

The City of Hanford
CALIFORNIA



City Council Meeting Agenda

July 6, 2021
7:00 PM – Regular Meeting
Council Chambers
400 N. Douty St.

Council Members will meet in-person in the Council Chambers. The meeting will also be lived streamed on the City's website: <http://livestream.hanford.city/>

5:30 PM CALL TO ORDER STUDY SESSION:

ROLL CALL BY THE CITY CLERK:

PUBLIC COMMENT:

*Comments from the public are limited to items on the agenda (GC 54954.3a). A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

STUDY SESSION:

- A. Discussion and direction from the Council regarding the annexation of industrial property into the Kings Industrial Park
- B. Update to the City Council regarding the upcoming City of Hanford's 130th Birthday Celebration

CALL TO ORDER REGULAR SESSION:

ROLL CALL:

INVOCATION:

FLAG SALUTE:

RECOGNITIONS/PROCLAMATIONS:

- A. Proclamation for Parks and Community Services “Parks Make Life Better!” Month

STAFF COMMUNICATIONS:

COUNCIL REPORTS/COMMENTS:

PUBLIC COMMENT:

*This is the time for citizens to comment on subject matters not on the agenda and that are within the jurisdiction of the Hanford City Council. This is also the public’s opportunity to request an item from the Consent Calendar be pulled for discussion purposes or to comment on any item on the agenda. Comments related to Public Hearing items will be heard at the time the item is discussed. A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

CONSENT CALENDAR:

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

- A. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title the only.
- B. City Clerk: Approval of the Minutes of the April 6, 2021 Meeting
- C. City Clerk: Approval of the Minutes of the April 20, 2021 Meeting
- D. Administration: Approval of a letter of support, on behalf of the City of Hanford, for SB619 (Laird) Organic Waste Budget Ask
- E. Administration: Approval of a letter of support, on behalf of the City of Hanford, for AB122 - bicycle Stop as Yield Legislation.
- F. Public Works: Authorization to Advertise for Bids for the FY 20/21 Pavement Resurfacing Treatment: Fiberized Micro Surfacing Project
- G. Public Works: Authorization to Award a contract to Talley Oil Inc. of Madera Ca, in the amount of \$147,945.20, for the FY 20/21 Reclamite Seal Treatment Project.
- H. Public Works: Authorization to award a contract to Provost & Pritchard Consulting Group of Clovis Ca, in the amount of \$38,000.00, for the FY 20/21 Survey Monumentation / Benchmark Update Project.
- I. Public Works: Approval of a sole-source contract with Telstar Inc. of Hanford, CA for the supply and installation of identified security measures at the City's Water Tank site No.4, No.5, and No. 6 in an amount of \$255,878.

GENERAL BUSINESS:

- A. City Attorney: Introduction of Ordinance No. 21-01, Amending the Business License Ordinance and Municipal Code Chapters 5.04 and 5.08

- B. Council Discussion and Consideration of appropriating up to \$2,000 from the City's General fund to the Council District E Travel Budget for FY 21/22

COUNCIL FUTURE AGENDA ITEMS:

Council Future Agenda Items

Upcoming Important Dates:

July 9: Fire Department Badge pinning 3:30 p.m. City Hall Training Room

July 20: City Council Meeting

July 29: Hanford's 130th Birthday Celebration activities begin at the Thursday Night Market

July 30 & 31: Continued Birthday Activities - Carnegie Museum Ribbon Cutting, Sidewalk chalk art, High School Drumline, Dance in the Civic Auditorium, Breakfast at the Park, Classic Transportation Exhibit, Ceremony & Proclamation, and Community open house.

ADJOURNMENT:

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available to public inspection in the City Clerk's Office located at 319 N. Douty Street, Hanford, California 93230, during normal business hours. Such agendas are also available at the city's website, www.cityofhanfordca.com subject to staff's ability to post the agenda before the meeting.

If you need a disability-related modification or accommodation, including auxiliary aids or services, to participate in this meeting, please contact the City Clerk's office, 559-585-2515, 319 N. Douty Street, Hanford, California 93230, at least 2 days prior to the meeting {28 CFR 35.102.35.104 ADA Title II}



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: A
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SUBJECT:

Discussion and direction from the Council regarding the annexation of industrial property into the Kings Industrial Park

See staff report, attached.

FISCAL IMPACT:

Completion of this project, including hiring a consultant and LAFCo filing fees, would be funded through the General Fund for an amount that is yet to be determined. The benefit of conducting this project would be creation of land available for industrial uses, which would generate tax income opportunities for the City of Hanford.

ATTACHMENTS:

Study Session Staff Report.docx
CEQA_Process_Flowchart_OPR

**CITY OF HANFORD CITY COUNCIL
STAFF REPORT
Tuesday, July 6, 2021**

PROJECT: Study Session Item – Regarding annexation of industrial land

LOCATION: The item pertains to land surrounding the Kings Industrial Park

PLANNER: Gabrielle Myers, Senior Planner

STAFF RECOMMENDATION

Staff recommends that the City Council

1. Direct staff to proceed with annexation of a specified area and advertise the project through a request for proposals.

BACKGROUND

The Kings Industrial Park is comprised of approximately 1,000 acres located in south Hanford.

Kings EDC made a presentation to the City Council on May 4, 2021. During their presentation, they indicated to the Council that there is limited industrial land remaining available, as the industrial park is mostly filled.

Per Kings EDC, the Central Valley is the number three growth market in the U.S. The central valley is the number 12 largest industrial market in the US. Kings EDC identified making more greenfield, undeveloped property, available for industrial use would be a major attraction for Hanford, during the site identification process.

As such, Staff has identified three areas where annexation could be initiated for Council's consideration.

Annexation Area Option #1

Approximately 1,250 acres

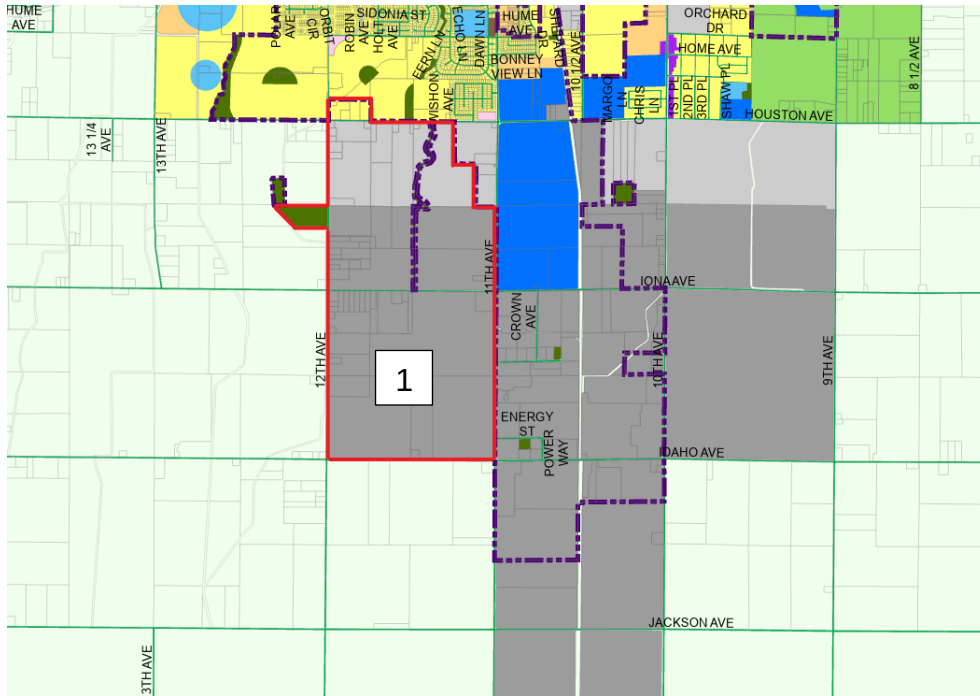
General Plan Designation:

Low-Density Residential – 20 acres

Open Space – 22 acres

Light Industrial – 260 acres

Heavy Industrial – 950 acres

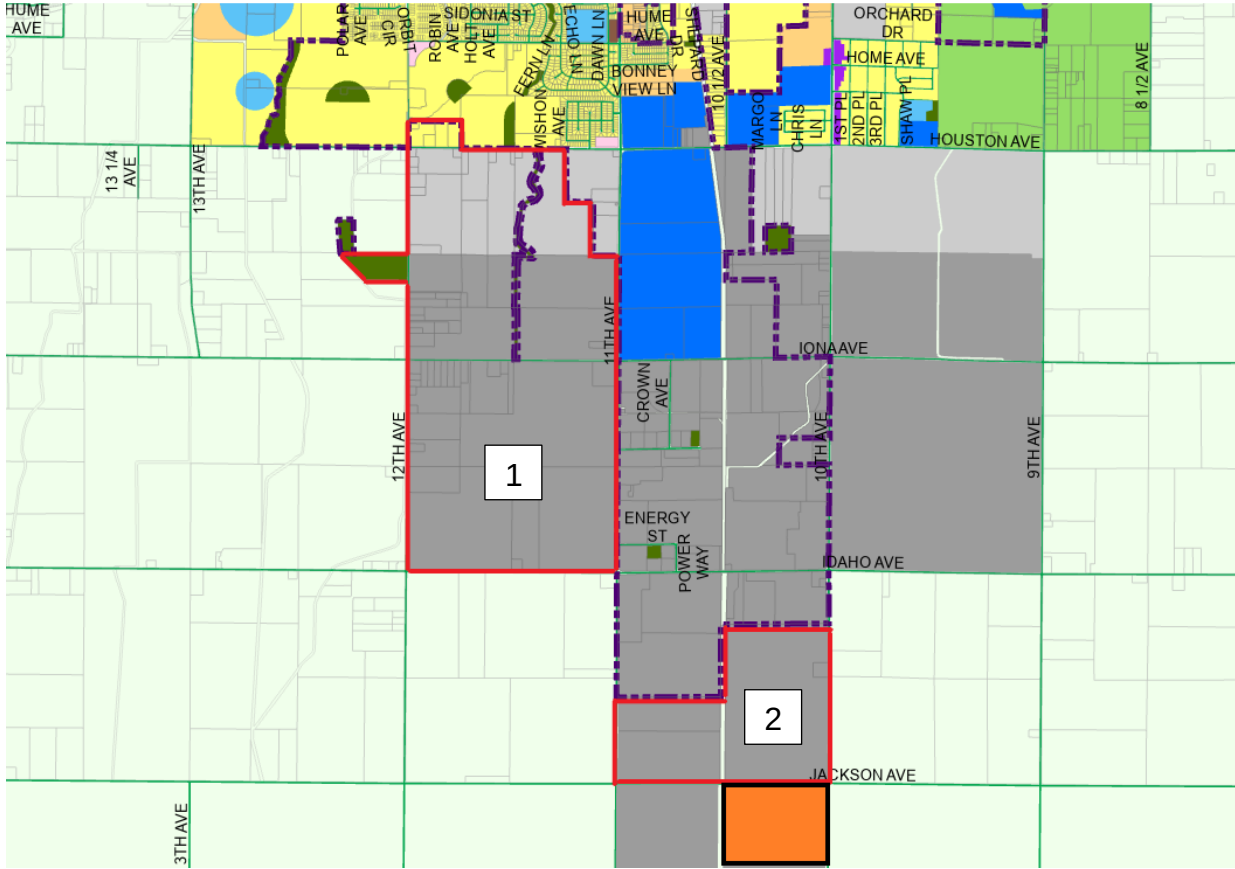


Per Kings EDC, this is the most desirable and strategic expansion of the industrial park.

Annexation Area Option #2

Approximately 366 acres

General Plan Designation:
Heavy Industrial – 366 acres



The area located South of Jackson is currently outside of the Primary Sphere of Influence and subject to a Farmland Security Zone Contract.

Annexation Area Option #3

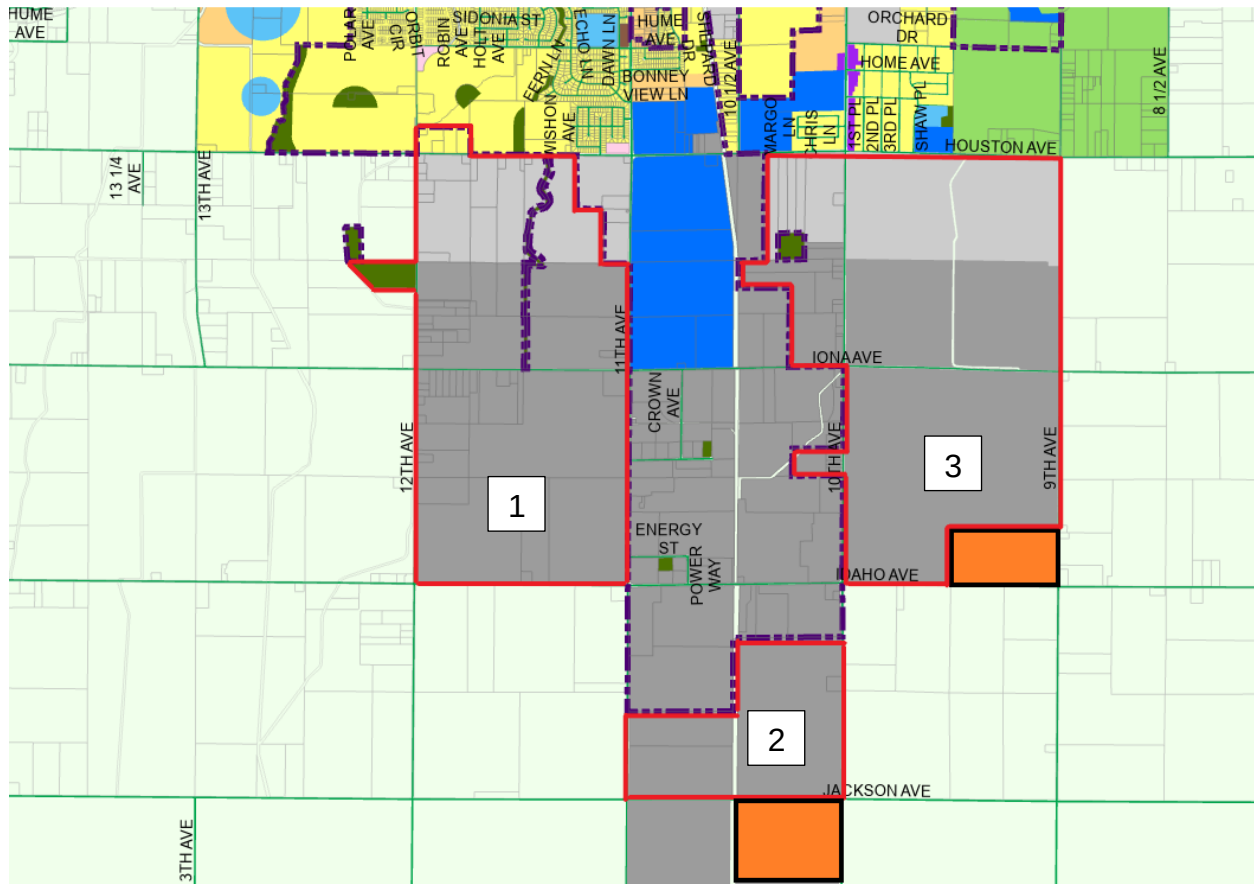
NWC of Idaho and 9th Avenue – Farmland Security Zone Contracted Land (shown in orange)

Approximately 1,425 acres

General Plan Designation:

Light Industrial – 418 acres

Heavy Industrial – 1,0005 acres



ANNEXATION PROCESS

Staff's recommendation would be to hire a consultant to complete the work, including preparation of an environmental document and associated technical reports, if required.

Annexation requires the following steps:

Step	Description	Timeline
Environmental Review*	Annexation of the property into the City limits will require environmental evaluation. See flowchart attached.	Dependent on availability of consultants to process; Depends on level of environmental review required: Negative Declaration/Mitigated Negative Declaration (approximately 6 months) Environmental Impact Report (EIR) (1 year -1.5 years)
Staff Report Generation	Preparation of a staff reports describing the annexation request and pre-zoning	1 month to prepare following the environmental determination

Planning Commission Hearing	Public Hearing before the City of Hanford Planning Commission to make a recommendation to Council regarding: - certification of the environmental document - a finding of consistency that the annexation proposed is consistent with the General Plan - pre-zoning of the property	20-day comment period required
City Council Hearing	Public Hearing before the City of Hanford City Council to: - certify the environmental document - direct staff (or consultant) to file an application with Kings LAFCo for initiation of annexation - introduce and waive the 1st reading of the ordinance, pre-zoning the property	Following Planning Commission hearing, the Planning Commission's recommendation to the City Council has to be published and mailed to property owners within 500 ft. of the project site for a 10-day notice period
City Council – 2 nd reading	Second reading of the ordinance pre-zoning the property	Following the 2 nd reading before the City Council, all documents required for submittal of the annexation package are forwarded to LAFCo. Depending on the time of submittal, annexations are typically heard 1-2 months after the
LAFCo Hearing*	Kings County Local Agency Formation Commission (LAFCo) has final authority when it comes to annexation of land. The Commission in Kings County is comprised of two City Council members from the four incorporated cities, two Board of Supervisors members and a public member chosen by the four city and county commissioners. The objectives of LAFCO are to encourage the orderly formation of local government agencies, preserve agricultural land resources, discourage urban sprawl, and provide a sphere of influence for each city and special district in the county.	

** indicates timelines outside of City staff's control*

POTENTIAL DELAYS OR OBSTACLES

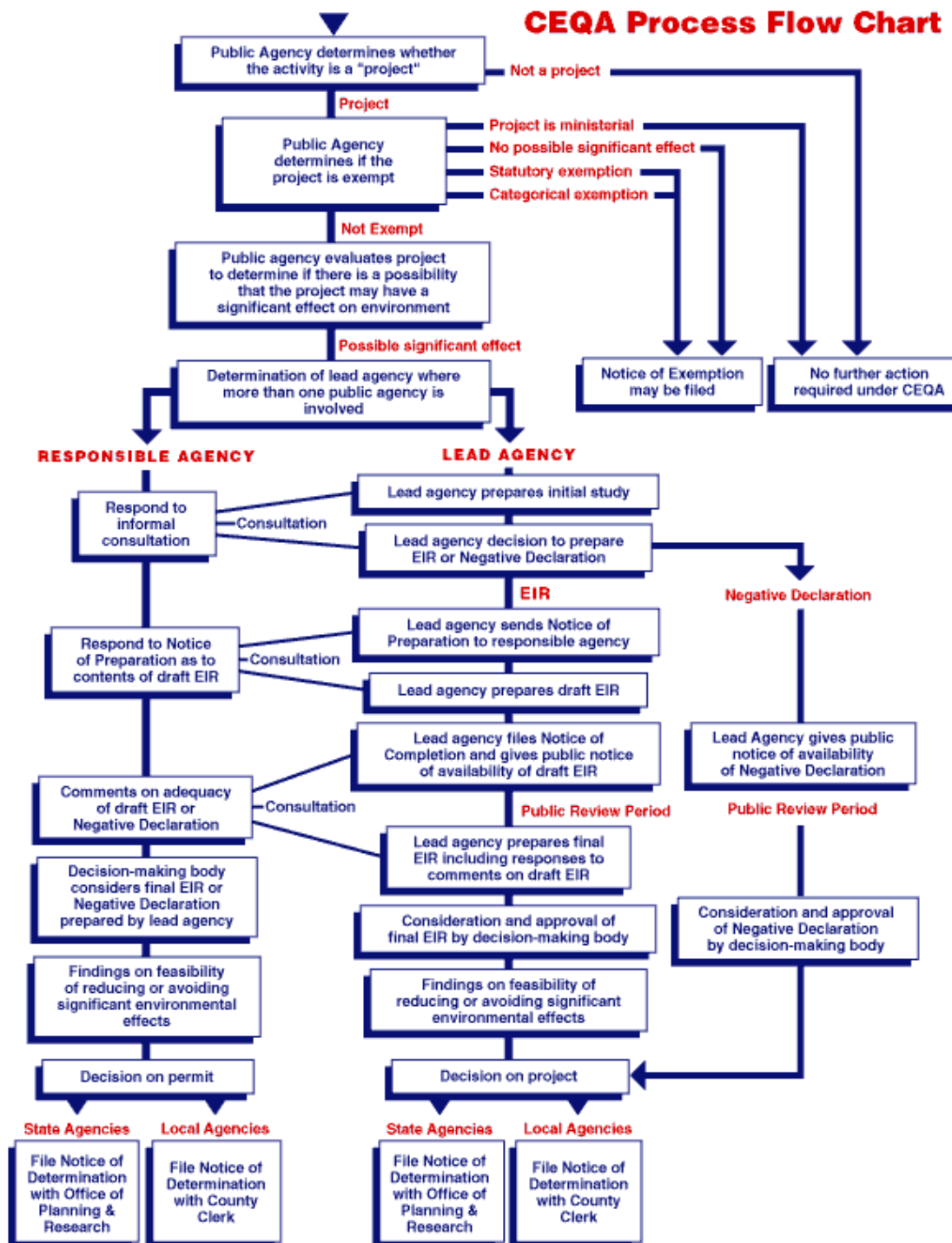
Potential Setbacks:

1. Agricultural preserve land and Williamson Act Contracts
 - a. Mitigation Monitoring Program Implementation, specified in the General Plan
2. County zoning – nonconforming uses including single-family residences that may oppose annexation

3. Protest from residents or property owners within 500 feet of the project site
4. Timing of the island annexations – Kings LAFCo has indicated they would not be favorable of pursuing other annexations until the annexation of the existing county islands.

CEQA

The California Environmental Quality Act





AGENDA STAFF REPORT

MEETING DATE: 7/6/2021

AGENDA SECTION: B

SUBJECT:

Update to the City Council regarding the upcoming City of Hanford's 130th Birthday Celebration

RECOMMENDATION:

That the City Council receive an update on the planned festivities for the planned City of Hanford's 130th birthday celebration and plan to attend the birthday cake cutting on Thursday July 29th at 7pm during the Thursday Night Market and the official proclamation honoring the City's Veterans and the City's 130th birthday in front of the Veteran's Building at 12:30pm on Saturday July 31st.

BACKGROUND:

From its beginning as a Chinese sheepherder's simple camp and the development of the Southern Pacific Railroad, the City of Hanford will celebrate its 130th birthday over a three-day period on July 29, 30, and 31, 2021.

For the past two months, a volunteer committee has planned and organized this event, that will showcase the community and its historic past (see attached press release and schedule of events).

The event kicks-off at Civic Park during the Thursday Night Market with a birthday cake cutting. On Friday July 30th at 12 Noon the Hanford Chamber of Commerce is hosting the official grand opening of the Carnegie Museum of Kings County with a ribbon cutting, luncheon and private tours. That afternoon at 2:30pm, there is a sidewalk chalk art exhibit. At 6:30pm on the steps of the Civic Auditorium, Hanford Unified High School district will conduct a friendly battle of the bands, featuring the drumlines from Hanford, Hanford West and Sierra Pacific High Schools. From 7:00-10:00pm the Chamber of Commerce will host a 50's Sock Hop in the 98 year-old Civic Auditorium.

On Saturday July 31st, the Hanford Breakfast Lions will host a breakfast from 8:00-9:30am at Civic Park. At 8:00am the Classic Transportation Exhibit will begin with pre-1972 vehicles. At 12:30pm, in front of the Veteran's Building, the City Council will announce the official proclamation celebrating the City's 130th birthday and honoring the community's veterans for

their service to the community and to the country. From 3:00-6:30pm will be the community open house events throughout the City. From 6:30-8:30pm, the Hanford Chamber of Commerce will host a beer garden in the Civic Courtyard with live entertainment by the Marcy Blue Band. Also, during this time, kids activities will take place on the Civic Park lawn. At 8:45pm, the celebration will conclude with a special showing of Movies in the Park, featuring the movie Cars III.

For details of the event and tickets to the Carnegie Museum luncheon and the 50's Sock Hop dance, please visit the Hanford Chamber's website at www.hanfordchamber.com

FISCAL IMPACT:

ATTACHMENTS:

News Release (v2)

130th Birthday Schedule of Events

News Release

For Immediate Release

June 30, 2021

Contact: Brad Albert

balbert@cityofhanfordca.com

(559) 585-2527

City of Hanford Celebrates 130th Birthday

Hanford, California, The City of Hanford will celebrate its 130th birthday over a three-day event on July 29th, 30th and 31st. The celebration will take place in and around the historic Civic Park.

A Storied History

In 1877, when the Southern Pacific Railway laid lines from Goshen to Coalinga, their path crossed through a Chinese shepherd's simple camp. This camp was the beginning of the City of Hanford. The settlement was named for James Madison Hanford, the railroad's Paymaster, who also took a lively interest in the sale of town lots. The sale of lots began on January 17, 1877. Within a short time, the settlement grew to a town and, with the powerful backing of the railway interests, Hanford became the trading center of the area.

Fast forward to 2021, the City of Hanford has grown to a population of 60,000 residents, is the Kings County Seat and regional retail hub. It is a vibrant and growing community that honors the past, while continuing to look forward to a bright future.

"We are inviting the entire community to join us as we commemorate Hanford's 130th birthday party. We have a variety of interesting and fun activities planned for the entire family to enjoy" says Mayor Francisco Ramirez.

Schedule of Events/Activities

Thursday July 29th.

The birthday party kicks-off during the Thursday Night Market at Civic Park. At 7:00pm, City officials will cut and serve the official birthday cake.

Friday July 30th

The **Hanford Chamber of Commerce** is hosting the official grand opening of the new Carnegie Museum of Kings County located at 109 Eighth Street. At 12 Noon, the ribbon cutting event, luncheon and private tours will take place. Pre-purchase tickets at the Chamber website:

<https://www.hanfordchamber>

“The Carnegie library building, a gift to the City of Hanford from Andrew Carnegie, is a historically significant building that served as the local library from 1905 through 1968. Our new non-profit organization, the Carnegie Museum of Kings County, is proud to play a part in reviving the building as a community based museum” said Jack Schwartz, the group’s President.

Later, at 2:00pm, Hanford’s **Parks and Community Services Department** invites all community youth (ages 2-17) to showcase their talents with a sidewalk chalk art exhibit. On the steps of the iconic Civic Auditorium, at 6:30pm, **Hanford Unified High School District** will conduct a friendly battle of the bands, featuring the drum line teams from **Hanford, Hanford West and Sierra Pacific High Schools**. From 7:00-10:00pm the **Chamber of Commerce** will host a 50s Sock Hop dance in the 98 year-old Civic Auditorium. Pre-purchase your tickets for only \$5 from the Hanford Chamber website: <https://www.hanfordchamber.com> Prices go up to \$10 at the door. Reserve a whole table of 8 so you can relax and enjoy the night with family and friends.

Saturday July 31st.

Saturday July 30th starts with a breakfast prepared and served by the **Hanford Breakfast Lions Club** from 8:00-9:30am at Civic Park. At 8:00 am the Classic Transportation Exhibit will begin with pre-1972 vehicles. If you would like to exhibit your vehicle in the exhibit, please visit the Carnegie Museum of Kings County website to fill out their online application <https://www.carnegiemuseumofkingscounty.org/post/register-for-the-cmkc-classic-transportation-exhibit?fbclid=IwAR1QC2oWg1ZWrpLA6lRb0-0TniTQ38lfW7ivjTGB3TJwN5qhZUZsFHc5JAK>

At 12:30pm, in front of the Veterans and Senior Building, the official ceremony hosted by the **Hanford Rotary Club** and the **City of Hanford** will take place. The Hanford City Council will read the proclamation honoring our local veterans and the 130th anniversary of Hanford.

From 3:00-6:30p.m. many local businesses in the downtown area will be participating in community open house events with special hours, events and discounts at the following locations:

- **Carnegie Museum of Kings County – The Kings Players** will perform an original recreation of the immediate aftermath of the Mussell Slough Tragedy at 3:30, 4:30 and 5:30;
- **Kings County Library and the Friends of the Library** - will display historic pictures of Hanford;
- **Veteran’s Building** – our veterans’ groups will host an open house and tours of this historic building;
- **Kings Art Center** – will host an open house;
- **Downtown shops** – take a stroll through our downtown business district to shop and dine.

From 6:30-8:30pm the **Hanford Chamber of Commerce** is hosting a beer garden in the Civic Courtyard with live entertainment by the Macey Blue Band. Also, during this time, kids' activities on the Civic lawn will take place. At 8:45pm, the **Hanford Parks and Community Services Department** will hold a special Movies in the Park event, featuring the movie Cars III.

PRELIMINARY SCHEDULE OF ACTIVITIES FOR HANFORD'S 130TH ANNIVERSARY

[June 28 update]

<u>Thursday July 29th</u>	<u>Event</u>	<u>Sponsor / Organizer</u>
5:00 to 9:00 p.m.	Thursday Night Market	Mainstreet Hanford / CMKC
<u>Friday July 30th</u>		
Noon	Museum Ribbon Cutting	Hanford Chamber
2:00 to 3:30 (?) p.m.	Sidewalk Chalk Art	City Parks and Recreation
6:30 p.m.	High School bands drumline	HJUHS
7:00 – 10:00 p.m.	Dance in the Civic Auditorium	Hanford Chamber
<u>Saturday July 31st</u>		
8:00 to 9:30 (?) a.m.	Breakfast at the Park	Hanford Breakfast Lions
8:00 to 2:30 p.m.	Classic Transportation Exhibit*	CMKC
12:30 p.m.	Ceremony / Proclamations	Hanford Rotary and City
1:00 to 1:30 p.m.	Transportation Exhibit Judging	CMKC and City
3:00 to 6:45 p.m.	Community Open Houses	
	• CMKC** [Tim Mattos music 4-6:30 / Rolling Cones] • Kings Players performances at CMKC** Tragedy at the Oak – original historic recreation of the immediate aftermath of the Mussel Slough Tragedy. Three performances at 3:30, 4:30 and 5:30. • Kings Art Center • Kings County Historical Society** Historic buildings model display Location: Civic Center Park during the breakfast and Classic Transportation Exhibit. • The Kings County Museum at Burris Park** Photo album and artifacts regarding Veterans' history and historic locomotive. Location: Civic Center Park during the breakfast and Classic Transportation Exhibit. • Veterans Groups at the Veterans Building	

* Vendors and food trucks to be arranged

** Confirmed

Attachment: 130th Birthday Schedule of Events (Parks: Hanford's 130th Birthday Celebration)

- County Library / Friends of the Library**
Display of historic pictures and possibly an author signing.

6:30 to 8:30 p.m.	Kids Games in the Park	City Parks and Recreation
6:30 to 8:30 p.m.	Beer Garden	Mainstreet Hanford
8:45 p.m.	Movie in the Park	City Parks and Recreation

* Vendors and food trucks to be arranged

** Confirmed



**AGENDA
STAFF REPORT**

MEETING DATE: 7/6/2021	AGENDA SECTION: B
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SUBJECT:

City Clerk: Approval of the Minutes of the April 6, 2021 Meeting

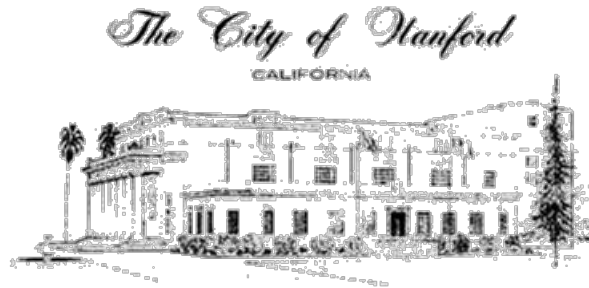
Recommendation:

Approve the minutes of the April 6, 2021 Meeting.

FISCAL IMPACT:

ATTACHMENTS:

4.6.2021



CITY COUNCIL MEETING MINUTES

**April 6, 2021 7:00 PM
Council Chambers
400 N. Douty St.**

4:00 PM CALL TO ORDER STUDY SESSION :

Mayor Ramirez called the meeting to order at 4:00 p.m.

ROLL CALL:

Present: Ramirez, Sharp, Morrow, Draxler, Brieno

PUBLIC COMMENT:

Comments from the public are limited to items on the agenda (GC 54954.3a). A maximum of three minutes is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.

None.

STUDY SESSION:

A. Main Street Hanford Annual Report Presentation

Executive Director Michelle Brown presented the Main Street Hanford Annual Report. Ms. Brown provided an overview of their events, accomplishments, and struggles that they faced during the pandemic. Ms. Brown also discussed grants that are available for downtown business owners. The Council commended Ms. Brown and the organization for their efforts and success during the pandemic. The Council shared their ideas for improvements in the downtown area for Main Street Hanford's consideration. Ms. Brown answered questions and concerns from the Council.

B. Public Works overview of the Wastewater Operation for the City Council

Public Works Director John Doyel and Deputy Public Works Director Jim Ross presented an overview of the Waste Water Division and addressed questions and concerns from the Council.

C. Review the Community Development Block Grant (CDBG) proposed 2021 Action Plan, CDBG activities and receive direction from the Council

Housing Analyst Sandra Lerma-Martinez presented the CDBG Annual Action Plan program overview and the priority needs of the community for Councils review and direction. City Manager Cifuentez discussed subsidizing the CDGB program. The Council discussed homelessness prevention and ADA improvements for businesses and schools. Ms. Lerma-Martinez answered questions from the Council. Police Chief Sever provided an update on the PAL building parking lot.

D. Presentation of the Hemp Ordinance for review and direction from the Council

Police Chief Parker Sever and Senior Planner Gabrielle Myers presented the draft Hemp Ordinance for the Council's review and direction. The Council discussed allowing commercial hemp activities in Heavy and Light Industrial Zone Districts, business signage, and operating requirements for storefront/retail facilities. Staff addressed questions and concerns from the Council. After much discussion, City Manager Cifuentez recommended that staff bring the item back to a future meeting for further discussion. The Council provided additional feedback and directed staff to prepare a Zoning amendment and establish criteria for the Hemp Ordinance for future discussion and the Council's review and consideration.

CALL TO ORDER REGULAR SESSION:

Mayor Ramirez called the meeting to order at 7:00 p.m.

ROLL CALL:

Attendee Name	Title	Status	Arrived
John Draxler	Council Member	Present	3:55 PM
Diane Sharp	Vice Mayor	Present	3:50 PM
Art Brieno	Council Member	Present	3:58 PM
Kalish Morrow	Council Member	Present	3:55 PM
Francisco Ramirez	Mayor	Present	3:40 PM

INVOCATION:

Police Chief Sever led the invocation.

FLAG SALUTE:

Mayor Ramirez led the Flag Salute.

RECOGNITIONS/PROCLAMATIONS:

Arbor Day Proclamation

Mayor Ramirez presented the Arbor Day Proclamation the Parks and Community Services Director Brad Albert.

STAFF COMMUNICATIONS:

City Manager Cifuentez provided department updates for the City Council.

COUNCIL REPORTS/COMMENTS:

Vice Mayor Sharp listed the meetings she participated in over the previous weeks. She encouraged residents to get the COVID-19 vaccination.

Council Member Morrow had nothing to report.

Council Member Brieno complemented the cleanliness of Civic Park.

Council Member Draxler attended the KRWA meeting.

Mayor Ramirez commented on the passing of Skip Athey. He also listed the meetings attended.

PUBLIC COMMENT:

This is the time for citizens to comment on subject matters not on the agenda within the jurisdiction of the Hanford City Council. This is also the public's opportunity to request an item from the Consent Calendar be pulled for discussion purposes or to comment on any item on the agenda. Comments related to Public Hearing items will be heard at the time the item is discussed.

A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.

Bob Ramos invited the Council and the public to Skip Athey's memorial services.

CONSENT CALENDAR:

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

Vice Mayor Sharp requested to pull Item D *[Approval of the Minutes of the February 2, 2021 Meeting]*.

Council Member Brieno requested to pull Item G *[Approval of a Letter of Opposition, on behalf of the City of Hanford, regarding S.B. 556, Wireless Broadband Infrastructure Removal of Local Authority of Public Rights-of-Way.]*.

Motion to approve the Consent Calendar except for the items pulled for separate consideration.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno, Council Member
SECONDER:	Kalish Morrow, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

- A. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title the only.
- B. City Clerk: Approval of the Minutes of the December 3, 2020 Special Meeting
- C. City Clerk: Approval of the Minutes of the January 19, 2021 Meeting
- D. City Clerk: Denial of a claim for damages and authorization for the City Clerk to send out notification of such to Jennifer Brown.
- E. Administration: Reject Notice of Government Claim

- F. City Attorney: Approval of Second Amendment to Tower Lease with Option and Memorandum of Second Amendment to Tower Lease with Option
- G. Information Technology: Approval of a Change to the contract with Tyler Technologies for the upgrade and implementation of the EnerGov software in the amount of \$81,400.00 and Appropriation of the funding from the Computer Replacement Reserve to cover the additional cost.
- H. Public Works: Approval of the Notice of Completion for the Stonecrest Basin Pump Equipment Installation Project, and authorization for the Mayor to execute and the City Clerk to attest and file said Notice with the Kings County Recorder's Office.

ITEMS PULLED FROM CONSENT:

- 1. City Clerk: Approval of the Minutes of the February 2, 2021 Meeting

[Item D]

Motion to approve as corrected by Vice Mayor Sharp.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Sharp, Vice Mayor
SECONDER:	Art Brieno, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

- 2. Administration: Approval of a Letter of Opposition, on behalf of the City of Hanford, regarding S.B. 556, Wireless Broadband Infrastructure Removal of Local Authority of Public Rights-of-Way.

[Item G]

City Manager Cifuentez discussed the Letter of Opposition, on behalf of the City of Hanford, regarding S.B. 556 (Dodd), which is an attempt to Remove Local Authority of Public Rights-of-Way by wireless broadband providers.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno, Council Member
SECONDER:	Kalish Morrow, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

GENERAL BUSINESS:

- A. City Attorney: Adoption of Resolution 21-12-R declaring four (4) City-owned, undeveloped residential lots located on Idlewood Way, west of Greenbrier Drive, as surplus property.

City Attorney Ty Mizote discussed the undeveloped residential lots and answered questions from the Council.

Motion to approve as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno, Council Member
SECONDER:	John Draxler, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

- B. Parks and Community Services: Approval of the contract with Park Planet for the Centennial Park Playground Renovation and appropriation of \$263,660.49 from the Accumulated Capital Outlay fund to fund the project.

Parks and Community Services Director Brad Albert discussed the background of the project and presented the Centennial Playground Renovation project for the Council's review and consideration. The Council discussed the structure and the time line. Dir. Albert addressed the questions and concerns from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno, Council Member
SECONDER:	Kalish Morrow, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

- C. Public Works: Approval of seven (7) On-Call Architectural and Engineering Consultant Services Agreements

Public Works Director John Doyel presented the On-Call Architectural and Engineering Services agreements with seven firms to provide services for a three-year term. Dir. Doyel answered questions from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Sharp, Vice Mayor
SECONDER:	John Draxler, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

COUNCIL FUTURE AGENDA ITEMS:

- A. Council Future Agenda Items

Council Member Draxler requested an update of the Emergency Rental Assistance Program.

ADJOURNMENT:

Mayor Ramirez adjourned the meeting at 7:46 p.m.

Attachment: 4.6.2021 (Clerk: 4.6.2021 Minutes)

Respectfully Submitted,

Natalie Corral
City Clerk



**AGENDA
STAFF REPORT**

MEETING DATE: 7/6/2021	AGENDA SECTION: C
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SUBJECT:

City Clerk: Approval of the Minutes of the April 20, 2021 Meeting

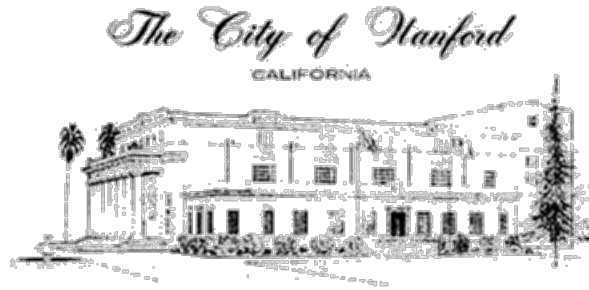
Recommendation:

Approve the minutes of the April 20, 2021 Meeting.

FISCAL IMPACT:

ATTACHMENTS:

4.20.2021 1



CITY COUNCIL MEETING MINUTES

**April 20, 2021 7:00 PM
Council Chambers
400 N. Douty St.**

4:30 PM CALL TO ORDER STUDY AND CLOSED SESSION:

Mayor Ramirez called the meeting to order at 4:30 p.m.

ROLL CALL BY CITY CLERK:

Present: Francisco Ramirez, Diane Sharp, John Draxler, Kalish Morrow, Art Brieno.

PUBLIC COMMENT:

*Comments from the public are limited to items on the agenda (GC 54954.3a). A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

None.

STUDY SESSION:

A. Fire Prevention overview for the City Council

Fire Chief Steve Pendergrass presented the Fire Prevention overview and updates for the Council's review and discussion. The Council commented on cost recovery and inspection fees. Chief Pendergrass addressed questions and concerns from the Council.

B. Parks and Community Services: Review of 2020 Parks and Recreation Master Plan

Parks and Community Services Director Brad Albert provided a summary of the upcoming Parks and Recreation Master Plan presentations that will take place at future City Council Meetings. Dir. Albert introduced three Parks and Recreation Commissioners, Joe Castaneda, Cheyne Strawn, and Gregory Kelly. Mr. Castaneda began the presentation by introducing himself, and he provided background on why he chose to participate in the Parks and Recreation Commission. Dir. Albert provided an overview of the Parks and Recreation Master Plan. Dir. Albert discussed current parkland acreage, community input, and cost recovery. The Council further discussed cost recovery, revenue, and parkland acreage. Council Member Morrow spoke in support of the staff meeting with the school board regarding utilization of their park space for community recreational events. Dir. Albert and the Parks and Recreation Commissioners answered questions from the Council.

Mayor Ramirez adjourned to Closed Session at 5:51 p.m.

CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (gc 54956.9(9)(1)):

Helena v. City of Hanford
Kings County Case No. 17C0102

Cesar Pimentel v. Mark Carrillo and Alfred Rivera
Eastern District Case No.: 1:19-cv-1088

Montreal Hemphill v. Officer Farr, Officer Medeiros
Eastern District Case No.: 1:19-cv-1119

Ronald Austin v. City of Hanford
Kings County Case No.: 20C0353

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (gc 54956.9(d)(2)):

City Attorney: Settlement demand received on January 21, 2021 for excessive force and wrongful arrest of Nathan Rodriguez.

CONFERENCE WITH LEGAL COUNSEL-REAL PROPERTY NEGOTIATIONS (gc 54956.8):

Property: 109 E. Eighth Street
Agency Negotiators: Mario Cifuentez, Ty Mizote
Negotiating Party: Carnegie Museum of Kings County (CMKC)

CALL TO ORDER REGULAR SESSION:

Mayor Ramirez called the meeting to order at 7:00 p.m.

ROLL CALL:

Attendee Name	Title	Status	Arrived
John Draxler	Council Member	Present	4:15 PM
Diane Sharp	Vice Mayor	Present	4:20 PM
Art Brieno	Council Member	Present	4:26 PM
Kalish Morrow	Council Member	Present	4:18 PM
Francisco Ramirez	Mayor	Present	4:18 PM

INVOCATION:

The invocation was led by Carlos Garcia.

FLAG SALUTE:

The flag salute was led by Mayor Ramirez.

CLOSED SESSION ACTION REPORT:

None.

RECOGNITIONS/PROCLAMATIONS:

Attachment: 4.20.2021 1 (Clerk: 4.20.2021 Minutes)

Mayor Ramirez presented a Resolution of Recognition to Interim Finance Director, Eric Frost.

STAFF COMMUNICATIONS:

City Manager Cifuentez thanked Interim Finance Director Eric Frost and introduced the new Finance Director Chris Tavaréz. He also provided a COVID-19 update for Kings County and discussed the American Rescue Plan.

Police Chief Parker Sever provided an update of the Autism Awareness Event hosted by the Hanford Police Department.

COUNCIL REPORTS/COMMENTS:

Vice Mayor Sharp discussed her outreach to Adventist Health on behalf of the City.

Council Member Morrow attended Arbor Day Event and The American Rescue Plan meeting.

Council Member Brieno attended Arbor Day Event.

Council Member Draxler had nothing to report.

Vice Ramirez attended the Arbor Day event.

PUBLIC COMMENT:

This is the time for citizens to comment on subject matters not on the agenda within the jurisdiction of the Hanford City Council. This is also the public's opportunity to request an item from the Consent Calendar be pulled for discussion purposes or to comment on any item on the agenda. Comments related to Public Hearing items will be heard at the time the item is discussed.

*A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

Dave Ayers commented on General Business item C [Discussion of Council Options and possible Council Action related to filling the vacant Council seat in District A].

Dolores Alves commented on Lacey Park and the new Parks Resource Police Officer.

Todd Cotta commented on General Business item C [Discussion of Council Options and possible Council Action related to filling the vacant Council seat in District A].

Bob Ramos commented on General Business Item C [Discussion of Council Options and possible Council Action related to filling the vacant Council seat in District A], he also spoke in favor of Todd Cotta to be appointed to the City Council.

Rose Shapley commented on issues that she is having with her neighbor.

Council Member Brieno responded to Ms. Alves and Ms. Shapley's comments.

CONSENT CALENDAR:

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 and

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

Council Member Brieno pulled items J and K.

Item J. *[Public Works: Authorization to advertise for bids for the Emma Lee Lane Reconstruction & Crossing / Lift Station #37 Replacement; and pre-authorization for the City Manager to award and execute the contract on behalf of the City to the lowest responsible bidder, providing project bid is within current budget.]*

Item K. *[Public Works: Adoption of Resolution No. 21-14-R regarding the public transit needs within the City of Hanford and authorization for the City Manager to sign and submit claims for funds and any subsequent amended claims required; 2) Determine, based on City's financial participation in and support of the existing Kings County Area Public Transit System, that there are no areas within the City of Hanford with unmet public transit needs which could reasonably be met by the expansion of the existing system or by the establishment of a new system; 3) Approval of the filing of the Notice of Exemption to certify that projects to be constructed with these funds are categorically exempt from the California Environmental Quality Act.]*

Motion to approve the Consent Calendar except for the items pulled for separate consideration.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Sharp, Vice Mayor
SECONDER:	Kalish Morrow, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

- A. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title the only.
- B. City Clerk: Approval of the Minutes of the January 22, 2021 Special Meeting
- C. City Clerk: Approval of the Minutes of the January 26, 2021 Special Meeting
- D. City Clerk: Approval of the Minutes of the February 16, 2021 Meeting
- E. City Clerk: Denial of a claim for damages and authorization for the City Clerk to send out notification of such to Eileen Maness.
- F. City Clerk: Denial of a claim for damages and authorization for the City Clerk to send out notification of such to Juan Ramos.
- G. FIRE: Adoption of Resolution No. 21-13-R, identifying the terms and conditions for State reimbursement of fire department responses to an emergency incident.
- H. Public Works: Approval of the Notice of Completion for Tract No. 919 Unit No. 2
- I. Public Works: Award a Contract to Sancon Technologies, Inc. of Huntington Beach, CA in the amount of \$87,326.00, for the FY 20/21 Sanitary Sewer Manhole Repair and Coating Project

ITEMS PULLED FROM CONSENT:

1. Public Works: Authorization to advertise for bids for the Emma Lee Lane Reconstruction & Crossing / Lift Station #37 Replacement; and pre-authorization for the City Manager to award and execute the contract on behalf of the City to the lowest responsible bidder, providing project bid is within current budget appropriation.

[Item J]

Public Works Director John Doyel briefly discussed the project and answered questions from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kalish Morrow, Council Member
SECONDER:	John Draxler, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

2. Public Works: Adoption of Resolution No. 21-14-R regarding the public transit needs within the City of Hanford and authorization for the City Manager to sign and submit claims for funds and any subsequent amended claims required; 2) Determine, based on City's financial participation in and support of the existing Kings County Area Public Transit System, that there are no areas within the City of Hanford with unmet public transit needs which could reasonably be met by the expansion of the existing system or by the establishment of a new system; 3) Approval of the filing of the Notice of Exemption to certify that projects to be constructed with these funds are categorically exempt from the California Environmental Quality Act.

[Item K]

Public Works Director John Doyel provided the background of the Annual TDA process and answered questions from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno. Council Member
SECONDER:	John Draxler, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

GENERAL BUSINESS:

- A. Community Development: Council consideration and approval of the Hanford Area Municipal Service Review and Sphere of Influence Update and Adoption of Resolution 21-15-R, directing staff to file an application with Kings County Local Agency Formation Commission (LAFCo) for a request to expand the City's Sphere of Influence, as identified within the 2035 Hanford General Plan Update

On behalf of Senior Planner Gabrielle Myers, Public Works Director John Doyel presented an overview of the Hanford Area Municipal Service Review and Sphere of Influence Update. Dir. Doyel presented Resolution 21-15-R for Council's review and consideration. Dir. Doyel addressed questions and concerns from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Sharp, Vice Mayor
SECONDER:	Art Brieno, Council Member
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

B. Parks and Community Services: Approval of two full-time Recreation Coordinator positions to the Parks and Community Services Department.

Parks and Community Services Director Brad Albert presented the overview of the proposal to add two full-time coordinator positions to the Parks and Community Services Department. Council Members Brieno and Draxler expressed their concerns regarding the budget. Dir. Albert addressed the budget error in the staff report and, he addressed questions and concerns from the Council.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Draxler, Council Member
SECONDER:	Diane Sharp, Vice Mayor
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

C. Council: Discussion of Council Options and possible Council Action related to filling the vacant Council seat in District A.

City Manager Cifuentez discussed the background of Council Member Draxler's pending resignation and the options for filling the vacancy in District A. After Council discussion, it was a consensus of the Council to proceed with an appointment process.

Motion to direct staff to prepare an appointment interview process to fill the pending vacancy in District A for the Council's review and consideration.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kalish Morrow, Council Member
SECONDER:	Diane Sharp, Vice Mayor
AYES:	Draxler, Sharp, Brieno, Morrow, Ramirez

COUNCIL FUTURE AGENDA ITEMS:

A. Council Future Agenda Items

ADJOURNMENT:

Mayor Ramirez adjourned the meeting at 8:29 p.m.

Respectfully submitted,

Natalie Corral
City Clerk

Attachment: 4.20.2021 1 (Clerk: 4.20.2021 Minutes)



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021

AGENDA SECTION: D

SUBJECT:

Administration: Approval of a letter of support, on behalf of the City of Hanford, for SB619 (Laird) Organic Waste Budget Ask

RECOMMENDATION:

That the City Council, by motion, Approve the submittal of a letter of support, on behalf of the City of Hanford, for SB619 (Laird) Organic Waste Budget Ask.

BACKGROUND:

In November 2020, the California Department of Resources Recycling and Recovery (CalRecycle) finalized its SB 1383 organic waste diversion regulations, which local governments must comply with by January 1, 2022. The implementation date provided cities and counties with only 13 months to undertake a host of actions, including adopting ordinances, arranging for appropriate collection services, establishing inspection and enforcement programs, procuring recovered organic waste products, providing education and outreach, developing edible food recovery programs, hiring staff, and reporting to CalRecycle by the January 1, 2022 implementation date.

If a city or county is not in compliance with the regulations by January 1, 2022, which Hanford is struggling to meet, CalRecycle can levy fines and penalties, ranging from \$50 to \$10,000 a day, on a jurisdiction. Given the COVID-19 pandemic, and the corresponding loss of time and resources, many cities need additional time to comply with all of the SB 1383 regulations.

SB 619 would prohibit CalRecycle from imposing penalties against local jurisdictions that have not met the organic waste recycling requirements, pursuant to SB 1383 (Lara), Chapter 395, Statutes of 2016 before January 1, 2023, unless the jurisdiction did not make a reasonable effort to comply.

This bill is not a request to do away with the requirements of SB 1383. Cities are committed to achieving the state's greenhouse gas and organic waste diversion goals but need additional time

and flexibility to comply with the organic waste diversion regulations. Local governments want to comply with the state's organic waste diversion regulations, but factors such as the timing of when the regulations were finalized, the COVID-19 pandemic, and the lack of state funding to support implementation have made implementation much more difficult.

SB 619 will provide a process for cities to work with CalRecycle to secure one year of relief from penalties if they have made a “reasonable effort” to comply, but have not met the January 1, 2022 implementation deadline. The bill has changed significantly since its original introduction and has addressed many of the concerns of the opposition. This bill will allow cities to continue to make progress towards our shared climate emission reduction goals without imposing heavy-handed penalties on local governments who are making meaningful progress

FISCAL IMPACT:

There is no budget impact to the City as a result of supporting this legislation.

ATTACHMENTS:

ACTION ALERT!! SB 619 (Laird) and Organic Waste Budget Ask_6.21.21

ACTION ALERT

SB 619 (Laird) & Organic Waste Budget Ask

SUPPORT

Action Item #1: SB 619 (Laird)

Background:

In November 2020, the California Department of Resources Recycling and Recovery (CalRecycle) finalized its SB 1383 organic waste diversion regulations, which local governments must comply with by January 1, 2022. That provided cities and counties with only 13 months to undertake a host of actions, including adopting ordinances, arranging for appropriate collection services, establishing inspection and enforcement programs, procuring recovered organic waste products, providing education and outreach, developing edible food recovery programs, hiring staff, and reporting to CalRecycle by the January 1, 2022 implementation date.

If a city or county is not in compliance with the regulations by January 1, 2022, CalRecycle can levy fines and penalties, ranging from \$50 to \$10,000 a day, on a jurisdiction. Given the COVID-19 pandemic, and the corresponding loss of time and resources, some cities need additional time to comply with all of the SB 1383 regulations.

What does SB 619 specifically do?

- Prohibits CalRecycle from imposing penalties against local jurisdictions that have not met the organic waste recycling requirements pursuant to SB 1383 (Lara), Chapter 395, Statutes of 2016 before January 1, 2023, unless the jurisdiction did not make a reasonable effort to comply.

ACTION:

SB 619 will be heard in the [Assembly Natural Resources Committee](#) on Wednesday, June 23. The hearing begins at 9 a.m. The agenda can be found on the [Assembly website](#).

- First Priority:** If your Assembly Member serves on this committee, please **CALL** them and let them know you support SB 619 and ask them for their AYE vote.

ASSEMBLY NATURAL RESOURCES			
Member	District	Room	Phone
Chau, Ed	49	5016	916 319 2049
Flora, Heath (Vice-Chair)	12	3098	916 319 2012
Friedman, Laura	43	6011	916 319 2043
Garcia, Cristina	58	2013	916 319 2058
Mathis, Devon	26	2111	916 319 2026
McCarty, Kevin	7	2136	916 319 2007
Muratsuchi, Al	66	2148	916 319 2066
Rivas, Luz (Chair)	39	3126	916 319 2039
Seyarto, Kelly	67	5126	916 319 2067

Stone, Mark	29	3146	916 319 2029
Wood, Jim	2	6005	916 319 2002

2) **Second Priority:** Please call into the Assembly Natural Resource Committee hearing on **June 23** to voice your support for SB 619 during the support public comment period.

- SB 619 is #11 on the agenda. You will need to call into the hearing during the opposition testimony for SB 726 (Gonzalez), the bill right before SB 619 on the agenda, to make sure you are in the queue for the support testimony for SB 619. The agenda and the committee analysis of the bill can be found on [Cal Cities' website](#).
- Public access information for phone testimony will also be posted to the [Natural Resources Committee website](#) the morning of the hearing. A moderated telephone line will be available to assist with public participation.
 - When you call into the hearing, first put yourself on mute and wait until after the two lead support witnesses testify in support of SB 619. The teleconference operator will prompt the audience and ask if there are any additional witnesses in support, and if so, to press #1 then #0 on your phone. Press #1 and then #0 one time. An operator will come onto your line and give you a specific line number. (This can take a minute or two, so do not worry if you do not get a line number right away.) Make sure to take note of your line number. The teleconference operator will then start calling line numbers. They will say "line ____, your line is open." When they call your line number, unmute yourself and say your name, title, city, and that you support SB 619. Then mute yourself and you are done. This is a brief overview of how to provide telephone testimony on a bill.

3) **Third Priority:** All Assembly Members need to hear from their cities. If you do not have an Assembly Member on the committee, please send a letter of support to Senator Laird and send a copy to your Assembly Member. A draft sample letter is attached.

SB 619 (Laird) Talking Points:

- Cities are committed to achieving the state's greenhouse gas and organic waste diversion goals but need additional time and flexibility to comply with the organic waste diversion regulations.
- Local governments want to comply with the state's organic waste diversion regulations, but factors such as the timing of when the regulations were finalized, the COVID-19 pandemic, and the lack of state funding to support implementation have made implementation much more difficult.
- SB 619 will provide a process for cities to work with CalRecycle to secure one year of relief from penalties if they have made a "reasonable effort" to comply, but have not met the January 1, 2022 implementation deadline.
- SB 619 is not rolling back or repealing the state's organic waste diversion regulations.

- The bill has changed significantly since its original introduction and has addressed many of the concerns of the opposition.
- This bill will allow cities to continue to make progress towards our shared climate emission reduction goals without imposing heavy-handed penalties on local governments who are making meaningful progress.

Action Item #2: Organic Waste Budget Ask

Background:

Local governments are the backbone for achieving California's solid waste management and recycling goals. CalRecycle's SB 1383 regulations (Regulations), adopted in November of 2020, require local governments to reduce landfill disposal of organic waste by 75 percent by 2025 and to increase edible food waste recovery by 20 percent. The Regulations are the most far-reaching solid waste management changes in decades and CalRecycle has estimated implementation will cost \$20 to \$40 billion over the next decade, including the addition of 50 to 100 new organic waste recycling facilities. State funding is needed to ensure that cities can get their SB 1383 program up and running quickly, but also to soften the rate increases local governments will need to make to pay for the program.

What Are We Asking for Specifically?

- Requesting \$225 million for local assistance to cities and counties for local organic waste recycling program development and initial implementation activities;
- The funding would be directly allocated to cities and counties through the State Controller on a formula basis:
 - \$72 million to fund minimum payments of \$200,000 to each county and \$125,000 to each city; and
 - \$153 million to cities and counties on a per capita basis.
- Allow cities and counties to use these funds to hire staff and consultants necessary to design and implement SB 1383 organic waste recycling programs, develop the various ordinances, programs, services, education and outreach activities, and organic waste recycling capacity planning requirements, and any other requirements imposed under the SB 1383 Regulation;
- Allow cities and counties to use these funds to pay for initial implementation costs; and
- Allow cities and counties to pool any or all of their allocations to work together on implementation efforts to maximize efficiency and promote local flexibility.

ACTION:

The Legislative is still negotiating elements of the final budget and the Cap-and-Trade expenditure plan and needs to hear from cities that this ask is a priority.

- 1) **First Priority:** If your city has one of the Legislative Budget Committee chairs (below) **CALL** them and voice your strong support for this budget ask.

<u>ASSEMBLY AND SENATE BUDGET COMMITTEE CHAIRS</u>					
Member	House	District	Room	Phone	Email
Skinner, Nancy (Chair of Senate Budget)	S	9	5094	916 651 4009	assemblymember.ting@assembly.ca.gov
Ting, Philip (Chair of Assembly Budget)	A	19	6026	916 319 2019	senator.skinner@senate.ca.gov

- 2) **Second Priority:** If you have not yet sent a letter of support for this budget ask, please send a letter of support to the two budget chairs and your local Assembly Member and Senator, sample letter is attached.

Organic Waste Budget Ask Talking Points:

- CalRecycle's SB 1383 regulations, adopted in November of 2020, require local governments to reduce landfill disposal of organic waste by 75 percent by 2025 and to increase edible food waste recovery by 20%, but do not provide state funding for implementation.
- This lack of state funding will either require cities to divert existing resources or raise their solid waste and recycling rates on their residents to fund the creation, implementation, and operation of this new program.
- In order to meet our shared climate emissions reduction goals, the state needs to provide funding to local governments to help them achieve this important and ambitious goal.
- In a time when the State is seeing record surpluses, and the looming deadline for implementation of SB 1383 regulations of January 1, 2022, this year is the best time to allocate one-time funds for this program.
- This \$225 million allocation will not be sufficient to achieve the state's organic waste recycling targets, but it will go a long way to helping locals develop and implement effective organic waste recycling programs that will reduce methane emissions in California and help the state meet its climate and emissions reduction goals.



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: E
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SUBJECT:

Administration: Approval of a letter of support, on behalf of the City of Hanford, for AB122 - bicycle Stop as Yield Legislation.

RECOMMENDATION:

That the City Council, by motion, approve the submittal of a letter of support for AB122 - Stop as Yield legislation, which would allow bicyclists to treat stop signs as yield signs.

BACKGROUND:

AB 122 has passed the Assembly and will be heard next in the Senate Transportation Committee. This bill would change the Vehicle Code and would allow bicyclists approaching a STOP sign to slow to a reasonable speed, yield to other traffic, and then proceed through the intersection without requiring a complete stop if not necessary. A DePaul University study found that this is already the existing behavior of 96 percent of the bike riders observed in Chicago.

The safety benefit is real. Cycling is safer because bike riders spend less time in dangerous intersections, don't have to stop and awkwardly start up again, and streets with many stop-controlled intersections become a more attractive options than busy, higher speed arterials. Reforming existing law would decriminalize rational behavior that is safe (performed millions of times a day by cyclists across the country). It would limit arbitrary and sometimes discriminatory enforcement. Chief Sever believes that it is a good idea as long as it is meant for stop signs only and not lighted intersections, which it appears that it is. This bill would have an added effect of putting the bicyclist at fault at most collisions since they will be required to yield the right of way.

The City of Hanford does not do targeted enforcement on bicyclists who do not come to a full stop. The only time cyclists are ticketed for this offense is when they are posing a danger to themselves or others and the officers observes this behavior. There is the occasional ticket where a cyclist was cited after running a stop sign, but it is the exception in Hanford, not the rule.

Currently, six states have stop as yield bills in process or soon will have. They are CA, CO, DE, NJ, NY, and VA. DE is seeking an extension since their law sunsets this year. CO is trying to make stop as yield the law statewide and replace the current opt-in law.

The California bill has the support of the League of American Bicyclists, Rails-to-Trails Conservancy, Adventure Cycling Association and PeopleforBikes, an industry organization. More than seventy other entities support the bill, including the National Association of City Transportation Officials (NACTO), the cities of Emeryville, Berkeley, Oakland, Sacramento, and Los Angeles, San Luis Obispo Council of Governments, the Local Government Commission, Natural Resources Defense Fund, Vision Zero Network, the Yolo Solano Air Quality Management District, the Coalition for Clean Air, Public Health Advocates, numerous California bike clubs and advocacy groups, and pedestrian advocacy organizations.

Stop as yield laws have worked in other states. There is no doubt that momentum for the concept continues to build. California currently is the only West Coast state that has not adopted stop as yield, and is one of only a handful of states in the entire Western United States that has not reformed its law.

FISCAL IMPACT:

There is no budget impact to the City as a result of supporting this legislation

ATTACHMENTS:

AB122 as amended

AMENDED IN SENATE JUNE 21, 2021

AMENDED IN SENATE MAY 27, 2021

AMENDED IN ASSEMBLY MARCH 24, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 122

**Introduced by Assembly Members Boerner Horvath, Friedman,
and Ting**
**(Coauthors: Assembly Members Lorena Gonzalez, Santiago, Ward,
and Wicks)**
(Coauthors: Senators Becker and Wiener)

December 18, 2020

An act to amend, repeal, and add Sections 21800, 21802, and 22450 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 122, as amended, Boerner Horvath. Vehicles: required stops: bicycles.

Existing law requires the driver of any vehicle, including a person riding a bicycle, when approaching a stop sign at the entrance of an intersection, to stop before entering the intersection. A violation of this requirement is an infraction.

This bill would, until January 1, 2028, require a person riding a bicycle, when approaching a stop sign at the entrance of an intersection, to yield the right-of-way to any vehicles that have entered the intersection, or that are approaching on the intersecting highway close enough to constitute an immediate hazard, and continue to yield the right-of-way to those vehicles until reasonably safe to proceed. The bill

would require other vehicles to yield the right-of-way to a bicycle that, having yielded as prescribed, has entered the intersection.

The bill would also require the Commissioner of the California Highway Patrol to submit a report to the Legislature, as specified, regarding the effects of this bill.

By changing the elements of an existing crime, this bill would impose a state-mandated local program.

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

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

- 1 SECTION 1. Section 21800 of the Vehicle Code is amended
- 2 to read:
- 3 21800. (a) The driver of a vehicle approaching an intersection
- 4 shall yield the right-of-way to any vehicle that has entered the
- 5 intersection from a different highway, including a bicycle that has
- 6 entered the intersection after yielding as required by subdivision
- 7 (d) of Section 22450.
- 8 (b) (1) When two vehicles enter an intersection from different
- 9 highways at the same time, the driver of the vehicle on the left
- 10 shall yield the right-of-way to the vehicle on their immediate right,
- 11 except that the driver of any vehicle on a terminating highway
- 12 shall yield the right-of-way to any vehicle on the intersecting
- 13 continuing highway.
- 14 (2) For the purposes of this section, “terminating highway”
- 15 means a highway which intersects, but does not continue beyond
- 16 the intersection, with another highway which does continue beyond
- 17 the intersection.
- 18 (c) When two vehicles enter an intersection from different
- 19 highways at the same time and the intersection is controlled from
- 20 all directions by stop signs, the driver of the vehicle on the left
- 21 shall yield the right-of-way to the vehicle on their immediate right.
- 22 (d) (1) The driver of any vehicle approaching an intersection
- 23 which has official traffic control signals that are inoperative shall

1 stop at the intersection, and may proceed with caution when it is
2 safe to do so.

3 (2) When two vehicles enter an intersection from different
4 highways at the same time, and the official traffic control signals
5 for the intersection are inoperative, the driver of the vehicle on the
6 left shall yield the right-of-way to the vehicle on their immediate
7 right, except that the driver of any vehicle on a terminating highway
8 shall yield the right-of-way to any vehicle on the intersecting
9 continuing highway.

10 (e) This section does not apply to any of the following:

11 (1) Any intersection controlled by an official traffic control
12 signal or yield right-of-way sign.

13 (2) Any intersection controlled by stop signs from less than all
14 directions.

15 (3) When vehicles are approaching each other from opposite
16 directions and the driver of one of the vehicles intends to make,
17 or is making, a left turn.

18 (f) This section shall remain in effect only until January 1, 2028,
19 and as of that date is repealed.

20 SEC. 2. Section 21800 is added to the Vehicle Code, to read:

21 21800. (a) The driver of a vehicle approaching an intersection
22 shall yield the right-of-way to any vehicle that has entered the
23 intersection from a different highway.

24 (b) (1) When two vehicles enter an intersection from different
25 highways at the same time, the driver of the vehicle on the left
26 shall yield the right-of-way to the vehicle on their immediate right,
27 except that the driver of any vehicle on a terminating highway
28 shall yield the right-of-way to any vehicle on the intersecting
29 continuing highway.

30 (2) For the purposes of this section, “terminating highway”
31 means a highway that intersects, but does not continue beyond the
32 intersection, with another highway that does continue beyond the
33 intersection.

34 (c) When two vehicles enter an intersection from different
35 highways at the same time and the intersection is controlled from
36 all directions by stop signs, the driver of the vehicle on the left
37 shall yield the right-of-way to the vehicle on their immediate right.

38 (d) (1) The driver of any vehicle approaching an intersection
39 that has official traffic control signals that are inoperative shall

1 stop at the intersection, and may proceed with caution when it is
2 safe to do so.

3 (2) When two vehicles enter an intersection from different
4 highways at the same time, and the official traffic control signals
5 for the intersection are inoperative, the driver of the vehicle on the
6 left shall yield the right-of-way to the vehicle on their immediate
7 right, except that the driver of any vehicle on a terminating highway
8 shall yield the right-of-way to any vehicle on the intersecting
9 continuing highway.

10 (e) This section does not apply to any of the following:

11 (1) Any intersection controlled by an official traffic control
12 signal or yield right-of-way sign.

13 (2) Any intersection controlled by stop signs from less than all
14 directions.

15 (3) When vehicles are approaching each other from opposite
16 directions and the driver of one of the vehicles intends to make,
17 or is making, a left turn.

18 (f) This section shall become operative on January 1, 2028.

19 SEC. 3. Section 21802 of the Vehicle Code is amended to read:

20 21802. (a) The driver of any vehicle approaching a stop sign
21 at the entrance to, or within, an intersection shall stop as required
22 by Section 22450, or, in the case of a bicycle, yield as required by
23 subdivision (d) of that section. The driver shall then yield the
24 right-of-way to any vehicles which have approached from another
25 highway, or which are approaching so closely as to constitute an
26 immediate hazard, and shall continue to yield the right-of-way to
27 those vehicles until they can proceed with reasonable safety.

28 (b) A driver having yielded as prescribed in subdivision (a) may
29 proceed to enter the intersection, and the drivers of all other
30 approaching vehicles shall yield the right-of-way to the vehicle
31 entering or crossing the intersection.

32 (c) This section does not apply where stop signs are erected
33 upon all approaches to an intersection.

34 (d) This section shall remain in effect only until January 1, 2028,
35 and as of that date is repealed.

36 SEC. 4. Section 21802 is added to the Vehicle Code, to read:

37 21802. (a) The driver of any vehicle approaching a stop sign
38 at the entrance to, or within, an intersection shall stop as required
39 by Section 22450. The driver shall then yield the right-of-way to
40 any vehicles that have approached from another highway, or that

1 are approaching so closely as to constitute an immediate hazard,
2 and shall continue to yield the right-of-way to those vehicles until
3 they can proceed with reasonable safety.

4 (b) A driver having yielded as prescribed in subdivision (a) may
5 proceed to enter the intersection, and the drivers of all other
6 approaching vehicles shall yield the right-of-way to the vehicle
7 entering or crossing the intersection.

8 (c) This section does not apply where stop signs are erected
9 upon all approaches to an intersection.

10 (d) This section shall become operative on January 1, 2028.

11 SEC. 5. Section 22450 of the Vehicle Code is amended to read:

12 22450. (a) Except as otherwise provided in subdivision (d),
13 the driver of any vehicle approaching a stop sign at the entrance
14 to, or within, an intersection shall stop at a limit line, if marked,
15 otherwise before entering the crosswalk on the near side of the
16 intersection.

17 If there is no limit line or crosswalk, the driver shall stop at the
18 entrance to the intersecting roadway.

19 (b) The driver of a vehicle approaching a stop sign at a railroad
20 grade crossing shall stop at a limit line, if marked, otherwise before
21 crossing the first track or entrance to the railroad grade crossing.

22 (c) Notwithstanding any other provision of law, a local authority
23 may adopt rules and regulations by ordinance or resolution
24 providing for the placement of a stop sign at any location on a
25 highway under its jurisdiction where the stop sign would enhance
26 traffic safety.

27 (d) A person riding a bicycle approaching a stop sign at the
28 entrance to, or within, an intersection shall, upon arriving at the
29 sign, yield the right-of-way to any vehicles that have entered the
30 intersection, or that are approaching on the intersecting highway
31 close enough to constitute an immediate hazard, and shall continue
32 to yield the right-of-way to those vehicles until it is reasonably
33 safe to proceed.

34 ~~(e) A person riding a bicycle, having yielded as prescribed in~~
35 ~~subdivision (d), may enter the intersection. The driver of any other~~
36 ~~approaching vehicle shall yield the right-of-way to that bicycle~~
37 ~~while it is within the intersection.~~

38 (e) (1) The Commissioner of the California Highway Patrol
39 shall submit a report to the Legislature, on or before January 1,
40 2027, about the effects of bicycles operating under the provisions

1 of subdivision (d), subdivision (a) of Section 21800, and
 2 subdivision (a) of Section 21802. The report shall include, without
 3 limitation, information about statewide injury and fatal traffic crash
 4 data and any associated traffic-related safety issues, including, but
 5 not limited to, a detailed analysis of the following issues:

- 6 (A) Changes in the frequency of collisions.
- 7 (B) Changes in the severity of collisions.
- 8 (C) Causes of and contributing factors in collisions.
- 9 (D) Location of collisions, including an analysis of collision
 10 data.
- 11 (E) Time of day of collisions.
- 12 (F) Ages of bicyclists involved, including a breakdown of minors
 13 versus adults.

14 (G) Types of bicycles involved in collisions, specifically
 15 differences between traditional bicycles and electric bicycles.

16 (2) The report required by this subdivision shall be submitted
 17 in compliance with Section 9795 of the Government Code.

18 (f) This section shall remain in effect only until January 1, 2028,
 19 and as of that date is repealed.

20 SEC. 6. Section 22450 is added to the Vehicle Code, to read:

21 22450. (a) The driver of any vehicle approaching a stop sign
 22 at the entrance to, or within, an intersection shall stop at a limit
 23 line, if marked, otherwise before entering the crosswalk on the
 24 near side of the intersection.

25 If there is no limit line or crosswalk, the driver shall stop at the
 26 entrance to the intersecting roadway.

27 (b) The driver of a vehicle approaching a stop sign at a railroad
 28 grade crossing shall stop at a limit line, if marked, otherwise before
 29 crossing the first track or entrance to the railroad grade crossing.

30 (c) Notwithstanding any other provision of law, a local authority
 31 may adopt rules and regulations by ordinance or resolution
 32 providing for the placement of a stop sign at any location on a
 33 highway under its jurisdiction where the stop sign would enhance
 34 traffic safety.

35 (d) This section shall become operative on January 1, 2028.

36 SEC. 7. No reimbursement is required by this act pursuant to
 37 Section 6 of Article XIII B of the California Constitution because
 38 the only costs that may be incurred by a local agency or school
 39 district will be incurred because this act creates a new crime or
 40 infraction, eliminates a crime or infraction, or changes the penalty

- 1 for a crime or infraction, within the meaning of Section 17556 of
- 2 the Government Code, or changes the definition of a crime within
- 3 the meaning of Section 6 of Article XIII B of the California
- 4 Constitution.

O



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: F
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SUBJECT:

Public Works: Authorization to Advertise for Bids for the FY 20/21 Pavement Resurfacing Treatment: Fiberized Micro Surfacing Project

RECOMMENDATION:

That the City Council, by motion, authorize staff to advertise for bids for the FY 20/21 Pavement Resurfacing: Micro Fiber (Single & Double) Project, and Pre-Authorize the City Manager to award and execute the contract on behalf of the City to the lowest responsible bidder providing project bid is within current budget appropriation.

BACKGROUND:

This Project consists of applying a Single or Double Fiberized Micro Surfacing Treatment to existing streets in the City of Hanford where pavement maintenance has become necessary and raising of manholes as necessary. See attached location maps for specific streets.

A Single Fiberized Micro Surfacing Treatment is a surface protection and pavement preservation treatment for city streets where one layer of fiberized pavement is applied. A Double Fiberized Micro-Surfacing Treatment includes an additional layer of fiberized pavement overtop the previous layer. The process is used to extend the useful life of a road surface, thereby reducing maintenance costs.

After bid opening, Staff will examine the bids, validate the lowest bidder's contractor's license status, and verify the contractor is in good standing. Staff is requesting the pre-authorization to award and execute the contract in order to expedite the process of delivery of projects to avoid winterization. With Council approval, staff will solicit bids for this project. If awarded, construction is anticipated to begin in September 2021 after a two-month railroad permit phase.

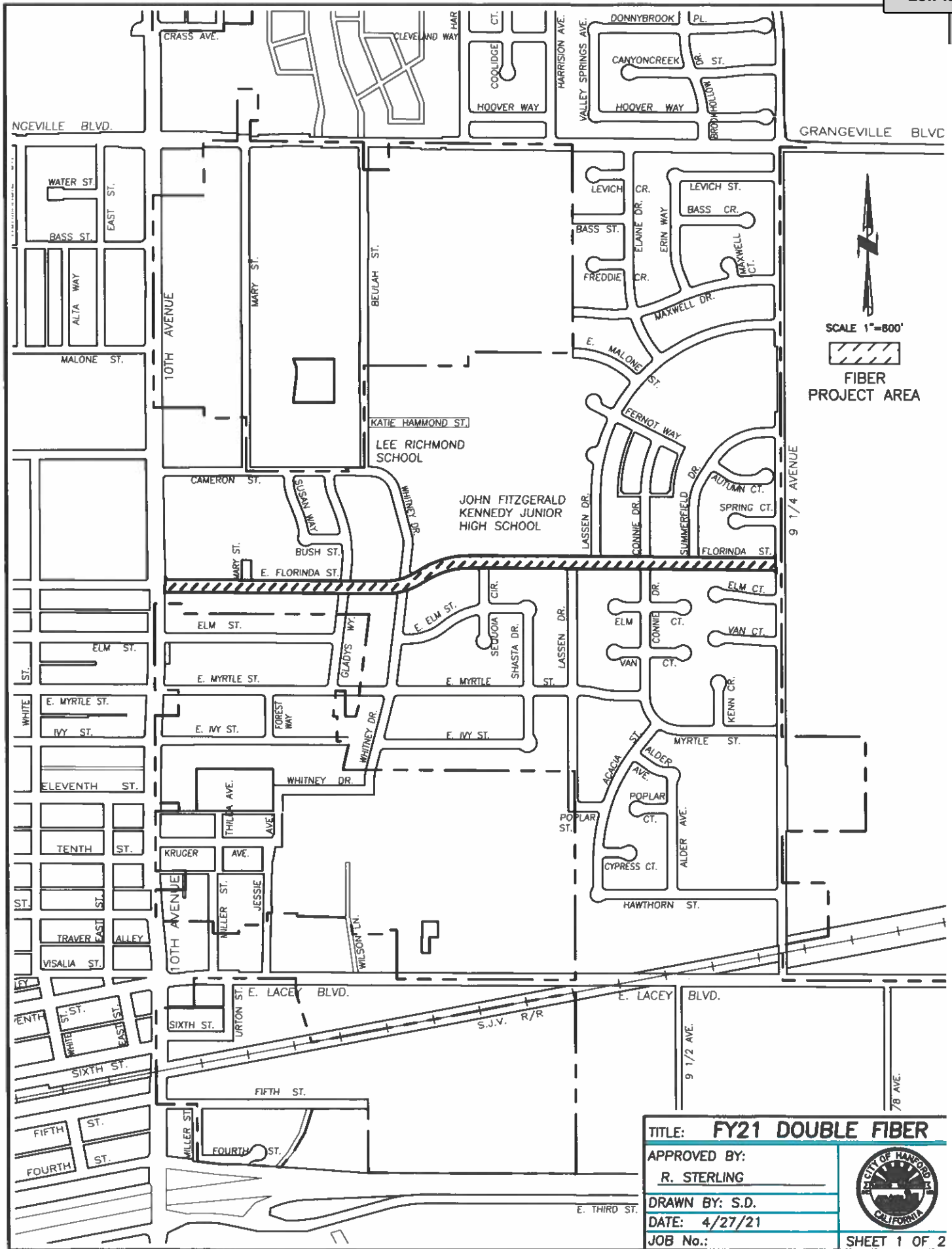
FISCAL IMPACT:

The FY 2021 Capital Improvement budget provides \$1,545,000.00 for construction, including contingencies. A copy of Budget Page is attached for Council review.

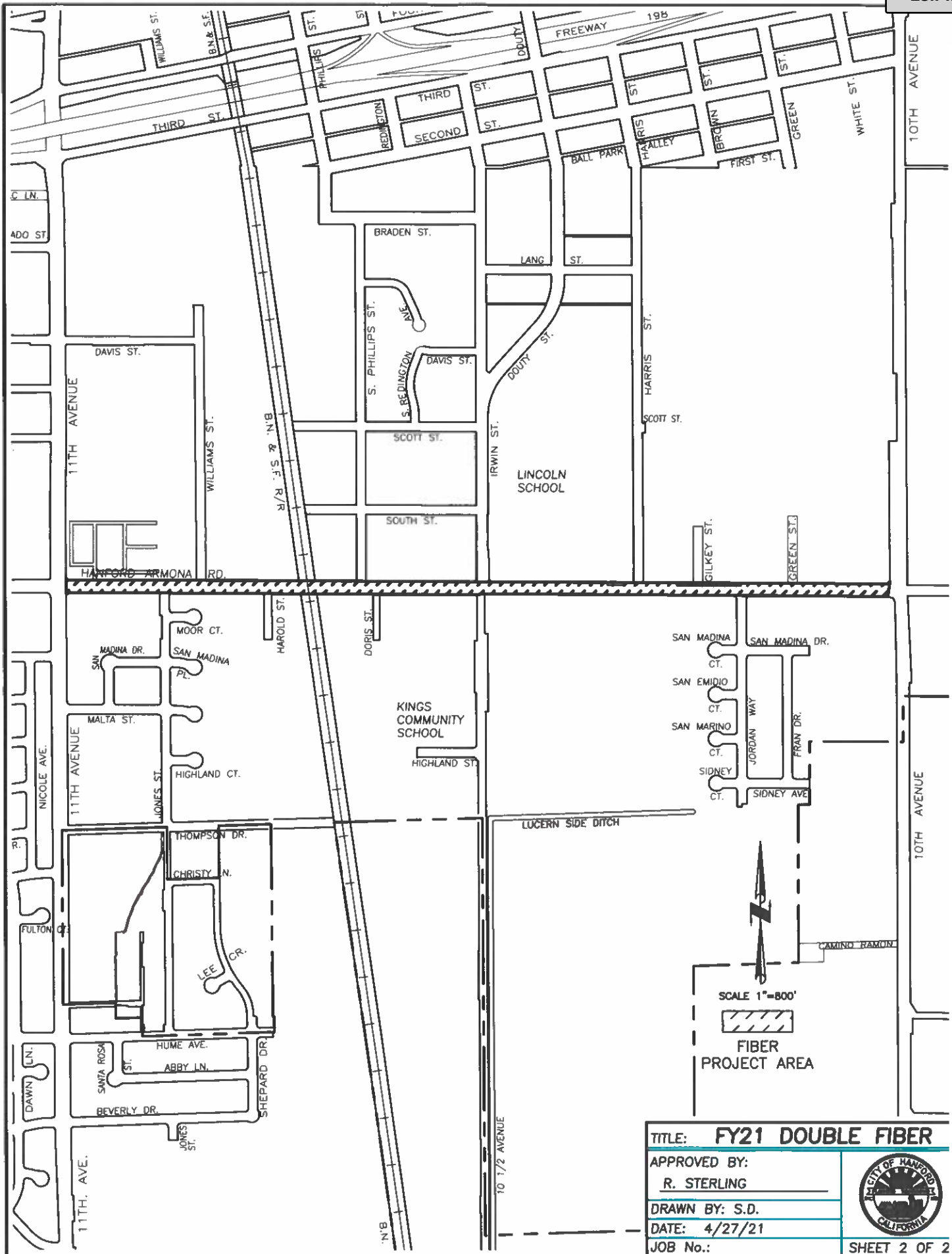
ATTACHMENTS:

FY20-21 Single and Double Fiber Location Maps

FY21 Pavement Resurfacing Treatment Budget Page

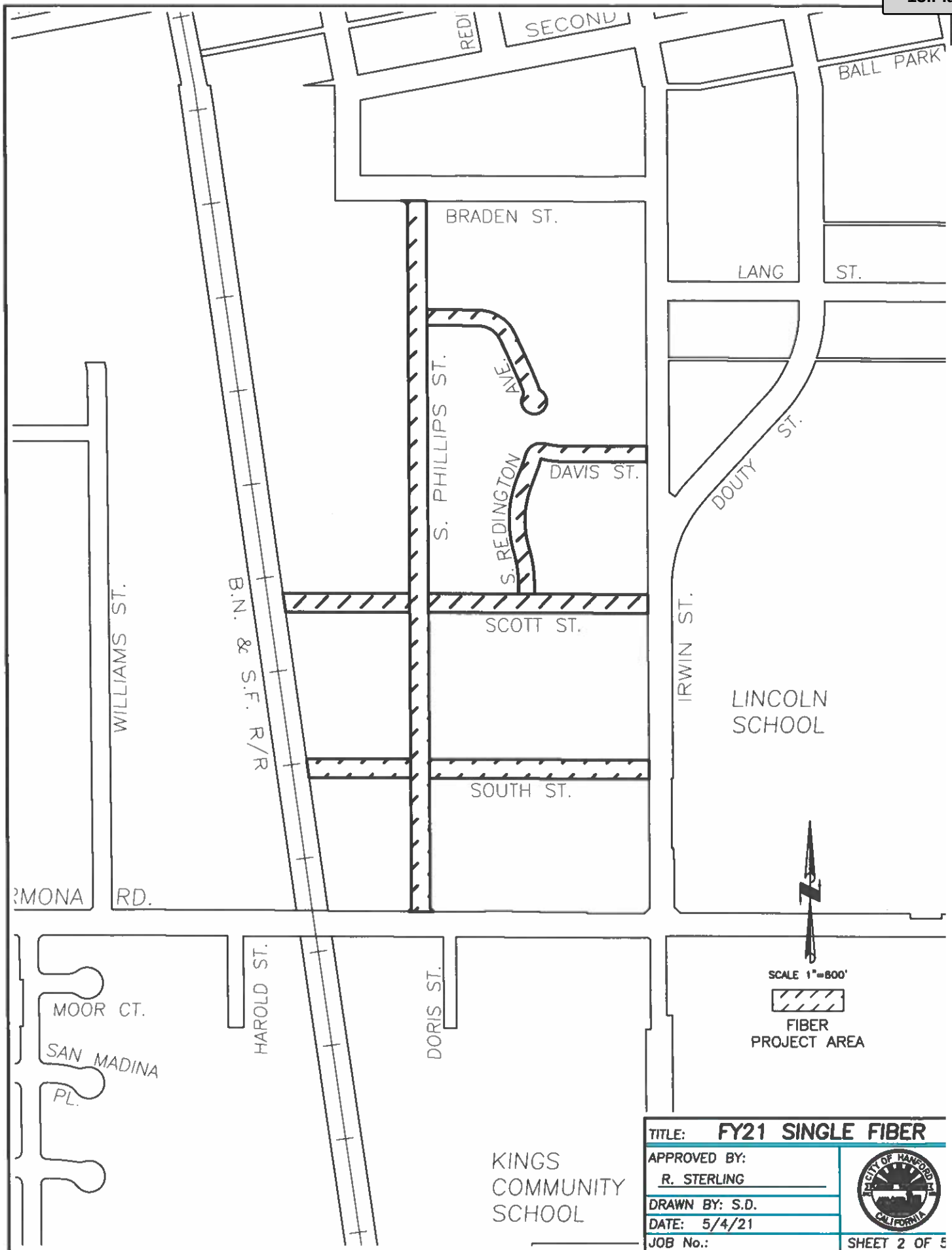


Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surface Project)



Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surface Project)

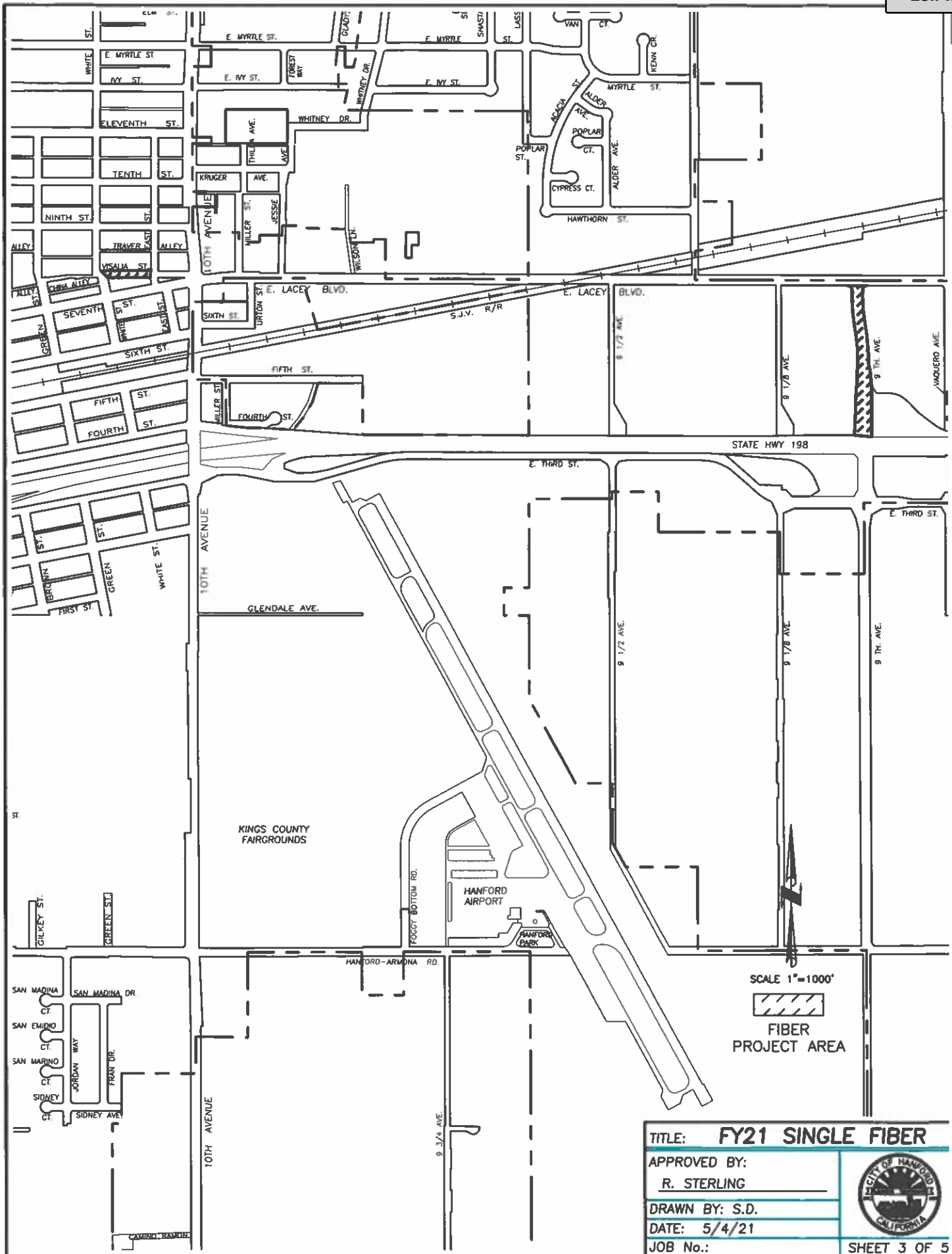




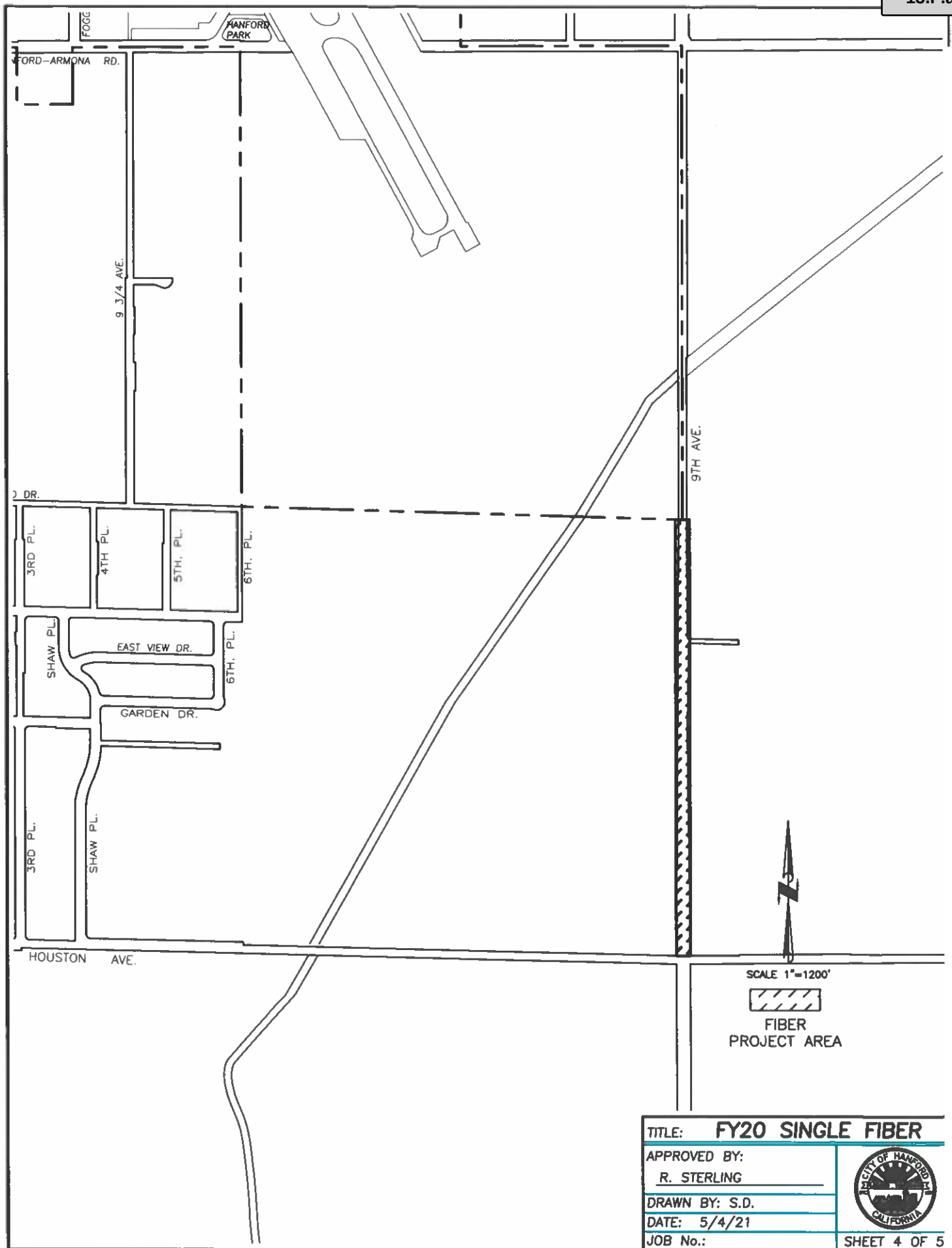
TITLE: FY21 SINGLE FIBER	
APPROVED BY: <u>R. STERLING</u>	
DRAWN BY: <u>S.D.</u>	
DATE: <u>5/4/21</u>	
JOB No.:	SHEET 2 OF 5



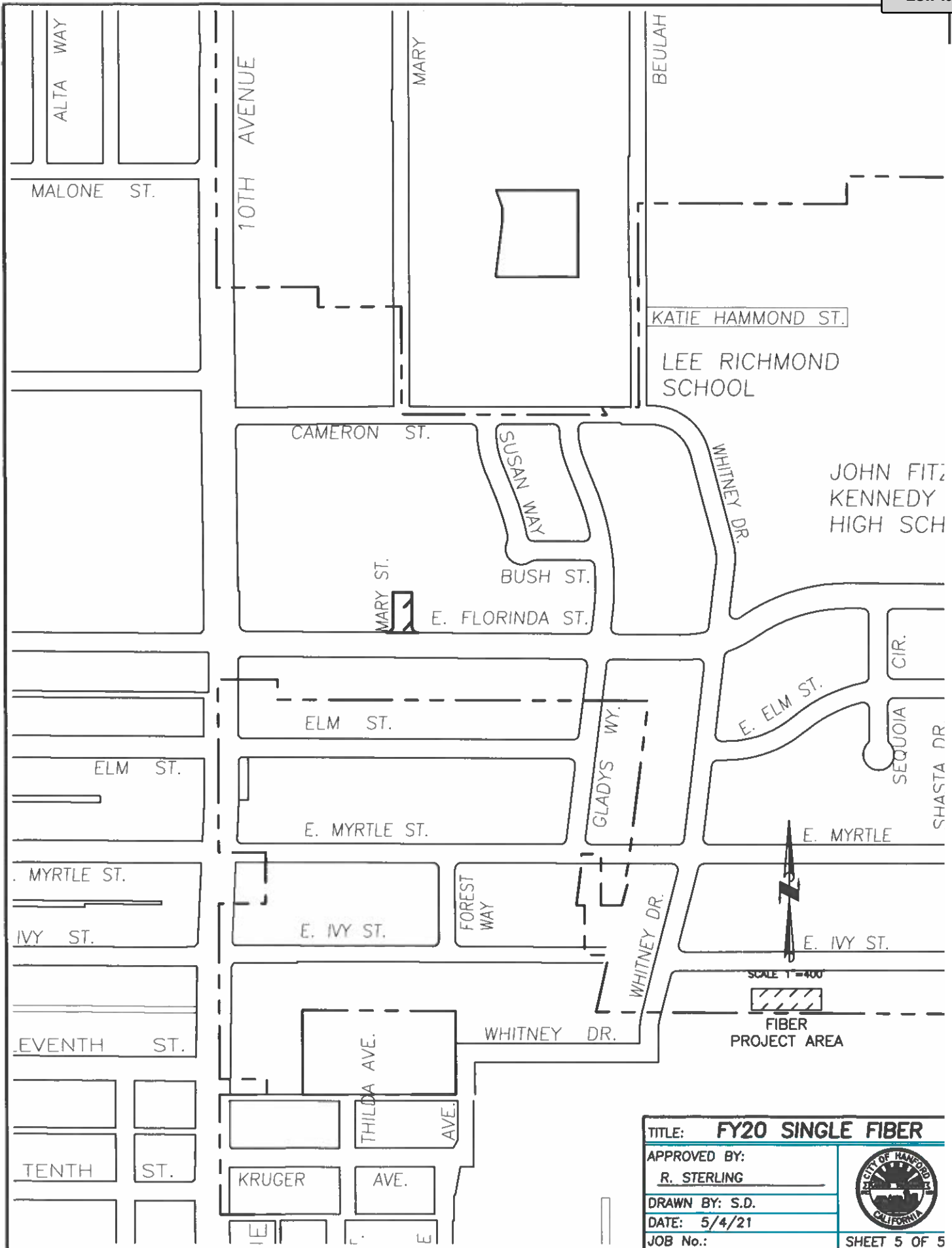
Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surfacing Project)



Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surface Project)



Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surfacing Project)



Attachment: FY20-21 Single and Double Fiber Location Maps (PW: Permission to Advertise the FY 20/21 Fiberized Micro Surfacing Project)

Pavement Resurfacing Treatment

Project Background:

Pavement Resurfacing Treatment is a surface protection and pavement preservation treatment for city streets. The location of streets and the types of treatment processes will be determined by Public Works Department staff and is dependent on pavement conditions. Treatments may include slurry seal, cape seal or fiber seal coatings or other pavement preservation treatments needed to extend the useful life of roadways.

Existing Conditions:

Asphalt concrete pavement surfaces deteriorate over time due to loss of oil content from naturally occurring processes and vehicular traffic loads.

Project Justification:

Pavement Resurfacing treatments will extend the useful life of asphalt concrete pavement surfaces thereby reducing street maintenance costs. This project will provide surface treatment for approximately seven miles of roadways (207,300 SY).

Fiscal Implications:

Funding for this project will be allocated from gas tax reserves.

Project Budget Summary:

		5-Year Funding Allocation				
		2021	2022	2023	2024	2025
Expenditure	Program or Project	Construction	Construction	Construction	Construction	Construction
	Engineering / Inspection	55,000	12,000	12,000	12,000	12,000
	Construction	1,405,000	850,000	850,000	850,000	850,000
	Contingency	140,000	85,000	85,000	85,000	85,000
	Department Overhead	144,150	3,000	3,000	3,000	3,000
Total Expenditure		\$1,744,150	\$950,000	\$950,000	\$950,000	\$950,000
Revenue	Funding					
	040 Gas Tax (2105)	381,533	350,000	350,000	350,000	350,000
	050 Gas Tax (TDA Transportation)	327,028	600,000	600,000	600,000	600,000
	045 RMRA Gas Tax	1,035,589				
Total Funding		\$1,744,150	\$950,000	\$950,000	\$950,000	\$950,000



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: G
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SUBJECT:

Public Works: Authorization to Award a contract to Talley Oil Inc. of Madera Ca, in the amount of \$147,945.20, for the FY 20/21 Reclamite Seal Treatment Project.

RECOMMENDATION:

That the City Council, by motion:

1. Award a contract to Talley Oil Inc. of Madera Ca, in the amount of \$147,945.20, for the FY 20/21 Reclamite Seal Treatment Project.
2. Establish a construction contingency of \$15,000.00 for this project

BACKGROUND:

In accordance with previous Council Action, bid(s) were solicited and opened for this project on June 15, 2021. Only one (1) bid was received in the amount of \$147,945.20 from Talley Oil, Inc out of Madera Ca.

This Project consists of applying a pavement surface protection and preservation treatment for city streets. The treatment keeps pavement surfaces flexible and reduces asphalt oil content loss. Surfacing Treatment to existing streets is part of the overall street maintenance program in the City of Hanford where pavement maintenance has become necessary. Asphalt concrete pavement surfaces deteriorate over time due to loss of oil content from naturally occurring processes and vehicular traffic loads.

Reclamite seal treatments will extend the useful life of asphalt pavement surfaces thereby reducing street maintenance costs. This project will provide surface treatment for approximately five miles of arterial/collector streets (approximately 175,000 Square Yards). See attached location maps for specific streets.

The contract stipulates that the project will be completed in (15) days from the date of Notice to Proceed. For each day of delay beyond the approved time, the Contractor shall be assessed

\$1,000.00 per day liquidated damages. If approved, work on this project is expected to begin August 2021.

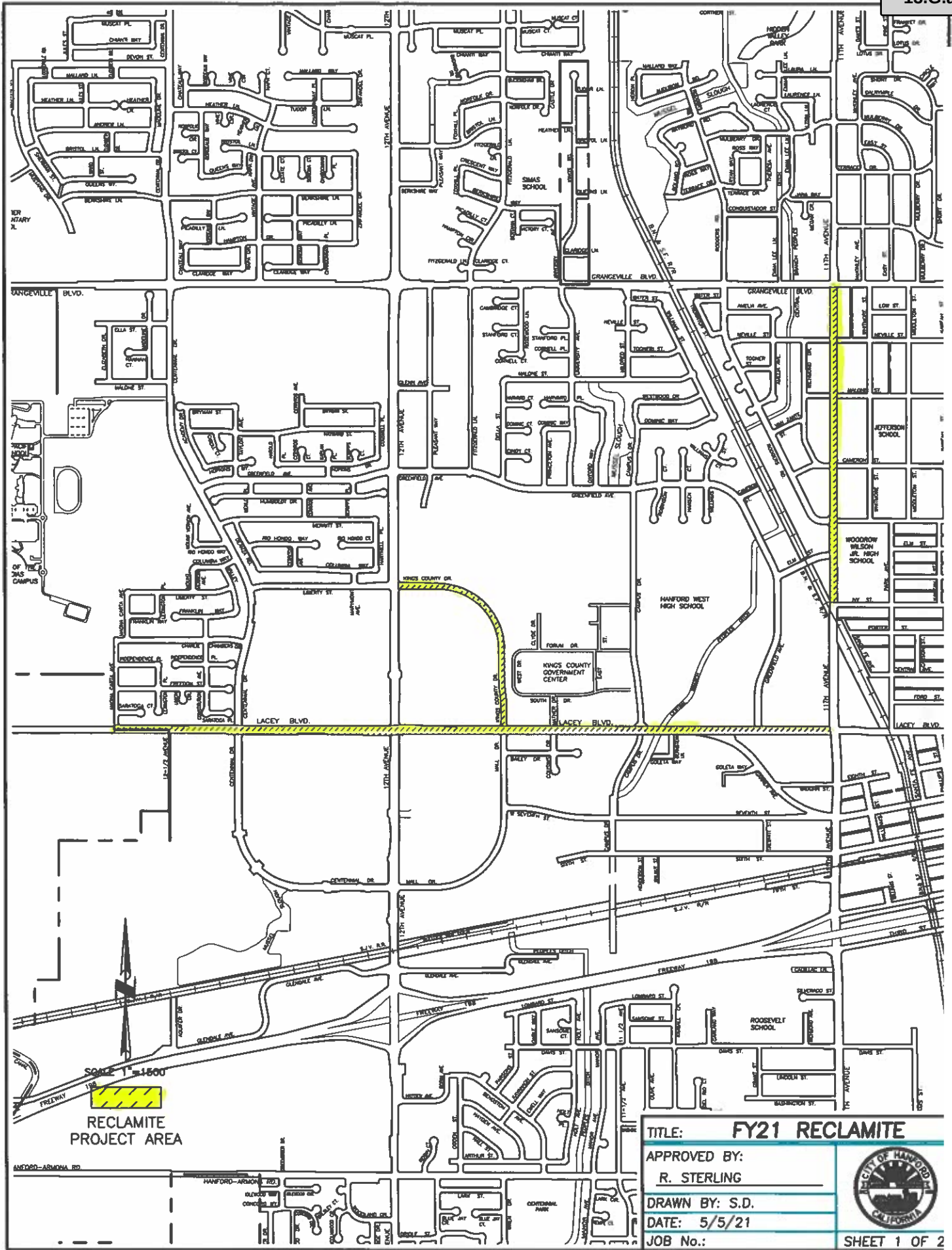
FISCAL IMPACT:

The FY 20/21 041 Gas Tax (2106) Budget provides \$167,500.00 for construction, including contingencies.

ATTACHMENTS:

Vicinity Maps

Pages from FY21 CIP 2021-2025 - Budget Page



Attachment: Vicinity Maps (PW: Award a Contract for FY 20/21 Reclamite Seal Treatment Project)

TITLE: FY21 RECLAMITE	
APPROVED BY: R. STERLING	
DRAWN BY: S.D.	
DATE: 5/5/21	
JOB No.:	



SHEET 1 OF 2



Reclamite Seal Treatment

Project Background:

Reclamite is a pavement surface protection and preservation treatment for city streets. The treatment keeps pavement surfaces flexible and reduces asphalt oil content loss.

Existing Conditions:

Asphalt concrete pavement surfaces deteriorate over time due to loss of oil content from naturally occurring processes and vehicular traffic loads.

Project Justification:

Reclamite seal treatments will extend the useful life of asphalt pavement surfaces thereby reducing street maintenance costs. This project will provide surface treatment for approximately five miles of arterial/collector street (175,000 SY).

Fiscal Implications:

Funding for this project will be allocated from gas tax reserves.

Project Budget Summary:

		5-Year Funding Allocation				
		2021	2022	2023	2024	2025
Expenditure	Program or Project	Construction		Construction		Construction
	Engineering / Inspection	7,500		7,500		7,500
	Construction	152,500		150,000		150,000
	Contingency	15,000		15,000		15,000
	Department Overhead	15,766		2,500		2,500
Total Expenditure		\$190,766	\$0	\$175,000	\$0	\$175,000
Revenue	Funding					
	041 Gas Tax (2106)	190,766	0	175,000	0	175,000
	Total Funding	\$190,766	\$0	\$175,000	\$0	\$175,000



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021

AGENDA SECTION: H

SUBJECT:

Public Works: Authorization to award a contract to Provost & Pritchard Consulting Group of Clovis Ca, in the amount of \$38,000.00, for the FY 20/21 Survey Monumentation / Benchmark Update Project.

RECOMMENDATION:

That the City Council, by motion award contract to Provost & Pritchard Consulting Group of Clovis Ca in the amount of \$38,000.00 for the FY 20/21 Survey Monumentation / Benchmark Update Project.

BACKGROUND:

State law requires that survey monuments be re-established, if altered, due to re-surfacing or reconstruction of streets. Updating of our survey benchmark datum and mapping periodically is necessary for proper installation of curbs, storm drainage facilities and sanitary sewer lines. The Benchmark system is typically updated every ten years.

The City's survey benchmark datum and mapping is used by city staff and private engineers in the design of various Public Works infrastructure projects. The benchmark datum needs to be updated periodically to ensure proper vertical control for surveys. The last update was in 2004.

FISCAL IMPACT:

The FY 20/21 Transportation Capital Budget provides \$87,208.00 for this project, split between the Storm Drainage, Wastewater, and Water Capital funds

ATTACHMENTS:

Request For Proposal - Executed
Provost & Pritchard - Proposal
Budget Page



REQUEST FOR PROPOSAL

TITLE: 2021 BENCHMARK'S Update

Advertised Date: Friday, May 20, 2021

*Consultant submission must be received by **12:00pm Noon June 14, 2021** Late proposals will not be considered. All proposals will be deemed confidential and will be retained by the City*

**CITY OF HANFORD
REQUEST FOR PROPOSALS
CONSULTING ENGINEERING AND SURVEYING SERVICES FOR THE**

“2021 City Benchmarks Update Project”

The City of Hanford Public Works Department (“City”) invites the current On-Call Consultant Firms (“Firm”) for the City of Hanford to submit a written proposal to provide Professional Engineering & Surveying Services for the 2021 City Benchmarks Update Project.

Submittal Guidelines

Firms interested in submitting proposals for Consultant Services shall submit a complete proposal per the following options;

Hard Copy (submitted in person) or Mail: Submit in a sealed envelope bearing the caption “City of Hanford – Engineering and Surveying Services for” 2021 City Benchmarks Update Project”. Proposed project costs shall be included and submitted in a separate sealed envelope bearing the caption “Project Costs for 2021 City Benchmarks Update Project”. The envelope shall be addressed to:

Jennifer Minear
Public Works Project Manager
City of Hanford
900 South 10th Avenue
Hanford, CA 93230

*All submissions must be **received by 12:00pm noon on Tuesday, June 14, 2021**. Late proposals will not be considered. All proposals will be deemed confidential and will be retained by the City.*

The City of Hanford reserves the right to reject all proposals, to request additional information concerning any proposal for purposes of clarification, to accept or negotiate any modification to any proposal following the deadline for receipt of all proposals, and to waive any irregularities if such would serve the best interests of the City.

All inquiries regarding this *Request for Proposal* should be directed to:

Jennifer Minear
Engineering Project Manager
(O) 559-585-2559
(E) jminear@cityofhanfordca.com

Project Need and Requirements

The City of Hanford is requesting proposals for the “2021 City Benchmarks Update” project to re-establish, tie in, and set new benchmarks with elevations throughout the City of Hanford.

The level of accuracy required for Benchmark elevation ties shall be based upon Global Positioning System, GPS Surveying accuracies for short occupations in a real time network system such as the California Surveying and Drafting Supply RTN (“CDCS RTN”) network.

(<https://www.csdsinc.com/gps-network-services/>) All work by the Consultant shall be performed by or under the direction of a licensed Professional Lands Surveyor (PLS) with the State of California.

Consultant shall occupy all points a minimum of two times for 30-60 seconds at each point during a time of day when satellite coverage is acceptable. Consultant shall average the results of the two occupations for reporting. If the occupations differ by more than 0.10’, those points shall be occupied a third time to determine which of the original two occupations was the best. Then the resulting two occupations will be averaged for the benchmark elevation.

In instances where the existing benchmarks are obstructed from GPS collection methods, the consultant shall determine the elevation of a nearby point by the prescribed GPS methods, and shall use bench levels to tie in the actual benchmarks location and elevation.

The City of Hanford uses Benchmark #1, located at the old Courthouse in Civic Park, as the basis of elevations for the city bench mark system. The assumed elevation, as stated in the attached Benchmark Levels spreadsheet, is 245.157. The Consultant shall use the same methodology and basis of elevations in establishing the 2021 Benchmark elevations.

The Consultant shall additionally provide a spreadsheet of the coordinates of the position of all benchmarks as they are tied to the California Coordinate System, and shall provide the true elevation above sea level for Benchmark #1 for future reference.

Some of the existing benchmarks are located within the streets paved areas and may require additional traffic control measures when collecting data. The Consultant shall provide all necessary traffic control to provide a safe environment for workers and vehicular travel. All new benchmarks shall be set at locations identified in Appendix C and installed per Detail GE-20 in Appendix A.

Compensation and Reimbursement

Compensation for work will be based on hourly rates on the Firm’s current fee schedule that is on file with the City of Hanford per the “Architectural and Engineering Consultant Services Agreement”. The Consultant shall provide the estimated total cost, based on a “Not to Exceed” Time and Materials rate, to prepare a report of elevation findings for the existing and proposed benchmarks as shown in appendices. Materials shall be billed at cost plus 15% maximum markup. Upon selection, The City will prepare a Purchase Order based on the approved proposal and fees. The Consultant shall provide all billing backup documentation for previous months’ work performed, the City shall verify the costs prior to approval for payments. The Contractor shall not exceed the proposed cost without an approved Change Order.

Evaluation and Selection Process

Proposals will be screened, and the top candidate will be selected by the City. Evaluation and selection will be based on the following criteria:

- a) Depth and breadth of experience and expertise in municipal engineering and operations;
- b) Degree of availability;
- c) Qualifications;
- d) Other qualifications/criteria as deemed appropriate.

The “City” may conduct interviews of the top candidates to assist in making the final selection. The Contractor must follow the requirements of the existing agreement for “Architectural and Engineering On –Call Consultant Services” with the City of Hanford.

The Services of Consultant are to commence upon execution of a Notice to Proceed, and shall continue until all authorized work is approved by the City. All such work shall be completed no later than **90 days** from commencement.

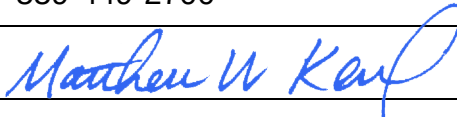
Scope of Work

Benchmark work shall include:

1. All new benchmarks shall be set in accordance with City of Hanford Standard Drawing GE-20 as shown in Appendix “A”. When curb and gutter does not exist at the noted location, acceptable alternate benchmarks shall include:
 - a. Set brass cap in street monuments wells set at sectional corners and street intersections
 - b. Set brass cap monuments in concrete at street intersections,
 - c. Set railroad spike in power poles,
 - d. Set brass cap on top of fire hydrants,
 - e. Chisel “Plus” in concrete structures,
 - f. Other as approved by the City Engineer.
2. When new brass discs are set in concrete at street intersections, or in monument wells set at intersections, the monument shall be tied in with existing monumentation, and a corner record shall be filed with Kings County Recorder’s Office.
3. Copies of all surveyor’s notes and description of benchmarks shall be updated on the current Bench Level Table in the attached Appendix “B” and shall be provided to the City.
4. Re-establish and re-build disturbed, destroyed, or deteriorated bench marks as indicated on attached Appendix “C”.
5. Establish and set new bench marks as indicated on attached Appendix “D”.
6. Work shall be completed and submitted to the City within **90 calendar days** after Notice to Proceed is issued.

FY 20/21 BENCHMARK UPDATE PROJECT**REQUEST FOR PROPOSAL:**

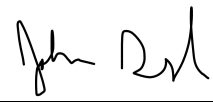
Scope of Work (See attached)

CONTRACTOR: PROVOST & PRITCHARD CONSULTING GROUPLicense No. 66088D.I.R. No. 1000007528ADDRESS: 455 W. Fir Avenue, Clovis, CA 93611PHONE NO: 559-449-2700SIGNATURE: Vice President

(title)

DATE: 6/24/2021 Matthew W. Kemp
(name)

NOTE: The City of Hanford reserves the right to reject any and all bids.

CITY OF HANFORDACCEPTED BY: Public Works Director

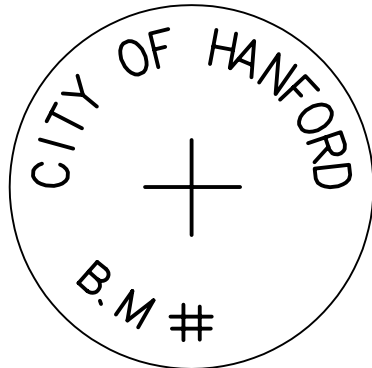
(title)

DATE: 6-28-2021

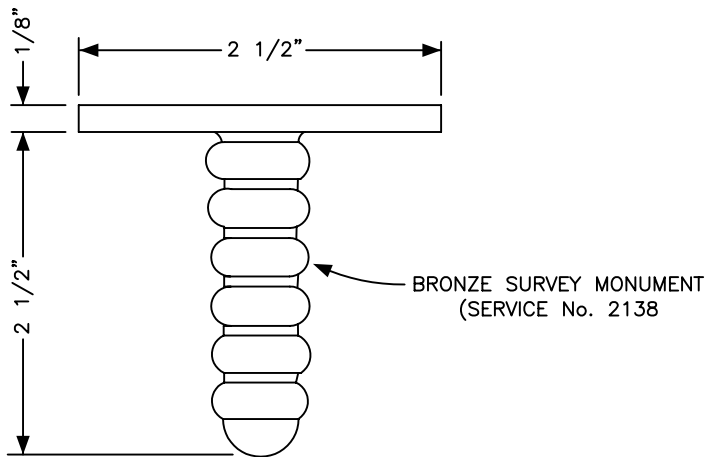
APPENDIX “A”

(CITY STANDARD GE-20)

LOCATE MONUMENT AT THE
END OF RADIUS AS SHOWN.

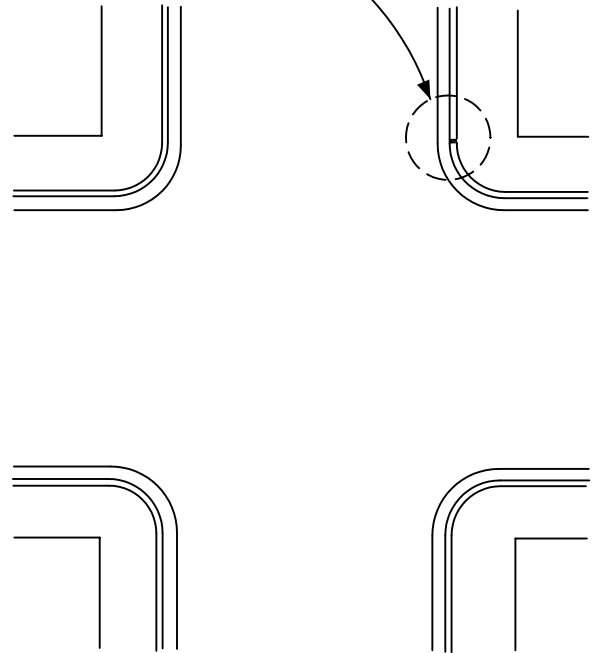


TOP

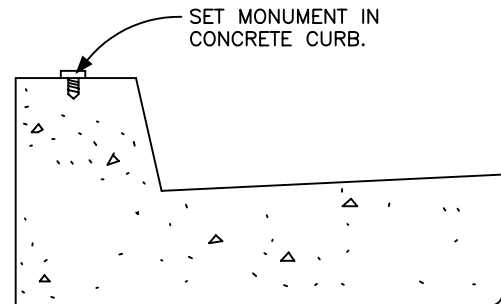


FRONT

SURVEY MONUMENT



BENCHMARK LOCATION



STANDARD CURB & GUTTER

NOTES:

1. LOCATE BENCHMARKS AT THE NORTHEAST CORNER OF INTERSECTIONS APPROVED BY THE CITY ENGINEERING DEPARTMENT.
2. COMPLETE NOTES SHOWING LOCATIONS, ELEVATIONS AND CLOSURES SHALL BE FILED WITH THE CITY ENGINEERING DEPARTMENT.
3. ELEVATIONS SHALL BE BASED ON DATUM USED ON U.S.C., G.S. AND CITY RECORD BENCHMARKS.
4. BENCHMARK NUMBER SHALL BE STAMPED WITH DIES ON TOP.

DEPT. OF PUBLIC WORKS

CITY OF HANFORD

ENGINEERING DIVISION

ELEVATION BENCHMARK DETAILS

STANDARD DRAWING

APPROVED BY:

CITY ENGINEER

R.C.E. 062044

REVISED:

04/04/06

DRAWING NO.

GE-20

APPENDIX “B”

(CURRENT BENCH LEVEL thru February 2004)

Consultant to include all data for 2021 on table.

City of Hanford Bench Levels

* - Missing or destroyed benchmarks, listed for information only.

** - 1992 elevation shown on previous report determined to be an error.

BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
1	Brass cap in granite railing at east side of old courthouse steps (south entrance) USGS #250.	245.157	245.157	245.157	245.157	245.157	
2	USGS brass cap Hanford RM-2 in top of curb 30' north of the north curb return at northwest corner of intersection of Irwin Street and Lacey Boulevard. 30' north of northwest return on Irwin	240.980	240.990	241.010	241.013	241.012	
3	1 1/2" brass cap marked BM-3 in top of curb at north curb return in northeast corner of intersection of 11th Avenue and Lacey Boulevard.	238.200	238.120	238.060	238.023	237.923	
4	Square chiseled in top of curb 3' north of north curb return at northeast corner of intersection of Lacey Boulevard and Greenfield Avenue. (3' north of BM-4a)	236.610	236.540	236.430	236.340	-	
4a	Plus chiseled in top of curb in north curb return at northeast corner of intersection of Lacey Boulevard and Greenfield Avenue.	-	-	-	-	236.246	
5	1 1/2" brass cap marked BM-5 in top of curb 38' east of the east curb return in the northeast corner of intersection of Lacey Boulevard and Campus Drive.	238.510	238.400	238.250	238.131	237.908	
(*6)	1 1/2" brass cap in concrete at northwest corner of Lacey Boulevard and access road to Government Center 1.5 feet west of first marbelite light standard.	236.680	-	-	-	-	-
6a	Square chiseled in top of curb at the north end of curb return in the northwest corner of the intersection of Lacey Boulevard and main access road to Government Center.	237.180	237.000	236.870	236.746	236.461	
(*7)	Brass cap in monument well at centerline of intersection of Lacey Boulevard and 12th Avenue.	235.000	234.780	-	-	-	
7a	Brass cap in monument well at centerline of intersection of Lacey Boulevard and 12th Avenue.	-	-	235.220	235.001	234.914	
(*8)	1 1/2" brass cap marked BM-8 at centerline of 12th Avenue 1/4 mile north of Lacey Boulevard on line with northern most tree row to the west.	236.830	236.690	-	-	-	
(*8a)	Railroad spike in west side of power pole No. 1743620E, the first power pole northeast of BM-8.	236.230	236.050	-	-	-	
8b	2 1/2" brass cap in top of curb on the west side of 12th Avenue 1 foot south of end of curb at the south side of house at 9760 12th Avenue.	-	-	-	235.906	235.623	
(*9)	Brass cap in monument well at quarter corner location on 12th Avenue between Lacey Boulevard and Grangeville Boulevard.	237.530	237.460	-	-	-	
9a	2" brass cap in concrete, flush, at quarter corner location of 12th Avenue between Lacey Boulevard and Grangeville Boulevard.	-	-	238.370	238.294	238.090	
(*10)	1 1/2" brass cap marked BM-10 at centerline of intersection of 12th Avenue and Greenfield Avenue.	238.970	-	-	-	-	
(*10a)	Railroad spike in west side of power pole No. 1643713E, at the intersection of 12th Avenue and Greenfield Avenue.	238.370	238.300	238.140	238.089	237.888	

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BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
10b							
(*11)	Brass Cap in monument well at centerline of intersection of 12th Avenue and Grangeville Boulevard.	241.520	241..570	-	-	-	
(*11a)	2" brass cap in concrete, flush at centerline of intersection of 12th Avenue and Grangeville Boulevard.	-	-	242.580	242.649	-	
11b	2 1/2" brass cap marked BM-11B in top of curb or ie foot east of east end of curb return in the southeast corner of intersection of 12th Avenue and Grangeville Boulevard.	-	-	-	-	242.190	
(*12)	1 1/2" brass cap marked BM-12 at centerline of intersection of Grangeville Boulevard with easterly boundary of Fitzgerald Subdivision.	242.370	242.450	-	-	-	
(*12a)	Railroad spike in north side of power pole No. 7109T (first pole southeast of BM-12).	243.560	243.630	243.690	243.796	-	
(*12b)	Railroad spike in power pole no. 433569E south side of Grangeville Boulevard, first pole west of Rosewood Lane.	-	-	-	-	242.482	
12c							
(*13)	2 1/2" brass cap in concrete at quarter comer location on Grangeville Boulevard between 11th and 12th Avenues (1982- found the top of brass cap broken off).	240.640	-	-	-	-	
13a	2 1/2" brass cap in concrete 1 foot south of the south end of curb return in the southeast corner of the intersection of Grangeville Boulevard and Mildred Street.	-	-	-	240.611	240.713	
(*14)	1 1/2" brass cap marked BM-14 in top of curb at the east curb return in the southeast comer of the intersection of Grangeville Boulevard and Rodgers Road.	242.400	242.500	242.540	242.622	242.693	
14a	1 1/2" brass cap in top of curb at the east curb return in the southeast comer of the intersection of Grangeville Boulevard and Rodgers Road.						
(*15)	1 1/2" brass cap marked BM-15 in top of curb at south end of curb return in southwest comer of intersection of 11th Avenue and Grangeville Boulevard.	243.560	243.600	243.670	243.760	-	
15a	Square chiseled in top of curb one foot north of north end curb return in the northeast corner of intersection of 11th Avenue and Grangeville Boulevard.	-	-	-	-	243.821	
(*16)	1 1/2" brass cap marked BM-16 in top of curb at south end of curb return in southwest comer of intersection of 11th Avenue and Malone Street.	240.600	240.580	240.610	240.681	-	
16a	Square chiseled in top of curb, one foot south of south end of curb return in southwest comer of intersection of 11th Avenue and Malone Street.	-	-	-	-	240.773	

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		1977	1982	1990	1992	2004	2021
(*17)	1 1/2" brass cap marked BM-17 in top of curb at south end of curb return in southwest corner of intersection of 11th Avenue and Florinda Street.	238.200	238.140	238.140	238.156	-	
(*17a)	Square chiseled in top of curb one foot south of the south end of curb return in the southwest corner of the intersection of 11th Avenue and Florinda Street.	-	-	-	-	238.417	
17b	Brass disc in south end of curb return at the southwest corner of the intersection of 11th Avenue at Rodgers Road.	-	-	-	-	-	
18	1 1/2" brass cap marked BM-18 in south end of center island north of railroad tracks on 11th Avenue and Ivy Street.	241.350	-	241.240	241.224	241.206	
19	1 1/2" brass cap marked BM-19 in top of curb at the north end of the curb return in the northeast corner of the intersection of Seventh Street and 11th Avenue.	237.380	237.290	237.240	237.368	237.123	
(*20)	1 1/2" brass cap marked BM-20 in the top of curb at the north end of the curb return in the northeast corner of the intersection of Sixth Street and Irwin Street.	242.070	-	-	-	-	
20a	2 1/2" brass cap in top of planter curb 1 foot north of an expansion joint at the northeast corner of the intersection of Sixth Street and Irwin Street.	-	-	-	242.618	242.560	
(*21)	1 1/2" brass cap marked BM-21 at the centerline of intersection of Sixth Street and Brown Street.	239.680	-	-	-	-	
21a	Top of fire hydrant in the northeast corner of the intersection of Brown Street and Sixth Street (1982 found as described).	242.290	-	242.200	242.160	242.164	
(*22)	1 1/2" brass cap marked BM-22 in north end of concrete curbed island at 10th Avenue and Highway 198.	243.690	-	-	-	-	
(*23)	2 1/2" brass cap at section corner location at intersection of 10th Avenue and Seventh Street.	241.800	241.810	-	-	-	
(*23a)	2 1/2" brass cap marked 23b in top of curb 1 foot east of the east end of curb return in the northeast corner of the intersection of Lacey Boulevard and 10th Avenue.	-	-	-	241.320		
23b	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Lacey Boulevard and 10th Avenue.	-	-	-	-	241.656	
(*24)	1 1/2" brass cap marked BM-24 at the centerline of intersection of 10th Avenue and Ivy Street.	245.770	-	-	-	-	
(*24a)	Top of fire hydrant in the southwest corner of the intersection of 10th Avenue and Ivy Street.	246.470	246.550	246.330	246.415		
24b	2 1/2" brass cap marked 24b in top of curb one foot east of the east end of curb return in the southeast corner of intersection of 10th Avenue and Ivy Street.	-	-	-	-	245.898	

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		1977	1982	1990	1992	2004	2021
(*25)	1 1/2" brass cap marked BM-25 in top of curb at the south end of curb return in the southwest corner of the intersection of 10th Avenue and Florinda Street.	244.870	244.980	-	-	-	
(*25a)	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Florinda Street and 10th Avenue.	-	-	-	245.649	-	
25b	2 1/2" brass cap marked 25b in top of curb one foot east of the east end of curb return in the northeast corner of intersection of Florinda Street and 10th Avenue.	-	-	-	-	245.544	
26	1 1/2" brass cap marked BM-26 in top of curb at the south end of curb return in the southwest corner of the intersection of 10th Avenue and Malone Street.	247.110	247.290	247.580	247.747	248.330	
(*27)	1 1/2" brass cap marked BM-27 in top of curb at the north end of the curb return in the northeast corner of the intersection of Grangeville Boulevard and 10th Avenue.	247.640	247.850	-	-	-	
27a	1 1/2" brass cap marked ZHA 4 in the top of curb at the north end of the curb return at the northeast corner of the intersection of Grangeville Boulevard and 10th Avenue.	-	-	-	248.437	249.110	
(*28)	1 1/2" brass cap marked BM-28 in top of curb on the south side of Grangeville Boulevard at the intersection with Kensington Way.	244.230	244.430	-	-	-	
28a	2 1/2" brass cap in top of curb 1 foot north of the north of curb return in the northeast corner of the intersection of Grangeville Boulevard and Kensington Street.	-	-	-	245.308	245.899	
29	1 1/2" brass cap marked BM-29 in top of curb at the south end of the curb return in the southwest corner of the intersection of Grangeville Boulevard and Douty Street.	244.520	-	244.880	245.002	245.413	
29a	USGS brass cap X511 in sidewalk in southwest corner of intersection of Grangeville Boulevard and Douty Street near BM- 29.	244.590	244.720	244.950	245.073	245.490	
30	1 1/2" brass cap marked BM-30 in top of curb on the south side of Grangeville Boulevard at the intersection with Mulberry Drive.	243.320	243.410	243.570	243.671	243.883	
(*31)	1 1/2" brass cap marked BM-31 in the top of curb at the north end of the curb return in the northeast corner of the intersection of 11th Avenue and Terrace Drive.	245.430	245.500	245.570	245.704	-	
31a	Square chiseled in the top of curb at the north end of the curb return in the northeast corner of the intersection of 11th Avenue and Terrace Drive.	-	-	-	-	245.893	
32	1 1/2" brass cap marked BM-32 in top of curb on the west side of 11th Avenue next to power pole at southeast corner of park.	245.930	245.970	246.160	246.335	246.583	

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		1977	1982	1990	1992	2004	2021
(*33)	1 1/2" brass cap marked BM-33 in top of curb on the south end of the curb return next to fire hydrant in the southwest corner of the intersection of Mussel Slough Rd. and 11th Ave.	247.220	-	-	-	-	
33a	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southwest corner of the intersection of Mussel Slough Road and 11th Avenue.	-	-	-	247.776	248.094	
(*34)	2 1/2" brass cap in concrete at section corner location at the intersection of 11th Avenue and Fargo Avenue.	250.070	-	-	-	-	
(*34a)	Railroad spike in power pole at the southeast corner of the intersection of 11th Avenue and Fargo Avenue.	-	251.200	-	-	-	
34b	2" brass cap in monument well at section corner location at 11th Avenue and Fargo Avenue.	-	-	250.350	250.608	251.125	
(*35)	Railroad spike driven in west side of power pole on south side of Fargo Avenue, approximately 1/4 mile east of 11th Avenue.	250.930	251.150	-	-	-	
35a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Fargo Avenue and Aspen Street.	-	-	-	248.809	249.437	
(*36)	Brass cap in concrete at the quarter corner location at the intersection of Fargo Avenue Douty Street	250.210	250.445	250.820	251.166	-	
36a	Brass shaft with center mark in concrete at the quarter corner location at the intersection of Fargo Avenue Douty Street.	-	-	-	-	251.957	
37	1 1/2" brass cap marked BM-37 in top of curb on the east end of the curb return in the southeast corner of the intersection of Birch Street and Kensington Way.	249.390	249.680	250.100	250.444	251.386	
38	Brass cap in monument well at the section corner location in the intersection of 10th Avenue and Fargo Avenue.	250.420	250.680	251.150	251.489	252.497	
(*39)	1 1/2" brass cap marked BM-39 in centerline of 10th Avenue approximately 1/4 mile south of Fargo Avenue 10 feet, more or less, south of the centerline of a ditch (1982 covered by new pavement).	252.730	-	-	-	-	
(*39a)	Plus chiseled in the concrete in the south end of the west headwall northwest of BM-39.	253.450	253.745	-	-	-	
(*40)	2 1/2" brass cap in concrete at the quarter corner location in the intersection of Leland Way and 10th Avenue.	252.730	252.995	253.390	253.673	-	
40a	2 1/2" brass cap in monument well at the quarter corner location in the intersection of Leland Way and 10th Avenue.	-	-	-	-	254.142	
(*41)	1 1/2" brass cap marked BM-41 in the top of curb at the northwest corner of the intersection of Terrace Drive and 10th Avenue.	250.760	251.040	251.440	251.693	-	

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		1977	1982	1990	1992	2004	2021
41a	1 1/2" brass cap marked BM-41 in the top of curb 1 foot south of the north curb return on the northwest corner of 10th Avenue and Terrace Drive.	-	-	-	252.280	253.094	
42	1 1/2" brass cap marked BM-42 in the top of curb at the west end of the curb return in the southwest corner of the intersection of Leland Way and Neill Way.	253.160	-	253.930	-	255.190	
(*43)	1 1/2" brass cap marked BM-43 in top of curb on the north side of Grangeville Boulevard at the pump station by the east branch of People's Ditch.	251.410	251.610	252.050	252.319	-	
43a	1 1/2" brass cap marked HBM-9 in top of curb on the north side of Grangeville Boulevard at the centerline of the east branch of People's Ditch.	-	-	-	-	245.667	
(*44)	1 1/2" brass cap marked BM-44 in top of curb on the south side of Grangeville Boulevard 400 feet, more or less, west of Elaine Drive	250.530	250.750	251.220	251.538	252.425	
44a							
(*45)	1 1/2" brass cap marked BM-45 at the centerline of intersection of Grangeville Boulevard and 9 1/4 Avenue.	250.330	250.560	-	-		
(*45a)	Railroad spike in northwest side of power pole No. 813383E at the southeast corner of the intersection of 9 1/4 Avenue and Grangeville Boulevard.	250.980	-	251.730	-	-	
45b	2 1/2" brass cap located 1 foot south of the expansion joint at the south end of curb return at the southwest corner of the intersection of Grangeville Boulevard and 9 1/4 Avenue.	-	-	-	250.938	251.736	
46	1/12" brass cap in top of curb at the south end of curb return in the southwest corner of the intersection of 9 1/4 Avenue and Lasson Drive.	248.350	248.530	248.970	249.295	250.125	
(*47)	1 1/2" brass cap marked BM-47 at the centerline street intersection of 9 1/4 Avenue and Florinda Street.	247.200	-	-	-	-	
(*47a)	Railroad spike in west side of light standard pole No. 2093196E east of BM-47.	248.430	-	-	-	-	
(*48)	1 1/2" brass cap marked BM-48 in the centerline of 9 1/4 Avenue approximately 1/4 mile north of Lacey Boulevard opposite agricultural well on west side of road.	244.910	-	-	-	-	
(*48a)	Railroad spike west side of power pole No. 2093162E east of BM- 48.	245.710	245.410	245.640	-	-	
(*49)	1 1/2" brass cap marked BM-49 at the centerline intersection of 9 1/4 Avenue and Lacey Boulevard.	246.520	246.510	-	-	-	
(*49a)	Railroad spike in south side of light standard pole No. 1643896E at the northwest corner of the intersection of 9 1/4 Avenue and Lacey Boulevard.	247.610	247.610	-	-	-	

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		1977	1982	1990	1992	2004	2021
49b	1 1/2" brass cap marked ZHA 6 in the top of a sanitary sewer lift station on the north side of Lacey Boulevard and 25 feet west of the centerline of 9 1/4 Avenue.	-	-	-	247.801	248.181	
50	2 1/2" brass cap in concrete, 2" below pavement surface at the quarter corner location of Lacey Boulevard just west of railroad tracks, between 9th Avenue and 10th Avenue.	248.970	249.010	249.150	249.238	249.496	
(*51)	1 1/2" brass cap marked BM-51 in the centerline of Lacey Boulevard approximately 1/4 mile east of 10th Avenue and across from a fire hydrant near a motel.	248.110	-	-	-	-	
(*51a)	Top of fire hydrant next to motel and north of BM-51.	249.130	249.160	249.290	249.335	-	
51b	Square chiseled in top of curb at the north curb return in the northeast corner of intersection of Lacey Boulevard and Jessie Avenue.	-	-	-	-	245.856	
52	1 1/2" brass cap marked BM-52 in top of curb on the south side of Malone Street approximately 150 feet west of Mildred Street.	238.260	-	238.250	-	238.233	
(*53)	Top of 1" iron pipe tagged RCE 12616 in fence line just east of Mussel Slough, approximately 1/2 mile south of Grangeville Boulevard.	238.060	-	-	-	-	
(*54)	1 1/2" brass cap marked BM-54 in top of curb at southeast corner of intersection of Campus Drive and access road to High School near a fire hydrant.	237.340	-	237.170	-	-	
(*55)	1 1/2" brass cap marked BM-55 in top of curb at the north end of the curb return in the northwest corner of the intersection of Florinda Street and Kaweah Street.	239.220	-	-	-	-	
55a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Florinda Street and Kaweah Street.	-	-	-	239.559	239.753	
(*56)	1 1/2" brass cap marked BM-56 in top of curb at the north end of the curb return in the northwest corner of the intersection of Florinda Street and Douty Street.	240.830	-	-	-	-	
56a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Florinda and Douty Street.	-	-	-	241.513	241.812	
(*57)	1 1/2" brass cap marked BM-57 in top of curb at the west end of the curb return in the northwest corner of the intersection of Florinda and Green Streets.	243.460	-	-	-	-	
57a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Florinda and Green Street.	-	-	-	243.849	244.259	
(*58)	1 1/2" brass cap marked BM-58 in top of curb at the east end of curb return in the southeast corner of the intersection of Florinda Street and Gladys Way.	244.040	244.215	244.430	-	-	

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		1977	1982	1990	1992	2004	2021
58a	1 1/2" brass cap marked 58 in top of curb 0.50 feet east of east end of curb return .in the southeast corner of intersection of Florinda Street and Gladys Way.	-	-	-	-	245.084	
(*59)	1 1/2" brass cap marked BM-59 in top of curb at the west end of the curb return in the southwest corner of the intersection of Florinda Street and Lassen Drive.	247.520	-	248.010	-	-	
59a	Plus chiseled in top of curb 0.50 feet west of the west end of curb return in the southwest corner of intersection of Florinda Street and Lassen Drive	-	-	-	-	248.767	
60	1 1/2" brass cap marked BM-60 in top of curb at the south end of the curb return in the southwest corner of the Douty Street and Cortner Street	250.430	250.680	251.000	251.282	252.024	
(*61)	Plus chiseled in top of curb at north end of curb return in the northeast corner of the intersection of Douty Street and Terrace Drive.	247.660	247.870	247.130	248.332	248.894	
61a	1 1/2" brass cap marked BM-61A in top of curb at north end of curb return in the northeast corner of the intersection of Douty Street and Terrace Drive.						
(*62)	1 1/2" brass cap marked BM-62 in top of curb at the east end of the curb return in the northeast corner of the intersection of Douty Street and Malone Street	242.830	-	-	-	-	
62a	2 1/2" brass cap in top of curb 1foot north of the north end of curb return in the northeast corner of the intersection of Malone Street and Douty Street.	-	-	-	243.275	243.689	
(*63)	1 1/2" brass cap marked BM-63 in top of curb on the west side of Douty Street at the intersection with Eleventh Street.	241.100	-	-	-	-	
63a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Douty Street and Eleventh Street	-	-	-	240.946	241.044	
(*64)	1 1/2" brass cap marked BM-64 in top of curb next to catch basin in the northeast corner of intersection of Terrace Drive and Mulberry Drive	244.030	244.165	244.340	244.510	244.835	
(*65)	1 1/2" brass cap marked BM-65 in concrete footing for signal arm at the railroad crossing on the south side of Fargo Avenue between 11th Avenue & 12th Avenue	252.450	252.600	252.800	253.034	253.613	
65a							
(*66)	A 1" iron pipe in concrete approximately 1/2 mile south of Fargo Avenue on the easterly railroad right-of-way line.	248.270	-	-	-	-	
(*66a)	The northeast corner of concrete footing for service pole northwest of BM-66.	250.750	-	-	-	-	
(*67)	A 5/8" rebar marking the center of section 1/2 mile south of Fargo Avenue, 1/2 mile east of 12th Avenue, 1 1/2 feet east of the east rail.	249.950	250.040	250.220	-	-	

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		1977	1982	1990	1992	2004	2021
(*67a)	The southeast corner of concrete footing for service pole northwest of BM-67.	251.430	251.525	251.700	-	-	
(*67b)	2 1/2" brass disk marked 67b in top of headwall on the north side of Flint Avenue at the centerline of Peoples Ditch.	-	-	-	-	256.394	
67c							
68	1 1/2" brass cap marked BM-68 in top of curb at the north end of the curb return in the northeast corner of the intersection of Douty Street and Encore Drive.	248.360	-	249.050	249.394	250.340	
(*69)	1 1/2" brass cap marked BM-69 in top of the south curb at the east end of Encore Drive.	246.030	-	-	-	-	
69a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Kensington Court and Encore Drive.	-	-	-	247.358	248.420	
(*70)	2 1/2" brass cap in concrete at the center of section on the centerline of Douty Street 1/2 mile south of Flint Avenue (1982- found as described).	249.010	-	-	-	-	
70a	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of the intersection of Fareway Drive and Douty Street.	-	-	-	250.182	251.230	
(*71)	2 1/2" brass cap in concrete at the quarter corner location and the centerline intersection of Douty Street and Flint Avenue .	252.460	-	-	-	-	
71a							
72	2 1/2" brass cap in concrete at the section corner location and the centerline intersection of Flint Avenue and Highway 43 .	256.010	256.305	256.860	257.274	257.862	
(*73)	2 1/2" brass cap in concrete at the quarter corner location on 10th Avenue between Fargo Avenue and Flint Avenue.	251.340	251.635	252.140	252.533	-	
73a	2 1/2" brass cap in monument well at the quarter corner location on 10th Avenue between Fargo Avenue and Flint Avenue.	-	-	-	-	251.686	
(*74)	Brass cap in monument well at the quarter corner location on 12th Avenue between Lacey Boulevard and Hanford-Armona Road.	237.850	237.650	-	-	-	
(*74a)	2" brass cap in concrete, flush at the quarter corner location on 12th Avenue between Lacey Boulevard and Hanford-Armona Road.	-	-	238.410	238.228	-	
74b	2" brass cap in monument well, flush at the quarter corner location on 12th Avenue between Lacey Boulevard and Hanford-Armona Road.	-	-	-	-	237.364	
(*75)	2 1/2" brass cap in concrete at the section corner location and the centerline intersection of 12th Avenue and Hanford-Armona Road.	234.250	234.120	-	-	-	

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		1977	1982	1990	1992	2004	2021
(*75a)	2 1/2" brass cap in top of curb 1 foot south of the north end of curb return in the northeast corner of the intersection of Hanford- Armona Road and 12th Avenue	-	-	-	233.668	233.607	
75b	2 1/2" brass cap marked 75B in top of curb 1 foot south of the north end of curb return in the northeast corner of the intersection of Hanford- Armona Road and 12th Avenue						
(*76)	Square chiseled in top of curb at the east end of the curb return in the southeast corner of the intersection of Hanford Armona Road and Edgewood Drive.	232.740	-	-	-	-	
76a							
(*77)	2 1/2" brass cap in concrete at the quarter corner location at 11 1/2 Avenue and Hanford-Armona Road.	234.700	234.460	-	-	-	
77a	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Hanford- Armona Road and 11 1/2 Avenue.	-	-	-	233.741	233.432	
(*78)	Spike in power pole in the southeast corner of the intersection of 11th Avenue and Hanford-Armona Road.	236.680	236.460	236.300	236.123	235.973	
(*78a)	Brass cap in concrete at section corner location at the intersection of 11th Avenue and Hanford-Armona Road.	-	236.200	-	-	-	
78b							
79	1 1/2" brass cap marked BM-79 in top of curb at the north end of the curb return in the northeast corner of the intersection of 11th Avenue and Davis Street.	237.890	237.730	237.640	237.530	237.414	
(*80)	Brass cap in monument well at the quarter corner location on 11th Avenue south of the freeway and between Hanford-Armona Road and Lacey Boulevard {1982-Monument well obliterated; replaced a-s brass cap in concrete}.	237.740	-	-	-	-	
(*80a)	Brass cap in concrete, flush at the quarter corner location on 11th Avenue, south of the freeway, and between Hanford-Armona Road and Lacey Boulevard	-	238.910	238.810	-	-	
80b	Brass cap in monument well at the intersection of the centerlines of 11th Avenue and Third Street	-	-	-	237.656	237.549	
(*81)	1 1/2" brass cap marked BM-81 in the concrete footing of the north railroad crossing signal at Hanford-Armona Road.	240.660	240.560	240.470	240.325	-	
81a	Square chiseled in top of curb three feet east of the end of curb at north signal arm at the northeast corner of intersection of Hanford-Armona Road and railroad.	-	-	-	-	239.757	

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BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
(*82)	2 1/2" brass cap in concrete at the quarter corner location at Irwin Street (10 1/2 Avenue) and Hanford-Armona Road.	240.230	240.080	-	-	-	
(*82a)	2" brass cap in monument well at centerline of Irwin Street and Hanford-Armona Road, 9.7 feet plus or minus, east of quarter corner location.	-	-	240.390	-	239.463	
83	1 1/2" brass cap marked BM-83 in the top of curb at east end of the curb return in the southeast corner of the intersection of Jordan Way and Hanford-Armona Road.	241.580	241.440	241.360	241.209	241.001	
84	2 1/2" brass cap in monument well at the section corner location at the intersection of 10th Avenue and Hanford-Armona Road.	240.230	240.060	239.980	239.805	239.571	
85	2 1/2" brass cap in concrete at the quarter corner location on 10th Avenue between Lacey Boulevard and Hanford-Armona Road.	243.140	243.050	243.060	242.985	242.902	
(*86)	1 1/2" brass cap marked BM-86 at the centerline intersection of 11th Avenue and Thompson Drive.	236.550	-	-	-	-	
(*86a)	Railroad spike in west side of power pole No. 0049PG in the northeast corner of the intersection of 11th Avenue and Thompson Drive.	237.600	237.320	237.100	236.831	-	
86b	Square chiseled in top of curb at the east end of curb return in the northeast corner of intersection of 11th Avenue and Thompson Drive.	-	-	-	-	235.286	
(*87)	2 1/2" brass cap in concrete at the quarter corner location at the intersection of 11th Avenue and Hume Avenue	237.420	237.100	-	-	-	
(*87a)	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of 11th Avenue and Thompson Drive.	-	-	-	236.444	236.174	
87b	Plus chiseled in concrete, 1 foot north of north curb return located at the northeast corner of 11th Avenue and Hume Avenue						
(*88)	1 1/2" brass cap marked BM-88 in top of curb at the north end of the curb return in the northwest corner of 11th Avenue and Bonneyview Lane.	234.210	233.920	233.660	233.331	233.029	
88a	Plus chiseled in concrete located 3 1/2 feet north of the north curb return on the northwest corner of 11th Avenue and Bonneyview Lane						
89	2 1/2" brass cap in monument well at the section corner location at the intersection of 11th Avenue and Houston Avenue.	232.340	232.080	231.830	231.487	232.124	
(*90)	2 1/2" brass cap in concrete at the quarter corner location in the intersection of 10 1/2 Avenue and Houston Avenue.	235.450	234.610	-	-	-	
(*90a)	2" brass cap in concrete, flush at the quarter corner location at the intersection of 10 1/2 Avenue and Houston Avenue.	-	-	234.540	234.209	-	
90b	2" brass cap in concrete, two inches deep at the quarter corner location at the intersection of 10 1/2 Avenue and Houston Avenue.	-	-	-	-	233.984	

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BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
(*91)	2 1/2" brass cap in monument well at the section corner location in the intersection of Houston Avenue and 10th Avenue.	236.110	236.700	-	-	-	
91a	2" brass cap in concrete, flush at the section corner location in the intersection of Houston Avenue and 10th Avenue .	-	-	236.720	236.442	236.249	
(*92)	1 1/2" brass cap marked BM-92 at the centerline intersection of 10th Avenue and Orchard Drive.	239.510	239.300	239.380	239.121	238.775	
(*92a)	Railroad spike in east side of power pole No. 1772055E on the west side of the road at the intersection of 10th Avenue and Orchard Drive.	238.940	239.700	238.530	238.281	-	
92b	1 1/2" brass cap at the centerline of 10th Avenue and 13 feet north of the centerline of Orchard Drive.						
(*93)	2 1/2 brass cap in concrete, flush at the quarter corner location on 11th Avenue between Houston Avenue and Iona Avenue.	229.980	229.740	-	-	-	
93a	2" Brass cap in concrete, flush at the quarter corner location on 11th Avenue between Houston Avenue and Iona Avenue.	-	-	230.520	230.115	229.900	
(*94)	2 1/2" brass cap in monument well, at the section corner location in the intersection of 11th Avenue and Iona Avenue.	228.900	228.695	-	-	-	
94a	2" brass cap in concrete, flush at the section corner location in the intersection of 11th Avenue and Iona Avenue .	-	-	229.450	229.018	228.895	
(*95)	Top of fire hydrant at the southwest corner of the intersection of Iona Avenue and 10 3/4 Avenue.	230.510	230.325	230.030	229.608	229.468	
95a	Plus chiseled in concrete 3 feet north of the south curb return located at the southwest corner of Iona Avenue and Crown Avenue.						
(*96)	1 1/2" brass cap marked BM-96 in the concrete footing of the south railroad crossing signal at Iona Avenue.	229.930	229.715	229.460	229.031	-	
96a	2 1/2" brass disk marked BM-96a in top of curb one foot east of end of curb at the northeast corner of intersection of Iona Avenue and railroad.	-	-	-	-	228.872	
(*97)	Railroad spike in telephone pole No. 1284 on east side of tracks near the center of section approximately 1/2 mile north of Iona Avenue.	230.420	-	-	-	-	
(*97a)	2 1/2" brass cap in the north side of a concrete footing for signal box pad on the west side of the AT. & S.F.R.R. approximately 100 feet south of the beginning of a curve in the track.	-	-	-	231.045	-	
(*97b)	Railroad spike in east face of power pole (no overhead lines or number) 40 feet, plus or minus, west of centerline railroad, 60 feet plus or minus, north of concrete slab for railroad antenna, at northeast corner of city sewage ponds 0.3 miles plus or minus, south of Houston Avenue.	-	-	-	-	233.244	
(*98)	1 1/2" brass cap marked BM-98 in the centerline of 10 1/2 Avenue between Hanford-Armona Road and Houston Avenue.	239.940	-	-	-	-	

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		1977	1982	1990	1992	2004	2021
98a	Railroad spike in power pole east of BM-98 (1982-found as described).	242.430	-	242.100	-	241.752	
99	1 1/2" brass cap marked BM-99 in the top of curb at the north end of the curb return in the northwest corner of the intersection of 12th Avenue and Freestone Drive.	234.730	-	234.410	234.235	234.178	
(*100)	Top of 1" rebar at the quarter corner location in the intersection of 12th Avenue and Hume Avenue .	233.190	-	-	-	-	
100a	Railroad spike in power pole No. 8629T at the southwest corner of 12th Avenue and Hume Avenue	233.910	233.700	233.460	233.711	233.083 •	
100b	2" brass cap in concrete, flush at the quarter corner location in the intersection of 12th Avenue and Hume Avenue.	-	-	233.950	233.219	233.574	
101	1 1/2" brass cap marked BM-101 in top of curb 5.5 feet west of the west end of the curb return in the southwest corner of the intersection of Hume Avenue and Echo Lane.	231.610	-	231.060	-	230.446	
102	1 1/2" brass cap marked BM-102 in top of curb at the south end of island in the intersection of south Irwin Street and Douty Street.	237.740	-	237.610	-	237.375	
(*103)	1 1/2" brass cap marked BM-103 at the centerline intersection of Hanford-Armona Road and 9 3/4 Avenue.	239.810	239.660	-	-	-	
(*103a)	Railroad spike in power pole No. 1532846E in the southwest corner of the intersection of Hanford-Armona Road and 9 3/4 Avenue.	240.690	240.460	240.340	240.182	239.999	
103b							
104	1 1/2" brass cap marked BM-104 in east side of fuel pump pad at Hanford Aero Services, Inc., at Hanford Municipal Airport.	241.020	240.900	240.900	-	240.674	
105	Not Used						
(*106)	1 1/2" brass cap marked BM-106 at the centerline intersection of Third Street and 9 1/2 Avenue. (1) Examination of 1977 notes disclosed true elevation should have been 245.69.	240.69 (1)	-	245.900	-	-	
106a	Square chiseled in southwest corner of concrete catch basin, northeast corner of Third Street and 9 1/2 Avenue.	245.430	-	245.610	-	245.840	
(*107)	1 1/2" brass cap marked BM-107 at the centerline of Carolyn Avenue and Lacey Boulevard.	244.630	-	-	-	-	
(*107a)	Square chiseled in top of curb at the north end of the curb on the west side of Carolyn Avenue, 1/2 block south of Lacey Boulevard.	243.200	243.225	243.460	-	-	
107b	Square chiseled in top of curb at the east curb return in the southeast corner of intersection of Lacey Boulevard and Carolyn Avenue.	-	-	-	-	244.252	
(*108)	1 1/2 " brass cap marked BM-108 in concrete footing on the railroad crossing signal on the south side of Third Street.	242.070	-	241.850	241.768	241.638	

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		1977	1982	1990	1992	2004	2021
108a							
109	1 1/2" brass cap marked BM-109 in the top of curb at the east end of the curb return in the south east corner of the intersection of Third Street and Douty Street.	241.180	-	241.140	241.083	241.004	
110	A USGS brass cap marked M1204 on the 10th Avenue overpass at Highway 198 at the north end of the east guard rail.	246.650	246.630	246.680	246.677	246.754	
111	Top of fire hydrant at the southeast corner of the intersection of 10 3/4 Avenue and Industry Avenue.	227.740	-	227.180	-	226.570	
(*112)	Top of fire hydrant at the northeast corner of the intersection of 11th Avenue and Industry Avenue.	229.480	-	228.860	228.354	228.248	
112a							
(*113)	Railroad spike in west side of power pole No. 18/2, the second power pole south of the south boundary of Occidental Chemical Co., on the east side of 11th Avenue.	225.600	-	224.950	-	-	
113a							
(*114)	2 1/2" brass cap in monument well, at the section corner location in the intersection of 11th Avenue and Idaho Avenue (1982-found as described).	225.690	-	-	-	-	
(*114a)	2" brass cap in concrete, flush at the section corner location in the intersection of 11th Avenue and Idaho Avenue.	-	-	226.140	225.547	-	
114b	2 1/2" brass cap in top of curb one foot north of the north end of curb return in the northeast corner of intersection of 11th Avenue and Idaho Avenue	-	-	-	-	223.993	
(*115)	Railroad spike in the north side of a power pole No. 0/4, second power pole east of entrance gate No. 1 at Armstrong Rubber Company on the south side of Idaho Avenue.	225.140	-	-	-	-	
115a	2 1/2" brass cap 14 feet west of power pole #196 on the north side of Idaho Avenue east of Power Way.	-	-	-	224.358	224.302	
116	Square chiseled in northwest corner of concrete footing for the A.T. & S.F. railroad crossing signal on the south side of Idaho Avenue.	227.560	-	226.810	226.100	226.087	
117	Square chiseled in concrete on top of large drop structure on the Lakeside Canal, located east of the railroad tracks, 55 feet south of Calcot north fenceline, and 53 feet west of Calco west fenceline.	229.240	-	228.640	228.068	227.908	
(*118)	Brass cap in monument well at quarter corner location on 12th Avenue between Fargo Avenue and Grangeville Boulevard.	-	242.840	-	-	-	

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		1977	1982	1990	1992	2004	2021
118a	Brass cap in concrete, in monument well at quarter corner location on 12th Avenue between Fargo Avenue and Grangeville Boulevard.	-	-	243.960	244.175	244.646	
(*119)	Brass cap in monument well at section corner location at the intersection of 12th Avenue and Fargo Avenue.	-	246.210	-	-	-	
119a	Brass cap in concrete, flush at section corner location at the intersection of 12th Avenue and Fargo Avenue.	-	-	247.370	247.648	248.301	
(*120)	Brass cap in monument well at quarter corner location on 12th Avenue between Flint Avenue and Fargo Avenue.	-	248.930	-	-	-	
120a	Brass cap in concrete, flush at quarter corner location on 12th Avenue between Flint Avenue and Fargo Avenue.	-	-	250.230	250.606	251.376	
(*121)	Brass cap in monument well at section corner location at the intersection of 12th Avenue and Flint Avenue.	-	255.370	-	-	-	
121a	Brass cap in concrete, flush at section corner location at the intersection of 12th Avenue and Flint Avenue.	-	255.370	256.810	257.212	258.036	
(*122)	Southwest corner of concrete footing for railroad signal arm on north side of Flint Avenue and Santa Fe railroad crossing.	-	256.790	257.230	257.667	258.588	
122a							
(*123)	Railroad spike in power pole at the northeast corner of the intersection of Flint Avenue and 11th Avenue.	-	257.005	257.400	257.863	258.967	
123a							
(*124)	Railroad spike in power pole on the east side of 11th Avenue just east of the quarter corner location between Flint Avenue and Fargo Avenue.	-	252.410	252.790	253.132	-	
124a	Railroad spike in power pole no. 0663PG on the east side of 11th Avenue just east of the quarter corner location between Flint Avenue and Fargo Avenue.	-	-	-	-	254.056	
125	Railroad spike in power pole northwest of the quarter corner location at the intersection of Dooty Street and Flint Avenue.	-	253.360	253.850	254.267	255.421	
(*126)	Railroad spike in power pole at intersection of 9 1/4 Avenue and Fargo Avenue.	-	255.650	256.310	-	-	
(*126a)	Railroad spike in power pole north of intersection of 9 1/4 Avenue and Fargo Avenue.	-	-	-	-	258.097	
126b							
(*127)	Brass cap in concrete, flush, at section corner location on Grangeville Boulevard at the alignment of 9th Avenue.	-	250.660	-	-	-	
(*128)	Top of fire hydrant at southwest corner of intersection of 9 1/4 Avenue and Florinda Street.	-	248.030	248.400	248.596	249.142	

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		1977	1982	1990	1992	2004	2021
128a	Plus chiseled in Top of Curb located 1' north of fire hydrant located at the southwest corner of intersection of 9 1/4 Avenue and Florinda Street						
(*129)	Brass cap in concrete, flush at section corner location on Lacey Boulevard east of the 9th Avenue intersection.	-	245.600	245.790	-	246.127	
(*130)	USGS brass cap #U808 in concrete headwall on the south side of Lacey Boulevard approximately 1/2 mile east of 9th Avenue and south of the south quarter corner of Section 29, Township 18 South, Range 22 East.	-	245.895	246.170	-	246.652	
130a	Brass cap in concrete located in concrete center median on Lacey Boulevard, 37' south of fire hydrant.						
(*131)	Railroad spike in power pole at southeast corner of the intersection of 7th Street and 11 1/2 Ave.	-	237.050	236.860	-	-	
131a	2" disk in monument well s.tam. ped. LS4375 at the intersection of 12th Avenue and Mall Drive.	-	-	-	-	235.527	
132	Square chiseled in top of curb at the southwest corner of the intersection of Davis Street and 11 1/2 Avenue in the middle of the curb return.	-	233.140	232.940	-	-	
132a	2 1/2" brass cap marked 132a in top of curb one foot west of west end curb return in the southwest corner of intersection of 11 1/2 Ave. and Davis St.	-	-	-	-	232.627	
(*133)	Brass cap in monument well at quarter corner location on Houston Avenue between 11th Avenue and 12th Avenue.	-	232.060	-	-	-	
(*133a)	2 1/2" brass cap in highway well 250' east of 11 1/2 Avenue alignment and north of a service pole for an irrigation well on Houston Avenue.	-	-	-	231.074	-	
133b	Railroad spike in north face of power pole no. 690341e, 200 feet plus or minus, west of Sanchez Feed Store, south side of Houston Avenue.	-	-	-	-	231.081	
(*134)	Brass cap in concrete, flush at section corner location at the intersection of 12th Avenue and Houston Avenue.	-	235.565	-	-	-	
134a	2 1/2" brass cap in top of headwall 1 foot north of the south end approximately 200 feet west of the centerline of 12th Avenue and on the north side of Houston Avenue.	-	-	-	234.407	234.319	
(*135)	Railroad spike in power pole on the west side 12th Avenue northwest of quarter corner location between Houston Avenue and Iona Avenue.	-	231.680	231.460	231.141	-	
(*135a)	Railroad spike in power pole no. 4520480E on the west side of 12th Avenue at the quarter corner location between Houston Avenue and Iona Avenue.	-	-	-	-	232.084	
135b							

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		1977	1982	1990	1992	2004	2021
(*136)	Railroad spike in power pole at the northeast corner of the intersection of 12th Avenue and Iona Avenue.	-	231.380	231.050	230.587	-	
136a	Railroad spike in power pole at the northeast corner of the intersection of 12th Avenue and Iona Avenue.	-	-	-	-	230.226	
137	Railroad spike in power pole on the north side of Iona Avenue northeast of the quarter corner location between 11th Avenue and 12th Avenue .	-	230.640	230.220	229.812	229.714	
(*138)	40-d spike in power pole on the south side of Houston Avenue at the intersection with 3rd Place.	-	236.455	-	-	-	
138a							
(*139)	Brass cap in concrete at quarter corner location on Houston Avenue between 9th Avenue and 10th Avenue.	-	236.925	-	-	-	
(*139a)	Brass cap in concrete, flush at quarter corner location on Houston Avenue between 9th Avenue and 10th Avenue.	-	-	237.060	236.750	-	
139b	Square chiseled in top of headwall at east end on the north side of Houston Avenue at the Lakeside Ditch crossing between 9th Avenue and 10th Avenue.	-	-	-	-	236.164	
(*140)	Railroad spike in power pole on the north side of Orchard Drive and the west side of 6th Place.	-	240.360	-	-	-	
140a	2 1/2" brass cap in a highway well on the centerline of Orchard Drive, 18 feet west of the centerline of 6th Place, south of a transformer power pole on the north side of the street. (Home Gardens)	-	-	-	238.839	240.361	
(*141)	Brass cap in concrete at section corner location at the intersection of Houston Ave. and 9th Ave.	-	236.760	-	-	-	
141a	Brass cap in concrete, flush at the section corner location at the intersection of Houston Avenue and 9th Avenue.	-	-	237.150	236.888	236.819	
(*142)	Railroad spike in power pole on the east side of 9th Avenue east of the quarter corner location between Houston Avenue and Hanford-Armona Road.	-	239.115	239.150	239.000	238.920	
142a							
(*143)	Brass cap in concrete, flush at section corner location at the intersection of 9th Avenue and Hanford-Armona Road.	-	-	242.060	-	-	
(*143a)	Brass cap in concrete, flush at section corner location at the intersection of 9th Avenue and Hanford-Armona Road.	-	-	242.560	242.572	-	
143b	Railroad spike in west side of junction power pole No. 2175082E in the northeast corner of intersection of Hanford-Armona Avenue and 9th Avenue.	-	-	-	-	243.471	

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		1977	1982	1990	1992	2004	2021
144	Brass cap in concrete, flush at quarter corner location on Hanford Armona Road between 9th Avenue and 10th Avenue.	-	240.350	240.320	240.187	240.095	
(*145)	Brass cap in monument well at section corner location at the intersection of 10th Avenue and Iona Avenue.	-	231.635	-	-	-	
145a	2" brass cap in concrete, flush at section corner location at the intersection of 10th Avenue and Iona Avenue.	-	-	232.380	231.895	231.573	
146	Railroad spike in west side of power pole #1369081E on the east side of 10th Avenue east of the quarter corner location between Houston Avenue and Iona Avenue.	-	234.420	234.210	233.837	233.652	
146a	2" brass cap in concrete, flush at quarter corner location on 10th Avenue between Houston Avenue and Iona Avenue.	-	-	234.290	233.920	233.739	
147	2 1/2" brass cap in top of curb 1 foot east of the east end of curb return in the southeast corner of the intersection of Hanford- Armona Road and Wren Drive.	-	-	-	233.553	233.524	
148	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Seventh Street and Phillips St.	-	-	-	** 242.646	236.945	
149	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the planter in the northeast corner of the intersection of Seventh Street and Green Street.	-	-	-	241.343	241.422	
150	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of the intersection of Lacey Boulevard and Phillips Street.	-	-	-	239.036	239.029	
151	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Porter Street and Kaweah St.	-	-	-	239.549	239.677	
152	2 1/2" brass cap in top of curb 1 foot south of south end of curb return in the southeast corner of the intersection of Eleventh Street and Green St.	-	-	-	243.035	243.238	
153	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Greenfield Avenue and Elm St.	-	-	-	238.631	238.563	
154	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Greenfield Avenue and Campus Street.	-	-	-	237.652	237.553	
155	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Greenfield Avenue and Princeton Street.	-	-	-	237.480	237.347	
156	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Malone St. and Kaweah St.	-	-	-	241.935	242.170	
157	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Malone St. and Green St.	-	-	-	245.831	246.359	

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		1977	1982	1990	1992	2004	2021
158	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of the intersection of Terrace St. and Harding St.	-	-	-	251.084	252.011	
159	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Terrace Street and Kensington Street.	-	-	-	247.997	248.718	
160	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Mulberry St. and Rodgers St.	-	-	-	243.128	243.296	
161	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of the intersection of Cortner Street and Pine Street	-	-	-	246.760	247.181	
162	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Leland Street and Kensington Street.	-	-	-	249.770	250.583	
163	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southwest corner of the intersection of Cortner St. and Kensington St.	-	-	-	251.258	252.115	
164	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southwest corner of the intersection of Greenwood St. and Neill St.	-	-	-	251.668	252.665	
165	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Greenwood St. and 10th Ave.	-	-	-	253.464	254.377	
166	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Magnolia St. and Douty St..	-	-	-	250.320	251.140	
167	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Fargo Ave. and Kensington St.	-	-	-	250.777	251.773	
168	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of Fargo Avenue and Neill Street.	-	-	-	253.229	254.300	
169	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Orange Street and 10th Ave.	-	-	-	250.850	251.953	
170	2 1/2" brass cap in top of curb 1 foot north of the north end of the curb return in the northeast corner of the intersection of Encore Drive and 10th Ave.	-	-	-	250.909	252.031	
171	2 1/2" brass cap in top of curb 1 foot north of the north end of curb return in the northeast corner of the intersection of Northstar Drive and 11th Ave.	-	-	-	250.427	251.030	
172	2 1/2" brass cap in top of curb 1 foot south of the south end of curb return in the southeast corner of the intersection of Leland St. and Harrison St..	-	-	-	251.879	252.817	
173	Brass cap 1 foot east of east curb return at southeast return of the intersection of Hanford-Armona Road and Greenbrier Drive.	-	-	-	-	232.211	
174	Brass cap 1 foot plus or minus east of curb return at southeast corner of the intersection of Mall Drive and Seventh Street	-	-	-	-	235.002	

Attachment: Request For Proposal - Executed (PW: Award a Contract for FY 20/21 Survey Monumentation / Benchmark Update Project)

City of Hanford Bench Levels

* - Missing or destroyed benchmarks, listed for information only.

** - 1992 elevation shown on previous report determined to be an error.

BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
175	Brass cap 1 foot plus or minus east of curb return at northeast corner of the intersection of Lacey Boulevard and Centennial Drive.	-	-	-	-	232.526	
176	Brass cap 1 foot plus or minus east of east curb return at northeast corner of the intersection of Grangeville Boulevard and Vintage Street.	-	-	-	-	239.570	
177	Brass cap 1 foot plus or minus east of east curb return at northeast corner of the intersection of Cortner Street and Zion Way.	-	-	-	-	247.329	
178	Brass cap in twelve inch wide concrete headwall at centerline of headwall side of the intersection of Fargo Avenue and People's Ditch.	-	-	-	-	252.274	
179	Brass cap in top of curb north side of Northstar Drive at approximately centerline of People's Ditch.	-	-	-	-	251.357	
180	Brass disc in top of curb north side of Pepper Drive at approximately centerline of People's Ditch.	-	-	-	-	251.707	
181	Brass cap 1 foot north of north curb return at northeast corner of the intersection of Centennial Drive and Liberty Street.	-	-	-	-	232.951	
182	Harris at Lang	-	-	-	-	-	
183	Lacey Blvd at Costco Signal	-	-	-	-	-	
184	9th at Third Street	-	-	-	-	-	
185	Fernwood Drive and Fairview Place	-	-	-	-	-	
186	Mission Drive and Capistrano Street	-	-	-	-	-	
187	Grangeville Boulevard and 13th Avenue	-	-	-	-	-	
188	Greenfield Avenue and Centennial Drive	-	-	-	-	-	
189	Grangeville Boulevard and Centennial Drive	-	-	-	-	-	
190	Stagecoach Drive and Mustang Drive	-	-	-	-	-	
191	Centennial Drive and Heather Lane	-	-	-	-	-	
192	Elizabeth Drive and Malone Street	-	-	-	-	-	
193	10th Avenue and Idaho Avenue	-	-	-	-	-	
194	Campus Drive south of SJVRR Tracks	-	-	-	-	-	
195	13th Avenue at quarter corner between Grangeville Blvd and Lacey Blvd.	-	-	-	-	-	
196	13th Avenue and Lacey Boulevard	-	-	-	-	-	

Attachment: Request For Proposal - Executed (PW: Award a Contract for FY 20/21 Survey Monumentation / Benchmark Update Project)

City of Hanford Bench Levels

* - Missing or destroyed benchmarks, listed for information only.

** - 1992 elevation shown on previous report determined to be an error.

BM#	DESCRIPTION	ELEVATION					
		1977	1982	1990	1992	2004	2021
197	Glendale Avenue and Aquifer Drive	-	-	-	-	-	
198	Fargo Avenue and 13th Avenue	-	-	-	-	-	
199	9th Avenue at San Joaquin Valley Railroad Crossing						
200	Hanford Armona Road @ 1/4 corner						

APPENDIX “C”

RE-ESTABLISH AND REBUILD DISTURBED, DESTROYED OR DETERIORATED BENCHMARKS

APPENDIX "C"

The following locations should be re-established and re-set using descriptions in Appendix B, if possible. If not possible, a new bench mark in the specified location shall be set in accordance with City Standard Drawing No. GE-20 (Appendix "A"). Spikes in power poles or top of fire hydrants are acceptable, but not preferable, for bench mark elevations. Copies of the description and elevation shall be provided in a report form to the City.

B.M.# Re-Establish and Re-Set Bench Mark Location per description

7a	Brass cap in monument well at centerline of Lacey Boulevard and 12 th Avenue
9a	2" brass cap in concrete, flush, at quarter corner location of 12 th Avenue between Lacey Boulevard and Grangeville Boulevard.
85	2 1/2" brass cap in concrete at the quarter corner location on 10th Avenue between Lacey Boulevard and Hanford-Armona Road.
90b	2" brass cap in concrete, flush at the quarter corner location at the intersection of 10 ½ Avenue and Houston Avenue.
93a	2" brass cap in concrete, flush at the quarter corner location on 11 th Avenue between Houston Avenue and Iona Avenue.
100b	2" brass cap in concrete, flush at the quarter corner location in the intersection of 12 th Avenue and Hume Avenue.
129a	Brass cap in concrete, flush at section corner location on Lacey Boulevard east of the 9 th Avenue intersection.
131a	2" brass cap in monument well stamped LS4375 at the intersection of 12 th Avenue and Mall Drive.
144	Brass cap in concrete, flush at the quarter corner location on Hanford Armona Road between 9 th Avenue and 10 th Avenue, at Hanford Airport.
153	2 ½" brass cap in top of curb 1 foot north of the north end of curb return at the northeast corner of the intersection of Greenfield Avenue and Elm Street.

B.M.# The following locations shall have work performed on the existing bench marks prior to tie in.

5	Clean paint off brass cap and stamp BM-5
14	Stamp BM-14
17a	Stamp BM-17a
21a	Clean paint and stamp BM-21a
26	Clean paint of brass cap and stamp BM-26
50	Brass cap is 2" below pavement. Construct monument well per city std. around disc., stamp BM-50
92	Stamp BM-92
130a	Stamp BM-130a
145a	Clean paint off brass cap and stamp BM-145a
146a	Clean paint off brass cap and stamp BM-146a

APPENDIX “D”

ESTABLISH AND SET NEW BENCHMARKS AS
INDICATED

APPENDIX “D”

The following locations should have a new bench mark set in accordance with City of Hanford Drawing No. GE-20 (Appendix “A”). A new number shall be assigned as noted below, with a copy of number, description, and elevation provided to the City.

B.M.# NEW Bench Mark Location

10b	12 th Avenue and Greenfield Avenue
12c	Grangeville Boulevard and Rosewood Lane
44a	Grangeville Boulevard and Harrison Street
54a	Campus Drive at access road to High School
65a	Fargo Avenue at railroad crossing between 11 th Avenue and 12 th Avenue
67c	Flint Avenue at Peoples Ditch
71a	Douty Street and Flint Avenue
76a	Hanford Armona Road and Edgewood Drive
78b	11 th Avenue and Hanford Armona Road
103b	Hanford Armona Road and 9 ¾ Avenue
108a	Third Street at UP&SF Railroad Crossing
112a	11 th Avenue and Industry Avenue
113a	11 th Avenue between Industry Avenue and Idaho Avenue
122a	Flint Avenue and BNSF railroad crossing
123a	Flint Avenue and 11 th Avenue
126b	9 ¼ Avenue and Fargo Avenue
135b	12 th Avenue at ¼ corner location between Houston Avenue and Iona Avenue
138a	Houston Avenue at Third Place (Home Gardens)
142a	9 th Avenue east of the ¼ corner between Houston Avenue and Hanford Armona Road
182	Harris Street and Lang Street
183	Lacey Boulevard and Costco Signal
184	9 th Avenue and Third Street
185	Fernwood Drive and Fairview Place
186	Mission Drive and Capistrano Street
187	Grangeville Boulevard and 13th Avenue
188	Greenfield Avenue and Centennial Drive
189	Grangeville Boulevard and Centennial Drive
190	Stagecoach Drive and Mustang Drive
191	Centennial Drive and Heather Lane
192	Elizabeth Drive and Malone Street
193	10 th Avenue and Idaho Avenue
194	Campus Drive south of SJVRR Tracks
195	13th Avenue at quarter corner between Grangeville Blvd and Lacey Blvd.
196	13 th Avenue and Lacey Boulevard
197	Glendale Avenue and Aquifer Drive
198	Fargo Avenue and 13 th Avenue
199	9 th Avenue at San Joaquin Valley Railroad crossing
200	Hanford Armona Road, @ ¼ corner

APPENDIX “E”

BENCHMARK MAP LOCATIONS





455 W Fir Avenue
Clovis, CA 93611-0242
Tel: (559) 449-2700
Fax: (559) 449-2715
www.provostandpritchard.com

June 14, 2021

Jennifer Minear
Public Works Project Manager
City of Hanford
900 South 10th Avenue
Hanford, CA 93230

RE: Request for Proposal – Engineering and Surveying Services for 2021 City Benchmarks Update Project for the City of Hanford

Dear Ms. Minear:

Provost & Pritchard's survey department has a history of consistently providing accurate and efficient survey information to our clients and our internal engineers for design projects. At the core of any design project is reliable survey information, and we understand the importance to the City of having a consistent and reliable network of benchmarks for use on public and private projects. The tasks outlined in this project are both routine and unique. Routine, in that every project undertaken by Provost & Pritchard's surveyors begins with a control survey using the methods outlined in the scope work, yet unique, in the number and extent of the benchmarks to be surveyed at once. The attached proposal highlights our experience providing the requested surveying services on other local projects. Services provided to the City under this task will primarily be staffed out of our Visalia office, which is located approximately 20 miles from Hanford.

Provost & Pritchard will provide to the City of Hanford knowledgeable and experienced staff. Provost & Pritchard has a long history of working in and around Hanford and our survey crews have been utilizing the Leica Smartnet Real-Time Network, similar in nature to the CSDN noted in the RFP, for many years. We are very familiar with this relatively new survey method and have obtained excellent results with its use, and more importantly have experience in optimizing the accuracy and efficiency of data collected with this technique. Our surveyors also have experience in the planning and execution of a campaign-type survey of the nature required by this project.

In order to provide responsive and timely services, Provost & Pritchard is dedicating Tim Odom, PLS, to serve in the role of Project Manager for this task. Mr. Odom works closely with Matt Hamilton, PE, who is the City's primary point of contact for the on-call consulting contract. Additionally, Mr. Odom and our survey teams are geographically proximal to the City's offices and can be responsive to meetings or other project demands on short notice.

We look forward to meeting with you to further discuss the City Benchmarks Update Project. If you have any questions and for future communications, please contact Mr. Odom at (559) 636-1166 or email todom@ppeng.com.

Respectfully,

Matthew W. Kemp, PE
Principal-in-Charge

Tim Odom, PLS
Project Manager

Matthew Hamilton
Client Contact

City of Hanford

2021 Benchmarks Update

Proposal

June 14, 2021

Prepared for:
City of Hanford
Ms. Jennifer Minear
900 South 10th Avenue • Hanford, California 93230
Telephone: (559) 585-2559
Email: jminear@cityofhanfordca.com

Submitted by:
Provost & Pritchard Consulting Group
455 W. Fir Avenue • Clovis, California 93611
Telephone: (559) 449-2700 • Fax: (559) 449-2715
Website: www.provostandpritchard.com

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Appendix A: Project Costs

Staff

Provost & Pritchard trains and maintains surveying staff that are all either licensed land surveyors or intent on becoming so. We do not typically utilize seasonal staff or classify personnel into specific roles on a field crew, instead training every employee in field-to-finish surveying. This means that every member of our survey staff is trained and expected to be able to read improvement plans, make surveying calculations in preparation for fieldwork, fill any role in a field crew, and handle the post-processing of data and the preparation of survey deliverables. This approach yields field staff who understand their task and how their work is utilized by others and employs critical thinking throughout their work.

Provost & Pritchard have the following key staff available to work on the City of Hanford project:

Tim Odom, PLS

Availability: 15%

Project Surveyor

Tim Odom has over 18 years of experience in the surveying-engineering, mapping, and geographic information system (GIS) fields.

His responsibilities have included planning and execution of geodetic and conventional control surveys, ALTA surveys, topographic surveys, boundary analysis/legal descriptions, subdivision mapping, and construction staking. Additionally, Mr. Odom has experience with conventional surveying methods, global positioning system (GPS) surveying, and remote sensing.

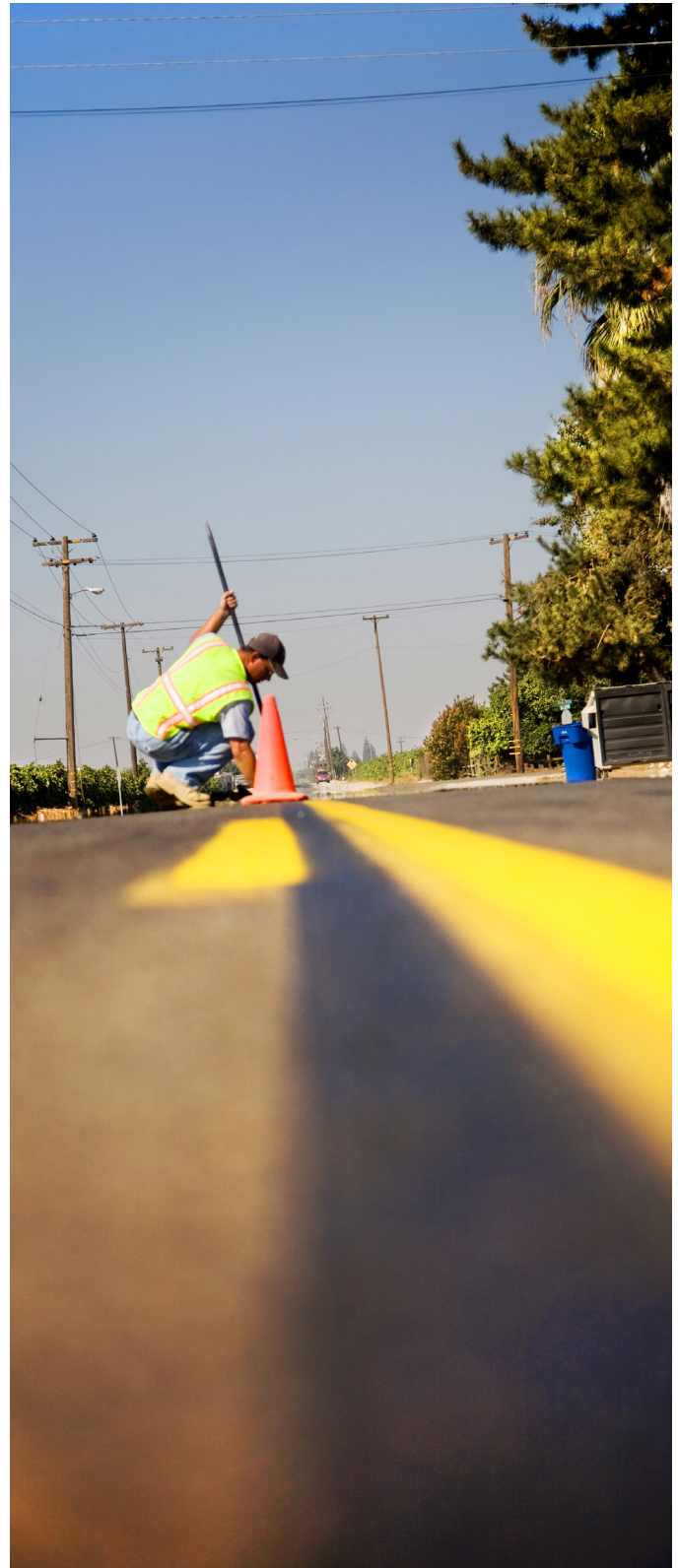
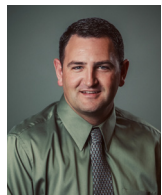


Bryan Bowers, PLS

Availability: 10%

Quality Control

Bryan Bowers is a land surveyor at Provost & Pritchard with over 18 years of experience in the surveying field. He has been involved with the supervision, planning, and execution of geodetic and conventional control surveys, topographic surveys, subdivision mapping, boundary surveys, subsidence monitoring, UAV observation surveys, ALTA surveys, boundary analysis/legal descriptions and construction staking.



Similar Experience



Provost & Pritchard has provided services similar to those required in the City of Hanford Benchmark Update project to many of our clients over the years. We have established networks of benchmarks across many large districts for use in groundwater monitoring, subsidence monitoring, and as benchmarks for general construction use. Our typical approach for these projects was to research the existing benchmarks throughout the area and perform a reconnaissance to determine their condition. Then determine additional locations where points would be beneficial and create an efficient plan of execution. Until recently, these surveys were completed using primarily static GPS observations that required the use of many GPS receivers and personnel to shuttle the receivers from one point to the next. Observations were typically between 30 minutes and 4 hours long, depending on baseline length, and efforts to ensure sufficient overlapping data to complete the plan. The GPS data would then be processed by constraining the coordinates and elevations of certain established benchmarks. The results for the new points were then tabulated and a report of the survey prepared. The improvements in the accuracy and reliability of the RealTime Network method proposed for this project have decreased the amount of equipment needed and shortened the observation time, but otherwise, the projects are still completed in the same manner.

Provost & Pritchard has completed projects of this nature and scope for the following clients:

- Arvin Edison Water Storage District (2006)
- Lower Tule River Irrigation District (2007)
- Pixley Irrigation District (2007)
- Solano Irrigation District (2015)
- Cross Creek Flood Control District (2015)
- Kings County Water District (2015)
- West Stanislaus Irrigation District (2019)
- Patterson Irrigation District (2019)
- Panoche Water District (2020)
- East Kaweah Groundwater Sustainability Agency (2021)
- Several private confidential clients

Project Understanding and Approach/Scope

It is Provost & Pritchard's understanding that the City of Hanford (City) would like to update their Benchmark list. The City has approximately 40 new benchmarks they would like set, approximately 10 they need reset, and around 10 they need cleaned and stamped. The City would also like to have all the benchmarks re-observed and tied to the City's Benchmark #1, located at the old Courthouse in Civic park, and alternatively to the NAVD88 datum. The primary goal of this project is an updated Benchmark Table with the 2021 elevations tied to City Benchmark #1, and a separate spreadsheet will also include the NAVD88 elevations for each benchmark.

Provost & Pritchard will perform the work based on the scope provided by the City. Our general approach to the work will be as follows:

- **Reconnaissance** – Research and investigate the existing benchmarks, confirm the site conditions at benchmarks to be rebuilt or reset and at locations for additional benchmarks to be set. Provost & Pritchard will determine if traffic control will be necessary during this phase.
- **Set, re-build or re-establish benchmarks** – Provost & Pritchard will set all the new benchmarks per the City's standard or approved alternative; where applicable we will re-build a monument, and finally reset monuments that have been destroyed to their original condition or City standard if original condition is not ascertainable. Re-established benchmarks that are also section corners, centerline, or boundary monuments of record will be tied to other monuments and physical features, and have a corner record prepared and submitted to the County Surveyor.
- **Observations** – Provost & Pritchard will use our Leica GPS equipment to observe each benchmark in conformance with the City's criteria. Provost & Pritchard uses the Leica Smartnet North America network (www.smartnetna.com) to collect benchmark elevations. The Smartnet level of accuracy is comparable to that of the CDCS RTN network.
- **Bench Level Table** – The observations will be processed and adjusted to the City's Benchmark #1. The Bench Level Table will then be updated to include current elevations and descriptions.
- **Coordinates** – Provost & Pritchard will provide the City with a separate Excel spreadsheet listing the California State Plane Coordinates and current NAVD88 elevation for each benchmark observed.

Provost & Pritchard is committed to finishing the work within the City's 90 calendar day timeline.



Existing USGS benchmark near proposed B.M. 196 location, Surveyed by Provost & Pritchard in March, 2021

Appendix A: Project Costs

Total estimated cost is \$38,000.00, based on a Not to Exceed Time and Materials rate currently on file at the City, for preparing a report of elevation findings for the existing and proposed benchmarks as shown in the Request for Proposals appendices.

PROVOST &
PRITCHARD

Survey Monumentation / Benchmark Update

Project Background:

These funds will be used to re-establish survey monumentation on street re-surfacing projects and to update our survey benchmark datum and mapping. This year's funds will be utilized to update the City's Benchmark System. The Benchmark system is typically updated every ten years. The last update was in 2004.

Existing Conditions:

The city's survey benchmark datum is used by private engineers in the design of various Public Works infrastructure projects. The benchmark datum is updated by the city approximately every 10 years.

Project Justification:

State law requires that survey monuments be re-established if altered due to re-surfacing or reconstruction of streets. Updating of our survey benchmark datum periodically is necessary for proper installation of curbs, storm drainage facilities and sanitary sewer lines.

Fiscal Implications:

Funding for this project will be allocated from storm drainage and sanitary sewer fund reserves.

Project Budget Summary:

		5-Year Funding Allocation				
		2021	2022	2023	2024	2025
Expenditure	Program or Project	Construction	Construction	Construction	Construction	Construction
	Engineering	80,000	15,000	15,000	15,000	15,000
	Department Overhead	7,208				
Total Expenditure		\$87,208	\$15,000	\$15,000	\$15,000	\$15,000
Revenue	Funding					
	358 Storm Drainage Capital	21,802	7,500	7,500	7,500	7,500
	363 Wastewater Capital	32,703	7,500	7,500	7,500	7,500
	391 Water Capital	32,703				
Total Funding		\$87,208	\$15,000	\$15,000	\$15,000	\$15,000



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: I
-------------------------------	--------------------------

SUBJECT:

Public Works: Approval of a sole-source contract with Telstar Inc. of Hanford, CA for the supply and installation of identified security measures at the City's Water Tank site No.4, No.5, and No. 6 in an amount of \$255,878.

RECOMMENDATION:

That the City Council, by motion, approve a sole-source contract with Telstar Inc. of Hanford, CA for the supply and installation of identified security measures at the City's Water Tank site No.4, No.5, and No. 6 in an amount of \$255,878.

BACKGROUND:

In compliance with the US Department of Homeland Security, the City conducted a Vulnerability Assessment to determine what types of security measures should be taken to better ensure the protection, delivery, and quality of the water system. Of particular importance was the security of the potable water tank sites.

Over the past two years, bids were received from three different companies for this project. As staff reviewed the bids, it became clear that seamlessly integrating the security into the City's SCADA system would be most beneficial as intrusions could be interconnected to the tank pumping system to shut them off when an intrusion is identified.

Telstar has done extensive work on the City's SCADA and monitoring software and is responsible for the routine maintenance, programming and integration of the City's SCADA system. They are the most qualified choice to carry out this project in that it must integrate into the City's current computer systems.

Staff is requesting that the Council approve the sole source purchase and installation from TelStar Instruments of Hanford, CA because of the benefits of integrating the security measures and providing all communication through the City's SCADA system.

FISCAL IMPACT:

The 2019 CIP budget included \$200,000 for the project and the 2020 budget included another \$50,000 for the project. In addition, approximately \$6,000 from the recently approved 2022 CIP budget will be used to fully fund the project.

ATTACHMENTS:

36005 - Hanford PW - Tank Site Security Package

2019 Water Security Budget

2020 Water Security Budget

2022 Water Security Budget



Contractor License #422364
Contractor DIR #1000000899

**CONTROL SYSTEM INTEGRATION • INSTRUMENTATION SERVICES
SCADA/AUTOMATION • PLC/HMI • ELECTRICAL • CALIBRATION • MAINTENANCE**

February 18, 2021

Hanford PW
900 S. 10th Ave.
Hanford, CA 93230
Sent via Email: rwilliams@cityofhanfordca.com

Attn: Bob Williams
Subject: Tanks 4, 5, & 6 Security System
Reference: SR 20- 36005 Rev F

Dear Bob,

Telstar Instruments ("Telstar") is pleased to provide a quote for the referenced project to the above identified purchaser ("Customer"). To provide and install video surveillance equipment, perimeter intrusion detection equipment, and Ethernet radio communication links. The system will be tied into your existing SCADA system. Tank hatches will be interlocked with the existing pump controls to cause a shutdown in the event of unauthorized access. You will be able to monitor the video system remotely in real time.

By accepting this proposal from Telstar you agree to treat this as confidential information.

SCOPE OF SUPPLY

Supply for each Tank Site (QTY 3 each)

1. Furnish and install fixed position high resolution dome video cameras, Qty (4) at Tanks 4 & 6, Qty (5) at Tank 5. Please refer to the attached sketch indicating proposed camera locations.
2. Furnish and install Qty (1) PTZ high resolution dome video cameras. Please refer to the attached sketch indicating proposed camera locations.
3. Furnish and install Qty (1) Network Video Recorder (NVR) inside of a lockbox. NVR to be mounted inside existing control building.
4. Furnish and install tank hatch intrusion switch. [Qty (1) at Tanks 4 & 6, Qty (2) at Tank 5]
5. Furnish and install [Qty (4) at Tank 4, Qty (5) at Tanks 5 & 6] Microwave Intrusion Sensors inside of the fence perimeter.
6. Furnish and install wireless communication link to Water Tower. Water tower will act as repeater station to Corp Yard.



Contractor License #422364
Contractor DIR #1000000899

**CONTROL SYSTEM INTEGRATION • INSTRUMENTATION SERVICES
SCADA/AUTOMATION • PLC/HMI • ELECTRICAL • CALIBRATION • MAINTENANCE**

Clarifications

7. Also includes wireless communication link from Corp Yard to Water Tank.
8. Telstar services include:
 - a. Radio Survey
 - b. Electrical Installation
 - c. Field Start-up
 - d. O&M Manuals
 - e. 8 Hours training

Lump Sum Price for this Scope..... \$ 255,878.00

Shipping and Handling for Telstar Supplied Materials IS INCLUDED

Sales Tax IS INCLUDED

This quotation is based on Customer's representation that this IS a prevailing wage project.

CLARIFICATIONS, EXCEPTIONS, AND EXCLUSIONS

- a. This quotation is based on the inclusion of Telstar's standard Terms and Conditions as part of any purchase order, contract or other agreement.
- b. Telstar's quotation includes only those items listed above. Requests for additions/deletions from our scope will require a change in the quoted price.
- c. Telstar assumes no responsibility for performance, applicability, compatibility, start-up, testing, or acceptance of any equipment not furnished by Telstar under this proposal.
- d. Telstar is supplying only equipment specified and noted above.
- e. Please reference the above stated quote number in all correspondence and purchase orders.

TERMS AND CONDITIONS

Base Terms: Quotation is valid for 30 days from the date of Telstar's quotation. Payment is due and payable 30 days from date of invoice. If payment is not received by the 30th day, a .05% daily service charge (18-3/4% per annum) will be charged on all accounts past due. In the event of a dispute concerning payment, attorney's fees, court costs and costs of collection will be paid to the prevailing party. The cost for permits and bonding are excluded unless expressly referenced in Telstar's quotation. Our standard insurance applies unless agreed to in writing by Telstar. Telstar's standard one year parts only warranty applies to this quotation. All other warranties, express or implied, or referenced elsewhere in contract documents are excluded, including but not limited to implied warranties of merchantability or fitness for purpose. Unless expressly stated in Telstar's estimate, this quote is based on standard straight time hours and does not include any prevailing wage rates. The price quoted herein is for the labor and materials specifically listed within the body of this quote. Service calls are charged at a 4-hour minimum per person, excluding travel time. Unless expressly stated in the quotation, training, operation and maintenance manuals, and preparation of as built drawings are excluded from Telstar's scope of work.

Attachment: 36005 - Hanford PW - Tank Site Security Package (PW: Install security measures at tank sites)



Contractor License #422364
Contractor DIR #1000000899

**CONTROL SYSTEM INTEGRATION • INSTRUMENTATION SERVICES
SCADA/AUTOMATION • PLC/HMI • ELECTRICAL • CALIBRATION • MAINTENANCE**

Limitation of Liability: (a) In no event shall Telstar, its suppliers or subcontractors be liable for special, indirect, incidental or consequential damages, whether in contract, warranty, tort, negligence, strict liability or otherwise, including, but not limited to, loss of profits or revenue, loss of use of the Equipment or any associated equipment, cost of capital, cost of substitute equipment, facilities or services, downtime costs, delays, and claims of customers of Customer, its officers, directors, members employees or any third parties for any damages. Telstar's liability for any claim whether in contract, warranty, tort, negligence, strict liability, or otherwise for any loss or damage arising out of, connected with, or resulting from this Agreement or the performance or breach thereof, or from the design, manufacture, sale, delivery, resale, repair, replacement, installation, technical direction of installation, inspection, operation or use of any equipment covered by or furnished under this Agreement, or from any services rendered in connection therewith, shall in no case exceed twenty-five percent (25%) of the purchase price allocable to the Equipment, part or Services that is the subject of the claim. (b) All causes of action against Telstar Instruments arising out of or relating to this Agreement or the performance or breach hereof shall be deemed barred unless brought within one year from the date of discovery or other accrual. (c) In no event, regardless of cause, shall Telstar Instruments be liable for liquidated damages, offsets or penalties of any kind or to indemnify, defend or hold harmless Customer, its officers, directors, members, employees or any third party, arising from or related to the Equipment and/or Services provided by Telstar.

Force Majeure: Telstar shall neither be liable for loss, damage, detention or delay nor be deemed to be in default for failure to perform when prevented from doing so by causes beyond its reasonable control including but not limited to acts of war (declared or undeclared), Acts of God, fire, strike, labor difficulties, acts or omissions of any governmental authority or of Customer, compliance with government regulations, insurrection or riot, embargo, delays or shortages in transportation or inability to obtain necessary labor, materials, or manufacturing facilities from usual sources or from defects or delays in the performance of its suppliers or subcontractors due to any of the foregoing enumerated causes. In the event of delay due to any such cause, the date of delivery will be extended by period equal to the delay plus a reasonable time to resume production, and the price will be adjusted to compensate Telstar Instruments for such delay.

Cancellation: In the event of cancellation by Customer, Customer agrees to fully reimburse and compensate Telstar for all costs associated with this Quotation or subsequent order, including but not limited to engineering, labor, materials, quote and estimating time, and product return fees, plus a ten percent (10%) markup to compensate for disruption in scheduling, planned production, indirect costs and profit. Payment for cancellation shall be due within ten (10) days from the date of submission of charges by Telstar.

Entire Agreement: This Quotation constitutes the entire agreement between Telstar and Customer. There are no agreements, understandings, restrictions, warranties, or representations between Telstar and Customer other than those set forth herein or herein provided. This Quotation may only be amended, changed or revised by a written amendment signed by an authorized representative of Telstar. No oral or implied agreements shall be of any force or affect.

Precedence: In the event Telstar is issued an authorization for work, Purchase Order, Contract or similar Agreement with conflicting Terms and Conditions than those set forth herein, these Terms and Conditions will take precedence and shall supersede any and all other conflicting Terms and Conditions.

Submittals: In the event Telstar receives a Notice to Proceed or a written statement to proceed with submittals, Telstar will be entitled to compensation based on percent of completion of submittal cost to Customer. Telstar will prepare only one set of submittals, and any resubmittals shall be subject to an additional charge for engineering time and other costs in preparing re-submittals.

Prevailing Wages: Telstar relies upon Customer's representations as to whether this Project requires payment of prevailing wages. Customer agrees to defend, indemnify and hold Telstar harmless from and against any and all claims, actions and demands, including but not limited to payment of legal fees, fines, back pay, and any penalties or interest, associated with Customer's inaccurate representation of whether prevailing wages are required to be paid.

Bonding: Cost of Bonding is not included. Contact Telstar for a quote if bonding is required.

Attachment: 36005 - Hanford PW - Tank Site Security Package (PW: Install security measures at tank sites)



Contractor License #422364
Contractor DIR #1000000899

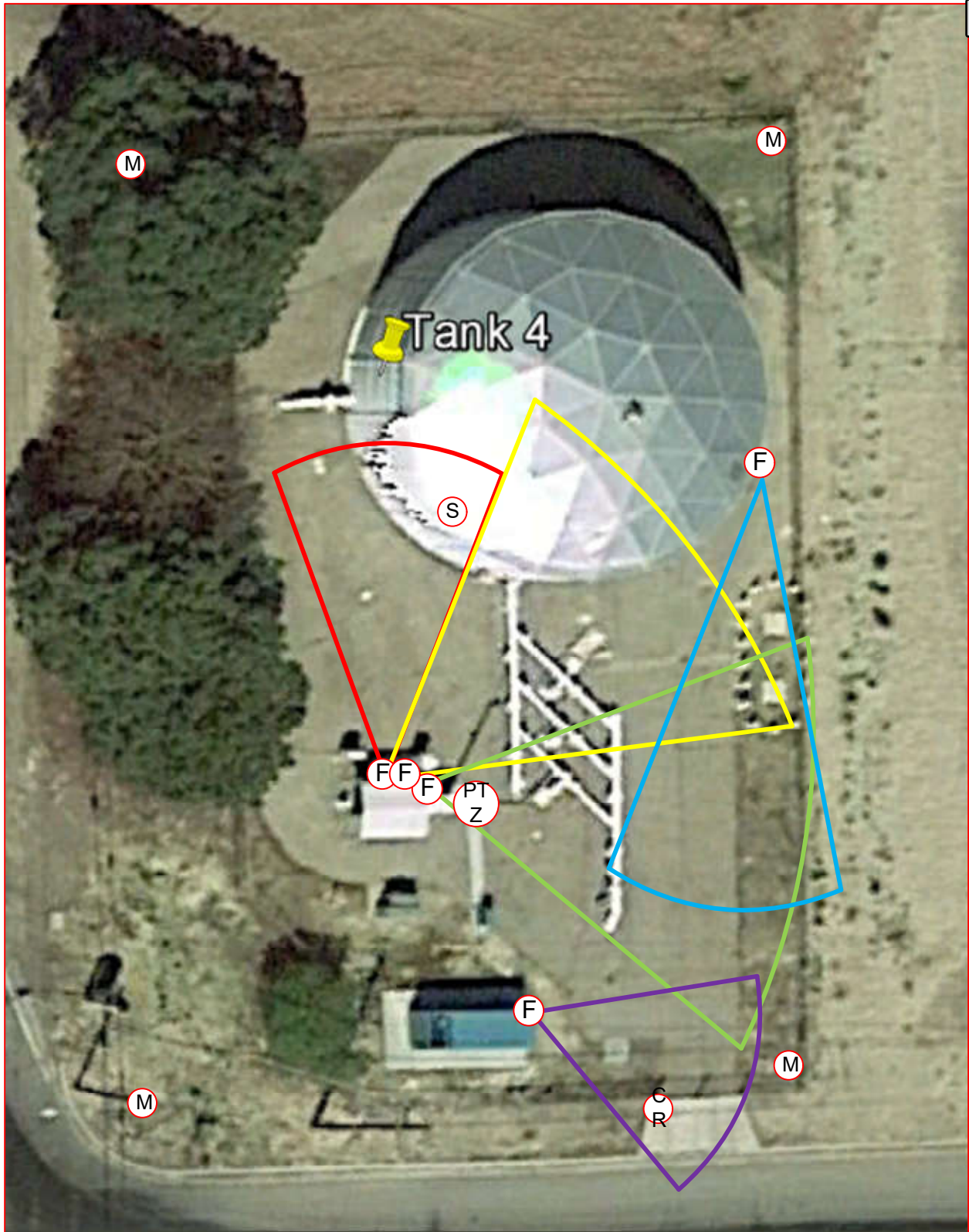
**CONTROL SYSTEM INTEGRATION • INSTRUMENTATION SERVICES
SCADA/AUTOMATION • PLC/HMI • ELECTRICAL • CALIBRATION • MAINTENANCE**

We look forward to working with you on this project. If you have any questions, please contact me at the phone number below.

Sincerely,

John Gardiner, Vice President
Paul Berson, PE, Sr. Project Manager
Telstar Instruments
(559) 584-7116

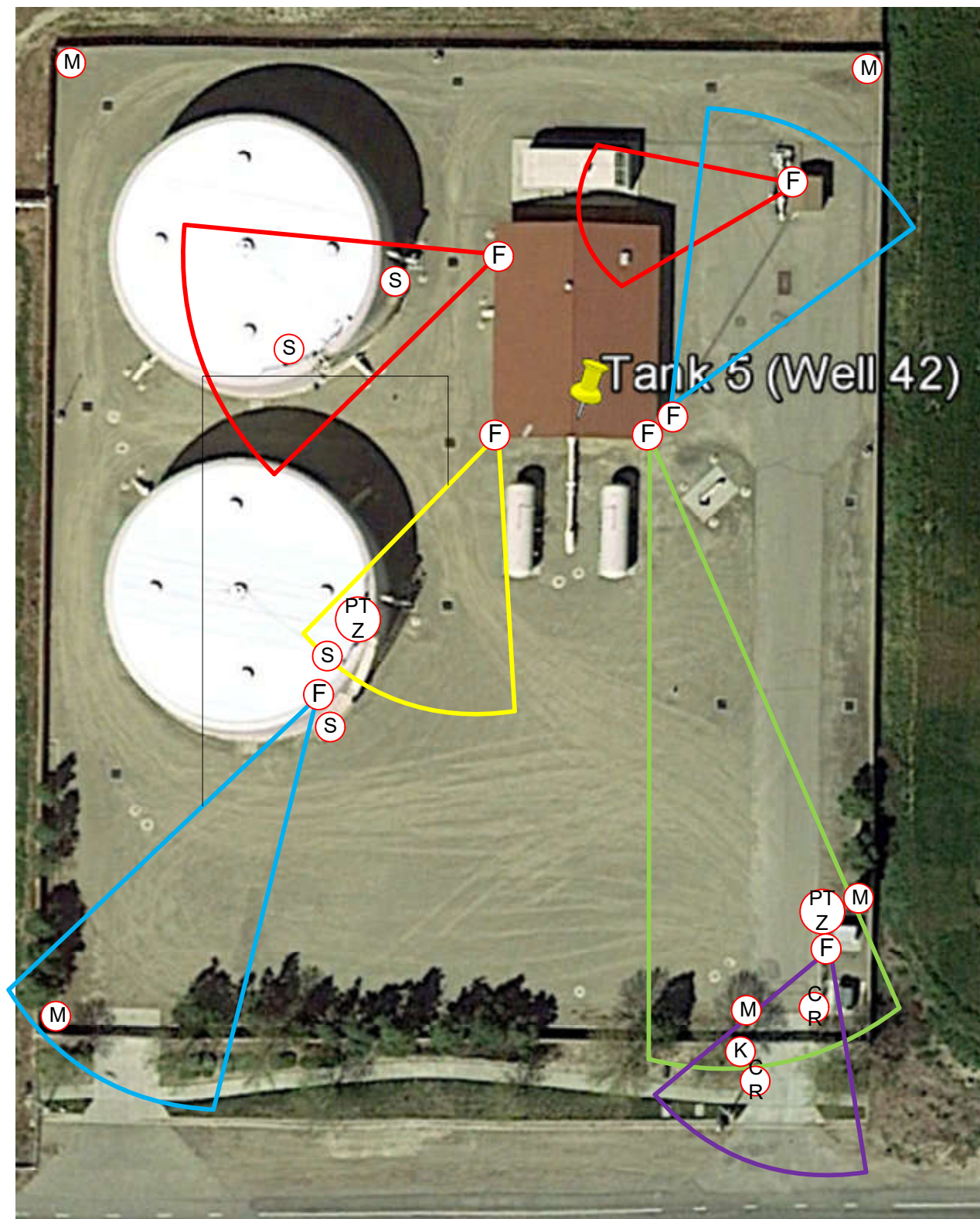
Attachment: 36005 - Hanford PW - Tank Site Security Package (PW: Install security measures at tank sites)



TANK 4

LEGEND

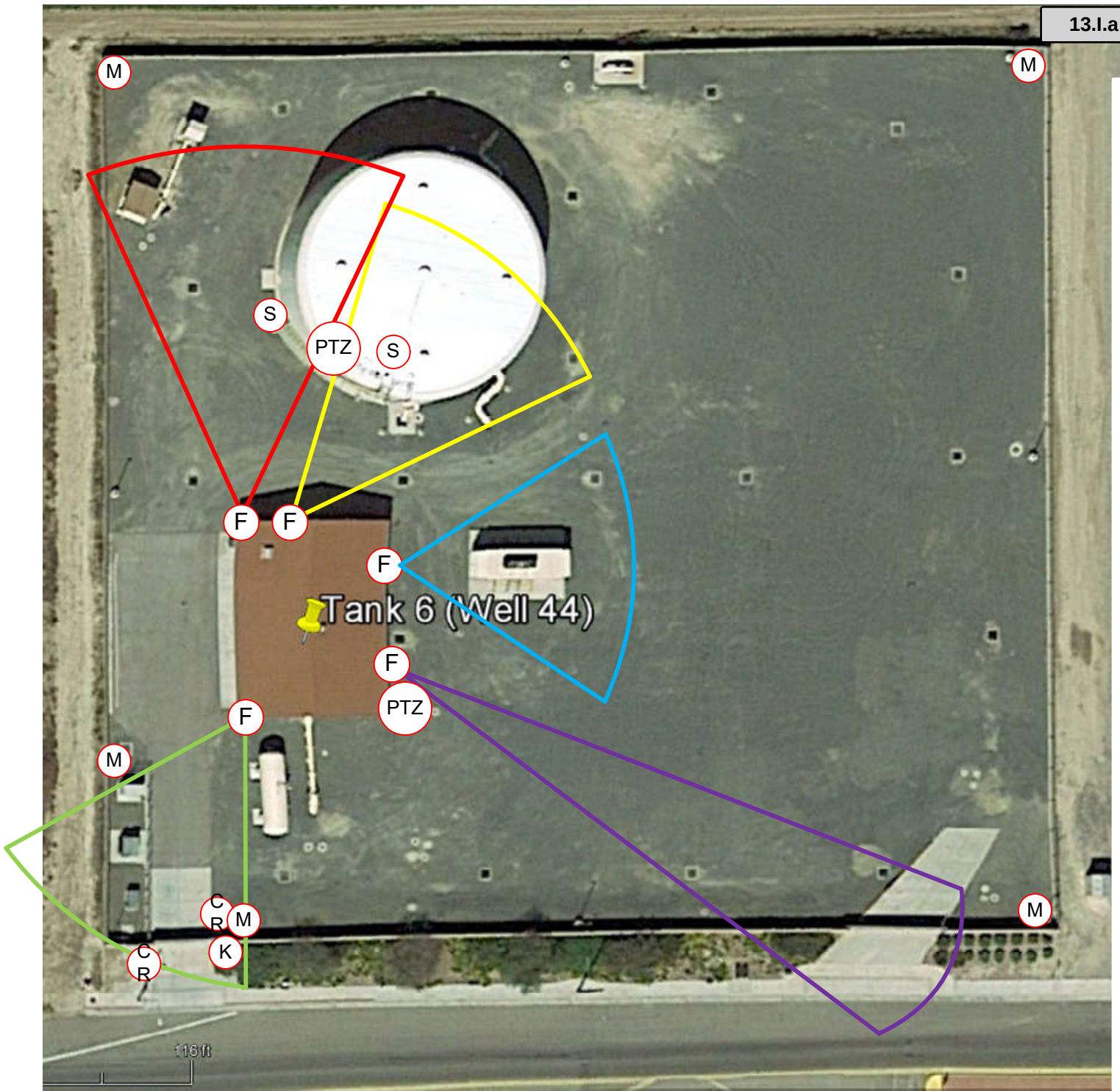
- (F) FIXED CAMERA
- (PTZ) PTZ CAMERA
- (S) INTRUSION SWITCH
- (M) MICROWAVE CURTAIN
- (CR) CARD READER
- (K) KNOX



TANK 5

LEGEND

- (F) FIXED CAMERA
- (PTZ) PTZ CAMERA
- (S) INTRUSION SWITCH
- (M) MICROWAVE CURTAIN
- (CR) CARD READER
- (K) KNOX



TANK 6

LEGEND	
(F)	FIXED CAMERA
(PTZ)	PTZ CAMERA
(S)	INTRUSION SWITCH
(M)	MICROWAVE CURTAI
(CR)	CARD READER
(K)	KNOX



Attachment: 36005 - Hanford PW - Tank Site Security Package (PW: Install security measures at tank

Water System Security Upgrades

Project Background:

This project will fund the installation of system security measures as identified in the City Water Vulnerability Assessment. The project proposes lighting, hatch intrusion shut down systems, and perimeter alarms.

Existing Conditions:

Project Justification:

In compliance with the U.S. Bureau of Homeland Security, the City developed a Vulnerability Study to determine what types of security measures should be taken to ensure delivery and quality of the water system. This project provides funds to protect our well sites and tank sites from potential contamination.

Fiscal Implications:

Funding for the Water System Security Upgrade Project will be allocated from water capital reserves.

Project Budget Summary:

		5-Year Funding Allocation				
		2019	2020	2021	2022	2023
Expenditure	Program or Project	Construction	Construction	Construction	Construction	Construction
	Equipment	120,000	20,000	20,000	20,000	20,000
	Installation	80,000	30,000	30,000	30,000	30,000
Total Expenditure		\$200,000	\$50,000	\$50,000	\$50,000	\$50,000
Revenue	Funding					
	391 Water Capital	200,000	50,000	50,000	50,000	50,000
Total Funding		\$200,000	\$50,000	\$50,000	\$50,000	\$50,000

Water System Security Upgrades

CIP0000021

Project Background:

This project will fund the installation of system security measures as identified in the City Water Vulnerability Assessment. The project proposes lighting, hatch intrusion shut down systems, and perimeter alarms.

Existing Conditions:**Project Justification:**

In compliance with the U.S. Bureau of Homeland Security, the City developed a Vulnerability Study to determine what types of security measures should be taken to ensure delivery and quality of the water system. This project provides funds to protect our well sites and tank sites from potential contamination.

Fiscal Implications:

Funding for the Water System Security Upgrade Project will be allocated from water capital reserves.

Project Budget Summary:

		5-Year Funding Allocation				
Expenditure	Program or Project	2020	2021	2022	2023	2024
		Construction		Construction		Construction
	Equipment	20,000		20,000		20,000
	Installation	30,000		30,000		30,000
	Total Expenditure	\$50,000	\$0	\$50,000	\$0	\$50,000
Revenue	Funding	2020	2021	2022	2023	2024
	0391 Water Capital	50,000		50,000		50,000
	Total Funding	\$50,000	\$0	\$50,000	\$0	\$50,000

Attachment: 2020 Water Security Budget (PW: Install security measures at tank sites)

Water System Security Upgrades

Project Background:

This project will fund the installation of system security measures as identified in the City Water Vulnerability Assessment. The project proposes lighting, hatch intrusion shut down systems, and perimeter alarms.

Existing Conditions:

Project Justification:

In compliance with the U.S. Bureau of Homeland Security, the City developed a Vulnerability Study to determine what types of security measures should be taken to ensure delivery and quality of the water system. This project provides funds to protect our well sites and tank sites from potential contamination.

Fiscal Implications:

Funding for the Water System Security Upgrade Project will be allocated from Water Capital Reserves.

Project Budget Summary:

		5-Year Funding Allocation				
		2022	2023	2024	2025	2026
Expenditure	Program or Project	Construction	Construction			
	Equipment	180,000	180,000			
	Installation	120,000	120,000			
	Department Overhead	15,790	11,620			
Total Expenditure		\$315,790	\$311,620	\$0	\$0	\$0
Revenue	Funding					
	0391 Water Capital	315,790	311,620			
Total Funding		\$315,790	\$311,620	\$0	\$0	\$0

Attachment: 2022 Water Security Budget (PW: Install security measures at tank sites)



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: A
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SUBJECT:

City Attorney: Introduction of Ordinance No. 21-01, Amending the Business License Ordinance and Municipal Code Chapters 5.04 and 5.08

RECOMMENDATION:

It is recommended that the City Council, by motion, waive the first reading of Ordinance No. 21-01 and pass the ordinance to a second reading.

Recommended motion: I move that the first reading of Ordinance No. 21-01 be waived and that the ordinance be passed to a second reading.

BACKGROUND:

While former Interim Finance Director Eric Frost worked for the City, he contacted the City Attorney and requested that Chapters 5.04 and 5.08 of the Municipal Code be amended. The City Attorney worked with Finance Department staff in preparing the attached Ordinance that will amend Hanford Municipal Code (HMC) Chapters 5.04 and 5.08.

The following is a summary of significant changes to HMC Chapter 5.04 that are contained in the attached Ordinance:

- Business license fees that are currently payable on a quarterly basis will be collected annually.
- Businesses that are required to file gross receipt statements will submit them annually instead of quarterly.
- In addition to existing business license fees identified in Chapter 5.08, each business will pay a business license administration fee when applying for a license and upon license

renewal. The administration fee will cover the City's costs to operate the business license program. Existing "business license fees" are actually taxes paid by businesses for the right to conduct operations within the City, and such taxes may not be increased without voter approval. The Council will establish the amount of the new administration fee through a Resolution that will be presented to the Council in the future.

- All annual business licenses will expire on December 31 and will automatically renew upon: (i) a business's payment of the applicable business license fee and business license administration fee; (ii) submission of a gross receipts statement (if applicable); and (iii) the payment of any past due amounts owed to the City.
- Business license fees for annual licenses will be due on January 1 of each year.
- The Finance Director shall have the authority to require annual business license fees to be paid in installments over the course of a year (e.g., semi-annually or quarterly) if he or she determines that the collection of fees in such manner serves a public interest.
- In light of past problems with businesses operating without licenses, enforcement provisions will be added to Chapter 5.04 (e.g., the City may issue administrative citations to violators; business licenses may be suspended or revoked for violations; the City may pursue legal fees for the costs incurred to enforce Chapter 5.04). The remedy provisions resemble those contained in other chapters of the HMC.
- Appeal provisions are included to ensure that the due process rights of businesses are observed.

The following is a summary of significant changes to HMC Chapter 5.08 that are contained in the proposed Ordinance:

- Quarterly fee amounts are converted to annual amounts.
- Outdated business categories are updated (e.g., "draying and hauling" will be replaced by "delivery and freight companies") or eliminated (e.g., animal shows).

Redline versions of Chapters 5.04 and 5.08 are attached and highlight the proposed changes to each chapter.

ATTACHMENTS: Ordinance 21-01; redline versions of HMC Chapters 5.04 and 5.08.

FISCAL IMPACT:

ATTACHMENTS:

Ordinance 21-01 Amending Ch. 5.04 and 5.08

HMC Ch. 5.04 (redline comparison)

HMC Ch. 5.08 (redline comparison)

ORDINANCE NO. 21-01**AN ORDINANCE AMENDING HANFORD MUNICIPAL CODE CHAPTERS 5.04 AND 5.08 RELATING TO BUSINESS LICENSES AND BUSINESS LICENSE FEES.**

The City Council of the City of Hanford does ordain as follows:

Section 1: Hanford Municipal Code Chapters 5.04 and 5.08 contains regulations relating to business licenses and business license fees.

Section 2: The regulations contained in Chapters 5.04 and 5.08 were adopted many years ago, and the Council has determined that both chapters are in needed of update for the effective administration of the City's business license program.

Section 3: The City Council of the City of Hanford does ordain that Chapters 5.04 and 5.08 of the Hanford Municipal Code are hereby amended and restated as shown in the attached Exhibits "A" and "B," which are incorporated herein by reference.

Section 4: This ordinance shall take effect thirty (30) days after its passage and shall be published once in the Hanford Sentinel within fifteen (15) days after its passage or a summary of this ordinance shall be published in the Hanford Sentinel in a manner consistent with the requirements of the California Government Code.

Passed and adopted at a regular meeting of the City Council of the City of Hanford duly called and held on _____, 2021, by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

APPROVED

Francisco Ramirez
MAYOR of the City of Hanford

ATTEST:

NATALIE CORRAL
CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss
CITY OF HANFORD)

I NATALIE CORRAL, City Clerk of the City of Hanford, do hereby certify the foregoing ordinance was duly introduced at a regular meeting of the City Council of the City of Hanford on the 6th day of July, 2021, and it was duly passed and adopted at a regular meeting of the City Council of the City of Hanford held on the ____ day of ____, 2021.

NATALIE CORRAL
CITY CLERK

Exhibit “A”

Chapter 5.04 BUSINESS LICENSES GENERALLY

- 5.04.010 Definitions.**
- 5.04.020 License required.**
- 5.04.030 License—Application.**
- 5.04.040 Business license fees —New businesses.**
- 5.04.050 License renewal.**
- 5.04.060 Business license fees—Due dates.**
- 5.04.070 Gross receipts statement and financial records.**
- 5.04.080 Nonpayment of fees - Delinquency.**
- 5.04.090 License fees a debt.**
- 5.04.100 License fees—Deposit into general fund.**
- 5.04.110 Licenses—Nontransferable.**
- 5.04.120 Licenses—Posting and carrying.**
- 5.04.130 Licenses—Duplicate—Fee.**
- 5.04.140 Licenses—Branch businesses.**
- 5.04.150 Interpretation of provisions.**
- 5.04.160 Information confidential.**
- 5.04.170 Exemptions from provisions.**
- 5.04.180 Enforcement of provisions—Generally.**
- 5.04.190 Suspension or revocation.**
- 5.04.200 Administrative citations.**
- 5.04.210 Criminal prosecution.**
- 5.04.220 Nuisance abatement and civil remedies.**
- 5.04.230 Superior court action.**
- 5.04.240 Attorneys’ fees and enforcement costs.**
- 5.04.250 Non-exclusive remedies.**
- 5.04.260 Appeal.**

5.04.010 Definitions.

For the purposes of this chapter and Chapter [5.08](#), the following words and phrases are defined as follows:

- A. “Business” means professions, trades, and occupations and all and every kind of calling carried on in the city with or without the intent of making a profit.

B. “Business license fees” means the tax, which was previously established by ordinance, imposed on businesses operating in the city.

C. “Business license administration fees” means the fees established by resolution of the city council and charged by the city to businesses to pay the city’s costs associated with the administration of the city’s business license program.

D. “City council” means the Hanford City Council.

E. “Director of finance” means the city’s director of finance and his or her designee(s), including, without limitation, police officers and code enforcement officers.

F. “Gross receipts” means the gross receipts received from business transacted within the city and shall include the total amount of the sales price of all sales or the total amount charged or received for the performance of any act, service, or employment of whatever nature it may be, whether such service, act or employment is done as a part of, or in connection with, the sale of goods or wares or not, for which a charge is made or credit is allowed, including, without limitation, all receipts, cash, credits, property, or consideration of any kind or nature; provided, however, cash discounts allowed or taken on sales shall not be included. Any tax required by law to be included or added to the purchase price and collected from a consumer or purchaser shall be deductible. Such part of the sales price of any property previously sold and returned by the purchaser to the seller, which is refunded by the seller by way of cash or credit allowances, shall be deducted for the purpose of determining gross receipts.

G. “Itinerant vendor” includes all persons who have no permanent place of business in the city and engage in a temporary and transient business in the city selling goods, wares, or merchandise or providing services; provided however, such term shall not apply to commercial travelers selling their goods to merchants and other business establishments, whether for present or future delivery, nor shall such term apply to peddlers.

H. “Peddler” includes every person who carries from place to place, in either a pack, vehicle, basket, or other contrivance, and offers or sells, barter, or exchanges any goods, wares or merchandise (except religious publications, newspapers or periodicals); provided, however, such term shall not apply to commercial travelers selling their goods to merchants and other business establishments, whether for present or future delivery.

I. “Permanent place of business” means a permanent store, office, or place where business is regularly transacted in such a manner as a business of that nature is generally conducted and where the circumstances show an intention to be an established, fixed, and continuous part of the regular and legitimate business life of the city.

J. “Person” means and includes corporations, limited liability companies, associations, syndicates, partnerships, clubs, business trusts, common law trusts, societies, joint ventures, and individuals.

5.04.020 License required.

A. Except as otherwise provided in this chapter, it is unlawful for any person, either as principal or agent, to commence, transact or carry on within the city any business without first procuring and maintaining a license therefor.

B. The payment of business license fees pursuant to this chapter and Chapter 5.08, acceptance of such fees by the city, and the issuance of a business license to any person shall not, however, entitle the holder thereof to carry on any business unless he/she also complies with all requirements of this chapter and other provisions of this Code, including, without limitation, zoning provisions of Title 17.

5.04.030 License—Application.

Every person required to have a license pursuant to this chapter and Chapter 5.08 shall make an application therefor to the director of finance upon forms prescribed by the director of finance. Upon submission of an application deemed complete by the director of finance and payment of the business license fee and business license administration fee, the director of finance shall issue to such person a license which shall contain the following information:

- A. The name of the person to whom the license is issued;
- B. The business licensed;
- C. The place where such business is to be carried on;
- D. The date of expiration of such license; and
- E. Such other information as the director of finance may prescribe.

5.04.040 Business license fees —New businesses.

A. For any new business for which business license fees are payable annually, the person conducting such business shall, as a condition of business license issuance, pay the minimum annual business license fee as follows:

- 1. Businesses commencing at any time during the half quarter of an annual licensing period (January 1 – June 30) shall pay the full minimum annual business license fee.
- 2. Businesses commencing at any time during the second half of an annual licensing period (July 1 – December 31) shall pay fifty percent (50%) of the minimum annual business license fee.

For annual business license fees calculated based upon gross receipts, the licensee shall, at the beginning of the next annual license period, furnish the gross receipts statement required by the provisions of Section 5.04.070, and the director of finance shall compute the business license

fee for the then-current year by calculating the amount of gross receipts such business would have had if it had been in operation the entire preceding year.

B. For any new business required to pay a daily or monthly license fee, the license fee for the portion of the period shall not be prorated.

5.04.050 License renewal.

A. All annual business licenses shall expire on December 31 of each year and shall automatically renew on January 1 for successive one (1) year periods, subject to the following conditions:

1. Payment of the business license fee and business license administration fee prior to delinquency;
2. For businesses required to file gross receipts statements, the timely submission of a gross receipts statement to the city that the city deems acceptable; and
3. Payment of any past due amounts owed to the city, including, without limitation, utility fees.

The failure to satisfy the requirements of this section shall result in the automatic suspension of a business's license, and the business will be precluded from operation within the city's boundaries until the requirements are satisfied.

B. Daily and monthly business licenses will automatically expire at the end of the period specified in the license and will not automatically renew. A business desiring to extend its daily or monthly business license will be required to apply for an extension of its business license.

5.04.060 Business license fees—Due dates.

A. Annual. All business license fees that are payable annually shall be due and payable in advance beginning on January 1 of each year except when a new business is commenced, in which event the initial business license fee shall be prorated in accordance with Section 5.04.040 and will be due when a business license is issued. The director of finance shall, however, have the authority to require annual business license fees to be paid in installments over the course of a year (e.g., semi-annually or quarterly) if he or she deems that collection of annual fees in multiple of installments serves a public interest.

B. Monthly. Monthly licenses shall be due on the first day of each month.

C. Daily. Daily licenses shall be due every day in advance and may be issued at any time for any number of days.

5.04.070 Gross receipts statement and financial records.

A. For business license fees based upon gross receipts, the fee for the current year shall be computed utilizing the business's total gross receipts for the previous year, and such person transacting such sales or business shall furnish to the director of finance no earlier than January 1 and no later than January 31 of each year a verified statement showing the total gross receipts from such business during the year (January 1 through December 31) immediately preceding. Such statement shall not be conclusive upon the city as to the matters therein set forth and the city may fix and demand a higher business license fee than indicated therein if the facts stated in such statement are incorrect.

B. Each business that is subject to this chapter or Chapter [5.08](#) shall promptly provide to the director of finance any financial records requested by the director that may be utilized to confirm the accuracy of a gross receipts statement or business license fee payable. Such financial records may include, without limitation, tax returns and information saved electronically in accounting or other software.

C. Should the director of finance collect business license fees in installments in accordance with Section [5.04.060](#), the director of finance shall also have the authority to adjust the frequency of submission of gross receipts statements and corresponding submission deadlines to match the modified payment intervals.

5.04.080 Nonpayment of fees - Delinquency.

A. Annual. Business license fees payable for annual license renewal and business license administration fees that are not paid by the applicable deadline shall be considered delinquent, and the director of finance shall thereupon add late fees established by resolution of the city council. Interest on delinquent fees shall accrue at the rate established by resolution of the city council. Late fees and interest shall be collected by the director of finance when the delinquent fees are paid.

B. Monthly. Business license fees payable for monthly license renewal and business license administration fees that are not paid by the applicable deadline shall be considered delinquent and the director of finance shall thereupon add late fees established by resolution of the city council. Interest on delinquent fees shall accrue at the rate established by resolution of the city council. Late fees and interest shall be collected by the director of finance when the delinquent fees are paid.

C. Daily. Business license fees payable upon daily license renewal and business license administration fees that are not paid on the day the same becomes due shall be considered to be delinquent and the director of finance shall thereupon add late fees established by resolution of the city council. Interest on delinquent fees shall accrue at the rate established by resolution of the city council. Late fees and interest shall be collected by the director of finance when the delinquent fees are paid.

5.04.090 License fees a debt.

The amount of any business license fees, business license administration fees, late fees, and interest imposed by this chapter shall be deemed a debt to the city. An action may be commenced in the name of the city in any court of competent jurisdiction for any amount owed under this chapter that is past due.

5.04.100 License fees—Deposit into general fund.

The director of finance shall deposit all money collected pursuant to the provisions of this chapter and Chapter [5.08](#) into the city's general fund.

5.04.110 Licenses—Nontransferable.

No license issued pursuant to the provisions of this chapter and Chapter [5.08](#) shall be transferable or assignable by the licensee.

5.04.120 Licenses—Posting and carrying.

A. Posting. Every person having a license to transact business at a permanent place of business shall keep such license posted in a conspicuous place in his or her place of business.

B. Carrying. Every person having a license and not having a permanent place of business shall carry such license with him or her at all times while conducting the business for which it was granted and shall produce the same whenever required by the director of finance.

5.04.130 Licenses—Duplicate—Fee.

A duplicate license may be issued by the director of finance to replace any license previously issued which has been lost or destroyed upon payment of a fee established by resolution of the city council.

5.04.140 Licenses—Branch businesses.

Separate licenses shall be obtained for each place of business or branch thereof. Business license fees and business license administration fees shall be payable for each license issued by the city.

5.04.150 Interpretation of provisions.

In the event of doubt as to which class any business shall be licensed under, such business shall be licensed in the class which provides the highest business license fee to the city.

5.04.160 Information confidential.

A. It is unlawful for any officer or employee of the city having an administrative duty pursuant to the provisions of this chapter and Chapter [5.08](#) to make known, in any manner whatever, the business affairs, operations or information obtained by an investigation of the records of any person licensed pursuant to the provisions of this chapter and Chapter [5.08](#), or the amount or source of income, profits, losses, expenditures or any particular thereof set forth or disclosed in any statement or to permit any statement or copy thereof or any book containing any abstract or particulars thereof, to be seen or examined by any person; provided, however, the council, by resolution, may authorize an examination of the statements by federal or state officers or employees if a reciprocal arrangement exists.

B. Successors, receivers, trustees, executors, administrators, assignees and guarantors, if directly interested, may be given information as to the items included in the amount of any business license fee.

C. Notwithstanding the provisions of this section, the city shall disclose information if required by court order or by law, including, without limitation, the California Public Records Act (Government Code § 6250, *et seq.*).

5.04.170 Exemptions from provisions.

A. Claims. Any person claiming an exemption pursuant to the provisions of this section shall file a verified statement and supporting documentation identified by the director of finance establishing the facts upon which exemption is claimed.

B. Federal or State Law. The provisions of this chapter and Chapter [5.08](#) shall not be construed to apply to any person who is exempt by virtue of the Constitution or laws of the United States or of the state. Businesses exempt from business license fees and business license administration fees, include, without limitation, businesses operated by honorably discharged veterans.

C. Charitable and Similar Activities. The provisions of this chapter and Chapter [5.08](#) shall not be construed to require the payment of business license fees or business license administration fees by a non-profit entity or organization that is exempt from paying federal and state income taxes; nor shall any license be required for conducting any entertainment, concert, exhibition or lecture on scientific, historical, literary, religious or moral subjects whenever the receipts from such entertainment, concert, exhibition or lecture shall be given to a non-profit tax-exempt organization within the city. No such exemption shall be granted to any professional carnival or circus.

D. City-Sponsored Events and Recreational Activities. Persons who participate in any city-sponsored event or recreational activity where commercial enterprises are allowed, after the payment of any required participation fee, shall be exempt from the licensing requirements of this chapter and Chapter [5.08](#) and from the licensing requirement of Chapter [5.32](#). Such exemption

shall be limited and may be utilized only during the time and at the place of such event or recreational activity.

5.04.180 Enforcement of provisions—Generally.

A. It shall be the duty of the director of finance to enforce the provisions of this chapter and Chapter 5.08.

B. It shall be the duty of the director of finance to examine all places of business and persons required to maintain a business license pursuant to the provisions of this chapter and Chapter 5.08 to see that such licenses are obtained and remain current.

C. The director of finance shall have the power to enter, free of charge, during business hours any place of business for which such license is required and to demand the exhibition of such license.

D. Any person who violates a provision of this chapter is guilty of a separate offense for each day or part of the day during which the violation is committed, continued, or permitted.

E. Administrative citations and special notices required to be served pursuant to this chapter shall be personally served upon the person to be notified or by deposit in the United States Mail, certified mail with return receipt requested, addressed to such person to be notified at his/her/its last-known address as the same appears in the public records or other records pertaining to the matter to which such notice is directed. Service by mail shall be deemed to have been completed at the time of deposit in the mail.

5.04.190 Suspension or revocation.

A. Failure of a person to pay business license fees and business license administration fees in full in a timely manner shall result in the automatic suspension of the person's business license. The director of finance or his/her designee shall serve written notice to a licensee upon the automatic suspension of a license for failure to pay business license fees.

B. If the director of finance determines that a violation of this chapter or Chapter 5.08, which is unrelated to the payment of business license fees, has occurred, the director of finance may suspend or revoke a business license by serving written notice to the licensee.

C. Except as otherwise provided, a suspended business license may be reinstated if the requirements and conditions identified in the written suspension notice issued by the director of finance are satisfied by the date identified in the notice. A suspended business license that is later revoked by the director of finance may not be reinstated, and, if the licensee seeks to conduct business within the city's boundaries after license revocation must apply for a new business license and will be subject to the restrictions set forth in subsection E. below.

D. The director of finance may, in his/her reasonable discretion, revoke a business license if: (i) a licensee fails to pay business license fees and/or business license administrative

fees in a timely two (2) consecutive times; or (ii) a licensee knowingly violates this chapter or Chapter [5.08](#) and the violation consists of an act or omission other than the failure to pay business license fees and/or business license administration fees in a timely manner.

E. Upon revocation of any business license, no business license application by the same person, his or her agent, a business entity in which the person holds a twenty-five percent (25%) ownership interest, or a business entity in which the person serves as a director, officer, or limited liability company manager will be approved for license to engage in a similar business or activity for a period of one (1) year from the date of such revocation.

F. A suspension or revocation shall be final unless appealed by the licensee pursuant to section 5.04.260.

5.04.200 Administrative citations.

A. Issuance of Citation.

1. Whenever the director of finance determines that a violation of a provision of this chapter has occurred, the director shall have the authority to issue an administrative citation.

2. Each administrative citation shall contain the following information:

a. The date of the violation or, if the date of the violation is unknown, then the date the violation is identified;

b. The address or a description of the location where the violation occurred;

c. The section of this code violated and a description of the violation;

d. The amount of the fine for the violation;

e. A description of the fine payment process, including a description of the time within which and the place to which the fine shall be paid;

f. An order prohibiting the continuation or repeated occurrence of the code violation described in the administrative citation;

g. A description of the administrative citation review process, including the time within which the administrative citation may be contested and the place from which a request for hearing form to contest the administrative citation may be obtained; and

h. The name and signature of the individual issuing the citation.

B. Amount of Fines.

1. The amounts of the fines for code violations imposed pursuant to this section shall be set forth in a schedule of fines established by resolution of the city council.

2. The schedule of fines shall specify any increased fines for repeat violations of the same code provision by the same person or entity.

C. Payment of Fines.

1. Fines shall be paid to the city within thirty (30) days from the date of the administrative citation.

2. Any administrative citation fine paid shall be refunded if it is determined, after an appeal hearing, that a person charged in the administrative citation was not responsible for the violation or that there was no violation as charged in the citation.

3. Payment of a fine under this chapter shall not excuse, discharge, or permit any continuation or repeated occurrence of the code violation that is the subject of the administrative citation.

H. Late Payment Charges. Unpaid fines shall, after the payment deadline identified in an administrative citation, be assessed a late payment fee established by resolution of the city council, and interest shall accrue thereafter at a rate established by resolution of the city council.

I. Recovery of Administrative Citation Fines and Costs. The city may collect any past due administrative citation fine, late payment fee, and interest by use of all available legal means. Collection costs shall be in addition to any late fee and interest imposed upon the delinquent obligation and shall become a part of the underlying obligation.

5.04.210 Criminal prosecution.

A person who violates any provision of this chapter shall, upon conviction, be guilty of a misdemeanor punishable pursuant to Section 19 of the California Penal Code, as may be amended.

5.04.220 Nuisance abatement and civil remedies.

A. Operating without a required business license or operating under an expired, suspended, or revoked license is a nuisance and constitutes unfair competition with respect to businesses complying with this chapter and Chapter [5.08](#). In addition to any other remedy provided by law or in equity, violation of any provision of this chapter, excluding provisions relating to the timely payment of money, may be abated and/or enjoined pursuant to State law. The city may cause proceedings to be brought for abatement and may recover reasonable attorney's fees, court costs and other expenses associated with such action.

B. When the director of finance finds that a person has violated or continues to violate, any provision of this chapter, the director may petition the Superior Court of Kings County, California, through the city's attorney, for an abatement warrant and/or the issuance of a temporary

restraining order, temporary injunction, and/or permanent injunction, as appropriate, which restrains or compels the specific performance of any requirement imposed by this chapter, including, without limitation, the cessation of the operations of a business operating without a valid business license. A petition for injunctive relief shall not be a bar against, or a prerequisite for, taking any other action against a person.

C. Nothing contained in this Code shall preclude or limit the city from pursuing a civil action for damages against a person or entity that causes the city to incur injury, loss, costs, or expenses as a result of the person's violation of this chapter or Chapter [5.08](#).

D. In addition to all other remedies, as part of any civil action brought by the city, a court may assess a civil penalty in an amount not to exceed the maximum allowed by State law per day for each violation with respect to any person or entity that violates this chapter, which penalty shall be payable to the city.

5.04.230 Superior court action.

The city may, at its option, petition the Superior Court of Kings County, California to confirm any order establishing civil penalties and enter judgment in conformity therewith in accordance with the provisions of 1285 through 1297.6, inclusive, of the California Code of Civil Procedure.

5.04.240 Attorneys' fees and enforcement costs.

In addition to fines and penalties levied under this chapter, the city shall have the right to recover from a person who violates this chapter the city's reasonable attorneys' fees, enforcement costs, court costs, and other expenses incurred by the city in enforcing the terms of Title 5 of this Municipal Code.

5.04.250 Non-exclusive remedies.

The enforcement procedures, penalties, and remedies provided in this chapter are not exclusive, but are in addition to any other enforcement procedures, penalties and remedies that may be provided elsewhere in this chapter or by any federal, state or local law, regulation, or rule. In addition, the city may pursue any, all, or any combination of these enforcement procedures, penalties and remedies against any person who violates a provision of this chapter or Chapter [5.08](#). Nothing in this chapter shall be deemed to prevent the city from commencing any administrative, legal, equitable, or criminal proceeding to enforce this chapter, this Code, or any law.

5.04.260 Appeal.

A. Hearing Request.

1. Any person wishing to appeal an action or decision by the city occurring under this chapter or Chapter [5.08](#), including, without limitation, the city's issuance of an administrative citation or the suspension or revocation of a business license, must file with the

director of finance a request for appeal hearing within ten (10) days of the date of the city's action or decision. For purposes of administrative citations, suspensions, and revocations, the ten (10) day appeal period begins on the date that the citation or the suspension or revocation notice is served. If the deadline falls on a weekend or city holiday, then the deadline shall be extended until the next regular business day.

2. An appealing party shall submit the following to the director of finance within the ten (10) day appeal period: (i) a completed request for hearing form; (ii) the applicable appeal fee, which shall be established by resolution of the city council; and (iii) in matters involving administrative citations, the amount of the fine.

3. Notwithstanding the provisions of subsection 2 above, the deposit of the appeal fee and administrative fine requirements shall be waived if the director of finance determines that the appealing party is financially unable to pay such amounts. A waiver request must be submitted to the director of finance with the person's notice of appeal, along with a sworn declaration and other supporting documents and materials showing the person's actual financial inability to deposit the fine amount and/or pay the appeal fee. The appealing party bears the burden of demonstrating financial hardship to the satisfaction of the director of finance. If the director of finance determines that a waiver is warranted, the deposit and appeal fee will be waived or partially waived. If the director of finance finds that a waiver is not warranted, the appealing party must, within three (3) business days of the customer's receipt of the director of finance's written decision, deposit the appeal fee and administrative fine, if applicable, for the person's appeal to be processed.

4. The person requesting the hearing shall be serviced with written notice of the time and place set for the hearing at least ten (10) calendar days prior to the date of the hearing.

5. If the director of finance submits written material to the hearing body prior to the appeal hearing, a copy of such material shall be served on the person requesting the hearing at least five (5) calendar days prior to the date of the hearing.

B. Hearing Body. The city council or its designee shall serve as the hearing body for appeals occurring under this chapter.

C. Hearing Procedure.

1. When an appeal is timely filed, the director of finance shall fix a date, time, and place for the hearing. The hearing shall be set for a date that is not less than fifteen (15) days and not more than sixty (60) days from the date that the request for the hearing is filed in accordance with the provisions of this section.

2. At the hearing, the appealing party shall be given the opportunity to testify and to present evidence supporting the party's assertion that no violation of this chapter or Chapter [5.08](#) has occurred.

3. The failure of an appealing party to appear at the appeal hearing shall constitute a forfeiture of any fine amount deposited and a failure to exhaust administrative remedies.

4. Written material, including, without limitation, an administrative citation, submitted by the director of finance to the hearing body shall constitute prima facie evidence of the respective facts contained in those documents.

5. The hearing body may continue the hearing and request additional information from the director of finance or from the appealing party prior to issuing a written decision.

D. Hearing Body's Decision.

1. After considering all of the testimony and evidence submitted at the hearing, the hearing body shall issue a written decision to uphold, modify, or cancel the action or decision appealed and shall list the reasons for the decision. The appealing party shall be served with a copy of the hearing body's written decision within thirty (30) calendar days of the hearing body's decision.

2. If the hearing body determines that an administrative citation should be upheld, then the fine amount on deposit with the city shall be retained by the city.

3. If the hearing body determines that an administration citation should be canceled, then the city shall promptly refund the amount of the deposited fine.

4. If the hearing body determines that a fine levied under an administration citation should be adjusted, then the city will promptly refund the amount of the deposited fine that exceeds the amount fixed by the hearing body, or the recipient of the administrative citation will promptly pay to the city an additional amount fixed by the hearing body if the body finds that the fine assessed under the administrative citation to be insufficient.

5. The decision of the hearing body shall be final.

E. Following the appeal hearing, an aggrieved party may seek judicial review of the hearing body's decision by filing a complaint with the Superior Court of Kings County, California pursuant to Government Code Section 3069.4 during the period identified by California Code of Civil Procedure Section 1094.6, as may be amended.

Exhibit “B”

Chapter 5.08 BUSINESS LICENSE FEES

- 5.08.010 Scope of provisions.**
- 5.08.020 Gross receipts.**
- 5.08.030 Amusement devices.**
- 5.08.040 Auctioneers.**
- 5.08.050 Bankrupt sales.**
- 5.08.060 Billboard and sign companies.**
- 5.08.070 Building and loan associations.**
- 5.08.080 Circuses and carnivals.**
- 5.08.090 Parades.**
- 5.08.100 Contractors.**
- 5.08.110 Creameries.**
- 5.08.120 Delivery and freight companies.**
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- 5.08.140 Fire and wreck sales.**
- 5.08.150 Fortunetelling.**
- 5.08.160 Hay, grain and feed brokers.**
- 5.08.170 House moving.**
- 5.08.180 Laundry trucks.**
- 5.08.190 Lectures and shows.**
- 5.08.200 Newspaper publishing.**
- 5.08.210 Newspaper distributing.**
- 5.08.220 Packinghouses.**
- 5.08.230 Pawnbrokers.**
- 5.08.240 Peddlers.**
- 5.08.250 Poolrooms, billiards, bowling lanes and skating rinks.**
- 5.08.260 Professions.**
- 5.08.270 Shooting galleries and ranges.**
- 5.08.280 Soliciting.**
- 5.08.290 Taxicabs and buses.**
- 5.08.300 Title companies.**
- 5.08.310 Theatrical and entertainment shows (transient).**

5.08.010 Scope of provisions.

The amount of license fees to be paid to the city by any person engaged in or carrying on any business, profession, trade or occupation is hereby fixed and established as provided in this chapter.

5.08.020 Gross receipts.

A. Retail and Service Businesses. Except as otherwise provided in this title, every person who, at a permanent place of business within the city, sells or offers for sale any goods, wares or merchandise, either as principal or agent, whether on commission or otherwise, whether for present or future delivery or whether such goods, wares or merchandise is owned or consigned to such person and every person carrying on or conducting at a permanent place of business in the city the business or occupation that involves the provision of a service, and every person engaged in any other kind of lawful business not otherwise licensed pursuant to the provisions of this title shall pay an annual license fee based upon the average monthly gross receipts as follows:

Average Monthly Sales	Annual License Fee
\$0.00 to \$1,000.00	\$20.00
\$1,000.00 to 1,500.00	\$25.00
\$1,500.00 to 2,000.00	\$30.00
\$2,000.00 to 3,000.00	\$40.00
\$3,000.00 to 4,000.00	\$50.00
\$4,000.00 to 5,000.00	\$60.00
\$5,000.00 to 6,000.00	\$70.00
\$6,000.00 to 8,000.00	\$80.00
\$8,000.00 to 10,000.00	\$90.00
\$10,000.00 to 12,000.00	\$100.00
\$12,000.00 to 14,000.00	\$110.00
\$14,000.00 to 16,000.00	\$120.00
\$16,000.00 to 18,000.00	\$130.00
\$18,000.00 to 20,000.00	\$140.00
\$20,000.00 to 25,000.00	\$160.00
\$25,000.00 to 30,000.00	\$180.00
\$30,000.00 to 35,000.00	\$200.00
\$35,000.00 to 40,000.00	\$220.00
\$40,000.00 to 45,000.00	\$240.00
\$45,000.00 to 50,000.00	\$260.00
\$50,000.00 to 55,000.00	\$280.00
\$55,000.00 to 60,000.00	\$300.00
\$60,000.00 to 70,000.00	\$320.00
aa	\$340.00
\$80,000.00 to 90,000.00	\$360.00
\$90,000.00 to 100,000.00	\$400.00

In addition, such person shall pay an annual business license fee in the amount of four dollars (\$4.00) per year for each additional one thousand dollars (\$1,000.00) or fractional part thereof, of average monthly sales in excess of one hundred thousand dollars (\$100,000.00).

B. Wholesale Businesses. Every person who carries on such business exclusively at wholesale shall pay an annual business license fee which shall equal one-half (1/2) of the business license fee calculated pursuant to the schedule set forth in subsection A of this section. When a person conducts both retail and wholesale business from the same premises, he or she shall file with the director of finance a segregated statement of his sales for the preceding year, segregating the wholesale sales and the retail sales and the business license fee shall thereupon be paid for each branch.

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C. Partnerships. Members comprising a partnership maintaining one (1) office in the city and engaged in any occupation shall pay only one (1) business license fee except as otherwise provided in this section.

D. Employees. The provisions of this section shall not be construed as requiring a license from any person engaging in any business solely as an employee of any other person, which employer is licensed pursuant to the provisions of this title.

E. Franchised Businesses. No business license tax shall be paid pursuant to the provisions of this section by any person who pays a franchise tax to the city based upon the gross receipts from the sale of gas or electricity unless such person sells other merchandise within the city. In such event, the business shall pay a business license fee, as required by the provisions of this section, based upon the gross receipts from the sale of such other merchandise.

F. Minimum Fee. The minimum business license fee to be paid by any licensee pursuant to the provisions of this section shall be twenty dollars (\$20.00) per year.

5.08.030 Amusement devices.

The business license fee for every person carrying on a Ferris wheel, scenic railway, merry-go-round, swing or similar device where a charge is collected for carrying any person thereon, except where carried on with some other business for which a license has been obtained pursuant to the provisions of this chapter, shall be five dollars (\$5.00) per day for each such device.

5.08.040 Auctioneers.

A. Fees. The business license fee for the business of acting as an auctioneer shall be sixty dollars (\$60.00) per year unless the auctioneer is an itinerant vendor temporarily located in the city, in which event the business license fee shall be fifty dollars (\$50.00) per day.

B. Exceptions. The provisions of this section shall not apply to any person selling his own goods, wares or merchandise at his permanent place of business in the city, in which case

section 5.08.020 shall apply. No license shall be required for the selling of any goods belonging to the United States, the state or the county at public auction or for the sale of property by virtue of any process issued by any court or for the sale of property by virtue of any trust deed or for the bona fide sale of household goods at the domicile of the owner thereof.

5.08.050 Bankrupt sales.

A. Fee. The business license fee for every person who sells in the city any bankrupt, assigned or damaged goods, wares or merchandise shall be one hundred dollars (\$100.00) per month.

B. Exception. The provisions of this section shall not apply to any stock of goods owned by any person actually conducting a permanent place of business in the city, which stock has been assigned in bankruptcy.

5.08.060 Billboard and sign companies.

The business license fee for the business of posting or advertising by posting, sticking, affixing or painting bills or signs upon billboards, advertising boards, buildings or structures used in whole or in part for advertising purposes shall be sixty dollars (\$60.00) per year.

5.08.070 Building and loan associations.

The business license fee for every person carrying on the business of a building and loan association shall be one hundred dollars (\$100.00) per year.

5.08.080 Circuses and carnivals.

The business license fee for every person carrying on a circus, carnival or acrobatic performance shall be twenty-five dollars (\$25.00) per day.

5.08.090 Parades.

The business license fee for every parade over any public street of the city by any person shall be twenty-five dollars (\$25.00) per day.

5.08.100 Contractors.

The business license fees for every person engaged in the business of contracting and not otherwise licensed pursuant to the provisions of this chapter shall be as follows:

Contractor	Annual License Fee
General contractors	\$60.00
Plumbing contractors	\$40.00
Electrical contractors	\$40.00

Roofing contractors	\$40.00
Painting contractors	\$40.00
Heating and refrigeration contractors	\$40.00
Plastering contractors	\$40.00
Any other specialty contractor	\$40.00

5.08.110 Creameries.

The business license fee for every person carrying on the business of a creamery or milk manufacturing plant which makes no retail sales within the city shall be two hundred dollars (\$200.00) per year.

5.08.120 Delivery and freight companies.

The business license fee for every person operating a business of delivery of goods or transportation of freight or other materials for hire, whether the freight or other materials are transported from a point inside the city to a point outside the city or from a point outside the city to a point of delivery inside the city or are transported entirely within the city, shall be thirty dollars (\$30.00) per year per truck.

5.08.130 Finance companies.

The business license fee for every person, other than a bank or pawnbroker, carrying on the business of buying and selling stocks, bonds or other securities or evidences of indebtedness of any kind for profit or of loaning money on the security of any stocks, bonds or other securities, or upon the security of livestock, furniture, household appliances or real estate, either as principal or agent, shall be one hundred dollars (\$100.00) per year.

5.08.140 Fire and wreck sales.

A. Defined. For the purposes of this section, "fire or wreck sale" means the sale of goods, wares or merchandise salvaged from a fire, wreck or other calamity or a sale of goods, wares or merchandise advertised as a fire or wreck sale.

B. Fee. The business license fee for every person conducting or carrying on a fire or wreck sale shall be one hundred dollars (\$100.00) per month.

C. Exception. No license shall be required pursuant to the provisions of this section for the sale of merchandise salvaged from any fire, wreck or other calamity occurring in the city when such sale is held by the owner of the merchandise at the time of the fire, wreck or other calamity.

5.08.150 Fortunetelling.

A. Fee. The business license fee for every person who carries on the business or art of fortune-telling as defined in Section [5.32.010](#) or who entertains the public by giving demonstrations of such defined practices shall be two hundred dollars (\$200.00) per year.

B. Exception. No person conducting the activities described in Section [5.32.020](#)(B) shall be required to obtain a license or pay a fee.

5.08.160 Hay, grain and feed brokers.

The business license fee for every person carrying on the business of hay, grain or feed broker, and who does not have a stock of merchandise on hand for delivery to purchasers, shall be sixty dollars (\$60.00) per year.

5.08.170 House moving.

The business license fee for every person carrying on the business of moving houses or other buildings shall be one hundred dollars (\$100.00) per year.

5.08.180 Laundry trucks.

The business license fee for every person carrying on the business in the city of collecting articles to be laundered or dry cleaned at a plant operated outside the city shall be sixty dollars (\$60.00) per year for each truck operated within the city.

5.08.190 Lectures and shows.

The business license fee for every person conducting or carrying on any lecture, entertainment, show or exhibition not otherwise specifically licensed by the provisions of this chapter shall be five dollars (\$5.00) per day.

5.08.200 Newspaper publishing.

The business license fee for every person engaged in the business of publishing a newspaper shall be one hundred dollars (\$100.00) per year. In addition, such person shall pay a license fee for all job printing and for the sale of any merchandise, other than printed newspapers, based upon the gross receipts schedule set forth in Section [5.08.020](#).

5.08.210 Newspaper distributing.

The business license fee for every independent distributor of newspapers within the city shall be twenty dollars (\$20.00) for each type of newspaper distributed per year. The provisions of this section shall not be construed to require a license for a newspaper delivery personnel working directly for the newspaper that he or she distributes directly to subscribers.

5.08.220 Packinghouses.

The business license fee for the business of packing, canning or preparing green or dried fruits or vegetables or other food products for shipment or for sale on commission or otherwise, shall be one hundred fifty dollars (\$150.00) per year.

5.08.230 Pawnbrokers.

The business license fee for every person carrying on the business of pawnbroker shall be one hundred dollars (\$100.00) per year.

5.08.240 Peddlers.

A. Foot Peddlers. The business license fee for every foot peddler of goods, wares or merchandise shall be twenty-five dollars (\$25.00) per month.

B. Wholesale Peddling by Vehicle. The business license fee for every peddler of goods, wares or merchandise using a wheeled vehicle shall be thirty dollars (\$30.00) per month.

C. Retail Peddling of Fruits and Vegetables by Vehicle. The business license fee for every peddler using a wheeled vehicle in selling fruits and vegetables direct to the consumer shall be sixty dollars (\$60.00) per year.

D. Retail Peddling of Baked Goods and Dairy Products by Vehicle. The business license fee for every peddler using a wheeled vehicle in selling bakery goods or dairy products direct to the consumer shall be thirty dollars (\$30.00) per year.

E. Parades and Public Gatherings. The business license fee for every peddler of goods, wares or merchandise at parades and public gatherings shall be fifty dollars (\$50.00) per day.

F. Exceptions. The provisions of this section shall not apply to any person selling fruits, vegetables, meats, poultry, eggs or dairy products raised or produced exclusively by himself or herself.

5.08.250 Poolrooms, billiards, bowling lanes and skating rinks.

A. Poolrooms and Billiards. The business license fee for every person carrying on or maintaining billiard, pool or bagatelle tables or tables for playing any lawful game, other than cards, shall be eight dollars (\$8.00) per year for each table.

B. Bowling Lanes. The business license fee for every person carrying on or conducting a bowling lane shall be ten dollars (\$10.00) per lane per year.

C. Skating Rinks. The business license fee for every person carrying on a skating rink shall be forty-eight dollars (\$48.00) per year.

5.08.260 Professions.

The business license fee for every person who, at a permanent place of business within the city, conducts the business or profession of an accountant, appraiser, architect, attorney, chemist, chiropractist, chiropractor, dentist, medical laboratory, engineer, geologist, optician, optometrist, osteopath, physician, surgeon, tax consultant or radiologist shall be as follows:

A. For each separate person duly licensed to practice such profession in one office or a connected suite of offices, whether a partner, employee or associate, the sum of sixty dollars (\$60.00) per year, which sum shall also include the first person assisting each partner, employee or associate as a stenographer, secretary, clerk, nurse or other assistant; and

B. For each additional person assisting in conducting such office, either as a stenographer, secretary, clerk, nurse or other assistant, in excess of one (1) assistant to each partner, employee or associate, the sum of eight dollars (\$8.00) per year.

The business license fee for a current year shall be based upon the employment in such professional office at the close of the preceding year.

5.08.270 Shooting galleries and ranges.

The business license fee for every person carrying on the business of a shooting gallery or range shall be fifty dollars (\$50.00) per month.

5.08.280 Soliciting.

The business license fee for every person carrying on the business of selling or soliciting orders for the sale of goods, wares or merchandise by sample order or otherwise shall be thirty dollars (\$30.00) per month; provided, however, no person, nor his agents, having a permanent place of business in the city shall be required to pay a business license fee pursuant to the provisions of this section.

5.08.290 Taxicabs and buses.

The business license fee for every person carrying on the business of operating any automobile or motor-driven vehicle for the transportation of passengers for hire at rates per mile, per trip, per day or other unit of time shall be twenty dollars (\$20.00) per year per vehicle.

5.08.300 Title companies.

The business license fee for every person carrying on the business of searching titles to real estate, issuing reports on real estate titles or handling escrows covering sales of real estate for which a title report or title insurance is required shall be one hundred dollars (\$100.00) per year.

5.08.310 Theatrical and entertainment shows (transient).

The business license fee for every person carrying on any theatrical or entertainment and fifty cents (\$12.50) for the first day and five dollars (\$5.00) for each day thereafter.

Chapter 5.04 BUSINESS LICENSES GENERALLY _____

5.04.010 Definitions.

5.04.010 Definitions.

5.04.020 License required.

5.04.030 License—Application.

5.04.040 Business license fees —New businesses.

5.04.050 License renewal.

5.04.060 Business license fees—Due dates.

5.04.070 Gross receipts statement and financial records.

5.04.080 Nonpayment of fees - Delinquency.

5.04.090 License fees a debt.

5.04.100 License fees—Deposit into general fund.

5.04.110 Licenses—Nontransferable.

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5.04.140 Licenses—Branch businesses.

5.04.150 Interpretation of provisions.

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5.04.170 Exemptions from provisions.

5.04.180 Enforcement of provisions—Generally.

5.04.190 Suspension or revocation.

5.04.200 Administrative citations.

5.04.210 Criminal prosecution.

5.04.220 Nuisance abatement and civil remedies.

5.04.230 Superior court action.

5.04.240 Attorneys' fees and enforcement costs.

5.04.250 Non-exclusive remedies.

5.04.260 Appeal.

5.04.010 Definitions.

For the purposes of this chapter, ~~certain~~ and Chapter 5.08, the following words and phrases used ~~herein~~ are defined as follows:

A. “Business” means professions, trades, and occupations and all and every kind of calling carried on in the city with or without the intent of making a profit.

B. “Business license fees” means the tax, which was previously established by ordinance, imposed on businesses operating in the city.

C. “Business license administration fees” means the fees established by resolution of the city council and charged by the city to businesses to pay the city’s costs associated with the administration of the city’s business license program.

D. “City council” means the Hanford City Council.

E. “Director of finance” means the city’s director of finance and his or her designee(s), including, without limitation, police officers and code enforcement officers.

F. “Gross receipts” means the gross receipts received from business transacted within the city and shall include the total amount of the sales price of all sales or the total amount charged or received for the performance of any act, service, or employment of whatever nature it may be, whether such service, act or employment is done as a part of, or in connection with, the sale of goods or wares or not, for which a charge is made or credit is allowed, including, without limitation, all receipts, cash, credits ~~and~~, property, or consideration of any kind or nature; provided, however, cash discounts allowed or taken on sales shall not be included. Any tax required by law to be included or added to the purchase price and collected from a consumer or purchaser shall be deductible. Such part of the sales price of any property previously sold, and returned by the purchaser to the seller, which is refunded by the seller by way of cash or credit allowances, shall be deducted for the purpose of determining gross receipts.

G. “Itinerant vendor” includes all persons who have no permanent place of business in the city and engage in a temporary and transient business in the city selling goods, wares, or merchandise or providing services; provided, however, such term shall not apply to commercial travelers selling their goods to merchants and other business establishments, whether for present or future delivery, nor shall such term apply to peddlers.

H. “Peddler” includes every person who carries from place to place, in either a pack, vehicle, basket, or other contrivance, and offers or sells, barter, or exchanges any goods, wares or merchandise (except religious publications, newspapers or periodicals); provided, however, such term shall not apply to commercial travelers selling their goods to merchants and other business establishments, whether for present or future delivery.

I. “Permanent place of business” means a permanent store, office, or place where business is regularly transacted ~~from month to month~~ in such a manner as a business of that nature is generally conducted and where the circumstances show an intention to be an established, fixed, and continuous part of the regular and legitimate business life of the city.

J. “Person” means and includes corporations, limited liability companies, associations, syndicates, partnerships, clubs, ~~Massachusetts businesses, business trusts~~, common law trusts, societies, joint ventures, and individuals. ~~(Prior code § 3-1.101)~~

5.04.020 License required.

~~It~~

A. ~~Except as otherwise provided in this chapter, it is unlawful for any person, either as principal or agent, to commence, transact or carry on within the city any business, trade, profession or occupation which is required to be licensed pursuant to the provisions of this chapter without first paying the license fee and procuring and maintaining a license therefor. (Prior code § 3-1.102)~~

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B. ~~The payment of business license fees pursuant to this chapter and Chapter 5.08, acceptance of such fees by the city, and the issuance of a business license to any person shall not, however, entitle the holder thereof to carry on any business unless he/she also complies with all requirements of this chapter and other provisions of this Code, including, without limitation, zoning provisions of Title 17.~~

5.04.030 License—Application.

Every person required to have a license pursuant to ~~the provisions of~~ this chapter and Chapter 5.08 shall make an application therefor to the director of finance upon forms prescribed by the director of finance. Upon submission of an application deemed complete by the director of finance and payment of the business license fee and business license administration fee, the director of finance shall issue to such person a license which shall contain the following information:

- A. The name of the person to whom the license is issued;
- B. The business licensed;
- C. The place where such business is to be carried on;
- D. The date of expiration of such license; and
- E. Such other information as the director of finance may prescribe. ~~(Prior code § 3-1.103)~~

5.04.040 License fees—Due dates.**~~5.04.040 Business license fees —New businesses.~~**

~~A.—Quarterly. All quarterly~~ For any new business for which business license fees are payable annually, the person conducting such business shall, as a condition of business license issuance, pay the minimum annual business license fee as follows:

1. Businesses commencing at any time during the half quarter of an annual licensing period (January 1 – June 30) shall pay the full minimum annual business license fee.

2. Businesses commencing at any time during the second half of an annual licensing period (July 1 – December 31) shall pay fifty percent (50%) of the minimum annual business license fee.

For annual business license fees calculated based upon gross receipts, the licensee shall, at the beginning of the next annual license period, furnish the gross receipts statement required by the provisions of Section 5.04.070, and the director of finance shall compute the business license fee for the then-current year by calculating the amount of gross receipts such business would have had if it had been in operation the entire preceding year.

B. For any new business required to pay a daily or monthly license fee, the license fee for the portion of the period shall not be prorated.

5.04.050 License renewal.

A. All annual business licenses shall expire on December 31 of each year and shall automatically renew on January 1 for successive one (1) year periods, subject to the following conditions:

1. Payment of the business license fee and business license administration fee prior to delinquency;

2. For businesses required to file gross receipts statements, the timely submission of a gross receipts statement to the city that the city deems acceptable; and

3. Payment of any past due and payable quarterly amounts owed to the city, including, without limitation, utility fees.

The failure to satisfy the requirements of this section shall result in the automatic suspension of a business's license, and the business will be precluded from operation within the city's boundaries until the requirements are satisfied.

B. Daily and monthly business licenses will automatically expire at the end of the period specified in the license and will not automatically renew. A business desiring to extend its daily or monthly business license will be required to apply for an extension of its business license.

5.04.060 Business license fees—Due dates.

A. Annual. All business license fees that are payable annually shall be due and payable in advance beginning on January 1st, April 1st, July 1st and October 1st of each year except when a new business is commenced during a quarter, in which event the license fee for such quarter shall be due when the business is commenced and the license therefor issued initial business license fee shall prorated in accordance with Section 5.04.040 and will be due when a business license is issued. The director of finance shall, however, have the authority to require annual business license fees to be paid in installments over the course of a year (e.g., semi-annually or quarterly) if he or she deems that collection of annual fees in multiple of installments serves a public interest.

B. Monthly. Monthly licenses shall be due on the first day of each month.

C. Daily. Daily licenses shall be due every day in advance and may be issued at any time for any number of days. ~~(Prior code § 3-1.104)~~

5.04.050 License fees—Nonpayment penalties.

~~—A.— Quarterly. Every quarterly license which is not paid within thirty (30) days after the same becomes due shall be considered to be delinquent and the director of finance shall thereupon add to such license a penalty of twenty five (25) percent of the amount of the license which shall be collected by the director of finance when such license is issued.~~

—B.— 5.04.070 Gross receipts statement and financial records.

~~—A.— For business license fees based upon gross receipts, the fee for the current year shall be computed utilizing the business's total gross receipts for the previous year, and such person transacting such sales or business shall furnish to the director of finance no earlier than January 1 and no later than January 31 of each year a verified statement showing the total gross receipts from such business during the year (January 1 through December 31) immediately preceding. Such statement shall not be conclusive upon the city as to the matters therein set forth and the city may fix and demand a higher business license fee than indicated therein if the facts stated in such statement are incorrect.~~

~~—B.— Each business that is subject to this chapter or Chapter 5.08 shall promptly provide to the director of finance any financial records requested by the director that may be utilized to confirm the accuracy of a gross receipts statement or business license fee payable. Such financial records may include, without limitation, tax returns and information saved electronically in accounting or other software.~~

~~—C.— Should the director of finance collect business license fees in installments in accordance with Section 5.04.060, the director of finance shall also have the authority to adjust the frequency of submission of gross receipts statements and corresponding submission deadlines to match the modified payment intervals.~~

5.04.080 Nonpayment of fees - Delinquency.

~~—A.— Annual. Business license fees payable for annual license renewal and business license administration fees that are not paid by the applicable deadline shall be considered delinquent, and the director of finance shall thereupon add late fees established by resolution of the city council. Interest on delinquent fees shall accrue at the rate established by resolution of the city council. Late fees and interest shall be collected by the director of finance when the delinquent fees are paid.~~

~~—B.— Monthly. Every Business license fees payable for monthly license which is renewal and business license administration fees that are not paid within five days after by the same becomes due applicable deadline shall be considered to be delinquent and the director of finance shall thereupon add to such license a penalty of twenty five (25) percent of the amount of the license which late fees established by resolution of the city council. Interest on delinquent fees~~

shall accrue at the rate established by resolution of the city council. Late fees and interest shall be collected by the director of finance when ~~such license is issued~~ the delinquent fees are paid.

C.— Daily. ~~Every~~ Business license fees payable upon daily license ~~which is renewal and business license administration fees that are~~ not paid on the day the same becomes due shall be considered to be delinquent and the director of finance shall thereupon add ~~to such license a penalty of twenty five (25) percent~~ late fees established by resolution of the city council. Interest on delinquent fees shall accrue at the rate established by resolution of the ~~amount of the license which~~ city council. Late fees and interest shall be collected by the ~~Director~~ director of Finance ~~finance~~ when ~~such license is issued. (Prior code § 3-1.105)~~ the delinquent fees are paid.

5.04.090 License fees a debt.

The amount of any business license fees, business license administration fees, late fees, and interest imposed by this chapter shall be deemed a debt to the city. An action may be commenced in the name of the city in any court of competent jurisdiction for any amount owed under this chapter that is past due.

5.04.100 License fees—Deposit into general fund.

The director of finance shall ~~pay to the city treasurer, daily or at other convenient intervals, deposit~~ all money collected pursuant to the provisions of this chapter and Chapter 5.08; ~~which money shall be credited to into~~ the city's general fund ~~of the city. (Prior code § 3-1.106).~~

5.04.110 Licenses—Nontransferable.

No license issued pursuant to the provisions of this chapter and Chapter 5.08 shall be transferable or assignable by the licensee. ~~(Prior code § 3-1.107)~~

5.04.120 Licenses—Posting and carrying.

A.— Posting. Every person having a license to transact business at a permanent place of business shall keep such license posted in a conspicuous place in his or her place of business.

B.— Carrying. Every person having a license and not having a ~~fixed~~ permanent place of business shall carry such license with him or her at all times while ~~carrying on~~ conducting the business for which it was granted and shall produce the same whenever required by ~~any police officer,~~ the director of finance ~~or any of his deputies. (Prior code § 3-1.108).~~

5.04.130 Licenses—Duplicate—Fee.

A duplicate license may be issued by the director of finance to replace any license previously issued which has been lost or destroyed upon payment of a fee ~~in the amount of one dollar (\$1.00). (Prior code § 3-1.109)~~ established by resolution of the city council.

5.04.140 Licenses—Branch businesses.

Separate licenses shall be obtained for each place of business or branch thereof ~~except when such businesses are licensed pursuant to the provisions of Section 5.08.020. (Prior code § 3-1.110)~~

5.04.110 Licenses—New businesses.

~~For any new business license fees and business commenced during any quarter, the person conducting such business shall pay the minimum quarterly license fee for such portion of the quarter. At the beginning of the next quarter the licensee shall furnish the gross receipts statement required by the provisions of Section 5.04.120, and the director of finance shall compute the license fee for the current quarter upon the basis of such gross receipts statement for the portion of the preceding quarter by calculating the amount of gross receipts such business would have had if it had been in operation during the entire quarter. For any new business required to pay a monthly or daily license fee, the license for the portion of the period shall not be prorated. (Prior code § 3-1.111) license administration fees shall be payable for each license issued by the city.~~

5.04.150 Interpretation of provisions.

In 5.04.120 Gross receipts statement.

~~When the amount of the license fee required by the provisions of this chapter and Chapter 5.08 is based upon the amount of gross receipts from the sales or business transacted, such person transacting such sales or business shall, at the beginning of each quarter, furnish to the director of finance a verified statement showing the total gross receipts from such business during the quarter immediately preceding. Such statement shall not be conclusive upon the city as to the matters therein set forth and the city may fix and demand a higher license fee than indicated therein if the facts stated in such statement are incorrect. The license fee for the current quarter shall be based upon the gross receipts of the business licensed for the previous quarter. (Prior code § 3-1.112)~~

5.04.130 Information confidential.

~~the event of doubt as to which class any business shall be licensed under, such business shall be licensed in the class which provides the highest business license fee to the city.~~

5.04.160 Information confidential.

A. It is unlawful for any officer or employee of the city having an administrative duty pursuant to the provisions of this chapter and Chapter 5.08 to make known, in any manner whatever, the business affairs, operations or information obtained by an investigation of the records of any person licensed pursuant to the provisions of this chapter and Chapter 5.08, or the amount or source of income, profits, losses, expenditures or any particular thereof set forth or disclosed in any statement or to permit any statement or copy thereof or any book containing any abstract or particulars thereof, to be seen or examined by any person; provided, however, the

council, by resolution, may authorize an examination of the statements by federal or state officers or employees if a reciprocal arrangement exists.

B. Successors, receivers, trustees, executors, administrators, assignees and guarantors, if directly interested, may be given information as to the items included in the amount of any business license tax. (Prior code § 3-1.113)fee.

C. Notwithstanding the provisions of this section, the city shall disclose information if required by court order or by law, including, without limitation, the California Public Records Act (Government Code § 6250, *et seq.*).

5.04.170 Exemptions from provisions.

A.— Claims. Any person claiming an exemption pursuant to the provisions of this section shall file a verified statement withand supporting documentation identified by the director of finance statingestablishing the facts upon which exemption is claimed.

B.— Constitutional.

B. Federal or State Law. The provisions of this chapter and Chapter 5.08 shall not be construed to apply to any person carrying on any businesswho is exempt from a city license by virtue of the Constitution or laws of the United States or of the state. Businesses exempt from business license fees and business license administration fees, include, without limitation, businesses operated by honorably discharged veterans.

C.— Charitable and Similar Activities. The provisions of this chapter and Chapter 5.08 shall not be construed to require the payment of a license fee to conduct, manage or carry on any business, occupation or activity wholly for the benefit of charitable purposes from which profit is not derived, either directly or indirectly, by any personbusiness license fees or business license administration fees by a non-profit entity or organization that is exempt from paying federal and state income taxes; nor shall any license be required for conducting any entertainment, concert, exhibition or lecture on scientific, historical, literary, religious or moral subjects whenever the receipts from such entertainment, concert, exhibition or lecture shall be given to any church or school or to any religious or benevolent purpose within the city; nor shall any license be required for conducting any entertainment, dance, concert or exhibition by any religious, charitable, fraternal, educational, military, state, county or municipal organization or association whenever the receipts from such entertainment, dance, concert or exhibition shall be spent for the purpose for which such organization was formed and from which profit is not derived, either directly or indirectly, by any person. a non-profit tax-exempt organization within the city. No such exemption shall be granted to any professional carnival or circus.

D.— City-Sponsored Events and Recreational Activities. Persons who participate in any city-sponsored event or recreational activity where commercial enterprises are allowed, after the payment of any required participation fee, shall be exempt from the licensing requirements of this chapter and Chapter 5.08 and from the licensing requirement of Chapter 5.32. Such exemption shall be limited and may be utilized only during the time and at the place of such event or recreational activity. (Prior code § 3-1.114)

5.04.180 Enforcement of provisions—Generally.

A. It shall be the duty of the director of finance ~~and his deputies~~ to enforce the provisions of this chapter and Chapter 5.08.

B. It shall be the duty of ~~all police officers~~ the director of ~~the city~~ finance to examine all places of business and persons required to ~~pay~~ maintain a business license ~~fee~~ pursuant to the provisions of this chapter and Chapter 5.08 to see that such licenses are ~~applied for~~ obtained and ~~issued. Police officers remain current.~~

C. ~~The director of finance~~ shall have the power to enter, free of charge, ~~at any time during business hours~~ any place of business for which such license is required and to demand the exhibition of such license. ~~It shall be the duty of all police officers to cause complaints to be filed against all persons violating any of the provisions of this chapter and Chapter 5.08. (Prior code § 3-1.115)~~

5.04.160 Interpretation of provisions.

D. Any person who violates a provision of this chapter is guilty of a separate offense for each day or part of

~~In the event of doubt as to day during which class any business shall the violation is committed, continued, or permitted.~~

E. ~~Administrative citations and special notices required to be licensed under, such business shall be licensed~~ served pursuant to this chapter shall be personally served upon the person to be notified or by deposit in the class United States Mail, certified mail with return receipt requested, addressed to such person to be notified at his/her/its last-known address as the same appears in the public records or other records pertaining to the matter to which provides the highest such notice is directed. Service by mail shall be deemed to have been completed at the time of deposit in the mail.

5.04.190 Suspension or revocation.

A. ~~Failure of a person to pay business license fee to fees and business license administration fees in full in a timely manner shall result in the automatic suspension of the person's business license. The director of finance or his/her designee shall serve written notice to a licensee upon the automatic suspension of a license for failure to pay business license fees.~~

B. ~~If the director of finance determines that a violation of this chapter or Chapter 5.08, which is unrelated to the payment of business license fees, has occurred, the director of finance may suspend or revoke a business license by serving written notice to the licensee.~~

C. ~~Except as otherwise provided, a suspended business license may be reinstated if the requirements and conditions identified in the written suspension notice issued by the director of finance are satisfied by the date identified in the notice. A suspended business license that is later revoked by the director of finance may not be reinstated, and, if the licensee seeks to conduct~~

business within the city's boundaries after license revocation must apply for a new business license and will be subject to the restrictions set forth in subsection E. below.

D. The director of finance may, in his/her reasonable discretion, revoke a business license if: (i) a licensee fails to pay business license fees and/or business license administrative fees in a timely two (2) consecutive times; or (ii) a licensee knowingly violates this chapter or Chapter 5.08 and the violation consists of an act or omission other than the failure to pay business license fees and/or business license administration fees in a timely manner.

E. Upon revocation of any business license, no business license application by the same person, his or her agent, a business entity in which the person holds a twenty-five percent (25%) ownership interest, or a business entity in which the person serves as a director, officer, or limited liability company manager will be approved for license to engage in a similar business or activity for a period of one (1) year from the date of such revocation.

F. A suspension or revocation shall be final unless appealed by the licensee pursuant to section 5.04.260.

5.04.200 Administrative citations.

A. Issuance of Citation.

1. Whenever the director of finance determines that a violation of a provision of this chapter has occurred, the director shall have the authority to issue an administrative citation.

2. Each administrative citation shall contain the following information:

a. The date of the violation or, if the date of the violation is unknown, then the date the violation is identified;

b. The address or a description of the location where the violation occurred;

c. The section of this code violated and a description of the violation;

d. The amount of the fine for the violation;

e. A description of the fine payment process, including a description of the time within which and the place to which the fine shall be paid;

f. An order prohibiting the continuation or repeated occurrence of the code violation described in the administrative citation;

g. A description of the administrative citation review process, including the time within which the administrative citation may be contested and the place from which a request for hearing form to contest the administrative citation may be obtained; and

h. The name and signature of the individual issuing the citation.

B. Amount of Fines.

1. The amounts of the fines for code violations imposed pursuant to this section shall be set forth in a schedule of fines established by resolution of the city. (Prior code § council.

2. The schedule of fines shall specify any increased fines for repeat violations of the same code provision by the same person or entity.

C. Payment of Fines.

1. Fines shall be paid to the city within thirty (30) days from the date of the administrative citation.

2. Any administrative citation fine paid shall be refunded if it is determined, after an appeal hearing, that a person charged in the administrative citation was not responsible for the violation or that there was no violation as charged in the citation.

3-1.116). Payment of a fine under this chapter shall not excuse, discharge, or permit any continuation or repeated occurrence of the code violation that is the subject of the administrative citation.

H. Late Payment Charges. Unpaid fines shall, after the payment deadline identified in an administrative citation, be assessed a late payment fee established by resolution of the city council, and interest shall accrue thereafter at a rate established by resolution of the city council.

I. Recovery of Administrative Citation Fines and Costs. The city may collect any past due administrative citation fine, late payment fee, and interest by use of all available legal means. Collection costs shall be in addition to any late fee and interest imposed upon the delinquent obligation and shall become a part of the underlying obligation.

5.04.210 Criminal prosecution.

A person who violates any provision of this chapter shall, upon conviction, be guilty of a misdemeanor punishable pursuant to Section 19 of the California Penal Code, as may be amended.

5.04.220 Nuisance abatement and civil remedies.

A. Operating without a required business license or operating under an expired, suspended, or revoked license is a nuisance and constitutes unfair competition with respect to businesses complying with this chapter and Chapter 5.08. In addition to any other remedy provided by law or in equity, violation of any provision of this chapter, excluding provisions relating to the timely payment of money, may be abated and/or enjoined pursuant to State law. The

city may cause proceedings to be brought for abatement and may recover reasonable attorney's fees, court costs and other expenses associated with such action.

B. When the director of finance finds that a person has violated or continues to violate, any provision of this chapter, the director may petition the Superior Court of Kings County, California, through the city's attorney, for an abatement warrant and/or the issuance of a temporary restraining order, temporary injunction, and/or permanent injunction, as appropriate, which restrains or compels the specific performance of any requirement imposed by this chapter, including, without limitation, the cessation of the operations of a business operating without a valid business license. A petition for injunctive relief shall not be a bar against, or a prerequisite for, taking any other action against a person.

C. Nothing contained in this Code shall preclude or limit the city from pursuing a civil action for damages against a person or entity that causes the city to incur injury, loss, costs, or expenses as a result of the person's violation of this chapter or Chapter 5.08.

D. In addition to all other remedies, as part of any civil action brought by the city, a court may assess a civil penalty in an amount not to exceed the maximum allowed by State law per day for each violation with respect to any person or entity that violates this chapter, which penalty shall be payable to the city.

5.04.230 Superior court action.

The city may, at its option, petition the Superior Court of Kings County, California to confirm any order establishing civil penalties and enter judgment in conformity therewith in accordance with the provisions of 1285 through 1297.6, inclusive, of the California Code of Civil Procedure.

5.04.240 Attorneys' fees and enforcement costs.

In addition to fines and penalties levied under this chapter, the city shall have the right to recover from a person who violates this chapter the city's reasonable attorneys' fees, enforcement costs, court costs, and other expenses incurred by the city in enforcing the terms of Title 5 of this Municipal Code.

5.04.250 Non-exclusive remedies.

The enforcement procedures, penalties, and remedies provided in this chapter are not exclusive, but are in addition to any other enforcement procedures, penalties and remedies that may be provided elsewhere in this chapter or by any federal, state or local law, regulation, or rule. In addition, the city may pursue any, all, or any combination of these enforcement procedures, penalties and remedies against any person who violates a provision of this chapter or Chapter 5.08. Nothing in this chapter shall be deemed to prevent the city from commencing any administrative, legal, equitable, or criminal proceeding to enforce this chapter, this Code, or any law.

5.04.260 Appeal.

A. Hearing Request.

1. Any person wishing to appeal an action or decision by the city occurring under this chapter or Chapter 5.08, including, without limitation, the city's issuance of an administrative citation or the suspension or revocation of a business license, must file with the director of finance a request for appeal hearing within ten (10) days of the date of the city's action or decision. For purposes of administrative citations, suspensions, and revocations, the ten (10) day appeal period begins on the date that the citation or the suspension or revocation notice is served. If the deadline falls on a weekend or city holiday, then the deadline shall be extended until the next regular business day.

2. An appealing party shall submit the following to the director of finance within the ten (10) day appeal period: (i) a completed request for hearing form; (ii) the applicable appeal fee, which shall be established by resolution of the city council; and (iii) in matters involving administrative citations, the amount of the fine.

3. Notwithstanding the provisions of subsection 2 above, the deposit of the appeal fee and administrative fine requirements shall be waived if the director of finance determines that the appealing party is financially unable to pay such amounts. A waiver request must be submitted to the director of finance with the person's notice of appeal, along with a sworn declaration and other supporting documents and materials showing the person's actual financial inability to deposit the fine amount and/or pay the appeal fee. The appealing party bears the burden of demonstrating financial hardship to the satisfaction of the director of finance. If the director of finance determines that a waiver is warranted, the deposit and appeal fee will be waived or partially waived. If the director of finance finds that a waiver is not warranted, the appealing party must, within three (3) business days of the customer's receipt of the director of finance's written decision, deposit the appeal fee and administrative fine, if applicable, for the person's appeal to be processed.

4. The person requesting the hearing shall be serviced with written notice of the time and place set for the hearing at least ten (10) calendar days prior to the date of the hearing.

5. If the director of finance submits written material to the hearing body prior to the appeal hearing, a copy of such material shall be served on the person requesting the hearing at least five (5) calendar days prior to the date of the hearing.

B. Hearing Body. The city council or its designee shall serve as the hearing body for appeals occurring under this chapter.

C. Hearing Procedure.

1. When an appeal is timely filed, the director of finance shall fix a date, time, and place for the hearing. The hearing shall be set for a date that is not less than fifteen (15) days and not more than sixty (60) days from the date that the request for the hearing is filed in accordance with the provisions of this section.

2. At the hearing, the appealing party shall be given the opportunity to testify and to present evidence supporting the party's assertion that no violation of this chapter or Chapter 5.08 has occurred.

3. The failure of an appealing party to appear at the appeal hearing shall constitute a forfeiture of any fine amount deposited and a failure to exhaust administrative remedies.

4. Written material, including, without limitation, an administrative citation, submitted by the director of finance to the hearing body shall constitute prima facie evidence of the respective facts contained in those documents.

5. The hearing body may continue the hearing and request additional information from the director of finance or from the appealing party prior to issuing a written decision.

D. Hearing Body's Decision.

1. After considering all of the testimony and evidence submitted at the hearing, the hearing body shall issue a written decision to uphold, modify, or cancel the action or decision appealed and shall list the reasons for the decision. The appealing party shall be served with a copy of the hearing body's written decision within thirty (30) calendar days of the hearing body's decision.

2. If the hearing body determines that an administrative citation should be upheld, then the fine amount on deposit with the city shall be retained by the city.

3. If the hearing body determines that an administration citation should be canceled, then the city shall promptly refund the amount of the deposited fine.

4. If the hearing body determines that a fine levied under an administration citation should be adjusted, then the city will promptly refund the amount of the deposited fine that exceeds the amount fixed by the hearing body, or the recipient of the administrative citation will promptly pay to the city an additional amount fixed by the hearing body if the body finds that the fine assessed under the administrative citation to be insufficient.

5. The decision of the hearing body shall be final.

E. Following the appeal hearing, an aggrieved party may seek judicial review of the hearing body's decision by filing a complaint with the Superior Court of Kings County, California pursuant to Government Code Section 3069.4 during the period identified by California Code of Civil Procedure Section 1094.6, as may be amended.

Chapter 5.08 BUSINESS LICENSE FEES

5.08.010 Scope of provisions.

5.08.020 Gross receipts.

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5.08.170 House moving.

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5.08.200 Newspaper publishing.

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5.08.260 Professions.

5.08.270 Shooting galleries and ranges.

5.08.280 Soliciting.

5.08.290 Taxicabs and buses.

5.08.300 Title companies.

5.08.310 Theatrical and entertainment shows (transient).

5.08.010 Scope of provisions.

_____ The amount of license fees to be paid to the city by any person engaged in or carrying on any business, profession, trade or occupation is hereby fixed and established as provided in this chapter. ~~(Prior code § 3-1.201)~~

5.08.020 Gross receipts.

_____ A.— Retail and Service Businesses. Except as otherwise provided in this ~~section~~title, every person who, at a permanent place of business within the city, sells or offers for sale any goods, wares or merchandise, either as principal or agent, whether on commission or otherwise, whether for present or future delivery or whether such goods, wares or merchandise is owned or consigned to such person and every person carrying on or conducting at a permanent place of business in the city the business or occupation ~~of real estate agent, restaurant, hotel, barber shop, beauty parlor, bathhouse, laundry, employment bureau, theater, service station, garage, repair shop for automobiles, bicycles, motorcycles or any other type of equipment, hospital, auto wrecking establishment, plant or tree nursery, plumbing shop, job printing, planing mill, tailor shop, cold storage business, locker box business or telephone service business~~ that involves the provision of a service, and every person engaged in any other kind of lawful business not otherwise licensed pursuant to the provisions of this ~~article~~title shall pay ~~a quarterly~~ an annual license fee based upon the average monthly gross receipts as follows:

Average Monthly Sales

\$0.00 to \$1,000.00

\$1,000.00 to 1,500.00

\$1,500.00 to 2,000.00

\$2,000.00 to 3,000.00

\$3,000.00 to 4,000.00

\$4,000.00 to 5,000.00

\$5,000.00 to 6,000.00

\$6,000.00 to 8,000.00

\$8,000.00 to 10,000.00

\$10,000.00 to 12,000.00

\$12,000.00 to 14,000.00

\$14,000.00 to 16,000.00

\$16,000.00 to 18,000.00

\$18,000.00 to 20,000.00

\$20,000.00 to 25,000.00

\$25,000.00 to 30,000.00

\$30,000.00 to 35,000.00

\$35,000.00 to 40,000.00

\$40,000.00 to 45,000.00

\$45,000.00 to 50,000.00

\$50,000.00 to 55,000.00

\$55,000.00 to 60,000.00

\$60,000.00 to 70,000.00

Annual License Fee

~~\$5~~20.00

~~\$6.25~~.00

~~\$7.50~~30.00

~~\$10~~40.00

~~\$12.50~~.00

~~\$15~~60.00

~~\$17.50~~70.00

~~\$20~~80.00

~~\$22.50~~90.00

~~\$25~~100.00

~~\$27.50~~110.00

~~\$30~~120.00

~~\$32.50~~130.00

~~\$35~~140.00

~~\$40~~160.00

~~\$45~~180.00

~~\$50~~200.00

~~\$55~~220.00

~~\$60~~240.00

~~\$65~~260.00

~~\$70~~280.00

~~\$75~~300.00

~~\$80~~320.00

aa	\$ 85 340.00
\$80,000.00 to 90,000.00	\$ 90 360.00
\$90,000.00 to 100,000.00	\$ 100 400.00

— In addition, such businessperson shall pay ~~a quarterly~~ an annual business license fee in the amount of ~~one dollar (\$1)~~ four dollars (\$4.00) per ~~quarter~~ year for each additional one thousand dollars (\$1,000.00) or fractional part thereof, of average monthly sales in excess of one hundred thousand dollars (\$100,000.00).

B. Wholesale Businesses. Every person who carries on such business exclusively at wholesale shall pay ~~a quarterly~~ an annual business license fee which shall equal one-half (1/2) of the business license fee calculated pursuant to the schedule set forth in subsection A of this section. When ~~one~~ a person conducts both retail and wholesale business from the same premises, he or she shall file with the director of finance a segregated statement of his sales for the preceding quarter year, segregating the wholesale sales and the retail sales and the business license fee shall thereupon be paid for each branch.

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C. Partnerships. Members ~~of~~ comprising a partnership maintaining one (1) office in the city and engaged in any occupation shall pay only one (1) business license fee except as otherwise provided in this ~~subsection~~ section.

D. Employees. The provisions of this section shall not be construed as requiring a license from any person engaging in any business solely as an employee of any other person, which employer is licensed pursuant to the provisions of this ~~chapter~~ title.

D.

E. Franchised Businesses. No business license tax shall be paid pursuant to the provisions of this section by any person who pays a franchise tax to the city based upon the gross receipts from the sale of gas or electricity unless such person sells other merchandise within the city. In such event ~~such person, the business~~ shall pay a ~~gross receipts tax~~ business license fee, as required by the provisions of this section, based upon the gross receipts from the sale of such other merchandise.

E.

F. Minimum Fee. The minimum business license fee to be paid by any licensee pursuant to the provisions of this section shall be ~~five~~ twenty dollars (\$~~5~~20.00) per ~~quarter~~ year. ~~(Prior code § 3-1.202)~~

~~5.08.030 Advertising by sound.~~

~~The license fee for every calliope, public address system or other musical instrument used as an advertising medium, but not connected with any circus or menagerie parade, advertising over any public street of the city by any person not having a license to transact business in the city shall be five dollars (\$5.00) per day. (Prior code § 3-1.203)~~

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~~5.08.040 Amusement devices.~~

~~—The~~ **5.08.030 Amusement devices.**

The business license fee for every person carrying on a Ferris wheel, scenic railway, merry-go-round, swing or similar device where a charge is collected for carrying any person thereon, except where carried on with some other business for which a license has been obtained pursuant to the provisions of this chapter, shall be five dollars (\$5.00) per day for each such device. ~~(Prior code § 3-1.204)~~

~~**5.08.050 Animal shows.**~~

~~—~~ **5.08.040 Auctioneers.**

~~A. Fees.~~ The business license fee for ~~every person carrying on a show where the exhibition or performance consists wholly of trained animals shall be fifteen and~~ dollars (\$15.00) per day. ~~(Prior code § 3-1.205)~~

~~**5.08.060 Auctioneers.**~~

~~A. Fees.~~ The license fees for the business of acting as an auctioneer shall be ~~fifteensixty~~ dollars (\$~~1560~~.00) per ~~quarter~~year unless the auctioneer is an itinerant vendor temporarily located in the city, in which event the business license fee shall be fifty dollars (\$50.00) per day.

~~B.—~~ Exceptions. The provisions of this section shall not apply to any person selling his own goods, wares or merchandise at his permanent place of business in the city, in which case section 5.08.020 shall apply. No license shall be required for the selling of any goods belonging to the United States, the state or the county at public auction or for the sale of property by virtue of any process issued by any court or for the sale of property by virtue of any trust deed or for the bona fide sale of household goods at the domicile of the owner thereof. ~~(Prior code § 3-1.206)~~

5.08.050 Bankrupt sales.

~~A.—~~ Fee. The business license fee for every person who sells in the city any bankrupt, assigned or damaged goods, wares or merchandise shall be one hundred dollars (\$100.00) per month.

~~B.—~~ Exception. The provisions of this section shall not apply to any stock of goods owned by any person actually conducting a permanent place of business in the city, which stock has been assigned in bankruptcy. ~~(Prior code § 3-1.207)~~

5.08.060 Billboard and sign companies.

The business license fee for the business of posting or advertising by posting, sticking, affixing or painting bills or signs upon billboards, advertising boards, buildings or structures used in whole or in part for advertising purposes shall be ~~fifteensixty~~ dollars (\$~~1560~~.00) per ~~quarter~~year. ~~(Prior code § 3-1.208)~~

5.08.070 Building and loan associations.

The business license fee for every person carrying on the business of a building and loan association shall be ~~twenty-five and one hundred~~ dollars (\$~~25~~100.00) per ~~quarter. (Prior code § 3-1.209)~~year.

5.08.080 Circuses and carnivals.

The business license fee for every person carrying on a circus, carnival or acrobatic performance shall be twenty-five dollars (\$25.00) per day. ~~(Prior code § 3-1.210)~~

5.08.090 Parades.

The business license fee for every ~~circus or menagerie~~ parade over any public street of the city by any person ~~not having a license to carry on such circus or menagerie~~ shall be twenty-five dollars (\$25.00) per day. ~~(Prior code § 3-1.211)~~

5.08.100 Contractors.

The business license fees for every person engaged in the business of contracting and not otherwise licensed pursuant to the provisions of this chapter shall be as follows:

Contractor	<u>Quarterly</u> <u>Annual</u> License Fee
General contractors	\$ 15 <u>60</u> .00
Plumbing contractors	\$ 10 <u>40</u> .00
Electrical contractors	\$ 10 <u>40</u> .00
Roofing contractors	\$ 10 <u>40</u> .00
Painting contractors	\$ 10 <u>40</u> .00
Heating and refrigeration contractors	\$ 10 <u>40</u> .00
Plastering contractors	\$ 10 <u>40</u> .00
Any other specialty contractor	\$ 10 <u>40</u> .00
(Prior code § 3-1.212)	

5.08.110 Creameries.

The business license fee for every person carrying on the business of a creamery or milk manufacturing plant which makes no retail sales within the city shall be ~~fifty-two hundred~~ dollars (\$~~50~~200.00) per ~~quarter. (Prior code § 3-1.213)~~year.

5.08.140 Dances.

5.08.120 Delivery and freight companies.

The ~~license fee for every person carrying on a public dance to which the public is admitted, either with or without charge, shall be five dollars (\$5.00) per day. (Prior code § 3-1.214)~~

5.08.150 Draying and hauling.

—The business license fee for every person operating a business of delivery of goods or transportation of freight or other materials for hire, whether the freight or other materials are transported from a point inside the city to a point outside the city or from a point outside the city to a point of delivery inside the city or are transported entirely within the city, shall be seventythree dollars (\$~~7.50~~30.00) per quarteryear per truck. ~~(Prior code § 3-1.215)~~

5.08.130 Finance companies.

The business license fee for every person, other than a bank or pawnbroker, carrying on the business of buying and selling stocks, bonds or other securities or evidences of indebtedness of any kind for profit or of loaning money on the security of any stocks, bonds or other securities, or upon the security of livestock, furniture, household appliances or real estate, either as principal or agent, shall be twenty fiveone hundred dollars (\$~~25~~100.00) per quarter. ~~(Prior code § 3-1.216)~~year.

5.08.140 Fire and wreck sales.

—A.— Defined. For the purposes of this section, “fire or wreck sale” means the sale of goods, wares or merchandise salvaged from a fire, wreck or other calamity or a sale of goods, wares or merchandise advertised as a fire or wreck sale.

—B.— Fee. The business license fee for every person conducting or carrying on a fire sale or wreck sale shall be one hundred dollars (\$100.00) per month.

—C. — Exception. No license shall be required pursuant to the provisions of this section for the sale of merchandise salvaged from any fire, wreck or other calamity occurring in the city when such sale is held by the owner of the merchandise at the time of the fire, wreck or other calamity. ~~(Prior code § 3-1.217)~~

5.08.150 Fortunetelling.

—A.— Fee. The business license fee for every person who carries on the business or art of fortune-telling as defined in Section 5.32.010 or who entertains the public by giving demonstrations of such defined practices shall be fiftytwo hundred dollars (\$~~50~~200.00) per quarteryear.

—B.— Exception. No person conducting the activities described in Section 5.32.020(B) shall be required to obtain a license or pay a fee. ~~(Prior code § 3-1.218)~~

5.08.160 Hay, grain and feed brokers.

The business license fee for every person carrying on the business of hay, grain or feed broker, and who does not have a stock of merchandise on hand for delivery to purchasers, shall be fifteensixty dollars (\$~~15~~60.00) per quarter. ~~(Prior code § 3-1.219)~~year.

5.08.170 House moving.

The business license fee for every person carrying on the business of moving houses or other buildings shall be ~~twenty-five~~one hundred dollars (\$~~25~~100.00) per ~~quarter~~year. ~~(Prior code § 3-1.220)~~

5.08.180 Laundry trucks.

The business license fee for every person carrying on the business in the city of collecting articles to be laundered or dry cleaned at a plant operated outside the city shall be ~~fifteen~~sixty dollars (\$~~15~~60.00) per ~~quarter~~year for each truck operated within the city. ~~(Prior code § 3-1.221)~~

5.08.190 Lectures and shows.

The business license fee for every person conducting or carrying on any lecture, entertainment, show or exhibition not otherwise specifically licensed by the provisions of this ~~article~~chapter shall be five dollars (\$5.00) per day. ~~(Prior code § 3-1.222)~~

5.08.200 Newspaper publishing.

The business license fee for every person engaged in the business of publishing a newspaper shall be ~~twenty-five~~one hundred dollars (\$~~25~~100.00) per ~~quarter~~year. In addition, such person shall pay a license fee for all job printing and for the sale of any merchandise, other than printed newspapers, based upon the gross receipts schedule set forth in Section 5.08.020. ~~(Prior code § 3-1.223)~~

5.08.210 Newspaper distributing.

The business license fee for every independent distributor of newspapers within the city shall be ~~five~~twenty dollars (\$~~5~~20.00) for each type of newspaper distributed per ~~quarter~~year. The provisions of this section shall not be construed to require a license for a newspaper ~~boy~~delivery personnel working directly for the newspaper ~~that~~ he or she distributes. ~~(Prior code § 3-1.224)~~
directly to subscribers.

5.08.220 Packinghouses.

The business license fee for the business of packing, canning or preparing green or dried fruits or vegetables or other food products for shipment or for sale on commission or otherwise, shall be ~~thirty-seven~~one hundred fifty dollars ~~fifty cents~~ (~~\$37.50~~\$150.00) per ~~quarter~~year. ~~(Prior code § 3-1.225)~~

5.08.230 Pawnbrokers.

The business license fee for every person carrying on the business of pawnbroker shall be ~~twenty-five~~one hundred dollars (\$~~25~~100.00) per ~~quarter~~year. ~~(Prior code § 3-1.226)~~

5.08.240 Peddlers.

A. Foot Peddlers. The business license fee for every foot peddler of goods, wares or merchandise shall be twenty-five dollars (\$25.00) per month.

B. Wholesale Peddling by Vehicle. The business license fee for every peddler of goods, wares or merchandise using a wheeled vehicle shall be thirty dollars (\$30.00) per month.

C. Retail Peddling of Fruits and Vegetables by Vehicle. The business license fee for every peddler using a wheeled vehicle in selling fruits and vegetables direct to the consumer shall be ~~fifteensixty~~ dollars (~~\$1560.00~~) per quarteryear.

D. Retail Peddling of Baked Goods and Dairy Products by Vehicle. The business license fee for every peddler using a wheeled vehicle in selling bakery goods or dairy products direct to the consumer shall be ~~seventhirty~~ dollars ~~fifty cents (\$7.50)~~ (~~\$30.00~~) per quarteryear.

E. Parades and Public Gatherings. The business license fee for every peddler of goods, wares or merchandise at parades and public gatherings shall be fifty dollars (\$50.00) per day.

F. Exceptions. The provisions of this section shall not apply to any person selling fruits, vegetables, meats, poultry, eggs or dairy products raised or produced exclusively by himself or herself.

5.08.250 Poolrooms, billiards, bowling lanes and skating rinks.

A. Poolrooms and Billiards. The business license fee for every person carrying on or maintaining billiard, pool or bagatelle tables or tables for playing any lawful game, other than cards, shall be ~~twoeight~~ dollars (~~\$28.00~~) per quarteryear for each table.

B. Bowling Lanes. The business license fee for every person carrying on or conducting a bowling lane shall be ~~twoten~~ dollars ~~fifty cents (\$2.50)~~ (~~\$10.00~~) per lane per quarteryear.

C. Skating Rinks. The business license fee for every person carrying on a skating rink shall be ~~twelfeforty-eight~~ dollars (~~\$1248.00~~) per quarter. (~~Prior code § 3-1-228~~)year.

5.08.260 Professions.

The business license fee for every person who, at a permanent place of business within the city, conducts the business or profession of an accountant, appraiser, architect, attorney, chemist, chiropodist, chiropractor, dentist, medical laboratory, engineer, geologist, optician, optometrist, osteopath, physician, surgeon, tax consultant or radiologist shall be as follows:

A. For each separate person duly licensed to practice such profession in one office or a connected suite of offices, whether a partner, employee or associate, the sum of ~~fifteensixty~~ dollars (~~\$1560.00~~) per quarteryear, which sum shall also include the first person assisting each partner, employee or associate as a stenographer, secretary, clerk, nurse or other assistant; and

B. For each additional person assisting in conducting such office, either as a stenographer, secretary, clerk, nurse or other assistant, in excess of one (1) assistant to each partner, employee or associate, the sum of ~~twøeight~~ dollars (\$~~28~~.00) per ~~quarteryear~~.

The business license fee for a current ~~quarteryear~~ shall be based upon the employment in such professional office at the close of the preceding ~~quarter~~. ~~(Prior code § 3-1.229)year~~.

5.08.270 Shooting galleries and ranges.

The business license fee for every person carrying on the business of a shooting gallery or range shall be fifty dollars (\$50.00) per month. ~~(Prior code § 3-1.230)~~

5.08.280 Soliciting.

The business license fee for every person carrying on the business of selling or soliciting orders for the sale of goods, wares or merchandise by sample order or otherwise shall be thirty dollars (\$30.00) per month; provided, however, no person, nor his agents, having a permanent place of business in the city shall be required to pay a business license fee pursuant to the provisions of this section. ~~(Prior code § 3-1.231)~~

5.08.290 Taxicabs and buses.

The business license fee for every person carrying on the business of operating any automobile or motor-driven vehicle for the transportation of passengers for hire at rates per mile, per trip, per day or other unit of time shall be ~~fiwetwenty~~ dollars (\$~~520~~.00) per ~~quarteryear~~ per vehicle. ~~(Prior code § 3-1.232)~~

5.08.300 Title companies.

The business license fee for every person carrying on the business of searching titles to real estate, issuing reports on real estate titles or handling escrows covering sales of real estate for which a title report or title insurance is required shall be ~~twenty-fiveone hundred~~ dollars (\$~~25100~~.00) per ~~quarter~~. ~~(Prior code § 3-1.233)year~~.

~~5.08.340 Transient photographers.~~

~~5.08.310 Theatrical and entertainment shows (transient).~~

~~The license fee for every person engaging in the business of photographing or picture making and who has no permanent place of business in the city but makes photographs or sells photographs and charges or receives a remuneration therefor or who peddles tickets to apply in whole or in part payment for photographs or frames or who solicits orders for frames, enlargements or retouched photographs shall be fifty dollars (\$50.00) per quarter. (Prior code § 3-1.234)~~

~~5.08.350 Vaudeville shows (transient).~~

—~~The~~ license fee for every person carrying on any theatrical or ~~vaudeville~~entertainment and fifty cents (\$12.50) for the first day and five dollars (\$5.00) for each day thereafter. ~~(Prior code § 3-1.235)~~



AGENDA STAFF REPORT

MEETING DATE: 7/6/2021	AGENDA SECTION: B
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SUBJECT:

Council Discussion and Consideration of appropriating up to \$2,000 from the City's General fund to the Council District E Travel Budget for FY 21/22

RECOMMENDATION:

That the City Council discuss the matter and provide direction to staff on the appropriating up to of \$2,000 from the City's General fund to the Council District E Travel Budget for FY 21/22

BACKGROUND:

On March 2, 2021 the City Council took action to adopt Resolution 21-07-R, which provided for the official Censure of District E Council member Brieno. As part of that Censure resolution, the Council found and determined eight (8) separate actions were warranted against Mr. Brieno including,

It denies Council Member Brieno all travel on behalf of the City and rescinds all budget appropriations for such travel.

Accordingly, during the development of the FY 21/22 Budget, the line item for the District E travel budget was not appropriated any funding.

During the formal budget adoption process on June 29, 2021, there was discussion among the Council members about the Censure resolution, in general, as well as the consideration of appropriating funding for travel by Mr. Brieno to represent his district similar to other Council members. The matter concluded with a Council consensus to bring back the matter the Travel budget appropriation at the next regularly scheduled Council meeting.

During the previous discussion on this matter, some Council members indicated a willingness to consider funding on a case by case basis. City Council members have an adopted annual line item for travel of \$2000 each. Historically, Council members have used that funding to attend two (2) conferences that are put on annually by the League of California Cities; The Annual

Conference in the Fall and the New Mayors and Council members academy that occurs in January of each year, with each conference costing approximately \$2,000 for registration and lodging. Because each of those conferences offer the AB 1234 Ethics Training and the AB 1661 Sexual Harassment Prevention Training, a case could be made that restoring the funding to allow the attendance at those trainings is consistent with another action required under the censure,

It directs Council Member Brieno to attend sensitivity training and training regarding the role of a Council Member to be coordinated by the City Manager.

One of Council's reasons for the rescission of Council Member Brieno's travel budget was to minimize the chance that Council Member Brieno would engage in harassing or discriminatory conduct while serving as a representative of the City at out-of-town events.

FISCAL IMPACT:

If approved by Council, the action would set the travel budget for District E at \$2,000 and require an equal appropriation from the City's General Fund.

ATTACHMENTS:

21-07-R

Minutes from Adoption of Resolution No. 21-07-R

**RESOLUTION NO. 21-07-R
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HANFORD,
CALIFORNIA, TO CENSURE COUNCIL MEMBER ARTHUR BRIENO**

WHEREAS, the City of Hanford (City) received a complaint dated September 10, 2020, regarding the conduct of Council Member Arthur Brieno; and

WHEREAS, City Manager Mario Cifuentes, in conjunction with the City Attorneys' Office, caused the complaint to be investigated by a third party; and

WHEREAS, the independent investigation revealed that Council Member Brieno made the following statements to the investigator or to members of the public:

1. He does not trust a woman to hold the position of Community Development Director;
2. City of Hanford Community Development Director Darlene Mata should be removed from her position;
3. He does not know how Director Mata was given the Community Development Director position over a man;
4. Women are to be submissive to men and he does not trust women;
5. Director Mata and City Manager Mario Cifuentes were in an intimate personal relationship;
6. Director Mata is a divorced woman who dislikes men;
7. Director Mata was married to a Latino, but she now prefers white people;
8. There are many differences between men and women and believes that men work together to solve problems, but women manipulate and undermine people with whom they disagree; and

WHEREAS, the investigation revealed that Council Member Brieno disclosed Director Mata's confidential personnel information to at least one (1) member of the public; and

WHEREAS, the investigation further revealed that Council Member Brieno engaged in conduct that blurred the line between his role as a Council Member and as an advocate for a party for whom he was working in a matter requiring City approval; and

WHEREAS, the results of the investigation have been reviewed and discussed by the City Council; and

WHEREAS, the City Council condemns discrimination in all forms and will not tolerate such conduct by City officials or employees, including a Council Member; and



WHEREAS, Council Members are to accord the utmost courtesy to City employees and never harass an employee nor invade his/her privacy; and

WHEREAS, Council Members are to avoid abuse of their positions on the City Council to advance their personal interests or the interests of parties for whom Council Members may work; and

WHEREAS, the City Council has determined that Council Member Brieno engaged in conduct unbecoming of a City Council Member; and

WHEREAS, Council Member Brieno has shown no remorse for his actions and statements described herein; and

WHEREAS, the City Council believes it is of utmost importance to publicly address Council Member Brieno's unacceptable conduct in order to be transparent; and

WHEREAS, the actions of the Council herein do not arise out of any good faith disagreement by or with Council Member Brieno on any matter.

NOW, THEREFORE, BE IT RESOLVED, the City Council hereby finds, determines, and resolves the following:

It receives and accepts the third party investigation.

It publicly censures Council Member Brieno for discriminatory conduct and for conduct that is wrong and unacceptable.

It directs Council Member Brieno to stop such conduct and comply with all laws, including, without limitation, laws relating to discrimination and conflicts of interest, and with the policies of the City of Hanford.

It directs Council Member Brieno to attend sensitivity training and training regarding the role of a Council Member to be coordinated by the City Manager.

It removes Council Member Brieno from all committees, commissions, and agency appointments presently held by him as a representative of the City Council and the City, and Council Member Brieno shall not serve as a City representative to any committee, commission, or agency until further action is taken by the Council.

It denies Council Member Brieno all travel on behalf of the City and rescinds all budget appropriations for such travel.

If Council Member Brieno desires to communicate with a City employee other than the City Manager, it directs that all such communication occur through the City Manager.

When Council Member Brieno approaches the City Manager in a matter in which Council Member Brieno is acting on his personal behalf as a resident of Hanford or on behalf of a party for whom Council Member Brieno is working, Council Member Brieno shall state the capacity in which he is communicating with the City Manager.

This resolution shall be effective immediately after its passage and approval.

PASSED, ADOPTED AND APPROVED this 2 day of March, 2021 by the following vote:

AYES: Ramirez, Sharp, Draxler, Manow

NOES: _____

ABSTAIN: Brieno

ABSENT: _____

Attest:

ncorral
NATALIE CORRAL
CITY CLERK

STATE OF CALIFORNIA)

COUNTY OF KINGS) ss

CITY OF HANFORD)

I, Natalie Corral, City Clerk of the City of Hanford, do hereby certify the foregoing Resolution was duly passed and adopted at a special meeting of the City Council of the City of Hanford held on the 2 day of March, 2021.

Date: 3/2/2021

ncorral
City Clerk

Attachment: 21-07-R (District E Travel Funding)

City Attorney Bob Dowd presented the staff report and discussed the claim filed by the Community Development Director, Darlene Mata. Mr. Dowd summarized the findings of the investigation report. Mr. Dowd addressed the questions and comments from Council Member Brieno.

Mayor Ramirez opened Public Comment for General Business Item D.

Mark Kairis commented on actions of the City Council regarding the Council Member misconduct. He also commented on Council Member Brieno's resignation.

Art Perez questioned the investigation report. He also commented on the censure of Council Member Brieno.

Justin Mendes spoke in support of Darlene Mata. He also commented the Censure of Council Member Brieno.

Noor Memon commented on the Bastille.

Jason Kemp Van Ee spoke in support of Darlene Mata. He also commented on the recent actions of Council Member Brieno.

Joanne Doeter spoke in support of Darlene Mata.

Lou Martinez commended the police department and thanked the Council for allowing the public to speak on the Brieno matter.

Rachele Bergland commented on the investigation report. She also commented on Brieno's resignation.

Emily Bernius commented on Brieno's resignation. She also shared her opinion of Council Member Brieno.

Renee Irons commented on the investigation report. She also shared her opinion of Council Member Brieno.

Bob Ramos commented on the investigation report. Mr. Ramos spoke in opposition of the Censure of Council Member Brieno.

Jerry Irons shared a story. He also commented on the Censure of Council Member Brieno.

Council Member Brieno provided the details of his experience with the investigation process. Mr. Brieno also shared some of his past experiences with the city staff. Mr. Brieno addressed his resignation, and he explained why he decided to return to his seat on the City Council. Mr. Brieno requested the removal of one recommendation from Resolution 21-07-R. *[If Council Member Brieno desires to communicate with a City employee other than the City Manager, it directs that all such communication occur through the City Manager.]*

Each of the Council Members provided a statement addressing the investigation and the conduct of Mr. Brieno. Mayor Ramirez, Vice Mayor Sharp, and Council Members Morrow and Draxler spoke in favor of the Censure of Council Member Brieno as recommended.

Motion to approve Resolution 21-07-R.

RESULT:	APPROVED [4 TO 0]
MOVER:	Francisco Ramirez, Mayor
SECONDER:	Diane Sharp, Vice Mayor
AYES:	Draxler, Sharp, Morrow, Ramirez
ABSTAIN:	Brieno



**AGENDA
STAFF REPORT**

MEETING DATE: 7/6/2021	AGENDA SECTION:
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SUBJECT:
Council Future Agenda Items

FISCAL IMPACT:

ATTACHMENTS:
Council Future Agenda Items

Council Future Agenda Items				
Originated Date	Item	Originator	Staff Lead	Date Estimate
4/7/20	Discussion of Pay for Parking Options in the Downtown Area	Council Consensus	John Doyel	9/21/2021
9/3/20	Proposed Rates & Fees adjustments	City Manager	Chris Tavaréz	7/20/2021
9/9/20	Revised Refuse Ordinance	Public Works	Jim Ross	9/7/2021
6/18/20	Discussion of Courthouse improvements and financing options	Council Consensus	Brad Albert	7/20/2021
3/3/2021	Development of Commission Handbook and Ordinance Updates	City Manager	Mario Cifuentes	7/20/2021
5/4/2021	Discussion on the requirements to change the land use designation on 18 acres adjacent to Hidden Valley Park from Low Density Residential to Open Space	Council Consensus	Gabrielle Myers	8/3/2021
5/18/2021	Discussion regarding adding sections to the Hanford Municipal Code in order to permit additional uses in the C-R Regional Commercial zone district	Council Consensus	Gabrielle Myers	7/20/2021

Attachment: Council Future Agenda Items (Council: Future Agenda Items)