



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

City Hall, 251 E. Honolulu St., Lindsay, CA 93247

Tuesday, November 10, 2020 at 6:00 PM

Notice is hereby given that the Lindsay City Council will hold its Regular Council Meeting on November 10, 2020 via webinar only. The webinar address for members of the public is

https://www.bigmarker.com/griswold_lasalle/November-10-2020-Lindsay-Council-Meeting.

Persons with disabilities who may need assistance should contact the Deputy City Clerk at least 24 hours prior to the meeting at (559) 562-7102 ext. 8020.

CALL TO ORDER

ROLL CALL

PLEDGE

Led by Mayor Pro Tem Cortes

1. PUBLIC COMMENT

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Please note that speakers that wish to comment on a Regular Item or Public Hearing on tonight's agenda will have an opportunity to speak when public comment for that item is requested by the Mayor.

Comments shall be limited to three (3) minutes per person, with thirty (30) minutes for the total comment period, unless otherwise indicated by the Mayor.

The public may also choose to submit a comment before the meeting via email at lindsaycityclerk@lindsay.ca.us. Public comments received via email will be distributed to the Council prior to the start of the meeting and incorporated into the official record; however, they will not be read aloud.

2. COUNCIL REPORT

3. CITY MANAGER REPORT

4. RECOGNITION ITEMS

4.1 November 2020 Work Anniversary:

Sgt. John Moreno - 11 Years with the City of Lindsay on November 15, 2020

4.2 New Employee Welcome:

Juan Gomez (Maintenance) - First Day with the City of Lindsay on November 2, 2020

5. PRESENTATIONS

5.1 Tulare County Workforce Investment Board (WIB) Business Grants

Presented by Adam Peck, Executive Director at Tulare County WIB

5.2 First Quarter Financial Update

Presented by Juana Espinoza, Finance and Accounting Manager

5.3 Lindsay Department of Public Safety Wellness App Update

Presented by Lt. Nicholas Nave, Department of Public Safety

5.4 2020 Crime Statistics Update

Presented by Lt. Ryan Heinks, Department of Public Safety

5.5 2020 Santa Night Update

Presented by Officer Adriana Nave, Department of Public Safety

6. CONSENT CALENDAR

Routine items approved in one motion unless item is pulled for discussion.

6.1 Minutes from October 27, 2020 City Council Regular Meeting (pp. 1-5)

6.2 Treasurer's Report for October 2020 (p. 6)

6.3 Warrant List for October 19, 2020 through November 1, 2020 (pp. 7-13)

6.4 Renewal of **Resolution No. 20-12**, Declaring a Local Emergency and Request for Assistance Under the California Disaster Assistance Act (pp. 14-17)

6.5 Minute Order Approval of City of Lindsay Investment Policy (pp. 18-25)

6.6 Approval and Adoption of **Resolution No. 20-47**, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds (pp. 26-30)

7. PUBLIC HEARINGS

7.1 First Reading of **Ordinance No. 585**, Amending Chapter 13.04 of Title 13 of the Lindsay Municipal Code, Amending Water Billing (pp. 31-43)

Presented by Juana Espinoza, Finance and Accounting Manager

7.2 Second Reading of **Ordinance No. 584**, Amending Chapter 2.43 of Title 2 of the Lindsay Municipal Code, Amending Conflict of Interest Provisions (pp. 44-55)

Presented by Mayra Espinoza-Martinez, Assistant to the City Manager

7.3 Continued: Approval and Adoption of **Resolution No. 20-44**, A Resolution of the City Council of the City of Lindsay Approving Conditional Use Permit No. 20-06 (pp. 56-87)

Presented by Michael Camarena, Director of City Services and Planning

8. REQUEST FOR FUTURE ITEMS

9. ADJOURNMENT

Lindsay City Council meetings are held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 P.M. on the second and fourth Tuesday of every month unless otherwise noticed.

VIEW THE COMPLETE AGENDA PACKET AT WWW.LINDSAY.CA.US

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Tuesday, October 27, 2020 at 6:00 PM

Notice is hereby given that the Lindsay City Council will hold its Regular Council Meeting on October 27, 2020 via webinar only. The webinar address for members of the public is https://www.bigmarker.com/griswold_lasalle/October-27-2020-Lindsay-Council-Meeting. Persons with disabilities who may need assistance should contact the Deputy City Clerk at least 24 hours prior to the meeting at (559) 562-7102 ext. 8020.

CALL TO ORDER

- A Regular Meeting of the Lindsay City Council was called to order on Tuesday, October 27, 2020 at 6:05 PM in the Council Chambers located at City Hall, 251 E. Honolulu St., Lindsay, CA by Mayor Pamela Kimball.

ROLL CALL

- Councilmembers Yolanda Flores, Rosaena Sanchez, Brian Watson, and Mayor Pamela Kimball were present.
- Mayor Pro Tem Laura Cortes was absent with notice.

PLEDGE

- Led by Councilmember Flores.

1. PUBLIC COMMENT

- None

2. COUNCIL REPORT

- Councilmember Watson provided an update regarding a meeting of the East Kaweah Groundwater Sustainability Agency. Councilmember Watson reported some public comment provided regarding issues facing both large and small property owners. As far as the City of Lindsay is concerned, the Agency has agreed to assess the 117,000 acres of farm and range land in Lindsay's GSA at different levels for administrative costs and other costs going forward. Councilmember Watson expressed concern regarding Proposition 218's bureaucratic cost and expressed relief for the City of Lindsay's exemption status.
- Mayor Kimball was unable to attend the most recent TCAG meeting due to a personal family matter. The Lindsay Museum is still having its fundraiser. The courtyard will be open Friday 5-7 PM. Donations of any amount will be rewarded with a Halloween treat. The museum will also be participating at the Wellness Center's Trunk or Treat event.

3. CITY MANAGER REPORT

- Tuesday, November 3rd is Election Day. Lindsay has a polling location at Lindsay Memorial. On Election Day, polls are open from 7 AM to 8 PM, as well as early voting from 8 AM – 5 PM Saturday through Monday.
- The state's COVID framework covers 3 categories that counties must satisfy to move to a lower tier. Tulare County has met state metrics in 2 of those categories. Overall, 88 new cases were reported today.

- Kern Canal Operations are expected to begin the dewatering process in late October to November. During this time the City’s primary water supply will be well water. Water will remain safe to drink.
- There are 14 consultants that have requested proposal documentation for the Olive Bowl park project due today.
- City Hall will be closed November 11th, and the Wellness Center’s Trunk or Treat event is still slated for October 31st. Membership is down 29% at the Wellness Center. Efforts to drive membership continue, including a partnership with LUSD.
- City received the last remaining payment from CARES Act funding for a total of \$167,000.
- Kingsley Okereke is the new Interim Finance Director. He retired from the City of Garden Grove in 2018 where he served as the Assistant City Manager and Finance Director. He will be working part-time, 3 days a week.

4. **CONSENT CALENDAR**

Routine items approved in one motion unless item is pulled for discussion.

- 4.1 Minutes from October 13, 2020 City Council Regular Meeting (pp. 1-5)
- 4.2 Warrant List for September 28, 2020 through October 18, 2020 (pp. 6-8)
- 4.3 Treasurer's Report for September 2020 (p. 9)
- 4.4 Minute Order Approval of Temporary Use Permit 20-10 Orange Bar Alley Closure for Outdoor Patio Service Area (pp. 10-17)
- 4.5 Minute Order Approval of Olive Bowl-Kaku Park Renovation-Expansion Project, Required Deed Restriction (pp. 18-31)

Motion to Approve Consent Calendar							
1st	2nd	Result	Kimball	Cortes	Flores	Watson	Sanchez
Sanchez	Flores	4-0 Approved	Aye	Absent	Aye	Aye	Aye

5. **PUBLIC HEARINGS**

- 5.1 Approval and Adoption of **Resolution No. 20-44**, A Resolution of the City Council of the City of Lindsay Approving Conditional Use Permit No. 20-06 (pp. 32-42)

Presented by Kira Noguera, City Planner

- Mayor Kimball asked for more in-depth input regarding the noise study as well as the basis for the proposed height.
- City Planner Noguera responded that height was determined based on the desired coverage as well as the added height of the faux crown.
- Councilmember Flores expressed concern regarding the proximity of the tower to households and the potential emission of radio waves. Kevin Gallagher of Complete Wireless Consulting proposed the commission of a study confirming safety regulation compliance.
- Mayor Kimball opened the public hearing at 6:51 PM.
- Councilmember Flores expressed concern regarding proper noticing to surrounding residents and requested the item be continued to the next city council meeting on November 10, 2020.

- Councilmember Watson highlighted the importance of a reliable connection given ongoing remote learning and inquired as to the possibility of project materials being purchased in the Lindsay area.
- Kevin Gallagher explained that such large construction projects usually undergo a bidding process.

Motion to Continue Item 5.1 to November 10th City Council Meeting							
1st	2nd	Result	Kimball	Cortes	Flores	Watson	Sanchez
Kimball	Flores	4-0 Approved	Aye	Absent	Aye	Aye	Aye

6. STUDY SESSION

6.1 2020-2021 FY Street Capital Improvement Program (pp. 43-45)

Presented by Neyba Amezcua, Assistant Director of City Services

- Mayor Kimball requested clarification regarding a potential Linda Vista street project and the high cost associated with a sidewalk. Councilmembers Watson, Flores, and Sanchez agreed with Mayor Kimball that the Linda Vista neighborhood should be polled as to the construction of a sidewalk.

Minute Order Approval of Street Capital Improvement Program Recommendations with Linda Vista Modification							
1st	2nd	Result	Kimball	Cortes	Flores	Watson	Sanchez
Flores	Sanchez	4-0 Approved	Aye	Absent	Aye	Aye	Aye

6.2 Per Capita Parks Program Grant (pp. 46-47)

Presented by Michael Camarena, Director of City Services and Planning

- Staff will draft resolution with parks initiatives and present to Council for approval.

7. ACTION ITEMS

7.1 Approval and Adoption of **Resolution No. 20-45**, Authorizing the Application for the Permanent Local Housing Allocation (PLHA) Program Non-Entitlement Local Government Competitive Component (pp. 48-53)

Presented by Michael Camarena, Director of City Services and Planning

- Mayor Kimball inquired about the source and intention of the funding.
- PLHA representative explained that the funding is a state effort to establish a permanent source of funding for affordable housing initiatives.

Motion to Approve Resolution No. 20-45							
1st	2nd	Result	Watson	Sanchez	Flores	Kimball	Cortes
Watson	Sanchez	4-0 Approved	Aye	Aye	Aye	Aye	Absent

7.2 Approval and Adoption of Resolution **No. 20-46**, Allowing For The Issuance Of Permits For Allowing The Use Of Public Streets, Right Of Ways And Private Property By Businesses During The Current Covid-19 Pandemic (pp. 54-58)

Presented by Mario Zamora, City Attorney

- City Attorney Zamora explained that some properties may want to utilize parking spaces for outdoor dining or have access to sidewalks, which are not considered City property. The resolution is drafted in such a way to cover these different types of scenarios. The resolution automatically expires at the end of the COVID emergency declaration, unless it is renewed. In the interest of reducing the financial burden on applicants, there is no application fee.
- City Services Director Camarena added that the resolution is consistent with what other surrounding cities are doing.

Motion to Approve Resolution No. 20-45							
1st	2nd	Result	Watson	Sanchez	Flores	Kimball	Cortes
Flores	Watson	4-0 Approved	Aye	Aye	Aye	Aye	Absent

8. REQUEST FOR FUTURE ITEMS

- None

9. ADJOURNMENT

Meeting adjourned at 8:27 PM.

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Monthly Treasurer's Report
October 31, 2020
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	\$1,741,512
Bank of the Sierra - AP/Operating	100-100	GEN	\$346,968
Bank of the Sierra - Payroll	100-106	GEN	\$1,276,724
Bank of the Sierra - Wellness Center	100-500	GEN	\$262,562
Bank of the Sierra - Impound Account	100-120	RES	\$41,155
Bank of the Sierra - HOME & CALHOME	100-119	RES	\$48,565
Bank of the Sierra - CDBG	100-118	RES	\$11,105
LAIF Savings: City & Successor Agency	100-103	INV-RES	\$3,803,259
TOTAL			\$7,532,649

CASH EXPENDED

ACCOUNTS PAYABLE & PAYROLL	AMOUNT
Accounts Payable	\$1,339,772
Payroll (October 9th Payday)	\$193,707
Payroll (October 23rd Payday)	\$197,734
TOTAL	\$ 1,731,214

DEBT SERVICE	AMOUNT
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	\$3,803,259
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Respectfully submitted,

Juana Espinoza

Finance and Accounting Manager
 City of Lindsay

ABBREVIATIONS

GEN: GENERAL UNRESTRICTED
 RES: RESTRICTED ACTIVITY
 INV: INVESTMENT

Check#	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						
17665						\$571.56
	101 - GENERAL FUND	10/19/20	2873	ADVANTAGE ANSWERING	9/1/20-9/30/20	142.89
	552 - WATER	10/19/20	2873	ADVANTAGE ANSWERING	9/1/20-9/30/20	142.89
	553 - SEWER	10/19/20	2873	ADVANTAGE ANSWERING	9/1/20-9/30/20	142.89
	554 - REFUSE	10/19/20	2873	ADVANTAGE ANSWERING	9/1/20-9/30/20	142.89
17666						\$452.23
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	111.02
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	2.57
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	40.11
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	41.12
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	41.12
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	69.11
	101 - GENERAL FUND	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	8.60
	552 - WATER	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	16.64
	552 - WATER	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	41.53
	552 - WATER	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	71.45
	552 - WATER	10/19/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	8.96
17667						\$411.00
	101 - GENERAL FUND	10/19/20	1858	ALL PRO FIRE AND SA	ANNUAL TEST -PARKS	50.00
	101 - GENERAL FUND	10/19/20	1858	ALL PRO FIRE AND SA	ANNUAL TEST-C,S,CM,	96.00
	101 - GENERAL FUND	10/19/20	1858	ALL PRO FIRE AND SA	SENIOR CENTER-ANNUA	105.00
	552 - WATER	10/19/20	1858	ALL PRO FIRE AND SA	WTP ANNUAL TEST	50.00
	553 - SEWER	10/19/20	1858	ALL PRO FIRE AND SA	WWT ANNUAL TEST	50.00
	554 - REFUSE	10/19/20	1858	ALL PRO FIRE AND SA	CORP YARD-ANNUAL TE	60.00
17668						\$8.00
	101 - GENERAL FUND	10/19/20	6362	AMERICAN BUSINESS M	TONER	8.00
17669						\$209.79
	101 - GENERAL FUND	10/19/20	3898	AMERICAN INCORPORAT	SENIOR CENTER A/C	209.79
17670						\$198.17
	101 - GENERAL FUND	10/19/20	5457	AUTO ZONE COMMERCIA	SPARK PLUG-PAINT MA	2.93
	101 - GENERAL FUND	10/19/20	5457	AUTO ZONE COMMERCIA	TRUCK 21-	4.23
	553 - SEWER	10/19/20	5457	AUTO ZONE COMMERCIA	MAINT SUPPLIES	155.13
	553 - SEWER	10/19/20	5457	AUTO ZONE COMMERCIA	MOTOR OIL -ALL TRUC	35.88
17671						\$50.00
	101 - GENERAL FUND	10/19/20	4281	BRIAN E. WATSON	COUNCIL STIPEND OCT	50.00
17672						\$2,337.00
	552 - WATER	10/19/20	051	BSK	MONTHLY ALK/TOC/BAC	2,337.00
17673						\$540.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	150 MIRAGE 7/24	123.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	157 N MIRAGE 7/31	30.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	157 N MIRAGE 8/31	30.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	476 MT VERNON 8/31	45.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	801 ELMWOOD 8/31	22.00
	101 - GENERAL FUND	10/19/20	5013	BUZZ KILL PEST CONT	911 N PARKSIDE 8/31	24.00
	552 - WATER	10/19/20	5013	BUZZ KILL PEST CONT	WTP 8/31	25.00
	553 - SEWER	10/19/20	5013	BUZZ KILL PEST CONT	WWTP 8/31	30.00
	886 - SAMOA	10/19/20	5013	BUZZ KILL PEST CONT	SAMOA 8/31	40.00
	886 - SAMOA	10/19/20	5013	BUZZ KILL PEST CONT	SAMOA-7/31	40.00
	887 - SWEETBRIER TOWNHOUSES	10/19/20	5013	BUZZ KILL PEST CONT	SWEETBIER 8/31	50.00
	887 - SWEETBRIER TOWNHOUSES	10/19/20	5013	BUZZ KILL PEST CONT	SWEETBRIER 7/31	50.00
	887 - SWEETBRIER TOWNHOUSES	10/19/20	5013	BUZZ KILL PEST CONT	SWEETBRIER 8/31	31.00
17674						\$1,063.03
	305 - COVID-19 EMERGENCY FUND	10/19/20	076	CENTRAL VALLEY BUSI	KN95 FACE MASK	1,063.03
17675						\$39.98
	400 - WELLNESS CENTER	10/19/20	6575	CHELSEA GALLI	MEMBERSHIP REFUND	39.98
17676						\$3,919.13
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	101 - GENERAL FUND	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	305 - COVID-19 EMERGENCY FUND	10/19/20	5832	CINTAS CORPORATION	ULTRACLEAN OFFICES	1,192.80
	305 - COVID-19 EMERGENCY FUND	10/19/20	5832	CINTAS CORPORATION	ULTRACLEAN OFFICES	1,192.80
	305 - COVID-19 EMERGENCY FUND	10/19/20	5832	CINTAS CORPORATION	ULTRACLEAN-OFFICES	1,192.80
	552 - WATER	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	552 - WATER	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	553 - SEWER	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	553 - SEWER	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	554 - REFUSE	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.71
	554 - REFUSE	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.98
	556 - VITA-PAKT	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	20.66
	556 - VITA-PAKT	10/19/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	27.93

17677						\$650.00
	553 - SEWER	10/19/20	279	CITY OF PORTERVILLE	30-016544 LAB JULY	650.00
17678						\$5,082.58
	400 - WELLNESS CENTER	10/19/20	6090	CLEAN CUT LANDSCAPE	WELLNESS AUG LANDSC	860.00
	400 - WELLNESS CENTER	10/19/20	6090	CLEAN CUT LANDSCAPE	WELLNESS-SEPT LANDS	860.00
	883 - SIERRA VIEW ASSESSMENT	10/19/20	6090	CLEAN CUT LANDSCAPE	SIERRA VIEW	1,129.00
	884 - HERITAGE ASSESSMENT DIST	10/19/20	6090	CLEAN CUT LANDSCAPE	HERITAGE -EXTRA WOR	159.25
	884 - HERITAGE ASSESSMENT DIST	10/19/20	6090	CLEAN CUT LANDSCAPE	HERITAGE	274.00
	886 - SAMOA	10/19/20	6090	CLEAN CUT LANDSCAPE	SWEETBRIER	133.00
	887 - SWEETBRIER TOWNHOUSES	10/19/20	6090	CLEAN CUT LANDSCAPE	HERMOSA-	475.00
	888 - PARKSIDE	10/19/20	6090	CLEAN CUT LANDSCAPE	PARKSIDE	197.00
	888 - PARKSIDE	10/19/20	6090	CLEAN CUT LANDSCAPE	PARKSIDE-EXTRA WORK	358.00
	889 - SIERRA VISTA ASSESSMENT	10/19/20	6090	CLEAN CUT LANDSCAPE	SIERRA VISTA	83.33
	890 - MAPLE VALLEY ASSESSMENT	10/19/20	6090	CLEAN CUT LANDSCAPE	MAPLE VALLEY	45.00
	891 - PELOUS RANCH	10/19/20	6090	CLEAN CUT LANDSCAPE	PELOUS RANCH	509.00
17679						\$116.65
	101 - GENERAL FUND	10/19/20	6549	COLANTUONO, HIGHSMI	SCE COALITION SEPT	53.35
	101 - GENERAL FUND	10/19/20	6549	COLANTUONO, HIGHSMI	SCE COALITION	63.30
17680						\$63.00
	101 - GENERAL FUND	10/19/20	2319	COMPUTER SYSTEMS PL	9 MANANGED ANTIVIRU	63.00
17681						\$653.86
	101 - GENERAL FUND	10/19/20	102	CULLIGAN	251 E HONOLULU	22.50
	101 - GENERAL FUND	10/19/20	102	CULLIGAN	251 E HONOLULU	38.88
	552 - WATER	10/19/20	102	CULLIGAN	18829 AVE 240	109.95
	552 - WATER	10/19/20	102	CULLIGAN	18869 AVE240	149.88
	552 - WATER	10/19/20	102	CULLIGAN	18899 AVE 240	181.70
	552 - WATER	10/19/20	102	CULLIGAN	23965 RD 188	0.75
	552 - WATER	10/19/20	102	CULLIGAN	24158 AVE 240 9/30	70.74
	552 - WATER	10/19/20	102	CULLIGAN	24158 AVE 240	70.96
	553 - SEWER	10/19/20	102	CULLIGAN	23611 RD 196	8.50
17682						\$33.98
	400 - WELLNESS CENTER	10/19/20	6577	DANNY ERIVES	MEMBERSHIP REFUND	33.98
17683						\$9,180.00
	552 - WATER	10/19/20	388	DENNIS KELLER/JAMES	DBP, TOC	53.70
	552 - WATER	10/19/20	388	DENNIS KELLER/JAMES	DBP,TOC,CV,WELL15,T	776.05
	552 - WATER	10/19/20	388	DENNIS KELLER/JAMES	WELL 14 ENGIN REPOR	252.00
	552 - WATER	10/19/20	388	DENNIS KELLER/JAMES	WELL 14 ENGINE REPO	8,098.25
17684						\$5,102.00
	101 - GENERAL FUND	10/19/20	2540	DEPT.OF HOUSING & C	CALHOME 7/1-10/15/2	5,102.00
17685						\$15,684.05
	101 - GENERAL FUND	10/19/20	2540	DEPT.OF HOUSING & C	CDBG 7/1/20-10/15/2	15,684.05
17686						\$41,267.01
	101 - GENERAL FUND	10/19/20	2540	DEPT.OF HOUSING & C	HOME 07/1/20-10/15/	41,267.01
17687						\$250.00
	400 - WELLNESS CENTER	10/19/20	6366	DJ REY	10/31 TRUNK OR TREA	250.00
17688						\$62.19
	552 - WATER	10/19/20	119	DOUG DELEO WELDING	OPERATING SUPPLIES	12.07
	553 - SEWER	10/19/20	119	DOUG DELEO WELDING	OPERATING SUPPLIES	50.12
17689						\$8,000.00
	552 - WATER	10/19/20	6113	EAST KAWEAH GSA	FY 2020 #4 CFF GOVE	8,000.00
17690						\$198.86
	101 - GENERAL FUND	10/19/20	3218	FARMERS TRACTOR & E	KIT BELT,SEAT	107.31
	101 - GENERAL FUND	10/19/20	3218	FARMERS TRACTOR & E	SWITCH(SEAT) TRACTO	91.55
17691						\$603.47
	552 - WATER	10/19/20	3461	FERGUSON ENTERPRISE	MJ BURY ELL	506.35
	552 - WATER	10/19/20	3461	FERGUSON ENTERPRISE	VLV BX CI LID IRR	97.12
17692						\$3,675.69
	552 - WATER	10/19/20	137	FRIANT WATER AUTHOR	RECAP FROM PID AND	810.00
	552 - WATER	10/19/20	137	FRIANT WATER AUTHOR	SLDMWA SEPT 2020	2,865.69
17693						\$1,320.89
	552 - WATER	10/19/20	137	FRIANT WATER AUTHOR	2021 ASO PROGRAM	1,320.89
17694						\$85.96
	553 - SEWER	10/19/20	6010	FRONTIER COMMUNICAT	562-6317 9/19	85.96
17695						\$400.00
	101 - GENERAL FUND	10/19/20	4868	GILTON CONSTRUCTION	SENIOR CENTER-REPAI	400.00
17696						\$275.55
	101 - GENERAL FUND	10/19/20	1970	GIOTTO'S	PROGRAM-COM DEV,F,D	207.32
	553 - SEWER	10/19/20	1970	GIOTTO'S	HICKORY LIFT -CONTR	68.23
17697						\$131.99
	101 - GENERAL FUND	10/19/20	148	GOMEZ AUTO & SMOG	LIC1366705 SERVICE	131.99
17698						\$39.98
	400 - WELLNESS CENTER	10/19/20	6578	HANNAH ERIVES	MEMBERSHIP REFUND	39.98
17699						\$145.00
	101 - GENERAL FUND	10/19/20	2329	INTERNATIONAL CODE	MEMBER#0352150	145.00
17700						\$6,000.00
	261 - GAS TAX FUND	10/19/20	5541	JACK DAVENPORT SWEE	AUG 2020 BROOM SERV	3,000.00
	261 - GAS TAX FUND	10/19/20	5541	JACK DAVENPORT SWEE	SEPT/ SWEEPING SERV	3,000.00
17701						\$400.00
	101 - GENERAL FUND	10/19/20	6346	JEFF PFEIFFER	SQUIRREL TREATMENT	400.00

17702						\$3,397.50
	101 - GENERAL FUND	10/19/20	2471	L.N. CURTIS & SONS	3-TIER MOBILE HOSE	3,397.50
17703						\$50.00
	101 - GENERAL FUND	10/19/20	6103	LAURA CORTES	COUNCIL STIPEND OCT	50.00
17704						\$194.04
	400 - WELLNESS CENTER	10/19/20	5788	LINCOLN AQUATICS	BOTTLE DEPOSIT	(295.00)
	400 - WELLNESS CENTER	10/19/20	5788	LINCOLN AQUATICS	BOTTLE DEPOSIT	(312.00)
	400 - WELLNESS CENTER	10/19/20	5788	LINCOLN AQUATICS	POOL CHEMICALS	341.04
	400 - WELLNESS CENTER	10/19/20	5788	LINCOLN AQUATICS	POOL CHEMICALS	460.00
17705						\$1,077.56
	101 - GENERAL FUND	10/19/20	4067	LINCOLN NAT'L INSUR	LIFE INSU PLAN OCT	1,077.56
17706						\$85.00
	101 - GENERAL FUND	10/19/20	6425	LINDSAY TIRE & AUTO	TIRE-TRUCK 13	85.00
17707						\$2,480.68
	101 - GENERAL FUND	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	239.31
	101 - GENERAL FUND	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	554.10
	101 - GENERAL FUND	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	64.01
	101 - GENERAL FUND	10/19/20	1422	LINDSAY TRUE VALUE	F.C CHARGE	37.89
	101 - GENERAL FUND	10/19/20	1422	LINDSAY TRUE VALUE	P.D	21.71
	400 - WELLNESS CENTER	10/19/20	1422	LINDSAY TRUE VALUE	WELLNESS	330.22
	552 - WATER	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	376.03
	552 - WATER	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	491.00
	553 - SEWER	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	116.56
	553 - SEWER	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	20.09
	553 - SEWER	10/19/20	1422	LINDSAY TRUE VALUE	C.S JULY-AUG	229.76
17708						\$19.99
	400 - WELLNESS CENTER	10/19/20	6572	LISA GONZALEZ	MEMBERSHIP REFUND	19.99
17709						\$625.36
	702 - CHFA-HELP LHBP	10/19/20	4007	MARIO PARAMO & ELVI	430 CENTRAL -MATERI	625.36
17710						\$349.87
	101 - GENERAL FUND	10/19/20	234	MARTIN'S TIRE & AUT	REPAIR-TRUCK 26	16.00
	552 - WATER	10/19/20	234	MARTIN'S TIRE & AUT	BACK HOE-TUBES CARL	43.87
	552 - WATER	10/19/20	234	MARTIN'S TIRE & AUT	RIM&TIRE BACK HOE	290.00
17711						\$75,561.39
	554 - REFUSE	10/19/20	5852	MID VALLEY DISPOSAL	AUG REFUSE CONTRACT	75,561.39
17712						\$75.00
	101 - GENERAL FUND	10/19/20	1426	PAM KIMBALL	COUNCIL STIPEND OCT	75.00
17713						\$19.99
	400 - WELLNESS CENTER	10/19/20	6573	PRISCILLA CABALLERO	MEMBERSHIP REFUND	19.99
17714						\$2,607.60
	553 - SEWER	10/19/20	4618	PROVOST & PRITCHARD	POND MONITORING AUG	2,607.60
17715						\$6,109.20
	101 - GENERAL FUND	10/19/20	399	QUAD KNOFF,INC.	ENGINEE SERV 8/9-9/	1,710.80
	101 - GENERAL FUND	10/19/20	399	QUAD KNOFF,INC.	PLANNING 7/12-8/8/2	1,060.20
	101 - GENERAL FUND	10/19/20	399	QUAD KNOFF,INC.	PLANNING SRV-8/9-9/	3,338.20
17716						\$1,919.39
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	100 BX GLOVES	43.36
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	CLOROX DSNFCT WIPE	18.89
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	LINER 40X53 100/CT	407.76
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	LYSOL SANITIZING WI	7.38
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	OFFICE SUPPLIES	369.18
	101 - GENERAL FUND	10/19/20	285	QUILL CORPORATION	OPERATING SUPPLIES	84.63
	305 - COVID-19 EMERGENCY FUND	10/19/20	285	QUILL CORPORATION	HAND SNTZR	58.59
	400 - WELLNESS CENTER	10/19/20	285	QUILL CORPORATION	LATEX DISP GLOVE	10.76
	400 - WELLNESS CENTER	10/19/20	285	QUILL CORPORATION	OPERATING SUPPLIES	880.24
	400 - WELLNESS CENTER	10/19/20	285	QUILL CORPORATION	SOAP,LQD,HND	38.60
17717						\$4,000.00
	552 - WATER	10/19/20	6095	RALPH GUTIERREZ WAT	C P O /SEPT 2020	2,000.00
	553 - SEWER	10/19/20	6095	RALPH GUTIERREZ WAT	C P O /SEPT 2020	2,000.00
17718						\$450.00
	101 - GENERAL FUND	10/19/20	3622	RLH FIRE PROTECTION	LIBRARY-FIRE SPRINK	450.00
17719						\$50.00
	101 - GENERAL FUND	10/19/20	5511	ROSAENA SANCHEZ	COUNCIL STIPEND OCT	50.00
17720						\$1,454.90
	101 - GENERAL FUND	10/19/20	3054	SHERWIN-WILLIAMS CO	5 GAL	615.86
	101 - GENERAL FUND	10/19/20	3054	SHERWIN-WILLIAMS CO	5 GAL	839.04
17721						\$5,968.80
	552 - WATER	10/19/20	4555	THATCHER COMPANY IN	CHLORINE	4,484.40
	552 - WATER	10/19/20	4555	THATCHER COMPANY IN	CHLORINE	4,484.40
	552 - WATER	10/19/20	4555	THATCHER COMPANY IN	CONTAINER REFUND	(1,500.00)
	552 - WATER	10/19/20	4555	THATCHER COMPANY IN	CONTAINER REFUND	(1,500.00)
17722						\$0.00
	101 - GENERAL FUND	10/19/20	5624	SIERRA SANITATION,	9/8/20-10/6/20	153.88
	101 - GENERAL FUND	10/19/20	5624	SIERRA SANITATION,	9/8/20-10/6/20	(153.88)
	101 - GENERAL FUND	10/19/20	5624	SIERRA SANITATION,	FC 108416	3.00
	101 - GENERAL FUND	10/19/20	5624	SIERRA SANITATION,	FC 108416	(3.00)
17723						\$1,043.08
	553 - SEWER	10/19/20	307	SILVAS OIL COMPANY	DIESEL FUEL-BULK	1,043.08

17724						\$88.53
	553 - SEWER	10/19/20	310	SOUTHERN CA. EDISON	2-32-707-0645	18.96
	888 - PARKSIDE	10/19/20	310	SOUTHERN CA. EDISON	2-32-032-1755	11.71
	888 - PARKSIDE	10/19/20	310	SOUTHERN CA. EDISON	2-35-921-6264	34.54
	891 - PELOUS RANCH	10/19/20	310	SOUTHERN CA. EDISON	2-32-032-1755	11.71
	891 - PELOUS RANCH	10/19/20	310	SOUTHERN CA. EDISON	2-35-921-6264	11.61
17725						\$330.39
	400 - WELLNESS CENTER	10/19/20	6500	CHARTER COMMUNICATI	860 SEQUOIA INTERNE	330.39
17726						\$3,715.81
	101 - GENERAL FUND	10/19/20	6146	SUPERION, LLC	11/1/20-11/30/20	928.96
	552 - WATER	10/19/20	6146	SUPERION, LLC	11/1/20-11/30/20	928.96
	553 - SEWER	10/19/20	6146	SUPERION, LLC	11/1/20-11/30/20	928.96
	554 - REFUSE	10/19/20	6146	SUPERION, LLC	11/1/20-11/30/20	928.93
17727						\$5,001.86
	101 - GENERAL FUND	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.18
	101 - GENERAL FUND	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	101 - GENERAL FUND	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	101 - GENERAL FUND	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	400 - WELLNESS CENTER	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	552 - WATER	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	553 - SEWER	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
	554 - REFUSE	10/19/20	5755	TELEPACIFIC COMMUNI	9/9/20-10/8/20	625.24
17728						\$6,457.90
	552 - WATER	10/19/20	1921	TELSTAR INSTRUMENTS	12' EXHAUST FAN	326.40
	552 - WATER	10/19/20	1921	TELSTAR INSTRUMENTS	LEAK DETECTOR	3,604.00
	552 - WATER	10/19/20	1921	TELSTAR INSTRUMENTS	PUMP REPAIRS WELL 1	984.00
	552 - WATER	10/19/20	1921	TELSTAR INSTRUMENTS	VALVE FOR WTP	912.50
	552 - WATER	10/19/20	1921	TELSTAR INSTRUMENTS	WTP	631.00
17729						\$487.36
	101 - GENERAL FUND	10/19/20	144	THE GAS COMPANY	031-415-9000	15.68
	101 - GENERAL FUND	10/19/20	144	THE GAS COMPANY	033-515-9120-5	15.68
	101 - GENERAL FUND	10/19/20	144	THE GAS COMPANY	115-454-6222-5	15.68
	101 - GENERAL FUND	10/19/20	144	THE GAS COMPANY	163-715-6900	15.68
	101 - GENERAL FUND	10/19/20	144	THE GAS COMPANY	163-715-8900	16.86
	400 - WELLNESS CENTER	10/19/20	144	THE GAS COMPANY	098-628-2905	407.78
17730						\$35.00
	101 - GENERAL FUND	10/19/20	6413	TRANS UNION LLC	9/25 BASIC SERVICE	35.00
17731						\$18,934.50
	101 - GENERAL FUND	10/19/20	3511	TULARE COUNTY SHERI	DISPATCH JULY-SEPT	18,934.50
17732						\$35.59
	553 - SEWER	10/19/20	3814	TURNUPSEED ELECTRIC	SEAL	35.59
17733						\$393.89
	552 - WATER	10/19/20	1513	UNITED RENTALS, INC	10 SAFETY GLASSES	22.08
	552 - WATER	10/19/20	1513	UNITED RENTALS, INC	12 VEST, 2 BLADE	371.81
17734						\$743.44
	101 - GENERAL FUND	10/19/20	5747	UNITED STAFFING	A.CISNEROS 9/14-9/2	743.44
17735						\$4,254.25
	552 - WATER	10/19/20	2960	UNITED STATES BUREA	5-07-20W428L	4,254.25
17736						\$1,519.38
	552 - WATER	10/19/20	5413	UNIVAR USA INC	MNBULK NSF LIQ	1,081.42
	552 - WATER	10/19/20	5413	UNIVAR USA INC	SOD HYPO 12.5% LIQC	437.96
17737						\$545.41
	552 - WATER	10/19/20	356	USA BLUEBOOK	CHLORINE REAGENT	545.41
17738						\$19.99
	400 - WELLNESS CENTER	10/19/20	6574	VANESSA GUTIERREZ	MEMBERSHIP REFUND	19.99
17739						\$59.97
	400 - WELLNESS CENTER	10/19/20	6576	VICTORIA VALDEZ	MEMBERSHIP REFUND	59.97
17740						\$2,975.00
	101 - GENERAL FUND	10/19/20	2790	WILLDAN INC.	AUG-BUILDING INSPEC	2,975.00
17741						\$50.00
	101 - GENERAL FUND	10/19/20	4068	YOLANDA FLORES	COUNCIL STIPEND OCT	50.00
17742						\$5,417.75
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	GLOVES	257.74
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	SUPPLIES	35.41
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	SUPPLIES	86.29
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	SUPPLIES	86.29
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	SUPPLIES	86.29
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	SUPPLIES	86.29
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	190.73
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	223.38
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	256.04
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
	101 - GENERAL FUND	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
	261 - GAS TAX FUND	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
	305 - COVID-19 EMERGENCY FUND	10/23/20	5832	CINTAS CORPORATION	ULTRACLEAN OFFICES	1,192.80
	305 - COVID-19 EMERGENCY FUND	10/23/20	5832	CINTAS CORPORATION	ULTRACLEAN OFFICES	929.60
	552 - WATER	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
	552 - WATER	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	181.40

552 - WATER	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
552 - WATER	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
553 - SEWER	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.47
553 - SEWER	10/23/20	5832	CINTAS CORPORATION	GLOVES	414.34
553 - SEWER	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
553 - SEWER	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
554 - REFUSE	10/23/20	5832	CINTAS CORPORATION	BOOTS	136.46
554 - REFUSE	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	163.17
554 - REFUSE	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
554 - REFUSE	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.98
556 - VITA-PAKT	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	23.31
556 - VITA-PAKT	10/23/20	5832	CINTAS CORPORATION	UNIFORMS & SUPPLIES	27.94
17743					\$196.51
101 - GENERAL FUND	10/30/20	4259	AAA TRUCK SERVICE I	AIR MANIFOLD	196.51
17744					\$692.25
101 - GENERAL FUND	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.35
101 - GENERAL FUND	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.38
101 - GENERAL FUND	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.38
552 - WATER	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.38
553 - SEWER	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.38
554 - REFUSE	10/30/20	2873	ADVANTAGE ANSWERING	10/1/20-10/31/20	115.38
17745					\$761.82
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	129.23
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	41.12
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	448.71
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	56.26
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	69.60
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	7.54
101 - GENERAL FUND	10/30/20	007	AG IRRIGATION SALES	OPERATING SUPPLIES	9.36
17746					\$80.48
101 - GENERAL FUND	10/30/20	3428	AT&T MOBILITY	287297286867X101020	80.48
17747					\$126.90
101 - GENERAL FUND	10/30/20	1979	CALIFORNIA BUILDING	SB1473 JUL-SEP 2020	126.90
17748					\$4,088.16
101 - GENERAL FUND	10/30/20	076	CENTRAL VALLEY BUSI	BC-T THOMAS	86.48
101 - GENERAL FUND	10/30/20	076	CENTRAL VALLEY BUSI	BUILD INSPECTION CA	235.12
101 - GENERAL FUND	10/30/20	076	CENTRAL VALLEY BUSI	BUILDING PERMITS 10	502.74
101 - GENERAL FUND	10/30/20	076	CENTRAL VALLEY BUSI	CITATION-M/1000	409.61
101 - GENERAL FUND	10/30/20	076	CENTRAL VALLEY BUSI	NOTICE TO APPEAR	543.87
305 - COVID-19 EMERGENCY FUND	10/30/20	076	CENTRAL VALLEY BUSI	FACE MASK CLOTH	545.87
305 - COVID-19 EMERGENCY FUND	10/30/20	076	CENTRAL VALLEY BUSI	FACE MASK NON SURGI	1,764.47
17749					\$1,074.53
101 - GENERAL FUND	10/30/20	5832	CINTAS CORPORATION	OPERATING SUPPLIES	144.93
305 - COVID-19 EMERGENCY FUND	10/30/20	5832	CINTAS CORPORATION	ULTRACLEAN BASE CHA	929.60
17750					\$578.00
101 - GENERAL FUND	10/30/20	279	CITY OF PORTERVILLE	01-000680 ANIMAL 8/	58.00
553 - SEWER	10/30/20	279	CITY OF PORTERVILLE	30-016544 LAB 8/202	520.00
17751					\$3,048.33
883 - SIERRA VIEW ASSESSMENT	10/30/20	6090	CLEAN CUT LANDSCAPE	SIERRA VIEW ESTATES	1,129.00
884 - HERITAGE ASSESSMENT DIST	10/30/20	6090	CLEAN CUT LANDSCAPE	HERITAGE	274.00
886 - SAMOA	10/30/20	6090	CLEAN CUT LANDSCAPE	SWEETBRIER	133.00
887 - SWEETBRIER TOWNHOUSES	10/30/20	6090	CLEAN CUT LANDSCAPE	HERMOSA	475.00
888 - PARKSIDE	10/30/20	6090	CLEAN CUT LANDSCAPE	PARKSIDE EXTRA WORK	203.00
888 - PARKSIDE	10/30/20	6090	CLEAN CUT LANDSCAPE	PARKSIDE	197.00
889 - SIERRA VISTA ASSESSMENT	10/30/20	6090	CLEAN CUT LANDSCAPE	SIERRA VISTA	83.33
890 - MAPLE VALLEY ASSESSMENT	10/30/20	6090	CLEAN CUT LANDSCAPE	MAPLE VALLEY	45.00
891 - PELOUS RANCH	10/30/20	6090	CLEAN CUT LANDSCAPE	PELOUS RANCH	509.00
17752					\$339.00
101 - GENERAL FUND	10/30/20	6564	COLLEGE OF THE SEQU	ADAM,KEVIN,ANDREW	339.00
17753					\$615.00
101 - GENERAL FUND	10/30/20	5664	COPWARE, INC.	12/1/20-11/30/2021	615.00
17754					\$148.18
101 - GENERAL FUND	10/30/20	4717	COUNTY OF TULARE /	9/20 PRINT	148.18
17755					\$674.93
101 - GENERAL FUND	10/30/20	102	CULLIGAN	185 N GALE HILL 9/3	25.69
101 - GENERAL FUND	10/30/20	102	CULLIGAN	251 E HONOLULU 9/30	54.85
552 - WATER	10/30/20	102	CULLIGAN	18829 AVE 240 9/30	102.32
552 - WATER	10/30/20	102	CULLIGAN	18869 AVE 240 9/30	209.67
552 - WATER	10/30/20	102	CULLIGAN	18899 AVE 240 9/30	180.90
552 - WATER	10/30/20	102	CULLIGAN	23965 RD 188 9/30	93.00
553 - SEWER	10/30/20	102	CULLIGAN	23611 RD 196 9/30	8.50
17756					\$247.40
101 - GENERAL FUND	10/30/20	111	DEPT OF CONSERVATIO	COMMERCIAL SEISMIC	110.42
101 - GENERAL FUND	10/30/20	111	DEPT OF CONSERVATIO	RESIDENTAL SEISMIC	136.98

17757						\$503.00
	101 - GENERAL FUND	10/30/20	316	DEPT OF JUSTICE	BLOOD ALCOHOL SEPT	105.00
	101 - GENERAL FUND	10/30/20	316	DEPT OF JUSTICE	SEPT 2020 LIVE SCAN	398.00
17758						\$432.40
	261 - GAS TAX FUND	10/30/20	113	DEPT OF TRANSPORTAT	JULY-SEPT ST LIGHTI	432.40
17759						\$3,383.84
	553 - SEWER	10/30/20	5978	DOMINO SOLAR LTD	8/1/20-8/31/20	3,383.84
17760						\$9,000.00
	556 - VITA-PAKT	10/30/20	5760	ED & EDNA BROWER IR	VITAPAKT LEASE PMT	9,000.00
17761						\$6,319.42
	552 - WATER	10/30/20	137	FRIANT WATER AUTHOR	FKC O&M NOV 2020	5,699.00
	552 - WATER	10/30/20	137	FRIANT WATER AUTHOR	SLDMWA SEPT 2020	620.42
17762						\$1,199.37
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-042-9309	1.99
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2652	45.83
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2656	45.83
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2662	60.60
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-188-3200	4.51
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	209-188-3200	4.51
	101 - GENERAL FUND	10/30/20	6010	FRONTIER COMMUNICAT	562-2512	134.43
	552 - WATER	10/30/20	6010	FRONTIER COMMUNICAT	209-150-2936	83.41
	552 - WATER	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	552 - WATER	10/30/20	6010	FRONTIER COMMUNICAT	209-188-3200	4.50
	552 - WATER	10/30/20	6010	FRONTIER COMMUNICAT	562-1552	95.04
	552 - WATER	10/30/20	6010	FRONTIER COMMUNICAT	562-7131	132.60
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	209-150-3621	116.96
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2650	28.65
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2654	45.83
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	209-151-2655	45.83
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	209-188-3200	4.51
	553 - SEWER	10/30/20	6010	FRONTIER COMMUNICAT	562-7132	258.39
17763						\$50.00
	101 - GENERAL FUND	10/30/20	2601	JOHN HIBLER WEATHER	SERVICE OCT	50.00
17764						\$660.00
	552 - WATER	10/30/20	6550	MARIO SAGREDO ELECT	SERVICE CALL-WELL	250.00
	553 - SEWER	10/30/20	6550	MARIO SAGREDO ELECT	SERVICE-PUMPS	410.00
17765						\$400.00
	101 - GENERAL FUND	10/30/20	5964	MARY VALENTI, PH.D.	EVAL-SYLIVIA ROCHA	400.00
17766						\$1,057.00
	101 - GENERAL FUND	10/30/20	6280	MINERAL KING TOXICO	LAB FEES	115.00
	101 - GENERAL FUND	10/30/20	6280	MINERAL KING TOXICO	LAB FEES	422.00
	101 - GENERAL FUND	10/30/20	6280	MINERAL KING TOXICO	LAB FEES	520.00
17767						\$43.85
	552 - WATER	10/30/20	2654	PORTERVILLE CHRYSLE	GLASS-MIRROR TRUCK2	43.85
17768						\$3,113.38
	553 - SEWER	10/30/20	4618	PROVOST & PRITCHARD	POND MONITORING	3,113.38
17769						\$125.70
	101 - GENERAL FUND	10/30/20	399	QUAD KNOPF, INC.	GENRAL 9/6-10/3/20	125.70
17770						\$3,307.70
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	ECONOMY STORAGE BOX	76.10
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OFFICE SUPPLIES	124.75
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OFFICE SUPPLIES	23.48
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OFFICE SUPPLIES	269.62
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OFFICE SUPPLIES	61.95
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OPERATING SUPPLIES	29.35
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	OPERATING SUPPLIES	382.80
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	QB FILE FOLDER	80.43
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	SCISSORS	20.00
	101 - GENERAL FUND	10/30/20	285	QUILL CORPORATION	SUPPLIES	10.28
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	EXM GLOVE 100 BOX	45.08
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	GLOVES	90.15
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	HP PAV 14	1,326.16
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	NITRILE GLOVES	43.36
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	PRINTER	343.58
	305 - COVID-19 EMERGENCY FUND	10/30/20	285	QUILL CORPORATION	PRINTER	380.61
17771						\$2,538.50
	101 - GENERAL FUND	10/30/20	3622	RLH FIRE PROTECTION	FIRE ALARM MONITORI	1,858.50
	101 - GENERAL FUND	10/30/20	3622	RLH FIRE PROTECTION	LIBRARY ALARM MONIT	680.00
17772						\$2,902.63
	552 - WATER	10/30/20	4555	THATCHER COMPANY IN	CONTAINER REFUND	(1,500.00)
	552 - WATER	10/30/20	4555	THATCHER COMPANY IN	PLANT MATERIALS	4,402.63
17773						\$173.88
	101 - GENERAL FUND	10/30/20	5624	SIERRA SANITATION,	10/6/20-11/3/20	173.88
17774						\$36,155.34
	101 - GENERAL FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	11.32
	101 - GENERAL FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	1,445.55
	101 - GENERAL FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	1,601.35
	101 - GENERAL FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	1,657.24

101 - GENERAL FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	46.38
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	5,411.02
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-023-0081-92	51.98
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-033-1133-77	50.12
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-033-1133-94	55.09
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-033-9421-46	35.43
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-033-9504-85	17.98
261 - GAS TAX FUND	10/30/20	310	SOUTHERN CA. EDISON	3-033-9591-42	84.56
552 - WATER	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	18,688.76
553 - SEWER	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	413.73
553 - SEWER	10/30/20	310	SOUTHERN CA. EDISON	3-001-1837-87	5,867.05
556 - VITA-PAKT	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	102.16
883 - SIERRA VIEW ASSESSMENT	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	138.16
884 - HERITAGE ASSESSMENT DIST	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	11.32
886 - SAMOA	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	26.29
887 - SWEETBRIER TOWNHOUSES	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	70.51
888 - PARKSIDE	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	11.32
889 - SIERRA VISTA ASSESSMENT	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	57.49
890 - MAPLE VALLEY ASSESSMENT	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	80.42
891 - PELOUS RANCH	10/30/20	310	SOUTHERN CA. EDISON	2-00-424-8134	220.11
17775					\$631.00
552 - WATER	10/30/20	1921	TELSTAR INSTRUMENTS	SERVICE WTP	631.00
17776					\$253.63
101 - GENERAL FUND	10/30/20	5792	THOMSON REUTERS - W	9/1/20-9/30/20	253.63
17777					\$721.91
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	GUARDADO MARIA	721.91
17778					\$1,191.42
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	NAVARRO JACQUELINE	1,191.42
17779					\$1,641.60
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	AVINA JOSEPH	1,641.60
17780					\$117.15
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	PARAMO MARIO	117.15
17781					\$556.90
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	VARELA SILVETRE	556.90
17782					\$325.06
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	MARTINEZ TINOCO	325.06
17783					\$627.65
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	STEVENS GUADALUPE	627.65
17784					\$1,379.14
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	BALGAITH SALEM	1,379.14
17785					\$1,037.92
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	MAGANA SUSANA	1,037.92
17786					\$1,075.65
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	SAID MOHSIN	1,075.65
17787					\$1,119.01
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	RAFAEL GUTIERREZ	1,119.01
17788					\$1,075.14
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	LOPEZ ANDREA	1,075.14
17789					\$1,469.55
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	VILLA JESUS	1,469.55
17790					\$1,075.14
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	RITO EZPINOZA	1,075.14
17791					\$1,112.19
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	GONZALEZ JOSE	1,112.19
17792					\$1,075.14
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	CORTEZ JORGE	1,075.14
17793					\$674.78
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	AVALOS JORGE	674.78
17794					\$1,026.00
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	JUAN ANDRADE	1,026.00
17795					\$678.71
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	HERNANDEZ JOSE	678.71
17796					\$738.18
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	MOOR JUDITH	738.18
17797					\$657.04
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	A.ANDRADE	657.04
17798					\$843.60
779 - 00-HOME-0487	10/30/20	336	TULARE COUNTY TAX C	PEREZ SANDY	843.60
17799					\$304.07
553 - SEWER	10/30/20	3814	TURNUPSEED ELECTRIC	MD L225H	304.07
17800					\$2,162.72
101 - GENERAL FUND	10/30/20	5747	UNITED STAFFING	ANTHONY 10/12-10/18	617.92
101 - GENERAL FUND	10/30/20	5747	UNITED STAFFING	ANTHONY 10/5/20-10/	772.40
101 - GENERAL FUND	10/30/20	5747	UNITED STAFFING	ANTHONY 9/28-10/4/2	772.40
17801					\$777.34
101 - GENERAL FUND	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.78
101 - GENERAL FUND	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.78
101 - GENERAL FUND	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.80
101 - GENERAL FUND	10/30/20	1041	VERIZON WIRELESS	642065758-00001	48.92
101 - GENERAL FUND	10/30/20	1041	VERIZON WIRELESS	642065758-00002	549.72
552 - WATER	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.78
553 - SEWER	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.78
554 - REFUSE	10/30/20	1041	VERIZON WIRELESS	642065758-00001	29.78



STAFF REPORT

TO: Lindsay City Council
 FROM: Joseph Tanner, City Manager
 ITEM: 6.4
 DATE: November 10, 2020

Renewal of City of Lindsay’s Declaration of Local Emergency

ACTION Review and Renew Resolution No. 20-12, Resolution of the City Council of the City of Lindsay, California Declaring a Local Emergency and Request for Assistance Under the California Disaster Assistance Act

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

OBJECTIVE(S) Live in a safe, clean, comfortable, and healthy environment.
 Increase our keen sense of identity in a connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Dedicate resources to retain a friendly, small-town atmosphere.
 Stimulate, attract, and retain local businesses.
 Advance economic diversity.
 Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff respectfully requests that Council review and renew the proclamation of the existence of a local emergency in the City of Lindsay as set forth in Resolution No. 20-12.

Background | Analysis

The coronavirus (COVID-19) is a respiratory disease which the Centers for Disease Control and Prevention (CDC) considers to be a very serious public health threat with outcomes ranging from mild to severe sickness and death. On March 4, 2020, Governor Newsom declared a state of emergency in the State of California due to the number of confirmed cases of COVID-19 in the state. On March 12, 2020, Tulare County declared an emergency due to confirmed cases of COVID-19 at Sierra View Medical Center in the City of Porterville. On March 13, 2020, Governor Newsom announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the State at least until the end of March. On March 19, 2020 the Governor issued a Stay at Home Order.



STAFF REPORT

Benefit To Or Impact On City Resources

Renewal of Resolution No. 20-12 confirms the continued existence of conditions of disaster or of extreme peril to the safety of persons and property within the City of Lindsay. These conditions of disaster or extreme peril necessitate the proclamation of a local emergency to enable the City of Lindsay to adequately plan, prepare and preposition resources to be able to effectively respond to the threat posed by COVID-19, including but not limited to requests for assistance under the California Disaster Assistance Act.

Environmental Review

Not required by CEQA
 If required by CEQA:

Policy Issues

No policy issues
 Policy issues:

Public Outreach

Posted in this agenda
 Additional public outreach:

Attachments

1. Resolution No. 20-12



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 20-12

TITLE RESOLUTION OF THE CITY COUNCIL OF CITY OF LINDSAY, CALIFORNIA
DECLARING A LOCAL EMERGENCY AND REQUEST FOR ASSISTANCE
UNDER THE CALIFORNIA DISASTER ASSISTANCE ACT.

WHEREAS, City of Lindsay Municipal Code Chapter 2.44 provides for the preparation and carrying out of plans for the protection of persons and property within the City of Lindsay in the event of emergency or disaster; and,

WHEREAS, Chapter 2.44 provides for the preparation and carrying out of plans for the civil defense of persons and property within the city in the event of a disaster and to provide for the coordination of the civil defense and disaster functions of the city with all other public agencies and affected private persons, corporations and organizations; and

WHEREAS, in the event of the occurrence of a state of extreme emergency or a state of disaster caused by an act of God, pestilence, flood, earthquake or any other causes whatsoever, the mayor of the city is authorized to declare a state of emergency or disaster without the necessity of convening the city council for action thereon.; and

WHEREAS, the Governor of California declared a Statewide state of emergency due to the COVID-19 virus on Wednesday, March 4, 2020; and

WHEREAS, the City Council of the City of Lindsay does hereby find the aforesaid conditions of extreme peril did warrant and necessitate the proclamation of the existence of a local emergency in the City of Lindsay; and

WHEREAS, the Director of Emergency Services of the City of Lindsay shall be the City Manager; and

WHEREAS, the City Council of the City of Lindsay does hereby find that local resources are unable to cope with the effects of said emergency; and

WHEREAS, these conditions of disaster or extreme peril necessitate the proclamation of a local emergency to enable the City of Lindsay to adequately plan, prepare and preposition resources to be able to effectively respond to the threat posed by COVID-19; and

WHEREAS, preparing for, responding to, mitigating, and recovering from the spread of COVID-19 requires the City to divert resources from normal day-to-day operations, and has and will continue to impose extraordinary requirements on and expenses to the City; and

RESOLUTION NO. 20-12

Page 1 of 2



RESOLUTION OF THE CITY OF LINDSAY

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Lindsay hereby declares a local emergency due to the existence or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within the City of Lindsay; and

IT IS FURTHER RESOLVED AND ORDERED that the local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Lindsay; and

IT IS FURTHER RESOLVED AND ORDERED that during the existence of said local emergency the powers, functions and duties of the City of Lindsay and its City Manager shall be those prescribed by state law, and by the charter, ordinance and resolutions of the City of Lindsay; and

IT IS FURTHER ORDERED that a copy of this Resolution be forwarded to the State Director of the Office of Emergency Services; and

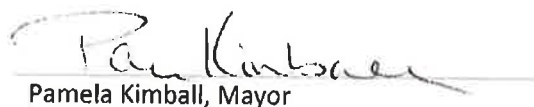
IT IS FURTHER ORDERED that the City Manager, of the City of Lindsay, is hereby designated as the authorized representative of the City of Lindsay for the purpose of receipt, processing, and coordination of all inquiries and requirements necessary to obtain available State and Federal assistance.

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

MEETING DATE	March 24, 2020
MOTION	Watson
2 nd MOTION	Sanchez
AYES	Watson, Sanchez, Flores, Cortes, Kimball
ABSENT	None
ABSTAIN	None
NAYS	None

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


Juana Espinoza, Deputy City Clerk


Pamela Kimball, Mayor



STAFF REPORT

TO: Lindsay City Council
 FROM: Kingsley Okereke, Interim Director of Finance
 Juana Espinoza, Finance and Accounting Manager
 ITEM: 6.5
 DATE: November 10, 2020

Updated City of Lindsay Investment Policy

ACTION Minute Order Approval of City of Lindsay Investment Policy

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

OBJECTIVE(S) Live in a safe, clean, comfortable, and healthy environment.
 Increase our keen sense of identity in a connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Dedicate resources to retain a friendly, small-town atmosphere.
 Stimulate, attract, and retain local businesses.
 Advance economic diversity.
 Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff respectfully recommends that the City Council consider and approve the City of Lindsay Investment Policy as amended, in compliance with California Government Code Section 53646(a)(1).

Background | Analysis

The City of Lindsay Investment Policy remains in compliance with State guidelines. The Investment Policy outlines the City’s investment guidelines and investing strategy. The City Investment Policy applies to secure the investment principal, allows for ease of liquidation, and provides a reasonable return on the investments. In addition, the Investment Policy allows the City of Lindsay to maintain sufficient cash so all payments due in at least the next six months may be made in a timely manner.

Staff updated the investment policy to clarify and reinforce the safety of principal objective of the city investments, and to include additional investment options which will enable the diversification of the portfolio.



STAFF REPORT

Alternatives

- Approve the City of Lindsay Investment Policy as amended
- Do not approve the City of Lindsay Investment Policy as amended
- Direct staff to take some other action

Benefit To Or Impact On City Resources

The investment policy enables the prudent management of city resources.

Environmental Review

- Not required by CEQA
 If required by CEQA:

Policy Issues

No policy issues

Policy issues:

Part of the stewardship of the city finances requires the Finance Department to present to the City Council, and the City Council to consider and approve the City's investment policy annually.

Public Outreach

- Posted in this agenda
 Additional public outreach:

Attachments

1. City of Lindsay Investment Policy – Redline

I. INTRODUCTION

The purpose of this document is to identify prudent, systematic investment policies and procedures and to organize and formalize investment-related activities. The City recognizes the necessity of proper cash management, accurate cash projections, expeditious revenue collection, effective disbursement control, cost-effective banking relations, and short-term borrowing program to manage the City's working capital requirements and investment opportunity.

II. SCOPE

It is intended that this policy cover all funds and investment activities under the direct authority of the City of Lindsay.

III. OBJECTIVES

The City's funds shall be invested in accordance with all applicable City policies and codes, State statutes, and Federal regulations, and in a manner designed to accomplish the following objectives.

Formatted: Justified

- Section 53600.5 of the California Government Code defines the investment objectives of the investment of public funds and that the primary objective of a trustee is the safety of the principal of funds under its control. The secondary objective is to meet the liquidity needs of the depositor. The third objective is to achieve a return on the funds under its control

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A. **Safety:** Safety of principal is the foremost objective of the investment program. City investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. It is the primary duty and responsibility of the Treasurer to protect, preserve and maintain cash and investments placed in his/her trust on behalf of the citizens of the community.

B. **Liquidity:** An adequate percentage of the portfolio should be maintained in liquid short-term securities for conversion to cash to meet disbursement requirements. Since all cash requirements cannot be anticipated, investments in securities with active secondary or resale markets is highly recommended. Emphasis should be on marketable securities with low sensitivity to market risk.

C. **Yield:** Yield should become a consideration only after the basic requirements of safety and liquidity have been met.

D. **Market-Average Rate of Return:** The investment portfolio shall be designed to attain a market-average rate of return throughout budgetary and economic cycles. The portfolio shall comply with the agency's-city's risk constraints, consider the cash flow characteristics of the portfolio, and adhere to State and Local laws, ordinances or resolutions restricting investments.

E. **Diversification:** The investment portfolio will be diversified to ~~avoid incurring~~ mitigate unreasonable and avoidable credit risks related to specific security types, maturity dates, or individual financial institutions.

F. **Prudence:** The agency adheres to the guidance provided by the "prudent person rule", which obligates a fiduciary to ensure:

" ... investment shall be made with the exercise of that degree of judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation but for investment considering the probable safety of their capital as well as the probable income to be derived."

G. **Public Trust:** All participants in the investment process shall act as custodians of the public trust. Investment officials shall recognize that the investment portfolio is subject to public review and evaluation. The overall program shall be designed and managed with a degree of professionalism worthy of the public trust. Occasional measured losses are inevitable, and must be considered in context of the overall return of an adequately diversified portfolio.

IV. REPORTING

The Treasurer shall submit a monthly investment report to the Governing Body. This report will include all required elements of the monthly report as prescribed by Government Code Section 53646, as listed here:

- Type of investment
- Institution
- Date of maturity
- Amount of deposit or cost of the security
- Current market value of securities with maturity exceeding 12 months
- Rate of interest
- Statement relating the report to the Statement of Investment Policy
- Statement of sufficient funds to meet the next 30 days' obligations
- Accrued interest

V. INVESTMENT INSTRUCTIONS

The authorized investment instruments to be utilized are shown below.

Permitted Investments	Percentages	Maximum Maturity
Securities of the U.S. Government <u>United States Treasury Notes, Bonds, Bills, or other certificates of indebtedness backed by the US Government</u>	Unlimited	5 Years
<u>A rated debt security of State of California or California Local Agency.</u>	<u>Not to exceed 25 percent of the portfolio</u>	<u>5 Years</u>
Certificates of Deposit	Unlimited <u>Not to exceed 25 percent of</u>	5 Years

INVESTMENT POLICY

~~11-4-2020~~2017-06-06

	<u>portfolio</u>	
LAIF	10 Million	N/A

VI. Internal Controls

A System of internal control shall be established and documented in writing. The controls shall be designed to prevent losses of public funds arising from fraud, employee error, misrepresentation of third parties, unanticipated changes in financial markets, or imprudent actions by employees and officers of the Governmental Agency. Controls deemed most important include: control of collusion, separation of duties, separating transaction authority from accounting and recordkeeping, custodial safekeeping, clear delegation of authority, specific limitations regarding securities losses and remedial action, written confirmation of telephone transactions, minimizing the number of authorized Investment Officials, documentation of transactions and strategies, and code of ethics standards.

VII. Maturities

Security purchases and holdings should be maintained within statutory limits imposed by the Government Code. Investments are currently limited to a maximum of five years.

VIII. Banks and Securities Dealers

In selecting financial institutions for the deposit or investment of City funds, the Treasurer shall consider the creditworthiness of institutions. The Treasurer shall continue to monitor financial institutions: credit characteristics and financial history throughout the period in which agency funds are deposited or invested.

IX. Risk Tolerance

The City of Lindsay recognizes investment risks can result from issuer defaults, market price changes or various technical complications leading to temporary illiquidity. Portfolio diversification is employed to control risk. Investment Managers are expected to display prudence in the selection of securities, to minimize default risk. No individual investment transaction shall be undertaken which jeopardizes the total capital position of the overall portfolio. The Treasurer shall periodically establish guidelines and strategies to control risks of default, market price changes and illiquidity.

In addition to these general policy considerations, the following specific policies will be strictly observed.

- All transactions will be executed on a delivery versus payment basis.
- A competitive bid process, when practical, will be used to place all investment purchases.

X. Safekeeping and Custody:

All securities owned by the City of Lindsay should be held by a third party except the collateral for time deposits in banks and savings and loans. Collateral for time deposits in savings and loans is held by the Federal Home Loan Bank or an approved Agent of Depository. The collateral for time deposits in banks should be held in the entity's name in the bank's Trust Department, or alternately, in the Federal Reserve Bank.

XI. Statement of Investment Policy

The Statement of Investment Policy shall be reviewed and submitted annually to the Governing Body.



STAFF REPORT

TO: Lindsay City Council
 FROM: Michael Camarena, Director of City Services and Planning
 ITEM: 6.6
 DATE: November 10, 2020

Resolution 20-47, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds

- ACTION** Approval of Resolution 20-47
- PURPOSE**
- Statutory/Contractual Requirement
 - Council Vision/Priority
 - Discretionary Action
 - Plan Implementation
- OBJECTIVE(S)**
- Live in a safe, clean, comfortable, and healthy environment.
 - Increase our keen sense of identity in a connected and involved community.
 - Nurture attractive residential neighborhoods and business districts.
 - Dedicate resources to retain a friendly, small-town atmosphere.
 - Stimulate, attract, and retain local businesses.
 - Advance economic diversity.
 - Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff respectfully recommends approval of Resolution 20-47, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds.

Background | Analysis

The City was successful in our letter of interest for grant funding in the amount of \$177,952 for the Per Capita Parks Program. California Department of Parks and Recreation Office of Grants and Local Services (OGALS) administers grant funds for local agencies.

In the study session held on October 27, 2020, Council identified several key projects to develop with the Per Capita grant funds, all located on Centennial Park area. As required by the grant program, Resolution 20-47, provides criteria for the City to proceed to the application process.



STAFF REPORT

Development of the grant application will identify the projects that were reviewed and supported by Council. The application will be presented to Council prior to submittal to OGALS.

The supporting resolution must be submitted to OGALS no later than December 31, 2020. The grant has a performance period that expires June 30, 2024.

The application package, which will identify projects is due to OGALS no later than June 30, 2021.

Alternatives

- Approve Resolution 20-47, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds.
- Do not approve Resolution 20-47, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds.
- Do not approve and provide direction to staff.

Benefit To Or Impact On City Resources

As identified, the grant funding must be for capital outlay for recreational purposes or improvements to existing property beyond its original condition.

Environmental Review

Not required by CEQA at this time
 If required by CEQA:

Policy Issues

No policy issues
 Policy issues:

Public Outreach

Posted in this agenda
 Additional public outreach:

Attachments

- Resolution No. 20-47, A Resolution of the City Council of the City of Lindsay Approving Application for Per Capita Grant Funds



RESOLUTION OF THE CITY OF LINDSAY

NUMBER **20-47**

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY APPROVING APPLICATION FOR PER CAPITA GRANT FUNDS**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on November 10, 2020 at 6:00 PM at 251 E. Honolulu Street, Lindsay, CA 93247

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Per Capita Grant Program, setting up necessary procedures governing application(s); and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the grantee's Governing Body to certify by resolution the approval of project application(s) before submission of said applications to the State; and

WHEREAS, the grantee will enter into a contract with the State of California to complete projects.

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

- SECTION 1. The City Council of the City of Lindsay hereby approves the filing of project application for Per Capita program grant project(s); and
- SECTION 2. Certifies that said grantee has or will have available, prior to commencement of project work utilizing Per Capita funding, sufficient funds to complete the project(s); and
- SECTION 3. Certifies that the grantee has or will have sufficient funds to operate and maintain the project(s), and
- SECTION 4. Certifies that all projects proposed will be consistent with the park and recreation element of the City of Lindsay general or recreation plan (PRC §80063(a)), and
- SECTION 5. Certifies that these funds will be used to supplement, not supplant, local revenues in existence as of June 5, 2018 (PRC §80062(d)), and
- SECTION 6. Certifies that it will comply with the provisions of §1771.5 of the State Labor Code, and
- SECTION 7. (PRC §80001(b)(8)(A-G)) To the extent practicable, as identified in the "Presidential Memorandum--Promoting Diversity and Inclusion in Our National Parks, National Forests, and Other Public Lands and Waters," dated January 12, 2017, the City of Lindsay will consider a range of actions that include, but are not limited to, the following:

RESOLUTION NO. 20-47
Page 1 of 3



RESOLUTION OF THE CITY OF LINDSAY

- (A) Conducting active outreach to diverse populations, particularly minority, low-income, and disabled populations, and tribal communities, to increase awareness within those communities and the public generally about specific programs and opportunities.
- (B) Mentoring new environmental, outdoor recreation, and conservation leaders to increase diverse representation across these areas.
- (C) Creating new partnerships with state, local, tribal, private, and nonprofit organizations to expand access for diverse populations.
- (D) Identifying and implementing improvements to existing programs to increase visitation and access by diverse populations, particularly minority, low-income, and disabled populations, and tribal communities.
- (E) Expanding the use of multilingual and culturally appropriate materials in public communications and educational strategies, including through social media strategies, as appropriate, that target diverse populations.
- (F) Developing or expanding coordinated efforts to promote youth engagement and empowerment, including fostering new partnerships with diversity-serving and youth-serving organizations, urban areas, and programs.
- (G) Identifying possible staff liaisons to diverse populations.

SECTION 8. Agrees that to the extent practicable, the project(s) will provide workforce education and training, contractor, and job opportunities for disadvantaged communities (PRC §80001(b)(5)).

SECTION 9. Certifies that the grantee shall not reduce the amount of funding otherwise available to be spent on parks or other projects eligible for funds under this division in its jurisdiction. A one-time allocation of other funding that has been expended for parks or other projects, but which is not available on an ongoing basis, shall not be considered when calculating a recipient's annual expenditures. (PRC §80062(d)).

SECTION 10. Certifies that the grantee has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Procedural Guide; and Delegates the authority to the City of Lindsay City Manager, or designee to conduct all negotiations, sign and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the grant scope(s); and

SECTION 11. Agrees to comply with all applicable federal, state, and local laws, ordinances, rules, regulations, and guidelines.



RESOLUTION OF THE CITY OF LINDSAY

SECTION 12. This resolution shall be effective immediately upon its approval and adoption. 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 the duly appointed deputy, is directed to attest thereto.

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

MEETING DATE	November 10, 2020
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.

Juana Espinoza, Deputy City Clerk

Pamela Kimball, Mayor



STAFF REPORT

TO: Lindsay City Council
 FROM: Juana Espinoza, Finance and Accounting Manager
 ITEM: 7.1
 DATE: November 10, 2020

First Reading of Ordinance No. 585

ACTION First Reading of Ordinance No. 585, An Ordinance Amending Chapter 13.04 of Title 13 of the Lindsay Municipal Code, Amending Water Billing

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

OBJECTIVE(S) Live in a safe, clean, comfortable, and healthy environment.
 Increase our keen sense of identity in a connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Dedicate resources to retain a friendly, small-town atmosphere.
 Stimulate, attract, and retain local businesses.
 Advance economic diversity.
 Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff respectfully recommends review and consideration of Ordinance No. 585, first reading.

Background | Analysis

The State legislature has enacted Senate Bill 998 known as the Water Shutoff Protection Act. This act is intended to help residential water users who lose access to water service due to their inability to pay. It requires procedural protections before residential water services can be discontinued for non-payment and requires the City to have a written policy for the discontinuation of water services. This policy prohibits the discontinuation of water services until billing is at least 60 days delinquent and a written notice has been provided to the account owner. The City is also required to offer payment arrangements to residents who are unable to pay who meet the requirements outlined under SB998, and are willing to enter an alternative arrangement for payment.

Additions are shown in in red underlined text. Deletions are shown with a ~~blue strikethrough~~:



STAFF REPORT

ORDINANCE NO. ____

AN ORDINANCE AMENDING CHAPTER 13.04 OF TITLE 13 OF THE LINDSAY MUNICIPAL CODE, AMENDING WATER BILLING

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

Section 1. PURPOSE. The provisions of the City's water billing must be updated to comply with recent changes in State regulations for billing.

Section 2. CODE AMENDMENT.

Lindsay Municipal Code, Chapter 13.04.320 is hereby amended to read as follows (text to be added in underlined, text to be deleted is in strikeout):

13.04.320 Billing

1. All water charges shall become due and payable to and at the office of the city clerk on the first day of the month following the month of service and shall become delinquent on the twenty-fifth day of the month in which the billing occurs. When a bill becomes delinquent, a ten-dollar penalty shall be automatically assessed. Water service shall be disconnected ~~on the first Tuesday of the month following delinquency~~ no sooner than sixty (60) days after the original due date, if the amount due and owing is not paid in full and the customer has not requested an alternative payment schedule or amortization plan. The City Manager shall enact and revise, as needed, a Residential Water Billing and Shutoff Policy not inconsistent with State law, the City Charter, or Municipal Code.
2. All bills for such charges shall be issued by the city clerk. They shall be combined with bills rendered by the city in all cases where the premises in question is connected to the municipal water system. The bills shall state their purpose (water, sewer, disposal service) and shall give the name and last known address of the person responsible for the payment (as provided in this chapter) and shall list separately the charge for water service, the charge for sewer service, the charge for disposal service, and the total charge for all services. None of the charges may be paid separately from the others. If a premises is rendered one service and not another, a separate bill shall be rendered for the service or services so rendered.

All other code sections in Chapter 13 of the Lindsay Municipal Code shall remain unchanged.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(2) [the activity will not result in direct or reasonably foreseeable indirect physical changes in the environment].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Lindsay, or any official, employee or agent thereof.



STAFF REPORT

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Lindsay hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Lindsay Municipal Code as amended by this ordinance are substantially the same as provisions in the Lindsay Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

The foregoing ordinance, read by title only with waiving of the reading in full, was introduced and approved at a regularly scheduled meeting on the ___th day of _____ 2020.

ADOPTED at a regular meeting of the City Council held the ___th day of _____ 2020.

Ayes: _____

Noes: _____

Abstain: _____

Absent: _____



STAFF REPORT

Alternatives

- Approve the second reading of Ordinance No. 585 as submitted
- Approve the second reading of Ordinance No. 585 with amendments
- Do not approve the second reading of Ordinance No. 585
- Direct staff to take some other action

Benefit To Or Impact On City Resources

By adopting an updated water shutoff policy, the City will remain in compliance with State law.

Environmental Review

- Not required by CEQA
 If required by CEQA:

Policy Issues

- No policy issues
 Policy issues:

Public Outreach

- Posted in this agenda
 Additional public outreach:

.....Notice of a Public Hearing was posted in the Porterville Recorder on October 30, 2020.

Attachments

- Updated water billing policy
- Ordinance No. 585 – Redline

Residential Water Billing and Shutoff Policy

Purpose/Background:

The City of Lindsay is governed by Senate Bill No. 998. This policy shall apply to all City of Lindsay accounts for residential water service but shall not apply to any accounts for non-residential service. This policy enumerates the City of Lindsay's administrative actions for the collection of delinquent water accounts. The intent of this policy is to:

- a.) Establish a comprehensive policy for City water billing practices and provide customers notice of their payment duties and obligations;
- b.) Facilitate timely payment from City customers to meet the City's financial obligations;
- c.) Establish a timeline for notifications, fee assignments, and discontinuation of service;
- d.) Ensure that customers that meet their obligation of timely payments do not bear the additional cost of those who do not; and
- e.) Establish procedures for City customers to dispute the accuracy of any utility bill, late fee, or other enforcement mechanism used by the City for the collection of utility charges.

Contact information: For questions or assistance regarding your water bill, and to discuss options for averting termination of water service for nonpayment under the terms of this policy, the City of Lindsay's Finance Department staff can be contacted by phone at (559) 562-7102. Customers may also visit the Finance Department in person Monday through Friday, from 8:30 a.m. to 12:00 p.m. and 1:00 p.m. to 4:30 p.m., except on holidays.

An electronic copy of this policy is available to the public on the City's website: <https://www.lindsay.ca.us>.

Billing Procedures: Payment for services shall be due and payable on or before the 25th day following each applicable billing month. If the 25th day falls on a weekend or holiday, the due date will be the first business day after the 25th day.

Late fees: Payments received after the due date will be assessed a \$10 penalty on any unpaid balance.

Delinquent Bills: All bills that remain unpaid by 11:59 p.m. on the 25th of said month shall be deemed delinquent (Ordinance 329).

Discontinuation of Water Service for Nonpayment: If a bill is delinquent for at least sixty (60) days, the City of Lindsay may discontinue water service to the service address. The City of Lindsay shall not discontinue water service for nonpayment until payment by the customer has been delinquent for at least sixty (60) days and following written notice to the consumer as required below.

Payment Methods: Payments can be made in person via cash, credit card, check, or certified funds during regular business hours at our City Hall offices located at 251 E. Hermosa, Lindsay CA 93247. Payments can also be made 24 hours, 7 days per week via phone call to 1-855-664-7353. For more information on how to pay online please visit <http://lindsay.ca.us/>. Merchant fees may apply.

Small Balance Accounts: Any balance on a bill of \$15 or less may be carried over, and added to, the next billing period without being assessed a late fee or incurring further collection action.

Waiver of Late Fee: At the request of the customer, the City Water Department will waive the late fee if there are extenuating circumstances, and the customer has been assessed a late fee for delinquent payment no more than once in the proceeding twelve months.

Written Notice to Customer: The City of Lindsay will provide a mailed notice to the customer of record at least ten (10) business days before discontinuation of water service. The City of Lindsay Finance Department assumes no responsibility for contact information that has not been kept up to date by the customer. The notice will include:

- Customer's name and address
- Amount of the delinquency
- Date by which payment or payment arrangements are required to avoid discontinuation of service
- Description of the process to apply for an amortization plan
- Description of the process to dispute or appeal a bill
- Telephone number where the customer may request a payment arrangement or receive additional information from the City of Lindsay
- Web link to the City's written collection policy

If the written disconnection notice is returned through the mail as undeliverable, the City will make a reasonable, good faith effort to contact the customer via telephone for notice of discontinuance for nonpayment. The courtesy call is meant entirely as a courtesy and failure of the City to send the notice or failure by the customer to receive the notice shall not constitute an acceptable reason for non-payment or delay of disconnection.

Notice to Residential Tenants/Occupants in an Individually Metered Residence: The City of Lindsay will make a reasonable, good faith effort to inform the occupants, by means of written notice, when the water service account is in arrears and subject to disconnection at least ten (10) days before water service is shut off. The written notice will advise the tenant/occupant that they have the right to become customers of the City of Lindsay without being required to pay the amount due on the delinquent account, as long as they are willing to assume financial responsibility for subsequent charges for water service at that address. In order for the amount due on the delinquent account to be waived, the tenant/occupant must provide verification of tenancy in the form of a rental agreement or proof of rent payments.

Notice to Tenants/Occupants in a Multi-Unit Complex Served through a Master Meter: The City of Lindsay will make a reasonable, good faith effort to inform the occupants, by means of written notice hung on the door of each residence, when the water service account is in arrears and subject to disconnection at least ten (10) days before water service is shut off. The written notice will advise the tenant/occupant that they have the right to become customers of the City of Lindsay without being required to pay the amount due on the delinquent account, as long as they are willing to assume financial responsibility for subsequent charges for water service at the address(es) served by the master meter. If one or more of the occupants are willing and able to assume responsibility for the subsequent charges for water service to the satisfaction of the City of Lindsay, or if there is a physical means, legally available to the City of Lindsay, of selectively terminating service to those occupants who have not met the requirements for service, the City of Lindsay will make service available to the occupants who have met those requirements

Posting of Notice at Service Address: The City will make a reasonable, good faith effort to contact the account holder or other responsible party via written notice regarding outstanding delinquent charges. If the City is unable to make contact with the customer, the City will leave a notice of imminent discontinuation of residential service. The notice will be in the form of a door hanger delivered to the premises no less than forty-eight (48) hours in advance of discontinuance of service and shutoff shall occur no sooner than 60 days after the bill's original due date. The notice shall include:

- the name and address of the customer;
- the amount of the delinquency;
- the date by which payment or payment arrangements must be made to avoid discontinuation of service;
- the procedure to petition for bill review and appeal;
- the procedure for the customer to obtain information on financial assistance, if applicable; and
- the telephone number where the customer may request a payment arrangement or receive additional information from the District.

Circumstances Under Which Service Will Not Be Discontinued: The City will not discontinue services in the following instances:

- If the customer disputes the bill and during the pendency of an investigation into the customer's dispute or complaint as detailed below;
- When the customer has been granted an extension of the period to pay the bill (termination may be applicable if the extension period expires);
- If the customer is compliant with an amortization agreement and the customer also keeps the account current as charges accrue in each subsequent billing period; and

Special Medical and Financial Circumstances Under Which Services Will Not Be Discontinued: The City will not discontinue water service if all of the following conditions detailed below are met:

- A licensed physician or surgeon has certified that termination of services will be life-threatening to the customer;
- The customer certifies they are financially unable to pay for service in the normal billing cycle. The customer is deemed financially unable to pay during the normal billing cycle if: (a) any member of the customer's household is a current recipient of CalWORKs, CalFresh, general assistance, MediCal, Supplemental Security Income/State Supplementary Payment Program, or California Special Supplemental Nutrition Program for Women, Infants, and Children, or (b) the customer declares under penalty of perjury that the household's annual income is less than 200 percent of the federal poverty level and;
- The customer is willing to enter into an alternative payment arrangement, including an extension, amortization agreement, or alternative payment schedule, with respect to the delinquent charges.

For any customers who meet all of the above conditions, the District shall offer the customer one of the following options, to be selected by the District in its discretion: (1) an extension of the payment period; or (2) an alternative payment schedule or amortization of the unpaid balance not to exceed twelve (12)

months. The Finance Manager or designee will select the most appropriate payment arrangement, taking into consideration the information and documentation provided by the customer, as well as the District's payment needs.

The customer is responsible for demonstrating that the conditions under which services will not be discontinued have been met. Upon receipt of documentation from the customer, which must be provided to the City at least 48 hours prior to the disconnection date, the City will review the documentation within seven (7) days and: (1) notify the customer of the alternative payment arrangement selected by the City and request the customer's signed assent to participate in that alternative arrangement; (2) request additional information from the customer; or (3) notify the customer that he or she does not meet the conditions under which services will not be discontinued. The City reserves the right to extend the customer documentation submission period at the City's discretion.

Time of Discontinuation of Service: The City of Lindsay will not discontinue water service due to nonpayment on a Saturday, Sunday, legal holiday, or at any time during which business offices of the City's Finance Department are not open to the public.

Disconnection Deadline: All delinquent water service charges and associated fees must be received by the Finance Department by 11:59p.m. on the day specified in the written disconnection notice. The City will disconnect water service by turning off, and in some cases locking off, the meter. Before service is disconnected, the customer will be notified by a delinquent notice, a first disconnection notice, a final disconnection notice, and a forty-eight (48) hour courtesy call.

Re-establishment of Service: In order to resume or continue service that has been disconnected for nonpayment, the customer must pay a re-establishment fee as set by council resolution, if applicable, and a security deposit, if required by the City. The customer will be charged a fee to re-establish service in the billing system regardless of whether the meter has physically been turned off. The City will endeavor to reconnect service as soon as practicable but, at a minimum, will restore service before the end of the next regular working day following payment of any past due amount, including any applicable interest, penalties, and delinquent fees attributable to the termination of service. Water service that is turned on by any person other than City of Lindsay personnel or without City authorization may be subject to fines or additional charges or fees. Any damages that occur as a result of unauthorized restoration of service are the responsibility of the customer.

Re-establishment of Service After Business Hours: Service restored after 2:00 pm Monday through Friday, weekends, or holidays will be charged an after-hours re-establishment fee. Service will not be restored after regular business hours unless the customer has been informed of the after-hours re-establishment fee. The after-hours re-establishment fee is in addition to the regular re-establishment fee and the late fee for a past due account. City personnel responding to service calls are not permitted to collect payment but will instruct the customer to contact the finance department.

Notification of Disposition of Returned Check: Upon receipt of a returned check taken as payment of water service or other related water charges, the City will consider the account not paid. The City will make a reasonable, good faith effort to provide a 48 - hour courtesy notice of termination of service due to a returned check via written notice. The written notice will be in the form of a door hanger delivered to the premises on the same day receipt of returned check is received and shutoff shall occur no sooner than 60 days after the bill's original due date.

Water service will be disconnected if the amount of the returned check and the returned check charge are not paid on or before the date specified in the notice of termination. All amounts paid to redeem a returned check and to pay the returned check charge must be in cash, credit card, or certified funds.

Returned Checks for Previously Disconnected Service: In the event a customer tenders a non-negotiable check as payment to restore water service previously disconnected for non-payment and the City restores service, the City may promptly disconnect service without providing further notice. No 48-hour notice of termination will be given in the case of a non-negotiable check tendered for payment of water charges that were subject to discontinuance.

Any customer issuing a non-negotiable check as payment to restore service turned off for non-payment will be required to pay cash, credit card, or certified funds to restore future service disconnections for a period of 12 months from the date of the returned payment.

Request for Relief: Any customer of the City may file a written request with the Finance Department disputing any fee or charge assessed by the City for water service disconnection within five (5) days of the fee(s) becoming due or water service becoming disconnected. Time limitations prescribed by this subsection shall not apply within the first ninety (90) days of this policy's adoption.

Time to Initiate Complaint or Request an Investigation: If a customer disputes a bill, they must file an appeal. Appeals must be in writing and must be filed no later than (15) days after a delinquency notice has been issued. If a customer disputes a bill and exercises their right to appeal, the City will not disconnect water service for nonpayment while the appeal is pending.

Within fifteen (15) days of submitting the request in writing, the customer may make a request for an extension of the payment period of a bill asserted to be beyond the means of the customer to pay in full during the normal period for payment.

Review by City of Lindsay Staff: The Finance Department shall review all written requests for relief and either deny the request or grant the relief requested or a portion thereof. Factors for consideration shall include: billing errors, faulty meter or misread meter, a water leak was present necessitating a leak adjustment, consideration of whether the customer shall be permitted to amortize the unpaid balance of the account over a reasonable period of time, any other factor deemed relevant by the Finance Department.

Appeal to the City Council:

Any recipient of a delinquent bill may contest that there was a violation of this policy, municipal code, or state codes specifically adopted by reference in the applicable chapters of this policy or each respective code, and that they are the responsible person by completing a request for hearing form and returning it to the City within fifteen (15) working days of a billing dispute denied by the Finance Department of the City of Lindsay.

The appeal shall go to the hearing panel. The employment, preperformance evaluation, compensation, and benefits of the hearing panel, if any, shall not be directly or indirectly conditioned upon the amount of outstanding charges upheld by the hearing panel.

No hearing to contest delinquent charges before a hearing panel shall be held unless and until a request for hearing form has been completed and submitted.

A hearing before the hearing panel shall be set for a date that is not less than fifteen (15) working days and not more than sixty (60) working days from the date that the request for hearing is filed. The customer requesting the hearing shall be notified of the time and place set for the hearing at least ten (10) working days prior to the date of the hearing.

The hearing panel shall only consider evidence that is relevant to whether the charges occurred and whether the responsible person has caused or maintained the charges in violation of this policy, municipal and/or state codes specifically adopted, on the date(s) specified in the delinquency notice.

The customer contesting the delinquent charges shall be given the opportunity to testify and present witnesses and evidence concerning the delinquent billing.

Failure to appear at the hearing shall constitute a failure to exhaust a customer's administrative remedies.

The delinquency notice and any additional documents submitted to the hearing panel shall constitute prima facie evidence of the respective facts contained in those documents.

If the hearing panel submits an additional written report concerning the delinquent billing, then a copy of this report also shall be served by mail on the person requesting the hearing at least five (5) working days prior to the date of the hearing. At least ten (10) working days prior to the hearing, the customer shall be provided with copies of billings, reports, and other documents submitted or relied upon by the hearing panel. No other discovery is permitted. Formal rules of evidence shall not apply.

The hearing panel may continue the hearing and request additional information from the Finance Department or the customer prior to issuing a written decision.

After considering all of the testimony and evidence submitted at the hearing, the hearing panel shall issue a written decision within ten (10) working days of the close of the hearing to uphold or deny the delinquent charges and shall list in the decision the reasons for that decision. The decision of the hearing panel shall be final, subject to judicial review.

If the hearing panel determines that the delinquent charges should be upheld, then the customer will be notified via written notice five (5) business days in advance of the discontinuance of service and shutoff shall occur no sooner than sixty (60) days after the bill's original due date.

If the hearing panel determines that the disputed charges should be dismissed, the panel will provide direction to the Finance Department that shall include instructions for the reversal or correction of delinquent charges, payment amortization schedule, and payment date for remaining charges, if any.

The customer shall be served with a copy of the hearing panel's decision in the manner prescribed above.

The failure of any persons to pay the delinquent charges assessed within the time specified shall be subject to discontinuance of service.

The failure of any person to pay delinquent charges assessed within the time specified shall be subject to the City of Lindsay's policies and procedures on collections, including the right of the Finance Department of the City of Lindsay to file a claim with the small claims court, and pursue any other legal remedy to collect. The City may also recover all of its collection costs, including attorney fees.

Any person aggrieved by a decision of hearing may obtain review of the decision by filing a petition for review with the Lindsay City Council.

Failure to receive any notice specified does not affect the validity of proceedings conducted hereunder.

ORDINANCE NO. ____

AN ORDINANCE AMENDING CHAPTER 13.04 OF TITLE 13 OF THE LINDSAY MUNICIPAL CODE, AMENDING WATER BILLING

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

Section 1. PURPOSE. The provisions of the City’s water billing must be updated to comply with recent changes in State regulations for billing.

Section 2. CODE AMENDMENT.

Lindsay Municipal Code, Chapter 13.04.320 is hereby amended to read as follows (text to be added in underlined, text to be deleted is in strikeout):

13.04.320 Billing

1. All water charges shall become due and payable to and at the office of the city clerk on the first day of the month following the month of service and shall become delinquent on the twenty-fifth day of the month in which the billing occurs. When a bill becomes delinquent, a ten-dollar penalty shall be automatically assessed. Water service shall be disconnected ~~on the first Tuesday of the month following delinquency~~ no sooner than sixty (60) days after the original due date, if the amount due and owing is not paid in full and the customer has not requested an alternative payment schedule or amortization plan. The City Manager shall enact and revise, as needed, a Residential Water Billing and Shutoff Policy not inconsistent with State law, the City Charter, or Municipal Code.
2. All bills for such charges shall be issued by the city clerk. They shall be combined with bills rendered by the city in all cases where the premises in question is connected to the municipal water system. The bills shall state their purpose (water, sewer, disposal service) and shall give the name and last known address of the person responsible for the payment (as provided in this chapter) and shall list separately the charge for water service, the charge for sewer service, the charge for disposal service, and the total charge for all services. None of the charges may be paid separately from the others. If a premises is rendered one service and not another, a separate bill shall be rendered for the service or services so rendered.

All other code sections in Chapter 13 of the Lindsay Municipal Code shall remain unchanged.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(2) [the activity will not result in direct or reasonably foreseeable indirect physical changes in the environment].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Lindsay, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Lindsay hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Lindsay Municipal Code as amended by this ordinance are substantially the same as provisions in the Lindsay Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

The foregoing ordinance, read by title only with waiving of the reading in full, was introduced and approved at a regularly scheduled meeting on the ___th day of _____ 2020.

ADOPTED at a regular meeting of the City Council held the ___th day of _____ 2020.

Ayes: _____

Noes: _____

Abstain: _____

Absent: _____



STAFF REPORT

TO: Lindsay City Council
 FROM: Mayra Espinoza-Martinez, Assistant to the City Manager
 ITEM: 7.2
 DATE: November 10, 2020

Second Reading of Ordinance No. 584

ACTION Second Reading of Ordinance No. 584, Amending Chapter 2.43 of Title 2 of the Lindsay Municipal Code, Amending Conflict of Interest Provisions

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

OBJECTIVE(S) Live in a safe, clean, comfortable, and healthy environment.
 Increase our keen sense of identity in a connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Dedicate resources to retain a friendly, small-town atmosphere.
 Stimulate, attract, and retain local businesses.
 Advance economic diversity.
 Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff respectfully recommends review and consideration of Ordinance No. 584, second reading.

Background | Analysis

The Political Reform Act requires every local government agency to review its conflict of interest code biennially. A conflict of interest code tells public officials, governmental employees, and consultants what financial interests they must disclose on their Statement of Economic Interests (Form 700). The City of Lindsay’s current conflict of interest code is contained in Ordinance No. 483 which was adopted September 16, 1996.

Additions are shown in red underlined text. Deletions are shown with a ~~blue strikethrough~~:



STAFF REPORT

ORDINANCE NO. ____

AN ORDINANCE AMENDING CHAPTER 2.43 OF TITLE 2 OF THE LINDSAY MUNICIPAL CODE, AMENDING CONFLICT OF INTEREST PROVISIONS

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

Section 1. PURPOSE. The City Council has directed the City Attorney and staff to revise the provisions surrounding conflict of interest of certain positions within the City.

Section 2. CODE AMENDMENT.

Lindsay Municipal Code, Chapter 2 is hereby amended to read as follows (text to be added in underlined, text to be deleted is in strikeout):

2.43.010 Purpose

The purpose of this chapter is to create the basis for the definition of, prohibition of and regulation of conflicts of interest within the city government. These rules do not supersede, but are intended to enforce and support existing and future statutes and regulations.

- ~~A. The provisions of Chapter 7, Sections 87100 through 87500, both inclusive, of the California Government Code are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such chapter and its requirements, prohibitions and penalties.~~
- ~~B. The provisions of Government Code Section 1090 through 1097, both inclusive, are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such Government Code Sections and its requirements, prohibitions, and penalties.~~
- ~~C. The city council shall enact such rules, regulations and codes of performance regulating conflicts of interest as it shall determine are necessary to implement the provisions of subsections A and B of this section. Such rules, regulations and codes shall be enacted by resolution of the city council.~~
- ~~D. The city clerk shall develop such appropriate local forms as necessary to implement the provisions of this chapter, and shall utilize state developed forms as appropriate, and shall have the authority to issue written clarifying interpretations of the provisions of this chapter which are not clearly covered by the rules, regulations and code enacted by the city council by resolution.~~
- ~~E. The city clerk shall be the filing officer for all forms required by the city and not explicitly required to be filed with another specific city, county or state officer or office.~~

2.43.030 ~~Appearances For Influence~~ Prohibitions Against Conflicts of Interest



STAFF REPORT

~~Appearances by or statements made to, or influence exercised by city officials or employees to, before or to any city officer, department or employee, or any city agency, authority or corporation on behalf of private interests are prohibited.~~

- A. The provisions of Chapter 7, Sections 87100 through 87500, both inclusive, of the California Government Code are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such chapter and its requirements, prohibitions and penalties.
- B. The provisions of Government Code Section 1090 through 1097, both inclusive, are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such Government Code Sections and its requirements, prohibitions, and penalties.
- C. The provision of Fair Political Practices Commission Regulation 18730 is adopted and all city officers and employees of the city as adopted by council resolution are encompassed within such Regulation and its requirements, prohibitions, and penalties.
- D. The city council may enact other rules, regulations and codes of performance regulating conflicts of interest as it shall determine are necessary to implement the provisions of this section. Such rules, regulations and codes shall be enacted by resolution of the city council.
- E. The city clerk shall develop such appropriate local forms as necessary to implement the provisions of this chapter, and shall utilize state-developed forms as appropriate, and shall have the authority to issue written clarifying interpretations of the provisions of this chapter which are not clearly covered by the rules, regulations and code enacted by the city council by resolution.
- F. The city clerk shall be the filing officer for all forms required by the city and not explicitly required to be filed with another specific city, county or state officer or office.

2.43.040 Compensated Influence - REPEALED IN ITS ENTIRETY.

2.43.050 Free Or Discounted Travel Prohibited - REPEALED IN ITS ENTIRETY.

2.43.060 Application And Interpretation - REPEALED IN ITS ENTIRETY.

2.43.070 Violations - In addition to any fines or punishments for violations of conflict of interest provisions of state law or of this chapter, or regulations issued hereunder or promulgated pursuant to state law, any person convicted of a violation of this chapter, or of any equivalent state law or regulation, shall be ineligible for a period of five years following such conviction to hold any city



STAFF REPORT

office or employment and, if currently holding office or employment with the city, shall be deemed to have automatically forfeited his or her office or position of employment.

All other code sections in Chapter 2 of the Lindsay Municipal Code shall remain unchanged.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(2) [the activity will not result in direct or reasonably foreseeable indirect physical changes in the environment].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Lindsay, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Lindsay hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Lindsay Municipal Code as amended by this ordinance are substantially the same as provisions in the Lindsay Municipal Code existing prior to the



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effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

The foregoing ordinance, read by title only with waiving of the reading in full, was introduced and approved at a regularly scheduled meeting on the ___th day of _____ 2020.

ADOPTED at a regular meeting of the City Council held the ___th day of _____ 2020.

Ayes: _____
Noes: _____
Abstain: _____
Absent: _____

Alternatives

- Approve the second reading of Ordinance No. 584 as submitted
- Approve the second reading of Ordinance No. 584 with amendments
- Do not approve the second reading of Ordinance No. 584
- Direct staff to take some other action

Benefit To Or Impact On City Resources

Approval of Ordinance No. 584, second reading, in and of itself will have no impact on City resources.

Environmental Review

Not required by CEQA
 If required by CEQA:



STAFF REPORT

Policy Issues

No policy issues

Policy issues:

Public Outreach

Posted in this agenda

Additional public outreach:

Notice of a Public Hearing was posted in the Porterville Recorder on October 30, 2020.

Attachments

- Ordinance No. 584 – Redline
- Appendix A to Ordinance No. 584
- Appendix B to Ordinance No. 584

ORDINANCE NO. 584

AN ORDINANCE OF THE CITY OF LINDSAY AMENDING CHAPTER 2.43 OF TITLE 2 OF THE LINDSAY MUNICIPAL CODE, AMENDING CONFLICT OF INTEREST PROVISIONS

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

Section 1. PURPOSE. The City Council has directed the City Attorney and staff to revise the provisions surrounding conflict of interest of certain positions within the City.

Section 2. CODE AMENDMENT.

Lindsay Municipal Code, Chapter 2 is hereby amended to read as follows (text to be added in underlined, text to be deleted is in strikeout):

2.43.010 Purpose

The purpose of this chapter is to create the basis for the definition of, prohibition of and regulation of conflicts of interest within the city government. These rules do not supersede, but are intended to enforce and support existing and future statutes and regulations.

- ~~A. The provisions of Chapter 7, Sections 87100 through 87500, both inclusive, of the California Government Code are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such chapter and its requirements, prohibitions and penalties.~~
- ~~B. The provisions of Government Code Section 1090 through 1097, both inclusive, are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such Government Code Sections and its requirements, prohibitions, and penalties.~~
- ~~C. The city council shall enact such rules, regulations and codes of performance regulating conflicts of interest as it shall determine are necessary to implement the provisions of subsections A and B of this section. Such rules, regulations and codes shall be enacted by resolution of the city council.~~
- ~~D. The city clerk shall develop such appropriate local forms as necessary to implement the provisions of this chapter, and shall utilize state developed forms as appropriate, and shall have the authority to issue written clarifying interpretations of the provisions of this chapter which are not clearly covered by the rules, regulations and code enacted by the city council by resolution.~~
- ~~E. The city clerk shall be the filing officer for all forms required by the city and not explicitly required to be filed with another specific city, county or state officer or office.~~

2.43.030 Appearance Prohibitions Against Conflicts of Interest

~~Appearance by or statements made to, or influence exercised by city officials or employees to, before or to any city officer, department or employee, or any city agency, authority or corporation on behalf of private interests are prohibited.~~

- ~~A. The provisions of Chapter 7, Sections 87100 through 87500, both inclusive, of the California Government Code are adopted and all city officers and employees of the city,~~

and all contractors doing business with the city, are encompassed within such chapter and its requirements, prohibitions and penalties.

- B. The provisions of Government Code Section 1090 through 1097, both inclusive, are adopted and all city officers and employees of the city, and all contractors doing business with the city, are encompassed within such Government Code Sections and its requirements, prohibitions, and penalties.
- C. The provision of Fair Political Practices Commission Regulation 18730 is adopted and all city officers and employees of the city as adopted by council resolution are encompassed within such Regulation and its requirements, prohibitions, and penalties.
- D. The city council may enact other rules, regulations and codes of performance regulating conflicts of interest as it shall determine are necessary to implement the provisions of this section. Such rules, regulations and codes shall be enacted by resolution of the city council.
- E. The city clerk shall develop such appropriate local forms as necessary to implement the provisions of this chapter, and shall utilize state-developed forms as appropriate, and shall have the authority to issue written clarifying interpretations of the provisions of this chapter which are not clearly covered by the rules, regulations and code enacted by the city council by resolution.
- F. The city clerk shall be the filing officer for all forms required by the city and not explicitly required to be filed with another specific city, county or state officer or office.

2.43.040 Compensated Influence - REPEALED IN ITS ENTIRETY.

2.43.050 Free Or Discounted Travel Prohibited - REPEALED IN ITS ENTIRETY.

2.43.060 Application And Interpretation - REPEALED IN ITS ENTIRETY.

2.43.070 Violations - In addition to any fines or punishments for violations of conflict of interest provisions of state law or of this chapter, or regulations issued hereunder or promulgated pursuant to state law, any person convicted of a violation of this chapter, or of any equivalent state law or regulation, shall be ineligible for a period of five years following such conviction to hold any city office or employment and, if currently holding office or employment with the city, shall be deemed to have automatically forfeited his or her office or position of employment.

All other code sections in Chapter 2 of the Lindsay Municipal Code shall remain unchanged.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(2) [the activity will not result in direct or reasonably foreseeable indirect physical changes in the environment].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Lindsay, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Lindsay hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Lindsay Municipal Code as amended by this ordinance are substantially the same as provisions in the Lindsay Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE, read by title only with waiving of the reading in full, was introduced at a regularly scheduled meeting on the ___th day of _____ 2020.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council held on the ___th day of _____ 2020.

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

CITY COUNCIL OF THE CITY OF LINDSAY

Pamela Kimball, Mayor

ATTEST:

Juana Espinoza, Deputy City Clerk

APPENDIX A

POSITIONS DESIGNATED BY STATE LAW/REGULATION

City Councilmembers, Planning Commissioners, City Manager, City Attorney, and Public Officials who Manage Public Investments (City Treasurer) shall file disclosures as required by state law or regulation.

CITY OF LINDSAY CONFLICT OF INTEREST CODE DESIGNATED POSITIONS

Persons occupying the following positions are Category I designated filers:

Director of Public Safety
Director of Finance
Director of City Services
Director of the Lindsay Wellness Center
Consultant* (if applicable)

Persons occupying the following positions are Category II designated filers:

City Clerk
Assistant to the City Manager
Finance & Accounting Manager
Human Resources Manager
City Services Assistant Director
Consultant* (if applicable)

Persons occupying the following positions are Category III designated filers:

Administrative Supervisor
Public Safety Lieutenant

*The City Manager may determine in writing that a particular consultant, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant’s duties and, based upon that description, a statement of the extent of disclosure requirements. The City Manager’s determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

APPENDIX B

The following disclosure categories set forth the required contents of disclosure statements for officers and employees holding designated positions. An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income or source of income may foreseeably be affected materially by any decisions made or participated by the designated employee by virtue of the employee's position.

CITY OF LINDSAY CONFLICT OF INTEREST CODE DISCLOSURE CATEGORIES

Category I

Designated employees assigned to Category I shall report any interest in real property located within the jurisdiction of the City of Lindsay or within two miles of the boundaries of the jurisdiction of the City of Lindsay or within two miles of any land owned or used by the City of Lindsay as well as investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide services (e.g. consulting, appraisal, development, construction) of the type utilized by the City of Lindsay.

Category II

Designated employees assigned to Category II shall report any investments and business positions in business entities, and income, including receipt or loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized by the City of Lindsay.

Category III

Designated employees assigned to Category III shall report any investment in, income or gifts received from, as well as any position held in any business which foreseeably may contract with the City of Lindsay to provide services, supplies, materials, machinery, or equipment to their department/division.



STAFF REPORT

TO: Lindsay City Council
 FROM: Kira Noguera, Contract City Planner
 Michael Camarena, Director of City Services and Planning
 ITEM: 7.3
 DATE: November 10, 2020

Conditional Use Permit No. 20-06

ACTION Continued Public Hearing for Conditional Use Permit Application:
 Approval and Adoption of Resolution No. 20-44, Approving Conditional Use Permit
 No. 20-06, A Request by New Cingular Wireless to Erect a 93-Foot-Tall
 Communications Tower Owned by AT&T, Within the Light Industrial (IL) Zoning
 District, For Property Located At 320 Oxford Avenue (APN 205-144-016)

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

OBJECTIVE(S) Live in a safe, clean, comfortable, and healthy environment.
 Increase our keen sense of identity in a connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Dedicate resources to retain a friendly, small-town atmosphere.
 Stimulate, attract, and retain local businesses.
 Advance economic diversity.
 Yield a self-reliant city government that provides effective, basic services.

Recommendation

Staff recommends that Council approve and adopt Resolution No. 20-44, Approving Conditional Use Permit No. 20-06, based on these findings and subject to the following conditions, which are included in the attached draft resolution.

- The final plan of development shall be reviewed by the City Planner to ensure the submittals are in substantial compliance with the proposed site plan, drawings, site lease agreement, and all applicable Lindsay Development Standards.
- The final plan of development shall provide and show all required utility easements.
- That the tower be designed to emulate a pine tree.



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Background | Analysis

Project Description: Conditional Use Permit No. 20-06 is a request by New Cingular Wireless to erect a 93-foot tall communications tower owned by AT&T Wireless for property located at 320 Oxford Avenue, near the corner of Oxford and East Hermosa Street (APN: 205-144-016) The proposed communications tower would consist of a freestanding wireless telecommunications facility and associated ground equipment in a fenced compound. The tower will be designed to emulate a pine tree; therefore, it can be referred to as a monopine.

Description of Coverage Area: The objective of the proposed facility is to provide reliable coverage and capacity to the east side of the City of Lindsay. To achieve this service objective, AT&T identified a potential candidate “Search Ring.” A Search Ring is an area on a map that is determined by AT&T’s Radio Frequency Engineer (RF engineer). The area identifies the geographic area within which the proposed telecommunications site must be located to satisfy the intended service objective. In creating the Search Ring, the RF engineer considers many factors, such as topography, proximity to existing structures, current coverage areas, and existing obstructions. In this case, the search area consists mostly of single-family residences and a centrally located industrial area.

Map of Approximate Search Ring



In identifying the most preferred site location and design, AT&T begins its process by identifying a search area and a required centerline height. AT&T then looks to local codes and general plans to identify the values



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significant to the local community for the siting/locating of wireless facilities. In addition to the location and height attributes, each proposed site must meet certain minimum requirements, such as the following:

- A willing landlord
- Feasible construction
- Road access
- Available telephone and electrical utilities
- Satisfaction of coverage objectives
- Compliance with local zoning requirements

In keeping with the municipal code, AT&T has focused its search on Industrial locations. The proposed project location on a vacant industrial property is the least intrusive means of filling the existing coverage gap.

Description of Services: The proposed facility location in relation to existing AT&T Mobility telecommunications facilities is depicted on the maps in the attachments to this Staff Report, titled “Coverage Maps”. The green areas depict regions with good in-building coverage. The yellow areas depict good in-vehicle coverage. The blue areas have good outdoor coverage only. You can see from the map, comparing the “Existing LTE 700 Coverage” to the “Proposed LTE 700 Coverage”, there will be an improvement of AT&T’s wireless network. The proposed facility is the least intrusive means for AT&T to close a significant gap in network coverage.

To minimize aesthetic impacts, AT&T has screened the facility as a monopine and chosen an industrial property in an industrial area as well as set the facility back from the main public rights of way to the extent it is possible. AT&T is proposing a 93’ tall monopine. The antennas will be placed at a centerline of 80’, with the top of the pine tree screening design at 93’. AT&T’s ground equipment will consist of an 8’ by 8’ walk-in equipment cabinet installed on an 8’ x 12’ concrete slab and a 30KW emergency backup diesel generator and a 190-gallon fuel tank, mounted on a 5’ x 10’ concrete slab. It will be secured by a 6’ tall chain link fence topped with barbed wire.

Parking and Traffic: The facility is unmanned and will operate 24 hours a day, seven days a week. A technician will occasionally visit the facility to service the equipment, approximately once a month. There will be no other visitors or guests associated with the facility.

Statement of Commitment to Allow Collocation: The proposed facility has been designed in a manner that will structurally accommodate additional antennas and future collocation. AT&T welcomes other carriers to collocate on their facilities whenever possible. The facility will be engineered out of the box to support an additional carrier.

Maintenance: AT&T Mobility installs standby generators and backup batteries at all its cell sites. The batteries play a vital role in AT&T’s emergency and disaster preparedness plan. In the event of a power outage, the back-



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up generator will automatically start and continue to run the site for up to 24 hours. The standby generator will operate for approximately 15 minutes per week for maintenance purposes will only be tested during the daytime. Following construction, a small sign indicating the facility owner and a 24-hour emergency telephone number will be provided on site.

Site Background: The project site is located at 320 Oxford Avenue, near the corner of Oxford and East Hermosa Street (Oxford Avenue in this location was abandoned to adjacent property). The property is generally used for storage but is currently vacant. It is bordered by the other industrial zoned parcels to the North, West, and South, and residential parcels to the East.

Compatibility with Existing Zoning, Plans, and Policies: The project site has a General Plan designation of light industrial development. The proposed use is in keeping with this designation.

The project site is zoned IL (Light Industry district). Section 18.16.090.C of the zoning ordinance lists the IL district as appropriate for the siting of wireless communication facilities.

According to 18.11.050.G of the Lindsay Municipal Code, the height limitation in the Light Industrial Zone is 75 feet, “except that a greater height may be approved for tanks, towers, silos, and similar facilities under the provisions of Chapter 18.17 (Conditional Use Permits).”

Project Evaluation: Staff believes that the added benefit of enhanced cellular service is worth constructing a new tower given the proposed location, proposed screening, and lack of scenic views to possibly impact. Approving the proposed configuration would require adopting Resolution 20- , which would permit the construction of a new wireless communication facility.



STAFF REPORT

ADDITIONAL INFORMATION AS REQUESTED BY COUNCIL.

Aerial site plan of proposed location.



Radio Frequency Study included as attachment.

Notification letter, English and Spanish included as attachment.

Alternatives

- Approve and adopt Resolution No. 20-44
- Do not approve Resolution No. 20-44
- Direct staff to take some other action

Benefit To Or Impact On City Resources

The project is not anticipated to negatively impact City Resources. The business will be monitored closely to ensure Public Safety resources are not impacted.

Environmental Review

Not required by CEQA
 If required by CEQA:



STAFF REPORT

Policy Issues

- No policy issues
 Policy issues:

Public Outreach

- Posted in this agenda
 Additional public outreach:

First notice mailed on October 14, 2020 to all property owners within 300 feet. Second notice mailed on October 28, 2020 notifying property owners in English and Spanish. A total of 15 properties were notified.

Attachments

- Resolution 20-44
- October 28, 2020 notification letter, English and Spanish
- Lindsay Zoning Map
- July 28, 2020 Zone Propagation Mapping
- Street Views (4), Before and After Tower Installation
- Environmental Noise Assessment
- Radio Frequency Study



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 20-44

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY APPROVING CONDITIONAL USE PERMIT NO. 20-06, A REQUEST BY NEW CINGULAR WIRELESS TO ERECT A 93-FOOT-TALL COMMUNICATIONS TOWER OWNED BY AT&T , WITHIN THE LIGHT INDUSTRIAL (IL) ZONING DISTRICT, FOR PROPERTY LOCATED AT 320 OXFORD AVENUE (APN 205-144-016).**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on November 10, 2020 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, Conditional Use Permit No. 20-06 was filed pursuant to the regulations contained in Ordinance No. 437, the Zoning Ordinance of the City of Lindsay; and

WHEREAS, the City Council of the City of Lindsay, after ten (10) days published notice, did hold a public hearing before said Council on November 10, 2020; and

WHEREAS, the City Services Department staff has prepared necessary investigations and prepared a staff report of information bearing upon the conditional use permit application; and

WHEREAS, the project is categorically exempt from the California Environmental Quality Act as the construction of a small structure,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE that the project is exempt from further environmental review pursuant to CEQA Article 19, Section §15303.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY FURTHER RESOLVE that the City Council of the City of Lindsay finds that the proposed conditional use permit application is consistent with the provisions of the City of Lindsay Zoning Ordinance (Municipal Code Title 18). Specifically, the application meets all applicable city codes and ordinances, per the requirements of Sections 18.17.030 and 18.17.070.C.

BE IT FURTHER RESOLVED that that the City Council of the City of Lindsay hereby approves Conditional Use Permit Application No. 20-06, subject to the following conditions:

SECTION 1. The final plan of development shall be reviewed by the City Planner to ensure the submittals are in substantial compliance with the proposed site plan, drawings, site lease agreement, and all applicable Lindsay Development Standards.

SECTION 2. The final plan of development shall provide and show all required utility easements.



RESOLUTION OF THE CITY OF LINDSAY

SECTION 3. That the tower be designed to emulate a pine tree for a total height of 93', including the faux crown.

SECTION 4. That all other City codes and ordinances shall apply.

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

MEETING DATE	November 10, 2020
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.

Juana Espinoza, Deputy City Clerk

Pamela Kimball, Mayor



City of Lindsay



DEPARTMENT OF CITY SERVICES

P.O. Box 369 — Lindsay, California 93247 — 150 North Mirage Ave.
559 • 562 • 7102 ext 4
559 • 562 • 5748 fax

NOTICE OF PUBLIC HEARING TO CONSIDER AN APPLICATION FOR CONDITIONAL USE PERMIT

Project Name: Conditional Use Permit No. 20-06 communications tower.

Public Comment Period: Written comments on this proposed Conditional Use Permit will be accepted until November 10, 2020. Written comments should reference the project name and be mailed to:

City of Lindsay
Planning
P.O. Box 369
Lindsay, CA 93247

Comments may also be faxed to (559) 562-5748 or e-mailed to egonzalez@lindsay.ca.us. Interested persons are invited to attend the public hearing by zoom and provide comments on the proposed project as well.

Public Hearing Schedule: A public hearing shall be held before the Lindsay City Council on Tuesday, November 10, 2020 at 6 p.m. in the City Hall Council Chambers, at 251 E. Honolulu Street, Lindsay, California.

Due to the COVID-19 pandemic public health orders, which limit in-person public meetings, the public hearing will be held either in the City Council Chambers, or in another manner specified in the meeting agenda. Please check the November 10, 2020 City Council agenda once it is posted on the City's website for information as to how to participate in the City Council meeting.

Project Description: Conditional Use Permit No. 20-06 (APN: 205-144-016) is a request by New Cingular Wireless to erect a 93-foot-tall communications tower owned by AT&T Wireless for property located at 320 Oxford Avenue, near the corner of Oxford and East Hermosa Street. The property is zoned IL (Light Industrial). The City of Lindsay Municipal Code allows for a tower over 75 feet tall with the issuance of a Conditional Use Permit.

Potential Significant Impacts on the Environment: The project is categorically exempt from CEQA under Small Structures (CEQA Section 15303).

Date: October 28, 2020

Edelma Gonzalez

Edelma Gonzalez
City Engineering Technician



City of Lindsay



DEPARTMENT OF CITY SERVICES

P.O. Box 369 — Lindsay, California 93247 — 150 North Mirage Ave.
559 • 562 • 7102 Option 4
559 • 562 • 5748 fax

AVISO DE AUDIENCIA PÚBLICA PARA CONSIDERAR UNA SOLICITUD DE PERMISO DE USO CONDICIONAL

Nombre del proyecto: Permiso de Uso Condicional No. 20-06 torre de comunicaciones.

Período de comentario público: Los comentarios por escrito sobre esta propuesta de Permiso de Uso Condicional se aceptarán hasta el 10 de Noviembre del 2020. Los comentarios por escrito deben hacer referencia al nombre del proyecto y enviarse por correo a:

City of Lindsay
Planning
P.O. Box 369
Lindsay, CA 93247

Los comentarios también pueden enviarse por fax al (559) 562-5748 o por correo electrónico a egonzalez@lindsay.ca.us. Las personas interesadas están invitadas a asistir a la audiencia pública mediante zoom y también a proporcionar comentarios sobre el proyecto propuesto.

Horario de la audiencia pública: Se llevará a cabo una audiencia pública ante el Concejo Municipal de Lindsay el martes 10 de Noviembre del 2020 a las 6 p.m. en las Cámaras del Concejo Municipal, en el edificio ubicado en 251 E. Honolulu Street, Lindsay, California.

Debido a las órdenes de salud pública pandémicas COVID-19, que limitan las reuniones públicas en persona, la audiencia pública se llevará a cabo en la Cámara del Concejo Municipal o como se indica en la agenda de la reunión. Consulte la agenda del Concejo Municipal del 10 de Noviembre del 2020 una vez que esté publicada en el sitio web de la Ciudad para obtener información sobre cómo participar en la reunión del Concejo Municipal.

Descripción del proyecto: El permiso de Uso Condicional No. 20-06 (APN: 205-144-016) es una solicitud de "New Cingular Wireless" para construir una torre de comunicaciones de 93 pies de altura que sería propiedad de AT&T Wireless para una propiedad ubicada en 320 Oxford Avenue, cerca de la esquina de Oxford y el Este de la calle Hermosa. La propiedad está dividida en zonas IL (Industria Ligera). El Código Municipal de la Ciudad de Lindsay permite que torres de comunicaciones de más de 75 pies de altura sean aprobados bajo de un Permiso de Uso Condicional.

Impactos potenciales significativos en el medio ambiente: El proyecto está categóricamente libre de CEQA bajo Estructuras pequeñas (CEQA Sección 15303).

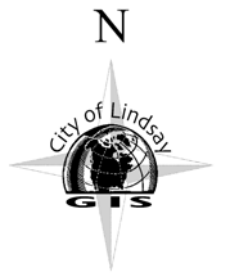
Date: October 28, 2020

Edelma Gonzalez

Edelma Gonzalez
City Engineering Technician



CITY OF LINDSAY ZONING MAP



Legend

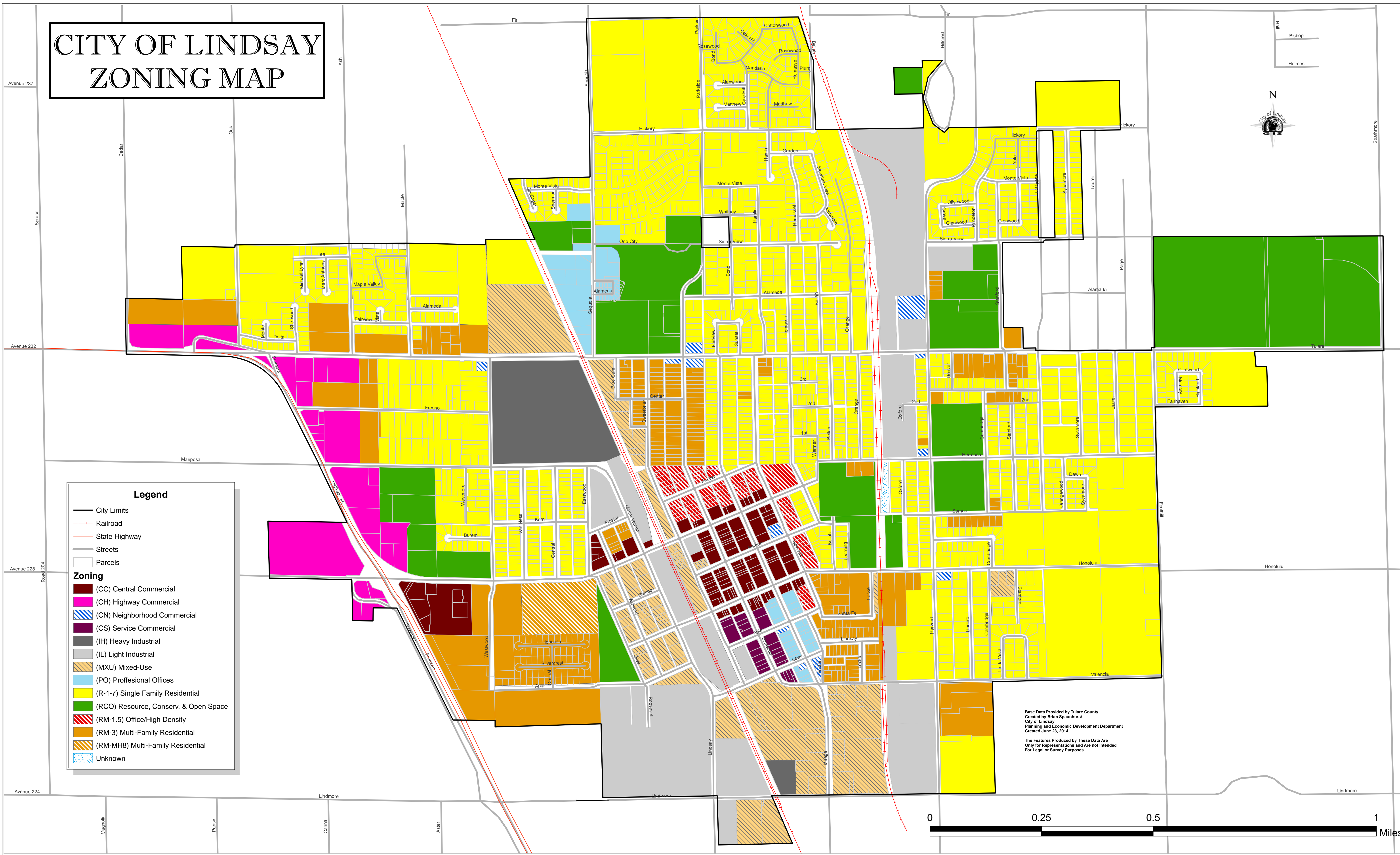
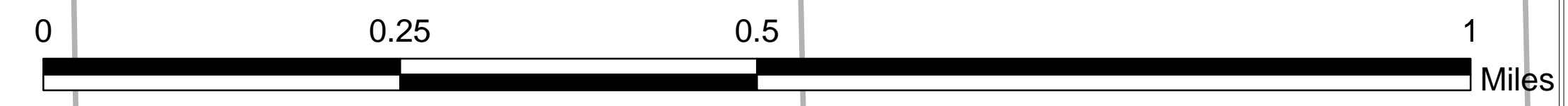
- City Limits
- Railroad
- State Highway
- Streets
- Parcels

Zoning

- (CC) Central Commercial
- (CH) Highway Commercial
- (CN) Neighborhood Commercial
- (CS) Service Commercial
- (IH) Heavy Industrial
- (IL) Light Industrial
- (MXU) Mixed-Use
- (PO) Professional Offices
- (R-1-7) Single Family Residential
- (RCO) Resource, Conserv. & Open Space
- (RM-1.5) Office/High Density
- (RM-3) Multi-Family Residential
- (RM-MH8) Multi-Family Residential
- Unknown

Base Data Provided by Tulare County
 Created by Brian Spaulhurst
 City of Lindsay
 Planning and Economic Development Department
 Created June 23, 2014

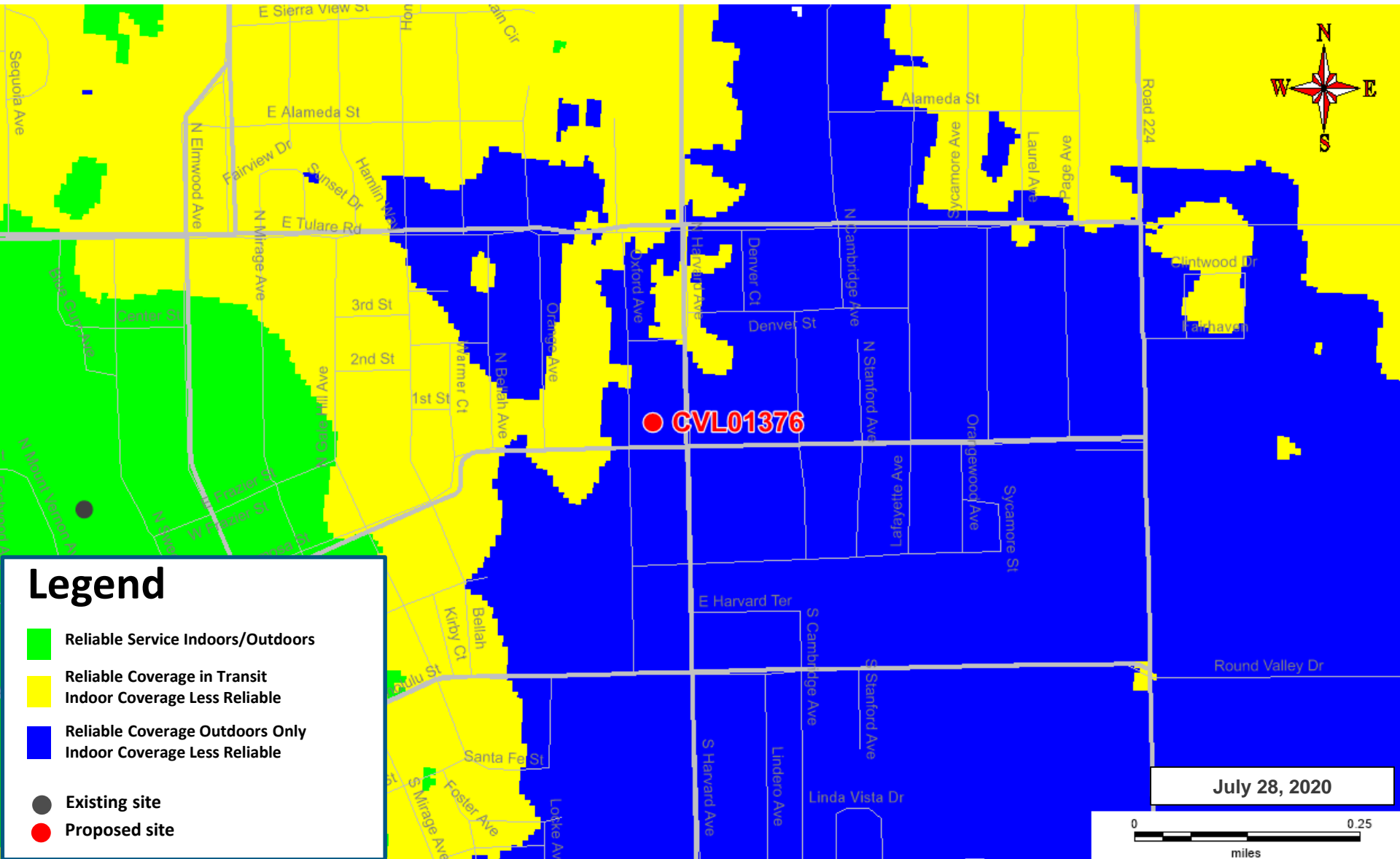
The Features Produced by These Data Are
 Only for Representations and Are not Intended
 For Legal or Survey Purposes.



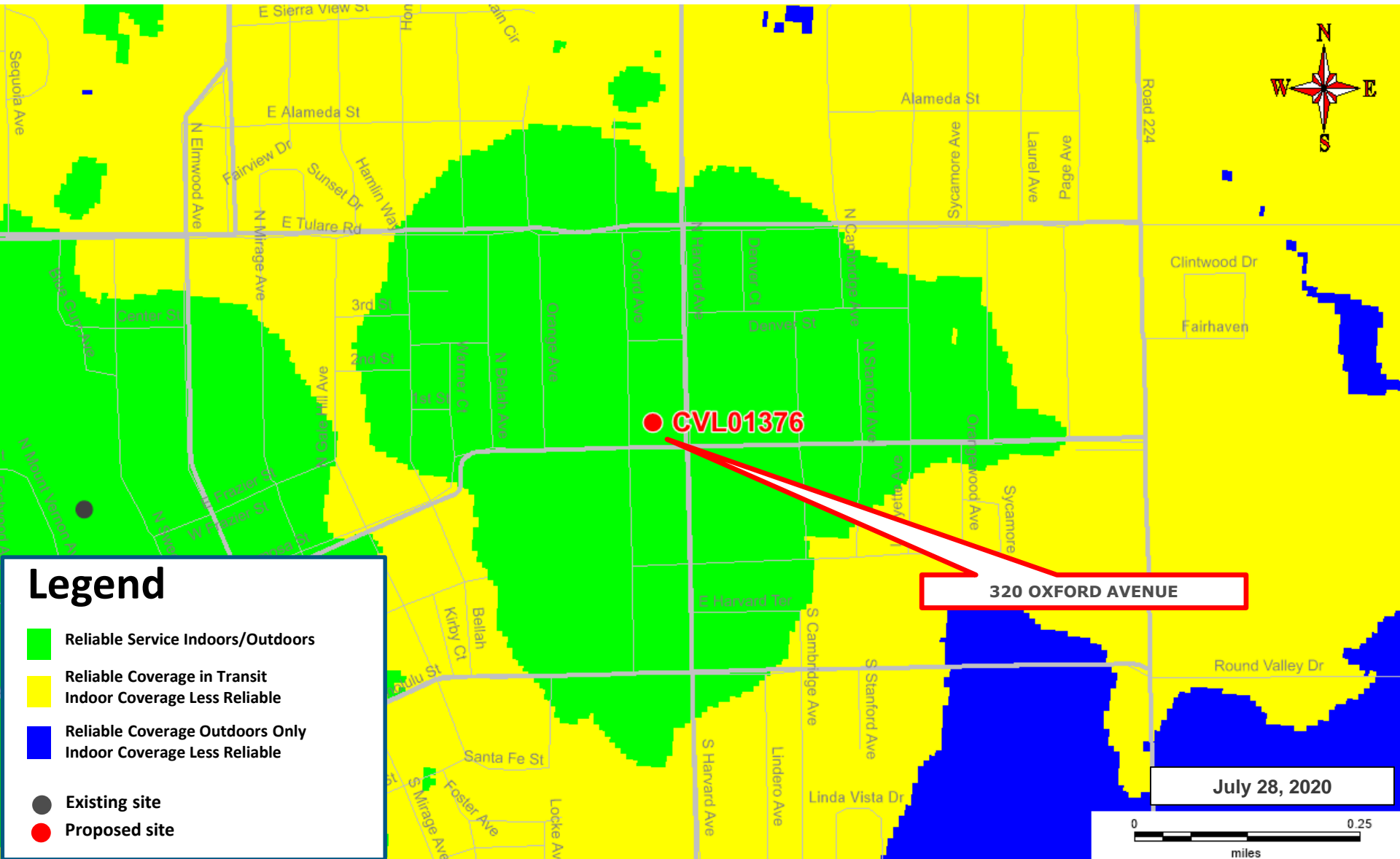
CVL01376 Zoning Propagation Map

July 28, 2020

Existing LTE 700 Coverage



Proposed LTE 700 Coverage – 320 OXFORD AVENUE@ RC = 80 ft



Existing



Proposed



view from Hermosa Street looking northwest at site

 **AT&T Wireless**

CVL01376 N. Harvard & E. Tulare
 320 Oxford Avenue, Lindsay, CA
 Photosims Produced on 9-29-2020

Existing



Proposed



Proposed AT&T
Installation

view from N. Harvard Avenue looking southwest at site

Existing



Proposed



Proposed AT&T Installation

view from Hermosa Street looking northeast at site

Existing



Proposed



Proposed AT&T Installation

view from Orange Avenue looking east at site

Environmental Noise Assessment

CVL013176 N Harvard & E Tulare AT&T Cellular Facility

City of Lindsay, California

BAC Job # 2020-103

Prepared For:

Complete Wireless Consulting

Attn: Steve Proo
2009 V Street
Sacramento, CA 95818

Prepared By:

Bollard Acoustical Consultants, Inc.



Dario Gotchet, Senior Consultant

June 29, 2020



Introduction

The CVL01376 N Harvard & E Tulare AT&T Wireless Unmanned Telecommunications Facility Project (project) proposes the installation of cellular equipment within a lease area located at 320 Oxford Avenue in the City of Lindsay, California (APN: 205-144-016). The externally mounted HVAC equipment of a pre-manufactured concrete walk-in cabinet and an emergency diesel standby generator have been identified as the primary noise sources associated with the project. The project overall site plan is shown on Figure 1. The studied site drawings are dated May 27, 2020.

Bollard Acoustical Consultants, Inc. (BAC) has been contracted by Complete Wireless Consulting, Inc. to complete an environmental noise assessment regarding the proposed project cellular equipment operations. Specifically, the following assessment addresses daily noise production and exposure associated with operation of the project emergency generator and HVAC equipment.

Please refer to Appendix A for definitions of acoustical terminology used in this report. Appendix B illustrates common noise levels associated with various sources.

Criteria for Acceptable Noise Exposure

The City of Lindsay Municipal Code

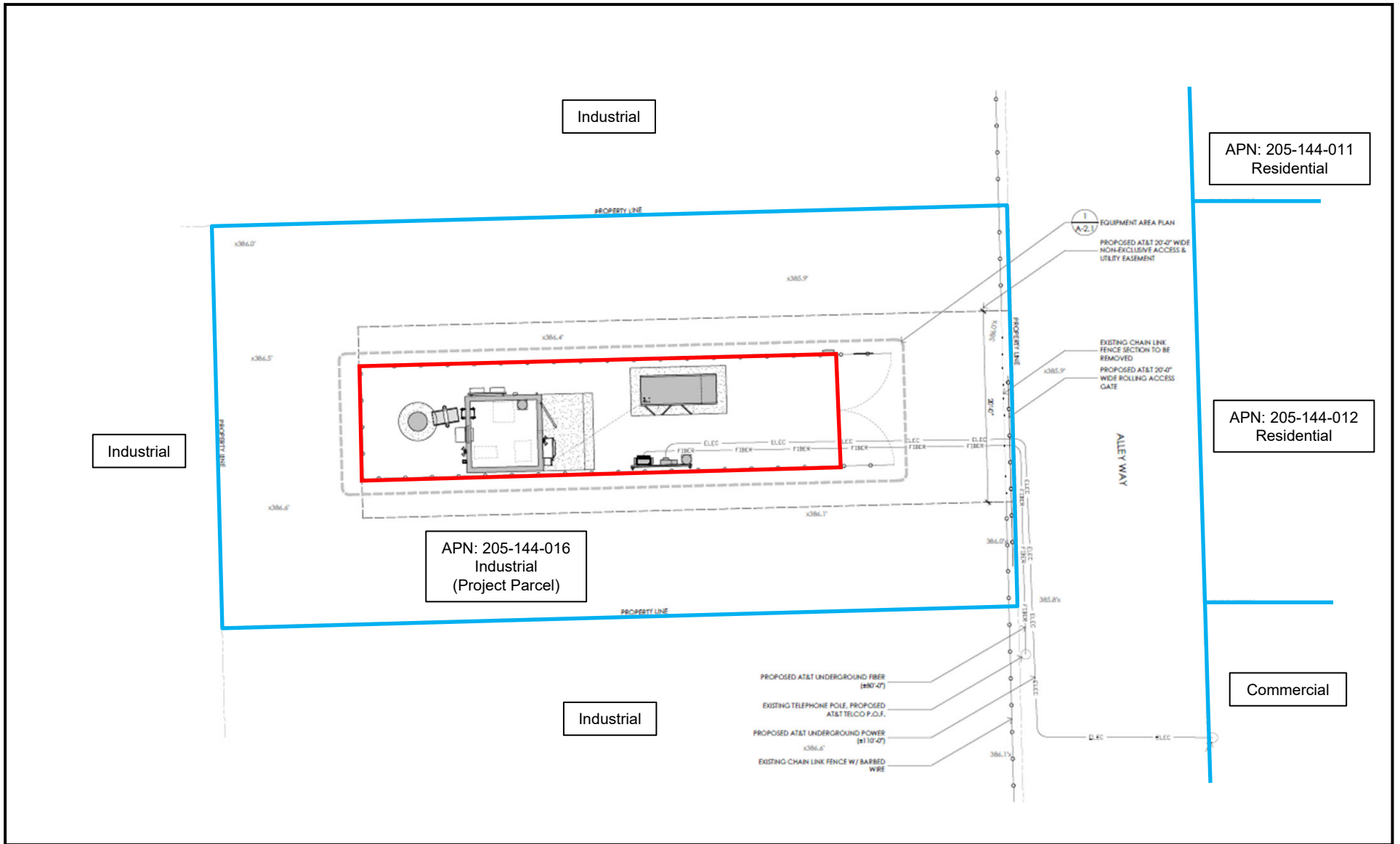
For telecommunications projects it is common to apply non-transportation (stationary) noise level performance standards. However, the City of Lindsay Municipal Code does not have specific noise level performance standards for non-transportation noise sources. For the purposes of this noise study report, the noise level standards provided below in Table 1 were utilized to assess potential noise impacts at the nearest noise-sensitive receiver locations. The recommended noise level performance standards seen below are generally consistent with the non-transportation noise standards found in many general plan noise elements and noise ordinances.

Table 1
Maximum Allowable Noise Exposure for Stationary Noise Sources – Recommended

Noise Level Descriptor	Daytime (7:00 a.m. to 10:00 p.m.)	Nighttime (10:00 p.m. to 7:00 a.m.)
Hourly L_{eq} , dB	50	45
Maximum Level (L_{max}), dB	70	65
<i>Source: Bollard Acoustical Consultants, Inc.</i>		

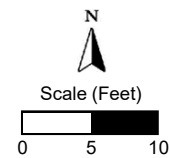
Project Noise Generation

As stated previously, there are two project noise sources which are considered in this evaluation: the externally mounted HVAC equipment of the pre-manufactured concrete walk-in cabinet and the emergency diesel generator. The evaluation of potential noise impacts associated with the operation of each noise source is evaluated separately as follows:



Legend

- Proposed AT&T Cellular Facility Lease Area
- Parcel Boundaries



**CVL01376 N Harvard & E Tulare
AT&T Cellular Facility**
City of Lindsay, California

Project Overall Site Plan

Figure 1



HVAC Equipment Noise Source and Reference Noise Level

The project proposes the installation of a pre-manufactured concrete walk-in cabinet equipped with one (1) externally mounted HVAC unit within the lease area shown on Figure 1. Based on the project site plans, the HVAC unit assumed for the project is a Marvair Airxcel, Inc. Model ECUA18ACA. Based on reference noise level data obtained from the manufacturer (Marvair Airxcel, Inc.), this specific HVAC unit model has a reference noise level of 62 dB at a distance of 5 feet. The manufacturer's noise level data specification sheet for the proposed HVAC equipment is provided as Appendix C.

Generator Noise Source and Reference Noise Level

The project also proposes the installation of an emergency standby diesel generator within the lease area to maintain cellular service during emergency power outages. Based on the project site plans, the generator assumed for this project is a Generac Industrial Power Systems Model SD030. It is further assumed that the proposed generator will be equipped with the Level 2 Acoustic Enclosure resulting in a reference noise level of 68 dB at a distance of 23 feet. The manufacturer's noise level data specification sheet for the proposed generator and acoustical enclosure is provided as Appendix D.

The generator which is proposed at this site would only operate during emergencies (power outages) and brief daytime periods for periodic maintenance/lubrication. According to the project applicant, testing of the generator would occur twice per month, during daytime hours, for a duration of approximately 15 minutes. The emergency generator would not operate at night, except during power outages.

Predicted Facility Noise Levels at the Nearest Noise-Sensitive Uses

The project parcel and adjacent parcels to the north, south, and west are zoned Light Industrial (IL). In addition, the adjacent parcel to the southeast of the project is zoned Neighborhood Commercial (CN). Industrial and commercial uses are typically not considered to be noise-sensitive, but rather noise-generating. The nearest noise-sensitive uses to the project have been identified as residentially zoned parcels to the northeast and east, APN's: 205-144-011 and 012 (respectively).

The project equipment maintains various distances from the property lines of the nearest residential parcels, APN's 205-144-011 and 012. Those distances were scaled using the provided site plans dated May 27, 2020. Assuming standard spherical spreading loss (-6 dB per doubling of distance), project equipment noise exposure at the property lines of the nearest noise-sensitive uses was calculated and the results of those calculations are presented in Table 2.

According to the project site plans, the externally mounted HVAC unit is proposed to be located on the west side of the pre-manufactured concrete walk-in cabinet. At this location, the HVAC equipment would be screened from view of APN's: 205-144-011 and 012 to the northeast and east (respectively). To account for the equipment screening provided by the proposed cabinet, an offset of -5 dB was applied to predicted HVAC unit noise levels at APN's: 205-144-011 and 012. No offsets were applied to predicted generator noise levels.

Table 2
Summary of Project-Related Noise Exposure at Nearest Noise-Sensitive Uses

APN ¹	Distance from Equipment (feet) ²		Predicted Equipment Noise Levels (dBA) ³	
	HVAC	Generator	HVAC, L _{eq}	Generator, L _{max}
205-144-012	75	50	33	61
205-144-011	80	55	33	60

¹ Parcel locations are shown on Figure 1.
² Distances scaled using the provided site drawings dated May 27, 2020.
³ Predicted HVAC noise levels include an offset of -5 dB for screening of the equipment provided by cabinet.
Source: Bollard Acoustical Consultants, Inc. (2020)

Because the proposed HVAC equipment could potentially be in operation continuously for the duration of a given nighttime hour, the operation of the HVAC unit would be most appropriately assessed relative to the recommended *nighttime* hourly average noise level standard of 45 dB L_{eq} (Table 1). As indicated in Table 2, the predicted HVAC equipment noise levels of 33 dB L_{eq} at the nearest noise-sensitive property lines would satisfy the recommended 45 dB L_{eq} nighttime noise level limit. As a result, no further consideration of HVAC equipment noise mitigation measures would be warranted for the project.

Because the project generator would only operate during daytime hours for brief periods required for testing and maintenance (i.e., 15 minutes of an hour), and because generator noise is assumed to be exempt during emergency operations, noise from the generator would be most appropriately assessed relative to the recommended *daytime* maximum noise level standard of 70 dB L_{max} (Table 1). As shown in Table 2, the predicted generator noise levels of 60-61 dB L_{max} at the nearest noise-sensitive property lines would satisfy the recommended 70 dB L_{max} daytime noise level standard. As a result, no further consideration of emergency generator noise mitigation measures would be warranted for the project.

Conclusions

Based on the equipment noise level data and analyses presented above, project-related equipment noise exposure is expected to satisfy the recommended noise exposure limits at the closest noise-sensitive uses. As a result, no further consideration of project equipment noise mitigation measures would be warranted for this project.

This concludes our environmental noise assessment for the proposed CVL01376 N Harvard & E Tulare AT&T Cellular Facility in the City of Lindsay, California. Please contact BAC at (916) 663-0500 or dariog@bacnoise.com with any questions or requests for additional information.

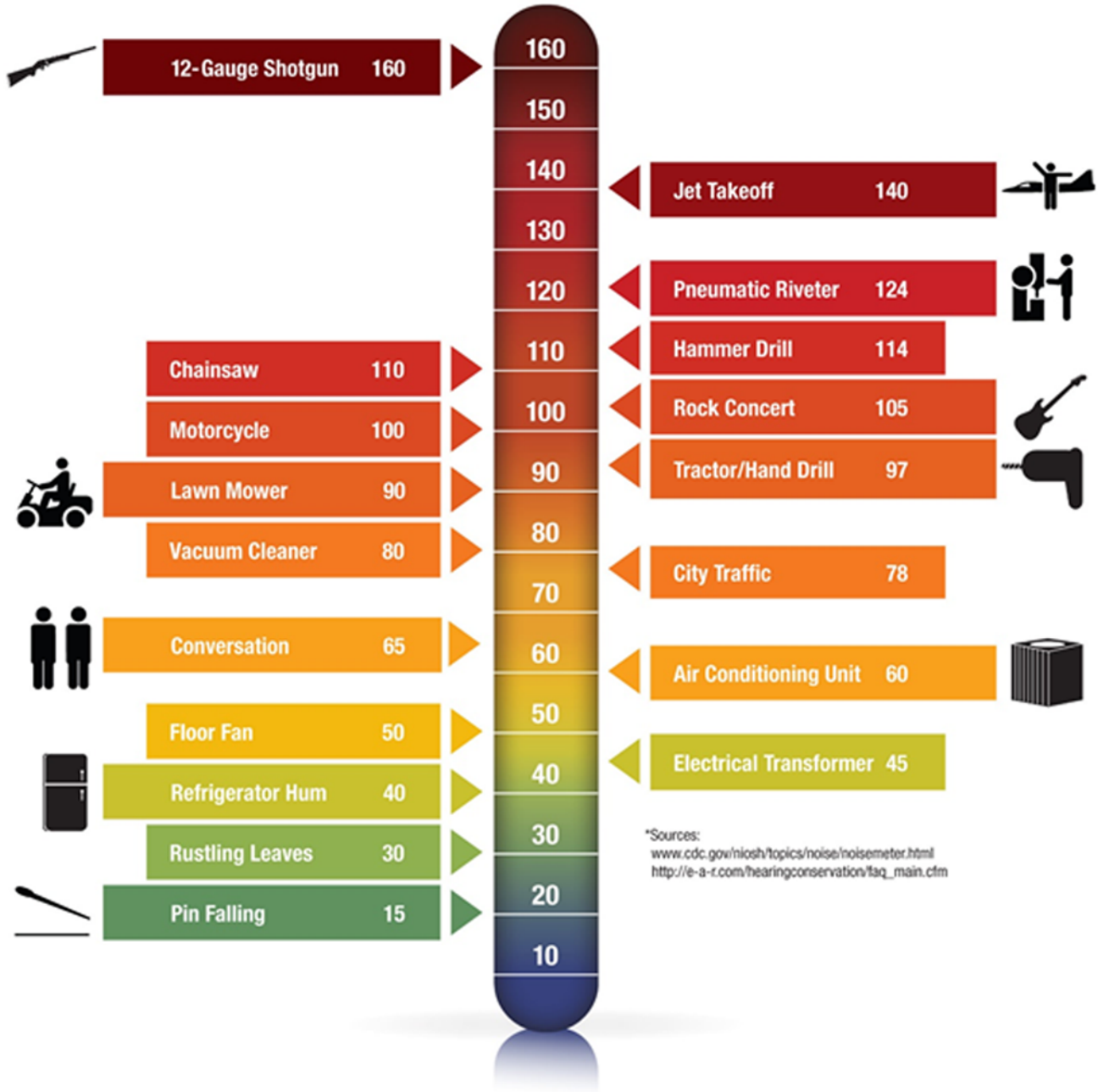
Appendix A Acoustical Terminology

Acoustics	The science of sound.
Ambient Noise	The distinctive acoustical characteristics of a given space consisting of all noise sources audible at that location. In many cases, the term ambient is used to describe an existing or pre-project condition such as the setting in an environmental noise study.
Attenuation	The reduction of an acoustic signal.
A-Weighting	A frequency-response adjustment of a sound level meter that conditions the output signal to approximate human response.
Decibel or dB	Fundamental unit of sound. A Bell is defined as the logarithm of the ratio of the sound pressure squared over the reference pressure squared. A Decibel is one-tenth of a Bell.
CNEL	Community Noise Equivalent Level. Defined as the 24-hour average noise level with noise occurring during evening hours (7 - 10 p.m.) weighted by a factor of three and nighttime hours weighted by a factor of 10 prior to averaging.
Frequency	The measure of the rapidity of alterations of a periodic signal, expressed in cycles per second or hertz.
IIC	Impact Insulation Class (IIC): A single-number representation of a floor/ceiling partition's impact generated noise insulation performance. The field-measured version of this number is the FIIC.
L_{dn}	Day/Night Average Sound Level. Similar to CNEL but with no evening weighting.
Leq	Equivalent or energy-averaged sound level.
L_{max}	The highest root-mean-square (RMS) sound level measured over a given period of time.
Loudness	A subjective term for the sensation of the magnitude of sound.
Masking	The amount (or the process) by which the threshold of audibility is for one sound is raised by the presence of another (masking) sound.
Noise	Unwanted sound.
Peak Noise	The level corresponding to the highest (not RMS) sound pressure measured over a given period of time. This term is often confused with the "Maximum" level, which is the highest RMS level.
RT₆₀	The time it takes reverberant sound to decay by 60 dB once the source has been removed.
STC	Sound Transmission Class (STC): A single-number representation of a partition's noise insulation performance. This number is based on laboratory-measured, 16-band (1/3-octave) transmission loss (TL) data of the subject partition. The field-measured version of this number is the FSTC.



Appendix B

Typical A-Weighted Sound Levels of Common Noise Sources Decibel Scale (dBA)*



*Sources:
www.cdc.gov/niosh/topics/noise/noisemeter.html
http://e-a-r.com/hearingconservation/faq_main.cfm

Appendix C

Marvair

156 Seedling Drive
 Cordale, Georgia 31015
 229-273-0753

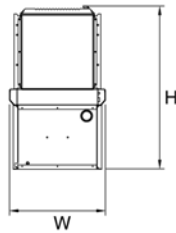
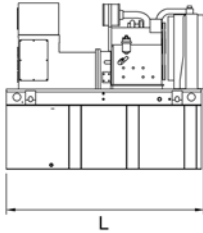
Sound Pressure Level for the Industrial Product Air Conditioners (dBA)						
Distance From Unit (Feet)	Model Number					
	ECUA06ACA	ECUA08ACA	ECUA012ACA	ECUA018ACA		
5			51.5	62		
10			50.7	58		
20			47.8	55		
30			46.5	51		
40			45.6			
50			45.6			
60						
70						
80						

- Notes: (1) Date: July 1, 2019
 (2) Background Sound Pressure Level: 41 dBA
 (3) Sound Level Meter 1 Meter Above Ground Directly in Line with Outdoor Coil
 (4) All units - 410A Refrigerant

Appendix D

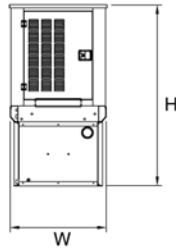
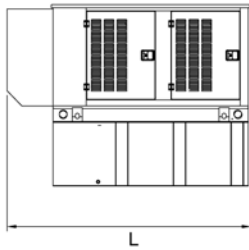
SD030

dimensions, weights and sound levels



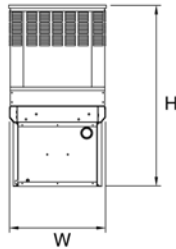
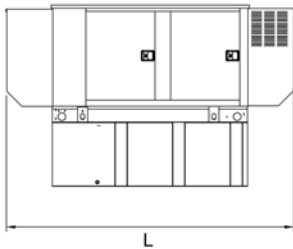
OPEN SET

RUN TIME HOURS	USABLE CAPACITY (GAL)	L	W	H	WT	dBa*
NO TANK	-	76	38	46	2060	82
20	54	76	38	59	2540	
48	132	76	38	71	2770	
77	211	76	38	83	2979	
109	300	93	38	87	3042	



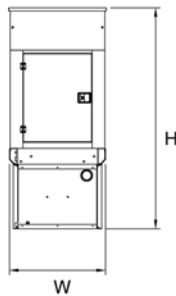
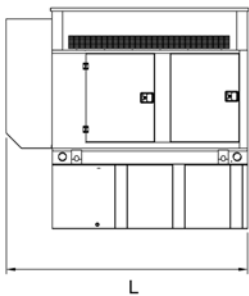
STANDARD ENCLOSURE

RUN TIME HOURS	USABLE CAPACITY (GAL)	L	W	H	WT	dBa*
NO TANK	-	95	38	50	2362	77
20	54	95	38	63	2842	
48	132	95	38	75	3072	
77	211	95	38	87	3281	
109	300	95	38	91	3344	



LEVEL 1 ACOUSTIC ENCLOSURE

RUN TIME HOURS	USABLE CAPACITY (GAL)	L	W	H	WT	dBa*
NO TANK	-	113	38	50	2515	70
20	54	113	38	63	2995	
48	132	113	38	75	3225	
77	211	113	38	87	3434	
109	300	113	38	91	3497	



LEVEL 2 ACOUSTIC ENCLOSURE

RUN TIME HOURS	USABLE CAPACITY (GAL)	L	W	H	WT	dBa*
NO TANK	-	95	38	62	2520	68
20	54	95	38	75	3000	
48	132	95	38	87	3230	
77	211	95	38	99	3439	
109	300	95	38	103	3502	

*All measurements are approximate and for estimation purposes only. Weights are without fuel in tank. Sound levels measured at 23ft (7m) and does not account for ambient site conditions.

- Tank Options
- MDEQ OPT
 - Florida DERM/DEP OPT
 - Chicago Fire Code OPT
 - IFC Certification CALL
 - ULC CALL

Other Custom Options Available from your Generac Industrial Power Dealer

YOUR FACTORY RECOGNIZED GENERAC INDUSTRIAL DEALER

Specification characteristics may change without notice. Dimensions and weights are for preliminary purposes only. Please consult a Generac Power Systems Industrial Dealer for detailed installation drawings.

Generac Power Systems, Inc. • S45 W29290 HWY 59, Waukesha, WI 53189 • generac.com

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**AT&T Mobility • Proposed Base Station (Site No. CVL01376)
320 Oxford Avenue • Lindsay, California**

Statement of Hammett & Edison, Inc., Consulting Engineers

The firm of Hammett & Edison, Inc., Consulting Engineers, has been retained on behalf of AT&T Mobility, a personal wireless telecommunications carrier, to evaluate the base station (Site No. CVL01376) proposed to be located at 320 Oxford Avenue in Lindsay, California, for compliance with appropriate guidelines limiting human exposure to radio frequency (“RF”) electromagnetic fields.

Executive Summary

AT&T proposes to install directional panel antennas on a tall pole to be sited in the industrial yard located at 320 Oxford Avenue in Lindsay. The proposed operation will comply with the FCC guidelines limiting public exposure to RF energy.

Prevailing Exposure Standards

The U.S. Congress requires that the Federal Communications Commission (“FCC”) evaluate its actions for possible significant impact on the environment. A summary of the FCC’s exposure limits is shown in Figure 1. These limits apply for continuous exposures and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health. The most restrictive limit for exposures of unlimited duration at several wireless service bands are as follows:

Wireless Service Band	Transmit Frequency	“Uncontrolled” Public Limit	Occupational Limit (5 times Public)
Microwave (point-to-point)	1–80 GHz	1.0 mW/cm ²	5.0 mW/cm ²
Millimeter-wave	24–47	1.0	5.0
Part 15 (WiFi & other unlicensed)	2–6	1.0	5.0
CBRS (Citizens Broadband Radio)	3,550 MHz	1.0	5.0
BRS (Broadband Radio)	2,490	1.0	5.0
WCS (Wireless Communication)	2,305	1.0	5.0
AWS (Advanced Wireless)	2,110	1.0	5.0
PCS (Personal Communication)	1,930	1.0	5.0
Cellular	869	0.58	2.9
SMR (Specialized Mobile Radio)	854	0.57	2.85
700 MHz	716	0.48	2.4
600 MHz	617	0.41	2.05
[most restrictive frequency range]	30–300	0.20	1.0

General Facility Requirements

Base stations typically consist of two distinct parts: the electronic transceivers (also called “radios” or “channels”) that are connected to the traditional wired telephone lines, and the passive antennas that send the wireless signals created by the radios out to be received by individual subscriber units. The transceivers are often located at ground level and are connected to the antennas by coaxial cables. Because of the short wavelength of the frequencies assigned by the FCC for wireless services, the



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antennas require line-of-sight paths for their signals to propagate well and so are installed at some height above ground. The antennas are designed to concentrate their energy toward the horizon, with very little energy wasted toward the sky or the ground. This means that it is generally not possible for exposure conditions to approach the maximum permissible exposure limits without being physically very near the antennas.

Computer Modeling Method

The FCC provides direction for determining compliance in its Office of Engineering and Technology Bulletin No. 65, “Evaluating Compliance with FCC-Specified Guidelines for Human Exposure to Radio Frequency Radiation,” dated August 1997. Figure 2 describes the calculation methodologies, reflecting the facts that a directional antenna’s radiation pattern is not fully formed at locations very close by (the “near-field” effect) and that at greater distances the power level from an energy source decreases with the square of the distance from it (the “inverse square law”). This methodology is an industry standard for evaluating RF exposure conditions and has been demonstrated through numerous field tests to be a conservative prediction of exposure levels.

Site and Facility Description

Based upon information provided by AT&T, including zoning drawings by MST Architects, Inc., dated June 29, 2020, it is proposed to install nine directional panel antennas* – three Quintel Model QD86512-3D and six Quintel Model QD8658-2 – on an 84-foot steel pole to be sited in the industrial storage yard located at 320 Oxford Avenue in Lindsay. The antennas would employ up to 12° downtilt, would be mounted at an effective height of about 80 feet above ground, and would be oriented in identical groups of three toward 60°T, 180°T, and 310°T, to provide service in all directions. The maximum effective radiated power in any direction would be 29,040 watts, representing simultaneous operation at 3,690 watts for WCS, 4,710 watts for AWS, 9,570 watts for PCS, 3,770 watts for cellular, and 7,300 watts for 700 MHz service. There are reported no other wireless telecommunications base stations at the site or nearby.

Study Results

For a person anywhere at ground, the maximum RF exposure level due to the proposed AT&T operation is calculated to be 0.046 mW/cm², which is 7.8% of the applicable public exposure limit. The maximum calculated level at any nearby building[†] is 24% of the public exposure limit. The maximum calculated level at the second-floor elevation of any nearby residence[‡] is 10% of the public exposure

* Equipment designated to be installed in the future has not been analyzed by this study.

† Located at least 200 feet away, based on photographs from Google Maps.

‡ Located at least 80 feet away, facing North Harvard Avenue, based on photographs from Google Maps.



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limit. It should be noted that these results include several “worst-case” assumptions and therefore are expected to overstate actual power density levels from the proposed operation.

No Recommended Mitigation Measures

Due to their mounting location and height, the AT&T antennas would not be accessible to unauthorized persons, and so no measures are necessary to comply with the FCC public exposure guidelines. It is presumed that AT&T will, as an FCC licensee, take adequate steps to ensure that its employees or contractors receive appropriate training and comply with FCC occupational exposure guidelines whenever work is required near the antennas themselves.

Conclusion

Based on the information and analysis above, it is the undersigned’s professional opinion that operation of the base station proposed by AT&T Mobility at 320 Oxford Avenue in Lindsay, California, will comply with the prevailing standards for limiting public exposure to radio frequency energy and, therefore, will not for this reason cause a significant impact on the environment. The highest calculated level in publicly accessible areas is much less than the prevailing standards allow for exposures of unlimited duration. This finding is consistent with measurements of actual exposure conditions taken at other operating base stations.

Authorship

The undersigned author of this statement is a qualified Professional Engineer, holding California Registration Nos. E-13026 and M-20676, which expire on June 30, 2021. This work has been carried out under his direction, and all statements are true and correct of his own knowledge except, where noted, when data has been supplied by others, which data he believes to be correct.



William F. Hammett, P.E.
707/996-5200

November 6, 2020

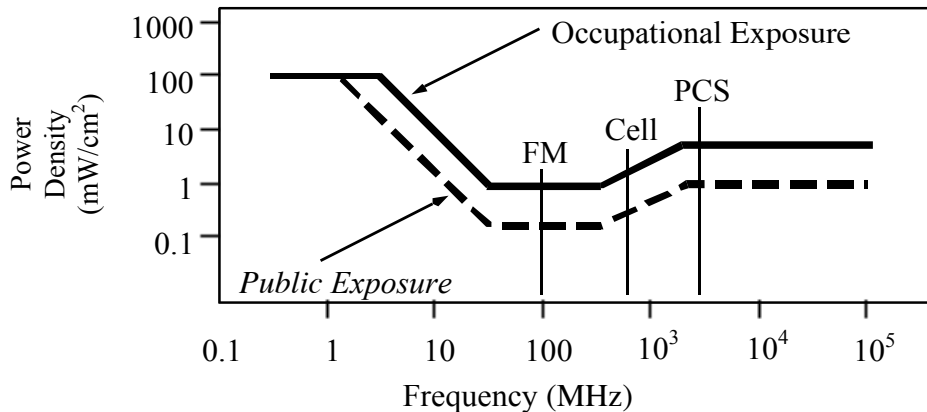


FCC Radio Frequency Protection Guide

The U.S. Congress required (1996 Telecom Act) the Federal Communications Commission (“FCC”) to adopt a nationwide human exposure standard to ensure that its licensees do not, cumulatively, have a significant impact on the environment. The FCC adopted the limits from Report No. 86, “Biological Effects and Exposure Criteria for Radiofrequency Electromagnetic Fields,” published in 1986 by the Congressionally chartered National Council on Radiation Protection and Measurements (“NCRP”). Separate limits apply for occupational and public exposure conditions, with the latter limits generally five times more restrictive. The more recent standard, developed by the Institute of Electrical and Electronics Engineers and approved as American National Standard ANSI/IEEE C95.1-2006, “Safety Levels with Respect to Human Exposure to Radio Frequency Electromagnetic Fields, 3 kHz to 300 GHz,” includes similar limits. These limits apply for continuous exposures from all sources and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health.

As shown in the table and chart below, separate limits apply for occupational and public exposure conditions, with the latter limits (in *italics* and/or dashed) up to five times more restrictive:

Frequency Applicable Range (MHz)	Electromagnetic Fields (f is frequency of emission in MHz)					
	Electric Field Strength (V/m)		Magnetic Field Strength (A/m)		Equivalent Far-Field Power Density (mW/cm ²)	
0.3 – 1.34	614	<i>614</i>	1.63	<i>1.63</i>	100	<i>100</i>
1.34 – 3.0	614	<i>823.8/f</i>	1.63	<i>2.19/f</i>	100	<i>180/f²</i>
3.0 – 30	1842/f	<i>823.8/f</i>	4.89/f	<i>2.19/f</i>	900/f ²	<i>180/f²</i>
30 – 300	61.4	<i>27.5</i>	0.163	<i>0.0729</i>	1.0	<i>0.2</i>
300 – 1,500	3.54√f	<i>1.59√f</i>	√f/106	<i>√f/238</i>	f/300	<i>f/1500</i>
1,500 – 100,000	137	<i>61.4</i>	0.364	<i>0.163</i>	5.0	<i>1.0</i>



Higher levels are allowed for short periods of time, such that total exposure levels averaged over six or thirty minutes, for occupational or public settings, respectively, do not exceed the limits, and higher levels also are allowed for exposures to small areas, such that the spatially averaged levels do not exceed the limits. However, neither of these allowances is incorporated in the conservative calculation formulas in the FCC Office of Engineering and Technology Bulletin No. 65 (August 1997) for projecting field levels. Hammett & Edison has incorporated those formulas in a computer program capable of calculating, at thousands of locations on an arbitrary grid, the total expected power density from any number of individual radio frequency sources. The program allows for the inclusion of uneven terrain in the vicinity, as well as any number of nearby buildings of varying heights, to obtain more accurate projections.



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FCC Guidelines
Figure 1

RFR.CALC™ Calculation Methodology

Assessment by Calculation of Compliance with FCC Exposure Guidelines

The U.S. Congress required (1996 Telecom Act) the Federal Communications Commission (“FCC”) to adopt a nationwide human exposure standard to ensure that its licensees do not, cumulatively, have a significant impact on the environment. The maximum permissible exposure limits adopted by the FCC (see Figure 1) apply for continuous exposures from all sources and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health. Higher levels are allowed for short periods of time, such that total exposure levels averaged over six or thirty minutes, for occupational or public settings, respectively, do not exceed the limits.

Near Field.

Prediction methods have been developed for the near field zone of panel (directional) and whip (omnidirectional) antennas, typical at wireless telecommunications base stations, as well as dish (aperture) antennas, typically used for microwave links. The antenna patterns are not fully formed in the near field at these antennas, and the FCC Office of Engineering and Technology Bulletin No. 65 (August 1997) gives suitable formulas for calculating power density within such zones.

For a panel or whip antenna, power density $S = \frac{180}{\theta_{BW}} \times \frac{0.1 \times P_{net}}{\pi \times D \times h}$, in mW/cm²,

and for an aperture antenna, maximum power density $S_{max} = \frac{0.1 \times 16 \times \eta \times P_{net}}{\pi \times h^2}$, in mW/cm²,

where θ_{BW} = half-power beamwidth of antenna, in degrees,

P_{net} = net power input to antenna, in watts,

D = distance from antenna, in meters,

h = aperture height of antenna, in meters, and

η = aperture efficiency (unitless, typically 0.5-0.8).

The factor of 0.1 in the numerators converts to the desired units of power density.

Far Field.

OET-65 gives this formula for calculating power density in the far field of an individual RF source:

power density $S = \frac{2.56 \times 1.64 \times 100 \times RFF^2 \times ERP}{4 \times \pi \times D^2}$, in mW/cm²,

where ERP = total ERP (all polarizations), in kilowatts,

RFF = three-dimensional relative field factor toward point of calculation, and

D = distance from antenna effective height to point of calculation, in meters.

The factor of 2.56 accounts for the increase in power density due to ground reflection, assuming a reflection coefficient of 1.6 (1.6 x 1.6 = 2.56). The factor of 1.64 is the gain of a half-wave dipole relative to an isotropic radiator. The factor of 100 in the numerator converts to the desired units of power density. This formula is used in a computer program capable of calculating, at thousands of locations on an arbitrary grid, the total expected power density from any number of individual radio frequency sources. The program also allows for the inclusion of uneven terrain in the vicinity, as well as any number of nearby buildings of varying heights, to obtain more accurate projections.