



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, October 8, 2019 @ 6:00 p.m.

Page 1

CALL TO ORDER: 6:00 p.m.
ROLL CALL: Council Members Sanchez, Flores, Watson, Cortes & Kimball
PLEDGE: Council Member Sanchez
INVOCATION: Pastor Dale Rains, New Beginnings Family Fellowship

Item 0: Public Comment

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Speakers should give the clerk a filled-out speaker card and clearly state their name at the podium to begin. Speakers shall be limited to three minutes each, with no more than 30 minutes for the total comment period, unless otherwise indicated by the Mayor.

Note: Public hearing items on the agenda will have their own public comment periods later in the meeting.

Item 1: Council Reports

City Council Members report on recent or upcoming events

Item 2: Staff Report

City Manager or designee reports on recent or upcoming events

Item 3: Consent Calendar

[Roll Call Vote] Routine items approved in one motion unless item is pulled for discussion
Pages 3-19

1. Minutes from September 24 Council Meeting
2. Warrant List for September 19, 2019 through September 30, 2019
3. Treasurer's Report for September 2019
4. State-Mandated Quarterly DBP Notification
5. Change Harvard Park Ad Hoc Committee to Recreation and Open Spaces Ad Hoc Committee
6. Approve Resolution 19-54: AB 3229 (COPS) Grant

Item 4: Resolution 19-55: Authorization of Application for SB 2 Planning Funds

Presented by Interim City Manager Bret Harmon

Pages 20-39

[Minute Order]

Item 5: League of California Cities Conference Resolutions

Presented by Interim City Manager Bret Harmon

Pages 40-51

[Minute Order]

Item 6: Resolution 19-53: Acceptance of Irrevocable Offer and Dedication of Real Property (Watson)

Pages 52-57

Materials related to an Agenda item submitted to the legislative body after distribution of the Agenda Packet are available for public inspection in the office of the City Clerk during normal business hours. Complete agenda is available at www.lindsay.ca.us. In compliance with the Americans with Disabilities Act & 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 the City Clerk at (559) 562-7102 x 8020. Notification 48 hours prior to the meeting will enable the City to ensure accessibility to this meeting and/or provision of an alternative format of the



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, October 8, 2019 @ 6:00 p.m.

Page 2

[Roll Call Vote] Presented by City Services and Planning Director Mike Camarena

Item 7: Discuss Meeting Schedule for November and December
Presented by Mayor Kimball

The next regular Lindsay City Council meeting will be held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 p.m. on October 22, 2019.

[VIEW THE COMPLETE AGENDA PACKET AT LINDSAY.CA.US.](http://LINDSAY.CA.US)



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, September 24, 2019 @ 6:00 p.m.

Page 8529

CALL TO ORDER: 6:00 p.m.
 ROLL CALL: Council Members Sanchez, Flores, Watson, Cortes & Kimball
 PLEDGE: Council Member Flores
 INVOCATION: Pastor Bob Behl, Gateway Foursquare Church

Item 0: Public Comment

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Speakers should give the clerk a filled-out speaker card and clearly state their name at the podium to begin. Speakers shall be limited to three minutes each, with no more than 30 minutes for the total comment period, unless otherwise indicated by the Mayor.

Note: Public hearing items on the agenda will have their own public comment periods later in the meeting.

- Eric Sinclair: Reported on his business ventures. Suggested the City adopt surveying software.
- Isabel Arrollo, Director of El Quinto Sol de America: Reported on the organization's successful vigil and shared plans to hold two next year.

Item 1: Council Reports

City Council Members report on recent or upcoming events

- Mayor Pro Tem Cortes: Discussed need to inform residents about importance of census.
- Mayor Kimball: Discussed census outreach efforts and mini-grants available.

Item 2: Staff Report

City Manager or designee reports on recent or upcoming events

- Interim City Manager Bret Harmon: Reported on City operations and activities.

Item 3: Consent Calendar

[Minute Order] Routine items approved in one motion unless item is pulled for discussion
Pages 3-19

1. Minutes from September 10 Council Meeting
2. Warrant List for September 5, 2019 through September 18, 2019
3. SB1 Projects Report
4. Approval of Recommended City Manager Recruitment Process and Documents
5. Temporary Use Permit 19-31 for Menudo and Pozole Cook-Off Festival and Car Show
6. Temporary Use Permit 19-32 for Annual Diabetes Walk and Health and Health Fair

Motion:	Approve Consent Calendar	
1 st	2 nd	Result
Watson	Sanchez	Approved 5-0

Item 4: Wellness Center Funding Agreement

Presented by Ad Hoc members Sanchez and Cortes



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, September 24, 2019 @ 6:00 p.m.

Page 8530

Pages 20-23
[Minute Order]

- Council discussed process that led to producing a new funding agreement to be approved by both the City Council and the Lindsay Hospital District Board.
- Flores: Expressed concern about approving agreement without first hearing presentation from the hospital district.

Motion: Approve funding agreement to give to LHDB for approval

1 st	2 nd	Flores	Sanchez	Watson	Cortes	Kimball	Result
Cortes	Sanchez	No	Yes	Yes	Yes	Yes	Approved 4-1

Item 5: Presentation by Lindsay Hospital District Board
Presented by Board Members

- LDHB Attorney Starr Warson: Read a letter published by the board with the intent of clarifying LDHB's position on the funding of the Wellness Center and its dissatisfaction with City's actions in the partnership.

Item 6: Presentation by East Kaweah Groundwater Sustainable Agency
Presented by EKGSA Exec. Director Michael Hagman and Consulting Engineer Matt Klinchuch
Pages 24-28

- Hagman and Klinchuch presented on and answered questions about groundwater monitoring in the East Kaweah subbasin.

Item 7: Study Session: Environmental Justice Element Draft
Presented by Interim City Manager Bret Harmon
Pages 29-30

- Interim City Manager Bret Harmon shared the Environmental Justice Element Draft with Council and highlighted bullet points. He sought approval to disseminate to the public for their review, which was approved unanimously.

Item 8: Request for Future Items
[Minute Order]

Item 9: Adjourn
[Minute Order]

Meeting adjourned.

The next regular Lindsay City Council meeting will be held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 p.m. on October 8, 2019.

TRANSACTION DATES: 09/19/2019 THROUGH 09/30/2019

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15355						\$170.00
	101 - GENERAL FUND	9/23/2019	3353	ANDREW ROBINSON	MEALS	170.00
15356						\$5,600.00
	101 - GENERAL FUND	9/23/2019	5809	APPLICATION DATA SY	PS SOFTWARE ANNUAL	5,600.00
15357						\$35.00
	101 - GENERAL FUND	9/23/2019	4924	ASI ADMINISTRATIVE	AUG COBRA ADMIN	35.00
15358						\$188.34
	101 - GENERAL FUND	9/23/2019	3428	AT&T MOBILITY	7/16/2019	94.17
	101 - GENERAL FUND	9/23/2019	3428	AT&T MOBILITY	8/16/19	94.17
15359						\$50.00
	101 - GENERAL FUND	9/23/2019	4281	BRIAN E. WATSON	CITY COUNCIL STIPEN	50.00
15361						\$831.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	476 MT VERNON 8/29	45.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 911 PARKSIDE	24.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 133 W HONOLULU	35.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 157 N MIRAGE	30.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 174 SWEET BRIE	31.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 801 ELMWOOD	22.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	7/3 157 N MIRAGE	30.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	7/3 150 N MIRAGE	123.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	8/29 911 PARKSIDE	24.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	8/29 801 ELMWOOD	22.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 133 W HONOLULU	35.00
	101 - GENERAL FUND	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 157 N MIRAGE	30.00
	552 - WATER	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 729 W HONOLULU	25.00
	552 - WATER	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 729 W HONOLULU	25.00
	553 - SEWER	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 23611 RD 196	30.00
	553 - SEWER	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 23611 RD 196	30.00
	886 - SAMOA	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 165-173 SAMOA	40.00
	886 - SAMOA	9/23/2019	5013	BUZZ KILL PEST CONT	7/31 165-173 SAMOA	40.00
	886 - SAMOA	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 SAMOA HOMES	40.00
	887 - SWEETBRIER TOW	9/23/2019	5013	BUZZ KILL PEST CONT	6/27 HERMOSA TOWN	50.00
	887 - SWEETBRIER TOW	9/23/2019	5013	BUZZ KILL PEST CONT	7/31 HERMOSA TOWN H	50.00
	887 - SWEETBRIER TOW	9/23/2019	5013	BUZZ KILL PEST CONT	8/30 HERMOSA TOWN H	50.00
15362						\$227,107.93
	660 - RDA OBLIGATION F	9/23/2019	4130	CALIFORNIA HOUSING	L317 LOWERY FORECLO	227,107.93
15363						\$3,514.21
	101 - GENERAL FUND	9/23/2019	6351	CANON FINANCIAL SER	CANON SERVICES	3,514.21
15364						\$397.44
	101 - GENERAL FUND	9/23/2019	076	CENTRAL VALLEY BUSI	BUILDING INSPEC CAR	232.78
	555 - RECYCLE/BOTTLED	9/23/2019	076	CENTRAL VALLEY BUSI	ALUMINUM SIGNS	164.66

TRANSACTION DATES: 09/19/2019 THROUGH 09/30/2019

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15370						\$4,225.36
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	6/12 OPERATING SUPP	104.10
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	6/19 OPERATING SUPP	428.67
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	6/26 OPERATING SUPP	140.88
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	7/10 OPERATING SUPP	110.46
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	7/24 OPERATING SUPP	7.89
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLES	29.34
	101 - GENERAL FUND	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLIES	989.49
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	6/12 OPERATING SUPP	34.70
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	6/19 OPERATING SUPP	142.89
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	6/26 OPERATING SUPP	46.96
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	7/10 OPERATING SUPP	36.82
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	7/24 OPERATING SUPP	2.63
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLES	9.78
	552 - WATER	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLIES	329.83
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	6/12 OPERATING SUPP	34.70
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	6/19 OPERATING SUPP	142.89
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	6/26 OPERATING SUPP	46.96
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	7/10 OPERATING SUPP	36.82
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	7/24 OPERATING SUPP	2.63
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLES	9.78
	553 - SEWER	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLIES	329.83
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	6/12 OPERATING SUPP	34.70
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	6/19 OPERATING SUPP	142.89
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	6/26 OPERATING SUPP	46.96
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	7/10 OPERATING SUPP	36.82
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	7/24 OPERATING SUPP	2.63
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLES	9.78
	554 - REFUSE	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLIES	329.83
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	6/12 OPERATING SUPP	34.68
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	6/19 OPERATING SUPP	142.89
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	6/26 OPERATING SUPP	46.92
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	7/10 OPERATING SUPP	36.82
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	7/24 OPERATING SUPP	2.67
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLES	9.77
	556 - VITA-PAKT	9/23/2019	5832	CINTAS CORPORATION	OPERATING SUPPLIES	329.95
15371						\$2,234.00
	101 - GENERAL FUND	9/23/2019	279	CITY OF PORTERVILLE	01-000680 ANIMAL JU	734.00
	101 - GENERAL FUND	9/23/2019	279	CITY OF PORTERVILLE	01-000727 FIRING RAN	1,500.00
15372						\$5,584.33
	883 - SIERRA VIEW ASSE	9/23/2019	6090	CLEAN CUT LANDSCAPE	SIERRA VIEW	3,011.50
	884 - HERITAGE ASSESSM	9/23/2019	6090	CLEAN CUT LANDSCAPE	HERITAGE	274.00
	886 - SAMOA	9/23/2019	6090	CLEAN CUT LANDSCAPE	SAMOA	323.50
	887 - SWEETBRIER TOW	9/23/2019	6090	CLEAN CUT LANDSCAPE	HERMOSA	475.00
	888 - PARKSIDE	9/23/2019	6090	CLEAN CUT LANDSCAPE	PARKSIDE	197.00
	889 - SIERRA VISTA ASSE	9/23/2019	6090	CLEAN CUT LANDSCAPE	SIERRA VISTA	83.33
	890 - MAPLE VALLEY ASS	9/23/2019	6090	CLEAN CUT LANDSCAPE	MAPLE	45.00
	890 - MAPLE VALLEY ASS	9/23/2019	6090	CLEAN CUT LANDSCAPE	MAPLE VALLEY	241.00
	891 - PELOUS RANCH	9/23/2019	6090	CLEAN CUT LANDSCAPE	PELOUS	934.00

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15373						\$1,704.35
	101 - GENERAL FUND	9/23/2019	4322	CO OF TULARE-INFORM	AUGUST RADIO SERVIC	1,704.35
15374						\$45.00
	101 - GENERAL FUND	9/23/2019	2319	COMPUTER SYSTEMS PL	ANTIVIRUS -8/31	45.00
15375						\$55.00
	101 - GENERAL FUND	9/23/2019	102	CULLIGAN	185 N GALEHILL	55.00
15376						\$32.00
	101 - GENERAL FUND	9/23/2019	316	DEPT OF JUSTICE	LIVE SCAN	32.00
15377						\$1,588.58
	553 - SEWER	9/23/2019	3105	DEPT. OF FORESTRY &	STORM DRAIN BASIN	1,588.58
15378						\$120.00
	101 - GENERAL FUND	9/23/2019	4319	DIRECT APPROACH	REMOTE UDATE DHCP	120.00
15379						\$51.21
	101 - GENERAL FUND	9/23/2019	4460	EVANS FEED & LIVEST	K9 SUPPLIES	51.21
15380						\$75.00
	101 - GENERAL FUND	9/23/2019	6458	FABIOLA RODRIGUEZ	ARBOR DEPOSIT REFUN	75.00
15381						\$272.00
	101 - GENERAL FUND	9/23/2019	803	FRESNO CITY COLLEGE	POSTSUPERVISOR COUR	272.00
15382						\$123.00
	101 - GENERAL FUND	9/23/2019	803	FRESNO CITY COLLEGE	FIREARMS COURSE	123.00
15383						\$272.00
	101 - GENERAL FUND	9/23/2019	803	FRESNO CITY COLLEGE	POSTSUPERVISOR COUR	272.00
15384						\$115.00
	101 - GENERAL FUND	9/23/2019	6461	FRESNO PD REGIONAL	RANGE FEE OCT 07-11	115.00
15385						\$1,165.64
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	209-042-9309	1.99
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2650	57.30
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2652	45.83
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2656	45.83
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2662	60.60
	101 - GENERAL FUND	9/23/2019	6010	FRONTIER COMMUNICAT	562-2512	131.20
	552 - WATER	9/23/2019	6010	FRONTIER COMMUNICAT	209-150-2936	83.41
	552 - WATER	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	552 - WATER	9/23/2019	6010	FRONTIER COMMUNICAT	562-1552	91.83
	552 - WATER	9/23/2019	6010	FRONTIER COMMUNICAT	562-7131	130.74
	553 - SEWER	9/23/2019	6010	FRONTIER COMMUNICAT	209-150-3621	116.21
	553 - SEWER	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	553 - SEWER	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2654	45.83
	553 - SEWER	9/23/2019	6010	FRONTIER COMMUNICAT	209-151-2655	45.83
	553 - SEWER	9/23/2019	6010	FRONTIER COMMUNICAT	562-7132	251.74
15386						\$2,183.36
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	01 DODGE OXYGEN SEN	232.50
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	05 FORD VIC OIL CHA	120.08
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	06 VICT HELLI COIL	274.08
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	06FORD-SENSORS	505.18
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	06TOYO ENGINE LIGHT	74.18
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	11CHEV OIL AND FILT	64.17
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	2001 DODGE OIL CHAN	64.17
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	2007 FORD VIC-OIL C	95.92
	101 - GENERAL FUND	9/23/2019	148	GOMEZ AUTO & SMOG	REAR DIFERENTIAL 06	753.08

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15387						\$412.50
	101 - GENERAL FUND	9/23/2019	5279	GREG MCQUEEN	STEVE WHITE BACKGRO	412.50
15388						\$100.00
	101 - GENERAL FUND	9/23/2019	6459	IRAYDA BAUTISTA	ARBOR DEPOSIT REFUN	100.00
15389						\$500.00
	101 - GENERAL FUND	9/23/2019	6346	JEFF PFEIFFER	SQUIRREL TREATMENT	500.00
15390						\$50.00
	101 - GENERAL FUND	9/23/2019	2601	JOHN HIBLER WEATHER	AUGUST 2019	50.00
15391						\$1,100.00
	101 - GENERAL FUND	9/23/2019	4378	JOSEPH H AVINA	9/3,9/6,9/10,9/13	1,100.00
15392						\$170.00
	101 - GENERAL FUND	9/23/2019	3436	JUAN ALCANTAR	MEALS	170.00
15393						\$2,666.67
	552 - WATER	9/23/2019	4754	KAWEAH DELTA WATER	ADMIN FEE IRWM GROU	2,666.67
15394						\$51,115.31
	101 - GENERAL FUND	9/23/2019	6100	KEENAN & ASSOCIATES	SEPT MEDICAL PLAN	51,115.31
15395						\$6,138.67
	101 - GENERAL FUND	9/23/2019	2471	L.N. CURTIS & SONS	PS STRUCTURAL BOOTS	6,138.67
15396						\$50.00
	101 - GENERAL FUND	9/23/2019	6103	LAURA CORTES	CITY COUNCIL STIPEN	50.00
15397						\$2,286.61
	101 - GENERAL FUND	9/23/2019	4067	LINCOLN NAT'L INSUR	OCT DENTAL PLAN	2,286.61
15398						\$142.50
	101 - GENERAL FUND	9/23/2019	5424	LINDSAY VETERINARY	251888	52.50
	101 - GENERAL FUND	9/23/2019	5424	LINDSAY VETERINARY	7/15/19 251832	90.00
15399						\$96.00
	101 - GENERAL FUND	9/23/2019	234	MARTIN'S TIRE & AUT	FLAT REPAIR	16.00
	553 - SEWER	9/23/2019	234	MARTIN'S TIRE & AUT	SERVICE CALL	80.00
15400						\$85.00
	101 - GENERAL FUND	9/23/2019	5932	MATHEW MCMILLAN		85.00
15401						\$105.00
	101 - GENERAL FUND	9/23/2019	4323	OASIS	SEP2019-NOV2019	105.00
15402						\$75.00
	101 - GENERAL FUND	9/23/2019	1426	PAM KIMBALL	CITY COUNCIL STIPEN	75.00
15403						\$541.43
	552 - WATER	9/23/2019	6463	PLATT	WATER OPERATING SUP	270.72
	553 - SEWER	9/23/2019	6463	PLATT	WATER OPERATING SUP	270.71
15404						\$131.82
	554 - REFUSE	9/23/2019	276	PORTERVILLE RECORDE	PROP 218	131.82
15405						\$4,935.82
	552 - WATER	9/23/2019	5796	PRESORT OF FRESNO L	DELINQUENT PRINT 9/	94.54
	553 - SEWER	9/23/2019	5796	PRESORT OF FRESNO L	DELINQUENT PRINT 9/	94.54
	554 - REFUSE	9/23/2019	5796	PRESORT OF FRESNO L	DELINQUENT PRINT 9/	94.53
	554 - REFUSE	9/23/2019	5796	PRESORT OF FRESNO L	PROP 218 PACKET	4,652.21
15406						\$8,093.46
	101 - GENERAL FUND	9/23/2019	399	QUAD KNOFF,INC.	PLANNING 7/14-8/10/	8,093.46
15407						\$957.53
	101 - GENERAL FUND	9/23/2019	285	QUILL CORPORATION	AAA 16 DBLWD	39.12
	101 - GENERAL FUND	9/23/2019	285	QUILL CORPORATION	COPY PAPER -PD	212.67
	101 - GENERAL FUND	9/23/2019	285	QUILL CORPORATION	MIKES PRINTER HP504	219.66

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
	101 - GENERAL FUND	9/23/2019	285	QUILL CORPORATION	PRV FILTER	266.42
	400 - WELLNESS CENTER	9/23/2019	285	QUILL CORPORATION	SUPPLIES	130.52
	556 - VITA-PAKT	9/23/2019	285	QUILL CORPORATION	SUPPLIES	89.14
15408						\$318.00
	101 - GENERAL FUND	9/23/2019	3622	RLH FIRE PROTECTION	FIRE ALARM MCD	175.00
	101 - GENERAL FUND	9/23/2019	3622	RLH FIRE PROTECTION	FIRE SPRINKLER MCD	143.00
15409						\$50.00
	101 - GENERAL FUND	9/23/2019	5511	ROSAENA SANCHEZ	CITY COUNCIL STIPEN	50.00
15410						\$100.00
	101 - GENERAL FUND	9/23/2019	6460	SARAI CISNEROS	ARBOR DEPOSIT REFUN	100.00
15411						\$25.00
	101 - GENERAL FUND	9/23/2019	598	SIERRA VIEW DISTRIC	6/1/19-6/30/19	25.00
15412						\$1,395.36
	101 - GENERAL FUND	9/23/2019	307	SILVAS OIL COMPANY	DIESEL	697.68
	261 - GAS TAX FUND	9/23/2019	307	SILVAS OIL COMPANY	DIESEL	232.56
	552 - WATER	9/23/2019	307	SILVAS OIL COMPANY	DIESEL	232.56
	553 - SEWER	9/23/2019	307	SILVAS OIL COMPANY	DIESEL	232.56
15413						\$49,369.55
	101 - GENERAL FUND	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	5,838.59
	261 - GAS TAX FUND	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	20,305.72
	552 - WATER	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	18,303.58
	553 - SEWER	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	172.73
	553 - SEWER	9/23/2019	310	SOUTHERN CA. EDISON	3-001-1837-87	2,432.15
	556 - VITA-PAKT	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	187.87
	883 - SIERRA VIEW ASSE	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	370.36
	884 - HERITAGE ASSESSM	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	9.31
	886 - SAMOA	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	9.31
	887 - SWEETBRIER TOW	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	64.69
	888 - PARKSIDE	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	9.31
	889 - SIERRA VISTA ASSE	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	182.90
	890 - MAPLE VALLEY ASS	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	174.32
	891 - PELOUS RANCH	9/23/2019	310	SOUTHERN CA. EDISON	2-00-424-8134	1,308.71
15414						\$365.41
	101 - GENERAL FUND	9/23/2019	517	STAPLES	CARTRIDGE FOR FAX	70.51
	101 - GENERAL FUND	9/23/2019	517	STAPLES	DELL DESKTOP COMPUT	294.90
15415						\$472.00
	779 - 00-HOME-0487	9/23/2019	3634	STATE FARM GENERAL	L97-24 J. MOOR	472.00
15416						\$4,806.28
	101 - GENERAL FUND	9/23/2019	5755	TELEPACIFIC COMMUNI	9/9-10/8	2,059.86
	400 - WELLNESS CENTER	9/23/2019	5755	TELEPACIFIC COMMUNI	9/9-10/8	686.56
	552 - WATER	9/23/2019	5755	TELEPACIFIC COMMUNI	9/9-10/8	686.62
	553 - SEWER	9/23/2019	5755	TELEPACIFIC COMMUNI	9/9-10/8	686.62
	554 - REFUSE	9/23/2019	5755	TELEPACIFIC COMMUNI	9/9-10/8	686.62
15417						\$30.56
	101 - GENERAL FUND	9/23/2019	144	THE GAS COMPANY	033-515-9120-5	15.28
	101 - GENERAL FUND	9/23/2019	144	THE GAS COMPANY	115-454-6222-5	15.28
15418						\$497.32
	101 - GENERAL FUND	9/23/2019	5792	THOMSON REUTERS - W	7/1/19-7/31/19	248.66
	101 - GENERAL FUND	9/23/2019	5792	THOMSON REUTERS - W	8/1/19-8/31/19	248.66

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15419						\$187.00
	101 - GENERAL FUND	9/23/2019	6462	TULARE LOCAL HEALTH	88992102	187.00
15421						\$7,774.29
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	ADOBE	54.96
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	AED MARKET	42.80
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	AIRCRAFT	48.37
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	AMAZON	32.18
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	BATTERY JUNCTION	55.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	FEDEX OFFICE	312.06
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	FLIGHT TICKET ICMA	1,680.75
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	HOTEL-ICMA CONF	478.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	JOB POSTING-NEGOV	175.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	LEAGUE OF CA CITIES	550.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	LIEBERTCASS	75.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	MEMBERSHIP	516.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	NEWEGG.COM	434.98
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	O SUSHI	62.50
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	OFFICE MAX	109.71
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	REGISTRATION FEE	720.00
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	SAVEMART	13.89
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	SMART FINAL	236.73
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	TARGET	56.14
	101 - GENERAL FUND	9/23/2019	6326	CORPORATE PAYMENT S	TONYS PIZZA	88.41
	400 - WELLNESS CENTER	9/23/2019	6326	CORPORATE PAYMENT S	ADOBE	14.99
	400 - WELLNESS CENTER	9/23/2019	6326	CORPORATE PAYMENT S	LIEBERTCASS	25.00
	400 - WELLNESS CENTER	9/23/2019	6326	CORPORATE PAYMENT S	POSITIVE PROMOTIONS	147.95
	400 - WELLNESS CENTER	9/23/2019	6326	CORPORATE PAYMENT S	SAVEMART	4.62
	400 - WELLNESS CENTER	9/23/2019	6326	CORPORATE PAYMENT S	TONYS PIZZA	29.45
	554 - REFUSE	9/23/2019	6326	CORPORATE PAYMENT S	AMAZON-LOCKS FOR BI	179.80
	555 - RECYCLE/BOTTLED	9/23/2019	6326	CORPORATE PAYMENT S	TRASHCANS WAREHOUSE	1,630.00
15422						\$757.60
	101 - GENERAL FUND	9/23/2019	5747	UNITED STAFFING	MARIO S 8/19-8/25	454.56
	552 - WATER	9/23/2019	5747	UNITED STAFFING	MARIO S 8/19-8/25	151.52
	554 - REFUSE	9/23/2019	5747	UNITED STAFFING	MARIO S 8/19-8/25	151.52
15423						\$83.96
	101 - GENERAL FUND	9/23/2019	1041	VERIZON WIRELESS	642065758-00002	83.96
15424						\$150.00
	101 - GENERAL FUND	9/23/2019	4716	WALO'S AUTO REPAIR	ALIGNMENT 2013 RAM4	150.00
15425						\$50.00
	101 - GENERAL FUND	9/23/2019	4068	YOLANDA FLORES	CITY COUNCIL STIPEN	50.00
15426						\$431.05
	101 - GENERAL FUND	9/27/2019	3977	AFLAC	DED:015 AFLAC	431.05
15427						\$419.62
	101 - GENERAL FUND	9/27/2019	4660	CITY OF LINDSAY	DED:052 WELLNESS	12.46
	101 - GENERAL FUND	9/27/2019	4660	CITY OF LINDSAY	DED:CDBG CDBG PMT	169.16
	101 - GENERAL FUND	9/27/2019	4660	CITY OF LINDSAY	DED:L203 CDBG LOAN	238.00
15428						\$1,128.09
	101 - GENERAL FUND	9/27/2019	451	CITY OF LINDSAY EMP	DED:0503 SEC 125	1,119.09
	101 - GENERAL FUND	9/27/2019	451	CITY OF LINDSAY EMP	DED:0505 SEC 125	9.00

TRANSACTION DATES: 09/19/2019 THROUGH 09/30/2019

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						413,104.15
15429						\$113.05
	101 - GENERAL FUND	9/27/2019	3192	SEIU LOCAL 521	DED:DUES UNION DUES	113.05
15430						\$5,991.03
	101 - GENERAL FUND	9/27/2019	6452	EMPOWER	DED:0500 DEF COMP	2,513.87
	101 - GENERAL FUND	9/27/2019	6452	EMPOWER	DED:0555 DC LOANPAY	929.67
	101 - GENERAL FUND	9/27/2019	6452	EMPOWER	DED:151 DEFERCOMP	2,547.49
15431						\$82.75
	101 - GENERAL FUND	9/27/2019	6409	HYATT LEGAL PLANS,	DED:MET MET LAW	82.75
15432						\$50.82
	101 - GENERAL FUND	9/27/2019	2325	LINDSAY PUBLIC SAFE	DED:LPOA LPOA DUES	50.82
15433						\$152.25
	101 - GENERAL FUND	9/27/2019	6246	MCDERMONT VENTURE I	DED:051 MCDERMONT	152.25
15434						\$437.07
	101 - GENERAL FUND	9/27/2019	3042	STATE DISBURSEMENT	DED:0512 CHILD SUPT	437.07
15435						\$373.02
	101 - GENERAL FUND	9/27/2019	1955	TEAMSTERS LOCAL 856	DED:0508 TEAMSTERS	373.02



Monthly Treasurer's Report
September 30, 2019
Cash Balances Classified by Depository

CASH RESOURCES

LOCATION	GL ACCOUNT #	TYPE	BALANCE
Cash Register Funds (City Hall & Wellness)	100-102	RES	\$800
Bank of the Sierra- Depository Account	100-114	GEN	\$3,242,731
Bank of the Sierra - AP/Operating	100-100	GEN	\$125,608
Bank of the Sierra - Payroll	100-106	GEN	\$238,669
Bank of the Sierra - Wellness Center	100-500	GEN	\$40,293
Bank of the Sierra - Impound Account	100-120	RES	\$31,151
Bank of the Sierra - HOME & CALHOME	100-119	RES	\$325,624
Bank of the Sierra - CDBG	100-118	RES	\$235,611
LAIF Savings: City & Successor Agency	100-103	INV-RES	\$2,433,539
TOTAL			\$6,674,026

CASH EXPENDED

ACCOUNTS PAYABLE & PAYROLL	AMOUNT
Accounts Payable	\$648,656
Payroll (September 14th Payday)	\$190,919
Payroll (September 28th Payday)	\$188,911
TOTAL	\$ 1,028,485

DEBT SERVICE	AMOUNT
None	
TOTAL	\$ -

INVESTMENTS

INVESTMENT POLICY COMPLIANCE

As of the end of the month, the investments were in compliance with the requirements of the City's investment policy. This report reflects all cash and investments of the City of Lindsay (O/S checks not reflected in End Cash Balance).

INVESTED FUNDS	\$2,433,539
-----------------------	--------------------

Respectfully submitted,

Bret Harmon

Director of Finance
 City of Lindsay

ABBREVIATIONS

GEN: GENERAL UNRESTRICTED
 RES: RESTRICTED ACTIVITY
 INV: INVESTMENT



STAFF REPORT

AGENCY: City of Lindsay, California
DATE: October 8, 2019
AGENDA #: 3.4
STAFF: City Services Director Mike Camarena

AGENDA ITEM

TITLE Disinfection By-Products (DBP) Notification Update

ACTION None requested, informational item only

PURPOSE Statutory Requirement

COUNCIL OBJECTIVE(S) Live in a safe, clean, comfortable and healthy environment.

RECOMMENDATION

None requested, this item is presented as information only.

BACKGROUND | ANALYSIS

The quarterly notification for Disinfection By-Products (DBP) is a requirement of the State of California Water Resources Control Board (DWR). This is the third quarter notification for 2019 and as long as our system exceeds the maximum contaminant level (MCL) for DBP, quarterly notification will be required by DHS. The first notification was released January, 2017 (for fourth quarter of 2016).

The template for this letter was provided by the DHS. It is their approved language; we update this notice with our sample result values, in a running annual average.

While the system exceeds the MCL for DBP, the notice states that this is not an emergency and that an alternate source of water is not needed. It also points out that persons with specific health concerns consult their doctor.

Disinfection byproducts are chemical, organic and inorganic substances that can form during a reaction of a disinfectant with naturally present organic matter in the water. Byproducts that are regulated are Total Trihalomethane (TTHM) and five Haloacetic acids (HAA5). The DBP's are a result of our primary chlorine disinfection process of surface water.

Staff has secured funding from Tulare-Kern Integrated Regional Water Management, Disadvantaged Community Funding Committee (Tulare County is the funding administrator) to complete a technical analysis and report. The funding amount is \$70,500. The report is expected to be completed by July 2020. The report is expected to serve as basis for future construction funding as well.

PUBLIC OUTREACH

Through this agenda.

ATTACHMENTS

- DBP Notification
-

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

Si tiene alguna pregunta por favor llame al 559-562-7102 opción 4

City of Lindsay has levels of Disinfection Byproducts Above Drinking Water Standards

Our water system recently failed a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened and what we are doing to correct this situation.

We routinely monitor for the presence of drinking water contaminants. Test results continue show that our system exceeds the standard or maximum contaminant level (MCL), for Total Trihalomethane (TTHM) and/or 5 Haloacetic Acids (HAA5). The MCL standard for THM is 0.080 ug/L and for HAA5 is 0.060 ug/L. The running average level of TTHM and HAA5 over the last year at each site is listed below;

Site	TTHM	HAA5	Site	TTHM	HAA5	Site	TTHM	HAA5
S1	.083	.015	S2	.081	.067	S3	.076	.048
S4	.076	.051	S5	.036	.024	S6	.045	.023
S7	.041	.026	S8	.040	.029	S9	.087	.037

What should I do?

You do not need to use an alternative (e.g., bottled) water supply. This is not an immediate risk. If it had been, you would have been notified immediately.

Some people who drink water containing TTHM's in excess of the MCL over many years may experience liver, kidney, or central nervous system problems, and may have an increased risk of getting cancer.

Some people who drink water containing HAA5's in excess of the MCL over many years may have an increased risk of getting cancer.

If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What was done?

Disinfection byproducts (TTHM and HAA5) are chemical, organic and inorganic substances that can form during a reaction of a disinfectant with naturally present organic matter in a water supply. TTHM and HAA5 samples are collected each quarter and a running annual average (RAA) is calculated for compliance.

The City has identified preliminary costs of renovating our primary disinfection process and until the project is funded and completed, will closely monitor operations to strive to lower TTHM and HAA5 levels. We will continue to sample and test TTHM and HAA5 at locations throughout the City and provide public notification as required.

We anticipate resolution of the problem within 19 months. If testing results show a reduction in TTHM and HAA5 levels, this will be identified in the next quarterly water system update. For more information, please contact Mike Camarena at 559-562-7102, ext.4 or at the following mailing address: P.O. Box 369, Lindsay, CA. 93247.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

Secondary Notification Requirements

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- SCHOOLS: Must notify school employees, students, and parents (if the students are minors).
- RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS (including nursing homes and care facilities): Must notify tenants.
- BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS: Must notify employees of businesses located on the property.

This notice is being sent to you by the City of Lindsay.

Date distributed: October 10, 2019.



STAFF REPORT

TO: LINDSAY CITY COUNCIL
DATE: OCTOBER 8, 2019
AGENDA #: 3.5
FROM: Bret Harmon, Interim City Manager

AGENDA ITEM

TITLE	Change the Harvard Park ad-hoc committee's name to Parks and Recreation Open Spaces Ad Hoc Committee
ACTION	Formally change the name of the ad-hoc committee without changing assigned members
PURPOSE	Discretionary Action
COUNCIL OBJECTIVE(S)	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts.

RECOMMENDATION

Staff respectfully recommends Council change the name of this ad-hoc committee as titled.

BACKGROUND | ANALYSIS

The Harvard Park ad-hoc committee provides the City with meaningful input and valuable ideas in ways to improve the park. As the City considers the future for the committee in relation to future park funding, staff believes it would be appropriate to change the ad-hoc committee name to reflect a broader purpose.

Changing the name to the Parks and Recreation Open Spaces ad-hoc committee would allow the committee to:

- Address concerns for parks and recreation space across the City
- Assist in formulating a broader plan for parks and recreation space in the City
- Avoid duplication of effort and inefficient governance by forming ad-hoc committees specific to parks and recreation space locations.

ALTERNATIVES

- Make the change as recommended
- Do not make the change

ATTACHMENTS

- None
-



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 8, 2019
AGENDA #: 3.6
STAFF: Interim City Manager Bret Harmon

AGENDA ITEM

TITLE S.L.E.S.F. Grant Award and Resolution 19-54

ACTION Public Hearing, Pass Resolution & Authorize Expenditure

PURPOSE Statutory/Contractual Requirement

COUNCIL OBJECTIVE(S) Live in a safe, clean, comfortable and healthy environment.
Dedicate resources to retain a friendly, small-town atmosphere.
Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Pass Resolution 19-54 Accepting SLESF Grant Award and authorize a \$100,000 expenditure from Fiscal Year 2019-2020 Grant Fund

BACKGROUND | ANALYSIS

The California State Legislature passed legislation that allocates State funds to local governments for the purpose of ensuring public safety. The program entitled Citizen's Options for Public Safety (COPS) was initiated through Assembly Bill 3229 in 1996. The current legislature has confidence that the program will continue, and they encourage agencies to use these funds to hire and maintain public safety personnel. COPS funds are allocated to individual government agencies through their respective county governments and the amount allocated is based upon the population they serve. Accordingly, the funds allocated for the City of Lindsay in 2019-2020 total approximately \$100,000. The funds are appropriated and acted upon by the City Council at a public meeting.

The legislature requires the City to submit written proof that such a meeting occurred as well as a resolution establishing a Supplemental Law Enforcement Services Fund (SLESF) for deposit of the funds. Staff recommends the City Council adopt Resolution No. 19-54 approving the use of \$100,000 in COPS funds to continue funding one police officer position and a portion of one community services officer.

ALTERNATIVES

- Accept Grant Award
 - Reject Grant Award
-



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 8, 2019
AGENDA #: 3.6
STAFF: Interim City Manager Bret Harmon

BENEFIT TO OR IMPACT ON CITY RESOURCES

Accepting the grant reduces demands on the General Fund and increases the Public Safety Department's ability to serve and protect the community.

ENVIRONMENTAL REVIEW

Not applicable.

POLICY ISSUES

None.

PUBLIC OUTREACH

Public Hearing Notice in Porterville Recorder on September 26, 2019.

ATTACHMENTS

- Instruction letter from CA Department of Finance



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 19-54

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY ACCEPTING THE SLESF GRANT AWARD AND AUTHORIZING AN EXPENDITURE OF \$100,000 FROM THE FISCAL 2019/2020 GRANT FUND**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on October 8, 2019 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, The City Council of the City of Lindsay, after ten (10) days published notice did hold a public hearing on October 8, 2018.

WHEREAS, The Department of Public Safety will be receiving \$100,000.00 in Supplemental Law Enforcement Services Funding (SLESF) for the 2019-2020 budget year.

WHEREAS, The Department of Public Safety is requesting funding be used as follows:

a. Salary and Benefits for (1) Police Officer	\$ 86,004.00
b. A portion of salary and benefits for (1) CSO	<u>\$ 13,996.00</u>
TOTAL	\$100,000.00

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

- SECTION 1. The expenditure of \$100,000.00 from the fiscal 2019-2020 SLESF Grant funds is hereby approved.
- SECTION 2. The City Manager to execute the application, any amendments thereto, and all other forms, documents and matters pertaining to this application, on behalf of the City of Lindsay.
- SECTION 3. This resolution shall be effective immediately upon its approval and adoption.
- SECTION 4. The Mayor, or presiding officer, is hereby authorized to affix her/his signature to the Resolution signifying its adoption by the City Council of the City of Lindsay, and the City Clerk, or his duly appointed deputy, is directed to attest thereto.

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	October 8, 2019
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	



RESOLUTION OF THE CITY OF LINDSAY

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

City Clerk

Mayor



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: Oct 8, 2019
AGENDA #: 4
STAFF: Interim City Manager Bret Harmon

AGENDA ITEM

TITLE	Resolution 19-55, Authorization of Application for SB 2 Planning Grant Program funding.
ACTION	Affirm or deny Resolution 19-55 authorizing the application for, and receipt of, SB 2 Planning Grant Program funding from the State of California.
PURPOSE	Discretionary Action
COUNCIL OBJECTIVE(S)	Consider the approval of Resolution 19-55 authorizing the City Manager to apply for SB 2 Planning Grant Program funding up to the amount of \$160,000 and authorization to sign agreement upon award of grant from the California Department of Housing and Community Development.

RECOMMENDATION

Adoption of Resolution 19-55 authorizing the City Manager to apply for an SB 2 Planning Grant in the amount of \$160,000 and to sign agreement upon award of grant from the California Department of Housing and Community Development.

BACKGROUND | ANALYSIS

In 2017, Governor Brown signed a series of bills aimed at addressing the state's housing shortage and high housing costs. Specifically, it included the Building Homes and Jobs Act (SB 2), which establishes a \$75 recording fee on real estate documents to increase the supply of affordable homes in California. Monies that have been collected for the first year of the program are to be allocated to cities and counties to allow them to update their codes, policies, and procedures in ways that will further streamline the approval of new housing projects. Each city in the State was allocated a specific amount. The amount allocated to Lindsay is \$160,000. The program is administered by the Department of Housing and Community Development (HCD), the same department that certifies the City's Housing Element.

To obtain the grant a completed application and resolution must be submitted. Both of those documents are attached for Council review. City staff has identified three projects that appear to be eligible projects according to HCD. They are described below:

PROJECT 1: ZONING AND SUBDIVISION ORDINANCE UPDATE

The City of Lindsay plans to complete an update of the City's Subdivision and Zoning Ordinances. The Zoning ordinance update will be made consistent with the current General Plan (including the Housing Element) and will incorporate new State requirements and any other changes that may be desired by the Planning Division. The Subdivision Ordinance



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: Oct 8, 2019
AGENDA #: 4
STAFF: Interim City Manager Bret Harmon

update will be made consistent with the current Subdivision Map act, as well as with any issues, practices, and updates desired by the Planning Division.

The update of these Titles of the City Code will focus largely on expediting the housing process. Staff will review the ordinances to determine where they could be seen as cumbersome and do not foster processes that can aid the permit and entitlement approvals. The goal at the end of the project will be to have a Zoning and Subdivision Ordinance that permits the city to establish an atmosphere conducive to housing development.

Another goal of the ordinance updates is to encourage an increase in density in the residential zones of the city. The City plans to accomplish this by increasing more "by right" potential housing projects. This has a two-fold accomplishment: the housing approval timeline will be streamlined, therefore conceivably foreshadowing more density.

PROJECT 2: UPDATING THE CITY IMPROVEMENT STANDARDS

The City of Lindsay intends to adopt the standard plans in the Engineering Design & Improvement Standards. The update will consist of various minor adjustments in the details of the standard plans throughout the document.

The goal in achieving this project is to streamline the approval process of housing projects. The City does not currently have a current set of Improvement Standards that staff utilizes in order to check plans for housing projects. The lack of standards is stifling the housing approval process, oftentimes adding days, if not weeks to the process. Were the City to implement new standards that are up to date with current applicable laws and requirements, the approval process of housing would be dramatically expedited.

ALTERNATIVES

- Approve Resolution 19-55
- Approve Resolution 19-55 with amendments
- Do not approve Resolution 19-55
- Direct staff to take some other action

BENEFIT TO OR IMPACT ON CITY RESOURCES

Approval of Resolution 19-55 will have a benefit on City resources. Receipt of the grant funds will provide funding to update the City's Zoning Ordinance, policies, and procedures related to housing. This will avoid use of funding from the General Fund.

ENVIRONMENTAL REVIEW



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: Oct 8, 2019
AGENDA #: 4
STAFF: Interim City Manager Bret Harmon

Resolution 19-55 is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the environment]. In addition to the foregoing general exemption, the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment].

POLICY ISSUES

There are no policy issues related to the approval of Resolution 19-55

PUBLIC OUTREACH

There is no public outreach required for the approval of Resolution 19-55

ATTACHMENT

- SB 2 Planning Grants Program Application
- Resolution 19-55

SB 2 Planning Grants Program Application



**State of California
Governor Gavin Newsom**

**Alexis Podesta, Secretary
Business, Consumer Services and Housing Agency**

**Ben Metcalf, Director
Department of Housing and Community Development**

2020 West El Camino, Suite 500
Sacramento, CA 95833

Website: <http://www.hcd.ca.gov/grants-funding/active-funding/planning-grants.shtml>

Email: sb2planninggrant@hcd.ca.gov

March 28, 2019

Revised May 9, 2019

SB 2 Planning Grants Application

Planning Grants Program Application Packaging Instructions

The applicant is applying to the Department of Housing and Community Development (Department) for a grant authorized underneath the Planning Grants Program (PGP) provisions of SB 2 (Chapter 364, Statutes of 2017). The PGP program is intended for the preparation, adoption, and implementation of plans that streamline housing approvals and accelerate housing production. Please refer to the SB 2 Planning Grants Program Guidelines and Notice of Funding Availability (NOFA) for detailed information on eligible activities, applicants, and awards. If you have questions regarding this application or the PGP, email sb2planninggrant@hcd.ca.gov.

If approved for funding, this grant application will be a part of your Standard Agreement with the Department. In order to be considered for funding, all sections of this application, including attachments and exhibits if required, must be complete and accurate.

Pursuant to Section X of the NOFA, all applicants must submit a complete, signed, original application package and an electronic copy on CD or USB flash drive containing the following documentation, in the order listed below, to the Department by the specified due date in the Notice of Funding Availability (NOFA) in order to be considered for award:

- 1) A complete, signed, original application (the Department will only accept this **fillable pdf** as the application) with the following attachments:
 - a. **Attachment 1: State and Other Planning Priorities** (All applicants must submit this form to self-certify compliance)
 - b. **Attachment 2: Nexus to Accelerating Housing Production - NOTE:** if the applicant is proposing only Priority Policy Areas (PPA), as defined in section VIII, subsection (3) of the NOFA, do not fill out Attachment 2. However, if the applicant is proposing to fund PPAs AND other activities that are not considered PPAs, the application must demonstrate how these other activities have a nexus to accelerating housing production by filling out Attachment 2 of this application.
- 2) A fully executed resolution authorizing application for, and receipt of, PGP funds (see Attachment 3: Sample Resolution).
- 3) A fully executed Government Agency Taxpayer ID Form (available as a download from the SB 2 Planning Grants webpage at <http://www.hcd.ca.gov/grants-funding/active-funding/planning-grants.shtml>).
- 4) If the applicant is partnering with another local government or other entity pursuant to Article II, Section 200 of the SB 2 Planning Grant Program Guidelines (the "Guidelines"), include a copy of the legally binding agreement.

NOTE: All local governments must submit a separate, signed application package, notwithstanding whether it will partner with another form of government or entity. Only one application per locality will be accepted by the Department. Joint applications are not allowed.

SB 2 Planning Grants Application

A. Applicant Information

Pursuant to Article II, Section 200 of the Guidelines, local governments may partner through legally binding agreements with other forms of governments or entities. However, all local governments must submit separate, signed application packages that identify their respective responsibilities and deliverables, even if partnering with other entities.

Is the applicant partnering with another eligible local government entity?		
<input type="checkbox"/>	*Yes	*If Yes, the application package must include a fully executed copy of the legally binding agreement. Provide the partners' name(s) and type(s) below for reference only.
<input checked="" type="checkbox"/>	No	

Complete the following Applicant information			
Applicant's Name		Bret Harmon	
Applicant's Agency Type		City	
Applicant's Mailing Address		P.O. Box 369	
City		Lindsay	
State	California	Zip Code	93247
County		Tulare	
Website		http://www.lindsay.ca.us/	
Authorized Representative Name		Bret Harmon	
Authorized Representative Title		City Manager	
Phone	(559) 562-7102	Fax	
Email	bharmon@lindsay.ca.us		
Contact Person Name		Bret Harmon	
Contact Person Title		City Manager	
Phone	(559) 562-7100	Fax	
Email	baharmon@lindsay.ca.us		
Partner(s) Name (if applicable)			
Partner Agency Type			
Partner(s) Name (if applicable)			
Partner Agency Type			
Proposed Grant Amount	\$	160,000	

B. Applicant Certification

As the official designated by the governing body, I hereby certify that if approved by HCD for funding through the Planning Grants Program (PGP), the _____ City of Lindsay _____ assumes the responsibilities specified in the 2019 Notice of Funding Availability and PGP guidelines, and certifies that the information, statements, and other contents contained in this application are true and correct.

Signature: _____ Name: _____

Date: _____ Title: _____

SB 2 Planning Grants Application

C. Threshold Requirements

Pursuant to Section 201(a) through (d) of the Guidelines, all applicants must meet the following threshold criteria in items 1-4 below to be eligible for an award.

1. Does the applicant have an adopted housing element found to be in substantial compliance by the Department on or before the date of the applicant's submission of their SB 2 Planning Grant application?		
<input checked="" type="checkbox"/>	Yes	Date of HCD Review Letter: <u>8/8/17</u>
<input type="checkbox"/>	No	
<input type="checkbox"/>	The Applicant requests HCD to consider housing element compliance threshold as met due to significant progress achieved in meeting housing element requirements.	

2. Has the applicant submitted to the Department the Annual Progress Report (APR) for the current or prior year on or before the date of submission of their SB 2 Planning Grant application?			
<input checked="" type="checkbox"/>	Yes	APR	Date Submitted
<input type="checkbox"/>		2017 CY Report	4/1/2018
<input type="checkbox"/>		2018 CY Report	5/19/2019
<input type="checkbox"/>	No		

3. Is the applicant utilizing one of the Priority Policy Areas listed below (as defined in section VIII, subsection (3) of the NOFA)?						
<input checked="" type="checkbox"/>	*Yes	*If the applicant is proposing only Priority Policy Areas, do not fill out Attachment 2. However, if the applicant is proposing to fund PPAs AND other activities that are not considered PPAs, the application must demonstrate how these other activities have a nexus to accelerating housing production by filling out Attachment 2 of this application.				
	Rezone to permit by-right	Objective design and development standards	Specific Plans or form based codes coupled with CEQA streamlining	Accessory Dwelling Units or other low-cost building strategies	Expedited processing	Housing related infrastructure financing and fee reduction strategies
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	No	If an applicant is not proposing Priority Policy Areas, the application must include an explanation and document the plans or processes' nexus and impact on accelerating housing production based on a reasonable and verifiable methodology and must submit Attachment 2 in the Application pursuant to section VIII, subsection (3) of the NOFA.				
<input type="checkbox"/>	The applicant is proposing PPAs and other activities not considered PPAs and is demonstrating how these activities have a nexus to accelerating housing production by submitting Attachment 2.					

4. Does the applicant demonstrate that the locality is consistent with State Planning or Other Priorities, as certified in Attachment 1?	Yes	<input checked="" type="checkbox"/>	*No	<input type="checkbox"/>
*If No, consistency may be demonstrated through activities (not necessarily proposed for SB 2 funding) that were completed within the last five years, as certified in Attachment 1.				

5. Is a completed and signed resolution included with the application package? See Attachment 3, "Sample Resolution"	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
--	-----	-------------------------------------	----	--------------------------

SB 2 Planning Grants Application

D. Proposed Activities Checklist (Section VI, items (1) through (17) of the NOFA)

Check all activities the locality is undertaking for their PGP efforts below. Activities must match **Section E. Project Description**, and **Section F. Timeline and Budget**.

1	<input type="checkbox"/>	updates to general plans, community plans, specific plans, local planning related to implementation of sustainable communities strategies, or local coastal plans
2	<input checked="" type="checkbox"/>	updates to zoning ordinances
3	<input type="checkbox"/>	environmental analyses that eliminate the need for project-specific review
4	<input checked="" type="checkbox"/>	local process improvements that improve and expedite local planning
5	<input type="checkbox"/>	a smaller geography with a significant impact on housing production including an overlay district, project level specific plan or development standards modifications proposed for significant areas of a locality, such as corridors, downtown or priority growth areas
6	<input type="checkbox"/>	the creation or enhancement of a housing sustainability district pursuant to AB 73 (Chapter 371, Statutes of 2017)
7	<input type="checkbox"/>	workforce housing opportunity zone pursuant to SB 540 (Chapter 369, Statutes of 2017)
8	<input type="checkbox"/>	zoning for by-right supportive housing, pursuant to Government Code section 65651 (Chapter 753, Statutes of 2018)
9	<input type="checkbox"/>	zoning incentives for housing for persons with special needs, including persons with developmental disabilities
10	<input type="checkbox"/>	rezoning to meet requirements pursuant to Government Code Section 65583.2(c) and other rezoning efforts to facilitate supply and affordability
11	<input type="checkbox"/>	rezoning for multifamily housing in high resource areas (according to Tax Credit Allocation Committee/Housing Community Development Opportunity Area Maps)
12	<input type="checkbox"/>	pre-approved architectural and site plans
13	<input type="checkbox"/>	regional housing trust fund plans
14	<input type="checkbox"/>	funding plans for SB 2 Year 2 going forward
15	<input type="checkbox"/>	infrastructure financing plans
16	<input type="checkbox"/>	environmental hazard assessments; data collection on permit tracking; feasibility studies, site analysis, or other background studies that are ancillary and part of a proposed activity with a nexus to accelerating housing production
17	<input type="checkbox"/>	Other activities demonstrating a nexus to accelerating housing production

SB 2 Planning Grants Application

E. Project Description

*Provide a description of the project and the scope of work to be performed below. Use Appendix A for additional information if necessary. **Note:** If partnering with another local government or entity, be sure to clarify the responsibilities and deliverables of your locality pursuant to such partnership.*

---Project 1: Zoning and Subdivision Ordinance Update---

The City of Lindsay plans to complete an update of the City's Subdivision and Zoning Ordinances. The Zoning ordinance update will be made consistent with the current General Plan (including the Housing Element) and will incorporate new State requirements and any other changes that may be desired by the Planning Division. The Subdivision Ordinance update will be made consistent with the current Subdivision Map act, as well as with any issues, practices, and updates desired by the Planning Division.

The update of these Titles of the City Code will focus largely on expediting the housing process. Staff will review the ordinances to determine where they could be seen as cumbersome and do not foster processes that can aid the permit and entitlement approvals. The goal at the end of the project will be to have a Zoning and Subdivision Ordinance that permits the city to establish an atmosphere conducive to housing development.

Another goal of the ordinance updates is to encourage an increase in density in the residential zones of the city. The City plans to accomplish this by increasing more "by right" potential housing projects. This has a two-fold accomplishment: the housing approval timeline will be streamlined, therefore conceivably foreshadowing more density.

---Project 2: Updating the City Improvement Standards---

The City of Lindsay intends to adopt the standard plans in the Engineering Design & Improvement Standards. The update will consist of various minor adjustments in the details of the standard plans throughout the document.

The goal in achieving this project is to streamline the approval process of housing projects. The City does not currently have a current set of Improvement Standards that staff utilizes in order to check plans for housing projects. The lack of standards is stifling the housing approval process, oftentimes adding days, if not weeks to the process. Were the City to implement new standards that are up to date with current applicable laws and requirements, the approval process of housing would be dramatically expedited.

SB 2 Planning Grants Application

F. Project Timeline and Budget

Project Goal(s)		Update the Zoning Ordinance, Subdivision Ordinance, and Improvement Standards					
Objective	Responsible Party	Est. Cost	Begin	End	Deliverable		
Update the Zoning Ordinance	Applicant	\$ 105,000	11/1/19	11/1/20	Zoning Ordinance		
Update the Subdivision Ordinance	Applicant	\$ 15,000	1/1/20	11/1/20	Subdivision Ordinance		
Update Improvement Standards	Applicant	\$ 40,000	11/1/19	11/1/20	Improvement Standards		
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
	Other						
Total Est. Cost \$		160000					

*Priority Policy Area (PPA)

SB 2 Planning Grants Application

G. Legislative Information

District	#	Legislator Name
Federal Congressional District	22	Devin Nunes
State Assembly District	26	Devon J. Mathis
State Senate District	14	Melissa Hurtado

Applicants can find their respective State Senate representatives at <https://www.senate.ca.gov/>, and their respective State Assembly representatives at <https://www.assembly.ca.gov/>.

SB 2 Planning Grants Application

Attachment 1: State and Other Planning Priorities Certification (Page 1 of 3)

Pursuant to Section 201(d) of the Guidelines, all applicants must demonstrate that the locality is consistent with State Planning or Other Planning Priorities by certifying that at least one activity was completed in 1) State Planning Priorities (i.e., Infill and Equity, Resource Protection, Efficient Development Patterns) or 2) Other Planning Priorities (i.e., Affordability, Conservation, or Climate Change). Consistency may be demonstrated through activities (not necessarily proposed for SB 2 funding) that were completed within the last five years.

Complete the following self-certification by selecting one or more of the policy areas in the following tables by inserting the date completed for each applicable action, briefly describing the action taken, and certifying.

State Planning Priorities

Date Completed	Brief Description of the Action Taken
Promote Infill and Equity	
<i>Rehabilitating, maintaining, and improving existing infrastructure that supports infill development and appropriate reuse and redevelopment of previously developed, underutilized land that is presently served by transit, streets, water, sewer, and other essential services, particularly in underserved areas.</i>	
4/20/2019	Installation of a traffic control roundabout at Hermosa & Westwood to slow traffic and allow better opportunities for crossings to schools, shopping and other services.
<i>Seek or utilize funding or support strategies to facilitate opportunities for infill development.</i>	
<i>Other (describe how this meets subarea objective)</i>	
Promote Resource Protection	
<i>Protecting, preserving, and enhancing the state's most valuable natural resources, including working landscapes such as farm, range, and forest lands; natural lands such as wetlands, watersheds, wildlife habitats, and other wildlands; recreation lands such as parks, trails, greenbelts, and other open space; and landscapes with locally unique features and areas identified by the state as deserving special protection.</i>	
<i>Actively seek a variety of funding opportunities to promote resource protection in underserved communities.</i>	
<i>Other (describe how this meets subarea objective)</i>	
Encourage Efficient Development Patterns	
<i>Ensuring that any infrastructure associated with development, other than infill development, supports new development that does the following:</i>	
<i>(1) Uses land efficiently.</i>	

SB 2 Planning Grants Application

Attachment 1: State and Other Planning Priorities Certification (Page 2 of 3)

	<i>(2) Is built adjacent to existing developed areas to the extent consistent with environmental protection.</i>
	<i>(3) Is located in an area appropriately planned for growth.</i>
	<i>(4) Is served by adequate transportation and other essential utilities and services.</i>
	<i>(5) Minimizes ongoing costs to taxpayers.</i>
	<i>Other (describe how this meets subarea objective)</i>

Other Planning Priorities

Affordability and Housing Choices	
	<i>Incentives and other mechanisms beyond State Density Bonus Law to encourage housing with affordability terms.</i>
	<i>Efforts beyond state law to promote accessory dwelling units or other strategies to intensify single-family neighborhoods with more housing choices and affordability.</i>
	<i>Upzoning or other zoning modifications to promote a variety of housing choices and densities.</i>
	<i>Utilizing surplus lands to promote affordable housing choices.</i>
	<i>Efforts to address infrastructure deficiencies in disadvantaged communities pursuant to Government Code Section 65302.10.</i>
11/15/18	Palm Terrace Affordable Housing Project @ Hermosa Ave and Westwood Ave was developed as a low-income, multi-family installation.
	<i>Other (describe how this meets subarea objective)</i>
	Deliberately located within walking distance of a major shopping center, grade school, other high-density residential, transportation and other serv.

SB 2 Planning Grants Application

Attachment 1: State and Other Planning Priorities Certification (Page 3 of 3)

Conservation of Existing Affordable Housing Stock	
<i>Policies, programs or ordinances to conserve stock such as an at-risk preservation ordinance, mobilehome park overlay zone, condominium conversion ordinance and acquisition and rehabilitation of market rate housing programs.</i>	
<i>Policies, programs and ordinances to protect and support tenants such as rent stabilization, anti-displacement strategies, first right of refusal policies, resources to assist tenant organization and education and "just cause" eviction policies.</i>	
<i>Other (describe how this meets subarea objective)</i>	
Climate Adaptation	
<i>Building standards, zoning and site planning requirements that address flood and fire safety, climate adaptation and hazard mitigation.</i>	
<i>Long-term planning that addresses wildfire, land use for disadvantaged communities, and flood and local hazard mitigation.</i>	
<i>Community engagement that provides information and consultation through a variety of methods such as meetings, workshops, and surveys and that focuses on vulnerable populations (e.g., seniors, people with disabilities, homeless, etc.).</i>	
<i>Other (describe how this meets subarea objective)</i>	

State and Other Planning Priorities Certification

I certify under penalty of perjury that all of the information contained in this PGP State Planning and Other Planning Priorities certification form (pages 9, 10, and 11 of this application) is true and correct.

Certifying Officials Name: _____

Certifying Official's Title: _____

Certifying Official's Signature: _____

Certification Date: _____

SB 2 Planning Grants Application

Attachment 2: Application Nexus to Accelerating Housing Production

Fill out Attachment 2 only if the applicant answered “No” to item 3 in Section C or is utilizing Policy Priority Areas AND other activities not designated as such. Applicants answering “Yes” to question 3 in Section C and utilizing ONLY Priority Policy Areas are automatically deemed to demonstrate a nexus to accelerating housing production, and do not need to complete this form.

Pursuant to section VIII, subsection (4) of the NOFA, applicants shall demonstrate how the application includes a nexus to accelerating housing production. Please complete the following chart by providing information about the current conditions and expected outcomes with respect to the planned activity and housing production. Please attach documentation as necessary and see the NOFA for additional details.

Quantify how the activity accelerates production below, and use Appendix B to explain the activity and its nexus to accelerating housing production.

Type (Select at least one)	*Baseline	**Projected	***Difference	Notes
Timing (e.g., reduced number of processing days)				
Development cost (e.g., land, fees, financing, construction costs per unit)				
Approval certainty and reduction in discretionary review (e.g., prior versus proposed standard and level of discretion)				
Entitlement streamlining (e.g., number of approvals)				
Feasibility of development				
Infrastructure capacity (e.g., number of units)				
Impact on housing supply and affordability (e.g., number of units)				

*** Baseline – Current conditions in the jurisdiction**
(e.g. 6-month development application review, or existing number of units in a planning area)

****Projected – Expected conditions in the jurisdiction because of the planning grant actions**
(e.g. 2-month development application review)

*****Difference – Potential change resulting from the planning grant actions**
(e.g., 4-month acceleration in permitting, creating a more expedient development process)

SB 2 Planning Grants Application

Attachment 3: Sample Resolution

**RESOLUTION NO. 2019-XX
A RESOLUTION OF THE [CITY COUNCIL/COUNTY BOARD OF SUPERVISORS] OF
_____[CITY, COUNTY NAME]_____
AUTHORIZING APPLICATION FOR, AND RECEIPT OF,
SB 2 PLANNING GRANTS PROGRAM FUNDS**

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability (NOFA) dated March 28, 2019, for its Planning Grants Program (PGP); and

WHEREAS, the [City Council/County Board of Supervisors] of _____ (City/County) desires to submit a project application for the PGP program to accelerate the production of housing and will submit a 2019 PGP grant application as described in the Planning Grants Program NOFA and SB 2 Planning Grants Program Guidelines released by the Department for the PGP Program; and

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 Planning Grants Program from the Building Homes and Jobs Trust Fund for assistance to Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 ([SB 2](#)))) related to the PGP Program.

NOW, THEREFORE, THE [CITY COUNCIL/COUNTY BOARD OF SUPERVISORS] OF _____
RESOLVES AS FOLLOWS:

SECTION 1. The [City Council/County Board of Supervisors] is hereby authorized and directed to apply for and submit to the Department the 2019 Planning Grants Program application released March 28, 2019 in the amount of \$_____.

SECTION 2. In connection with the PGP grant, if the application is approved by the Department, the [insert designee title, e.g. City Manager, Executive Office, etc] is authorized to enter into, execute, and deliver a State of California Agreement (Standard Agreement) for the amount of \$_____, and any and all other documents required or deemed necessary or appropriate to evidence and secure the PGP grant, the [City/County's] obligations related thereto, and all amendments thereto (collectively, the "PGP Grant Documents").

SECTION 3. The [City/County] shall be subject to the terms and conditions as specified in the Standard Agreement, the SB 2 Planning Grants Program Guidelines, and any applicable PGP guidelines published by the Department. Funds are to be used for allowable expenditures as specifically identified in the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the application will be enforceable through the executed Standard Agreement. The [City Council/County Board of Supervisors] hereby agrees to use the funds for eligible uses in the manner presented in the application as approved by the Department and in accordance with the Planning Grants NOFA, the Planning Grants Program Guidelines, and 2019 Planning Grants Program Application.

SECTION 4. The [insert the title of City Council/County Board of Supervisors Executive or designee] is authorized to execute the [City/County] of _____ Planning Grants Program application, the PGP Grant Documents, and any amendments thereto, on behalf of the [City/County] as required by the Department for receipt of the PGP Grant.

ADOPTED _____, 2019, by the [City/County] Board of Supervisors of the County of _____
by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

_____ County Executive

ATTEST: APPROVED AS TO FORM:


County Clerk County Attorney

SB 2 Planning Grants Application

Appendix A

Use this area for additional information if necessary.

See attached photos:

Attachment A - Lindsay Palm Terrace Low-Income Housing Project and Roundabout. 

Attachment B - Improved intersection and school crossings 

Attachment C - Previous Intersection and crosswalk 

SB 2 Planning Grants Application

Appendix B

Use this area for additional information if necessary.

On November 13, Self-Help Enterprises held a ribbon cutting to celebrate the grand opening of the Palm Terrace apartments, a 50-unit affordable rental community located at 700 W. Hermosa St. in Lindsay.

Palm Terrace will provide permanent affordable rental housing to working people in Lindsay, and is located within walking distance of shopping, schools, and fresh food. It is a highly energy efficient and transit-friendly project as well, with sustainable features including solar PV, water conservation, and a grey water recycling system. In addition, Palm Terrace will include a vanpool program in partnership with the California Vanpool Authority that will transport residents from Palm Terrace and the surrounding community to and from work. The project's solar panel system will offset the power used in the common area, residential loads, and community center, making Palm Terrace a grid neutral zero net energy project.

The project design and solar PV will result in reduced utility bills for residents and the property, while also reducing greenhouse gas emissions and air pollution. Palm Terrace will include sidewalks, pedestrian improvements and bike lanes. Self-Help Enterprises was also able to provide funds to the City of Lindsay to construct a roundabout traffic feature at the intersection of Westwood Ave. and Hermosa St. to calm traffic and improve safety for students accessing the Jefferson Elementary School, north of the site.



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 19-55

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY AUTHORIZING APPLICATION FOR, AND RECEIPT OF, SB2 PLANNING GRANTS PROGRAM FUNDS**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on October 8, 2019 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability (NOFA) dated March 28, 2019, for its Planning Grants Program (PGP); and

WHEREAS, the City Council of the City of Lindsay desires to submit a project application for the PGP program to accelerate the production of housing and will submit a 2019 PGP grant application as described in the Planning Grants Program NOFA and SB 2 Planning Grants Program Guidelines released by the Department for the PGP Program; and

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 Planning Grants Program from the Building Homes and Jobs Trust Fund for assistance to Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2)) related to the PGP Program.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- SECTION 1. The City Council is hereby authorized and directed to apply for and submit to the Department the 2019 Planning Grants Program application in the amount of \$160,000.
- SECTION 2. In connection with the PGP grant, if the application is approved by the City Council, the City Manager, is authorized to enter into, execute, and deliver a State of California Agreement (Standard Agreement) for the amount of \$ 160,000, and any and all other documents required or deemed necessary or appropriate to evidence and secure the PGP grant, the City's obligations related thereto, and all amendments thereto (collectively, the "PGP Grant Documents").
- SECTION 3. The City shall be subject to the terms and conditions as specified in the Standard Agreement, the SB 2 Planning Grants Program Guidelines, and any applicable PGP guidelines published by the Department. Funds are to be used for allowable expenditures as specifically identified in the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the application will be enforceable through the executed Standard Agreement. The City Council hereby agrees to use the funds for eligible uses in the manner presented in the application as approved by the Department and in accordance with the Planning Grants NOFA, the Planning Grants Program Guidelines, and 2019 Planning Grants Program Application.



RESOLUTION OF THE CITY OF LINDSAY

SECTION 4. The City Manager is authorized to execute the City of Lindsay's Planning Grants Program application, the PGP Grant Documents, and any amendments thereto, on behalf of the City of Lindsay as required by the Department for receipt of the PGP Grant.

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

City Clerk

Mayor



STAFF REPORT

TO: LINDSAY CITY COUNCIL
DATE: OCTOBER 8, 2019
AGENDA #: 5
FROM: Interim City Manager Bret Harmon

AGENDA ITEM

TITLE League of California Cities 2019 Annual Conference Resolutions

ACTION Determine how Mayor Pro Tem Laura Cortes should vote at as the City's voting delegate at the 2019 League of California Cities Conference

PURPOSE Discretionary Action

COUNCIL OBJECTIVE(S) Live in a safe, clean, comfortable and healthy environment.

RECOMMENDATION

Staff recommends Mayor Pro Tem Cortes votes in favor of both resolutions.

BACKGROUND | ANALYSIS

There will be two resolutions before the League of California Cities at its 2019 Annual Conference. Mayor Pro Tem Cortes is the voting delegate at the conference.

Resolution 1

Resolution of the League of California Cities calling on the California Public Utilities Commission to amend Rule 20A to add projects in very high fire hazard severity zones to the list of eligibility criteria and to increase funding allocations for Rule 20A projects.

Resolution 2

A Resolution calling upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean.

The accompanying documents provide the background and analysis for both resolutions.

ALTERNATIVES

- Determine to vote yes on both resolutions.
 - Determine to vote yes on Resolution 1 and no on Resolution 2.
 - Determine to vote no on Resolution 1 and yes on Resolution 2.
 - Determine to vote no on both resolutions.
-



STAFF REPORT

TO: LINDSAY CITY COUNCIL
DATE: OCTOBER 8, 2019
AGENDA #: 5
FROM: Interim City Manager Bret Harmon

BENEFIT TO OR IMPACT ON CITY RESOURCES

Staff does not anticipate any financial impact to the City. The proposed resolutions support the reduction of severe forest fire risk in California and reduction of pollution in California's coastal waters.

ATTACHMENTS

- Resolution 1 & League Staff Report
- Resolution 2 & League Staff Report

1. RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES CALLING ON THE CALIFORNIA PUBLIC UTILITIES COMMISSION TO AMEND RULE 20A TO ADD PROJECTS IN VERY HIGH FIRE HAZARD SEVERITY ZONES TO THE LIST OF ELIGIBILITY CRITERIA AND TO INCREASE FUNDING ALLOCATIONS FOR RULE 20A PROJECTS

Source: City of Rancho Palos Verdes

Concurrence of five or more cities/city officials

Cities: City of Hidden Hills, City of La Cañada Flintridge, City of Laguna Beach, City of Lakeport, City of Malibu, City of Moorpark, City of Nevada City, City of Palos Verdes Estates, City of Rolling Hills Estates, City of Rolling Hills, City of Ventura

Referred to: Environmental Quality Policy Committee; Transportation, Communications, and Public Works Policy Committee

WHEREAS, the California Public Utilities Commission regulates the undergrounding conversion of overhead utilities under Electric Tariff Rule 20 and;

WHEREAS, conversion projects deemed to have a public benefit are eligible to be funded by ratepayers under Rule 20A; and

WHEREAS, the criteria under Rule 20A largely restricts eligible projects to those along streets with high volumes of public traffic; and

WHEREAS, the cost of undergrounding projects that do not meet Rule 20A criteria is left mostly or entirely to property owners under other parts of Rule 20; and

WHEREAS, California is experiencing fire seasons of worsening severity; and

WHEREAS, undergrounding overhead utilities that can spark brush fires is an important tool in preventing them and offers a public benefit; and

WHEREAS, brush fires are not restricted to starting near streets with high volumes of public traffic; and

WHEREAS, expanding Rule 20A criteria to include Very High Fire Hazard Severity Zones would facilitate undergrounding projects that would help prevent fires; and

WHEREAS, expanding Rule 20A criteria as described above and increasing funding allocations for Rule 20A projects would lead to more undergrounding in Very High Fire Hazard Severity Zones; and now therefore let it be,

RESOLVED that the League of California Cities calls on the California Public Utilities Commission to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility and to increase funding allocations for Rule 20A projects.

Background Information on Resolution No. 1

Source: City of Rancho Palos Verdes

Background:

Rancho Palos Verdes is the most populated California city to have 90 percent or more of residents living in a Cal Fire-designated Very High Fire Hazard Severity Zone. Over the years, the Palos Verdes Peninsula has seen numerous brush fires that were determined to be caused by electrical utility equipment.

Across the state, some of the most destructive and deadly wildfires were sparked by power equipment. But when it comes to undergrounding overhead utilities, fire safety is not taken into account when considering using ratepayer funds to pay for these projects under California's Electric Tariff Rule 20 program. The program was largely intended to address visual blight when it was implemented in 1967. Under Rule 20A, utilities must allocate ratepayer funds to undergrounding conversion projects chosen by local governments that have a public benefit and meet one or more of the following criteria:

- Eliminate an unusually heavy concentration of overhead lines;
- Involve a street or road with a high volume of public traffic;
- Benefit a civic or public recreation area or area of unusual scenic interest; and,
- Be listed as an arterial street or major collector as defined in the Governor's Office of Planning and Research (OPR) Guidelines.

As we know, brush fires are not restricted to erupting in these limited areas. California's fire season has worsened in severity in recent years, claiming dozens of lives and destroying tens of thousands of structures in 2018 alone.

Excluding fire safety from Rule 20A eligibility criteria puts the task of undergrounding power lines in Very High Fire Hazard Severity Zones squarely on property owners who are proactive, willing and able to foot the bill.

The proposed resolution calls on the California Public Utilities Commission to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the proposed resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

If adopted, utilities will be incentivized to prioritize undergrounding projects that could potentially save millions of dollars and many lives.

League of California Cities Staff Analysis on Resolution No. 1

Staff: Rony Berdugo, Legislative Representative, Derek Dolfie, Legislative Representative, Caroline Cirrincione, Legislative Policy Analyst
Committees: Environmental Quality, Transportation, Communications, and Public Works

Summary:

This Resolution, in response to intensifying fire seasons and hazards associated with exposed energized utility lines, proposes that the League of California Cities (League) call upon the California Public Utilities Commission (CPUC) to amend the Rule 20A program by expanding the criteria for undergrounding overhead utilities to include projects in Very High Fire Hazard Severity Zones (VHFHSZ). This Resolution also proposes that the League call upon the CPUC to increase utilities' funding allocations for Rule 20A projects.

Background

California Wildfires and Utilities

Over the last several years, the increasing severity and frequency of California's wildfires have prompted state and local governments to seek urgent prevention and mitigation actions. Record breaking wildfires in Northern and Southern California in both 2017 and 2018 have caused destruction and loss of life. This severe fire trend has local officials seeking solutions to combat what is now a year-round fire season exacerbated by years of drought, intense weather patterns, untamed vegetation and global warming.

These conditions create a dangerous catalyst for wildfires caused by utilities as extreme wind and weather events make downed power lines more of a risk. In response to recent catastrophic wildfires, Governor Newsom established a Strike Force tasked with developing a "comprehensive roadmap" to address issues related to wildfires, climate change, and utilities. The Strike Force report acknowledges that measures to harden the electrical grid are critical to wildfire risk management. A key utility hardening strategy: undergrounding lines in extreme high-fire areas.

Governor Newsom's Wildfire Strike Force program report concludes, "It's not a question of 'if' wildfire will strike, but 'when.'"

Very High Fire Hazard Severity Zones

This Resolution seeks to expand the undergrounding of overhead utility lines in VHFHSZ. California Government Code Section 51178 requires the Director of the California Department of Forestry and Fire Protection (CalFIRE) to identify areas in the state as VHFHSZ based on the potential fire hazard in those areas. VHFHSZ are determined based on fuel loading, slope, fire weather, and other relevant factors. These zones are in both local responsibility areas and state responsibility areas. Maps of the statewide and county by county VHFHSZ can be found [here](#).¹

¹ <https://osfm.fire.ca.gov/divisions/wildfire-prevention-planning-engineering/wildland-hazards-building-codes/fire-hazard-severity-zones-maps/>

More than 25 million acres of California wildlands are classified under very high or extreme fire threat. Approximately 25 percent of the state's population, 11 million people, live in those high-risk areas. Additionally, over 350,000 Californians live in cities that are nearly encompassed within Cal Fire's maps of VHFHSZ. Similar to the proponents of this Resolution, City of Rancho Palos Verdes, over 75 communities have 90 percent or more of residents living in a VHFHSZ.

CPUC Rule 20 Program

The CPUC's Rule 20 program lays out the guidelines and procedures for converting overhead electric and telecommunication facilities to underground electric facilities. Rule 20 funding and criteria is provided at four levels. Levels A, B, and C, reflect progressively diminishing ratepayer funding for undergrounding projects. Recently added Rule 20D is a relatively new program that is specific to San Diego Gas and Electric (SDG&E), which was created in response to the destructive 2007 wildfires. Each of these levels will be discussed below:

Rule 20A

The first California overhead conversion program, Rule 20A, was created in 1967 under then Governor Ronald Reagan. The program was created to provide a consistent and structured means of undergrounding utility lines throughout the state with costs covered broadly by utility ratepayers.

Each year, Investor Owned Utilities (IOUs) propose their Rule 20A allocation amounts to the CPUC during annual general rate case proceedings. In this process, IOUs propose revised utility customer rates based on expected service costs, new energy procurement and projects for the following year, including Rule 20 allocations. The CPUC then reviews, amends, and approves IOU rates. Currently, the cumulative budgeted amount for Rule 20A for Pacific Gas and Electric (PG&E), Southern California Edison (SCE), and San Diego Gas and Electric (SDG&E) totals around \$95.7 million.

The funding set aside by IOUs for Rule 20A is allocated to local governments through a credit system, with each credit holding a value to be used solely for the costs of an undergrounding project. The credit system was created so that local governments and IOUs can complete undergrounding projects without municipal financing. Through Rule 20A, municipalities that have developed and received city council approval for an undergrounding plan receive annual credits from the IOU in their service area. At the last count by the CPUC, over 500 local governments (cities and counties) participate in the credit system.

While these credits have no inherent monetary value, they can be traded in or banked for the conversion of overhead lines. Municipalities can choose to accumulate their credits until their credit balance is sufficient to cover these conversion projects, or choose to borrow future undergrounding allocations for a period of up to five years. Once the cumulative balance of credits is sufficient to cover the cost of a conversion project, the municipality and the utility can move forward with the undergrounding. All of the planning, design, and construction is performed by the participating utility. Upon the completion of an undergrounding project, the utility is compensated through the local government's Rule 20A credits.

At the outset of the program, the amount of allocated credits were determined by a formula which factored in the number of utility meters within a municipality in comparison to the utilities' service territory. However, in recent years the formula has changed. Credit allocations for IOUs, except for PG&E, are now determined based on the allocation a city or county received in 1990 and is then adjusted for the following factors:

- 50% of the *change from the 1990* total budgeted amount is allocated for the ratio of the number of overhead meters in any city or unincorporated area to the total system overhead meters; and
- 50% of the *change from the 1990* total budgeted amount is allocated for the ratio of the number of meters (which includes older homes that have overhead services, and newer homes with completely underground services) in any city or the unincorporated area to the total system meters.

As noted, PG&E has a different funding formula for their Rule 20A credit allocations as they are not tied to the 1990 base allocation. Prior to 2011, PG&E was allocating approximately five to six percent of its revenue to the Rule 20A program. The CPUC decided in 2011 that PG&E's Rule 20A allocations should be reduced by almost half in an effort to decrease the growing accumulation of credits amongst local governments. Since 2011, PG&E's annual allocations for Rule 20A have been around \$41.3 million annually, which is between two and three percent of their total revenue.

Criteria for Rule 20A Projects

For an undergrounding project to qualify for the Rule 20A program, there are several criteria that need to be met. The project must have a public benefit and:

1. Eliminate an unusually heavy concentration of overhead lines
2. Involve a street or road with a high volume of public traffic
3. Benefit a civic or public recreation area or area of unusual scenic interest,
4. Be listed as an arterial street or major collector as defined in the Governor's Office of Planning and Research (OPR) Guidelines

Notably, fire safety is excluded from the list of criteria that favors aesthetic and other public safety projects.

Rule 20A Credit System Imbalance Threatens Program Effectiveness

Allocations are made by utilities each year for Rule 20A credits. These current budget allocations total \$95.7 million a year. Currently, the cumulative balance of credits throughout the state totals over \$1 billion dollars. The Rule 20A cumulative balances aggregated by region can be found [here](#).²

² Program Review, California Overhead Conversion Program, Rule 20A for Years 2011-2015, "The Billion Dollar Risk," California Public Utilities Commission.
[https://www.cpuc.ca.gov/uploadedfiles/CPUC_Public_Website/Content/About_Us/Organization/Divisions/Policy_and_Planning/PPD_Work_Products_2014_forward\[1\]/PPD_Rule_20-A.pdf](https://www.cpuc.ca.gov/uploadedfiles/CPUC_Public_Website/Content/About_Us/Organization/Divisions/Policy_and_Planning/PPD_Work_Products_2014_forward[1]/PPD_Rule_20-A.pdf)

Note: The existing credit allocation formulas do not consider a municipality's need or plans for overhead conversion projects, resulting in large credit balances in some jurisdictions.

Cities and counties are, however, able to trade or sell unallocated Rule 20A credits if they will not be used to fund local undergrounding projects. There have been several cases where one agency has sold their unused credits, often for less than the full dollar value of the credits themselves to another agency.

Rule 20B

Rule 20B projects are those that do not fit the Rule 20A criteria, but do, however, involve both sides of the street for at least 600 feet. These projects are typically done in conjunction with larger developments and are mostly paid for by the developer or applicant. Additionally, the applicant is responsible for the installation.

Rule 20C

Rule 20C projects are usually small projects that involve property owners. The majority of the cost is usually borne by the applicants. Rule 20C applies when the project does not qualify for either Rule 20A or Rule 20B.

Rule 20D--Wildfire Mitigation Undergrounding Program

Rule 20D was approved by the CPUC in January of 2014 and only applies to SDG&E. The Rule 20D program was established largely in response to the destructive wildfires that occurred in San Diego in 2007 as a wildfire mitigation undergrounding program. According to SDG&E, the objective of the Rule 20D undergrounding is exclusively for fire hardening as opposed to aesthetics. The program is limited in scope and is restricted to communities in SDG&E's Fire Threat Zone (now referred to as the [High Fire Threat District or HFTD](#)). As of this time, the program has yet to yield any projects and no projects are currently planned.

For an undergrounding project to qualify for the Rule 20D program, a minimum of three of the following criteria must be met. The project must be near, within, or impactful to:

- Critical electric infrastructure
- Remaining useful life of electric infrastructure
- Exposure to vegetation or tree contact
- Density and proximity of fuel
- Critical surrounding non-electric assets (including structures and sensitive environmental areas)
- Service to public agencies
- Accessibility for firefighters

Similar to Rule 20A, SDG&E must allocate funding each year through their general rate case proceedings to Rule 20D to be approved by the CPUC. This funding is separate from the allocations SDG&E makes for Rule 20A. However, the process of distributing this funding to localities is different. The amount of funding allocated to each city and county for Rule 20D is based on the ratio of the number of miles of overhead lines in SDG&E Fire Threat Zones in a city or county to the total miles of SDG&E overhead lines in the entire SDG&E fire zone. The

Rule 20D program is administered by the utility consistent with the existing reporting, engineering, accounting, and management practices for Rule 20A.

The Committee may want to consider whether Rule 20D should instead be expanded, adapted, or further utilized to support funding for overhead conversions within VHFHSZ throughout the state.

Fiscal Impact:

The costs to the State associated with this Resolution will be related to the staff and programmatic costs to the CPUC to take the necessary measures to consider and adopt changes to Rule 20A to include projects in VHFHSZ to the list of criteria for eligibility.

This Resolution calls for an unspecified increase in funding for Rule 20A projects, inferring that portions of increased funds will go towards newly eligible high fire hazard zones. While the Resolution does not request a specific amount be allocated, it can be assumed that these increased costs will be supported by utility ratepayers. According to the CPUC, the annual allocations towards Rule 20A are \$95.7 million.

The CPUC currently reports a cumulative credit surplus valued at roughly \$1 billion that in various regions, given the approval of expanded eligibility called for by this Resolution, could be used to supplement and reduce the level of new dollars needed to make a significant impact in VHFHSZ. The CPUC follows that overhead conversion projects range from \$93,000 per mile for rural construction to \$5 million per mile for urban construction.

The Resolution states that "California is experiencing fire seasons of worsening severity" which is supported by not only the tremendous loss of property and life from recent wildfires, but also in the rising costs associated with clean up, recovery, and other economic losses with high estimates in the hundreds of billions of dollars.

The Committee may wish to consider the costs associated with undergrounding utility lines in relation to the costs associated with past wildfires and wildfires to come.

Comments:

CPUC Currently Exploring Revisions to Rule 20

In May 2017, the CPUC issued an Order Instituting Rulemaking to Consider Revisions to Electric Rule 20 and Related Matters. The CPUC will primarily focus on revisions to Rule 20A but may make conforming changes to other parts of Rule 20. The League is a party in these proceedings will provide comments.

Beyond Rule 20A: Additional Options for Funding Undergrounding Projects

There are various ways in which cities can generate funding for undergrounding projects that fall outside of the scope of Rule 20A. At the local level, cities can choose to forgo the Rule 20A process and opt to use their own General Fund money for undergrounding. Other options are also discussed below:

Rule 20D Expansion

The City of Berkeley in a 2018 study titled "Conceptual Study for Undergrounding Utility Wires in Berkeley," found that the city could possibly qualify for Rule 20D funding if they actively pursued this opportunity in partnership with PG&E and the CPUC.

One of the study's recommendations is to advocate for release of 20D funds (now earmarked exclusively for SDG&E) to be used for more aggressive fire hardening techniques for above-ground utility poles and equipment, for undergrounding power lines, and for more aggressive utility pole and vegetation management practices in the Very High Hazard Fire Zone within Berkeley's city limits.

As an alternative to changing the criteria for Rule 20A, the Committee may wish to consider whether there is the opportunity to advocate for the expansion of Rule 20D funding more broadly, expanding its reach to all IOU territories.

Franchise Surcharge Fees

Aside from Rule 20 allocations, cities can generate funding for undergrounding through franchise fee surcharges. For example, SDG&E currently operates under a 50-year City franchise that was granted in 1970. Under the franchises approved by the San Diego City Council in December 1970, SDG&E agreed to pay a franchise fee to the City equivalent to 3% of its gross receipts from the sales of both natural gas and electricity for 30 years.

These fees were renegotiated in 2000 and in 2001 an agreement was between the City of San Diego, SDG&E, and the CPUC to extend the existing franchise fee to include revenues collected from surcharges. SDG&E requested an increase of 3.88% to its existing electric franchise fee surcharge. The bulk, 3.53% of this increase is to be used for underground conversion of overhead electric wires.

Based on SDG&E's revenue projections, the increase would result in an additional surcharge revenue amount of approximately \$36.5 million per year. SDG&E estimates that this would create a monthly increase of approximately \$3.00 to a typical residential customer's electric bill. These surcharge revenues would pay for additional undergrounding projects including those that do not meet the Rule 20A criteria. The City of Santa Barbara has also adopted a similar franchise surcharge fee.

Having this funding source allows the City of San Diego to underground significantly more miles of above ground utility lines than other municipalities. However, the surcharge is currently being challenged in court, as it is argued that the City had SDG&E impose a tax without a ballot measure.

Utility Bankruptcy and Undergrounding Funding

In considering this Resolution, it is important to understand that Rule 20A allocations have been more substantial in the past. As mentioned earlier, prior to 2011, PG&E was allocating approximately 5% to 6% of its revenue to the Rule 20A program. Therefore, it is not unreasonable to encourage an increase in Rule 20A allocations as history shows that utilities had the capacity to do so in the past.

However, in a time where IOUs such as PG&E are facing bankruptcy as the result of utility caused wildfires, there is the possibility that expanding rule 20A funding will generate more costs for the ratepayers.

Questions to Consider:

- 1) Is Rule 20A or Rule 20D the more appropriate program to advocate for such an expansion?
- 2) Are there any wildfire risks outside of VHFHSZ that could be mitigated by undergrounding projects?

Existing League Policy:

Public Safety:

The League supports additional funding for local agencies to recoup the costs associated with fire safety in the community and timely mutual aid reimbursement for disaster response services in other jurisdictions. (pg. 43)

The League supports the fire service mission of saving lives and protecting property through fire prevention, disaster preparedness, hazardous-materials mitigation, specialized rescue, etc., as well as cities' authority and discretion to provide all emergency services to their communities. (pg. 43)

Transportation, Communication, and Public Works:

Existing telecommunications providers and new entrants shall adhere to local city policies on public utility undergrounding. (pg. 54)

The League supports protecting the additional funding for local transportation and other critical unmet infrastructure needs. (pg. 51)

The League supports innovative strategies including public private partnerships at the state and local levels to enhance public works funding. (pg. 52)

Environmental Quality

The League opposes any legislation that interferes with local utility rate setting authority and opposes any legislation that restricts the ability of a city to transfer revenue from a utility (or other enterprise activity) to the city's general fund. (pg. 9)

Cities should continue to have the authority to issue franchises and any program should be at least revenue neutral relative to revenue currently received from franchises. (pg. 9)

The League is concerned about the impacts of escalating energy prices on low income residents and small businesses. The League supports energy pricing structures and other mechanisms to soften the impacts on this segment of our community. (pg. 10)

2019 Strategic Goals

Improve Disaster Preparedness, Recovery and Climate Resiliency.

- Provide resources to cities and expand partnerships to better prepare for and recover from wildfires, seismic events, erosion, mudslides and other disasters.
- Improve community preparedness and resiliency to respond to climate-related, natural and man-made disasters.

Support:

The following letters of concurrence were received:

The City of Hidden Hills
The City of La Cañada Flintridge
The City of Laguna Beach
The City of Lakeport
The City of Malibu
The City of Moorpark
The City of Nevada City
The City of Palos Verdes Estates
The City of Rolling Hills Estates
The City of Rolling Hills
The City of Ventura

2. A RESOLUTION CALLING UPON THE FEDERAL AND STATE GOVERNMENTS TO ADDRESS THE DEVASTATING IMPACTS OF INTERNATIONAL TRANSBOUNDARY POLLUTION FLOWS INTO THE SOUTHERNMOST REGIONS OF CALIFORNIA AND THE PACIFIC OCEAN

Source: San Diego County Division

Concurrence of five or more cities/city officials

Cities: Calexico; Coronado; Imperial Beach; San Diego

Individual City Officials: City of Brawley: Mayor Pro Tem Norma Kastner-Jauregui; Council Members Sam Couchman, Luke Hamby, and George Nava. City of Escondido: Deputy Mayor Consuelo Martinez. City of La Mesa: Council Member Bill Baber. City of Santee: Mayor John Minto, City of Vista: Mayor Judy Ritter and Council Member Amanda Young Rigby

Referred to: Environmental Quality Policy Committee

WHEREAS, international transboundary rivers that carry water across the border from Mexico into Southern California are a major source of sewage, trash, chemicals, heavy metals and toxins; and

WHEREAS, transboundary flows threaten the health of residents in the United States and Mexico, harm important estuarine land and water of international significance, force closure of beaches, damage farmland, adversely impact the South San Diego County and Imperial County economy; compromise border security, and directly affect U.S. military readiness; and

WHEREAS, a significant amount of untreated sewage, sediment, hazardous chemicals and trash have been entering southern California through both the Tijuana River Watershed (75 percent of which is within Mexico) and New River flowing into southern California's coastal waterways and residential and agricultural communities in Imperial County eventually draining into the Salton Sea since the 1930s; and

WHEREAS, in February 2017, an estimated 143 million gallons of raw sewage flowed into the Tijuana River and ran downstream into the Pacific Ocean and similar cross border flows have caused beach closures at Border Field State Park that include 211 days in 2015; 162 days in 2016; 168 days in 2017; 101 days in 2018; and 187 days to date for 2019 as well as closure of a number of other beaches along the Pacific coastline each of those years; and

WHEREAS, approximately 132 million gallons of raw sewage has discharged into the New River flowing into California through communities in Imperial County, with 122 million gallons of it discharged in a 6-day period in early 2017; and

WHEREAS, the presence of pollution on state and federal public lands is creating unsafe conditions for visitors; these lands are taxpayer supported and intended to be managed for recreation, resource conservation and the enjoyment by the public, and

WHEREAS, the current insufficient and degrading infrastructure in the border zone poses a significant risk to the public health and safety of residents and the environment on both

sides of the border, and places the economic stress on cities that are struggling to mitigate the negative impacts of pollution; and

WHEREAS, the 1944 treaty between the United States and Mexico regarding *Utilization of Waters of the Colorado and Tijuana Rivers and of the Rio Grande* allocates flows on trans-border rivers between Mexico and the United States, and provides that the nations, through their respective sections of the International Boundary Water Commission shall give control of sanitation in cross border flows the highest priority; and

WHEREAS, in 1993, the United States and Mexico entered into the *Agreement Between the Government of the United States of America and the Government of the United Mexican States Concerning the Establishment of a North American Development Bank* which created the North American Development Bank (NADB) to certify and fund environmental infrastructure projects in border-area communities; and

WHEREAS, public concerns in response to widespread threats to public health and safety, damage to fish and wildlife resources and degradation to California's environment resulting from transboundary river flow pollution in the southernmost regions of the state requires urgent action by the Federal and State governments. and

WHEREAS, Congress authorized funding under the U.S. Environmental Protection Agency's (EPA) Safe Drinking Water Act and established the State and Tribal Assistance Grants (STAG) program for the U.S.-Mexico Border Water Infrastructure Program (BWIP) in 1996 to provide grants for high-priority water, wastewater, and storm-water infrastructure projects within 100 kilometers of the southern border; and

WHEREAS, the EPA administers the STAG and BWIP programs, and coordinates with the North American Development Bank (NADB) to allocate BWIP grant funds to projects in the border zone; and

WHEREAS, since its inception, the BWIP program has provided funding for projects in California, Arizona, New Mexico and Texas that would not have been constructed without the grant program; and

WHEREAS, the BWIP program was initially funded at \$100 million per year, but, over the last 20 years, has been continuously reduced to its current level of \$10 million; and

WHEREAS, in its FY 2020 Budget Request, the Administration proposed to eliminate the BWIP program; and

WHEREAS, officials from EPA Region 9, covering California, have identified a multitude of BWIP-eligible projects along the southern border totaling over \$300 million; and

WHEREAS, without federal partnership through the BWIP program and state support to address pollution, cities that are impacted by transboundary sewage and toxic waste flows are

left with limited resources to address a critical pollution and public health issue and limited legal remedies to address the problem; and

WHEREAS, the National Association of Counties, (NACo) at their Annual Conference on July 15, 2019 and the U.S. Conference of Mayors at their Annual Conference on in July 1, 2019 both enacted resolutions calling on the federal and state governments to work together to fund and address this environmental crisis; and

WHEREAS, local governments and the public support the State's primary objectives in complying with environmental laws including the Clean Water Act, Porter-Cologne Water Quality Control Act, and Endangered Species Act and are supported by substantial public investments at all levels of government to maintain a healthy and sustainable environment for future residents of California, and

WHEREAS, League of California Cities policy has long supported efforts to ensure water quality and oppose contamination of water resources; and

NOW, THEREFORE, BE IT RESOLVED at the League General Assembly, assembled at the League Annual Conference on October 18, 2019 in Long Beach, that the League calls upon the Federal and State governments to restore and ensure proper funding to the U.S.- Mexico Border Water Infrastructure Program (BWIP) and recommit to working bi-nationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

Background Information on Resolution No. 2

Source: San Diego County Division

Background:

Along California's southern border with Mexico, the New River in Imperial County and the Tijuana River in San Diego County are a major sources of raw sewage, trash, chemicals, heavy metals, and toxins that pollute local communities. Sewage contaminated flows in the Tijuana River have resulted in significant impacts to beach recreation that includes the closure of Border Field State Beach for more than 800 days over the last 5-years. Similarly, contaminated flows in the New River presents comparable hazards, impacts farm land, and contributes to the ongoing crisis in the Salton Sea. These transboundary flows threaten the health of residents in California and Mexico, harms the ecosystem, force closures at beaches, damage farm land, makes people sick, and adversely affects the economy of border communities. The root cause of this cross border pollution is from insufficient or failing water and wastewater infrastructure in the border zone and inadequate federal action to address the problem through existing border programs.

The severity of cross border pollution has continued to increase, due in part to the rapid growth of urban centers since the passage of the North American Free Trade Agreement (NAFTA). While economic growth has contributed to greater employment, the environmental infrastructure of the region has not kept pace, which is why Congress authorized the Border Water Infrastructure Program (BWIP) in 1996. The U.S. Environmental Protection Agency (EPA) administers the BWIP and coordinates with the North American Development Bank (NADB) to provide financing and technical support for projects on both sides of the U.S./Mexico border. Unfortunately, the current BWIP funding at \$10 million per year is only a fraction of the initial program budget that shares funding with the entire 2,000 mile Mexican border with California, Arizona, New Mexico and Texas. EPA officials from Region 9 have identified an immediate need for BWIP projects totaling over \$300 million just for California. Without federal partnerships through the BWIP and state support to address cross border pollution, cities that are impacted by transboundary sewage and toxic waste flows are left with limited resources to address a critical pollution and public health issue.

The International Boundary and Water Commission (IBWC) is another important federal stakeholder that, under the Treaty of 1944 with Mexico, must address border sanitation problems. While IBWC currently captures and treats some of the pollution generated in Mexico, it also redirects cross border flows without treatment directly into California.

Improving environmental and public health conditions for communities along the border is essential for maintaining strong border economy with Mexico. The IBWC, EPA, and NADB are the important federal partners with existing bi-national programs that are able to immediately implement solutions on cross border pollution. California is in a unique position to take the lead and work with local and federal partners to implement real solutions that will address the long standing and escalating water quality crisis along the border.

For those reasons, the cities of Imperial Beach and Coronado requested the San Diego County Division to propose a resolution at the 2019 League Annual Conference calling upon the federal

and state governments to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California, San Diego and Imperial Counties and the Pacific Ocean.

On August 12, 2019 at the regularly scheduled meeting of the San Diego County Division, the membership unanimously endorsed submittal of the resolution, with close to 75% membership present and voting.

The Imperial County Division does not have a schedule meeting until after the deadline to submit proposed resolutions. However, the City of Calexico, which is most directly impacted by initial pollution flow of the New River from Mexicali, sent a letter in concurrence of this resolution as well as numerous city official from cities within Imperial County and the Imperial County Board of Supervisors. The League Imperial County Division will place a vote to support this resolution on the agenda of their September 26, 2019 meeting.

League of California Cities Staff Analysis on Resolution No. 2

Staff: Derek Dolfie, Legislative Representative
Carly Shelby, Legislative and Policy Development Assistant
Committees: Environmental Quality

Summary:

This Resolution states that the League of California Cities should call upon the State and Federal governments to restore and ensure proper funding for the U.S. – Mexico Border Water Infrastructure Program (BWIP) and work bi-nationally to address water quality issues resulting from transboundary flows from Mexico's Tijuana River into the United States containing untreated sewage, polluted sediment, and trash.

Background:

The League of California Cities' San Diego County Division is sponsoring this resolution to address their concerns over the contaminated flows from the Tijuana River into California that have resulted in the degradation of water quality and water recreational areas in Southern California.

The Tijuana River flows north through highly urbanized areas in Mexico before it enters the Tijuana River Estuary and eventually the Pacific Ocean via waterways in San Diego County in California. Urban growth in Tijuana has contributed to a rise in rates of upstream flows from water treatment facilities in Mexico. These treatment facilities have raised the amount of untreated sewage and waste in the Tijuana River due to faulty infrastructure and improper maintenance. The federal government refers to the river as an "impaired water body" because of the presence of pollutants in excess, which pose significant health risks to residents and visitors in communities on both sides of the border.

Federal Efforts to Address Pollution Crisis

To remedy the Tijuana River's low water quality, the United States and Mexico entered into a Treaty in 1944 entitled: *Utilization of Waters of the Colorado River and Tijuana Rivers and of the Rio Grande – the International Boundary and Water Commission* (IBWC). The IBWC was designed to consist of a United States section and a Mexico section. Both sections were tasked with negotiating and implementing resolutions to address water pollution in the area, which includes overseeing the development of water treatment and diversion infrastructure.

After the formation of the IBWC, the U.S. and Mexico entered into a treaty in 1993 entitled: *Agreement Concerning the Establishment of a Border Environment Cooperation Commission and a North American Development Bank*. This agreement established the North American Development Bank (NADB), which certifies and funds infrastructure projects located within 100 kilometers (62 miles) of the border line. The NADB supports federal programs like the Border Water Infrastructure Program (BWIP), which was initially funded at \$100 million, annually.

The degradation of existing water treatment infrastructure along the border coincides with the federal government's defunding of the BWIP, which has steadily decreased from \$100 million in 1996 to \$10 million today. The Federal FY 2020 Budget proposes eliminating BWIP funding

altogether. EPA's regions 6 and 9 (includes U.S. states that border Mexico) have identified a number of eligible projects that address public health and environmental conditions along the border totaling \$340 million.

The NADB has funded the development of water infrastructure in both the U.S. and Mexico. Water diversion and treatment infrastructure along the U.S. – Mexico border includes, but is not limited to, the following facilities:

- *The South Bay International Wastewater Treatment Plant (SBIWTP)*. This facility was constructed by the U.S. in 1990 and is located on the California side of the border and is operated under the jurisdiction of the IBWC. The SBIWTP serves as a diversion and treatment sewage plant to address the flow of untreated sewage from Mexico into the United States.
- *Pump Station CILA*. CILA was constructed by Mexico in 1991 and is located along the border in Mexico. This facility serves as the SBIWTP's Mexican counterpart.

Both the SBIWTP and CILA facilities have had a multitude of overflows containing untreated sewage and toxic waste that spills into the Tijuana River. The cause of overflows can be attributed to flows exceeding the maximum capacity that the infrastructure can accommodate (this is exacerbated during wet and rainy seasons) and failure to properly operate and maintain the facilities. Much of the existing infrastructure has not had updates or repairs for decades, causing overflows to become more frequent and severe. The most notable overflow occurred in February 2017, wherein 143 million gallons of polluting waste discharged into the Tijuana River, affecting the Tijuana Estuary, the Pacific Ocean, and Southern California's waterways.

State Actions

In response to the February 2017 overflow, the San Diego Water Board's Executive Officer sent a letter to the U.S. and Mexican IBWC Commissioners which included recommendations on how to improve existing infrastructure and communications methods between both nations.

In September of 2018, California Attorney General Xavier Becerra submitted a lawsuit against IBWC for Violating the Clean Water Act by allowing flows containing sewage and toxic waste to flow into California's waterways, posing a public health and ecological crisis. The cities of Imperial Beach, San Diego, Chula Vista, the Port of San Diego, and the San Diego Regional Water Quality Board have also filed suit against the IBWC. The suit is awaiting its first settlement conference on October 19, 2019. If parties are unable to reach a settlement, the case will go to trial.

Fiscal Impact:

California's economy is currently the sixth largest in the world, with tourism spending topping \$140.6 billion in 2018. In the past five years, San Diego's Border Field State Park has been closed for over 800 days because of pollution from the Tijuana River. A decline in the State's beach quality and reputation could carry macroeconomic effects that could ripple outside of the San Diego County region and affect coastal communities throughout California.

Existing League Policy

The League of California Cities has extensive language on water in its Summary of Existing Policy and Guiding Principles. Fundamentally, the League recognizes that beneficial water quality is essential to the health and welfare of California and all of its citizens. Additionally, the League advocates for local, state and federal governments to work cooperatively to ensure that water quality is maintained.

The following policy relates to the issue of water quality:

- Surface and groundwater should be protected from contamination.
- Requirements for wastewater discharge into surface water and groundwater to safeguard public health and protect beneficial uses should be supported.
- When addressing contamination in a water body, water boards should place priority emphasis on clean-up strategies targeting sources of pollution, rather than in stream or end-of-pipe treatment.
- Water development projects must be economically, environmentally and scientifically sound.
- The viability of rivers and streams for instream uses such as fishery habitat, recreation and aesthetics must be protected.
- Protection, maintenance, and restoration of fish and wildlife habitat and resources.

[Click here to view the Summary of Existing Policy and Guiding Principles 2018.](#)

Comments:

1. Water quality issues are prevalent across California and have been a constant priority of the State's legislature and residents. In 2014, California's voters approved Proposition 1, which authorized \$7.5 billion in general obligation bonds to fund water quality improvement projects. In 2019, the Legislature reached an agreement to allocate \$130 million from the State's Greenhouse Gas Reduction Fund (GGRF) to address failing water infrastructure and bad water qualities for over one million of California's residents in rural communities. Water quality is not an issue unique to the County of San Diego and communities along the border.
2. Tijuana River cross-border pollution has caught national attention. Members of Congress have proposed recent funding solutions to address the pollution crisis, including:
 - In February of 2019, California Congressional Representatives Vargas, Peters, and Davis helped secure \$15 million for the EPA to use as part of its BWIP.
 - *H.R. 3895 (Vargas, Peters, 2019). The North American Development Bank Pollution Solution Act*. This bill seeks to support pollution mitigation efforts along the border by increasing the NADB's capital by \$1.5 billion.
 - *H.R. 4039 (Levin, 2019). The Border Water Infrastructure Improvement Act*. This bill proposes increasing funding to the BWIP from the existing \$10 million to \$150 million as a continuous appropriation until 2025.Additionally, the National Association of Counties (NACo) and the U.S. Conference of Mayors enacted resolutions in support of increased funding for U.S. – Mexico border water infrastructure to address the environmental crisis in 2019.

3. The border pollution problem: has sparked action from local, state, and federal actors. Should this resolution be adopted, League membership should be aware that future action will be adapted by what is explicitly stated in the resolution's language. In current form, the resolution's resolve clause cites the BWIP as the only program that should receive reinstated and proper funding. League staff recommends the language be modified to state:

“NOW, THEREFORE, BE IT RESOLVED at the League General Assembly, assembled at the League Annual Conference on October 18, 2019 in Long Beach, that the League calls upon the Federal and State governments to restore and ensure proper funding for environmental infrastructure on the U.S. – Mexico Border, including to the U.S.–Mexico Border Water Infrastructure Program (BWIP), and recommit to working bi-nationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.”

Modifying the language would ensure enough flexibility for the League to support funding mechanisms outside of the prescribed federally-operated BWIP.

4. It remains unclear if there is an appetite in Washington to fund border-related infrastructure projects that address environmental quality. Given the high probability of another overflow containing waste and sewage from the existing infrastructure operated by the IBWC, League membership should consider the outcome if no resolution is reached to address the issue.

Support:

The following letters of concurrence were received:

Cities:

The City of Calexico
The City of Coronado
The City of Imperial Beach
The City of San Diego

In their individual capacity:

Amanda Young Rigby, City of Vista Council Member
Bill Baber, City of La Mesa Council Member
Consuelo Martinez, City of Escondido Deputy Mayor
George A. Nava, City of Brawley Council Member
John Minto, City of Santee Mayor
Judy Ritter, City of Vista Mayor
Luke Hamby, City of Brawley Council Member
Norma Kastner-Jauregui, City of Brawley Mayor Pro-Tempore
Sam Couchman, City of Brawley Council Member



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 8, 2019
AGENDA #: 6
STAFF: City Services Director Mike Camarena

AGENDA ITEM

<i>TITLE</i>	Acceptance of Irrevocable Offer and Dedication of Real Property
<i>ACTION</i>	Minute Order Approval
<i>PURPOSE</i>	Statutory/Contractual Requirement Council Vision/Priority Discretionary Action Plan Implementation
<i>COUNCIL OBJECTIVE(S)</i>	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts. Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Staff recommends Acceptance of Irrevocable Offer and Dedication of Real Property

BACKGROUND | ANALYSIS

Brian E. Watson, of 1030 North Parkside Avenue, Lindsay, requests Final Map approval for Tentative Parcel Map (TPM) No. 19-04, which divided one parcel of 1.26 acres into two parcels. Parcel 1 is 0.91 acres (39,425 Square feet gross area) and Parcel 2 is 0.35 acres (15,450 square feet gross area). Parcel 1 will continue to front along North Parkside Avenue, 1030 North Parkside Avenue and Parcel 2 is expected to be assigned a North Bond Way address. Both parcels have provided required offers of dedications or dedications.

Accepting this Irrevocable Offer and Right of Way Dedication of real property is the final step prior to approving the final parcel map related to TPM 19-04.

Staff has completed all required investigations and has verified that the Final Parcel Map is in compliance with the conditions of approval listed in resolution 19-16, dated April 9, 2019, subject to approval of resolution 19-53. Staff requests minute order approval of the Final Parcel Map for TPM 19-04.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 8, 2019
AGENDA #: 6
STAFF: City Services Director Mike Camarena

ALTERNATIVES

- Accept request
- Deny request

BENEFIT TO OR IMPACT ON CITY RESOURCES

Benefits include the creation of a new lot and potential development of a single-family home.

Impacts include additional staff time and resources needed to install, and maintain water, sewer, and refuse services. As this site is already surrounded by urban developments, these impacts are considered negligible.

ENVIRONMENTAL REVIEW

Per Article 19, Section 15315, Minor Land Divisions are categorically exempt from CEQA.

POLICY ISSUES

None

PUBLIC OUTREACH

Posted in the Agenda

ATTACHMENTS

- Final Parcel Map for TPM 19-04
- Resolution 19-53



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 19-53

TITLE **AUTHORIZING THE ACCEPTANCE OF IRREVOCABLE OFFER OF DEDICATION AND OF REAL PROPERTY DEDICATION FOR RIGHT OF WAY PURPOSES**

MEETING At a regularly scheduled meeting of the City Council of the City of Lindsay, held October 8, 2019, at the hour of 6:00 p.m. in the Council Chambers of City Hall, Lindsay, California 93247.

WHEREAS, Brian E. and Mary K. Watson have offered for dedication the south 8 feet of the east 79.5 feet and the east 8 feet of Parcel 4 of Lot Line Adjustment 06-36 in the City of Lindsay for Right of Way purposes; and the south 8 feet of the west 180.29 feet and the west 22 feet of Parcel 4 of Lot Line Adjustment 06-36 as Irrevocable Offer of Dedication for Right of Way purposes per Section 1 of City of Lindsay Resolution 19-16.

WHEREAS, Planning Staff has prepared necessary investigations and prepared a staff memorandum of information bearing upon the dedication of real property.

WHEREAS, said dedication and irrevocable offer of dedication of real property from the Mr. Watson to the City of Lindsay is in compliance with local and state requirements.

WHEREAS, said dedication is categorically exempt from the California Environmental Quality Act as the minor alteration in land use limitations.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Said dedication is exempt from further environmental review pursuant to CEQA Section §15305.

SECTION 2. The City Council of the City of Lindsay hereby authorizes the acceptance of real property.

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	



RESOLUTION OF THE CITY OF LINDSAY

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

City Clerk

Mayor

OWNER'S STATEMENT

WE STATE THAT WE ARE THE LEGAL OWNERS OF, OR HAVE SOME RIGHT, TITLE OR INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE BOUNDARIES OF THE SUBDIVISION SHOWN ON THIS PARCEL MAP, AND THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID REAL PROPERTY, AND WE CONSENT TO THE MAKING AND FILING OF SAID PARCEL MAP AND SUBDIVISION AS SHOWN WITHIN THE BOLD BORDER LINES HEREON, AND HEREBY DEDICATE TO THE PUBLIC USE THE RIGHT OF WAY, ALL AS SHOWN ON THIS MAP WITHIN SAID SUBDIVISION.

BRIAN E. WATSON MARY K. WATSON

OLD REPUBLIC TITLE COMPANY, A CALIFORNIA CORPORATION AS TRUSTEE UNDER DEED OF TRUST RECORDED DECEMBER 05, 2018, AS INSTRUMENT NO. 18-68643 OF OFFICIAL RECORDS.

BY: _____

NOTARY STATEMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA/COUNTY OF TULARE

ON _____, BEFORE ME, _____ A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

_____ PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND.

SIGNATURE _____ PRINT NAME _____

MY COMMISSION EXPIRES _____

MY COMMISSION NO _____

PRINCIPAL PLACE OF BUSINESS _____ COUNTY _____

NOTARY STATEMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA/COUNTY OF TULARE

ON _____, BEFORE ME, _____ A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

_____ PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND.

SIGNATURE _____ PRINT NAME _____

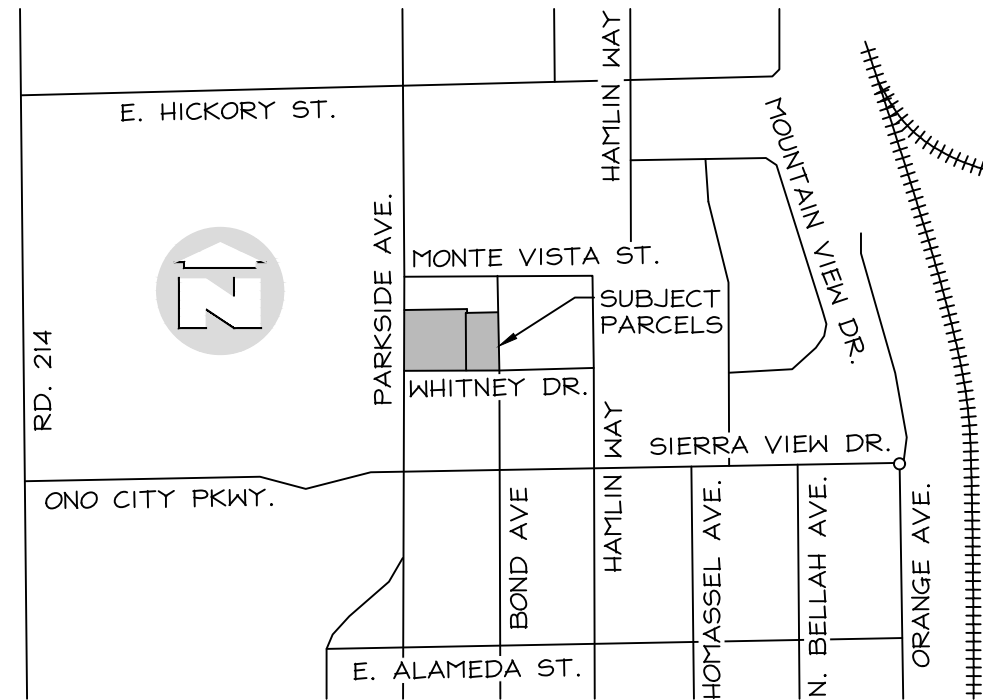
MY COMMISSION EXPIRES _____

MY COMMISSION NO _____

PRINCIPAL PLACE OF BUSINESS _____ COUNTY _____

FLOOD HAZARD ZONE

AS DELINEATED ON THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FLOOD INSURANCE RATE MAPS, EFFECTIVE DATE JUNE 16, 2009 FOR THE CITY OF LINDSAY, TULARE COUNTY, CALIFORNIA (COMMUNITY NO. 060406), PANEL NO. 06107C1305E, THE PROPERTY SHOWN ON THIS MAP LIES WITHIN FLOOD HAZARD AREAS DESIGNATED AS ZONE X (SHADED), WHICH ARE AREAS OF 0.2% ANNUAL CHANCE FLOODING; AREAS OF 1% CHANCE ANNUAL FLOODING WHERE AVERAGE DEPTHS ARE LESS THAN 1 FOOT, AREAS OF 1% ANNUAL CHANCE FLOODING WHERE THE CONTRIBUTING DRAINAGE AREA IS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED FROM THE 1% ANNUAL CHANCE FLOOD BY LEVEES.



VICINITY MAP

NOT TO SCALE

CITY CLERK'S STATEMENT

THIS IS TO STATE THAT AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LINDSAY HELD ON THIS ___ DAY OF _____, 20____, AN ORDER WAS DULY AND REGULARLY MADE AND ENTERED APPROVING THIS PARCEL MAP AND SUBDIVISION, AND ACCEPTING, SUBJECT TO IMPROVEMENTS, ON BEHALF OF THE PUBLIC, THE AVENUES, STREETS, DRIVES, EASEMENTS AND RESERVE STRIPS, ALL AS SHOWN AND INDICATED WITHIN THE BOUNDARIES OF THE SUBDIVISION SHOWN ON THIS MAP.

WITNESS MY HAND AND OFFICIAL SEAL OF THE CITY OF LINDSAY THIS ___ DAY OF _____, 2019.

JACK URQUHART, CITY CLERK

RECORDER'S STATEMENT

DOCUMENT NO.: _____ FEE PAID: _____

FILED THIS ___ DAY OF _____, 20____, AT ___ M., IN BOOK ___ OF PARCEL MAPS, AT PAGE _____, AT THE REQUEST OF BRIAN WATSON.

ROLAND P. HILL TULARE COUNTY ASSESSOR/CLERK-RECORDER

BY _____ DEPUTY

DEFERRED IMPROVEMENTS

THE FOLLOWING CONDITION IS DEFERRED UNTIL THE TIME OF DEVELOPMENT OF PARCEL 1 AS NOTED: 1. CONSTRUCT CITY STANDARD CURB, GUTTER AND SIDEWALK WITH PARKWAY ALONG PARCEL 1 ALONG PARKSIDE AVENUE, CURB RETURN RAMP, AND SIDEWALK ADJACENT TO CURB ALONG WHITNEY DRIVE. SAID DEFERMENT SHALL BE TO THE TIME OF BUILDING PERMIT FOR ANY OF THE FOLLOWING IMPROVEMENTS:

- RENOVATION OF 50% OR MORE OF THE EXISTING RESIDENCE;
• EXPANSION OF THE EXISTING RESIDENCE; OR
• A SECOND DWELLING UNIT.

THE FOLLOWING CONDITIONS ARE DEFERRED UNTIL THE TIME OF DEVELOPMENT OF PARCEL 2: 2. CONSTRUCT SIDEWALK ADJACENT TO CURB AND CURB RETURN RAMP ON PARCEL 2 ALONG WHITNEY DRIVE AND BOND WAY AT TIME OF DEVELOPMENT
3. CONSTRUCT DRIVE APPROACH FOR PARCEL 2 AT TIME OF DEVELOPMENT.
4. INSTALL METERED WATER SERVICE TO CONNECT PARCEL 2 TO CITY WATER SYSTEM AT TIME OF DEVELOPMENT IN ACCORDANCE WITH CITY STANDARDS.
5. INSTALL SEWER LATERAL TO CONNECT TO PARCEL 2 TO CITY SEWER SYSTEM AT TIME OF DEVELOPMENT IN ACCORDANCE WITH CITY STANDARDS.

PARCEL MAP NO.

BEING A DIVISION OF PARCEL 4 OF LOT LINE ADJUSTMENT 06-36 RECORDED FEBRUARY 1, 2007 AS DOCUMENT NO. 2007-0011430, T.C.R., ALSO BEING A PORTION OF BLOCK 2 OF GRIMSLEY SUBURBAN HOME TRACT NO. 1, RECORDED IN BOOK 18, PAGE 61 OF MAPS, TULARE COUNTY RECORDS, IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 27 EAST, MOUNT DIABLO BASE AND MERIDIAN, IN THE CITY OF LINDSAY, COUNTY OF TULARE, STATE OF CALIFORNIA.

JUNE 2019

PREPARED FOR: BRIAN WATSON 1030 PARKSIDE AVENUE, LINDSAY, CA 93247; (559) 358-0233

PREPARED BY: NEIL ZERLANG - LAND SURVEYOR, INC. 2908-B WEST MAIN STREET • VISALIA, CA 93291 • (559) 739-1616

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME, OR UNDER MY DIRECTION, AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF BRIAN WATSON IN SEPTEMBER 2018 AND SAID FIELD SURVEY IS TRUE AND COMPLETE AS SHOWN. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY. ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED AND ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.



DATE NEIL ZERLANG - LAND SURVEYOR LS 5358

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS MAP, AND THAT THE SUBDIVISION AS SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE APPROVED TENTATIVE MAP, AND ANY APPROVED ALTERATIONS THEREOF, AND THAT ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT AND ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP, HAVE BEEN COMPLIED WITH. I FURTHER STATE THAT ALL REQUIRED OFFSITE AND ONSITE IMPROVEMENTS HAVE EITHER ALREADY BEEN INSTALLED, HAVE BEEN DEFERRED UNTIL FURTHER DEVELOPMENT, OR ADEQUATE BONDS OR OTHER SUITABLE SURETIES HAVE BEEN PROVIDED.



JEFFERY S. COWART, R.C.E. 41964 DATE CITY ENGINEER, CITY OF LINDSAY

BOARD OF SUPERVISOR'S STATEMENT

I, JASON T. BRITT, TULARE COUNTY ADMINISTRATIVE OFFICER/CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE, STATE OF CALIFORNIA, DO HEREBY STATE THAT SAID BOARD OF SUPERVISORS HAS APPROVED THE PROVISIONS MADE FOR THE PAYMENT OF TAXES AS PROVIDED IN DIVISION 2, OF TITLE 7 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

DATED THIS ___ DAY OF _____, 20____

JASON T. BRITT COUNTY ADMINISTRATIVE OFFICER/CLERK OF THE BOARD OF SUPERVISORS

BY _____ DEPUTY CLERK

CITY SURVEYOR'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS MAP AND TO THE BEST OF MY KNOWLEDGE AND BELIEF I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

KRISTIE M. ACHEE, P.L.S. 8189 DATE CITY SURVEYOR, CITY OF LINDSAY



DIRECTOR OF CITY SERVICES & PLANNING'S STATEMENT

I HEREBY STATE THAT THIS PARCEL MAP CONFORMS TO THE TENTATIVE PARCEL MAP NO. 19-04 APPROVED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AT THE REGULAR MEETING HELD ON APRIL 9, 2019.

MICHAEL CAMARENA DATE

PARCEL MAP NO.

BEING A DIVISION OF PARCEL 4 OF LOT LINE ADJUSTMENT 06-36 RECORDED FEBRUARY 1, 2007 AS DOCUMENT NO. 2007-0011430, T.C.R., ALSO BEING A PORTION OF BLOCK 2 OF GRIMSLEY SUBURBAN HOME TRACT NO. 1, RECORDED IN BOOK 18, PAGE 61 OF MAPS, TULARE COUNTY RECORDS, IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 27 EAST, MOUNT DIABLO BASE AND MERIDIAN, IN THE CITY OF LINDSAY, COUNTY OF TULARE, STATE OF CALIFORNIA.

JUNE 2019

PREPARED FOR: BRIAN WATSON
1030 PARKSIDE AVENUE, LINDSAY, CA 93247; (559) 358-0233

PREPARED BY: NEIL ZERLANG - LAND SURVEYOR, INC.
2908-B WEST MAIN STREET • VISALIA, CA 93291 • (559) 739-1616

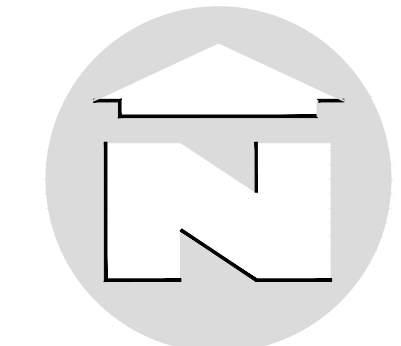
BASIS OF BEARINGS

THE CENTERLINE OF HICKORY STREET, ACCORDING TO PARCEL MAP 4786, RECORDED IN BOOK 48, PAGE 91 OF PARCEL MAPS, TULARE COUNTY RECORDS, TAKEN TO BE NORTH 89°59'13" EAST.

SURVEYOR'S NOTES

- △ FOUND AND ACCEPTED MONUMENT AS NOTED
- SET 1/2" IRON PIPE TAGGED LS 5358
- BOLD BORDER LINE INDICATES PARCEL MAP BOUNDARY
- () RECORD DATA PER PARCEL MAP 4786, RECORDED IN BOOK 48, PAGE 91 OF PARCEL MAPS, TULARE COUNTY RECORDS
- (()) RECORD DATA PER PARCEL MAP 1458, RECORDED IN BOOK 15, PAGE 59 OF PARCEL MAPS, TULARE COUNTY RECORDS
- { } RECORD DATA PER GRIMSLEY SUBURBAN HOME TRACT NO. 1, RECORDED IN BOOK 18, PAGE 61 OF MAPS, TULARE COUNTY RECORDS
- [] RECORD DATA PER SIERRA GARDENS SUBDIVISION, RECORDED IN BOOK 24, PAGE 28 OF MAPS, TULARE COUNTY RECORDS
- < > RECORD DATA PER PARKSIDE ESTATES PHASE ONE, RECORDED IN BOOK 39 OF MAPS, PAGE 21, TULARE COUNTY RECORDS
- * CALCULATED FROM RECORD DATA

ALL DISTANCES AND DIMENSIONS IN FEET AND DECIMALS THEREOF



SCALE: 1" = 30'

