionally, fixed-route buses will operate one extra route, concluding at 8:20 p.m., to support increased demand. The total estimated labor cost for the shuttle service and the additional fixed-route run is approximately \$2,000. In an effort to show their support, the City's transit contractor, SM Transit, has offered to cover this cost. This extended service has been successfully provided during past Freedom Fest events and continues to receive positive feedback from the public.

RECOMMENDATION: That the City Council authorize staff to operate a fare free shuttle route to and from the Transit Center and Sports Complex from 3:00 p.m. to 10:00 p.m. on June 28, 2025, to provide alternative transportation to the Freedom Fest.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: TCAG Supplemental Agreement for Litter Abatement Program

SOURCE: Community Development

COMMENT: On February 15, 2022, the City Council authorized implementation of a Litter Abatement Pilot Program within the city. The initial action included the execution of agreements and the allocation of \$50,000 annually in Measure I funds for three years. The program consists of one crew completing two cleaning cycles per month on State Route 65 and State Route 190 within the city limits, including off-ramps and adjacent public transportation rights-of-way where litter tends to accumulate.

To support the pilot program, the City entered into a Delegated Maintenance Agreement with Caltrans and executed a program agreement with Community Services and Employment Training, Inc. (CSET). An additional \$146,000 in Measure R funding was approved by the Tulare County Association of Governments (TCAG) through Resolutions 2021-101 and 2022-102 to further support program implementation.

On April 15, 2024, TCAG adopted Resolution 2024-005, appropriating an additional \$80,000 in Measure R funding to extend the program through the end of Fiscal Year 2024–2025. In order for the City to receive these additional funds, TCAG requires approval of a new Supplemental Cooperative Agreement and a resolution affirming support for the program.

Both the draft Measure R Program Supplement and a draft City Council resolution are attached for consideration.

RECOMMENDATION: That the City Council:

1. Adopt the attached draft Resolution affirming support for the Litter Abatement Pilot program; and
2. Approve the attached Measure R Program Supplement to Cooperative Agreement with the Tulare County

Association of Governments.

ATTACHMENTS:

1. TCAG Res. No. 2024-005 Adoption of Measure R Funding for Litter Abatement Pilot Program for the City of Porterville
2. Measure R Program Supplement to Reso. No. 2024-005
3. Draft Resolution

Appropriated/Funded:

Review By:

Department Director:

Claudia Calderon, Community Development Director

Final Approver: Richard Tree, Interim City Manager

BEFORE THE
TULARE COUNTY TRANSPORTATION AUTHORITY
COUNTY OF TULARE, STATE OF CALIFORNIA

In the matter of:

ADOPTION OF MEASURE R FUNDING FOR)
LITTER ABATEMENT PILOT PROGRAM) Resolution No. 2024-005
FOR THE CITY OF PORTERVILLE)

WHEREAS, On May 17, 2021, Tulare County Transportation Authority (TCTA) authorized the use of Measure R funds through Resolution No. 2021-101, for a 3-year Litter Abatement Pilot (LAP) Program in the City of Porterville, to service two State highways (SR-190 and SR-65) within the city limits; and

WHEREAS, the program is planned to be completed in partnership with the California Department of Transportation (Caltrans) District 6 and TCAG. Subsequently, the City of Porterville staff reached out to local non-profit agencies that have the capacity to operate a litter abatement program and provide employment opportunities for individuals experiencing homelessness; and

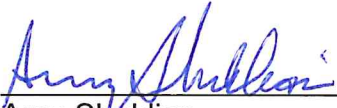
WHEREAS, an additional appropriation of \$80,000 of Measure R funds are needed to cover the estimated Caltrans budget shortfall to ensure completion of the program.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED that the Tulare County Transportation Authority does hereby approve the additional \$80,000 funding from Measure R funds be utilized for the City of Porterville Litter Abatement Program for the purchase of required equipment.

The foregoing Resolution was adopted upon motion of Member Vander Poel, seconded by Member Micari, at a regular meeting held on the 15th day of April 2024, by the following vote:

- AYES: Micari, Vander Poel, Shuklian, Valero, Townsend, Reynosa, Riddle,
Flores, Sayre, Mendoza, Wynn, Holsher, Allen, and Whitmire
- NOES:
- ABSTAIN:
- ABSENT: Boyer, Caudillo, and Poochigian

TULARE COUNTY TRANSPORTATION AUTHORITY



Amy Shuklian
Chair, TCTA



Ted Smalley
Executive Director, TCTA

MEASURE R PROGRAM SUPPLEMENT TO
COOPERATIVE AGREEMENT

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

AUTHORITY Agreement No. _____

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

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

This Program Supplement is executed under authority of the City of Porterville Resolution No. _____, dated _____ and Tulare County Association of Governments Resolution No. 2024-005, dated April 15, 2024.

Project scope, costs and schedule are incorporated herein as Attachment "A" and agreed upon by Sponsor and Authority for Project: Litter Abatement Pilot Program.

Covenants of SPONSOR

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

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

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

COUNTY OF TULARE TRANSPORTATION AUTHORITY

By: _____

Authority Director

Attest: _____

Authority Finance Director

NAME OF SPONSOR (City or County)

By: _____

Attest: _____

By: _____

Attest: _____

MEASURE R PROGRAM SUPPLEMENT TO
COOPERATIVE AGREEMENT
AUTHORITY Agreement No. _____

Attachment A

Project Name: Litter Abatement Pilot Program

Project Scope

The proposed program includes one crew completing two cleaning cycles per month on State Route 65 and State Route 190 within the city limits, as well as off ramps and other transportation public rights of way near the state routes where litter accumulates. TCAG allocated funds specifically for Porterville SR190 and SR65 corridor improvement component Measure "R" funds. The California Department of Transportation District 6 has also committed to matching local funds as well as utilizing Clean California funds to support the program, allocating \$80,000 for the Porterville Delegated Maintenance Agreement for three (3) years. TCAG has committed \$42,000 of Measure R TCTA funds from TCAG annually as well as the TCAG board has approved an additional \$20,000 (total of \$146,000) of Measure R funds to cover the estimates expenses of purchasing equipment for the first year of the program, as stated in Measure R Program Supplement to Cooperative Agreement R20230015. This cross jurisdictional approach brings a variety of funding sources (state/regional/local) to address the litter problem as it overlaps jurisdictions. The use of Caltrans funds will be limited to state highways only.

TCAG has committed an additional \$80,000 of Measure R funds triggering this new supplemental agreement. The proposed funding of the Litter Abatement program is broken down below under Sources and Use of Funds.

Project Schedule

The pilot program began in July 1, 2022 and will go through June 30, 2025.

Sources and Use of Funds

(Original)

3 Year Program			
Source of Funding	Year 1	Year 2	Year 3
TCAG Measure R	\$62,000	\$42,000	\$42,000
Caltrans	\$80,000	\$80,000	\$80,000
City of Porterville	\$50,000	\$50,000	\$50,000
Total	\$192,000	\$172,000	\$172,000

(updated 5-6-2025)

(Amended)

3 Year Program			
Source of Funding	Year 1	Year 2	Year 3
TCAG Measure R	\$62,000	\$42,000	\$122,000
Caltrans	\$80,000	\$30,000	\$30,000
City of Porterville	\$50,000	\$50,000	\$50,000
Total	\$192,000	\$122,000	\$202,000

(updated 5-6-2025)

RESOLUTION NO. _____ - 2025

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AFFIRMING AND
APPROVING THE SUPPORT OF THE CITY COUNCIL FOR THE LITTER ABATEMENT PILOT
PROGRAM

WHEREAS, Measure R funding was authorized by the Tulare County Transportation Authority (TCTA) to fund the Litter Abatement Pilot (LAP) Program in Porterville with Resolution No. 2024-005 providing \$80,000 in additional funding to fund the litter abatement program for SR190 and SR65 within the city limits of Porterville; and

WHEREAS, the Tulare County Association of Governments is requesting that the City of Porterville approve and submit a Supplemental Agreement that will allow the City of Porterville to receive reimbursement for costs incurred in operation of the Litter Abatement Pilot Program in Porterville;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby affirm and approve support of the Litter Abatement Pilot Program and authorizes the Mayor and City Clerk to execute the Program Supplement and any other related documents as may be required.

PASSED, APPROVED and ADOPTED this _____ day of June 2025.

Greg Meister, Mayor

ATTEST:
Richard Tree, Interim City Clerk

By: Fernando Gabriel-Moraga, Acting Chief Deputy City Clerk



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Schedule a Public Hearing and Present Vacancy Report as Required by AB 2561

SOURCE: Administrative Services

COMMENT: California State Assembly Bill (AB) 2561, which took effect on January 1, 2025, establishes new requirements for public agencies regarding the tracking and reporting of job vacancies. Under this law, public agencies must present the status of their vacancies in a public hearing before the governing body at least once per fiscal year. The presentation must be made prior to the adoption of a final budget for the fiscal year. If the number of job vacancies within a single bargaining unit meets or exceeds 20% of the total number of authorized full-time positions, the City must, upon request of the recognized employee organization, provide specified information during the public hearing. Currently, no bargaining unit has vacancy levels that meet or exceed the 20% threshold. The full vacancy report will be presented at the scheduled public hearing.

RECOMMENDATION: That City Council direct staff to schedule a Public Hearing on June 17, 2025, to review the vacancy report and receive public comment, in compliance with AB 2561.

ATTACHMENTS: 1. Bill Text - AB-2561 Local public employees-vacant positions

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Richard Tree, Interim City Manager


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AB-2561 Local public employees: vacant positions. (2023-2024)

SHARE THIS:



Date Published: 09/23/2024 09:00 PM

Assembly Bill No. 2561

CHAPTER 409

An act to add Section 3502.3 to the Government Code, relating to public employment.

[Approved by Governor September 22, 2024. Filed with Secretary of State September 22, 2024.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2561, McKinnor. Local public employees: vacant positions.

Existing law, the Meyers-Milias-Brown Act (act), authorizes local public employees, as defined, to form, join, and participate in the activities of employee organizations of their own choosing for the purpose of representation on matters of labor relations. The act requires the governing body of a public agency to meet and confer in good faith regarding wages, hours, and other terms and conditions of employment with representatives of recognized employee organizations and to consider fully presentations that are made by the employee organization on behalf of its members before arriving at a determination of policy or course of action.

This bill would, as specified, require a public agency to present the status of vacancies and recruitment and retention efforts at a public hearing at least once per fiscal year, and would entitle the recognized employee organization to present at the hearing. If the number of job vacancies within a single bargaining unit meets or exceeds 20% of the total number of authorized full-time positions, the bill would require the public agency, upon request of the recognized employee organization, to include specified information during the public hearing. By imposing new duties on local public agencies, the bill would impose a state-mandated local program. The bill would also include related legislative findings.

The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement shall be made pursuant to these statutory provisions for costs mandated by the state pursuant to this act, but would recognize that a local agency or school district may pursue any available remedies to seek reimbursement for these costs.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. The Legislature finds and declares as follows:

(a) Job vacancies in local government are a widespread and significant problem for the public sector affecting occupations across wage levels and educational requirements.

(b) High job vacancies impact public service delivery and the workers who are forced to handle heavier workloads, with understaffing leading to burnout and increased turnover that further exacerbate staffing challenges.

(c) There is a statewide interest in ensuring that public agency operations are appropriately staffed and that high vacancy rates do not undermine public employee labor relations.

SEC. 2. Section 3502.3 is added to the Government Code, to read:

3502.3. (a) (1) A public agency shall present the status of vacancies and recruitment and retention efforts during a public hearing before the governing board at least once per fiscal year.

(2) If the governing board will be adopting an annual or multiyear budget during the fiscal year, the presentation shall be made prior to the adoption of the final budget.

(3) During the hearing, the public agency shall identify any necessary changes to policies, procedures, and recruitment activities that may lead to obstacles in the hiring process.

(b) The recognized employee organization for a bargaining unit shall be entitled to make a presentation at the public hearing at which the public agency presents the status of vacancies and recruitment and retention efforts for positions within that bargaining unit.

(c) If the number of job vacancies within a single bargaining unit meets or exceeds 20 percent of the total number of authorized full-time positions, the public agency shall, upon request of the recognized employee organization, include all of the following information during the public hearing:

(1) The total number of job vacancies within the bargaining unit.

(2) The total number of applicants for vacant positions within the bargaining unit.

(3) The average number of days to complete the hiring process from when a position is posted.

(4) Opportunities to improve compensation and other working conditions.

(d) This section shall not prevent the governing board from holding additional public hearings about vacancies.

(e) The provisions of this section are severable. If any provision of this section or its application is held invalid, the invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

(f) For purposes of this section, "recognized employee organization" has the same meaning as defined in subdivision (a) of Section 3501.

SEC. 3. The Legislature finds and declares that Section 2 of this act, which adds Section 3502.3 to the Government Code, furthers, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

It is in the public interest, and it furthers the purposes of paragraph (7) of subdivision (b) of Section (3) of Article I of the California Constitution, to ensure that information concerning public agency employment is available to the public.

SEC. 4. No reimbursement shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code for costs mandated by the state pursuant to this act. It is recognized, however, that a local agency or school district may pursue any remedies to obtain reimbursement available to it under Part 7 (commencing with Section 17500) and any other law.



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization to Execute Fiscal Year 2025 Federal Transit Administration Certifications and Assurances

SOURCE: City Manager's Office

COMMENT: Each year, the Federal Transit Administration (FTA) requires recipients of federal assistance under 49 U.S.C. Chapter 53 to submit an annual list of Certifications and Assurances. These documents consolidate numerous federal compliance requirements into a single agreement that must be executed before grant funding can be awarded or obligated. For Fiscal Year 2025, the City of Porterville, as a direct recipient of FTA funding, is required to complete and submit these Certifications and Assurances to remain eligible for continued funding.

The Fiscal Year 2025 document includes a comprehensive set of categories covering areas such as civil rights compliance, procurement, environmental and safety standards, Buy America provisions, transit asset management, and other federal statutory and regulatory obligations. This year's version includes structural and content changes aimed at improving clarity and compliance. Notably, the lobbying certification has been moved into the general Certifications and Assurances section to prevent oversight, and a new requirement has been added regarding the use and disposition of real property acquired with FTA funds, in response to a recommendation from the U.S. Department of Transportation Office of Inspector General.

The FTA requires two actions to fulfill this obligation. First, a hard copy must be signed by the Interim City Manager and City Attorney. Second, the Interim City Manager and City Attorney must electronically execute the Certifications and Assurances in the FTA's Transit Award Management System (TrAMS). Completion of both steps affirms the City's compliance with all applicable federal regulations and allows staff to access and manage federal funds for transit programs and capital projects.

RECOMMENDATION: That the City Council:

1. Authorize the Interim City Manager and City Attorney to execute the Fiscal Year 2025 Certifications and Assurances for

Federal Transit Administration Grants and Cooperative Agreements; and
2. Authorize the Interim City Manager and City Attorney to electronically execute all necessary certifications and assurances in the FTA's Transit Award Management System (TrAMS) for Fiscal Year 2025.

ATTACHMENTS:

1. FY25 Certifications and Assurances
2. FY Certifications and Assurances Changes

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager

Not every provision of every certification will apply to every applicant or award. If a provision of a certification does not apply to the applicant or its award, FTA will not enforce that provision.

Text in italic is not part of a certification and is of no legal effect. Its purpose is to provide explanation and context for the certification.

CATEGORY 1. CERTIFICATIONS AND ASSURANCES REQUIRED OF EVERY APPLICANT.

All applicants must make the certifications in this category.

1.1. Standard Assurances.

The certifications in this subcategory appear as part of the applicant's registration or annual registration renewal in the System for Award Management (SAM.gov) and on the Office of Management and Budget's standard form 424B "Assurances—Non-Construction Programs". This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
- (b) Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
- (c) Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
- (d) Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- (e) Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728–4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 CFR 900, Subpart F).
- (f) Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to:

- (1) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin, as effectuated by U.S. DOT regulation 49 CFR Part 21, including any amendments thereto;
 - (2) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681–1683, and 1685–1686), which prohibits discrimination on the basis of sex, as effectuated by U.S. DOT regulation 49 CFR Part 25;
 - (3) Section 5332 of the Federal Transit Law (49 U.S.C. § 5332), which prohibits any person being excluded from participating in, denied a benefit of, or discriminated against under, a project, program, or activity receiving financial assistance from FTA because of race, color, religion, national origin, sex, disability, or age.
 - (4) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps, as effectuated by U.S. DOT regulation 49 CFR Part 27;
 - (5) The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101–6107), which prohibits discrimination on the basis of age;
 - (6) The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse;
 - (7) The comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91–616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - (8) Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records;
 - (9) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing;
 - (10) Any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and,
 - (11) the requirements of any other nondiscrimination statute(s) which may apply to the application.
- (g) Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (“Uniform Act”) (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases. The requirements of the Uniform Act are effectuated by U.S. DOT regulation 49 CFR Part 24.
- (h) Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

- (i) Will comply, as applicable, with the provisions of the Davis–Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. § 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327–333), regarding labor standards for federally assisted construction sub-agreements.
- (j) Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- (k) Will comply with environmental standards which may be prescribed pursuant to the following:
 - (1) Institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514;
 - (2) Notification of violating facilities pursuant to EO 11738;
 - (3) Protection of wetlands pursuant to EO 11990;
 - (4) Evaluation of flood hazards in floodplains in accordance with EO 11988;
 - (5) Assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.);
 - (6) Conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§ 7401 et seq.);
 - (7) Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and
 - (8) Protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93–205).
- (l) Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- (m) Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. § 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§ 469a-1 et seq.).
- (n) Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
- (o) Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§ 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.

- (p) Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
- (q) Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and 2 CFR Part 200, Subpart F, “Audit Requirements”, as adopted and implemented by U.S. DOT at 2 CFR Part 1201.
- (r) Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing the program under which it is applying for assistance.
- (s) Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. § 7104) which prohibits grant award recipients or a subrecipient from:
 - (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect;
 - (2) Procuring a commercial sex act during the period of time that the award is in effect; or
 - (3) Using forced labor in the performance of the award or subawards under the award.

1.2. Standard Assurances: Additional Assurances for Construction Projects.

This certification appears on the Office of Management and Budget’s standard form 424D “Assurances—Construction Programs” and applies specifically to federally assisted projects for construction. This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency; will record the Federal awarding agency directives; and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
- (b) Will comply with the requirements of the assistance awarding agency with regard to the drafting, review, and approval of construction plans and specifications.
- (c) Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work confirms with the approved plans and specifications, and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.

1.3. Procurement.

The Uniform Administrative Requirements, 2 CFR § 200.325, allow a recipient to self-certify that its procurement system complies with Federal requirements, in lieu of submitting to certain pre-procurement reviews.

The applicant certifies that its procurement system complies with:

- (a) U.S. DOT regulations, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 200, particularly 2 CFR §§ 200.317–200.327 “Procurement Standards;
- (b) Federal laws, regulations, and requirements applicable to FTA procurements; and
- (c) The latest edition of FTA Circular 4220.1 and other applicable Federal guidance.

1.4. Increased Micro-Purchase Threshold.

A recipient may establish a micro-purchase threshold that is higher than the Federal micro-purchase threshold. Pursuant to 2 CFR § 200.320(a)(1)(iv), the recipient may self-certify a micro-purchase threshold up to \$50,000. Pursuant to 2 CFR § 200.320(a)(1)(v), the recipient may set a micro-purchase threshold higher than \$50,000, but only with the approval of the recipient’s Federal cognizant agency for indirect costs. To determine an applicant’s cognizant agency for indirect costs, consult the definition of “cognizant agency for indirect costs” in 2 CFR § 200.1.

If the recipient uses a micro-purchase threshold that is higher than the Federal micro-purchase threshold, the recipient certifies:

- (a) The recipient’s micro-purchase threshold does not exceed \$50,000, or the recipient has approval from its Federal cognizant agency for indirect costs to use a higher micro-purchase threshold;
- (b) The recipient has a written justification for its micro-purchase threshold; and
- (c) The recipient has supporting documentation of any of the following:
 - (1) The recipient qualifies as a low-risk auditee, in accordance with the criteria in 2 CFR § 200.520 for the most recent audit;
 - (2) The recipient has an annual internal institutional risk assessment to identify, mitigate, and manage financial risks; or
 - (3) For public institutions, a higher threshold is consistent with State law.

1.5. Suspension and Debarment.

Pursuant to Executive Order 12549, as implemented at 2 CFR Parts 180 and 1200, prior to entering into a covered transaction with an applicant, FTA must determine whether the applicant is excluded from participating in covered non-procurement transactions. For this purpose, FTA is authorized to collect a certification from each applicant regarding the applicant's exclusion status. 2 CFR § 180.300. Additionally, each applicant must disclose any information required by 2 CFR § 180.335 about the applicant and the applicant's principals prior to entering into an award agreement with FTA. This certification serves both purposes.

The applicant certifies, to the best of its knowledge and belief, that the applicant and each of its principals:

- (a) Is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily or involuntarily excluded from covered transactions by any Federal department or agency;
- (b) Has not, within the preceding three years, been convicted of or had a civil judgment rendered against him or her for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public or private agreement or transaction; violation of Federal or State antitrust statutes, including those proscribing price fixing between competitors, allocation of customers between competitors, and bid rigging; commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, receiving stolen property, making false claims, or obstruction of justice; or commission of any other offense indicating a lack of business integrity or business honesty;
- (c) Is not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any offense described in paragraph (b) of this certification; and
- (d) Has not, within the preceding three years, had one or more public transactions (Federal, State, or local) terminated for cause or default.

1.6. Lobbying.

If the applicant will apply for a grant or cooperative agreement exceeding \$100,000, or a loan, line of credit, loan guarantee, or loan insurance exceeding \$150,000, it must make the following certification and, if applicable, make a disclosure regarding the applicant's lobbying activities. This certification is required by 49 CFR § 20.110 and app. A to that part.

This certification does not apply to an applicant that is an Indian Tribe, Indian organization, or an Indian tribal organization exempt from the requirements of 49 CFR Part 20.

1.6.1. Certification for Contracts, Grants, Loans, and Cooperative Agreements.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

1.6.2. Statement for Loan Guarantees and Loan Insurance.

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement

shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

1.7. Real Property Use

This certification responds to Recommendation #7 in the U.S. Department of Transportation's Office of Inspector General Report FS2024025 (May 20, 2024).

If the applicant will use assistance provided by the Federal Transit Administration to acquire or improve real property, the applicant certifies that it will comply with the requirements of 2 CFR § 200.311, including but not limited to, requirements to use the property for the purposes authorized in its award, and to seek disposition instructions from FTA when the property no longer is needed for any authorized purpose.

CATEGORY 2. PUBLIC TRANSPORTATION AGENCY SAFETY PLANS

This certification is required of each applicant under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), each rail operator that is subject to FTA's state safety oversight programs, and each State that is required to draft and certify a Public Transportation Agency Safety Plan on behalf of a Small Public Transportation Provider (as that term is defined at 49 CFR § 673.5) pursuant to 49 CFR § 673.11(d).

This certification is required by 49 U.S.C. § 5307(c)(1)(L), 49 U.S.C. § 5329(d)(1), and 49 CFR § 673.13. This certification is a condition of receipt of Urbanized Area Formula Grants Program (49 U.S.C. § 5307) funding.

This certification does not apply to any applicant that only receives financial assistance from FTA under the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or combination of these two programs, unless it operates a rail fixed guideway public transportation system.

If the applicant is an operator, the applicant certifies that it has established a Public Transportation Agency Safety Plan meeting the requirements of 49 U.S.C. § 5329(d)(1) and 49 CFR Part 673; including, specifically, that the board of directors (or equivalent entity) of the applicant has approved, or, in the case of an applicant that will apply for assistance under 49 U.S.C. § 5307 that is serving an urbanized area with a population of 200,000 or more, the safety committee of the entity established under 49 U.S.C. § 5329(d)(5), followed by the board of directors (or equivalent entity) of the applicant has approved, the Public Transportation Agency Safety Plan or any updates thereto; and, for each recipient serving an urbanized area with a population of fewer than 200,000, that the Public Transportation Agency Safety Plan has been developed in cooperation with frontline employee representatives.

If the applicant is a State that drafts and certifies a Public Transportation Agency Safety Plan on behalf of a public transportation operator, the applicant certifies that:

- (a) It has drafted and certified a Public Transportation Agency Safety Plan meeting the requirements of 49 U.S.C. § 5329(d)(1) and 49 CFR Part 673 for each Small Public Transportation Provider (as that term is defined at 49 CFR § 673.5) in the State, unless the Small Public Transportation Provider provided notification to the State that it was opting out of the State-drafted plan and drafting its own Public Transportation Agency Safety Plan; and
- (b) Each Small Public Transportation Provider within the State that opts to use a State-drafted Public Transportation Agency Safety Plan has a plan that has been approved by the provider's Accountable Executive (as that term is defined at 49 CFR § 673.5), Board of Directors or Equivalent Authority (as that term is defined at 49 CFR § 673.5), and, if the Small Public Transportation Provider serves an urbanized area with a population of 200,000 or more, the safety committee of the Small Public Transportation Provider established under 49 U.S.C. § 5329(d)(5).

CATEGORY 3. TAX LIABILITY AND FELONY CONVICTIONS.

If the applicant is a business association (regardless of for-profit, not for-profit, or tax-exempt status), it must make this certification. Federal appropriations acts since at least 2014 have prohibited FTA from using funds to enter into an agreement with any corporation that has unpaid Federal tax liabilities or recent felony convictions without first considering the corporation for debarment. E.g., Further Consolidated Appropriations Act, 2024, Pub. L. 118-47, div. B, tit. VII, §§ 744-745. U.S. DOT Order 4200.6 defines a "corporation" as "any private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association", and applies the restriction to all tiers of subawards. As prescribed by U.S. DOT Order 4200.6, FTA requires each business association applicant to certify as to its tax and felony status.

If the applicant is a private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association, the applicant certifies that:

- (a) It has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability; and
- (b) It has not been convicted of a felony criminal violation under any Federal law within the preceding 24 months.

CATEGORY 4. PRIVATE SECTOR PROTECTIONS.

If the applicant will apply for funds that it will use to acquire or operate public transportation facilities or equipment, the applicant must make the following certification regarding protections for the private sector.

4.1. Charter Service Agreement.

To enforce the provisions of 49 U.S.C. § 5323(d), FTA's charter service regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public transportation equipment or facilities to make the following Charter Service Agreement. 49 CFR § 604.4.

The applicant agrees that it, and each of its subrecipients, and thirdparty contractors at any level who use FTA-funded vehicles, may provide charter service using equipment or facilities acquired with Federal assistance authorized under the Federal Transit Laws only in compliance with the regulations set out in 49 CFR Part 604, the terms and conditions of which are incorporated herein by reference.

4.2. School Bus Agreement.

To enforce the provisions of 49 U.S.C. § 5323(f), FTA's school bus regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public transportation equipment or facilities to make the following agreement regarding the provision of school bus services. 49 CFR § 605.15.

- (a) If the applicant is not authorized by the FTA Administrator under 49 CFR § 605.11 to engage in school bus operations, the applicant agrees and certifies as follows:
 - (1) The applicant and any operator of project equipment agrees that it will not engage in school bus operations in competition with private school bus operators.
 - (2) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Mass Transit Regulations, or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
- (b) If the applicant is authorized or obtains authorization from the FTA Administrator to engage in school bus operations under 49 CFR § 605.11, the applicant agrees as follows:
 - (1) The applicant agrees that neither it nor any operator of project equipment will engage in school bus operations in competition with private school bus operators except as provided herein.
 - (2) The applicant, or any operator of project equipment, agrees to promptly notify the FTA Administrator of any changes in its operations which might jeopardize the continuation of an exemption under § 605.11.

- (3) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Transit Administration regulations or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
- (4) The applicant agrees that the project facilities and equipment shall be used for the provision of mass transportation services within its urban area and that any other use of project facilities and equipment will be incidental to and shall not interfere with the use of such facilities and equipment in mass transportation service to the public.

CATEGORY 5. TRANSIT ASSET MANAGEMENT PLAN.

If the applicant owns, operates, or manages capital assets used to provide public transportation, the following certification is required by 49 U.S.C. § 5326(a).

The applicant certifies that it is in compliance with 49 CFR Part 625.

CATEGORY 6. ROLLING STOCK BUY AMERICA REVIEWS AND BUS TESTING.

6.1. Rolling Stock Buy America Reviews.

If the applicant will apply for an award to acquire rolling stock for use in revenue service, it must make this certification. This certification is required by 49 CFR § 663.7.

The applicant certifies that it will conduct or cause to be conducted the pre-award and post-delivery audits prescribed by 49 CFR Part 663 and will maintain on file the certifications required by Subparts B, C, and D of 49 CFR Part 663.

6.2. Bus Testing.

If the applicant will apply for funds for the purchase or lease of any new bus model, or any bus model with a major change in configuration or components, the applicant must make this certification. This certification is required by 49 CFR § 665.7.

The applicant certifies that the bus was tested at the Bus Testing Facility established in accordance with 49 U.S.C. § 5318 (currently the Larson Transportation Institute's Bus Research and Testing Center at Pennsylvania State University) and that the bus received a passing test score as required by 49 CFR Part 665. The applicant has received or will receive the appropriate full Bus Testing Report and any applicable partial testing reports before final acceptance of the first vehicle.

CATEGORY 7. URBANIZED AREA FORMULA GRANTS PROGRAM.

If the applicant will apply for an award under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), or any other program or award that is subject to the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310); “flex funds” from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)); projects that will receive an award authorized by the Transportation Infrastructure Finance and Innovation Act (“TIFIA”) (23 U.S.C. §§ 601–609) or State Infrastructure Bank Program (23 U.S.C. § 610) (see 49 U.S.C. § 5323(o)); formula awards or competitive awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339(a) and (b)); or low or no emission awards to any area under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339(c)), the applicant must make the following certification. This certification is required by 49 U.S.C. § 5307(c)(1).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out the program of projects (developed pursuant 49 U.S.C. § 5307(b)), including safety and security aspects of the program;
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities;
- (c) Will maintain equipment and facilities in accordance with the applicant’s transit asset management plan;
- (d) Will ensure that, during non-peak hours for transportation using or involving a facility or equipment of a project financed under this section, a fare that is not more than 50 percent of the peak hour fare will be charged for any—
 - (1) Senior;
 - (2) Individual who, because of illness, injury, age, congenital malfunction, or any other incapacity or temporary or permanent disability (including an individual who is a wheelchair user or has semi-ambulatory capability), cannot use a public transportation service or a public transportation facility effectively without special facilities, planning, or design; and
 - (3) Individual presenting a Medicare card issued to that individual under title II or XVIII of the Social Security Act (42 U.S.C. §§ 401 et seq., and 1395 et seq.);
- (e) In carrying out a procurement under 49 U.S.C. § 5307, will comply with 49 U.S.C. §§ 5323 (general provisions) and 5325 (contract requirements);
- (f) Has complied with 49 U.S.C. § 5307(b) (program of projects requirements);
- (g) Has available and will provide the required amounts as provided by 49 U.S.C. § 5307(d) (cost sharing);
- (h) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning);

- (i) Has a locally developed process to solicit and consider public comment before raising a fare or carrying out a major reduction of transportation;
- (j) Either—
 - (1) Will expend for each fiscal year for public transportation security projects, including increased lighting in or adjacent to a public transportation system (including bus stops, subway stations, parking lots, and garages), increased camera surveillance of an area in or adjacent to that system, providing an emergency telephone line to contact law enforcement or security personnel in an area in or adjacent to that system, and any other project intended to increase the security and safety of an existing or planned public transportation system, at least 1 percent of the amount the recipient receives for each fiscal year under 49 U.S.C. § 5336; or
 - (2) Has decided that the expenditure for security projects is not necessary;
- (k) In the case of an applicant for an urbanized area with a population of not fewer than 200,000 individuals, as determined by the Bureau of the Census, will submit an annual report listing projects carried out in the preceding fiscal year under 49 U.S.C. § 5307 for associated transit improvements as defined in 49 U.S.C. § 5302; and
- (l) Will comply with 49 U.S.C. § 5329(d) (public transportation agency safety plan).

CATEGORY 8. FORMULA GRANTS FOR RURAL AREAS.

If the applicant will apply for funds made available to it under the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), it must make this certification. Paragraph (a) of this certification helps FTA make the determinations required by 49 U.S.C. § 5311(b)(2)(C). Paragraph (b) of this certification is required by 49 U.S.C. § 5311(f)(2). Paragraph (c) of this certification, which applies to funds apportioned for the Appalachian Development Public Transportation Assistance Program, is necessary to enforce the conditions of 49 U.S.C. § 5311(c)(2)(D).

- (a) The applicant certifies that its State program for public transportation service projects, including agreements with private providers for public transportation service—
 - (1) Provides a fair distribution of amounts in the State, including Indian reservations; and
 - (2) Provides the maximum feasible coordination of public transportation service assisted under 49 U.S.C. § 5311 with transportation service assisted by other Federal sources; and
- (b) If the applicant will in any fiscal year expend less than 15% of the total amount made available to it under 49 U.S.C. § 5311 to carry out a program to develop and support intercity bus transportation, the applicant certifies that it has consulted with affected

intercity bus service providers, and the intercity bus service needs of the State are being met adequately.

- (c) If the applicant will use for a highway project amounts that cannot be used for operating expenses authorized under 49 U.S.C. § 5311(c)(2) (Appalachian Development Public Transportation Assistance Program), the applicant certifies that—
 - (1) It has approved the use in writing only after providing appropriate notice and an opportunity for comment and appeal to affected public transportation providers; and
 - (2) It has determined that otherwise eligible local transit needs are being addressed.

CATEGORY 9. FIXED GUIDEWAY CAPITAL INVESTMENT GRANTS AND THE EXPEDITED PROJECT DELIVERY FOR CAPITAL INVESTMENT GRANTS PILOT PROGRAM.

If the applicant will apply for an award under any subsection of the Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), including an award made pursuant to the FAST Act's Expedited Project Delivery for Capital Investment Grants Pilot Program (Pub. L. 114-94, div. A, title III, § 3005(b)), the applicant must make the following certification. This certification is required by 49 U.S.C. § 5309(c)(2) and Pub. L. 114-94, div. A, title III, § 3005(b)(3)(B).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out its Award, including the safety and security aspects of that Award,
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities acquired or improved under its Award.
- (c) Will maintain equipment and facilities acquired or improved under its Award in accordance with its transit asset management plan; and
- (d) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning).

CATEGORY 10. GRANTS FOR BUSES AND BUS FACILITIES AND LOW OR NO EMISSION VEHICLE DEPLOYMENT GRANT PROGRAMS.

If the applicant is in an urbanized area and will apply for an award under subsection (a) (formula grants), subsection (b) (buses and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category 7 for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5339(a)(3), (b)(6), and (c)(3), respectively.

If the applicant is in a rural area and will apply for an award under subsection (a) (formula grants), subsection (b) (bus and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category 8 for Formula Grants for Rural Areas (49 U.S.C. § 5311). This certification is required by 49 U.S.C. § 5339(a)(3), (b)(6), and (c)(3), respectively.

Making this certification will incorporate by reference the applicable certifications in Category 7 or Category 8.

If the applicant will receive a competitive award under subsection (b) (buses and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) related to zero emissions vehicles or related infrastructure, it must make the following certification. This certification is required by 49 U.S.C. § 5339(d).

The applicant will use 5 percent of grants related to zero emissions vehicles (as defined in 49 U.S.C. § 5339(c)(1)) or related infrastructure under 49 U.S.C. § 5339(b) or (c) to fund workforce development training as described in section 49 U.S.C. § 5314(b)(2) (including registered apprenticeships and other labor-management training programs) under the recipient's plan to address the impact of the transition to zero emission vehicles on the applicant's current workforce; or the applicant certifies a smaller percentage is necessary to carry out that plan.

CATEGORY 11. ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAMS.

If the applicant will apply for an award under the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program (49 U.S.C. § 5310), it must make the certification in Category 7 for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5310(e)(1). Making this certification will incorporate by reference the certification in Category 7, except that FTA has determined that (d), (f), (i), (j), and (k) of Category 7 do not apply to awards made under 49 U.S.C. § 5310 and will not be enforced.

In addition to the certification in Category 7, the applicant must make the following certification that is specific to the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program. This certification is required by 49 U.S.C. § 5310(e)(2).

The applicant certifies that:

- (a) The projects selected by the applicant are included in a locally developed, coordinated public transit-human services transportation plan;

- (b) The plan described in clause (a) was developed and approved through a process that included participation by seniors, individuals with disabilities, representatives of public, private, and nonprofit transportation and human services providers, and other members of the public;
- (c) To the maximum extent feasible, the services funded under 49 U.S.C. § 5310 will be coordinated with transportation services assisted by other Federal departments and agencies, including any transportation activities carried out by a recipient of a grant from the Department of Health and Human Services; and
- (d) If the applicant will allocate funds received under 49 U.S.C. § 5310 to subrecipients, it will do so on a fair and equitable basis.

CATEGORY 12. STATE OF GOOD REPAIR GRANTS.

If the applicant will apply for an award under FTA’s State of Good Repair Grants Program (49 U.S.C. § 5337), it must make the following certification. Because FTA generally does not review the transit asset management plans of public transportation providers, the asset management certification is necessary to enforce the provisions of 49 U.S.C. § 5337(a)(4). The certification with regard to acquiring restricted rail rolling stock is required by 49 U.S.C. § 5323(u)(4). Note that this certification is not limited to the use of Federal funds.

The applicant certifies that the projects it will carry out using assistance authorized by the State of Good Repair Grants Program, 49 U.S.C. § 5337, are aligned with the applicant’s most recent transit asset management plan and are identified in the investment and prioritization section of such plan, consistent with the requirements of 49 CFR Part 625.

If the applicant operates a rail fixed guideway service, the applicant certifies that, in the fiscal year for which an award is available to the applicant under the State of Good Repair Grants Program, 49 U.S.C. § 5337, the applicant will not award any contract or subcontract for the procurement of rail rolling stock for use in public transportation with a rail rolling stock manufacturer described in 49 U.S.C. § 5323(u)(1).

CATEGORY 13. INFRASTRUCTURE FINANCE PROGRAMS.

If the applicant will apply for an award for a project that will include assistance under the Transportation Infrastructure Finance and Innovation Act (“TIFIA”) Program (23 U.S.C. §§ 601–609) or the State Infrastructure Banks (“SIB”) Program (23 U.S.C. § 610), it must make the certifications in Category 7 for the Urbanized Area Formula Grants Program, Category 9 for the Fixed Guideway Capital Investment Grants program, and Category 12 for the State of Good Repair Grants program. These certifications are required by 49 U.S.C. § 5323(o).

Making this certification will incorporate the certifications in Categories 7, 9, and 12 by reference.

CATEGORY 14. ALCOHOL AND CONTROLLED SUBSTANCES TESTING.

If the applicant will apply for an award under FTA's Urbanized Area Formula Grants Program (49 U.S.C. § 5307), Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) programs, the applicant must make the following certification. The applicant must make this certification on its own behalf and on behalf of its subrecipients and contractors. This certification is required by 49 CFR § 655.83.

The applicant certifies that it, its subrecipients, and its contractors are compliant with FTA's regulation for the Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations, 49 CFR Part 655.

CATEGORY 15. RAIL SAFETY TRAINING AND OVERSIGHT.

If the applicant is a State with at least one rail fixed guideway system, or is a State Safety Oversight Agency, or operates a rail fixed guideway system, it must make the following certification. The elements of this certification are required by 49 CFR §§ 672.31 and 674.39.

The applicant certifies that the rail fixed guideway public transportation system and the State Safety Oversight Agency for the State are:

- (a) Compliant with the requirements of 49 CFR Part 672, "Public Transportation Safety Certification Training Program"; and
- (b) Compliant with the requirements of 49 CFR Part 674, "State Safety Oversight".

CATEGORY 16. DEMAND RESPONSIVE SERVICE.

If the applicant operates demand responsive service and will apply for an award to purchase a non-rail vehicle that is not accessible within the meaning of 49 CFR Part 37, it must make the following certification. This certification is required by 49 CFR § 37.77.

The applicant certifies that the service it provides to individuals with disabilities is equivalent to that provided to other persons. A demand responsive system, when viewed in its entirety, is deemed to provide equivalent service if the service available to individuals with disabilities, including individuals who use wheelchairs, is provided in the most integrated setting appropriate to the needs of the individual and is equivalent to the service provided other individuals with respect to the following service characteristics:

- (a) Response time;
- (b) Fares;
- (c) Geographic area of service;
- (d) Hours and days of service;

- (e) Restrictions or priorities based on trip purpose;
- (f) Availability of information and reservation capability; and
- (g) Any constraints on capacity or service availability.

CATEGORY 17. INTEREST AND FINANCING COSTS.

If the applicant will pay for interest or other financing costs of a project using assistance awarded under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), the Fixed Guideway Capital Investment Grants Program (49 U.S.C. § 5309), or any program that must comply with the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), “flex funds” from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)), or awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the following certification. This certification is required by 49 U.S.C. §§ 5307(e)(3) and 5309(k)(2)(D).

The applicant certifies that:

- (a) Its application includes the cost of interest earned and payable on bonds issued by the applicant only to the extent proceeds of the bonds were or will be expended in carrying out the project identified in its application; and
- (b) The applicant has shown or will show reasonable diligence in seeking the most favorable financing terms available to the project at the time of borrowing.

CATEGORY 18. CYBERSECURITY CERTIFICATION FOR RAIL ROLLING STOCK AND OPERATIONS.

If the applicant operates a rail fixed guideway public transportation system, it must make this certification. This certification is required by 49 U.S.C. § 5323(v). For information about standards or practices that may apply to a rail fixed guideway public transportation system, visit <https://www.nist.gov/cyberframework> and <https://www.cisa.gov/>.

The applicant certifies that it has established a process to develop, maintain, and execute a written plan for identifying and reducing cybersecurity risks that complies with the requirements of 49 U.S.C. § 5323(v)(2).

CATEGORY 19. PUBLIC TRANSPORTATION ON INDIAN RESERVATIONS FORMULA AND DISCRETIONARY PROGRAM (TRIBAL TRANSIT PROGRAMS).

Before FTA may provide Federal assistance for an Award financed under either the Public Transportation on Indian Reservations Formula or Discretionary Program authorized under 49 U.S.C. § 5311(c)(1), as amended by the FAST Act, (Tribal Transit Programs), the applicant

must select the Certifications in this Category, except as FTA determines otherwise in writing. Tribal Transit Program applicants may certify to this Category and Category 1 (Certifications and Assurances Required of Every Applicant) and need not make any other certification, to meet Tribal Transit Program certification requirements. If an applicant will apply for any program in addition to the Tribal Transit Program, additional certifications may be required.

FTA has established terms and conditions for Tribal Transit Program grants financed with Federal assistance appropriated or made available under 49 U.S.C. § 5311(c)(1). The applicant certifies that:

- (a) It has or will have the legal, financial, and technical capacity to carry out its Award, including the safety and security aspects of that Award.
- (b) It has or will have satisfactory continuing control over the use of its equipment and facilities acquired or improved under its Award.
- (c) It will maintain its equipment and facilities acquired or improved under its Award, in accordance with its transit asset management plan and consistent with FTA regulations, “Transit Asset Management,” 49 CFR Part 625. Its Award will achieve maximum feasible coordination with transportation service financed by other federal sources.
- (d) With respect to its procurement system:
 - (1) It will have a procurement system that complies with U.S. DOT regulations, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 200, for Awards made on or after December 26, 2014,
 - (2) It will have a procurement system that complies with U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” 49 CFR Part 18, specifically former 49 CFR § 18.36, for Awards made before December 26, 2014, or
 - (3) It will inform FTA promptly if its procurement system does not comply with either of those U.S. DOT regulations.
- (e) It will comply with the Certifications, Assurances, and Agreements in:
 - (1) Category 4.1 and 4.2 (Charter Service Agreement and School Bus Agreement),
 - (2) Category 5 (Transit Asset Management Plan),
 - (3) Category 6.1 and 6.2 (Rolling Stock Buy America Reviews and Bus Testing),
 - (4) Category 8 (Formula Grants for Rural Areas),
 - (5) Category 14 (Alcohol and Controlled Substances Testing), and
 - (6) Category 16 (Demand Responsive Service).

CATEGORY 20. EMERGENCY RELIEF PROGRAM.

An applicant to the Public Transportation Emergency Relief Program, 49 U.S.C. § 5324, must make the following certification. The certification is required by 49 U.S.C. § 5324(f) and must be made before the applicant can receive a grant under the Emergency Relief program.

The applicant certifies that the applicant has insurance required under State law for all structures related to the emergency relief program grant application.

**FEDERAL FISCAL YEAR 2025 CERTIFICATIONS AND ASSURANCES FOR FTA
ASSISTANCE PROGRAMS**

(Signature pages alternate to providing Certifications and Assurances in TrAMS.)

Name of Applicant: CITY OF PORTERVILLE

The Applicant certifies to the applicable provisions of all categories: (*check here*) X .

Or,

The Applicant certifies to the applicable provisions of the categories it has selected:

Category	Certification
01 Certifications and Assurances Required of Every Applicant	_____
02 Public Transportation Agency Safety Plans	_____
03 Tax Liability and Felony Convictions	_____
04 Private Sector Protections	_____
05 Transit Asset Management Plan	_____
06 Rolling Stock Buy America Reviews and Bus Testing	_____
07 Urbanized Area Formula Grants Program	_____
08 Formula Grants for Rural Areas	_____
09 Fixed Guideway Capital Investment Grants and the Expedited Project Delivery for Capital Investment Grants Pilot Program	_____
10 Grants for Buses and Bus Facilities and Low or No Emission Vehicle Deployment Grant Programs	_____
11 Enhanced Mobility of Seniors and Individuals with Disabilities Programs	_____

- | | | |
|----|---|--|
| 12 | State of Good Repair Grants | |
| 13 | Infrastructure Finance Programs | |
| 14 | Alcohol and Controlled Substances Testing | |
| 15 | Rail Safety Training and Oversight | |
| 16 | Demand Responsive Service | |
| 17 | Interest and Financing Costs | |
| 18 | Cybersecurity Certification for Rail Rolling Stock and Operations | |
| 19 | Tribal Transit Programs | |
| 20 | Emergency Relief Program | |

CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE

AFFIRMATION OF APPLICANT

Name of the Applicant: CITY OF PORTERVILLE

BY SIGNING BELOW, on behalf of the Applicant, I declare that it has duly authorized me to make these Certifications and Assurances and bind its compliance. Thus, it agrees to comply with all federal laws, regulations, and requirements, follow applicable federal guidance, and comply with the Certifications and Assurances as indicated on the foregoing page applicable to each application its Authorized Representative makes to the Federal Transit Administration (FTA) in the federal fiscal year, irrespective of whether the individual that acted on his or her Applicant's behalf continues to represent it.

The Certifications and Assurances the Applicant selects apply to each Award for which it now seeks, or may seek in the future, of federal assistance to be awarded by FTA during the federal fiscal year.

The Applicant affirms the truthfulness and accuracy of the Certifications and Assurances it has selected in the statements submitted with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. § 3801 *et seq.*, and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31, apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. § 1001 apply to any certification, assurance, or submission made in connection with a federal public transportation program authorized by 49 U.S.C. chapter 53 or any other statute

In signing this document, I declare under penalties of perjury that the foregoing Certifications and Assurances, and any other statements made by me on behalf of the Applicant are true and accurate.

Signature _____ Date: _____

Name Richard Tree, Interim City Manager Authorized Representative of Applicant

AFFIRMATION OF APPLICANT'S ATTORNEY

For (Name of Applicant): CITY OF PORTERVILLE

As the undersigned Attorney for the above-named Applicant, I hereby affirm the Applicant has the authority under state, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on it.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA assisted Award.

Signature _____ Date: _____

Name Julia Lew Attorney for Applicant

Each Applicant for federal assistance to be awarded by FTA must provide an Affirmation of Applicant's Attorney pertaining to the Applicant's legal capacity. The Applicant may enter its electronic signature in lieu of the Attorney's signature within TrAMS, provided the Applicant has on file and uploaded to TrAMS this hard-copy Affirmation, signed by the attorney and dated this federal fiscal year.

Not every provision of every certification will apply to every applicant or award. If a provision of a certification does not apply to the applicant or its award, FTA will not enforce that provision.

Text in italic is not part of a certification and is of no legal effect. Its purpose is to provide explanation and context for the certification. ~~guidance to the public. It does not have the force and effect of law, and is not meant to bind the public in any way. It is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.~~

Commented [A1]: This tracked-changes document is provided as a convenience to the reader, to show clearly the differences between versions of the Federal Transit Administration's Certifications and Assurances. This document does not have the force and effect of law and is not meant to bind the public in any way. This document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.

CATEGORY 1. CERTIFICATIONS AND ASSURANCES REQUIRED OF EVERY APPLICANT.

All applicants must make the certifications in this category.

1.1. Standard Assurances.

The certifications in this subcategory appear as part of the applicant's registration or annual registration renewal in the System for Award Management (SAM.gov) and on the Office of Management and Budget's standard form 424B "Assurances—Non-Construction Programs". This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
- (b) Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
- (c) Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
- (d) Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- (e) Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728–4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 CFR 900, Subpart F).

- (f) Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to:
- (1) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin, as effectuated by U.S. DOT regulation 49 CFR Part 21, [including any amendments thereto](#);
 - (2) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681–1683, and 1685–1686), which prohibits discrimination on the basis of sex, as effectuated by U.S. DOT regulation 49 CFR Part 25;
 - (3) Section 5332 of the Federal Transit Law (49 U.S.C. § 5332), which prohibits any person being excluded from participating in, denied a benefit of, or discriminated against under, a project, program, or activity receiving financial assistance from FTA because of race, color, religion, national origin, sex, disability, or age.
 - (4) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps, as effectuated by U.S. DOT regulation 49 CFR Part 27;
 - (5) The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101–6107), which prohibits discrimination on the basis of age;
 - (6) The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse;
 - (7) The comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91–616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - (8) Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records;
 - (9) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing;
 - (10) Any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and,
 - (11) the requirements of any other nondiscrimination statute(s) which may apply to the application.
- (g) Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (“Uniform Act”) (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases. The requirements of the Uniform Act are effectuated by U.S. DOT regulation 49 CFR Part 24.

- (h) Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
- (i) Will comply, as applicable, with the provisions of the Davis–Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. § 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327–333), regarding labor standards for federally assisted construction sub-agreements.
- (j) Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- (k) Will comply with environmental standards which may be prescribed pursuant to the following:
 - (1) Institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514;
 - (2) Notification of violating facilities pursuant to EO 11738;
 - (3) Protection of wetlands pursuant to EO 11990;
 - (4) Evaluation of flood hazards in floodplains in accordance with EO 11988;
 - (5) Assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.);
 - (6) Conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§ 7401 et seq.);
 - (7) Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and
 - (8) Protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93–205).
- (l) Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- (m) Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. § 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§ 469a-1 et seq.).
- (n) Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
- (o) Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§ 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded

animals held for research, teaching, or other activities supported by this award of assistance.

- (p) Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
- (q) Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and 2 CFR Part 200, Subpart F, “Audit Requirements”, as adopted and implemented by U.S. DOT at 2 CFR Part 1201.
- (r) Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing the program under which it is applying for assistance.
- (s) Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. § 7104) which prohibits grant award recipients or a subrecipient from:
 - (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect;
 - (2) Procuring a commercial sex act during the period of time that the award is in effect; or
 - (3) Using forced labor in the performance of the award or subawards under the award.

1.2. Standard Assurances: Additional Assurances for Construction Projects.

This certification appears on the Office of Management and Budget’s standard form 424D “Assurances—Construction Programs” and applies specifically to federally assisted projects for construction. This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency; will record the Federal awarding agency directives; and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
- (b) Will comply with the requirements of the assistance awarding agency with regard to the drafting, review, and approval of construction plans and specifications.
- (c) Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications, and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.

1.3. Procurement.

The Uniform Administrative Requirements, 2 CFR § 200.325, allow a recipient to self-certify that its procurement system complies with Federal requirements, in lieu of submitting to certain pre-procurement reviews.

The applicant certifies that its procurement system complies with:

- (a) U.S. DOT regulations, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 200, particularly 2 CFR §§ 200.317–200.327 “Procurement Standards;
- (b) Federal laws, regulations, and requirements applicable to FTA procurements; and
- (c) The latest edition of FTA Circular 4220.1 and other applicable Federal guidance.

1.4. Increased Micro-Purchase Threshold.

A recipient may establish a micro-purchase threshold that is higher than the Federal micro-purchase threshold. Pursuant to 2 CFR § 200.320(a)(1)(iv), the recipient may self-certify a micro-purchase threshold up to \$50,000. Pursuant to 2 CFR § 200.320(a)(1)(v), the recipient may set a micro-purchase threshold higher than \$50,000, but only with the approval of the recipient’s Federal cognizant agency for indirect costs. To determine an applicant’s cognizant agency for indirect costs, consult the definition of “cognizant agency for indirect costs” in 2 CFR § 200.1.

If the recipient uses a micro-purchase threshold that is higher than the Federal micro-purchase threshold, the recipient certifies:

- (a) The recipient’s micro-purchase threshold does not exceed \$50,000, or the recipient has approval from its Federal cognizant agency for indirect costs to use a higher micro-purchase threshold;
- (b) The recipient has a written justification for its micro-purchase threshold; and
- (c) The recipient has supporting documentation of any of the following:
 - (1) The recipient qualifies as a low-risk auditee, in accordance with the criteria in 2 CFR § 200.520 for the most recent audit;
 - (2) The recipient has an annual internal institutional risk assessment to identify, mitigate, and manage financial risks; or
 - (3) For public institutions, a higher threshold is consistent with State law.

Commented [A2]: This certification is added to implement the procurement flexibilities of 2 CFR 200.320(a)(1)(iv)-(v).

~~1.4.1.5.~~ Suspension and Debarment.

Pursuant to Executive Order 12549, as implemented at 2 CFR Parts 180 and 1200, prior to entering into a covered transaction with an applicant, FTA must determine whether the applicant is excluded from participating in covered non-procurement transactions. For this purpose, FTA is authorized to collect a certification from each applicant regarding the applicant's exclusion status. 2 CFR § 180.300. Additionally, each applicant must disclose any information required by 2 CFR § 180.335 about the applicant and the applicant's principals prior to entering into an award agreement with FTA. This certification serves both purposes.

The applicant certifies, to the best of its knowledge and belief, that the applicant and each of its principals:

- (a) Is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily or involuntarily excluded from covered transactions by any Federal department or agency;
- (b) Has not, within the preceding three years, been convicted of or had a civil judgment rendered against him or her for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public or private agreement or transaction; violation of Federal or State antitrust statutes, including those proscribing price fixing between competitors, allocation of customers between competitors, and bid rigging; commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, receiving stolen property, making false claims, or obstruction of justice; or commission of any other offense indicating a lack of business integrity or business honesty;
- (c) Is not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any offense described in paragraph (b) of this certification; [and](#)
- (d) Has not, within the preceding three years, had one or more public transactions (Federal, State, or local) terminated for cause or default.

~~1.5. Coronavirus Response and Relief Supplemental Appropriations Act, 2021, and CARES Act Funding.~~

~~The applicant certifies:~~

- ~~(a) To the maximum extent possible, funds made available under title IV of division M of the Consolidated Appropriations Act, 2021 (Public Law 116-260), and in title XII of division B of the CARES Act (Public Law 116-136; 134 Stat. 599) shall be directed to payroll and operations of public transit (including payroll and expenses of private providers of public transportation); or~~
- ~~(b) The applicant certifies that the applicant has not furloughed any employees.~~

~~1.6. American Rescue Plan Act Funding.~~

~~The applicant certifies:~~

- ~~(a) Funds made available by Section 3401(a)(2)(A) of the American Rescue Plan Act of 2021 (Public Law 117-2) shall be directed to payroll and operations of public transportation (including payroll and expenses of private providers of public transportation); or~~
- ~~(b) The applicant certifies that the applicant has not furloughed any employees.~~

1.6. Lobbying.

If the applicant will apply for a grant or cooperative agreement exceeding \$100,000, or a loan, line of credit, loan guarantee, or loan insurance exceeding \$150,000, it must make the following certification and, if applicable, make a disclosure regarding the applicant's lobbying activities. This certification is required by 49 CFR § 20.110 and app. A to that part.

This certification does not apply to an applicant that is an Indian Tribe, Indian organization, or an Indian tribal organization exempt from the requirements of 49 CFR Part 20.

1.6.1. Certification for Contracts, Grants, Loans, and Cooperative Agreements.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Commented [A3]: The text of the Lobbying certification is the same as in previous years, but the certification is relocated to make it part of Category 1: Certifications and Assurances Required of Every Recipient. In previous years, the Lobbying certification was a separate category. This caused confusion and occasional delays if a recipient failed to execute the certification.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

1.6.2. Statement for Loan Guarantees and Loan Insurance.

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

1.7. Real Property Use

This certification responds to Recommendation #7 in the U.S. Department of Transportation's Office of Inspector General Report FS2024025 (May 20, 2024).

If the applicant will use assistance provided by the Federal Transit Administration to acquire or improve real property, the applicant certifies that it will comply with the requirements of 2 CFR § 200.311, including but not limited to, requirements to use the property for the purposes authorized in its award, and to seek disposition instructions from FTA when the property no longer is needed for any authorized purpose.

CATEGORY 2. PUBLIC TRANSPORTATION AGENCY SAFETY PLANS

This certification is required of each applicant under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), each rail operator that is subject to FTA's state safety oversight programs, and each State that is required to draft and certify a Public Transportation Agency Safety Plan on behalf of a Small Public Transportation Provider (as that term is defined at 49 CFR § 673.5) pursuant to 49 CFR § 673.11(d).

This certification is required by 49 U.S.C. § 5307(c)(1)(L), 49 U.S.C. § 5329(d)(1), and 49 CFR § 673.13. This certification is a condition of receipt of Urbanized Area Formula Grants Program (49 U.S.C. § 5307) funding.

This certification does not apply to any applicant that only receives financial assistance from FTA under the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or combination of these two programs, unless it operates a rail fixed guideway public transportation system.

If the applicant is an operator, the applicant certifies that it has established a Public Transportation Agency Safety Plan meeting the requirements of 49 U.S.C. § 5329(d)(1) and 49 CFR Part 673; including, specifically, that the board of directors (or equivalent entity) of the applicant has approved, or, in the case of an applicant that will apply for assistance under 49 U.S.C. § 5307 that is serving an urbanized area with a population of 200,000 or more, the safety committee of the entity established under 49 U.S.C. § 5329(d)(5), followed by the board of directors (or equivalent entity) of the applicant has approved, the Public Transportation Agency Safety Plan or any updates thereto; and, for each recipient serving an urbanized area with a population of fewer than 200,000, that the Public Transportation Agency Safety Plan has been developed in cooperation with frontline employee representatives.

If the applicant is a State that drafts and certifies a Public Transportation Agency Safety Plan on behalf of a public transportation operator, the applicant certifies that:

- (a) It has drafted and certified a Public Transportation Agency Safety Plan meeting the requirements of 49 U.S.C. § 5329(d)(1) and 49 CFR Part 673 for each Small Public Transportation Provider (as that term is defined at 49 CFR § 673.5) in the State, unless the Small Public Transportation Provider provided notification to the State that it was opting out of the State-drafted plan and drafting its own Public Transportation Agency Safety Plan; and
- (b) Each Small Public Transportation Provider within the State that opts to use a State-drafted Public Transportation Agency Safety Plan has a plan that has been approved by the provider's Accountable Executive (as that term is defined at 49 CFR § 673.5), Board of Directors or Equivalent Authority (as that term is defined at 49 CFR § 673.5), and, if the Small Public Transportation Provider serves an urbanized area with a population of 200,000 or more, the safety committee of the Small Public Transportation Provider established under 49 U.S.C. § 5329(d)(5).

CATEGORY 3. TAX LIABILITY AND FELONY CONVICTIONS.

If the applicant is a business association (regardless of for-profit, not for-profit, or tax-exempt status), it must make this certification. Federal appropriations acts since at least 2014 have

prohibited FTA from using funds to enter into an agreement with any corporation that has unpaid Federal tax liabilities or recent felony convictions without first considering the corporation for debarment. E.g., ~~Consolidated Appropriations Act, 2023, Pub. L. 117-328, div. E, tit. VII, §§ 744-745~~ Further Consolidated Appropriations Act, 2024, Pub. L. 118-47, div. B, tit. VII, §§ 744-745. U.S. DOT Order 4200.6 defines a “corporation” as “any private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association”, and applies the restriction to all tiers of subawards. As prescribed by U.S. DOT Order 4200.6, FTA requires each business association applicant to certify as to its tax and felony status.

If the applicant is a private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association, the applicant certifies that:

- (a) It has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability; and
- (b) It has not been convicted of a felony criminal violation under any Federal law within the preceding 24 months.

~~Category 4.~~**CATEGORY 1. LOBBYING.**

~~If the applicant will apply for a grant or cooperative agreement exceeding \$100,000, or a loan, line of credit, loan guarantee, or loan insurance exceeding \$150,000, it must make the following certification and, if applicable, make a disclosure regarding the applicant's lobbying activities. This certification is required by 49 CFR § 20.110 and app. A to that part.~~

~~This certification does not apply to an applicant that is an Indian Tribe, Indian organization, or an Indian tribal organization exempt from the requirements of 49 CFR Part 20.~~

~~4.1.1.1.~~**Certification for Contracts, Grants, Loans, and Cooperative Agreements.**

~~The undersigned certifies, to the best of his or her knowledge and belief, that:~~

- ~~(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.~~

~~(b)(a) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.~~

~~(e)(a) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.~~

~~This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.~~

~~4.2.1.1. Statement for Loan Guarantees and Loan Insurance.~~

~~The undersigned states, to the best of his or her knowledge and belief, that:~~

~~If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.~~

~~Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.~~

~~Category 5.~~CATEGORY 4. PRIVATE SECTOR PROTECTIONS.

If the applicant will apply for funds that it will use to acquire or operate public transportation facilities or equipment, the applicant must make the following certification regarding protections for the private sector.

5.1.4.1. Charter Service Agreement.

To enforce the provisions of 49 U.S.C. § 5323(d), FTA's charter service regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public

transportation equipment or facilities to make the following Charter Service Agreement. 49 CFR § 604.4.

The applicant agrees that it, and each of its subrecipients, and third-party contractors at any level who use FTA-funded vehicles, may provide charter service using equipment or facilities acquired with Federal assistance authorized under the Federal Transit Laws only in compliance with the regulations set out in 49 CFR Part 604, the terms and conditions of which are incorporated herein by reference.

5.2.4.2. School Bus Agreement.

To enforce the provisions of 49 U.S.C. § 5323(f), FTA's school bus regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public transportation equipment or facilities to make the following agreement regarding the provision of school bus services. 49 CFR § 605.15.

- (a) If the applicant is not authorized by the FTA Administrator under 49 CFR § 605.11 to engage in school bus operations, the applicant agrees and certifies as follows:
 - (1) The applicant and any operator of project equipment agrees that it will not engage in school bus operations in competition with private school bus operators.
 - (2) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Mass Transit Regulations, or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
- (b) If the applicant is authorized or obtains authorization from the FTA Administrator to engage in school bus operations under 49 CFR § 605.11, the applicant agrees as follows:
 - (1) The applicant agrees that neither it nor any operator of project equipment will engage in school bus operations in competition with private school bus operators except as provided herein.
 - (2) The applicant, or any operator of project equipment, agrees to promptly notify the FTA Administrator of any changes in its operations which might jeopardize the continuation of an exemption under § 605.11.
 - (3) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Transit Administration regulations or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
 - (4) The applicant agrees that the project facilities and equipment shall be used for the provision of mass transportation services within its urban area and that any other use of project facilities and equipment will be incidental to and shall not interfere with the use of such facilities and equipment in mass transportation service to the public.

~~Category 6.~~CATEGORY 5. TRANSIT ASSET MANAGEMENT PLAN.

If the applicant owns, operates, or manages capital assets used to provide public transportation, the following certification is required by 49 U.S.C. § 5326(a).

The applicant certifies that it is in compliance with 49 CFR Part 625.

~~Category 7.~~CATEGORY 6. ROLLING STOCK BUY AMERICA REVIEWS AND BUS TESTING.**~~7.1-6.1.~~ Rolling Stock Buy America Reviews.**

If the applicant will apply for an award to acquire rolling stock for use in revenue service, it must make this certification. This certification is required by 49 CFR § 663.7.

The applicant certifies that it will conduct or cause to be conducted the pre-award and post-delivery audits prescribed by 49 CFR Part 663 and will maintain on file the certifications required by Subparts B, C, and D of 49 CFR Part 663.

~~7.2-6.2.~~ Bus Testing.

If the applicant will apply for funds for the purchase or lease of any new bus model, or any bus model with a major change in configuration or components, the applicant must make this certification. This certification is required by 49 CFR § 665.7.

The applicant certifies that the bus was tested at the Bus Testing Facility [established in accordance with 49 U.S.C. § 5318 \(currently the Larson Transportation Institute's Bus Research and Testing Center at Pennsylvania State University\)](#) and that the bus received a passing test score as required by 49 CFR Part 665. The applicant has received or will receive the appropriate full Bus Testing Report and any applicable partial testing reports before final acceptance of the first vehicle.

~~Category 8.~~CATEGORY 7. URBANIZED AREA FORMULA GRANTS PROGRAM.

If the applicant will apply for an award under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), or any other program or award that is subject to the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310); "flex funds" from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)); projects that will receive an award authorized by the Transportation Infrastructure Finance and Innovation Act ("TIFIA") (23 U.S.C. §§ 601–609) or State Infrastructure Bank Program (23 U.S.C. § 610) (see 49 U.S.C. § 5323(o)); formula awards or competitive awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339(a) and (b)); or low or no emission awards

to any area under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339(c)), the applicant must make the following certification. This certification is required by 49 U.S.C. § 5307(c)(1).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out the program of projects (developed pursuant 49 U.S.C. § 5307(b)), including safety and security aspects of the program;
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities;
- (c) Will maintain equipment and facilities in accordance with the applicant's transit asset management plan;
- (d) Will ensure that, during non-peak hours for transportation using or involving a facility or equipment of a project financed under this section, a fare that is not more than 50 percent of the peak hour fare will be charged for any—
 - (1) Senior;
 - (2) Individual who, because of illness, injury, age, congenital malfunction, or any other incapacity or temporary or permanent disability (including an individual who is a wheelchair user or has semi-ambulatory capability), cannot use a public transportation service or a public transportation facility effectively without special facilities, planning, or design; and
 - (3) Individual presenting a Medicare card issued to that individual under title II or XVIII of the Social Security Act (42 U.S.C. §§ 401 et seq., and 1395 et seq.);
- (e) In carrying out a procurement under 49 U.S.C. § 5307, will comply with 49 U.S.C. §§ 5323 (general provisions) and 5325 (contract requirements);
- (f) Has complied with 49 U.S.C. § 5307(b) (program of projects requirements);
- (g) Has available and will provide the required amounts as provided by 49 U.S.C. § 5307(d) (cost sharing);
- (h) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning);
- (i) Has a locally developed process to solicit and consider public comment before raising a fare or carrying out a major reduction of transportation;
- (j) Either—
 - (1) Will expend for each fiscal year for public transportation security projects, including increased lighting in or adjacent to a public transportation system (including bus stops, subway stations, parking lots, and garages), increased camera surveillance of an area in or adjacent to that system, providing an emergency telephone line to contact law enforcement or security personnel in an area in or adjacent to that system, and any other project intended to increase the security and safety of an existing or planned public transportation system, at least

1 percent of the amount the recipient receives for each fiscal year under 49 U.S.C. § 5336; or

(2) Has decided that the expenditure for security projects is not necessary;

- (k) In the case of an applicant for an urbanized area with a population of not fewer than 200,000 individuals, as determined by the Bureau of the Census, will submit an annual report listing projects carried out in the preceding fiscal year under 49 U.S.C. § 5307 for associated transit improvements as defined in 49 U.S.C. § 5302; and
- (l) Will comply with 49 U.S.C. § 5329(d) (public transportation agency safety plan).

~~Category 9.~~**CATEGORY 8. FORMULA GRANTS FOR RURAL AREAS.**

If the applicant will apply for funds made available to it under the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), it must make this certification. Paragraph (a) of this certification helps FTA make the determinations required by 49 U.S.C. § 5311(b)(2)(C). Paragraph (b) of this certification is required by 49 U.S.C. § 5311(f)(2). Paragraph (c) of this certification, which applies to funds apportioned for the Appalachian Development Public Transportation Assistance Program, is necessary to enforce the conditions of 49 U.S.C. § 5311(c)(2)(D).

- (a) The applicant certifies that its State program for public transportation service projects, including agreements with private providers for public transportation service—
 - (1) Provides a fair distribution of amounts in the State, including Indian reservations; and
 - (2) Provides the maximum feasible coordination of public transportation service assisted under 49 U.S.C. § 5311 with transportation service assisted by other Federal sources; and
- (b) If the applicant will in any fiscal year expend less than 15% of the total amount made available to it under 49 U.S.C. § 5311 to carry out a program to develop and support intercity bus transportation, the applicant certifies that it has consulted with affected intercity bus service providers, and the intercity bus service needs of the State are being met adequately.
- (c) If the applicant will use for a highway project amounts that cannot be used for operating expenses authorized under 49 U.S.C. § 5311(c)(2) (Appalachian Development Public Transportation Assistance Program), the applicant certifies that—
 - (1) It has approved the use in writing only after providing appropriate notice and an opportunity for comment and appeal to affected public transportation providers; and
 - (2) It has determined that otherwise eligible local transit needs are being addressed.

~~Category 10.~~**CATEGORY 9. FIXED GUIDEWAY CAPITAL INVESTMENT GRANTS
AND THE EXPEDITED PROJECT DELIVERY FOR CAPITAL INVESTMENT
GRANTS PILOT PROGRAM.**

If the applicant will apply for an award under any subsection of the Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), including an award made pursuant to the FAST Act's Expedited Project Delivery for Capital Investment Grants Pilot Program (Pub. L. 114-94, div. A, title III, § 3005(b)), the applicant must make the following certification. This certification is required by 49 U.S.C. § 5309(c)(2) and Pub. L. 114-94, div. A, title III, § 3005(b)(3)(B).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out its Award, including the safety and security aspects of that Award,
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities acquired or improved under its Award.
- (c) Will maintain equipment and facilities acquired or improved under its Award in accordance with its transit asset management plan; and
- (d) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning).

~~Category 11.~~**CATEGORY 10. GRANTS FOR BUSES AND BUS FACILITIES AND LOW
OR NO EMISSION VEHICLE DEPLOYMENT GRANT PROGRAMS.**

If the applicant is in an urbanized area and will apply for an award under subsection (a) (formula grants), subsection (b) (buses and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category ~~8-7~~ for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5339(a)(3), (b)(6), and (c)(3), respectively.

If the applicant is in a rural area and will apply for an award under subsection (a) (formula grants), subsection (b) (bus and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category ~~9-8~~ for Formula Grants for Rural Areas (49 U.S.C. § 5311). This certification is required by 49 U.S.C. § 5339(a)(3), (b)(6), and (c)(3), respectively.

Making this certification will incorporate by reference the applicable certifications in Category ~~8-7~~ or Category ~~9-8~~.

If the applicant will receive a competitive award under subsection (b) (buses and bus facilities competitive grants), or subsection (c) (low or no emissions grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) related to zero emissions vehicles or related infrastructure, it must make the following certification. This certification is required by 49 U.S.C. § 5339(d).

The applicant will use 5 percent of grants related to zero emissions vehicles (as defined in ~~subsection 49 U.S.C. § 5339(c)(1)~~) or related infrastructure under ~~subsection 49 U.S.C. § 5339(b) or (c)~~ to fund workforce development training as described in section 49 U.S.C. § 5314(b)(2) (including registered apprenticeships and other labor-management training programs) under the recipient's plan to address the impact of the transition to zero emission vehicles on the applicant's current workforce; or the applicant certifies a smaller percentage is necessary to carry out that plan.

~~Category 12.~~**CATEGORY 11. ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAMS.**

If the applicant will apply for an award under the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program (49 U.S.C. § 5310), it must make the certification in Category ~~8-7~~ for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5310(e)(1). Making this certification will incorporate by reference the certification in Category ~~8-7~~, except that FTA has determined that (d), (f), (i), (j), and (k) of Category ~~8-7~~ do not apply to awards made under 49 U.S.C. § 5310 and will not be enforced.

In addition to the certification in Category ~~8-7~~, the applicant must make the following certification that is specific to the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program. This certification is required by 49 U.S.C. § 5310(e)(2).

The applicant certifies that:

- (a) The projects selected by the applicant are included in a locally developed, coordinated public transit-human services transportation plan;
- (b) The plan described in clause (a) was developed and approved through a process that included participation by seniors, individuals with disabilities, representatives of public, private, and nonprofit transportation and human services providers, and other members of the public;
- (c) To the maximum extent feasible, the services funded under 49 U.S.C. § 5310 will be coordinated with transportation services assisted by other Federal departments and agencies, including any transportation activities carried out by a recipient of a grant from the Department of Health and Human Services; and

- (d) If the applicant will allocate funds received under 49 U.S.C. § 5310 to subrecipients, it will do so on a fair and equitable basis.

~~Category 13.~~**CATEGORY 12. STATE OF GOOD REPAIR GRANTS.**

If the applicant will apply for an award under FTA's State of Good Repair Grants Program (49 U.S.C. § 5337), it must make the following certification. Because FTA generally does not review the transit asset management plans of public transportation providers, the asset management certification is necessary to enforce the provisions of 49 U.S.C. § 5337(a)(4). The certification with regard to acquiring restricted rail rolling stock is required by 49 U.S.C. § 5323(u)(4). Note that this certification is not limited to the use of Federal funds.

The applicant certifies that the projects it will carry out using assistance authorized by the State of Good Repair Grants Program, 49 U.S.C. § 5337, are aligned with the applicant's most recent transit asset management plan and are identified in the investment and prioritization section of such plan, consistent with the requirements of 49 CFR Part 625.

If the applicant operates a rail fixed guideway service, the applicant certifies that, in the fiscal year for which an award is available to the applicant under the State of Good Repair Grants Program, 49 U.S.C. § 5337, the applicant will not award any contract or subcontract for the procurement of rail rolling stock for use in public transportation with a rail rolling stock manufacturer described in 49 U.S.C. § 5323(u)(1).

~~Category 14.~~**CATEGORY 13. INFRASTRUCTURE FINANCE PROGRAMS.**

If the applicant will apply for an award for a project that will include assistance under the Transportation Infrastructure Finance and Innovation Act ("TIFIA") Program (23 U.S.C. §§ 601–609) or the State Infrastructure Banks ("SIB") Program (23 U.S.C. § 610), it must make the certifications in Category ~~8-7~~ for the Urbanized Area Formula Grants Program, Category ~~40~~ 9 for the Fixed Guideway Capital Investment Grants program, and Category ~~43-12~~ for the State of Good Repair Grants program. These certifications are required by 49 U.S.C. § 5323(o).

Making this certification will incorporate the certifications in Categories ~~87~~ 409, and ~~43-12~~ by reference.

~~Category 15.~~**CATEGORY 14. ALCOHOL AND CONTROLLED SUBSTANCES TESTING.**

If the applicant will apply for an award under FTA's Urbanized Area Formula Grants Program (49 U.S.C. § 5307), Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) programs, the applicant must make the following certification. The

applicant must make this certification on its own behalf and on behalf of its subrecipients and contractors. This certification is required by 49 CFR § 655.83.

The applicant certifies that it, its subrecipients, and its contractors are compliant with FTA's regulation for the Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations, 49 CFR Part 655.

~~Category 16.~~**CATEGORY 15. RAIL SAFETY TRAINING AND OVERSIGHT.**

If the applicant is a State with at least one rail fixed guideway system, or is a State Safety Oversight Agency, or operates a rail fixed guideway system, it must make the following certification. The elements of this certification are required by 49 CFR §§ 672.31 and 674.39.

The applicant certifies that the rail fixed guideway public transportation system and the State Safety Oversight Agency for the State are:

- (a) Compliant with the requirements of 49 CFR Part 672, "Public Transportation Safety Certification Training Program"; and
- (b) Compliant with the requirements of 49 CFR Part 674, "State Safety Oversight".

~~Category 17.~~**CATEGORY 16. DEMAND RESPONSIVE SERVICE.**

If the applicant operates demand responsive service and will apply for an award to purchase a non-rail vehicle that is not accessible within the meaning of 49 CFR Part 37, it must make the following certification. This certification is required by 49 CFR § 37.77.

The applicant certifies that the service it provides to individuals with disabilities is equivalent to that provided to other persons. A demand responsive system, when viewed in its entirety, is deemed to provide equivalent service if the service available to individuals with disabilities, including individuals who use wheelchairs, is provided in the most integrated setting appropriate to the needs of the individual and is equivalent to the service provided other individuals with respect to the following service characteristics:

- (a) Response time;
- (b) Fares;
- (c) Geographic area of service;
- (d) Hours and days of service;
- (e) Restrictions or priorities based on trip purpose;
- (f) Availability of information and reservation capability; and
- (g) Any constraints on capacity or service availability.

~~Category 18.~~**CATEGORY 17. INTEREST AND FINANCING COSTS.**

If the applicant will pay for interest or other financing costs of a project using assistance awarded under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), the Fixed Guideway Capital Investment Grants Program (49 U.S.C. § 5309), or any program that must comply with the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), “flex funds” from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)), or awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the following certification. This certification is required by 49 U.S.C. §§ 5307(e)(3) and 5309(k)(2)(D).

The applicant certifies that:

- (a) Its application includes the cost of interest earned and payable on bonds issued by the applicant only to the extent proceeds of the bonds were or will be expended in carrying out the project identified in its application; and
- (b) The applicant has shown or will show reasonable diligence in seeking the most favorable financing terms available to the project at the time of borrowing.

~~Category 19.~~**CATEGORY 18. CYBERSECURITY CERTIFICATION FOR RAIL ROLLING STOCK AND OPERATIONS.**

If the applicant operates a rail fixed guideway public transportation system, it must make this certification. This certification is required by 49 U.S.C. § 5323(v). For information about standards or practices that may apply to a rail fixed guideway public transportation system, visit <https://www.nist.gov/cyberframework> and <https://www.cisa.gov/>.

The applicant certifies that it has established a process to develop, maintain, and execute a written plan for identifying and reducing cybersecurity risks that complies with the requirements of 49 U.S.C. § 5323(v)(2).

~~Category 20.~~**CATEGORY 19. PUBLIC TRANSPORTATION ON INDIAN RESERVATIONS FORMULA AND DISCRETIONARY PROGRAM (TRIBAL TRANSIT PROGRAMS).**

Before FTA may provide Federal assistance for an Award financed under either the Public Transportation on Indian Reservations Formula or Discretionary Program authorized under 49 U.S.C. § 5311(c)(1), as amended by the FAST Act, (Tribal Transit Programs), the applicant must select the Certifications in ~~Category 21~~this Category, except as FTA determines otherwise in writing. Tribal Transit Program applicants may certify to this Category and Category 1 (Certifications and Assurances Required of Every Applicant) and need not make any other

certification, to meet Tribal Transit Program certification requirements. If an applicant will apply for any program in addition to the Tribal Transit Program, additional certifications may be required.

FTA has established terms and conditions for Tribal Transit Program grants financed with Federal assistance appropriated or made available under 49 U.S.C. § 5311(c)(1). The applicant certifies that:

- (a) It has or will have the legal, financial, and technical capacity to carry out its Award, including the safety and security aspects of that Award.
- (b) It has or will have satisfactory continuing control over the use of its equipment and facilities acquired or improved under its Award.
- (c) It will maintain its equipment and facilities acquired or improved under its Award, in accordance with its transit asset management plan and consistent with FTA regulations, "Transit Asset Management," 49 CFR Part 625. Its Award will achieve maximum feasible coordination with transportation service financed by other federal sources.
- (d) With respect to its procurement system:
 - (1) It will have a procurement system that complies with U.S. DOT regulations, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 CFR Part 200, for Awards made on or after December 26, 2014,
 - (2) It will have a procurement system that complies with U.S. DOT regulations, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments," 49 CFR Part 18, specifically former 49 CFR § 18.36, for Awards made before December 26, 2014, or
 - (3) It will inform FTA promptly if its procurement system does not comply with either of those U.S. DOT regulations.
- (e) It will comply with the Certifications, Assurances, and Agreements in:
 - (1) Category ~~05-14.1~~ and ~~05-24.2~~ (Charter Service Agreement and School Bus Agreement),
 - (2) Category ~~06-5~~ (Transit Asset Management Plan),
 - (3) Category ~~07-16.1~~ and ~~07-26.2~~ (Rolling Stock Buy America Reviews and Bus Testing),
 - (4) Category ~~09-8~~ (Formula Grants for Rural Areas),
 - (5) Category ~~15-14~~ (Alcohol and Controlled Substances Testing), and
 - (6) Category ~~17-16~~ (Demand Responsive Service).

~~Category 21.~~**CATEGORY 20. EMERGENCY RELIEF PROGRAM.**

An applicant to the Public Transportation Emergency Relief Program, 49 U.S.C. § 5324, must make the following certification. The certification is required by 49 U.S.C. § 5324(f) and must be made before the applicant can receive a grant under the Emergency Relief program.

The applicant certifies that the applicant has insurance required under State law for all structures related to the emergency relief program grant application.

Certifications and Assurances

Fiscal Year ~~2024~~2025

**FEDERAL FISCAL YEAR ~~2024~~2025 CERTIFICATIONS AND ASSURANCES FOR
FTA ASSISTANCE PROGRAMS**

(Signature pages alternate to providing Certifications and Assurances in TrAMS.)

Name of Applicant: _____

The Applicant certifies to the applicable provisions of all categories: (*check here*) _____.

Or,

The Applicant certifies to the applicable provisions of the categories it has selected:

Category	Certification
01 Certifications and Assurances Required of Every Applicant	_____
02 Public Transportation Agency Safety Plans	_____
03 Tax Liability and Felony Convictions	_____
04 <u>04</u> Lobbying	_____
05 <u>04</u> Private Sector Protections	_____
06 <u>05</u> Transit Asset Management Plan	_____
07 <u>06</u> Rolling Stock Buy America Reviews and Bus Testing	_____
08 <u>07</u> Urbanized Area Formula Grants Program	_____
09 <u>08</u> Formula Grants for Rural Areas	_____
10 <u>09</u> Fixed Guideway Capital Investment Grants and the Expedited Project Delivery for Capital Investment Grants Pilot Program	_____
11 <u>10</u> Grants for Buses and Bus Facilities and Low or No Emission Vehicle Deployment Grant Programs	_____

Certifications and Assurances

Fiscal Year ~~2024~~2025

~~42~~11 Enhanced Mobility of Seniors and Individuals with Disabilities Programs

~~43~~12 State of Good Repair Grants

~~44~~13 Infrastructure Finance Programs

~~45~~14 Alcohol and Controlled Substances Testing

~~46~~15 Rail Safety Training and Oversight

~~47~~16 Demand Responsive Service

~~48~~17 Interest and Financing Costs

~~49~~18 Cybersecurity Certification for Rail Rolling Stock and Operations

~~20~~19 Tribal Transit Programs

~~21~~20 Emergency Relief Program

CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE

AFFIRMATION OF APPLICANT

Name of the Applicant: _____

BY SIGNING BELOW, on behalf of the Applicant, I declare that it has duly authorized me to make these Certifications and Assurances and bind its compliance. Thus, it agrees to comply with all federal laws, regulations, and requirements, follow applicable federal guidance, and comply with the Certifications and Assurances as indicated on the foregoing page applicable to each application its Authorized Representative makes to the Federal Transit Administration (FTA) in the federal fiscal year, irrespective of whether the individual that acted on his or her Applicant's behalf continues to represent it.

The Certifications and Assurances the Applicant selects apply to each Award for which it now seeks, or may ~~later~~ seek in the future, of federal assistance to be awarded by FTA during the federal fiscal year.

The Applicant affirms the truthfulness and accuracy of the Certifications and Assurances it has selected in the statements submitted with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. § 3801 *et seq.*, and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31, apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. § 1001 apply to any certification, assurance, or submission made in connection with a federal public transportation program authorized by 49 U.S.C. chapter 53 or any other statute

Certifications and Assurances

Fiscal Year ~~2024~~2025

In signing this document, I declare under penalties of perjury that the foregoing Certifications and Assurances, and any other statements made by me on behalf of the Applicant are true and accurate.

Signature _____ Date: _____

Name _____ Authorized Representative of Applicant

AFFIRMATION OF APPLICANT'S ATTORNEY

For (Name of Applicant): _____

As the undersigned Attorney for the above-named Applicant, I hereby affirm ~~to~~ the Applicant ~~that it has~~ the authority under state, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on it.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA assisted Award.

Signature _____ Date: _____

Name _____ Attorney for Applicant

Each Applicant for federal assistance to be awarded by FTA must provide an Affirmation of Applicant's Attorney pertaining to the Applicant's legal capacity. The Applicant may enter its electronic signature in lieu of the Attorney's signature within TrAMS, provided the Applicant has on file and uploaded to TrAMS this hard-copy Affirmation, signed by the attorney and dated this federal fiscal year.



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration to Set a Public Hearing for the Adoption of a Continuance of the Fiscal Year 2024-2025 Budget for the First Quarter of Fiscal Year 2025-2026

SOURCE: City Manager's Office

COMMENT: At its regular meeting of May 20, 2025, the City Council approved an alternative schedule to the initially adopted Budget Calendar for Fiscal Year 2025-2026. The revised approach allows for a continuation of the Fiscal Year 2024-2025 budget for the first quarter of Fiscal Year 2025-2026 (July through September), providing legal compliance and operational continuity while staff prepare a refined financial plan that incorporates updated labor cost projections, evolving program needs, and City Council priorities.

The purpose of this staff report is to request that the City Council set a public hearing for June 17, 2025, at which the Council will consider the adoption of a continuance of the current fiscal year budget for the first quarter of the new fiscal year.

RECOMMENDATION: That the City Council set a public hearing for June 17, 2025, to consider the adoption of a continuance of the Fiscal Year 2024-2025 budget for the first quarter of Fiscal Year 2025-2026.

ATTACHMENTS: 1. Staff Report - May 20, 2025

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – MAY 20, 2025

SUBJECT: Review of Adopted Budget Calendar for Fiscal Year 2025-2026 and Consideration of an Alternative Schedule

SOURCE: City Manager's Office

COMMENT: At its meeting of February 18, 2025, the City Council approved the Budget Calendar for Fiscal Year 2025-2026, which outlines key milestones for the preparation, review, and adoption of the City's annual budget. In accordance with Section 51 of the City Charter, this schedule provides for submission of revenue and expenditure estimates not later than thirty days prior to the end of the fiscal year, with the preliminary budget presented to the Council on June 3, 2025, and final adoption scheduled for June 17, 2025.

While Section 51 requires the adoption of a general budget, it does not specify the duration of the adoption period. Accordingly, and consistent with past Council practice and interpretation, the Council may authorize a budget covering less than the full fiscal year. This approach has been used in two recent cases: in 2020 during the onset of the COVID-19 pandemic, and in 2023 following the significant local flood event. In both instances, the City adopted a provisional interim budget to allow operations to continue while the full-year budget was finalized.

Given current operational demands, including the transition in the City Manager position, active labor negotiations, and evolving program needs, staff is proposing for Council's consideration a continuance of the Fiscal Year 2024-2025 budget for the first quarter of Fiscal Year 2025-2026. This continuation would provide stability and legal compliance while allowing additional time to complete a refined and strategic financial plan. The interim budget will ensure continuity of operations while staff incorporates updated labor projections and Council priorities.

The proposed schedule is designed to support a transparent, participatory, and collaborative budget development process. It includes multiple opportunities for Council discussion, public engagement, and iterative review, leading to adoption of a final budget that aligns with long-term fiscal goals and community needs.

Should the Council wish to consider an alternative approach, staff is proposing the following modified schedule:

Item No. 22.

- **June 3, 2025:** Consideration of Proposed Fiscal Year 2025-2026 Budget Process and Setting of Date for Public Hearing.
- **June 17, 2025:** Public hearing to consider the adoption of a continuance of the Fiscal Year 2024-2025 budget for the first quarter of Fiscal Year 2025-2026 (July through September).
- **June 24, 2025:** Special City Council meeting to conduct a Budget Study Session of the draft Fiscal Year 2025-2026 budget.
- **July 22, 2025:** Special City Council meeting to consider and determine Council's Priority Projects for Fiscal Year 2025-2026.
- **September 2, 2025:** Consideration of Proposed Fiscal Year 2025-2026 Budget and Setting of Date for Public Hearing.
- **September 16, 2025:** Public hearing for the formal adoption of the final Fiscal Year 2025-2026 budget.

This alternative schedule supports a transparent, collaborative, and responsive budget process. It allows for extended Council engagement, additional staff analysis, and public input while ensuring legal compliance and continuity of services.

RECOMMENDATION: That the City Council:

1. Confirm the proposed Budget Calendar for Fiscal Year 2025-2026 as approved at the February 18, 2025, City Council meeting; or
2. Consider and approve an alternative budget schedule as presented by staff, based on current operational needs and organizational conditions.

ATTACHMENTS:

1. Staff Report - February 18, 2025
2. Fiscal Year 2025-2026 Budget Calendar

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Acting City Manager

Final Approver: Richard Tree, Acting City Manager



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration to Set a Public Hearing for the 2025 Public Health Goal Report

SOURCE: Public Works

COMMENT: Senate Bill 1307 amended the California Health and Safety Code to require public water systems serving more than 10,000 service connections to prepare a Public Health Goal (PHG) report every three years if any constituents in the water system exceed PHG or Maximum Contaminant Level Goal (MCLG) thresholds.

PHGs are non-enforceable public health targets established by the California Office of Environmental Health Hazard Assessment (OEHHA), part of the California Environmental Protection Agency (CalEPA). These goals are based solely on public health risk and do not take into account factors such as analytical detection limits, treatment technology, or cost. Where OEHHA has not adopted a PHG for a specific constituent, water suppliers must use the U.S. Environmental Protection Agency's MCLG as the benchmark.

State law further requires the City to hold a public hearing to accept and respond to public comment on the PHG report. This process promotes transparency and informs the public of the City's drinking water quality, health-related benchmarks, and any differences between regulatory standards and health-based goals.

The City of Porterville's water system remains in full compliance with all applicable State and Federal drinking water standards. The 2025 Public Health Goal Report is attached for Council and public review. It is also intended to supplement the annual Consumer Confidence Report mailed to all customers.

Staff recommends that the City Council authorize the scheduling of a public hearing for June 17, 2025, in compliance with Health and Safety Code Section 116470, to accept comments and respond to questions regarding the PHG report.

RECOMMENDATION: That the City Council direct staff to schedule a public hearing on June 17, 2025, to solicit comments on the 2025 Public Health

Goal Report.

ATTACHMENTS: 1. Public Health Goal 2025

Appropriated/Funded:

Review By:

Department Director:
Michael Knight, Assistant City Manager

Final Approver: Richard Tree, Interim City Manager

CITY OF PORTERVILLE PUBLIC HEALTH GOAL REPORT

The California Health and Safety Code Section 116470(b), (c) and (f) specifies that on July 1, 1998, and every three years thereafter, public water systems serving more than 10,000 service connections shall prepare a report intended to inform the public concerning any Public Health Goal (PHG) that is exceeded.

PHGs are set by the California Office of Environmental Health Hazard Assessment (OEHHA) which is part of Cal-EPA and are based solely on public health risk considerations. None of the practical risk-management factors that are considered by the USEPA or the California Department of Health Services (CDHS) in setting drinking water standards (MCLs) are considered in setting PHGs. These factors include analytical detection capability, treatment technology available, benefits and costs. The PHGs are not enforceable and are not required to be met by any public water system. MCLGs are the federal equivalent to PHGs.

The following constituent was detected in the city of Porterville drinking water sources at levels above the PHG, or if no PHG, above the MCLG:

Coliform Bacteria: In 2024 we collected 74 samples each month for coliform analysis for a total of 888 samples. In the year 2024 we had 5 samples found to be positive for coliform bacteria absent for E.coli.

Tetrachloroethylene (PCE): The PHG for PCE is 0.06 ppb, with a MCL of 5 ppb. Detection levels in 6 wells which are monitored quarterly have a running annual average of 2.57 ppb. The category of health risk associated with PCE is that people who drink water containing PCE **above** the MCL throughout their lifetime could experience liver problems and may have an increased risk of getting cancer. CDHS says that "Drinking water which meets the MCL is associated with little to none of this risk and should be considered safe with respect to PCE." The numerical health risk for a PHG of .06 ppb is 1 in 1,000,000. The numerical health risk for a MCL of 5 ppb is 8 in 100,000.

Lead and/or Copper: There is no MCL for Lead or Copper. Instead the 90th percentile value of all samples taken from household taps in the distribution system cannot exceed an Action Level of 15 ppb for lead, and 1300 ppb for copper. The MCLG for lead is 0.2 ppb and the MCLG for copper is .03 ppm. All of the source water samples for lead and copper in 2022 were less than the MCLG. Based on samples taken from household taps in 2022, the 90th percentile value for lead was 0.11 ppb and 0.005 ppm for copper. The City of Porterville's water system is in full compliance with the Federal and State Lead and Copper Rule. The category of health risk for lead and Copper is gastrointestinal damage to kidneys, liver and nervous system of humans. Numerical health risk information on lead has not been provided to OEHHA, the State agency responsible for providing that information.

On May 6, 2024, the City began sampling of thirty-seven (37) wells within the City of Porterville for PFAS. Of the thirty-seven (37) wells tested, seven (7) had PFAS levels that exceeded the PFAS Notification level. The seven (7) wells (City well 18, 19, 20, 21, 22, 26 and Lindale 7) are active wells that are in service without PFAS treatment but are well under the response level. Scientific research suggests that exposure to certain PFAS may lead to adverse health outcomes.

Definitions:

Public Health Goals (PHG): The level of a contaminant in drinking water below which there is no known or expected risk to health. PHGs are set by the California Environmental Protection Agency.

Maximum Contaminant Level Goal (MCLG): The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs are set by the U. S. Environmental Protection Agency.

Maximum Contaminant Level (MCL): The highest level of a contaminant that is allowed in drinking water. Primary MCLs are set as close to the PHGs (or MCLGs) as is economically and technologically possible. Secondary MCLs are set to protect the odor, taste, and appearance of drinking water.

Action Level: The concentration of which, if exceeded, triggers treatment or other requirements which a water system must follow.

ppb: Parts per billion



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Intent To Schedule Public Hearing – 5-Year CDBG Consolidated Plan and FY 2025/26 Action Plan

SOURCE: Community Development

COMMENT: The City of Porterville is an entitlement community under the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program. The City is required to prepare a 5-Year Consolidated Plan and Annual Action Plan outlining its strategies and priorities for housing, community development, and use of CDBG funds.

On April 15, 2025, the City Council adopted the 5-Year Consolidated Plan and FY 2025/26 Annual Action Plan. Following this action, HUD notified the City of a lower-than-anticipated entitlement allocation for Program Year 2025/26.

Although staff previously included contingency language to address potential changes in funding, the item is being brought back to the City Council to allow for further public and Council input on adjustments to the proposed activities. This process is consistent with the City's Citizen Participation Plan.

Staff is recommending that the City Council consider setting a public hearing for the next regularly scheduled City Council meeting that allows for a minimum 15-day public comment period. The public hearing will provide an opportunity for the community to review and comment on proposed modifications to the 2025/26 Annual Action Plan based on the revised allocation. A revised draft of the Consolidated Plan, including the updated Action Plan and funding levels, will be made available in compliance with HUD's citizen participation requirements.

RECOMMENDATION: That the City Council consider setting a public hearing for the next regularly scheduled City Council meeting that allows for a 15-day public comment period to receive input on the Community Development Block Grant (CDBG) 5-Year Consolidated Plan and FY 2025/26 Annual Action Plan in light of the revised entitlement allocation.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:
Claudia Calderon, Community Development Director

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration to Set a Public Hearing for the Adoption of an Ordinance Designating Fire Hazard Severity Zones in the Local Responsibility Area

SOURCE: Fire

COMMENT: To comply with State wildfire hazard mapping requirements, the City must consider adoption of an ordinance establishing Fire Hazard Severity Zones (FHSZ) within the Local Responsibility Area (LRA). This staff report outlines the legal background, review process, and public notification steps taken, and recommends setting a public hearing to proceed with adoption.

Under Government Code Section 51178, the California State Fire Marshal (SFM) is required to identify and classify areas throughout the state as Moderate, High, or Very High Fire Hazard Severity Zones. These classifications are based on consistent statewide criteria including fuel loading, slope, fire behavior, weather, and wind patterns that contribute to wildfire spread. The updated mapping process incorporates new scientific data, local climate conditions, and fire behavior models to more accurately reflect wildfire hazards.

The terms “hazard” and “risk” are distinct and defined as follows:

- Hazard reflects the physical conditions that create the potential for wildfire, evaluated over a 30–50-year period and excluding mitigation measures.
- Risk refers to the potential damage under current conditions, including mitigation such as fire-resistant construction and vegetation management.

FHSZs are designated in two categories:

- State Responsibility Areas (SRAs) – where wildfire protection is the responsibility of the State.
- Local Responsibility Areas (LRAs) – including incorporated cities and urban or agricultural areas where wildfire protection falls under local jurisdiction.

Originally, Assembly Bill 337 (Bates Bill) required only Very High FHSZ designations in LRAs. However, Senate Bill 63 (Stern, 2021) amended the law to require Moderate and High zone classifications as well. The updated SRA maps took effect on April 1, 2024, and CAL FIRE's update of LRA maps followed. Although draft maps were expected in January 2025, the City received them on March 10, 2025. Upon review, staff identified 117 parcels in the City's LRA that were fully or partially designated as "Moderate."

Per Government Code Section 51179, the City Council must adopt Moderate, High, and Very High zones by ordinance within 120 days of receiving the State Fire Marshal's recommendations. In addition, Section 51178.5 requires that maps be made available for public review within 30 days. In response, the City posted the maps online, mailed notices to affected property owners, and shared information via the Fire Department's social media accounts.

The public review period ran from April 4 through May 4, 2025. No comments were received through the online portal or in person at City Hall.

The City is not authorized to reduce or remove designated hazard zones. However, it may increase the designation or include additional areas not identified by the State, provided such changes are supported by findings and substantial evidence under Government Code Section 51182. Following review by the Fire Chief, staff does not recommend any changes to the State's designations at this time.

A model ordinance developed by CAL FIRE is included as an attachment. The City may also seek support from CAL FIRE's Land Use Planning Program, which offers guidance on fire-safe building standards, development regulations, and General Plan safety elements.

Insurance providers use separate risk models from those used by CAL FIRE. While some data may overlap, insurers rely on proprietary models that consider additional, dynamic variables. Staff will continue monitoring for future updates to the maps and initiate the appropriate review and Council processes as required.

RECOMMENDATION:	That the City Council set a Public Hearing for June 17, 2025, to receive public input and consider the first reading of an ordinance adopting the Fire Hazard Severity Zone (FHSZ) map for the City's Local Responsibility Area, as provided by the State Fire Marshal.
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ATTACHMENTS:

1. Draft Ordinance
2. FHSZ_City_LRA_11x17_Porterville
3. letter to owners affected
4. LRA-Legislation-Factsheet---Flipbook-combined

Appropriated/Funded:

Review By:

Department Director:
Bryan Cogburn, Fire Chief

Final Approver: Richard Tree, Interim City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE TO DESIGNATE FIRE HAZARD SEVERITY ZONES

WHEREAS, Government Code Sections 51178 and 51179, as amended by Senate Bill 63 (Stern, 2021) and Assembly Bill 211 (2022), require the State Fire Marshal to identify areas within Local Responsibility Areas as Moderate, High, and Very High Fire Hazard Severity Zones based on consistent statewide criteria and the expected severity of fire hazards; and

WHEREAS, said Government Code Sections further require local agencies to designate Moderate, High, and Very High Fire Hazard Severity Zones in their jurisdiction by ordinance within 120 days of receiving recommendations from the State Fire Marshal; and

WHEREAS, the State Fire Marshal has transmitted recommendations and a map identifying Fire Hazard Severity Zones within the City of Porterville; and

WHEREAS, the City Council of the City of Porterville desires to designate Fire Hazard Severity Zones within its jurisdiction by adopting the map recommended by the State Fire Marshal, to ensure effective fire protection and public safety for the protection of life and property within the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORTERVILLE HEREBY ORDAINS as follows:

SECTION 1. Designation of Fire Hazard Severity Zones.

The City of Porterville hereby designates the Fire Hazard Severity Zones as recommended by the California Department of Forestry and Fire Protection pursuant to Government Code Section 51178.

The map, approved by the City of Porterville, is hereby incorporated by reference, and entitled "City of Porterville Fire Hazard Severity Zones." Dated (May 20, 2025).

The official map is also located electronically on the following website:
https://www.ci.porterville.ca.us/departments/fire/new_page/lra_fire_severity_zones.php

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PASSED, APPROVED AND ADOPTED this _____ day of _____, 2025.

ATTEST:
Ricard Tree, Interim City Clerk

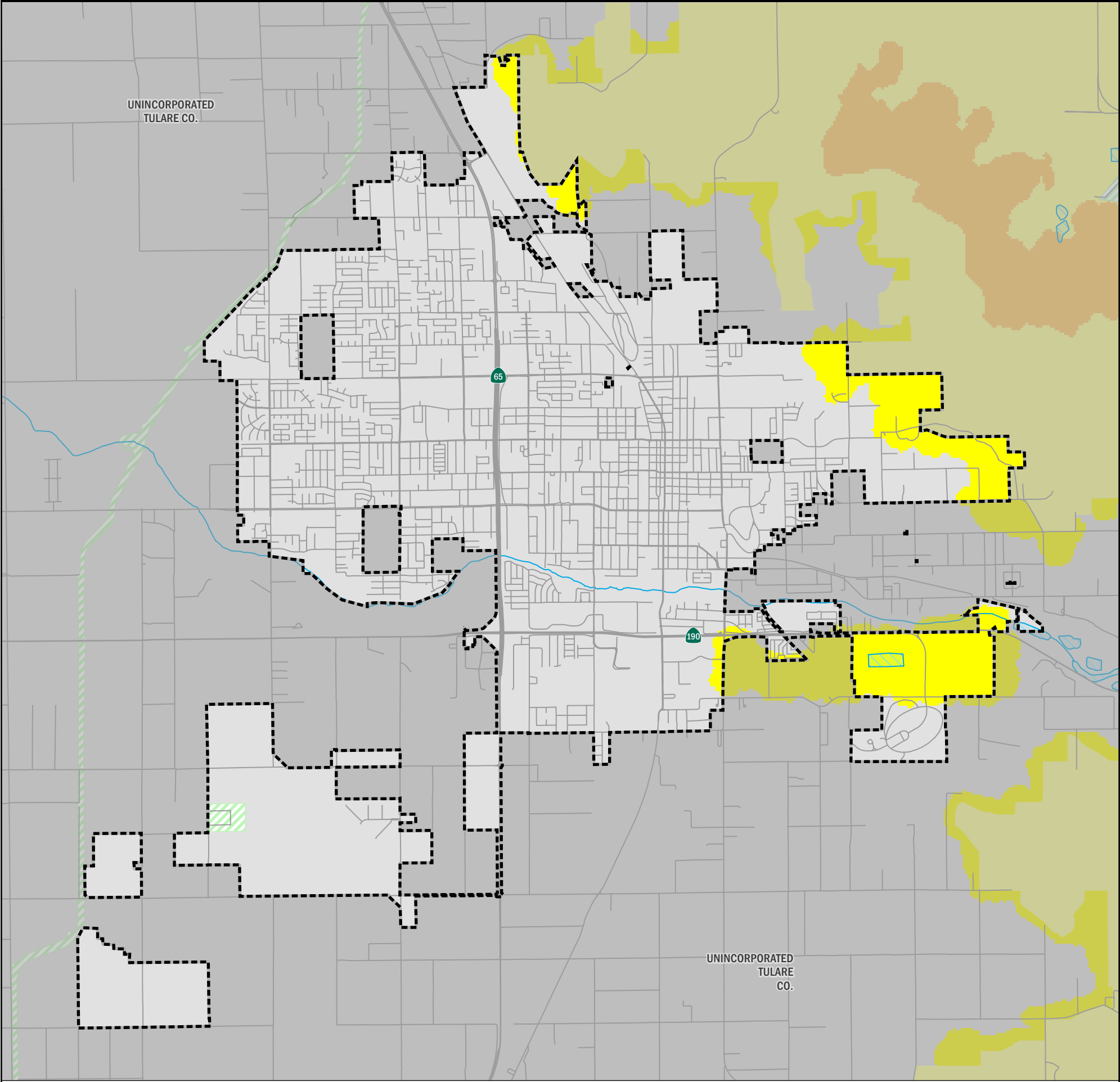
Greg Meister, Mayor

By: _____
Fernando Gabriel-Moraga
Acting Chief Deputy City Clerk



Local Responsibility Area Fire Hazard Severity Zones

As Identified by the
State Fire Marshal
March 10, 2025

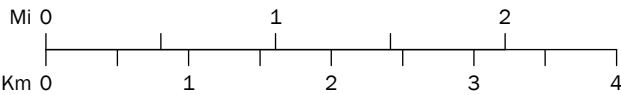


Fire Hazard Severity Zones (FHSZ) in Local Responsibility Area (LRA), as Identified by the State Fire Marshal

Moderate

Fire Hazard Severity Zones in State Responsibility Area (SRA), Effective April 1, 2024

High Moderate



Projection: NAD 83 California Teale Albers
Scale: 1:53,000 at 11" x 17"

- Incorporated City
- Waterbody
- Unzoned LRA
- Federal Responsibility Area (FRA)

Government Code section 51178 requires the State Fire Marshal to identify areas in the state as moderate, high, and very high fire hazard severity zones based on consistent

statewide criteria and based on the severity of fire hazard that is expected to prevail in those areas. Moderate, high, and very high fire hazard severity zones shall be based on fuel loading, slope, fire weather,

and other relevant factors including areas where winds have been identified by the Office of the State Fire Marshal as a major cause of wildfire spread.

The State of California and the Department of Forestry and Fire Protection make no representations or warranties regarding the accuracy of data or maps. Neither the State nor the Department shall be liable under any circumstances for any direct, special, incidental, or consequential damages with respect to any claim by any user or third party on account of, or arising from, the use of data or maps.

Gavin Newsom, Governor, State of California
Wade Crowfoot, Secretary for Natural Resources, CA Natural Resources Agency
Joe Tyler, Director/Fire Chief, CA Department of Forestry and Fire Protection
Daniel Berlant, State Fire Marshal, CA Department of Forestry and Fire Protection

Data Sources:
CAL FIRE Fire Hazard Severity Zones (FHSZSRA23_3, FHSZLRA_25_1)
CAL FIRE State Responsibility Areas (SRA25_1)
City and County boundaries as of 10/22/24 (CA Board of Equalization)



Subject: Important Information Regarding Fire Hazard Severity Zone Designation

Dear Property Owner,

This letter is to inform you that your property has been newly identified by the State Fire Marshal as being within a **Moderate Fire Hazard Severity Zone (FHSZ)** in the Local Responsibility Area (LRA). This designation is part of an update to more accurately reflect areas susceptible to wildfire, incorporating new science in local climate data and improved fire assessment modeling. Senate Bill 63 (Stern, 2021) now requires the adoption of Moderate, High, and Very High FHSZ classes in Local Responsibility Areas. Previously, only Very High FHSZs were required.

As part of this process, there is a **public review and comment period**. Government Code 51178.5 requires local agencies to make this information available for public review and comment within 30 days of receiving the FHSZ maps from the State Fire Marshal.

We encourage you to learn more and provide your input. You can view the Local Area GIS Map to see if your property (zoom in and click, or search by APN) has been designated. You can find information and submit comments on the City's website at:

https://www.ci.porterville.ca.us/departments/fire/new_page/lra_fire_severity_zones.php

Additionally, if you are unable to provide comments through the above means, comments can be delivered to the Porterville Fire Prevention Office at City Hall, 291 N. Main St. Porterville, CA 93257, from 8-5 on normal business days through the last day of the public comment period, May 4, 2025.

To help you make informed decisions, you can also refer to the State Fire Marshal's Fire Hazard Severity Zone website:

<https://osfm.fire.ca.gov/what-we-do/community-wildfire-preparedness-and-mitigation/fire-hazard-severity-zones>

Your participation in the public comment process is valuable and appreciated.

Sincerely,

Bryan Cogburn
Fire Chief
City of Porterville



Fire Hazard Severity Zones Local Responsibility Area

Fire Hazard Severity Zones

What is a Fire Hazard Severity Zone?

The State Fire Marshal shall identify areas in the State as Moderate, High, and Very High Hazard Severity Zones based on consistent statewide criteria and the severity of fire hazard that is expected to prevail in those areas. – [CA GOV 51178](#)

When did Fire Hazard Severity Zones begin in Local Responsibility Area?

Assembly Bill 337 (Bates 1992), prompted by the devastating Oakland Hills fire of 1991, calls for CAL FIRE to evaluate fire hazard severity in local responsibility area and to make a recommendation to the local jurisdiction where Very High FHSZ exist. – [CA GOV 51175](#)

What do Fire Hazard Severity Zones measure?

The maps evaluate "Hazard", not "Risk". Hazard is based on physical conditions that create expected fire behavior over a 50-year period without considering short-term modifications. Risk is the potential damage a fire can do to the area under existing conditions, including fuel reduction projects, defensible space, and ignition resistant building construction. - osfm.fire.ca.gov/fhsz

Will the new Fire Hazard Severity Zone maps affect my insurance?

Insurance companies use risk models, which differ from hazard models, because they consider the susceptibility of a structure to damage from fire and other short-term factors that are not included in hazard modeling. Insurance risk models incorporate additional factors that change more frequently than those the CAL FIRE includes in its hazard mapping, which is built to remain steady.

– [California Department of Insurance](#)

What are the requirements within Fire Hazard Severity Zones?

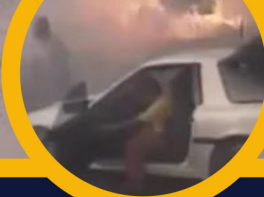
- Materials and Construction Methods for Exterior Wildfire Exposure – [CBC Chapter 7A](#)
- Natural hazard real estate disclosure at the time of sale – [CA CIV 1102.19 \(AB 38 2019\)](#)
- 100-foot defensible space clearance requirements – [CA GOV 51182](#)
- Property development standards such as road widths, water supply, and signage – [CA PRC 4290](#)
- Consideration during future development of Cities and Counties General Plan – [CA GOV 65302](#)

1980



Panorama Fire burns 28,800 acres, destroying 325 structures and resulting in 4 fatalities in San Bernardino.

1991



Tunnel Fire burns 1,600 acres, destroying 2,900 structures and resulting in 25 fatalities in the Oakland Hills.

PRC 4201 mandates that CAL FIRE develop Fire Hazard Severity Zones.

1982

Fire Hazard Severity Zone maps are created.

1985

The "Bates Bill" calls for CAL FIRE to identify Very High Fire Hazard Severity Zones in LRA.

1992

Frequently Asked Questions



Is there an easy way to determine the Fire Hazard Severity Zone of my property?

You can search by address to find your current designation on the website: osfm.fire.ca.gov/fhsz

Why are Fire Hazard Severity Zones being updated?

The hazard maps are being updated to more accurately reflect the zones in California that are susceptible to wildfire. The process will incorporate new science in local climate data and improved fire assessment modeling in determining hazard ratings. – [PRC 4125](#) and [GC 51178](#)

What are the key elements of the Fire Hazard Severity Zone Model?

The model has two key elements: probability of an area burning and expected fire behavior under extreme fuel and weather conditions. The factors considered in determining fire hazard within wildland areas is fire history, flame length, terrain, local weather, and potential fuel over a 50-year period. Outside of wildlands, the model considers factors that might lead to buildings being threatened, including terrain, weather, urban vegetation cover, blowing embers, proximity to wildland, fire history, and fire hazard in nearby wildlands. This is not a structure loss model, as key information regarding structure ignition is not included. – osfm.fire.ca.gov/fhsz

Why does the model place an emphasis on the spread of embers?

Embers spread wildfire because they can travel long distances in the wind and ignite vegetation, roofs, attics (by getting into vents), and decks. – osfm.fire.ca.gov/fhsz

What is the difference between SRA and LRA?

State Responsibility Area (SRA) is a legal term defining the area where the State has financial responsibility for wildland fire protection and prevention. – [CA PRC 4102](#)

Local Responsibility Area (LRA) includes incorporated cities, urban regions, agriculture lands, and portions of the desert where the local government is responsible for wildfire protection. – [CA PRC 4125](#)

How are Fire Hazard Severity Zones determined in Local Responsibility Areas?

CAL FIRE uses an extension of the state responsibility area Fire Hazard Severity Zone model as the basis for evaluating fire hazard in Local Responsibility Area. The Local Responsibility Area hazard rating reflects flame and ember intrusion from adjacent wildlands and from flammable vegetation in the urban area.

– [PRC 4202](#) and [GC 51178](#)

2017



Tubbs Fire burns 36,810 acres, destroying 5,643 structures and resulting in 22 fatalities in Santa Rosa.

2018



Camp Fire burns 153,336 acres, destroying 18,804 structures and resulting in 85 fatalities in Paradise.

CAL FIRE finalizes the Statewide FHSZ Model to include Very High FHSZ in LRA.

2007

AB 642 and SB 63 require CAL FIRE to identify Moderate and High FHSZ in LRA.

2021

AB 211 requires local agency to designate by ordinance Moderate and High FHSZ in LRA.

2022

FHSZ Frequently Asked Questions



General

What is a Fire Hazard Severity Zone or FHSZ?

[Public Resource Code 4202](#); The State Fire Marshal shall classify lands within State Responsibility Areas into Fire Hazard Severity Zones. Each zone shall embrace relatively homogeneous lands and shall be based on fuel loading, slope, fire weather, and other relevant factors present, including areas where winds have been identified by the department as a major cause of wildfire spread.

[Government Code 51178](#); The State Fire Marshal shall identify areas in the state as Moderate, High, and Very High Fire Hazard Severity Zones based on consistent statewide criteria and based on the severity of fire hazard that is expected to prevail in those areas. Moderate, High, and Very High Fire Hazard Severity Zones shall be based on fuel loading, slope, fire weather, and other relevant factors including areas where winds have been identified by the Office of the State Fire Marshal as a major cause of wildfire spread.

Will the new Fire Hazard Severity Zones affect my ability to get or maintain insurance?

Insurance companies use risk models, which differ from hazard models, because they consider the susceptibility of a structure to damage from fire and other short-term factors that are not included in hazard modeling. It is unlikely that insurance risk models would utilize CAL FIRE Fire Hazard Severity Zones as a factor, but much of the same data that is used in the Fire Hazard Severity Zone model are likely included in the insurance companies' risk models. However, insurance risk models incorporate many additional factors and that change more frequently than those that CAL FIRE includes in its hazard mapping, which is built to remain steady for the next 10+ years.

What do Fire Hazard Severity Zones measure?

The Fire Hazard Severity Zone map reflects "hazard," not "risk". The map is like flood zone maps, where lands are described in terms of the probability level of a particular area being inundated by floodwaters, and not specifically prescriptive of impacts.

"Hazard" is based on the physical conditions that create a likelihood and expected fire behavior over a 30 to 50-year period without considering mitigation measures such as home hardening, recent wildfire, or fuel reduction efforts.

"Risk" is the potential damage a fire can do to the area under existing conditions, accounting for any modifications such as fuel reduction projects, defensible space, and ignition resistant building construction.

FHSZ Frequently Asked Questions



General

What are the key elements of the Fire Hazard Severity Zone model?

The fire hazard severity model for wildland fire has two key elements: probability of an area burning and expected fire behavior under extreme fuel and weather conditions. The zones reflect areas that have similar burn probabilities and fire behavior characteristics. The factors considered in determining fire hazard within wildland areas are fire history, flame length, terrain, local weather, and potential fuel over a 50-year period. Outside of wildlands, the model considers factors that might lead to buildings being threatened, including terrain, weather, urban vegetation cover, blowing embers, proximity to wildland, fire history, and fire hazard in nearby wildlands. FHSZs are not a structure loss model, as key information regarding structure ignition (such as roof type, etc.) is not included.

Where do Fire Hazard Severity Zones apply?

Fire Hazard Severity Zones are found in areas where the state has financial responsibility for wildfire protection and prevention, called the State Responsibility Area. More than 31 million acres are in this area. Under [Senate Bill 63 \(Stern, 2021\)](#) [Government Code 51178](#) was amended to also identify the Moderate and High Fire Hazard Severity Zones with the Very High in Local Responsibility Area (LRA).

What are the uses of Fire Hazard Severity Zones?

The zones are used for several purposes including to designate areas where California's defensible space standards and wildland urban interface building codes are required. They can be a factor in real estate disclosure, and local governments may consider them in their general plan.

When were the maps last updated?

In 2007, CAL FIRE updated the FHSZs for the entire State Responsibility Area (SRA). Between 2008-2011 the department worked with local governments to make recommendations of the Very High Fire Hazard Severity Zones within Local Responsibility Area (LRA).

Why are fire hazard severity maps being updated?

The hazard maps are being updated to more accurately reflect the zones in California that are susceptible to wildfire. The hazard mapping process will incorporate new science in local climate data and improved fire assessment modeling in determining hazard ratings.

FHSZ Frequently Asked Questions



General

How do the Fire Hazard Severity Zone Maps differ from California Public Utilities Commission (CPUC) High Fire Threat District Maps?

The California Public Utilities Commission (CPUC) sponsored map, known as "CPUC High Fire Threat District Map" (HFTD), includes similar factors as those in the FHSZ maps, however the CPUC HFTD Map is designed specifically for identifying areas where there is an increased risk for utility associated wildfires. As such, the CPUC map includes fire hazards associated with historical powerline-caused wildfires, current fuel conditions, and scores areas based on where fires start, as opposed to where potential fires may cause impacts.

How are Fire Hazard Severity Zones determined?

CAL FIRE used the best available science and data to develop, and field test a model that served as the basis of zone assignments. The model evaluated the probability of the area burning and potential fire behavior in the area. Many factors were included such as fire history, vegetation, flame length, blowing embers, proximity to wildland, terrain, and weather.

What new data will be included in the new model, and how does this differ from the previous model?

A 2 km grid of climate data covering the years 2003-2018 is being used in the update. The previous model used stock weather inputs across the state to calculate wildland fire intensity scores. The updated model will adjust fire intensity scores based on the most extreme fire weather at a given location, considering temperature, humidity, and wind speed. In addition, ember transport is being modeled based on local distributions of observed wind speed and direction values instead of using a generic buffer distance for urban areas adjacent to wildlands.

FHSZ Frequently Asked Questions



General

Why does the model place an emphasis on the spread of embers?

Embers spread wildfire because they can travel long distances in the wind and ignite vegetation, roofs, attics (by getting into vents), and decks.

Why do waterbodies have a Fire Hazard Severity Zone Classification?

All areas in State Responsibility Area, including water bodies, require a Fire Hazard Severity Zone designation. The 2007 FHSZ maps zoned all water as Moderate by default. In the 2023 FHSZ model we added a buffer of FHSZ from the surrounding wildland into water bodies to account for potential threat of embers to buildings on docks and house boats, as well as variation in reservoir height that occurs with drought.

How does CAL FIRE assist Local Governments in Fire Hazard Severity Zones?

CAL FIRE's Land Use Planning Program is a specialized unit that provides support to local governments by providing fire safety expertise on the State's wildland urban interface building codes, wildfire safety codes, as well as helping in the development of the safety elements in general plans. Currently there are 189 cities and 56 counties with FHSZ.

How can I search the Fire Hazard Severity Zone of a property?

You can search by address to find your current designation on the web at:

<https://egis.fire.ca.gov/FHSZ/> osfm.fire.ca.gov/FHSZ

FHSZ Frequently Asked Questions



SRA Questions

What is State Responsibility Area or SRA?

SRA is a legal term defining the area where the state has financial responsibility for wildland fire protection and prevention. Incorporated cities and federal ownership are not included. Within the SRA, CAL FIRE is responsible for fire prevention and suppression. There are more than 31 million acres in SRA, with an estimated 1.7 million people and 800,000 existing homes.

How is State Responsibility Area determined?

The Board of Forestry and Fire Protection (Board) classifies land as State Responsibility Area. The legal definition of SRA is found in the [Public Resources Code Section 4125](#). The Board has developed detailed procedures to classify lands as State Responsibility Area. Lands are removed from SRA when they become incorporated by a city, change in ownership to the federal government, become more densely populated, or are converted to intensive agriculture that minimizes the risk of wildfire. While some lands are removed from SRA automatically, the Board typically reviews changes every five years.

What Fire Hazard Severity Zones are in State Responsibility Area?

All of the State Responsibility Area is in a Fire Hazard Severity Zone. Lands are either ranked as Moderate, High or Very High Fire Hazard Severity Zones.

What are the wildland urban interface (WUI) building codes in State Responsibility Area?

The WUI building codes ([California Building Code \(CBC\) Chapter 7A](#)) reduce the risk of embers fanned by wind-blown wildfires from igniting buildings. The codes for roofing, siding, decking, windows, and vents apply throughout all State Responsibility Area regardless of the fire hazard severity ranking. Ember-resistant building materials can be found at: <https://osfm.fire.ca.gov/divisions/fire-engineering-and-investigations/building-materials-listing/>

FHSZ Frequently Asked Questions



SRA Questions

Why is my property in a different zone than the adjacent area, which looks similar?

In wildland areas, zone edges are a result of the way zones are delineated. Specifically, zones represent areas of similar slope and fuel potential. Zone boundaries divide zones based on geographic and vegetation features that align with fire hazard potential; although, at a local scale, it may appear that the immediate area is similar on both sides of the edge. The class value within a zone is based on the average hazard score across the whole zone, so areas that are in the same zone but not immediately adjacent to a local area can have an influence on the final zone classification.

What is the difference between the various Fire Hazard Severity Zones?

Classification of a wildland zone as Moderate, High or Very High Fire Hazard is based on the average hazard across the area included in the zone, which have a minimum size of 200 acres. In wildlands, hazard is a function of modeled flame length under the worst conditions and annual burn probability. Both these factors generally increase with increasing hazard level, but there may be instances where one value is Very High and the other is low, pushing the overall hazard into a more intermediate ranking. On average, both modeled flame length and burn probability increase by roughly 40-60% between hazard classes.

Is the GIS data for Fire Hazard Severity Zones available for download?

The data inputs used to develop the Fire Hazard Severity Zones are identified in the Initial Statement of Reasons (ISOR) Title 19 Development (ca.gov). CAL FIRE has developed an additional data package which consists of sequential modeling steps, including any data inputs that were not already publicly available and referenced in the ISOR. The data package encompasses 34 spatial datasets and 8 tables, provided in raster, polygon, and table format. These datasets are formatted for Esri ArcGIS software, except for four tables provided in Excel. Ten of the datasets are updated versions used to produce an edited SRA FHSZ map following the public comment period that ended April 4, 2023. Upon formal adoption of the FHSZ map, the final SRA FHSZ geospatial data file will become available. The data package is available on the FHSZ website Fire Hazard Severity Zones (ca.gov) under the science and methods banner.

FHSZ Frequently Asked Questions



LRA Questions

What is Local Responsibility Area or LRA?

Local Responsibility Areas (LRA) are incorporated cities, urban regions, agriculture lands, and portions of the desert where the local government is responsible for wildfire protection. This is typically provided by city fire departments, fire protection districts, counties, and by CAL FIRE under contract.

When did Fire Hazard Severity Zones begin in Local Responsibility Area?

Assembly Bill 337 (Bates, 1992) prompted by the devastating Oakland Hills Fire of 1991, calls for CAL FIRE to evaluate fire hazard severity in Local Responsibility Area and to make a recommendation to the local jurisdiction where Very High FHSZ exist. [Government Code 51175](#) then provides direction for the local jurisdiction to take appropriate action.

How are Fire Hazard Severity Zones determined in Local Responsibility Areas?

CAL FIRE uses an extension of the State Responsibility Area Fire Hazard Severity Zone model as the basis for evaluating fire hazard in Local Responsibility Area. The Local Responsibility Area hazard rating reflects flame and ember intrusion from adjacent wildlands and from flammable vegetation in the urban area.

What are the requirements for landowners in Fire Hazard Severity Zones in Local Responsibility Areas?

California's WUI building codes ([CBC Chapter 7A](#)) apply to the design and construction of new buildings located in High and Very High FHSZs in Local Responsibility Areas. Local ordinances may require ignition resistant construction for remodel projects. Check with your local building department to determine which ignition resistant building codes apply to your project. In addition, Government Code Section 51182 calls for defensible space clearance and other wildland fire safety practices for buildings. Owners are also required to make a natural hazard disclosure as part of a real estate transfer. For information regarding home hardening and defensible space clearance, visit www.readyforwildfire.org.

Does the designation of Very High Fire Hazard Severity Zones in the Local Responsibility Area trigger the 100-foot clearance requirement?

Yes, per [Government Code 51182](#) unless a local government has passed a more stringent requirement, the 100-foot defensible space clearance applies. For information regarding home hardening and defensible space clearance, visit www.readyforwildfire.org.

FHSZ Frequently Asked Questions



LRA Questions

What is the process for developing Fire Hazard Severity Zones in the Local Responsibility Area?

CAL FIRE uses the same modeling data that is used to map the State Responsibility Area. The department works with local jurisdictions for validation of the mapping. The map, along with a model ordinance, are then sent to the governing body for adoption.

How are the new Fire Hazard Severity Zones impacting development?

Many of the changes expanding Fire Hazard Severity Zones in Local Responsibility Areas have been supported by the building industry. CAL FIRE works closely with the building industry when setting various building codes and defensible space requirements, so we are working together to not affect development itself but to make sure development matches the hazards of that area.

When will the Local Responsibility Area Map be released?

The Local Responsibility Area map process will happen after the State Responsibility Area process has been completed, which is estimated to occur in winter of 2024/25.

Why haven't Moderate and High Fire Hazard Severity Zone classes been classified before in the Local Responsibility Area?

New legislation, [Senate Bill 63 \(Stern, 2021\)](#), now requires the adoption of all three Fire Hazard Severity Zone classes in the Local Responsibility Area. Previously only Very High Fire Hazard Severity Zones were required for adoption in Local Responsibility Areas.

What is the difference between the various Fire Hazard Severity Zones?

Classification outside of wildland areas is based on the fire hazard of the adjacent wildland and the probability of flames and embers threatening buildings.

Why is my property in a different zone than the adjacent area, which looks similar?

In non-wildland areas, zone edges occur based on distance to the wildland edge. Because hazard in these areas is largely determined by incoming embers from adjacent wildland, urban areas that are similar in vegetation type and housing density may have a change in FHSZ class as the distance to the wildland edge increases. Areas immediately adjacent to wildland receive the same FHSZ score as that wildland where fire originates, and the model then produces lower scores as the distance to wildland edge increases.

LRA Legislation Factsheet



Assembly Bill No.337

An act to add Chapter 6.8 (commencing with Section 51175) to Part 1 of Division 1 of Title 5 of the Government Code, and to amend Section 13108.5 of the Health and Safety Code, relating to fire protection.

[Enrolled, January 28, 1991]

AB 337, Bates. Very high fire hazard severity zones.

- (1) Under existing law, the State Board of Forestry is required to classify all lands within the state, in accordance with prescribed criteria, for the purpose of determining areas in which the financial responsibility of preventing and suppressing fires is primarily the responsibility of the state.

This bill would declare that the prevention of fires is not a municipal affair but is instead, a matter of statewide concern, and would make a finding and declaration of the Legislature that its provisions apply to all local agencies, including, but not limited to, charter cities, charter counties, and charter cities and counties. The bill would prohibit that finding from limiting the authority of a local agency, as defined, from imposing more restrictive fire and panic safety requirements, as otherwise authorized by law.

The bill would state that it is not the intent of the Legislature to limit or restrict the authority of a local agency to impose more restrictive fire and panic safety requirements, as otherwise authorized by law.

This bill would require the Director of Forestry and Fire Protection to identify areas in the state as very high fire hazard severity zones within all counties pursuant to a prescribed schedule. The bill would require local agencies, as defined, to designate, by ordinance, very high fire hazard severity zones in their jurisdiction after receiving recommendations from the director, except as prescribed. The bill would authorize local agencies to include or exclude areas following certain findings and would require changes made by local agencies to be final and not rebuttable by the director. By requiring local agencies to designate very high fire hazard severity zones within their jurisdictions, this bill would impose a state-mandated local program. The bill would require the State Fire Marshal to prepare and adopt a model ordinance that provides for the establishment of any high fire hazard security zones.

LRA Legislation Factsheet



Assembly Bill No.337 (Continued)

- (2) Under existing law, any person who owns, leases, controls, operates, or maintains any building or structure in, upon, or adjoining any mountainous area or forest-covered lands, brush-covered lands, or grass-covered lands, or any land that is covered with flammable material, is required to undertake specified fire protection measures, including the maintenance of specified firebreaks.

The bill would enact requirements of this nature for any person who owns, leases, controls, operates, or maintains, any occupied dwelling or occupied structure in, upon, or adjoining any mountainous area, forest-covered land, brush-covered land, grass-covered land, or land covered with flammable material, which area or land is within a very high fire hazard severity zone, as described in (1).

The bill would authorize local agencies to exempt certain structures and would exempt certain land or water areas.

The bill would make violation of these requirements an infraction or misdemeanor, as specified, thereby imposing a state-mandated local program by creating a new crime, and would specify related matters.

This bill would require local agencies to notify owners of property of violation and would authorize local agencies to correct the conditions and make a lien upon the property, as prescribed. By creating these requirements, this bill would impose a state-mandated local program.

The bill would permit a violation of these requirements to be considered a public nuisance, as specified.

- (3) Existing law requires the State Fire Marshal to adopt, amend, and repeal regulations for roof coverings and openings into the attic areas of buildings in those fire hazard severity zones in state responsibility lands as designated by the director. Existing law requires the director to classify lands within state responsibility areas into fire hazard severity zones.

This bill would instead require the State Fire Marshal to propose, and would require the State Building Standards Commission to adopt, amend, and repeal those regulations. The bill would also require the State Fire Marshal to propose, and would require the State Building Standards Commission to adopt, amend, and repeal, those regulations for buildings in very high fire hazard severity zones in state responsibility lands, designated by the director, and in very high fire hazard severity zones as described in (1). The bill would require roofs on all new buildings and certain existing buildings in both of those zones to be at least a class B roof that complies with Standard 32-7 of the Uniform Building Code, as adopted in the California Building Standards Code. The bill would impose requirements on installers and roofing materials and make other related changes. The bill would exempt historic buildings, as defined, from these provisions.

LRA Legislation Factsheet



Senate Bill No.63

CHAPTER 382

An act to amend Sections 51177, **51178**, **51178.5**, 51182, and 51189 of the **Government Code**, to amend Section 13108.5 of the Health and Safety Code, and to amend Sections 4124.5 and 4291 of, and to add and repeal Sections 4123.8, 4291.5, and 4291.6 of, the Public Resources Code, relating to fire prevention.

[Approved by Governor September 28, 2021. Filed with Secretary of State September 28, 2021.]

SB 63, Stern. Fire prevention: vegetation management: public education: grants: defensible space: fire hazard severity zones.

- (1) Existing law requires the Director of Forestry and Fire Protection to identify areas of the state as very high fire hazard severity zones based on specified criteria. Existing law requires a local agency, within 30 days after receiving a transmittal from the director that identifies very high fire hazard severity zones, to make the information available for public review, as provided. This bill, among other things, would also require the director to identify areas of the state as moderate and high fire hazard severity zones. The bill would modify the factors the director is required to use to identify areas into fire hazard severity zones, as provided. The bill would require a local agency to make this information available for public review and comment, as provided. By expanding the responsibility of a local agency, the bill would impose a state-mandated local program.

This bill would also make conforming changes.

- (2) Existing law requires a person who owns, leases, controls, operates, or maintains an occupied dwelling or structure in, upon, or adjoining a mountainous area, forest-covered land, brush-covered land, grass-covered land, or land that is covered with flammable material that is within a very high fire hazard severity zone, as designated by a local agency, or a building or structure in, upon, or adjoining those areas or lands within a state responsibility area, to maintain a defensible space of 100 feet from each side and from the front and rear of the structure, as specified. Existing law authorizes a greater distance than specified above on the specified land in a very high fire hazard severity zone. Existing law specifies that clearance beyond the property line may only be required if state law, local ordinance, rule, or regulation includes certain findings and specifies that clearance on adjacent property shall only be conducted following written consent by the adjacent landowner.

LRA Legislation Factsheet



Amended by Senate Bill No.63

Government Code 51178

The State Fire Marshal shall identify areas in the state as moderate, high, and very high fire hazard severity zones based on consistent statewide criteria and based on the severity of fire hazard that is expected to prevail in those areas. Moderate, high, and very high fire hazard severity zones shall be based on fuel loading, slope, fire weather, and other relevant factors including areas where winds have been identified by the Office of the State Fire Marshal as a major cause of wildfire spread.

(Amended by Stats. 2021, Ch. 382, Sec. 2.5. (SB 63) Effective January 1, 2022.)

Government Code 51178.5

Within 30 days after receiving a transmittal from the State Fire Marshal that identifies fire hazard severity zones pursuant to Section 51178, a local agency shall make the information available for public review and comment. The information shall be presented in a format that is understandable and accessible to the general public, including, but not limited to, maps.

(Amended by Stats. 2021, Ch. 382, Sec. 3.5. (SB 63) Effective January 1, 2022.)

LRA Legislation Factsheet



Assembly Bill No. 211

CHAPTER 574

An act to amend Sections 11891, 11893, 12581, 12996, 12998, 12999.4, and 12999.5 of, and to add Sections 12999.6 and 13001 to, the Food and Agricultural Code, **to amend Section 51179 of the Government Code**, to amend Sections 44274.10, 44274.11, 44274.12, 44274.13, and 44274.14 of the Health and Safety Code, to amend Sections 3113, 4799.05, 14503.5.1, 14538, 14549.2, 14581, 42052, and 42060 of, to add Sections 14537.5, 14548, 14555, and 21166.3 to, to add Part 5 (commencing with Section 75250) to Division 44 of, and to repeal Section 75250.1 of, the Public Resources Code, to amend Section 43152.6 of, and to amend and repeal Section 43152.10 of, the Revenue and Taxation Code, to amend Section 13198 of the Water Code, to amend the Budget Act of 2021 (Chapters 21, 69, and 240 of the Statutes of 2021) by amending Item 8570-002-0001 of Section 2.00 of that act, and to amend the Budget Act of 2021 (Chapter 44 of the Statutes of 2022) by amending Items 3540-101-0001 of Section 2.00 of that act, relating to public resources, and making an appropriation therefor, to take effect immediately, bill related to the budget.

[Approved by Governor September 27, 2022. Filed with Secretary of State September 27, 2022.]

AB 211, Committee on Budget. Public resources trailer bill.

- (2) Existing law requires the State Fire Marshal to identify areas of the state as moderate, high, and very high fire hazard severity zones based on specified criteria. Existing law requires a local agency to designate, by ordinance, very high fire hazard severity zones in its jurisdiction within 120 days of receiving recommendations from the State Fire Marshal. Existing law authorizes a local agency, at its discretion, to include areas within the jurisdiction of the local agency, not identified as very high fire hazard severity zones by the State Fire Marshal, as very high fire hazard severity zones following a finding supported by substantial evidence, as provided.

This bill would additionally require a local agency to designate, by ordinance, moderate and high fire hazard severity zones within 120 days of receiving recommendations from the State Fire Marshal. By expanding the responsibility of a local agency, the bill would impose a state-mandated local program. The bill would additionally authorize a local agency, at its discretion, to include areas within the jurisdiction of the local agency, not identified as moderate and high fire hazard severity zones by the State Fire Marshal, as moderate and high fire hazard severity zones, respectively. The bill would prohibit the local agency from decreasing the level of fire hazard severity zone as identified by the State Fire Marshal for any area within the jurisdiction of the local agency, as provided.

LRA Legislation Factsheet



Amended by Assembly Bill No. 211

Government Code 51179

- (a) A local agency shall designate, by ordinance, moderate, high, and very high fire hazard severity zones in its jurisdiction within 120 days of receiving recommendations from the State Fire Marshal pursuant to Section 51178.
- (b) (1) A local agency may, at its discretion, include areas within the jurisdiction of the local agency, not identified as very high fire hazard severity zones by the State Fire Marshal, as very high fire hazard severity zones following a finding supported by substantial evidence in the record that the requirements of Section 51182 are necessary for effective fire protection within the area.

(2) A local agency may, at its discretion, include areas within the jurisdiction of the local agency, not identified as moderate and high fire hazard severity zones by the State Fire Marshal, as moderate and high fire hazard severity zones, respectively.

(3) A local agency shall not decrease the level of fire hazard severity zone as identified by the State Fire Marshal for any area within the jurisdiction of the local agency, and, in exercising its discretion pursuant to paragraph (2), may only increase the level of fire hazard severity zone as identified by the State Fire Marshal for any area within the jurisdiction of the local agency.
- (c) The local agency shall transmit a copy of an ordinance adopted pursuant to subdivision (a) to the State Board of Forestry and Fire Protection within 30 days of adoption.
- (d) Changes made by a local agency to the recommendations made by the State Fire Marshal shall be final and shall not be rebuttable by the State Fire Marshal.
- (e) The State Fire Marshal shall prepare and adopt a model ordinance that provides for the establishment of very high fire hazard severity zones.
- (f) Any ordinance adopted by a local agency pursuant to this section that substantially conforms to the model ordinance of the State Fire Marshal shall be presumed to be in compliance with the requirements of this section.
- (g) A local agency shall post a notice at the office of the county recorder, county assessor, and county planning agency identifying the location of the map provided by the State Fire Marshal pursuant to Section 51178. If the agency amends the map, pursuant to subdivision (b) or (c) of this section, the notice shall instead identify the location of the amended map.

(Amended by Stats. 2022, Ch. 574, Sec. 10. (AB 211) Effective September 27, 2022.)



Increasing Fire Hazard Severity Zone (FHSZ) Area and Designation

Government Code section 51179 requires a local agency to designate, by ordinance, moderate, high, and very high FHSZ within 120 days of receiving the identified FHSZ's from the State Fire Marshal pursuant to Section 51178.

The law does not allow for a local jurisdiction to request changes or provide comments to the State Fire Marshal on the FHSZ designations. However, a local agency may choose to increase the designation of a FHSZ from the FHSZ identified by the State Fire Marshal, or designate areas as having a FHSZ that were not designated in a FHSZ by the State Fire Marshal. This may occur because FHSZ zone edges in the maps and data from the State Fire Marshal are not aligned with parcel boundaries or roads that some may consider for lines of convenience when adopting ordinances. A local agency is not allowed to reduce the designation of a FHSZ classification from the State Fire Marshal (i.e. a local agency cannot make an area designated as High by the State Fire Marshal, Moderate in its adopted ordinance).

However, a local jurisdiction can increase the designation from the one identified by the State Fire Marshal. If a local agency decides to increase the designation of a FHSZ, it may do so if it does the following:

1. If increasing the designation to Very High, a local agency must make a finding supported by substantial evidence in the record that the requirements of Government Code section 51182 are necessary for effective fire protection.
2. If increasing the designation to Moderate or High, a local agency may do this at its discretion.

If a local agency decides to include areas in its FHSZ adopted ordinance not identified as being in a FHSZ by the State Fire Marshal, it may include those areas if it does the following:

1. If including areas not identified as being in a FHSZ and designating it as Very High, a local agency must make a finding supported by substantial evidence in the record that the requirements of Government Code section 51182 are necessary for effective fire protection.
2. If including areas not identified as being in a FHSZ and designating it as Moderate or High, a local agency may do this at its discretion.



Land Use Planning Program

CAL FIRE's Land Use Planning Program is a specialized unit that provides support to local governments by providing fire safety expertise on the State's wildland urban interface building codes, as well as collaborating in the development of Safety Elements in General Plans.



For More Information
osfm.fire.ca.gov/fhsz



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Approval of Community Civic Event - St. Anne's Parish - Corpus Christi Eucharistic Procession - June 21, 2025

SOURCE: Finance

COMMENT: The St. Anne's Parish is requesting approval to hold the Corpus Christi Eucharistic Procession on Saturday, June 21, 2025, from 8:00 AM to 12:00 AM. This event is a procession around the neighborhood of St. Anne's Catholic Church, stopping at houses belonging to the church congregation, to pray in celebration of Corpus Christi. The church requests the temporary closure of the right lane along the following route to accommodate the upcoming event: beginning at F Street, proceeding eastbound along West Harrison Avenue to E Street; southbound on North E Street to West Putnam Avenue; westbound on West Putnam Avenue to North G Street; northbound on North G Street to West Harrison Avenue; eastbound on West Harrison Avenue, concluding at F Street.

This request is made under the Community Civic Events Ordinance No. 1326, as amended. The application has been routed according to the Ordinance regulations and reviewed by all City Departments involved. The requirements and restrictions are listed on the attached copy of the Application and Agreement, Exhibit A and Exhibit B.

RECOMMENDATION: That the City Council approve the Community Civic Event application submitted by the St. Anne's Parish to hold the Corpus Christi Eucharistic Procession on June 21, 2025, within St. Anne's Catholic Church neighborhood, subject to restrictions and requirements contained in the Application and Agreement, Exhibit A and Exhibit B.

ATTACHMENTS:

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

Appropriated/Funded:

Review By:

Department Director:
Janie Rodriguez, Finance Director

Final Approver: Richard Tree, Interim City Manager

CITY OF PORTERVILLE

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

(Incomplete applications can delay permit process)



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

Event Flyer: Yes ☒ No ☐ If yes, please attach copy

E-mail address: Pastor@stannesparish.com

Website: www.stannesparish.com

Application date: 5/19/25

Event date: 6/21/25

Event time: 8 AM - 12:00 PM

Name of Event: Corpus Christi
Eucharistic Procession

Sponsoring organization: St. Anne's Parish Phone # (559) 784-2800

Address: 378 N. F St., Porterville, CA 93257

Authorized representative: Deacon Jose Urena Phone # (559) 310-8390

Address: 68 N. Jaye St., Porterville, CA 93257

Event chairperson: Father Daniel Avila Phone # (209) 710-7320

Location of event St. Anne's Church Neighborhood.

Location map must be attached

Description of event: A Eucharistic Procession around the neighborhood
stopping at certain homes (houses of church members) to pray and
return to church.

Purpose of event: To celebrate Corpus Christi (Body of Christ)

Non-profit organization status: Catholic Church

(IRS Determination)

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

Barricades (quantity): 0 Street sweeping Yes ☐ No ☒

Police protection Yes ☐ No ☐ Refuse pickup Yes ☐ No ☒

Other: _____

Parks facility application required: Yes ☐ No ☒ Attached ☐

Assembly permit required: Yes ☐ No ☒ Attached ☐

The application will be forwarded for staff review to gather comments and identify
any special requirements or conditions for this event.

CITY OF PORTERVILLE

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

What constitutes a Community Civic Event?

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

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

Liability insurance: The sponsoring organization/applicant agrees to provide and keep in force during the term of this permit a policy of liability and property damage insurance against liability for personal injury, including accidental death, as well as liability for property damage which may arise in any way during the term of this permit. The sponsoring organization/applicant's insurance coverage shall apply as primary to, and on a non-contributory basis with, any other available coverage of the City. The City of Porterville and Successor Agency to the Porterville Redevelopment Agency shall be named as additional insured. A Certificate of Liability Insurance and Additional Insured Endorsement sample forms are enclosed for your convenience. This original certificate and endorsement shall be submitted to the Finance Department with the application. *The council shall condition the granting of a CCE permit upon the sponsoring entity's filing with the council a policy of public liability insurance in which the city has been named as insured or coinsured with the permittee. The policy of insurance shall insure the city, its officers, and its employees against all claims arising out of, or in connection with, the issuance of the CCE permit or the operation of the permittee or its agents or representatives, pursuant to the permit. The policy of insurance shall provide coverage of no less than two million dollars (\$2,000,000.00) per occurrence of bodily injury and property damage, combined single limit. (Ordinance 15-20(e) 18)*

FDA Authorized Representative Initials

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

FDA Authorized Representative Initials

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

FDA Authorized Representative Initials

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

FDA Authorized Representative Initials

Toilet rental service: Applicant shall have care, custody and control of the equipment and shall bear responsibility and liability for all loss and damage to the equipment and for its contents while at the City's location. Applicant shall not overload, move or alter the equipment and shall use the equipment for its intended purpose. Applicant shall be responsible for any damages to City's property resulting from company's provision of services hereunder. Applicant shall confirm with the service company the number of portable toilets, standard and handicap, and wash sinks needed for the number of expected attendees.

FDA Authorized Representative Initials

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit 'A.' The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees. Approval of the Community Civic Events Permit by the Porterville City Council pertains only to authorized activities conducted at designated locations within the incorporated area of the City of Porterville, and such approval shall not be construed or interpreted to authorize sponsor utilization of public right-of-ways outside of the jurisdiction of the City of Porterville.

St. Anne Church

(Name of Organization)

Rev. Daniel Aida

(Signature)

5/20/25

(Date)

CITY OF PORTERVILLE

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

Name of event: Corpus Christi Eucharistic Procession ^{TO BE HELD ON PUBLIC PROPERTY}

Sponsoring organization: St. Anne's Catholic Church

Location: St. Anne's Church neighborhood Event date: 6/21/25 Event time: 8:AM - 12:00PM

All vendors are required to complete the business license permit form. List all firms, individuals, organizations, etc., that will engage in selling at or participate in the above-named event. **NO PERMIT WILL BE ISSUED WITHOUT THIS INFORMATION.** Vendors with no valid City of Porterville business license are required to pay \$1 per day to the City, with the exceptions of non-profit organizations per *City of Porterville Municipal Code 15-20(E) Community Civic Events (16). This form should be completed at the time of application, but must be submitted **NO LESS THAN TWO WEEKS PRIOR TO THE EVENT.**

[illegible]

***Municipal Code 15-20(E) Community Civic Events (16):** Business License Fees: Any individual, company, firm, concessionaire, fair operator, carnival operator, etc., who engages in, conducts, organizes, or promotes business for profit shall pay a business license fee of one dollar (\$1.00) per day per amusement, entertainment, exhibit, ride or per booth, space, stall, stand or other unenclosed location used for the purpose of advertising, promoting, or sale of, or taking orders for, goods or services; except that no individual, company, firm, concessionaire, fair operator, carnival operator, etc., who possesses a valid city business license shall be subject to separate licensing pursuant to this subsection E16. The nonprofit sponsor shall collect said fee and remit the fee to the city within five (5) working days following the CCE. Said remittance shall be accompanied by a complete list of participants and consecutively numbered receipts written in triplicate, containing the name, address and telephone number of the licensee, and the licensee's California seller's permit number. Said receipts shall be furnished by the city. One copy of the receipt shall be furnished to the licensee, one copy filed with the finance department of the city, and one copy retained by the CCE sponsor for a period of three (3) years for audit purposes.

CITY OF PORTERVILLE

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

Name of event: Corpus Christi Eucharistic Procession

Sponsoring organization: St. Anne's Catholic Church

Event date: Saturday, June 21, 2025 Hours: 8:00 AM - 12:00 PM

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

Closed

<u>Street Name</u>	<u>From which Street</u>	<u>To which Street</u>	<u>Activity</u>
F street	F street	W. Harrison Ave	Walk / Procession in Right lane ↓ Right lane of street closed for Eucharistic Procession Tr.
W. Harrison Ave.	E street	Putnam Ave	
Putnam Ave.	G street	W. Harrison Ave	
W. Harrison Ave	F street		

Sidewalks

From which sidewalk

To which sidewalk

Activity

Parking lots and spaces

Location

Activity

Requirements for Community Civic Event
St. Anne's Parish
Corpus Christi Eucharistic Procession
June 21, 2025

City Engineer:

D. Cervantez

Community Development Director:

C. Calderon

Public Works Director:

M. Knight

Fire Marshal:

C. Dignam

No comments

Parks and Leisure Service Director:

D. Moore

No comments.

Police Lieutenant:

M. Azevedo

Please see Exhibit B.

Administrative Service Director:

Y. Andrade

Risk management requires \$2M in commercial liability coverage, with the City of Porterville named as an additional insured. Proof of this coverage is required by way of a certificate of insurance with the attached endorsement page.

Field Services Superintendent-Refuse:

B. Spry

No comments.

Field Services Superintendent-Streets:

J. Baeza

No comments.

Requirements for Community Civic Event

Sponsor: St. Anne's Parish
Event: Corpus Christi Eucharistic Procession
Event Chairman: Daniel Avila
Location: St. Anne's Church, Porterville CA
Date of Event: June 21, 2025 (8:00 AM – 12:00 PM)

RISK MANAGEMENT: Conditions of Approval

That the St. Anne's Parish provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$2,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, its Officers, Employees, Agents and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permitted operation and sponsorship of the aforementioned Community Civic Event.

A. The Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.

B. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less than A: VII, and the insurance company must be an 'admitted' insurer in the State of California.

**CITY OF PORTERVILLE/POLICE DEPARTMENT
Community Civic Event Application**

**Corpus Christi Eucharistic Procession
June 21, 2025 / 8:00 AM—11:00 AM
Area of 378 North F Street**

Proposed Conditions/Requirements:

- All street, alley, and/or sidewalk closures require City Council approval.
- Participants in any procession on city roadways or sidewalks must comply with all traffic laws and rules of the road. Additionally, they shall not impede traffic or interfere with the normal flow of vehicle or pedestrian traffic, and also shall not block or park on sidewalks.
- At the conclusion of the event, event organizers shall ensure all streets, alleys, and sidewalks are promptly cleared of any equipment, barricades, or anything that could present a hazard to pedestrians or vehicles traveling through this area.
- Event organizers shall contact Traffic Sergeant Maria Aguillon to address any potential policing or traffic needs. He can be reached at 559-782-7400.

Mark Azevedo, Lieutenant
Porterville Police Department

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



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

- 1 Name and home address of the applicant: NONE REQUIRED
- 2 Address where amplification equipment is to be used: _____
- 3 Names and addresses of all persons who will use or operate the amplification equipment: _____
- 4 Type of event for which amplification equipment will be used: _____
- 5 Dates and hours of operation of amplification equipment: _____
- 6 A general description of the sound amplifying equipment to be used: _____

Section 18-9

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

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

Section 18-14

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

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

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

Rev. Daniel Aid
Signature of Applicant

5/20/25
Date

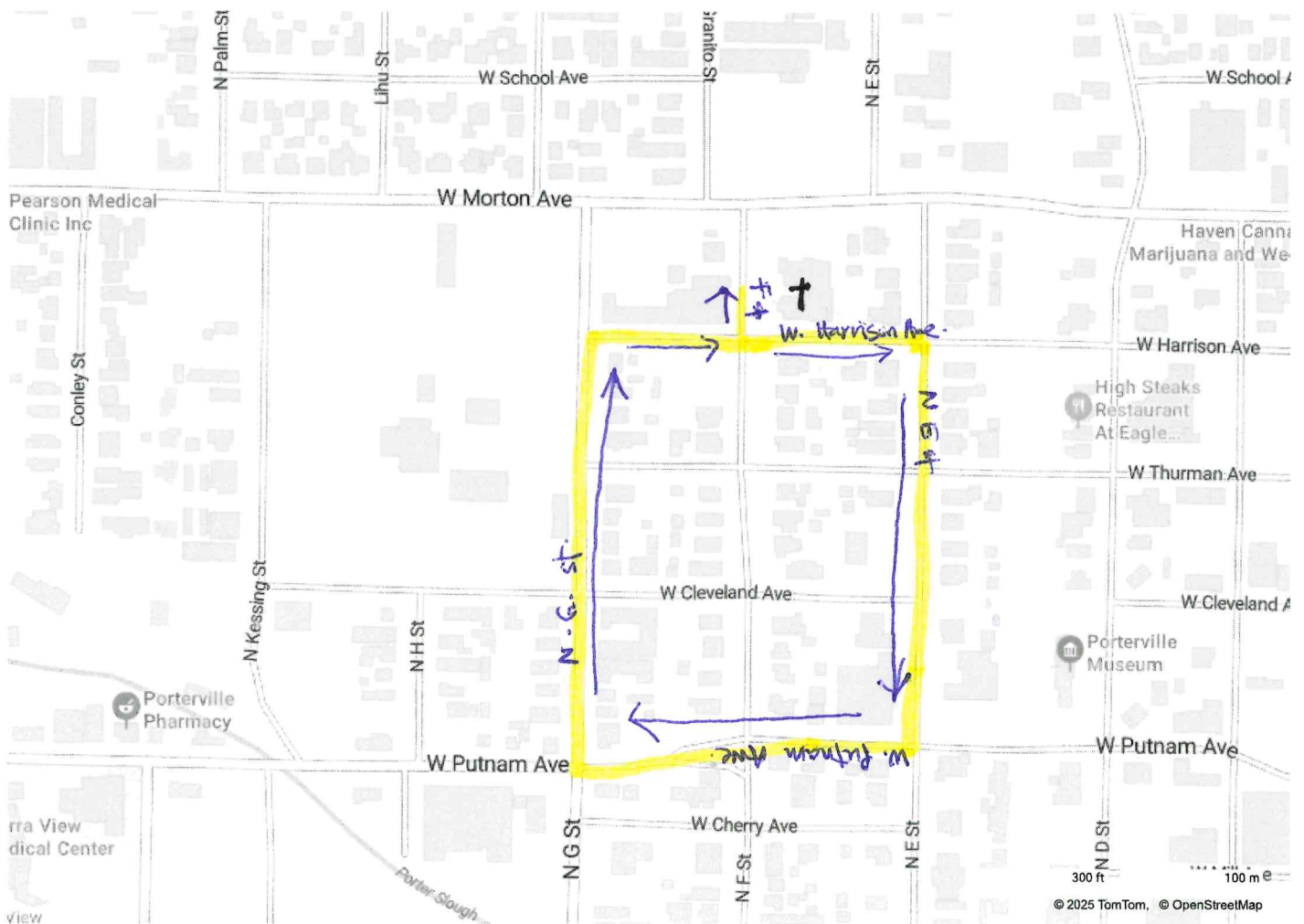
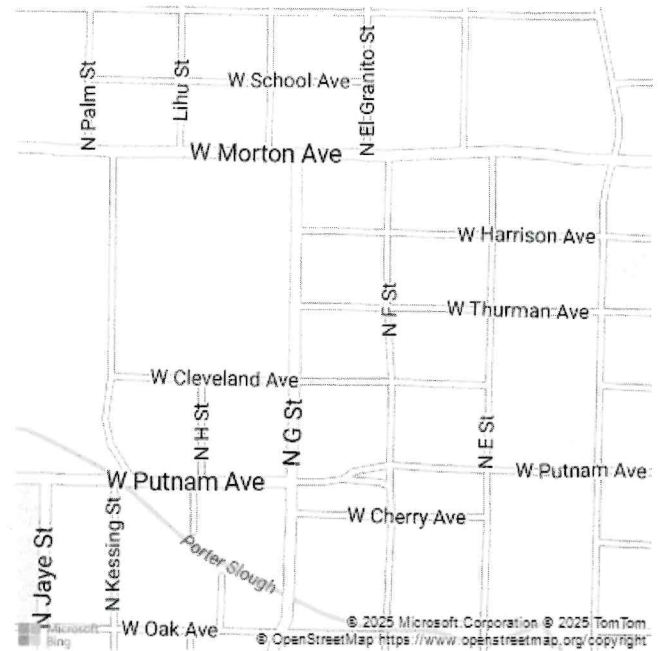
THIS OUTSIDE AMPLIFIER PERMIT HAS BEEN APPROVED. HOWEVER, WE URGE YOU TO REMAIN CONSIDERATE OF THE GENERAL PEACE AND ORDER OF THE NEIGHBORS IN THE AREA. FAILURE TO ABIDE BY THESE REGULATIONS CAN RESULT IN REVOCATION OF THE PERMIT.

City of Porterville, Chief of Police/Designee

Date

Notes

St. Ann's Parish
Corpus Christi Eucharist Procession
6/21/25
8-12 pm.



Certificate of Coverage

Date: 5/27/2025

Certificate Holder
 Roman Catholic Bishop of Fresno, A Corporation
 Sole
 Ryan Pastoral Center
 1550 North Fresno Street
 Fresno, CA 93703

This Certificate is issued as a matter of information only and confers no rights upon the holder of this certificate. This certificate does not amend, extend or alter the coverage afforded below.

Covered Location
 St. Anne Parish
 378 North F Street
 Porterville, CA 93257

Company Affording Coverage
 THE CATHOLIC MUTUAL RELIEF
 SOCIETY OF AMERICA
 10843 OLD MILL RD
 OMAHA, NE 68154

Coverages

This is to certify that the coverages listed below have been issued to the certificate holder named above for the certificate indicated, notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain, the coverage afforded described herein is subject to all the terms, exclusions and conditions of such coverage. Limits shown may have been reduced by paid claims.

	Type of Coverage	Certificate Number	Coverage Effective Date	Coverage Expiration Date	Limits	
	Property				Real & Personal Property	
	D. General Liability	9092	7/1/2024	7/1/2025	Each Occurrence	2,000,000
	☒ Occurrence				General Aggregate	
	☐ Claims Made				Products-Comp/OP Agg	
					Personal & Adv Injury	
					Fire Damage (Any one fire)	
					Med Exp (Any one person)	
	Excess Liability				Each Occurrence	
					Annual Aggregate	
	Other				Each Occurrence	
					Claims Made	
					Annual Aggregate	
					Limit/Coverage	

Description of Operations/Locations/Vehicles/Special Items (the following language supersedes any other language in this endorsement or the Certificate in conflict with this language)

Coverage only extends for claims arising out of St. Anne Parish's Corpus Christi Eucharistic Procession on June 21, 2025.

Holder of Certificate

Cancellation

Additional Protected Person(s)

City of Porterville & Successor Agency to the Porterville
 Redevelopment Agency; Attn: City Council
 291 N Main Street
 Porterville, CA 93257

Should any of the above described coverages be cancelled before the expiration date thereof, the issuing company will endeavor to mail 30 days written notice to the holder of certificate named to the left, but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives.

Authorized Representative

Paul A. Peterson

0797003849

ENDORSEMENT

(TO BE ATTACHED TO CERTIFICATE)

Effective Date of Endorsement 6/21/2025

Charge

Credit

Cancellation Date of Endorsement 6/22/2025

Certificate Holder Roman Catholic Bishop of Fresno, A Corporation Sole Ryan Pastoral Center 1550 North Fresno Street Fresno, CA 93703

Location St. Anne Parish 378 North F Street Porterville, CA 93257

Certificate No. 9092 of The Catholic Mutual Relief Society of America is amended as follows:

SECTION II - ADDITIONAL PROTECTED PERSON(S)

It is understood and agreed that Section II - Liability (only with respect to Coverage D - General Liability), is amended to include as an **Additional Protected Person(s)** the organization(s) shown in the schedule below.

Schedule - ADDITIONAL PROTECTED PERSON(S)

City of Porterville & Successor Agency to the Porterville Redevelopment Agency; Attn: City Council
291 N Main Street
Porterville, CA 93257

Remarks:

Coverage only extends for claims arising out of St. Anne Parish's Corpus Christi Eucharistic Procession on June 21, 2025.

However, the following limitations apply to coverage:

1. The maximum limits of coverage provided by Catholic Mutual Relief Society of America to the **Additional Protected Person(s)** named in this endorsement shall not exceed the coverage dollar amount specifically required by contract or agreement and agreed to by the **Protected Person(s)**. In the absence of specific coverage limits within a referenced contract or agreement, the limits of liability afforded to the **Additional Protected Person(s)** must be listed on a separate Certificate of Coverage form attached to this endorsement. All limits of liability extended by this endorsement are inclusive of both Section II Coverage D and Section VII coverages (if applicable).
2. Unless specifically agreed to by contract or agreement, the coverage extended to the **Additional Protected Person(s)** by this endorsement is excess and non-contributory over any other available coverage or insurance.
3. This endorsement does not apply to any **Occurrence** outside the specific date(s) of a facility use agreement or terms of a lease.
4. This endorsement does not extend coverage to the **Additional Protected Person(s)** for **Occurrences** which cannot be attributed to primary acts or omissions of the **Protected Person(s)**.
5. Provided that a premises is utilized by the **Protected Person(s)** in a manner consistent with its intended purpose and in accordance with the applicable contract, agreement, or lease, this endorsement does not extend coverage to the **Additional Protected Person(s)** for premises defects or other **Occurrences** which could not be discovered by the **Protected Person(s)** with reasonable diligence.
6. The limited coverage afforded to the **Additional Protected Person(s)** by this endorsement only applies to the extent permissible by law and shall not apply to non-delegable duties unless specifically agreed to by contract or agreement.

This extension of coverage shall not enlarge the scope of coverage provided to the **Certificate Holder** under this Certificate nor increase the limit of liability thereunder. Unless otherwise agreed by contract or agreement, coverage extended under this endorsement to the **Additional Protected Person(s)** will not precede the effective date of this endorsement or extend beyond the cancellation date.

ENDORSEMENT

(TO BE ATTACHED TO CERTIFICATE)

Effective Date of Endorsement 6/21/2025 Charge _____ Credit _____
Cancellation Date of Endorsement 6/22/2025
Certificate Holder Roman Catholic Bishop of Fresno, A Corporation Sole Ryan Pastoral Center 1550 North Fr
Location St. Anne Parish 378 North F Street Porterville, CA 93257
Certificate No. 9092 of The Catholic Mutual Relief Society of America is amended as follows:

PRIMARY AND NONCONTRIBUTORY OTHER INSURANCE or COVERAGE CONDITION

This endorsement modifies coverage provided under the following:

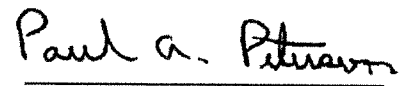
PKS-100 SECTION II - LIABILITY CONDITIONS

The following is added to the **Other Insurance or Coverage** Condition and supersedes any provision to the contrary:

Primary and Noncontributory Insurance or Coverage

This protection is primary to and will not seek contribution from any other insurance or coverage available to an **Additional Protected Person(s)** under your certificate provided that:

- (1) The **Additional Protected Person(s)** is a Named Insured under such other insurance; and
- (2) You have agreed in writing in a contract or agreement that this protection would be primary and would not seek contribution from any other insurance available to the **Additional Protected Person(s)**.



Authorized Representative

**Internal Revenue Service
P.O. Box 2508
Cincinnati, OH 45201**

Department of the Treasury

Date: June 2, 2017

Person to Contact:

R. Meyer ID# 0110429

Toll Free Telephone Number:

877-829-5500

United States Conference of Catholic
Bishops
3211 4th Street, NE
Washington, DC 20017-1194

Group Exemption Number:

0928

Dear Sir/Madam:

This responds to your June 2, 2017, request for information regarding the status of your group tax exemption.

Our records indicate that you were issued a determination letter in March 1946, that you are currently exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, and are not a private foundation within the meaning of section 509(a) of the Code because you are described in sections 509(a)(1) and 170(b)(1)(A)(i).

With your request, you provided a copy of the *Official Catholic Directory for 2017*, which includes the names and addresses of the agencies and instrumentalities and the educational, charitable, and religious institutions operated by the Roman Catholic Church in the United States, its territories, and possessions that are subordinate organizations under your group tax exemption. Your request indicated that each subordinate organization is a non-profit organization, that no part of the net earnings thereof inures to the benefit of any individual, and that no substantial part of their activities is for promotion of legislation. You have further represented that none of your subordinate organizations is a private foundation under section 509(a), although all subordinates do not all share the same sub-classification under section 509(a). Based on your representations, the subordinate organizations in the *Official Catholic Directory for 2017* are recognized as exempt under section 501(c)(3) of the Code under GEN 0928.

Donors may deduct contributions to you and your subordinate organizations as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to them or for their use are deductible for federal estate and gifts tax purposes if they meet the applicable provisions of section 2055, 2106, and 2522 of the Code.

Subordinate organizations under a group exemption do not receive individual exemption letters. Most subordinate organizations are not separately listed in Publication 78 or the EO Business Master File. Donors may verify that a subordinate organization is included

EUCCHARISTIC PROCESSION

at St. Anne's

SATURDAY, JUNE 21~~st~~, 2025 AT 8:00AM

THERE WILL BE MASS AT 8:00AM AND EUCCHARISTIC PROCESSION TO FOLLOW. PROCESSION WILL TAKE PLACE AROUND THE NEIGHBORHOOD, FOLLOWED BY AN ALL DAY/NIGHT EXPOSITION OF THE BLESSED SACRAMENT. BENEDICTION ON SUNDAY, JUNE 9TH, 2024 AT 7:00AM AND 7:30AM SUNDAY MASS TO FOLLOW.



PROCESIÓN EUCARÍSTICA

en St. Anna

SABADO, 21 DE JUNIO 2025 A LAS 8:00AM

HABRÁ MISA A LAS 8:00 AM Y A CONTINUACIÓN PROCESIÓN EUCARÍSTICA. SE LLEVARÁ A CABO UNA PROCESIÓN POR EL VECINDARIO, SEGUIDA DE UNA EXPOSICIÓN DEL SANTÍSIMO SACRAMENTO EL RESTO DEL DÍA Y NOCHE. BENDICIÓN EL DOMINGO 9 DE JUNIO, 2024 A LAS 7:00 AM Y A CONTINUACIÓN LA MISA DOMINICAL A LAS 7:30AM.



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Approval of Community Civic Event - Porterville Chamber of Commerce - Flag Day Ceremony - June 14, 2025

SOURCE: Finance

COMMENT: The Porterville Chamber of Commerce is requesting approval to host its annual Flag Day Ceremony on Saturday, June 14, 2025, from 8:00 AM to 12:00 PM, at the Grocery Outlet parking lot, located at 50 W. Olive Avenue. The purpose of this event is to honor the American flag and promote civic pride.

The Flag Day Ceremony will include guest speakers, the ceremonial lowering and raising of the American flag, live entertainment, a skydiving demonstration, and complimentary food for attendees. An Outside Amplifier Permit has been approved for the event between 9:00 AM and 11:00 AM.

To accommodate the event and ensure public safety, the Porterville Chamber is requesting the use of barricades and the closure of the following streets:

- Olive Avenue, from D Street to Hockett Street – for the flag ceremony;
- D Street, from Olive Avenue to Oak Avenue – as the designated landing zone for the skydivers.

Street closures are anticipated to occur from approximately 7:30 AM to 12:30 PM, including setup and teardown, and have been coordinated with the City's Police and Public Works Departments.

This request has been submitted pursuant to Community Civic Events Ordinance No. 1326, as amended. The application has been routed to all relevant City departments and reviewed for compliance. All conditions and requirements are outlined in the attached Application and Agreement, Exhibit A, and Exhibit B.

RECOMMENDATION: That the City Council approve the Community Civic Event application submitted by the Porterville Chamber of Commerce to hold the Flag Day Ceremony on Saturday, June 14, 2025,

subject to the requirements and restrictions contained in the Application and Agreement, Exhibit A, and Exhibit B.

ATTACHMENTS: 1. Community Civic Event Application and Agreement, Exhibit A, Exhibit B, Map, Outside Amplifier Permit, and Certificate of Liability Insurance.

Appropriated/Funded:

Review By:

Department Director:
Janie Rodriguez, Finance Director

Final Approver: Richard Tree, Interim City Manager

CITY OF PORTERVILLE

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



(Incomplete applications can delay permit process)

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

DO YOU HAVE? Event Flyer? yes E-mail address? Website? portervillechamber.org

Application date: 5/27/25 Event date: 6/14/25
Event time: 10:00am

Name of Event: Flag Day Celebration

Sponsoring organization: Porterville Chamber Phone # 559-784-7502

Address: 93 N. Main St. Suite A

Authorized representative: Kristy Martin Phone # 559-784-7502

Address: 93 N. Main St. Suite A

Event chairperson: Robert Lassotovitch Phone # 559-313-8418

Location of event Grocery Outlet Parking Lot - 50 W. Olive Ave.

(Location map must be attached)

Description of event: Community event - guest speakers, lowering of old flag, raising of new flag,
entertainment, free food

Purpose of event: Community event to honor the American flag

Non-profit organization status: 501(c) 6

(IRS Determination)

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

Barricades (quantity): 6 Street sweeping Yes No ☒

Police protection Yes No ☒ Refuse pickup Yes No ☒

Other:

Parks facility application required: Yes No ☒ Attached

Assembly permit required: Yes No ☒ Attached

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

Appr. Deny

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

CITY OF PORTERVILLE

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

What constitutes a Community Civic Event?

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

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

Liability insurance: The sponsoring organization/applicant agrees to provide and keep in force during the term of this permit a policy of liability and property damage insurance against liability for personal injury, including accidental death, as well as liability for property damage which may arise in any way during the term of this permit. The sponsoring organization/applicant's insurance coverage shall apply as primary to, and on a non-contributory basis with, any other available coverage of the City. The City of Porterville and Successor Agency to the Porterville Redevelopment Agency shall be named as additional insured. A Certificate of Liability Insurance and Additional Insured Endorsement sample forms are enclosed for your convenience. This original certificate and endorsement shall be submitted to the Finance Department with the application. *The council shall condition the granting of a CCE permit upon the sponsoring entity's filing with the council a policy of public liability insurance in which the city has been named as insured or coinsured with the permittee. The policy of insurance shall insure the city, its officers, and its employees against all claims arising out of, or in connection with, the issuance of the CCE permit or the operation of the permittee or its agents or representatives, pursuant to the permit. The policy of insurance shall provide coverage of no less than two million dollars (\$2,000,000.00) per occurrence of bodily injury and property damage, combined single limit. (Ordinance 15-20(e) 18)*

KM

Authorized Representative Initial

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

KM

Authorized Representative Initials

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

KM

Authorized Representative Initials

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

KM

Authorized Representative Initials

Toilet rental service: Applicant shall have care, custody and control of the equipment and shall bear responsibility and liability for all loss and damage to the equipment and for its contents while at the City's location. Applicant shall not overload, move or alter the equipment and shall use the equipment for its intended purpose. Applicant shall be responsible for any damages to City's property resulting from company's provision of services hereunder. Applicant shall confirm with the service company the number of portable toilets, standard and handicap, and wash sinks needed for the number of expected attendees.

KM

Authorized Representative Initials

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit 'A.' The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees. Approval of the Community Civic Events Permit by the Porterville City Council pertains only to authorized activities conducted at designated locations within the incorporated area of the City of Porterville, and such approval shall not be construed or interpreted to authorize sponsor utilization of public right-of-ways outside of the jurisdiction of the City of Porterville.

Porterville Chamber of Commerce

(Name of Organization)

KM

(Signature)

05/19/2025

(Date)

CITY OF PORTERVILLE

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

Name of event: Flag Day Celebration

Sponsoring organization: Porterville Chamber of Commerce

Location: 50 W. Olive - Grocery Outlet Parking Lot Event date: 6/14/25 Event time: 10:00am

All vendors are required to complete the business license permit form. List all firms, individuals, organizations, etc., that will engage in selling at or participate in the above-named event. **NO PERMIT WILL BE ISSUED WITHOUT THIS INFORMATION.** Vendors with no valid City of Porterville business license are required to pay \$1 per day to the City, with the exceptions of non-profit organizations per *City of Porterville Municipal Code 15-20(E) Community Civic Events (16). This form should be completed at the time of application, but must be submitted **NO LESS THAN TWO WEEKS PRIOR TO THE EVENT.**

[illegible]

***Municipal Code 15-20(E) Community Civic Events (16):** *Business License Fees: Any individual, company, firm, concessionaire, fair operator, carnival operator, etc., who engages in, conducts, organizes, or promotes business for profit shall pay a business license fee of one dollar (\$1.00) per day per amusement, entertainment, exhibit, ride or per booth, space, stall, stand or other unenclosed location used for the purpose of advertising, promoting, or sale of, or taking orders for, goods or services; except that no individual, company, firm, concessionaire, fair operator, carnival operator, etc., who possesses a valid city business license shall be subject to separate licensing pursuant to this subsection E16. The nonprofit sponsor shall collect said fee and remit the fee to the city within five (5) working days following the CCE. Said remittance shall be accompanied by a complete list of participants and consecutively numbered receipts written in triplicate, containing the name, address and telephone number of the licensee, and the licensee's California seller's permit number. Said receipts shall be furnished by the city. One copy of the receipt shall be furnished to the licensee, one copy filed with the finance department of the city, and one copy retained by the CCE sponsor for a period of three (3) years for audit purposes.*

CITY OF PORTERVILLE

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

Name of event: Flag Day Celebration

Sponsoring organization: Porterville Chamber of Commerce

Event date: 6/14/25 Hours: 8:00am to 12:00pm

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

Closed

<u>Street Name</u>	<u>From which Street</u>	<u>To which Street</u>	<u>Activity</u>
Olive Ave.	D St.	Hockett St.	lowering the flag
D St.	Olive Ave.	Oak Ave.	skydiver landing site

Sidewalks

From which sidewalk

To which sidewalk

Activity

Parking lots and spaces

Location

Activity

Flashing traffic lights
Flashing traffic lights

Olive and D St.
Olive and Main St.

indicate street closures
indicate street closures

Requirements for Community Civic Event
Porterville Chamber of Commerce
Flag Day Celebration
June 14, 2025

City Engineer:

D. Cervantez

Community Development Director:

C. Calderon

Public Works Director:

M. Knight

Fire Marshal:

C. Dignam

No comments.

Parks and Leisure Service Director:

D. Moore

No comments.

Police Lieutenant:

M. Azevedo

See Exhibit B

Administrative Service Director:

Y. Andrade

Risk Management requires \$2M in commercial general liability coverage, with the City of Porterville named as an additional insured. Proof of this coverage by way of a certificate of insurance with the attached endorsement page.

Field Services Superintendent-Refuse:

B. Spry

No comments.

Field Services Superintendent-Streets:

J. Baeza

The contact person will need to contact streets in regards to the street closure.

Requirements for Community Civic Event

Sponsor: Porterville Chamber of Commerce
Event: Flag Day Celebration
Event Chairman: Robert Lassotovitch
Location: Grocery Outlet Parking lot - 50 W. Olive Ave
Date of Event: June 14, 2025 (8:00 AM – 12:00 PM)

RISK MANAGEMENT: Conditions of Approval

That Porterville Chamber of Commerce provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$2,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, its Officers, Employees, Agents and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permitted operation and sponsorship of the aforementioned Community Civic Event.

A. The Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.

B. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less than A: VII, and the insurance company must be an 'admitted' insurer in the State of California.

**CITY OF PORTERVILLE/POLICE DEPARTMENT
Community Civic Event Application**

**Flag Day Celebration
June 14, 2025 / 8:00 AM—12:00 PM
50 West Olive Avenue and Surrounding Area, Porterville**

Recommendations/Requirements:

- City Council approval is required for all street closures.
- Ensure adequate barricades/barriers are used to warn motorists and pedestrians of non-access areas and prevent access to those designated areas.
- Event staff will need to be in place to ensure the skydiving landing area is safe for event attendees and the skydivers.
- At conclusion of the event, organizers shall ensure the area is promptly cleared of any vehicles, equipment, booths, or anything that could present a hazard to pedestrians or vehicles.
- An Outside Amplifier Permit has been approved. However, event organizers shall not allow music to be played so loud as to unreasonably disturb the peace and good order of any residents or business establishments in the surrounding area.
- Event organizers shall contact Porterville Police Special Event Coordinators, Sergeant Aguillon or Lieutenant Ortiz well in advance of the event for informational purposes and to identify any additional policing concerns/requirements. Contact can be made at (559) 782-7400.

Mark Azevedo, Lieutenant
Porterville Police Department

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



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

- 1 Name and home address of the applicant: Porterville Chamber of Commerce
93 N. Main St. Suite A
- 2 Address where amplification equipment is to be used: 50 W. Olive - Grocery Outlet Parking Lot
- 3 Names and addresses of all persons who will use or operate the amplification equipment: Porterville Chamber - 93 N. Main St. Suite A
- 4 Type of event for which amplification equipment will be used: Flag Day Ceremony
- 5 Dates and hours of operation of amplification equipment: 6/14/25 - 9:00am to 11:00am
- 6 A general description of the sound amplifying equipment to be used: PA system

Section 18-9

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

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

Section 18-14

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

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

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

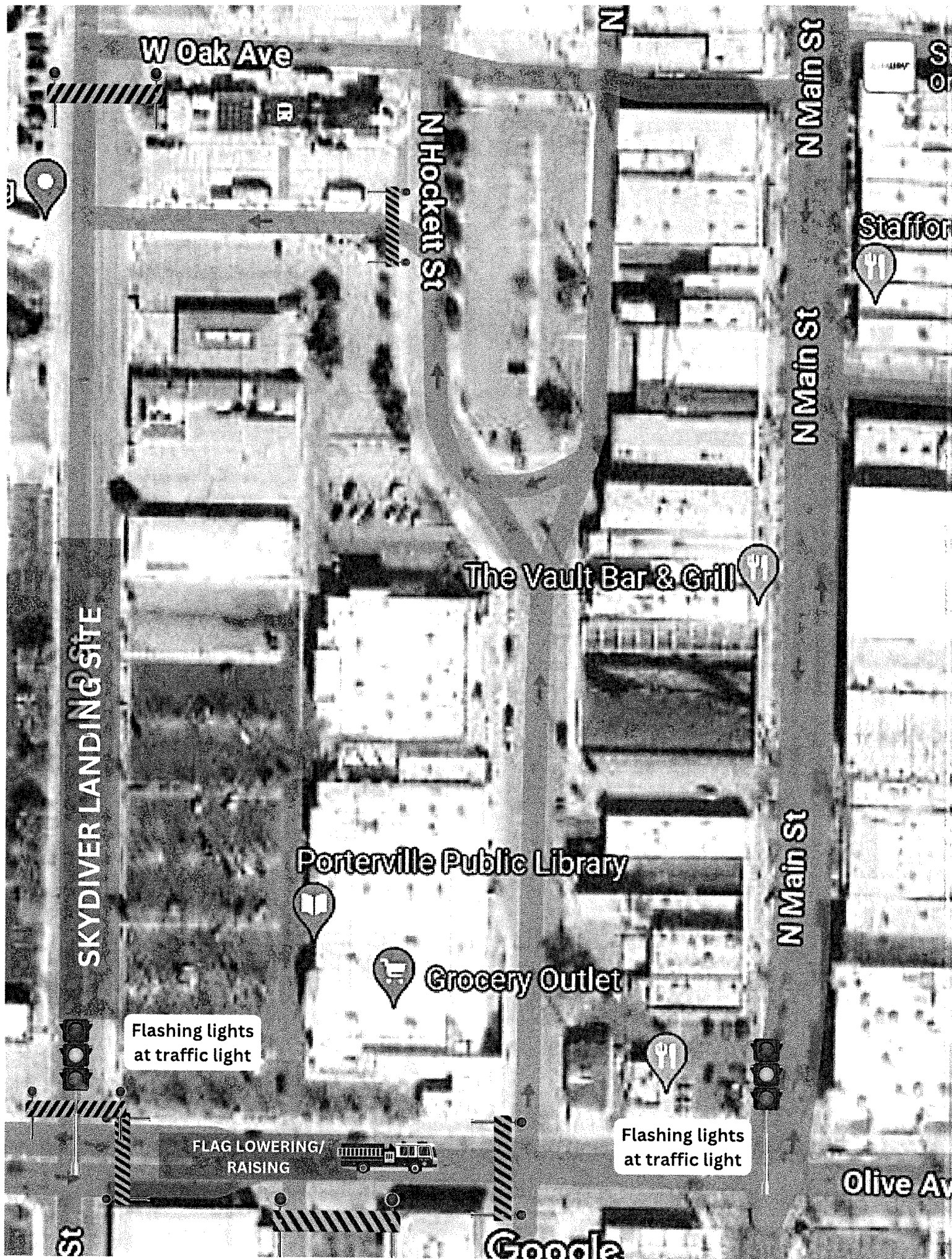
[Signature]
Signature of Applicant

05/19/2025
Date

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

Mark Azevedo, Lieutenant
City of Porterville, Chief of Police/Designee

05/28/25
Date





PORTCHA-01

JMADRIGAL

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

5/27/2025

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

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

PRODUCER License # 0D44424

INSURICA
PO Box 1960
Porterville, CA 93258

CONTACT NAME: Jacqueline Madrigal

PHONE (A/C, No, Ext): (559) 560-3215

FAX (A/C, No): (559) 781-3229

E-MAIL ADDRESS: Jacqueline.Madrigal@INSURICA.com

INSURER(S) AFFORDING COVERAGE

NAIC #

INSURER A : United States Liability Insurance Company 25895

INSURED

Porterville Chamber of Commerce
93 N. Main Street Suite A
Porterville, CA 93257-3711

INSURER B :

INSURER C :

INSURER D :

INSURER E :

INSURER F :

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY						
	☐ CLAIMS-MADE ☒ OCCUR	X		NBP1561899C	7/17/2024	7/17/2025	EACH OCCURRENCE \$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
							MED EXP (Any one person) \$ 5,000
							PERSONAL & ADV INJURY \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$ 2,000,000
	☒ POLICY ☐ PRO-JECT ☐ LOC						PRODUCTS - COMP/OP AGG \$ 2,000,000
	OTHER:						HIRED AND NONOW \$ 1,000,000
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$
	☐ ANY AUTO						BODILY INJURY (Per person) \$
	☐ OWNED AUTOS ONLY						BODILY INJURY (Per accident) \$
	☐ HIRED AUTOS ONLY						PROPERTY DAMAGE (Per accident) \$
	☐ SCHEDULED AUTOS						
	☐ NON-OWNED AUTOS ONLY						
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	DED						
	RETENTION \$						
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						PER STATUTE OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N	N/A				E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

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

City of Porterville is an additional insured per form # BP 04 48 (01 06) with respect to general liability if required or agreed to in a written contract subject to all the provisions and limitations of the policy. * In reference to Flag Day Celebration Event - dated June 14, 2025.

CERTIFICATE HOLDER

CANCELLATION

City of Porterville
and the Successor Agency to the Porterville
Redevelopment Agency
291 N Main Street
Porterville, CA 93257

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS COVERAGE FORM

SCHEDULE

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

Effective Date: 07/17/2024

CITY OF PORTERVILLE AND THE SUCCESSOR AGENCY TO THE PORTERVILLE REDEVELOPMENT
AGENCY

291 N MAIN STREET
PORTERVILLE, CA 93257

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

The following is added to Paragraph C. Who is An
Insured in Section II - Liability:

3. Any person(s) or organization(s) shown in the
Schedule is also an additional insured, but only
with respect to liability for "bodily injury",
"property damage" or "personal and advertising
injury" caused, in whole or in part, by your acts or
omissions or the acts or omissions of those
acting on your behalf in the performance of your
ongoing operations or in connection with your
premises owned by or rented to you.



May 27, 2025

To Whom It May Concern:

This letter serves as formal confirmation that we are in the process of securing a special event policy to increase the liability coverage to \$2,000,000 per occurrence, as requested by the City of Porterville, for the upcoming Flag Day Celebration scheduled for June 20, 2025.

At present, our organization holds an active general liability insurance policy with limits of \$1,000,000 per occurrence and \$2,000,000 general aggregate. We have submitted a request to our insurance provider for the increased coverage, and the issuance of the updated Certificate of Insurance is currently pending.

We appreciate your understanding and will provide the updated certificate as soon as it becomes available.

Please feel free to contact us at (559) 784-7502 or kristy@portervillechamber.org should you require any additional information.

Sincerely,

Kristy Martin

CEO, Porterville Chamber of Commerce
93 N. Main St. Suite A
Porterville, CA 93257
kristy@portervillechamber.org
(559) 784-7502



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Request for Proclamation - Flag Day "United Under One Flag" - June 14th - July 4, 2025

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 Community Development Department has requested a proclamation to proclaim June 14th - July 4th, 2025, as "United Under One Flag" in Porterville. Mayor Meister is sponsoring this Proclamation request. Because more than two members of the Council indicated interest in signing, consistent with policy, the request is presented herein 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 June 14th - July 4th, 2025, as "United Under One Flag" in the City of Porterville.

ATTACHMENTS: 1. Proclamation Request - United Under One Flag - 2025

Appropriated/Funded:

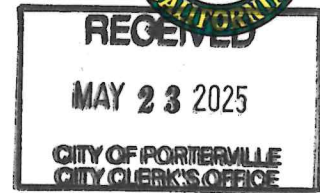
Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Richard Tree, Interim City Manager



City of Porterville
REQUEST FOR PROCLAMATION



Date of Request: May 19, 2025

Name of Event/Individual: Flag Day - "United Under One Flag"
i.e. "Porterville Tourism Week", "Mr. John Doe"

Name of Sponsoring Organization: City of Porterville - Community Development

Name of Contact Person: Maggie Salazar/Yolanda Bocanegra

Address: 291 N. Main St., Porterville, Ca.

Phone: 559-782-7460 Email: msalazar@ci.porterville.ca.us

I would like the proclamation: ☐ mailed ☐ call for pick up ☒ presented at an event

Date Needed: June 14, 2025 Date of Event: June 14, 2025

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: 5-23-25

Granted by Council Member: Meister Date: 5-23-25

Signatures: Meister, McKinney, Beltran, Cano

Date Requestor Notified of Completion: _____ in writing ☐ by phone ☐

Comments: _____

WHEREAS: There is a three-week period between Flag Day, June 14, 2025, and Independence Day July 4, 2025; and

WHEREAS: The local patriotic activities during this period have grown to involve the support of several community-based institutions, service clubs and community organizations; and

WHEREAS: These organizations consist of the Elks Lodge, Emblem Club, American Legion, American Legion Auxiliary, Old Glory Club, Grocery Outlet, 50 W. Olive LLC, M.D. Atkinson, Save Mart Supermarkets, Porterville Chamber of Commerce, the Porterville Exchange Club, and The Porterville Recorder; and

WHEREAS: These organizations form the Porterville Flag Day Committee; and

WHEREAS: It is the wish of the Porterville Flag Day Committee for the entire community to join with them in the events occurring during this period; and

WHEREAS: The Porterville Flag Day Committee encourages all citizens to display "OLD GLORY" each day from Flag Day to Independence Day, and to participate in the 44th Annual Flag Day Ceremony at 50 W. Olive Avenue, at 10:00 a.m. on June 14, 2025

NOW, THEREFORE I, Greg Meister, Mayor of the City of Porterville, on behalf of the Porterville City Council, do hereby proclaim the period between June 14 and July 4, 2025 as,

"UNITED UNDER ONE FLAG"

and encourage all citizens to participate in many patriotic activities.

PROCLAIMED this 14th day of June 2025.

Greg Meister, Mayor

Ed McKervey, Vice Mayor

Raymond Beltran, Council Member

AJ Rivas, Council Member

Stan Green, Council Member



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Approval of State Senate Bill 1 (SB1) Project List for Fiscal Year 2025-2026

SOURCE: Engineering and Project Management

COMMENT: In April 2017, the State Legislature passed, and then Governor Brown signed Senate Bill 1 (SB1), which was enacted to address basic road maintenance, rehabilitation, and critical safety needs on both the State highway and local streets and roads system.

The legislation created funding in the Road Maintenance and Rehabilitation Account (RMRA), which will be made available for local streets and roads projects prioritized for expenditures on basic road maintenance and rehabilitation projects. RMRA funding must be used for projects "that include, but are not limited to," the following:

- a. Road maintenance and rehabilitation
- b. Safety projects
- c. Railroad grade separations
- d. Traffic control devices
- e. Complete streets components, including "active transportation purposes, pedestrian bicycle safety projects, transit facilities, and drainage and stormwater capture projects in conjunction with any other allowable project

RMRA funds may also be used to satisfy match requirements in order to obtain State or Federal funds for eligible projects.

Local agencies are required to submit a yearly project list to the California Transportation Commission (CTC) to show where RMRA funds will be spent. The project list must be approved by Resolution through the agency's governing body. Failure to submit a project list will cause a city to lose that year's apportionment. The City will submit an annual report of completion to the CTC to show that RMRA funds were spent properly.

Cities can expect to receive approximately \$1,000,000 of RMRA funds per fiscal year, which for Fiscal Year 2025-2026, the City of Porterville is expected to receive an apportionment of \$1,704,467. To receive the RMRA allocation, the City is required to sustain a Maintenance of Effort (MOE) by spending at least

the annual average of its General Fund expenditures for streets and transportation purposes during the 2009-2010, 2010-2011, and 2011-2012 Fiscal Years. The MOE amount required by the City of Porterville each fiscal year to receive its RMRA funds apportionment is \$693,653.

For Fiscal Year 2024-2025, staff recommends that RMRA funds be allocated to the Henrahan Reconstruction Project between Morton Avenue and Grand Avenue and the Main Street Reconstruction Project between Putnam Avenue and Olive Avenue. Both projects are listed in the attached draft Resolution as the design is complete and will be ready for construction.

RECOMMENDATION: That the City Council:

1. Adopt the draft Resolution for the SB1 project list for FY 2025-2026;
2. Authorize the City Clerk to record the attached draft Resolution; and
3. Authorize staff to submit the project list package to the California Transportation Commission to secure the City's FY 2025-2026 RMRA apportionment.

ATTACHMENTS:

1. Draft Resolution
2. Fiscal Year 2025-2026 RMRA Projected Revenues by City

Appropriated/Funded:

Review By:

Department Director:
Javier Sanchez, Engineering & Project Management Director

Final Approver: Richard Tree, Interim City Manager

RESOLUTION NO. ____ - 2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR
2025-2026 FUNDED BY SB 1: THE ROAD REPAIR
AND ACCOUNTABILITY ACT OF 2017**

WHEREAS: Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and Signed into law by the Governor in April 2017 in order to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS: SB 1 includes accountability and transparency provisions that will ensure the residents of the City of Porterville, hereinafter referred to as the “City” are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

WHEREAS: the “City” must adopt by resolution a list of projects proposed to receive fiscal year funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, which must include a description and the location of each proposed project, a proposed schedule for the project’s completion, and the estimated useful life of the improvement; and

WHEREAS: the “City”, will receive an estimated \$1,704,467 in RMRA funding in Fiscal Year 2025-26 from SB 1; and

WHEREAS: this is the seventh year in which the “City” is receiving SB 1 funding and will enable the “City” to continue essential road maintenance and rehabilitation projects, safety improvements, repairing and replacing aging bridges, and increasing access and mobility options for the traveling public that would not have otherwise been possible without SB 1; and

WHEREAS: the “City” has undergone a robust public process to ensure public input into our community’s transportation priorities/the project list; and

WHEREAS: the “City” used a Pavement Management System to develop the SB 1 project list to ensure revenues are being used on the most high-priority and cost-effective projects that also meet the communities priorities for transportation investment; and

WHEREAS: the funding from SB 1 will help the “City” maintain and rehabilitate 216 miles of streets/roads, 16 bridges, and add active transportation infrastructure throughout the “City” this year and hundreds of similar projects into the future; and

WHEREAS: the April 2023 California Statewide Local Streets and Roads Needs Assessment found that the “City’s” streets and roads are in “Poor” condition and this revenue

will help us increase the overall quality of our road system and, over the next decade, will help bring our streets and roads into an “At Lower Risk” to “Good” condition; and

WHEREAS: the SB 1 project list and overall investment in our local streets and roads infrastructure with a focus on basic maintenance and safety, investing in complete streets infrastructure, and using cutting-edge technology, materials and practices, will have significant positive co-benefits statewide.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The foregoing recitals are true and correct.
2. The following newly proposed and adopted project will utilize fiscal year 2025-2026 Road Maintenance and Rehabilitation Account revenues in its delivery.

Henrahan Street Reconstruction Project

Reconstruction of roadway section of two-lane local roadway, .23 mile in length and 36 feet in width.

Located between Morton Avenue and Grand Avenue

Estimated Useful Life between 15-20 years

Anticipated Year of Construction Winter 2025

3. The following previously proposed and adopted project will utilize fiscal year 2025-26 Road Maintenance and Rehabilitation Account revenues in its deliver. With the relisting of this project n the adopted fiscal year resolution, the “City” is reaffirming to the public and the State our intent to fund this project with Road Maintenance and Rehabilitation Account Revenues:

Main Street Reconstruction, Phase 2

Reconstruction of roadway section of two-lane minor arterial roadway, .29 mile in length and 40 feet in width.

Located between Olive Avenue and Putnam Avenue

Estimated Useful Life between 15-20 years

Anticipated Year of Construction Summer 2026

PASSED, APPROVED and ADOPTED this 3rd day of June, 2025.

Greg Meister, Mayor

ATTEST:

Richard Tree, Interim City Clerk

By: _____

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
ALAMEDA COUNTY						
ALAMEDA	2,217,736	2,049,902	4,267,638	2,221,654	2,123,257	4,344,911
ALBANY	605,375	553,573	1,158,948	606,433	573,383	1,179,816
BERKELEY	3,603,271	3,335,402	6,938,674	3,609,646	3,454,759	7,064,405
DUBLIN	2,106,925	1,946,906	4,053,832	2,110,646	2,016,576	4,127,222
EMERYVILLE	382,345	348,131	730,475	383,010	360,588	743,598
FREMONT	6,488,030	6,016,720	12,504,750	6,499,530	6,232,026	12,731,556
HAYWARD	4,629,204	4,288,983	8,918,187	4,637,402	4,442,463	9,079,865
LIVERMORE	2,481,217	2,294,802	4,776,018	2,485,603	2,376,921	4,862,523
NEWARK	1,345,674	1,240,735	2,586,409	1,348,046	1,285,134	2,633,180
OAKLAND	12,199,962	11,325,830	23,525,791	12,221,609	11,731,121	23,952,730
PIEDMONT	324,787	294,632	619,420	325,350	305,176	630,526
PLEASANTON	2,257,317	2,086,692	4,344,009	2,261,305	2,161,364	4,422,669
SAN LEANDRO	2,570,141	2,377,455	4,947,596	2,574,685	2,462,531	5,037,216
UNION CITY	1,984,103	1,832,746	3,816,848	1,987,606	1,898,330	3,885,935
County of Alameda	30,655,718	25,500,520	56,156,238	30,679,958	26,413,048	57,093,006
Total Cities & County: Alameda	73,851,804	65,493,029	139,344,834	73,952,483	67,836,677	141,789,160
ALPINE COUNTY						
County of Alpine	630,369	495,224	1,125,593	627,980	512,946	1,140,926
AMADOR COUNTY						
AMADOR	11,658	5,230	16,888	11,670	5,417	17,087
IONE	266,200	231,564	497,764	266,717	239,851	506,567
JACKSON	154,163	131,549	285,712	154,456	136,257	290,713
PLYMOUTH	37,053	27,900	64,953	37,116	28,898	66,014
SUTTER CREEK	83,245	69,135	152,380	83,399	71,609	155,008
County of Amador	2,455,667	2,522,682	4,978,349	2,453,107	2,612,956	5,066,063
Total Cities & County: Amador	3,007,986	2,988,059	5,996,045	3,006,465	3,094,986	6,101,451
BUTTE COUNTY						
BIGGS	61,744	51,328	113,072	61,847	53,165	115,012
CHICO	3,138,006	2,865,502	6,003,508	3,143,774	2,968,043	6,111,817
GRIDLEY	215,586	191,558	407,144	215,971	198,413	414,384
OROVILLE	579,042	523,190	1,102,231	580,095	541,912	1,122,007
PARADISE	313,628	279,545	593,173	317,105	289,549	606,654
County of Butte	7,912,878	8,324,844	16,237,722	7,904,083	8,622,746	16,526,829
Total Cities & County: Butte	12,220,884	12,235,967	24,456,850	12,222,876	12,673,827	24,896,703

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
CALAVERAS COUNTY						
ANGELS CAMP	120,652	95,491	216,143	120,922	98,909	219,831
County of Calaveras	3,683,611	3,822,692	7,506,303	3,679,051	3,959,486	7,638,537
Total City & County: Calaveras	3,804,263	3,918,183	7,722,446	3,799,973	4,058,395	7,858,368
COLUSA COUNTY						
COLUSA	182,006	168,574	350,581	182,284	174,607	356,891
WILLIAMS	157,466	144,963	302,429	157,705	150,150	307,855
County of Colusa	2,465,902	2,939,695	5,405,597	2,456,777	3,044,891	5,501,668
Total Cities & County: Colusa	2,805,375	3,253,232	6,058,607	2,796,766	3,369,648	6,166,414
CONTRA COSTA COUNTY						
ANTIOCH	3,296,207	3,023,512	6,319,719	3,302,191	3,131,708	6,433,899
BRENTWOOD	1,851,508	1,694,659	3,546,167	1,854,862	1,755,302	3,610,164
CLAYTON	321,774	289,298	611,073	322,347	299,651	621,998
CONCORD	3,576,809	3,282,061	6,858,870	3,583,305	3,399,509	6,982,814
DANVILLE	1,249,983	1,141,792	2,391,775	1,252,243	1,182,651	2,434,894
EL CERRITO	748,033	679,291	1,427,324	749,377	703,600	1,452,977
HERCULES	750,416	681,488	1,431,904	751,765	705,875	1,457,640
LAFAYETTE	732,311	664,806	1,397,117	733,627	688,595	1,422,222
MARTINEZ	1,076,082	981,559	2,057,641	1,078,025	1,016,684	2,094,709
MORAGA	499,825	452,434	952,259	500,720	468,624	969,344
OAKLEY	1,308,697	1,195,892	2,504,589	1,311,064	1,238,686	2,549,751
ORINDA	562,767	510,430	1,073,197	563,778	528,695	1,092,473
PINOLE	546,138	495,107	1,041,245	547,118	512,824	1,059,942
PITTSBURG	2,176,010	1,993,659	4,169,669	2,179,956	2,065,001	4,244,957
PLEASANT HILL	990,182	902,410	1,892,592	991,968	934,702	1,926,671
RICHMOND	3,303,812	3,030,520	6,334,332	3,309,811	3,138,966	6,448,777
SAN PABLO	924,714	842,087	1,766,801	926,381	872,221	1,798,602
SAN RAMON	2,413,052	2,212,070	4,625,122	2,417,430	2,291,229	4,708,659
WALNUT CREEK	2,007,445	1,838,341	3,845,786	2,011,084	1,904,126	3,915,209
County of Contra Costa	26,185,410	21,591,547	47,776,957	26,206,975	22,364,194	48,571,169
Total Cities & County: Contra Costa	54,521,176	47,502,963	102,024,139	54,594,027	49,202,843	103,796,870

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
DEL NORTE COUNTY						
CRESCENT CITY	192,570	176,026	368,596	192,880	182,325	375,205
County of Del Norte	1,345,997	1,506,193	2,852,190	1,343,671	1,560,092	2,903,763
Total City & County: Del Norte	1,538,567	1,682,219	3,220,786	1,536,551	1,742,417	3,278,968
EL DORADO COUNTY						
PLACERVILLE	340,234	282,918	623,153	341,384	293,042	634,427
SOUTH LAKE TAHOE	2,544,677	560,189	3,104,866	2,199,507	580,235	2,779,742
County of El Dorado	9,694,189	8,053,365	17,747,554	9,689,799	8,341,552	18,031,351
Total Cities & County: El Dorado	12,579,101	8,896,472	21,475,573	12,230,691	9,214,829	21,445,520
FRESNO COUNTY						
CLOVIS	3,528,716	3,298,090	6,826,806	3,534,772	3,416,111	6,950,882
COALINGA	511,317	471,652	982,970	512,183	488,530	1,000,714
FIREBAUGH	241,232	220,033	461,265	241,636	227,907	469,543
FOWLER	212,036	192,630	404,666	212,390	199,523	411,913
FRESNO	15,262,765	14,302,041	29,564,806	15,289,024	14,813,835	30,102,859
HURON	183,648	165,986	349,633	183,953	171,925	355,878
KERMAN	489,532	451,205	940,737	490,360	467,351	957,711
KINGSBURG	371,135	341,018	712,153	371,761	353,222	724,983
MENDOTA	358,403	329,069	687,472	359,007	340,845	699,852
ORANGE COVE	274,718	251,463	526,181	275,180	260,461	535,641
PARLIER	413,619	380,894	794,513	414,319	394,524	808,843
REEDLEY	725,462	670,767	1,396,230	726,694	694,771	1,421,464
SANGER	751,092	694,823	1,445,916	752,368	719,687	1,472,055
SAN JOAQUIN	108,822	96,694	205,516	108,999	100,154	209,154
SELMA	698,275	646,188	1,344,463	699,461	669,312	1,368,773
County of Fresno	28,146,978	28,264,725	56,411,703	28,127,672	29,276,170	57,403,842
Total Cities & County: Fresno	52,277,751	50,777,279	103,055,029	52,299,778	52,594,329	104,894,107
GLENN COUNTY						
ORLAND	242,988	223,223	466,211	243,386	231,211	474,597
WILLOWS	183,727	167,215	350,941	184,025	173,198	357,223
County of Glenn	3,016,280	3,596,329	6,612,609	3,005,116	3,725,023	6,730,139
Total Cities & County: Glenn	3,442,995	3,986,767	7,429,762	3,432,527	4,129,432	7,561,959

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
HUMBOLDT COUNTY						
ARCATA	540,962	484,962	1,025,923	541,964	502,316	1,044,279
BLUE LAKE	40,375	31,508	71,883	40,440	32,635	73,075
EUREKA	784,697	705,256	1,489,953	786,154	730,494	1,516,647
FERNDALE	45,797	36,450	82,247	45,873	37,754	83,627
FORTUNA	367,318	327,631	694,949	367,995	339,355	707,350
RIO DELL	103,068	88,641	191,709	103,251	91,813	195,064
TRINIDAD	14,609	8,027	22,636	14,625	8,315	22,940
County of Humboldt	6,147,487	6,756,656	12,904,143	6,138,219	6,998,441	13,136,660
Total Cities & County: Humboldt	8,044,312	8,439,131	16,483,443	8,038,520	8,741,122	16,779,643
IMPERIAL COUNTY						
BRAWLEY	817,771	741,157	1,558,928	819,257	767,679	1,586,936
CALEXICO	1,128,574	1,026,612	2,155,186	1,130,632	1,063,349	2,193,981
CALIPATRIA	192,820	170,849	363,670	193,163	176,963	370,126
EL CENTRO	1,290,566	1,175,392	2,465,958	1,292,922	1,217,453	2,510,375
HOLTVILLE	165,746	145,983	311,729	166,039	151,207	317,245
IMPERIAL	640,146	578,937	1,219,082	641,306	599,654	1,240,960
WESTMORLAND	64,163	53,603	117,766	64,270	55,521	119,791
County of Imperial	10,559,456	12,791,525	23,350,981	10,535,273	13,249,266	23,784,539
Total Cities & County: Imperial	14,859,242	16,684,057	31,543,299	14,842,862	17,281,091	32,123,953
INYO COUNTY						
BISHOP	116,199	100,799	216,998	116,405	104,407	220,812
County of Inyo	3,582,110	4,211,395	7,793,505	3,568,445	4,362,099	7,930,544
Total City & County: Inyo	3,698,309	4,312,194	8,010,503	3,684,850	4,466,506	8,151,356

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
KERN COUNTY						
ARVIN	547,531	516,705	1,064,236	548,395	535,195	1,083,590
BAKERSFIELD	11,222,598	10,749,560	21,972,158	11,240,565	11,134,230	22,374,795
CALIFORNIA CITY	418,226	392,686	810,912	418,882	406,739	825,621
DELANO	1,443,137	1,372,337	2,815,474	1,445,431	1,421,445	2,866,876
MARICOPA	33,771	26,828	60,599	33,816	27,788	61,604
MCFARLAND	394,489	370,879	765,368	395,109	384,151	779,260
RIDGECREST	772,510	730,567	1,503,077	773,731	756,710	1,530,441
SHAFTER	615,733	581,159	1,196,892	616,704	601,956	1,218,660
TAFT	240,466	224,112	464,578	240,840	232,132	472,972
TEHACHAPI	363,328	340,992	704,321	363,898	353,195	717,093
WASCO	749,964	708,943	1,458,907	751,149	734,312	1,485,461
County of Kern	26,433,504	25,987,512	52,421,016	26,420,038	26,917,468	53,337,506
Total Cities & County: Kern	43,235,258	42,002,280	85,237,538	43,248,559	43,505,320	86,753,879
KINGS COUNTY						
AVENAL	389,332	365,571	754,903	389,946	378,653	768,599
CORCORAN	600,150	565,653	1,165,804	601,100	585,895	1,186,995
HANFORD	1,630,176	1,550,193	3,180,369	1,632,778	1,605,667	3,238,445
LEMOORE	748,485	706,825	1,455,310	749,672	732,119	1,481,791
County of Kings	4,802,925	5,353,585	10,156,510	4,795,499	5,545,162	10,340,661
Total Cities & County: Kings	8,171,068	8,541,828	16,712,896	8,168,995	8,847,495	17,016,490
LAKE COUNTY						
CLEARLAKE	480,816	441,112	921,928	481,640	456,897	938,537
LAKEPORT	145,194	130,268	275,462	145,438	134,930	280,367
County of Lake	3,597,422	3,748,717	7,346,139	3,593,841	3,882,864	7,476,705
Total Cities & County: Lake	4,223,432	4,320,097	8,543,529	4,220,919	4,474,690	8,695,610
LASSEN COUNTY						
SUSANVILLE	483,293	424,456	907,749	487,943	439,645	927,588
County of Lassen	3,194,958	3,610,088	6,805,046	3,183,594	3,739,274	6,922,868
Total City & County: Lassen	3,678,251	4,034,544	7,712,795	3,671,537	4,178,919	7,850,456

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

LOS ANGELES COUNTY

	2024-25		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
AGOURA HILLS	580,346	529,021	1,109,366
ALHAMBRA	2,342,226	2,160,350	4,502,576
ARCADIA	1,616,241	1,487,203	3,103,444
ARTESIA	471,198	428,744	899,942
AVALON	102,893	90,027	192,920
AZUSA	1,429,330	1,313,896	2,743,227
BALDWIN PARK	2,043,727	1,883,577	3,927,304
BELL	973,385	892,526	1,865,911
BELLFLOWER	2,236,052	2,061,904	4,297,957
BELL GARDENS	1,124,453	1,032,599	2,157,052
BEVERLY HILLS	932,917	855,004	1,787,921
BRADBURY	31,744	24,056	55,800
BURBANK	3,037,040	2,802,277	5,839,317
CALABASAS	664,749	607,281	1,272,030
CARSON	2,657,899	2,453,048	5,110,947
CERRITOS	1,402,789	1,290,677	2,693,466
CLAREMONT	1,091,825	1,002,346	2,094,172
COMMERCE	356,777	323,578	680,355
COMPTON	2,722,082	2,512,560	5,234,642
COVINA	1,458,969	1,341,378	2,800,346
CUDAHY	652,002	595,462	1,247,464
CULVER CITY	1,151,074	1,057,283	2,208,357
DIAMOND BAR	1,562,040	1,436,948	2,998,988
DOWNEY	3,227,307	2,978,695	6,206,002
DUARTE	676,903	618,550	1,295,453
EL MONTE	3,092,792	2,853,971	5,946,763
EL SEGUNDO	497,030	452,695	949,725
GARDENA	1,729,831	1,592,526	3,322,358
GLENDALE	5,539,157	5,122,285	10,661,441
GLENORA	1,492,922	1,372,860	2,865,781
HAWAIIAN GARDENS	401,080	364,656	765,736
HAWTHORNE	2,493,661	2,300,763	4,794,424
HERMOSA BEACH	564,625	515,371	1,079,997
HIDDEN HILLS	54,502	45,157	99,659
HUNTINGTON PARK	1,555,244	1,430,646	2,985,890
INDUSTRY	17,954	11,270	29,224

	2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
AGOURA HILLS	581,367	547,951	1,129,318
ALHAMBRA	2,346,396	2,237,658	4,584,054
ARCADIA	1,619,112	1,540,423	3,159,534
ARTESIA	472,026	444,087	916,112
AVALON	103,067	93,248	196,315
AZUSA	1,431,866	1,360,914	2,792,780
BALDWIN PARK	2,047,363	1,950,980	3,998,343
BELL	975,107	924,465	1,899,572
BELLFLOWER	2,240,032	2,135,689	4,375,721
BELL GARDENS	1,126,446	1,069,551	2,195,997
BEVERLY HILLS	934,568	885,600	1,820,168
BRADBURY	31,791	24,917	56,707
BURBANK	3,042,449	2,902,555	5,945,005
CALABASAS	665,921	629,012	1,294,933
CARSON	2,662,634	2,540,829	5,203,463
CERRITOS	1,405,280	1,336,864	2,742,144
CLAREMONT	1,093,760	1,038,215	2,131,975
COMMERCE	357,402	335,157	692,559
COMPTON	2,726,932	2,602,471	5,329,403
COVINA	1,461,558	1,389,379	2,850,936
CUDAHY	653,152	616,770	1,269,922
CULVER CITY	1,153,115	1,095,117	2,248,232
DIAMOND BAR	1,564,814	1,488,368	3,053,182
DOWNEY	3,233,056	3,085,287	6,318,343
DUARTE	678,097	640,685	1,318,782
EL MONTE	3,098,301	2,956,099	6,054,400
EL SEGUNDO	497,903	468,895	966,798
GARDENA	1,732,905	1,649,515	3,382,420
GLENDALE	5,549,044	5,305,584	10,854,628
GLENORA	1,495,572	1,421,987	2,917,558
HAWAIIAN GARDENS	401,783	377,705	779,489
HAWTHORNE	2,498,102	2,383,096	4,881,198
HERMOSA BEACH	565,620	533,814	1,099,434
HIDDEN HILLS	54,589	46,773	101,362
HUNTINGTON PARK	1,558,005	1,481,841	3,039,847
INDUSTRY	17,976	11,673	29,649

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
INGLEWOOD	3,074,828	2,837,315	5,912,143	3,080,305	2,938,847	6,019,152
IRWINDALE	48,100	39,222	87,322	48,176	40,625	88,801
LA CANADA FLINTRIDGE	589,060	537,100	1,126,160	590,096	556,320	1,146,417
LA HABRA HEIGHTS	166,244	147,839	314,083	166,529	153,130	319,659
LAKEWOOD	2,332,976	2,151,774	4,484,750	2,337,130	2,228,774	4,565,904
LA MIRADA	1,401,322	1,289,318	2,690,640	1,403,811	1,335,455	2,739,266
LANCASTER	4,952,001	4,577,863	9,529,864	4,960,837	4,741,681	9,702,518
LA PUENTE	1,082,632	993,822	2,076,454	1,084,550	1,029,386	2,113,936
LA VERNE	925,331	847,970	1,773,302	926,968	878,315	1,805,283
LAWNDALE	906,945	830,922	1,737,867	908,549	860,656	1,769,205
LOMITA	600,058	547,298	1,147,356	601,114	566,883	1,167,997
LONG BEACH	13,107,687	12,139,965	25,247,652	13,131,120	12,574,390	25,705,510
LOS ANGELES	109,964,172	101,937,802	211,901,974	110,160,935	105,585,616	215,746,552
LYNWOOD	1,945,478	1,792,478	3,737,956	1,948,938	1,856,621	3,805,559
MALIBU	310,557	280,722	591,279	311,099	290,767	601,866
MANHATTAN BEACH	1,010,834	927,250	1,938,085	1,012,624	960,432	1,973,056
MAYWOOD	719,414	657,040	1,376,454	720,682	680,552	1,401,234
MONROVIA	1,084,860	995,888	2,080,748	1,086,782	1,031,526	2,118,308
MONTEBELLO	1,779,210	1,638,311	3,417,521	1,782,372	1,696,938	3,479,310
MONTEREY PARK	1,734,964	1,597,285	3,332,249	1,738,047	1,654,444	3,392,491
NORWALK	2,931,092	2,704,040	5,635,132	2,936,312	2,800,803	5,737,115
PALMDALE	4,788,553	4,426,311	9,214,864	4,797,097	4,584,705	9,381,802
PALOS VERDES ESTATES	384,329	349,124	733,453	385,003	361,618	746,620
PARAMOUNT	1,520,078	1,398,040	2,918,118	1,522,777	1,448,068	2,970,845
PASADENA	3,962,767	3,660,628	7,623,395	3,969,833	3,791,622	7,761,455
PICO RIVERA	1,764,433	1,624,610	3,389,043	1,767,569	1,682,746	3,450,315
POMONA	4,323,504	3,995,109	8,318,613	4,331,215	4,138,073	8,469,288
RANCHO PALOS VERDES	1,201,101	1,103,669	2,304,770	1,203,231	1,143,163	2,346,395
REDONDO BEACH	1,992,544	1,836,119	3,828,663	1,996,088	1,901,824	3,897,912
ROLLING HILLS (2)						
ROLLING HILLS ESTATES	247,460	223,145	470,605	247,891	231,130	479,021
ROSEMEAD	1,453,018	1,335,861	2,788,879	1,455,597	1,383,664	2,839,261
SAN DIMAS	992,222	909,993	1,902,215	993,979	942,557	1,936,535
SAN FERNANDO	676,903	618,550	1,295,453	678,097	640,685	1,318,782
SAN GABRIEL	1,123,353	1,031,580	2,154,933	1,125,344	1,068,494	2,193,839
SAN MARINO	361,656	328,102	689,757	362,289	339,843	702,132
SANTA CLARITA	6,512,908	6,025,165	12,538,074	6,524,538	6,240,774	12,765,312

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SANTA FE SPRINGS	538,061	490,740	1,028,801	539,008	508,301	1,047,309
SANTA MONICA	2,642,671	2,438,928	5,081,599	2,647,378	2,526,204	5,173,583
SIERRA MADRE	322,965	292,227	615,192	323,529	302,684	626,213
SIGNAL HILL	339,406	307,471	646,877	339,999	318,474	658,473
SOUTH EL MONTE	559,718	510,822	1,070,540	560,704	529,101	1,089,806
SOUTH GATE	2,627,273	2,424,651	5,051,925	2,631,954	2,511,417	5,143,370
SOUTH PASADENA	770,964	704,838	1,475,802	772,324	730,060	1,502,384
TEMPLE CITY	1,041,291	955,490	1,996,780	1,043,135	989,682	2,032,817
TORRANCE	4,155,149	3,839,007	7,994,156	4,162,559	3,976,385	8,138,944
VERNON	11,750	5,517	17,267	11,761	5,715	17,475
WALNUT	812,531	743,379	1,555,910	813,966	769,981	1,583,947
WEST COVINA	3,104,833	2,865,136	5,969,969	3,110,364	2,967,664	6,078,028
WEST HOLLYWOOD	1,017,179	933,133	1,950,313	1,018,981	966,525	1,985,506
WESTLAKE VILLAGE	236,490	212,973	449,463	236,901	220,594	457,496
WHITTIER	2,489,093	2,296,528	4,785,620	2,493,525	2,378,708	4,872,234
County of Los Angeles	185,966,943	155,364,746	341,331,689	186,108,299	160,924,428	347,032,727
Total Cities & County: Los Angeles	440,593,679	390,564,003	831,157,682	441,189,023	404,540,222	845,729,245

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
MADERA COUNTY						
CHOWCHILLA	528,820	503,866	1,032,686	529,623	521,897	1,051,521
MADERA	1,808,486	1,740,392	3,548,878	1,811,262	1,802,671	3,613,934
County of Madera	7,106,206	7,999,306	15,105,512	7,094,469	8,285,559	15,380,028
Total Cities & County: Madera	9,443,512	10,243,564	19,687,076	9,435,355	10,610,127	20,045,482
MARIN COUNTY						
BELVEDERE	66,585	55,538	122,123	66,699	57,525	124,224
CORTE MADERA	300,022	266,994	567,017	300,568	276,549	577,117
FAIRFAX	224,157	198,592	422,748	224,563	205,698	430,261
LARKSPUR	382,128	342,012	724,140	382,828	354,251	737,079
MILL VALLEY	412,206	369,493	781,700	412,962	382,716	795,678
NOVATO	1,533,825	1,390,169	2,923,994	1,536,668	1,439,916	2,976,585
ROSS	72,653	61,081	133,734	72,777	63,267	136,044
SAN ANSELMO	373,686	334,299	707,984	374,370	346,261	720,631
SAN RAFAEL	1,775,106	1,610,621	3,385,727	1,778,401	1,668,256	3,446,657
SAUSALITO	210,534	186,146	396,680	210,915	192,807	403,722
TIBURON	268,172	238,807	506,979	268,660	247,353	516,013
County of Marin	6,475,238	5,840,955	12,316,193	6,476,315	6,049,972	12,526,287
Total Cities & County: Marin	12,094,312	10,894,707	22,989,018	12,105,727	11,284,571	23,390,298
MARIPOSA COUNTY						
County of Mariposa	2,094,623	2,401,556	4,496,179	2,087,509	2,487,495	4,575,004
MENDOCINO COUNTY						
FORT BRAGG	212,104	187,714	399,818	212,486	194,432	406,918
POINT ARENA	18,955	12,028	30,983	18,980	12,458	31,438
UKIAH	483,581	434,104	917,685	484,466	449,639	934,105
WILLITS	147,273	129,353	276,626	147,537	133,982	281,519
County of Mendocino	5,004,820	5,521,049	10,525,869	4,997,228	5,718,618	10,715,846
Total Cities & County: Mendocino	5,866,732	6,284,248	12,150,981	5,860,697	6,509,128	12,369,826
MERCED COUNTY						
ATWATER	883,674	830,373	1,714,047	885,113	860,088	1,745,201
DOS PALOS	166,082	151,526	317,608	166,344	156,948	323,292
GUSTINE	173,888	158,952	332,840	174,163	164,640	338,803
LIVINGSTON	400,465	373,546	774,012	401,113	386,913	788,026
LOS BANOS	1,314,160	1,239,898	2,554,059	1,316,309	1,284,268	2,600,577
MERCED	2,536,535	2,401,328	4,937,863	2,540,697	2,487,258	5,027,955
County of Merced	9,828,791	10,682,331	20,511,122	9,815,978	11,064,595	20,880,573
Total Cities & County: Merced	15,303,595	15,837,954	31,141,549	15,299,717	16,404,711	31,704,428

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
MODOC COUNTY						
ALTURAS	82,159	71,122	153,281	83,858	73,667	157,524
County of Modoc	3,020,841	3,540,021	6,560,862	3,008,787	3,666,700	6,675,487
Total City & County: Modoc	3,103,000	3,611,143	6,714,143	3,092,645	3,740,367	6,833,011
MONO COUNTY						
MAMMOTH LAKES	3,233,593	188,786	3,422,379	2,229,841	195,542	2,425,383
County of Mono	2,339,816	2,597,031	4,936,847	2,330,988	2,689,965	5,020,953
Total City & County: Mono	5,573,409	2,785,817	8,359,226	4,560,829	2,885,507	7,446,336
MONTEREY COUNTY						
CARMEL-BY-THE-SEA	92,511	82,836	175,347	92,652	85,800	178,453
DEL REY OAKS	49,019	41,287	90,306	49,089	42,765	91,854
GONZALES	240,768	223,511	464,278	241,148	231,509	472,657
GREENFIELD	571,576	537,623	1,109,199	572,491	556,862	1,129,353
KING CITY	396,907	371,716	768,623	397,539	385,018	782,557
MARINA	630,986	593,422	1,224,408	631,996	614,658	1,246,653
MONTEREY	790,163	744,530	1,534,693	791,430	771,173	1,562,603
PACIFIC GROVE	417,764	391,640	809,404	418,430	405,655	824,085
SALINAS	4,449,922	4,236,897	8,686,819	4,457,131	4,388,513	8,845,644
SAND CITY	16,174	9,910	26,084	16,190	10,265	26,455
SEASIDE	906,682	855,841	1,762,523	908,138	886,467	1,794,605
SOLEDAD	764,872	720,370	1,485,242	766,098	746,148	1,512,246
County of Monterey	12,559,100	11,872,855	24,431,955	12,556,767	12,297,721	24,854,488
Total Cities & County: Monterey	21,886,444	20,682,438	42,568,882	21,899,099	21,422,552	43,321,652
NAPA COUNTY						
AMERICAN CANYON	609,420	568,922	1,178,342	610,417	589,281	1,199,698
CALISTOGA	151,124	136,936	288,060	151,364	141,836	293,200
NAPA	2,159,666	2,037,430	4,197,096	2,163,238	2,110,339	4,273,577
SAINT HELENA	155,506	141,093	296,599	155,754	146,142	301,896
YOUNTVILLE	88,062	78,051	166,113	88,199	80,844	169,043
County of Napa	4,381,264	4,084,595	8,465,859	4,380,738	4,230,761	8,611,499
Total Cities & County: Napa	7,545,043	7,047,026	14,592,070	7,549,711	7,299,202	14,848,913
NEVADA COUNTY						
GRASS VALLEY	455,727	355,870	811,597	456,876	368,605	825,481
NEVADA CITY	129,988	87,543	217,531	121,871	90,675	212,546
TRUCKEE	2,848,337	438,706	3,287,044	2,496,207	454,405	2,950,613
County of Nevada	4,605,106	4,302,020	8,907,126	4,602,578	4,455,967	9,058,545
Total Cities & County: Nevada	8,039,158	5,184,139	13,223,297	7,677,532	5,369,653	13,047,185

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ORANGE COUNTY

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
ALISO VIEJO	1,497,644	1,354,295	2,851,939	1,500,437	1,402,758	2,903,194
ANAHEIM	9,947,655	9,056,496	19,004,151	9,966,330	9,380,580	19,346,910
BREA	1,379,454	1,247,900	2,627,353	1,382,027	1,292,555	2,674,582
BUENA PARK	2,427,296	2,201,925	4,629,221	2,431,837	2,280,720	4,712,557
COSTA MESA	3,241,037	2,941,592	6,182,629	3,247,103	3,046,856	6,293,958
CYPRESS	1,456,377	1,316,668	2,773,045	1,459,092	1,363,785	2,822,876
DANA POINT	961,157	866,509	1,827,667	962,944	897,517	1,860,461
FOUNTAIN VALLEY	1,650,555	1,493,714	3,144,269	1,653,635	1,547,166	3,200,801
FULLERTON	4,140,864	3,762,028	7,902,892	4,148,622	3,896,651	8,045,273
GARDEN GROVE	4,945,882	4,496,021	9,441,903	4,955,153	4,656,910	9,612,063
HUNTINGTON BEACH	5,702,348	5,185,745	10,888,093	5,713,041	5,371,316	11,084,357
IRVINE	9,035,439	8,224,763	17,260,202	9,052,399	8,519,084	17,571,483
LAGUNA BEACH	669,048	601,084	1,270,132	670,287	622,593	1,292,881
LAGUNA HILLS	910,398	820,228	1,730,625	912,089	849,579	1,761,668
LAGUNA NIGUEL	1,861,825	1,686,344	3,548,169	1,865,302	1,746,690	3,611,992
LAGUNA WOODS	517,661	463,965	981,626	518,618	480,568	999,186
LA HABRA	1,811,466	1,640,429	3,451,896	1,814,849	1,699,131	3,513,981
LAKE FOREST	2,504,899	2,272,681	4,777,579	2,509,585	2,354,008	4,863,593
LA PALMA	455,401	407,198	862,600	456,241	421,770	878,011
LOS ALAMITOS	350,415	312,387	662,802	351,059	323,565	674,625
MISSION VIEJO	2,696,553	2,447,426	5,143,979	2,701,600	2,535,006	5,236,606
NEWPORT BEACH	2,452,676	2,225,066	4,677,742	2,457,264	2,304,689	4,761,953
ORANGE	4,049,582	3,678,800	7,728,382	4,057,168	3,810,445	7,867,613
PLACENTIA	1,510,033	1,365,590	2,875,623	1,512,849	1,414,458	2,927,307
RANCHO SANTA MARGARITA	1,384,902	1,252,868	2,637,770	1,387,486	1,297,701	2,685,187
SAN CLEMENTE	1,850,641	1,676,147	3,526,787	1,854,097	1,736,127	3,590,224
SAN JUAN CAPISTRANO	1,014,298	914,961	1,929,258	1,016,184	947,702	1,963,887
SANTA ANA	8,927,811	8,126,631	17,054,441	8,944,568	8,417,440	17,362,008
SEAL BEACH	736,294	661,485	1,397,779	737,658	685,156	1,422,814
STANTON	1,166,434	1,053,674	2,220,108	1,168,607	1,091,380	2,259,987
TUSTIN	2,316,341	2,100,760	4,417,101	2,320,673	2,175,935	4,496,608
VILLA PARK	174,824	153,199	328,023	175,140	158,682	333,821
WESTMINSTER	2,620,098	2,377,716	4,997,814	2,625,001	2,462,802	5,087,803
YORBA LINDA	1,963,746	1,779,273	3,743,020	1,967,415	1,842,944	3,810,359
County of Orange	68,840,105	55,811,536	124,651,641	68,906,686	57,808,735	126,715,421
Total Cities & County: Orange	157,171,157	135,977,104	293,148,261	157,403,045	140,843,005	298,246,050

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PLACER COUNTY

	2024-25 Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
AUBURN	401,898	359,976	761,874
COLFAX	63,024	52,269	115,293
LINCOLN	1,536,105	1,391,869	2,927,974
LOOMIS	201,659	177,987	379,647
ROCKLIN	2,062,199	1,872,412	3,934,611
ROSEVILLE	4,432,665	4,035,350	8,468,015
County of Placer	14,985,974	12,202,456	27,188,430
Total Cities & County: Placer	23,683,524	20,092,319	43,775,843

PLUMAS COUNTY

PORTOLA	182,830	55,198	238,028
County of Plumas	2,910,675	2,895,396	5,806,071
Total City & County: Plumas	3,093,505	2,950,594	6,044,099

RIVERSIDE COUNTY

BANNING	904,541	816,149	1,720,690
BEAUMONT	1,656,328	1,501,297	3,157,625
BLYTHE	546,482	491,002	1,037,484
CALIMESA	318,962	284,147	603,109
CANYON LAKE	324,488	289,194	613,682
CATHEDRAL CITY	1,481,749	1,341,875	2,823,623
COACHELLA	1,246,999	1,128,875	2,375,874
CORONA	4,500,829	4,096,562	8,597,391
DESERT HOT SPRINGS	945,802	853,827	1,799,630
EASTVALE	2,007,634	1,822,103	3,829,737
HEMET	2,579,676	2,344,482	4,924,159
INDIAN WELLS	143,155	125,431	268,586
INDIO	2,608,797	2,371,075	4,979,871
JURUPA VALLEY	3,015,632	2,740,307	5,755,938
LAKE ELSINORE	2,058,229	1,868,306	3,926,536
LA QUINTA	1,109,472	1,003,288	2,112,760
MENIFEE	3,209,166	2,917,039	6,126,205
MORENO VALLEY	5,972,568	5,440,529	11,413,097
MURRIETA	3,184,713	2,894,709	6,079,422
NORCO	773,256	696,261	1,469,517
PALM DESERT	1,469,436	1,330,631	2,800,067
PALM SPRINGS	1,275,518	1,154,918	2,430,437
PERRIS	2,283,261	2,073,801	4,357,062

2025-26

Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
402,635	372,857	775,492
64,470	54,140	118,610
1,538,956	1,441,677	2,980,632
202,024	184,357	386,380
2,066,033	1,939,415	4,005,449
4,440,928	4,179,754	8,620,682
14,987,113	12,639,118	27,626,231
23,702,159	20,811,318	44,513,477
214,027	57,173	271,200
2,902,011	2,999,007	5,901,018
3,116,038	3,056,180	6,172,218

906,214	845,354	1,751,568
1,659,405	1,555,021	3,214,426
547,489	508,572	1,056,061
319,544	294,315	613,859
325,081	299,542	624,623
1,484,499	1,389,893	2,874,392
1,249,313	1,169,272	2,418,585
4,509,226	4,243,157	8,752,383
947,552	884,381	1,831,934
2,011,369	1,887,307	3,898,676
2,584,482	2,428,379	5,012,861
143,413	129,919	273,332
2,613,657	2,455,923	5,069,580
3,021,249	2,838,368	5,859,617
2,062,059	1,935,163	3,997,222
1,111,529	1,039,190	2,150,719
3,215,146	3,021,424	6,236,570
5,983,721	5,635,216	11,618,937
3,190,647	2,998,295	6,188,942
774,683	721,177	1,495,860
1,472,164	1,378,247	2,850,411
1,277,886	1,196,247	2,474,132
2,287,512	2,148,012	4,435,524

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
RANCHO MIRAGE	495,342	444,302	939,644	496,253	460,201	956,454
RIVERSIDE	9,109,524	8,305,141	17,414,666	9,126,549	8,602,338	17,728,887
SAN JACINTO	1,552,531	1,406,512	2,959,043	1,555,414	1,456,843	3,012,257
TEMECULA	3,156,796	2,869,215	6,026,010	3,162,677	2,971,889	6,134,566
WILDOMAR	1,061,396	959,386	2,020,782	1,063,363	993,717	2,057,080
County of Riverside	56,521,621	49,002,975	105,524,596	56,549,861	50,756,532	107,306,393
Total Cities & County: Riverside	115,513,905	102,573,338	218,087,243	115,651,956	106,243,895	221,895,850
SACRAMENTO COUNTY						
CITRUS HEIGHTS	2,540,251	2,293,704	4,833,954	2,545,069	2,375,783	4,920,852
ELK GROVE	5,163,986	4,672,047	9,836,033	5,173,801	4,839,235	10,013,036
FOLSOM	2,548,954	2,301,600	4,850,554	2,553,789	2,383,962	4,937,751
GALT	753,874	674,219	1,428,093	755,291	698,346	1,453,636
ISLETON	28,710	20,787	49,498	28,754	21,531	50,285
RANCHO CORDOVA	2,378,524	2,146,963	4,525,486	2,383,034	2,223,791	4,606,825
SACRAMENTO	15,021,930	13,607,453	28,629,384	15,050,516	14,094,392	29,144,908
County of Sacramento	38,585,871	33,848,437	72,434,308	38,602,479	35,059,694	73,662,173
Total Cities & County: Sacramento	67,022,100	59,565,210	126,587,310	67,092,733	61,696,734	128,789,467
SAN BENITO COUNTY						
HOLLISTER	1,235,583	1,121,005	2,356,587	1,237,860	1,161,120	2,398,980
SAN JUAN BAUTISTA	65,336	54,492	119,828	65,447	56,442	121,889
County of San Benito	2,749,274	2,901,418	5,650,692	2,746,183	3,005,245	5,751,428
Total Cities & County: San Benito	4,050,193	4,076,915	8,127,108	4,049,491	4,222,806	8,272,297

Local Streets and Roads - Projected Revenues

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SAN BERNARDINO COUNTY

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
ADELANTO	1,054,507	957,529	2,012,037	1,056,435	991,794	2,048,229
APPLE VALLEY	2,176,012	1,985,056	4,161,068	2,180,008	2,056,091	4,236,099
BARSTOW	738,545	667,656	1,406,201	739,889	691,548	1,431,437
BIG BEAR LAKE	775,519	131,811	907,329	736,728	136,527	873,256
CHINO	2,651,067	2,420,886	5,071,953	2,655,941	2,507,517	5,163,458
CHINO HILLS	2,246,153	2,049,405	4,295,558	2,250,279	2,122,743	4,373,022
COLTON	1,544,429	1,405,623	2,950,052	1,547,259	1,455,922	3,003,182
FONTANA	6,120,374	5,601,442	11,721,816	6,131,651	5,801,888	11,933,539
GRAND TERRACE	381,904	343,215	725,119	382,595	355,497	738,092
HESPERIA	2,867,382	2,617,046	5,484,428	2,872,650	2,710,696	5,583,347
HIGHLAND	1,633,011	1,486,890	3,119,900	1,636,004	1,540,098	3,176,102
LOMA LINDA	722,328	652,778	1,375,106	723,642	676,137	1,399,779
MONTCLAIR	1,094,323	994,058	2,088,381	1,096,325	1,029,630	2,125,954
NEEDLES	146,139	128,751	274,890	146,398	133,359	279,757
ONTARIO	5,179,869	4,738,593	9,918,462	5,189,409	4,908,162	10,097,571
RANCHO CUCAMONGA	4,981,188	4,556,317	9,537,506	4,990,361	4,719,364	9,709,725
REDLANDS	2,094,271	1,910,064	4,004,335	2,098,116	1,978,415	4,076,532
RIALTO	2,979,277	2,719,702	5,698,979	2,984,752	2,817,026	5,801,778
SAN BERNARDINO	6,471,450	5,923,529	12,394,979	6,483,375	6,135,501	12,618,876
TWENTYNINE PALMS	816,723	739,379	1,556,102	818,212	765,837	1,584,049
UPLAND	2,260,004	2,062,113	4,322,118	2,264,156	2,135,905	4,400,061
VICTORVILLE	3,953,698	3,613,666	7,567,364	3,960,973	3,742,980	7,703,953
YUCAIPA	1,571,448	1,430,411	3,001,859	1,574,328	1,481,597	3,055,926
YUCCA VALLEY	630,182	569,157	1,199,339	631,328	589,524	1,220,852
County of San Bernardino	52,163,633	45,519,479	97,683,112	52,178,825	47,148,380	99,327,205
Total Cities & County: San Bernardino	107,253,436	95,224,556	202,477,992	107,329,641	98,632,139	205,961,780

Local Streets and Roads - Projected Revenues

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SAN DIEGO COUNTY						
CARLSBAD	3,320,681	3,007,745	6,328,426	3,326,934	3,115,377	6,442,311
CHULA VISTA	8,011,492	7,275,523	15,287,015	8,026,619	7,535,875	15,562,494
CORONADO	685,294	614,576	1,299,870	686,572	636,568	1,323,140
DEL MAR	119,350	103,310	222,660	119,565	107,007	226,571
EL CAJON	3,070,417	2,780,051	5,850,468	3,076,197	2,879,534	5,955,731
ENCINITAS	1,779,954	1,608,241	3,388,196	1,783,298	1,665,792	3,449,090
ESCONDIDO	4,362,777	3,955,861	8,318,638	4,371,002	4,097,421	8,468,422
IMPERIAL BEACH	774,611	694,928	1,469,539	776,056	719,796	1,495,851
LA MESA	1,754,980	1,585,519	3,340,499	1,758,276	1,642,256	3,400,532
LEMON GROVE	803,092	720,840	1,523,932	804,590	746,635	1,551,226
NATIONAL CITY	1,697,673	1,533,380	3,231,054	1,700,861	1,588,252	3,289,113
OCEANSIDE	4,994,875	4,530,954	9,525,829	5,004,295	4,693,093	9,697,388
POWAY	1,426,884	1,288,376	2,715,260	1,429,562	1,334,480	2,764,043
SAN DIEGO	39,839,962	36,224,493	76,064,455	39,915,276	37,520,776	77,436,052
SAN MARCOS	2,771,239	2,510,128	5,281,367	2,776,458	2,599,952	5,376,410
SANTEE	1,726,729	1,559,816	3,286,545	1,729,972	1,615,633	3,345,605
SOLANA BEACH	379,431	338,116	717,547	380,134	350,215	730,349
VISTA	2,878,294	2,607,528	5,485,822	2,883,715	2,700,838	5,584,553
County of San Diego	74,681,167	62,651,240	137,332,407	74,735,381	64,893,196	139,628,577
Total Cities & County: San Diego	155,078,902	135,590,626	290,669,528	155,284,763	140,442,697	295,727,460
SAN FRANCISCO COUNTY						
SAN FRANCISCO - City Allocation	23,620,746	22,852,186	46,472,932	23,657,279	23,669,945	47,327,224
SAN FRANCISCO - County Allocation	12,053,424	11,713,846	23,767,270	12,048,876	12,133,023	24,181,899
Total San Francisco	35,674,170	34,566,032	70,240,202	35,706,155	35,802,968	71,509,123
SAN JOAQUIN COUNTY						
ESCALON	218,832	194,644	413,476	219,223	201,609	420,832
LATHROP	1,065,635	968,328	2,033,964	1,067,580	1,002,980	2,070,560
LODI	1,906,236	1,738,614	3,644,849	1,909,727	1,800,830	3,710,557
MANTECA	2,601,949	2,377,272	4,979,221	2,606,724	2,462,342	5,069,065
MOUNTAIN HOUSE	682,388	616,825	1,299,212	682,968	638,897	1,321,866
RIPON	464,197	418,050	882,246	465,036	433,009	898,046
STOCKTON	9,137,832	8,374,851	17,512,683	9,154,652	8,674,543	17,829,195
TRACY	2,764,078	2,526,104	5,290,182	2,769,152	2,616,500	5,385,652
County of San Joaquin	20,492,463	19,312,706	39,805,169	20,489,607	20,003,805	40,493,412
Total Cities & County: San Joaquin	38,651,222	35,910,568	74,561,790	38,681,702	37,195,617	75,877,319

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SAN LUIS OBISPO COUNTY						
ARROYO GRANDE	546,690	479,732	1,026,422	547,764	496,899	1,044,663
ATASCADERO	913,782	805,350	1,719,131	915,585	834,169	1,749,754
EL PASO DE ROBLES	930,874	820,594	1,751,468	932,711	849,958	1,782,669
GROVER BEACH	382,743	334,403	717,146	383,491	346,370	729,861
MORRO BAY	317,306	276,041	593,347	317,924	285,919	603,843
PISMO BEACH	242,924	210,594	453,518	243,395	218,130	461,525
SAN LUIS OBISPO	1,438,098	1,272,975	2,711,073	1,440,947	1,318,528	2,759,476
County of San Luis Obispo	10,413,862	10,396,583	20,810,445	10,407,405	10,768,622	21,176,027
Total Cities & County: San Luis Obispo	15,186,278	14,596,272	29,782,550	15,189,222	15,118,595	30,307,818
SAN MATEO COUNTY						
ATHERTON	212,559	187,793	400,352	212,944	194,513	407,457
BELMONT	816,588	735,431	1,552,019	818,099	761,748	1,579,846
BRISBANE	144,777	126,843	271,620	145,038	131,382	276,420
BURLINGAME	905,888	816,933	1,722,821	907,566	846,167	1,753,732
COLMA	48,258	38,751	87,009	48,338	40,138	88,475
DALY CITY	3,018,270	2,741,222	5,759,492	3,023,901	2,839,315	5,863,216
EAST PALO ALTO	871,251	785,320	1,656,571	872,864	813,423	1,686,287
FOSTER CITY	975,878	880,812	1,856,690	977,687	912,331	1,890,019
HALF MOON BAY	344,457	307,262	651,719	345,088	318,257	663,345
HILLSBOROUGH	333,628	297,378	631,006	334,238	308,020	642,258
MENLO PARK	989,028	892,814	1,881,841	990,862	924,763	1,915,624
MILLBRAE	677,929	609,791	1,287,719	679,181	631,612	1,310,793
PACIFICA	1,118,809	1,011,263	2,130,072	1,120,886	1,047,451	2,168,337
PORTOLA VALLEY	132,917	116,017	248,934	133,155	120,169	253,324
REDWOOD CITY	2,403,192	2,182,131	4,585,324	2,407,675	2,260,218	4,667,893
SAN BRUNO	1,271,394	1,150,526	2,421,920	1,273,758	1,191,697	2,465,455
SAN CARLOS	891,420	803,728	1,695,148	893,071	832,490	1,725,560
SAN MATEO	3,043,510	2,764,258	5,807,768	3,049,188	2,863,176	5,912,364
SOUTH SAN FRANCISCO	1,910,540	1,732,495	3,643,035	1,914,099	1,794,492	3,708,591
WOODSIDE	158,841	138,766	297,607	159,126	143,732	302,858
County of San Mateo	16,678,671	13,926,675	30,605,346	16,691,363	14,425,037	31,116,400
Total Cities & County: San Mateo	36,947,803	32,246,207	69,194,011	36,998,127	33,400,129	70,398,255

Local Streets and Roads - Projected Revenues

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SANTA BARBARA COUNTY						
BUELLTON	150,121	134,504	284,624	150,368	139,317	289,685
CARPINTERIA	373,931	343,607	717,538	374,562	355,903	730,465
GOLETA	920,791	854,010	1,774,802	922,360	884,571	1,806,931
GUADALUPE	248,528	226,858	475,386	248,945	234,976	483,920
LOMPOC	1,251,899	1,164,750	2,416,649	1,254,039	1,206,430	2,460,469
SANTA BARBARA	2,447,636	2,285,519	4,733,155	2,451,834	2,367,306	4,819,140
SANTA MARIA	3,096,527	2,892,146	5,988,673	3,101,839	2,995,641	6,097,480
SOLVANG	168,788	152,023	320,811	169,067	157,463	326,530
County of Santa Barbara	11,847,670	10,479,261	22,326,931	11,851,423	10,854,258	22,705,681
Total Cities & County: Santa Barbara	20,505,891	18,532,678	39,038,569	20,524,436	19,195,864	39,720,301
SANTA CLARA COUNTY						
CAMPBELL	1,252,448	1,143,361	2,395,809	1,254,717	1,184,276	2,438,992
CUPERTINO	1,725,625	1,577,701	3,303,326	1,728,755	1,634,158	3,362,913
GILROY	1,745,360	1,595,873	3,341,233	1,748,526	1,652,981	3,401,507
LOS ALTOS	906,762	825,039	1,731,801	908,399	854,563	1,762,961
LOS ALTOS HILLS	247,480	221,628	469,108	247,920	229,559	477,479
LOS GATOS	960,486	874,510	1,834,996	962,221	905,804	1,868,025
MILPITAS	2,334,281	2,138,177	4,472,458	2,338,524	2,214,691	4,553,215
MONTE SERENO	107,513	93,661	201,174	107,698	97,013	204,711
MORGAN HILL	1,327,895	1,212,836	2,540,730	1,330,301	1,256,237	2,586,538
MOUNTAIN VIEW	2,469,500	2,262,692	4,732,193	2,473,990	2,343,662	4,817,652
PALO ALTO	1,950,375	1,784,660	3,735,035	1,953,916	1,848,523	3,802,439
SAN JOSE	28,773,832	26,473,305	55,247,137	28,826,359	27,420,644	56,247,003
SANTA CLARA	3,764,363	3,452,753	7,217,116	3,771,213	3,576,309	7,347,522
SARATOGA	893,643	812,959	1,706,602	895,256	842,050	1,737,306
SUNNYVALE	4,488,958	4,119,991	8,608,948	4,497,132	4,267,423	8,764,556
County of Santa Clara	38,336,024	32,190,467	70,526,491	38,364,272	33,342,394	71,706,666
Total Cities & County: Santa Clara	91,284,544	80,779,612	172,064,156	91,409,198	83,670,288	175,079,486

Local Streets and Roads - Projected Revenues

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Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SANTA CRUZ COUNTY						
CAPITOLA	284,386	257,790	542,177	284,881	267,015	551,896
SANTA CRUZ	1,833,829	1,691,626	3,525,455	1,837,074	1,752,161	3,589,234
SCOTTS VALLEY	347,610	315,577	663,187	348,216	326,870	675,085
WATSONVILLE	1,471,016	1,354,687	2,825,702	1,473,614	1,403,164	2,876,778
County of Santa Cruz	7,663,031	6,737,390	14,400,421	7,665,255	6,978,485	14,643,740
Total Cities & County: Santa Cruz	11,599,872	10,357,070	21,956,943	11,609,039	10,727,694	22,336,733
SHASTA COUNTY						
ANDERSON	337,556	292,096	629,653	338,227	302,549	640,775
REDDING	2,779,585	2,451,244	5,230,829	2,785,209	2,538,961	5,324,170
SHASTA LAKE	313,085	270,420	583,505	313,706	280,097	593,802
County of Shasta	7,785,974	8,002,029	15,788,003	7,778,127	8,288,379	16,066,506
Total Cities & County: Shasta	11,216,201	11,015,788	22,231,989	11,215,268	11,409,985	22,625,253
SIERRA COUNTY						
LOYALTON	27,059	19,297	46,356	27,061	19,988	47,048
County of Sierra	1,307,872	1,420,824	2,728,696	1,303,068	1,471,668	2,774,736
Total City & County: Sierra	1,334,931	1,440,121	2,775,052	1,330,129	1,491,656	2,821,784
SISKIYOU COUNTY						
DORRIS	31,008	22,435	53,443	31,059	23,238	54,297
DUNSMUIR	124,329	44,530	168,858	92,457	46,123	138,580
ETNA	25,896	17,885	43,781	25,937	18,525	44,462
FORT JONES	26,190	18,147	44,337	26,231	18,796	45,027
MONTAGUE	41,909	32,136	74,044	41,981	33,286	75,267
MOUNT SHASTA	119,979	84,745	204,724	163,539	87,777	251,316
TULELAKE	32,242	23,533	55,775	32,295	24,375	56,671
WEED	119,381	76,325	195,707	132,889	79,056	211,945
YREKA	243,477	204,083	447,560	243,961	211,386	455,347
County of Siskiyou	5,146,199	5,732,926	10,879,125	5,128,371	5,938,077	11,066,448
Total Cities & County: Siskiyou	5,910,611	6,256,743	12,167,354	5,918,720	6,480,639	12,399,359

Local Streets and Roads - Projected Revenues

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	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SOLANO COUNTY						
BENICIA	785,518	708,132	1,493,650	786,964	733,473	1,520,437
DIXON	563,850	507,344	1,071,194	564,886	525,499	1,090,385
FAIRFIELD	3,460,353	3,149,414	6,609,767	3,466,785	3,262,114	6,728,899
RIO VISTA	292,978	261,582	554,560	293,512	270,942	564,455
SUISUN CITY	853,372	770,155	1,623,527	854,945	797,715	1,652,660
VACAVILLE	2,939,202	2,673,055	5,612,256	2,944,661	2,768,709	5,713,370
VALLEJO	3,617,373	3,292,938	6,910,312	3,624,099	3,410,775	7,034,874
County of Solano	10,793,594	9,866,891	20,660,485	10,794,987	10,219,974	21,014,961
Total Cities & County: Solano	23,306,240	21,229,511	44,535,751	23,330,839	21,989,202	45,320,041
SONOMA COUNTY						
CLOVERDALE	264,933	235,565	500,498	265,417	243,994	509,412
COTATI	224,017	198,226	422,243	224,424	205,319	429,744
HEALDSBURG	331,806	295,678	627,484	332,414	306,259	638,673
PETALUMA	1,726,541	1,564,365	3,290,906	1,729,756	1,620,346	3,350,101
ROHNERT PARK	1,273,587	1,152,382	2,425,969	1,275,955	1,193,620	2,469,575
SANTA ROSA	5,116,692	4,655,836	9,772,527	5,126,260	4,822,443	9,948,703
SEBASTOPOL	222,355	196,709	419,064	222,759	203,748	426,508
SONOMA	316,391	281,611	598,002	316,970	291,688	608,658
WINDSOR	761,991	685,515	1,447,505	763,400	710,046	1,473,445
County of Sonoma	15,574,146	14,518,929	30,093,075	15,572,748	15,038,485	30,611,233
Total Cities & County: Sonoma	25,812,458	23,784,816	49,597,274	25,830,103	24,635,949	50,466,052
STANISLAUS COUNTY						
CERES	1,433,913	1,313,400	2,747,312	1,436,496	1,360,399	2,796,895
HUGHSON	225,268	201,625	426,893	225,664	208,840	434,504
MODESTO	6,216,093	5,723,211	11,939,304	6,227,348	5,928,015	12,155,363
NEWMAN	357,869	323,081	680,950	358,505	334,643	693,147
OAKDALE	666,279	605,869	1,272,148	667,471	627,549	1,295,020
PATTERSON	712,149	648,202	1,360,350	713,423	671,398	1,384,821
RIVERBANK	718,268	653,850	1,372,118	719,554	677,248	1,396,802
TURLOCK	2,054,409	1,884,675	3,939,084	2,058,115	1,952,117	4,010,233
WATERFORD	264,904	238,206	503,110	265,372	246,730	512,102
County of Stanislaus	15,502,519	14,930,644	30,433,163	15,497,732	15,464,933	30,962,665
Total Cities & County: Stanislaus	28,151,670	26,522,762	54,674,432	28,169,680	27,471,872	55,641,552

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
SUTTER COUNTY						
LIVE OAK	279,212	252,796	532,008	279,698	261,842	541,541
YUBA CITY	1,991,880	1,837,034	3,828,914	1,995,414	1,902,771	3,898,186
County of Sutter	4,159,005	4,560,663	8,719,668	4,153,141	4,723,865	8,877,006
Total Cities & County: Sutter	6,430,098	6,650,493	13,080,590	6,428,254	6,888,479	13,316,733
TEHAMA COUNTY						
CORNING	238,687	214,986	453,674	239,102	222,680	461,782
RED BLUFF	425,434	387,195	812,629	426,182	401,051	827,233
TEHAMA	18,040	11,348	29,388	18,062	11,754	29,816
County of Tehama	4,269,647	5,048,451	9,318,098	4,254,966	5,229,108	9,484,074
Total Cities & County: Tehama	4,951,808	5,661,981	10,613,789	4,938,312	5,864,593	10,802,905
TRINITY COUNTY						
County of Trinity	2,358,058	2,657,786	5,015,844	2,349,491	2,752,894	5,102,385
TULARE COUNTY						
DINUBA	729,279	668,675	1,397,955	730,551	692,604	1,423,155
EXETER	298,586	270,629	569,215	299,100	280,313	579,413
FARMERSVILLE	299,429	271,413	570,842	299,945	281,126	581,070
LINDSAY	364,385	331,867	696,252	365,016	343,743	708,758
PORTERVILLE	1,780,446	1,645,580	3,426,026	1,783,574	1,704,467	3,488,041
TULARE	2,001,415	1,851,232	3,852,647	2,004,934	1,917,478	3,922,412
VISALIA	4,075,461	3,779,181	7,854,642	4,082,646	3,914,418	7,997,064
WOODLAKE	223,499	201,677	425,176	223,882	208,894	432,776
County of Tulare	16,433,947	18,048,712	34,482,659	16,410,554	18,694,580	35,105,134
Total Cities & County: Tulare	26,206,445	27,068,967	53,275,412	26,200,201	28,037,622	54,237,824
TUOLUMNE COUNTY						
SONORA	162,954	136,047	299,000	163,284	140,915	304,199
County of Tuolumne	3,530,437	3,536,645	7,067,082	3,526,780	3,663,203	7,189,983
Total City & County: Tuolumne	3,693,391	3,672,692	7,366,082	3,690,064	3,804,118	7,494,182

Local Streets and Roads - Projected Revenues

Based on State Dept of Finance statewide r
Estimated May 2025

	2024-25			2025-26		
	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL	Hwy Users Tax Account	Road Mntnc Rehab Acct	TOTAL
VENTURA COUNTY						
CAMARILLO	2,041,569	1,850,552	3,892,121	2,045,383	1,916,774	3,962,156
FILLMORE	497,989	446,106	944,095	498,908	462,070	960,978
MOORPARK	1,049,333	947,070	1,996,404	1,051,285	980,961	2,032,246
OJAI	227,237	201,024	428,261	227,652	208,217	435,869
OXNARD	5,798,101	5,273,968	11,072,068	5,808,969	5,462,695	11,271,664
PORT HUENEME	642,468	576,949	1,219,417	643,657	597,595	1,241,252
SAN BUENAVENTURA	3,171,116	2,878,340	6,049,456	3,177,047	2,981,341	6,158,388
SANTA PAULA	909,840	819,862	1,729,701	911,529	849,200	1,760,729
SIMI VALLEY	3,633,295	3,299,815	6,933,110	3,640,095	3,417,898	7,057,993
THOUSAND OAKS	3,651,273	3,316,210	6,967,483	3,658,106	3,434,879	7,092,986
County of Ventura	20,466,639	17,044,895	37,511,534	20,481,902	17,654,842	38,136,744
Total Cities & County: Ventura	42,088,860	36,654,791	78,743,651	42,144,533	37,966,472	80,111,005
YOLO COUNTY						
DAVIS	1,893,876	1,706,034	3,599,910	1,897,470	1,767,084	3,664,553
WEST SACRAMENTO	1,577,579	1,419,246	2,996,825	1,580,569	1,470,033	3,050,601
WINTERS	225,595	198,383	423,978	226,013	205,482	431,495
WOODLAND	1,761,971	1,586,434	3,348,405	1,765,312	1,643,204	3,408,516
County of Yolo	6,451,545	6,518,760	12,970,305	6,447,017	6,752,032	13,199,049
Total Cities & County: Yolo	11,910,567	11,428,856	23,339,423	11,916,381	11,837,834	23,754,215
YUBA COUNTY						
MARYSVILLE	371,619	344,130	715,749	372,230	356,445	728,675
WHEATLAND	113,417	101,793	215,210	113,598	105,436	219,033
County of Yuba	3,492,752	3,723,718	7,216,470	3,488,320	3,856,970	7,345,290
Total Cities & County: Yuba	3,977,788	4,169,641	8,147,429	3,974,148	4,318,850	8,292,998
Statewide Total	\$ 1,870,616,000	\$ 1,606,740,000	\$ 3,477,356,000	\$ 1,919,001,000	\$ 1,799,128,000	\$ 3,718,129,000



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Authorization of Out-of-State Travel for Police Personnel

SOURCE: Police

COMMENT: On May 7th, 2024, the City Council approved the purchase of a custom-built Ford E-450 Police Property and Evidence mobile laboratory vehicle. To complete the purchase of the vehicle and to perform the final acceptance inspection, Police Department personnel are required to travel out of state to the LDV manufacturing facility in Wisconsin.

Staff requests that the City Council authorize out-of-state travel for two City of Porterville Police Department personnel to the LDV Specialty Vehicles, Inc. manufacturing facility, located in Wisconsin, for the final acceptance inspection of the crime scene and evidence collection vehicle.

Travel expenses, to include airfare, hotel, and per diem, are estimated at approximately \$2,000. Funding for the expenses is available in the Police Department's operating budget.

RECOMMENDATION: That the City Council authorize out-of-state travel for two Police Department personnel to Burlington, Wisconsin, for the final acceptance inspection of the police crime scene processing vehicle, purchased through LDV, Inc.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:
Jake Castellow, Chief of Police

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration of Cancellation of July 1, 2025, City Council Meeting

SOURCE: City Manager's Office

COMMENT: This year, the first Tuesday in July falls on July 1, 2025, which is in close proximity to the Independence Day holiday. Historically, the City Council has considered cancellation of early July meetings when they align closely with this holiday to accommodate staff schedules and community travel. In keeping with this practice, staff presents this item for the City Council's consideration to cancel the regularly scheduled City Council meeting of July 1, 2025.

In the event time-sensitive items arise that require Council action, a special meeting may be scheduled as needed.

RECOMMENDATION: That the City Council cancel the regularly scheduled Council Meeting of July 1, 2025, due to its proximity to the Independence Day holiday.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager



CITY COUNCIL AGENDA – JUNE 3, 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 Acting City Manager Patrice Hildreth, declared the existence of a local emergency within the City of Porterville. This declaration was made pursuant to Chapter 9 of the Porterville Municipal Code and in response to a series of storm systems impacting the Porterville area, increasing flows in the Tule River and posing a significant threat to life and property. The City Council ratified the declaration at its Special Meeting on March 17, 2023, in accordance with the California Emergency Services Act (Government Code § 8558 et seq.). Per State requirements, the declaration must be renewed every sixty (60) days to remain in effect. At its most recent meeting on May 20, 2025, the Council renewed the emergency declaration.

Staff continues to work with FEMA to resolve outstanding claims and identify a timeline and path forward. In an effort to reduce the size of the agenda binder while still keeping the Council informed, staff is including only the most current Armory Census as an attachment to this report. Once the declaration of local flood emergency is officially concluded, and in coordination with FEMA guidance, staff will prepare a final close-out report that includes all supporting documentation and attachments currently on file.

Chronology of Emergency Response Actions:

- March 10–19, 2023: Tulare County Sheriff and City officials issued a series of evacuation warnings and mandatory orders due to rising water levels and flood threats, including areas near Success Lake, River Springs Drive, and Rio Vista Avenue.
- March 13, 2023: The City declared a Local Emergency.
- March 15–25, 2023: City Public Works performed extraordinary flood mitigation efforts. Evacuation orders were adjusted based on river activity.
- March 17, 2023: The City Council ratified the emergency declaration.
- April 11, 2023: The Temporary Evacuation Point (TEP) and Emergency Shelter relocated from Porterville College to the Porterville Armory.

- April 14–May 5, 2023: The City and County executed an MOU to continue Armory TEP operations without Cal OES funding.
- May 5, 2023: The City assumed full operational and financial responsibility for the Armory site.
- May 16, 2023: The Council approved a one-year no-cost license agreement for exclusive use of the Armory.
- April–July 2023:
 - Council approved emergency expenditures including water rescue equipment, mobile ADA-compliant restrooms, and flood mitigation services.
 - Due to contract violations, TopKnotch Security was terminated and replaced by Good Guard Security for ongoing Armory safety services.
- State and Federal Declarations:
 - Governor Newsom issued Executive Orders N-6-23, N-7-23, and N-10-23 to support flood response and recovery.
 - President Biden’s Major Disaster Declaration (April 3, 2023) activated federal recovery funding; FEMA formally closed the incident period on July 10, 2023.

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. Armory Census

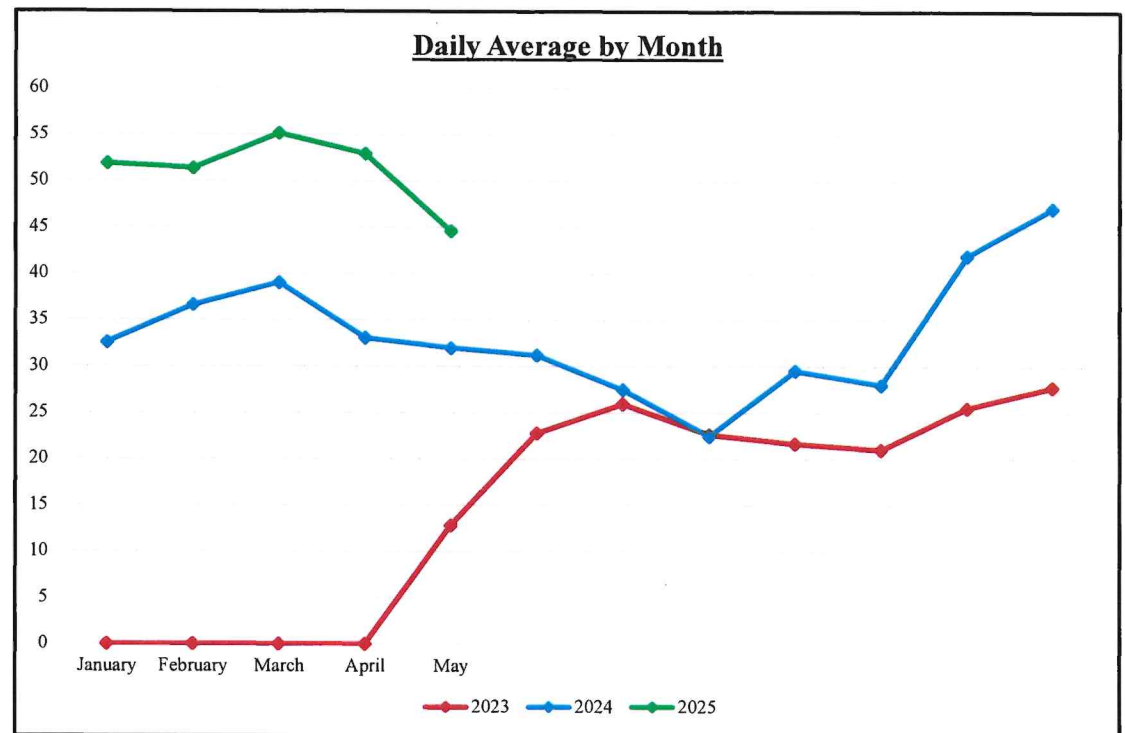
Appropriated/Funded:

Review By:

Department Director:
Richard Tree, Interim City Manager

Final Approver: Richard Tree, Interim City Manager

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	52.93
May	12.85	31.97	44.58
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	-





CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration of Approval of Modification No. 2 of Conditional Use Permit (PRC 2017-060-C) for Temple of Praise Christian Fellowship

SOURCE: Community Development

COMMENT: The applicant, the Temple of Praise Christian Fellowship, located at 22213 Avenue 152, is requesting Modification No. 2 to its Conditional Use Permit (PRC 2017-060-C) amending the requirement for a three-bin trash enclosure with the use of commercial-can refuse service. The modification includes constructing an appropriate enclosure that complies with City standards to contain the required refuse bins.

BACKGROUND: On May 1, 2018, the City Council approved Conditional Use Permit PRC 2017-060-C via Resolution No. 26-2018, allowing the establishment of a religious facility for Temple of Praise Christian Fellowship.

On December 9, 2020, church leadership submitted a request for accommodations related to the required paved parking lot and trash enclosure. The request included using residential bin service and a gravel parking surface temporarily, while the church worked toward meeting the improvement conditions. Per Condition No. 2 of Resolution No. 26-2018, any changes to the approved conditions required a CUP amendment.

On December 23, 2020, the Project Review Committee discussed the request and determined that a five-year extension on both the surfacing and refuse enclosure requirements would not likely result in significant issues. On April 6, 2021, the City Council adopted Resolution No. 06-2021, approving Modification No. 1 to the CUP. This allowed for temporary gravel parking and residential bin collection through April 1, 2026.

On December 5, 2024, staff received a second request from the church leadership asking to permanently replace the three-bin trash enclosure requirement with commercial-can service.

On February 19, 2025, the Project Review Committee met with church representatives to evaluate the proposed modification. The request

involves constructing a compliant enclosure to support commercial-can refuse service, which will replace the previously required three-bin commercial enclosure.

ANALYSIS:

The project is consistent with the General Plan Land Use Designation and Zoning Standards for RM-3 (High Density Residential). This zone allows a range of public and semi-public uses, including religious facilities, with an approved Conditional Use Permit. The requested modification is therefore consistent with the zoning district and General Plan.

Field Services staff reviewed the request and confirmed that commercial-can service with a compliant enclosure is functionally acceptable. The revised enclosure will be constructed to meet all applicable City of Porterville standards.

Pursuant to Section 604.04 of the Porterville Development Ordinance, the City Council must make the following findings to approve a Conditional Use Permit or any modification thereof:

1. Approval of the proposed project will advance the goals and objectives and is consistent with the policies of the general plan and any other applicable plan that the city has adopted.

a). The project is consistent with the General Plan and the allowed uses under its corresponding General Plan Land Use Designation of High Density Residential, which allows for Religious Facilities with a Conditional Use Permit. There are no other plans that apply to this property.

i. LLU-G-1: Promote a sustainable, balanced land-use pattern that responds to the existing and future needs of the City.

ii. LU-G-8: Allow and encourage efficient infill development in existing neighborhoods.

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, this development ordinance and with any other applicable plan adopted by the city council.

a). This project complies with §202.02, §604.04, and all other sections of the Porterville Development Ordinance. It also complies with the General Plan. There are no other plans that apply to this property.

**ENVIRONMENTAL
REVIEW:**

On May 22, 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 type of

trash service and the trash enclosure size).

RECOMMENDATION:

That the City Council:

1. Hold a public hearing and consider any public testimony concerning the proposed Modification No. 2 to Conditional Use Permit (Resolution 26-2018);
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 attached draft resolution approving Modification No. 2 to Conditional Use Permit (Resolution 26-2018).

ATTACHMENTS:

1. Locator Map
2. Zoning Map
3. Draft Resolution
4. Resolution No. 06-2021
5. Resolution No. 26-2018

Appropriated/Funded:

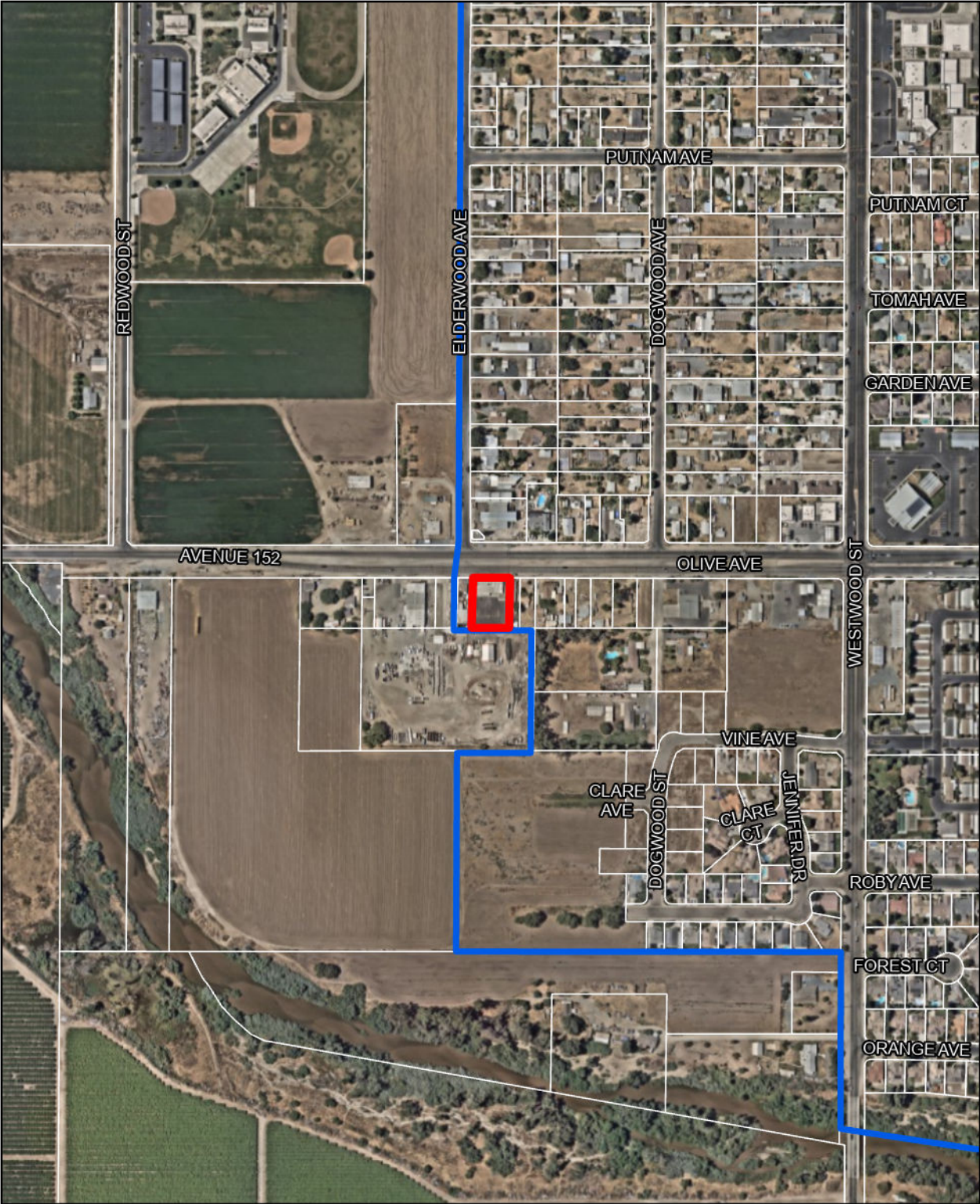
Review By:

Department Director:

Claudia Calderon, Community Development Director

Final Approver: Richard Tree, Interim City Manager

Locator Map
PRC 2025-010



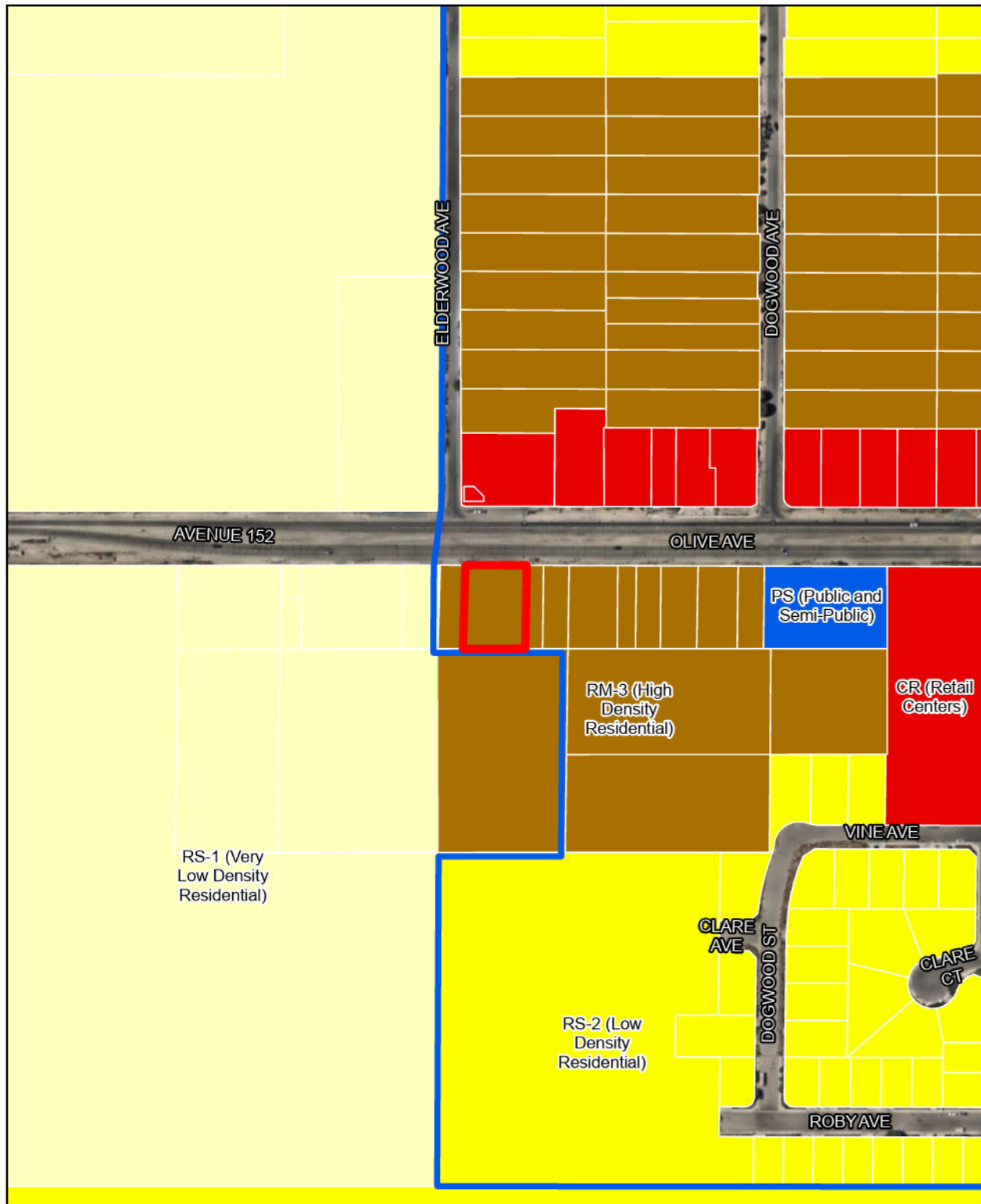
Temple of Praise
CUP Modification
@ 22213 Ave. 152

-  Project Location
-  City Limits

1 in = 500 feet



Zoning PRC 2025-010



**Temple of Praise
CUP Modification
@ 22213 Ave. 152**

 Project Location
 City Limits

1 in = 300 feet



RESOLUTION NO. ____-2025

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF MODIFICATION NO. 2 TO CONDITIONAL USE PERMIT (PRC 2017-060-C) TO ACCOMMODATE CERTAIN REQUESTED ADJUSTMENTS FOR THE TEMPLE OF PRAISE CHRISTIAN FELLOWSHIP RELIGIOUS FACILITY AT 22213 AVENUE 152

WHEREAS: On May 1, 2018, the City Council of the City of Porterville approved Conditional Use Permit (PRC 2017-060-C) via Resolution No. 26-2018, which approved the establishment of a religious facility for the Temple of Praise Christian Fellowship at 22213 Avenue 152; and

WHEREAS: On April 6, 2021, the City Council approved Modification No. 1 to Conditional Use Permit (PR 2017-060-C) via Resolution No. 06-2021 for a five-year extension on required site improvements and set an expiration date of April 1, 2026, approving temporary parking area and the temporary use of residential collection bins during that timeframe; and

WHEREAS: On December 5, 2024, staff received a second request from the church leadership asking for the removal of the triple bin trash enclosure requirement; and

WHEREAS: On February 19, 2025, staff met with the project's representatives during the Project Review Committee to review and consider Modification No. 2 to the CUP.

WHEREAS: The City of Porterville Field Services Division determined that commercial-can service would be acceptable; and

WHEREAS: Any enclosure must be built to the standards listed in the Porterville Development Ordinance; and

WHEREAS: The change to Conditional Use Permit 2017-060-C does not involve an expansion of the existing use or building; and

WHEREAS: On May 22, 2025, the Environmental Coordinator made a preliminary determination that the proposed Modification No. 2 is exempt from the California Environmental Quality Act (CEQA) pursuant to 15301, Existing Facilities.

WHEREAS: On May 23, 2025, a notice was published in the Porterville Recorder, setting the date, and place of public hearing for June 3, 2025, and similar notices were sent to owners of property located within a 300-foot 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 received testimony from all interested parties related to said Modification No. 2 of Conditional Use Permit (PRC 2017-060-C); and

WHEREAS: The City Council made the following findings pursuant to the City of Porterville Development Ordinance, Section 604.04, which requires that the Council make 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 the City has adopted:
- 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 with any other applicable plan adopted by the City Council:

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve Modification No. 2 to Conditional Use Permit (PRC 2017-060-C), subject to the following conditions:

- 1. Unless otherwise expressly modified, all conditions of approval within the “The Temple of Praise Christian Fellowship” Conditional Use Permit (Resolution 26-2018) and its previous modification are to remain valid and still in effect.
- 2. The Church will not be required to build a triple-bin trash enclosure.
- 3. The use of commercial refuse collection bins will be allowed, and the containers must be pulled out to the curb by 6:00 a.m. on the days of service.
- 4. The construction of an enclosure measuring 8 feet by 4 feet in interior dimensions would be required to store the commercial cans for solid waste, recycling, and green waste.
- 5. The enclosure shall comply with Porterville Municipal Code, Chapter 21, Development Code Section 300.13 Trash and Refuse Collection Areas.
- 6. Upon approval of the Modification No. 2, any future changes or additions in operation which substantially alters the conditions or nature of the subject site or its use will require approval by the City Council.
- 7. At all times, the commercial development shall be operated and maintained to comply with State Laws, the City of Porterville Zoning Ordinance, adopted Building Codes, and all other applicable laws and ordinances.

PASSED, APPROVED AND ADOPTED this 3rd day of June, 2025.

Greg Meister, Mayor

ATTEST:
Richard Tree, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

RESOLUTION NO. 06 -2021

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF MODIFICATION TO
CONDITIONAL USE PERMIT (RESOLUTION 26-2018) TO ACCOMMODATE
CERTAIN REQUESTED ADJUSTMENTS FOR "THE TEMPLE OF PRAISE
CHRISTIAN FELLOWSHIP" RELIGIOUS FACILITY AT 22213 AVENUE 152**

WHEREAS: The City Council of the City of Porterville, at its regular scheduled meeting of April 6, 2021, conducted a public hearing to consider Modification No. 1 to Conditional Use Permit (Resolution 26-2018) which approved the establishment of the religious facility "The Temple of Praise Christian Fellowship" at 22213 Avenue 152; and

WHEREAS: The subject site is currently zoned RM-3 (High Density Residential), with a corresponding General Plan land use designation of High Density Residential. Religious facilities are allowed in the RM-3 (High Density Residential) Zone District, subject to review and approval of a conditional use permit; and

WHEREAS: Initially on April 19, 2018, the Environmental Coordinator made a preliminary determination that the project is exempt from California Environmental Quality Act pursuant to 15301 Existing Facilities in that it does not involve an expansion of the existing use of the building. These findings hold true as related to the proposed changes; and

WHEREAS: The subject site 22213 Ave 152, (APN 240-320-011), was annexed into the Porterville City limits on April 7, 2015 as part of annexation 478; and

WHEREAS: On December 9, 2020, Staff received a request from church leadership asking for accommodations as it relates to the refuse enclosure and paved parking lot. The Church requested use of residential bin service and that a gravel surface parking area could be used for the first few years of occupancy to allow for additional donations and collections to be saved up to make the conditioned improvements.

WHEREAS: The City Council made the following findings in its review of the circumstance of the project:

1. That 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 supports and complies with the following General Plan guiding policies:

LU-G-1: Promote a sustainable, balanced land use pattern that responds to existing needs and future needs of the City.

LU-G-8: Promote infill development in existing neighborhoods

The project is consistent with the goals, policies, and land use designation of the Porterville 2030 General Plan, which designated the site as General and Service Commercial as supported by the current CG (General and Service Commercial) zoning.

2. That 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 and with any other applicable plan adopted by the City Council.
 - a. The proposed project will comply with all standards of the Development Ordinance
 - b. The proposed location, size and operating characteristics of the religious facility are compatible with the surrounding land uses and conditions of approval are in place to protect the public's safety and interest. The religious facility does not propose to have outdoor amplifiers and any activity associated with the church shall be related to the organizations activities.
 - c. The project will not be detrimental to the health, safety, comfort, convenience, and general welfare and will be compatible with surrounding land uses. The project complies with the RM-3 (High Density Residential) designation of the City's Development Ordinance, with all applicable City codes, zoning provisions and regulations.
 - d. The location of the project and the conditions which it will be operated or remained will not be detrimental to the public health, safety, welfare, or materially injurious to properties or improvements in the vicinity. The project is conditioned to operate in compliance with the PDO Section 306.08 Maintenance.
3. That the project, as proposed, complies with all design standards of the Porterville Development Ordinance. Building permit review will assure all such standards are met.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve Modification #1 to Conditional Use Permit (Resolution 21-2017) subject to the following conditions:

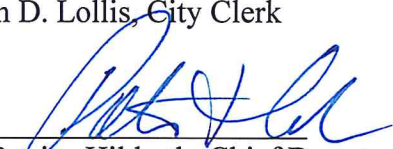
1. Unless otherwise expressly modified, all conditions of approval within the "The Temple of Praise Christian Fellowship" Conditional Use Permit (Resolution 26-2018) are to remain valid and are still in effect.
2. Landscaping shall be provided in accordance with Sections 303 and 304.10(i) of the Development Code and Chapter 25, Article I, Division 6 of the Municipal Code. In particular, landscaping shall be provided along all building facades that face onto a customer parking lot; such facades shall have one or more landscape planters installed along a minimum twenty percent of the building face. The minimum width of the planter shall be three feet.
3. A temporary parking area is hereby permitted until April 1, 2026, to allow the congregation to fund the installation of this improvement. To accommodate the temporary parking lot parking area, decompose granite or an aggregated base (6" minimum thickness) in all areas that will be accessed by vehicles.

4. The developer/applicant shall design the future parking lot in conformance with Chapter 304 of the Development Ordinance for On-Site Parking and Loading.
5. The use of residential refuse collection bins will be allowed until the development of the permanent parking area.
6. Upon approval of the Modification No. 1, any future changes or additions in operation which substantially alters the conditions or nature of the subject site will require approval by the City Council.
7. At all times, the commercial development shall be operated and maintained to comply with State Laws, the City of Porterville Zoning Ordinance, adopted Building Codes and all other applicable laws and ordinances.

PASSED, APPROVED AND ADOPTED this 6th day of April, 2021.


Adrian Monte Reyes, 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 6th day of April, 2021.

Said resolution was duly passed, approved, and adopted by the following vote:

Council:	PEÑALOZA	REYES	FLORES	STOWE	CARRILLO
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk



By: Fernando Gabriel-Moraga, Deputy City Clerk

RESOLUTION NO. 26-2018

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CONTAINING FINDINGS IN SUPPORT OF THE APPROVAL OF CONDITIONAL USE
PERMIT TO ALLOW THE ESTABLISHMENT OF A RELIGIOUS FACILITY,
THE TEMPLE OF PRAISE CHRISTIAN FELLOWSHIP AT 22213 AVE 152

WHEREAS: The subject site 22213 Ave. 152, (APN 240-320-011), was annexed into the Porterville City limits on April 7, 2015 as part of Annexation 478; and

WHEREAS: The subject site is currently zoned RM-3 (High Density Residential), with a corresponding General Plan land use designation of High Density Residential. Religious facilities are allowed in the RM-3 (High Density Residential) Zone District, subject to review and approval of a conditional use permit; and

WHEREAS: The City Council of the City of Porterville at its regularly scheduled meeting of May 1, 2018, conducted a public hearing to consider Conditional Use Permit (PRC 2017-060-C), to allow the establishment of The Temple of Praise Christian Fellowship Church as a religious facility at 22213 Ave. 152 in the RM-3 (High Density Residential) Zone District; and

WHEREAS: The City Council received testimony from all interested parties at its regularly scheduled meeting of May 1, 2018, related to the requested conditional use permit; and

WHEREAS: The City Council made the following findings:

1. That the 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.

This project supports and complies with Land Use Guiding Policy (LU-G-8) in that it will promote infill development in existing neighborhoods.

2. That the proposed 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 adopted by the City Council.

The proposed location, size and operating characteristics of the religious facility are compatible with the surrounding land uses and conditions of approval are in place to protect the public's safety and interest. The religious facility does not propose to have outdoor amplifiers and any activity associated with the church shall be related to the organization's activities.

3. On April 19, 2018, the Environmental Coordinator made a preliminary determination that the project is exempt from the California Environmental Quality Act pursuant to Section 15301 of the California Code of Regulation (CEQA Guidelines).

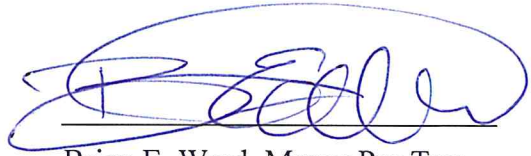
This project is Categorically Exempt pursuant to CEQA Guidelines §15301 Existing Facilities, because it does not involve an expansion of an existing use.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve Conditional Use Permit (PRC 2017-060-C), subject to the following conditions:

1. The developer/applicant shall comply with Chapter 26, Article 1, Division 6, as it relates to water conservation and landscaping irrigation.
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 by the City Council pursuant to section 601.09 of the Porterville Development Ordinance.
3. The applicant shall operate the establishment in such a manner as to preserve the public safety health and welfare, to prevent the use from becoming a nuisance. In the event that this or any other condition of approval is violated, the City Council may modify or revoke the conditional use permit as provided in Section 601.10 of the Porterville Development Ordinance.
4. Pursuant to Section 601.10(d) The City Council may revoke the permit if it makes any of the following findings:
 - a. That approval was obtained by means of fraud or misrepresentation of a material fact;
 - b. That the use in question has ceased to exist or has been suspended for one year or more;
 - c. 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 regulation; or
 - d. That 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.
5. Project shall comply with performance standards identified in Chapter 306 of the Porterville Development Ordinance.

6. Project shall comply with Project Review Committee letter dated December 13, 2017.

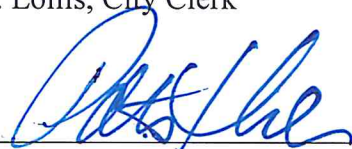
PASSED, APPROVED AND ADOPTED this 1st day of May 2018.

A handwritten signature in blue ink, appearing to read "B. Ward", is written over a horizontal line.

Brian E. Ward, Mayor Pro Tem

ATTEST:

John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

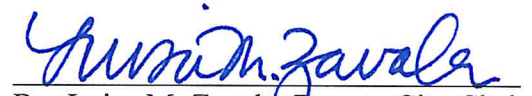
STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

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 May 1, 2018.

THAT said resolution was duly passed, approved, and adopted by the following vote:

Council:	REYES	WARD	STOWE	HAMILTON	FLORES
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Second Reading - Ordinance No. 1910, Amending Chapter 15, Article VII of the Porterville Municipal Code, "Cannabis Dispensaries," Modifying Hours of Operation, Premises Security, Restricting Deliveries, Regulating Drive-Through Operations, and Additional Minor Clarifications.

SOURCE: City Attorney

COMMENT: Ordinance No. 1910, an Ordinance of the City of Porterville Amending Chapter 15, Article VII of the Porterville Municipal Code, "Cannabis Dispensaries", modifying hours of operation, premises security, restricting deliveries, regulating drive-through operations and additional minor clarifications, was given first reading on May 20, 2025, and has been printed.

RECOMMENDATION: That the City Council give Second Reading to Ordinance No. 1910, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance No. 1910

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Richard Tree, Interim City Manager

ORDINANCE NO. 1910

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 15, ARTICLE VII OF THE PORTERVILLE MUNICIPAL CODE, “CANNABIS DISPENSARIES,” MODIFYING HOURS OF OPERATION, PREMISES SECURITY, RESTRICTING DELIVERIES, REGULATING DRIVE-THROUGH OPERATIONS AND ADDITIONAL MINOR CLARIFICATIONS

WHEREAS, California legislation provides that the City of Porterville has the power to regulate commercial cannabis activities, including the regulations of cannabis dispensaries; and

WHEREAS, in 2021, the City Council of the City of Porterville adopted Ordinance No. 1853, allowing a limited number of Cannabis Dispensary Businesses and establishing permitting procedures and regulations; and

WHEREAS, the City Council desires to make amendments to the City’s local regulations related to hours of operation and security of the premises;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORTERVILLE HEREBY ORDAINS as follows:

SECTION 1. Chapter, 15, Article VII, Section 15-87 is amended as follows:

CHAPTER 15

ARTICLE VII – CANNABIS DISPENSARIES

15-87: Cannabis Dispensaries Requirements and Restrictions.

A. **Maximum Number of Permits.** The number of regulatory permits for dispensaries is limited to no more than two permits, plus an additional permit per every 25,000 residents. Said permits may be issued for medical (Type M) or adult (Type A) businesses as allowed by the State. However, the City Council may, but is not required to, reserve one of the allowed permits for exclusively a medical cannabis dispensary. No applications for regulatory permits shall be accepted or considered for approval by the City until authorized by the City Council, and shall only be accepted under the terms and conditions specially established by the City Council.

B. **Regulatory Permit/Fees.**

1. **Regulatory Permit.** No person or entity shall operate a Cannabis Dispensary within the City of Porterville without first obtaining a Cannabis Regulatory Permit from the City. The Regulatory Permit shall be site specific and shall specifically identify the commercial cannabis activity that will be allowed at that site. No commercial cannabis activity will be allowed unless specifically identified in the Regulatory Permit.

2. **Request for Proposals Processes.** The City may conduct initial request for

proposals processes for regulatory permit applications (commercial or medical), once it determines when dispensary regulatory permits shall become available, and thereafter as such permits become available. Nothing in this Chapter or Code shall be construed to create an obligation for the City to conduct a request for proposals process for, or to create an obligation to grant a permit to, any cannabis dispensary. The City Council may authorize the initiation of the Request for Proposals Process at any time for any one or more of the available permits, up to the maximum number permitted by this Article.

3. Medical Cannabis Dispensaries.

- a. If, after one full year from the City's first issuance of a Request for Proposals solely for a Medical Cannabis Dispensary, no responses are received within the prescribed time period for such responses, the City Council may opt to allow the permit reserved for a medical dispensary to be utilized for an adult-use dispensary, as otherwise permitted by this Chapter.
- b. Any Medical Cannabis Dispensary established pursuant to this Chapter must be in operation for a full year before it will be eligible to apply for any transition to an adult-use dispensary (Type A), and any medical cannabis dispensary applying for a transition shall be subject to all the requirements of this Chapter, including applying for a new regulatory permit and entering into a new development agreement.

4. Permit Availability at the Discretion of the City Council. The City shall maintain complete discretion over whether any permit approvals are made, how many permit approvals are made, when permits shall be issued, where the uses may be located (subject to Chapter 21), the terms and conditions under which any or all of the permits are issued, and the manner of permit approvals.

5. Fees. All related fees and charges associated with conducting a request for proposals process, regulatory fee application process, and the granting, administering, and enforcing of the regulatory permits, and any other City costs related to the operations of a dispensary shall be established by Resolution(s) of the City Council, which may be amended from time to time.

- C. Development Agreement. No approval required by this Article shall be given for any permit for a dispensary unless the City Council prior to or concurrently with approves a Development Agreement, setting forth the terms and conditions under which the commercial cannabis activity will operate in addition to the requirements of this Article, all other local ordinances and regulations, state law and such other terms and conditions that will protect and promote the public health, safety and welfare. No use or operation under any permit for a dispensary shall be allowed to begin until the development agreement is effective.

- D. State Law and Other State Laws. The cannabis dispensary shall at all times be in compliance with State Law and the implementing regulations, as they may be amended from time to time, as well as all required State license(s) under State Law, and any other applicable State law. The Operator shall obtain required licenses under State Law prior to opening for business, or if the State is not ready to issue licenses under State Law prior to the time of opening, within twelve (12) months of the State being ready to issue the required license(s). Provided, however, that the Operator shall at all times be in compliance with all other requirements of State Law and implementing regulations, and any other applicable State law, regardless of the timing of the issuance of a license under State Law. The Operator shall meet or exceed the health and safety requirements of State Law in any operations relating to recreational cannabis.
- E. Register of Employees. The Operator shall maintain a current register of the names of persons required to have Employee Permits. The register shall be available to the Police Chief at all times immediately upon request. All agents, officers, or other persons acting for or employed by a licensee shall display a laminated identification badge issued by the licensee. The identification badge shall, at a minimum, include the licensee's "doing business as" name and license number, the employee's first and last name, and a color photograph of the employee that shows the full front of the employee's face and that is at least 2 inches by 2 inches in size.
- F. Labeling. All cannabis products offered to customers at a retail location must provide testing and labeling at a minimum as required by State law and in compliance with any additional City regulations and as they may be amended.
- G. Signage. All signage shall be subject to approval by the City of Porterville and consistent with the City's Signage Ordinances, and any other policies or guidelines adopted by the City.
- H. Alcoholic Beverages. Alcohol for personal consumption shall not be provided, stored, kept, located, sold, dispensed, or used on the Premises.
- I. Transportation. Transportation shall only be conducted according to activity permitted by State law.
- J. Distribution. There shall be no distributions to the Premises of cannabis or cannabis containing products except from properly licensed and permitted cannabis businesses. City-licensed and permitted cannabis retailers shall not distribute cannabis as a licensed distributor within the City.
- K. Minors. It shall be unlawful for any Operator to employ any person who is not at least twenty- one (21) years of age, or any older age if set by the State.
- L. Hours of Operation. Cannabis Dispensaries shall be allowed to operate per the requirements of the underlying zone district and subject to the City's noise and nuisance

ordinances but in no case shall exceed the minimum State standards. Additionally, the City Council may set allowed hours of operation by Resolution that are more restrictive, if it finds that the limitations are appropriate to protect the public health, safety, peace or welfare.

- M. Compliance with Building and Related Codes. The Premises in which the Cannabis Dispensary operations occur shall comply with all applicable local, State and federal laws, rules, and regulations including, but not limited to, building codes and the Americans with Disabilities Act, as certified by the Building Official of the City. The Operator shall obtain all required building permits and comply with all applicable City standards.
- N. Secure Building. All Cannabis Dispensary operations shall occur entirely inside of a building (excluding any expressly authorized drive-through facility) that shall be secure, locked, and fully enclosed, with a ceiling, roof or top. The building shall include a burglar alarm monitored by an alarm company or private security company. The building, including all walls, doors, and the roof, shall be of solid construction meeting the minimum building code requirements for commercial structures and include material strong enough to prevent entry except through an open door. Any authorized drive-through facilities shall be designed and operated with appropriate security features and measures as approved by the City.
- O. Premises Security. The following security conditions shall apply:
 - 1. Alarm System (both perimeter, fire and panic). A licensee shall maintain an alarm system as defined in Business and Professions Code section 7590.1(n). A licensee shall ensure a licensed alarm company operator or one or more of its registered alarm agents installs, maintains, monitors, and responds to the alarm system.
 - 2. Remote monitoring of alarm systems.
 - 3. Exterior lighting systems for after-hours security.
 - 4. Exterior and interior camera systems approved by the Police Chief. The camera systems shall meet the minimum requirements of State Law, include interior monitoring of all access points of the site from the interior, and be of a minimum 5 mega pixels in resolution. Cameras shall record continuously 24 hours per day and at a minimum of 20 frames per second. Areas monitored are defined by State law.
 - 5. All security systems at the site are attached to an uninterruptable power supply that provide continuous power.
 - 6. The Porterville Police Department or Department designee shall have access to all security systems.
 - 7. Subject to the provisions below regarding the use and handling of Confidential

Information, IP access for remote monitoring of security cameras by the Porterville Police Department or Department designee.

8. Subject to the provisions below regarding the use and handling of Confidential Information, any and all video or audio tape recordings made for security or other purposes shall be marked with the date and time made and shall be kept, in an unaltered state, for a period of thirty (30) days and must be made available to the Porterville Police Department or Department designee for duplication upon demand. In addition, upon request by the Porterville Police Department the Responsible Party shall duplicate the records for the Porterville Police Department or Department designee.
9. [Reserved.]
10. Accounting software systems need to be in place to provide audit trails of both product and cash, where applicable.
11. Electronic track and trace systems for cannabis products shall be utilized as approved by the City and as required by State law.
12. Premises may be inspected and records of the Business Owner audited by the City for compliance on a quarterly basis or at any reasonable time at the City's discretion.
13. State of the art network security protocols and equipment need to be in place to protect computer information.
14. The foregoing requirements shall be approved by the Police Chief prior to commencing operations. The Police Chief may supplement these security requirements once operations begin, subject to review by the City Council if requested by the Business Owner.
15. The City, Police Chief, Police Department employees, and any other law enforcement official acting under the direction of the Police Chief who access the Premises and video and/or audio feeds or recordings of the Premises ("Recipients") may receive or be provided with confidential information relating to the Cannabis dispensary, which may include the following: data, records, plans, and matters relating to customers, vendors, tenants, agreements, and business records (collectively "Confidential Information"). To the extent Confidential Information is acquired without a warrant for access to the Premises and video and/or audio feeds or recordings as authorized under this section, the Recipients shall, to the maximum extent possible, keep such Confidential Information confidential and not disclose the Confidential Information to any third parties. Provided, however, that the Recipients may disclose Confidential Information to the State or Federal courts in California in connection with any criminal law enforcement action against the Business Owner or Operator, (including its employees, contractors and agents conducting business within the Premises) arising

from or related to the Cannabis dispensary, but only to the extent it is necessary and relevant to such criminal prosecution, and the Recipients shall file any such documents under seal to the extent they contain any Confidential Information. Notwithstanding the foregoing, the City may disclose Confidential Information:

- a. As may be required by the California Public Records Act or pursuant to a civil subpoena, provided however, the City shall notify the Operator and provide the Operator with a reasonable opportunity to obtain a protective order before disclosing the Confidential Information
- b. In connection with any City enforcement proceeding relating to compliance with City's Municipal Code and this section, but only to the extent the Confidential Information is relevant to the proceeding.

P. Delivery.

1. Unless otherwise (and only to the extent) required to be permitted by State law, deliveries to customers from dispensaries located outside the City are prohibited.
- 2.. All deliveries of cannabis goods must be performed by a delivery employee of a licensed dispensary. Each delivery employee of a licensed dispensary shall be at least 21 years of age.
3. A licensed dispensary shall not use the services of an independent contractor or courier service to deliver cannabis goods.
4. All deliveries of cannabis goods shall be made in person. A delivery of cannabis goods shall not be made through the use of an unmanned vehicle.
5. A delivery employee begins the process of delivering when the delivery employee leaves the dispensary premises with the cannabis goods for delivery. The process of delivering ends when the delivery employee returns to the licensed dispensary premises after delivering the cannabis goods to the cannabis patients or primary caregivers.
6. A delivery employee of a licensed dispensary shall, during deliveries, carry a copy of the dispensary's current license, the employee's government-issued identification, and an employer provided badge containing a picture and the name of the delivery employee.
7. A licensed dispensary shall maintain an accurate list of the dispensary's delivery employees.

Q. Deliveries of Supplies and Transportation of Product. The following rules apply to the deliveries and transportation:

1. Deliveries to the Premises of supplies shall only occur as provided for in the diagram and floor plan on file with the City as part of the application process. Delivery vehicles shall not have any markings indicating that deliveries are being made to a Cannabis

Dispensary.

2. The transportation of cannabis samples and product to and from the Premises shall be in unmarked vehicles with no indication that the vehicles are transporting cannabis samples and products. The Responsible Party shall stagger transportation times, vary routes from the facility, and take other security measures as requested by the Police Chief.
- R. Premises Maintenance. The Business Owner, Operator, and all Responsible Parties shall continually maintain the Premises and its infrastructure so that it is visually attractive and not dangerous to the health, safety and general welfare of employees, patrons, surrounding properties, and the general public, and in accordance with the conditions and site plan approved with the Development Agreement. The Premises of the Cannabis Dispensary shall not be maintained in a manner that causes a public or private nuisance.
- S. In addition to any regulations, policies, or procedures authorized to be adopted by the City in accordance with this Article or this Code, the City Manager, or his or her designee, is authorized to establish any addition rules, regulations, policies and standards governing the: application review and approval process, the issuance, denial or renewal of cannabis dispensary regulatory permits, the ongoing operation of commercial cannabis dispensary businesses and the City's oversight of same; and/or concerning any other subject determined to be necessary to carry out the intent and purposes of this Article. Additional rules, regulations, policies and standards shall be published to the City's website and maintained and available to the public if the Office of the City Clerk.
- T. Indemnification and Limitations on City's Liability.
1. To the fullest extent permitted by local, state, and/or federal law, the City shall not assume any liability whatsoever with respect to having issued a regulatory permit or executed a development agreement pursuant to this Article, or otherwise approving the operation of any commercial cannabis business.
 2. As a condition to the approval of any regulatory permit and approval of a development agreement, the applicant shall be required to execute an agreement, in a form approved by the City Attorney, agreeing to indemnify, defend at the applicant's sole cost and expense, and hold harmless the City, and its officers, officials, employees, representatives, and agents from any against all claims, losses, damages, injuries, liabilities or losses which arise out of, or which are in any way related to the City's drafting, adoption and passage of regulations, related resolutions, policies, rules and guidelines, allowing cannabis dispensaries or in the future making any regulatory amendments; the City's issuance of the regulatory permit; the City's approval and execution of a development agreement; the City's decision to approve the operation of the dispensary; the process used by the City in making the decision to issue, approve or deny a permit or a development agreement; and/or the alleged violation of any federal, state or local laws by the dispensary or any of its officers, employees or

agents.

3. The dispensary shall maintain insurance at coverage limits and with conditions thereon determined necessary and appropriate from time to time by the City.

4. The dispensary shall reimburse the City for all costs and expenses, including but not limited to attorney fees and court costs, which the City may be required to pay as a result of any legal challenge related to the City's approval of the applicant's regulatory permit, or related to the City's approval of the applicant's commercial cannabis activity, or the City's approval of a development agreement. The City may, at its sole discretion, participate at its own expense in the defense of such action, but such participation shall not relieve any of the obligations imposed hereunder.

5. The terms and provisions as enumerated in this section related to indemnification and limitation on the City's liability shall be an explicit term of a regulatory permit and a development agreement that an applicant and permittee shall agree to in order for same to be valid.

SECTION 2. Chapter, 15, Article VII, Section 15-89 is amended as follows:

15-89: Employee Permit Required.

- A. Every employee or independent contractor (to the extent the independent contractor is otherwise allowed by this Article) working at a Cannabis Operation or involved in transportation/delivery related services for a Cannabis Business shall obtain an Employee Permit. It shall be the duty of the Operator to ensure that Employee Permits are obtained from the Police Department prior to the employee or independent contractor commencing work. Persons who are listed as a Business Owner on a Regulatory Permit shall not be required to obtain an Employee Permit if such person also serves as an employee or contractor. All Responsible Parties, except the Business Owner, shall be required to obtain an Employee Permit.
- B. Each employee and independent contractor shall be required to provide the following information under penalty of perjury, so that the Police Department can perform a background check:
 - 1. Name, current resident address, and telephone number.
 - 2. Date of birth.
 - 3. Tax identification number.
 - 4. Height, weight, color of eyes, and hair.

5. Photographs for identification purposes (photographs shall be taken by the Police Department).
6. Be fingerprinted by the Police Department.
7. Such other identification and information as deemed necessary by the Police Chief and pertinent to the Employee Permit.
8. Authorization for the City, its agents and employees to seek verification of the information contained within the application.
9. The name of the Business Owner holding the Regulatory Permit and the Operator for which such person is proposed to work.

SECTION 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. Furthermore, this ordinance is exempt pursuant to California Business and Professions Code Section 26055(h) on the basis that the adoption of this ordinance that require discretionary review under CEQA to approve licenses to engage in commercial cannabis activity in the City. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

SECTION 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Porterville, or any official, employee or agent thereof.

SECTION 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Porterville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions,

paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

SECTION 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Porterville Municipal Code as amended by this ordinance are substantially the same as provisions in the Porterville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 9. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

PASSED, APPROVED AND ADOPTED this 3rd day of June, 2025.

Greg Meister, Mayor

ATTEST:

Richard Tree, Interim City Clerk

By: _____
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Second Reading - Ordinance No. 1911, Amending Chapter 21, Series 200 and 300 of Porterville Municipal Code, Adding “Cannabis Dispensaries” as a Permitted Use in the CG General Commercial Zone District and Making Minor Typographical Corrections

SOURCE: City Attorney

COMMENT: Ordinance No. 1911, an Ordinance of the City Council of the City of Porterville, amending Chapter 21, Series 200 and 300 of the Porterville Municipal Code, adding "Cannabis Dispensaries" as a permitted use in the CG General Commercial Zone and making minor typographical corrections, was given first reading on May 20, 2025, and has been printed.

RECOMMENDATION: That the City Council give Second Reading to Ordinance No. 1911, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance No. 1911

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Richard Tree, Interim City Manager

ORDINANCE NO. 1911

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AMENDING CHAPTER 21, SERIES 200 AND 300
OF THE PORTERVILLE MUNICIPAL CODE,
ADDING “CANNABIS DISPENSARIES” AS A PERMITTED USE IN THE CG GENERAL COMMERCIAL
ZONE AND MAKING MINOR TYPOGRAPHICAL CORRECTIONS**

WHEREAS, California legislation provides that the City of Porterville has the power to regulate commercial cannabis activities, including the regulations of cannabis dispensaries; and

WHEREAS, in 2021, the City Council of the City of Porterville adopted Ordinance No. 1853, allowing a limited number of Cannabis Dispensary Businesses and establishing permitting procedures and regulations; and

WHEREAS, the City Council desires to make amendments to the City’s local regulations related to the zone districts in which cannabis dispensaries are a permissible use.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORTERVILLE HEREBY ORDAINS as follows:

SECTION 1. Table 203.02 of Section 203.02 of Article 203 of Series 200 of Chapter 21 of the Porterville Municipal Code is hereby amended as follows:

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Residential uses:					
Multi-family residential	-	-	-	P(1)	Section 201.04
Family daycare home:	See sub-classifications below				
Small	-	-	-	P	
Large	-	-	-	P	Section 301.07 , “Family Daycare Home, Large”
Group residential	-	-	-	P(2)	
Residential care facilities, limited	-	-	-	P	
Public and semipublic uses:					

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Clubs and lodges	C	-	P	P	Section 301.02 , "Alcoholic Beverage Sales"
Colleges and trade schools, public or private	-	C	C	C	
Community centers	P	-	-	C	
Cultural institutions	C	-	C	C	
Daycare centers	C	-	-	C	
Instructional services	P	-	P	P	
Park and recreation facilities, public	P	-	P	P	
Religious facilities	C	C	C	C	
Residential care facilities, general	-	-	-	C	Section 301.15 , "Residential Care Facilities, General"
Social service facilities	-	P	P	C	Section 301.19 , "Social Service Facilities"
Commercial uses:					
Animal care, sales and services:	See sub-classifications below				
Kennels	M(4)	-	M(4)	-	
Pet stores	M(4)	M(4)	P(4)	-	
Veterinary services, small	-	-	P(4)	-	
Artists' studios	P	-	P	P	

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Automobile/vehicle sales and services:	See sub-classifications below				
Automobile/vehicle rentals	-	P	P	-	
Automobile/vehicle sales and leasing	-	C	P	-	
Automobile/vehicle repair, major	-	-	P	-	Section 301.04 , "Automobile/Vehicle Service And Repair"
Automobile/vehicle service and repair, minor	-	P	P	-	Section 301.04 , "Automobile/Vehicle Service And Repair"
Automobile/vehicle washing	-	C	P	-	Section 301.05 , "Auto Service Stations And Car Washing"
Large vehicle and equipment sales, service and rental	-	-	C	-	Section 301.04 , "Automobile/Vehicle Service And Repair"
Service station	C(3)	C	C	C	Section 301.05 , "Auto Service Stations And Car Washing"
Towing and impound yards	-	-	C(20)	-	Section 300.03 "Fencing"; Section 300.09 "Outdoor Storage"; 300.10 "Screening"
Banks and financial institutions:	See sub-classifications below				
Banks and credit unions	P(5)	P	P	P	

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Check cashing businesses	-	P	P	P	
Building materials and services	-	P(6)	P(6)	-	
Business services	P(3,7)	P	P	P	
<i>Cannabis dispensary</i>			<i>P</i>		<i>Municipal Code Chapter 15, Article VII</i>
Commercial entertainment and recreation:	See sub-classifications below				
Cinema/theaters	-	P	P	C	Section 301.02 , “Alcoholic Beverage Sales”
Large scale	-	-	C(8)	-	Section 301.02 , “Alcoholic Beverage Sales”
Small scale	-	P(19)	P(19)	C	Section 301.02 , “Alcoholic Beverage Sales”
Eating, drinking, and smoking establishments:	See sub-classifications below				
Bars/nightclubs/lounges	-	C	C	C	Sections 300.08 , “Outdoor Seating”; and 301.02 , “Alcoholic Beverage Sales”
Coffee shops/cafes	P(5)	P	P	P	Section 300.08 , “Outdoor Seating”
Restaurants, less than 3,000 square feet	P(5)	P	P	P	Sections 300.08 , “Outdoor Seating”; and 301.02 , “Alcoholic Beverage Sales”

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Restaurants, greater than 3,000 square feet	C(5)	P	P	P	Sections 300.08 , “Outdoor Seating”; and 301.02 , “Alcoholic Beverage Sales”
Tobacco bars	-	M	M	M	
Food and beverage retail sales	P(9)	P	P	P(9)	Section 301.02 , “Alcoholic Beverage Sales”
Funeral parlors and mortuaries	-	C	P	-	
Hotels and motels	-	C	C	C	
Light fleet based services	-	-	P	-	
Maintenance and repair services	P(10)	P(10)	P	P(10)	
Medical facilities:	See sub-classifications below				
Medical clinic	-	P(12)	P	P(12)	
Professional/medical	-	P(12)	P	P(12)	
Mixed use development				C	Section 203.04 , “Supplemental Regulations”
Nurseries and garden centers	-	P	P	P	
Offices:	See sub-classifications below				
General offices	P(11)	P(12)	P	P	
Walk-in clientele	P(13)	P(12)	P	P(13)	

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Parking, public or private	P(14)	P	P	P(14)	
Personal services	P	P	P	P	
Retail sales:	See sub-classifications below				
Less than 50,000 square feet	P	P	P	P	
50,000 square feet or more	-	C	C	-	
Swap meet	-	C	C	-	
Wholesaling and distribution	-	-	P	-	
Industrial uses:					
Construction and material yards	-	-	C	-	Section 300.09 , "Outdoor Storage"
Handicraft/custom manufacturing	-	P(15)	P	-	
Industry, limited	-	-	P	-	
Recycling facilities:	See sub-classifications below				
Recycling collection facility	-	C	P	-	Section 301.14 , "Recycling Facilities"
Recycling processing facility	-	-	C	-	Section 301.14 , "Recycling Facilities"
Reverse vending machine	P	P	P	P	Section 301.14 , "Recycling Facilities"

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Warehousing and storage:	See sub-classifications below				
Chemical, mineral, and explosives storage	-	-	C	-	
Indoor warehousing and storage	-	-	P	-	
Personal storage	-	C	P	C	Section 301.13 , "Personal Storage Facilities"
Transportation, communication, and utilities uses:					
Communication facilities:	See sub-classifications below				
Antenna and transmission towers, camouflage facilities	P(16)	P(16)	P(16)	P(16)	Section 301.20 , "Telecommuni cation Facilities"
Antenna and transmission towers, non-camouflage facilities	M(16)	M(16)	M(16)	M(16)	Section 301.20 , "Telecommuni cation Facilities"
Broadcasting facility	-	M	M	-	Section 301.20 , "Telecommuni cation Facilities"
Call center	-	P(3)	P	-	
Recording studio	-	P(4)	P(4)	-	
Freight/truck terminals and warehouses	-	-	C	-	
Transportation passenger terminals	-	P	P	-	

Use Classifications	CN	CR	CG	CMX	Additional Regulations
Utilities, minor	P	P	P	P	
Agricultural and extractive uses:					
Crop cultivation, commercial	M	M	M	M	Section 301.06 , "Crop Cultivation"
Other applicable types:					
Accessory uses and structures	P	P	P	P	Section 301.01 , "Accessory Uses And Structures"
Animal keeping	-	-	-	P	Section 301.03 "Animal Keeping"
Caretaker unit	-	P(18)	P(18)	P(18)	
Home occupations	-	-	-	P	Section 301.09 , "Home Occupations"
Nonconforming use	Article 307, "Nonconforming Uses, Structures, And Lots"				
Temporary use	Section 301.21 , "Temporary Uses"				

Notes:

Specific Limitations:

- (1) Multi-family residential is permitted in conjunction with allowable nonresidential uses.
- (2) Limited to no more than 2 rooms in a dwelling rented to not more than a total of 4 persons and meals are not provided to more than 4 boarders.
- (3) Limited to establishments with a gross floor area of 5,000 square feet or less.
- (4) Provided that such use shall be completely enclosed in a building of soundproof construction.
- (5) Drive-through facilities are prohibited.
- (6) Bulk storage of sand, gravel or cement is not allowed.

- (7) Wholesale services are not allowed.
- (8) Campgrounds are prohibited.
- (9) Limited to establishments with a gross floor area less than 50,000 square feet.
- (10) Outdoor work and outdoor storage is prohibited.
- (11) General offices shall not be located on the ground floor.
- (12) Minor conditional use permit approval is required for office, business, or professional uses greater than 5,000 square feet in size per lot or integrated commercial development.
- (13) Limited to establishments with a gross floor area less than 1,500 square feet.
- (14) Limited to parking areas for exclusive use of occupants, employees and patrons of the uses, buildings, stores, and businesses located in that zone.
- (15) Limited to establishments with a gross floor area less than 2,000 square feet.
- (16) Prohibited within 300 feet of any R district except as detailed in 301.20E.
- (17) Limited to radio or television studios.
- (18) Limited to 1 dwelling for a caretaker or watchman and his immediate family, necessary and incidental to a use located in such zone. Such dwellings shall be a permanent structure.
- (19) Minor conditional use permit approval is required for indoor shooting ranges.
- (20) Salvage and wrecking yards are not permitted. Caretaker units are only permitted when explicitly addressed in the CUP.

SECTION 2. Section 301.23 of Article 301 or Series 300 of Chapter 21 of the Porterville Municipal Code is hereby amended as follows:

301.23: CANNABIS CULTIVATION, USE, AND COMMERCIAL ACTIVITIES:

A. Purpose And Intent:

1. The City Council, based on evidence presented to it in the proceedings leading to the adoption of this chapter, hereby finds that the cultivation, preparation, and distribution of cannabis in the City has caused and is causing ongoing impacts to the community. These impacts include increases in various types of crime due to outdoor grows, damage to buildings containing indoor grows, including improper and dangerous electrical alterations and use, inadequate ventilation leading to mold and mildew, increased frequency of home-invasion robberies and related crimes. Many of these

impacts have fallen disproportionately on residential neighborhoods, but nonetheless also negatively impact properties in the Commercial Districts. These impacts have also created an increase in response costs, including Code enforcement, building, land use, fire, and police staff time and expenses.

2. The City Council finds that the restrictions and/or prohibitions on non-commercial cultivation, commercial marijuana cultivation, marijuana processing, marijuana delivery, and marijuana dispensaries are necessary for the preservation and protection of the public health, safety, and welfare for the City and its community. The City Council’s prohibition of such activities is within the authority conferred upon the City Council in its Charter and State law.

3. The purpose of this section is to restrict non-commercial cultivation, and to restrict and/or prohibit the establishment of commercial cannabis uses in the City.

B. Interpretation And Applicability:

1. Nothing in this section is intended to, nor shall it be construed to, preclude a landlord from limiting or prohibiting cannabis cultivation, smoking or other related activities by tenants.

2. Nothing in this section is intended to, nor shall it be construed to, burden any defense to criminal prosecution otherwise afforded by California law.

3. Nothing in this section is intended to, nor shall it be construed to, exempt any cannabis related activity from any and all applicable local and State construction, electrical, plumbing, land use, or any other building or land use standards or permitting requirements.

4. Nothing in this section is intended to, nor shall it be construed to, make legal any cultivation, transportation, sale or other use of cannabis that is otherwise prohibited under California law.

5. All cultivation activities within City limits shall be subject to the provisions of this section and other applicable provisions of this Code, regardless of whether the cultivation activities existed or occurred prior to adoption of this section.

C. Definitions: For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

ACCESSORY STRUCTURE:	A residential accessory structure shall include any uses that are customarily related to a residence, including garages, greenhouses, storage sheds, studios, and workshops. Any
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	accessory structure must be compliant with Section 301.01 of this article and any other applicable provisions of the Municipal Code.
CANNABIS (AND/OR MARIJUANA):	Any or all parts of the plant Cannabis sativa linnaeus, Cannabis indica, or Cannabis ruderalis, or any other strain or varietal of the genus of Cannabis that may exist or hereafter be discovered or developed that has psychoactive or medicinal properties, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. "Cannabis" also means the separated resin, whether crude or purified, obtained from cannabis. "Cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination. For the purposes of this Code, "cannabis" does not mean "industrial hemp" as defined by Section 11018.5 of the California Health and Safety Code.
CANNABIS ACCESSORIES:	As As defined in Chapter 15, Article VII of the Municipal Code.
CANNABIS DISPENSARY:	As As defined in Chapter 15, Article VII of the Municipal Code.
CANNABIS (OR MARIJUANA) COLLECTIVE OR COOPERATIVE OR COLLECTIVE:	Includes any group that is collectively or cooperatively cultivating and distributing marijuana for medical purposes that is organized in the manner set forth in the August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, as may be amended from time to time, that was issued by the Office of the Attorney General for the State of California, or for the purposes set forth in California Health and Safety Code section 11362.5 (Compassionate Use Act) of California Health and Safety Code sections 11362.7 to 11362.83 (Medical Marijuana Program Act).
CANNABIS PRODUCT:	As As defined in chapter 15, article VII of the Municipal Code.

COMMERCIAL CANNABIS ACTIVITY:	Is As defined in chapter 15, article VII of the Municipal Code.
CONCENTRATED CANNABIS:	Is As defined in chapter 15, article VII of the Municipal Code.
DELIVERY:	Is As defined in chapter 15, article VII of the Municipal Code.
DISTRIBUTION:	Is As defined in chapter 15, article VII of the Municipal Code.
MAUCRSA:	The Medicinal and Adult-Use Cannabis Regulation and Safety Act as codified in division 10 of the California Business and Professions Code, as the same may be amended from time to time.
MANUFACTURE:	Is As defined in chapter 15, article VII of the Municipal Code.
MEDICAL CANNABIS DISPENSARY:	Is As defined in chapter 15, article VII of the Municipal Code.
PERSONAL (NON-COMMERCIAL) CULTIVATION:	Any activity involving the growing, planting, harvesting, drying, curing, grading, or trimming, and includes processing of cannabis when done for individual (noncommercial) purposes.
PROCESSING:	Is As defined in chapter 15, article VII of the Municipal Code.
SENSITIVE USE:	Any cemetery, religious institution, school, public building regularly frequented by children, public park, or boys' club, girls' club or similar organization.

D. Severability: If any part of this section is held to be invalid or inapplicable to any situation by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this section.

E. Personal (Non-Commercial) Cultivation And Other Activities: Personal, non-commercial cultivation and other activities including drying, harvesting, processing, smoking, and use are restricted pursuant to this section and/or chapter 18, article XI of the Municipal Code. Nothing in this section shall prohibit a person twenty one (21) years of age or older from engaging in the cultivation of six (6) or fewer live cannabis plants within a single private residence, or inside an accessory structure located upon the grounds of a private residence. Alternatively, the six (6) or fewer plants may be grown

outdoors within a locked space that is not visible by normal, unaided vision from a public place or from the surrounding properties. Additionally, the following requirements apply:

1. There shall be no exterior evidence of cannabis cultivation occurring at any property, from the public right-of-way.

2. Cannabis cultivation lighting shall not exceed 140,000 lumens (traditionally referenced as one thousand two hundred watts (1,200 W)).

3. If grown in an accessory structure, the structure(s) shall at all times meet the requirements of the latest adopted version of the California Building, Fire, Mechanical, Electrical and Plumbing Codes (collectively California Codes). All required electrical permits must be obtained pursuant to the California Codes and applicable regulations, and proper permits must be obtained from the Building Division prior to performing any work on electrical wiring or rewiring.

4. If required by the California Codes, the wall(s) adjacent to the cultivation area shall be constructed with five-eighths inch (5/8") type X moisture-resistant drywall.

5. Cannabis cultivation areas shall be secured by a functioning audible alarm at all times during growing seasons.

6. The growing of cannabis outdoors shall comply with setback requirements for the primary residence on the property subject to the zoning classification of the property.

7. Cannabis plants grown outdoors shall be grown in an area enclosed with a solid view obscuring fence, secured with self-closing and locking gates.

8. Areas for cultivation of cannabis shall be secured, locked, and fully enclosed, and rendered inaccessible to minors.

9. All restrictions set forth in chapter 18, article XI of the Municipal Code, applicable to cultivation, shall be complied with.

F. Prohibited Uses And Activities:

1. With the exception of cannabis dispensaries as set forth further in this section, and as regulated in chapter 15, article VII of the Municipal Code, commercial cannabis activity, whether or not for profit, is expressly prohibited in all zones, specific plans areas, and overlay zones of the City. No person shall establish, operate, maintain, conduct, allow or engage in commercial cannabis activity anywhere within the City, unless expressly permitted by this section or elsewhere in the Municipal Code.

2. A property owner shall not rent, lease or otherwise permit any person or business that engages in commercial cannabis activity to occupy real property in the City, unless the commercial activity is expressly permitted by the Municipal Code, and the activity at

that location has been expressly authorized by the City in accordance with applicable City regulations and State laws. A property owner shall not allow any person or business to establish, operate, maintain, conduct, or engage in unauthorized commercial cannabis activity on any real property owned or controlled by that property owner that is located in the City.

3. Unless expressly authorized by the Municipal Code, subsection F1 of this section shall prohibit all activities for which a State license is required pursuant to MAUCRSA, as the same may be amended from time to time. Accordingly, the City shall not issue any permit, license, or other entitlement for any activity for which a State license is required under the MAUCRSA, as the same may be amended from time to time, except for activities expressly authorized and permitted by the City. The City shall also not issue any local license to a nonprofit entity pursuant to California Business and Professions Code section 26070.5, except as expressly authorized and permitted by the City.

G. Permitted Use:

1. Location: Commercial cannabis dispensary uses shall be allowed to be established and operated by business owners (as defined in section [15-85](#) of the Municipal Code), that meet all of the requirements specified in this section and chapter 15, article VII of the Municipal Code, in the **CG**, DR-N, DR-S and Airport Industrial Zone Districts of the City, subject to having a valid State license for the operations, having a regulatory permit from the City, obtaining a City business license, and having entered into a Development Agreement between the business owners and the City. Any cannabis dispensary permitted to be established shall at all times be in compliance with this section and chapter 15, article VII of the Municipal Code, as it may be amended from time to time or repealed and replaced by another section governing cannabis dispensary operation, but subject to the terms and conditions within the applicable Development Agreement.

2. Number of Permits: The number of regulatory permits for cannabis dispensaries is limited to no more than two permits, plus an additional permit for every twenty five thousand (25,000) residents. The City Council may reserve one of the allowed permits exclusively for a medical cannabis dispensary use, in conformity with the applicable regulations set forth in chapter 15, article VII of the Municipal Code.

3. Distance Separation From Schools: All cannabis dispensaries shall comply with the distance separation requirements from schools as required by State law. In addition, a cannabis dispensary shall not be located within six hundred feet (600') from any existing school or proposed school site as identified in the General Plan. Measurements shall be from property boundary to property boundary. For purposes of this section, school means any public or private school providing instruction in kindergarten or grades 1 - 12, inclusive, but does not include any private school in which education is primarily

conducted in private homes. The distance specified in this section shall be measured in the same manner as provided in subdivision (c) of section 11362.768 of the Health and Safety Code unless otherwise provided by law.

4. Building Property Requirements: All building property requirements set forth in chapter 15, article VII of the Municipal Code shall also apply and are hereby incorporated by reference as if set forth fully herein.

5. Additional Requirements: Cannabis dispensary uses are additionally subject to all setback, signage, and other requirements applicable to the zone classifications they are located in, in addition to any applicable requirements set forth in this chapter and the Municipal Code, as well as the Downtown Design Guidelines, in applicable zone districts.

H. Enforcement: Any violation of this section is subject to any and all penalties as prescribed in the Municipal Code, in addition to being subject to other remedies provided by law, including but not limited to, injunctive relief, nuisance abatement action, summary abatement of immediately hazardous conditions, and all other applicable fines, penalties and remedies. This section is adopted to address public health and safety issues, and as such, carries with it an express legislative intent to be interpreted strictly, enforced with an emphasis on public and community safety, and enforced rigorously in a manner such as to deter further violations. In any civil action brought pursuant to this section, a court of competent jurisdiction may award reasonable attorneys' fees and costs to the prevailing party. Notwithstanding the penalties set forth in the Municipal Code, no provision of this section or the Municipal Code authorizes a criminal prosecution, arrest or penalty inconsistent with or prohibited by Health and Safety Code section 11362.71 et seq., or section 11362.1 et seq., as the same may be amended from time to time. In the event of any conflict between the penalties enumerated under the Municipal Code and any penalties set forth in State law, the maximum penalties allowable under State law shall govern. (Ord. 1866, 11-19-2019; amd. Ord. 1880, 2-16-2021)

SECTION 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

SECTION 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Porterville, or any official, employee or agent thereof.

SECTION 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any

act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Porterville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

SECTION 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Porterville Municipal Code as amended by this ordinance are substantially the same as provisions in the Porterville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

PASSED, APPROVED AND ADOPTED this 3rd day of June, 2025.

Greg Meister, Mayor

ATTEST:
Richard Tree, Interim City Clerk

By: _____
Fernando Gabriel-Moraga
Acting Chief Deputy City Clerk



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration of Appointment to the Arts Commission

SOURCE: Administrative Services

COMMENT: The City's Arts Commission consists of five members plus one youth member, representing various areas of the arts, including theatrical/performing arts, visual graphics, and music. Members serve staggered three-year terms, except for the youth member, who serves a one-year term.

Currently, there are three vacancies on the Arts Commission: two regular seats with terms expiring in July 2025, and one regular seat with a term expiring in July 2026. A request for reappointment has been received from Mr. George Albanez, and the request is attached for the City Council's consideration.

On April 21, 2025, Commissioners Emily Luna and Kyree Perkins informed staff that they could no longer serve on the commission, creating two of the three vacancies.

Staff will continue to advertise and solicit applications from interested individuals to fill the remaining vacancy.

RECOMMENDATION: That the City Council consider the appointment of George Albanez to the City's Arts Commission for a term set to expire in July 2026, and direct staff to continue to solicit individuals to serve.

ATTACHMENTS: 1. Request for Appointment - George Albanez

Appropriated/Funded:

Review By:

Department Director:
Yuliana Andrade, Administrative Services Director

Final Approver: Richard Tree, Interim City Manager

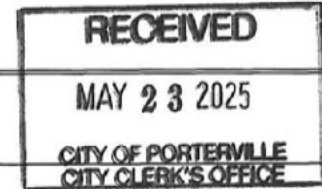


CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: George Albanez
(Please Print)



Appointment to: Arts Commission
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, Please provide:

Street Address:

Porterville CA 93257

Mailing Address:

Name of Business: Valiente Fighters

☒ Own

☒ Operate

Business Address: 34 E Garden Ave

Porterville CA, 93257

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 work with a lot of artists that have lots of potential and are looking to give to the community.

Please tell us why you are interested in this position.

I would like to help the community get back into the arts that I see other towns bringing to their community.

☐ Resume attached

☐ Letter of request attached

Submitted By: Deja Blue 05/23/25
Date

Received by: Fernando Gabriel-Moraga

Forwarded to: City Clerk ☒ Date: 5-23-25
City Council ☐ Date: _____
Staff Liaison ☐ Date: _____

Tentative Council Mtg Date: 6-3-25



CITY COUNCIL AGENDA – JUNE 3, 2025

SUBJECT: Consideration of Updates to Unauthorized Camping Regulations and Policies, Including the Development and Implementation of a Reunification Program for Individuals Experiencing Homelessness

SOURCE: City Manager's Office

COMMENT: The City's "Ordinance 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" was implemented approximately one year ago. Since its implementation, a key U.S. Supreme Court decision was issued, and the strategies and challenges to addressing the homelessness crisis continue to evolve.

The purpose of this item is to present for City Council consideration a draft ordinance updating the City's unauthorized camping regulations and to initiate discussion on the development of a reunification program aimed at assisting individuals experiencing homelessness. The updated ordinance reflects legal and policy changes consistent with the U.S. Supreme Court's decision in *Johnson v. Grants Pass*, recent state guidance, and feedback received from the City Council during prior discussions.

The draft ordinance amends Article VII of Chapter 18 of the Porterville Municipal Code to provide a clearer and more streamlined framework for regulating unsafe and unauthorized camping and the storage of personal property within the City. It seeks to balance the City's obligation to protect public health, safety, and welfare with the legal rights and dignity of individuals experiencing homelessness. The ordinance clarifies restricted areas where camping is prohibited, including those near critical infrastructure, emergency shelters, schools, playgrounds, and other sensitive locations. It also outlines procedures for enforcement and the handling of personal property in a manner that aims to be both lawful and humane. These updates are necessary to address ongoing public safety, sanitation, and access issues while reinforcing the City's continued efforts to provide shelter and services to those in need. The updates also include 1) a proposed minimum 24-hour notice instead of a minimum 72-hour notice, prior to implementing any of the enforcement mechanisms, while maintaining the City's ability to provide even shorter notice in specific (or exigent) circumstances, and 2) a suggested

shorter minimum period for storing certain personal property, adjusting the period from 90 to 60 days.

Also attached is the current Critical Infrastructure Resolution, describing the restricted public property (along with the associated limitations and buffer zones), for review by the City Council for consideration of any potential amendments. Additionally, for the City Council's information and reference, the Model Ordinance published by the Governor in May is attached for your information and reference purposes. This model takes a different approach by purporting to ban camping on all public property but providing for longer periods before allowing notice and/or removal of the campsites.

In addition to the ordinance revisions, this item introduces the concept of a reunification program. The proposed program would provide support for individuals experiencing homelessness who express a desire to reconnect with family or support networks in the geographical area where that support is located. By partnering with nonprofit organizations, the City could facilitate voluntary travel or relocation assistance, ensuring that participants are connected to the appropriate services. The concept is modeled on similar programs adopted by other jurisdictions and offers a potentially compassionate and cost-effective assistance strategy. Several Council Members, including the Mayor and Vice Mayor, have expressed interest in this approach.

There are several examples of reunification assistance programs in the State. For example, in the City of San Diego, the city's "Family Unification Program" is operated by the Downtown Property & Business Improvement District (PBID), also known as Downtown San Diego Partnership. The organization operates a variety of programs addressing urban cleanliness, safety, and beautification, as well as care for unhoused individuals. The City of Oceanside provides a Reunification Program to help people reconnect with friends and family, with staff communicating with all parties to find available stable accommodations and assist with travel expenses if needed. In the City of Long Beach, a community-based donation pool was created in 1990 to meet gaps in homeless services delivery, including relocation assistance. The funds are distributed to a number of service providers for uses that include relocation support and transportation assistance, such as subsidized bus vouchers. The City of Santa Monica launched Project Homecoming in 2006, a family reunification initiative that provides individuals experiencing homelessness with financial assistance in reconnecting with family and friends outside the region who agree to provide housing support. It is reported that between 2006 and 2015, the program assisted over 1600 individuals in reconnecting with support networks, at an average cost of \$214 per person. The City of San Jose launched a pilot program called "Homeward Bound" in 2025, in which the City will fund transportation costs for consenting unhoused residents and their loved ones willing to take them in. Attached is some information related to

the programs in San Diego and San Jose.

This item serves as an opportunity for the Council to review the draft ordinance and current resolution, consider and provide input on their provisions, and provide direction on whether to pursue the reunification program. Depending on the feedback received, staff anticipates bringing back the ordinance for first reading at an upcoming meeting, along with a draft resolution to establish program parameters, if so directed.

RECOMMENDATION:

That the City Council:

1. Review and provide direction on the draft ordinance amending Article VII of Chapter 18 of the Porterville Municipal Code regarding unauthorized camping;
2. Consider the policy concept of a reunification program to assist individuals experiencing homelessness reconnect with support networks; and
3. Direct staff to prepare a draft resolution and program implementation plan for future Council consideration, if supported.

ATTACHMENTS:

1. Draft Ordinance
2. (State) Model Encampment Ordinance
3. Reunification Programs
4. Resolution No. 30-2024 & Critical Infrastructure Buffer Maps

Appropriated/Funded:

Review By:

Department Director:
Julia Lew, City Attorney

Final Approver: Richard Tree, Interim City Manager

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE ~~REPEALING~~**AMENDING** ARTICLE VII OF CHAPTER 18 ~~(SECTIONS 18-76 THROUGH 18-83) OF THE CITY OF PORTERVILLE MUNICIPAL CODE AND REPLACING IT WITH CHAPTER 18, ARTICLE VII,~~ **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**

WHEREAS, the City of Porterville ("City") encourages the use of open spaces and facilities within the City by all members of the community; and

WHEREAS, all people have a right to be protected from environmental pollution and to live in and enjoy clean, healthful, and safe living conditions; and

WHEREAS, camping in undesignated campsites within the City limits creates unsanitary, unhealthy, disorderly, and dangerous conditions that may affect both the campers and the general public, for example when the camping has occurred in the Tule Riverbed or along the embankments, where there has been both severe flood and fire dangers to those camping and the public depending on the season; and

WHEREAS, camping in undesignated campsites within the City limits tends to degrade and even destroy the property upon which the camping is occurring, particularly in situations where an encampment is large and ongoing; and

WHEREAS, camping in undesignated campsites within the City limits not only detracts from the use of the property for its intended purposes but also can create dangerous conditions for the public; and

WHEREAS, the City has the authority to adopt regulations to ensure the public's health, safety, and general welfare, and desires to regulate camping within the City; and ~~WHEREAS, a federal Ninth Circuit Court of Appeals decision, Martin v. City of Boise, 920 F.3d 584 (9th Cir. 2019) ("Martin"), prohibits criminal prosecution for sleeping outside on public property when adequate shelter is not reasonably available for persons involuntarily experiencing homelessness, based upon an interpretation of the Cruel and Unusual Punishments Clause of the U.S. Constitution's Eight Amendment; and~~

~~WHEREAS, the federal Ninth Circuit court suggested in its decision in Martin that the prohibition on criminal prosecution would not apply to individuals who have reasonable access to adequate temporary shelter; and~~

~~WHEREAS, the Ninth Circuit court in Martin suggested that even when adequate shelter is unavailable, an ordinance establishing reasonable time, place, and manner regulations on sitting, lying, or sleeping may be allowed under the U.S. Constitution when the regulations are to address legitimate public health and safety concerns; and~~

WHEREAS, the ~~federal Ninth Circuit court~~ the U.S. Supreme Court, in the case of *Johnson v. City of Grants Pass*, 72 F.4th 868 (9th Cir. 2023) 603 U.S. 520 (2024) ("*Grants Pass*") ~~(to be heard and considered by the U.S. Supreme Court in April 2024)~~, expanded upon its decision in *Martin* to prohibit civil enforcement for sleeping outside when adequate shelter is not reasonably available for persons

~~involuntarily experiencing homelessness if civil enforcement can lead to criminal enforcement; ruled that enforcement of generally applicable laws regulating camping on public property does not constitute cruel and unusual punishment, and local governments can enforce ordinances banning sleeping or camping on public property; and~~

WHEREAS, there are available low barrier overnight shelters operating within the City, ~~that as of the date of the adoption of this Ordinance have had space available nightly to serve individuals experiencing homelessness in the City;~~ and

WHEREAS, the City has invested significant funds, resources, and time to assist persons experiencing homelessness to find temporary and permanent shelter and necessary public health services to address the causes of their homelessness, has sought to address the underlying issues contributing to homelessness and has striven to be a part of the solution. These City of Porterville actions and efforts ~~have included:~~

1. City Council, City Manager and staff participation on committees and sub-committees with service groups, regional non-profits, County Public Health Services, and other agencies to address causes of homelessness and work towards solutions.

2. The Police Department's creation, expansion, and continued operation of a SMART team to ~~operate as a provide~~ homeless liaison services to address needs of the unhoused within the City limits and encourage coordination or facilitate connections with available resources.

3. The City's development of low-barrier shelters, a Navigation Center, and permanent supportive housing to help support the needs of persons experiencing homelessness.

4. The City's support and collaboration with local service providers to assist individuals and families experiencing homelessness, with funding focused on emergency shelters, housing navigators, bridge housing and permanent supportive housing.

5. The City has transferred the City's portion of the National Opioid Settlement back to Tulare County to manage a regional effort to combat opioid-related issues that directly impact our unhoused population.

WHEREAS, despite the City's efforts the Police Department has found that a significant number of the City's homeless population routinely decline the City's offers of help for various reasons including, and many people experiencing homelessness refuse to accept services and refuse to move from encampments; and

WHEREAS, the City has experienced significant and continuing threats to public health and safety resulting from persons experiencing homelessness sleeping and camping in public spaces and unauthorized private locations in the City, including the following:

1. Homeless encampments raise a number of public health concerns related to waste, sanitation, and disease transmission. Unhoused people, like all other people, generate solid waste during their daily activities of food preparation and consumption, shelter building and maintenance and storing their possessions. Without any place or method of proper storage or disposal, the resulting piles of trash become food sources for rodents, breeding grounds for pathogens, fuel for fires, and unattractive nuisances to the public.

2. The opportunity for the spread of communicable diseases is increased in homeless encampments lacking basic sanitation services and waste collection, with some diseases such as hepatitis A and typhus more likely to occur in homeless populations.

3. Health and safety issues are presented by the violation of fire, building, electrical and other codes and standards for public health and safety, including the unauthorized and unpermitted use of electrical and utility connections, due to the potential and reality of unsafe and unhealthy conditions in encampments, posing life, safety, fire and health threats to both the occupants of the encampments, the general public and emergency responders.

4. Health and safety issues are exacerbated and compounded by larger encampments as there is an exponential increase in these health and safety issues the larger the encampment, including but not limited to both accumulation of trash and debris as well as the greater likelihood of the spread of disease.

5. The City regularly receives a large volume of emails, phone calls and in-person complaints regarding the encampments in the City, and the frequency and number of these complaints ~~has been~~continues to -increase greatly, recently and in the last year.

6. The homelessness problem in Porterville impacts crime rates. Homelessness-related crime rates are significant both in terms of crimes against the homeless and also crimes committed by the homeless. The Porterville Police Department estimates a call volume of ~~17%~~ of total calls for service are related to our unhoused population (with this percentage including complaints as well as arrests).

Commented [JL1]: Update with current data

7. Business owners and residents near encampments are confronted by trash, used needles, and human waste, and increased instances of open drug use, property damage, theft, and break-ins. They have seen their property values decline, their small businesses fail, and their public spaces become uninhabitable.

8. Businesses and residences near encampments experience physical impediments to access to public and private property which both impedes emergency responses, evacuation of occupants during an emergency, and general public access, as well as exacerbates the likelihood of conflict, intimidation and threats to the public safety for both the unhoused as well as all members of the public, and furthermore the collection of biohazard materials, human waste, trash and rubbish near businesses and residential areas contributes to a general decline in public health, safety and welfare.

9. Encampments near emergency shelters established for emergency evacuations during events such as winter rainstorms can cause barriers to access for evacuees.

10. Encampments near active construction sites, trash enclosures, areas with heavy vehicle use, and similar areas pose unique threats to both the unhoused as well as the operators of construction equipment and vehicles through unintentional yet predictable collisions and threats to health and safety.

11. Encampments on or near public utilities and critical infrastructure, such as stormwater, water and sewer infrastructure, fire stations, electrical wires and natural gas pipelines, pose unique safety, environmental and security issues and are generally closed to the public or have limited public access for safety, environmental and security reasons.

12. Unauthorized connections or taps to public utilities, as well as violation of fire, building, electrical and other codes and standards, create unsafe conditions and a potential life safety hazard for the occupant, the general public and emergency responders.

13. Encampments pose immense public health concerns as the rates of overdoses from drugs like fentanyl and heroin have increased substantially among the unhoused and encampments can provide an environment conducive to illegal drug consumption.

14. Abandoned encampment cleanups are performed by City Police officers and Parks and Leisure services department staff with police equipment, fire and City code enforcement officers and staff in an attempt to maintain and or control the spread of large encampments and this taxes public resources while unnecessarily exposing first responders and City staff to unhealthy and unsafe situations.

15. Fires in unsafe locations for cooking and warming occur at encampments increasing the risk of fires posing a threat to safety and health, and the City has had to respond directly to major fires caused by such activities over the years.

16. Accumulation of biohazard and medical waste occurs in and around encampments and these items end up in our creeks, storm drains, waterways, and beaches posing a direct threat to health and safety.

17. Severe blockage of storm drains and also the Tule Riverbed, due to excessive encampment debris and/or degradation of the river embankments leads to increased roadway and stream flooding and drain blockages during storms causing threats to health and safety.

18. During times of severe storms, unhoused camps are located in and must be evacuated from riverbeds; sloughs; embankments; low lying, unsafe areas; and storm drains due to increased risk of flooding, rapid water movement, and blockage of storm drains, posing safety threats to the residents of the encampments; and

WHEREAS, in light of these significant and continuing threats to public health and safety, the City previously seeks to adopt reasonable time, place and manner regulations on unauthorized camping, and now desires to adopt amendments in a manner consistent with the federal Ninth Circuit court's decisions in Martin and U.S. Supreme Court decision in Grants Pass, and that address additional issues and consideration; and

WHEREAS, the City finds that reasonable camping regulations for public property will best serve the public's health, safety, and general welfare.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF PORTERVILLE, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. RECITALS. The recitals set forth above are true and correct and are hereby adopted as findings in support of this Ordinance as if fully set forth herein.

SECTION 2. CHAPTER 18, ARTICLE VII ~~REPEALED AND REPLACED IN ITS ENTIRETY~~AMENDED. - Article VII of Chapter 18 (~~Sections 18-76 through 18-83~~), entitled "~~Squatter Camps~~Unauthorized Camping Regulations," is hereby ~~repealed in its entirety and is replaced~~amended with the followingas follows:

CHAPTER 18. ARTICLE VII – UNAUTHORIZED CAMPING REGULATIONS

Section 18-76 FINDINGS AND PURPOSE

A. As the City continues to offer assistance and services to persons experiencing homelessness, the City must appropriately consider various interests and formulate policy to best protect public health, safety, welfare, property, and the environment, with its limited resources.

B. The City Council acknowledges that at the time of the adoption of this ordinance, although there has been available nightly shelter space within the City, there is a lack of nightly shelter beds and housing available regionally for persons experiencing homelessness and recognizes the systemic lack of state and federal investment in shelter and public health services for those experiencing homelessness.

Commented [JL2]: Update given current circumstances

C. The City Council acknowledges ~~that it is currently unavoidable~~ that some persons will live or shelter for survival outdoors until they are able or willing to access affordable or free shelter or housing. In Porterville, this has typically meant sheltering, sometimes for extended periods of time, on City rights-of-way and City property, on various private property without authorization, and at times on other public agency property owned by other public agencies.

D. Public rights-of-way and public property are generally intended for public use and travel. The City Council is the authority for rights-of-way within the City; as such, the City must consider the safety of motorists and pedestrians travelling on roadways and sidewalks, including to and from neighboring properties, businesses, and residences.

E. The City owns limited property where camping can or should be allowed for reasons including but not limited to public health and safety concerns and issues created by the impact of camping on public property.

F. The City has had increasing concerns regarding public health and safety due to instances of camping on or in rights-of way and public property in or near waterways, streets, roads, sidewalks, schools, residences, businesses, critical infrastructure, public access points and similar locations. Public utility properties (e.g., stormwater, water, sewer) are environmentally and operationally sensitive and generally closed to the public or have limited access for safety, environmental and security reasons.

G. Over the long term and working with other governmental agencies and non-profit organizations, the City's belief is that people should not have to live outside and there are safer options.

H. It is the purpose and intent of the City Council to provide standards for camping and sheltering for survival on City rights-of-way and public property, which are intended to be as compatible as possible with the needs of everyone in Porterville to be healthy, safe, and have access to public places.

I. Smaller camp sites support both the health and safety of people who are camping for survival on public property as well as the health and safety of the public.

J. It is the purpose and intent of the City Council to provide standards for camping and sheltering for survival on City rights-of-way and public property which will address issues such as fire risk, unsanitary conditions, health risks, public infrastructure security, public access impediments, trash, waste, damage to park features and plants, and public safety hazards to both people camping as well as neighboring businesses, residents and community members, as well as environmental degradation, which have occurred with longer-term camping in the City.

K. It is the intent of the City to evaluate each removal of ~~an Established~~-Campsite with considerations of public health and safety, including for the people who are sheltering in the camps, potential user conflicts, and available resources. The City intends to use a team approach and coordinate with other governmental agencies and non-profit organizations as appropriate. When the City requires a person experiencing homelessness to remove ~~an Established~~ Campsite, through these regulations, it intends to provide the person adequate time to remove the ~~Established~~-Campsite before the City removes the ~~Established~~-Campsite, to secure any personal property with reasonable utility or reasonable value for the person to retrieve at a later date, and to clean the former ~~Established~~-Campsite to address threats to public health and safety.

Section 18-77 DEFINITIONS

The following words and phrases, when used in this Chapter, shall have the meaning ascribed to them by this section unless it is apparent from the context that another meaning is intended.

A. "Camp" or "Camping" means residing in or using any public property for one or more days or nights for sheltering or living accommodation purposes, such as sleeping activities or making preparations to sleep (including the laying down of bedding for the purpose of sleeping), or using any tents, or storing personal belongings (including but not limited to clothing, sleeping bags, bedrolls, blankets, sheets, luggage, backpacks, kitchen utensils, cookware, and similar material), or making any fire using Bunsen burners or other heating items, or regularly cooking meals. These activities constitute camping when it reasonably appears, in light of all the circumstances, that a person is using public property as a living accommodation or sheltering for one or more days or nights, ~~with the intent to camp.~~

B. "Camp Facilities" include, but are not limited to, tents, huts, or similar temporary shelters consisting of any material with a top or roof or any other upper covering or that is otherwise enclosed by sides that is of sufficient size for a person to fit underneath or inside while sitting or lying down and includes the use of a tarp or other material tied or affixed to a structure or bush to create an enclosed area.

C. "Camp Materials" includes but is not limited to, tarpaulins, cots, beds, sleeping bags, hammocks, shopping carts, recyclable material and/or non-City designated cooking or heating facilities and similar equipment, or personal possessions that would facilitate one's use of a park, public property, or any portion of the public right-of-way as a temporary residence.

D. "Critical Infrastructure" means real property or a facility, whether privately or publicly owned, that the City Council by Ordinance or with recommendations from the City Manager by Resolution designates, from time to time, as being so vital and integral to the operation or functioning of the City or in need of protection that its damage, incapacity, disruption, or destruction would have a debilitating impact on the public health, safety, or welfare. Critical infrastructure may include, but is not limited to, government buildings, such as fire stations, police stations, jails, or courthouses; hospitals and health facilities; structures, such as antennas, bridges, roads, train tracks, drainage systems, or levees; or systems, such as computer networks, public utilities, electrical wires, natural gas pipes, telecommunication centers, or water sources.

E. "Enforcement Personnel" means the employee(s) of the City, including but not limited to sworn police officers, and code enforcement officers authorized by the City to seek compliance with, and enforce, the regulations, requirements, and rules of this.

~~F. "Established Campsite" means a location or locations in the public right-of-way or on City property where a Camp, Camps, and/or Camp Materials have been set up for twenty-four (24) hours or more.~~

G. "Fire Severity Zones" means mapped area as defined by the Office of State Fire Marshal that designates zones (based on factors such as fuel, slope, and fire weather) with varying degrees of fire hazard (i.e., moderate, high, and very high).

H. "Greywater" means untreated wastewater from bathtubs, showers, bathroom washbasins, clothes washing machines and the like. It does not include any toilet discharge, unhealthy bodily wastes, or manufacturing wastes.

I. "Hazardous Water" means sewage, toilet discharge, unhealthy bodily wastes, manufacturing wastes and the like.

J. "Landscaped Area" means any manicured or natural ground covered areas including but not limited to flower beds, bushes, brush areas, or shrubs.

K. "Personal Property" means any tangible property and includes, but is not limited to, goods, materials, merchandise, tents, tarpaulins, bedding, blankets, sleeping bags, personal items such as household items, luggage, backpacks, clothing, food, documents, and medication.

L. "Playground" means any park or recreational area specifically designed to be used by children that has play equipment installed, or any similar facility located on public or private school grounds, or on City, county, or State park grounds.

M. "Public Property" means any publicly owned property in the City, whether improved or unimproved, including, but not limited to, any of the following: public alleyways; public parking lots; public passageways; public streets; public rights-of-way; freeway on-ramps and off-ramps; publicly owned, maintained, or operated parks and/or playgrounds; publicly owned, maintained, or operated landscaped areas or greenbelts; publicly owned fences, trees, light poles, or equipment boxes; publicly owned, maintained, or operated open spaces including, but not limited to, public facilities or buildings of any kind; public sidewalks, curbs, and gutters; public educational institutions; or other government owned, maintained, or operated properties located within the City.

N. "Public Utilities" means every common carrier, toll bridge corporation, pipeline corporation, gas corporation, electrical corporation, telephone corporation, telegraph corporation, water corporation, sewer system corporation, and heat corporation, where the service is performed for, or the commodity is delivered to, the public or any portion thereof, as defined by Public Utilities Code section 216, and as amended.

O. "Rights-of-Way" means all City-owned or controlled rights-of-way, whether in fee title or as holder of a public easement for right-of-way or public access purposes. Public rights of-way include but are not limited to any public road, street, sidewalk, or private street or other property that is subject to a public access easement dedicated or granted to the City for vehicular use, pedestrian use, utilities or

other means, and any planter strip or landscaped area located adjacent to or contained within streets that is part of the public right-of-way.

P. "School" means any institution, facility, or organization, whether public or private, that offers instruction on those courses of study required by the California Education Code or that is maintained pursuant to standards set by the State Board of Education. School for purposes of this section does not include vocational or professional institutions of higher education, including a community or junior college, college, or university. The setback shall be calculated from the school property boundaries.

Q. "Store" means to put aside or accumulate for use when needed, to put for safekeeping, to place or leave in a location.

R. "Transportation Facility Loading Area" means that area within 200 feet of where trains, buses or any form of public transportation loads or unloads passengers.

S. "Vehicle" means a "motor vehicle" as defined by California Vehicle Code, section 415 and includes a "recreational vehicle" as defined by California Health and Safety Code, section 18010(a).

Section 18-78 RESTRICTIONS AND TIME, PLACE AND MANNER REGULATIONS

It is unlawful and a public nuisance for any person to camp on Public Property when there is available space for the person(s) at a shelter location where the person(s) is eligible and is qualified to go. If there is no available shelter space, persons who do not have any other permanent residence or domicile and/or are involuntarily experiencing homelessness are ~~permitted to prohibited from~~ camping on certain public property ~~as specified pursuant to this Article, provided the camping is occurring in compliance with the following time, place and manner regulations and consistent with and as restricted pursuant to~~ any administrative rules and policies promulgated by the City Manager, or designee, adopted after the Effective Date of this Ordinance, in accordance with this Article. ~~Notwithstanding the specific time, place and manner restrictions set forth in this Section or Article, Additionally, camping, sheltering or lodging~~ (or other activities) in a public place in violation of any applicable State or Federal law is prohibited.

A. Time. Unless otherwise specified, any Camping or Camp, where allowed, may only occur for ~~2412~~ hours at a time in any one location. After ~~2412~~ hours in one location, the Camp and all associated Camp Materials must be moved at least one street block or 600 feet, whichever is greater, to another ~~allowed~~ location ~~(where the activity is not otherwise prohibited)~~.

Commented [JL3]: Consider shortening?

B. Place. Camping is not allowed at any time in any of the following places:

1. Within a residentially zoned property boundary or within any area zoned Residential, as determined by the City of Porterville Zoning Map and the Porterville Municipal Code.
2. Within any Mixed-Use Overlay Zone, as determined by the City of Porterville Zoning Map and the Porterville Municipal Code.
3. Any place where Camping, a Camp, or Camp Materials create a physical impediment preventing emergency or non-emergency ingress, egress or access to public or private property, including but not limited to, on public sidewalks, alleyway or other public rights-of-way, driveways providing access to vehicles, and entrances or exits from buildings and/or other real property; and, within 15 feet of any fire hydrant.

4. Any vehicle lane, bicycle lane, roundabout within any public right-of-way, or Transportation Facility Loading Area or under or on any bridges.

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5. Within 1000 feet from any shelter both established for emergency evacuations as well as approved under the Porterville Municipal Code and/or approved consistent with any applicable provision of State or federal law.

6. On any street or public rights-of-way, unless expressly authorized by the City.

7. Within, or within an additional distance boundary as set by Resolution, any School.

8. Within, or within an additional distance boundary as set by Resolution, any Playground.

9. At the following public property: Porterville City Hall, any City-operated Community Center, Porterville Veterans Hall, Porterville Public Library, and Zalud House.

10. On, or within an additional distance boundary as set by Resolution, riverbeds, river embankments, sloughs, waterways, levies, water wells, storm basins or any publicly owned water, sewer or storm drain infrastructure (e.g., sewer lift stations, storm water pump stations or structures).

11. Within, or within an additional distance boundary as set by Resolution, Critical Infrastructure.

12. Within, or within an additional distance boundary as set by Resolution, either a very high Fire Severity Zone or a high Fire Severity Zone.

13. In, or within an additional distance boundary as set by Resolution, Refuse Service Containers (all bin and curbside service containers, in addition to designated Refuse trash enclosures).

14. On or within a certain specified distance of any other Public Property as may be designated from time to time by Resolution of the City Council, with recommendations from the City Manager, Police Chief and Fire Chief, or their designees.

C. Manner. Camping, when ~~and where allowed~~ not otherwise prohibited, is subject to all of the following limitations and regulations:

1. Individuals, Camp Materials, Camps, or personal property may not obstruct, block, prevent access to, or impede: sidewalk accessibility or passage; clear vision of moving vehicles or bicycles; usage of fire hydrants; usage or function of Public Utilities, Critical Infrastructure, or other City infrastructure; or, otherwise obstruct, block, prevent access to, or impede the use of the Rights-of-Way for vehicular, pedestrian, bicycle, or other passage.

2. A Camp or Camping shall be limited to a spatial footprint of no greater than 12 feet by 12 feet, or 144 square feet, and shall have a smaller footprint if necessary to comply with the restrictions set forth in this Chapter. The intent of this section is to allow a

person to sleep protected from the elements and maintain the essentials for living, while still allowing others to use public spaces as designed and intended.

3. To prevent larger Camping sites from forming and the impacts to public health and safety that can result, a Camp shall not be within a one hundred fifty (150) foot radius of any other Camp, unless otherwise explicitly authorized by City regulation, and only under such conditions adopted by the City and permitted by this Code.

4. Individuals may not accumulate, discard, or leave behind garbage, debris, unsanitary or hazardous materials, or other items of no reasonable utility or reasonable value, as determined by the City, in public rights-of-way, on City property, or on any adjacent public or private property.

5. Open flames, recreational fires, burning of garbage, bonfires, or other fires, flames, or heating deemed unsafe by the Porterville Fire Department, or the Porterville Police Department, are prohibited. Types of flameless cooking stoves and other flameless devices for keeping warm, as consistent with this subsection, are permitted. Additionally, any and all fires, to the extent allowed by this Section, must comply with all State and local laws.

6. Dumping of Greywater or Hazardous Water into any facilities or places not intended for Greywater or Hazardous Water disposal is prohibited. This includes but is not limited to City streets, public rights-of-way, public waterways, and storm drains, which are not intended for disposal of Greywater or Hazardous Water.

7. Unauthorized connections or taps to Public Utilities, including but not limited to such connections or taps that cross over City property, roadways, rights-of-way, driveways, streets, sidewalks, fences, and private property are prohibited.

8. Violations of building codes, fire codes, and other relevant codes or standards for health and safety are prohibited.

9. Obstruction of, or attachment of Camp Materials or personal property to, fire hydrants, utility poles, Public Utilities infrastructure, public infrastructure, fences, trees, vegetation, vehicles, bridges/infrastructure, or buildings is prohibited.

10. Individuals may not build or erect structures, whether by using plywood, wood materials, pallets, or other materials. Items such as tents, and similar items used for shelter that are readily portable, are not structures for purposes of this section.

11. Storage of personal property such as vehicle tires, bicycles, or associated components (except as needed for an individual's personal use), gasoline, generators, lumber, household furniture, propane tanks, combustible material or gases, or other items or materials, is prohibited, other than what is related to camping, sleeping, or keeping warm and dry, and only to the extent that such items are used in a safe manner.

12. Digging, excavation, terracing of soil, alteration of ground, water or infrastructure, or damage to vegetation or trees is prohibited.

13. All animals in the custody, ownership, or companionship of an individual, must be leashed or crated at all times.

14. Camps shall consist of no more than two adult persons, their minor dependents, two animals (e.g., dogs) that are leashed or crated at all times, and one tent.

Section 18-79 ENFORCEMENT

A. Voluntary Compliance. ~~Before enforcement actions are taken in respect to this Chapter (with the exception of enforcement of subsection (B)(3) below), t~~The enforcement personnel shall make a good faith effort to contact the person violating this Chapter and provide a reasonable opportunity to cure or remedy the alleged violation. Enforcement Personnel shall make a good faith effort to determine whether the person subject to enforcement has been referred to service providers and/or local non-profit assistance organizations and make a referral if it appears none has been made. ~~The following shall be communicated to the person in a manner designed to help them understand the alleged violation:~~

~~1. A written or verbal description or identification of the activity constituting the alleged violation and identification of the recipient as being the person responsible for the violation;~~

~~2. A written or verbal statement that the enforcement personnel has determined the activity to be a violation;~~

~~3. A written or verbal statement of the action required to fix the violation and the time and/or date by which the violation must be fixed; and~~

~~4. A written or verbal statement advising that if the violation is not fixed within the time specified, enforcement actions may be imposed.~~

B. Notice of Violation

1. ~~7224~~ Hour Notice. Prior to implementing any of the enforcement mechanisms provided for in this Chapter to remove an ~~Established~~ Campsite and/or Camp Facilities because of violations of this Chapter, the Enforcement Personnel shall provide occupants of an ~~Established~~ Campsite or Camp Facilities, at least ~~7224~~ hours in advance of any action to remove the ~~Established~~ Campsite or Camp Facilities, notice both to remove the camp within ~~7224~~ hours consistent with the requirements of this Chapter as well as of the intent by the City to remove the ~~Established~~ Campsite or Camp Facilities in no less than ~~7224~~ hours (the "notice"). The notice shall be in writing and shall be posted on or near the ~~Established~~ Campsite or Camp Facilities, so as to reasonably communicate the notice to persons living at the ~~Established Campsite~~ or Camp Facilities but not present during the attempt to provide notice. In addition, the Enforcement Personnel shall make a good faith effort to personally provide the written notice to the occupant(s) of the ~~Established~~ Campsite or Camp Facilities present at the time the Enforcement Personnel posts the notice. Failure of the occupant(s) of the encampment to comply with the notice's requirements to remove the camp within ~~7224~~ hours consistent with the requirements of this Chapter shall constitute a violation of this Chapter. The notice shall contain the following information:

a. The location of the ~~Established~~ Campsite or Camp Facilities;

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Commented [JL6]: Time change for notice proposed for potential consideration

- b. The date and time notice was posted;
- c. A statement that the ~~Established~~ Campsite or Camp Facilities violates this Chapter;
- d. An advisement that the City will remove the ~~Established~~ Campsite or Camp Facilities ~~7224~~ hours after the date and time of the notice;
- e. Information about any housing, shelter, or homeless services available for occupants of the ~~Established~~ Campsite or Camp Facilities, the phone number and address to contact in order to obtain such housing, shelter, or homeless services, if available, and information about obtaining free transportation, if available, to such housing, shelter, or homeless services;
- f. An advisement that any personal property remaining at the ~~Established~~ Campsite or Camp Facilities site when the Enforcement Personnel returns to remove the Camp Facilities will be impounded for no fewer than ~~9060~~ days, or as provided for by applicable law, and will be discarded thereafter if not claimed; and
- g. The address, phone number, and operating hours of the location where the personal property will be stored and may be retrieved, being a staging or storage area managed by the Porterville Fire Department – Code Enforcement Unit, or as otherwise designated by the City, and that the City will charge no fee for storage or retrieval.

Commented [JL7]: Proposed shortening of storage period for consideration (see below)

2. Less Than ~~7224~~ Hour Notice. The notice detailed above may establish a shorter time for the removal of the encampment if the Enforcement Personnel have determined the conditions at the ~~Established~~ Campsite or Camp Facilities requires removal of the ~~Established~~ Campsite or Camp Facilities in less than ~~7224~~ hours to avoid a potential emergency or threat to public health or safety, such as possible site contamination by hazardous materials or when there is reasonable potential danger to human life or safety. Failure of the occupant(s) of the encampment to comply with the notice's requirements to remove the camp consistent with the requirements of this Chapter shall constitute a violation of this Chapter.

3. Illegal Activity or Exceptional Emergency. Enforcement personnel may remove an ~~Established~~ Campsite or Camp Facilities without providing the notice described above in the following circumstances:

- a. When there is probable cause for law enforcement officials to believe that illegal activity, other than camping, is occurring at an ~~Established~~ Campsite or Camp Facilities, or in the immediate vicinity of an Established Campsite or Camp Facilities; or
- b. When there is probable cause for law enforcement officials to believe that the property that comprises an ~~Established~~ Campsite or Camp Facilities is being used or is intended to be used to commit or facilitate the commission of otherwise illegal activity; or
- c. In the event of an exceptional emergency, such as significant evidence of site contamination by hazardous materials or when there is immediate danger to human life or safety.

C. Removal of an ~~Established~~ Campsite or Camp Facilities. If the occupant(s) fail to comply with the request for voluntary compliance set forth in subsection A above, and after the enforcement personnel comply with the requirements set forth in subsection B above, any Camp, Camp Materials, or personal property in violation of any of the standards in this Chapter may be removed or cleaned-up by the City or its designated contractors, and the enforcement personnel may take appropriate actions to remove an ~~Established~~ Campsite or Camp Facilities and enforce this Chapter, consistent with the following:

1. When removing Camp Facilities, or individuals, Camp Materials, or personal property from an ~~Established~~ Campsite, enforcement personnel will make reasonable efforts to remove individuals without the use of force or citation.

2. When removing personal property, the City shall make reasonable efforts to determine if the property belongs to an individual and has any reasonable utility or reasonable value. "Personal belongings" include 1) items of apparent value of \$50 or more; and/or 2) items of apparent personal value, including but not limited to: eyeglasses, operational wheelchairs, walkers, crutches, other medical equipment, habitable tents, personal papers (such as photographs, albums, ID's, bank statements, and legal papers), backpacks, container, and operational bicycles, scooter, and strollers. The City shall make reasonable efforts to identify which ~~Established~~ Campsite the property was removed from, to aid in connecting people with their property. Items that are perishable, that have no reasonable use or value, that are not identifiable as belonging to an individual, or that are in an unsanitary condition due to saturation or contamination from bodily fluids, whether human or animal, or other contamination, will be considered garbage, discarded, and need not be stored.

3. Weapons, drug paraphernalia, or other contraband, and items that appear to be either stolen or evidence of a crime, shall be provided to law enforcement officials.

4. Following removal of personal property from City property or rights-of-way, the City shall post a notice at or as near as possible to the location the property was collected and on the City's website, stating where the personal property is being stored, and listing the phone number and hours a person claiming ownership can collect or make arrangements to collect their personal property.

5. After an ~~Established~~ Campsite or Camp Facilities has been removed, then at the recommendation of the Police Chief or Fire Chief on the basis of public health and safety, the City Manager may order that no camp be set up in that same location or a 100-foot ~~radius for up to 30 days~~. The City shall post signs informing the public that camping is prohibited at the location ~~for the specified period of time~~.

D. Removal and Storage of Personal Property or Camp Materials During Removal of an ~~Established~~ Campsite or Camp Facilities. Personal property or Camp Materials may be removed from City rights-of-way, City property, or a Camp, during removal of an ~~Established~~ Campsite or Camp Facilities pursuant to Section C above, if in violation of the provisions of this Chapter, as provided for herein.

1. Personal property removed from City rights-of-way or City property and unclaimed at the time of removal will be stored by the City for a minimum of ~~ninetysixty~~ (9060) days, or the duration (if

Commented [JL8]: Potential clarification for better guidance on what should and should not be stored (pulled from State's model ordinance)

shorter in time) allowed by applicable State or federal law, counting from the day of the removal as day one.

2. Items that are perishable, that have no reasonable use or value, that are not identifiable as belonging to an individual, or that are in an unsanitary condition due to saturation or contamination from bodily fluids, whether human or animal, or other contamination, will be considered garbage, discarded, and will not be stored. Property discarded, dumped, or otherwise abandoned in the City rights-of-way or on public property may be immediately discarded.

3. The City will store personal property at a storage facility at or near a designated City facility, where people can reasonably retrieve belongings. Notwithstanding any otherwise applicable City policy or procedure, all items collected and stored pursuant to this Chapter that reasonably appear to have a monetary value at the time of collection of less than one thousand dollars (\$1,000) shall be stored at a storage facility, and items that reasonably appear to have a monetary value at the time of collection of one thousand dollars (\$1000) or more shall be separately stored for safekeeping with the Porterville Police Department ("MBPD").

4. The City will make reasonable efforts to provide a range of times the storage facility will be available for people to collect their personal property. The City may dispose of any personal property that remains unclaimed after ~~ninety~~^{sixty} (90~~60~~) days, or the duration (if shorter in time) allowed by applicable State or federal law, counting from the day of the removal as day one.

Section 18-80 VIOLATIONS

A citation for a violation of this Article shall be for an infraction. At the City's discretion, it may issue Administrative Citations under Chapter 2, Article 14 of this Code. Citations will be issued only when other means of achieving compliance have been unsuccessful or are not practicable for the particular situation. Additionally, the City reserves the right to enforce this Article in accordance with Chapter 1, Sections 1-9 and 1-10 of this Code, to the extent consistent with this Article and Section.

Section 18-81 SUSPENSION OF ENFORCEMENT

The City Council, Manager, or designee, as otherwise specified is specifically authorized to modify or suspend enforcement of any section or part of this Article in the event of a declared emergency, pursuant to applicable State or Federal Law, City regulations, administrative rules or policies, weather conditions (including but not limited to extreme heat or cold), or for any other reason within the City Council or City Manager's authority, regardless of whether an emergency has been declared. In addition, the City Manager may suspend the enforcement of regulations contained in this Chapter when the City Manager, or designee, has determined a person does not have access to shelter and is engaged in case management or behavioral health services, or when necessary or appropriate to respond to a person's disability, or as further set forth in any administrative policies implementing this Article adopted by the City Manager, or designee pursuant to Section 18-82.

Section 18-82 ADOPTION OF ADMINISTRATIVE RULES

The City Manager, or designee may adopt administrative rules or policies governing or guiding enforcement of this Chapter, consistent with the intent of this Chapter, including but not limited to ensuring consistent and appropriate enforcement for various circumstances. These administrative rules or policies should ensure that enforcement is tailored to various circumstances, including but not limited to situations where a person has a disability under the Americans with Disabilities Act, where minor children are present or otherwise involved, where a person has employment obligations that may relate to their ability to comply with this Chapter, or for other reasons that may support discretion in enforcement.

Section 18-83 METHODS OF ENFORCEMENT NOT EXCLUSIVE

Methods of enforcement for violations of this Chapter are not exclusive and may consist of multiple enforcement mechanisms where legally authorized and appropriate. However, the intent of the City is to always resolve violations at the lowest possible level, and to engage to seek compliance and solve problems while maintaining the dignity of all involved.

Section 18-84 OVERNIGHT CAMPING ON PRIVATE PROPERTY

It is unlawful to camp on private property without the property owner's consent, or to camp on private property in such a manner in violation of applicable law or this Code or as to cause blight or a public nuisance, or to disturb the peace and quiet enjoyment of the adjacent property owners and neighbors. For the purposes of this section, an unlawful encampment includes but is not limited to an area of private property, upon which any person has settled or located, or which they occupy, without having a bona fide claim or color of title thereto, or without the express consent of the owner or person legally in charge thereof or the agent of the same, and/or which is occupied or inhabited by such person in violation of section 103 of the California Building Code or Chapter 7 of this Code (Uniform Building Codes as adopted by the City). Camping inside a motor vehicle shall only be permitted if done in a manner otherwise consistent with this Section and if otherwise (and to the extent) permitted under this Code or applicable law.

Notwithstanding the other restrictions in this Section, camping shall not be permitted on private property where it is conducted in such a manner as to create inadequate sanitation, any trafficking in illegal drugs, or with such frequency, intensity or duration as to constitute a use of land prohibited under Chapter 21 of this Code (zoning regulations), nor where any fee, charge or other monetary consideration is collected for the privilege of Camping or for any services or the use of any facilities related thereto (unless such use/activity has been expressly permitted by the City).

Notwithstanding this Section or other applicable regulations in this Code, camping, lodging (or other activities) on private property in violation of any applicable State or Federal law is prohibited.

SECTION 3. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof may be declared invalid or unconstitutional.

Draft version for Update Consideration June 2025

SECTION 4. POTENTIAL CONFLICTS. All ordinances, parts of ordinances, City resolutions or policies, and the like, in conflict with those sections amended or added herein to the Porterville Municipal Code, are hereby expressly superseded by this ordinance.

SECTION 5. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days after its passage and adoption.

SECTION 6. CERTIFICATION. The City Clerk shall certify as to the passage and adoption of this ordinance, and the City Clerk shall cause the same to be posted and codified in the manner required by law.

PASSED, APPROVED AND ADOPTED this day of , 2025.

Greg Meister, Mayor

ATTEST:

Richard Tree, Interim City Clerk

By:

Fernando Gabriel-Moraga,

Acting Chief Deputy City Clerk



OFFICE OF THE GOVERNOR

Model Ordinance: Addressing Encampments with Urgency and Dignity

After the Supreme Court's decision in *Grants Pass v. Johnson* clarified that officials can take reasonable actions to clear encampments, the Governor signed Executive Order N-1-24, which directed state agencies to develop policies to prioritize addressing encampments on state property while providing reasonable advance notice and partnering with shelter and services providers. That Executive Order also encouraged local governments to adopt similar policies, and to use all available resources and infrastructure, including the historic resources provided by the State, to take urgent action to humanely remove encampments from public spaces. And the Governor directed the California Interagency Council on Homelessness to create guidance, published here, for local governments to follow in creating and implementing those programs.

This model ordinance is intended to provide a starting point that jurisdictions may build from and adjust in creating their own policies. It draws from the state's proven and workable approach — an approach that, between July 2021 and May 2025, has cleared more than 16,000 encampments and over 311,873 cubic yards of debris from sites along the state right of way. These results demonstrate that the policy is both effective and scalable, offering a sound, adoptable framework for jurisdictions to resolve encampments with urgency and dignity.

This model ordinance is not intended to be comprehensive or to impose a one-size-fits-all approach for every city. Tailoring is expected and appropriate to account for local differences and priorities. For example, a jurisdiction may choose to restrict camping at all times in certain sensitive locations, such as near schools; limit camping to no more than one night in the same location; or require a longer notice period before removal. While specific policies may vary, all local approaches should reflect three basic principles embodied in this model:

- No person should face criminal punishment for sleeping outside when they have nowhere else to go. Policies that prohibit individuals from sleeping outside anywhere in the jurisdiction without offering adequate indoor shelter, effectively banishing homeless individuals from the jurisdiction's borders, are both inhumane and impose externalities on neighboring jurisdictions, which must face the costs and challenges of an increased unsheltered homeless population.
- Encampment policies must prioritize shelter and services and ensure that people experiencing homelessness and their belongings are treated with respect.
- Policies must not unduly limit local authority to clear encampments. Officials must be able to enforce common-sense policies to protect the health and safety of their residents and maintain their public spaces. When officials lack appropriate tools, encampments persist, endangering the health and safety of those living in and alongside them.

There is no compassion in abandoning Californians to the dangers and indignities of encampments. Encampments pose a serious public safety risk, often causing fires and exposing encampment residents to increased risk of sexual violence and criminal activity, to property damage and break-ins, and unsanitary conditions affecting both residents and neighbors. And they dampen and deter both commercial and recreational activity through the accumulation of hazardous material and excessive debris, harming downtowns and depriving Californians of their public spaces. Large encampments and those with semi-permanent structures exacerbate and perpetuate these harms. Every local government must have a plan to address them.

Model Ordinance [For Local Customization]

Section XX1. Encampments

Unless authorized by permit or other applicable law, it is unlawful:

- (a) To construct, place, or maintain on public property any semi-permanent structure, including but not limited to hand-built sheds and structures with metal or other heavy roofing and siding materials, for the purpose of sheltering one or more persons.
- (b) To camp on public property, including but not limited to using, placing or maintaining a tent, sleeping bag, blanket, or other materials for the purpose of sleeping, lying, or sheltering one or more persons for more than three consecutive days or nights in the same location. For purposes this section, the same location shall mean within 200 feet of the location in which the person camped on the previous day or night.
- (c) To camp within 200 feet of any posted notice to vacate or other official signage designating a location for encampment clearance or otherwise prohibiting sitting, sleeping, lying, camping, or placing personal property in that location.
- (d) To sit, sleep, lie, or camp on any public street, road, or bike path, or on any sidewalk in a manner that impedes passage within the meaning of the American Disabilities Act.

Section XX2. Enforcement

- (a) Except in exigent circumstances involving an imminent threat to life, safety, health, or infrastructure, each of the following shall be satisfied prior to the enforcement of section XX1:
 - (i) City officials, or any agent acting on their behalf, shall make every reasonable effort to identify and offer shelter at an emergency shelter, navigation center, or other appropriate housing, and to offer supportive services, to persons living in the encampment.
 - (ii) City officials, or any agent acting on their behalf, shall post a notice to vacate in a prominent location at the encampment site at least 48 hours prior to the enforcement action. That notice shall include, at a minimum:
 - (1) The anticipated date and time of the enforcement action

- (2) Information on services, including shelter, that are immediately available to persons living in the encampment
 - (3) Information on how unattended belongings will be handled the day of the enforcement action, including what will be stored, how they can be recovered, and the date by which they must be claimed.
- (iii) No enforcement operations shall begin earlier than the date and time on the notice to vacate. If the enforcement work does not begin within two days of the date written on the notice, a new notice must be posted a minimum of 48 hours before enforcement operations may begin.
- (b) Where exigent circumstances require less than 48 hours' notice prior to enforcement of section XX1:
 - (i) City officials, or any agent acting on their behalf, shall provide as much advance notice of enforcement as reasonably possible under the circumstances; and
 - (ii) As soon as reasonably possible following enforcement action, city officials or any agent acting on their behalf shall post notice at or near the encampment site describing where items taken during the enforcement action are stored, how they can be recovered, and the date by which they must be claimed.
- (c) Personal belongings collected at the encampment site that are not a health or safety hazard shall be collected, tagged, and stored for not less than 60 days following an enforcement action.
 - (i) "Personal belongings" includes:
 - (1) items of apparent value of \$50 or more
 - (2) items of apparent personal value, including, but not limited to: eyeglasses, operational wheelchairs, walkers, crutches, other medical equipment, habitable tents, personal papers (such as photographs, albums, ID's, bank statements, and legal papers), backpacks, containers, and operational bicycles, scooters, and strollers.
 - (ii) Items that constitute a health and safety risk and will not be collected include, but are not limited to:
 - (1) Toxic sharps: needles, scissors, knives.
 - (2) Chemicals: bleach, paint, oils, etc.
 - (3) Items (including bedding and clothing) soiled by infectious materials, including human waste and bodily fluids.

- (4) Moldy, mildewed items.
 - (5) Items that may be infested by rodents and insects: rats, mice, fleas, lice, bed bugs.
 - (6) Items that pose a risk of fire or explosion, combustibles and propane tanks; any item containing fuel or corrosives or other unidentified liquids.
 - (7) Backpacks and closed containers that have been determined by an individual licensed to identify and handle hazardous materials to contain items listed in (1)-(6) above or (iii) below. Such backpacks and closed containers may be discarded where no individual licensed in hazardous materials is present to make a determination.
 - (8) If personal belongings are co-mingled or littered with needles, human waste, or other health risks, the entire pile of belongings may be disposed of. The presence of clothing in a backpack or container shall not be the sole reason to discard the backpack or container.
- (iii) Bulky items such as mattresses and sheds, perishable items such as food, controlled substances, contraband, and trash or debris will not be collected and stored. Contraband and controlled substances should be handled by trained professionals and consistent with applicable law.
- (d) Nothing in this section shall be construed to limit or prohibit city officials from enforcing any other city or state laws, including, but not limited to, laws governing use of controlled substances or weapons, fire codes, and public nuisance laws.

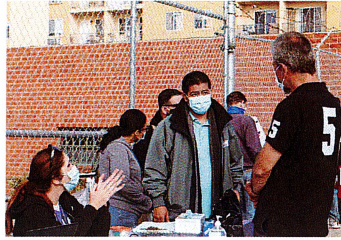
Section XX3. Regulations

- (a) The [relevant department or agency] shall issue regulations or guidelines necessary to aid in the implementation or enforcement of this chapter.

Homelessness Strategies and Solutions

Family Reunification Program

The Family Reunification Program is operated by Downtown San Diego Partnership (<https://downtownsandiego.org/family-reunification-program/>) and is a hybrid outreach, services and rehousing program.



The program reconnects individuals experiencing homelessness with their families and loved ones willing to provide stable living environments, by helping participants build support systems and establish links to long-term housing.

The program forms part of the City's outreach and diversion efforts, as it allows teams to reach individuals early in their homelessness to help provide solutions and ensures their instances of homelessness are brief and non-recurring. The program also monitors the participants' progress to determine long-term success.

How It Works

- 1 Person is contacted via street-based outreach or other homelessness program.
- 2 Case manager assists them in obtaining basic needs services and assessing housing options.
- 3 Case manager helps connect with family, friends or loved ones who can provide a stable living environment.
- 4 Individual is provided transportation to reconnect to their family, friends or loved ones.

Services

- [View All Services \(/homelessness-strategies-and-solutions/services\)](#)

Are you experiencing homelessness?

Call
2-1-1
(tel:211)

Visit 2-1-1
San Diego
(<https://211sa>)

Feedback

- 5 Case manager conducts check-ins at three months, six months, and 12 months after reunification to ensure housing stability and long-term success.



UNHOUSED CARE

Reducing Downtown homelessness through connections to appropriate resources.

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OUTREACH, SERVICES, AND CARE

As part of the Downtown Partnership Clean & Safe program, our Unhoused Care Team is committed to reducing Downtown homelessness through connections to helpful resources. The work of the Unhoused Care Team includes engaging with clients one-on-one to understand their unique situation to seek solutions such as reuniting clients with their

ABOUT THE UNHOUSED CARE TEAM



Our dedicated team goes above and beyond for our neighbors who are experiencing homelessness every day. Dressed in their signature Maui blue, you can spot these subject matter experts in every neighborhood of Downtown prioritizing trust, care and compassion to connect clients with the resources they need. Their efforts have been

Contact Number: 619-909-4260

FY 23-24 UNHOUSED CARE TEAM STATS



513

Family Reunification Program clients connected with support systems



901

Clients referred to/placed in shelter, housing, other resources



266

Individuals enrolled in the Safe Sleeping Program

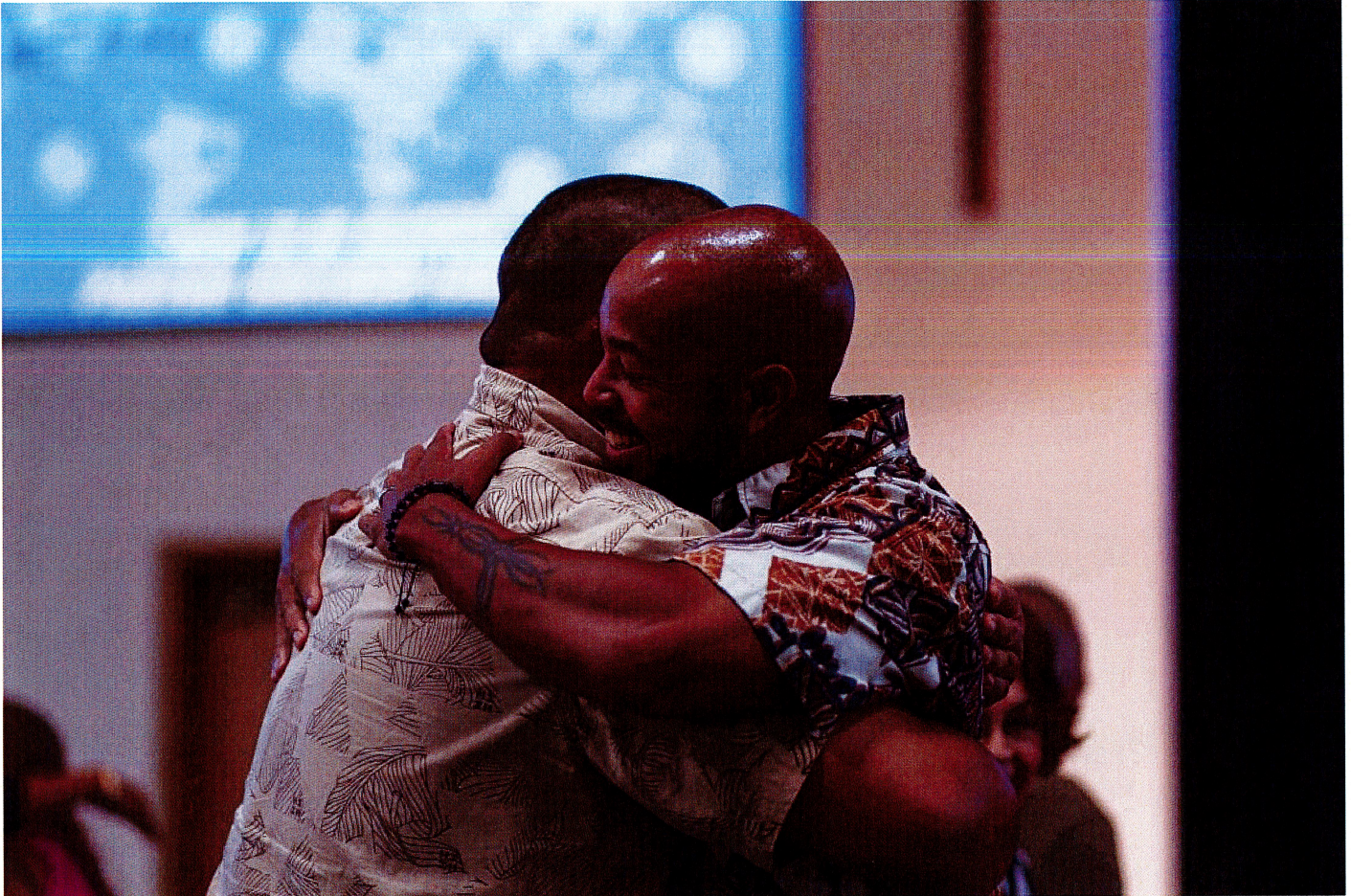
FAMILY REUNIFICATION PROGRAM

One of our most successful programs to reduce homelessness in Downtown is the Family Reunification Program. This program provides transportation and other services to



program enables individuals to rebuild the much-needed foundation crucial to ending the cycle of homelessness and creating their next chapter of housing stability.

Contact Number: 619-548-7103



Our Agency has adopted RTFH's HMIS Privacy and Security Policies

Policies

HELP US REDUCE HOMELESSNESS AND IMPROVE QUALITY OF LIFE IN OUR COMMUNITY



The Downtown San Diego Partnership Foundation is working to raise awareness and funds to reduce homelessness in our community. Interested in supporting our efforts? Consider making a donation today.

DONATE



* Email

By submitting this form, you are consenting to receive marketing emails from: Downtown San Diego Partnership, 401 B Street, Suite 100, San Diego, CA, 92101, US, <http://www.downtownsandiego.org>. You can revoke your consent to receive emails at any time by using the SafeUnsubscribe® link, found at the bottom of every email. [Emails are serviced by Constant Contact.](#)

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San Jose launches program to unite homeless residents with loved ones willing to take them in

City officials hope the pilot program can transition some homeless residents off the streets in a quicker, more cost-effective manner



A person pulls a cart in the homeless encampment along Coyote Creek near Story



By **DEVAN PATEL** | dpatel@bayareanewsgroup.com | Bay Area News Group

UPDATED: February 26, 2025 at 8:06 AM PST

San Jose Mayor Matt Mahan knows all too well the challenges [homelessness](#) can impose on families.

His own cousin ended up living on the streets after falling into the throes of addiction, “bouncing from high to high” and “caught in a destructive cycle” in the late 80s, Mahan told The Mercury News. And despite a desire from his family to help, it was not always so easy to facilitate.

RELATED: [Newsom again threatens to withhold homelessness money from cities failing to move people off street](#)

“My aunt and uncle were out looking for him — they wanted to reconnect, and there were times when he wanted to reconnect — but that did not always happen because they had a hard time finding each other,” Mahan said. “There was a point at which he was pretty burned out on the drugs, exhausted by life on the street and looking for a change, and he ended up eventually accepting treatment and reconnecting with family and ultimately getting to a much better place.”

Now Mahan will be part of uniting other unhoused residents with friends and family willing to provide a supportive environment, after San Jose announced the launch of the “Homeward Bound” pilot program Tuesday.

The City Council has allocated \$200,000 in this year’s budget for the program, with the goal of more quickly transitioning people off the streets, at a [fraction of the cost](#) of placing them into the city’s shelter system. Only those not awaiting placement in the city’s shelters would be eligible for the new program.

And although a sizable portion of its homeless population originated from other cities, Mahan stressed that the city is simply not looking to ship homeless residents away.

"We have to treat each person out on our streets as an individual human being, as a unique story, but in the cases where somebody living outside is willing and can find a faster pathway to stable housing by reconnecting with loved ones, we want to help facilitate that," Mahan said.

Eligibility for the program requires informed consent from both unhoused residents and their loved ones looking to take them in. Homeless residents also cannot be on parole or probation that would limit their ability to leave San Jose.

Unhoused residents would only be able to use the program once.

While the city envisions that most of the funds will be spent on the staff facilitating the reunifications and bus and train tickets, Mahan said he was open to paying for other costs on a case-by-case basis, including connecting homeless residents to treatment or training programs. As part of the program, the city will also conduct post-relocation follow ups to ensure that person arrived at their destination and is abiding by their commitments.

Transporting homeless residents to other locales is not a new concept, as San Francisco operated multiple relocation assistance programs for decades. Data from its department of homelessness and supportive housing department showed that the city had relocated 1,157 people since 2022. Last year as the city's shelter system became overwhelmed, Mayor London Breed issued an executive order mandating that homeless residents had to be offered bus tickets before other services.

But as San Jose looks at alternatives to facilitate moving homeless residents off the streets more quickly, some homeless advocates have expressed skepticism about the program and its intentions.

"Never had one person say to me that I'd love to go home," said advocate Gail Osmer. "I think this is a horrible idea and another way to get rid of the unhoused."

Osmer also questioned how effective the program could be without knowing

If those services are not available, she feared that unhoused residents could be back on the streets without making any tangible progress.

"A lot of people have a lot of mental health problems and a lot of family members can't connect with that," Osmer said. "We just don't have those services."

As part of the screening process, Mahan said that the city's outreach staff will ask friends and family about their ability to offer support and if they are aware of what that entails. However, he did acknowledge potential limitations as to what type of guidance the city can offer, especially since prospective services would be in another jurisdiction.

Mahan said that it remained to be seen how many people the program could help and that if the results were limited, the city would pivot to another solution.

However, with services and interim housing shelters already costing tens of thousands of dollars per year for each person and affordable housing estimated at \$1 million per unit, the pilot program, supporters say, could offer a better value proposition to make some progress in chipping away at the homelessness crisis.

Full House: Get complete coverage of the Bay Area's housing crisis.

Email address

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"If it's a one-time cost of a few thousand dollars, that's a wild success, to be perfectly honest, because keeping them chronically homeless on our streets costs a tremendous amount each year," Mahan said.

Originally Published: February 25, 2025 at 6:00 AM PST

 The Trust Project ▼

RESOLUTION NO. 30 -2024

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE APPROVING CITY MANAGER'S DESIGNATION OF SPECIFIED
LOCATIONS AS CRITICAL INFRASTRUCTURE FOR PURPOSES OF MUNICIPAL
CODE CHAPTER 18, ARTICLE VII

WHEREAS, on April 16, 2024, the City Council of the City of Porterville adopted Ordinance No. 1905,, “An Ordinance of the City Council of the City of Porterville Repealing Article VII of Chapter 18 (Sections 18-76 through 18-83) of the City of Porterville Municipal Code and Replacing it with Chapter 18, Article VII, 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;”

WHEREAS, On January 30, 2024, the City Council held a study session to review and consider regulatory and administrative options to address homelessness within the City of Porterville, and as part of that process city staff presented a preliminary analysis of critical infrastructure and facilities within the city;

WHEREAS, Pursuant to Porterville Municipal Code Section 18-77.D., “Critical Infrastructure” is defined as “real property or a facility, whether privately or publicly owned, that the City Council by Ordinance or with recommendations from the City Manager by Resolution designates, from time to time, as being so vital and integral to the operation or functioning of the City or in need of protection that its damage, incapacity, disruption, or destruction would have a debilitating impact on the public health, safety, or welfare. Critical infrastructure may include, but is not limited to, government buildings, such as fire stations, police stations, jails, or courthouses; hospitals and health facilities; structures, such as antennas, bridges, roads, train tracks, drainage systems, or levees; or systems, such as computer networks, public utilities, electrical wires, natural gas pipes, telecommunication centers, or water sources;”

WHEREAS, unless already subject to explicit restrictions set forth in the Ordinance, real property or a facility does not become “critical infrastructure” for the purpose of Chapter 18, Article VII of the Porterville Municipal Code, until so designated by the City Manager and subsequently approved by the City Council through a resolution;

WHEREAS, pursuant to Section 18-78. B. of the Municipal Code, camping may be prohibited or restricted within certain additional distance boundaries or “buffers” of certain rights of way, facilities, waterways, zones, or other infrastructure; as shall be set forth by Resolution

WHEREAS, Pursuant to direction received by City Council, Staff brought together subject-

matter experts and stakeholders to recommend, justify, and validate key parcels and facilities in the City to be designated as critical infrastructure by the City Manager. Stakeholders and key leaders included both internal city staff and external partnering agencies. The process also included consideration of publicly available reference materials of the United States Department of Homeland Security and the Federal Emergency Management Agency regarding federally designated critical infrastructure.

WHEREAS, The City Manager, in consultation with the impacted City Departments, deems the locations on the Critical Infrastructure List to be so vital and integral to the operation or functioning of the City of Porterville that their damage, incapacity, disruption, or destruction would have a debilitating impact on the public health, safety, or welfare.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The City Council acknowledges receipt of the Critical Infrastructure Summary dated March 5, 2024 including the attached Critical Infrastructure List which was updated on June 3, 2024, attached hereto as Exhibit "A" to this Resolution and fully incorporated herein
2. The City Council recognizes said Critical Infrastructure List as the complete listing of locations officially designated by the City Manager as "critical infrastructure" for purposes of Chapter 8 Article VII of the Porterville Municipal Code;
3. The City Council hereby approves any and all locations and distance boundaries, on said Critical Infrastructure List as critical infrastructure for purposes of Chapter 8 Article VII of the Porterville Municipal Code;

PASSED, APPROVED AND ADOPTED this 4th day of June, 2024.


Martha A. Flores, Mayor

ATTEST:
Patrice Hildreth, City Clerk

BY 
Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

EXHIBIT A - CRITICAL INFRASTRUCTURE

FACILITY	CATEGORY	USE	Address	CITY LIMITS
ANIMAL SHELTER PRIMARY	Facilities	City Services	185 N D ST	Y
ANIMAL SHELTER SECONDARY	Facilities	City Services	165 N D ST	Y
ARMY NATIONAL GUARD	Facilities	Shelter	29 N PLANO ST	Y
BARTLETT MIDDLE SCHOOL	School	School	335 N G ST	Y
BELLEVIEW ELEMENTARY	School	School	197 W BELLEVIEW AVE	Y
BRIDGES	Bridge	Bridge	CITY WIDE	Y
BURTON ELEMENTARY SCHOOL	School	School	2375 W MORTON AVE	Y
BURTON MIDDLE SCHOOL	School	School	1155 N ELDERWOOD ST	Y
BURTON SCHOOL DISTRICT	School	Office	264 N WESTWOOD ST	Y
BUTTERFIELD CHARTER HIGH SCHOOL	School	School	900 W PIONEER AVE	Y
CHILDRENS CENTER SCHOOL	School	Preschool	245 W WALNUT AVE	Y
CITRUS HIGH SCHOOL	School	School	261 E MULBERRY AVE	Y
CITY HALL	Facilities	City Hall	291 N MAIN ST	Y
CITY POOL	Facilities	Pool	97 N PARK DR	Y
CORPORATION YARD	Facilities	City Services	555 N PROSPECT ST	Y
DA OFFICE	Facilities	Law	16 E OLIVE AVE	Y
DEPARTMENT OF MOTOR VEHICLES	Facilities	Government Services	329 E Olive Ave	Y
ELKS LODGE	Facilities	City Services	386 N MAIN ST	Y
FAMILY CRISIS CENTER	Facilities	Services	211 N MAIN ST	Y
FAMILY SERVICES OF TULARE COUNTY	Facilities	County Services	313 W HENDERSON AVE	Y
FIRE HYDRANTS	FIRE HYDRANTS	FIRE HYDRANTS	CITY WIDE	Y
FIRE HYDRANTS	Fire Hydrant	Fire Hydrant	CITY WIDE	Y
GRANITE HILLS HIGH SCHOOL	School	School	1701 E PUTNAM AVE	Y
HAPPY HEARTS CHILDRENS CENTER	School	Preschool	111 N VILLA ST	Y
HOOPS PRESCHOOL	School	Preschool	265 W HENDERSON AVE	Y
JIM MAPLES ACADEMY	School	School	252 N WESTWOOD ST	Y
JUSTICE CENTER	Facilities	Law	300 E OLIVE AVE	Y
KRAYOLA KORNER	School	Preschool	420 N E ST	Y
LB HILL LEARNING CENTER	School	Special Education Center	1051 S PLANO ST	Y
LB HILL PRESCHOOL	School	Preschool	1061 S PLANO ST	Y
LOS ROBLES ELEMENTARY	School	School	500 E MULBERRY AVE	Y
MONACHE HIGH SCHOOL	School	School	960 N NEWCOMB ST	Y
MONTE VISTA ELEMENTARY	School	School	701 W WESTFIELD AVE	Y
OAK GROVE ELEMENTARY SCHOOL	School	School	1873 W MULBERRY AVE	Y
OHV PARK	Facilities	Recreation	2701 W SCRANTON AVE	Y
OLIVE STREET ELEMENTARY	School	School	255 W OLIVE AVE	Y
PARK RECREATION SITES	Parks	Parks	CITY WIDE	Y
PARK RECREATIONAL SITES	PARK RECREATIO	PARK RECREATIONAL SITES	CITY WIDE	Y

PARKS AND LEISURE SERVICES	Facilities	City Services	15 E THURMAN AVE #A	Y
PIONEER MIDDLE SCHOOL	School	School	225 E COLLEGE AVE	Y
PORTER SLOUGH	Waterway	Waterway	CITY WIDE	Y
PORTERVILLE 1ST BAP PRESCHOOL	School	Preschool	81 N G ST	Y
PORTERVILLE ADULT SCHOOL	School	Special Education Center	1414 W OLIVE AVE	Y
PORTERVILLE CALTRANS	Facilities	State Services	1331 S SECOND ST	Y
PORTERVILLE COLLEGE	School	College	100 E COLLEGE AVE	Y
PORTERVILLE FAIRGROUNDS	Facilities	Fairgrounds	2700 W TEAPOT DOME AVE	Y
PORTERVILLE HIGH SCHOOL	School	School	465 W OLIVE AVE	Y
PORTERVILLE MILITARY ACADEMY	School	School	900 W PIONEER AVE	Y
PORTERVILLE MUNICIPAL AIRPORT	Facilities	Airport	1893 S NEWCOMB ST	Y
PORTERVILLE MUSEUM	Facilities	Museum	257 N D ST	Y
PORTERVILLE NAVIGATION CENTER	Facilities	Shelter & Day Services	140 S C ST	Y
PORTERVILLE PD RANGE	Facilities	Government Services Service	12261 ROAD 216	Y
PORTERVILLE PUBLIC LIBRARY	Facilities	Library	50 W OLIVE AVE UNIT B	Y
PORTERVILLE PUBLIC SAFETY FACILITIES	Facilities	City Services	CITY WIDE	Y
PORTERVILLE SCHOOL DISTRICT	School	Office	534 N E ST	Y
PORTERVILLE SCHOOLS WAREHOUSE	School	Office	632 W GRAND AVE	Y
PORTERVILLE TRANSIT CENTER	Facilities	Transit	61 W OAK AVE	Y
PORTERVILLE UNIFIED SCHOOLS	School	Office	600 W GRAND AVE	Y
PORTERVILLE VETERANS MEMORIAL BUILDING	Facilities	City Services	1900 W OLIVE AVE	Y
PROSPECT EDUCATION CENTER	School	Special Education Center	645 N PROSPECT ST	Y
PUBLIC DEFENDER	Facilities	Law	14 N MAIN ST	Y
RESIDENTIAL ZONES	Residential	Residential	CITY WIDE	Y
ROCHE AVENUE ELEMENTARY	School	School	388 N ROCHE ST	Y
SAN JOAQUIN VALLEY COLLEGE	School	College	314 N MAIN ST	Y
SANTA FE DEPOT	Facilities	City Services	280 N FOURTH ST	Y
SANTA FE ELEMENTARY	School	School	286 E ORANGE AVE	Y
SEQUOIA MIDDLE SCHOOL	School	School	1450 W CASTLE AVE	Y
SEQUOIA NATIONAL FOREST HEADQUARTERS	Facilities	Government Services Service	220 E MORTON AVE	Y
SEWER LIFT STATIONS	SEWER LIFT STAT	SEWER LIFT STATIONS	CITY WIDE	Y
SKATE PARK	Facilities	Recreation	700 N NEWCOMB ST	Y
SOUTH COUNTY DETENTION FACILITY TULARE COUNTY	Facilities	County Services	1960 W SCRANTON AVE	Y
ST ANNES PRESCHOOL	School	Preschool	331 N F ST	Y
ST ANNES SCHOOL	School	School	385 N F ST	Y
STORM BASINS	STORM BASINS	STORM BASINS	CITY WIDE	Y
SUMMIT CHARTER ACADEMY LOMBARDI CAMPUS	School	School	1509 N LOMBARDI ST	Y
SUMMIT CHARTER ACADEMY MATHEW CAMPUS	School	School	175 S MATHEW ST	Y
TULARE COUNTY CHILD CARE EDUCATION PROGRAM	School	Special Education Center	254 W ORANGE AVE	Y

TULARE COUNTY CHILD SUPPORT SERVICES	Facilities	County Services	259 N MAIN ST	Y
TULARE COUNTY GOVERNMENT PLAZA SOUTH	Facilities	County Services	1055, 1061, 1063 W HENDERSON AVE	Y
TULARE COUNTY SHERIFFS OFFICE	Facilities	Government Services Service	1839 S NEWCOMB ST	Y
TULE RIVER	Waterway	Waterway	CITY WIDE	Y
US FOREST SERVICE	Facilities	Government Services	480 N HENRAHAN ST	Y
US POST OFFICE	Facilities	Post Office	65 W MILL AVE	Y
US SOCIAL SECURITY ADMINISTRATION	Facilities	Government Services	890 W MORTON AVE	Y
VANDALIA ELEMENTARY	School	School	271 E COLLEGE AVE	Y
VINE COMMUNITY DAY SCHOOL	School	Special Education Center	822 W PIONEER AVE	Y
WASTE WATER TREATMENT FACILITY	Facilities	City Services	1333 W GRAND AVE	Y
WATER WAYS	Waterway	Waterway	CITY WIDE	Y
WATER WELLS	Water wells	Water wells	CITY WIDE	Y
WEST PUTNAM ELEMENTARY	School	School	1345 W PUTNAM AVE	Y
WESTFIELD ELEMENTARY	School	School	1151 W PIONEER AVE	Y
WILLIAM R BUCKLEY ELEMENTARY SCHOOL	School	School	2573 W WESTFIELD AVE	Y
ZALUD HOUSE	Facilities	Museum	393 N HOCKETT ST	Y

STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, PATRICE HILDRETH, 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 June, 2024.

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:					

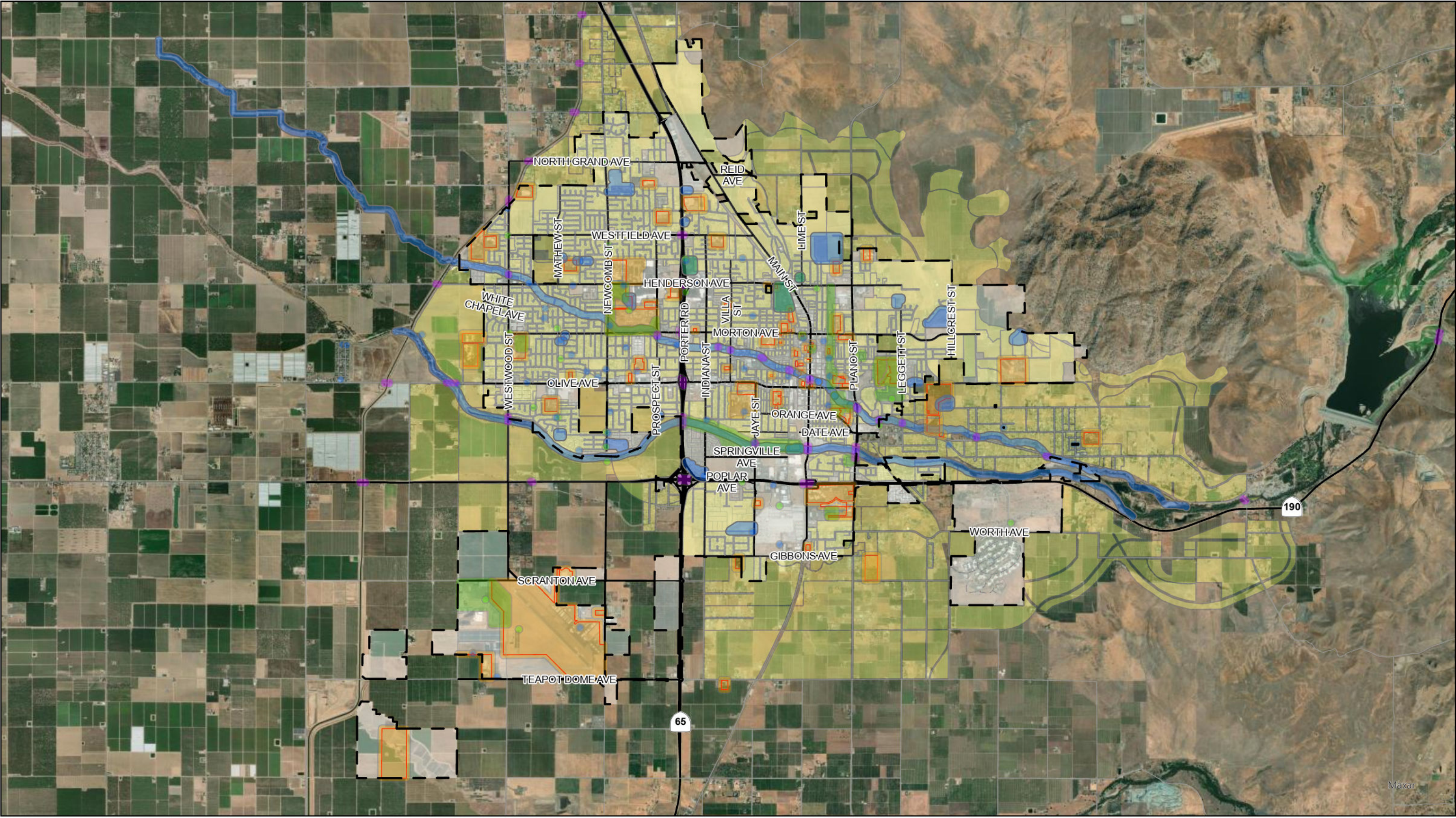
PATRICE HILDRETH, City Clerk



By: _____

Fernando Gabriel-Moraga,
Acting Chief Deputy City Clerk

Critical Infrastructure Buffer



0 1 2 Miles

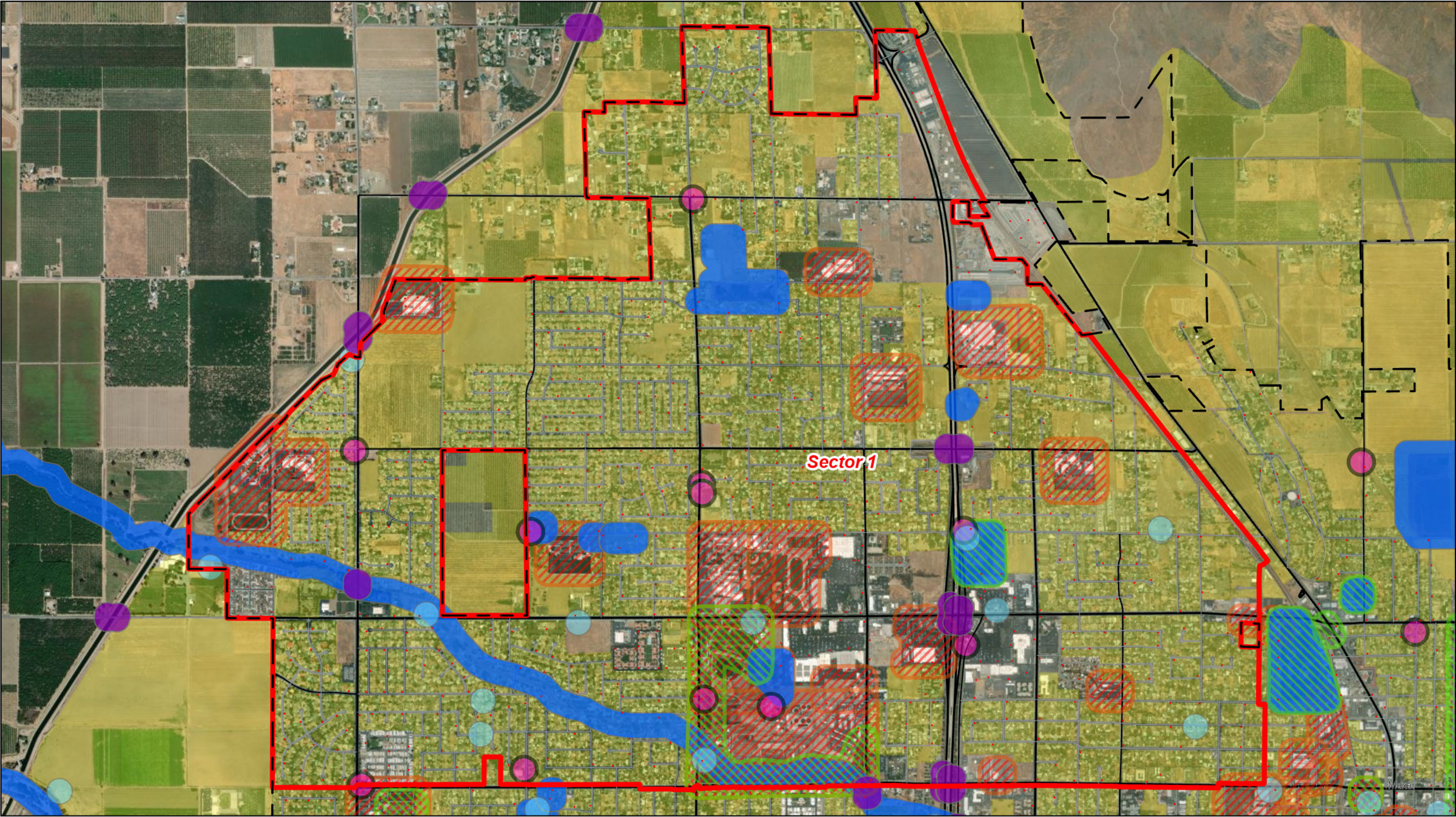


Date Printed: 2/27/2024 by the Community Development Department

- | | | | |
|----------------------|----------------------------|----------------|--|
| City Limits | Water Wells Buffer | Bridges Buffer | Fire Stations/Schools/Public Facilities Buffer |
| Fire Hydrants Buffer | Sewer Lift Stations Buffer | Parks Buffer | Tule River/Porter Slough/Storm Basins Buffer |



Critical Infrastructure Buffer - Sector 1



0 0.25 0.5 Miles

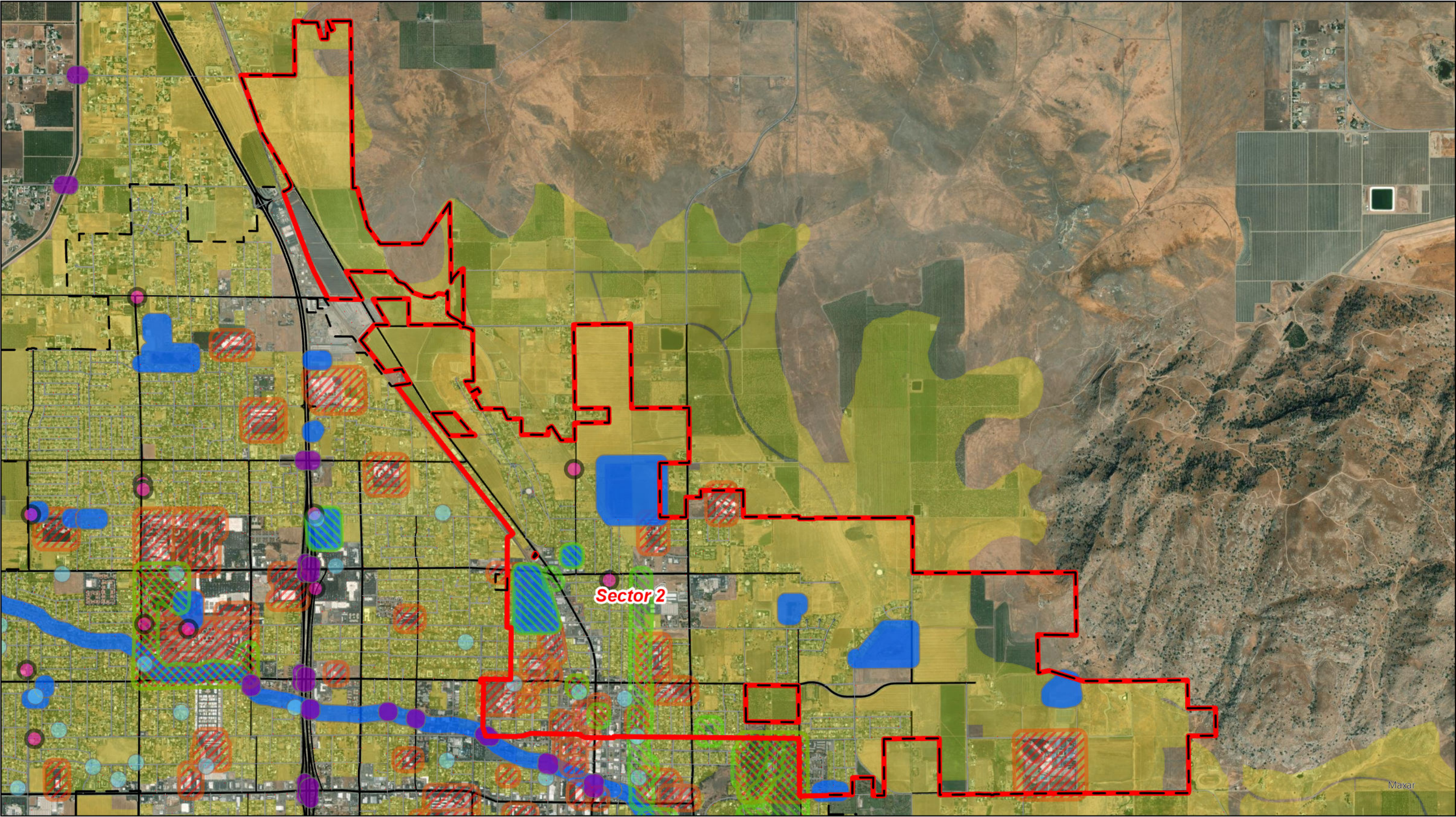


Date Printed: 5/30/2024 by the Community Development Department

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|----------------------|----------------------------|--|--------------------|
| City Limits | Bridges Buffer | Parks Buffer | Residential Zoning |
| Sector 1 | Water Wells Buffer | Fire Stations/Schools/Public Facilities Buffer | |
| Fire Hydrants Buffer | Sewer Lift Stations Buffer | Tule River/Porter Slough/Storm Basins Buffer | |



Critical Infrastructure Buffer - Sector 2



0 0.25 0.5 Miles

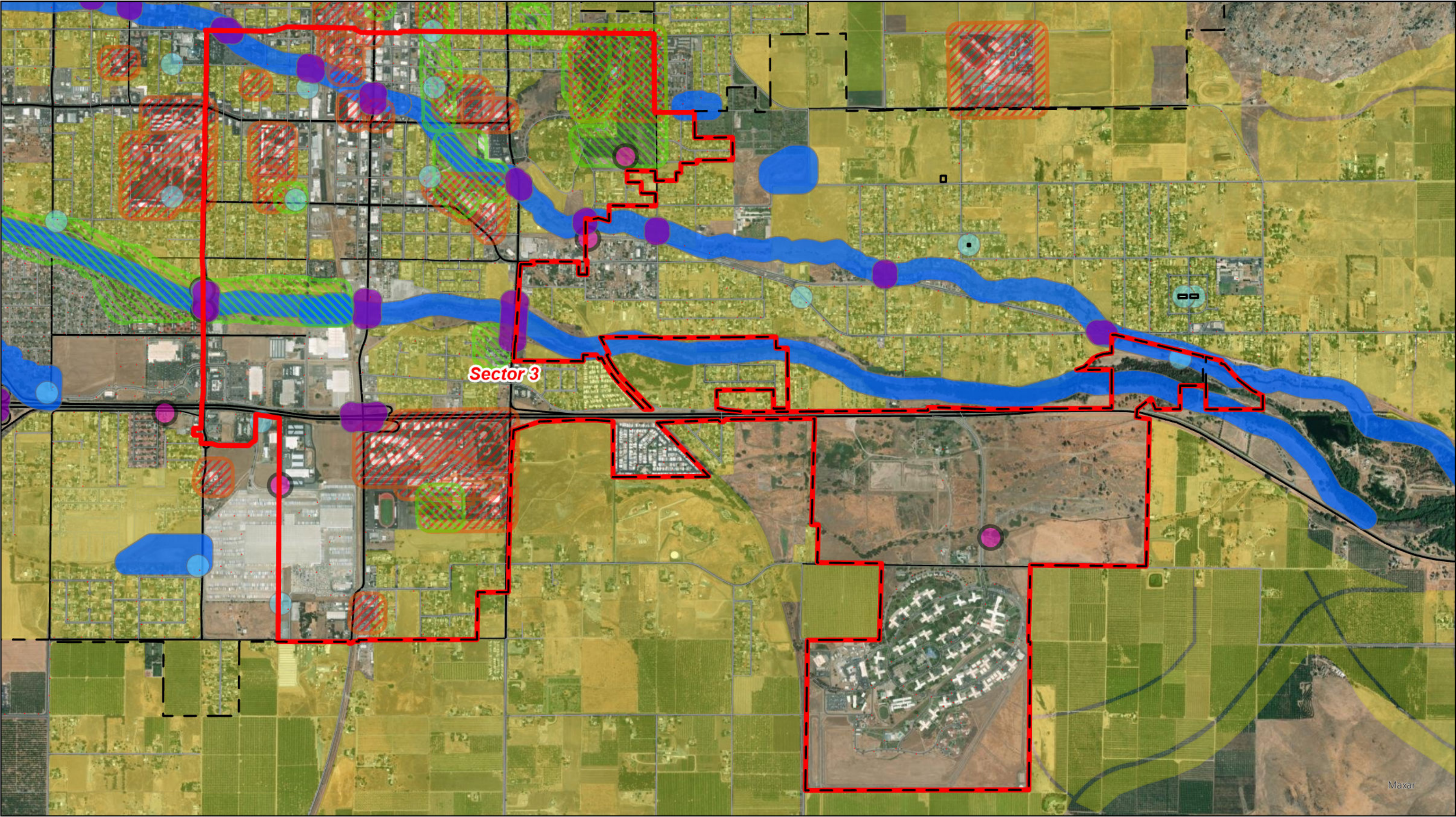


Date Printed: 5/30/2024 by the Community Development Department

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|----------------------|----------------------------|--|--------------------|
| City Limits | Bridges Buffer | Parks Buffer | Residential Zoning |
| Sector 2 | Water Wells Buffer | Fire Stations/Schools/Public Facilities Buffer | |
| Fire Hydrants Buffer | Sewer Lift Stations Buffer | Tule River/Porter Slough/Storm Basins Buffer | |



Critical Infrastructure Buffer - Sector 3



0 0.25 0.5 Miles



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City Limits

Sector 3

Fire Hydrants Buffer

Bridges Buffer

Water Wells Buffer

Sewer Lift Stations Buffer

Parks Buffer

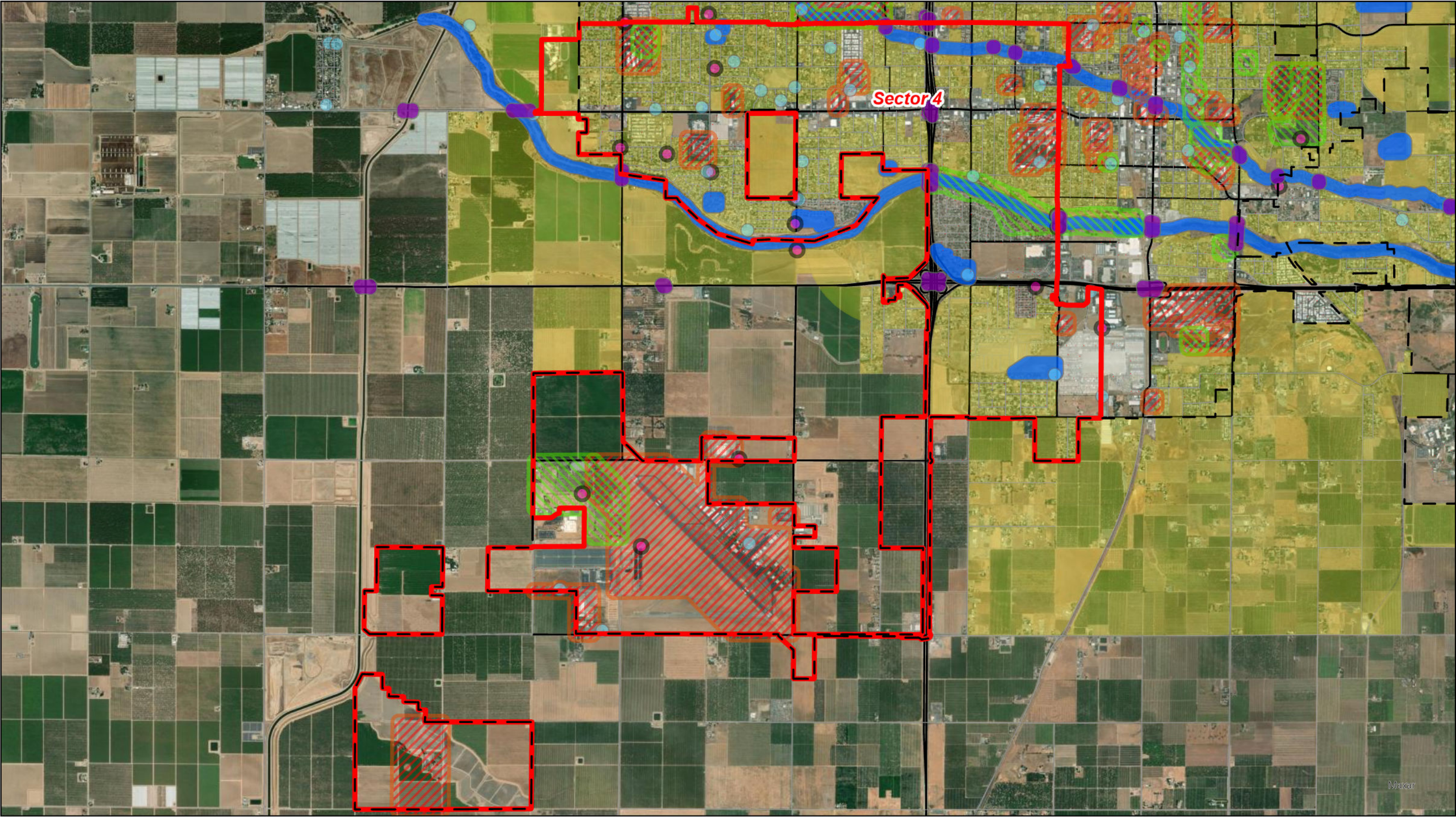
Fire Stations/Schools/Public Facilities Buffer

Tule River/Porter Slough/Storm Basins Buffer

Residential Zoning



Critical Infrastructure Buffer - Sector 4



0 0.5 1 Miles



Date Printed: 5/30/2024 by the Community Development Department

- | | | | |
|----------------------|----------------------------|--|--------------------|
| City Limits | Bridges Buffer | Parks Buffer | Residential Zoning |
| Sector 4 | Water Wells Buffer | Fire Stations/Schools/Public Facilities Buffer | |
| Fire Hydrants Buffer | Sewer Lift Stations Buffer | Tule River/Porter Slough/Storm Basins Buffer | |

