



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MAY 2, 2017, 5:30 PM**

Call to Order

Roll Call

ORAL COMMUNICATIONS

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

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville City Employees Association, Public Safety Support Unit, and Management and Confidential Series.
- 2** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Champaheuang, et al. v. Porterville Police Department, et al. Tulare County Superior Court Case No. 255956.
- 3** - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three cases in which facts are not yet known to potential plaintiff.
- 4** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One case.

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

Pledge of Allegiance Led by Council Member Flores

Invocation

AB 1234 REPORTS

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

1. Tulare County Economic Development Corp. (TCEDC) - April 26, 2017
2. Eastern Tule Groundwater Sustainability Agency - April 20, 2017
3. San Joaquin Valley Air Pollution Control District (SJVAPCD) - April 20, 2017

REPORTS

This is the time for all staff informational items.

- I. Staff Informational Reports
 1. Building Permit Activity - 3rd Quarter FY 2016/17
 2. Street Performance Measure - 3rd Quarterly Report
 3. Porterville OHV Park - 3rd Quarter FY 2016/17
 4. Porterville Golf Course 3rd Quarter FY 2016/17
 5. Report on Charitable Car Washes
 6. Attendance Report for City Commissions and Committees - 3rd Quarter FY 2016/17
 7. Report of Out-of-State Travel

ORAL COMMUNICATIONS

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

CONSENT CALENDAR

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

1. **City Council Minutes of April 4, 2017**
Re: Considering approval of the draft minutes of April 4, 2017.
2. **Request for Approval to Purchase Trend Micro Smart Protection Complete Security Suite**
Re: Considering approval of the purchase of Trend Micro Complete Endpoint Protection at a cost of \$14,625.00 for a three year subscription.
3. **Authorization to Operate Fare Free Shuttle Service to the Porterville Fair and Porterville Freedom Fest, and to Purchase Fireworks for the Freedom Fest**
Re: Considering approval to operate a shuttle route from the downtown Transit Center to the Porterville Fairgrounds from May 18 through May 21, 2017, and to the Porterville Freedom Fest on July 1, 2017; and authorization of a \$22,000 expenditure to Pyro Spectaculars, Inc. for the 2017 Freedom Fest fireworks show.

4. Interim Financial Status Reports

Re: Acceptance of the interim financial status reports for the third quarter ended March 31, 2017.

5. Quarterly Investment Portfolio Summary

Re: Acceptance of the quarterly Investment Portfolio Summary report.

6. Approval for Community Civic Event - Tulare County Jr. Livestock Show and Community Fair - Porterville Fair - May 17 - 21, 2017.

Re: Considering approval of an event to take place from May 17 - 21, 2017, at the Porterville Fairgrounds.

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

PUBLIC HEARINGS

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

Re: Consideration of the transition from Phase IV to Phase III of the City's Water Conservation Plan.

SECOND READINGS

8. Second Reading - Ordinance No. 1841 - Arts Commission Composition

Re: Second Reading of Ordinance No. 1841, an ordinance amending the structure of the Arts Commission including commission size and removal of term limits for commissioners, which was given first reading on April 18, 2017, and has been printed.

SCHEDULED MATTERS

9. Consider Resolution of Support for AB 242 (Arambula and Patterson); "Certificates of Death: Veterans"

Re: Considering Resolution of Support for AB 242 (Arambula and Patterson); "Certificates of Death: Veterans"

10. Status and Review of Declaration of Local Emergency

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

ORAL COMMUNICATIONS

OTHER MATTERS

CLOSED SESSION

Any Closed Session Items not completed prior to 6:30 p.m. will be considered at this time.

ADJOURNMENT - to the meeting of May 16, 2017.

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the Office of City Clerk at (559) 782-7464. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and/or provision of an appropriate alternative format of the agenda and documents in the agenda packet.

Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection during normal business hours at the Office of City Clerk, 291 North Main Street, Porterville, CA 93257, and on the City's website at www.ci.porterville.ca.us.



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 1. Building Permit Activity - 3rd Quarter FY 2016/17

SOURCE: Public Works

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

The Building Permit Activity Report (BPAR) presented herein to the City Council covers the months of January, February and March, 2017. The two main categories include new residential permits issued and new commercial permits issued.

3rd Quarter of FY 2016/2017 compared to 3rd Quarter of FY 2015/2016

New residential permits issued during the 3rd quarter of 2017 (9) are down 18% from the 3rd quarter of 2016 (11). New commercial permits issued during the 3rd quarter of 2017 (5) are up 400% from the 3rd quarter of 2016 (1).

Year-to-Date (July 2016 to March 2017)

New residential permits issued this fiscal year (23) are down 39.5% compared to the same period last fiscal year (38). New commercial permits issued this fiscal year (9) are up 350% as compared to the same period last fiscal year (2).

RECOMMENDATION: Informational item.

ATTACHMENTS:

1. Building Activity - January 2017
2. Building Activity - February 2017
3. Building Activity - March 2017

Appropriated/Funded:

Review By:

Department Director:

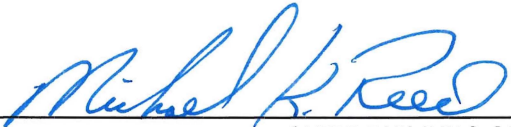
Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2015 - 1/31/2016 AND
7/1/2016 - 1/31/2017

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	JANUARY 2017	JANUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2017	JANUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2017	JANUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	1	2	15	30	187,984	343,904	3,621,316	6,257,920	1,914	3,828	33,325	66,129
NEW COMM	2	1	6	2	1,315,000	991,000	5,000,500	1,591,000	10,568	6,554	35,377	12,450
RESID IMPROV	8	10	99	78	135,140	147,176	1,078,326	1,365,401	2,426	3,614	35,993	28,558
COMM RESID	7	6	34	40	456,205	208,468	3,338,226	7,307,513	8,815	5,036	37,621	54,175
OTHER	24	20	181	237	181,536	158,707	1,623,724	2,268,181	4,455	3,994	35,531	45,768
ELECT	25	43	241	342	260,417	612,948	3,770,254	4,979,039	4,200	8,484	47,129	67,955
PLUMB	42	36	266	276	5,450	0	8,560	9,750	3,491	4,248	33,511	35,655
TOTALS	109	118	842	1,005	2,541,732	2,462,203	18,440,906	23,778,804	35,869	35,757	258,486	310,690

	NEW DWELLING UNITS TOTALS			
	JANUARY 2017	JANUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	1	2	15	29
MULTI FAMILY	0	0	0	0
TOTAL	1	2	15	29



 CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2015 - 2/29/2016 AND
7/1/2016 - 2/28/2017

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	FEBRUARY 2017	FEBRUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2017	FEBRUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2017	FEBRUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	2	2	17	32	376,412	315,146	3,997,728	6,573,066	4,462	3,678	37,787	69,807
NEW COMM	1	0	7	2	290,000	0	5,290,500	1,591,000	5,269	0	40,646	12,450
RESID IMPROV	11	9	110	87	71,544	64,715	1,149,870	1,430,116	3,602	3,105	39,595	31,663
COMM RESID	8	7	42	47	1,083,400	375,700	4,421,626	7,683,213	9,423	9,491	47,043	63,666
OTHER	19	36	200	273	232,571	265,926	1,856,295	2,534,107	3,972	6,594	39,503	52,362
ELECT	27	39	268	381	515,553	487,490	4,285,807	5,466,529	5,542	7,482	52,671	75,437
PLUMB	35	32	301	308	4,000	0	12,560	9,750	3,824	3,506	37,335	39,161
TOTALS	103	125	945	1,130	2,573,480	1,508,977	21,014,386	25,287,781	36,093	33,856	294,579	344,546

	NEW DWELLING UNITS TOTALS			
	FEBRUARY 2017	FEBRUARY 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	2	2	17	31
MULTI FAMILY	0	0	0	0
TOTAL	2	2	17	31



 CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2015 - 3/31/2016 AND
7/1/2016 - 3/31/2017

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	MARCH 2017	MARCH 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2017	MARCH 2016	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2017	MARCH 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	6	7	23	39	1,442,182	1,498,590	5,439,910	8,071,656	13,714	15,483	51,500	85,290
NEW COMM	2	0	9	2	1,750,000	0	7,040,500	1,591,000	12,245	0	52,891	12,450
RESID IMPROV	24	15	134	102	269,563	241,290	1,419,433	1,671,406	9,359	6,090	48,955	37,752
COMM RESID	5	5	47	52	514,000	194,250	4,935,626	7,877,463	3,804	4,431	50,848	68,097
OTHER	20	31	220	304	117,199	214,271	1,973,494	2,748,378	3,434	5,874	42,937	58,236
ELECT	33	58	301	439	335,031	812,088	4,620,838	6,278,617	6,002	11,666	58,673	87,103
PLUMB	31	38	332	346	0	0	12,560	9,750	3,368	4,501	40,703	43,662
TOTALS	121	154	1,066	1,284	4,427,975	2,960,489	25,442,361	28,248,270	51,926	48,045	346,506	392,591

	NEW DWELLING UNITS TOTALS			
	MARCH 2017	MARCH 2016	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	6	7	23	38
MULTI FAMILY	0	0	0	0
TOTAL	6	7	23	38

CHIEF BUILDING OFFICIAL



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 2. Street Performance Measure - 3rd Quarterly Report

SOURCE: Public Works

COMMENT: The purpose of this staff report is to provide Council with an update on progress made on street reconstruction, overlay, micro-surfacing, and pothole repair efforts for the 3rd quarter (January, February, March) of FY 2016/2017.

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

The recent winter months of rain have created quite the pothole nuisance for the community. The attachments represent an upward trend when comparing past practices during the drought years. This statement can be derived from the attachments and upon commencement of the quarterly report, the anticipated quantity (8000 sq. ft.) of pothole repairs were based on normal practices during dryer seasons. The repairs during this reporting period is almost 2-1/2 times the repairs for the second quarter and far exceeds the anticipated efforts for the entire fiscal year (27,872 sq. ft.).

Major reconstruction of the Lime Street Reconstruction Project is complete. Henderson Avenue Reconstruction Project is scheduled for a summer project during this fiscal year. This project is currently under a peer review by a soils engineering firm.

Micro-surfacing of Plano Street between SR 190 and Henderson Avenue is still under design. Most of the design efforts are focused on removal and replacement of street intersection curb ramps and making them access compliant, which is now a Federal requirement for all micro-surfacing projects. This effort is virtually complete and now most of the design efforts are focused on replacing segments of water mains that are past their useful life and potentially inclusion of the Barn Theater parking lot contingent upon identification of funding source.

Main Street between Morton Avenue and Olive Avenue is also still under design. Through research and review, staff determined an access compliance exception that relates to "blended transitions" (flush interface between sidewalk and street) that are currently in place along Main Street in the Downtown area. However, the design has turned to an economical analysis as micro-surfacing may not be the best approach to this project. The results of the Main Street project economic analysis has forced staff to transition to a full reconstruction project. Additional sampling and analysis are still forth coming and necessary to fully complete the design efforts. The attachment is currently reflecting this

project as a full reconstruction project.

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. 3rd Quarter Report
 2. 2nd Quarter Report

Appropriated/Funded:

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
2016/2017 Level of Service Report
Prepared By M. Reed

3rd QUARTER REPORT - January 1, 2017 - March 31, 2017

[illegible]

3rd QUARTER REPORT - January 1, 2017 - March 31, 2017

2nd QUARTER REPORT - October 1, 2016 - December 31, 2016



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 3. Porterville OHV Park - 3rd Quarter FY 2016/17

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report on participation numbers at the Porterville OHV Park for informational purposes. The report reflects the Third Quarter FY 2016/17.

RECOMMENDATION: Information only

ATTACHMENTS: 1. OHV Park 3rd Quarter Ridership

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE OHV RIDERSHIP

	Jan-16	Jan-17	Feb-16	Feb-17	Mar-16	Mar-17
Riders	7	0	36	0	101	23
Revenue	\$100.00	\$0.00	\$704.00	\$0.00	\$2,022.00	\$412.00
Days Open	2	0	4	0	8	2

Note: The main contributing factor when the park is not open is wet conditions.



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 4. Porterville Golf Course 3rd Quarter FY 2016/17

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report on participation numbers at the Porterville Golf Course for informational purposes. The report reflects the Third Quarter FY 2016/17.

RECOMMENDATION: Information only

ATTACHMENTS: 1. Golf Course 3rd Quarter 2016/17

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE GOLF COURSE STATISTICS

	Jan-16	Jan-17	Feb-16	Feb-17	Mar-16	Mar-17
Golfers	1307	958	1750	1066	2064	1701
Repeat 9/Twilight	257	232	426	270	467	540
Tickets Used	625	551	742	512	1000	791
Passes Sold	40	46	48	37	57	60
Carts	252	183	431	204	469	425
Total	\$11,723.00	\$9,705.00	\$15,921.00	\$10,111.00	\$17,030.00	\$17,403.00

FOOTGOLF

	Jan-16	Jan-17	Feb-16	Feb-17	Mar-16	Mar-17
Foot Golfers	3	0	14	24	6	15
Cart rental	0	0	0	0	0	2
Ball rental	0	0	0	1	0	0
Party	0	0	0	0	0	0
Total	\$25.00	\$0.00	\$100.00	\$98.00	\$40.00	\$93.00

GRAND TOTAL	\$11,748.00	\$9,705.00	\$16,021.00	\$10,209.00	\$17,070.00	\$17,496.00
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* **Repeat 9:** Additional 9 rounds after first 9

* **Twilight:** Afternoon discount rate

* **Tickets:** Surcharge with monthly play pass \$1.00 9-hole, \$2.00 18-hole

* **Passes:** Monthly Passes sold

January-17

15 rainy days

4 days (3 weekend days) course closed due to weather

7 days no carts allowed due to weather

February-17

2 tournaments

14 rainy days

4 days (2 weekend days) course closed due to weather

9 days no carts allowed due to weather

March-17

3 tournaments (1 glow ball)

7 rainy days

2 days course closed to weather

1 day no carts allowed due to weather



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 5. Report on Charitable Car Washes

SOURCE: Finance

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

For the period of January 1 to March 31, 2017, there were no charitable car wash applications received or permits issued.

RECOMMENDATION: Information only.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 6. Attendance Report for City Commissions and Committees - 3rd Quarter FY 2016/17

SOURCE: Administrative Services

COMMENT: At the Council's request, staff is herein providing for informational purposes the attendance records as of the 3rd Quarter FY 2016/17 for the following City Commissions and Committees:

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

RECOMMENDATION: Informational Report Only.

ATTACHMENTS:

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

Appropriated/Funded: N/A

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: John Lollis, City Manager

PARKS & LEISURE SERVICES COMMISSION
ATTENDANCE RECORDS

As of March 31, 2017

Parks & Leisure Services Commissioner's Record of Attendance

	2016	2016	2016	2016	2016	2016	2017	2017	2017	2017	2017	2017	
	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	
	7	11	1	6	3	8	5	2	2				
Rocco Calantone	**	P	E	P	P	P	P	E	E				FT Exp 10/19
Monte Moore	**	E	P	P	P	P	P	P	P				FT Exp 10/17
Leticia Lupio	**	P	E	P	P	P	E	P	P				FT Exp 10/17
Rick Vafeades	**	P	P	P	P	E	E	P	P				FT Exp 10/17
Richard Rankin	**	P	P	P	P	P	P	P	P				PUSD Rep.
Carroll Land	**	E	E	P	P	P	P	P	P				FT Exp 10/19
Rachel Lucero	**	P	P	E	P	P	A	P	P				FT Exp 10/19
Shannon Bennett	**	A	Resigned										

**No meeting held. * Due to lack of quorum, an informal discussion only took place.
P = Present; E = Excused Absence; A = Absent; T = Tardy

Parks & Leisure Services Commissioner's Record of Attendance

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

**No meeting held. * Due to lack of quorum, an informal discussion only took place.
P = Present; E = Excused Absence; A = Absent; T = Tardy

Parks & Leisure Services Commissioner's Record of Attendance

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

**No meeting held. * Due to lack of quorum, an informal discussion only took place.
P = Present; E = Excused Absence; A = Absent; T = Tardy

As of: March 31, 2017

■ = Summer Hiatus

[illegible]

**Arts Commission
Attendance Records**

As of: March 31, 2017

	2016 24-Aug	2016 14-Sep	2016 26-Oct	2016 23-Nov	2016 28-Dec	2017 25-Jan	2017 22-Feb	2017 22-Mar	
Deana Worthington	P	P	*	*	*	*	*	P	
Joan Givan	P	P	*	*	*	*	*	P	
Judith Halloway	P	P	*	*	*	*	*	P	
Mel Gosage	A	P	*	*	*	*	*	A	
Donna Selma	P	P	*	*	*	*	*	P	
Hector Marquez	A	A	*	*	*	*	*	A	
Vacant									

* No meeting due to lack of quorum.

	2015 16-Dec	2016 28-Jan	2016 24-Feb	2016 16-Mar	2016 20-Apr	2016 25-May	2016 22-Jun	2016 20-Jul	
Deana Worthington	P	*	P	P	*	P	P	P	
Joan Givan	P	*	P	P	*	P	A	P	
Judith Halloway	P	*	A	A	*	P	P	P	
Mel Gosage	P	*	P	P	*	A	P	P	
Donna Selma						P	P	A	
Hector Marquez						A	A	A	
Vacant									

* No meeting due to lack of quorum.

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

* No meeting due to lack of quorum.

	2014 23-Jul	2014 24-Sep	2014 22-Oct	2014 26-Nov	2014 Dec	2015 Jan	2015 Feb	2015 Mar	
Deana Worthington	P	P	P	P	*	*	P	P	
Vacant					*	*			
Vacant					*	*			
Joan Givan	P	P	P	P	*	*	P	P	
Judith Halloway	P	A	A	A	*	*	P	P	
Mel Gosage	P	A	A	A	*	*	P	P	
Brenda Carrasco	P	Resigned 8/2014							

* No meeting due to lack of quorum.

**Animal Control Commission
Attendance Records**

As of: March 31, 2017

	2017 13-Feb	2017 13-Mar	2017 10-Apr	2017 8-May	2017 12-Jun	2017 10-Jul	2017 14-Aug	Notes:
Margaret Land	P	P						
Daniel Penaloza	A	P						
Florenza Pizanis	P	P						
Maritza Altamirano	P	P						
Richard Stadtherr	P							Appointment rescinded 2/21

	2016 11-Jul	2016 8-Aug	2016 9-Sep	2016 10-Oct	2016 14-Nov	2016 12-Dec	2017 9-Jan	Notes:
Margaret Land	A	P	P	P	P	P	P	
Daniel Penaloza	P	P	P	P	A	P	P	
Florenza Pizanis	P	P	P	P	P	P	P	
Maritza Altamirano	P	P	P	P	P	P	P	
Richard Stadtherr	P	P	P	P	P	P	P	

	2016 7-Mar	2016 4-Apr	2016 18-Apr	2016 12-May	2016 16-May	2016 6-Jun	2016 20-Jun	Notes:
Maureen Hamilton	A	A	*	A	*	*	*	Resigned 05/16.
Margaret Land	P	P	*	P	*	*	*	
Debbie Arthur	P	P	*	P	*	*	*	Resigned 05/16.
Melanie Huerta	P	P	*	P	*	*	*	Resigned 05/16.
Daniel Penaloza		P	*	P	*	*	*	

* Cancelled due to lack of quorum.

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

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

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

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

As of: March 31, 2017

Committee Member	Reg. Mtg 4/27/2015	Reg. Mtg 3/28/2016	Reg. Mtg 3/1/2017	Reg. Mtg	Reg. Mtg
Pat Contreras	P	A	P		
Linda Mendez	P	A	P		
Grace Munoz-Rios	P	P	P		
Doug Heusdens	P	P	P		
Rebecca Vigil	P	P	A		
Kelle Jo Lowe	P	P	P		
Maria Gonzalez	P	A	P		

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

This Committee typically meets on an annual basis in March.

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

As of: March 31, 2016

	2017 28-Feb	2017	2017					
John Simonich	P							
Margaret Stinson	P							
Kathleen "Kat" Harris	P							
Russell "Buck" Fletcher	P							
Titus Moore								<i>Resigned</i>
Richard Stadtherr								<i>Appointment rescinded 2/21</i>
John Angell	P							<i>Appointed 2/7</i>
Mike Boudreaux Sr.	P							<i>Appointed 2/7</i>
Jerry Claborn	P							<i>Appointed 2/7</i>
Virginia Gurrola	P							<i>Appointed 2/21</i>

	2015 8-Oct	2015 18-Nov	2016 11-Feb	2016 12-May	2016 30-Jun	2016 25-Aug	2016 22-Nov	
Khris Saleh	A	A	A	**	<i>Term ended</i>			
John Simonich	P	A	P	**	P	P		
Raheel Mann	A	A	A	**	<i>Resigned</i>			
Gail Lemmen	P	P	P	**	<i>Term ended</i>			
Margaret Stinson	P	P	P	**	P	P		
Janet Meister	P	P	A	**	<i>Term ended</i>			
Kathleen "Kat" Harris	P	P	P	**	P	P		
Russell "Buck" Fletcher	P	P	P	**	P	P		
Salvador Estrada, Jr.	P	A	P	**	<i>Term ended</i>			
Titus Moore					P	P		
Richard Stadtherr					P	A		

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

** No meeting held due to lack of quorum.

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

** No meeting held due to lack of quorum.



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: 7. Report of Out-of-State Travel

SOURCE: Fire

COMMENT: Pursuant to City policy and past practice, an agenda item was presented to Porterville City Council on April 18, 2017, for Authorization to Purchase a Type 1 fire engine. Included in Consent Item #3 Authorization to Purchase were two trips by two City of Porterville Fire Department personnel to the Rosenbauer America Factory, located in South Dakota. The travel is required for a pre-construction meeting and a final inspection, which is included in the price of the engine. In the past, three trips were required; one trip has been replaced with a video inspection at the mid-point to reduce travel. Two Fire Department personnel will be traveling to South Dakota on Tuesday, May 2, 2017, for the purpose of attending the first pre-construction meeting on the new engine.

RECOMMENDATION: Information only.

ATTACHMENTS:

Appropriated/Funded: MB

Review By:

Department Director:

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: City Council Minutes of April 4, 2017

SOURCE: Administrative Services

COMMENT: Staff has prepared the draft Minutes of April 4, 2017, for the Council's review and consideration.

RECOMMENDATION: That the Council approve the draft Minutes of April 4, 2017.

ATTACHMENTS: 1. Draft Minutes

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: Luisa Zavala, Deputy City Clerk

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 4, 2017, 5:30 PM**

Called to order at 5:33 p.m.

Roll call: Council Member Reyes, Council Member Hamilton, Council Member Flores,
Vice Mayor Ward, Mayor Stowe

ORAL COMMUNICATIONS

None

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APNs: 260-320-037, 260-320-038, 260-310-016, 260-310-043, 260-310-042, 260-250-026, 260-250-031, 260-260-002, 260-260-006, and 260-320-032. Agency Negotiator: John Lollis and Jenni Byers. Negotiating Parties: City of Porterville and Dexter J. and Erline Goodell. Under Negotiation: Terms and Price.
- 2 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville City Employees Association and Public Safety Support Unit.
- 3 - Government Code Section 54956.95 – Liability Claim: Claimant: James and Veronica Wickersham. Agency claimed against: City of Porterville.
- 4 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Judith Howard v. City of Porterville, et al., U.S. District Court Case No. 1:16-cv-01071-AWI-SAB.
- 5 - 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.
- 6 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One case.

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

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

- A-3. On a MOTION made by Council Member Hamilton, SECONDED by Vice Mayor Ward, the City Council unanimously reject the claim submitted by James and Veronica Wickersham.

Documentation: M.O. 01-040417

Disposition: Claim Rejected.

Pledge of Allegiance Led by Mayor Stowe

Invocation

PROCLAMATIONS

Library Week - April 9 - 15, 2017

Volunteer Week - April 23 - 29, 2017

AB 1234 REPORTS

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

1. Tulare County Economic Development Corp. (TCEDC) - March 22, 2017

Council Member Reyes stated that he was unable to attend the meeting, and reported that no action items were considered.

REPORTS

City Manager Lollis spoke briefly about Spring Clean-Up events on Saturday, April 8th.

ORAL COMMUNICATIONS

- Brock Neeley, Porterville, expressed disappointment in Council Member Hamilton's stance on AB 242; and stated that the bill was being supported by Diane Feinstein and John McCain.
- Sonia Lopez inquired about citations for violations and the appeal process.
- Logan Menchaca stated that he was a middle school student interested in a community garden project to help the environment, educate youth, and feed the needy; and inquired about the steps required to make the project happen.

CONSENT CALENDAR

COUNCIL ACTION: MOVED by Vice Mayor Brian Ward, SECONDED by Council Member Cameron Hamilton that the City Council approve Items Nos. 1-10. The motion carried unanimously.

1. CITY COUNCIL MINUTES OF FEBRUARY 7, 2017, AND FEBRUARY 21, 2017

Recommendation: That the Council approve the draft Minutes of February 7, 2017, and February 21, 2017.

Documentation: M.O. 02-040417

Disposition: Approved.

2. ACCEPTANCE OF FOUR (4) COMPRESSED NATURAL GAS (CNG) REFUSE TRUCKS

Recommendation: That City Council:

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

Documentation: M.O. 03-040417

Disposition: Approved.

3. ACCEPTANCE OF ONE (1) COMPRESSED NATURAL GAS (CNG) STREET SWEEPER

Recommendation: That City Council:

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

Documentation: M.O. 04-040417

Disposition: Approved.

4. APPROVAL OF AMENDMENT NO. 2 TO THE WASTE DISPOSAL AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND THE COUNTY OF TULARE

Recommendation: That the City Council approve and authorize the Mayor to sign Amendment No. 2 to the Waste Disposal Agreement with the County of Tulare.

Documentation: M.O. 05-040417

Disposition: Approved.

5. APPROVAL FOR COMMUNITY CIVIC EVENT - GREATER PORTERVILLE COUNCIL OF SENIOR CITIZENS AND ROLLIN' RELICS CAR CLUB - ROLLIN' RELICS CAR SHOW - MAY 13, 2017

Recommendation: That the City Council approve the attached Community Civic Event Application and Agreement submitted by the Greater Porterville Senior Council and the Rollin' Relics Car Club, subject to the stated requirements contained in the Application, Agreement and Exhibit A and Exhibit B.

Documentation: M.O. 06-040417

Disposition: Approved.

6. APPROVAL OF CAROLLO ENGINEERS, INC. PROFESSIONAL SERVICE AGREEMENT - MASTER PLAN UPDATES

Recommendation: That the City Council:

1. Approve the attached Professional Services Agreement with Carollo Engineers, Inc. for the Master Plan Updates; and
2. Authorize a 10% contingency for unforeseen design changes; and
3. Authorize the Mayor to execute the implementation of the agreement by his signature.

Documentation: M.O. 07-040417
Disposition: Approved.

7. INTENT TO SET A PUBLIC HEARING MOVING TO PHASE III OF THE CITY'S
WATER CONSERVATION PLAN

Recommendation: That City Council direct the City Clerk to notice a Public Hearing to discuss the transition from Phase IV to Phase III of the Water Conservation Plan during the May 2, 2017, meeting.

Documentation: M.O. 08-040417
Disposition: Approved.

8. REQUEST FOR PROCLAMATION - MDA & FIREFIGHTER MONTH - APRIL 2017

Recommendation: That the City Council consider approval of the request to proclaim April 2017, as "MDA & Firefighter Month" in Porterville.

Documentation: M.O. 09-040417
Disposition: Approved.

9. REQUEST FOR PROCLAMATION CHILD ABUSE PREVENTION AND
AWARENESS MONTH - APRIL 2017

Recommendation: That the City Council consider approval of the request to proclaim April 2017, as "Child Abuse Prevention and Awareness Month" in Porterville.

Documentation: M.O. 10-040417
Disposition: Approved.

10. REQUEST FOR PROCLAMATION - JAMES KUSSEROW

Recommendation: That the City Council consider approval of a proclamation in recognition of James Kusserow.

Documentation: M.O. 11-040417
Disposition: Approved.

PROCLAMATIONS

Child Abuse Prevention and Awareness Month – April 2017
MDA and Firefighter Month – April 2017

PUBLIC HEARINGS

11. ADOPTION OF A COST RECOVERY ORDINANCE

Recommendation: That the City Council approve the draft Ordinance, waive further reading, and order the ordinance to print.

City Manager Lollis introduced the item, and Community Development Director Jenni Byers presented the staff report. Council Member Flores confirmed that the ordinance applied to both commercial and residential.

The Public Hearing was opened at 7:28 p.m., and closed at 7:29 p.m., when nobody came forward.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Vice Mayor Ward, that the City Council approve the draft Ordinance, being AN ORDINANCE OF THE CITY OF PORTERVILLE, CALIFORNIA, AMENDING CHAPTER 2 (ADMIN) OF THE PORTERVILLE CITY CODE BY ADDING ARTICLE XV (COST RECOVERY PROGRAM) TO PROVIDE FOR COMPREHENSIVE COST RECOVERY IN NUISANCE ABATEMENT ACTIONS, waive further reading, and order the ordinance to print. The motion carried unanimously.

The Ordinance was read by title only.

Documentation: Ordinance No. 1840

Disposition: Approved.

SCHEDULED MATTERS

12. RESOLUTION CONFIRMING THE CITY'S PARTICIPATION IN THE ABANDONED VEHICLE ABATEMENT PROGRAM IN TULARE COUNTY

Recommendation: That the City Council approve the Draft Resolution confirming the City's participation in the abandoned vehicle abatement program administered by the Tulare County Association of Governments, acting as the Service Authority.

City Manager Lollis introduced the item and presented the staff report. A discussion ensued regarding the DMV assessment, allocations, and the Police Department's stance on the matter.

COUNCIL ACTION: MOVED by Vice Mayor Ward, SECONDED by Council Member Flores, that the City Council approve the draft resolution confirming the City's participation in the abandoned vehicle abatement program administered by the Tulare County

Association of Governments, acting as the Service Authority. The motion carried unanimously.

Documentation: Resolution No. 15-2017

Disposition: Approved.

13. AUTHORIZATION FOR TRAVEL BY CITY REPRESENTATIVES TO WASHINGTON D.C. TO MEET WITH FEDERAL AUTHORITIES REGARDING THE PROPOSED RELOCATION OF EAGLE MOUNTAIN CASINO

Recommendation: That the City Council:

1. Authorize travel by City representatives to Washington D.C. and Sacramento as necessary, and
2. Appropriate \$5,000 from the Special Purposes Fund for anticipated travel expenses.

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

COUNCIL ACTION: MOVED by Vice Mayor Ward, SECONDED by Council Member Hamilton, that the City Council Authorize travel by City representatives to Washington D.C. and Sacramento, as necessary; appropriate \$5,000 from the Special Purposes Fund for anticipated travel expenses; and designate Mayor Stowe and Council Member Hamilton as representatives, with Council Member Flores and Council Member Reyes as alternates. The motion carried unanimously.

Documentation: M.O. 12-040417

Disposition: Approved.

14. CONSIDER ADMINISTRATION OF A CODE ENFORCEMENT RESIDENT SURVEY

Recommendation: That the City Council provide direction in the circulation of the Resident Survey.

City Manager Lollis introduced the item and staff report was waived at Council's request.

COUNCIL ACTION: MOVED by Vice Mayor Ward, SECONDED by Council Member Hamilton, that the City Council approve the Code Enforcement Resident Survey; and order it to print and circulate to residents. The motion carried unanimously.

Documentation: M.O. 13-040417

Disposition: Approved.

15. STATUS AND REVIEW OF DECLARATION OF LOCAL 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.

City Manager Lollis introduced the item and presented the staff report. Acting Public Works Director Reed provided an update on the amount of properties that had not taken advantage of the emergency water connection program.

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

Documentation: M.O. 14-040417

Disposition: Approved.

Adjourned at 7:45 p.m. to a meeting of the Successor Agency to the Porterville Redevelopment Agency.

SUCCESSOR AGENCY TO THE
PORTERVILLE REDEVELOPMENT AGENCY AGENDA
291 NORTH MAIN STREET, PORTERVILLE, CA 93257
APRIL 4, 2017

Roll Call: Agency Member Reyes, Agency Member Hamilton, Agency Member Flores, Agency Vice Chair Ward, Agency Chair Stowe

WRITTEN COMMUNICATION

None

ORAL COMMUNICATIONS

None

SUCCESSOR AGENCY SCHEDULED MATTERS

SA-16. CONSIDERATION OF TENANT FOR VILLA SIENA COMMERCIAL SPACE

Recommendation: That the Successor Agency to the Porterville Redevelopment Agency approve the transfer of the Villa Siena commercial parcel from TPC Commercial, LLC to Dr. Stanton E. Schuler, DDS, for the establishment and operation of a general dental practice.

City Manager Lollis introduced the item and Community Development Director Jenni Byers presented the staff report.

COUNCIL ACTION: MOVED by Vice Chair Ward, SECONDED by Agency Member Flores, that the Successor Agency to the Porterville Redevelopment Agency approve the transfer of the Villa Siena commercial parcel from TPC Commercial, LLC to Dr. Stanton E. Schuler, DDS, for the establishment and operation of a general dental practice. The motion carried unanimously.

Documentation: SA M.O. 01-040417

Disposition: Approved.

Adjourned at 7:47 p.m. to a meeting of the Porterville City Council.

ORAL COMMUNICATIONS

None

OTHER MATTERS

- Council Member Flores thanked staff for its coordination of the Wall of Fame event, and congratulated the honorees; spoke of her attendance at the indoor color guard and drumline event at Granite Hills; and reminded everyone of 1st Friday Coffee, Porterville Chamber Business after Hours and the Cinco de Mayo Parade.
- Council Member Hamilton gave kudos to staff for a successful Kids Fest; spoke of the upcoming Egg Hunt; and sent good wishes to the Police Department staff who had a stressful day.
- Council Member Reyes spoke of the Wall of Fame event; stated that he was glad to be back after missing a meeting; and spoke of a recent trip to the Bay area and the silver hair trend.
- Vice Mayor Ward thanked the Latter Day Saints Church for its presentation; and stated that he was travel weary.
- Mayor Stowe thanked Donnie for the Wall of Fame, which he described as the best one yet; stated that his heart went out to the family of the little girl who was murdered; and thanked the Latter Day Saints Church for the book he had received.
- City Manager Lollis spoke about an educational program that would be offered by Qualcomm next school year, Spring Clean events, Music on Main Street, and TCAG retreat; and wished everyone a happy Easter.

CLOSED SESSION

None

ADJOURNMENT

The Council adjourned at 7:56 p.m. to the meeting of April 18, 2017.

SEAL

Luisa M. Zavala, Deputy City Clerk

Milt Stowe, Mayor



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Request for Approval to Purchase Trend Micro Smart Protection Complete Security Suite

SOURCE: Finance

COMMENT: The IT division would like to purchase Trend Micro Smart Protection Suite for the City's on-premise and cloud data. The City currently utilizes GFI MailEssentials to protect email and Symantec Endpoint Protection for on-premise PC's. GFI is no longer providing the protection and filtering needed to protect and filter the City's e-mail traffic. Also, the Symantec on-premise version does not provide protection from current threats such as "Crypto Virus" and "Ransomware".

Staff reviewed several alternative solutions and their costs and found Trend Micro's security software to be the best solution with the most reasonable price for the City. Upgrading to Trend Micro Smart Protection Suite will provide complete security solution with better email traffic filtering and modern threat protection against attacks from "Crypto Virus" and "Ransomware", all under one unified management console. In order to avail of some savings, staff is requesting Council's approval to a three-year subscription with Trend Micro for \$14,625. Funds are available in the Finance Department's current operating budget.

RECOMMENDATION: That the City Council approve the three-year subscription to Trend Micro Smart Protection Complete Security Suite at a total cost of \$14,625.00.

ATTACHMENTS: 1. TrendMicro

Appropriated/Funded: MB

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager



ORDERING INFORMATION
GovConnection, Inc. DBA Connection

Please contact your account manager with any questions.

Ordering Address

GovConnection, Inc.
732 Milford Road
Merrimack, NH 03054

Remittance Address

GovConnection, Inc.
Box 536477
Pittsburgh, PA 15253-5906

Please reference the Contract # on all purchase orders.

TERMS & CONDITIONS

Payment Terms:	NET 30 (subject to approved credit)
FOB Point:	DESTINATION (within Continental US)
Maximum Order Limitation:	NONE
FEIN:	52-1837891
DUNS Number:	80-967-8782
CEC:	80-068888K
Cage Code:	OGTJ3
Business Size:	LARGE
Erate Spin Number:	143026005

WARRANTY: *Manufacturer's Standard Commercial Warranty*

Important Notice: --- THIS QUOTATION IS SUBJECT TO THE FOLLOWING Terms of Sale: All purchases from GovConnection, Inc. are subject to the Company's Standard Terms of Sale, which describe important legal rights and obligations. You may review the Company's Standard Terms of Sale on the Company's website: www.govconnection.com or you may request a copy via fax, e-mail, or mail by calling your account representative. The only exception to this policy is if your order is being placed under any one of our many national, state, educational or cooperative Agreements, in which case the Terms and Conditions of your Purchase Order are already pre-negotiated and stated in that Agreement. No other Terms and Conditions shall apply and any other terms and conditions referenced or appearing in your Purchase Order are considered null and void. Please refer to our Quote Number in your order.

If you require a hard copy invoice for your credit card order, please visit the link below and click on the Proof of Purchase/Invoice link on the left side of the page to print one:

<https://www.govconnection.com/web/Shopping/ProofOfPurchase.htm>

Please forward your Contract or Purchase Order to:

SLEDOPS@connection.com

QUESTIONS: Call 800-800-0019

FAX: 603.683.0374

SALES QUOTE

GovConnection, Inc.
7503 Standish Place
Rockville, MD 20855

Account Executive: Joseph Rozmiarek
Phone: (800) 800-0019 ext. 75559
Fax: (603) 683-0547
Email: joe.rozmiarek@connection.com

24340415.01

PLEASE REFER TO THE ABOVE
QUOTE # WHEN ORDERING

Account Manager:
Phone:
Fax:
Email:

Date: 4/24/2017
Valid Through: 5/24/2017
Account #: Tulare

Customer Contact: Nino Renzi
Email: nrenzi@ci.porterville.ca.us

Phone: (559) 782-7434
Fax:

QUOTE PROVIDED TO:	SHIP TO:
City of Porterville Nino Renzi 291 N Main St Porterville, CA 93257-3737 (559) 782-7434	City of Porterville Nino Renzi 291 N Main St Porterville, CA 93257-3737 (559) 782-7434

DELIVERY	FOB	SHIP VIA	SHIP WEIGHT	TERMS	CONTRACT ID#
5-30 Days A/R/O	Destination	Small Pkg Ground Service Level	.00 lbs	NET 30	

Important Notice: --- THIS QUOTATION IS SUBJECT TO THE FOLLOWING Terms of Sale: All purchases from GovConnection, Inc. are subject to the Company's Standard Terms of Sale, which describe important legal rights and obligations. You may review the Company's Standard Terms of Sale on the Company's website: www.govconnection.com, or you may request a copy via fax, e-mail, or mail by calling your account representative. The only exception to this policy is if your order is being placed under any one of our many national, state, educational or cooperative Agreements, in which case the Terms and Conditions of your Purchase Order are already pre-negotiated and stated in that Agreement. No other Terms and Conditions shall apply and any other terms and conditions referenced or appearing in your Purchase Order are considered null and void. Please refer to our Quote Number in your order.

* Line #	Qty	Item #	Mfg. Part #	Description	Mfg.	Price	Ext
1	300		CTNA0003	SMART PROTECT COMPLETE AE 251-500U NEW Trend Micro	Trend Micro	\$ 16.25	\$ 4,875.00
2	300		CTRA0003	SMART PROTECT COMPLETE AE 251-500U RNWL		\$ 16.25	\$ 4,875.00
3	300		CTRA0003	SMART PROTECT COMPLETE AE 251-500U RNWL		\$ 16.25	\$ 4,875.00
Subtotal						\$ 14,625.00	
Fee						\$ 0.00	
Shipping and Handling						\$ 0.00	
Tax						Exempt!	
Total						\$ 14,625.00	



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Authorization to Operate Fare Free Shuttle Service to the Porterville Fair and Porterville Freedom Fest, and to Purchase Fireworks for the Freedom Fest

SOURCE: Public Works

COMMENT: In 2011, the Porterville Fair and the Porterville Freedom Fest opened in their new locations on Teapot Dome and Scranton Avenue. Porterville Transit does not operate in this area, and in an effort to improve mobility options and reduce congestion, Council authorized staff to operate a shuttle route from the downtown Transit Center to the Porterville Fairgrounds and the City's Sports Complex.

This year, staff received a request from the Porterville Fair Board to operate a shuttle route from the downtown Transit Center to the Porterville Fairgrounds on the following dates and duration:

Thursday, May 18, 2017, 12:00 p.m. - 10:00 p.m.

Friday, May 19, 2017, 12:00 p.m. - 10:00 p.m.

Saturday, May 20, 2017, 12:00 p.m. - 10:00 p.m.

In 2016, Porterville Transit operated a fare free shuttle route and transported 77 passengers. The total cost to operate the Porterville Fair Shuttle was \$1,200.

Staff also received a request to operate a fare free shuttle route from the downtown Transit Center to the Porterville Freedom Fest on Saturday, July 1, 2017. The requested shuttle route will operate from 4:00 p.m. to 10:00 p.m.. In 2016, Porterville Transit operated a fare free shuttle route and transported 315 passengers. The total cost to operate the Freedom Fest Shuttle was \$300.

In conjunction with the Freedom Fest, staff is requesting that Council approve the expenditure of \$22,000 to Pyro Spectaculars, Inc. for the fireworks show at the Freedom Fest. Council's approval will allow staff to issue a purchase order to secure their services. The expenditure will come from the Freedom Fest account out of the general fund.

RECOMMENDATION: That the City Council:

1. Authorize staff to operate a fare free shuttle to the Porterville Fair from May 18-21, 2017, and to the Porterville Freedom Fest on July 1, 2017; and
2. Authorize the expenditure of \$22,000 to Pyro Spectaculars,

Inc. for the 2017 Freedom Fest fireworks show.

ATTACHMENTS:

Appropriated/Funded: MB

Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Interim Financial Status Reports

SOURCE: Finance

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

In accordance with Council Minute Order #10-011607, the interim financial status reports for the third quarter ended March 31, 2017, are submitted.

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

ATTACHMENTS: 1. Interim financial status reports

Appropriated/Funded:

Review By:

Department Director:

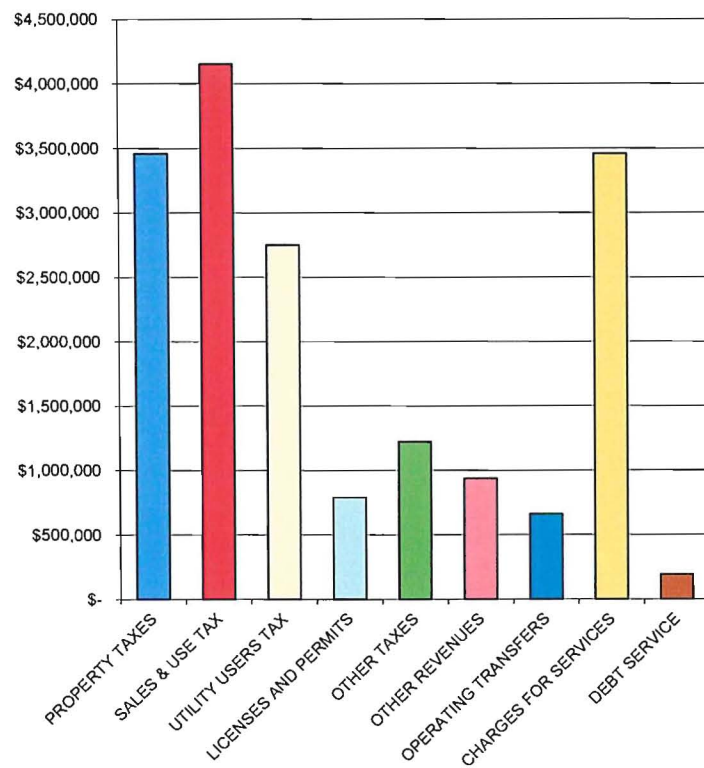
Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

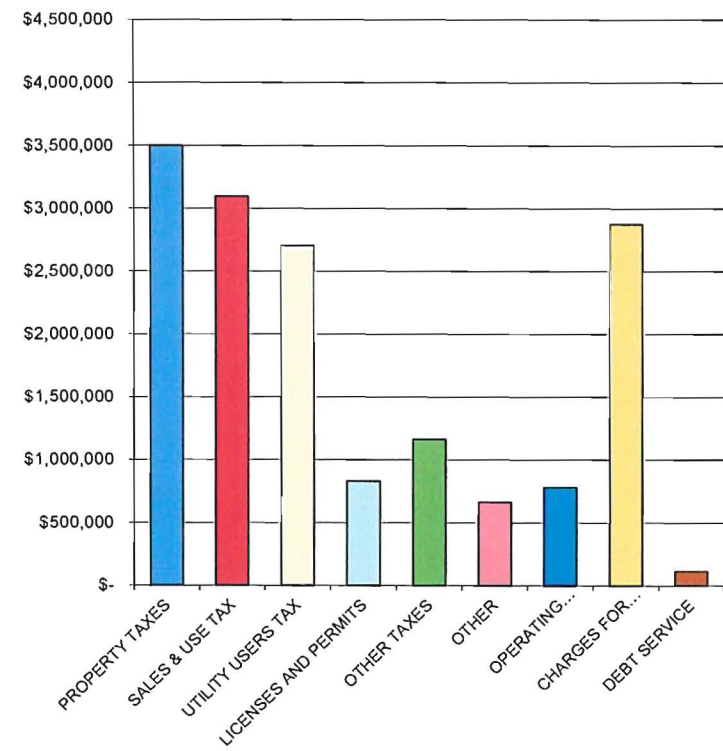
REVENUE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2017 AND MARCH 31, 2016

REVENUE SOURCE	2016-2017 ESTIMATED REVENUE	2016-2017 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2015-2016 ESTIMATED REVENUE	2015-2016 YEAR-TO-DATE REVENUE	% OF ESTIMATE
PROPERTY TAXES	\$ 5,990,000	\$ 3,458,507	57.74%	\$ 6,940,354	\$ 3,500,344	50.43%
OTHER TAXES:						
SALES AND USE TAX	5,850,109	3,999,084	68.36%	4,630,149	2,987,697	64.53%
UTILITY USERS TAX	4,000,000	2,749,997	68.75%	4,100,000	2,705,101	65.98%
TRANSIENT OCCUPANCY TAX	475,000	279,329	58.81%	370,000	250,363	67.67%
PROPERTY TRANSFER TAX	65,000	55,478	85.35%	60,000	35,136	58.56%
FRANCHISE TAX	1,551,134	847,927	54.66%	1,551,134	842,767	54.33%
SALES TAX - PUBLIC SAFETY	200,000	154,661	77.33%	200,000	108,473	54.24%
LICENSES AND PERMITS:						
BUSINESS LICENSES	457,600	442,877	96.78%	443,000	442,455	99.88%
CONSTRUCTION PERMITS	475,000	348,804	73.43%	385,000	387,716	100.71%
REVENUE FROM AGENCIES-TAXES:						
MOTOR VEHICLE IN-LIEU TAX	22,000	26,910	122.32%	22,000	22,535	102.43%
OTHER TAXES	25,000	12,520	50.08%	27,000	12,699	47.03%
REVENUE FROM AGENCIES-GRANTS	380,337	186,619	49.07%	57,920	206,086	355.81%
USE OF MONEY AND PROPERTY	440,506	378,193	85.85%	388,404	352,209	90.68%
FINES AND FORFEITURES	56,500	26,408	46.74%	71,500	29,478	41.23%
CHARGES FOR SERVICES:						
PLANNING AND ENGINEERING	80,000	105,856	132.32%	105,000	68,826	65.55%
POLICE	317,000	99,995	31.54%	400,000	121,405	30.35%
FIRE	45,000	18,752	41.67%	48,000	8,151	16.98%
LIBRARY	43,000	30,673	71.33%	42,000	33,852	80.60%
RECREATIONAL	2,370,734	1,546,638	65.24%	2,311,845	1,336,014	57.79%
INTERDEPARTMENTAL	1,700,000	1,646,133	96.83%	1,700,000	1,298,861	76.40%
OTHER	11,835	10,593	89.50%	11,818	8,947	75.71%
OTHER REVENUES	65,000	347,001	533.85%	70,000	75,659	108.08%
SUBTOTALS	\$ 24,620,755	\$ 16,772,954	68.13%	\$ 23,935,124	\$ 14,834,774	61.98%
OPERATING TRANSFERS	1,211,656	660,622	54.52%	1,211,144	779,640	64.37%
DEBT SERVICE TRANSFERS	201,670	191,384	94.90%	148,750	113,603	76.37%
TOTALS	\$ <u>26,034,081</u>	\$ <u>17,624,960</u>	67.70%	\$ <u>25,295,018</u>	\$ <u>15,728,017</u>	62.18%

**CITY OF PORTERVILLE
GENERAL FUND REVENUES
Nine Months Ended March 31, 2017**



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

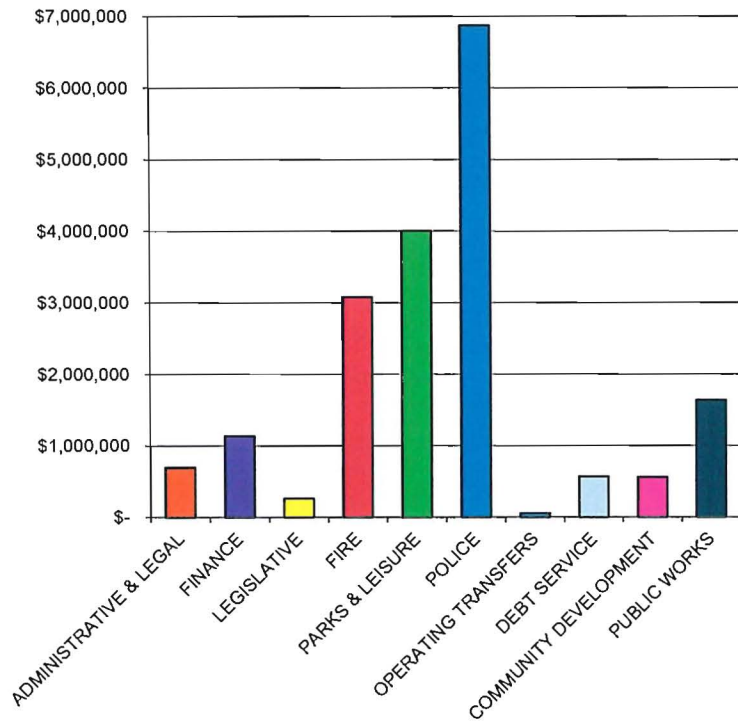


CITY OF PORTERVILLE

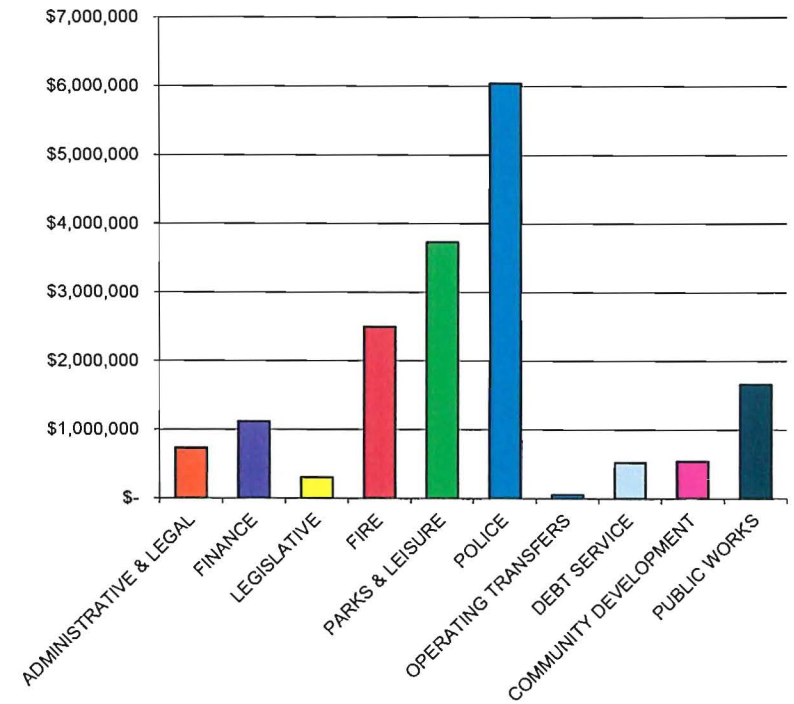
EXPENDITURE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2017 AND MARCH 31, 2016

	2016-2017 AMENDED APPROP	2016-2017 YEAR-TO-DATE EXPEND	% OF APPROP	2015-2016 AMENDED APPROP	2015-2016 YEAR-TO-DATE EXPEND	% OF APPROP
LEGISLATIVE:						
CITY COUNCIL	\$ 262,917	\$ 101,915	38.8%	\$ 285,917	\$ 150,488	52.6%
COMMUNITY PROMOTION	216,302	161,938	74.9%	216,208	152,050	70.3%
EMERGENCY OPERATIONS					3,040	
ADMINISTRATIVE & LEGAL:						
CITY MANAGER	306,049	220,747	72.1%	283,570	208,847	73.6%
CITY CLERK	242,560	132,818	54.8%	172,713	139,524	80.8%
HUMAN RESOURCES	287,898	238,731	82.9%	274,629	215,437	78.4%
CITY ATTORNEY	225,000	101,834	45.3%	225,000	166,671	74.1%
FINANCE:						
FINANCE & ACCOUNTING	901,271	649,239	72.0%	832,330	617,527	74.2%
INFORMATION SERVICES	437,890	277,995	63.5%	414,758	281,312	67.8%
ADMINISTRATIVE SERVICES	374,974	206,840	55.2%	374,489	216,098	57.7%
POLICE PROTECTION	9,741,892	6,874,432	70.6%	9,168,415	6,039,730	65.9%
FIRE PROTECTION	4,039,522	3,076,838	76.2%	3,937,506	2,495,035	63.4%
COMMUNITY DEVELOPMENT:						
PLANNING & ZONING	600,456	362,193	60.3%	534,132	374,430	70.1%
ECONOMIC DEVELOPMENT	349,147	195,704	56.1%	303,460	164,974	54.4%
PUBLIC WORKS:						
ENGINEERING & BUILDING	1,161,258	782,855	67.4%	1,056,102	711,003	67.3%
STREET MAINTENANCE	448,795	288,593	64.3%	429,945	294,299	68.5%
SIGNALS, SIGNING & STRIPING	381,647	253,654	66.5%	369,788	219,587	59.4%
STREET LIGHTING	507,578	235,874	46.5%	484,344	339,166	70.0%
STORM DRAINS	102,987	40,255	39.1%	93,119	62,609	67.2%
PARKING LOTS	47,442	32,918	69.4%	47,208	31,817	67.4%
PARKS & LEISURE:						
PARK MAINTENANCE & OPERATION	1,739,539	1,346,448	77.4%	1,833,585	1,256,624	68.5%
STREET TREES & PARKWAYS	179,146	136,588	76.2%	185,917	106,702	57.4%
COMMUNITY CENTERS	223,208	178,541	80.0%	225,162	160,216	71.2%
LEISURE SERVICES	276,013	218,719	79.2%	235,622	214,503	91.0%
LEISURE SERVICES - SPECIAL PROG	2,175,443	1,486,590	68.3%	2,139,598	1,341,931	62.7%
SWIMMING POOL	147,833	93,571	63.3%	157,119	81,281	51.7%
LIBRARY OPERATIONS	786,435	532,206	67.7%	763,200	549,318	72.0%
SPECIAL PROJECTS	24,519	11,462	46.7%	24,519	16,525	67.4%
 SUB TOTALS	 26,187,721	 \$ 18,239,498	 69.6%	 25,068,355	 \$ 16,610,742	 66.3%
 OPERATING TRANSFERS	 79,000	 51,750	 65.5%	 79,000	 51,750	 65.5%
DEBT SERVICE	1,504,666	567,358	37.7%	1,149,297	521,906	45.4%
	<u>\$ 27,771,387</u>	<u>\$ 18,858,605</u>	67.9%	<u>\$ 26,296,652</u>	<u>\$ 17,184,398</u>	65.3%

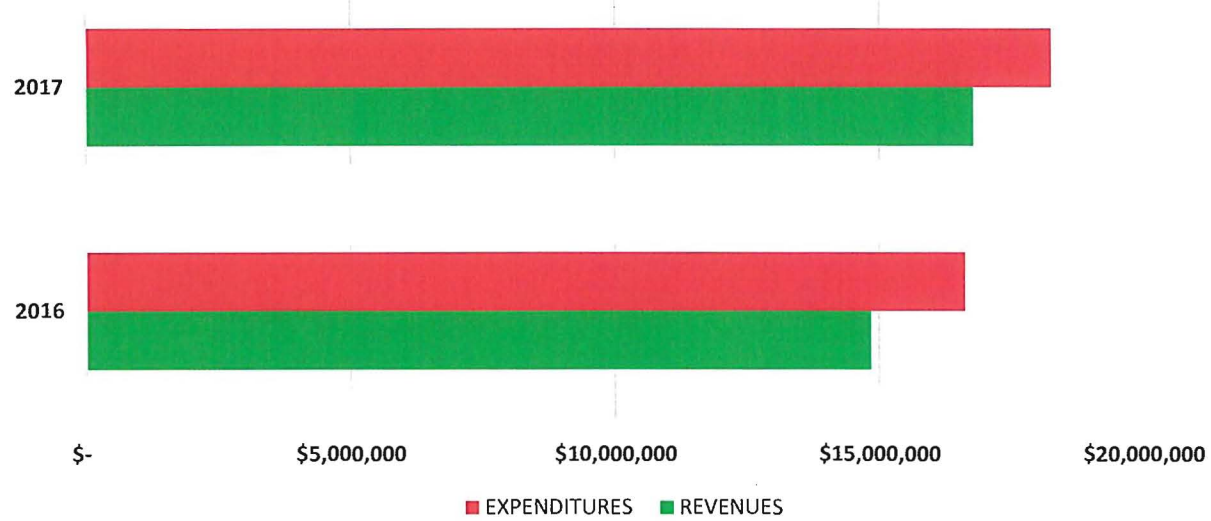
**CITY OF PORTERVILLE
GENERAL FUND EXPENDITURES
Nine Months Ended March 31, 2017**



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



**CITY OF PORTERVILLE
General Fund
Revenues & Expenditures**

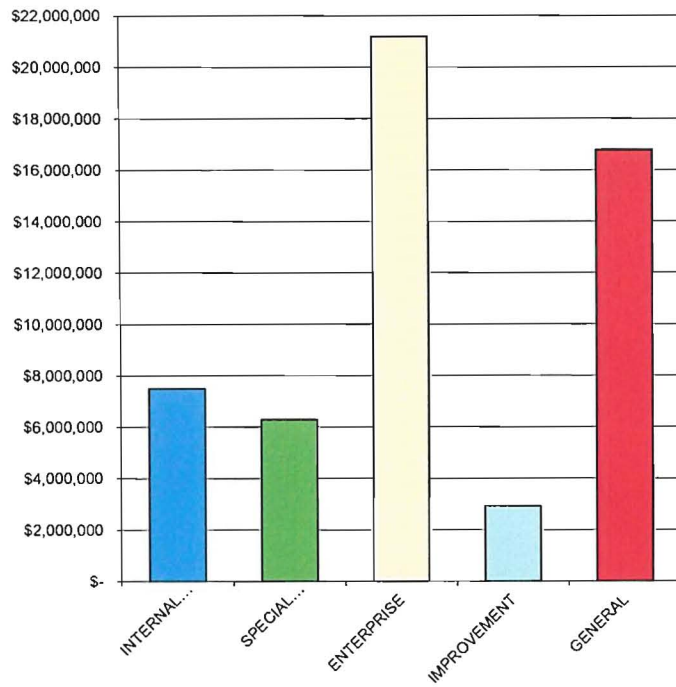


CITY OF PORTERVILLE

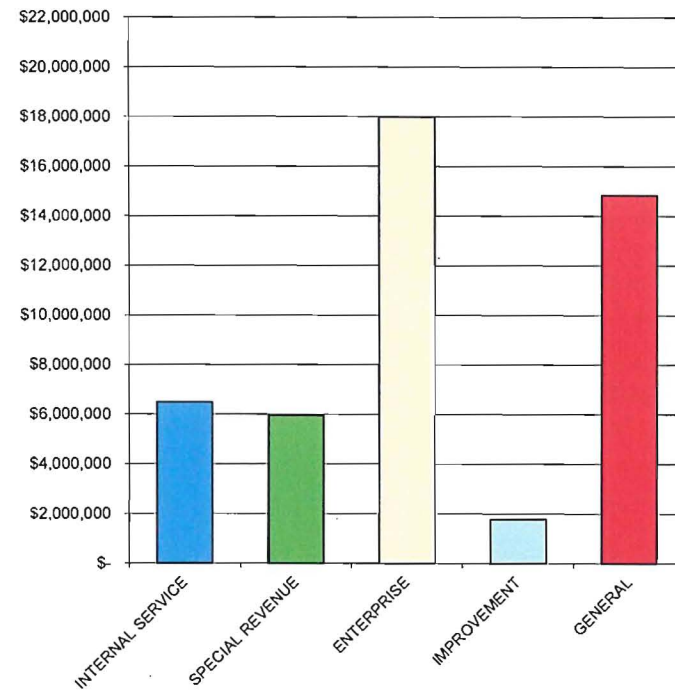
REVENUE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2017 AND MARCH 31, 2016

REVENUE SOURCE	2016-2017 ESTIMATED REVENUE	2016-2017 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2015-2016 ESTIMATED REVENUE	2015-2016 YEAR-TO-DATE REVENUE	% OF ESTIMATE
MEASURE H SALES TAX	\$ 3,517,446	\$ 2,464,367	70.1%	\$ 3,363,626	\$ 2,380,192	70.8%
SPECIAL GAS TAX	2,449,118	1,438,131	58.7%	1,964,902	1,468,842	74.8%
LOCAL TRANSPORTATION FUNDS (LTF)	4,150,000	820,653	19.8%	2,614,818	823,646	31.5%
TRAFFIC SAFETY FUND	165,500	119,970	72.5%	200,200	70,992	35.5%
ZALUD ESTATE	5,800	7,555	130.3%	6,000	4,836	80.6%
COMMUNITY DEVELOPMENT BLOCK GRANT	800,525	434,462	54.3%	1,229,197	582,707	47.4%
TRANSIT	18,853,152	1,540,839	8.2%	9,094,650	2,958,511	32.5%
SPECIAL SAFETY GRANTS	215,870	261,573	121.2%	259,649	272,289	104.9%
SEWER OPERATING	6,864,596	5,339,105	77.8%	6,859,876	5,150,377	75.1%
REFUSE REMOVAL	5,900,000	4,404,512	74.7%	5,763,000	4,329,993	75.1%
AIRPORT OPERATIONS	1,420,700	1,909,347	134.4%	1,510,191	1,079,968	71.5%
GOLF COURSE	195,000	124,230	63.7%	194,100	139,498	71.9%
WATER OPERATING	5,677,980	7,862,622	138.5%	5,650,993	4,322,961	76.5%
RISK MANAGEMENT	6,342,698	4,978,711	78.5%	5,647,366	4,229,754	74.9%
EQUIPMENT MAINTENANCE	3,110,000	2,520,589	81.0%	3,152,500	2,270,396	72.0%
LANDSCAPE MAINTENANCE DISTRICT	92,500	42,187	45.6%	95,500	41,692	43.7%
WATER REPLACEMENT	3,324,276	596,768	18.0%	4,546,196	391,795	8.6%
SOLID WASTE RESERVE	2,248,548	690,143	30.7%	1,862,682	467,648	25.1%
SEWER REVOLVING	305,426	391,442	128.2%	278,218	256,564	92.2%
TRANSPORTATION DEVELOPMENT	160,000	269,442	168.4%	105,000	173,126	164.9%
PARK DEVELOPMENT	50,050	78,162	156.2%	45,050	33,443	74.2%
TREATMENT PLANT RESERVE	585,364	1,247,536	213.1%	578,088	660,057	114.2%
STORM DRAIN DEVELOPMENT	115,000	360,462	313.4%	120,000	93,882	78.2%
BUILDING CONSTRUCTION	8,500	4,852	57.1%	4,000	7,327	183.2%
TOTALS	\$ 66,558,049	\$ 37,907,661	57.0%	\$ 55,145,802	\$ 32,210,495	58.4%

**CITY OF PORTERVILLE
REVENUE BY FUND TYPE
Six Months Ended December 31, 2016**



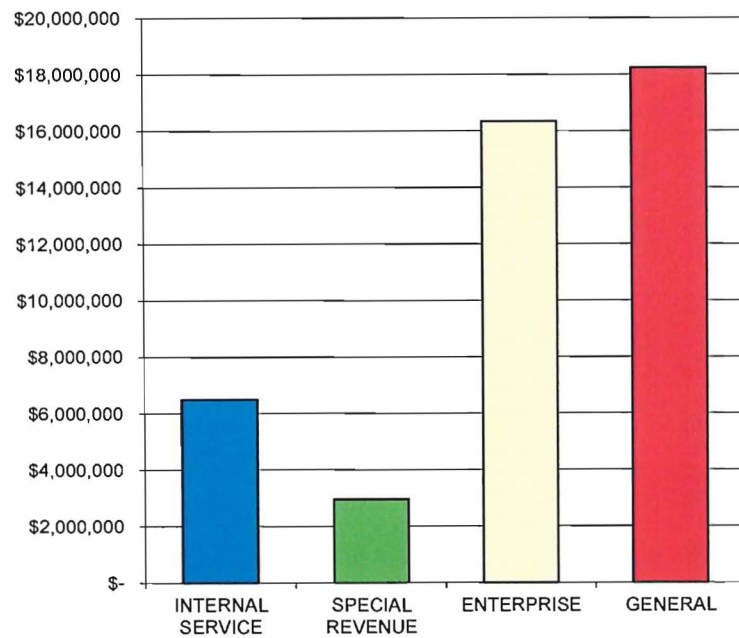
**CITY OF PORTERVILLE
REVENUE BY FUND TYPE
Six Months Ended December 31, 2015**



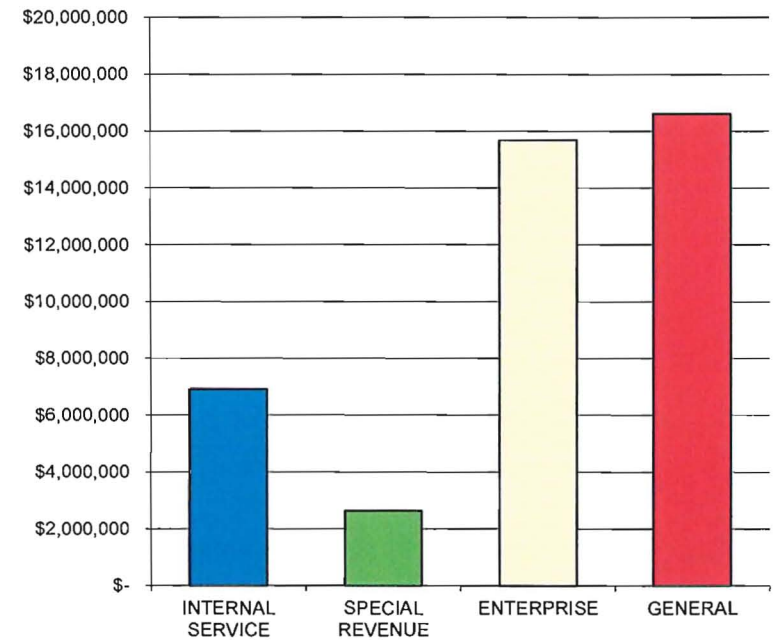
CITY OF PORTERVILLE
EXPENDITURE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2017 AND MARCH 31, 2016

	2016-2017 AMENDED APPROP	2016-2017 YEAR-TO-DATE EXPEND	% OF APPROP	2015-2016 AMENDED APPROP	2015-2016 YEAR-TO-DATE EXPEND	% OF ACTUAL
MEASURE H SALES TAX	\$ 3,686,114	\$ 2,463,524	66.8%	\$ 3,330,005	\$ 2,157,142	64.8%
ZALUD ESTATE	22,255	15,616	70.2%	22,855	18,238	79.8%
COMMUNITY DEVELOPMENT BLOCK GRANT	1,224,602	102,687	8.4%	512,426	105,596	20.6%
TRANSIT	12,331,857	2,631,265	21.3%	4,259,383	2,672,849	62.8%
SPECIAL SAFETY GRANTS	423,799	298,882	70.5%	552,267	289,112	52.4%
SEWER OPERATING	6,501,442	4,167,946	64.1%	6,350,624	4,384,573	69.0%
REFUSE REMOVAL	6,206,240	4,338,254	69.9%	5,749,861	3,976,989	69.2%
AIRPORT	1,374,616	1,022,113	74.4%	1,356,910	891,129	65.7%
GOLF COURSE	380,775	290,657	76.3%	362,646	255,264	70.4%
WATER OPERATING	4,969,717	3,878,157	78.0%	4,807,453	3,484,989	72.5%
RISK MANAGEMENT	6,075,995	4,114,383	67.7%	6,450,144	4,841,256	75.1%
EQUIPMENT MAINTENANCE	3,116,140	2,378,154	76.3%	3,147,075	2,063,673	65.6%
LANDSCAPE MAINTENANCE DISTRICT	174,405	90,051	51.6%	173,255	81,407	47.0%
TOTALS	\$ <u>46,487,957</u>	\$ <u>25,791,690</u>	55.5%	\$ <u>37,074,904</u>	\$ <u>25,222,217</u>	68.0%

**CITY OF PORTERVILLE
EXPENDITURES BY FUND TYPE
Nine Months Ended March 31, 2017**



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



CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE H
For the Nine Months Ended March 31, 2017 and March 31, 2016

	<u>FY 2016-17</u>	<u>FY 2015-16</u>
REVENUES		
Sales Tax - Measure H	\$ 2,459,483	2,372,118
Interest	2,967	6,856
Police Services	918	1,218
Contributions	1,000	-
TOTAL REVENUES	<u>2,464,367</u>	<u>2,380,192</u>
EXPENDITURES		
Police Department	1,173,069	1,135,988
Fire Department	953,234	717,207
Public Safety Station	23,034	7,475
Library & Literacy	314,186	296,472
TOTAL EXPENDITURES	<u>2,463,524</u>	<u>2,157,142</u>
CAPITAL PROJECTS		
Public Safety Station	-	863,569
Library Literacy Center	6,122	59,375
TOTAL CAPITAL PROJECTS	<u>6,122</u>	<u>922,943</u>
REVENUE OVER/(UNDER) EXPENDITURES	<u>\$ (5,278)</u>	<u>\$ (699,893)</u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - ENTERPRISE FUNDS
For the Nine Months Ended March 31, 2017 and March 31, 2016

<u>FUND</u>	<u>REVENUES</u>	<u>EXPENSES</u>	<u>3/31/2017 NET OPERATING PROFIT (LOSS)</u>	<u>3/31/2016 NET OPERATING PROFIT (LOSS)</u>
Zalud Estate	\$ 7,555	\$ (15,616)	\$ (8,061)	\$ (13,402)
Transit	1,540,839	(2,631,265)	\$ (1,090,426)	285,662
Sewer Operating	5,339,105	(4,167,946)	1,171,159	765,804
Solid Waste	4,404,512	(4,338,254)	66,258	353,004
Airport	1,252,452	(1,022,113)	230,339	188,839
Golf	124,230	(290,657)	(166,427)	(115,766)
Water Operating	7,862,622	(3,878,157)	3,984,466	837,972



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Quarterly Investment Portfolio Summary

SOURCE: Finance

COMMENT: This report reflects the investment portfolio of the City of Porterville as of March 31, 2017, and is in compliance with California Government Code Section 27000, etc., Section 53600, etc., and the City of Porterville's Statement of Investment Policy. Investments are selected based on the statutory objectives of safety, liquidity and yield.

Items identified in the summary include the portfolio composition, weighted average rate of earnings, weighted average days to maturity, and the percentage of liquid holdings.

RECOMMENDATION: That the City Council accept the quarterly Investment Portfolio Summary report.

ATTACHMENTS: 1. Quarterly Portfolio Summary

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
PORTFOLIO SUMMARY AS OF MARCH 31, 2017

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1006	LOCAL AGENCY INVESTMENT FUND \$	6,932,706	\$ 6,932,706	0.780%	DAILY	DAILY	1
1007	CSJVRMA INVESTMENT FUND	6,617,632	6,738,896	1.520%	DAILY	DAILY	30
866	TULARE COUNTY INVESTMENT POOL	8,840,812	8,840,812	1.360%	DAILY	DAILY	30
	TULARE COUNTY JUNIOR LIVESTOCK SHOW AND COMMUNITY FAIR	1,093,437	1,093,437	4.000%	1/15/2015	7/15/2039	8,141
313382FP3	FEDERAL HOME LOAN BANKS	997,500	996,900	1.000%	3/20/2013	3/20/2018	354
313388G21	FEDERAL HOME LOAN BANKS	1,000,000	994,260	1.200%	6/20/2013	6/20/2018	446
3133EGKA2	FEDERAL FARM CREDIT BANK	1,000,000	959,180	1.500%	6/29/2016	7/6/2021	1,558
3130A9VY4	FEDERAL HOME LOAN BANKS	1,000,000	979,230	1.650%	11/23/2016	11/23/2021	1,698
3133EG2E4	FEDERAL FARM CREDIT BANK	1,000,000	1,000,040	2.440%	12/27/2016	12/27/2021	1,732
3134GAH31	FEDERAL HOME LOAN MTG CORP	1,000,000	1,000,120	2.000%	1/27/2017	1/27/2021	1,398
3134GAR89	FEDERAL HOME LOAN MTG CORP	1,000,000	1,000,350	2.250%	2/14/2017	2/14/2022	1,781
3130AARH3	FEDERAL HOME LOAN BANKS	1,000,000	1,001,320	2.250%	2/28/2017	2/28/2022	1,795
4812VUL2	JP MORGAN CHASE BANK NA	1,000,000	999,540	1.127%	4/27/2012	4/27/2017	27
4042K1U68	HSBC USA INC	1,000,000	998,080	2.200%	7/5/2012	7/5/2017	96
89233P6S0	TOYOTA MOTORS CRD CORP	1,000,000	999,640	1.250%	3/13/2013	10/5/2017	188
24422ESW0	JOHN DEERE CAP CORP	1,000,000	1,000,600	2.050%	3/10/2015	3/10/2020	1,075
38148TMC0	GOLDMAN SACHS GROUP INC	1,000,000	969,170	2.000%	4/29/2016	4/29/2021	1,490
46625HQJ2	JP MORGAN CHASE & CO NOTE	1,000,000	1,001,330	2.550%	12/28/2016	3/1/2021	1,431
00206RBM3	AT&T INC	1,004,830	999,190	1.400%	1/22/2013	12/1/2017	245
94974BFG0	WELLS FARGO CO	1,006,910	998,200	1.500%	1/22/2013	1/16/2018	291
17284A2U1	CERTIFICATE OF DEPOSIT	240,000	240,523	1.500%	7/18/2012	7/18/2017	109
795450PA7	CERTIFICATE OF DEPOSIT	240,000	240,955	1.700%	8/22/2012	8/22/2017	144
36160NS83	CERTIFICATE OF DEPOSIT	245,000	247,065	2.000%	5/23/2014	5/23/2019	783
48126XFX8	CERTIFICATE OF DEPOSIT	200,000	194,548	1.700%	9/30/2016	9/30/2021	1,644
02587CAF7	CERTIFICATE OF DEPOSIT	246,383	249,067	1.950%	7/17/2014	7/17/2019	838
74267GUQ8	CERTIFICATE OF DEPOSIT	247,000	249,065	2.000%	7/22/2014	7/22/2019	843
29266NB30	CERTIFICATE OF DEPOSIT	247,000	249,396	2.050%	8/28/2014	8/28/2019	880
254672NN4	CERTIFICATE OF DEPOSIT	247,000	248,680	2.000%	5/13/2015	5/13/2020	1,139
20033AKP0	CERTIFICATE OF DEPOSIT	249,000	250,290	1.900%	5/26/2015	5/26/2020	1,152
140420RT9	CERTIFICATE OF DEPOSIT	247,380	249,255	1.850%	6/3/2015	6/3/2020	1,160
46147UQL7	CERTIFICATE OF DEPOSIT	248,378	249,834	1.900%	6/17/2015	6/17/2020	1,174
981571BN1	CERTIFICATE OF DEPOSIT	200,000	201,270	2.300%	6/25/2015	6/25/2020	1,182
29976DYV6	CERTIFICATE OF DEPOSIT	246,382	248,168	1.950%	6/30/2015	6/30/2020	1,187
14042E4P2	CERTIFICATE OF DEPOSIT	246,000	249,065	2.300%	7/15/2015	7/15/2020	1,202
31938QN26	CERTIFICATE OF DEPOSIT	247,000	248,902	2.050%	7/17/2015	7/17/2020	1,204
58403BY67	CERTIFICATE OF DEPOSIT	247,000	250,139	2.250%	7/27/2015	7/27/2020	1,214
05580ACW2	CERTIFICATE OF DEPOSIT	247,000	250,386	2.200%	9/22/2015	9/18/2020	1,267
02587DL30	CERTIFICATE OF DEPOSIT	246,000	248,723	2.300%	12/23/2015	12/23/2020	1,363
9497486Z5	CERTIFICATE OF DEPOSIT	249,000	242,927	1.600%	8/3/2016	8/3/2021	1,586
06062QXG4	CERTIFICATE OF DEPOSIT	247,000	243,757	1.850%	11/23/2016	11/23/2021	1,698
58733ADT3	CERTIFICATE OF DEPOSIT	240,000	238,841	2.100%	1/27/2017	1/27/2022	1,763
38148PGX9	CERTIFICATE OF DEPOSIT	245,000	245,671	2.300%	3/8/2017	3/8/2022	1,803
857894SK6	CERTIFICATE OF DEPOSIT	249,000	247,382	2.050%	1/13/2017	1/13/2022	1,749
71270QQJ8	CERTIFICATE OF DEPOSIT	246,000	244,349	2.050%	1/18/2017	1/18/2022	1,754
8562845Z3	CERTIFICATE OF DEPOSIT	246,000	247,619	2.350%	1/26/2017	1/26/2022	1,762
1192	CERTIFICATE OF DEPOSIT	99,000	99,000	1.490%	9/18/2012	9/18/2017	171
1195	CERTIFICATE OF DEPOSIT	99,000	99,000	1.350%	11/5/2012	11/5/2017	219
1198	CERTIFICATE OF DEPOSIT	99,000	99,000	1.250%	1/9/2013	1/9/2018	284
1199	CERTIFICATE OF DEPOSIT	150,000	150,000	1.250%	2/14/2013	2/14/2018	320
1200	CERTIFICATE OF DEPOSIT	99,000	99,000	1.580%	2/26/2013	2/26/2018	332
1204	CERTIFICATE OF DEPOSIT	250,000	250,000	1.500%	4/9/2013	4/9/2018	374
1208	CERTIFICATE OF DEPOSIT	122,408	122,408	1.100%	5/9/2013	5/9/2018	404
1209	CERTIFICATE OF DEPOSIT	99,000	99,000	1.050%	5/16/2013	5/16/2018	411
1224	CERTIFICATE OF DEPOSIT	250,000	250,000	1.950%	10/14/2013	10/14/2018	562
1228	CERTIFICATE OF DEPOSIT	250,000	250,000	1.850%	10/30/2013	10/30/2018	578
1239	CERTIFICATE OF DEPOSIT	250,000	250,000	1.000%	10/2/2013	10/2/2017	185
1248	CERTIFICATE OF DEPOSIT	100,002	100,002	1.260%	5/8/2015	5/8/2018	403
1254	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	9/8/2014	9/8/2019	891
1260	CERTIFICATE OF DEPOSIT	250,000	250,000	1.840%	4/4/2012	4/4/2017	4
1262	CERTIFICATE OF DEPOSIT	250,000	250,000	1.440%	9/5/2012	9/5/2017	158

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1262	CERTIFICATE OF DEPOSIT	250,000	250,000	1.540%	12/12/2012	12/12/2017	256
1264	CERTIFICATE OF DEPOSIT	100,000	100,000	1.300%	1/28/2013	1/28/2018	303
1265	CERTIFICATE OF DEPOSIT	100,000	100,000	1.300%	1/30/2013	1/30/2018	305
1266	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	5/8/2013	5/8/2018	403
1280	CERTIFICATE OF DEPOSIT	250,000	250,000	1.300%	5/21/2013	5/21/2018	416
1281	CERTIFICATE OF DEPOSIT	250,000	250,000	1.390%	5/14/2013	5/14/2018	409
1282	CERTIFICATE OF DEPOSIT	250,000	250,000	1.300%	6/21/2013	6/21/2018	447
1283	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	5/9/2013	5/8/2018	403
1284	CERTIFICATE OF DEPOSIT	250,000	250,000	1.250%	4/23/2013	4/23/2018	388
1285	CERTIFICATE OF DEPOSIT	250,000	250,000	1.500%	4/29/2013	4/29/2018	394
1286	CERTIFICATE OF DEPOSIT	250,000	250,000	1.600%	6/25/2013	6/25/2018	451
1287	CERTIFICATE OF DEPOSIT	250,000	250,000	1.600%	7/19/2013	7/19/2018	475
1288	CERTIFICATE OF DEPOSIT	250,000	250,000	1.590%	7/24/2013	7/24/2018	480
1289	CERTIFICATE OF DEPOSIT	263,990	263,990	1.980%	9/18/2013	9/18/2018	536
1290	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	10/11/2013	10/11/2018	559
1291	CERTIFICATE OF DEPOSIT	250,000	250,000	2.250%	2/7/2014	2/7/2019	678
1292	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	7/31/2014	7/31/2019	852
1293	CERTIFICATE OF DEPOSIT	250,000	250,000	1.940%	7/18/2014	7/18/2019	839
1294	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/3/2015	4/3/2020	1,099
1295	CERTIFICATE OF DEPOSIT	250,000	250,000	2.084%	4/20/2015	4/20/2020	1,116
1296	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/8/2015	5/8/2020	1,134
1297	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/14/2015	5/14/2020	1,140
1298	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	11/4/2015	11/4/2020	1,314
1299	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/30/2015	3/30/2020	1,095
1300	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	12/8/2015	12/8/2020	1,348
1301	CERTIFICATE OF DEPOSIT	250,000	250,000	2.080%	2/4/2016	2/4/2021	1,406
1302	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	1/11/2016	1/11/2021	1,382
1303	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	4/19/2016	4/19/2021	1,480
1304	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/19/2016	5/19/2021	1,510
1305	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	6/3/2016	6/3/2021	1,525
1306	CERTIFICATE OF DEPOSIT	249,000	249,000	1.935%	10/26/2016	10/26/2021	1,670
1307	CERTIFICATE OF DEPOSIT	249,000	249,000	1.900%	12/20/2016	12/20/2021	1,725
1308	CERTIFICATE OF DEPOSIT	249,000	249,000	2.000%	1/20/2017	1/20/2022	1,756
1309	CERTIFICATE OF DEPOSIT	249,000	249,000	2.150%	2/14/2017	2/14/2022	1,781
TOTALS		\$ 56,379,749	\$ 56,406,278				

WEIGHTED AVERAGE RATE OF EARNINGS					% OF LIQUID PORTFOLIO HOLDINGS	WEIGHTED AVERAGE DAYS TO MATURITY
ONE YEAR HISTORY				CURRENT		
3/31/2016	6/30/2016	9/30/2016	12/31/2016	3/31/2017		
1.484%	1.490%	1.487%	1.470%	1.620%	39.715%	728

Comments:

Portfolio holdings as of March 31, 2017, are in compliance with the current Investment Policy. With 39.715% of the portfolio being held in liquid instruments, the cash needs of the City will be met. The next portfolio report will be calculated for the second calendar quarter ending June 30, 2017, and will be presented during the August 1, 2017 Council meeting.



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Approval for Community Civic Event - Tulare County Jr. Livestock Show and Community Fair - Porterville Fair - May 17 - 21, 2017.

SOURCE: Finance

COMMENT: The Tulare County Jr. Livestock Show and Community Fair is requesting approval to set up this year's carnival on the City of Porterville's ten acre site next to the fair grounds during the annual fair, from Wednesday, May 17, 2016, to Sunday, May 21, 2017.

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

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

RECOMMENDATION: That the City Council approve the Community Civic Event Application and Agreement from the Tulare County Jr. Livestock Show and Community Fair, subject to the Restrictions and Requirements contained in the Application and Agreement, Exhibit A and Exhibit B.

ATTACHMENTS:

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

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

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



(Incomplete applications can delay permit process)

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

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

Application date: 4/18/17 Event date: May 17-21, 2017
Event time: 5/17-5/18 4P-11P 5/19 4P-12A
5/20 12P-12R 5/21 12P-11P

Name of Event: Porterville Fair

Sponsoring organization: Porterville Fair Phone # 559 781-6582

Address: 2700 W. Teapot Dome Ave.

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

Address: Same as above

Event chairperson: Mitch Brown, Board Pres. Phone # 559 333-2911

Location of event: See attached

(Location map must be attached)

Type of event: Community Fair

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

(IRS Determination)

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

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

Police protection Yes X No Refuse pickup Yes X No

Other:

Parks facility application required: Yes No X Attached

Assembly permit required: Yes No X Attached

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

Appr. Deny

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

CITY OF PORTERVILLE

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

What constitutes a Community Civic Event?

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

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

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

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

Fraternal Order of Eagles
559 784-6123

VIA 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.

SG 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.

SG 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.

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 Fair	<i>Susan Godby</i>	4/18/17
(Name of Organization)	(Signature)	(Date)

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

Location: 2700 W. Teapot Dome Ave. Event date: 5/17-5/21/17 Event time: 5/19 4P-12A
5/20 12P-12A
5/21 12P-11P

[illegible]

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
SURES AND PUBLIC PROPERTY USAGE IN CONNECTION WITH THE
INT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER
ACTIVITY TO BE HELD ON PUBLIC PROPERTY

ACTIVITY TO BE HELD ON PUBLIC PROPERTY

Name of event: N/A

Sponsoring organization: _____

Event date: _____ Hours: _____

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

Closed

[illegible]

Requirements for Community Civic Event
Tulare County Jr. Livestock Show and Community Fair
Porterville Fair
May 17-21, 2017

Finance Director:
M. Bemis

City Engineer, Acting:
J. Sanchez

Community Development Manager:
J. Phillips

Field Services Manager, Acting: <i>M. Knight</i>	Barricades may be obtained and returned at 555 N. Prospect.
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Battalion Chief of Operations:
G. Hall

Parks and Leisure Services Director: <i>D. Moore</i>	No comments.
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Police Lieutenant: <i>R. Standridge</i>	See attached Exhibit B.
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Administrative Services Director: <i>P. Hildreth</i>	Please see revised requirements in Exhibit A, page 2.
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Requirements for Community Civic Event

Sponsor: Tulare County Jr. Livestock Show and Community Fair
Event: Porterville Fair
Event Chairman: Mitch Brown
Location: 2700 W. Teapot Dome Ave.
Date of Event: May 17 -21, 2017

RISK MANAGEMENT: Conditions of Approval

That the Tulare County Jr. Livestock Show and Community Fair provide a Certificate of Commercial General Liability Insurance Coverage at least as broad as Insurance Services Office form CG 00 01, evidencing coverage of not less than \$2,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, its Officers, Officials, Employees, Agents, and Volunteers as Additional Insured for bodily injury and property damage, including without limitation, blanket contractual liability arising from, or in connection with, the Permittee's operation and sponsorship of the aforementioned Community Civic Event. Applicant's general liability policies shall be primary and non-contributory, and be endorsed using Insurance Services Office form CG 20 10.

A Certificate of Liquor Liability Insurance Coverage evidencing coverage of not less than \$1,000,000 per occurrence and having the appropriate Endorsement naming the City of Porterville, its Officers, Officials, Employees, Agents, and Volunteers as Additional Insured for bodily injury and property damage, including without limitation, blanket contractual liability arising from, or in connection with, the Permittee's operation of a beer garden. Applicant's general liability policies shall be primary and non-contributory, and be endorsed using Insurance Services Office form CG 20 10.

- A. Said Certificate of Insurance shall be an original (fax and xerographic copies not acceptable); the Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.
- B. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less than A:VII, and the insurance company must be an "admitted" insurer in the State of California

CITY OF PORTERVILLE
Community Civic Event Application

Porterville Fair- May 17 - 21, 2017

Proposed Conditions/Requirements

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

Rich Standridge, Lieutenant
Porterville Police Department
(559) 782-7424

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



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

- 1 Name and home address of the applicant: Porterville Fair
2700 W. Teapot Dome Ave.
- 2 Address where amplification equipment is to be used: same
- 3 Names and addresses of all persons who will use or operate the amplification equipment: Rio Productions
Paul Serpa (owner) 962 Mammoth St. Tulare, Ca 93274
- 4 Type of event for which amplification equipment will be used: Music on Rotary & Bud
Stages
- 5 Dates and hours of operation of amplification equipment: May 17-21, 2017 no later
than 12 AM (midnight)
- 6 A general description of the sound amplifying equipment to be used: Microphones, speakers and
sound amplification equipment.

Section 18-9

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

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

Section 18-14

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

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

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

Susie Gordo
Signature of Applicant

4/18/17
Date

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

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

4-24-17
Date

Google Maps 2700 Teapot Dome Ave





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/03/2016

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

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must 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 K&K INSURANCE GROUP, INC. P.O. BOX 2338 FORT WAYNE, IN 46801	CONTACT NAME: EVENTS & ATTRACTIONS
	PHONE (A/C, No, Ext): 800-553-8368 FAX (A/C, No): 260-459-5624
	E-MAIL ADDRESS:
	INSURER(S) AFFORDING COVERAGE NAIC #
	INSURER A: NATIONAL CASUALTY COMPANY 11991
	INSURER B: SCOTTSDALE INDEMNITY COMPANY 15580
	INSURER C:
	INSURER D:
	INSURER E:
	INSURER F:

COVERAGES

CERTIFICATE NUMBER: C55792

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 GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PROJECT ☐ LOC ☐ OTHER:	Y		KKI0000020444100	10/1/2016 12:01 AM	10/1/2017 12:01 AM	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea Occurrence) \$300,000 MED EXP (Any one person) EXCLUDED PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE NONE PRODUCTS - COM/PO/ AGG \$5,000,000 LEGAL LIAB TO PARTICIPANTS NC PROFESSIONAL LIABILITY
B	☐ AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY			KKI0000020444300	10/1/2016 12:01 AM	10/1/2017 12:01 AM	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
A	☐ UMBRELLA LIAB ☒ OCCUR ☒ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTION			XKO0000020444500	10/1/2016 12:01 AM	10/1/2017 12:01 AM	EACH OCCURRENCE \$1,000,000 AGGREGATE \$1,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below ☐ Y/N	N/A					☐ PER STATUTE ☐ OTHER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT
	PARTICIPANT ACCIDENT						AD&D Primary Medical Excess Medical Weekly Indemnity

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

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

CERTIFICATE HOLDER

CITY OF PORTERVILLE
291 NORTH MAIN STREET
PORTERVILLE, CA 92357

CANCELLATION

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

Scott Furbush

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED – DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

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

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

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

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

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

However:

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

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

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

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

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

whichever is less.

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



CITY COUNCIL AGENDA – MAY 2, 2017

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

SOURCE: Public Works

COMMENT: At the April 4, 2017, City Council meeting, Council scheduled a Public Hearing for May 2, 2017, to consider adjusting the phase of water conservation expected of Porterville residents and water users as we approach the summer months.

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

Through the implementation of mandatory reductions the City of Porterville has been able to produce a cumulative total reduction of 27% through April 2017. In order to maintain the mandated reductions while providing flexibility to our residents, it is staff's recommendation that we repeat the watering schedules implemented by the Council last year. Staff recommends Council consider moving to Phase III of the City's Water Conservation Plan (a Mandatory odd/even 2 day watering week schedule), maintaining the time limitations between 5:00-10:00 AM and 5:00-10:00 PM. Odd addresses would be allowed to water on Tuesday & Saturday and even addresses on Wednesday & Sunday. Recommendation is to commence with Phase III effective June 1, 2017 and continue this water schedule through the summer and fall months until November 30, 2017. On December 1, 2017 the City should then transition back to Phase IV of the City's Water Conservation Plan (a Mandatory 1 day watering week schedule).

RECOMMENDATION: That City Council:

1. Conduct the Public Hearing;
2. Consider transitioning from Phase IV to Phase III of the City's

Water Conservation Plan effective June 1, 2017; and
3. Consider directing staff to transition back to Phase IV
commencing December 1, 2017.

ATTACHMENTS: 1. Monthly Production Status April 2017
 2. Drought Response Phase III Flyer

Appropriated/Funded:

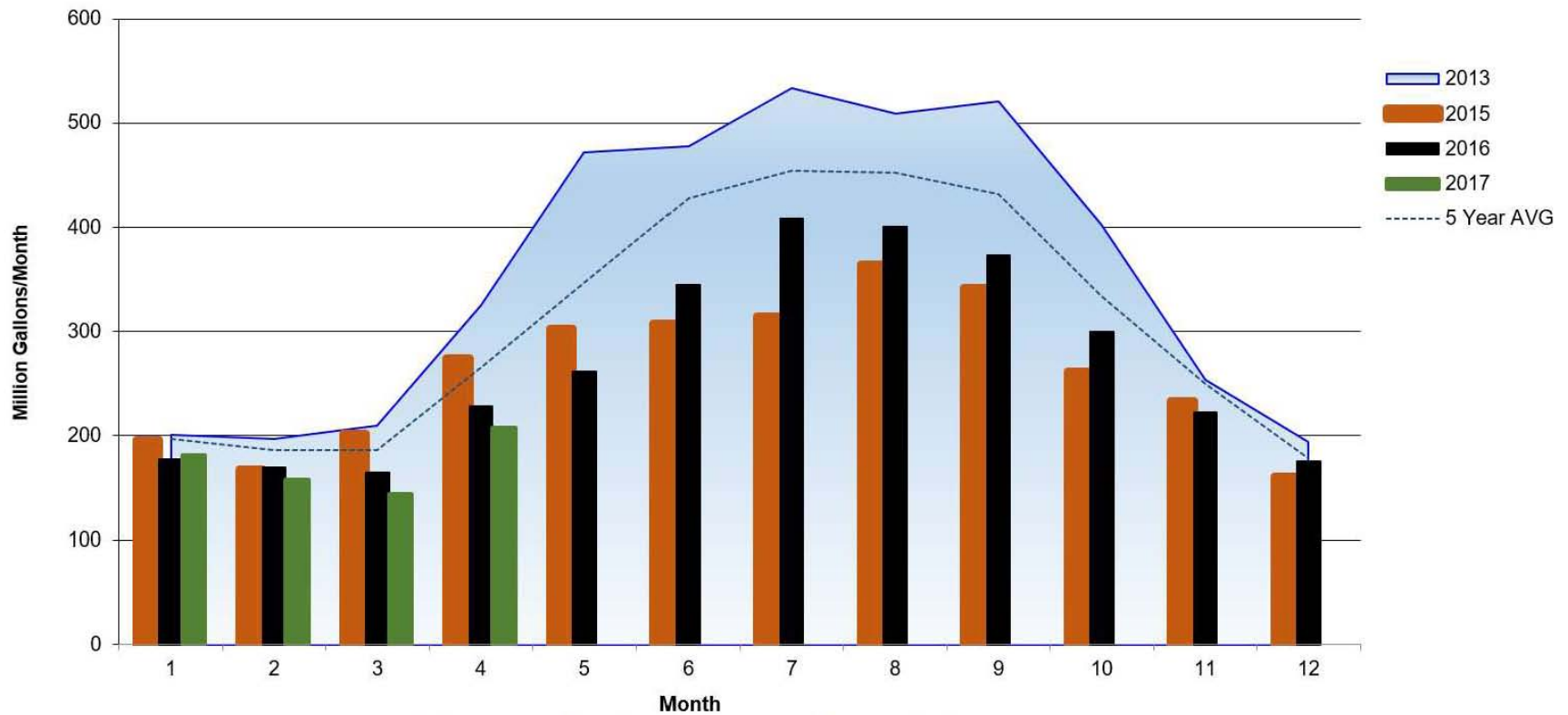
Review By:

Department Director:

Mike Reed, City Engineer

Final Approver: John Lollis, City Manager

**Monthly Production Status & Cumulative Total June 15/16 Through
March 17 Production Comparison to 2013 & 5 Year Average**



Cumulative Total 27%

2015	-2%	-15%	-4%	-16%	-36%	-36%	-41%	-28%	-35%	-35%	-8%	-18%
2016	-12%	-14%	-21%	-30%	-45%	-28%	-24%	-21%	-28%	-26%	-13%	-10%
2017	-9%	-20%	-31%	-36%								

Percent Comparison to 2013 Production



DROUGHT RESPONSE Phase III

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

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

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

Excessive water runoff is prohibited.

The washing of sidewalks and driveways is prohibited.

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

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

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

DROUGHT RESPONSE PHASE III

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

Mandatory Odd/Even Watering Schedule

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

■ Odd Address
 ■ Even Address

ODD NUMBER ADDRESSES

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

OR

EVEN NUMBER ADDRESSES

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

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

Mandatory Odd/Even Watering Schedule

Excessive water runoff prohibited

The washing of sidewalks and driveways is prohibited

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

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

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

NO WATERING ON MONDAYS, THURSDAYS, AND FRIDAYS.



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Second Reading - Ordinance No. 1841 - Arts Commission Composition

SOURCE: Administrative Services

COMMENT: Ordinance No. 1841, An Ordinance of the City Council of the City of Porterville Amending Chapter 5A of the Porterville City Code Regarding the Formation of an Arts Commission, was given first reading on April 18, 2017, and has been printed.

RECOMMENDATION: That the Council give Second Reading to Ordinance No. 1841, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance No. 1841

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Administrative Services Dir

Final Approver: John Lollis, City Manager

ORDINANCE NO. 1841

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 5A OF THE PORTERFVILLE MUNICIPAL CODE REGARDING THE FORMATION OF AN ARTS COMMISSION

**THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS
FOLLOWS:**

Section 1. Chapter 5A, Article I, Section 5A-2 of the Porterville Municipal Code is hereby amended to read as follows:

Section 5A-2 Composition.

The Arts Commission shall consist of five (5) members, plus one youth member. Commissioners shall be appointed by the City Council at its complete discretion. Members of the commission shall represent four areas of arts: 1) theatrical/performing arts; 2) visual/graphic; 3) music; 4) youth.

Section 2. Chapter 5A, Article I, Section 5A-4 of the Porterville Municipal Code is hereby amended to read as follows:

Section 5A-4 Term of Office/Removal.

The term of office shall be three (3) years with terms staggered to prevent concurrent expiration of terms with the exception of the youth representative.

Section 3. Chapter 5A, Article I, Section 5A-5 of the Porterville Municipal Code is hereby amended to read as follows:

Section 5A-5 Vacancies.

Vacancies, occurring otherwise than by expiration of the terms, shall be filled by appointment as soon as possible; such appointee to serve for the unexpired term of the vacant office.

Section 4. Chapter 5A, Article I, Section 5A-7 of the Porterville Municipal Code is hereby amended to read as follows:

Section 5A-7 Quorum.

A presence of a majority of the members (not including the student/youth member) of the established number of commissioners shall constitute a quorum for the transaction of business.

Section 5. *Severability.* Should any provision of this Ordinance, or its application to any person or circumstance, be determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this Ordinance or the application of this Ordinance to any other person or circumstance and, or that end, the provisions hereof are severable.

Section 6. *Effective Date.* This Ordinance shall take effect thirty days after adoption as provided by Porterville Charter Section 12.

Section 7. *Certification.* The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published according to law.

PASSED, APPROVED AND ADOPTED, this 2nd day of May, 2017.

Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Consider Resolution of Support for AB 242 (Arambula and Patterson); "Certificates of Death: Veterans"

SOURCE: City Manager's Office

COMMENT: At its meeting on April 18th, the City Council approved Vice Mayor Ward's request that the Council consider a Resolution of Support for AB 242 (Arambula and Patterson); "Certificates of Death: Veterans" as a Scheduled Matter at its May 2nd meeting.

AB 242 proposes to require a person completing a certificate of death to record whether the decedent was ever in the Armed Forces of the United States. The bill requires the State Department of Public Health to access data within the electronic death registration system to compile a report on veteran suicide in California and require the department to annually provide that report to the Legislature and the Department of Veteran Affairs.

RECOMMENDATION: That the City Council consider the draft Resolution of Support for AB 242 (Arambula and Patteson); "Certificates of Death: Veterans".

ATTACHMENTS:

1. Draft Resolution of Support
2. AB 242 Bill Text

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE,
IN SUPPORT OF AB 242 (ARAMBULA AND PATTERSON),
“CERTIFICATES OF DEATH: VETERANS”

WHEREAS, Health & Safety Code §102775 requires each death to be registered with a local registrar of births and deaths in the district in which the death was officially pronounced or the body was found, within eight calendar days after death and prior to any disposition of the human remains; and

WHEREAS, Health & Safety Code §102780 provides that a funeral director, or person acting in lieu thereof, shall prepare the certificate and register it with the local registrar; and

WHEREAS, AB 242 (Arambula and Patterson), “Certificates of Death: Veterans,” requires a person completing the certificate of death to record whether the decedent was ever in the Armed Forces of the United States; and

WHEREAS, Health & Safety Code §102778 requires the State Department of Health Services to implement an internet-based electronic death registration system for the creation, storage, and transfer of death registration information; and

WHEREAS, AB 242 requires the State Department of Public Health to access data within the electronic death registration system to compile a report on veteran suicide in California and require the Department to annually provide the report to the Legislature and the Department of Veteran Affairs;

NOW, THEREFORE, it is hereby DECLARED and ORDERED, as follows:

The City Council of the City of Porterville does hereby support AB 242 (Arambula and Patterson), “Certificates of Death: Veterans.”

This Resolution shall take effect from and after the date of its passage and adoption by this Council.

PASSED, APPROVED, AND ADOPTED this 2nd day of May, 2017.

Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

AMENDED IN ASSEMBLY MARCH 7, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

ASSEMBLY BILL

No. 242

Introduced by Assembly Members Arambula and Patterson
(Coauthors: Assembly Members Cervantes, Mathis, Chávez,
Dababneh, Cristina Garcia, Grayson, Maienschein, Mathis, and
Salas)

January 30, 2017

An act to amend Section 27521 of, and to add Section 27521.2 to, the Government Code, relating to coroners; 102875 of, and to add Section 102791 to, the Health and Safety Code, relating to certificates of death.

LEGISLATIVE COUNSEL'S DIGEST

AB 242, as amended, Arambula. ~~Coroners' reports; veterans; suicide.~~
Certificates of death: veterans.

Existing law establishes the State Department of Public Health under the direction of the State Public Health Officer. Existing law sets forth the powers and duties of the State Public Health Officer, including, but not limited to, designation as the State Registrar of Vital Statistics, having supervisory powers over local registrars and responsibility for the uniform and thorough enforcement of provisions relating to the registration of certain vital statistics.

Existing law requires that each death be registered with the local registrar of births and deaths in the district in which the death was officially pronounced or the body was found. Existing law sets forth the persons responsible for completing the certificate of death and the required contents of the certificate, including, but not limited to, the

decedent's name, sex, and birthplace. Certain violations of these requirements are a crime.

This bill would require a person completing the certificate of death to record whether the decedent was ever in the Armed Forces of the United States. The bill would also require the State Department of Public Health to access data within the electronic death registration system to compile a report on veteran suicide in California and require the department to annually provide that report to the Legislature and the Department of Veterans Affairs. By changing the definition of existing crimes, this bill would impose a state-mandated local program.

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 is required by this act for a specified reason.

~~Existing law requires a coroner to perform or cause to be performed an autopsy on a decedent, for which an autopsy has not already been performed, on request of specified relatives. Existing law requires a coroner, medical examiner, or other agency performing a postmortem examination or autopsy to prepare a final report of investigation that lists or describes certain information collected pursuant to the postmortem examination or autopsy.~~

~~This bill would also require the final report of investigation to indicate whether the deceased person was an active or reserve member of the United States military, or was a member of the California National Guard, California Air National Guard, or California National Guard Reserve, either at or prior to the time of his or her death. The bill would require the person preparing the report to consult with the county veterans service officer, if he or she is unable to determine the deceased person's Armed Forces status. The bill would also require the coroner to make data on veteran suicides available to the State Department of Public Health and would require the State Department of Public Health to annually report data on veteran suicides to the Legislature and the Department of Veterans Affairs. By imposing new duties on county coroners, this bill would impose a state-mandated local program.~~

~~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, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 102791 is added to the Health and Safety
2 Code, to read:

3 102791. (a) The State Department of Public Health shall
4 access data within the electronic death registration system
5 implemented pursuant to Section 102778 to compile a report on
6 veteran suicide in California. The report shall include, at a
7 minimum, information on the ages, sexes, nationalities, and
8 methods of suicide of veterans.

9 (b) (1) The department shall, notwithstanding Section 10231.5,
10 annually provide the report compiled pursuant to subdivision (a)
11 to the Legislature and the Department of Veterans Affairs.

12 (2) A report to be submitted pursuant to paragraph (1) shall be
13 submitted in compliance with Section 9795.

14 SEC. 2. Section 102875 of the Health and Safety Code is
15 amended to read:

16 102875. The certificate of death shall be divided into two
17 sections.

18 (a) The first section shall contain those items necessary to
19 establish the fact of the death, including all of the following and
20 those other items as the State Registrar may designate:

21 (1) (A) Personal data concerning decedent including full name,
22 sex, color or race, marital status, name of spouse, date of birth and
23 age at death, birthplace, usual residence, ~~and~~ occupation and
24 industry or ~~business~~. *business, and whether the decedent was ever*
25 *in the Armed Forces of the United States.*

26 (B) ~~Commencing July 1, 2015, a~~ A person completing the
27 certificate shall record the decedent's sex to reflect the decedent's
28 gender identity. The decedent's gender identity shall be reported
29 by the informant, unless the person completing the certificate is
30 presented with a birth certificate, a driver's license, a social security
31 record, a court order approving a name or gender change, a

1 passport, an advanced health care directive, or proof of clinical
2 treatment for gender transition, in which case the person completing
3 the certificate shall record the decedent's sex as that which
4 corresponds to the decedent's gender identity as indicated in that
5 document. If none of these documents are presented and the person
6 with the right, or a majority of persons who have equal rights, to
7 control the disposition of the remains pursuant to Section 7100 is
8 in disagreement with the gender identity reported by the informant,
9 the gender identity of the decedent recorded on the death certificate
10 shall be as reported by that person or majority of persons.

11 (C) ~~Commencing July 1, 2015, if~~ *If* a document specified in
12 subparagraph (B) is not presented and a majority of persons who
13 have equal rights to control the disposition of the remains pursuant
14 to Section 7100 do not agree with the gender identity of the
15 decedent as reported by the informant, any one of those persons
16 may file a petition, in the superior court in the county in which the
17 decedent resided at the time of his or her death, or in which the
18 remains are located, naming as a party to the action those persons
19 who otherwise have equal rights to control the disposition and
20 seeking an order of the court determining, as appropriate, who
21 among those parties shall determine the gender identity of the
22 decedent.

23 (D) ~~Commencing July 1, 2015, a~~ A person completing the death
24 certificate in compliance with subparagraph (B) is not liable for
25 any damages or costs arising from claims related to the sex of the
26 decedent as entered on the certificate of death.

27 (E) ~~Commencing July 1, 2015, a~~ A person completing the death
28 certificate shall comply with the data and certification requirements
29 described in Section 102800 by using the information available to
30 him or her prior to the deadlines for completion specified in that
31 section.

32 (2) Date of death, including month, day, and year.

33 (3) Place of death.

34 (4) Full name of father and birthplace of father, and full maiden
35 name of mother and birthplace of mother.

36 (5) Informant.

37 (6) Disposition of body ~~information~~ *information*, including
38 signature and license number of ~~embalmer if body embalmed~~
39 *embalmer, if the body is embalmed*, or name of embalmer if affixed
40 by attorney-in-fact; name of funeral director, or person acting as

1 such; and date and place of interment or removal. Notwithstanding
2 any other ~~provision of law to the contrary~~, law, an electronic
3 signature substitute, or some other indicator of authenticity,
4 approved by the State Registrar may be used in lieu of the actual
5 signature of the embalmer.

6 (7) Certification and signature of attending physician and
7 surgeon or certification and signature of coroner when required to
8 act by law. Notwithstanding any other ~~provision of law to the~~
9 ~~contrary~~, law, the person completing the portion of the certificate
10 setting forth the cause of death may attest to its accuracy by use
11 of an electronic signature substitute, or some other indicator of
12 authenticity, approved by the State Registrar in lieu of a signature.

13 (8) Date accepted for registration and signature of local registrar.
14 Notwithstanding any other ~~provision of law to the contrary~~, law,
15 the local registrar may elect to use an electronic signature
16 substitute, or some other indicator of authenticity, approved by
17 the State Registrar in lieu of a signature.

18 (b) The second section shall contain those items relating to
19 medical and health data, including all of the following and other
20 items as the State Registrar may designate:

21 (1) Disease or conditions leading directly to death and
22 antecedent causes.

23 (2) Operations and major findings thereof.

24 (3) Accident and injury information.

25 (4) Information indicating whether the decedent was pregnant
26 at the time of death, or within the year prior to the death, if known,
27 as determined by observation, autopsy, or review of the medical
28 record. This paragraph shall not be interpreted to require the
29 performance of a pregnancy test on a decedent, or to require a
30 review of medical records in order to determine pregnancy.

31 *SEC. 3. No reimbursement is required by this act pursuant to*
32 *Section 6 of Article XIII B of the California Constitution because*
33 *the only costs that may be incurred by a local agency or school*
34 *district will be incurred because this act creates a new crime or*
35 *infraction, eliminates a crime or infraction, or changes the penalty*
36 *for a crime or infraction, within the meaning of Section 17556 of*
37 *the Government Code, or changes the definition of a crime within*
38 *the meaning of Section 6 of Article XIII B of the California*
39 *Constitution.*

1 ~~SECTION 1. Section 27521 of the Government Code is~~
2 ~~amended to read:~~

3 ~~27521. (a) A postmortem examination or autopsy conducted~~
4 ~~at the discretion of a coroner, medical examiner, or other agency~~
5 ~~upon an unidentified body or human remains is subject to this~~
6 ~~section.~~

7 ~~(b) A postmortem examination or autopsy shall include, but~~
8 ~~shall not be limited to, the following procedures:~~

9 ~~(1) Taking of all available fingerprints and palm prints.~~

10 ~~(2) A dental examination consisting of dental charts and dental~~
11 ~~X-rays of the deceased person's teeth, which may be conducted~~
12 ~~on the body or human remains by a qualified dentist as determined~~
13 ~~by the coroner.~~

14 ~~(3) The collection of tissue, including a hair sample, or body~~
15 ~~fluid samples for future DNA testing, if necessary.~~

16 ~~(4) Frontal and lateral facial photographs with the scale~~
17 ~~indicated.~~

18 ~~(5) Notation and photographs, with a scale, of significant scars,~~
19 ~~marks, tattoos, clothing items, or other personal effects found with~~
20 ~~or near the body.~~

21 ~~(6) Notations of observations pertinent to the estimation of the~~
22 ~~time of death.~~

23 ~~(7) Precise documentation of the location of the remains.~~

24 ~~(c) The postmortem examination or autopsy of the unidentified~~
25 ~~body or remains may include full body X-rays.~~

26 ~~(d) (1) At the sole and exclusive discretion of a coroner, medical~~
27 ~~examiner, or other agency tasked with performing an autopsy~~
28 ~~pursuant to Section 27491, an electronic image system, including,~~
29 ~~but not limited to, an X-ray computed tomography scanning~~
30 ~~system, may be used to fulfill the requirements of subdivision (b)~~
31 ~~or of a postmortem examination or autopsy required by other law,~~
32 ~~including but not limited to, Section 27520.~~

33 ~~(2) Nothing in this subdivision imposes a duty upon any coroner,~~
34 ~~medical examiner, or other agency tasked with performing~~
35 ~~autopsies pursuant to Section 27491 to use an electronic image~~
36 ~~system to perform autopsies or to acquire the capability to do so.~~

37 ~~(3) A coroner, medical examiner, or other agency tasked with~~
38 ~~performing an autopsy pursuant to Section 27491 shall not use an~~
39 ~~electronic imaging system to conduct an autopsy in any~~
40 ~~investigation where the circumstances surrounding the death afford~~

1 a reasonable basis to suspect that the death was caused by or related
2 to the criminal act of another and it is necessary to collect evidence
3 for presentation in a court of law. If the results of an autopsy
4 performed using electronic imaging provides the basis to suspect
5 that the death was caused by or related to the criminal act of
6 another, and it is necessary to collect evidence for presentation in
7 a court of law, then a dissection autopsy shall be performed in
8 order to determine the cause and manner of death.

9 (4) ~~An autopsy may be conducted using an X-ray computed~~
10 ~~tomography scanning system notwithstanding the existence of a~~
11 ~~certificate of religious belief properly executed in accordance with~~
12 ~~Section 27491.43.~~

13 (e) ~~The coroner, medical examiner, or other agency performing~~
14 ~~a postmortem examination or autopsy shall prepare a final report~~
15 ~~of investigation in a format established by the Department of~~
16 ~~Justice. The final report shall list or describe the information~~
17 ~~collected pursuant to the postmortem examination or autopsy~~
18 ~~conducted under subdivision (b) and indicate whether the deceased~~
19 ~~person was an active or reserve member of the United States~~
20 ~~military, or was a member of the California National Guard,~~
21 ~~California Air National Guard, or California National Guard~~
22 ~~Reserve, either at or prior to the time of his or her death. If the~~
23 ~~coroner, medical examiner, or other agency preparing the final~~
24 ~~report is unable to determine the deceased person's Armed Forces~~
25 ~~status, the person preparing the report shall consult with the county~~
26 ~~veterans service officer.~~

27 (f) ~~The body of an unidentified deceased person shall not be~~
28 ~~cremated or buried until the jaws (maxilla and mandible with teeth),~~
29 ~~or other bone sample if the jaws are not available, and other tissue~~
30 ~~samples are retained for future possible use. Unless the coroner,~~
31 ~~medical examiner, or other agency performing a postmortem~~
32 ~~examination or autopsy has determined that the body of the~~
33 ~~unidentified deceased person has suffered significant deterioration~~
34 ~~or decomposition, the jaws shall not be removed until immediately~~
35 ~~before the body is cremated or buried. The coroner, medical~~
36 ~~examiner, or other agency responsible for a postmortem~~
37 ~~examination or autopsy shall retain the jaws and other tissue~~
38 ~~samples for one year after a positive identification is made, and~~
39 ~~no civil or criminal challenges are pending, or indefinitely.~~

~~(g) If the coroner, medical examiner, or other agency performing a postmortem examination or autopsy with the aid of the dental examination and any other identifying findings is unable to establish the identity of the body or human remains, the coroner, medical examiner, or other agency shall submit dental charts and dental X-rays of the unidentified deceased person to the Department of Justice on forms supplied by the Department of Justice within 45 days of the date the body or human remains were discovered.~~

~~(h) If the coroner, medical examiner, or other agency performing a postmortem examination or autopsy with the aid of the dental examination and other identifying findings is unable to establish the identity of the body or human remains, the coroner, medical examiner, or other agency shall submit the final report of investigation to the Department of Justice within 180 days of the date the body or human remains were discovered. The final report of investigation shall list or describe the information collected pursuant to the postmortem examination or autopsy conducted under subdivision (b), and any anthropology report, fingerprints, photographs, and autopsy report.~~

~~SEC. 2. Section 27521.2 is added to the Government Code, to read:~~

~~27521.2. (a) The coroner shall make data on veteran suicides available to the State Department of Public Health.~~

~~(b) (1) The State Department of Public Health shall, notwithstanding Section 10231.5, annually report data on veteran suicides to the Legislature and the Department of Veterans Affairs.~~

~~(2) A report to be submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795.~~

~~SEC. 3. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.~~

REVISIONS:

Heading—Line 2.

O



CITY COUNCIL AGENDA – MAY 2, 2017

SUBJECT: Status and Review of Declaration of Local Emergency

SOURCE: City Manager's Office

COMMENT: Governor Brown issued Executive Order B-29-15 on Wednesday, April 1, 2015, which established drought-related mandates and restrictions in addition to those already stipulated in previous Executive Orders B-26-14 and B-28-14. Of significance, the Governor directed the State Water Resources Control Board to impose restrictions to achieve a statewide 25% reduction in potable urban water usage through February 28, 2016, in comparison to the amount used in 2013, and with consideration given to per capita usage as a basis. The Governor further directed the Board to impose additional restrictions on commercial, industrial, and institutional properties with significant landscaping (cemeteries, golf courses, parks, schools, etc.), to also achieve a 25% reduction in potable water usage. Also of significance, the Board was directed to prohibit irrigation with potable water outside of newly constructed homes and buildings that is not delivered by drip or micro-spray systems.

On November 13, 2015, Governor Brown issued Executive Order B-36-15, which extends emergency conservation regulations through October 2016, if drought conditions persist through January. On February 2, 2016, the State Water Resources Control Board adopted extended emergency water conservation regulations, to be in effect March 1 through October 31, 2016. The City of Porterville benefited somewhat from the extended regulations as the City's water conservation rate has been reduced from 32% to 26%, due to new water connections that have been made and population served (4%), as well as a new climate adjustment factor that was considered (2%).

On May 9, 2016, Governor Brown issued Executive Order B-37-16 ("Making Water Conservation a California Way of Life"), which directs the State Water Resources Control Board to establish new regulations making permanent the emergency conservation regulations. On May 18, 2016, the State Water Resources Control Board adopted a statewide water conservation approach that replaces the percentage reduction-based water conservation standard with a localized "stress test" approach that mandates urban water suppliers act immediately to ensure at least a three-year supply of water to their customers under continued drought conditions.

On April 7, 2017, Governor Brown issued Executive Order B-40-17, which ended the drought state of emergency in most of California, with the exception of Fresno, Kings, Tulare and Tuolumne counties where emergency water supply

and reliability projects are continuing toward addressing diminishing groundwater supplies. The Order maintains monthly reporting requirements and prohibitions on wasteful practices. It is anticipated that the Governor will end the drought state of emergency in the four remaining counties effective July 1, 2017.

At its last meeting on April 18, 2017, the City Council took action in the continued affirmation of the adoption of a Resolution of Declaration of Local Emergency due to local residences within the city having been identified as having wells that are now dry as a result of the drought. 10 residences within the city have been determined to have dry wells, for which City staff submitted a Mutual Aid Request to Tulare County OES to initiate the household tank program for identified properties within the city where wells are dry and challenged for permanent connection. City, County and State representatives continue to discuss solutions toward addressing these challenged residences should the state of emergency be removed effective July 1st.

Representatives for the City, County, and State (CalOES, DDW, DWR, and SWB) have continued to meet in support of the long-term permanent water connection project for the entire East Porterville area and the estimated 1,800 expected future connections. DWR identified 423 residential units in the East Porterville area (381 of which are in the City's Urban Development Boundary), that were served by the County's Household Tank Program and desired by the State to be connected to the City's water distribution system as soon as possible. DWR has nearly completed a significant City waterline extension project to permanently connect those 423 residential units to the City's water system. To provide source water for the DWR extension project, CalOES desired to expeditiously connect the new well on Olive Avenue to the City's water system instead of being first equipped as a filling station. Given the new well has an estimated water production value of 800 gallons per minute, as well as a SWB assumed 1.5 gallons per minute per residence, the new well could effectively serve up to 500 single-family residential units. The City indicated its significant interest that the E. Vandalia Avenue area and its 80 residential units be included in the water connection project, to which the State was agreeable.

Given CalOES has paid for the development of the new well, and its connection to the City's water system, the City will be required under "Drought Redundancy and Resiliency Provisions" to make available to the State up to three million gallons of water per month without charge for emergency purposes.

To proceed with the connection of the new well to the City's water system and the 500 East Porterville and E. Vandalia Avenue residential units, the City Council approved modifications to the Draft Agreement between the City and County at its meeting on April 5, 2016, which the County Board of Supervisors subsequently approved at their meeting on May 10, 2016.

A Memorandum of Understanding between the State, County, and City on the East Porterville permanent water connection project was approved by the

Council during a Special Meeting on Tuesday, June 21, 2016, and approved by the Board of Supervisors on Tuesday, June 28, 2016. With the approval of the MOU, the State began the permanent connection of approximately 40 homes that are located along existing City water mains. Subsequently, the State officially requested that the City approve the connection of an additional 30 residences as part of the first immediate connections, for up to a total of 70, which the Council approved at its meeting on August 2, 2016.

In regards to the new well's development and connection to the City's water distribution system, the Board of Supervisors awarded the contract for equipping and connecting the new well at their meeting of Tuesday, August 16, 2016, and construction activities commenced the week of October 10, 2016. County staff had previously indicated that the well would be in service and connected to the City's system no later than December 2016, however, the well was operational and connected to the City's water distribution as of Friday, February 17, 2017. Given the delay in the well's completion and connection, DWR requested that the City Council consider allowing the connection of residences as they become prepared for connection, to which the Council was receptive, and a Draft MOU Amendment was approved by the Council at its meeting on December 6, 2016, and subsequently approved by the Board of Supervisors at its meeting on December 20, 2016.

As of Friday, March 31, 2017, the date the State established as the final day for property owners to complete the registration process to participate in the State-funded connection program opportunity, of the 1,017 eligible developed residential properties identified by the State for connection, 722 completed the required Extra-Territorial Services Agreement, leaving 295 developed residential properties non-responsive to this unique connection program, 23 of which were reported as having either dry or diminishing capacity wells.

County OES and the State Division of Drinking Water (DDW) have reported to the City that the Central Mutual Water Company, located south of the city and south of Gibbons Avenue, has had its well run dry and desires an immediate emergency connection to the City's water system to serve the 41 connections currently without water. DDW is wishing to support a financial application to upgrade the small water system to City standards (new water lines, meters, etc.), and to sponsor an Urban Development Boundary (UDB) Amendment application to Tulare County Local Agency Formation Commission (LAFCO), given this area is currently outside the City's UDB but within the City's Urban Area Boundary (UAB). Given several private wells have run dry in this area, DDW is also attempting to sponsor their connection to the City's water system. For source water capacity for the connections, DWR will include these new connections within the East Porterville water connection capacity development projects. At its Special meeting on August 30th, the City Council directed staff to proceed with the immediate emergency connection of the Central water system, with the permanent connection of the system contingent upon an Agreement with DDW to the sponsorship conditions they have offered.

State Division of Drinking Water (DDW) has also recently reported to the City

Item No. 10.

that the Del Oro East Plano water system, located on Paul Street (southeast of the intersection of Plano Street and Worth Avenue), is experiencing problems with its existing well and have implemented severe water restrictions. The East Plano water system serves 14 residences and approximately 45 people. DDW is wishing to provide financial support to upgrade the small water system to City standards (new water lines, meters ,etc.), and for source water capacity for the connections, DDW would need to either pay appropriate fees and/or develop a capacity development project. The Council is aware that the Del Oro Grandview Gardens water system (north of W. North Grand Avenue) is also experiencing significant issues, and DDW may seek their future consolidation with the City's water system as well.

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

ATTACHMENTS:

1. Resolution 49-2015 - Declaration of Local Emergency
2. City-County Well Agreement
3. Memorandum of Understanding
4. Memorandum of Understanding Draft Amendment
5. Governor Brown Executive Order

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. 49-2015

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

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

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

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

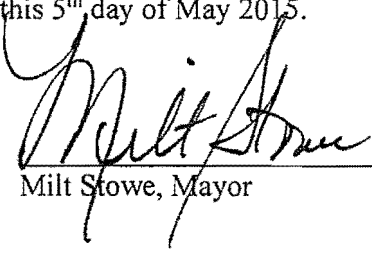
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

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

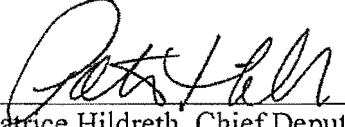
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance,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

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

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


Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk


By: Patrice Hildreth, Chief Deputy City Clerk

TULARE COUNTY – CITY OF PORTERVILLE WELL AGREEMENT

THIS AGREEMENT is entered into this day of, May 10, 2016, between the COUNTY OF TULARE, referred to as COUNTY, and the CITY OF PORTERVILLE, referred to as CITY, with reference to the following:

- A. WHEREAS, East Porterville/Doyle Colony area properties within the COUNTY's jurisdiction and within the CITY's Urban Development Boundary are experiencing serious water shortages due to the historical drought conditions. Attached hereto as Exhibit 'A' is a map defining the East Porterville/Doyle Colony and Vandalia areas; and
- B. WHEREAS, CITY and COUNTY have been and are collaborating to jointly develop a new municipal water well; and
- C. WHEREAS, COUNTY shall secure complete funding for a new well to be solely owned, operated and maintained by the CITY for the purpose of providing long-term capacity to enable permanent water connections to properties that comply with CITY'S Annexation and Extension of Municipal Services policy, with certain exceptions for specific properties in excess of the maximum lot size. These procedures are defined by two Resolutions, 74-2014 and 19-2016, which are attached hereto as Exhibit 'B'; and
- D. WHEREAS, the COUNTY owns a parcel at the southeast corner of the Tule River and Olive Avenue (APN 240-120-017), represented in Exhibit 'C', and has drilled a municipal supply well, and will equip said well utilizing CITY standards, after which the COUNTY shall convey the land to CITY at a cost of \$1; and
- E. WHEREAS, CITY operates an existing municipal water system, with limited infrastructure already established in the East Porterville/Doyle Colony and Vandalia areas, and has experience and qualifications necessary to provide such services; and
- F. WHEREAS, CITY and COUNTY mutually agree that a regional, collaborative solution to leverage and expand CITY'S municipal water system into the East Porterville/Doyle Colony and Vandalia areas is the most feasible means to address the area's water needs; and
- G. WHEREAS, CITY is willing to enter into this Agreement with COUNTY upon terms and conditions set forth herein; and
- H. WHEREAS, CITY and COUNTY mutually understand that due to the limited resources of the CITY's municipal water system, all future connections must comply with the CITY's Annexation and Extension of Municipal Services policies, with certain exceptions for specific properties in excess of the maximum lot size, attached hereto and made a part thereof as Exhibit 'B'.

ACCORDINGLY, IT IS AGREED:

- 1. **TERM:** This agreement shall become effective as of the date the agreement is fully executed by both agencies.
- 2. **SERVICES TO BE PERFORMED & PAYMENT FOR SERVICES – EQUIPPING MUNICIPAL WELL FACILITY:** Refer to attached Exhibit 'D'.

TULARE COUNTY AGREEMENT NO. 27596

3. **SERVICE TO BE PERFORMED IN PERPETUITY:** The services described below shall be performed in perpetuity upon completion of all tasks enumerated in Exhibit 'D' and upon COUNTY securing the funds for equipping the well to CITY standards and requirements:
- A. CITY shall provide to STATE and/or COUNTY, upon STATE and COUNTY's request, a maximum of three million (3,000,000) gallons of water per month upon integration of the well provided under this Agreement, for the purposes of meeting emergency water needs in COUNTY's jurisdiction. CITY shall not charge COUNTY or STATE for said water.
 - B. CITY shall utilize water produced by the well provided under this Agreement as source capacity for new service connections and agreements in East Porterville/Doyle Colony and Vandalia areas. CITY agrees to provide source water for up to four hundred twenty-three (423) new connections in the East Porterville/Doyle Colony area subject to the CITY'S Annexation and Extension of Municipal Services policies, with certain exceptions for specific properties in excess of the maximum lot size, and up to 80 new connections in the Vandalia area. The 423 new connections noted above are inclusive of those properties immediately adjacent to an existing water main, estimated at 40 parcels, which can be connected to the City's water system immediately upon execution of this agreement and the Memorandum(a) of Understanding between CITY, COUNTY, and STATE. Upon connection to CITY services, the listed properties will be exempt from payment of CITY water impact fees, but will be subject to standard fees, such as, but not limited to, water service and meter installation, unless otherwise financed by STATE or other funding sources, and associated monthly fees. This section shall not be construed to limit additional connections beyond the above referenced 503 properties provided for herein, where CITY provides consumption documentation that determines additional source capacity is available as a result of the connection of this well to CITY's system.
 - C. CITY expressly agrees to own, operate, maintain, repair and otherwise care for the well provided under this Agreement, in order to maintain it in proper working order and to the highest standard, for the duration of the well's useful life.
 - D. COUNTY shall grant the parcel on which the well is located to the CITY by Grant Deed at a cost of \$1 upon formal acceptance of the project. A 50-foot control zone around the well site is a requirement of the State Water Resources Control Board, Drinking Water Program, therefore establishing the minimum parcel size to be conveyed to the CITY. Existing COUNTY infrastructure may encroach through or conflict with the subject parcel and if so, ownership, maintenance, repair and replacement of these facilities shall transition to the City's responsibility by separate maintenance agreement upon acceptance of the project.
 - E. CITY shall not be entitled to compensation by COUNTY, or any State or Federal agency providing funding for the activities enumerated in Exhibit 'D', for any ongoing costs related to owning, operating, maintaining, repairing, or replacing this well. CITY and COUNTY expressly agree that CITY's ongoing compensation for such ongoing costs shall be the use of the well for CITY's use within its water system, unrestricted except as noted in "A"

above. No part of this paragraph shall be construed to limit or restrict in any way CITY's ability to seek any grant funding or collect rates and fees from users of CITY's water system.

- F. All recipients of water are subject to CITY water policies, such as, but not limited to, water conservation and watering schedules. Connections made as noted in "B" above may be subject to further water conservation thresholds as required by the STATE.

4. This Agreement represents the entire agreement between CITY and COUNTY as to its subject matter and no prior oral or written understanding shall be of any force or effect. No part of this Agreement may be modified without the written consent of both parties.

5. Except as may be otherwise required by law, any notice to be given shall be written and shall be either personally delivered, sent by facsimile transmission or sent by first class mail, postage prepaid and addressed as follows:

COUNTY: County Administrative Officer/Clerk of the Board
of Supervisors of the County of Tulare
Administrative Building
2800 W. Burrell Avenue
Visalia, CA 93291

(Fax No.: (559) 733-6318 / Phone No. (559) 636-5005)

CITY: City Manager
291 N. Main St.
Porterville, CA 93257

(Fax No.: (559) 715-4013/ Phone No. (559) 782-7466)

Notice delivered personally or sent by facsimile transmission is deemed to be received upon receipt. Notice sent by first class mail shall be deemed received on the fourth day after the date of mailing. Either party may change the above address by giving written notice pursuant to this paragraph.

6. This Agreement reflects the contributions of both parties and accordingly the provisions of Civil Code section 1654 shall not apply to address and interpret any uncertainty.
7. Unless specifically set forth, the parties to this Agreement do not intend to provide any other party with any benefit or enforceable legal or equitable right or remedy.
8. This Agreement shall be interpreted and governed under the laws of the State of California without reference to California conflicts of law principles. This Agreement is entered into and shall be performed in Tulare County, California. CITY waives the removal provisions of California Code of Civil Procedure Section 394.
9. The failure of either party to insist on strict compliance with any provision of this Agreement shall not be considered a waiver of any right to do so, whether for that breach or any subsequent breach. The acceptance by either party or either performance or payment shall not be considered to be a waiver of any preceding breach of the Agreement by the other party.
10. The Recitals and the Exhibits to this Agreement are fully incorporated into and are integral parts of this Agreement.

11. This Agreement is subject to all applicable laws and regulations. If any provision of this Agreement is found by any court of other legal authority, or is agreed by the parties, to be in conflict with any code or regulation governing its subject, the conflicting provision shall be considered null and void. If the effect of nullifying any conflicting provision is such that a material benefit of the Agreement to either party is lost, the Agreement may be terminated at the option of the affected party. In all other cases the remainder of the Agreement shall continue in full force and effect.
12. Each party agrees to execute any additional documents and to perform any further acts which may be reasonably required to affect the purposes of this Agreement.
13. CITY expressly agrees that it will not discriminate in employment or in the provision of services on the basis of any characteristic or condition upon which discrimination is prohibited by state or federal law or regulation.
14. Insurance
15. Permit
16. Dispute Resolution: If a dispute arises out of or relating to this Agreement, or the breach thereof, and if said dispute cannot be settled through negotiation, the parties agree first to try in good faith to settle the dispute by non-binding mediation before resorting to litigation or some other dispute resolution procedure, unless the parties mutually agree otherwise. The mediator shall be mutually selected by the parties, but in case of disagreement, the mediator shall be selected by lot from among two nominations provided by each party. All costs and fees required by the mediator shall be split equally by the parties, otherwise each party shall bear its own costs of mediation. If mediation fails to resolve the dispute within 30 days, either party may pursue litigation to resolve the dispute.
17. Indemnification: CITY shall hold harmless, defend and indemnify COUNTY, its agents, officers and employees from and against any liability, claims, actions, costs, damages or losses of any kind, including death or injury to any person and/or damage to property, including COUNTY property, arising from, or in connection with, the performance by CITY or its agents, officers and employees under this Agreement. This indemnification specifically includes any claims that may be made against COUNTY by any taxing authority asserting that an employer-employee relationship exists by reason of this Agreement, and any claims made against COUNTY alleging civil rights violations by CITY under Government Code sections 12920 et seq. (California Fair Employment and Housing Act), and any fines or penalties imposed on COUNTY for CITY's failure to provide form DE-542, when applicable. This indemnification obligation shall continue beyond the term of this Agreement as to any acts or omissions occurring under this Agreement or any extension of this Agreement.

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

COUNTY OF TULARE

BY Mike Ennis
Mike Ennis Chairman,
Board of Supervisors



ATTEST: Michael C. Spata,
County Administrative Officer/Clerk of the Board
of Supervisors of the County of Tulare

By Danisa A. Ybana
Deputy Clerk

Approved as to Form
County Counsel

By M. Ennis for LMT
Deputy 20151902

CITY OF PORTERVILLE

BY Milt Stowe
Milt Stowe, Mayor

ATTEST:
City Clerk of the City of Porterville

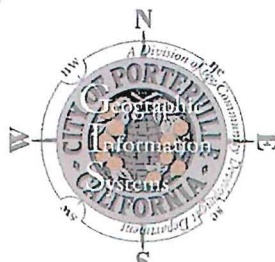
BY J. L. Lolis
John Lolis, City Manager

Approved as to Form

BY [Signature]
City Attorney

EXHIBIT 'A'

East Porterville Project Boundary



Legend

-  East Porterville Project Boundary
 Parcels Within Project Boundary Area (1,776)
 City Limits
 UDB

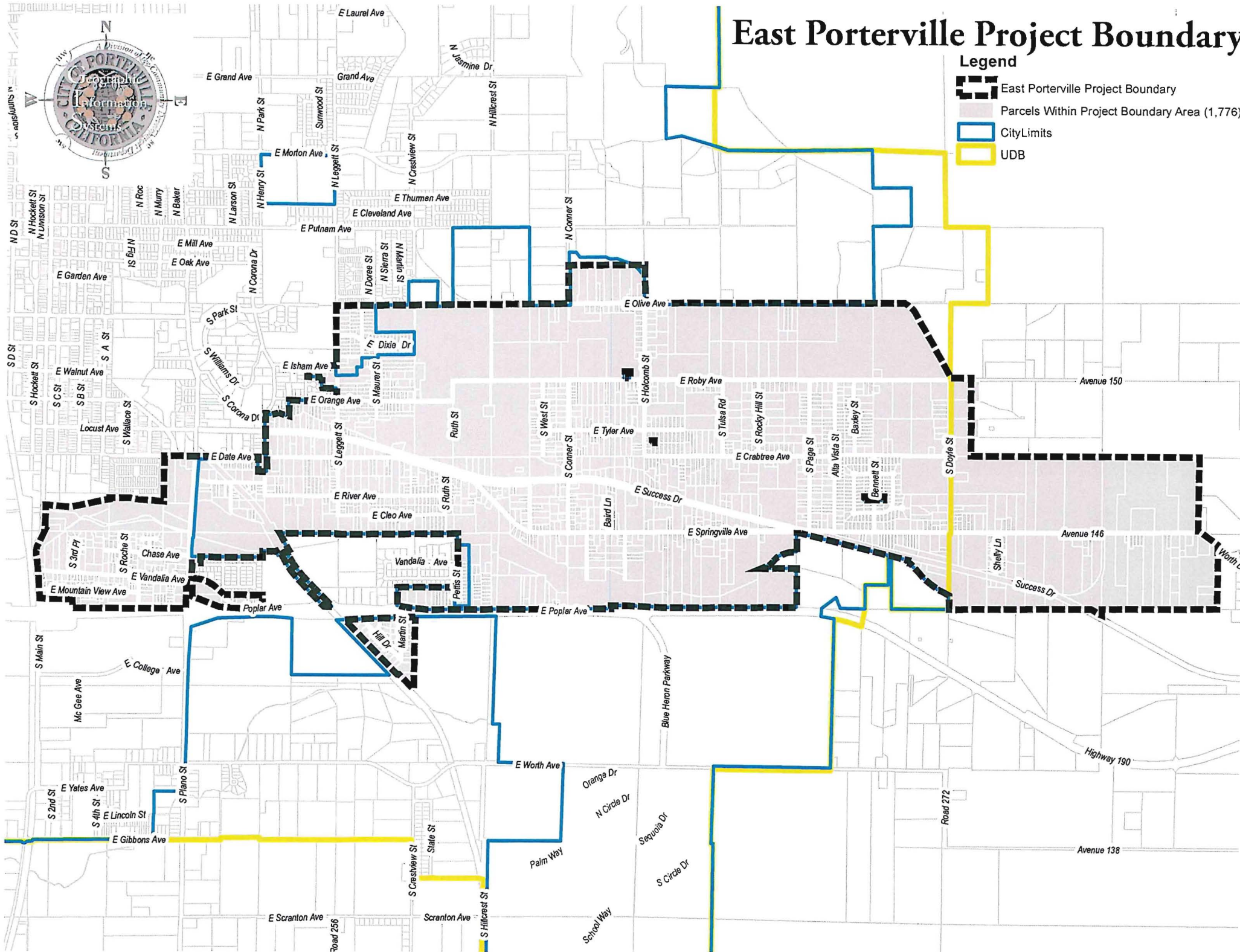


EXHIBIT 'B'

RESOLUTION NO. 74 -2014

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE DEFINING
OBJECTIVES AND POLICIES FOR ANNEXATIONS AND MUNICIPAL SERVICES

WHEREAS: The City of Porterville established a policy concerning annexation and provision of municipal services in 1986, noting that “the City, in order to grow for reasons of economies of scale and quality of services must expand its boundaries within reason, generally encourages the owners of properties contiguous to the city of Porterville to annex to said City of Porterville”; and

WHEREAS: Since 1990, the population of the city of Porterville has increased 53% according to the California Department of Finance, and the land area of the city proper has increased by 38% according to City annexation records; and

WHEREAS: The City of Porterville accepts its responsibility to provide municipal services to those residents, businesses, and other land uses within the limits of the city. The City of Porterville has taken the position that the costs of all physical improvements within the city have been paid by property owners, and other taxes derived in the city, and, therefore, these same people should not be required to bear the expense of additional physical improvements needed to serve newly annexed areas.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby define the following objectives related to annexations and municipal services:

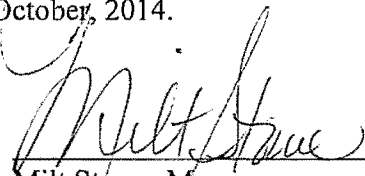
1. To promote orderly development while discouraging urban sprawl, preserving open space and prime agricultural lands, and efficiently extending government services.
2. To honor the City’s fundamental responsibility to provide efficient and sustainable public services to the inhabitants of the city, and where appropriate, to provide those services beyond the limits of the city within the Urban Development Boundary, and only in extreme cases to those properties beyond the Urban Development Boundary within the Urban Area Boundary.
3. To provide for land development and growth in a manner consistent with the General Plan, particularly as it relates to land use and circulation.
4. To consider an application upon its own merits, and identify what benefits would accrue to the City as an agency and service provider, to the residents of the city of Porterville, and to the applicant.
5. To identify the problems involved in any proposal considered for annexation or request for extra-territorial services and resolve them in the manner most beneficial to the properties within the city of Porterville.
6. To develop factual information to permit informed discussion between City representatives and property owners/residents of unincorporated territories.

BE IT FURTHER RESOLVED, that the City Council of the City of Porterville does hereby establish the following policies for consideration of annexations and municipal services:

1. It shall be the policy of the City of Porterville to consider annexation proposals only within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County Local Area Formation Commission (LAFCo).

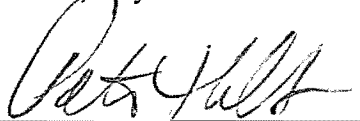
2. It shall be the policy of the City of Porterville to consider extra-territorial service requests primarily within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County LAFCo.
3. It shall be the policy of the City of Porterville, only where necessary in order to respond to an existing or impending threat to public health or safety of affected residents, to consider extra-territorial service requests within the Urban Area Boundary, as adopted by City Council and identified on the City of Porterville Zoning Map.
4. It shall be the policy of the City of Porterville to consider annexation proposals and extra-territorial service requests in a manner consistent with the policies and regulations adopted by the Tulare County LAFCo and the State of California, as applicable.
5. It shall be the policy of the City of Porterville to discourage single-family one (1) lot annexation proposals that may have an adverse fiscal impact on the City of Porterville.
6. It shall be the policy of the City Council that territory shall not be annexed to the city of Porterville, which as a result of such annexation, unincorporated territory is completely surrounded, or substantially surrounded by the city of Porterville.
7. It shall be the policy of the City of Porterville that annexation proposals shall be in conformance with the Cortese-Knox-Hertzberg Act of 2000, as amended.
8. It shall be the policy of the City Council to consider each petition/consent for annexation upon its relationship to what economic benefits will accrue to the City of Porterville, and to the area residents/property owners.
9. It shall be the policy of the City Council that the costs of all physical improvements will be borne by the property owners/resident or developer.
10. It shall be the policy of the City of Porterville to maintain the viability of agricultural productivity; i.e. protecting and conserving as much agricultural land as possible in the area surrounding the Porterville community.
11. It shall be the policy of the City of Porterville that the applicant for annexation present proposals to the Project Review Committee and explain the particulars of the area under consideration for possible annexation, including a plan for services.
12. It shall be the policy of the City of Porterville to consider any requests for annexation or extra-territorial services in a manner consistent with the procedures adopted by resolution of the City Council.

PASSED, APPROVED AND ADOPTED this 21st day of October, 2014.


Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at regular meeting of the Porterville City Council duly called and held on the 21st day of October, 2014.

THAT said resolution was duly passed, approved, and adopted by the following vote:

Council:	REYES	WARD	STOWE	HAMILTON	GURROLA
AYES:	X		X	X	X
NOES:		X			
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk



By: Luisa M. Zavala, Deputy City Clerk

RESOLUTION 19-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ESTABLISHING PROCEDURES FOR ANNEXATIONS AND EXTENSION OF
MUNICIPAL SERVICES

WHEREAS: On October 21, 2014, the City Council of the City of Porterville adopted two resolutions that defined objectives and policies, and established procedures for annexations and municipal services, respectively; and

WHEREAS: The on-going, severe drought of the past few years has created a situation where hundreds of parcels in the East Porterville area are experiencing dry wells, or wells of substandard water quality. State and regional agencies have come together with the City to identify and develop a long-term solution to this crisis, which will involve a significant infrastructure project to allow extension of municipal water services to the area. Not all parcels within the subject area meet the mandatory findings for extra-territorial service agreements as identified in the City's current procedures.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby amend existing procedures to submit application for municipal services, and to have said application(s) processed as outlined in Exhibit "A", attached. The exemption identified for the East Porterville Feasibility Study Project Area will apply to the area represented in Exhibit "B".

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


Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

BY 
Luisa Zavala, Deputy City Clerk

All properties requesting annexation or extraterritorial services are subject to the procedures established below unless otherwise stated. Compliance with City of Porterville procedures does not guarantee approval by LAFCo of annexations or extra-territorial service agreements. Upon request for an annexation or extraterritorial services request, staff will evaluate whether the applicant's property is within the City's Urban Development Boundary or Urban Area Boundary and explain the process.

ANNEXATION APPLICATION PROCEDURE

1. A complete annexation application packet includes: fees, an Irrevocable Agreement to Annex, information as needed to define a deed restriction specific to land use and zoning, Application for Annexation, and other materials as required with those applications respectively.
2. On receipt of an application as outlined above, all materials will be considered by the Project Review Committee, who will coordinate in a pre-consultation process with LAFCO staff and the County Public Works Department for review and recommendation.
3. During review by the Project Review Committee of the necessary application and data, staff will prepare a report and findings on all aspects of the proposed action(s).
4. An environmental document will be prepared pursuant to the California Environmental Quality Act (CEQA), reviewing the potential environmental effect of the proposed activities. The Zoning Administrator will make an initial determination of the level of environmental review required.
5. After proper noticing, a public hearing will be held for the City Council to hear comments related to the project at a regularly scheduled meeting. The Council will authorize staff to initiate the application with LAFCo. Documents will be filed in accordance with the Cortese-Knox-Hertzberg Act of 2000, as amended, and submitted to the Local Agency Formation Commission for its review, recommendation and action.
6. On consummation by the City Council, the City Clerk shall submit the necessary materials to the State Board of Equalization with the appropriate acreage fees, which are paid by the Applicant.
7. In the event the annexation fails, either by dissenting votes of the City Council or at hearing at LAFCo, the City Council may approve an extraterritorial service agreement within the Urban Development Boundary, subject to conditions identified in the deed restriction.

ANNEXATION EXEMPTION PROCEDURE

Where a certain property meets all of the following criteria, they may proceed with an Extraterritorial Service Agreement for water or storm-water drainage without first attempting annexation, subject to the conditions of Extraterritorial Service Agreements as defined below.

1. Previously developed single family residences on parcels 24,999 square feet or smaller, OR a school developed by a State funded school district.
2. The parcel requesting services must be immediately adjacent to a municipal main providing the requested service, or the property owner shall provide for the extension of the main line to City standards at their expense.

EXTRATERRITORIAL SERVICES APPLICATION PROCEDURE

Extraterritorial Service connections may be made subject to the following conditions. Note specific parameters and the required findings for connections in the Urban Development Boundary and the Urban Area Boundary.

1. Application: A complete extraterritorial services application packet includes: fees, an Irrevocable Agreement to Annex, information as needed to define a deed restriction specific to land use and zoning, and other materials as required with those applications respectively.
2. General Plan Consistency:
 - a. Proposed Uses and Improvements: Service connections are to be withheld from proposed uses and improvements that would not be consistent with the adopted Land Use Element of the Porterville Area General Plan and the City of Porterville General Plan.
 - b. Existing Uses and Improvements: Service connections to existing uses and improvements which are not consistent with the adopted Land Use Element of the Porterville Area General Plan and the City of Porterville General Plan shall be considered at the discretion of the City Council, and may be subject to other restrictions.
3. Agreements and covenants:
 - a. A deed restriction specific to land use and zoning must be approved by the property owner and the City Council, and recorded with the County of Tulare upon the property, at the applicant's cost.
 - b. An irrevocable agreement to annex must be signed by the property owner and recorded with the County of Tulare upon the property, at the applicant's cost.
4. Time limitations: The City Manager or his designee, or the City Council may condition the approval of applications for service connections by establishing a time frame within which connections must be made to avoid re-application.
5. Improvement Plans: Applications for service connections, which necessitate the extension of one or more municipal facilities to property in order to make such connections, shall be conditioned by the City Manager or his designee, or the City Council to require that Construction Drawings of the intended public improvements be submitted to the City Engineer for plan check and approval. Costs incurred for the preparation of improvement plans, and certain off-site construction and/or installation costs related to extending facilities, shall be the responsibility of the applicant.
6. Fees: Prior to the issuance of a Connection Permit, payment must be made to the City of Porterville of all fees pertinent to the respective service connection, or connections, approved by the City Manager or his designee, or the City Council.

Within the Urban Development Boundary:

For connection of water or storm-water facilities, the requesting party must fully fund the extension of infrastructure if it does not already exist in order to connect. The City of Porterville Wastewater Facility is a regional facility and as such, an extraterritorial service request cannot be denied; however, the requesting party must fund a fair share of the extension of infrastructure if it does not already exist in order to connect. Contract services for police, fire, or building inspection services shall be approved by resolution of the City Council.

For connection of water or storm-water facilities, the following findings must be made in order for the Council approve an extraterritorial service connection:

- That the subject property is a previously developed single family residence on a parcel 24,999 square feet or smaller, OR a school developed by a State funded school district.
- That failure to connect to municipal services would result in a threat to public health or safety of affected residents.
- That connection of the subject property would not result in a negative impact to the City of Porterville water and/or storm-water system.
- That the subject property is not within an island as defined by Tulare LAFCo.
- That an attempt to annex the subject site is not realistic given current city limit boundaries. Specifically, the parcel is too far removed from the city limit, and/or the number and valuation of adjacent parcels would result in a failed annexation effort.

Within the Urban Area Boundary:

For connection of water or storm-water facilities, the requesting party must fully fund the extension of infrastructure if it does not already exist in order to connect. The City of Porterville Wastewater Facility is a regional facility and as such, an extraterritorial service request cannot be denied; however, the requesting party must fund a fair share of the extension of infrastructure if it does not already exist in order to connect. Contract services for police, fire, or building inspection services shall be approved by resolution of the City Council.

For connection of water or storm-water facilities, the following findings must be made in order for the Council approve an extraterritorial service connection:

- That the subject property is a previously developed single family residence on a parcel 24,999 square feet or smaller, OR a school developed by a State funded school district.
- That failure to connect to municipal services would result in a threat to public health or safety of affected residents.
- That connection of the subject property would not result in a negative impact to the City of Porterville water and/or storm-water system.

EXEMPTIONS AND EXCEPTIONS

1. PVPUD: Connections to Porterville Regional Sewage Treatment Facilities serving uses and improvements to property within the boundaries and jurisdiction of the Porter Vista Public Utility District (PVPUD) are exempted from application to the City of Porterville. Interested parties should contact the PVPUD for information on connection requirements and fees pertaining

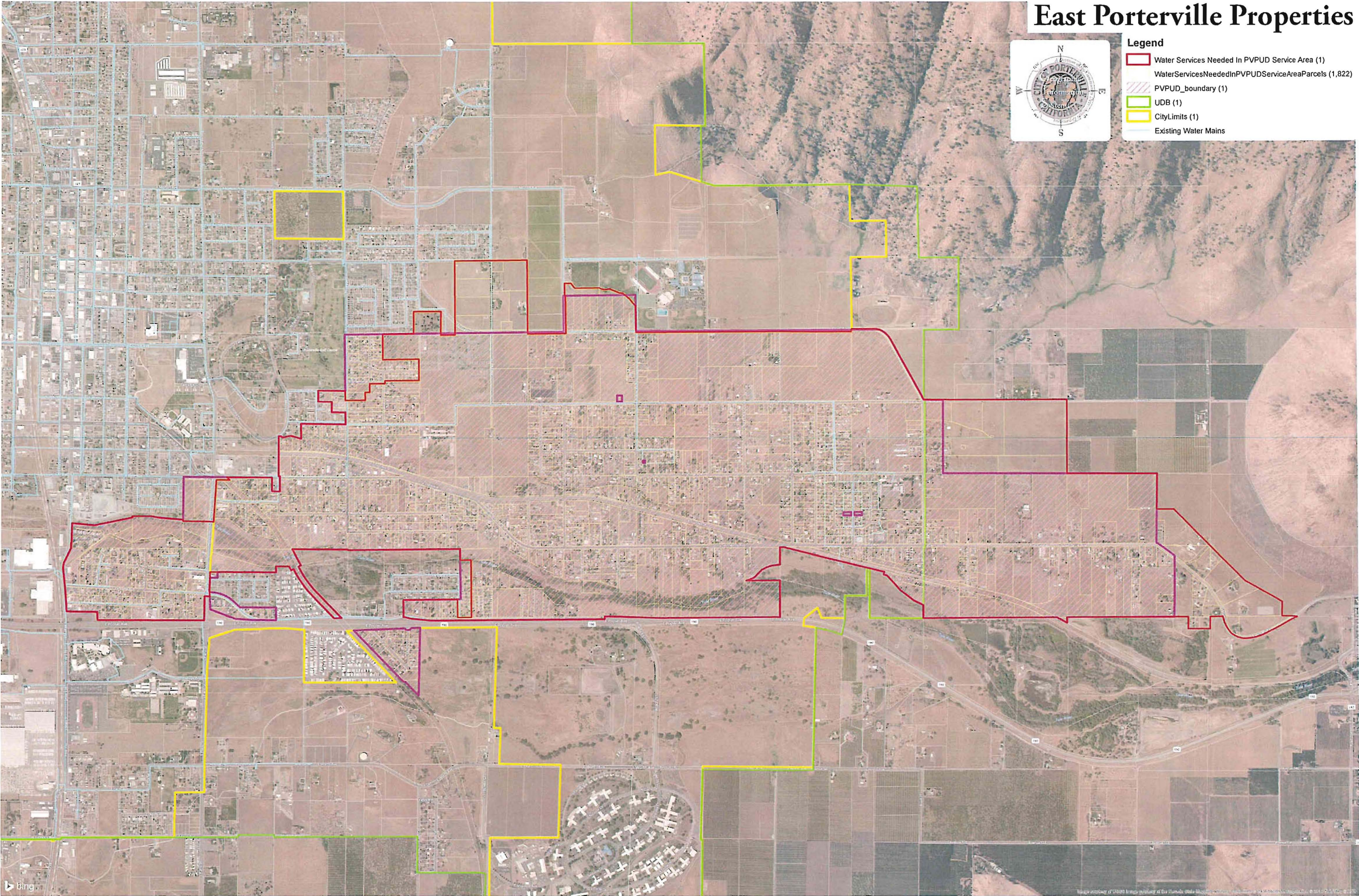
to sewer services. This exemption does not apply to requests for connection to Municipal Water and/or Master Storm Drain Facilities.

2. PRIOR APPROVALS: Porterville City Council approval of requests for connection to Regional Sewage Treatment, Municipal Water and/or Master Storm Drain Facilities as authorized prior to the adoption and effective date of the respective policies set forth herein shall remain valid and in force according to the terms and conditions initially specified at the time of approval, and re-application will not be required.

3. PROPERTIES WITHIN THE EAST PORTERVILLE FEASIBILITY STUDY PROJECT AREA: The California State Water Resources Control Board, in coordination with the Department of Water Resources Drought Task Force, is charged with preparing a feasibility study to define a long-term solution to the water related issues in East Porterville. Properties within that boundary would be permitted to apply for connection, whether in association with DWR, SWRCB, or at a later date, on their own. Such connections would be subject to the mandatory findings as outlined in this procedure, with the following exceptions:

- Rather than require that the subject property be a developed single-family residence on a parcel 24,999 square feet or smaller, neither the land use nor the parcel size would be restricted neither the land use nor the parcel size would be restricted for legal and legal non-conforming structures and land uses existing as of April 29, 2016.
- Further, properties within certain islands in the EPFS Project Area would not be required to annex prior to connection. This exception does not limit the City of Porterville's authority to pursue annexation in the future, but rather waives the requirement that annexation must be approved prior to connection.

East Porterville Properties



STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at regular meeting of the Porterville City Council duly called and held on the 19th day of April, 2016.

THAT said resolution was duly passed, approved, and adopted by the following vote:

Council:	REYES	WARD	STOWE	HAMILTON	GURROLA
AYES:	X	X	X	X	
NOES:					
ABSTAIN:					
ABSENT:					X

JOHN D. LOLLIS, City Clerk

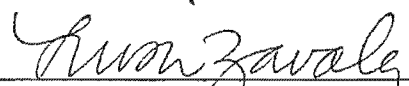

By: Luisa Zavala, Deputy City Clerk

EXHIBIT 'C'



EXHIBIT 'D'

Scope of Work

Task	Description	Cost
1.2	Prepare Well Drilling Plans, Specifications, and Estimates	\$468.00
3.2	Prepare Well Equipping Plans, Specifications, and Estimates	\$1,526.00
5	Ph. 1 Preconstruction Meeting	\$1,357.43
Total:		\$3,351.43

Consulting Engineering work will be reimbursed directly to Dee Jaspar & Associates under Tulare County Agreement No. 1276, including the following Tasks:

Task 4.1	Project Evaluations and Field Surveying	\$58,326.00
Task 4.2	Prepare Well Equipping Plans, Specifications, and Estimates	\$30,000.00
Task 4.3	Prepare and Assist with SCE Application & Telephone Service	\$5,000.00
Task 4.4	SCE Costs	\$15,000.00
Total:		\$108,326.00

Discussion Draft

Subject to Additional Review and Modification by the Parties

Porterville MOU
Draft 2
June 15, 2016
PortervilleEmergencyMOU061516



Memorandum of Understanding (MOU)

Regarding the Provisions of Emergency Water Supplies to East Porterville

by the California Department of Water Resources (DWR), California Office of Emergency

Service (OES), the State Water Resources Control Board (SWRCB),

the County of Tulare (County), and City of Porterville (Porterville),

which are collectively known as the “Parties”

Recitals

Whereas, some residents living in an unincorporated area of Tulare County, commonly known as “East Porterville,” have experienced loss of adequate water supply to their homes and properties as a result of severe drought conditions, which has caused significant hardship for the residents;

Whereas, Governor Edmund G. Brown Junior has directed all State agencies to assist these residents who are in need of water supplies with emergency and long-term assistance;

Whereas, Governor Edmund G. Brown Junior signed Assembly Bill 685 in 2012, adding Water Code section 106.3, which recognizes that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes, and which requires all relevant state agencies to consider this right when revising, adopting, or establishing pertinent policies, regulations, and grant criteria;

Whereas, the Parties have provided emergency water supplies to some residents of East Porterville that are without an adequate household water supply;

Whereas, the Parties to this MOU seek an emergency and long-term solution to the lack of adequate household water supply by developing and providing continuous water supplies to these residents;

Whereas, East Porterville is located east and adjacent to Porterville, which has an existing municipal water system that serves residents within the incorporated area of Porterville;

Whereas, some of the residents of East Porterville without an adequate household water supply could be connected to Porterville's municipal water system provided certain arrangements and projects are carried out by the Parties;

Whereas, Vandalia is a neighborhood located within Porterville, and some Vandalia residents lack adequate household water supply and these households could be connected to Porterville's municipal water system;

Whereas, the Parties have met and have discussed alternative plans and projects that would provide an emergency water supply from Porterville to some residents of East Porterville and Vandalia in an expeditious manner;

Whereas, to advance these projects, DWR has provided funding, as reflected in the agreement between DWR and Tulare attached as Exhibit 1, for a municipal well designated as "Well C1" located in Tulare County that ultimately could be used to supply water to these residents of East Porterville;

Whereas, the SWRCB has also provided funding for Well C1, as reflected in the agreement between the SWRCB and the County attached as Exhibit 2;

Whereas, the County and Porterville intend to execute an agreement, a draft of which is attached as Exhibit 3, that will connect Well C1 to Porterville's municipal water system and that will provide for an adequate household water supply for some residents of East Porterville; and

Whereas, the Parties have reached an understanding on how best to implement the project alternative that will provide an adequate household water supply to some residents of East Porterville and Vandalia, and alleviate the hardships in an expeditious, cost-effective manner.

Understanding

A. Description of Emergency Project and Long-Term Plan

1. The purpose of this MOU is to set forth in writing the intentions of the Parties of how best to move forward with plans to complete an emergency water supply project (Project) to some residents in the East Porterville and Vandalia areas, which are represented in Exhibit 4. (Map showing East Porterville and Porterville). The goal of the Project is to provide an adequate household water supply to some of the residents and properties in these areas that do not have one presently, and to end the need of the Parties to provide temporary water supplies to those residents through tanks and bottles.

2. The Parties intend to develop the Project in two phases. Phase 1 will make municipal water connections to the properties in East Porterville that have dry wells and are adjacent to Porterville's existing municipal water distribution system. It is estimated that this phase will serve 40 properties with dry wells that are currently receiving temporary household water supplies.

3. The Parties intend that Phase 2 of the Project will provide municipal water supply to approximately 500 properties in East Porterville and in Vandalia that have dry wells or otherwise lack an adequate source of water and have not been connected by Phase 1. In order to complete Phase 2, the residents of these properties will likewise need to connect to Porterville's municipal water system.

4. As soon as possible, Porterville and DWR will undertake Phase 1 of the Project and connect the properties in East Porterville that are adjacent to Porterville's existing municipal water distribution system. These connections will be accomplished as described in Water Installation Diagram attached as Exhibit 5 and based on the cost estimate, which is attached as Exhibit 6. In order to make these connections, a property owner desiring to receive public water supply will need to execute the Extraterritorial Service Agreement, a sample of which is attached as Exhibit 7, and the SWRCB's Water Connection Agreement, a sample of which is attached as Exhibit 8. Necessary signatures and agreements with property owners will be sought through SWRCB's outreach carried out with the assistance of all Parties to this MOU.

5. The Parties intend that Well C1 will be used to provide the emergency water supply in Phase 2 to about 500 properties without adequate household water supplies. The Parties presently understand that there are about 423 properties in East Porterville and approximately 80 properties in Vandalia where connections may be needed to provide emergency water supplies.

6. The Parties have created a Technical Workgroup consisting of engineers and planners, which work cooperatively on the technical issues described in this MOU. Based on recommendations of the Technical Workgroup, the Parties intend to provide the emergency water supply contemplated by this MOU.

7. The Parties intend to develop a Long-Term Water System Plan (Long-Term Plan) for the East Porterville area, which will serve other residents in the area besides those served by the Project. The Parties intend that the Project will be designed consistent with the Long-Term Plan to ensure that all water facilities constructed as part of the Project will be incorporated into the facilities ultimately developed through the Long-Term Plan. The first work product produced by the Technical Workgroup will be a Feasibility Study for the Long-Term Plan. The outline of the Feasibility Study is attached as Exhibit 9.

8. The Parties intend to use best efforts to complete both phases of the Project by December 31, 2016. The completion date of the Long-Term Plan is dependent on the completion of the Feasibility Study carried out by Technical Workgroup and on Porterville and/or the County applying for and securing sufficient funding from the SWRCB or from other sources. The Parties desire to complete the Long-Term Plan as expeditiously as possible.

B. Project Contributions of the Parties

9. Working in cooperation with the other Parties and the Technical Workgroup, DWR will prepare all environmental compliance for the Project, and design and construct the Project, both Phases 1 and 2. DWR will provide funding for Phases 1 and 2 of the Project through Emergency Drought Funding. DWR intends to serve as California Environmental Quality Act (CEQA) lead agency for the Long-Term Plan and will prepare any necessary CEQA documentation and any other necessary environmental review documents, unless the Feasibility Study recommends another lead agency.

10. SWRCB will provide the community outreach to assist in obtaining necessary property owner acceptance before proceeding with Project. SWRCB will also work with Porterville and/or County to secure funding of the Long-Term Plan. SWRCB will provide certain reviews and approvals for the permitting of the Project and the Long-Term Plan.

11. OES will coordinate all of the State's efforts under the Governor's Drought Task Force in the Project area and will be provided at no cost by Porterville up to 3,000,000 gallons of emergency water per month as needed as a result of this MOU and the agreement that Porterville and the County are in the process of considering for execution, a draft of which is attached as Exhibit 3, with regard to the Well C1.

12. Porterville will provide the needed water service to the residents of East Porterville without an adequate household water supply after they are connected to Porterville's municipal water system as described in the Project. The water service will be accomplished per the Extraterritorial Service Agreement, which requires that property owners served pay the monthly water bill. DWR is funding the residents' connection to the Project, and as a result, some of the normal connection fees will be waived provided that connection is made during Phase 1 or Phase 2. Porterville will install the water meters for each connection, which will be paid for by DWR.

13. The County intends to execute an agreement with Porterville that is consistent with this MOU and Exhibit 3, which will allow Well C1 to serve as a water supply for the Project. The County will inspect the work of the Project and the property connections at no cost to the residents.

14. The Parties to the MOU will cause the removal of all temporary water tanks from the properties upon completion of the Project and the appurtenances necessary for the receipt of municipal water service. The work for removing the water tanks will be carried out by the County under an agreement between the County and OES.

C. General Provisions

15. The Parties intend to use their best efforts to carry out this MOU. This MOU is not a binding agreement, and is not intended to create contractual rights and remedies among the Parties. However, the Parties have entered into and intend to enter into certain binding agreements in the future necessary to develop and complete the Project and the Long-Term Plan.

16. This MOU will become effective upon the signature of the all Parties. The MOU will terminate on December 31, 2016, unless extended by all of the Parties in writing.

[Signatures on following page]

This MOU has been executed by:

California Department of Water Resources

State Water Resources Control Board

California Office of Emergency Services

County of Tulare

City of Porterville

List of Exhibits

1. DWR and Tulare County Executed Well C1 Agreement
2. SWRCB and County Executed Well C1 Agreement (Water Board Grant #D-15-11-902)
3. County and Porterville Draft Well Agreement
4. Map of East Porterville
5. Household Water Service Installation Diagram
6. Household Water Service Cost Estimate
7. Sample Extraterritorial Service Agreement
8. Sample SWRCB Water Connection Agreement
9. Draft Emergency Project Feasibility Study



Amendment No. 1

To the East Porterville Water Supply Project

Memorandum of Understanding (MOU)

Regarding the Provisions of Emergency Water Supplies to East Porterville
by the California Department of Water Resources (DWR), California Office of
Emergency Service (OES), the State Water Resources Control Board (SWRCB),
the County of Tulare (County), and City of Porterville (Porterville),
which are collectively known as the "Parties"

This Amendment No.1 to the MOU is made this 7th day of November, 2016. As described below, this Amendment No.1 recognizes the MOU is still in effect, modifies certain sections of this MOU, and adds new sections to the MOU.

Recitals

Whereas, some residents living in an unincorporated area of Tulare County, commonly known as "East Porterville," have experienced loss of adequate water supply to their homes and properties as a result of severe drought conditions, which has caused significant hardship for the residents;

Whereas, Governor Edmund G. Brown Junior has directed all State agencies to assist these residents who are in need of water supplies with emergency and long-term assistance;

Whereas, the Parties to this MOU seek an emergency and long-term solution to the lack of adequate household water supply by developing and providing continuous water supplies to these residents;

Whereas, to advance these projects, DWR and the SWRCB have provided funding, as reflected in Exhibits 1 and 2, for a municipal well designated as "Well C1" located in Tulare County that ultimately could be used to supply water to these residents of East Porterville;

Whereas, the Parties have reached an understanding on how best to implement the project alternative that will provide an adequate household water supply to some residents of East Porterville and Vandalia, and alleviate the hardships in an expeditious, cost-effective manner:

Whereas, the purpose of this amendment is to clarify some sections of the MOU and to add several new sections.

NOW THEREFORE, IT IS MUTUALLY AGREED that the following changes are hereby made to the MOU:

1. Section A (2) is amended to read as follows:

The Parties intend to develop the Project in two phases. Phase 1 will make municipal water connections to the properties in East Porterville and Vandalia that have dry wells and/or water tanks. It is estimated that this phase will serve approximately 300 properties.

2. Section A (3) is amended to read as follows:

The Parties intend that Phase 2 of the Project will provide municipal water supply to approximately 800 properties in East Porterville by connecting them to the City of Porterville's water system. The total number of homes eligible for this Project is approximately 1,100.

3. Section A (5) is amended to read as follows:

The Parties intend that Well C1 will be used to provide the initial water supply. The Parties acknowledge the delay in Well C1 completion. To mitigate the effects of this on the residents of East Porterville, the City of Porterville will allow connections of homes as they become prepared for connection. These early connections will be beyond the initial 70 connections (previously 40 connections) agreed to, given the availability of capacity during the winter months. However, these additional connections to the City's water system will cease on March 1, 2017, if Well C1's connection to the City's water system is not completed by then.

4. Sections A (7) b-f shall be added and made part of this MOU:

7 (a). The Parties intend to develop a Long-Term Water System Plan (Long-Term Plan) for the East Porterville area, which will serve other residents in the area besides those served by the Project. The Parties intend that the Project will be designed consistent with the Long-Term Plan to ensure that all water facilities constructed as part of the Project will be incorporated into the facilities ultimately developed through the Long-Term Plan. The first work product produced by the Technical Workgroup will be a Feasibility Study for the Long-Term Plan. The outline of the Feasibility Study is attached as Exhibit 9.

(b). The East Porterville Water Supply Project Hydraulic Analysis Report ("Hydraulic Analysis Report," which is attached as Exhibit 10) determined that the water supply capacity required to serve all eligible residents of East Porterville is 1,435 gallons per minute (gpm). This capacity shall be based on the sustainable yield of the wells which is defined as 75 percent of the initial design capacity. Since Well C1 has a sustainable yield of 600 gpm, the Parties agree that the State will fund the construction and equipping of additional wells to provide the 835 gpm shortfall.

(c). Based on the Hydraulic Analysis, a 700,000 gallon water storage tank is required to serve the residents of East Porterville. However, based on Porterville's master plan recommendations, a 1.2 million-gallon storage tank is required for the City's buildout. The Parties therefore intend to construct a 1.2 million-gallon storage tank with cost sharing between the State and the City. The State will fund the cost of a 700,000 gallon tank required for the Project and the City of Porterville will fund the cost of the additional 500,000 gallons of storage required for the City's future use as contained in its master plan. The cost-sharing shall be proportional to the tank capacity being funded.

(d). The Parties intend to upgrade the existing Henderson-Plano Booster Pump Station and the Granite Hills Intertie which would facilitate water supply to the East Pressure Zone which serves East Porterville. The State will fund the construction of one booster pump rated at 2,100

gpm along with a variable frequency drive and the Granite Hills Intertie. The City will fund the replacement of its two existing pumps along with associated variable frequency drives as part of Phase 2 of the Project. These two pumps are more than 30-years old and their replacement will enable the City's water system to operate more efficiently and in a cost-saving manner.

(e). The Parties further agree that a booster pump station of capacity 1,670 gpm is required to convey water from the West Pressure Zone, where the new wells will be located, to the Central Pressure Zone for onward conveyance to East Porterville. The State will fund the construction of this booster pump station.

(f). Given that Well C1 has an estimated sustainable yield of 600 gpm, as well as a unit demand of 0.833 gpm per home connection based on the Hydraulic Analysis , Well C1 could effectively serve up to 720 households . The Parties agree that home connections for Phase 2 of the Project can begin as soon as Well C1 is connected to the City's water system, and the Henderson-Plano Booster Pump Station upgrade and the Granite Hills Intertie are completed. These home connections shall cease when the capacity of Well C1 is exceeded. Thereafter, additional home connections will be made after the construction of additional wells or if City staff determines that the water system can support additional home connections.

5. Section (C) 16 is amended to read as follows:

16. This MOU will become effective upon the signature of the all Parties. The MOU will terminate on June 30, 2018, unless extended by all Parties in writing.

6. The list of the Exhibits at the end of MOU is amended to read as follows:

1. DWR and Tulare County Executed Well C1 Agreement
2. SWRCB and County Executed Well C1 Agreement (Water Board Grant #D-15-11-902)
3. County and Porterville Draft Well Agreement
4. Map of East Porterville
5. Household Water Service Installation Diagram
6. Household Water Service Cost Estimate
7. Sample Extraterritorial Service Agreement
8. Sample SWRCB Water Connection Agreement
9. Draft Feasibility Study for the Long-Term Plan
10. East Porterville Water Supply Project Hydraulic Analysis Report

This MOU has been executed by:

California Department of Water Resources

State Water Resources Control Board

California Office of Emergency Services

City of Porterville

County of Tulare

Executive Department

State of California

EXECUTIVE ORDER B-40-17

WHEREAS California has endured a severe multi-year drought that has threatened the water supplies of communities and residents, devastated agricultural production in many areas, and harmed fish, animals and their environmental habitats; and

WHEREAS Californians responded to the drought by conserving water at unprecedented levels, reducing water use in communities by more than 22% between June 2015 and January 2017; and

WHEREAS the State Water Resources Control Board, the Department of Water Resources, the Department of Fish and Wildlife, the Office of Emergency Services, and many other state agencies worked cooperatively to manage and mitigate the effects of the drought on our communities, businesses, and the environment; and

WHEREAS the State provided 66,344,584 gallons of water to fill water tanks for communities suffering through drought-related water shortages, outages, or contamination, and provided emergency assistance to drill wells and connect communities to more robust water systems; and

WHEREAS the State took a number of important actions to preserve and protect fish and wildlife resources, including stream and species population monitoring, fish rescues and relocations, infrastructure improvements at trout and salmon hatcheries, and infrastructure to provide critical habitat for waterfowl and terrestrial animals; and

WHEREAS the State established a Statewide Water Efficiency and Enhancement Program for agricultural operations that provides financial assistance for the implementation of irrigation systems that save water; and

WHEREAS water content in California's mountain snowpack is 164 percent of the season average; and

WHEREAS Lake Oroville, the State Water Project's principal reservoir, is 101 percent of average, Lake Shasta, the federal Central Valley Project's largest reservoir, is at 110 percent of average, and the great majority of California's other major reservoirs are above normal storage levels; and

WHEREAS despite winter precipitation, the effects of the drought persist in areas of the Central Valley, including groundwater depletion and subsidence; and

WHEREAS our changing climate requires California to continue to adopt and adhere to permanent changes to use water more wisely and to prepare for more frequent and persistent periods of limited water supply; and

WHEREAS increasing long-term water conservation among Californians, improving water use efficiency within the State's communities and agricultural production, and strengthening local and regional drought planning are critical to California's resilience to drought and climate change.

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with the authority vested in me by the Constitution and statutes of the State of California, do hereby **TERMINATE THE JANUARY 17, 2014 DROUGHT STATE OF EMERGENCY** for all counties in California except the Counties of Fresno, Kings, Tulare, and Tuolumne.

I FURTHER ORDER THAT:

1. The orders and provisions contained in my April 25, 2014 Emergency Proclamation, as well as Executive Orders B-26-14, B-28-14, B-29-15, and B-36-15 are rescinded.
2. The orders and provisions contained in Executive Order B-37-16, **Making Water Conservation a California Way of Life**, remain in full force and effect except as modified by this Executive Order.
3. As required by the State Emergency Plan and Government Code section 8607(f), the Office of Emergency Services, in coordination with other state agencies, shall produce an after-action report detailing the State's response to the drought and any lessons learned in carrying out that response.

MAINTAINING CONSERVATION AS A WAY OF LIFE

4. The State Water Resources Control Board (Water Board) shall continue development of permanent prohibitions on wasteful water use and requirements for reporting water use by urban water agencies, and to provide a bridge to those permanent requirements, shall maintain the existing emergency regulations until they expire as provided by the Water Code. Permanent restrictions shall prohibit wasteful practices such as:
 - Hosing off sidewalks, driveways and other hardscapes;
 - Washing automobiles with hoses not equipped with a shut-off nozzle;
 - Using non-recirculated water in a fountain or other decorative water feature;
 - Watering lawns in a manner that causes runoff, or within 48 hours after measurable precipitation; and
 - Irrigating ornamental turf on public street medians.
5. The Water Board shall rescind those portions of its existing emergency regulations that require a water supply stress test or mandatory conservation standard for urban water agencies.

6. The Department of Water Resources (Department) shall continue work with the Water Board to develop standards that urban water suppliers will use to set new urban water use efficiency targets as directed by Executive Order B-37-16. Upon enactment of legislation, the Water Board shall adopt urban water use efficiency standards that include indoor use, outdoor use, and leaks as well as performance measures for commercial, industrial, and institutional water use. The Department shall provide technical assistance and urban landscape area data to urban water suppliers for determining efficient outdoor use.
7. The Water Board and the Department shall continue to direct actions to minimize water system leaks that waste large amounts of water. The Water Board, after funding projects to address health and safety, shall use loans from the Drinking Water State Revolving Fund to prioritize local projects that reduce leaks and other water system losses.
8. The Water Board and the Department shall continue to take actions to direct urban and agricultural water suppliers to accelerate their data collection, improve water system management, and prioritize capital projects to reduce water waste. The California Public Utilities Commission is requested to work with investor-owned water utilities to accelerate work to minimize leaks.
9. The Water Board is further directed to work with state agencies and water suppliers to identify mechanisms that would encourage and facilitate the adoption of rate structures and other pricing mechanisms that promote water conservation.
10. All state agencies shall continue response activities that may be needed to manage the lingering drought impacts to people and wildlife. State agencies shall increase efforts at building drought resiliency for the future, including evaluating lessons learned from this current drought, completing efforts to modernize our infrastructure for drought and water supply reliability, and shall take actions to improve monitoring of native fish and wildlife populations using innovative science and technology.

CONTINUED DROUGHT RESPONSE IN FRESNO, KINGS, TULARE, AND TUOLUMNE COUNTIES

11. The Water Board will continue to prioritize new and amended safe drinking water permits that enhance water supply and reliability for community water systems facing water shortages or that expand service connections to include existing residences facing water shortages.
12. The Department and the Water Board will accelerate funding for local water supply enhancement projects and will continue to explore if any existing unspent funds can be repurposed to enable near-term water conservation projects.
13. The Water Board will continue to work with local agencies to identify communities that may run out of drinking water, and will provide technical and financial assistance to help these communities address drinking water

shortages. It will also identify emergency interconnections that exist among the State's public water systems that can help these threatened communities. The Department, the Water Board, the Office of Emergency Services, and the Office of Planning and Research will work with local agencies in implementing solutions to those water shortages.

14. For actions taken in the Counties of Fresno, Kings, Tulare, and Tuolumne pursuant to directives 11–13, the provisions of the Government Code and the Public Contract Code applicable to state contracts, including, but not limited to, advertising and competitive bidding requirements, as well as Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division, are hereby suspended. These suspensions apply to any actions taken by state agencies, and for actions taken by local agencies where the state agency with primary responsibility for implementing the directive concurs that local action is required, as well as for any necessary permits or approvals required to complete these actions.
15. California Disaster Assistance Act Funding is authorized until June 30, 2017 to provide emergency water to individuals and households who are currently enrolled in the emergency water tank program.
16. State departments shall commence all drought remediation projects in Fresno, Kings, Tulare, and Tuolumne Counties within one year of the date of this Executive Order.

This Executive Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

I FURTHER DIRECT that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 7th day
of April 2017.


EDMUND G. BROWN JR.
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

