

TO: Mayor and City Council Members
FROM: Willard Epps, Interim City Manager
SUBJECT: September 18, 2018, Agenda Items
DATE: September 12, 2018

7:00 p.m.

I. CALL TO ORDER REGULAR SESSION

II. PLEDGE OF ALLEGIANCE AND INVOCATION

III. CITIZEN COMMENTS

This is the time for citizens to comment on subject matters, not on the agenda within the jurisdiction of the Tulare City Council. The Council Members ask that you keep your comments brief and positive. Creative criticism, presented with appropriate courtesy, is welcome. The Council cannot legally discuss or take official action on citizen request items that are introduced tonight.

This is also the time for citizens to comment on items listed under the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Comments related to general business/city manager items or public hearing items will be heard at the time the item is discussed or at the time the Public Hearing is opened for comment.

*In fairness to all who wish to speak, each speaker will be allowed **three minutes**, with a maximum time of 15 minutes per item, unless otherwise extended by Council. Please begin your comments by stating and spelling your name and providing your city of residence.*

IV. COMMUNICATIONS

*Communications are to be submitted to the City Manager's Office 10 days prior to a Council Meeting to be considered for this section of the Agenda. No action will be taken on matters listed under communications; however, the Council may direct staff to schedule issues raised during communications for a future agenda. Citizen comments will be limited to **three minutes**, per topic, unless otherwise extended by Council.*

V. CONSENT CALENDAR

All Consent Calendar Items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made, in

which event the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.

- (1) **Authorization to read ordinances by title only.**
- (2) **Approve minutes of September 4, 2018 regular meeting(s).** [Submitted by: **R. Yoder**] The minutes of September 4, 2018 regular meeting(s) are submitted for your approval. **Staff recommends Council approve, as presented.**
- (3) **Approve a request by Council Member Sigala to allocate not to exceed \$500 for discretionary use from 001-4010-2116 to cover rental costs associated with the Tulare County Office of Education Early Childhood Program – Parents Group Quarterly Meetings for fiscal year 18/19 located in the Tulare Room at the Meitzenheimer Community Center.** [Requested by: **J. Sigala**] On February 6, 2018, the City Council adopted Resolution 18-02 amending travel policy guidelines, including consideration for the utilization of travel funds for discretionary use and/or to offset expenditures for travel, etc. for the Mayor, as needed, to be considered on a case by case basis at an open and public meeting.

Council Member Sigala would like to sponsor the Group's next four quarterly meetings of 18/19 fiscal year in the amount of \$500 for discretionary use from 001-4010-2016, to be paid through budget transfer. Similar requests were submitted and approved on March 6 and May 1, 2018, totaling \$600. Staff seeks Council approval of this request in accordance with existing policy. **Staff recommends Council approve a request by Council Member Sigala to allocate not to exceed \$500 for discretionary use from 001-4010-2116 to cover rental costs associated with the Tulare County Office of Education Early Childhood Program – Parents Group Quarterly Meetings for fiscal year 18/19 located in the Tulare Room at the Meitzenheimer Community Center, as presented.**

- (4) **Accept a Grant Deed for street right of way along Glass Avenue and authorize the City Manager to sign all Certificate of Acceptances for the dedications located on the west side of Hillman Street, approximately ¼ mile north of Corvina Avenue as follows** [Submitted by: **M. Miller**]:
 - a. **Relinquishment of Access Rights along Hillman Avenue;**
 - b. **Grant of Easement for public utility purposes along the street frontages from Hillman Tulare Investors, LLC;**
 - c. **Accept a Grant of Easement for street right of way and public utility purposes along Glass Avenue from Bill & Tanya Miller Family Limited Partnership;**
 - d. **Accept a Grant of Easement for storm drain and ponding basin**

- purposes for city street storm water runoff;**
- e. Grant of Easement for street and public utilities purposes; and**
- f. Grant of Easement for temporary turnaround purposes at the end of Glass Avenue from Blackstone Ranch, LLC & Hidden Oak Development Co., Inc.**

In accordance with Design Review No. 1079, Hillman Tulare Investors, LLC has submitted and the City has approved public improvement plans associated with the construction of a 168 unit multi-family facility, with clubhouse. Required improvements include the construction of public utilities, a new street, street frontage improvements, and a private storm ponding basin. In order to construct the required improvements, it is necessary for the City to obtain public utility easements, storm drain and ponding basin easements and deeds for the new street, Glass Avenue on the affected properties. The Owners of these properties have executed the required grant easements and grant deeds. In addition to accepting these documents, the City also needs to accept the relinquishment of access rights along Hillman Avenue. **Staff recommends Council accept a Grant Deed for street right of way along Glass Avenue and authorize the City Manager to sign all Certificate of Acceptances for the dedications located on the west side of Hillman Street, approximately ¼ mile north of Corvina Avenue as follows:**

- a. Relinquishment of Access Rights along Hillman Avenue;**
 - b. Grant of Easement for public utility purposes along the street frontages from Hillman Tulare Investors, LLC;**
 - c. Accept a Grant of Easement for street right of way and public utility purposes along Glass Avenue from Bill & Tanya Miller Family Limited Partnership;**
 - d. Accept a Grant of Easement for storm drain and ponding basin purposes for city street storm water runoff;**
 - e. Grant of Easement for street and public utilities purposes; and**
 - f. Grant of Easement for temporary turnaround purposes at the end of Glass Avenue from Blackstone Ranch, LLC & Hidden Oak Development Co., Inc.**
- (5) Approve a subdivision improvement agreement with Holt Distressed Properties Fund (Parallel 1), 2010, L.P. for the Montecito Subdivision for recordation. [Submitted by: M. Miller]** The Montecito subdivision is a 189 lot subdivision located along the south side of Pleasant Avenue between Cromley Street and La Dawna Street, approximately one-half mile west of West Street. Council approved the final map and subdivision agreement on February 7, 2006. The final map recorded on April 11, 2006. The original subdivider was Tulare II, LLC of Fresno, CA.

Public improvements for the Montecito subdivision were partially completed, and homes constructed and occupied on 10 lots, before Tulare II, LLC filed for bankruptcy during the recession of 2008. The Montecito subdivision has since been purchased by Holt Distressed Properties Fund (Parallel 1), 2010, L.P. ("HOLT"), who entered into a new subdivision improvement agreement with the City in January of 2017 which allowed them to complete the project in three phases. The required public improvements for Phase 1 of the subdivision were completed, and a notice of completion approved by Council on November 21, 2017. Since that time, HOLT and their Engineer have been working with City staff to evaluate the condition of public improvements installed by the original developer within the boundaries of Phases 2 and 3. Revised punch lists of uncompleted or deficient public improvements associated with those phases has been developed. It is now the desire of HOLT to enter into a new subdivision improvement agreement with the City for Phases 2 and 3 reflecting the revised punch lists, and extending the required timeframe for completion of those improvements to better reflect the pace of home sales that they have been experiencing in Phase 1 of the subdivision.

The phases of the Montecito subdivision are designated on Exhibit "A" of the attached subdivision improvement agreement. Proposed Phase 2 consists of 47 lots, and proposed Phase 3 consists of 40 lots. The City Engineer and City Attorney have worked with HOLT to develop the proposed Subdivision Improvement Agreement. The agreement provides for the orderly completion of the remaining required subdivision improvements corresponding to what is necessary to support the proposed phasing, and allows for the conditional issuance of building permits for each phase provided that completion milestones are met for those improvements. **Staff recommends Council approve a subdivision improvement agreement with Holt Distressed Properties Fund (Parallel 1), 2010, L.P. for the Montecito Subdivision for recordation, as presented.**

- (6) Adopt Resolution 18-49 authorizing the installation of one-way stop control at the intersection of King Avenue and "F" Street, and two-way stop control at the intersections of King Avenue and "G" Street and King Avenue and "H" Street. [Submitted by M. Miller]**

Executive Summary

Based upon the findings of a traffic study prepared by Peters Engineering Group of Clovis, CA, it is recommended that the intersections of King Avenue and "F" Street, "G" Street, and "H" Street be designated as a stop intersections in accordance with the attached Resolution.

Background

The Engineering Division received a citizen request to install a stop sign at the intersection of King Avenue and "F" Street. This intersection is a "T" intersection

that currently does not have any stop control and relies on general right-of-way rules for uncontrolled intersections:

- At a "T" intersection, vehicles on the terminating road shall yield to traffic on the through road.
- At four-legged intersections, the first vehicle to reach the intersection has the right of way, except that vehicles making a turning movement shall yield to vehicles making a thru movement.
- When vehicles arrive simultaneously at a four-legged intersection, vehicle on the right shall have the right of way.

The citizen request was forwarded to the City's Transportation Management Team, which consists of representative from various City Departments involved in transportation and public safety. In reviewing the surrounding area, it was found that the adjacent King Avenue intersections at "G" Street and "H" Street also lack stop control. The uniform and consistent application of traffic control devices is critical to meet driver expectations and avoid confusion. For that reason, the Transportation Management Team recommended that these additional intersections also be considered for the installation of stop control.

Under their existing on-call services contract with the City, Peters Engineering Group of Clovis, CA was tasked with preparing a study to evaluate whether the stop warrants identified in the California Manual of Uniform Traffic Control Devices (CMUTCD) were met for the three intersections on King Avenue.

Study Findings

The study prepared by Peters Engineering Group offers the following Conclusion and Recommendation:

"The existing traffic volumes, delays, and crash history do not satisfy the criteria presented in the CMUTCD for installation of stop control at the study intersections. There does not appear to be evidence that there is a problem that needs to be corrected. Therefore, maintaining the existing configuration or installing YIELD signs on the eastbound and westbound approaches is an option. However, there are some potential concerns related to sight distance based on parallel parking and trees obscuring visibility. Therefore, it is recommended that STOP signs be installed on the eastbound and westbound approaches to the intersections.

Installing a STOP sign on the minor street does not improve sight distance for vehicles stopped at the STOP sign. STOP signs can potentially improve visibility in the sense that vehicles on the major street (not required to stop) will likely be able to see a vehicle stopping on the side street and will be aware of its presence, whereas when both vehicles are approaching an unsignalized

intersection without the intent to stop, neither may be able to see the other approaching.”

It should be noted that in addition to the established warrants, the CMUTCD does make provisions for other site specific criteria to be considered when evaluating an intersection for stop control. Based on Peters Engineering Group's recommendations, and the prevailing driver expectancy that has developed through the years for stop control to be provided at all intersections, it is staff's recommendation that the intersections of King Avenue at "F" Street, "G" Street and "H" Street be designated as stop controlled intersections in accordance with the attached Resolution. A copy of the main body of the study by Peters Engineering Group is attached. **Staff recommends Council adopt Resolution 18-49 authorizing the installation of one-way stop control at the intersection of King Avenue and "F" Street, and two-way stop control at the intersections of King Avenue and "G" Street and King Avenue and "H" Street, as presented.**

- (7) **Authorize the City Manager or designee to sign a contract amendment with Provost & Pritchard Consulting Group of Visalia, CA in the amount of \$7,000 for electrical engineering services related to Projects SD0016, 0017, and 0018; storm drain lift station upgrades at three sites. [Submitted by: J. Funk]** At the May 1, 2018 City Council Meeting, the Council authorized the City Manager to execute a \$55,500 Work Order under Provost & Pritchard Consulting Group's (Provost & Pritchard) On-Call Engineering Services Agreement for the design of upgrades to three storm drain lift stations. Council's May authorization approved \$5,500 (10%) as contingency for the design services. The subject contract amendment exceeds this 10% amount, and therefore requires separate Council approval.

As part of the consultant services being provided, Provost & Pritchard did a preliminary investigation of the three sites and prepared a Technical Memorandum (TM) reporting their findings. The TM provides options to upgrade the lift stations with various pump configurations based on parameters provided by the City, and also identifies potential electrical upgrades at each motor control panel. One of staff's parameters was to avoid electrical panel work so no significant electrical investigation was done as part of the TM work. The pump option selected by staff results in the least amount of work at the panels, but still requires some upgrades to make the systems operate. The lift stations are being designed for uniformity of pump horsepower so some of the current starters and breakers are undersized and need to be replaced.

In order to determine the exact electrical upgrades and to prepare plans and specifications to be incorporated as part of the bid package, Provost & Pritchard is requesting a fee increase to have Rose Sing and Associates (the electrical

sub-consultant) do additional field work and prepare construction ready plans and specifications. Staff has reviewed the scope and fee proposal prepared to perform the additional electrical design work and recommends its approval.

There is not a request for additional project funding at this time. However, based on initial cost estimates by Provost & Pritchard, it appears additional funding may be required at the time project construction is presented to Council for award or rejection. It may be possible for the City to save a small portion of the construction cost by self-performing some of the electrical upgrades that will be identified. It is expected that the three projects will be bid as a single project, with one lift station included in the base bid and the other two as add alternatives. This will provide the City with flexibility to adjust the project scope to remain within available budget. **Staff recommends Council authorize the City Manager or designee to sign a contract amendment with Provost & Pritchard Consulting Group of Visalia, CA in the amount of \$7,000 for electrical engineering services related to Projects SD0016, 0017, and 0018; storm drain lift station upgrades at three sites, as presented.**

- (8) **Reject the liability claim for damages filed by Wesley J. Hensley on August 31, 2018. [Submitted by: J. Avila]** On August 31, 2018, Wesley J. Hensley filed a liability claim for damages, alleging that he was unlawfully terminated from his position of Police Chief with the City of Tulare. The claim also alleges that the City failed to provide him with vested procedural due process rights under the Public Safety Officers Procedural Bill of Rights Act and the City of Tulare's Merit System Rules and Regulations and the City's refusal to grant him an administrative appeal hearing required under both POBRA and the City's Personnel Rules. **Staff recommends Council Reject the liability claim for damages filed by Wesley J. Hensley on August 31, 2018, as presented.**
- (9) **Adopt Ordinance 18-05 amending and replacing Title 7 Chapter 7.16, Garbage Collection and Street Sweeping Services, and Title 7 Chapter 7.18, Recycling and Diversion of Construction and Demolition Debris of the Tulare Municipal Code. [Submitted by: T. Whitfield]** On September 4, 2018, the City Council passed-to-print Ordinance 18-05 amending and replacing Title 7 Chapter 7.16 and 7.18 of the Tulare Municipal Code. **Staff recommends Council adopt Ordinance 18-05 adopt Ordinance 18-05 amending and replacing Title 7 Chapter 7.16, Garbage Collection and Street Sweeping Services, and Title 7 Chapter 7.18, Recycling and Diversion of Construction and Demolition Debris of the Tulare Municipal Code, as presented.**
- (10) **Award and authorize the City Manager or designee to sign a contract with Talley Oil, Inc. of Madera CA for a total amount of \$117,768.00 for the turnkey supply, delivery and application of asphaltic pavement preservation rejuvenating agent; subject only to minor conforming or**

clarifying changes acceptable to the City Attorney; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$11,776.80) of the contract award amount. [Submitted by: T. Whitfield] Asphalt rejuvenation emulsion is a product sprayed on streets to restore asphalt elasticity and to lengthen the life of the pavement. It is necessary to close travel lanes during application until the emulsion oil breaks and clean washed sand is applied immediately to restore traction. This method of extending pavement life is used in many cities and counties, and was started in Tulare fourteen years ago.

This project differs from previous years in that the project was bid as a turnkey operation wherein the Vendor will be responsible for the application of the material, as well as the supply and delivery. Staff will be overseeing the project to ensure that it conforms to the Departments expectations.

The bid fixes a price to supply, deliver and apply approximately 2,482 gallons of undiluted emulsion to approximately 87,422 square yards of City owned streets. The RFB was published on August 14 and August 21, 2018 through local media and vendors. Bid No. 19-666 was opened on September 6, 2018 and the following bids were received:

<u>Bidder</u>	<u>Location</u>	<u>Mobilization</u>	<u>Traffic Control</u>	<u>Install</u>	<u>Total Bid</u>
Telfer Pavement Technologies	McClellan, CA	\$35,000	\$31,700	\$75,441.26	\$142,141.26
Talley Oil Inc.	Madera, CA	\$20,000	\$27,590.08	\$70,177.92	\$117,768.00

The bids were evaluated to determine if they were responsive to the requirements and instructions contained in the bid documents. It has been determined that Talley Oil, Inc. of Madera, CA has submitted a responsive bid with the overall lowest unit costs for contract bid items. The work to be performed under this contract is a component of the Transportation System Planning Policy (Administrative Policy 15-01), and is programmed in the Transportation CIP annually. Talley Oil, Inc. possesses a current and active Class A General Engineering Contractor's license issued by the State of California.

Talley Oil, Inc. has examined the location of the proposed work, specifications, and all accompanying bid instructions, and proposes and agrees to furnish all materials and labor to do all the work required to complete said work in accordance with all stated specifications, and Contract Documents in the time and manner therein prescribed, for the proposed price. **Staff recommends**

Council award and authorize the City Manager or designee to sign a contract with Talley Oil, Inc. of Madera CA for a total amount of \$117,768.00 for the turnkey supply, delivery and application of asphaltic pavement preservation rejuvenating agent; subject only to minor conforming or clarifying changes acceptable to the City Attorney; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$11,776.80) of the contract award amount, as presented.

- (11) **Receive an informational item regarding the Solid Waste Authorized Haulers Resolution 18-07. [Submitted by: T. Whitfield]** In 2006 and 2007, several private roll-off companies were authorized to provide construction and demolition debris services within the City of Tulare. In 2012, an item was brought to the Board to review the status of the previously authorized private refuse collection companies. It was recommended that the companies authorized for construction and demolition debris services in 2006 and 2007, should have their authorization revoked because this service could be provided by the Tulare Solid Waste Division. On September 20, 2012, the Board adopted Resolution 12-03 which revised the private companies authorized to provide limited roll-off services in Tulare.

At that time, one previously authorized private refuse collection company questioned their removal from the authorized haulers list and responded with the "5-year-law", which gives companies 5 years of additional service after "virtually any displacing action by a local agency." The City disagreed with that company's opinion of the 5-year law, but to avoid a long drawn out dispute over the matter, the city allowed the 5-year period beginning October 5, 2012. The 5-year period closed on October 4, 2017 and the affected companies were notified.

With the exception of the C & D haulers, the authorized haulers on the authorized haulers list had not been updated since the adoption of Resolution 07-04 in October 2007. Pursuant to the Board's direction given at the March 15th, 2018 BPU meeting, Staff reviewed the authorized roll-off haulers list and updated that list in Resolution 18-07 which was approved by the Board on August 2, 2018. Many of the revisions to the list were the result of companies no longer doing much, if any, business in Tulare, or companies that are no longer in business at all.

The Roll-off division is keeping up with current demand for services and has seen a slight increase in temporary bin rentals on the residential side. An increase in services has not been seen on construction sites as most contractors self-haul from the sites. There are currently 3 roll-off drivers in the division. A comparison of roll-off rates from local haulers is attached. **Staff recommends Council receive an informational item regarding the Solid Waste Authorized Haulers Resolution 18-07, as presented.**

VI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) **Presentation of the Tulare Local Healthcare District Board Members Xavier Avila, Steve Harrell and Randy Dodd (Adventist Health Tulare) regarding Measure H, a November 6, 2018 ballot measure seeking voter approval to lease the Tulare Hospital to Adventist Health, to assure ongoing emergency medical services, acute care hospital services, and other healthcare services; and consideration and possible approval of support for Measure H regarding the Tulare Hospital.**
- (2) **Presentation by economic development consulting firm Buxton regarding the mid-year review of the retail attraction services agreement with the City of Tulare.**

VII. MAYOR'S REPORT

There are no items for this section of the agenda.

VIII. STUDENT REPORTS

There are no items for this section of the agenda.

IX. GENERAL BUSINESS

Comments related to General Business Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Council.

(1) **Public Hearing:**

- a. **Public Hearing to pass-to-print Ordinance 18-06 amending Chapter 3.08 of Title 3 of the City Code pertaining to California Fire Regulations Section 3.08.080 (Safe and Sane Fireworks). [Submitted by: L. Nevarez]**
Pursuant to Chapter 3.08 Section 3.08.080 (Safe and Sane Fireworks) authorization of fireworks booth vendors within the city is calculated by a formula based upon current population (i.e. one booth per 3,250), which has remained unchanged for decades resulting in a saturation of vendors within the community.

Presently, there are 18 permitted fireworks booths, the proposed formula change (ex. one booth per 4,500) will not affect existing vendors, but will allow the Fire Department to carry out its goal of protecting the public's safety and well-being by keeping vendors at a manageable number. While these approved vendors are only selling safe and sane fireworks, injuries still can and do occur from improper use.

Staff submits the proposed Ordinance revising and clarifying the process and the formula used to calculate the number of booths allowed within the City to one booth per 4,500 persons based upon population. **Staff recommends Council pass-to-print Ordinance 18-06 amending Chapter 3.08 of Title 3 of the City Code pertaining to California Fire Regulations Section 3.08.080 (Safe and Sane Fireworks), as presented.**

[The following item was continued from the September 4, 2018 meeting.]

- b. **Public Hearing to adopt Resolution 18-50 adopting a Mitigated Negative Declaration Addendum prepared for Tentative Subdivision Map 2018-12 (Liberty Hill) General Plan Amendment No. 2018-01 and Zone Amendment No 728; and adopt Resolution 18-51 to approve General Plan Amendment No. 2018-01 providing for a change in land use designation on approximately 7 acres from Neighborhood Commercial to Low Density Residential, and pass-to-print Ordinance 18-07 approving Zone Amendment No. 728, changing the existing zoning on approximately 79.5 acres from the R-1-6 (Single-Family Residential, 6,000 sq. ft. minimum lot area) and C-1 (Neighborhood Commercial) zone districts to the R-1-5 (Single Family Residential, 5,000 sq. ft. minimum lot area) zone district on property located on the northwest corner of Bardsley Avenue and West Street. [Submitted by: J. McDonnell]** Applicant, Central Pacific Development Group, proposes to develop a 384-lot single family residential subdivision on approximately 79.5 acres to be located on the northwest corner of Bardsley Avenue and West Street.

The applicant proposes to amend both the General Plan land use designation and the zoning map to allow for the proposed development. The existing General Plan designation for the site is Low Density Residential and Neighborhood Commercial within the City of Tulare adopted 2035 General Plan. The existing zoning is R-1-6 (Single-Family Residential, 6,000 sq. ft. minimum lot area). The applicant proposes to amend the General Plan land use designation on approximately 7 acres of the subject site from Neighborhood Commercial to Low Density Residential. The applicant also proposes to amend the existing zoning from R-1-6/C-1 to R-1-5 (Single Family Residential, 5,000 sq. ft. minimum lot area).

The City of Tulare General Plan (2035) density standard for Low Density Residential ranges from 3.1 to 7.0 dwelling units per acre. The proposed Tentative Subdivision Map illustrates a density of approximately 4.83 dwelling units per acre, which is within the required density range for the Low Density Residential land use designation. The proposed R-1-5 zone district is

consistent with the existing/proposed Low Density Residential land use designation.

A Mitigated Negative Declaration was prepared for this project for public review pursuant to provisions of the Public Resources Code, State of California, Section 21000 to 21177 of the California Environmental Quality Act (CEQA). The City of Tulare was the lead agency on the preparation of the Mitigated Negative Declaration. A notice of Intent to Adopt the Mitigated Negative Declaration was published on June 11, 2018. Comments were received by the California Department of Fish and Wildlife and the California Department of Transportation, which are addressed in the final Mitigated Negative Declaration attached (see appendix E).

No opposition to the proposed project or associated amendments was received during public comment at the August 13, 2018, Planning Commission meeting. The Planning Commission voted 5-0 to recommend that the City Council approve General Plan Amendment No. 2018-01 and Zone Amendment No. 728. **Staff recommends Council approve the following as presented:**

- 1. Adopt Resolution 18-50 adopting a Mitigated Negative Declaration Addendum prepared for Tentative Subdivision Map 2018-12 (Liberty Hill) General Plan Amendment No. 2018-01 and Zone Amendment No 728;**
 - 2. Adopt Resolution 18-51 to approve General Plan Amendment No. 2018-01 providing for a change in land use designation on approximately 7 acres from Neighborhood Commercial to Low Density Residential;**
 - 3. Pass-to-print Ordinance 18-07 approving Zone Amendment No. 728, changing the existing zoning on approximately 79.5 acres from the R-1-6 (Single-Family Residential, 6,000 sq. ft. minimum lot area) and C-1 (Neighborhood Commercial) zone districts to the R-1-5 (Single Family Residential, 5,000 sq. ft. minimum lot area) zone district on property located on the northwest corner of Bardsley Avenue and West Street.**
- c. Public Hearing to adopt Resolution 18-52 approving the 2017-2018 Consolidated Annual Performance and Evaluation Report (CAPER) providing information on the progress and status of projects administered by the City using CDBG funds and authorize the City Manager or his designee to submit the CAPER to the Department of Housing and Urban Development (HUD) on behalf of the City of Tulare. [Submitted by: T. Myers] On November 21, 2017, City Council approved**

the proposed CDBG PY 2017-18 Annual Action Plan and the spenddown of the City's carryover CDBG funding of prior years.

The City of Tulare receives annual entitlement Community Development Block Grant (CDBG) funds from the Federal Government through the Department of Housing and Urban Development (HUD). The City uses these grants to provide decent, clean, safe and affordable housing, create a suitable living environment, and expand economic opportunities, principally for persons of low and moderate income. The City of Tulare's 2015-2019 Consolidated Plan was previously reviewed and adopted by the City Council to meet these objectives.

As part of the Grantee requirements of HUD, the City of Tulare must submit a Consolidated Annual Performance Evaluation Report (CAPER) to HUD annually. The CAPER is a "report card" to HUD of the City's progress in spending the CDBG funds allocated in the previous program year.

This CAPER represents the third year of the City's Five-Year (2015-2019) Consolidated Plan, and covers the accomplishments under the CDBG program for the period July 1, 2017 to June 30, 2018, during which time the City received \$600,163 in federal CDBG funds. The Draft CAPER consists of specific program narratives, an assessment of annual performance, and an analysis of progress toward meeting goals and objectives contained in the Consolidated Plan.

Following the public hearing, the City Council may adopt a resolution approving the CAPER either as presented or amended by the Council.

For the 2017/18 program year, the City received \$600,163 in CDBG funds and \$16,000 in program income. When combined with carryover funds of \$1,365,703 from the prior year rollover, the City had available funds for the PY17 year totaling \$1,981,866. Together with other federal, state and local investments (i.e. State HOME funds), HUD resources allowed the City and its community partners to provide services to accomplish goals and objectives determined by the 2015-2019 Consolidated Plan.

Highlights of the 2017-2018 CDBG program year contained in this CAPER are as follows:

Administration: (\$89,823.64)

One full-time employee designated only to CDBG/Housing programs and overhead to administer the CDBG program.

Public Services: (\$108,800 total)

Graffiti Cleanup – West Tulare: (\$40,800)

The City provided reimbursement for staff and operating costs dedicated to the graffiti cleanup in West Tulare Area. This year activity had an incident cleanup count of 2,120.

Homeless Support Services: (\$15,000)

The City continued to provide support to the Kings Tulare Homeless Alliance to conduct its Project Homeless Connect/Point in Time event on January 25, 2018. The 2018 regional homeless count was 870, with 126 recorded for City of Tulare. The Kings Tulare Homeless Alliance 2018 Point in Time Survey can be found on their website: tchhsa.org

2016 Rollover Tulare Housing First Case Management: (\$15,000)

The ongoing Continuum of Care Shelter Plus Care/Special Needs Assistance Program homeless rental assistance was continued this year. This Program housed 7 people in Tulare.

Tulare Housing First Case Management: (\$15,000)

The ongoing Continuum of Care Shelter Plus Care/Special Needs Assistance Program homeless rental assistance was continued this year. This Program currently houses 9 people in Tulare.

CSET Homeless Vet Assistance: (\$15,000)

Community Service Employment Training (CSET) had a change in funding request from #LEAD youth program to Homeless Vet Road to Independence (RTI) program. The RTI program assisted 15 homeless veteran families with household necessity items such as beds and basic furniture.

United Way of Tulare County: (\$13,000)

Tulare United Way was responsible for providing a critical link between Tulare residents and available vital resources and services. United Way also served as an Entry Point Partner in expediting the process of enrolling homeless persons into supportive housing programs and supportive services. United Way also effectively translated 1,196 United Way resource pamphlets into Spanish in efforts to outreach to the Spanish speaking community residents. United Way outreached to a total of 1,101 low-moderate income persons with the City of Tulare.

Public Facility and Infrastructure Improvements (\$1,416,828 total)

E Street Public Improvements: (\$242,098)

This CDBG public works activity will provide sewer and water line replacement along with street/storm drain and sidewalk accessibility improvements in the area of Bardsley to Cross. There were unexpected

design delays with this activity and it is now expected to be completed in program year 2018/19.

I Street and Owens Avenue Improvements: (\$390,000)

This CDBG public works activity provided sewer and water line replacement along with street/storm drain and sidewalk accessibility improvements in the CDBG eligible areas between North I Street between San Joaquin and Pleasant and W. Owens Avenue between E Street and I Street.

O Street Sidewalk Improvements: (\$200,000)

This CDBG public facility improvements activity provided sidewalk ADA accessibility improvements to existing ramps along the west side of O Street between Bardsley and Tulare Avenue.

Senior Center Improvements: (\$109,098)

This CDBG public works activity provided carpet replacement, interior paint, kitchen cooler replacement, safety hand rails replaced through Senior Center, and new sound panels were installed in dining hall. As a result, approximately 70 low income Senior Citizens benefitted from this project.

Purchase Fire Apparatus: (\$620,000)

To Purchase a Fire Apparatus for station 62 located at 138 North E Street a CDBG eligible Low-Moderate income area. Station 62 services 16,995 citizens within the City of Tulare.

FSTC Transitional Housing Sewer Repair: (\$22,739)

Family Services of Tulare County completed its final phase of sewer and plumbing repairs at a transitional housing facility in the City of Tulare for families who are victims of domestic violence.

Youth Site Improvements: (\$75,000)

To purchase a building modular to house a math academy to serve an after school tutoring lab for Middle School students in need of tutoring. As a result, this year 20 low – moderate income students will benefit from this new match academy.

Housing Activities:

Although no specific housing activities were planned in the PY 2017/18, the City was able to utilize State HOME funding to assist three families with a First Time Homebuyers loan.

Staff recommends Council adopt Resolution 18-52 approving the 2017-2018 Consolidated Annual Performance and Evaluation Report (CAPER) providing information on the progress and status of projects

administered by the City using CDBG funds and authorize the City Manager or his designee to submit the CAPER to the Department of Housing and Urban Development (HUD) on behalf of the City of Tulare, as presented.

**X. COUNCIL/STAFF UPDATES, REPORTS OR ITEMS OF INTEREST – GC
54954.2(a)(2)**

XI. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

(a) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (1)
Name of Case: TPOU v. City of Tulare, TCSC Case No. VCU275368
[Submitted by: M. Zamora]

(b) 54957(b) – Public Employee Appointment: City Manager [Submitted by: J. Avila]

XII. RECONVENE CLOSED SESSION

XIII. CLOSED SESSION REPORT (if any)

XIV. ADJOURN REGULAR MEETING

**ACTION MINUTES OF TULARE
CITY COUNCIL, CITY OF TULARE**

September 4, 2018

A regular session meeting of the City Council, City of Tulare was held on Tuesday, September 4, 2018, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North “M” Street.

COUNCIL PRESENT: David Macedo, Maritsa Castellanoz, Carlton Jones, Jose Sigala, Greg Nunley

STAFF PRESENT: Willard Epps, Mario Zamora, Janice Avila, Barry Jones, Luis Nevarez, Steve Bonville, Rob Hunt, Traci Myers, Michael Miller, Darlene Thompson, Trisha Whitfield, Frank Rodriguez, Nick Bartsch, Roxanne Yoder

I. CALL TO ORDER REGULAR SESSION

Mayor Macedo called the regular meeting to order at 7:01 p.m.

II. PLEDGE OF ALLEGIANCE AND INVOCATION

Interim Fire Chief Luis Nevarez led the Pledge of Allegiance and an invocation was given by Police Lieutenant Donnie Smith.

III. CITIZEN COMMENTS

Mayor Macedo requested those who wish to speak on matters not on the agenda within the jurisdiction of the Council, or to address or request a matter be pulled from the consent calendar to do so at this time. He further stated comments related to general business matters would be heard at the time that matter is addressed on the agenda.

Donnette Silva-Carter addressed the Council regarding several local events, including the Rotary 911 blood drive, the Tulare Chamber Mixer, the Tulare County Fair Quilts of Honor and the Tulare Chamber Crush Party.

Pamela Fyock addressed the Council regarding the annual Tulare County Fair, Parade and Rodeo events.

Euler Torrez addressed the Council regarding their downtown office project and thanked the Council for their support. Additionally, he provided an update on the local downtown Viva Tulare event on Sundays and noted that they would not hold their scheduled event during the fair week.

IV. COMMUNICATIONS

There were no items for this section.

V. CONSENT CALENDAR:

It was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and unanimously carried that the items on the Consent Calendar be approved as presented with the exception of item(s) 5.

- (1) Authorization to read ordinances by title only.
- (2) Approve minutes of August 21, 2018 regular meeting(s). [Submitted by: R. Yoder]
- (3) Authorize the City Manager or his design to execute Certificates of Acceptance for the following [Submitted by: M. Miller]:
 - a. A Grant of Easement for public utility easement purposes at intersection of North "H" Street and West Prosperity Avenue at Accessor's Parcel Number 169-090-012-000, from Rodrigo Ramirez and Belen Ramirez, husband and wife as joint property owner.
 - b. A Grant Deed for public right of way at intersection of North "H" Street and West Prosperity Avenue at Accessor's Parcel Number 169-090-012-000, from Rodrigo Ramirez and Belen Ramirez, husband and wife as joint property owner.
 - c. A Relinquishment of Access Rights at intersection of North "H" Street and West Prosperity Avenue at Accessor's Parcel Number 169-090-012-000, from Rodrigo Ramirez and Belen Ramirez, husband and wife as joint property owner.
- (4) Receive, review, and file the Monthly Investment Report for July 2018. [Submitted by: D. Thompson]
- (5) Approve and authorize the City Manager, or designee, to execute a twenty-five (25) year Power Purchase Agreement with Borrego Solar Systems, Inc. of San Diego, CA subject to minor conforming or clarifying changes acceptable to the City Attorney. [Submitted by: T. Whitfield]
 Council Member Nunley pulled the item to inquire about the terms and conditions of the Interconnect Agreement. Staff and Borrego consultant Joy Crossman addressed questions and comments posed by Council. Following discussion, it was moved by Council Member Nunley, seconded by Council Member Sigala and carried 4 to 1 (Council Member Jones voting no) to approve the item as presented.

- (6) **Adopt Resolution 18-48 authorizing the surplus of 8 City Vehicles.**
 [Submitted by: S. Bonville]

VI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) **Presentation on the goals for local and regional Complete Count Committees for the 2020 Census and consideration of the City of Tulare's participation.** [Requested by: J. Sigala 082118] Mayor Macedo advised that this item would be continued to a future meeting date.

VII. MAYOR'S REPORT

There were no items for this section of the agenda.

VIII. STUDENT REPORTS

There were no items for this section of the agenda.

IX. GENERAL BUSINESS

Comments related to General Business Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Council.

(1) Public Hearing:

The following item will be continued to September 18, 2018, at the request of the applicant.

- a. **Public Hearing to adopt Resolution 18-xx adopting a Mitigated Negative Declaration Addendum prepared for Tentative Subdivision Map 2018-12 (Liberty Hill) General Plan Amendment No. 2018-01 and Zone Amendment No 728; and adopt Resolution 18-xx to approve General Plan Amendment No. 2018-01 providing for a change in land use designation on approximately 7 acres from Neighborhood Commercial to Low Density Residential, and pass-to-print Ordinance 18-xx approving Zone Amendment No. 728, changing the existing zoning on approximately 79.5 acres from the R-1-6 (Single-Family Residential, 6,000 sq. ft. minimum lot area) and C-1 (Neighborhood Commercial) zone districts to the R-1-5 (Single Family Residential, 5,000 sq. ft. minimum lot area) zone district on property located on the northwest corner of Bardsley Avenue and West Street.** [Submitted by: J. McDonnell] It was moved by Council Member Sigala, seconded by Council Member Nunley and unanimously carried to continue this matter to September 18, 2018, as requested by the applicant.

- b. Public Hearing to pass-to-print Ordinance 18-05 amending and replacing Title 7 Chapter 7.16, Garbage Collection and Street Sweeping Services, and Title 7 Chapter 7.18, Recycling and Diversion of Construction and Demolition Debris of the Tulare Municipal Code. [Submitted by: T. Whitfield]** Public Works Director Trisha Whitfield provided a report for the Council's review and consideration. Mayor Macedo opened the public hearing at 7:32 p.m., receiving no public comment he closed the public hearing at 7:32 p.m. Staff addressed questions and comments posed by Council. Following discussion, it was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and unanimously carried to pass-to-print Ordinance 18-05 as presented.

X. COUNCIL/STAFF UPDATES, REPORTS OR ITEMS OF INTEREST – GC 54954.2(3)

Council Member Nunley requested that the solid waste roll-off item be scheduled for discussion at the next meeting. With no objections, there was consensus to add.

Council Member Sigala requested an item for consideration at the next meeting for the use of discretionary travel funds for the Tulare County Office of Education room rental fees for parent meetings. With no objections, there was consensus to add.

XI. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

Mayor Macedo adjourned to closed session at 7:48 p.m. for matters as stated by Interim City Attorney Mario Zamora.

- (a) 54957.6b Conference with Labor Negotiators [Submitted by: J. Avila]
Represented/Unrepresented Employee(s): CLOCEA, TPOU, Police Management, Misc. Mid-Managers
Negotiators: Willard Epps, Darlene Thompson, Janice Avila, Mario Zamora

Council Member Nunley recused himself and left the room due to being a defendant in the below matter.

- (b) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (2)
Name of Case: Hensley v. City of Tulare, TCSC Case No. 273730
Name of Case: Frost v. Nunley, TCSC Case No. 274926
[Submitted by: M. Zamora]
- (c) 54956.9(c) Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation (1) [Submitted by: M. Zamora]
- (d) 54957(b) – Public Employee Appointment: City Manager [Submitted by: J. Avila]

XII. RECONVENE CLOSED SESSION

Mayor Macedo reconvened from closed meeting at 9:35 p.m.

XIII. CLOSED SESSION REPORT (if any)

Mayor Macedo advised there were no reportable actions.

XIV. ADJOURN REGULAR MEETING

Mayor Macedo adjourned the regular meeting at 9:35 p.m.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of the
Council of the City of Tulare

AGENDA ITEM:

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: City Manager’s Office

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Other None

AGENDA ITEM:

Approve a request by Council Member Sigala to allocate not to exceed \$500 for discretionary use from 001-4010-2116 to cover rental costs associated with the Tulare County Office of Education Early Childhood Program – Parents Group Quarterly Meetings for fiscal year 18/19 located in the Tulare Room at the Meitzenheimer Community Center.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

On February 6, 2018, the City Council adopted Resolution 18-02 amending travel policy guidelines, including consideration for the utilization of travel funds for discretionary use and/or to offset expenditures for travel, etc. for the Mayor, as needed, to be considered on a case by case basis at an open and public meeting.

Council Member Sigala would like to sponsor the Group’s next four quarterly meetings of 18/19 fiscal year in the amount of \$500 for discretionary use from 001-4010-2016, to be paid through budget transfer. Similar requests were submitted and approved on March 6 and May 1, 2018, totaling \$600. Staff seeks Council approval of this request in accordance with existing policy.

STAFF RECOMMENDATION:

Approve a request by Council Member Sigala to allocate not to exceed \$500 for discretionary use from 001-4010-2116 to cover rental costs associated with the Tulare County Office of Education Early Childhood Program – Parents Group Quarterly Meetings for fiscal year 18/19 located in the Tulare Room at the Meitzenheimer Community Center.

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER: 001-4010-2116

Submitted by: Willard Epps **Title:** Interim City Manager

Date: 9/5/18 **City Manager Approval:** _____

AGENDA ITEM:

**CITY OF TULARE
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Engineering

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Accept a Grant Deed for street right of way along Glass Avenue and authorize the City Manager to sign all Certificate of Acceptances for the dedications located on the west side of Hillman Street, approximately ¼ mile north of Corvina Avenue as follows:

- a. Relinquishment of Access Rights along Hillman Avenue;
- b. Grant of Easement for public utility purposes along the street frontages from Hillman Tulare Investors, LLC;
- c. Accept a Grant of Easement for street right of way and public utility purposes along Glass Avenue from Bill & Tanya Miller Family Limited Partnership;
- d. Accept a Grant of Easement for storm drain and ponding basin purposes for city street storm water runoff;
- e. Grant of Easement for street and public utilities purposes; and
- f. Grant of Easement for temporary turnaround purposes at the end of Glass Avenue from Blackstone Ranch, LLC & Hidden Oak Development Co., Inc.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

In accordance with Design Review No. 1079, Hillman Tulare Investors, LLC has submitted and the City has approved public improvement plans associated with the construction of a 168 unit multi-family facility, with clubhouse. Required improvements include the construction of public utilities, a new street, street frontage improvements, and a private storm ponding basin. In order to construct the required improvements, it is necessary for the City to obtain public utility easements, storm drain and ponding basin easements and deeds for the new street, Glass Avenue on the affected properties. The Owners of these properties have executed the required grant easements and grant deeds. In addition to accepting these documents, the City also needs to accept the relinquishment of access rights along Hillman Avenue.

STAFF RECOMMENDATION:

Accept a Grant Deed for street right of way along Glass Avenue and authorize the City Manager to sign all Certificate of Acceptances for the dedications located on the west side of Hillman Street, approximately ¼ mile north of Corvina Avenue as follows:

- a. Relinquishment of Access Rights along Hillman Avenue;
- b. Grant of Easement for public utility purposes along the street frontages from Hillman Tulare Investors, LLC;
- c. Accept a Grant of Easement for street right of way and public utility purposes along Glass Avenue from Bill & Tanya Miller Family Limited Partnership;
- d. Accept a Grant of Easement for storm drain and ponding basin purposes for city street

- storm water runoff;
- e. Grant of Easement for street and public utilities purposes; and
 - f. Grant of Easement for temporary turnaround purposes at the end of Glass Avenue from Blackstone Ranch, LLC & Hidden Oak Development Co., Inc.

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A
(If yes, please submit required budget appropriation request)

FUNDING SOURCE/ACCOUNT NUMBER: N/A

Submitted by: Michael Miller

Title: City Engineer

Date: September 10, 2018

City Manager Approval: _____

RECORDING REQUESTED BY:

CITY OF TULARE
AND WHEN RECORDED MAIL TO:

City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED.

SPACE ABOVE FOR RECORDER'S USE

Grant Deed

THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS \$ NONE

unincorporated area City of Tulare

Parcel No.: 166-230-006 (Portion)

- computed on full value of interest or property conveyed, or
- computed on full value less value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERTION, receipt of which is hereby acknowledged, represents that, as the owner(s) of herein described real property,

HILLMAN TULARE INVESTORS, LLC, a California limited liability company,

Hereby GRANT in fee interest to the CITY OF TULARE, A MUNICIPAL CORPORATION, for the real property in the City of Tulare, County of Tulare, State of California, described as follows:

LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED AND MADE PART HEREOF BY REFERENCE.

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Dated: 12-26-17

Grantor: **HILLMAN TULARE INVESTORS, LLC**

By: [Signature]
(Signature)

Name: Richard C. Ginder, Jr.

Title: Manager

State of California)
County of Tulare) S.S.

On December 26, 2017
before me, Ranisa Wells
Notary Public, personally appeared Richard C. Ginder Jr.

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ranisa Wells
Signature of Notary Public



(Seal)

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of Parcel 2 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California, described as follows:

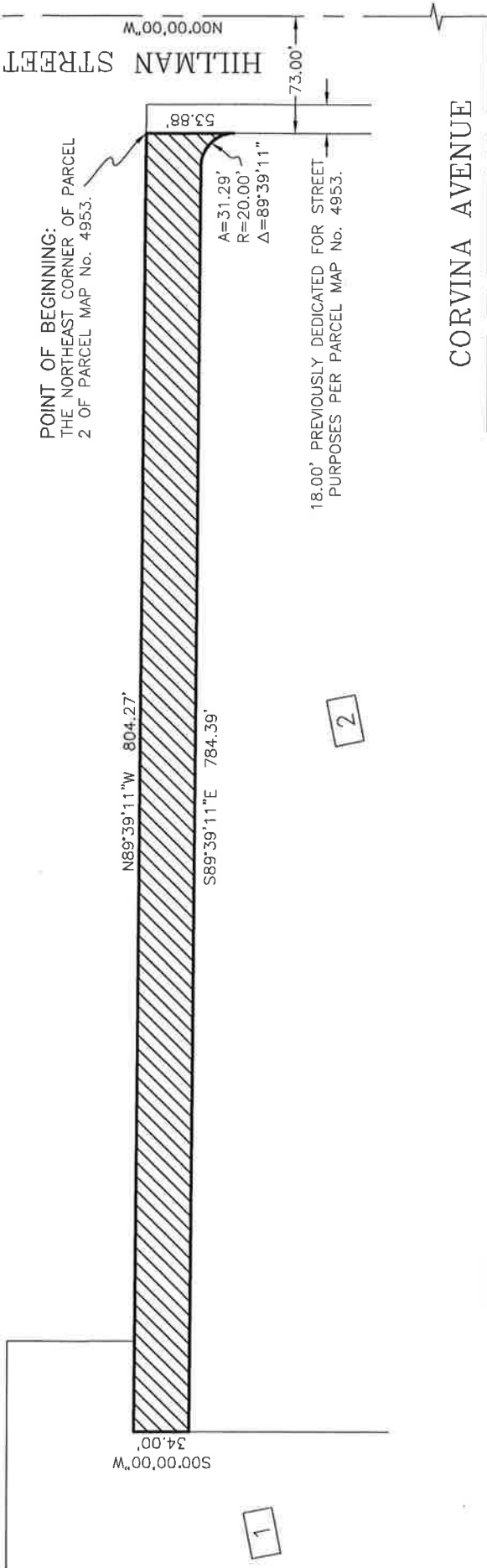
BEGINNING at the Northeast corner of said Parcel 2; thence North 89°39'11" West, along the North line of said Parcel 2, a distance of 804.27 feet to the Northwest corner of said Parcel 2; thence South 00°00'00" West, along the West line of said Parcel 2, a distance of 34.00 feet to a point being 34.00 feet South of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 34.00 feet South of the North line of said Parcel 2, a distance of 784.39 feet to the beginning of a 20.00 foot radius tangent curve concave Southwesterly; thence Southeasterly, along said curve, through a central angle of 89°39'11", an arc distance of 31.29 feet to a point on the East line of said Parcel 2; thence North 00°00'00" East, along the East line of said Parcel 2, a distance of 53.88 feet to the **POINT OF BEGINNING.**

Containing 27,430 square feet, more or less.

9-22-17



EXHIBIT "B"



LEGEND

 INDICATES AREA TO BE DEEDED TO THE CITY OF TULARE.

 INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953
RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE
COUNTY RECORDS.

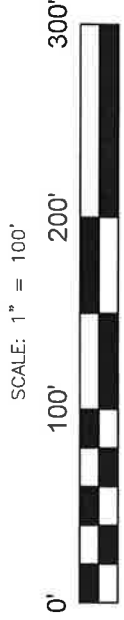
OWNER: HILLMAN TULARE INVESTORS, LLC.

APN: 166-230-006

AREA: 27,430 SQUARE FEET, +/-



9-22-07



PREPARED BY:
DIXON & ASSOCIATES, INC.
LAND SURVEYING

DATE: Mar 9, 2017
SCALE: 1" = 100'
DWN BY: GJR
WD: 16-042

REVISIONS:

620 DEWITT, #101
CLOVIS, CALIFORNIA, 93612

PH: (559)297-4200 FAX: (559)297-4272

DRAWING NO. **1**

OF 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant Deed** for street right of way and public utility purposes, dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Hillman Tulare Investors, LLC, a California limited liability company, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant Deed**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY:

CITY OF TULARE
AND WHEN RECORDED MAIL TO:

City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED.

SPACE ABOVE FOR RECORDER'S USE

Relinquishment of Access Rights

THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS \$ NONE

unincorporated area City of Tulare

Parcel No.: 166-230-006 (Portion)

computed on full value of interest or property conveyed, or
 computed on full value less value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERTION, receipt of which is hereby acknowledged, represents that, as the owner(s) of herein described real property,

HILLMAN TULARE INVESTORS, LLC, a California limited liability company,

Hereby RELINQUISHES to the CITY OF TULARE, A MUNICIPAL CORPORATION, vehicular access rights to a public street right of way, for the real property in the City of Tulare, County of Tulare, State of California, described as follows:

LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED AND MADE PART HEREOF BY REFERENCE.

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Dated: 12-26-17

Grantor: HILLMAN TULARE INVESTORS

By: [Signature]
(Signature)

Name: Richard C. Binder Jr.

Title: Manager

State of California)
County of Tulare) S.S.

On December 26, 2017
before me, Ranisa Wells
Notary Public, personally appeared Richard C. Binder Jr.

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/hers/their authorized capacity(ies), and that by his/hers/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



[Signature]
Signature of Notary Public

(Seal)

EXHIBIT "A"
LEGAL DESCRIPTION

The East line of Parcel 2 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California.

EXCEPTING THEREFROM the North 53.88 feet thereof.

9.22-17



EXHIBIT "B"

53.88'
THE NORTHEAST CORNER OF PARCEL 2 OF PARCEL MAP No. 4953.

73.00'

2

HILLMAN STREET

73.00'

THE SOUTHEAST CORNER OF PARCEL 2 OF PARCEL MAP No. 4953.



LEGEND

▲▲▲▲ INDICATES RELINQUISHMENT OF DIRECT VEHICULAR ACCESS RIGHTS.

2 INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953 RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: HILLMAN TULARE INVESTORS, LLC.

APN: 166-230-006



SCALE: 1" = 60'



9.22.17

PREPARED BY: DIXON & ASSOCIATES, INC. LAND SURVEYING 620 DEWITT, #101 CLOVIS, CALIFORNIA, 93612 PH: (559)297-4200 FAX: (559)297-4272	DATE: May 9, 2017 SCALE: 1" = 60' DWN BY: GMR WO: 16-042
	REVISIONS: — — —
	DRAWING NO. 1 OF 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Relinquishment of Access Rights** for vehicular access to Hillman Street, a public street right of way, dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Hillman Tulare Investors, LLC, a California limited liability company, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Relinquishment of Access Rights**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY:

CITY OF TULARE

AND WHEN RECORDED MAIL TO:

City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED.

SPACE ABOVE FOR RECORDER'S USE

Grant of Easement

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ NONE

_____ unincorporated area City of Tulare

Parcel No.: 166-230-006 (Portion)

computed on full value of interest or property conveyed, or

computed on full value less value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERTION, receipt of which is hereby acknowledged, represents that, as the owner(s) of herein described real property,

HILLMAN TULARE INVESTORS, LLC, a California limited liability company,

Hereby GRANTS to the CITY OF TULARE, A MUNICIPAL CORPORATION, an easement for public utility purposes over the real property in the City of Tulare, County of Tulare, State of California, described as follows:

LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED AND MADE PART HEREOF BY REFERENCE.

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Dated: 12-26-17

Grantor: **HILLMAN TULARE INVESTORS, LLC**

By: *Richard C. Binder Jr.*
(Signature)

Name: Richard C. Binder Jr.

Title: Manager

State of California)
County of Tulare) S.S.

On December 26, 2017
before me, Ranisa Wells
Notary Public, personally appeared Richard C. Binder Jr.

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ranisa Wells

Signature of Notary Public



(Seal)

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of Parcel 2 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California, described as follows:

COMMENCING at the Northeast corner of said Parcel 2; thence South 00°00'00" West, along the East line of said Parcel 2, a distance of 53.88 feet; thence South 90°00'00" West, a distance of 6.00 feet to the cusp of a 14.00 foot radius non-tangent curve concave Southwesterly, a radial to said beginning bears North 90°00'00" East, said point being the **TRUE POINT OF BEGINNING**;

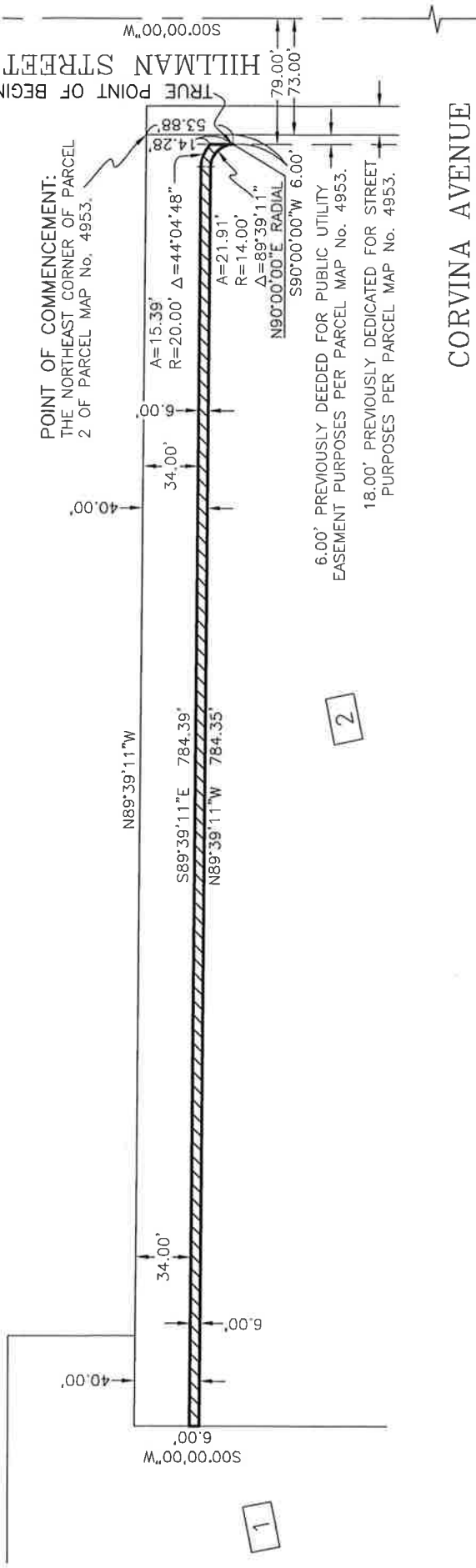
Thence Northwesterly, along said curve, through a central angle of 89°39'11", an arc distance of 21.91 feet to a point being 40.00 feet South of the North line of said Parcel 2; thence North 89°39'11" West, parallel with and 40.00 feet South of the North line of said Parcel 2, a distance of 784.35 feet to a point on the West line of said Parcel 2; thence North 00°00'00" East, along the West line of said Parcel 2, a distance of 6.00 feet to a point being 34.00 feet South of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 34.00 feet South of the North line of said Parcel 2, a distance of 784.39 feet to the beginning of a 20.00 foot radius tangent curve concave Southwesterly; thence Southeasterly, along said curve, through a central angle of 44°04'48", an arc distance of 15.39 feet to a point being 6.00 feet West of the East line of said Parcel 2; thence South 00°00'00" West, parallel with and 6.00 feet West of the East line of said Parcel 2, a distance of 14.28 feet to the **TRUE POINT OF BEGINNING**.

Containing 4,807 square feet, more or less.





7-12-17

EXHIBIT "B"



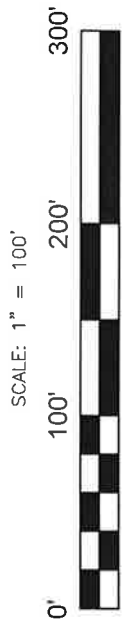
LEGEND

-  INDICATES AREA TO BE DEEDED TO THE CITY OF TULARE AS AN EASEMENT FOR PUBLIC UTILITY PURPOSES.
-  INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953 RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: HILLMAN TULARE INVESTORS, LLC.
 APN: 166-230-006
 AREA: 4,807 SQUARE FEET, +/-



7-12-17



PREPARED BY:
DIXON & ASSOCIATES, INC.
LAND SURVEYING
 620 DEWITT, #101
 CLOVIS, CALIFORNIA, 93612
 PH: (559)297-4200 FAX: (559)297-4272

DATE: May 9, 2017
 SCALE: 1" = 100'
 DWN BY: GJR
 WD: 16-042

REVISIONS:

DRAWING NO.
1

OF 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant of Easement** for public utility easements dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Hillman Tulare Investors, LLC, a California limited liability company, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant of Easement**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY:

CITY OF TULARE
AND WHEN RECORDED MAIL TO:

City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED.

SPACE ABOVE FOR RECORDER'S USE

Grant of Easement

THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS \$ NONE

unincorporated area City of Tulare

Parcel No.: 166-220-005 (Portion)

computed on full value of interest or property conveyed, or
 computed on full value less value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERTION, receipt of which is hereby acknowledged, represents that, as the owner(s) of herein described real property,

BILL & TANYA MILLER FAMILY LIMITED PARTNERSHIP, a California limited partnership

Hereby GRANTS to the CITY OF TULARE, A MUNICIPAL CORPORATION, an easement for street and public utility purposes over the real property in the City of Tulare, County of Tulare, State of California, described as follows:

LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED AND MADE PART HEREOF BY REFERENCE.

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Dated: 10-24-17

Grantor: **BILL & TANYA MILLER FAMILY LIMITED PARTNERSHIP ****

By: [Signature]
(Signature)

Bill Miller, G.P.

Grantor: **BILL & TANYA MILLER FAMILY LIMITED PARTNERSHIP ****

By: [Signature]
(Signature)

Tanya Miller, G.P.

**** a California limited partnership**

State of California)
County of Tulare) S.S.

On October 24, 2017
before me, Ranisa Wells
Notary Public, personally appeared Bill R. Miller
and Tanya Miller

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ranisa Wells

Signature of Notary Public



(Seal)

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of the East half of the Northeast quarter of Section 35, Township 19 South, Range 24 East, Mount Diablo Base and Meridian, in the City of Tulare, County of Tulare, State of California, according to the official plat thereof, described as follows:

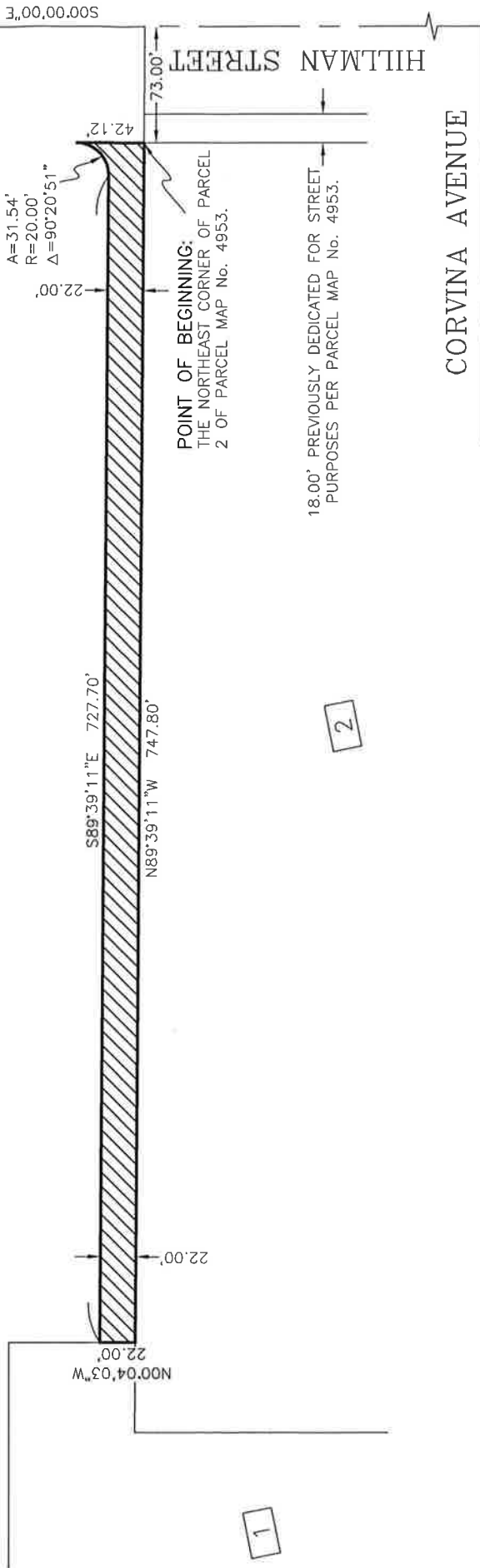
BEGINNING at the Northeast corner of Parcel 2 of Parcel Map No. 4953, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records; thence North $89^{\circ}39'11''$ West, along the North line of said Parcel 2, a distance of 747.80 feet to a point on the Easterly line of Parcel 1 of said Parcel Map No. 4953; thence North $00^{\circ}04'03''$ West, along the Easterly line of said Parcel 1, a distance of 22.00 feet to a point being 22.00 feet North of the North line of said Parcel 2; thence South $89^{\circ}39'11''$ East, parallel with and 22.00 feet North of the North line of said Parcel 2, a distance of 727.70 feet to the beginning of a 20.00 foot radius tangent curve concave Northwesterly; thence Northeasterly, along said curve, through a central angle of $90^{\circ}20'51''$, an arc distance of 31.54 feet to a point being 73.00 feet West of the East line of said Northeast quarter; thence South $00^{\circ}00'00''$ East, parallel with and 73.00 feet West of the East line of said Northeast quarter, a distance of 42.12 feet to the **POINT OF BEGINNING**.

Containing 16,539 square feet, more or less.

9-22-17



EXHIBIT "B"



2

LEGEND

 INDICATES AREA TO BE GRANTED TO THE CITY OF TULARE AS AN EASEMENT FOR PUBLIC STREET AND UTILITY PURPOSES.

 1 INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953 RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: BILL AND TANYA MILLER FAMILY LIMITED PARTNERSHIP.

APN: 166-220-005

AREA: 16,539 SQUARE FEET, +/-



9-22-17



PREPARED BY: DIXON & ASSOCIATES, INC. LAND SURVEYING	DATE: May 9, 2017 SCALE: 1" = 100' DWN BY: GJR NO. 15-042
620 DEWITT, #101 CLOVIS, CALIFORNIA, 93612 PH: (559)297-4200 FAX: (559)297-4272	REVISIONS: --- DRAWING NO. 1 OF 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant of Easement** for street and public utility easements dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Bill & Tanya Miller Family Limited Partnership, a California limited partnership, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant of Easement**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY
City of Tulare
AND WHEN RECORDED MAIL TO:
City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

**PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED
(1)**

SPACE ABOVE THIS LINE FOR RECORDER'S USE

A.P.N.: Portion of APN 166-230-007

EASEMENT GRANT DEED

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$0.00 City Transfer Tax: \$0.00

() Unincorporated Area () City of Tulare

() computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale (Easement only)

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, represents that, as the owner's of the Herein described real property,

Blackstone Ranch Properties, LLC, a California limited liability company, who acquired title as Blackstone Ranch, LLC, a California limited liability company, as to their undivided 80% interest and
Hidden Oak Development Company, Inc., a California corporation, as to their undivided 20% interest

Hereby GRANT(S) to

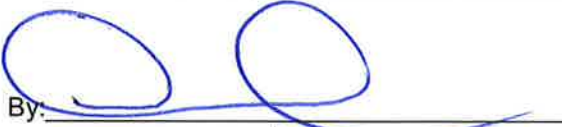
The City of Tulare, a municipal corporation

An Easement for Storm drain and ponding basin purposes over the real property in the City of Tulare, County of Tulare, State of California, described as follows:

**SEE LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED HERETO AND
MADE A PART HEREOF BY REFERENCE**

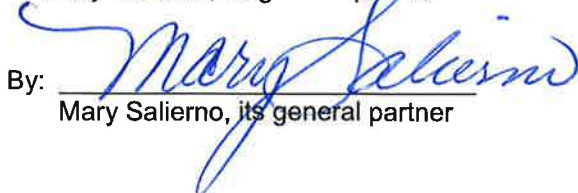
DATED: January 16, 2018

Blackstone Ranch Properties, LLC, a California limited liability company

By: 
Don Daniels, Member

By: Salierno Investments, L.P., a California limited partnership, its member

By: 
Tony Salierno, its general partner

By: 
Mary Salierno, its general partner

Hidden Oak Development Company, Inc., a California corporation

By: *Rhett T. Bullock*
Rhett T. Bullock, Chief Executive Officer/President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF Tulare

On 1/16, 2017, before me, *Teresa Alves*, Notary Public,

personally appeared *Rhett T. Bullock*, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: *Teresa Alves*



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF Tulare

On July 25, 2018, 2017, before me, *Christi Harvey*, Notary Public,

personally appeared *Tony Salierno and Mary Salierno*, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: *C. Harvey*



(affix seal in above space)

Hidden Oak Development Company, Inc., a California corporation

By: _____
Rhett T. Bullock, Chief Executive Officer/President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF _____

On _____, 2018, before me, _____, Notary Public,

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: _____

(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF San Luis Obispo

On July 31st, 2018, before me, Rebecca Tobias, Notary Public,

personally appeared Donald Daniels, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal:

Signature: [Handwritten Signature]



(affix seal in above space)

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of Parcel 1 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California, described as follows:

COMMENCING at the Northwest corner of Parcel 2 of said Parcel Map No. 4953; thence South 00°00'00" West, along the West line of said Parcel 2, a distance of 34.00 feet to the **TRUE POINT OF BEGINNING;**

Thence South 00°00'00" West, continuing along the West line of said Parcel 2, a distance of 201.75 feet; thence South 90°00'00" West, a distance of 125.00 feet to a point being 125.00 feet West of the West line of said Parcel 2; thence North 00°00'00" East, parallel with and 125.00 feet West of the West line of said Parcel 2, a distance of 202.51 feet to a point being 34.00 feet South of the Westerly prolongation of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 34.00 feet South of the Westerly prolongation of the North line of said Parcel 2, a distance of 125.00 feet to the **TRUE POINT OF BEGINNING.**

Containing 25,266 square feet, more or less.





EXHIBIT "B"

POINT OF COMMENCEMENT:
THE NORTHWEST CORNER OF PARCEL 2 OF PARCEL MAP No. 4953.

TRUE POINT OF BEGINNING.

LEGEND

 INDICATES AREA TO BE GRANTED AS AN EASEMENT FOR STORM DRAIN AND PONDING BASIN PURPOSES.

 INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953 RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: BLACKSTONE RANCH, L.L.C. & HIDDEN OAK DEVELOPMENT COMPANY, INC.

APN: 186-230-007

AREA: 25,266 SQUARE FEET, +/-

201.75'
500'00.00"W

S89°39'11"E 125.00'

125.00'

N00°00'00"E 202.51'

S90°00'00"W 125.00'



7-12-17

2

1

1

SCALE: 1" = 40'



DATE: May 8, 2017	SCALE: 1" = 40'
DRAWN BY: DAN BRIDGES	REVISIONS:
NO. 15-0456	
DIXON & ASSOCIATES, INC.	
LAND SURVEYING	
620 DEWITT, #101 CLOVIS, CALIFORNIA, 95612	
PH: (559)297-4200	FAX: (559)297-4272
DRAWING NO. 1	
OF 3 SHEETS	



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant of Easement** for storm drain and ponding basin easements dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Blackstone Ranch Properties, LLC, a California limited liability company, and Hidden Oak Development Company, Inc., a California corporation, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant of Easement**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY
City of Tulare
AND WHEN RECORDED MAIL TO:
City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

**PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED**
(3)

A.P.N.: Portion of APN 166-230-007

SPACE ABOVE THIS LINE FOR RECORDER'S USE

EASEMENT GRANT DEED

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$0.00 City Transfer Tax: \$0.00

() Unincorporated Area (x) City of Tulare

() computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale (Easement only)

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, represents that, as the owner's of the Herein described real property,

Blackstone Ranch Properties, LLC, a California limited liability company, who acquired title as Blackstone Ranch, LLC, a California limited liability company, as to their undivided 80% interest and Hidden Oak Development Company, Inc., a California corporation, as to their undivided 20% interest

Hereby GRANT(S) to

The City of Tulare, a municipal corporation

An Easement for Street and public utility purposes over the real property in the City of Tulare, County of Tulare, State of California, described as follows:

SEE LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

DATED: January 16, 2018

Blackstone Ranch Properties, LLC, a California limited liability company

By: 

Don Daniels, Member

By: Salierno Investments, L.P., a California limited partnership, its member

By: 

Tony Salierno, its general partner

By: 

Mary Salierno, its general partner

Signatures continued on next page.

Page 1

Hidden Oak Development Company, Inc., a California corporation

By: [Signature]
Rhett T. Bullock, Chief Executive Officer/President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF Tulare

On 1/16, 2018, before me, Teresa Alves, Notary Public,

personally appeared Rhett T. Bullock, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Signature]



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF Tulare

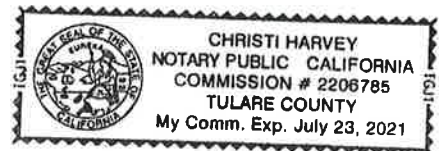
On July 25, 2018, 2017, before me, Christi Harvey, Notary Public,

personally appeared Tony Salierno and Mary Salierno, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Signature]



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF San Luis Obispo

On July 31st, 2018, before me, Rebecca Tobias, Notary Public,

personally appeared Donald Daniels, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature:



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF _____

On _____, 2018, before me, _____, Notary Public,

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: _____

(affix seal in above space)

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of Parcel 1 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California, described as follows:

BEGINNING at the Northwest corner of Parcel 2 of said Parcel Map No. 4953; thence South 00°00'00" West, along the West line of said Parcel 2, a distance of 34.00 feet; thence North 89°39'11" West, parallel with and 34.00 feet South of the Westerly prolongation of the North line of said Parcel 2, a distance of 85.00 feet; thence North 00°20'49" East, a distance of 56.00 feet to a point being 22.00 feet North of the Westerly prolongation of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 22.00 feet North of the Westerly prolongation of the North line of said Parcel 2 and the North line of said Parcel 2, a distance of 141.10 feet to a point on the Easterly line of said Parcel 1; thence South 00°04'03" East, along the Easterly line of said Parcel 1, a distance of 22.00 feet to a point on the North line of said Parcel 2; thence North 89°39'11" West, along the North line of said Parcel 2, a distance of 56.47 feet to the **POINT OF BEGINNING.**

Containing 5,992 square feet, more or less.

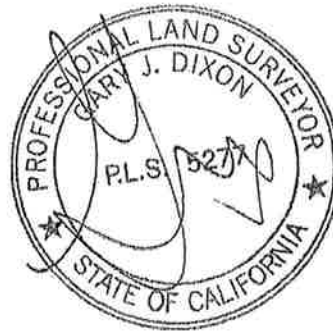
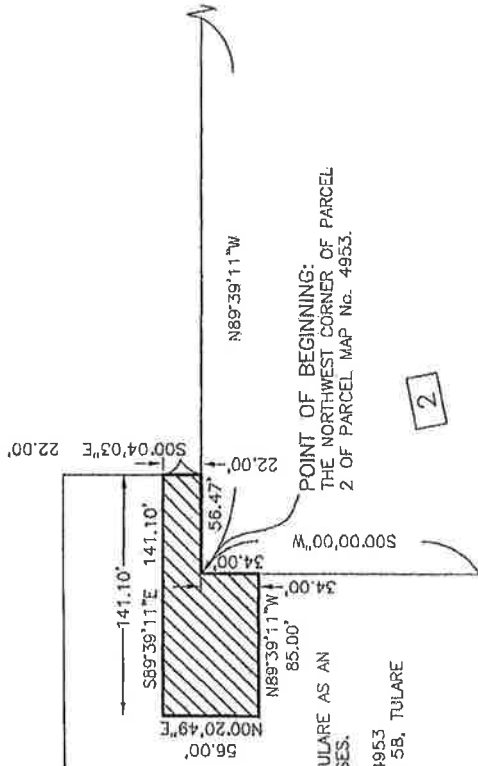


EXHIBIT "B"

HILLMAN STREET

CORVINA AVENUE



LEGEND



INDICATES AREA TO BE GRANTED TO THE CITY OF TULARE AS AN EASEMENT FOR PUBLIC STREET AND UTILITY PURPOSES.



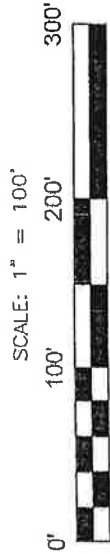
INDICATES PARCEL NUMBER PER PARCEL MAP No. 4953 RECORDED IN BOOK 50 OF PARCEL MAPS AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: BLACKSTONE RANCH, LLC. & HIDDEN OAK DEVELOPMENT COMPANY, INC.

APN: 166-230-007

AREA: 5,992 SQUARE FEET, +/-

POINT OF BEGINNING:
 THE NORTHWEST CORNER OF PARCEL
 2 OF PARCEL MAP No. 4953.



7-12-17

DATE: May 5, 2017	DATE: May 5, 2017
DRAWN BY: JGD	DRAWN BY: JGD
SCALE: 1" = 100'	SCALE: 1" = 100'
REVISIONS:	REVISIONS:
DIXON & ASSOCIATES, INC.	
LAND SURVEYING	
520 DEWITT, #101 CLOVIS, CALIFORNIA, 93612	
PH: (559)297-4200	FAX: (559)297-4272
DRAWING NO. 1	DF. 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant of Easement** for street and public utility easements dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Blackstone Ranch Properties, LLC, a California limited liability company, and Hidden Oak Development Company, Inc., a California corporation, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant of Easement**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

RECORDING REQUESTED BY
City of Tulare
AND WHEN RECORDED MAIL TO:
City Clerk
City of Tulare
411 East Kern Avenue
Tulare, CA 93274-4257

**PURSUANT TO GOVERNMENT CODE SECTION 6103,
NO RECORDING FEE REQUIRED**
(2)

A.P.N.: Portion of APN 166-230-007

SPACE ABOVE THIS LINE FOR RECORDER'S USE

EASEMENT GRANT DEED

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$0.00 City Transfer Tax: \$0.00

() Unincorporated Area (x) City of Tulare

() computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale (Easement only)

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, represents that, as the owner's of the Herein described real property,

Blackstone Ranch Properties, LLC, a California limited liability company, who acquired title as Blackstone Ranch, LLC, a California limited liability company, as to their undivided 80% interest and Hidden Oak Development Company, Inc., a California corporation, as to their undivided 20% interest

Hereby GRANT(S) to

The City of Tulare, a municipal corporation

An Easement for Temporary turn-around purposes over the real property in the City of Tulare, County of Tulare, State of California, described as follows:

SEE LEGAL DESCRIPTION AND PLAT MARKED EXHIBIT "A" AND EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

DATED: January 16, 2018

Blackstone Ranch Properties, LLC, a California limited liability company

By: 

Don Daniels, Member

By: Salierno Investments, L.P., a California limited partnership, its member

By: 

Tony Salierno, its general partner

By: 

Mary Salierno, its general partner

Signatures continued on next page.

Hidden Oak Development Company, Inc., a California corporation

By: *Rhett T. Bullock*
Rhett T. Bullock, Chief Executive Officer/President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF Tulare

On 1/16/18, 2018 before me, Teresa Alves, Notary Public,

personally appeared Rhett T. Bullock, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: *Teresa Alves*



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF Tulare

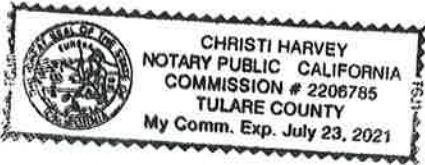
On July 25, 2018, 2017, before me, Christi Harvey, Notary Public,

personally appeared Tony Salierno and Mary Salierno, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: *Christi Harvey*



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF San Luis Obispo

On July 31st, 2018, before me, Rebecca Tobias, Notary Public,

personally appeared Donald Daniels, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Handwritten Signature]



(affix seal in above space)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF _____

On _____, 2018, before me, _____, Notary Public,

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: _____

(affix seal in above space)

EXHIBIT "A"
LEGAL DESCRIPTION

Those portions of Parcel 1 of Parcel Map No. 4953, according to the map thereof, recorded in Book 50 of Parcel Maps at Page 58, Tulare County Records, in the City of Tulare, County of Tulare, State of California, described as follows:

PARCEL A:

COMMENCING at the Northwest corner of Parcel 2 of said Parcel Map No. 4953; thence North 00°00'00" East, along the Northerly prolongation of the West line of said Parcel 2, a distance of 22.00 feet to a point being 22.00 feet North of the Westerly prolongation of the North line of said Parcel 2; thence North 89°39'11" West, parallel with and 22.00 feet North of the Westerly prolongation of the North line of said Parcel 2, a distance of 17.36 to the **TRUE POINT OF BEGINNING;**

Thence North 89°39'11" West, continuing parallel with and 22.00 feet North of the Westerly prolongation of the North line of said Parcel 2, a distance of 17.50 feet; thence North 00°20'49" East, a distance of 2.00 feet to a point being 24.00 feet North of the Westerly prolongation of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 24.00 feet North of the Westerly prolongation of the North line of said Parcel 2, a distance of 15.00 feet; thence South 50°59'36" East, a distance of 3.20 feet to the **TRUE POINT OF BEGINNING.**

TOGETHER WITH:

PARCEL B:

COMMENCING at the Northwest corner of Parcel 2 of said Parcel Map No. 4953; thence South 00°00'00" West, along the West line of said Parcel 2, a distance of 34.00 feet to a point being 34.00 feet South of the North line of said Parcel 2; thence North 89°39'11" West, parallel with and 34.00 feet South of the North line of said Parcel 2 and the Westerly prolongation thereof, a distance of 9.21 feet to the **TRUE POINT OF BEGINNING;**

Thence North 89°39'11" West, continuing parallel with and 34.00 feet South of Westerly prolongation of the North line of said Parcel 2, a distance of 25.99 feet; thence South 00°20'49" West, a distance of 12.00 feet to a point being 46.00 feet South of the Westerly prolongation of the North line of said Parcel 2; thence South 89°39'11" East, parallel with and 46.00 feet South of the Westerly prolongation of the North line of said Parcel 2, a distance of 15.00 feet; thence North 42°49'39" East, a distance of 16.27 feet to the **TRUE POINT OF BEGINNING.**

Containing 278 square feet, more or less.

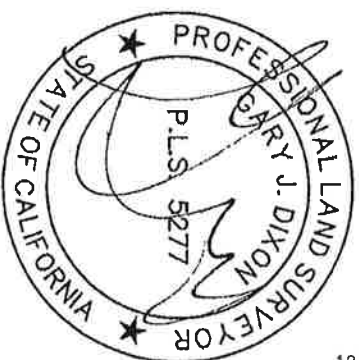
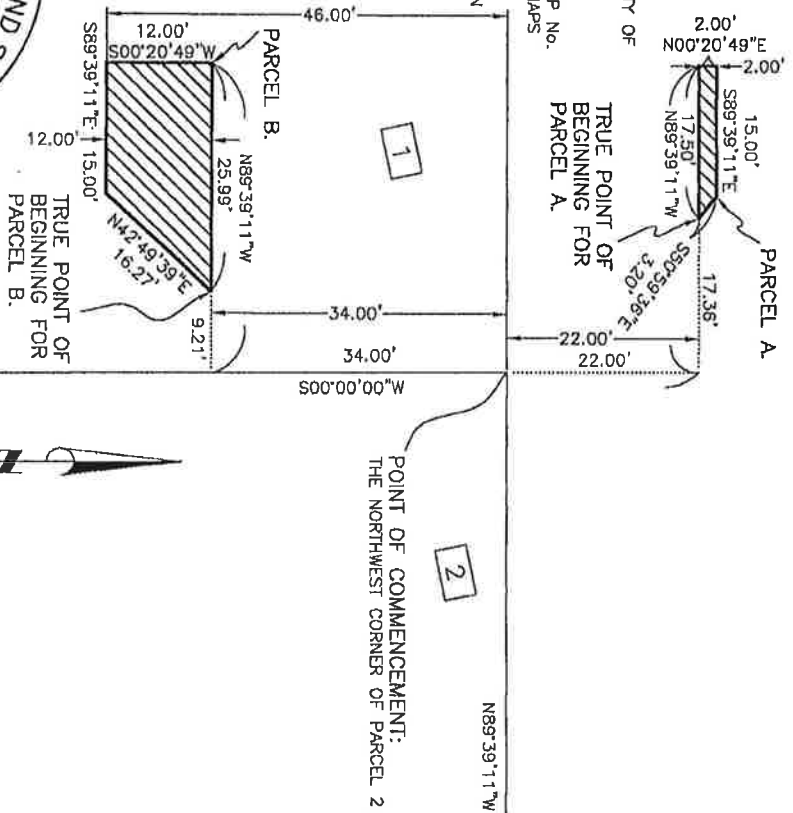


EXHIBIT "B"

LEGEND
 INDICATES AREA TO BE GRANTED TO THE CITY OF
 TULARE AS AN EASEMENT FOR TEMPORARY
 TURN-AROUND PURPOSES.

INDICATES PARCEL NUMBER PER PARCEL MAP No.
 4953 RECORDED IN BOOK 50 OF PARCEL MAPS
 AT PAGE 58, TULARE COUNTY RECORDS.

OWNER: BLACKSTONE RANCH, LLC & HIDDEN
 OAK DEVELOPMENT COMPANY, INC.
 APN: 166-230-007
 AREA: 278 SQUARE FEET, +/-



7-12-17



PREPARED BY:
DIXON & ASSOCIATES, INC.
 LAND SURVEYING
 420 DEWITT, #101
 CLOVIS, CALIFORNIA, 93612
 PH: (559)297-4200 FAX: (559)297-4272

DATE: May 9, 2017
 DRAWN BY: D.M. Erickson
 CHECKED BY: M.C. Erickson
 REVISIONS:
 DRAWING NO. 1
 OF 1 SHEETS



Office of the City Clerk

CERTIFICATE OF ACCEPTANCE

THIS IS TO CERTIFY, that the interest in real property conveyed by the **Grant of Easement** for temporary turnaround purposes dated _____, 2018, to the City of Tulare, a Municipal Corporation of the State of California, from Blackstone Ranch Properties, LLC, a California limited liability company, and Hidden Oak Development Company, Inc., a California corporation, was duly accepted by the City Council of the City of Tulare on September 18, 2018, and by the same order of the City Council of the City of Tulare, the City Manager was authorized to execute this Certificate of Acceptance to be recorded with the **Grant of Easement**.

CITY OF TULARE

By: _____
Interim City Manager

ATTEST:

By: _____
Chief Deputy City Clerk

AGENDA ITEM:

**CITY OF TULARE
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Engineering

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Approve a subdivision improvement agreement with Holt Distressed Properties Fund (Parallel 1), 2010, L.P. for the Montecito Subdivision for recordation.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

The Montecito subdivision is a 189 lot subdivision located along the south side of Pleasant Avenue between Cromley Street and La Dawna Street, approximately one-half mile west of West Street. Council approved the final map and subdivision agreement on February 7, 2006. The final map recorded on April 11, 2006. The original subdivider was Tulare II, LLC of Fresno, CA.

Public improvements for the Montecito subdivision were partially completed, and homes constructed and occupied on 10 lots, before Tulare II, LLC filed for bankruptcy during the recession of 2008. The Montecito subdivision has since been purchased by Holt Distressed Properties Fund (Parallel 1), 2010, L.P. ("HOLT"), who entered into a new subdivision improvement agreement with the City in January of 2017 which allowed them to complete the project in three phases. The required public improvements for Phase 1 of the subdivision were completed, and a notice of completion approved by Council on November 21, 2017. Since that time, HOLT and their Engineer have been working with City staff to evaluate the condition of public improvements installed by the original developer within the boundaries of Phases 2 and 3. Revised punch lists of uncompleted or deficient public improvements associated with those phases has been developed. It is now the desire of HOLT to enter into a new subdivision improvement agreement with the City for Phases 2 and 3 reflecting the revised punch lists, and extending the required timeframe for completion of those improvements to better reflect the pace of home sales that they have been experiencing in Phase 1 of the subdivision.

The phases of the Montecito subdivision are designated on Exhibit "A" of the attached subdivision improvement agreement. Proposed Phase 2 consists of 47 lots, and proposed Phase 3 consists of 40 lots. The City Engineer and City Attorney have worked with HOLT to develop the proposed Subdivision Improvement Agreement. The agreement provides for the orderly completion of the remaining required subdivision improvements corresponding to what is necessary to support the proposed phasing, and allows for the conditional issuance of building permits for each phase provided that completion milestones are met for those improvements.

STAFF RECOMMENDATION:

Approve a subdivision improvement agreement with Holt Distressed Property Fund 2010, for the Montecito Subdivision for recordation.

CITY ATTORNEY REVIEW/COMMENTS: **Yes** **N/A**

The subdivision improvement agreement has been approved as to form by the City Attorney.

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: **Yes** **No** **N/A**

(If yes, please submit required budget appropriation request)

FUNDING SOURCE/ACCOUNT NUMBER: N/A

Submitted by: Michael Miller

Title: City Engineer

Date: September 10, 2018

City Manager Approval: _____

AGENDA ITEM:

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Engineering

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Adopt Resolution 18- _____ authorizing the installation of one-way stop control at the intersection of King Avenue and “F” Street, and two-way stop control at the intersections of King Avenue and “G” Street and King Avenue and “H” Street.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

Executive Summary

Based upon the findings of a traffic study prepared by Peters Engineering Group of Clovis, CA, it is recommended that the intersections of King Avenue and “F” Street, “G” Street, and “H” Street be designated as a stop intersections in accordance with the attached Resolution.

Background

The Engineering Division received a citizen request to install a stop sign at the intersection of King Avenue and “F” Street. This intersection is a “T” intersection that currently does not have any stop control and relies on general right-of-way rules for uncontrolled intersections:

- At a “T” intersection, vehicles on the terminating road shall yield to traffic on the through road.
- At four-legged intersections, the first vehicle to reach the intersection has the right of way, except that vehicles making a turning movement shall yield to vehicles making a thru movement.
- When vehicles arrive simultaneously at a four-legged intersection, vehicle on the right shall have the right of way.

The citizen request was forwarded to the City’s Transportation Management Team, which consists of representative from various City Departments involved in transportation and public safety. In reviewing the surrounding area, it was found that the adjacent King Avenue intersections at “G” Street and “H” Street also lack stop control. The uniform and consistent application of traffic control devices is critical to meet driver expectations and avoid confusion. For that reason, the Transportation Management Team recommended that these additional intersections also be considered for the installation of stop control.

Under their existing on-call services contract with the City, Peters Engineering Group of Clovis, CA was tasked with preparing a study to evaluate whether the stop warrants identified in the California Manual of Uniform Traffic Control Devices (CMUTCD) were met for the three intersections on King Avenue.

Study Findings

The study prepared by Peters Engineering Group offers the following Conclusion and Recommendation:

“The existing traffic volumes, delays, and crash history do not satisfy the criteria presented in the CMUTCD for installation of stop control at the study intersections. There does not appear to be evidence that there is a problem that needs to be corrected. Therefore, maintaining the existing configuration or installing YIELD signs on the eastbound and westbound approaches is an option. However, there are some potential concerns related to sight distance based on parallel parking and trees obscuring visibility. Therefore, it is recommended that STOP signs be installed on the eastbound and westbound approaches to the intersections.

Installing a STOP sign on the minor street does not improve sight distance for vehicles stopped at the STOP sign. STOP signs can potentially improve visibility in the sense that vehicles on the major street (not required to stop) will likely be able to see a vehicle stopping on the side street and will be aware of its presence, whereas when both vehicles are approaching an unsignalized intersection without the intent to stop, neither may be able to see the other approaching.”

It should be noted that in addition to the established warrants, the CMUTCD does make provisions for other site specific criteria to be considered when evaluating an intersection for stop control. Based on Peters Engineering Group’s recommendations, and the prevailing driver expectancy that has developed through the years for stop control to be provided at all intersections, it is staff’s recommendation that the intersections of King Avenue at “F” Street, “G” Street and “H” Street be designated as stop controlled intersections in accordance with the attached Resolution. A copy of the main body of the study by Peters Engineering Group is attached.

STAFF RECOMMENDATION:

Adopt Resolution 18- _____ authorizing the installation of one-way stop control at the intersection of King Avenue and “F” Street, and two-way stop control at the intersections of King Avenue and “G” Street and King Avenue and “H” Street.

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER:

Funding is budgeted to cover the estimated \$1,500 expense through the Street Department’s Maintenance Materials account.

Submitted by: Michael Miller

Title: City Engineer

Date: September 10, 2018

City Manager Approval: _____

RESOLUTION 18- _____

RESOLUTION OF THE COUNCIL OF THE CITY OF TULARE AUTHORIZING THE INSTALLATION OF STOP CONTROL AT THE INTERSECTIONS OF KING AVENUE AND “F” STREET, KING AVENUE AND “G” STREET, AND KING AVENUE AND “H” STREET.

WHEREAS, the City of Tulare Engineering Division reviewed a request to provide stop control at the intersection of King Avenue and “F” Street; and

WHEREAS, at the recommendation of the City of Tulare’s Transportation Management Team, the intersections of King Avenue and “G” Street and King Avenue and “H” Street were also considered for installation of stop control to provide consistency with the application of stop control at other intersections in the surrounding area; and

WHEREAS, a traffic study was conducted on behalf of the City of Tulare by Peters Engineering Group of Clovis, California; and

WHEREAS, said traffic study identified potential sight distance concerns at the subject intersections, and

WHEREAS, said traffic study concluded that the installation of stop control on the minor street approaches would be beneficial to traffic safety at the subject intersections; and

WHEREAS, the Chief of Police and City Engineer concur with the findings of said traffic study.

NOW, THEREFORE, BE IT RESOLVED as follows, to wit:

That the Public Works Director of the City of Tulare, or his designee, is hereby authorized to install stop controls as follows:

1. The intersection of King Avenue and “F” Street is hereby designated as a one-way stop controlled intersection with westbound traffic being required to stop at “F” Street.
2. The intersection of King Avenue and “G” Street is hereby designated as a two-way stop controlled intersection with eastbound and westbound traffic being required to stop at “F” Street.

////

3. The intersection of King Avenue and "H" Street is hereby designated as a two-way stop controlled intersection with eastbound and westbound traffic being required to stop at "F" Street.

PASSED, ADOPTED AND APPROVED this 18th day of September, 2018.

President of the Council and Ex-Officio Mayor
of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Willard Epps, Interim City Manager/City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 18-___ passed and adopted by the Council of the City of Tulare at a regular meeting held on September 18, 2018, by the following vote:

Aye(s) _____

Noe(s) _____ Absent/Abstention(s) _____.

Dated: WILLARD EPPS, INTERIM CITY MANAGER/CITY CLERK

By Roxanne Yoder, Chief Deputy



PETERS ENGINEERING GROUP
A CALIFORNIA CORPORATION

Mr. Michael Miller
City of Tulare
411 East Kern Avenue
Tulare, California 93274

June 12, 2018

Subject: Stop Sign Warrants Study
King Avenue Intersections at F, G, and H Streets
Tulare, California

Dear Mr. Miller:

Introduction

This report presents the results of stop sign warrant analyses for the King Avenue intersections at F, G, and H Streets in Tulare, California.

Description of Right-of-Way at Intersections

The State of California Department of Transportation *California Manual on Uniform Traffic Control Devices for Streets and Highways, 2014 Edition* (CMUTCD) presents the following discussion relative to right-of-way at intersections:

Section 2B.04 Right-of-Way at Intersections

Support:

01 State or local laws written in accordance with the “Uniform Vehicle Code” (see Section 1A.11) establish the right-of-way rule at intersections having no regulatory traffic control signs such that the driver of a vehicle approaching an intersection must yield the right-of-way to any vehicle or pedestrian already in the intersection. When two vehicles approach an intersection from different streets or highways at approximately the same time, the right-of-way rule requires the driver of the vehicle on the left to yield the right-of-way to the vehicle on the right. The right-of-way can be modified at through streets or highways by placing YIELD (R1-2) signs (see Sections 2B.08 and 2B.09) or STOP (R1-1) signs (see Sections 2B.05 through 2B.07) on one or more approaches.

Guidance:

02 *Engineering judgment should be used to establish intersection control. The following factors should be considered:*

- A. Vehicular, bicycle, and pedestrian traffic volumes on all approaches;*
- B. Number and angle of approaches;*
- C. Approach speeds;*
- D. Sight distance available on each approach; and*
- E. Reported crash experience.*

03 YIELD or STOP signs should be used at an intersection if one or more of the following conditions exist:

- A. An intersection of a less important road with a main road where application of the normal right-of-way rule would not be expected to provide reasonable compliance with the law;*
- B. A street entering a designated through highway or street; and/or*
- C. An unsignalized intersection in a signalized area.*

04 In addition, the use of YIELD or STOP signs should be considered at the intersection of two minor streets or local roads where the intersection has more than three approaches and where one or more of the following conditions exist:

- A. The combined vehicular, bicycle, and pedestrian volume entering the intersection from all approaches averages more than 2,000 units per day;*
- B. The ability to see conflicting traffic on an approach is not sufficient to allow a road user to stop or yield in compliance with the normal right-of-way rule if such stopping or yielding is necessary; and/or*
- C. Crash records indicate that five or more crashes that involve the failure to yield the right-of-way at the intersection under the normal right-of-way rule have been reported within a 3-year period, or that three or more such crashes have been reported within a 2-year period.*

05 YIELD or STOP signs should not be used for speed control.

Support:

06 Section 2B.07 contains provisions regarding the application of multi-way STOP control at an intersection.

Guidance:

07 Once the decision has been made to control an intersection, the decision regarding the appropriate roadway to control should be based on engineering judgment. In most cases, the roadway carrying the lowest volume of traffic should be controlled.

08 A YIELD or STOP sign should not be installed on the higher volume roadway unless justified by an engineering study.

Support:

09 The following are considerations that might influence the decision regarding the appropriate roadway upon which to install a YIELD or STOP sign where two roadways with relatively equal volumes and/or characteristics intersect:

- A. Controlling the direction that conflicts the most with established pedestrian crossing activity or school walking routes;*
- B. Controlling the direction that has obscured vision, dips, or bumps that already require drivers to use lower operating speeds; and*
- C. Controlling the direction that has the best sight distance from a controlled position to observe conflicting traffic.*

Description of STOP Sign Warrants

The CMUTCD presents the following discussion relative to the use of STOP signs:

Section 2B.06 STOP Sign Applications

Guidance:

- 01 At intersections where a full stop is not necessary at all times, consideration should first be given to using less restrictive measures such as YIELD signs (see Sections 2B.08 and 2B.09).*
- 02 The use of STOP signs on the minor-street approaches should be considered if engineering judgment indicates that a stop is always required because of one or more of the following conditions:*
 - A. The vehicular traffic volumes on the through street or highway exceed 6,000 vehicles per day;*
 - B. A restricted view exists that requires road users to stop in order to adequately observe conflicting traffic on the through street or highway; and/or*
 - C. Crash records indicate that three or more crashes that are susceptible to correction by the installation of a STOP sign have been reported within a 12-month period, or that five or more such crashes have been reported within a 2-year period. Such crashes include right-angle collisions involving road users on the minor-street approach failing to yield the right-of-way to traffic on the through street or highway.*

Support:

- 03 The use of STOP signs at grade crossings is described in Sections 8B.04 and 8B.05.*

Section 2B.07 Multi-Way Stop Applications

Support:

- 01 Multi-way stop control can be useful as a safety measure at intersections if certain traffic conditions exist. Safety concerns associated with multi-way stops include pedestrians, bicyclists, and all road users expecting other road users to stop. Multi-way stop control is used where the volume of traffic on the intersecting roads is approximately equal.*
- 02 The restrictions on the use of STOP signs described in Section 2B.04 also apply to multi-way stop applications.*

Guidance:

- 03 The decision to install multi-way stop control should be based on an engineering study.*
- 04 The following criteria should be considered in the engineering study for a multi-way STOP sign installation:*
 - A. Where traffic control signals are justified, the multi-way stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the installation of the traffic control signal.*
 - B. Five or more reported crashes in a 12-month period that are susceptible to correction by a multi-way stop installation. Such crashes include right-turn and left-turn collisions as well as right-angle collisions.*

C. Minimum volumes:

- 1 The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day; and*
 - 2. The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour; but*
 - 3. If the 85th-percentile approach speed of the major-street traffic exceeds 40 mph, the minimum vehicular volume warrants are 70 percent of the values provided in Items 1 and 2.*
- D. Where no single criterion is satisfied, but where Criteria B, C.1, and C.2 are all satisfied to 80 percent of the minimum values. Criterion C.3 is excluded from this condition.*

Option:

Other criteria that may be considered in an engineering study include:

- A. The need to control left-turn conflicts;
- B. The need to control vehicle/pedestrian conflicts near locations that generate high pedestrian volumes;
- C. Locations where a road user, after stopping, cannot see conflicting traffic and is not able to negotiate the intersection unless conflicting cross traffic is also required to stop; and
- D. An intersection of two residential neighborhood collector (through) streets of similar design and operating characteristics where multi-way stop control would improve traffic operational characteristics of the intersection.

Existing Intersection Configuration

The intersection of King Avenue and F Street is a three-legged intersection and the intersections at G and H Streets are four-legged intersections. There are no stop signs, no yield signs, and no pavement markings at any of the intersections, with the exception of centerline striping on H Street. Crosswalks are not striped at the intersections. All approaches to the intersections consist of one lane. The area is residential with the exception of a senior center on the west side of the intersection of King Avenue and F Street. Parallel parking is allowed near the curb returns. Speed limits are not posted in the area; therefore, a prima facie speed limit of 25 miles per hour (mph) would apply unless sight distance is obstructed, in which case the prima facie speed limit is 15 mph. Sight distance is at some locations by parallel parking as well vegetation and trees that exist within park strips adjacent to the roadway.

Existing Traffic Volumes

Existing 24-hour traffic volumes on each approach to the intersection were obtained by performing tube counts on Wednesday, March 7, 2018. Existing peak-hour turning-movement traffic volumes, including pedestrians and bicycles, were obtained by performing manual traffic counts at the intersection between the hours of 7:00 and 9:00 a.m. and between 2:00 and 6:00 p.m. on Wednesday, March 7, 2018. The counts were performed by the

independent traffic counting firm of Metro Traffic Data, Inc. The traffic count data sheets are attached. The locations of the counts and the total 24-hour traffic volumes are summarized in Table 1. The existing peak hour traffic volumes are presented in the attached Figure 1.

Table 1
Results of 24-Hour Road Segment Traffic Counts

Location	Direction	24-Hour Volume
King Avenue east of F Street	Eastbound	53
	Westbound	87
King Avenue west of G Street	Eastbound	66
	Westbound	79
King Avenue east of G Street	Eastbound	82
	Westbound	86
King Avenue west of H Street	Eastbound	86
	Westbound	95
King Avenue east of H Street	Eastbound	103
	Westbound	61
F Street north of King Avenue	Northbound	241
	Southbound	303
F Street south of King Avenue	Northbound	259
	Southbound	276
G Street north of King Avenue	Northbound	229
	Southbound	213
G Street south of King Avenue	Northbound	245
	Southbound	220
H Street north of King Avenue	Northbound	317
	Southbound	489
H Street south of King Avenue	Northbound	334
	Southbound	455

Crash History

Collision records available as of the date of this report were obtained from the Statewide Integrated Traffic Records System (SWITRS) for the years 2010 through 2017. The results indicated that no collisions were reported at the intersection of King Avenue and F Street during those years. Three collisions were reported at each of the other two intersections. The results are summarized in Tables 2 and 3.

Table 2
Crash History – Intersection of King Avenue and G Street: 2010 – 2017

Date of Collision	Day of the Week	Time of Collision	Type of Collision	Details	Correctable With Stop Signs?
April 1, 2010	Thursday	1012	Broadside	Right of way, NB vs. WB	Potentially
July 10, 2011	Sunday	1135	Sideswipe	Right turn vs. parked	No
December 11, 2012	Tuesday	1455	Broadside	WB vs. SB	Potentially

Table 3
Crash History – Intersection of King Avenue and H Street: 2010 – 2017

Date of Collision	Day of the Week	Time of Collision	Type of Collision	Details	Correctable With Stop Signs?
November 4, 2011	Friday	1103	Not reported	Right of way, WB vs. NB	Potentially
March 29, 2013	Friday	1715	Auto/Ped	Right of way, Bike vs. pedestrian	No
September 20, 2013	Friday	1156	Broadside	EB vs. SB, unsafe speed	Potentially

The crash history reveals that there were no periods of time during which the number of crashes met the minimum criteria outlined in the CMUTCD for consideration of STOP sign installation. Therefore, there does not appear to be an existing condition that causes an excessive number of accidents at the study intersections.

Level of Service and Delay

The Transportation Research Board *Highway Capacity Manual*, 2010, (HCM2010) defines level of service (LOS) as, “A quantitative stratification of a performance measure or measures that represent quality of service, measured on an A-F scale, with LOS A representing the best operating conditions from the traveler’s perspective and LOS F the worst.” Automobile mode LOS characteristics for unsignalized intersections are presented in Table 4.

Table 4
Level of Service Characteristics for Unsignalized Intersections

Level of Service	Average Vehicle Delay (seconds)
A	0-10
B	>10-15
C	>15-25
D	>25-35
E	>35-50
F	>50

Reference: *Highway Capacity Manual*, Transportation Research Board, 2010

The daily and peak hour traffic volumes are very low and would correspond to LOS A at the study intersections during a majority of the day.

Warrant Study and Discussion

The existing traffic volumes at the study intersections are considerably less than the minimum volumes specified in the CMUTCD for consideration of the installation of STOP signs. The primary concern at the study intersections may be sight distance; however, considering the minimal crash history, there does not appear to be empirical evidence that

there is a problem that needs to be corrected. The study reveals that maintaining the existing configuration remains an option.

Installing a STOP sign on the minor street does not improve sight distance for vehicles stopped at the STOP sign. STOP signs can potentially improve visibility in the sense that vehicles on the major street (not required to stop) will likely be able to see a vehicle stopping on the side street and will be aware of its presence, whereas when both vehicles are approaching an unsignalized intersection without the intent to stop, neither may be able to see the other approaching. If STOP signs are desired by the City to further improve the operations of the intersections by improving sight distance, the STOP signs should be installed on the lower volume road as discussed in CMUTCD Section 2B.04, Paragraphs 07 and 08.

Based on the traffic volumes, King Avenue represents the minor street with fewer trips at each of the three study intersections. Therefore, it is recommended that STOP signs be installed on the eastbound and westbound approaches to the intersections. As an alternative, the intersections may be left in the existing configuration without signs, or a YIELD sign may be installed on the eastbound and westbound approaches.

Intersection Operational Analyses

The computer program Synchro 9, which is based on HCM2010 procedures for calculating levels of service was utilized to calculate the delays and LOS expected to occur at the study intersections after installation of STOP signs on the eastbound and westbound approaches. Table 5 presents the results of the intersection analyses. The HCM does not define an overall intersection LOS for one-way and two-way stop-controlled intersections; therefore, the average delay and LOS for each approach is presented. The intersection analysis sheets are attached.

Table 5
Intersection LOS Summary With STOP Signs

Intersection	Approach	Control Type	A.M. Peak Hour		P.M. Peak Hour	
			Delay (sec)	LOS	Delay (sec)	LOS
F Street / King Avenue	Westbound	Stop sign	8.8	A	8.9	A
	Northbound	None	DNS	DNS	DNS	DNS
	Southbound	None	7.4	A	7.4	A
G Street / King Avenue	Eastbound	Stop sign	9.7	A	9.3	A
	Westbound	Stop sign	9.2	A	9.3	A
	Northbound	None	0.0	A	7.4	A
	Southbound	None	7.4	A	7.4	A
H Street / King Avenue	Eastbound	Stop sign	9.6	A	9.5	A
	Westbound	Stop sign	9.6	A	9.6	A
	Northbound	None	7.4	A	7.5	A
	Southbound	None	7.4	A	7.4	A

DNS: Does not stop. Traffic on this movement is not required to stop or yield to other vehicles.

Conclusion and Recommendation

The existing traffic volumes, delays, and crash history do not satisfy the criteria presented in the CMUTCD for installation of stop control at the study intersections. There does not appear to be evidence that there is a problem that needs to be corrected. Therefore, maintaining the existing configuration or installing YIELD signs on the eastbound and westbound approaches is an option. However, there are some potential concerns related to sight distance based on parallel parking and trees obscuring visibility. Therefore, it is recommended that STOP signs be installed on the eastbound and westbound approaches to the intersections.

Installing a STOP sign on the minor street does not improve sight distance for vehicles stopped at the STOP sign. STOP signs can potentially improve visibility in the sense that vehicles on the major street (not required to stop) will likely be able to see a vehicle stopping on the side street and will be aware of its presence, whereas when both vehicles are approaching an unsignalized intersection without the intent to stop, neither may be able to see the other approaching.

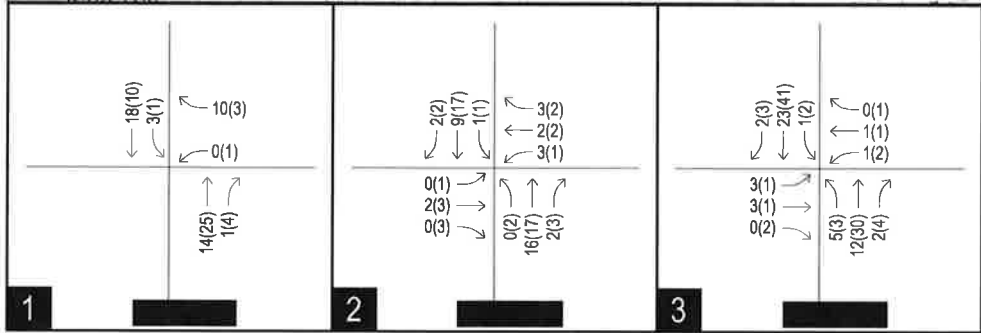
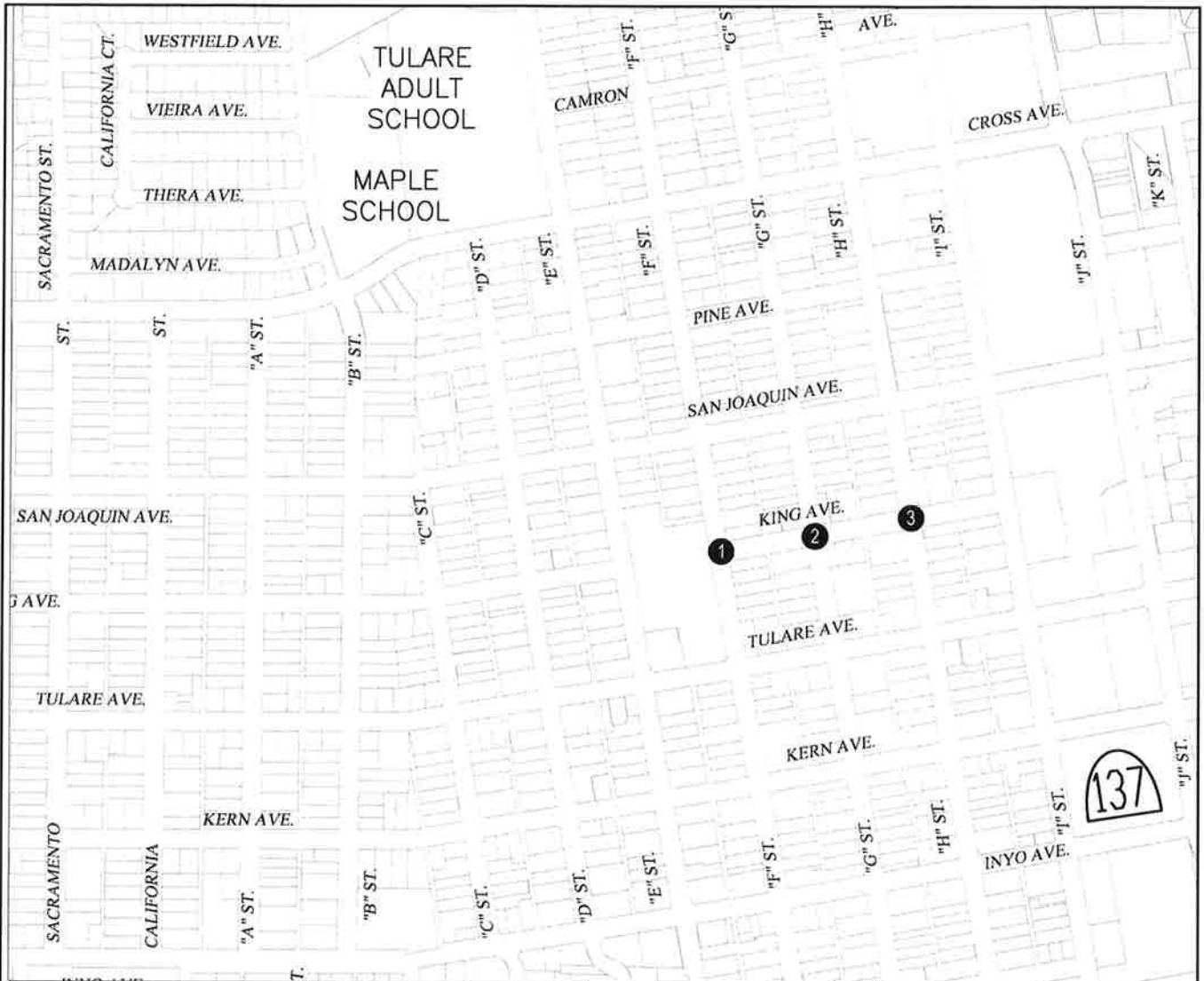
Thank you for the opportunity to perform this study. Please feel free to contact our office if you have any questions.

PETERS ENGINEERING GROUP


John Rowland, PE, TE



Attachments: Figure 1
Traffic Count Data Sheets
Intersection Analysis Sheets

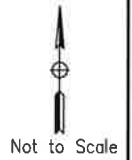


Stop Sign Warrants Study
Tulare, California

LEGEND

- ⊗ STUDY AREA INTERSECTIONS
- XX (YY) AM (PM) PEAK HOUR VOLUMES

EXISTING PEAK HOUR TRAFFIC VOLUMES



AGENDA ITEM:

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Engineering / Project Management

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Authorize the City Manager or designee to sign a contract amendment with Provost & Pritchard Consulting Group of Visalia, CA in the amount of \$7,000 for electrical engineering services related to Projects SD0016, 0017, and 0018; storm drain lift station upgrades at three sites.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

At the May 1, 2018 City Council Meeting, the Council authorized the City Manager to execute a \$55,500 Work Order under Provost & Pritchard Consulting Group’s (Provost & Pritchard) On-Call Engineering Services Agreement for the design of upgrades to three storm drain lift stations. Council’s May authorization approved \$5,500 (10%) as contingency for the design services. The subject contract amendment exceeds this 10% amount, and therefore requires separate Council approval.

As part of the consultant services being provided, Provost & Pritchard did a preliminary investigation of the three sites and prepared a Technical Memorandum (TM) reporting their findings. The TM provides options to upgrade the lift stations with various pump configurations based on parameters provided by the City, and also identifies potential electrical upgrades at each motor control panel. One of staff’s parameters was to avoid electrical panel work so no significant electrical investigation was done as part of the TM work. The pump option selected by staff results in the least amount of work at the panels, but still requires some upgrades to make the systems operate. The lift stations are being designed for uniformity of pump horsepower so some of the current starters and breakers are undersized and need to be replaced.

In order to determine the exact electrical upgrades and to prepare plans and specifications to be incorporated as part of the bid package, Provost & Pritchard is requesting a fee increase to have Rose Sing and Associates (the electrical sub-consultant) do additional field work and prepare construction ready plans and specifications. Staff has reviewed the scope and fee proposal prepared to perform the additional electrical design work and recommends its approval.

There is not a request for additional project funding at this time. However, based on initial cost estimates by Provost & Pritchard, it appears additional funding may be required at the time project construction is presented to Council for award or rejection. It may be possible for the City to save a small portion of the construction cost by self-performing some of the electrical upgrades that will be identified. It is expected that the three projects will be bid as a single pro-

ject, with one lift station included in the base bid and the other two as add alternatives. This will provide the City with flexibility to adjust the project scope to remain within available budget.

STAFF RECOMMENDATION:

Authorize the City Manager or designee to sign a contract amendment with Provost & Pritchard Consulting Group of Visalia, CA in the amount of \$7,000 for electrical engineering services related to Projects SD0016, 0017, and 0018; storm drain lift station upgrades at three sites.

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER:

647-4647-6604 (SD0016 040 0202) Bardsley/West
647-4647-6704 (SD0017 040 0202) Bardsley & E
647-4647-6705 (SD0018 040 0202) College

Submitted by: James L. Funk

Title: Project Manager

Date: September 5, 2018

City Manager Approval: _____

AGENDA ITEM:

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Human Resources

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Reject the liability claim for damages filed by Wesley J. Hensley on August 31, 2018.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

On August 31, 2018, Wesley J. Hensley filed a liability claim for damages, alleging that he was unlawfully terminated from his position of Police Chief with the City of Tulare. The claim also alleges that the City failed to provide him with vested procedural due process rights under the Public Safety Officers Procedural Bill of Rights Act and the City of Tulare's Merit System Rules and Regulations and the City's refusal to grant him an administrative appeal hearing required under both POBRA and the City's Personnel Rules.

CITY ATTORNEY REVIEW/COMMENTS: Yes

STAFF RECOMMENDATION:

Reject the liability claim for damages filed by Wesley J. Hensley on August 31, 2018.

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

Submitted by: Janice Avila

Title: Human Resources Director

Date: 9/5/2018

City Manager Approval: _____

CLAIM FOR DAMAGES

TO THE CITY OF TULARE:

Wesley J. Hensley hereby makes claim against the City of Tulare (*the City*) under the provisions of §910 *et seq.* of the California Government Code, and makes the following statements in support of this claim:

1. My name is Wesley J. Hensley.
2. My post office address is 815 North Crumal Court, Visalia 93292.
3. Notices regarding this claim should be sent to the following address:

Wesley J. Hensley
c/o Law Offices of Michael J. Lampe
108 West Center Avenue
Visalia, California 93291
4. The dates and places of the occurrences giving rise to this claim are:
 - (A) My unlawful termination as the City's Chief of Police on March 20, 2018, communicated by email from Tulare City Hall to my attorney;
 - (B) The City's failure from and after March 20, 2018, to provide me with vested procedural due process rights under the Public Safety Officers Procedural Bill of Rights Act (*POBRA*) (Government Code §§3300-3312);
 - (C) The City's failure from and after March 20, 2018, to provide me with vested procedural due process rights under the City of Tulare Merit System Rules and Regulations (*the City's Personnel Rules*); and
 - (D) The City's refusal to grant me an administrative appeal hearing, as required under both *POBRA* and the City's Personnel Rules, conducted in accordance with Government Code §11513.

5. My damages include, but are not limited to, past loss of earnings, past loss of health benefits, past loss of cell allowance, future loss of earnings, future loss of pension benefits, future loss of health benefits, future loss of cell allowance, damages to my reputation, legal fees, and emotional distress.

6. The public employees causing my injuries and damages are former City Manager Joseph Carlini and former City Attorney Heather Phillips of Goyette & Associates, Inc., in concert with former City Mayor Carlton Jones.

7. The amount claimed is in excess of the jurisdictional limit for an unlimited civil case in the Tulare County Superior Court.

Dated: August 31, 2018


WESLEY J. HENSLEY

ORDINANCE 18-05

**AN ORDINANCE OF THE CITY OF TULARE CALIFORNIA,
AMENDING THE TULARE MUNICIPAL CODE BY AMENDING AND REPLACING
CHAPTER 7.16 GARBAGE COLLECTION AND STREET SWEEPING SERVICES;
AND CHAPTER 7.18 RECYCLING AND DIVERSION OF CONSTRUCTION AND
DEMOLITION DEBRIS, IN TITLE 7 OF THE TULARE MUNICIPAL CODE**

WHEREAS, the City hired a consultant to review the City’s solid waste operations and relevant ordinances and report on opportunities for improvement; and,

WHEREAS, the consultant’s report included required and recommended changes to the Solid Waste Services Ordinance (Legal Authority) to update language to current industry standards and improve compliance with various State mandated programs; and,

WHEREAS, the required changes and the appropriate recommended changes have been made to the Ordinance language.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TULARE,
CALIFORNIA, ORDAINS AS FOLLOWS:**

Section 1. Title 7 of the Tulare Municipal Code is amended by replacing Chapter 7.16, “GARBAGE COLLECTION AND STREET SWEEPING SERVICES” in the City of Tulare’s Municipal Code to read as follows:

CHAPTER 7.16: GARBAGE COLLECTION AND STREET SWEEPING SERVICES

Section

- 7.16.010 Definitions.
- 7.16.020 Unlawful acts.
- 7.16.030 Garbage collection and street sweeping services compulsory.
- 7.16.040 Authorized collectors.
- 7.16.050 Containerized service.
- 7.16.060 General provisions.
- 7.16.070 Special commercial container accessibility service.
- 7.16.080 When and where to place garbage for collection.
- 7.16.090 Garbage, recyclable materials, and organic materials collection.
- 7.16.100 Special haul service.
- 7.16.110 Carry-out residential service.
- 7.16.120 Garbage collection and disposal and street sweeping services.
- 7.16.130 Garbage collection and disposal and street sweeping services delinquencies.
- 7.16.140 Establishment of garbage collection and street sweeping service routes.
- 7.16.150 Fees for garbage collection and street sweeping services.
- 7.16.160 Residential vacancy credit for garbage services.

§ 7.16.010 Definitions.

For the purposes of this chapter, certain words and terms are defined as follows.

CUSTOMER. The person or business, or an agent or employee of the person or business, who made arrangements with the city to use the services described in this chapter.

LOADED WEIGHT. Loaded weight of containers shall not exceed the manufacturer's recommendation. Containers shall not be over-filled past lid level such that spillage may occur when dumping container.

NONSTANDARD CONTAINERS. Nonstandard containers shall be tagged and marked but will not be emptied. Marked containers shall be disposed of if reused.

ORGANIC MATERIALS or ORGANICS. Food scraps and trimmings from food preparation, including but not limited to meat, fish and dairy waste, fruit and vegetable waste, and biodegradable food packaging items such as pizza boxes, paper towels, waxed cardboards, food contaminated paper products, plant debris, such as leaves, grass, weeds and wood materials from trees and shrubs.

RECYCLABLE MATERIALS or RECYCLABLES. Those materials separated from garbage by the generator which are capable of being recycled and which would otherwise be processed or disposed of as garbage.

GARBAGE. Garbage, rubbish, rubble, organic materials or street sweepings.

GARBAGE ACCUMULATIONS. Garbage accumulations of animal, fruit or vegetable matter that attend the storage, sale, preparation and use of meat, fish, fowl, fruits, vegetable; tin cans or other containers, originally used for foodstuffs; any other discarded or abandoned putrescible, organic materials.

SOLID WASTE MANAGER. The Director of the Department of Public Utilities of the city or such person designated by him or her to manage or oversee the garbage collection and disposal and street sweeping services for the city.

GARBAGE. All organic or inorganic materials not defined herein as garbage or rubble, which are rejected, abandoned or discarded by the owners or producers thereof, as offensive or useless or no longer desired by the owners or producers. These materials include, but are not limited to pasteboard boxes, paper, rags and clothing; discarded or abandoned bedding; discarded or abandoned mattresses; discarded or abandoned carpets; discarded or abandoned oilcloth or linoleum; sweepings or cleanings from buildings; bottles, tin cans or containers, broken crockery and glassware; old metals, wire packing or wrapping materials; ashes; rope, twine, jute, bagging or burlap.

RUBBLE. Stones, concrete, plaster, bricks and similar solid material, sod, dirt and similar abandoned or discarded inorganic, noncombustible, nonputrescible materials; building construction or demolition waste materials.

SPECIAL HAUL. Any garbage collection service beyond the standard service. Special haul service will be provided to the customer at an extra cost.

STANDARD CONTAINERS. Plastic 96-gallon containers owned by the city, supplied to customers and serviced by the city's solid waste automated collection vehicles.

STREET SWEEPINGS. Litter or other debris which has accumulated upon streets, roadways and other public highways and necessitates the periodic collection thereof by street sweepers.

§ 7.16.020 Unlawful acts.

The following acts are unlawful and shall constitute infractions, as provided in § 1.12.010 of this code.

(A) It shall be unlawful for any person to throw or deposit, or cause to be thrown or deposited, any garbage, rubbish or rubble, as the terms are defined by this chapter, on or upon any vacant lot, or on or upon any street, alley, gutter, highway, park or other public place in the city, or to deposit or place or keep any garbage, rubbish or rubble except in the manner prescribed in this chapter.

(B) It shall be unlawful for any person to throw or deposit, or cause to be thrown or deposited, any garbage, rubbish or rubble, as the terms are defined by this chapter, into, upon or next to any private garbage container not his or her own, or into, upon or next to any container furnished by the city pursuant to § 7.16.050 of this chapter unless he or she is the person or business, or an agent or employee of the person or business, who made arrangements with the city to use the container.

(C) Contents of the standard containers, commercial bins or roll off containers of all sizes become the property of the City, subject to the following exceptions and limitations:

- 1) Once a standard container has been placed for collection, no person, except the Customer, shall retrieve the contents therein; and

(D) No person other than the City shall remove standard containers commercial bins or roll off containers of all sizes which have been placed for collection. Any and each violation hereof from one or more collection locations shall constitute a separate and distinct offense punishable as provided in this chapter.

(E) It is unlawful for any person to burn, break, destroy, scatter, scavenge, collect, or take any materials from the standard containers without the consent from the Public Works Director or designee.

(F) Pursuant to the provisions of Assembly Bill 1594 (AB 1594) a contractor or permittee, and any owners, occupants or persons in possession, charge or control of all dwellings, buildings, places and premises in the City who self-haul organics, may not direct their organic waste for use as alternative daily cover (ADC). If the Solid Waste Manager determines that a contractor or permittee, or any other applicable person has directed any organics waste for use as ADC, the

Solid Waste Manager will notify the contractor, permittee, or person of the requirements of this provision. Repeated instances of directing organic materials for use as ADC may result in enforcement action.

§ 7.16.030 Garbage collection and street sweeping services compulsory.

All dwellings, apartment houses and places of business in which garbage waste, recyclable materials, and organic materials accumulate within the city or upon streets or public highways which abut such property shall be required to utilize the collection and disposal and street sweeping services of the city and to pay the charges set forth for the services by the Department of Public Utilities of the city.

§ 7.16.040 Authorized collectors.

It shall be unlawful within the city for any person other than duly authorized collectors and street sweeping operators, employed by the Department of Public Utilities, or private collectors and street sweeping operators licensed by the Department of Public Utilities or other regulating entity, to gather, collect, transport, burn or dispose of any garbage or to remove any garbage receptacle from any place where the same was placed by any occupant. Excepting that rubbish and rubble may be transported and lawfully disposed of by the customer who owns or controls the premises service upon which it has accumulated. The Solid Waste Manager may permit large construction or demolition debris hauls by equipment other than by roll-off container vehicles. In addition, collection of rubbish, rubble or other waste materials utilizing roll-off containers, or commercial bins, on a temporary basis must be performed by the authorized collector(s) licensed by the Department of Public Utilities or other regulating entity.

§ 7.16.050 Containerized service.

CONTAINERIZED SERVICE shall mean special services approved by the Solid Waste Manager wherein the city provides a vehicle equipped for mechanical handling of various size loose yardage and compactorized containers.

(A) Various size loose yardage (including roll-off) containers will be furnished and maintained by the city.

(B) Enclosed roll-off containers equipped with attached, or detachable, compactor units meeting city specifications for vehicle loading and safety concerns may be furnished and maintained by the customer when permitted to do so by the Solid Waste Manager.

(1) It shall be the obligation of the customer owning enclosed roll-off containers with detachable compactor units, which permit garbage spillage when detached, to clean the area in a timely manner so as to not cause a delay in reattaching the equipment upon the collectors return from the landfill or disposal site.

(2) The customer may request this spillage cleanup by city forces for a fee.

(C) It shall be the customer's responsibility not to over fill or overload roll-off containers beyond net legal transporting weights. Legal gross transporting weight shall include vehicle and container weights. Overloaded container situations will be corrected at the customers expense.

§ 7.16.060 General provisions.

The general requirements for providing residential and commercial collections are as follows.

(A) Where commercial collections are made from private alleys and access ways approaches shall be maintained in such a manner as not to be a hazard to solid waste personnel and equipment, and provide a safe and convenient entrance to and through the premises for the purpose of collecting garbage.

(B) The approach to privately-owned containers, or containers furnished by the city, must be kept clear. An inaccessible container will not be dumped at the scheduled time. There will be an extra charge to dump a container other than at the scheduled time.

(C) Private alleys and access ways shall be structurally designed and constructed at the customer's expense to accommodate a loaded garbage vehicle to enter for service without damage to entry way. The city will not be held responsible for any damage to customer's entry way resulting from normal collection service by a loaded garbage vehicle.

(D) Over-filled containers and excess trash on top of containers shall constitute a special haul.

(E) All persons or businesses utilizing privately-owned containers, or containers furnished by the city, are responsible for the sanitary conditions of each container or receptacle and the proximity thereof and must keep lids and doors closed when not in use. All persons and businesses will be responsible for city-owned containers which are burned or damaged due to other than normal wear and tear and will be charged for necessary repairs or replacement.

(F) Items that are likely to cause damage to standard city containers or the collection vehicles will not be regularly picked up. Some examples are, but are not limited to, timbers or tree trunks larger than four inches in diameter or longer than five feet, engine blocks, head, transmissions axles, spring assemblies or drive shafts, all of which shall constitute a special haul.

(G) Where container enclosures are required by the Planning Commission for aesthetic and other considerations, the enclosure design shall conform to minimum standard dimensions on file in the office of the Public Works Director.

(H) Garbage collection service to a development with private streets may be considered in accordance with the provisions of Board of Public Utilities Commission Res. 292.

(I) The customer shall be responsible for the contents of the container conforming to acceptable federal, state and county Class 2 landfill or disposal site. Recyclable materials and organic materials shall be separated from other solid waste for collection and placed in appropriate containers.

§ 7.16.070 Special commercial container accessibility service.

Special commercial service may be required of, or requested by, the customer as follows.

(A) Direct truck access service shall be provided at a location where the container can be

directly serviced by the collector/driver remaining in vehicle at all times without backing and shall constitute the standard or basic service.

(B) Gated access service shall be provided at a location where the collector/driver exits the vehicle before and/or after service to open and close enclosure or property access gates.

(C) Roll-out access service shall be provided at a location where collector/driver exits vehicle before service to roll out and align castored container, which is situated at an angle or location other than with direct truck access, with the collection vehicle. After service collector/driver must exit the vehicle again to return container to its designated angle or location. Due to physical restrictions and container weight, the maximum container size permitted under this service is three cubic yards.

(D) Combined access service shall be provided where container service requires both gated and roll-out service. Maximum container size is three cubic yards.

(E) Although backup cameras and monitors are standard equipment on commercial collection vehicles, it shall be the policy of the Solid Waste Manager, for safety reasons, to prohibit container placement locations which cause excessive vehicle backing situations.

(F) Where property dimensions and physical development orientation permits, each customer will be required to have individual containers; otherwise, shared service may be requested from the Solid Waste Manager.

(G) Abandoned, dead domestic pets shall be separated from normal garbage and disposed of by the customer.

(H) Syringes, needles and other possible infectious waste materials shall be separated from normal garbage. Customer shall contact Solid Waste Manager for proper handling and disposal.

§ 7.16.080 When and where to place garbage for collection.

Garbage may not be placed in alleyways for service. Garbage must be placed at the curb/gutter. Garbage must be placed at such designated place by 6:00 a.m. on days set for collection and empty containers removed from curb/gutter the same day.

§ 7.16.090 Garbage, organic materials, and recyclable materials collections.

The city shall service garbage, recyclable materials, and organic materials collections containers once each week from all dwelling units in the city. The city shall collect daily (except Sundays) if required from all business and commercial establishments.

A. Commercial customers are responsible for compliance. Each commercial customer, shall be responsible for ensuring and demonstrating its compliance with the requirements of this chapter, including all multi-family dwellings of four units or more, and also including multi-family dwellings under four units that share solid waste collection containers and services under one account.

- B. Commercial recycling and organics collection required. Each commercial customer shall subscribe to a level of service that is sufficient to handle the volume of recyclable materials and organic materials generated or accumulated on the premises, or complete and retain on-site a self-hauling form certifying that all self-hauling activities will be completed in accordance with any other applicable law or regulation. The commercial customer shall make a copy of such form available to the Public Works Director or designee upon request. Additionally, each commercial customer shall ensure the proper separation of solid waste, as established by the City, by placing each type of material in designated standard receptacles or containers, and ensure that employees, contractors, volunteers, customers, visitors, and other persons on-site conduct proper separation of solid waste.
- C. Commercial customer self-haul. Nothing in this chapter shall preclude any commercial customer from self-hauling recyclable materials or organic materials generated by that commercial customer to a recycling or organics processing facility, provided that the responsible parties:
1. Comply with the requirements in this chapter by delivering recyclable materials or organics materials to permitted facilities that will process those materials in accordance with the requirements and intent of this chapter.
 2. Complete and retain on-site a self-hauling form certifying that all self-hauling activities will be completed in accordance with this chapter or any other applicable law or regulation. A copy of such form shall be completed and remitted annually to the Public Works Director or designee.
 3. Provide proof of compliance with this chapter, upon request by the city; proof includes, but is not limited to, a receipt from a recycling or organics processing facility that clearly identifies the type and quantity of material delivered.
- a. Exemptions to mandatory commercial recycling and organics. The following shall be exempt from the requirements of this section. Commercial customers seeking an exemption shall submit their request for exemption in a form specified by the Public Works Director or designee, if such a form exists. After reviewing the exemption request, and after an on-site review, if applicable, the Public Works Director or designee may either approve or deny the exemption request.
1. The state, a special district or other local public agency other than the city, as defined, or any employee thereof, when collecting or transporting recyclable materials produced by operation or system of the entities described above.
 2. Municipal corporations and governmental agencies other than city using their own vehicles and employees engaged in the collection, transportation or disposal of recyclable materials within the boundaries of the city.
 3. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that no organic materials and recyclable materials are generated by that commercial customer generator, its employees, customers, tenants, businesses practices, and other persons or processes which occur on the

- premises of the commercial customer generator. This exemption may be granted only if the commercial customer generator is not subject to the requirements of AB 1826 or AB 341.
4. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that there is inadequate space for the commercial customer to store sufficient containers for recyclable materials and organic materials on site and that it is infeasible for the commercial customer to share recyclable materials or organic materials containers with adjacent commercial facilities or multi-family dwellings. This exemption may be granted only if the commercial customer is not subject to the requirements of AB 1826 or AB 341.
 5. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that compliance with this chapter will result in violating city zoning or other regulations. This exemption may be granted only if the commercial customer generator is not subject to the requirements of AB 1826 or AB 341.

b. Additionally:

1. The Public Works Director or designee shall review commercial customer data to confirm whether all commercial customers are compliant with the requirements of this chapter by reviewing subscription levels of garbage, organics and recycling collection services. Those commercial customers who do not subscribe to the required collection services with the City will be notified of the requirement to subscribe or self-haul organics and recyclables. Those commercial customers who do not subscribe to the required services with the City, but who can produce evidence of legitimate self-haul of organics and recyclables will be deemed compliant with this chapter, whereas those who cannot will be deemed non-compliant.
2. The Public Works Director or designee shall annually work with any non-compliant commercial customers in order to bring them into compliance with the requirements of this chapter by providing outreach, education, and technical assistance to facilitate compliance.
3. Commercial customers shall be responsible for ensuring and demonstrating compliance with the requirements of this chapter within thirty (30) days of notification of non-compliance. Failure to demonstrate compliance with the requirements of this chapter shall be cause for enforcement.

§ 7.16.100 Special haul service.

Dirt, sod, tree stumps, stones, broken concrete, furniture, appliances, construction debris, demolition debris and other building materials are not considered to be normal household rubbish; however, they will be handled on a special haul basis for which an extra charge is made. Tree and shrub trimmings which cannot be placed in containers for organic materials, as provided in § 7.16.010 of this chapter, shall be handled on a special haul basis for which an extra charge will be made.

§ 7.16.110 Carry-out residential service.

Carry-out residential service shall be provided at a set fee per container when containers are located other than curb side.

§ 7.16.120 Garbage collection and disposal and street sweeping services.

Billing and collection charges for garbage and street sweeping services shall be included on the regular city utility bill to customers who have city water service. When the garbage collection and street sweeping customer does not have city water service, a separate bill for garbage collection and street sweeping services shall be mailed in accordance with standard billing procedures to the person who owns or controls the premises serviced.

§ 7.16.130 Garbage collection and disposal and street sweeping services delinquencies.

(A) All charges for garbage collection and street sweeping services included on utility bills shall be due and payable at the same time as other city utility charges. If a bill for garbage collection and street sweeping services is not paid within the time provided, the city may discontinue water and other services to the premises.

(B) All collection service bills, if not a part of the city utility bills, shall become delinquent at 5:00 p.m. on the twentieth day following each applicable billing month. If a bill for garbage collection and street sweeping services is not paid within the time, a collection charge of 10% per month will be added and collection shall be enforced by law.

§ 7.16.140 Establishment of garbage collection and street sweeping service routes.

The Solid Waste Manager shall, subject to approval of the Board of Public Utilities of the city, supervise the collection, removal and disposal of all garbage and establish routes, days and hours for collection and may change the same from time to time. When such routes, days and hours are established or changed, he or she shall give such notice thereof as he or she may deem advisable.

§ 7.16.150 Fees for garbage collection and street sweeping services.

Fees to be collected by the city for the collection and removal of garbage and for street sweeping services shall be set by resolution by the Board of Public Utilities Commissioners of the city.

§ 7.16.160 Residential vacancy credit for garbage services.

The city will issue a residential vacancy credit for garbage services, provided the period of the vacancy is three months or longer. The amount of the credit shall be equal to the monthly garbage service charge. A written application for a vacancy must be submitted by the property owner or tenant a minimum of ten working days prior to the date of the actual vacancy. No vacancy credit will be allowed if an application is requested or received after the actual vacancy has occurred. The Director shall have the authority to establish a fee for the actual cost of providing a vacancy credit and the resumption of services. No vacancy credits are established for commercial or industrial businesses.

§ 7.16.170 Special Events

- a. Special event recycling and organics collection required. For a special event, in addition to any other conditions the city requires as part of the special event permit, the responsible party shall either arrange for commingled or source separated collection and processing of garbage, recycling and organics or shall arrange for and provide recycling

and organics containers throughout the event location to make source separation of recyclable materials, organic materials and garbage convenient for the employees, volunteers, contractors, customers of the food vendors and attendees of the event. This includes arranging for collection and appropriate processing of all garbage, organics and recycling collected during the special event. Requirements for special events not utilizing commingled or source separated collection services provided by the franchised hauler include:

1. The minimum number of recycling and organic containers shall equal or exceed the number of garbage containers. Containers for garbage, organics and recyclables shall be collocated throughout the event location in order to provide equally convenient access to users.
2. All of the containers must have appropriate signage and be color coded to identify the type of materials to be deposited and meet any additional design criteria established by the city by regulation.
3. Food vendors must have at least one separate container each for recyclable materials, organic materials and garbage for use by customers and visitors. Multiple food vendors that provide disposable food service ware and share a common eating area may share an appropriate number, size, and placement of containers for recyclable materials, organic materials and garbage for convenient use by customers or visitors or have common access to such a container which shall be located within a reasonable proximity of the vendors.
4. The types of recyclable materials suitable for deposit into each container shall include, at a minimum; plastic bottles and jars, paper, cardboard, glass, newspaper, metal containers, and cans. Each recycling container shall be clearly identified as a recycling container and shall display a list of types of recyclable materials which may be deposited into the recycling container.

Section 2. Title 7 of the Tulare Municipal Code is amended by replacing Chapter 7.18 “RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS” in the City of Tulare’s Municipal Code to read as follows:

CHAPTER 7.18: RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS

Section

- 7.18.010 Purpose.
- 7.18.020 Definitions.
- 7.18.030 Deconstruction and salvage and recovery.
- 7.18.040 Diversion requirements.
- 7.18.050 Projects exempt from this chapter.
- 7.18.060 Submission and required contents of C&D Debris Recycling and Reuse Plan.
- 7.18.070 Evidence of compliance with C&D Debris Recycling and Reuse Plan.
- 7.18.080 Diversion requirement exemption.
- 7.18.090 On-site practices.

- 7.18.100 Reporting.
- 7.18.110 Enforcement.
- 7.18.120 Violations and penalties.
- 7.18.130 Appeal.

§ 7.18.010 Purpose.

The purpose of this chapter is to increase the recycling and reuse of construction and demolition (C&D) debris, consistent with the goals of the California Integrated Waste Management Act of 1989.

§ 7.18.020 Definitions.

For the purposes of this chapter, the following words and phrases shall have the following meanings unless the context otherwise requires.

ACCESSORY STRUCTURE. A structure containing no kitchen or bathroom and located upon the same lot or parcel as the principal use or structure to which it is an accessory. The structure is customary, incidental and subordinate to the use of the principal building or the principal use of the land. All **ACCESSORY STRUCTURES** shall be constructed with, or subsequent to, the construction of the principal structure or activation of the principal use.

APPLICANT. Any individual, firm, limited liability company, association, partnership, political subdivision, government agency, municipality, industry, public or private corporation, or any other entity whatsoever who applies to the city for the applicable permits to undertake any construction, demolition or renovation project within the city, as defined in this chapter, and who is, therefore, responsible for meeting the requirements of this chapter.

BUILDING OFFICIAL. The officer or other designated authority charged with the administration and enforcement of this chapter, or the Building Official's duly authorized representative.

CONSTRUCTION. All building, landscaping, remodeling, including the addition, removal or destruction of buildings and landscaping.

CONSTRUCTION AND DEMOLITION DEBRIS.

(1) Used or commonly discarded materials generally considered to be not water soluble and non-hazardous in nature, including but are not limited to, steel, copper, aluminum, glass, brick, concrete, asphalt material, pipe, gypsum, wallboard and lumber from the construction or destruction of a structure as part of a construction or demolition project or from the renovation of a structure and/or landscaping, including rocks, soils, tree remains, trees, and other vegetative matter that normally results from land clearing, landscaping and development operations for a construction project; or

(2) Remnants of new materials, including but are not limited to, cardboard, paper, plastic, wood and metal scraps from any construction, demolition and/or landscape project.

CONTRACTOR. Any person or entity holding, or required to hold, a contractor's license of any type under the laws of the State of California, or who performs (whether as contractor,

subcontractor, owner-builder, or otherwise) any construction, demolition, remodeling, renovation or landscaping service relating to buildings or accessory structures in the City of Tulare.

COVERED PROJECT. Projects subject to California Green Building Standards code construction and demolition waste diversion requirements, or any project which consists of one or more of the following:

- (1) Demolition projects that are 500 square feet or greater;
- (2) Any project involving renovation of a kitchen and/or bath facility irrespective of total square footage or value;
- (3) The renovation, remodel or addition to an existing residential structure that is equal to or greater than 500 square feet and/or projects that exceed \$20,000;
- (3) The renovation, remodel or addition to an existing commercial or multi-family residential structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (4) Residential development and any new residential structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (5) Commercial or multi-family residential development, and any new structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (6) All city sponsored construction, demolition and renovation projects that are equal to or greater than 1,000 square feet; and
- (7) All city public works and construction projects which are awarded pursuant to the competitive bid procedures.

DECONSTRUCTION. A process to dismantle or remove useable materials from structures, in a manner which maximizes the recovery of building materials for reuse and recycling and minimizes the amount of waste transported for disposal in landfills and transformation facilities.

DEMOLITION. The deconstructing, razing, ruining, tearing down or wrecking of any structure, wall, fence or paving, whether in whole or in part, whether interior or exterior. **DEMOLITION** needs to be done by a contractor or owner-builder.

DESIGNATED RECYCLABLE AND REUSABLE MATERIALS.

- (1) Inert solids, asphalt and masonry building materials generally used in construction including, but are not limited to, concrete, rock, stone and brick.
- (2) Wood materials including any and all dimensional lumber, fencing or construction wood that is not chemically treated, creosoted, CCA pressure treated, contaminated or painted.
- (3) Vegetative materials including trees, tree parts, shrubs, stumps, logs, brush or any other type of plants that are cleared from a site for construction or other use. The following materials are excluded as the materials are not recyclable and should be landfilled: bamboo, palm fronds and yucca.
- (4) Metals including all metal scrap such as, but are not limited to, pipes, siding, window frames, door frames and fences.
- (5) Roofing materials including wood shingles and shakes as well as asphalt, stone and slate based roofing material.
- (6) Salvageable materials and structures including, but are not limited to, doors, windows,

fixtures, hardwood flooring, sinks, bathtubs and appliances.

(7) Any other materials that the Building Official determines can be diverted due to the identification of a recycling facility, reuse facility or market accessible from the city.

DIRECTOR OF PUBLIC WORKS. The Public Works Director of the City of Tulare or his or her designee:

DIVERT and ***DIVERSION.*** To use material for any lawful purpose other than disposal in a landfill, transformation facility or alternative daily cover. Methods to divert materials from landfills include reuse, salvage and recycling. ***DIVERSION*** does not include illegal dumping.

EMERGENCY DEMOLITION. An emergency demolition can be performed only when a facility is determined to be structurally unsound and in danger of imminent collapse and a state or local government agency has issued an immediate demolition order. The order for emergency demolition only applies to the part of the building that is unsound; attached buildings may not be demolished under this order and must be treated as a regular demolition.

FACILITIES. Recycling, salvage and reuse establishments and landfills.

INERT SOLIDS. Includes asphalt, concrete, rock, stone, brick, sand, soil and fines.

NON-COVERED PROJECTS. Construction, demolition and renovation projects within the city that do not meet the established thresholds for covered projects.

OWNER-BUILDER. See ***CONTRACTOR.***

PERMIT. An official document or certificate issued by the Building Official authorizing performance of a specified activity.

PROJECT. Any activity involving construction, demolition or renovation, and which requires issuance of a permit from the City of Tulare.

RECYCLABLES. Materials which would otherwise become solid waste but which are capable of or suitable for recycling.

RECYCLING. The process of collecting, sorting, cleansing, treating and reconstituting or converting construction and demolition debris that would otherwise become solid waste, and returning them to the economic mainstream in the form of raw materials for new, reused or reconstituted products which meet the quality standards necessary to be used in the marketplace or in the form of useable energy. ***RECYCLING*** does not include transformation.

RECYCLING AND REUSE PLAN. A form provided by the city for the purpose of compliance with this chapter that must be submitted by the applicant for any covered project.

RENOVATION. Any change, addition or modification to an existing structure.

REUSE. Further or repeated use of construction and demolition debris.

SALVAGE. The controlled removal of materials from a covered project for the purpose of recycling, reuse or storage for later reuse.

SOURCE SEPARATED. Recyclables that have been segregated from solid waste by or for the generator thereof on the premises at which they were generated for handling different from that of solid waste.

STRUCTURE. That which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

§ 7.18.030 Deconstruction and salvage and recovery.

Recovered and salvaged designated recyclable and reusable materials from the deconstruction phase shall be counted towards the diversion requirements of this chapter.

§ 7.18.040 Diversion requirements.

(A) One hundred percent of inert solids and at least 50% by weight of the remaining construction and demolition debris resulting from the project shall be diverted to an approved facility or by salvage. The project's overall diversion rate must meet California Green building Standards Code minimum requirements for construction and demolition waste diversion.

(B) For each covered project, the diversion requirements of this chapter shall be met by submitting and following a C&D Debris Recycling and Reuse Plan that includes the following:

- (1) Deconstructing and salvaging all or part of the structure as practicable;
- (2) Directing 100% of inert solids to reuse or recycling facilities approved by the city, and
- (3) Source separating non-inert materials, such as cardboard and paper, wood, metals, organic materials, new gypsum wallboard, tile, porcelain fixtures, and other easily recycled materials, and directing them to recycling facilities approved by the city and taking the remainder (but no more than 50% by weight) to a facility for disposal.

(C) The applicant for any covered project shall make reasonable efforts to ensure that all construction and demolition waste diverted or landfilled are measured and recorded using the most accurate method of measurement available. To the extent practical, all construction and demolition debris shall be weighed by measurement on scales that are in compliance with all regulatory requirements for accuracy and maintenance.

(D) Although it may not be an explicit condition of the building permit, contractors working on non-covered projects are encouraged to divert material from construction and demolition projects to the maximum extent practicable in accordance with this chapter.

§ 7.18.050 Projects exempt from this chapter.

- (A) Emergency demolition required to protect the public health, safety or welfare.

(B) City-sponsored demolition of a substandard structure or construction required to protect public health or safety in an emergency.

(C) Projects in any single-family residential district, which consist solely of a swimming pool.

(D) Projects for which only a plumbing permit, electrical permit or mechanical permit is required.

(E) A project for which a valid building permit has been lawfully issued by the city prior to the effective date of this chapter.

(F) A project of city public construction for which the notice inviting bids has been published prior to the effective date of this chapter.

§ 7.18.060 Submission and required contents of C&D Debris Recycling and Reuse Plan.

(A) Prior to issuance of permit, every applicant for building or demolition permits involving any covered project shall complete and submit a properly completed C&D Debris Recycling and Reuse Plan to the Building Official, unless an C&D Debris Recycling and Reuse Plan for the project is already on file with the Public Works Department, and within 30 days following project completion.

(B) A C&D Debris Recycling and Reuse Plan must contain all of the following information:

(1) The name and address of the person applying for the permit.

(2) Unless waived by the Building Official or designee, evidence that the owner or owners of the subject property acknowledge that they are aware of and understand that a violation of any provision of this chapter may result in the imposition of penalties and that any unpaid penalties imposed may be declared a lien on the subject property.

(3) A description of the project, including location, scope, required permit(s) and estimated timeline for completion of the project.

(4) The intended salvage, reuse and recycling facilities, chosen from a list of facilities approved by the city, to use, collect or receive all construction and/or demolition debris from the project.

(5) The names and addresses of all vendors and facilities proposed to be used to collect, receive, dispose, recycle, reuse or salvage the project C&D debris.

(6) The recycling or reuse percentage rate, as applicable, of each vendor and facility proposed to be used to recycle or reuse the project C&D debris.

§ 7.18.070. Evidence of compliance with C&D Debris Recycling and Reuse Plan.

(A) A C&D Debris Recycling and Reuse Plan shall be approved or denied no later than 30 days after a complete application is made.

(B) Notwithstanding any other provision of this chapter, no permit shall be issued for any covered project unless and until the C&D Debris Recycling and Reuse Plan has been approved.

(1) All of the information has been remitted on the C&D Debris Recycling and Reuse Plan.

(2) The C&D Debris Recycling and Reuse Plan establishes a mechanism such that the diversion requirement shall be met.

(C) If the Public Works Director determines that the C&D Debris Recycling and Reuse Plan application is incomplete or fails to indicate that 100% of inert solids and at least 50% by weight of all construction and demolition debris generated by the project will be reused or recycled, he or she shall either:

(1) Return the C&D Debris Recycling and Reuse Plan application to the Building Official marked "Denied," including a statement of reasons, which shall then immediately stop processing the building or demolition permit application; or

(2) Return the C&D Debris Recycling and Reuse Plan to the Building Official marked "Further Explanation Required."

(D) Within 30 days following project completion, a final compliance report containing the following information and documentation must be submitted to the Building Official, listing every vendor or facility that collected, transported or received any C&D debris.

(1) Copies of receipts from every vendor or facility that collected, transported or received any project C&D debris. Each receipt must specify the weight of any project C&D debris handled by the vendor or facility and must clearly demonstrate that all such C&D debris originated from the project site.

(2) A calculation of the actual percentage, determined by weight, of project C&D debris that was recycled or reused for each vendor or facility that collected, transported or received material.

(3) A description of the manner in which the project C&D debris was recycled or reused and the name and address of all vendors and facilities employed in the recycling or reuse of project C&D debris, including the recycling or reuse rate of each vendor or facility, as applicable.

(E) Failure to accurately account for and submit the required documentation for all project C&D debris in the final compliance report constitutes a violation of this chapter.

§ 7.18.080 Diversion requirement exemption.

(A) *Application.* If an applicant for a covered project experiences circumstances that the applicant believes make it infeasible to comply with established diversion requirements, the applicant may request, in writing, an exemption from one or all of the waste diversion requirements during the building permit process.

(B) *Meeting with Public Works Director.* The Public Works Director, or designee, shall review all exemption request information supplied by the applicant and may meet with the applicant to

assess alternative ways of meeting waste diversion requirements. Based on the information supplied by the applicant, the Public Works Director, or designee, shall determine whether it is possible for the applicant to meet any or all of the diversion requirements of the project.

(C) *Granting of exemption.* If it is determined that it is infeasible for the applicant to meet all of the diversion requirements specified herein, the Public Works Director, or designee, shall determine alternate permit conditions and the Building Official will inform the applicant, in writing, of any such alternative requirements.

§ 7.18.090 On-site practices.

During the term of the covered project, the applicant shall according to the applicant's C&D Debris Recycling and Reuse Plan recycle, reuse or divert the required percentages of waste, and keep records of the tonnage. To the maximum extent feasible, project waste shall be source separated on-site to increase diversion.

§ 7.18.100 Reporting.

- (A) Progress reports during construction may be required.
- (B) All documentation is subject to verification by the city.
- (C) It is unlawful for any person to submit documentation to the city under this chapter which that person knows to contain any false statements, including but not limited to, false statements regarding tonnage of materials recycled or diverted.

§ 7.18.110 Enforcement.

The Public Works Director or his or her designee shall administer this chapter and shall enforce the requirements of this chapter, including but not limited to, the authority to order that work be stopped where any work is being done contrary to the provisions of this chapter.

§ 7.18.120 Violations and penalties.

Any person violating any of the provisions of this chapter shall be guilty of an infraction and shall be punishable as provided in § 1.12.010 of this Municipal Code. Each such person shall be deemed guilty of a separate offense for each and every day, or portion thereof, during which any violation of any such provision of this chapter is committed, permitted or continued by such person, and shall be punishable therefore as provided herein above.

§ 7.18.130 Appeal.

(A) Except as herein provided, all appeals of decisions made by the Building Official or the Public Works Director, or designee, on matters set forth in this chapter may be appealed by filing a letter with the City Clerk no later than ten days after the day on which the decision was made. The appeal shall state the name of the person making the appeal, the decision that is being appealed and the reasons for the appeal, including an error, abuse of discretion or a decision that is not supported by the evidence in the record. The filing of an appeal shall have the effect of staying the issuance of any permit or procedure until such time as the matter on appeal is resolved.

(B) Within ten calendar days after the date on which written notice of the decision is mailed or delivered to the owner, applicant or other interested party, the owner, applicant, other interested

party or his authorized agent may appeal to the Board of Public Utilities Commissioners for review of the decision. The decision shall be final unless such an appeal is filed within ten calendar days of the mailing or delivery of notices to the applicant.

Section 3: All ordinances and parts in conflict herewith are hereby repealed.

Section 4. This Ordinance shall go into effect thirty (30) days from the date of adoption.

PASSED, APPROVED, AND ADOPTED this ____ day of _____ 2018.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of
the Council of the City of Tulare

AGENDA ITEM:

**CITY OF TULARE, CALIFORNIA
CITY COUNCIL
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Public Works – Streets Division

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Award and authorize the City Manager or designee to sign a contract with Talley Oil, Inc. of Madera CA for a total amount of \$117,768.00 for the turnkey supply, delivery and application of asphaltic pavement preservation rejuvenating agent; subject only to minor conforming or clarifying changes acceptable to the City Attorney; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$11,776.80) of the contract award amount.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

Asphalt rejuvenation emulsion is a product sprayed on streets to restore asphalt elasticity and to lengthen the life of the pavement. It is necessary to close travel lanes during application until the emulsion oil breaks and clean washed sand is applied immediately to restore traction. This method of extending pavement life is used in many cities and counties, and was started in Tulare fourteen years ago.

This project differs from previous years in that the project was bid as a turnkey operation wherein the Vendor will be responsible for the application of the material, as well as the supply and delivery. Staff will be overseeing the project to ensure that it conforms to the Departments expectations.

The bid fixes a price to supply, deliver and apply approximately 2,482 gallons of undiluted emulsion to approximately 87,422 square yards of City owned streets. The RFB was published on August 14 and August 21, 2018 through local media and vendors. Bid No. 19-666 was opened on September 6, 2018 and the following bids were received:

<u>Bidder</u>	<u>Location</u>	<u>Mobilization</u>	<u>Traffic Control</u>	<u>Install</u>	<u>Total Bid</u>
Telfer Pavement Technologies	McClellan, CA	\$35,000	\$31,700	\$75,441.26	\$142,141.26
Talley Oil Inc.	Madera, CA	\$20,000	\$27,590.08	\$70,177.92	\$117,768.00

The bids were evaluated to determine if they were responsive to the requirements and instructions contained in the bid documents. It has been determined that Talley Oil, Inc. of Madera, CA has submitted a responsive bid with the overall lowest unit costs for contract bid items. The work to be performed under this contract is a component of the Transportation System Planning Policy (Administrative Policy 15-01), and is programmed in the Transportation CIP annually. Talley Oil, Inc. possesses a current and active Class A General Engineering Contractor's license issued by the State of California.

Talley Oil, Inc. has examined the location of the proposed work, specifications, and all accompanying bid instructions, and proposes and agrees to furnish all materials and labor to do all the work required to complete said work in accordance with all stated specifications, and Contract Documents in the time and manner therein prescribed, for the proposed price.

STAFF RECOMMENDATION:

Award and authorize the City Manager or designee to sign a contract with Talley Oil, Inc. of Madera CA for a total amount of \$117,768.00 for the turnkey supply, delivery and application of asphaltic pavement preservation rejuvenating agent; subject only to minor conforming or clarifying changes acceptable to the City Attorney; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$11,776.80) of the contract award amount.

CITY ATTORNEY REVIEW/COMMENTS: Yes No N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER:

Pavement Preservation Account No. ST-0006
Pavement Preservation funded by Measure I

Signed: Trisha Whitfield_____

Title: Director, Public Works_____

Date: September 18, 2018_____

City Manager Approval: _____

FY 2018-19 Reclamite Program Locations

Attachment A

District	STREETS	BOUNDARY
3	Tahoe Ave	Sunrise St/S.Elsinore St
3	Tahoe Ave	Sunrise St/Bright St
3	Tahoe Ave	Turner Dr./Bright St.
3	Bright St.	Commercial Ave/Bright St
3	Bright St.	Tahoe Ave/Shaverlake Ave
3	Sunrise St	Commercial Ave/Shaverlake Ave
3	Basslake Ave	Sunrise St/Bright St
3	ShaverlakeAve	Sunrise St./Elsinore St.
3	East Mono Place	S.Sunrise St./E.O.C
3	Arrowhead Place	S.Sunrise St./E.O.C
3	Silverlake Place	S.Sunrise St./E.O.C
3	E. Mono Pl	S.Elsinore St./E.O.R
3	E.Arrowhead Pl	S.Elsinore St./E.O.C
3	Silverlake Ave	S. Elsinore St./S.Sunrise St.
3	Topaz Lake Ct.	Silverlake Ave/E.O.C
3	S.Elsinore St.	E.Tahoe Ave/E.O.C
3	Commercial Ave	Turner Dr./E.O.R
5	Glenn Elenn Dr.	Paseo de Lago/E.O.C
5	Zenaida Ct.	Glenn Ellen Dr/E.O.C
5	Treana Ct.	Bella Oaks Dr./E.O.C
5	Treana Ct.	Bella Oaks Dr./E.O.C S/B
5	Bella Oaks Dr.	Zenaida Ct. /Delavina St.
5	Bella Oaks Dr.	Delavina St. / N. Laspina ST
5	Bella Oaks Dr.	N. Laspina St./Paso de Lago St.
5	La Paloma Dr.	La Paloma Dr.
3	E. Foster Dr.	S. Laspina St./ Arroyo DR

City of Tulare

RFB 19-666 Supply, Delivery and Application of Asphalt Rejuvenation
 Thursday, September 6, 2018 – 2:00 p.m.

	NAME OF COMPANY	CITY	AMOUNT
1	Talley Oil, LLC	MADERA	\$ 117,768.00
2	TELFER PAVEMENT TECH.	SACRAMENTO	\$ 142,141.20
3			\$
4			\$
5			\$
6			\$
7			\$
8			\$
9			\$
10			\$
11			\$
12			\$
13			\$
14			\$

WITNESS: Carlos Sanchez



ATTESTED AND OPENED BY: [Signature]
 Chief Deputy City Clerk

RECORDED BY: BENJAMIN STEGEL

Note: Bids/RFP's are subject to review and verification.

AGENDA ITEM:

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Public Works – Solid Waste

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Receive an informational item regarding the Solid Waste Authorized Haulers Resolution 18-07.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

In 2006 and 2007, several private roll-off companies were authorized to provide construction and demolition debris services within the City of Tulare. In 2012, an item was brought to the Board to review the status of the previously authorized private refuse collection companies. It was recommended that the companies authorized for construction and demolition debris services in 2006 and 2007, should have their authorization revoked because this service could be provided by the Tulare Solid Waste Division. On September 20, 2012, the Board adopted Resolution 12-03 which revised the private companies authorized to provide limited roll-off services in Tulare.

At that time, one previously authorized private refuse collection company questioned their removal from the authorized haulers list and responded with the “5-year-law”, which gives companies 5 years of additional service after “virtually any displacing action by a local agency.” The City disagreed with that company’s opinion of the 5-year law, but to avoid a long drawn out dispute over the matter, the city allowed the 5-year period beginning October 5, 2012. The 5-year period closed on October 4, 2017 and the affected companies were notified.

With the exception of the C & D haulers, the authorized haulers on the authorized haulers list had not been updated since the adoption of Resolution 07-04 in October 2007. Pursuant to the Board’s direction given at the March 15th, 2018 BPU meeting, Staff reviewed the authorized roll-off haulers list and updated that list in Resolution 18-07 which was approved by the Board on August 2, 2018. Many of the revisions to the list were the result of companies no longer doing much, if any, business in Tulare, or companies that are no longer in business at all.

The Roll-off division is keeping up with current demand for services and has seen a slight increase in temporary bin rentals on the residential side. An increase in services has not been seen on construction sites as most contractors self-haul from the sites.

There are currently 3 roll-off drivers in the division. A comparison of roll-off rates from local haulers is attached.

STAFF RECOMMENDATION:

Receive an informational item regarding the Solid Waste Authorized Haulers Resolution 18-07.

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

Submitted by: Trisha Whitfield

Title: Public Works Director

Date: September 7, 2018

City Manager Approval: _____

RESOLUTION 18-07

**A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF TULARE
AUTHORIZING PRIVATE ROLL-OFF REFUSE COLLECTION FOR LIMITED
SERVICES**

WHEREAS, Section 7.16.040 of the Tulare Municipal Code prohibits private companies from providing refuse services without authorization; and,

WHEREAS, several private companies provide recycling, hazardous waste removal, and other services within Tulare that are not provided by the City of Tulare; and,

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC UTILITIES
OF THE CITY OF TULARE AS FOLLOWS, TO WIT:**

SECTION 1. All prior resolutions authorizing refuse services and limited roll-off services by private companies are hereby revoked.

SECTION 2. The following companies are authorized to provide limited roll-off services in the City of Tulare;

<u>Company</u>	<u>Service Provided</u>
Mid-Valley Recycling	Cardboard Recycling, Wood Hauling, Trash for Incineration
North Star	Cardboard Recycling
West Rock Recyclers	Cardboard Recycling
FNF Roll-off Services	Cardboard Recycling
Central Valley Roll Off	Cardboard, Plastic, Metal and Paper Recycling
84 Recycling	Ferrous/Non-Ferrous Metals, Concrete Agricultural Plastic Recycling
Imperial Western Products	Food Waste
SA Recycling	Metal Recycling
Tulare Recyclers	Metal Recycling
Allen	Plastic Recycling
PSC Industrial Services	Hazardous Waste
Kroeker, Inc.	Construction & Demolition Debris (Kroeker projects only)

Provision of service other than as authorized will result in the automatic revocation of authorization to provide any service in Tulare.

PASSED, ADOPTED AND APPROVED this 2nd day of August, 2018.



President of the Board of Public Utilities
of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Willard Epps, Interim City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 18-07 passed and adopted by the Board of Public Utilities of the City of Tulare at a regular meeting held on August 2, 2018, by the following vote:

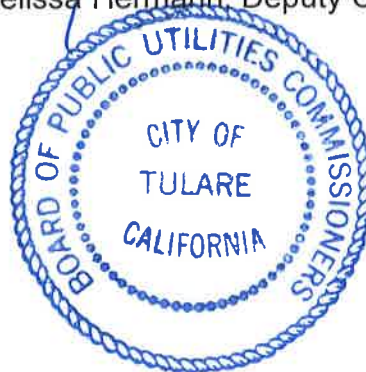
Aye(s) Vicki Gilson, Howard Stroman, Thomas Griesbach, Chris Soria, James Pennington

Noe(s) n/a Absent n/a

Dated: August 2, 2018

WILLARD EPPS, INTERIM CITY CLERK

By Melissa Hermann, Deputy City Clerk



RESOLUTION NO. 07-04
A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF
THE CITY OF TULARE AUTHORIZING PRIVATE ROLL-OFF REFUSE
COLLECTION FOR LIMITED SERVICES

WHEREAS, Section 7.16.040 of the Tulare Municipal Code prohibits private companies from providing refuse services without authorization, and

WHEREAS, several private companies provide recycling and hazardous waste services within Tulare that are not provided by the City of Tulare, and

WHEREAS, heavy construction and demolition activity, together with the City Ordinance Code requiring the recycling of construction and demolition debris, is straining the ability to meet demand for services,

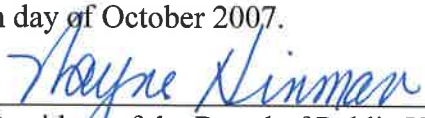
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF THE CITY OF TULARE AS FOLLOWS, TO WIT:

SECTION 1. The following companies are authorized to provide limited roll-off services in the City of Tulare;

<u>COMPANY</u>	<u>SERVICE PROVIDED</u>
Waste Management	Cardboard and Plastic Recycling
Sunset Waste Systems	Cardboard Recycling
Tulare Iron and Metal	Metal Recycling
J and H	Metal Recycling
Allen	Plastic Recycling
Marborg	Hazardous Waste
Bryan Company	Construction & Demolition Debris
Kroeker	Construction & Demolition Debris
Central Valley Roll-off & Recycling	Construction & Demolition Debris
Parreira's Roll-off Service	Construction & Demolition Debris


Provision of service other than as authorized will result in the automatic revocation of authorization to provide any service in Tulare.

PASSED, ADOPTED AND APPROVED THIS 4th day of October 2007.

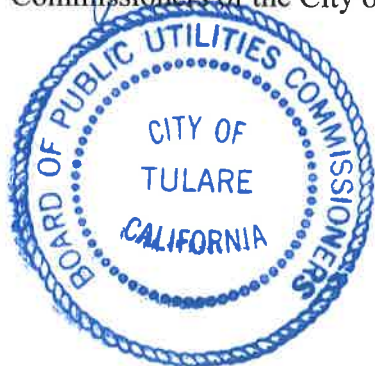


President of the Board of Public Utilities
Commissioners of the City of Tulare

ATTEST:



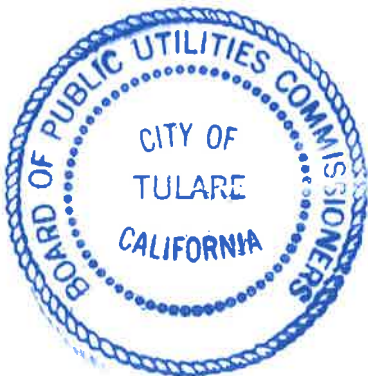
Secretary, Board of Public Utilities
Commissioner of the City of Tulare



STATE OF CALIFORNIA)
COUNTY OF TULARE) ss
CITY OF TULARE)

I, DARREL L. PYLE, City Clerk of the City of Tulare and Secretary of the Board of Public Utilities Commissioners of said City, do hereby certify that the foregoing **Resolution No.07-04** was duly adopted by the Board of Public Utilities Commissioners of said City and was signed by the President of said Board, at a regular meeting of said Board held on the **4th day of October 2007**, and was approved by the following vote:

AYES:	COMMISSIONERS:	Ron Quinn Darlene Jensen Scot Hillman Gary Johnson Wayne Hinman
NOES:	COMMISSIONERS:	None
ABSTAIN:	COMMISSIONERS:	None



DARREL L. PYLE, CITY CLERK

BY: 
Secretary, Board of Public Utilities
Commissioners of the City of Tulare

RESOLUTION NO. 12-03

**A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF
THE CITY OF TULARE AUTHORIZING PRIVATE ROLL-OFF REFUSE
COLLECTION FOR LIMITED SERVICES**

WHEREAS, Section 7.16.040 of the Tulare Municipal Code prohibits private companies from providing refuse services without authorization, and

WHEREAS, several private companies provide recycling and hazardous waste services within Tulare that are not provided by the City of Tulare, and

WHEREAS, the City does not provide for payment to the customer for cardboard recycling and finds it in best interest of the City to allow additional limited roll-off and refuse services as authorized below, and

WHEREAS, City issued prior authorizations for such limited services through Resolutions adopted by the Board of Public Utilities, consistent with the provisions of Section 7.16.040.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF THE CITY OF TULARE AS FOLLOWS:


SECTION 1. All prior Resolutions authorizing refuse services and limited roll-off services by private companies are hereby revoked.

SECTION 2. The following companies are the only authorized entities to provide such limited roll-off services in the City of Tulare as indicated below:

<u>COMPANY</u>	<u>SERVICE PROVIDED</u>
Waste Management	Cardboard and Plastic Recycling
Sunset Waste Systems	Cardboard Recycling
Bairos Recycling	Cardboard and Plastic Recycling
Tulare Iron and Metal	Metal Recycling
J and H	Metal Recycling
Allan Company	Plastic Recycling
Marborg	Hazardous Waste
Kroeker	Construction & Demolition Debris (from Kroeker projects)

Provision of service other than those authorized above will result in the automatic revocation of authorization to provide any roll-off or refuse service in Tulare.

PASSED, ADOPTED AND APPROVED this 20th day of September, 2012



President of the Board of Public Utilities
Commissioners of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Don Dorman, City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 12-03 passed and adopted by the Board of Public Utilities of said City and signed by the President of said Board, at a regular meeting held on September 20, 2012, by the following vote:

Aye(s) Ron Quinn, Philip Smith, Wayne Harman, Dick Johnson, Lee Brehm
Noe(s) _____ Absent/Abstention(s) _____

Dated: 9-20-12

DON DORMAN, CITY CLERK


By Jennifer Gomez, Deputy



VENDOR	ON SCHEDULE PULL CHARGE	ON CALL PULL CHARGE	RENTAL CHARGE?	PER TON CHARGE?	DEPOSIT or PREPAYMENT	MINIMUM CHARGES OR SERVICES?	PRICE BREAK FOR CONCRETE, ETC.?	IMPACT OF WOODVILLE LANDFILL CLOSING
CITY OF TULARE	\$150.48	\$171.00	\$2.28 P/DAY	\$28 TRASH \$24.33 GREEN \$39 C&D	\$171.00	ONE SERVICE P/MO.	\$171 PULL & NO TONNAGE FEES FOR CLEAN CONCRETE NO P/DAY RENTAL FOR SCHEDULED SER	ADDITIONAL 26 MILES ROUND TRIP TO GO TO VISALIA
CITY OF CLOVIS	\$131.98		N/A	\$42.90	N/A	NONE	NO	N/A
PENA DISPOSAL (DINUBA)	30 YD - \$311.23	SAME	\$5 P/DAY - IF NO SER AFTER 7 DAYS - \$100	\$42.89 C/D, \$38 TRASH, \$26.00 GREEN - \$38 WOOD	\$311.23 PULL - PLUS 2 TONS	\$311.23 PULL - 2 TONS	\$163.03 PULL FOR CONCRETE PLUS \$5 PER TON - DIRTY LOADS \$10 P/TON	VARIOUS COUNTY LOCATIONS
CENTRAL VALLEY	\$175.00	SAME	\$3 P/DAY	\$34 P/TRASH \$39 C/D	\$450 & \$100 DEL FEE	N/A	CREDIT CUSTOMER BACK FOR RECYCLABLES	VARIOUS COUNTY LOCATIONS
KROEKER	\$350.00	SAME	NO RENTAL FOR FIRST 2 WEEKS	\$50 - ONE TON MIN	NO DEP W/ACCT \$500 W/O ACCT	5% FUEL CHARGE IF LONG DISTANCE - PREPAY IF NEW CUSTOMER	\$30 P/TON WOOD - \$10 P/TON FOR DIRT (1 TON MIN.), \$25 P/TON DIRTY, CONCRETE, ASPHALT	VARIOUS COUNTY LOCATIONS
CITY OF PORTERVILLE	\$162.00	\$171.48 IF WEEKEND SER WANTED	N/A	\$28 TRASH \$29 GREEN \$39 C&D	\$200.00	\$30 P/MO - NO SERVICE - 24 HR NOTICE TO DEL OR SERVICE	PULL CHARGE -\$200 IF CARDBOARD-NO TIPPING FEE	TEAPOT DOME
CITY OF VISALIA	\$166.90 LONG TERM \$151	225.75 FOR SAME DAY BEFORE NOON ON CALL	\$50.10 P/MO	UP TO \$40 P/TON	\$375 - DEL FEE \$79.50	24 HR NOTICE TO DEL OR SERVICE ONE P/MO - REMOVE AFTER 30 DAYS UNLESS C/D	166.90 PULL & NO FEES FOR CONCRETE/RECYCLING	ADDITIONAL 0 MILES TO GO TO VISALIA
BRYAN --NOT WILLING TO GIVE UPDATED INFO	\$180.00	?	\$2 P/DAY AFTER 2 WEEKS	\$39 C/D	\$250 - NEW CUSTOMER		NO CHARGE - CONCRETE, DIRT, ASPHALT	VARIOUS COUNTY LOCATIONS
MID VALLEY (LINDSAY, EXETER, FARMERSVILLE, ETC.)	\$408.90		AFTER 7 DAYS \$105.56 P/WEEK \$0 DEL FEE	\$37.50 P/TON	\$408.90	\$408.90 (FOR DEL, REMOVAL, 3 TONS)	\$350 FLATE RATE - 3 TONS	VARIOUS COUNTY LOCATIONS
TULARE COUNTY ROLL-OFF	\$235 - 20YD	SAME	N/A	\$38.00 P/TON	\$350.00	2 P/MO AFTER 1 WEEK	\$150.00 FOR CLEAN CONCRETE	VARIOUS COUNTY LOCATIONS

ORDINANCE 18-05

**AN ORDINANCE OF THE CITY OF TULARE CALIFORNIA,
AMENDING THE TULARE MUNICIPAL CODE BY AMENDING AND REPLACING
CHAPTER 7.16 GARBAGE COLLECTION AND STREET SWEEPING SERVICES;
AND CHAPTER 7.18 RECYCLING AND DIVERSION OF CONSTRUCTION AND
DEMOLITION DEBRIS, IN TITLE 7 OF THE TULARE MUNICIPAL CODE**

WHEREAS, the City hired a consultant to review the City’s solid waste operations and relevant ordinances and report on opportunities for improvement; and,

WHEREAS, the consultant’s report included required and recommended changes to the Solid Waste Services Ordinance (Legal Authority) to update language to current industry standards and improve compliance with various State mandated programs; and,

WHEREAS, the required changes and the appropriate recommended changes have been made to the Ordinance language.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TULARE,
CALIFORNIA, ORDAINS AS FOLLOWS:**

Section 1. Title 7 of the Tulare Municipal Code is amended by replacing Chapter 7.16, “GARBAGE COLLECTION AND STREET SWEEPING SERVICES” in the City of Tulare’s Municipal Code to read as follows:

CHAPTER 7.16: GARBAGE COLLECTION AND STREET SWEEPING SERVICES

Section

- 7.16.010 Definitions.
- 7.16.020 Unlawful acts.
- 7.16.030 Garbage collection and street sweeping services compulsory.
- 7.16.040 Authorized collectors.
- 7.16.050 Containerized service.
- 7.16.060 General provisions.
- 7.16.070 Special commercial container accessibility service.
- 7.16.080 When and where to place garbage for collection.
- 7.16.090 Garbage, recyclable materials, and organic materials collection.
- 7.16.100 Special haul service.
- 7.16.110 Carry-out residential service.
- 7.16.120 Garbage collection and disposal and street sweeping services.
- 7.16.130 Garbage collection and disposal and street sweeping services delinquencies.
- 7.16.140 Establishment of garbage collection and street sweeping service routes.
- 7.16.150 Fees for garbage collection and street sweeping services.
- 7.16.160 Residential vacancy credit for garbage services.

§ 7.16.010 Definitions.

For the purposes of this chapter, certain words and terms are defined as follows.

CUSTOMER. The person or business, or an agent or employee of the person or business, who made arrangements with the city to use the services described in this chapter.

LOADED WEIGHT. Loaded weight of containers shall not exceed the manufacturer's recommendation. Containers shall not be over-filled past lid level such that spillage may occur when dumping container.

NONSTANDARD CONTAINERS. Nonstandard containers shall be tagged and marked but will not be emptied. Marked containers shall be disposed of if reused.

ORGANIC MATERIALS or ORGANICS. Food scraps and trimmings from food preparation, including but not limited to meat, fish and dairy waste, fruit and vegetable waste, and biodegradable food packaging items such as pizza boxes, paper towels, waxed cardboards, food contaminated paper products, plant debris, such as leaves, grass, weeds and wood materials from trees and shrubs.

RECYCLABLE MATERIALS or RECYCLABLES. Those materials separated from garbage by the generator which are capable of being recycled and which would otherwise be processed or disposed of as garbage.

GARBAGE. Garbage, rubbish, rubble, organic materials or street sweepings.

GARBAGE ACCUMULATIONS. Garbage accumulations of animal, fruit or vegetable matter that attend the storage, sale, preparation and use of meat, fish, fowl, fruits, vegetable; tin cans or other containers, originally used for foodstuffs; any other discarded or abandoned putrescible, organic materials.

SOLID WASTE MANAGER. The Director of the Department of Public Utilities of the city or such person designated by him or her to manage or oversee the garbage collection and disposal and street sweeping services for the city.

GARBAGE. All organic or inorganic materials not defined herein as garbage or rubble, which are rejected, abandoned or discarded by the owners or producers thereof, as offensive or useless or no longer desired by the owners or producers. These materials include, but are not limited to pasteboard boxes, paper, rags and clothing; discarded or abandoned bedding; discarded or abandoned mattresses; discarded or abandoned carpets; discarded or abandoned oilcloth or linoleum; sweepings or cleanings from buildings; bottles, tin cans or containers, broken crockery and glassware; old metals, wire packing or wrapping materials; ashes; rope, twine, jute, bagging or burlap.

RUBBLE. Stones, concrete, plaster, bricks and similar solid material, sod, dirt and similar abandoned or discarded inorganic, noncombustible, nonputrescible materials; building construction or demolition waste materials.

SPECIAL HAUL. Any garbage collection service beyond the standard service. Special haul service will be provided to the customer at an extra cost.

STANDARD CONTAINERS. Plastic 96-gallon containers owned by the city, supplied to customers and serviced by the city's solid waste automated collection vehicles.

STREET SWEEPINGS. Litter or other debris which has accumulated upon streets, roadways and other public highways and necessitates the periodic collection thereof by street sweepers.

§ 7.16.020 Unlawful acts.

The following acts are unlawful and shall constitute infractions, as provided in § 1.12.010 of this code.

(A) It shall be unlawful for any person to throw or deposit, or cause to be thrown or deposited, any garbage, rubbish or rubble, as the terms are defined by this chapter, on or upon any vacant lot, or on or upon any street, alley, gutter, highway, park or other public place in the city, or to deposit or place or keep any garbage, rubbish or rubble except in the manner prescribed in this chapter.

(B) It shall be unlawful for any person to throw or deposit, or cause to be thrown or deposited, any garbage, rubbish or rubble, as the terms are defined by this chapter, into, upon or next to any private garbage container not his or her own, or into, upon or next to any container furnished by the city pursuant to § 7.16.050 of this chapter unless he or she is the person or business, or an agent or employee of the person or business, who made arrangements with the city to use the container.

(C) Contents of the standard containers, commercial bins or roll off containers of all sizes become the property of the City, subject to the following exceptions and limitations:

- 1) Once a standard container has been placed for collection, no person, except the Customer, shall retrieve the contents therein; and

(D) No person other than the City shall remove standard containers commercial bins or roll off containers of all sizes which have been placed for collection. Any and each violation hereof from one or more collection locations shall constitute a separate and distinct offense punishable as provided in this chapter.

(E) It is unlawful for any person to burn, break, destroy, scatter, scavenge, collect, or take any materials from the standard containers without the consent from the Public Works Director or designee.

(F) Pursuant to the provisions of Assembly Bill 1594 (AB 1594) a contractor or permittee, and any owners, occupants or persons in possession, charge or control of all dwellings, buildings, places and premises in the City who self-haul organics, may not direct their organic waste for use as alternative daily cover (ADC). If the Solid Waste Manager determines that a contractor or permittee, or any other applicable person has directed any organics waste for use as ADC, the

Solid Waste Manager will notify the contractor, permittee, or person of the requirements of this provision. Repeated instances of directing organic materials for use as ADC may result in enforcement action.

§ 7.16.030 Garbage collection and street sweeping services compulsory.

All dwellings, apartment houses and places of business in which garbage waste, recyclable materials, and organic materials accumulate within the city or upon streets or public highways which abut such property shall be required to utilize the collection and disposal and street sweeping services of the city and to pay the charges set forth for the services by the Department of Public Utilities of the city.

§ 7.16.040 Authorized collectors.

It shall be unlawful within the city for any person other than duly authorized collectors and street sweeping operators, employed by the Department of Public Utilities, or private collectors and street sweeping operators licensed by the Department of Public Utilities or other regulating entity, to gather, collect, transport, burn or dispose of any garbage or to remove any garbage receptacle from any place where the same was placed by any occupant. Excepting that rubbish and rubble may be transported and lawfully disposed of by the customer who owns or controls the premises service upon which it has accumulated. The Solid Waste Manager may permit large construction or demolition debris hauls by equipment other than by roll-off container vehicles. In addition, collection of rubbish, rubble or other waste materials utilizing roll-off containers, or commercial bins, on a temporary basis must be performed by the authorized collector(s) licensed by the Department of Public Utilities or other regulating entity.

§ 7.16.050 Containerized service.

CONTAINERIZED SERVICE shall mean special services approved by the Solid Waste Manager wherein the city provides a vehicle equipped for mechanical handling of various size loose yardage and compactorized containers.

(A) Various size loose yardage (including roll-off) containers will be furnished and maintained by the city.

(B) Enclosed roll-off containers equipped with attached, or detachable, compactor units meeting city specifications for vehicle loading and safety concerns may be furnished and maintained by the customer when permitted to do so by the Solid Waste Manager.

(1) It shall be the obligation of the customer owning enclosed roll-off containers with detachable compactor units, which permit garbage spillage when detached, to clean the area in a timely manner so as to not cause a delay in reattaching the equipment upon the collectors return from the landfill or disposal site.

(2) The customer may request this spillage cleanup by city forces for a fee.

(C) It shall be the customer's responsibility not to over fill or overload roll-off containers beyond net legal transporting weights. Legal gross transporting weight shall include vehicle and container weights. Overloaded container situations will be corrected at the customers expense.

§ 7.16.060 General provisions.

The general requirements for providing residential and commercial collections are as follows.

(A) Where commercial collections are made from private alleys and access ways approaches shall be maintained in such a manner as not to be a hazard to solid waste personnel and equipment, and provide a safe and convenient entrance to and through the premises for the purpose of collecting garbage.

(B) The approach to privately-owned containers, or containers furnished by the city, must be kept clear. An inaccessible container will not be dumped at the scheduled time. There will be an extra charge to dump a container other than at the scheduled time.

(C) Private alleys and access ways shall be structurally designed and constructed at the customer's expense to accommodate a loaded garbage vehicle to enter for service without damage to entry way. The city will not be held responsible for any damage to customer's entry way resulting from normal collection service by a loaded garbage vehicle.

(D) Over-filled containers and excess trash on top of containers shall constitute a special haul.

(E) All persons or businesses utilizing privately-owned containers, or containers furnished by the city, are responsible for the sanitary conditions of each container or receptacle and the proximity thereof and must keep lids and doors closed when not in use. All persons and businesses will be responsible for city-owned containers which are burned or damaged due to other than normal wear and tear and will be charged for necessary repairs or replacement.

(F) Items that are likely to cause damage to standard city containers or the collection vehicles will not be regularly picked up. Some examples are, but are not limited to, timbers or tree trunks larger than four inches in diameter or longer than five feet, engine blocks, head, transmissions axles, spring assemblies or drive shafts, all of which shall constitute a special haul.

(G) Where container enclosures are required by the Planning Commission for aesthetic and other considerations, the enclosure design shall conform to minimum standard dimensions on file in the office of the Public Works Director.

(H) Garbage collection service to a development with private streets may be considered in accordance with the provisions of Board of Public Utilities Commission Res. 292.

(I) The customer shall be responsible for the contents of the container conforming to acceptable federal, state and county Class 2 landfill or disposal site. Recyclable materials and organic materials shall be separated from other solid waste for collection and placed in appropriate containers.

§ 7.16.070 Special commercial container accessibility service.

Special commercial service may be required of, or requested by, the customer as follows.

(A) Direct truck access service shall be provided at a location where the container can be

directly serviced by the collector/driver remaining in vehicle at all times without backing and shall constitute the standard or basic service.

(B) Gated access service shall be provided at a location where the collector/driver exits the vehicle before and/or after service to open and close enclosure or property access gates.

(C) Roll-out access service shall be provided at a location where collector/driver exits vehicle before service to roll out and align castored container, which is situated at an angle or location other than with direct truck access, with the collection vehicle. After service collector/driver must exit the vehicle again to return container to its designated angle or location. Due to physical restrictions and container weight, the maximum container size permitted under this service is three cubic yards.

(D) Combined access service shall be provided where container service requires both gated and roll-out service. Maximum container size is three cubic yards.

(E) Although backup cameras and monitors are standard equipment on commercial collection vehicles, it shall be the policy of the Solid Waste Manager, for safety reasons, to prohibit container placement locations which cause excessive vehicle backing situations.

(F) Where property dimensions and physical development orientation permits, each customer will be required to have individual containers; otherwise, shared service may be requested from the Solid Waste Manager.

(G) Abandoned, dead domestic pets shall be separated from normal garbage and disposed of by the customer.

(H) Syringes, needles and other possible infectious waste materials shall be separated from normal garbage. Customer shall contact Solid Waste Manager for proper handling and disposal.

§ 7.16.080 When and where to place garbage for collection.

Garbage may not be placed in alleyways for service. Garbage must be placed at the curb/gutter. Garbage must be placed at such designated place by 6:00 a.m. on days set for collection and empty containers removed from curb/gutter the same day.

§ 7.16.090 Garbage, organic materials, and recyclable materials collections.

The city shall service garbage, recyclable materials, and organic materials collections containers once each week from all dwelling units in the city. The city shall collect daily (except Sundays) if required from all business and commercial establishments.

A. Commercial customers are responsible for compliance. Each commercial customer, shall be responsible for ensuring and demonstrating its compliance with the requirements of this chapter, including all multi-family dwellings of four units or more, and also including multi-family dwellings under four units that share solid waste collection containers and services under one account.

- B. Commercial recycling and organics collection required. Each commercial customer shall subscribe to a level of service that is sufficient to handle the volume of recyclable materials and organic materials generated or accumulated on the premises, or complete and retain on-site a self-hauling form certifying that all self-hauling activities will be completed in accordance with any other applicable law or regulation. The commercial customer shall make a copy of such form available to the Public Works Director or designee upon request. Additionally, each commercial customer shall ensure the proper separation of solid waste, as established by the City, by placing each type of material in designated standard receptacles or containers, and ensure that employees, contractors, volunteers, customers, visitors, and other persons on-site conduct proper separation of solid waste.
- C. Commercial customer self-haul. Nothing in this chapter shall preclude any commercial customer from self-hauling recyclable materials or organic materials generated by that commercial customer to a recycling or organics processing facility, provided that the responsible parties:
1. Comply with the requirements in this chapter by delivering recyclable materials or organics materials to permitted facilities that will process those materials in accordance with the requirements and intent of this chapter.
 2. Complete and retain on-site a self-hauling form certifying that all self-hauling activities will be completed in accordance with this chapter or any other applicable law or regulation. A copy of such form shall be completed and remitted annually to the Public Works Director or designee.
 3. Provide proof of compliance with this chapter, upon request by the city; proof includes, but is not limited to, a receipt from a recycling or organics processing facility that clearly identifies the type and quantity of material delivered.
- a. Exemptions to mandatory commercial recycling and organics. The following shall be exempt from the requirements of this section. Commercial customers seeking an exemption shall submit their request for exemption in a form specified by the Public Works Director or designee, if such a form exists. After reviewing the exemption request, and after an on-site review, if applicable, the Public Works Director or designee may either approve or deny the exemption request.
1. The state, a special district or other local public agency other than the city, as defined, or any employee thereof, when collecting or transporting recyclable materials produced by operation or system of the entities described above.
 2. Municipal corporations and governmental agencies other than city using their own vehicles and employees engaged in the collection, transportation or disposal of recyclable materials within the boundaries of the city.
 3. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that no organic materials and recyclable materials are generated by that commercial customer generator, its employees, customers, tenants, businesses practices, and other persons or processes which occur on the

- premises of the commercial customer generator. This exemption may be granted only if the commercial customer generator is not subject to the requirements of AB 1826 or AB 341.
4. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that there is inadequate space for the commercial customer to store sufficient containers for recyclable materials and organic materials on site and that it is infeasible for the commercial customer to share recyclable materials or organic materials containers with adjacent commercial facilities or multi-family dwellings. This exemption may be granted only if the commercial customer is not subject to the requirements of AB 1826 or AB 341.
 5. Commercial customers that can provide documentation to the satisfaction of the Public Works Director or designee that compliance with this chapter will result in violating city zoning or other regulations. This exemption may be granted only if the commercial customer generator is not subject to the requirements of AB 1826 or AB 341.

b. Additionally:

1. The Public Works Director or designee shall review commercial customer data to confirm whether all commercial customers are compliant with the requirements of this chapter by reviewing subscription levels of garbage, organics and recycling collection services. Those commercial customers who do not subscribe to the required collection services with the City will be notified of the requirement to subscribe or self-haul organics and recyclables. Those commercial customers who do not subscribe to the required services with the City, but who can produce evidence of legitimate self-haul of organics and recyclables will be deemed compliant with this chapter, whereas those who cannot will be deemed non-compliant.
2. The Public Works Director or designee shall annually work with any non-compliant commercial customers in order to bring them into compliance with the requirements of this chapter by providing outreach, education, and technical assistance to facilitate compliance.
3. Commercial customers shall be responsible for ensuring and demonstrating compliance with the requirements of this chapter within thirty (30) days of notification of non-compliance. Failure to demonstrate compliance with the requirements of this chapter shall be cause for enforcement.

§ 7.16.100 Special haul service.

Dirt, sod, tree stumps, stones, broken concrete, furniture, appliances, construction debris, demolition debris and other building materials are not considered to be normal household rubbish; however, they will be handled on a special haul basis for which an extra charge is made. Tree and shrub trimmings which cannot be placed in containers for organic materials, as provided in § 7.16.010 of this chapter, shall be handled on a special haul basis for which an extra charge will be made.

§ 7.16.110 Carry-out residential service.

Carry-out residential service shall be provided at a set fee per container when containers are located other than curb side.

§ 7.16.120 Garbage collection and disposal and street sweeping services.

Billing and collection charges for garbage and street sweeping services shall be included on the regular city utility bill to customers who have city water service. When the garbage collection and street sweeping customer does not have city water service, a separate bill for garbage collection and street sweeping services shall be mailed in accordance with standard billing procedures to the person who owns or controls the premises serviced.

§ 7.16.130 Garbage collection and disposal and street sweeping services delinquencies.

(A) All charges for garbage collection and street sweeping services included on utility bills shall be due and payable at the same time as other city utility charges. If a bill for garbage collection and street sweeping services is not paid within the time provided, the city may discontinue water and other services to the premises.

(B) All collection service bills, if not a part of the city utility bills, shall become delinquent at 5:00 p.m. on the twentieth day following each applicable billing month. If a bill for garbage collection and street sweeping services is not paid within the time, a collection charge of 10% per month will be added and collection shall be enforced by law.

§ 7.16.140 Establishment of garbage collection and street sweeping service routes.

The Solid Waste Manager shall, subject to approval of the Board of Public Utilities of the city, supervise the collection, removal and disposal of all garbage and establish routes, days and hours for collection and may change the same from time to time. When such routes, days and hours are established or changed, he or she shall give such notice thereof as he or she may deem advisable.

§ 7.16.150 Fees for garbage collection and street sweeping services.

Fees to be collected by the city for the collection and removal of garbage and for street sweeping services shall be set by resolution by the Board of Public Utilities Commissioners of the city.

§ 7.16.160 Residential vacancy credit for garbage services.

The city will issue a residential vacancy credit for garbage services, provided the period of the vacancy is three months or longer. The amount of the credit shall be equal to the monthly garbage service charge. A written application for a vacancy must be submitted by the property owner or tenant a minimum of ten working days prior to the date of the actual vacancy. No vacancy credit will be allowed if an application is requested or received after the actual vacancy has occurred. The Director shall have the authority to establish a fee for the actual cost of providing a vacancy credit and the resumption of services. No vacancy credits are established for commercial or industrial businesses.

§ 7.16.170 Special Events

- a. Special event recycling and organics collection required. For a special event, in addition to any other conditions the city requires as part of the special event permit, the responsible party shall either arrange for commingled or source separated collection and processing of garbage, recycling and organics or shall arrange for and provide recycling

and organics containers throughout the event location to make source separation of recyclable materials, organic materials and garbage convenient for the employees, volunteers, contractors, customers of the food vendors and attendees of the event. This includes arranging for collection and appropriate processing of all garbage, organics and recycling collected during the special event. Requirements for special events not utilizing commingled or source separated collection services provided by the franchised hauler include:

1. The minimum number of recycling and organic containers shall equal or exceed the number of garbage containers. Containers for garbage, organics and recyclables shall be collocated throughout the event location in order to provide equally convenient access to users.
2. All of the containers must have appropriate signage and be color coded to identify the type of materials to be deposited and meet any additional design criteria established by the city by regulation.
3. Food vendors must have at least one separate container each for recyclable materials, organic materials and garbage for use by customers and visitors. Multiple food vendors that provide disposable food service ware and share a common eating area may share an appropriate number, size, and placement of containers for recyclable materials, organic materials and garbage for convenient use by customers or visitors or have common access to such a container which shall be located within a reasonable proximity of the vendors.
4. The types of recyclable materials suitable for deposit into each container shall include, at a minimum; plastic bottles and jars, paper, cardboard, glass, newspaper, metal containers, and cans. Each recycling container shall be clearly identified as a recycling container and shall display a list of types of recyclable materials which may be deposited into the recycling container.

Section 2. Title 7 of the Tulare Municipal Code is amended by replacing Chapter 7.18 “RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS” in the City of Tulare’s Municipal Code to read as follows:

CHAPTER 7.18: RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS

Section

- 7.18.010 Purpose.
- 7.18.020 Definitions.
- 7.18.030 Deconstruction and salvage and recovery.
- 7.18.040 Diversion requirements.
- 7.18.050 Projects exempt from this chapter.
- 7.18.060 Submission and required contents of C&D Debris Recycling and Reuse Plan.
- 7.18.070 Evidence of compliance with C&D Debris Recycling and Reuse Plan.
- 7.18.080 Diversion requirement exemption.
- 7.18.090 On-site practices.

- 7.18.100 Reporting.
- 7.18.110 Enforcement.
- 7.18.120 Violations and penalties.
- 7.18.130 Appeal.

§ 7.18.010 Purpose.

The purpose of this chapter is to increase the recycling and reuse of construction and demolition (C&D) debris, consistent with the goals of the California Integrated Waste Management Act of 1989.

§ 7.18.020 Definitions.

For the purposes of this chapter, the following words and phrases shall have the following meanings unless the context otherwise requires.

ACCESSORY STRUCTURE. A structure containing no kitchen or bathroom and located upon the same lot or parcel as the principal use or structure to which it is an accessory. The structure is customary, incidental and subordinate to the use of the principal building or the principal use of the land. All **ACCESSORY STRUCTURES** shall be constructed with, or subsequent to, the construction of the principal structure or activation of the principal use.

APPLICANT. Any individual, firm, limited liability company, association, partnership, political subdivision, government agency, municipality, industry, public or private corporation, or any other entity whatsoever who applies to the city for the applicable permits to undertake any construction, demolition or renovation project within the city, as defined in this chapter, and who is, therefore, responsible for meeting the requirements of this chapter.

BUILDING OFFICIAL. The officer or other designated authority charged with the administration and enforcement of this chapter, or the Building Official's duly authorized representative.

CONSTRUCTION. All building, landscaping, remodeling, including the addition, removal or destruction of buildings and landscaping.

CONSTRUCTION AND DEMOLITION DEBRIS.

(1) Used or commonly discarded materials generally considered to be not water soluble and non-hazardous in nature, including but are not limited to, steel, copper, aluminum, glass, brick, concrete, asphalt material, pipe, gypsum, wallboard and lumber from the construction or destruction of a structure as part of a construction or demolition project or from the renovation of a structure and/or landscaping, including rocks, soils, tree remains, trees, and other vegetative matter that normally results from land clearing, landscaping and development operations for a construction project; or

(2) Remnants of new materials, including but are not limited to, cardboard, paper, plastic, wood and metal scraps from any construction, demolition and/or landscape project.

CONTRACTOR. Any person or entity holding, or required to hold, a contractor's license of any type under the laws of the State of California, or who performs (whether as contractor,

subcontractor, owner-builder, or otherwise) any construction, demolition, remodeling, renovation or landscaping service relating to buildings or accessory structures in the City of Tulare.

COVERED PROJECT. Projects subject to California Green Building Standards code construction and demolition waste diversion requirements, or any project which consists of one or more of the following:

- (1) Demolition projects that are 500 square feet or greater;
- (2) Any project involving renovation of a kitchen and/or bath facility irrespective of total square footage or value;
- (3) The renovation, remodel or addition to an existing residential structure that is equal to or greater than 500 square feet and/or projects that exceed \$20,000;
- (3) The renovation, remodel or addition to an existing commercial or multi-family residential structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (4) Residential development and any new residential structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (5) Commercial or multi-family residential development, and any new structure that is equal to or greater than 1,000 square feet and/or projects that exceed \$20,000;
- (6) All city sponsored construction, demolition and renovation projects that are equal to or greater than 1,000 square feet; and
- (7) All city public works and construction projects which are awarded pursuant to the competitive bid procedures.

DECONSTRUCTION. A process to dismantle or remove useable materials from structures, in a manner which maximizes the recovery of building materials for reuse and recycling and minimizes the amount of waste transported for disposal in landfills and transformation facilities.

DEMOLITION. The deconstructing, razing, ruining, tearing down or wrecking of any structure, wall, fence or paving, whether in whole or in part, whether interior or exterior. **DEMOLITION** needs to be done by a contractor or owner-builder.

DESIGNATED RECYCLABLE AND REUSABLE MATERIALS.

- (1) Inert solids, asphalt and masonry building materials generally used in construction including, but are not limited to, concrete, rock, stone and brick.
- (2) Wood materials including any and all dimensional lumber, fencing or construction wood that is not chemically treated, creosoted, CCA pressure treated, contaminated or painted.
- (3) Vegetative materials including trees, tree parts, shrubs, stumps, logs, brush or any other type of plants that are cleared from a site for construction or other use. The following materials are excluded as the materials are not recyclable and should be landfilled: bamboo, palm fronds and yucca.
- (4) Metals including all metal scrap such as, but are not limited to, pipes, siding, window frames, door frames and fences.
- (5) Roofing materials including wood shingles and shakes as well as asphalt, stone and slate based roofing material.
- (6) Salvageable materials and structures including, but are not limited to, doors, windows,

fixtures, hardwood flooring, sinks, bathtubs and appliances.

(7) Any other materials that the Building Official determines can be diverted due to the identification of a recycling facility, reuse facility or market accessible from the city.

DIRECTOR OF PUBLIC WORKS. The Public Works Director of the City of Tulare or his or her designee:

DIVERT and ***DIVERSION.*** To use material for any lawful purpose other than disposal in a landfill, transformation facility or alternative daily cover. Methods to divert materials from landfills include reuse, salvage and recycling. ***DIVERSION*** does not include illegal dumping.

EMERGENCY DEMOLITION. An emergency demolition can be performed only when a facility is determined to be structurally unsound and in danger of imminent collapse and a state or local government agency has issued an immediate demolition order. The order for emergency demolition only applies to the part of the building that is unsound; attached buildings may not be demolished under this order and must be treated as a regular demolition.

FACILITIES. Recycling, salvage and reuse establishments and landfills.

INERT SOLIDS. Includes asphalt, concrete, rock, stone, brick, sand, soil and fines.

NON-COVERED PROJECTS. Construction, demolition and renovation projects within the city that do not meet the established thresholds for covered projects.

OWNER-BUILDER. See ***CONTRACTOR.***

PERMIT. An official document or certificate issued by the Building Official authorizing performance of a specified activity.

PROJECT. Any activity involving construction, demolition or renovation, and which requires issuance of a permit from the City of Tulare.

RECYCLABLES. Materials which would otherwise become solid waste but which are capable of or suitable for recycling.

RECYCLING. The process of collecting, sorting, cleansing, treating and reconstituting or converting construction and demolition debris that would otherwise become solid waste, and returning them to the economic mainstream in the form of raw materials for new, reused or reconstituted products which meet the quality standards necessary to be used in the marketplace or in the form of useable energy. ***RECYCLING*** does not include transformation.

RECYCLING AND REUSE PLAN. A form provided by the city for the purpose of compliance with this chapter that must be submitted by the applicant for any covered project.

RENOVATION. Any change, addition or modification to an existing structure.

REUSE. Further or repeated use of construction and demolition debris.

SALVAGE. The controlled removal of materials from a covered project for the purpose of recycling, reuse or storage for later reuse.

SOURCE SEPARATED. Recyclables that have been segregated from solid waste by or for the generator thereof on the premises at which they were generated for handling different from that of solid waste.

STRUCTURE. That which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

§ 7.18.030 Deconstruction and salvage and recovery.

Recovered and salvaged designated recyclable and reusable materials from the deconstruction phase shall be counted towards the diversion requirements of this chapter.

§ 7.18.040 Diversion requirements.

(A) One hundred percent of inert solids and at least 50% by weight of the remaining construction and demolition debris resulting from the project shall be diverted to an approved facility or by salvage. The project's overall diversion rate must meet California Green building Standards Code minimum requirements for construction and demolition waste diversion.

(B) For each covered project, the diversion requirements of this chapter shall be met by submitting and following a C&D Debris Recycling and Reuse Plan that includes the following:

- (1) Deconstructing and salvaging all or part of the structure as practicable;
- (2) Directing 100% of inert solids to reuse or recycling facilities approved by the city, and
- (3) Source separating non-inert materials, such as cardboard and paper, wood, metals, organic materials, new gypsum wallboard, tile, porcelain fixtures, and other easily recycled materials, and directing them to recycling facilities approved by the city and taking the remainder (but no more than 50% by weight) to a facility for disposal.

(C) The applicant for any covered project shall make reasonable efforts to ensure that all construction and demolition waste diverted or landfilled are measured and recorded using the most accurate method of measurement available. To the extent practical, all construction and demolition debris shall be weighed by measurement on scales that are in compliance with all regulatory requirements for accuracy and maintenance.

(D) Although it may not be an explicit condition of the building permit, contractors working on non-covered projects are encouraged to divert material from construction and demolition projects to the maximum extent practicable in accordance with this chapter.

§ 7.18.050 Projects exempt from this chapter.

- (A) Emergency demolition required to protect the public health, safety or welfare.

(B) City-sponsored demolition of a substandard structure or construction required to protect public health or safety in an emergency.

(C) Projects in any single-family residential district, which consist solely of a swimming pool.

(D) Projects for which only a plumbing permit, electrical permit or mechanical permit is required.

(E) A project for which a valid building permit has been lawfully issued by the city prior to the effective date of this chapter.

(F) A project of city public construction for which the notice inviting bids has been published prior to the effective date of this chapter.

§ 7.18.060 Submission and required contents of C&D Debris Recycling and Reuse Plan.

(A) Prior to issuance of permit, every applicant for building or demolition permits involving any covered project shall complete and submit a properly completed C&D Debris Recycling and Reuse Plan to the Building Official, unless an C&D Debris Recycling and Reuse Plan for the project is already on file with the Public Works Department, and within 30 days following project completion.

(B) A C&D Debris Recycling and Reuse Plan must contain all of the following information:

(1) The name and address of the person applying for the permit.

(2) Unless waived by the Building Official or designee, evidence that the owner or owners of the subject property acknowledge that they are aware of and understand that a violation of any provision of this chapter may result in the imposition of penalties and that any unpaid penalties imposed may be declared a lien on the subject property.

(3) A description of the project, including location, scope, required permit(s) and estimated timeline for completion of the project.

(4) The intended salvage, reuse and recycling facilities, chosen from a list of facilities approved by the city, to use, collect or receive all construction and/or demolition debris from the project.

(5) The names and addresses of all vendors and facilities proposed to be used to collect, receive, dispose, recycle, reuse or salvage the project C&D debris.

(6) The recycling or reuse percentage rate, as applicable, of each vendor and facility proposed to be used to recycle or reuse the project C&D debris.

§ 7.18.070. Evidence of compliance with C&D Debris Recycling and Reuse Plan.

(A) A C&D Debris Recycling and Reuse Plan shall be approved or denied no later than 30 days after a complete application is made.

(B) Notwithstanding any other provision of this chapter, no permit shall be issued for any covered project unless and until the C&D Debris Recycling and Reuse Plan has been approved.

(1) All of the information has been remitted on the C&D Debris Recycling and Reuse Plan.

(2) The C&D Debris Recycling and Reuse Plan establishes a mechanism such that the diversion requirement shall be met.

(C) If the Public Works Director determines that the C&D Debris Recycling and Reuse Plan application is incomplete or fails to indicate that 100% of inert solids and at least 50% by weight of all construction and demolition debris generated by the project will be reused or recycled, he or she shall either:

(1) Return the C&D Debris Recycling and Reuse Plan application to the Building Official marked "Denied," including a statement of reasons, which shall then immediately stop processing the building or demolition permit application; or

(2) Return the C&D Debris Recycling and Reuse Plan to the Building Official marked "Further Explanation Required."

(D) Within 30 days following project completion, a final compliance report containing the following information and documentation must be submitted to the Building Official, listing every vendor or facility that collected, transported or received any C&D debris.

(1) Copies of receipts from every vendor or facility that collected, transported or received any project C&D debris. Each receipt must specify the weight of any project C&D debris handled by the vendor or facility and must clearly demonstrate that all such C&D debris originated from the project site.

(2) A calculation of the actual percentage, determined by weight, of project C&D debris that was recycled or reused for each vendor or facility that collected, transported or received material.

(3) A description of the manner in which the project C&D debris was recycled or reused and the name and address of all vendors and facilities employed in the recycling or reuse of project C&D debris, including the recycling or reuse rate of each vendor or facility, as applicable.

(E) Failure to accurately account for and submit the required documentation for all project C&D debris in the final compliance report constitutes a violation of this chapter.

§ 7.18.080 Diversion requirement exemption.

(A) *Application.* If an applicant for a covered project experiences circumstances that the applicant believes make it infeasible to comply with established diversion requirements, the applicant may request, in writing, an exemption from one or all of the waste diversion requirements during the building permit process.

(B) *Meeting with Public Works Director.* The Public Works Director, or designee, shall review all exemption request information supplied by the applicant and may meet with the applicant to

assess alternative ways of meeting waste diversion requirements. Based on the information supplied by the applicant, the Public Works Director, or designee, shall determine whether it is possible for the applicant to meet any or all of the diversion requirements of the project.

(C) *Granting of exemption.* If it is determined that it is infeasible for the applicant to meet all of the diversion requirements specified herein, the Public Works Director, or designee, shall determine alternate permit conditions and the Building Official will inform the applicant, in writing, of any such alternative requirements.

§ 7.18.090 On-site practices.

During the term of the covered project, the applicant shall according to the applicant's C&D Debris Recycling and Reuse Plan recycle, reuse or divert the required percentages of waste, and keep records of the tonnage. To the maximum extent feasible, project waste shall be source separated on-site to increase diversion.

§ 7.18.100 Reporting.

- (A) Progress reports during construction may be required.
- (B) All documentation is subject to verification by the city.
- (C) It is unlawful for any person to submit documentation to the city under this chapter which that person knows to contain any false statements, including but not limited to, false statements regarding tonnage of materials recycled or diverted.

§ 7.18.110 Enforcement.

The Public Works Director or his or her designee shall administer this chapter and shall enforce the requirements of this chapter, including but not limited to, the authority to order that work be stopped where any work is being done contrary to the provisions of this chapter.

§ 7.18.120 Violations and penalties.

Any person violating any of the provisions of this chapter shall be guilty of an infraction and shall be punishable as provided in § 1.12.010 of this Municipal Code. Each such person shall be deemed guilty of a separate offense for each and every day, or portion thereof, during which any violation of any such provision of this chapter is committed, permitted or continued by such person, and shall be punishable therefore as provided herein above.

§ 7.18.130 Appeal.

(A) Except as herein provided, all appeals of decisions made by the Building Official or the Public Works Director, or designee, on matters set forth in this chapter may be appealed by filing a letter with the City Clerk no later than ten days after the day on which the decision was made. The appeal shall state the name of the person making the appeal, the decision that is being appealed and the reasons for the appeal, including an error, abuse of discretion or a decision that is not supported by the evidence in the record. The filing of an appeal shall have the effect of staying the issuance of any permit or procedure until such time as the matter on appeal is resolved.

(B) Within ten calendar days after the date on which written notice of the decision is mailed or delivered to the owner, applicant or other interested party, the owner, applicant, other interested

party or his authorized agent may appeal to the Board of Public Utilities Commissioners for review of the decision. The decision shall be final unless such an appeal is filed within ten calendar days of the mailing or delivery of notices to the applicant.

Section 3: All ordinances and parts in conflict herewith are hereby repealed.

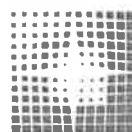
Section 4. This Ordinance shall go into effect thirty (30) days from the date of adoption.

PASSED, APPROVED, AND ADOPTED this 18th day of September 2018.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of
the Council of the City of Tulare



Tulare Regional Medical Center

869 N. Cherry St. • Tulare • CA • 93274
559.688.0821 • www.TulareRegional.org

September 11, 2018
To the Honorable City Council
City of Tulare CA

The Tulare Hospital Board continues to much appreciate the Council and City staff support for our efforts. Since our last update, much progress has been made towards reopening our community hospital, and we are finally very hopeful that our efforts will succeed.

Here is a brief summary of recent actions. We conducted a request for proposal (RFP) process for providers to help us get open in May, 2018. We asked for a \$10 million loan and assistance to get open in 2018, in exchange for a ballot measure to lease the facility.

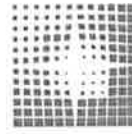
Adventist Health (AH) was the only one to meet the requirements of the RFP. The board approved the AH proposal on June 27, and unanimously approved the lease and temporary service agreement on August 1, after extensive public input.

Since that time, AH has made enormous efforts to enable our opening, now scheduled for October 15. Several million dollars of repairs are underway, and over 100 employees began work on September 10 to begin training for the reopening.

The lease approval is on the November 6 ballot. A summary is attached.

AH has exceeded our expectations as a healthcare partner, and we have asked Randy Dodd of Adventist Health-Tulare to share our presentation regarding how well Tulare fits with AH's mission and goals. We look forward to sharing with you our progress.

Tulare Local Healthcare District



Tulare Regional Medical Center

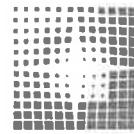
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Summary of Tulare District Hospital Lease with Adventist Health (Adventist Health), as proposed in the November 6, 2018 Ballot Measure, and Approved Interim Management Services Agreement

Note: Complete accuracy is attempted in the following information, but the actual lease and interim management agreement are controlling should there be any discrepancy. Court orders take priority over all provisions.

Benefits to the District—

1. Adventist Health to provide the District with a \$10 million line of credit to fund the reopening of Tulare Regional Medical Center, with security provisions that decline as the loan is paid off. Interest rate is prime minus one-half percent.
2. Line of Credit will be paid off through offsets of rent and Adventist Health's fair market value purchase of Tulare Regional Medical Center's equipment and furnishings.
3. Adventist Health is supplying expertise to get the hospital ready for opening, including assistance with, staff, supplies, repairs, and doctor arrangements.
4. Upon reopening of the hospital, Adventist Health to provide day to day management of hospital under a management services agreement until lease takes effect in 2019. Adventist Health will absorb any losses from operations with a \$175,000 per month cap on fees during this time.
5. Adventist Health required to operate an acute care hospital in Tulare and meet all state and federal standards. Adventist Health responsible for all maintenance and compliance with environmental laws. District is responsible for seismic compliance.
6. Rent at fair market value and adjusted annually based on the Consumer Price Index to be paid to District under triple net lease conditions (tenant pays most costs). If the Consumer Price Index decreases, the rent is not reduced.
7. Rent to be adjusted to include tower based on a fair market study when tower becomes operational.
8. District representatives have right to enter property for inspections.
9. All buildings and real property owned by the District remain in District ownership.



Benefits to Adventist Health—

1. Use of the hospital facility and furnishings to expand its hospital offerings in the Central Valley of California, consistent with its mission and goals.
2. 30-year lease with 5-year exit options (for which Adventist Health will pay a premium in rent).
3. Six month “gear up” time before rent payments begin. Loan to be repaid via credit against equipment purchases and part of rent payments. Loan estimated to be paid in full in about five years.
4. Tower and seismic upgrades to be accomplished by District and/or Adventist Health by 2030 (rent will be adjusted based on a new valuation and occupancy of the new tower).
5. Adventist Health has right of first refusal should District choose to sell hospital. Also, Adventist Health can offer to purchase if tower is complete and proceeds will cover all bond debt. Sale is subject to future voter approval.
6. Adventist Health to close hospital and end its obligations by November 30, 2018 if the lease ballot measure fails. Loan to be repaid by the District over 10 years.

AGENDA ITEM: Gen Bus PH

**CITY OF TULARE, CA
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Fire

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Other None

AGENDA ITEM:

Public Hearing to pass-to-print Ordinance 18-___ amending Chapter 3.08 of Title 3 of the City Code pertaining to California Fire Regulations Section 3.08.080 (Safe and Sane Fireworks).

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

Pursuant to Chapter 3.08 Section 3.08.080 (Safe and Sane Fireworks) authorization of fireworks booth vendors within the city is calculated by a formula based upon current population (i.e. one booth per 3,250), which has remained unchanged for decades resulting in a saturation of vendors within the community.

Presently, there are 18 permitted fireworks booths, the proposed formula change (ex. one booth per 4,500) will not affect existing vendors, but will allow the Fire Department to carry out its goal of protecting the public's safety and well-being by keeping vendors at a manageable number. While these approved vendors are only selling safe and sane fireworks, injuries still can and do occur from improper use.

Staff submits the proposed Ordinance revising and clarifying the process and the formula used to calculate the number of booths allowed within the City to one booth per 4,500 persons based upon population.

STAFF RECOMMENDATION:

Pass-to-print Ordinance 18-___ amending Chapter 3.08 of Title 3 of the City Code pertaining to California Fire Regulations Section 3.08.080 (Safe and Sane Fireworks).

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER:

Submitted by: Luis Nevarez

Title: Interim Fire Chief

Date: August 29, 2018

City Manager Approval: _____

ORDINANCE 18-_____

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF TULARE AMENDING
CHAPTER 3.08 OF TITLE 3 OF THE CITY OF TULARE MUNICIPAL CODE
PERTAINING TO CALIFORNIA FIRE REGULATIONS
SECTION 3.08.080 (SAFE AND SANE FIREWORKS)**

WHEREAS, pursuant to Chapter 3.08 Section 3.08.080 (Safe and Sane Fireworks) authorization of fireworks booth vendors within the city is calculated by a formula based upon current population (i.e. one booth per 3,250), which has remained unchanged for decades resulting in a saturation of vendors within the community; and,

WHEREAS, presently, there are 18 permitted fireworks booths, the proposed formula change (ex. one booth per 4,500) will not affect existing vendors, but will allow the Fire Department to carry out its goal of protecting the public's safety and well-being by keeping vendors at a manageable number. While these approved vendors are only selling safe and sane fireworks, injuries still can and do occur from improper use.

BE IT ORDERED BY THE COUNCIL OF THE CITY OF TULARE AS FOLLOWS TO WIT:

SECTION 1: Section 3.08.080 of Chapter 3.08 (SAFE AND SANE FIREWORKS) of Title 3 of the City Code of Tulare is hereby amended and replaced to read as follows:

(A) Condition of Sale.

It is unlawful for any person, firm, corporation, association or organization to sell or offer for sale any fireworks within the city, except as expressly permitted under the terms of and for the time period set forth in this ordinance.

(B) Time of Sale.

Subject to the provisions of the State Fireworks Law (California Health and Safety Code, Division II, Part 2 and §§ 12500—12637), and the provisions of this code and California Health and Safety Code § 12599.5, “safe and sane” fireworks as defined in California Health and Safety Code § 12529, may be sold within the city beginning at 12:00 PM on June 28 through 12:00 PM July 6 (hereinafter “Days of Sale”). The daily hours of sale on Days of Sale shall be 9:00 AM to 11:00 PM. Pyrotechnic displays may deviate from these restrictions subject to applicable provisions of the California Health and Safety Code, and provided they are approved by the Fire Chief or his or her designated representative.

(C) Permit Required.

No person, firm, association, corporation or organization shall sell fireworks within the city without first having obtained a permit thereof (“Fireworks Permit”). Prior to issuance of a permit the requesting party shall fulfill all municipal licensing requirements and fire safety conditions outlined by the Fire Department. All permit applications shall be received in the Fire Marshal's office by no later than 5:00 p.m. May 1, of each year. Each sales booth must obtain its own permit.

(D) Information required for application.

Each applicant for such permit shall file a written application within the Bureau of Prevention including:

- (1) Tulare Fire Department Fireworks Application Form;
- (2) Property Use Agreement Form with required signatures;
- (3) Certificate of Liability Insurance; and
- (4) State Fire Marshal Fireworks Retail License.
- (5) Copy of the organizations non-profit status, such as 501 C3 filing.

(E) Qualified Organization.

Permits shall only be granted to nonprofit organizations, corporations or local community service organizations organized primarily for veteran, patriotic, welfare, civic betterment or charitable purposes (hereinafter “Qualified Organization”), which can demonstrate that a majority of their financial resources and manpower are donated to projects of benefit to the total community within the city limits of Tulare.

(F) Number of Available Fireworks Permits.

- (1) The total number of Fireworks Permits available to the public shall be determined by 1 booth for every 4,500 persons residing within the City as determined by the City of Tulare Planning Department population statistics.
- (2) Once approved for a Fireworks Permit, a Qualified Organization shall maintain the right to that permit from year to year unless terminated by any of the following:
 - a. A failure to engage in the business of retailing “safe and sane” fireworks in the city during the prior calendar year;
 - b. A safety violation that in the determination of the Fire Department created or had the potential to create a danger to the public;
 - c. A failure to maintain the requirements of this ordinance; or
 - d. Any other violations of federal, state, or local law.

Such termination is immediate. An appeal may be made to the City Council by giving notice to the City Manager within five (5) days of receipt of the notice of revocation.

- (3) If a permit becomes available, either due to termination, voluntary relinquishment, or an increase in population, a notice shall be posted publicly for a two-week application process. All completed applications will be reviewed and one eligible organization will be selected randomly by the City Clerk’s office to fill the vacancy. Applications can be picked up at either the Fire Department or the City Clerk’s Office. All completed applications must be turned in to the City Clerk’s office by the date and time specified in the public notice.

(G) Application Insurance Requirements.

Each applicant for a permit shall provide, prior to the issuance of any permit, a policy of public liability insurance with coverage of at least \$1,000,000.

(H) Fees.

- (1) Prior to issuance of a Fireworks Permit, a permit fee, as determined by the current fee schedule for Fireworks Booth Investigation, must be tendered to the City of Tulare upon receipt of permit.
- (2) A \$50 safety clean-up fee is required for each organization approved to sell. This fee is forfeited to the city in the event that the sales booth site is not left in a clean and orderly condition. Organizations forfeiting this fee must resubmit this fee prior to being permitted to sell the following year.

(I) Identification of Fireworks Booth Locations.

- (1) Each application shall contain a description of the site desired. Written permission of the property owner must be included in the application.
- (2) No booth shall be within 100 feet of any flammable liquid storage.
- (3) No booth shall be placed closer than 30 feet to any building or structure.
- (4) No booth shall be placed within 400 feet of another booth.

(J) Fireworks Booth Construction.

- (1) All retail sales of fireworks shall be permitted only from within a temporary fireworks booth. The sale from any other building or structure is hereby prohibited.
- (2) Fireworks booths need not comply with provisions of the ~~Uniform~~ California Building Code; provided the booth is erected under the supervision of the local Building Inspector who shall require the booth be constructed in a manner, which will, reasonably, insure the safety of attendant and patrons.
- (3) Each booth shall have a minimum of two exit doors.
- (4) All lighting appliances used in the booth must be safe and in good condition, all bulbs or fluorescent tubes must be shielded against accidental breakage or contact. No heating devices of any kind are permitted in or near fireworks booths.
- (5) All electrical wiring, including the power source, shall be installed to the satisfaction of the Building Inspector. Electrical wiring shall be at least 12 feet above the ground when subject to foot traffic, and 16 feet above the ground when subject to vehicle traffic.

(K) Operational Requirements.

- (1) No person other than a member of the licensee organization will be permitted to sell or otherwise participate.
- (2) All permits are non-transferable.

(3) All persons engaged in the selling of fireworks shall be over the age of 18 years. At least one person 21 years of age or older must be in attendance and in charge during the hours of booth operation.

(4) The hours of operations shall be limited as identified in sub-section B of this Section.

(5) Fireworks may be sold at the booth only.

(6) No sale or delivery thereof shall be made to any person under 16 years of age in accordance with Cal. Health and Safety Code § 12689(b).

(7) All permits and licenses shall be posted inside the booth.

(8) Broken or damaged fireworks are not to be sold. The items will be collected and a receipt issued so credit may be received from the vendor.

(L) Safety and Security.

(1) Each stand shall be provided with two (2) fire extinguishers, rated 2A10BC or better. Such equipment is to be serviceable and accessible during all business hours.

(2) No smoking is allowed within 50 feet of any booth.

(3) "No Smoking" signs shall be placed on all exterior sides of each booth and one such sign shall be posted within the booth.

(4) All weeds and combustible material shall be cleared from the location of the stand or within 30 feet thereof.

(5) No person shall light or cause to be lit any fireworks or other combustible article within 200 feet thereof.

(M) Permit Revocation.

(1) If, in the judgment of the Fire Chief or his or her agent or the Building Inspector or his or her agent, the construction of the booth or the conduct of the operation therein do not conform to the provisions of this article or if in any way the operation of the stand poses a threat to public safety, such officers or either of them, may have the permit revoked and/or the booth immediately closed.

(2) No person shall sell, store, hold or possess any fireworks classified as dangerous, including fire crackers, rockets or the like, from or within any booth. If such is discovered, the permit will be revoked and the booth immediately closed.

(3) Failure to remove all traces of the booth and/or any debris resulting from the operation thereof within 48 hours of the close of business on July 6, shall result in the loss of the cleanup security deposit.

(4) On the second Tuesday of May of each year, at 6:00 PM, there shall be a meeting of all fireworks permittees and the Fire Marshal, at 800 South Blackstone in the City of Tulare. Any organization failing to have a representative at this meeting will suffer loss of their permit.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall be in full force and effective 30 days after adoption.

PASSED, ADOPTED AND APPROVED THIS ___ DAY OF _____, 2018

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of the
Council of the City of Tulare

AGENDA ITEM:

**CITY OF TULARE
AGENDA ITEM TRANSMITTAL SHEET**

Submitting Department: Community Development Department

For Council Meeting of: September 18, 2018

Documents Attached: Ordinance Resolution Staff Report Other None

AGENDA ITEM:

Public Hearing to adopt Resolution 18-_____ approving the 2017-2018 Consolidated Annual Performance and Evaluation Report (CAPER) providing information on the progress and status of projects administered by the City using CDBG funds and authorize the City Manager or his designee to submit the CAPER to the Department of Housing and Urban Development (HUD) on behalf of the City of Tulare.

IS PUBLIC HEARING REQUIRED: Yes No

BACKGROUND/EXPLANATION:

On November 21, 2017, City Council approved the proposed CDBG PY 2017-18 Annual Action Plan and the spenddown of the City's carryover CDBG funding of prior years.

The City of Tulare receives annual entitlement Community Development Block Grant (CDBG) funds from the Federal Government through the Department of Housing and Urban Development (HUD). The City uses these grants to provide decent, clean, safe and affordable housing, create a suitable living environment, and expand economic opportunities, principally for persons of low and moderate income. The City of Tulare's 2015-2019 Consolidated Plan was previously reviewed and adopted by the City Council to meet these objectives.

As part of the Grantee requirements of HUD, the City of Tulare must submit a Consolidated Annual Performance Evaluation Report (CAPER) to HUD annually. The CAPER is a "report card" to HUD of the City's progress in spending the CDBG funds allocated in the previous program year.

This CAPER represents the third year of the City's Five-Year (2015-2019) Consolidated Plan, and covers the accomplishments under the CDBG program for the period July 1, 2017 to June 30, 2018, during which time the City received \$600,163 in federal CDBG funds. The Draft CAPER consists of specific program narratives, an assessment of annual performance, and an analysis of progress toward meeting goals and objectives contained in the Consolidated Plan.

Following the public hearing, the City Council may adopt a resolution approving the CAPER either as presented or amended by the Council.

For the 2017/18 program year, the City received \$600,163 in CDBG funds and \$16,000 in program income. When combined with carryover funds of \$1,365,703 from the prior year rollover, the City had available funds for the PY17 year totaling \$1,981,866. Together with other federal, state and local investments (i.e. State HOME funds), HUD resources allowed the City and its community partners to provide services to accomplish goals and objectives determined by the 2015-2019 Consolidated Plan.

Highlights of the 2017-2018 CDBG program year contained in this CAPER are as follows:

Administration: (\$89,823.64)

One full-time employee designated only to CDBG/Housing programs and overhead to administer the CDBG program.

Public Services: (\$108,800 total)

Graffiti Cleanup – West Tulare: (\$40,800)

The City provided reimbursement for staff and operating costs dedicated to the graffiti cleanup in West Tulare Area. This year activity had an incident cleanup count of 2,120.

Homeless Support Services: (\$15,000)

The City continued to provide support to the Kings Tulare Homeless Alliance to conduct its Project Homeless Connect/Point in Time event on January 25, 2018. The 2018 regional homeless count was 870, with 126 recorded for City of Tulare. The Kings Tulare Homeless Alliance 2018 Point in Time Survey can be found on their website: tchhsa.org

2016 Rollover Tulare Housing First Case Management: (\$15,000)

The ongoing Continuum of Care Shelter Plus Care/Special Needs Assistance Program homeless rental assistance was continued this year. This Program housed 7 people in Tulare.

Tulare Housing First Case Management: (\$15,000)

The ongoing Continuum of Care Shelter Plus Care/Special Needs Assistance Program homeless rental assistance was continued this year. This Program currently houses 9 people in Tulare.

CSET Homeless Vet Assistance: (\$15,000)

Community Service Employment Training (CSET) had a change in funding request from #LEAD youth program to Homeless Vet Road to Independence (RTI) program. The RTI program assisted 15 homeless veteran families with household necessity items such as beds and basic furniture.

United Way of Tulare County: (\$13,000)

Tulare United Way was responsible for providing a critical link between Tulare residents and available vital resources and services. United Way also served as an Entry Point Partner in expediting the process of enrolling homeless persons into supportive housing programs and supportive services. United Way also effectively translated 1,196 United Way resource pamphlets into Spanish in efforts to outreach to the Spanish speaking community residents. United Way outreached to a total of 1,101 low-moderate income persons with the City of Tulare.

Public Facility and Infrastructure Improvements (\$1,416,828 total)

E Street Public Improvements: (\$242,098)

This CDBG public works activity will provide sewer and water line replacement along with street/storm drain and sidewalk accessibility improvements in the area of Bardsley to Cross. There were unexpected design delays with this activity and it is now expected to be completed in program year 2018/19.

I Street and Owens Avenue Improvements: (\$390,000)

This CDBG public works activity provided sewer and water line replacement along with street/storm drain and sidewalk accessibility improvements in the CDBG eligible areas between N. I Street between San Joaquin and Pleasant and W. Owens Avenue between E Street and I Street.

O Street Sidewalk Improvements: (\$200,000)

This CDBG public facility improvements activity provided sidewalk ADA accessibility improvements to existing ramps along the west side of O Street between Bardsley and Tulare Avenue.

Senior Center Improvements: (\$109,098)

This CDBG public works activity provided carpet replacement, interior paint, kitchen cooler replacement, safety hand rails replaced through Senior Center, and new sound panels were installed in dining hall. As a result, approximately 70 low income Senior Citizens benefitted from this project.

Purchase Fire Apparatus: (\$620,000)

To Purchase a Fire Apparatus for station 62 located at 138 North E Street a CDBG eligible Low-Moderate income area. Station 62 services 16,995 citizens within the City of Tulare.

FSTC Transitional Housing Sewer Repair: (\$22,739)

Family Services of Tulare County completed its final phase of sewer and plumbing repairs at a transitional housing facility in the City of Tulare for families who are victims of domestic violence.

Youth Site Improvements: (\$75,000)

To purchase a building modular to house a math academy to serve an after school tutoring lab for Middle School students in need of tutoring. As a result, this year 20 low – moderate income students will benefit from this new match academy.

Housing Activities:

Although no specific housing activities were planned in the PY 2017/18, the City was able to utilize State HOME funding to assist three families with a First Time Homebuyers loan.

STAFF RECOMMENDATION:

Adopt Resolution 18-____ approving the 2017-18 Consolidated Annual Performance and Evaluation Report (CAPER) providing information on the progress and status of projects administered by the City using CDBG funds and authorize the City Manager or his designee to submit the CAPER to the Department of Housing and Urban Development (HUD) on behalf of the City of Tulare.

CITY ATTORNEY REVIEW/COMMENTS: Yes N/A

IS ADDITIONAL (NON-BUDGETED) FUNDING REQUIRED: Yes No N/A

FUNDING SOURCE/ACCOUNT NUMBER:

Submitted by: Traci Myers Title: Community & Economic Development Deputy Director

Date: September 10, 2018

City Manager Approval: _____

RESOLUTION 18 - ____

A RESOLUTION OF THE TULARE CITY COUNCIL APPROVING THE CITY OF TULARE PY 2017-18 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) AND AUTHORIZING STAFF TO SUBMIT THE REPORT TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

WHEREAS, the US Department of Housing and Urban Development (HUD) approved the City of Tulare 2015-2019 Consolidated Plan on November 4, 2015; and

WHEREAS, the Tulare City Council approved the PY 2017-18 Annual Action Plan on November 21, 2017; and

WHEREAS, the City of Tulare operated the Community Development Block Grant Program (CDBG), and the Home Investment Partnerships Grant Program (HOME) for the 2017-18 Program Year; and

WHEREAS, the City is required to submit a Consolidated Annual Performance and Evaluation Report (CAPER) to the U.S. Department of Housing and Urban Development (HUD) for the activities and expenditures for the 2017-18 Program Year; and

WHEREAS, this PY 2017-18 CAPER represents the third year of the City's Five-Year (2015-2019) Consolidated Plan;

WHEREAS, the Tulare City Council considered the CAPER at publicly noticed meeting on September 18, 2018, and the City Council considered all information related to this matter, including any information and comments provided during the public review period or at the public meeting; and

WHEREAS, City must also certify that it is complying with HUD requirements for the use of CDBG and HOME funds; and

NOW, THEREFORE, BE IT RESOLVED the Tulare City Council hereby approves the attached 2017-2018 Program Year Consolidated Annual Performance and Evaluation Report, and authorizes the City Manager or his designee to submit the same to HUD on behalf of the City of Tulare.

PASSED, APPROVED, AND ADOPTED this 18th day of September, 2018.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Willard Epps, City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 18-__ passed and adopted by the Council of the City of Tulare at a regular meeting held on September 18, 2018, by the following vote:

Aye(s) _____

Noe(s) _____ Absent/Abstention(s) _____.

Dated:

WILLARD EPPS, CITY CLERK

By Roxanne Yoder, Chief Deputy

TULARE DRAFT 2017/18 CAPER

Consolidated Annual Performance and Evaluation Report (CAPER)



Table of Contents

CR-05 - Goals and Outcomes 3

CR-15 – Resources and Investments 6

CR-20 – Affordable Housing 91.520 (b) 9

CR-25 – Homeless and Other Special Needs 91.220(d,e); 91.320(d,e); 91.520(c) 11

CR-30 – Public Housing 91.20(h); 91.320(j) 14

CR- 35 – Other Actions 91.220(j)-(k); 91.230 15

CR-40 – Monitoring 91.220 and 91.230 19

CR-45 – CDBG 91.520 (c) 21

Attachment 1 – Cover Page and Accomplishments 23

Appendix A: Public Notice and Citizen Participation 31

Appendix B: Tulare CoC Point in Time Survey 39

Appendix C: City Map – Census Boundaries 43

Appendix D: IDIS Reports 47

CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan.

91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

The City of Tulare prepared the 5 year Consolidated Plan ranging from program year 2015-16. This is the third (3rd) reporting year Consolidated Annual Performance and Evaluation Report (CAPER) is for the period of July 1, 2017 through June 30, 2018. The CAPER describes a general assessment of the City's progress in carrying out projects and programs during the PY 2017 with the use of CDBG funds provided by the U.S. Department of Housing and Urban Development (HUD), primarily to benefit Low and Moderate Income persons (LMI) and/or Low Mod Area Benefit (LMA).

The program year 2017/18 CDBG funding consisted of the awarded amount was \$600,163, program income amount of \$16,000, along with carryover amount of \$1,365,703 from previous years also contributed to the total available amount of \$1,981,866. Approximately, \$1,615,452 were spent during the program year 2017/18. Therefore, 82% of the total amount available for program year 2017/18 was expensed. Furthermore, the City met its timeliness ratio by May 2018. As a result, the City in within compliance with HUD's spending requirements.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee's program year goals.

Goal Name	Category	Source / Amount	Indicator	Unit of Measure	Expected Strategic Plan	Actual Strategic Plan	Percent Complete	Expected Program Year	Actual Program Year	Percent Complete
Assist with development or renovation of housing	Affordable Housing	CDBG: \$	Homeowner Housing Rehabilitated	Household Housing Unit	0	0				
Assist with development or renovation of housing	Affordable Housing	CDBG: \$	Direct Financial Assistance to Homebuyers	Households Assisted	0	0				

Fund efforts to provide services for homeless	Homeless	CDBG: \$	Public service activities other than Low/Moderate Income Housing Benefit	Persons Assisted	100	126	126%			
Fund efforts to provide services for homeless	Homeless	CDBG: \$	Public service activities for Low/Moderate Income Housing Benefit	Households Assisted	0	0		125	126	101%
Improve quality & availability of public facility	Non-Housing Community Development	CDBG: \$	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit	Persons Assisted	25	17093	68372%	15087	17089	113%
Support economic development efforts	Non-Housing Community Development	CDBG: \$	Businesses assisted	Businesses Assisted	3	0	0.00%			
Support public service activities	Non-Housing Community Development	CDBG: \$	Public service activities other than Low/Moderate Income Housing Benefit	Persons Assisted	100	20487	20487%	30536	21202	69%
Support public service activities	Non-Housing Community Development	CDBG: \$	Public service activities for Low/Moderate Income Housing Benefit	Households Assisted	0	0		0	0	
Support public service activities	Non-Housing Community Development	CDBG: \$	Homeless Person Overnight Shelter	Persons Assisted	0	0		0	0	

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

Assess how the jurisdiction’s use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

Public Service annual percentage complete was only 69%, due to West Tulare Neighborhood Clean-up project not being done after-all due to unforeseen circumstances. The project was canceled and the funds were rolled over into the PY 18-19 Annual Action Plan. The other remaining public service project did very well at met majority or above their goal targets. All of the other public service expensed their PY 2017-18 allocation. Economic Development still needs to be address according to the Con Plan. The City is planning on including Economic Development in the following Annual Action Plan to meet the Con Plan goal.

CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted).

91.520(a)

	CDBG
White	453
Black or African American	221
Asian	11
American Indian or American Native	16
Native Hawaiian or Other Pacific Islander	9
Total	710
Hispanic	606
Not Hispanic	40

Table 2 – Table of assistance to racial and ethnic populations by source of funds

Narrative

The City of Tulare provides services to those that meet eligibility and are most in need regardless of race or ethnicity.

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

Source of Funds	Source	Resources Made Available	Amount Expended During Program Year
CDBG	CDBG	1,981,866	1,615,452
HOME	HOME	116,413	6,640
HOPWA	HOPWA	0	0
ESG	ESG	0	0
Other	Other	0	0

Table 3 - Resources Made Available

Narrative

CDBG - The City of Tulare Community Development Block Grant (CDBG) total resource is \$1,981,866. The total resource consist of \$600,163 entitlement funds, \$16,000 program income, and \$1,365,703 of prior years' carryover funds. The total expenditures for the PY 2017 were \$1,615,452. There will be \$366,414 carryover in PY 2018 CDBG funding. I pleased to report that during the PY 2017 the City of Tulare met the CDBG timeliness ratio and is moving forward with expending funds quickly and efficiently.

HOME - The City of Tulare did not have an active HOME applicant in place for PY 2017. However, as of June 30th, the City received \$116,412.80 in program income from interest, loan repayments and loan recaptures. The City partners with Self-Help Enterprises (SHE) to administer to HOME program for City. HOME carryover funds from 2016 of \$92,180.85 were not included in the table above, "Identify the resources made available". Total HOME expenditures for the PY 2017 were \$6,640.36 consisted of HOME admin to complete the PY 2018 HOME application. A HOME rehab was underway in PY 2017; however due to the extensive needed to be done it will be completed in PY 2018. The total amount of the rehab is \$170,400 and will be reported in PY 2018 CAPER. Additional, work could not be done in PY 2017 due to low funds available by not having an active HOME program. The City did apply for PY 2018 HOME funds and is optimistic in being awarded.

The did not participate in HOPWA or ESG funds in PY 2017.

Identify the geographic distribution and location of investments

Target Area	Planned Percentage of Allocation	Actual Percentage of Allocation	Narrative Description
Citywide	100	100	Funds will be available citywide

Table 4 – Identify the geographic distribution and location of investments

Narrative

The City's designated community assistance is for all priorities Citywide for eligible Low-Moderate income persons and/or areas. The City of Tulare is located in the heart of the Central Valley and has an estimated population as of 1/1/2018 of 65,982 residents as per the California Department of Finance. The City of Tulare is the home to the Annual World Ag Expo, held at the International Agri-Center. Over 100,000 people from through the world visit the World Ag Expo each year.

There are a total of 6 tracks with 15 blocks groups, which are recognized as low-mod areas. The City's CDBG eligible low-mod boundaries are:

1. Census Tract No. 0022.02/Block No. 1, 2 and 3 (Low/Mod: 68.26%): bound by Enterprise St., W. Cross Ave, N. J St., and W. Inyo Ave.
2. Census Tract No. 0029.01/Block No. 1, 2 and 3 (Low/Mod: 80.12%): bound by S. I St., Highway 137, Highway 99, and E. Paige Ave.
3. Census Tract No. 0029.03/Block No. 2 and 3 (Low/Mod: 65.14%): bound by Highway 99, Highway 137, S. Laspina St., and E. Bardsley Ave.
4. Census Tract No. 0030.01/Block No. 1, 2 and 3 (Low/Mod: 71.85%): bound by S. West St., W. Bardsley Ave., W. Inyo Ave. and S. I St.
5. Census Tract No. 0030.02/Block No. 1 and 2 (Low/Mod: 53.57%): bound by Enterprise St. Soult's Dr., Highway 99, S. West St., W. Bardsley Ave., S. I St., W. Paige Ave.
6. Census Tract No. 0031.00/Block No. 1 and 2 (Low/Mod: 57.23%): bound by East Road 80, north to W. Paige Ave, east to Highway 99, south to City limits which include Ave 208 to West St., Pratt St south to Wade St., Wade St. east to I St., south to Avenue 184.

Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

The City leverages CDBG and HOME funds via other funding sources such as the HUD Tulare Housing First \$53,272, Tulare Housing First II \$121,415, and Tulare Housing First II Bonus \$37,493. The City also leverages funds with CalHome program income funds to support First Time Home Buyers and Home Rehabilitation funds via partner agency Self-Help Enterprises, a certified CHDO. Partner agency Family Services also has to provide a 25% match for each Tulare Housing First grant.

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

	One-Year Goal	Actual
Number of Homeless households to be provided affordable housing units	0	0
Number of Non-Homeless households to be provided affordable housing units	0	0
Number of Special-Needs households to be provided affordable housing units	0	0
Total	0	0

Table 5 – Number of Households

	One-Year Goal	Actual
Number of households supported through Rental Assistance	0	0
Number of households supported through The Production of New Units	0	0
Number of households supported through Rehab of Existing Units	0	0
Number of households supported through Acquisition of Existing Units	0	0
Total	0	0

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

Community Development Block Grant (CDBG) funds, affordable housing assistance is provided in public services through Family Services Case Management in support of the implementation of the Tulare Housing First grants. The Tulare Housing First grants provide permanent supportive housing to the chronically homeless citizens of Tulare. The Tulare Housing First grants allowable administration budget is 6% of the total grant. Hence, Family Services would not be able to administer the Tulare Housing First grants without the support of City of Tulare CDBG public service funds. As a result of CDBG and Tulare

Housing First funding, 9 chronically homeless individuals received permanent supportive housing in PY 2017.

In regards of HOME funds, 1 home rehabilitation process began in PY 2017 and scheduled to complete in PY 2018. As a result, it will be captured in the PY 2018 CAPER. The total rehab estimated activity total is \$170,000 with the use of HOME program income. Through CalHome funds, 1 First Time Home Buyer initial application began in PY 2017 and will be complete in PY 2018. As a result, it will also be captured in the 2018 CAPER. Both activities are being done by Self-Help Enterprises, a certified CHDO.

Discuss how these outcomes will impact future annual action plans.

In efforts of maximizing affordable housing, The City of Tulare will continue to support homeless commitments with partner agencies such as Family Services and Kings Tulare Homeless Alliance. The City is also planning to include additional affordable housing projects in future Annual Action Plans. The City also plan to continue to apply for HOME funds to aid in the support of affordable housing to the citizens of the City of Tulare.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

Number of Households Served	CDBG Actual	HOME Actual
Extremely Low-income	720	0
Low-income	368	0
Moderate-income	268	0
Total	1,356	0

Table 7 – Number of Households Served

Narrative Information

Commitments

The numbers provided above consist of Project Homeless Connect event, Family Service Case Management support of the Tulare Housing First grants, CSET supplement to Emergency Solutions Grants for basic housing necessities, United Way to coordinated entry for homeless persons, Senior Center improvements, Family Service Transitional Housing sewer repair, and Youth Site improvements.

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The City of Tulare partners with the Kings/Tulare Homeless Alliance (KTHA), works diligently to address homelessness within the City. KTHA serves as the local Continuum of Care. KTHA also coordinates efforts amongst service providers, faith based partners, governmental agencies and other key stakeholders, KTHA host several monthly meetings consisting of Case Management Roundtable, Community Stakeholders Meeting, as well as various trainings.

KTHA, Family Services, and United Way has focused primarily on outreaching to connect LMI persons including homeless persons with essential resources within the City of Tulare. On January 26, 2017 KTHA held the Project Homeless Connect (PHC) event in the City of Tulare that served 126 LMI persons. 119 of those attended were homeless and 7 were at risk of becoming homeless. The event offered free services to homeless and at risk of being homeless such as free food, clothing, blankets, hygiene products, haircuts, laundry kits, bikes, showers, sleeping bags, and government phones. Demographic information is collected at entry of the events. The intake process collects various information such as veteran status, domestic violence and disabled information.

During the Project Homeless Connect, KTHA completed the Point in Time (PIT) Census. This one-day PIT survey provides a snapshot of the adults, youth, and children who are considered homeless by HUD's definition of homelessness in the City of Tulare. Data obtained via the PIT census is used to understand the causes and trends over time due to homelessness, along with the unmet shelter and service needs for the homeless population.

Addressing the emergency shelter and transitional housing needs of homeless persons

The City of Tulare has the following emergency and transitional housing needs for homeless persons:

- Tulare Light House Rescue Mission - Women's and Children Emergency Shelter 30 - 60 days of emergency housing for women and children with 16 beds.
- Family Services of Tulare County - Transitional Housing includes but not limited to a domestic violence transitional housing.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

The City of Tulare continues to strive in the prevention of homelessness through partnership with various community agencies such as Tulare Lighthouse Rescue Mission, Family Services, Kings Tulare Homeless Alliance, and Tulare County Health & Human Services.

In PY 2017, a partner agency the Kings Tulare Homeless Alliance (KTHA) was awarded grant funding for a Prevention and Diversion Coordinator that will focus on strengthening collaborations with community partners that provide prevention services. The position will be filled in the fall of 2018. KTHA also has an SSI/SSDI Advocacy, Outreach and Access (SOAR) program within Tulare County. The nation project is designed to increase access to the disability income benefit programs administered by the Social Security Administration (SSA) for eligible adults who are homeless or at risk of being homeless and have a mental illness and/or co-occurring substance use disorder. Assisting clients via SOAR results in various benefit as well as additional funding for communities via Medicaid reimbursements. Access to these services great enhances the housing stability and retention rates among clients.

CalWORKs provides a Housing Support Program to eligible low-income family in the City of Tulare. The program can assist with short term rental assistance and utility deposits for households faced with eviction.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

In addition to the Tulare Lighthouse Rescue Mission and Family Services of Tulare County transition housing, the City of Tulare has various low-income apartments such Tulare Garden Apartments, Bardsley Garden Apartments, and Salvation Army Tulare Silvercrest that receives Federal -USDA Rural Development and/or Section 202 Supportive Housing for Multi-Family Housing Programs for elderly and/or persons with severe disabilities. In addition, there are several additional apartments that receive funding such as 521 USDA Rental Assistance to serve very low, low, and moderate income persons in the fight to assist chronically homeless individuals, families, veterans, and unaccompanied youth. These apartments include Tulare Apartments, Valley Oaks Apartments, Cypress Cove Apartments, West Trail Apartments, Parkwood Meadows, Cambridge Court Apartments, Tule Vista, Westside Palm Village

Apartments, and County Manor. As a result, it aids in the long term goal of providing permanent housing and independent living for chronically homeless or at-risk of becoming homeless.

Also, KTHA has a Coordinated Entry System that focus on working with the top five households of each intervention type on the Housing Priority List to get chronically homeless clients document ready as these and other apartments and/or housing becomes available to shorten the period of time that individuals and families experiencing homelessness transition into permanent housing.

CR-30 - Public Housing 91.220(h); 91.320(j)

Actions taken to address the needs of public housing

The Housing Authority of Tulare County (HATC) plans an critical role in address the needs of public housing in Tulare County via managing various apartment complex's as well as via the Section 8 Housing Choice Voucher. The Housing Authority of Tulare County owns and manages 6 apartment complex's with a total of 296 units. HATC offers a variety of programs consisting of conventional public housing, the housing choice voucher program, farm labor, senior housing, and other housing programs. Below is a list of properties HATC owns/manages.

Actions taken to encourage public housing residents to become more involved in management and participate in homeownership

The Housing Authority of Tulare County has a policy making process that includes the opinions of public housing residents is reached by means of participation of 2 tenant commissioners on HATC's Board. HATC also incorporated a Resident Counsel which is comprised of 5 residents from each of the HUD funded program such as Multifamily housing, Low-Income Housing Tax Credit, Section 8 Housing Choice Vouchers, public housing, and HOME. The Resident Counsel will work with HATC staff to evaluate the effectiveness of the existing rental assistance programs. This will provide residents with the opportunity to provide input on possible program adjustments.

In addition, HATC provides 2 public hearings each year. The 1st public hearing is to inform the public of the HATC submittal of the Moving to Work (MTW) Annual Plan to HUD. This plan outlines any proposed policy and budget revisions to the rental assistance programs and affordable housing programs. The 2nd public hearing is to inform and discuss the submission of the Moving to Work Annual Report to HUD. The report would include objective outcomes of the Moving to Work Annual Plan.

HATC ultimate goal for each client to is the promotion of tenant self-sufficiency. In addition, client homeownership is among one of the top long term goals for all of their clients. HATC staff works clients to effectively provide them with the necessary tools to achieve homeownership. Each year, at the clients annual re-certification clients are provided with an extensive referral list that provides assistance with homeownership. This list includes partner agencies and programs such as Self-Help Enterprises, CSET, and Habitat for Humanity and California Housing Finance Agency.

Actions taken to provide assistance to troubled PHAs

The Housing Authority of Tulare County is a high performing PHA and is not determined to be troubled.

CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)

The City regularly monitors its existing zoning and development standards to ensure the necessity and efficacy for achieving the goal of safe and livable housing for all income categories. The City recently amended its municipal code to add provisions for density bonus for high-density projects. The City and Housing Authority of Tulare County are committed to removing and/or minimizing the barriers to affordable housing by informing policy makers, their constituents, and the state and federal agencies that administer rental assistance programs of the constant growing need for additional affordable housing with the City of Tulare.

The City of Tulare adopted the 2015-2023 Housing Element. The Housing Element was certified by the State of California, Department of Housing and Community development. The 2015-2023 Housing Element that was adopted on April 27, 2016 implemented specific policies and procedures to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees, growth limitations, and policies affecting the return on residential investments.

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

The City provided HOME program income fund to Self-Help Enterprises, Inc. (SHE) it's a 501 c 3 non-profit CHDO, towards acquisition and owner occupied rehabilitation. In addition, the City contracts with Family Services to administer the Tenant Based Rental Assistance program via the HUD Tulare Housing First grants. As a result, 9 LMI persons benefited for the program in PY 2017.

The City's Analysis of Impediments to Fair Housing Choice (AI) provides an overview of laws, regulations, conditions, and other possible obstacles that affect an individuals or households access to housing in the City.

The Housing Authority of Tulare County continues to work on providing affordable, well maintained rental housing to qualified very low and low income families in the City of Tulare. HATC works persistently to address the need of affordable housing via various resources to develop additional affordable housing units. HATC has a wide variety of housing properties in various location throughout Tulare County. As a result, HATC administers over \$5,000 units in Tulare County in which 296 of those units reside in the City of Tulare. Also, HATC recently established a 5 year limit on assistance for non-elderly and non-disabled clients for both their public housing and Section 8 Housing Choice Voucher Programs. Hence, it has allowed for shorter waitlist and for clients to receive housing assistance in a shorter amount of time.

In addition, via the partnership with KTHA, which serves as the local Continuum of Care (CoC) strives to shorten turnaround time for clients to receive housing assistance. All homeless providers in the City of Tulare and surrounding areas serve as entry points for the Coordinated Entry System through the Every Door Open approach. Clients can also have an assessment completed by contacting United Way of Tulare County 2-1-1. The KTHA also host the Project Homeless Connect (PHC) event in City of Tulare. All guest are assessed at the time of entry into the event. The assessment captures useful information such as sleeping arrangements, veteran status, domestic violence conditions, demographics and disabling information. The information captured at assessment is used in determining services needed in the community. Clients are able to be assess for potential housing service options.

Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)

The residential Lead Based Paint Hazard Reduction Act of 1992 (Title X) emphasizes prevention of childhood lead poisoning through housing-based approaches. In efforts to reduce lead-based paint hazard, the City conducts lead-based paint testing and risk assessments for all properties assisted that were built prior to January 1, 1978. In addition, the City will incorporate safe work practices to reduce lead based paint hazards in accordance with 24 CFR Part 35. Contractors are required to utilize safe practices and obtain certification via a HUD certified lead testing agency when working with City and or partner's funds. The City's partners are required to conduct lead testing, abatement and use safe practices when utilizing City funds.

Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)

The implementation of CDBG activities meeting the goals established in the 2015-2019 Consolidated Plan – Strategic Plan will help to reduce the number of poverty-level families by:

- Supporting activities that expand the supply of housing that is affordable to low- and moderate-income households;
- Supporting activities that preserve the supply of decent housing that is affordable to low- and moderate-income households;
- Supporting a continuum of housing and public service programs to prevent and eliminate homelessness;
- Supporting housing preservation programs that assure low income households had a safe, decent and appropriate place to live;
- Support public services for low- and moderate-income residents including those with special needs and those at-risk of homelessness; and
- Promoting economic opportunity for low- and moderate-income residents

In addition to these local efforts, mainstream state and federal resources also contribute to reducing the number of individuals and families in poverty. Federal programs such as the Earned Income Tax Credit and Head Start provide pathways out of poverty for families who are ready to pursue employment and educational opportunities. Additionally in California, the primary programs that assist families in

poverty are CalWORKs, Cal Fresh (formerly food stamps) and Medi-Cal. Together, these programs provide individuals and families with employment assistance, subsidy for food, medical care, childcare and cash payments to meet basic need such as housing, nutrition and transportation. Additional services are available to assist persons suffering from substance abuse, domestic violence and mental illness.

Actions taken to develop institutional structure. 91.220(k); 91.320(j)

The City of Tulare is governed by a Council/Manager form of government. Under this form of government, the elected City Council sets the policies for operation of the Tulare City Government. The City Council consists of five members, elected by district, but representing the City's interests as a whole. The City Council appoints the City Manager/City Clerk and the City Attorney who serve at the pleasure of the City Council. The City Council is the legislative body, its members are the community decision makers.

The Community and Economic Development Director along with the Community and Economic Development Director oversee the administration activities to the CDBG, CalHOME, HOME, and HUD Tulare Housing First Housing grants. City staff works closely with community partners to establish projects and activities to meet the needs of the very low to moderate income persons within the City of Tulare. The administration of program activities comprise of various public services, neighborhood preservation, economic development, and public facilities improvements. The City continues to support local non-profit organization that work directly with the homeless population within the City of Tulare by providing essential supportive services and case management service to the chronically homeless.

Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)

The City actively participated in a variety of local meetings with Kings Tulare Homeless Alliance and trainings with Housing Authority to network and establish partnership relationships, in efforts of enhancing coordination between housing providers, government agencies, social service agencies, mental health, and other key stakeholders within the City of Tulare. The City participated in KTHA monthly meetings, which are attended by a mixture of various service providers and government agencies from Tulare and Kings County. The monthly meetings comprise of best practices technical assistance training, methods of better understand and address community's needs, as well as being a great resource to collaborate with other agencies to enhance coordination efforts amongst agencies.

Identify actions taken to overcome the effects of any impediments identified in the

jurisdictions analysis of impediments to fair housing choice. 91.520(a)

The City of Tulare acknowledges that it is required to conduct an Analysis of Impediments (AI) to Fair Housing Choice as a condition of accepting Community Development Block Grant funding. The City will take appropriate actions to overcome the effects of impediments identified through the analysis, and maintain records reflecting the analysis and actions taken in this regard.

In order to assist in meeting these broad objectives, the City of Tulare will do the following:

- Analyze and support the elimination of housing discrimination in the City of Tulare
- Promote fair housing choice for all persons
- Provide opportunities for inclusive patterns of housing occupancy regardless of race, color, religion, sex, familial status, disability, and national origin
- Promote housing that is structurally accessible to, and usable by, all persons, particularly persons with disabilities, and
- Foster compliance with the nondiscrimination provisions of the Fair Housing Act.

The City of Tulare adheres to Fair Housing Compliance in a Coordinated Assessment System by conducting the following activities:

Affirmatively market housing and supportive services to eligible persons regardless of race, color, national origin, religion, sex, age, familial status, or handicap who are least likely to apply in the absence of special outreach, and maintain records of those marketing activities; where the City encounters a condition or action that impedes fair housing choice for current or prospective program participants, the City will take action consistent with certification of its Consolidated Plan; and provide program participants with information on rights and remedies available under applicable federal, state, and local fair housing and civil rights laws.

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

To ensure that CDBG funds are used efficiently and in compliance with applicable regulations, the City will provide technical assistance to all subrecipients at the beginning of each program year and monitor subrecipients throughout the program year. The Subrecipient agreement will contain a monitoring schedule and regular periodic claims and reported process. If the Subrecipient is struggling, then this will allow the City to assist. Program monitoring and compliance will be put in place to comply with CDBG program regulations.

The City will be proactive in minority business outreach and development to promote economic business opportunities for low- and moderate-income residents through a partnership with the Tulare Chamber of Commerce.

Technical Assistance

To enhance compliance with federal program regulations, the City will provide an annual Notice of Funding Availability (NOFA) workshop to review the Plan goals, program requirements and available resources with potential applicants. Subsequent to the approval of the Annual Action Plan, a mandatory Subrecipient workshop is held to review program regulations in detail, to provide useful forms and resources for documenting compliance and to review the City's compliance procedures and requirements. Additionally, individualized technical assistance is provided on an as-needed basis throughout a program year.

Activity Monitoring

All activities will be monitored, beginning with a detailed review upon receipt of an application consolidated to determine eligibility, conformance with a National Objective and conformance with a Plan goal. This review will examine the proposed use of funds, eligibility of the service area, eligibility of the intended beneficiaries and likelihood of compliance with other federal requirements such as the National Environmental Policy Act, the System for Award Management (SAM), debarment list, prevailing wage, Minority and Women Business Enterprise, Section 3 and federal acquisition and relocation regulations, as applicable.

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

The City has adopted a Citizen Participation Plan (CPP) with the 2015-2019 Consolidated Plan to ensure that all citizens of Tulare, units of local government, housing agencies and other interested parties are provided with the opportunity to participate in the planning and reporting process. The draft CAPER was made available on the City website on August 31, 2018 through September 18, 2018 and at the following locations:

City Hall: Community Development Department 411 E Kern Ave Tulare, CA 93274

Tulare Public Library – Reference Desk 491 North M Street Tulare, California 93274

Tulare Senior Center – Reference Desk 201 North F Street Tulare, California 93274

Community Workshop held on September 4, 2018 at 6:00pm at the Tulare Public Library 491 North M Street Tulare, California 93274

A public hearing was conducted before the City Council on Tuesday, September 18, 2018 to solicit final comments from residents and interest parties. A summary of any written or oral comments received during the public hearing is included in appendix B.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction’s program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

The City is committed to making a significant impact on strategies to address the high priority needed established in the 2015-2019 Consolidated Plan – Strategic Plan. The City will continue to establish programs to support these objectives with the assistance of other city departments, partner agencies, program participants, community outreach and participation and other interested parties. Should any challenges arise in the implementation of CDBG funded activities; the City will proactively identify additional opportunities to invest CDBG funds to meet Strategic Plan goals more quickly and efficiently.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction’s program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

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No

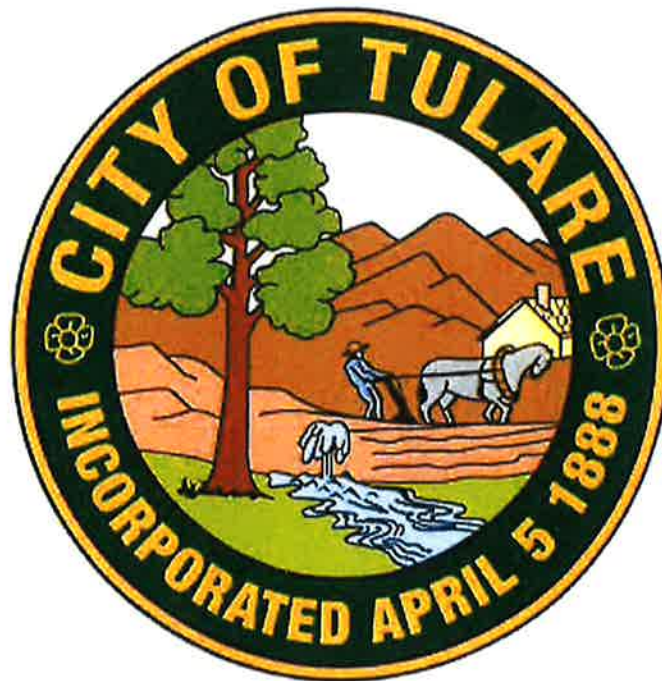
[BEDI grantees] Describe accomplishments and program outcomes during the last year.

Attachment 1

Cover Page and Accomplishments

TULARE DRAFT 2017/18 CAPER

Consolidated Annual Performance and
Evaluation Report (CAPER)



Tulare 2017/18 CAPER

Attachment 1

Table 1 – Accomplishments

Figure 1 – Use of CDBG funds

**Figure 2 – Program Year
Accomplishments**

**Table 2 – CR-10 Racial & Ethnic
Composition**

**Table 5 – Number of Household
Served and Narrative Information**

CR-05 - Goals and Outcomes

YEAR 3 OF CONSOLIDATED PLAN

#	Goal Name	Category	Source / Amount	Indicator	Unit of Measure	Expected Strategic Plan	Actual Strategic Plan (To Date)	Percent Complete	Expected Program Year	Actual Program Year	Percent Complete
1	Support Public Service Activities	Non-Housing Com Dvlp	CDBG \$108,800	Pub Svc - Not LMI Housing Benefit	Persons Assisted	100,000	57,303	57%	30,661	21,328	70%
2	Asst - Dvlp or Renovation of Housing	Affordable Housing	CDBG \$0	Homeowner Housing Rehab	Household Housing Unit	0	0	0%	0	0	0%
2	Asst - Dvlp or Renovation of Housing	Affordable Housing	CDBG \$0	Direct Financial Asst - Homebuyers	Household Housing Unit	0	0	0%	0	0	0%
3	Impv quality & Avail of Pub Facilities	Housing Com Dvlp	CDBG \$826,828	Pub Fac - LMI Housing Benefit	Facilities Assisted	25	17,093	68372%	17,093	17,093	100%
3	Impv quality & Avail of Pub Facilities	Non-Housing Com Dvlp	CDBG \$590,000	Pub Fac - Not LMI Housing Benefit	Facilities Assisted	5000	4,200	84%	4,200	4,200	100%
4	Fund Efforts to Provide Svc for Homeless	Homeless	CDBG \$0	Pub Svc Not LMI Housing Benefit	Persons Assisted	100	126	0%	125	126	101%
5	Support Econ Dvlp Effort	Non-Housing Com Dvlp	CDBG \$0	Business Assisted	Business Assisted	5	0	0%	0	0	0%
	Other	Admin & Planning	CDBG \$98,233	Other - Admin & Planning	N/A	5	3	60%	1	1	100%

Table 1 - Accomplishments - Program Year & Strategic Plan to Date

Figure 1 - Use of CDBG Funds

Strategic Plan Goal / Activity	2017-18 Allocation	Spent through June 30, 2018	Percent Spent
1. Support Public Service Activities			
Graffiti Cleanup	\$ 40,800	\$ 40,800	100%
CoC - Annual PIT / PHC Homeless Assessment	\$ 10,000	\$ 10,000	100%
2016 - FSTC - SPC/SNAP Case Management	\$ 15,000	\$ 15,000	100%
2016 CSET - Homeless Vet Assistance (RTI)	\$ 15,000	\$ 15,000	100%
FSTC - SPC/SNAP Case Management	\$ 15,000	\$ 15,000	100%
United Way - 211 Bilingual	\$ 13,000	\$ 13,000	100%
West Tulare Neighborhood Cleanup	\$ 22,735	\$ 0	0%
Subtotal:	\$ 191,535	\$ 108,800	83%
2. Assist With Development/Renovation Housing			
No Programs This Year	\$ 0	\$ 0	0.0%
3. Improve Quality & Availability of Public Facilities			
E St (Bardsley-Cross) Water/Sewer Improvements	\$ 242,098	\$ 0	0%
I St./Owens Improvements	\$ 390,000	\$ 390,000	100%
Senior Center Improvements	\$ 200,000	\$ 109,089	55%
O St. Sidewalk ADA Improvements	\$ 200,000	\$ 200,000	100%
Purchase Fire Apparatus	\$ 620,000	\$ 620,000	100%
FSTC - Transitional Housing - Sewer Repair	\$ 25,000	\$ 22,739	91%
Youth Site Improvements	\$ 75,000	\$ 75,000	100%
Subtotal:	\$ 1,752,098	\$ 1,416,828	81%
4. Support Economic Development Efforts			
No Programs This Year	\$ 0	\$ 0	0%
Other - Administration & Planning	\$ 98,233	\$ 89,824	91%
Grand Total:	\$ 1,981,866	\$ 1,615,452	82%

Figure 2 - Program Year Accomplishments by Strategic Plan Goal

Strategic Plan Goal / Activity	Unit of Measure	Expected	Actual
1. Support Public Service Activities			
Graffiti Cleanup	People	20,000	20,070
CoC - Annual PIT / PHC Homeless Assessment	People	125	126
2016 - FSTC - SPC/SNAP Case Management	People	8	8
2016 CSET - Homeless Vet Assistance (RTI)	People	20	15
FSTC - SPC/SNAP Case Management	People	8	9
United Way - 211 Bilingual	People	500	1101
West Tulare Neighborhood Cleanup	People	10,000	0
2. Assist With Development/Renovation Housing			
No Programs This Year	Housing Units	0	0
3. Improve Quality & Availability of Public Facilities			
E St (Bardsley-Cross) Water/Sewer Improvements	People	5,000	0
I St./Owens Improvements	People	3,000	3,105
Senior Center Improvements	People	70	70
O St. Sidewalk ADA Improvements	People	1,000	1,095
Purchase Fire Apparatus	People	15,000	16,995
FSTC - Transitional Housing - Sewer Repair	People	2	8
Youth Site Improvements	People	15	20
5. Support Economic Development Efforts			
No Programs This Year	Businesses	0	0
Other - Administration & Planning	N/A	N/A	N/A

CR-10 - Racial and Ethnic composition of families assisted

	CDBG
White	453
Black or African American	221
Asian	11
American Indian or American Native	16
Native Hawaiian or Other Pacific Islander	9
Total	710
Hispanic	606
Not-Hispanic	40

Table 2 - Table of assistance to racial and ethnic populations by source of funds

Table 5 - Number of Household Served

Number of Persons Served	CDBG Actual	HOME Actual
Extremely Low-Income	0	0
Low-income	0	0
Moderate-Income	0	0
Total	0	0

Narrative Information:

Community Development Block Grant (CDBG) funds, affordable housing assistance is provided in public services through Family Services Case Management in support of the implementation of the Tulare Housing First grants. The Tulare Housing First grants provide permanent supportive housing to the chronically homeless citizens of Tulare. The Tulare Housing First grants allowable administration budget is 6% of the total grant. Hence, Family Services would not be able to administer the Tulare Housing First grants without the support of City of Tulare CDBG public service funds. As a result of CDBG and Tulare Housing First funding, 9 chronically homeless individuals received permanent supportive housing in PY 2017.

In regards of HOME funds, 1 home rehabilitation process began in PY 2017 and scheduled to complete in PY 2018. As a result, it will be captured in the PY 2018 CAPER. The total rehab estimated activity total is \$170,000 with the use of HOME program income. Through CalHome funds, 1 First Time Home Buyer initial application began in PY 2017 and will be complete in PY 2018. As a result, it will also be captured in the 2018 CAPER. Both activities are being done by Self-Help Enterprises, a certified CHDO.

Tulare 2017/18 CAPER

Appendix A:

Public Notice and Citizen Participation

**PUBLIC NOTICE FOR REVIEW AND COMMENT
2017 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER)**

The City of Tulare will submit its Consolidated Annual Performance and Evaluation Report (CAPER) for Program Year 2017 (July 1, 2017 – June 30, 2018) to the United States Department of Housing and Urban Development (HUD), no later than September 30, 2018. The CAPER is an annual report that describes the performance in meeting its goal with the use of Community Development Block Grant (CDBG) received from HUD. The City uses this grant to provide decent, clean, safe and affordable housing, create a suitable living environment, and expand economic opportunities, principally for persons of low and moderate income. The City of Tulare's Consolidated Plan/Action Plan and, which identified projects and programs was previously reviewed and adopted by the City Council to meet these objectives.

A community meeting will be held on September 4, 2018 at 6:00pm at the Tulare Public Library located at 491 North M Street, Tulare California 93274 to present the 2017 DRAFT CAPER.

The City of Tulare will present the 2017 CAPER at the following:

City Council – Public Hearing – Tuesday, September 18, 2018, at 7:00 P.M.

City Council Chambers located at 491 North M Street, Tulare California 93274

The 2017 DRAFT CAPER will be available for citizen's review on the City of Tulare's website as well as the City of Tulare, Community Development Department located at 411 East Kern Avenue, Tulare, CA 93274 Monday through Friday between the hours of 8:00 am and 5:00 pm. The public has fifteen (15) days to comment in writing on the 2017 DRAFT CAPER. **The public comment period begins August 31, 2018 through September 14, 2018.** The Public Hearing for the 2017 CAPER will be held on September 18, 2018. The public hearing will also be an opportunity to accept public comment on housing and community development needs in Tulare. If you are unable to attend one of the meetings, you may submit your comments in writing to Margie Perez, Housing & Grants Specialist at mperez@tulare.ca.gov or Traci Myers, Community Development Deputy Director at tmyers@tulare.ca.gov. All comments received will be included in the report submission to HUD.

In compliance with the American Disabilities Act, requests for disability-related modifications or accommodations required to facilitate meeting participation, including request for auxiliary aids and/or interpreters please contact Margie Perez, Housing and Grants Specialist at mperez@tulare.ca.gov or (559) 684-4256 at least 3 business days prior to meeting.

Publishing Date: August 31, 2018

TAR - Tulare Advance Register

VTD – Visalia Times Delta

Visalia Newspapers, Inc.
P.O. Box 31, Visalia, CA 93279
559-735-3200 / Fax 559-735-3210

State Of California es:
County of Tulare

Advertiser:

CITY OF TULARE-PLANNING
411 E KERN AVE
TULARE , CA 93274

RE: PUBLIC NOTICE FOR REVIEW AND COMMENT 2017 CONSOLIDATED


I, a legal Clerk, for the below mentioned newspaper(s), am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper

Newspaper: **Tulare Advance Register**

8/22/2018

I acknowledge that I am a principal clerk of said paper which is printed and published in the City of Visalia, County of Tulare, State of California. The Visalia Times Delta was adjudicated a newspaper of general circulation on July 25, 2001 by Tulare County Superior Court Order No. 41-20576. The Tulare Advance Register was adjudicated a newspaper of general circulation on July 25, 2001 by Superior Court Order No. 52-43225.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 22 day of August, 2018 in Visalia, California.


Declarant

Order# 0003115348

Certificate of Publication

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In compliance with the American Disabilities Act, requests for

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Pub: August 31, 2018 3115348

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Pub: August 31, 2013 3:15248

PY 2017/18 CAPER Online Posting on City of Tulare Website

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Leadership in Local Government

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CDBG - PUBLIC NOTICE

Public Notice for Review and Comment
2017 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER)

The City of Tulare will submit its Consolidated Annual Performance and Evaluation Report (CAPER) for Program Year 2017 (July 1, 2017 – June 30, 2018) to the United States Department of Housing and Urban Development (HUD), no later than September 30, 2018. The CAPER is an annual report that describes the performance in meeting its goal with the use of Community Development Block Grant (CDBG) received from HUD. The City uses this grant to provide decent, clean, safe and affordable housing, create a suitable living environment, and expand economic opportunities, primarily for persons of low and moderate income. The City of Tulare's Consolidated Plan/Action Plan and which identified projects and programs was previously reviewed and adopted by the City Council to meet these objectives.

A community meeting will be held on September 4, 2018 at 6:00pm at the Tulare Public Library located at 491 North M Street Tulare California 93274 to present the 2017 DRAFT CAPER.

The City of Tulare will present the 2017 CAPER at the following:

City Council – Public Hearing – Tuesday, September 18, 2018, at 7:00 P.M.
City Council Chambers located at 491 North M Street Tulare California 93274


The 2017 DRAFT CAPER will be available for citizen's review on the City of Tulare's website as well as the City of Tulare Community Development Department located at 411 East Kern Avenue Tulare, CA 93274 Monday through Friday between the hours of 8:00 am and 5:00 pm. The public has fifteen (15) days to comment in writing on the 2017 DRAFT CAPER. The public comment period begins August 31, 2018 through September 14, 2018. The Public Hearing for the 2017 CAPER will be held on September 18, 2018. The public hearing will also be an opportunity to accept public comment on housing and community development needs in Tulare. If you are unable to attend one of the meetings, you may submit your comments in writing to Marge Perez, Housing & Grants Specialist at mperez@tulare.ca.gov or Tracy Myers, Community Development Deputy Director at trmyers@tulare.ca.gov. All comments received will be included in the report submission to HUD.

In compliance with the American Disabilities Act, requests for disability related modifications or accommodations required to facilitate meeting participation including request for auxiliary aids and/or interpreters please contact Marge Perez, Housing and Grants Specialist at mperez@tulare.ca.gov or (559) 684-4256 at least 3 business days prior to meeting.

HOME | COMMUNITY | DEPARTMENTS | GOVERNMENT | I WANT TO | SITE MAP

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City Council Report September 18, 2018 Report

To be included

City Council September 18, 2018 Resolution

To be included

Community Input

To be included

Tulare 2017/18 CAPER

Appendix B:

**Tulare Continuum of Care Point in
Time Survey Report**

**PIT Survey
2018 Tulare County: Tulare**

	Adults	115	100%
Household Composition	Children	0	0%
	Unknown	0	0%
	Total	115	100%
	# HH	# People	
Household Composition	Households with Children	0	0
	Households without Children	105	115
	Households with only Children	0	0
Total	105	115	
	# HH	# People	
Unaccompanied/ Parenting Youth (up to age 24)	Unaccompanied Children (<18)	0	0
	Unaccompanied Youth (18-24)	10	11
	Parenting Youth (18-24)	0	0
Total	10	11	
	# HH	# People	
Chronically Homeless	Households with Children	0	0
	Households without Children	48	53
	No	56	61
Total	1	1	
	# HH	# People	
Homeless One Year or More (adults only)	Yes	83	72%
	No	27	23%
	Unknown	5	4%
Total	115	100%	
# Times Homeless Past 3 Years (adults only)	Less Than 4	68	59%
	At Least 4	43	37%
	Unknown	4	3%
Total	115	100%	
Gender	Female	37	32%
	Male	77	67%
	Transgender	0	0%
Total	115	100%	
Age Group	≤17	0	0%
	18-24	12	10%
	25-34	19	17%
	35-44	24	21%
	45-54	28	24%
	55-64	24	21%
	65-69	5	4%
	70+	3	3%
Total	115	100%	
Ethnicity	Hispanic/Latino	44	38%
	Non-Hispanic/Latino	69	60%
	Unknown	2	2%
Total	115	100%	
Race	American Indian/Alaskan Native	3	3%
	Asian	0	0%
	Black/African American	11	11%
	Native Hawaiian/Other Pacific	3	3%
	White	88	77%
	Multiple Races	2	2%
	Unknown	6	5%
Total	115	100%	
Currently Fleeing Domestic Violence ^A (adults only)	Yes	7	6%
	No	104	91%
	Unknown	3	3%
Total	114	100%	

	Place not meant for human Emergency Shelter	114	99%
Place Slept Last Night	Transitional Housing	1	1%
	Total	115	100%
Location of Last Stable Housing ^A (adults only)	Within Kings County	1	1%
	Within Tulare County	90	79%
	Within State of CA	12	11%
	Another State	10	9%
	Another Country	1	1%
Total	114	100%	
Veteran (adults only)	Yes	7	6%
	No	107	93%
	Unknown	1	1%
Total	115	100%	
Disabling Condition (adults only)	Yes	71	63%
	No	42	37%
	# of Responses	113	100%
Barriers* (adults only)	HIV/AIDS	1	1%
	Mental Illness	47	41%
	Substance Abuse	28	24%
	Alcohol/other drug use	5	5%
	Medical Condition	5	5%
	Mental Health Condition	5	5%
	Eviction	16	15%
	Argument w/ family/friends	11	10%
	Domestic Violence	2	2%
	Hospital Discharge	0	0%
	Jail/Prison Discharge	3	3%
	Divorce/Separation	8	7%
	Foreclosure	1	1%
No affordable housing	5	5%	
Substandard housing	1	1%	
Aged out of foster care	0	0%	
Lost benefits	0	0%	
Unemployment	29	26%	
Pets not Allowed	0	0%	
Other	19	17%	
# of Responses	110		
Reason for Homelessness* (adults only)	No Financial Resources	66	58%
	Earned Income	3	3%
	Unemployment	0	0%
	Veteran's Benefits	1	1%
	Child Support	0	0%
	General Assistance	4	4%
	TANF	25	22%
	SSI	2	2%
	SSDI	11	10%
	Social Security Retirement	0	0%
	Private Disability	0	0%
	Alimony	1	1%
	Pension	1	1%
Other	3	3%	
# of Responses	113		

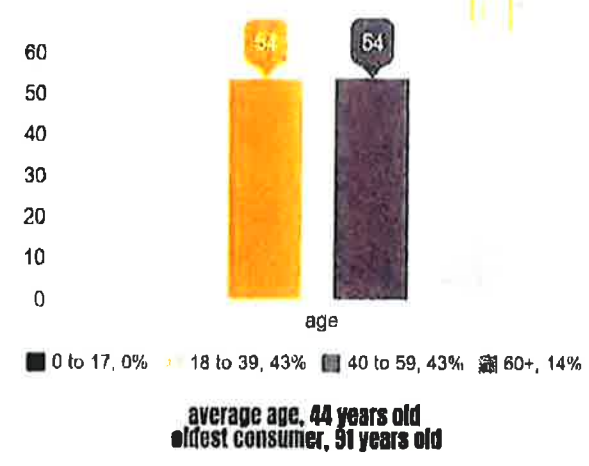
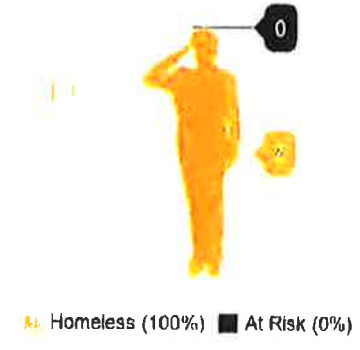
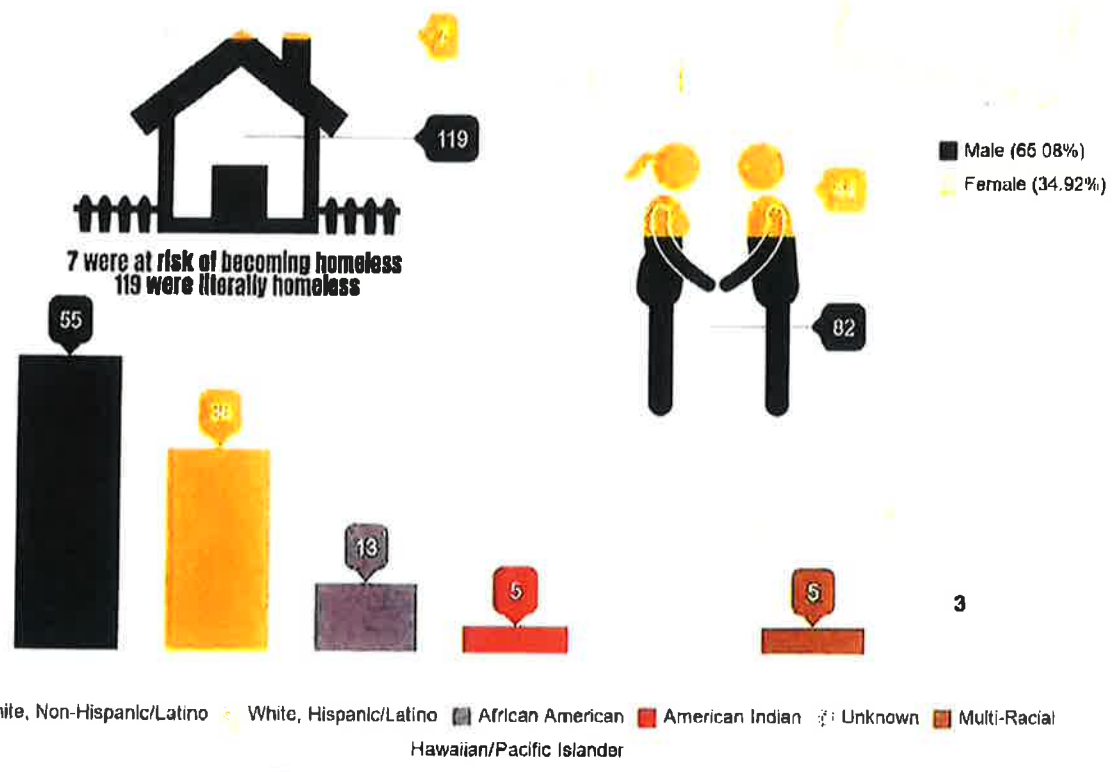
^A Data only reported on unsheltered clients.

^B Subpopulations are not mutually exclusive and a given person may fall into more than one subpopulation category.

HOUSING INSECURITY

JAN 25, 2018

KTHA





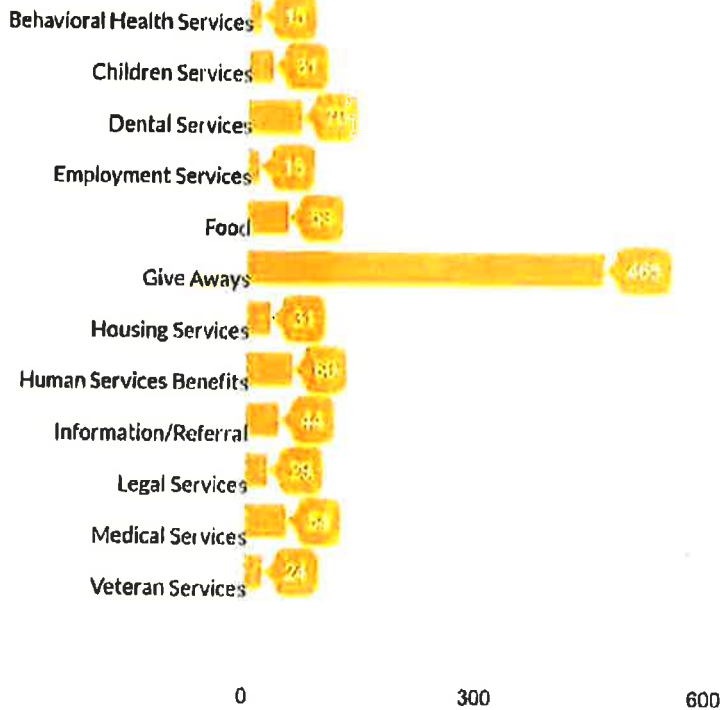
■ At Risk (5.60%)
 ■ Emergency Shelter (6.40%)
 ■ Streets (84%)
 ■ Transitional Housing (4%)



■ In Tulare County (78.38%)
 ■ Outside of Tulare County (21.62%)



■ Homeless (97.18%)
 ■ At Risk (2.82%)



*food includes, breakfast, lunch, food bags and snacks
 *give aways include books, bikes, bikes repair, clothing, blankets, feminine hygiene products, haircuts, laundry kits, hygiene kits, showers, sleeping bags, government phones, and car storage service

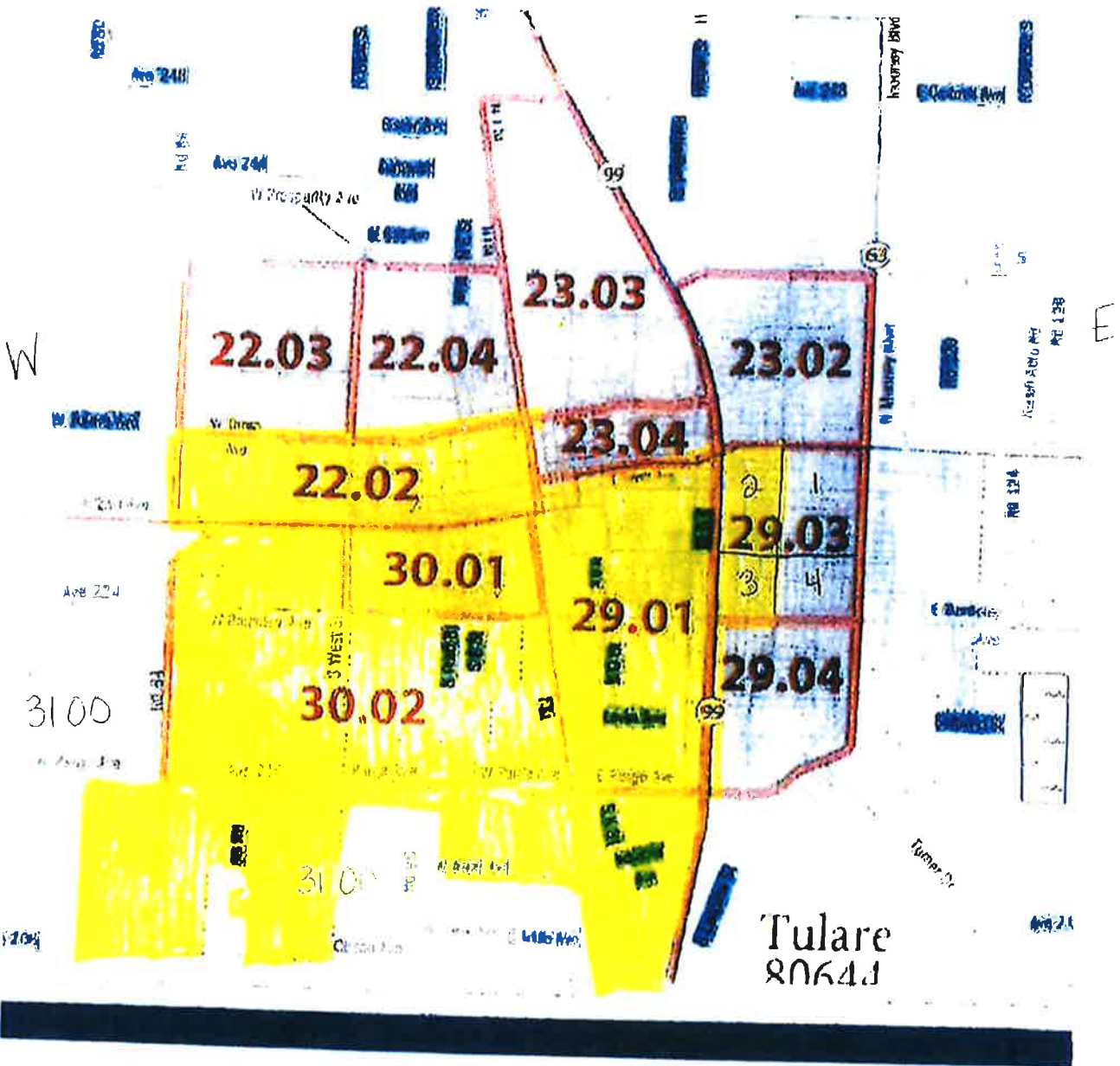
Tulare 2017/18 CAPER

Appendix C:

City Map – Census Boundaries

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p://www2.census.gov/geo/maps/dc10map/tract/st06_ca/c06107_tulare/DC10CT_C06107_004.pdf



TULARE CA
 CPD 2014 Updated LMISD

Track No.	Consus #	Block Group	Population Low/Mod	Total	%	Block No.
	21.00	2	295	835	35.3%	
1	22.02	1	1375	1695	81.1%	1
	22.02	2	385	630	61.1%	2
	22.02	3	1950	3110	62.7%	3
	22.03	1	1370	3500	39.1%	
	22.03	2	270	745	36.2%	
	22.04	1	1345	3220	41.8%	
	22.04	2	815	1890	43.1%	
	22.04	3	365	890	41.0%	
	23.02	1	150	760	19.7%	
	23.02	2	810	2550	31.8%	
	23.02	3	295	1270	23.2%	
	23.03	1	250	820	30.5%	
	23.03	2	470	2610	18.0%	
	23.03	3	485	1110	43.7%	
	23.03	4	140	1020	13.7%	
	23.03	5	95	300	31.7%	
	23.04	1	515	1120	46.0%	
	23.04	2	235	975	24.1%	
	24.00	1	1190	3940	30.2%	
	24.00	2	100	660	15.2%	
	24.00	3	360	1700	21.2%	
	24.00	4	220	1185	18.6%	
	24.00	5	440	2010	21.9%	
2	29.01	1	1825	2175	83.9%	4
	29.01	2	770	1095	70.3%	5
	29.01	3	125	125	100.0%	6
	29.03	1	720	2205	32.7%	
3	29.03	2	950	1400	67.9%	7
	29.03	3	545	895	60.9%	8
	29.03	4	160	955	16.8%	
	29.04	1	875	2510	34.9%	
	29.04	2	1155	2545	45.4%	
4	30.01	1	980	1410	69.5%	9
	30.01	2	1585	2200	72.0%	10
	30.01	3	945	1275	74.1%	11
5	30.02	1	700	1295	54.1%	12
	30.02	2	1475	2765	53.3%	13
6	31.00	1	350	685	51.1%	14
	31.00	2	1075	1805	59.6%	15

The City of Tulare CDBG eligible Low/Mod Boundaries

There are a total of 6 tracks with 15 blocks groups, which are recognized as low-mod areas. The City's CDBG eligible low-mod boundaries are:

1. Census Tract No. 0022.02/Block No. 1, 2 and 3 (Low/Mod: 68.26%): bound by Enterprise St., W. Cross Ave, N. J St., and W. Inyo Ave.
2. Census Tract No. 0029.01/Block No. 1, 2 and 3 (Low/Mod: 80.12%): bound by S. I St., Highway 137, Highway 99, and E. Paige Ave.
3. Census Tract No. 0029.03/Block No. 2 and 3 (Low/Mod: 65.14%): bound by Highway 99, Highway 137, S. Laspina St., and E. Bardsley Ave.
4. Census Tract No. 0030.01/Block No. 1, 2 and 3 (Low/Mod: 71.85%): bound by S. West St., W. Bardsley Ave., W. Inyo Ave. and S. I St.
5. Census Tract No. 0030.02/Block No. 1 and 2 (Low/Mod: 53.57%): bound by Enterprise St. Soult's Dr., Highway 99, S. West St., W. Bardsley Ave., S. I St., W. Paige Ave.
6. Census Tract No. 0031.00/Block No. 1 and 2 (Low/Mod: 57.23%): bound by East Road 80, north to W. Paige Ave, east to Highway 99, south to City limits which include Ave 208 to West St., Pratt St south to Wade St., Wade St. east to I St., south to Avenue 184.

Tulare 2017/18 CAPER

Appendix D:

IDIS Reports



PART I: SUMMARY OF CDBG RESOURCES

01 UNEXPENDED CDBG FUNDS AT END OF PREVIOUS PROGRAM YEAR	
02 ENTITLEMENT GRANT	1,365,703.72
03 SURPLUS URBAN RENEWAL	600,163.00
04 SECTION 108 GUARANTEED LOAN FUNDS	0.00
05 CURRENT YEAR PROGRAM INCOME	0.00
05a CURRENT YEAR SECTION 108 PROGRAM INCOME (FOR SI TYPE)	55,550.00
06 FUNDS RETURNED TO THE LINE-OF-CREDIT	0.00
06a FUNDS RETURNED TO THE LOCAL CDBG ACCOUNT	0.00
07 ADJUSTMENT TO COMPUTE TOTAL AVAILABLE	0.00
08 TOTAL AVAILABLE (SUM, LINES 01-07)	0.00
	2,021,416.72

PART II: SUMMARY OF CDBG EXPENDITURES

09 DISBURSEMENTS OTHER THAN SECTION 108 REPAYMENTS AND PLANNING/ADMINISTRATION	1,243,714.83
10 ADJUSTMENT TO COMPUTE TOTAL AMOUNT SUBJECT TO LOW/MOD BENEFIT	0.00
11 AMOUNT SUBJECT TO LOW/MOD BENEFIT (LINE 09 + LINE 10)	1,243,714.83
12 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION	75,061.52
13 DISBURSED IN IDIS FOR SECTION 108 REPAYMENTS	0.00
14 ADJUSTMENT TO COMPUTE TOTAL EXPENDITURES	0.00
15 TOTAL EXPENDITURES (SUM, LINES 11-14)	1,318,776.35
16 UNEXPENDED BALANCE (LINE 08 - LINE 15)	702,640.37

PART III: LOW/MOD BENEFIT THIS REPORTING PERIOD

17 EXPENDED FOR LOW/MOD HOUSING IN SPECIAL AREAS	0.00
18 EXPENDED FOR LOW/MOD MULTI-UNIT HOUSING	0.00
19 DISBURSED FOR OTHER LOW/MOD ACTIVITIES	1,243,714.83
20 ADJUSTMENT TO COMPUTE TOTAL LOW/MOD CREDIT	0.00
21 TOTAL LOW/MOD CREDIT (SUM, LINES 17-20)	1,243,714.83
22 PERCENT LOW/MOD CREDIT (LINE 21/LINE 11)	100.00%

LOW/MOD BENEFIT FOR MULTI-YEAR CERTIFICATIONS

23 PROGRAM YEARS(PY) COVERED IN CERTIFICATION	
24 CUMULATIVE NET EXPENDITURES SUBJECT TO LOW/MOD BENEFIT CALCULATION	PY: 2017 PY: PY: 0.00
25 CUMULATIVE EXPENDITURES BENEFITTING LOW/MOD PERSONS	0.00
26 PERCENT BENEFIT TO LOW/MOD PERSONS (LINE 25/LINE 24)	0.00%

PART IV: PUBLIC SERVICE (PS) CAP CALCULATIONS

27 DISBURSED IN IDIS FOR PUBLIC SERVICES	104,423.24
28 PS UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR	0.00
29 PS UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR	30,000.00
30 ADJUSTMENT TO COMPUTE TOTAL PS OBLIGATIONS	0.00
31 TOTAL PS OBLIGATIONS (LINE 27 + LINE 28 + LINE 29 + LINE 30)	74,423.24
32 ENTITLEMENT GRANT	600,163.00
33 PRIOR YEAR PROGRAM INCOME	76,735.17
34 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PS CAP	0.00
35 TOTAL SUBJECT TO PS CAP (SUM, LINES 32-34)	676,898.17
36 PERCENT FUNDS OBLIGATED FOR PS ACTIVITIES (LINE 31/LINE 35)	10.99%

PART V: PLANNING AND ADMINISTRATION (PA) CAP

37 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION	75,061.52
38 PA UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR	0.00
39 PA UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR	0.00
40 ADJUSTMENT TO COMPUTE TOTAL PA OBLIGATIONS	0.00
41 TOTAL PA OBLIGATIONS (LINE 37 + LINE 38 + LINE 39 + LINE 40)	75,061.52
42 ENTITLEMENT GRANT	600,163.00
43 CURRENT YEAR PROGRAM INCOME	55,550.00
44 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PA CAP	0.00
45 TOTAL SUBJECT TO PA CAP (SUM, LINES 42-44)	655,713.00
46 PERCENT FUNDS OBLIGATED FOR PA ACTIVITIES (LINE 41/LINE 45)	11.45%



LINE 17 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 17

Report returned no data.

LINE 18 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 18

Report returned no data.

LINE 19 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 19

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	Drawn Amount
2017	12	311	6137349	Senior Center Improvements	03A	LMC	\$55,611.00
2017	12	311	6145958	Senior Center Improvements	03A	LMC	\$9,119.00
2017	12	311	6155036	Senior Center Improvements	03A	LMC	\$75.31
2017	12	311	6168056	Senior Center Improvements	03A	LMC	\$44,284.00
					03A	Matrix Code	\$109,089.31
2016	9	301	6094965	2016 FSTC Transitional Housing - Sewer Repair	03C	LMC	\$22,739.07
					03C	Matrix Code	\$22,739.07
2017	1	314	6160176	Youth Site Improvements	03D	LMC	\$51,675.00
2017	1	314	6168056	Youth Site Improvements	03D	LMC	\$21,794.00
					03D	Matrix Code	\$73,469.00
2017	10	309	6131921	I St./Owens Ave. Improvements	03L	LMA	\$131,695.00
2017	10	313	6130686	O St ADA Sidewalk Improvements	03L	LMA	\$29,192.37
2017	10	313	6133145	O St ADA Sidewalk Improvements	03L	LMA	\$153,106.84
					03L	Matrix Code	\$313,994.21
2017	12	312	6141973	Purchase Fire Apparatus & Equipment	03O	LMA	\$620,000.00
					03O	Matrix Code	\$620,000.00
2016	2	302	6130672	2016 CSET - Homeless Vet Assistance	05Q	LMC	\$15,000.00
					05Q	Matrix Code	\$15,000.00
2016	7	299	6094965	2016 SPC/SNAP Case Management	05Z	LMC	\$9,986.32
2016	7	299	6130672	2016 SPC/SNAP Case Management	05Z	LMC	\$5,013.68
2017	13	304	6133789	2017 Graffiti Cleanup	05Z	LMA	\$29,130.60
2017	13	304	6135049	2017 Graffiti Cleanup	05Z	LMA	\$3,372.65
2017	13	304	6145958	2017 Graffiti Cleanup	05Z	LMA	\$3,323.47
2017	13	304	6155036	2017 Graffiti Cleanup	05Z	LMA	\$2,201.24
2017	13	304	6165199	2017 Graffiti Cleanup	05Z	LMA	\$1,856.41
2017	14	305	6130675	Kings Tulare Homeless Alliance	05Z	LMC	\$1,798.48
2017	14	305	6155036	Kings Tulare Homeless Alliance	05Z	LMC	\$2,594.78
2017	14	305	6160176	Kings Tulare Homeless Alliance	05Z	LMC	\$1,820.05
2017	14	305	6165199	Kings Tulare Homeless Alliance	05Z	LMC	\$325.56
2017	15	306	6140892	Family Services SPC/SNAP Case Management	05Z	LMC	\$15,000.00
2017	16	307	6145958	United Way of Tulare County	05Z	LMC	\$2,783.27
2017	16	307	6160176	United Way of Tulare County	05Z	LMC	\$2,592.19
2017	16	307	6168056	United Way of Tulare County	05Z	LMC	\$7,624.54
Total					05Z	Matrix Code	\$89,423.24
							\$1,243,714.83

LINE 27 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 27

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	Drawn Amount
2016	2	302	6130672	2016 CSET - Homeless Vet Assistance	05Q	LMC	\$15,000.00
					05Q	Matrix Code	\$15,000.00
2016	7	299	6094965	2016 SPC/SNAP Case Management	05Z	LMC	\$9,986.32
2016	7	299	6130672	2016 SPC/SNAP Case Management	05Z	LMC	\$5,013.68
2017	13	304	6133789	2017 Graffiti Cleanup	05Z	LMA	\$29,130.60
2017	13	304	6135049	2017 Graffiti Cleanup	05Z	LMA	\$3,372.65



Office of Community Planning and Development
 U.S. Department of Housing and Urban Development
 Integrated Disbursement and Information System
 PR26 - CDBG Financial Summary Report

DATE: 08-31-18
 TIME: 19:51
 PAGE: 3

Program Year 2017
 TULARE, CA

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	Drawn Amount	
2017	13	304	6145958	2017 Graffiti Cleanup	05Z	LMA	\$3,323.47	
2017	13	304	6155036	2017 Graffiti Cleanup	05Z	LMA	\$2,201.24	
2017	13	304	6165199	2017 Graffiti Cleanup	05Z	LMA	\$1,858.41	
2017	14	305	6130675	Kings Tulare Homeless Alliance	05Z	LMC	\$1,798.48	
2017	14	305	6155036	Kings Tulare Homeless Alliance	05Z	LMC	\$2,594.78	
2017	14	305	6160175	Kings Tulare Homeless Alliance	05Z	LMC	\$1,820.05	
2017	14	305	6165199	Kings Tulare Homeless Alliance	05Z	LMC	\$325.56	
2017	15	306	6140892	Family Services SPC/SNAP Case Management	05Z	LMC	\$15,000.00	
2017	16	307	6145958	United Way of Tulare County	05Z	LMC	\$2,783.27	
2017	16	307	6160175	United Way of Tulare County	05Z	LMC	\$2,592.19	
2017	16	307	6168056	United Way of Tulare County	05Z	LMC	\$7,824.54	
						05Z	Matrix Code	\$89,423.24
Total								\$104,423.24

LINE 37 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 37

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	Drawn Amount	
2017	9	303	6130675	2017 CDBG Administration	21A		\$31,583.02	
2017	9	303	6131921	2017 CDBG Administration	21A		\$5,058.32	
2017	9	303	6133789	2017 CDBG Administration	21A		\$8,397.49	
2017	9	303	6145958	2017 CDBG Administration	21A		\$11,137.28	
2017	9	303	6155036	2017 CDBG Administration	21A		\$7,412.13	
2017	9	303	6165199	2017 CDBG Administration	21A		\$8,150.28	
2017	9	303	6168056	2017 CDBG Administration	21A		\$3,323.02	
						21A	Matrix Code	\$75,061.52
Total								\$75,061.52

Performance and Evaluation Report
 For Grant Year 2017
 As of 08/31/2018

Grant Number

Part I: Financial Status

A. Sources of State CDBG Funds

1)	State Allocation	
2)	Program Income	
3)	Program income received in IDIS	
3 a)	Program income received from Section 108 Projects (for SI type)	
4)	Adjustment to compute total program income	
5)	Total program income (sum of lines 3 and 4)	\$0.00
6)	Section 108 Loan Funds	
7)	Total State CDBG Resources (sum of lines 1,5 and 6)	\$0.00

B. State CDBG Resources by Use

8)	State Allocation	
9)	Obligated to recipients	
10)	Adjustment to compute total obligated to recipients	
11)	Total obligated to recipients (sum of lines 9 and 10)	\$0.00
12)	Set aside for State Administration	
13)	Adjustment to compute total set aside for State Administration	\$0.00
14)	Total set aside for State Administration (sum of lines 12 and 13)	\$0.00
15)	Set aside for Technical Assistance	
16)	Adjustment to compute total set aside for Technical Assistance	
17)	Total set aside for Technical Assistance (sum of lines 15 and 16)	
18)	State funds set aside for State Administration match	

U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 State of

Performance and Evaluation Report
 For Grant Year 2017
 As of 08/31/2018

DATE: 08-31-18
 TIME: 19:52
 PAGE: 2

Grant Number

19)	Program Income	
20)	Returned to the state and redistributed	
20 a)	Section 108 program income expended for the Section 108 repayment	
21)	Adjustment to compute total redistributed	
22)	Total redistributed (sum of lines 20 and 21)	\$0.00
23)	Returned to the state and not yet redistributed	
23 a)	Section 108 program income not yet disbursed	
24)	Adjustment to compute total not yet redistributed	
25)	Total not yet redistributed (sum of lines 23 and 24)	\$0.00
26)	Retained by recipients	
27)	Adjustment to compute total retained	
28)	Total retained (sum of lines 26 and 27)	\$0.00
C. Expenditures of State CDBG Resources		
29)	Drawn for State Administration	\$0.00
30)	Adjustment to amount drawn for State Administration	
31)	Total drawn for State Administration	\$0.00
32)	Drawn for Technical Assistance	\$0.00
33)	Adjustment to amount drawn for Technical Assistance	
34)	Total drawn for Technical Assistance	\$0.00
35)	Drawn for Section 108 Repayments	\$0.00
36)	Adjustment to amount drawn for Section 108 Repayments	
37)	Total drawn for Section 108 Repayments	\$0.00
38)	Drawn for all other activities	\$0.00
39)	Adjustment to amount drawn for all other activities	
40)	Total drawn for all other activities	\$0.00

State of
 Performance and Evaluation Report
 For Grant Year 2017
 As of 08/31/2018

Grant Number

D. Compliance with Public Service (PS) Cap

41)	Disbursed in IDIS for PS	\$0.00
42)	Adjustment to compute total disbursed for PS	
43)	Total disbursed for PS (sum of lines 41 and 42)	\$0.00
44)	Amount subject to PS cap	
45)	State Allocation (line 1)	
46)	Program Income Received (line 5)	\$0.00
47)	Adjustment to compute total subject to PS cap	
48)	Total subject to PS cap (sum of lines 45-47)	\$0.00
49)	Percent of funds disbursed to date for PS (line 43 / line 48)	

E. Compliance with Planning and Administration (P/A) Cap

50)	Disbursed in IDIS for P/A from all fund types - Combined	\$0.00
51)	Adjustment to compute total disbursed for P/A	
52)	Total disbursed for P/A (sum of lines 50 and 51)	\$0.00
53)	Amount subject to Combined Expenditure P/A cap	
54)	State Allocation (line 1)	
55)	Program Income Received (line 5)	\$0.00
56)	Adjustment to compute total subject to P/A cap	
57)	Total subject to P/A cap (sum of lines 54-56)	\$0.00
58)	Percent of funds disbursed to date for P/A (line 52 / line 57) Combined Cap	
59)	Disbursed in IDIS for P/A from Annual Grant Only	
60)	Amount subject the Annual Grant P/A cap	\$0.00
61)	State Allocation	
62)	Percent of funds disbursed to date for P/A (line 59 / line 61) Annual Grant Cap	

U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System

State of

Performance and Evaluation Report
For Grant Year 2017
As of 08/31/2018

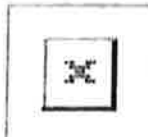
Grant Number

DATE: 08-31-18
TIME: 19:52
PAGE: 4

Part II: Compliance with Overall Low and Moderate Income Benefit

- 63) Period specified for benefit: grant years _____ - _____
- 64) Final PER for compliance with the overall benefit test: []

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 1

PGM Year: 2018
Project: 0011 - Administration
IDIS Activity: 296 - 2016 CDBG Administration
Status: Completed 8/18/2017 12:00:00 AM
Location:

Objective:
Outcome:
Matrix Code: General Program Administration (21A) National Objective.

Initial Funding Date: 03/10/2017

Description:

Administration staff time for CDBG FY 2016-17
 Expected expenditures are postage, training and travel, professional services, office supplies, copy, printing, and advertising activities.

Financing

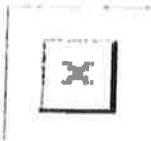
	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG	EN	2016	B16MC080034	\$18,479.82	\$0.00	\$18,479.82
	PI			\$55,196.84	\$0.00	\$55,196.84
Total	Total			\$71,676.66	\$0.00	\$71,676.66

Proposed Accomplishments

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	0	0
Black/African American:	0	0	0	0	0	0	0	0
Asian:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White:	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	0	0
Asian/Pacific Islander:	0	0	0	0	0	0	0	0
Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	0	0
Female-headed Households:	0				0			



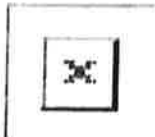
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 2

<i>Income Category</i>	Owner	Renter	Total	Person
Extremely Low			0	
Low Mod			0	
Moderate			0	
Non Low Moderate			0	
Total	0	0	0	0
Percent Low/Mod				

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 3

PGM Year: 2016
Project: 0005 - Graffiti Abatement
IDIS Activity: 297 - 2016 Graffiti Cleanup
Status: Completed 3/16/2018 3:12:09 PM
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z) National Objective LMA

Initial Funding Date: 03/16/2017

Description:

Graffiti Cleanup activity in eligible West Tulare Area
 Eligible area for this activity is west of Highway 99 to Enterprise Ave; South boundary is Paige Ave; North boundary is Property Ave and Cartmill Ave.
 Total recorded cleanup in eligible areas is 1,552 with a total of citywide 1,908.
 Approximate 81% of graffiti cleanup was done in the West Tulare Area

Financing

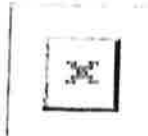
	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG	EN	2016	B18MC060034	\$24,366.44	\$0.00	\$24,366.44
	PI			\$16,443.56	\$0.00	\$16,443.56
Total	Total			\$40,800.00	\$0.00	\$40,800.00

Proposed Accomplishments

People (General) : 1,000
 Total Population in Service Area: 35,975
 Census Tract Percent Low / Mod: 51.34

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2016	Tulare Graffiti Cleanup Program continues into 2016-17. The Graffiti Department has one full time staff who allocated approximately 80% of his time to Graffiti Cleanup, most of which is in the West Tulare Area. Graffiti activity cleanup through June 2017 has logged in 1,552 cleanups in West Tulare eligible area.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 4

PGM Year: 2016
Project: 0001 - Continuum of Care
IDIS Activity: 298 - Kings Tulare Homeless Alliance
Status: Completed 8/10/2017 12:00:00 AM
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z) **National Objective:** LMC

Initial Funding Date: 03/16/2017

Description:

Kings Tulare Continuum of Care (CoC) assist the Homeless in Tulare and Kings Counties.
 The scope of this years funding is a continuation of cities of Hanford, Porterville, Tulare, and Visalia.
 CoC is a nonprofit PUBLIC BENEFIT CORPORATION with a mission statement: To coordinate and leverage policy and resources that empower community partners to address homelessness in Kings and Tulare County.
 Kings Tulare Homeless Alliance homeless count was held on January 26, 2017 in Hanford, Porterville, Tulare and Visalia.
 Total served for all locations was 895, of which 121 was Tulare only.

Financing:

	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG	EN	2016	B16MC060034	\$8,405.12	\$0.00	\$8,405.12
	PI			\$5,094.97	\$0.00	\$5,094.97
Total	Total			\$13,600.09	\$0.00	\$13,600.09

Proposed Accomplishments

People (General): 125

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White	0	0	0	0	0	0	78	36
Black/African American	0	0	0	0	0	0	13	0
Asian	0	0	0	0	0	0	0	0
American Indian/Alaskan Native	0	0	0	0	0	0	11	0
Native Hawaiian/Other Pacific Islander	0	0	0	0	0	0	5	0
American Indian/Alaskan Native & White	0	0	0	0	0	0	0	0
Asian White	0	0	0	0	0	0	0	0
Black/African American & White	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American	0	0	0	0	0	0	0	0
Other multi-racial	0	0	0	0	0	0	13	0
Asian/Pacific Islander	0	0	0	0	0	0	0	0



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 5

Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	121	36
Female-headed Households:	0	0	0	0	0	0	0	0
<i>Income Category:</i>								
	Owner	Renter	Total	Person				
Extremely Low	0	0	0	121				
Low Mod	0	0	0	0				
Moderate	0	0	0	0				
Non Low Moderate	0	0	0	0				
Total	0	0	0	121				
Percent Low/Mod	100.0%							

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2016	Kings/Tulare Project Homeless Connect (PHC) events were held Jan 26, 2017 in Hanford, Porterville, Tulare, and Visalia. The 2017 PHC served 895 guests, with 121 of them in Tulare, roughly 14%. K/T Coc number of attendees decreased from prior year, there was a sharp increase in the number of people attending that were literally homeless.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 6

PGM Year: 2016
Project: 0007 - Shelter Plus Care
IDIS Activity: 299 - 2016 SPC/SNAP Case Management

Status: Completed 6/31/2017 12:00:00 AM
Location: Address Suppressed

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Other Public Services Not Listed in 05A, 05Y, 03T (05Z)

National Objective LMC

Initial Funding Date: 04/24/2017

Description:

Provide matching funds for HUD CoC Program Shelter Plus Care (SPC) Special Needs Assessment Program (SNAP). These funds provide supportive prorated Case Management staff services and supplies to Family Services of Tulare County (FSTC). SPC/SNAP is a rental assistance voucher program to provide shelter for chronically/homeless persons with a disabling condition. The Case Management Staff at FSTC is supported also by City of Visalia and City of Porterville.

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn in Program Year	Drawn Thru Program Year
	EN	2016	B16MCO60034	\$15,000.00	\$15,000.00	\$15,000.00
Total	Total			\$15,000.00	\$15,000.00	\$15,000.00

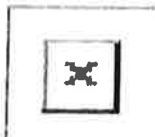
Proposed Accomplishments

People (General) 8

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White	0	0	0	0	0	0	8	0
Black/African American	0	0	0	0	0	0	1	0
Asian	0	0	0	0	0	0	0	0
American Indian/Alaskan Native	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White	0	0	0	0	0	0	0	0
Asian White	0	0	0	0	0	0	0	0
Black/African American & White	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American	0	0	0	0	0	0	0	0
Other multi-racial	0	0	0	0	0	0	0	0
Asian/Pacific Islander	0	0	0	0	0	0	0	0
Hispanic	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	7	0



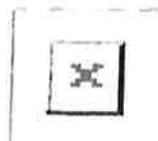
U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 7

Female-headed Households:			0	0	0
<i>Income Category:</i>					
	Owner	Renter	Total	Person	
Extremely Low	0	0	0	7	
Low Mod	0	0	0	0	
Moderate	0	0	0	0	
Non Low Moderate	0	0	0	0	
Total	0	0	0	7	
Percent Low/Mod	100.0%				

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2016	<p>This program was incomplete at time of annual report of FY 2016, so it will be accomplished next program year FY 2017. Both the City and Family Services experienced administrative staff and timing issues, and it is expected this activity will be completed by end of August 2017. Program modifications will be done for next year activity. This is a very important service to homeless population and staff will more closely with FSTC to have a better outcome next program year.</p> <p>This project housed a total of 7 Tulare clients experiencing domestic violence. The majority of the time and resources consisted of dedicated to supportive services, outreach, and intake of additional participants. All of the clients are provided with assistance in accessing disability benefits, which provides the income needed to live independently in permanent housing.</p>	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 8

PGM Year: 2016
 Project: 0009 Transitional Housing Plumbing Project
 IDIS Activity: 301 2016 FSTC Transitional Housing - Sewer Repair

Status: Completed 7/31/2017 12:00:00 AM
 Location: Address Suppressed
 Objective: Provide decent affordable housing
 Outcome: Affordability
 Matrix Code: Homeless Facilities (not operating costs) (03C)
 National Objective: LMC

Initial Funding Date: 06/26/2017

Description:

Family Services of Tulare County (FSTC) has a undisclosed 3 unit transitional housing for victims of domestic violence and their children who have fled abuse and need additional support and services to become self-sufficient. These funds will be used to complete the 2nd phase of major plumbing failure for 2 units. The other had a significant unrelated water leak and damage. All these issues are expected to be completed and then these units will be able to provide transitional housing.

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2016	B16MC080034	\$22,739.07	\$22,739.07	\$22,739.07
Total	Total			\$22,739.07	\$22,739.07	\$22,739.07

Proposed Accomplishments

Public Facilities : 2

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White	0	0	0	0	0	0	0	0
Black/African American:	3	0	0	0	0	0	0	0
Asian:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White:	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	0	0
Asian/Pacific Islander:	0	0	0	0	0	0	0	0
Hispanic:	0	0	0	0	0	0	0	0



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 10

PGM Year: 2016
 Project: 0002 - CSET - Homeless Vet Assistance - Road to Independence
 IDIS Activity: 302 - 2016 CSET - Homeless Vet Assistance

Status: Completed 3/26/2018 12:31:58 PM
 Location: 411 E Kern Ave Tulare, CA 93274-4257
 Objective: Create suitable living environments
 Outcome: Affordability
 Matrix Code: Subsistence Payment (05Q)
 National Objective: LMC

Initial Funding Date: 06/30/2017

Description:

CSET has extensive experience in moving out clients from the streets, uninhabitable locations, emergency shelters, and supporting homeless efforts to establish safe housing. The new "Road to Independence" project will be a Housing First model to support the vulnerable folks in our community. CDBG funds will be used to supplement CSET Emergency Solutions Grant for basic housing necessities items, such as refrigerator, stove, beds, dresser, couch, dining table & chairs, etc.

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2016	B16MC060034	\$15,000.00	\$15,000.00	\$15,000.00
Total	Total			\$15,000.00	\$15,000.00	\$16,000.00

Proposed Accomplishments

People (General) : 20

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	11	0
Black/African American:	0	0	0	0	0	0	0	0
Asian:	0	0	0	0	0	0	1	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White:	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	3	3
Asian/Pacific Islander:	0	0	0	0	0	0	0	0
Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	15	3



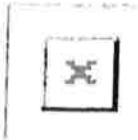
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 11

Female-headed Households:			0	0	0
<i>Income Category:</i>	Owner	Renter	Total	Person	
Extremely Low	0	0	0	15	
Low Mod	0	0	0	0	
Moderate	0	0	0	0	
Non Low Moderate	0	0	0	0	
Total	0	0	0	15	
Percent Low/Mod				100.0%	

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2018	Due to the delay of get this activity started, funding and accomplishments will be processed by end of August 2017. CSET assisted 8 households made up of 16 individuals. Clients received essential household items such as cleaning supplies, furnishing, and appliances. CSET was able to provide these clients with household necessities at a critical time to ensure families had the tools to transition from homelessness to a furnished home.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 12

PGM Year: 2017
Project: 0009 - CDBG Administration
IDIS Activity: 303 - 2017 CDBG Administration

Status: Open
Location: Objective
 Outcome
 Matrix Code: General Program Administration (21A) National Objective

Initial Funding Date: 12/06/2017

Description:
 2017 CDBG Administration and planning for the City of Tulare
Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2017	B17MCOG0034	\$89,823.84	\$75,061.52	\$75,061.52
Total	Total			\$89,823.84	\$75,061.52	\$75,061.52

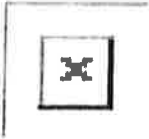
Proposed Accomplishments

Actual Accomplishments

Number assisted:	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White					0	0		
Black/African American:					0	0		
Asian:					0	0		
American Indian/Alaskan Native:					0	0		
Native Hawaiian/Other Pacific Islander:					0	0		
American Indian/Alaskan Native & White:					0	0		
Asian White:					0	0		
Black/African American & White:					0	0		
American Indian/Alaskan Native & Black/African American:					0	0		
Other multi-racial:					0	0		
Asian/Pacific Islander:					0	0		
Hispanic:					0	0		
Total:	0	0	0	0	0	0	0	0

Female-headed Households:

Income Category:	Owner	Renter	Total	Person
				0



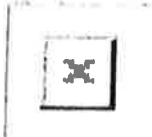
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 13

Extremely Low			0	
Low Mod			0	
Moderate			0	
Non Low Moderate			0	
Total	0	0	0	0
Percent Low/Mod				

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 14

PGM Year: 2017
Project: 0013 - Graffiti Cleanup
IDIS Activity: 304 - 2017 Graffiti Cleanup
Status: Completed 8/30/2018 12:00:00 AM
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Sustainability
Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z)

National Objective: LMA

Initial Funding Date: 12/06/2017

Description:

2017 Graffiti clean-up in West Tulare benefiting a Low Mod Area (LMA).

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2017	817MC060034	\$40,800.00	\$39,884.37	\$39,884.37
Total	Total			\$40,800.00	\$39,884.37	\$39,884.37

Proposed Accomplishments

People (General) : 20,000
 Total Population in Service Area: 20,070
 Census Tract Percent Low / Mod: 67.91

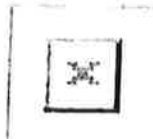
Annual Accomplishments



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 15

Years	Accomplishment Narrative	# Benefiting																										
2017	<p>The Graffiti Department had one full time staff who allocated 40% of his time to Graffiti Cleanup in the West Tulare Area providing a Low Mod Area Benefit (LMA). Through CDBG the Graffiti Department has made a huge impact in cleaning-up the Graffiti vandalism through the low-mod income area's in West Tulare. Furthermore, this activity has not only helped in beautifying the city, it also helped in reducing crime by removing gang related tags immediately and effectively.</p> <p>The Graffiti Cleanup activity each month in Low-Mod West Tulare Areas:</p> <table data-bbox="289 825 496 1050"><tr><td>July 2017</td><td>101 clean-ups</td></tr><tr><td>August 2017</td><td>189 clean-ups</td></tr><tr><td>September 2017</td><td>155 clean-ups</td></tr><tr><td>October 2017</td><td>193 clean-ups</td></tr><tr><td>November 2017</td><td>204 clean-ups</td></tr><tr><td>December 2017</td><td>116 clean-ups</td></tr><tr><td>January 2018</td><td>188 clean-ups</td></tr><tr><td>February 2018</td><td>146 clean-ups</td></tr><tr><td>March 2018</td><td>187 clean-ups</td></tr><tr><td>April 2018</td><td>228 Clean-ups</td></tr><tr><td>May 2018</td><td>181 Clean-ups</td></tr><tr><td>June 2018</td><td>252 Clean-ups</td></tr><tr><td>Total</td><td>2,120 Clean-ups</td></tr></table>	July 2017	101 clean-ups	August 2017	189 clean-ups	September 2017	155 clean-ups	October 2017	193 clean-ups	November 2017	204 clean-ups	December 2017	116 clean-ups	January 2018	188 clean-ups	February 2018	146 clean-ups	March 2018	187 clean-ups	April 2018	228 Clean-ups	May 2018	181 Clean-ups	June 2018	252 Clean-ups	Total	2,120 Clean-ups	
July 2017	101 clean-ups																											
August 2017	189 clean-ups																											
September 2017	155 clean-ups																											
October 2017	193 clean-ups																											
November 2017	204 clean-ups																											
December 2017	116 clean-ups																											
January 2018	188 clean-ups																											
February 2018	146 clean-ups																											
March 2018	187 clean-ups																											
April 2018	228 Clean-ups																											
May 2018	181 Clean-ups																											
June 2018	252 Clean-ups																											
Total	2,120 Clean-ups																											



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 16

PGM Year: 2017
 Project: 0014 - Kings/Tulare Continuum of Care Homeless Alliance
 DIS Activity: 305 - Kings Tulare Homeless Alliance

Status: Completed 8/30/2018 12:00:00 AM
 Location: 411 F Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z)

National Objective: LMC

Initial Funding Date: 12/06/2017

Description:

2017 Kings Tulare Homeless Alliance Continuum of Care Activity includes Project Homeless Connect and Point In Time Survey for the City of Tulare. Activities include providing the homeless with essential items such as sleeping bags, food, clothing, prescription eyeglasses, DMV Cards, hair cuts, hygiene kits, medical and dental services.

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
EN	EN	2017	B17MC060034	\$10,000.00	\$8,538.87	\$6,538.87
Total	Total			\$10,000.00	\$8,538.87	\$6,538.87

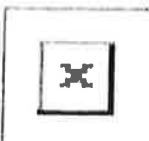
Proposed Accomplishments

People (General): 125

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	55	0
Black/African American	0	0	0	0	0	0	13	0
Asian	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	5	0
Native Hawaiian/Other Pacific Islander	0	0	0	0	0	0	3	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White	0	0	0	0	0	0	0	0
Black/African American & White	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	0	0
Asian/Pacific Islander	0	0	0	0	0	0	50	0
Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	125	0



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 17

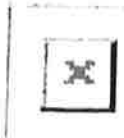
Female-headed Households: 0 0 0

Income Category:

	Owner	Renter	Total	Person
Extremely Low	0	0	0	128
Low Mod	0	0	0	0
Moderate	0	0	0	0
Non Low Moderate	0	0	0	0
Total	0	0	0	128
Percent Low/Mod				100.0%

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Kings/Tulare Homeless Alliance hosted Project Homeless Connect event on January 25th, 2018 at First Baptist Church in Tulare. 128 people attended. 116 were homeless and 7 were at risk of becoming homeless. 65% were males and 35% were females. The services provided consisted of behavioral health services, children services, dental services, employment services, housing services, human service benefits, legal services, medical services, veteran services, hygiene kits, vision screening, eyeglasses, haircuts, CA ID Replacements, bikes, blankets, clothing, feminine hygiene products, laundry kits, showers, sleeping bags, government phones, breakfast lunch, and food bags.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 18

PGM Year: 2017
 Project: 0015 - Family Services - SPC/SNAP Case Management
 IDIS Activity: 306 - Family Services SPC/SNAP Case Management

Status: Completed 6/30/2018 12:00:00 AM
 Location: 411 E Kern Ave Tulare, CA 93274 4257

Objective: Provide decent affordable housing
 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (06Z)

National Objective: LMC

Initial Funding Date: 02/15/2015

Description:

Case management services to administer Shelter Plus Care programs

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2017	B17MC080034	\$15,000.00	\$15,000.00	\$15,000.00
Total	Total			\$15,000.00	\$16,000.00	\$15,000.00

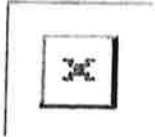
Proposed Accomplishments

People (General) 8

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White	0	0	0	0	0	0	5	0
Black/African American	0	0	0	0	0	0	2	0
Asian	0	0	0	0	0	0	0	0
American Indian/Alaskan Native	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White	0	0	0	0	0	0	0	0
Asian White	0	0	0	0	0	0	0	0
Black/African American & White	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American	0	0	0	0	0	0	0	0
Other multi-racial	0	0	0	0	0	0	2	2
Asian/Pacific Islander	0	0	0	0	0	0	0	0
Hispanic	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	9	2
Female-headed Households	0	0	0	0	0	0		



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 19

Income Category:

	Owner	Renter	Total	Person
Extremely Low	0	0	0	9
Low Mod	0	0	0	0
Moderate	0	0	0	0
Non Low Moderate	0	0	0	0
Total	0	0	0	9
Percent Low/Mod				100.0%

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Family Service administered the Tulare Housing First, II, and II Bonus SNAP HUD grants. During PY 2017 Family Services housed 9 very-low Tulare clients with majority of the time and resources was dedicated to participant outreach, intake, supportive services, and ongoing case management. In addition, all of the clients received case management services in obtaining disability financial benefits, which provides the income needed to live independently in permanent housing.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 20

PGM Year: 2017
Project: 0016 - Community Assistance Program
IDIS Activity: 307 - United Way of Tulare County
Status: Completed 6/30/2019 12:00:00 AM
Location: 1601 E Prosperity Ave Tulare, CA 93274 2344

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Other Public Services Not Listed in 05A-05Y 03T (05Z) **National Objective:** LMC

Initial Funding Date: 02/15/2018

Description:

United Way of Tulare County will be responsible for providing a critical link between Tulare residents and available vital resources and services. United Way will connect Tulare residents with the essential resources, such as, homeless shelters, rental assistance, homeless motel vouchers, low income subsidized private rental housing, utility assistance, food banks, Cal Fresh benefits, clothing, medical services, crisis intervention, support groups, counseling, rehabilitation, drug and alcohol intervention. In addition, United Way will be responsible for effectively translating 7,000 2-1-1 United Way of Tulare County resource pamphlets into Spanish via a experienced qualified Spanish-Translator in efforts to expand outreach services to Tulare's low income Spanish speaking residents.

Financing

Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG EN	2017	B17MC060034	\$13,000.00	\$13,000.00	\$13,000.00
Total			\$13,000.00	\$13,000.00	\$13,000.00

Proposed Accomplishments

People (General) : 500

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White	0	0	0	0	0	0	304	0
Black/African American	0	0	0	0	0	0	203	0
Asian	0	0	0	0	0	0	10	0
American Indian/Alaskan Native	0	0	0	0	0	0	11	0
Native Hawaiian/Other Pacific Islander	0	0	0	0	0	0	6	0
American Indian/Alaskan Native & White	0	0	0	0	0	0	0	0
Asian White	0	0	0	0	0	0	0	0
Black/African American & White	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American	0	0	0	0	0	0	0	0
Other multi-racial	0	0	0	0	0	0	0	0
Asian/Pacific Islander	0	0	0	0	0	0	567	539
Hispanic	0	0	0	0	0	0	0	0



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018

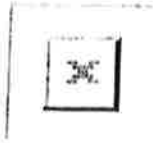
Time: 19:56

Page: 21

Total:	0	0	0	0	0	0	1,101	830
Female-headed Households:	0	0	0	0	0	0		
<i>Income Category:</i>								
	Owner	Renter	Total	Person				
Extremely Low	0	0	0	541				
Low Mod	0	0	0	295				
Moderate	0	0	0	265				
Non Low Moderate	0	0	0	0				
Total	0	0	0	1,101				
Percent Low/Mod				100.0%				

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	United Way successfully translated a total of 1,196 United Way resources pamphlets into Spanish via an experienced qualified Spanish-Translator in efforts of expanding outreach services to the Tulare Spanish speaking community. United Way also participated in 11 outreach events in the City of Tulare targeted in outreaching LMI persons. The outreach events consisted of Project Homeless Connect, Tulare Public City School meetings, youth summit, and health fairs. During the various outreach events United Way provided a critical link to valuable resources and services to a total of 1,101 LMI persons. United Way connected LMI Tulare residents with the essential resources, such as, homeless shelters, rental assistance, homeless motel vouchers, low income subsidized private rental housing, utility assistance, food banks, Cal Fresh benefits, clothing, medical services, crisis intervention, support groups, counseling, rehabilitation, and drug and alcohol intervention. On January 25, 2018, United Way outreached to 121 individuals experiencing homelessness at the Tulare Project Homeless Connect. United Way provided information on various essential services such as homeless shelters, food pantries, unemployment benefits, financial assistance, job training assistance, transportation assistance and mental health services.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 22

PQM Year: 2017
Project: 0016 - Community Assistance Program
IDIS Activity: 308 - WT Neighborhood Clean-up
Status: Canceled 7/2/2018 2:25:04 PM
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Neighborhood Cleanups (05V) **National Objective:** LMA

Initial Funding Date: 02/27/2018

Description:

2017 West Tulare Neighborhood Clean-up program consist of placing large trash bin throughout the West Side of Tulare to allow residents to dump large trash items on a quarterly basis free of charge. This project was created with the intent of cleaning up side walks and curb side with large trash items such as unwanted used furniture and house hold items.

Financing

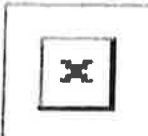
No data returned for this view. This might be because the applied filter excludes all data.

Proposed Accomplishments

People (General) : 10,000
 Total Population In Service Area: 22,560
 Census Tract Percent Low / Mod: 66.64

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Unfortunately, this activity did not take place due to not having the adequate resources in place.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 23

PGM Year: 2017
Project: 0010 - 2017 Public Improvements
IDIS Activity: 309 - I St./Owens Ave. Improvements
Status: Open
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Sustainability
Main Code: Sidewalks (03L) National Objective: LMA

Initial Funding Date: 03/08/2018

Description:

Pavement Management System/Utility Project on N.
 I Street between San Joaquin and Pleasant; W.
 Owens Ave.
 between S
 E Street and S
 I Street Includes ADA concrete work, water, sewer and surface water facilities.
Financing

	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
		Pre-2015		\$303,826.82	\$0.00	\$0.00
CDBG	EN	2014	B14MC080034		\$131,895.00	\$131,895.00
		2015	B15MC080034	\$5,709.38	\$0.00	\$0.00
		2017	B17MC080034	\$80,404.00	\$0.00	\$0.00
Total	Total			\$390,000.20	\$131,895.00	\$131,895.00

Proposed Accomplishments

People (General) : 3,000
 Total Population in Service Area: 3,105
 Census Tract Percent Low / Mod: 75.85

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Construction has begun. The underground utilities and concrete work are nearly complete on Phase 1 (Owens Ave. between E Street and I Street). As March 13th, the I St./Owens Ave. Improvements have been 100% completed. This project replaced failing substandard water, sewer, and storm drain mainlines and service laterals, made necessary ADA sidewalk accessibility improvements and addressed failing pavement.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 24

PGM Year: 2017
Project: 0010 - 2017 Public Improvements
IDIS Activity: 310 - E St Improvements
Status: Open
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Sustainability
Matrix Code: Street Improvements (03K)

National Objective: LMA

Initial Funding Date: 02/27/2018

Description:

Pavement Management System/Utility project on E St between Bardley and Cross includes ADA concrete work, water, sewer and surface water facilities

Financing

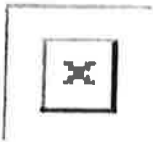
CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2016	B16MC060034	\$242,098.49	\$0.00	\$0.00
Total	Total			\$242,098.49	\$0.00	\$0.00

Proposed Accomplishments

People (General) : 5,000
 Total Population in Service Area: 5,935
 Census Tract Percent Low / Mod: 72.87

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Construction contracts for this project have been awarded and signed. A Pre-Construction Meeting has been scheduled for 3/22, with the anticipation that work will begin by the beginning of April. Completion of this project is anticipated by December of 2018.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 25

PGM Year: 2017
Project: 0012 - Public Facility Improvements
IDIS Activity: 311 - Senior Center Improvements
Status: Completed 6/30/2018 12:00:00 AM
Location: 201 N F St Tulare, CA 93274-3805

Objective: Create suitable living environments
Outcome: Sustainability
Matrix Code: Senior Centers (03A)

National Objective: LMC

Initial Funding Date: 02/21/2018

Description:

Provide facility improvements the Tulare Senior Center located in the West Tulare Low-Mid Income area. Improvements include fresh paint, ADA handrails, evaporated coolers, carpet replacement, and sound panel replacement.

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2015	B15MC080034	\$109,089.31	\$109,089.31	\$109,089.31
Total	Total			\$109,089.31	\$109,089.31	\$109,089.31

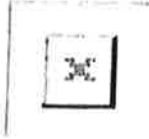
Proposed Accomplishments

Public Facilities : 70

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	70	30
Black/African American:	0	0	0	0	0	0	0	0
Asian:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White:	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	0	0
Asian/Pacific Islander:	0	0	0	0	0	0	0	0
Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	70	30
Female-headed Households	0		0		0			



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

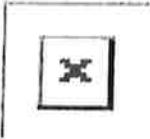
Date: 31-Aug-2018
 Time: 19:56
 Page: 26

Income Category:

	Owner	Renter	Total	Person
Extremely Low	0	0	0	0
Low Mod	0	0	0	70
Moderate	0	0	0	0
Non Low Moderate	0	0	0	0
Total	0	0	0	70
Percent Low/Mod				100.0%

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	<p>As of March 28th, all kitchen pre-cookers have been replaced, all interior painting had been completed, all safety hand rails have been replaced throughout the Senior Center. Carpet is scheduled to start and be completed by the end of the week. Sound panels have been ordered and work is estimated to be completed within 4 weeks.</p> <p>The new carpet has been installed throughout the Senior Center on March 30th. Vandegritt painting returned on Tuesday April 3rd, to relouch paint due to carpet installation.</p> <p>May 17, 2018 the new sound panels were installed. The Senior Center improvements is looking great. The Senior Citizens are very happy with the overall updates of the Senior Center.</p>	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 27

POM Year: 2017
Project: 0012 - Public Facility Improvements
IDIS Activity: 312 - Purchase Fire Apparatus & Equipment

Status: Completed 6/30/2016 12:00:00 AM
Location: 138 N E St Tulare, CA 93274-3710

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Fire Station/Equipment (030)

National Objective: LMA

Initial Funding Date: 02/21/2016

Description:

To purchase a Fire Apparatus and Equipment for station 62 in West Tulare Low-Mod income area.
 Funding sources (2015)\$300,000 + (2016)\$250,000 + (2017)\$70,000 = \$620,000

Financing

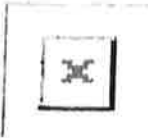
	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG	EN	2015	B15MC080034	\$300,000.00	\$300,000.00	\$300,000.00
		2016	B16MC090034	\$250,000.00	\$250,000.00	\$250,000.00
		2017	B17MC060034	\$70,000.00	\$70,000.00	\$70,000.00
Total	Total			\$620,000.00	\$620,000.00	\$620,000.00

Proposed Accomplishments

Public Facilities : 15,000
 Total Population in Service Area: 16,995
 Census Tract Percent Low / Mod: 64.40

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	Division Chief Luis Nevarez and Fire Captains Pat Doyle and Brandon West traveled in February to Appleton Wisconsin to conduct a final inspection of the Fire Department newest state of the art Fire Engine. The Fire Apparatus has a 750 gallon 1500 GPM Triple Combination Pumper and will be housed at the City's West side Station 62. In early March the Fire Engine was being transported from Wisconsin and is expected to arrive at the end of March. The Fire Apparatus and emergency equipment arrived on March 28th in Tulare. An average of 2,000 West Tulare residents benefit from the services provided by Fire Station 62 each year. However, a total of 16,995 Tulare residents have improved access to the Fire Station 62 services as a result of the new Fire Apparatus purchased with CDBG funds.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 28

PGM Year: 2017
Project: 0010 - 2017 Public Improvements
IDIS Activity: 310 - O St ADA Sidewalk Improvements
Status: Open
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Sidewalks (031)
National Objective: LMA

Initial Funding Date: 03/06/2018

Description:

O St improvements include new sidewalks and necessary ADA accessibility improvements to existing ramps along the west side of O Street between Gardsley and Tulare Ave Funding (2016) \$9,069 + (2017) \$190,931 = \$200,000

Financing

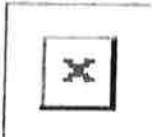
	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
CDBG	EN	2016	R16MC060034	\$9,069 03	\$9,069 03	\$9,069 03
	PI	2017	B17MC060034	\$174,931 00	\$157,230 18	\$157,230 18
Total	Total			\$184,000 03	\$166,299 21	\$166,299 21

Proposed Accomplishments

People (General) : 1,000
 Total Population in Service Area: 1,095
 Census Tract Percent Low / Mod: 70.32

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	As of March 15th 2018 80% of the project has been completed. Thus far, the sidewalk portion and ADA construction has been completed. On the other hand, the drive approach is still under construction and expected to be completed by the end of March 2018. Design was completed and put to bid November 16th, 2017. Project bids were open December 21, 2017. The construction contract was awarded on January 16th, 2018 with Wibro, Inc dba Seal Rite Paving. Anticipated notice of completion is expected to be filed early April with final intention release and final project funding paid in early May 2018.	
	As of March 31st, the project is still 80% complete. Seal Rite Paving is still working on completing the 5 drive approaches. Once those drive approaches are done the project will be 100% complete.	
	As of March 31th, the project is about 80% complete. There are still 5 drive approaches that need to be complete. Seal Rite Construction is in the process of completing those 5 drive approaches.	
	O St project projected completed on May 4, 2018. The 5 drive approaches have been completed as well as all of the ADA sidewalk improvements along O Street sidewalk.	



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 29

PGM Year: 2017
Project: 0001 - Public Facility Site Improvements
IDIS Activity: 314 - Youth Site Improvements
Status: Completed 8/30/2018 12:00:00 AM
Location: 286 S Blackstone St Tulare, CA 93274-5714

Objective: Create suitable living environments
Outcome: Availability/accessibility
Matrix Code: Youth Centers (03D)

National Objective: LMC

Initial Funding Date: 02/23/2018

Description:

To purchase a building module to house a math academy to serve an after school tutoring lab for Middle School Students

Financing

CDBG	Fund Type	Grant Year	Grant	Funded Amount	Drawn In Program Year	Drawn Thru Program Year
	EN	2017	B17MC060034	\$75,000.00	\$73,469.00	\$73,469.00
Total	Total			\$75,000.00	\$73,469.00	\$73,469.00

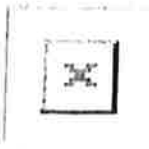
Proposed Accomplishments

Public Facilities : 15

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	2	0
Black/African American:	0	0	0	0	0	0	2	0
Asian:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White:	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	16	16
Asian/Pacific Islander:	0	0	0	0	0	0	0	0
Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	20	16
Female-headed Households:	0		0		0			



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
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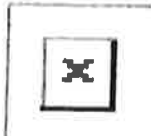
Date: 31-Aug-2018
 Time: 19:56
 Page: 30

Income Category

	Owner	Renter	Total	Person
Extremely Low	0	0	0	14
Low Mod	0	0	0	3
Moderate	0	0	0	3
Non Low Moderate	0	0	0	0
Total	0	0	0	20
Percent Low/Mod				100.0%

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	<p>As of March 20th Grandma's House has reached out to William Scottman Modular Space Solution and Impact Modular Sales & Leasing for bids. Grandma's House is scheduled to meet various other Modular companies on Saturday March 24th for additional bids and building options.</p> <p>The building modular was delivered on Saturday May 5th, 2018 and it was installed on Wednesday May 9, 2018.</p> <p>As of June 29th, Grandma's House youth site building modular for the middle school math academy has been fully installed with ADA handicap ramps, electrical, and flooring. Thanks to the CDBG low income struggling middle students will receive from after school math tutoring in a safe environment by certified retired teachers.</p>	



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 31

PGM Year: 2017

Project: 0001 - Public Facility Site Improvements

IDIS Activity: 315 - O St Improvements

Status: Canceled 3/6/2018 5:58:51 PM
Location: 411 E Kern Ave Tulare, CA 93274-4257

Objective: Create suitable living environments
Outcome: Availability/accessibility

Matrix Code: Other Public Services Not Listed in
05A-05Y, 03T (05Z)

National Objective: LMA

Initial Funding Date: 02/28/2018

Description:

Pavement Management System project on O Street between Bardsley Avenue and Pleasant Avenue.
Includes ADA concrete work, water, sewer and surface water facilities
Funding Sources (2016)\$9,069 + (2017)\$190,931 = \$200,000

Financing

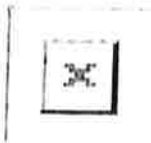
No data returned for this view. This might be because the applied filter excludes all data.

Proposed Accomplishments

People (General) : 10,000
Total Population in Service Area: 38,485
Census Tract Percent Low / Mod: 51.72

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 32

PGM Year: 2017
Project: 0001 - Public Facility Site Improvements
IDIS Activity: 319 - Youth Site Improvements
Status: Canceled 4/4/2018 12:38:01 PM
Location: 266 S Blackstone St Tulare, CA 93274-5714

Objective: Create suitable living environments
Outcome: Sustainability
Matrix Code: Youth Centers (03D)

National Objective: LMC

Initial Funding Date: 02/23/2018

Description:

Purchase a building module to house a math academy for a After school youth tutoring lab

Financing

No data returned for this view. This might be because the applied filter excludes all data.

Proposed Accomplishments

Public Facilities : 100

Actual Accomplishments

Number assisted:

	Owner		Renter		Total		Person	
	Total	Hispanic	Total	Hispanic	Total	Hispanic	Total	Hispanic
White:	0	0	0	0	0	0	0	0
Black/African American:	0	0	0	0	0	0	0	0
Asian:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native:	0	0	0	0	0	0	0	0
Native Hawaiian/Other Pacific Islander:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & White:	0	0	0	0	0	0	0	0
Asian White*	0	0	0	0	0	0	0	0
Black/African American & White:	0	0	0	0	0	0	0	0
American Indian/Alaskan Native & Black/African American:	0	0	0	0	0	0	0	0
Other multi-racial:	0	0	0	0	0	0	0	0
Asian/Pacific Islander:	0	0	0	0	0	0	0	0



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2017
 TULARE

Date: 31-Aug-2018
 Time: 19:56
 Page: 33

Hispanic:	0	0	0	0	0	0	0	0
Total:	0	0	0	0	0	0	0	0
Female-headed Households:	0		0		0			

Income Category:

	Owner	Renter	Total	Person
Extremely Low	0	0	0	0
Low Mod	0	0	0	0
Moderate	0	0	0	0
Non Low Moderate	0	0	0	0
Total	0	0	0	0

Percent Low/Mod

Annual Accomplishments

Years	Accomplishment Narrative	# Benefiting
2017	As of March 20th Grandma's House has reached out to William Scottsman Modular Space Solution and Impact Modular Sales & Leasing for bids. Grandma's House is scheduled to meet various other Modular companies on Saturday March 24th for additional bids and building options.	



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2017
TULARE

Date: 31-Aug-2018
Time: 19:56
Page: 34

Total Funded Amount:	\$1,983,527.39
Total Drawn Thru Program Year:	\$1,444,763.00
Total Drawn In Program Year:	\$1,318,770.36