



City of Stockton

City Council/Successor
Agency of the
Redevelopment
Agency/Public Financing
Authority/Parking Authority
Concurrent Agenda

Meeting Agenda - Final

City Council/Successor Agency to the Redevelopment Agency/Public Financing Authority/Parking Authority Concurrent

Michael D. Tubbs Mayor/Chair
Daniel R. Wright Vice Mayor/Vice Chair (District 2)
Sol Jobrack (District 1)
Paul Canepa (District 3)
Susan Lenz (District 4)
Christina Fugazi (District 5)
Jesus M. Andrade (District 6)

Tuesday, March 19, 2019

5:30 PM

Council Chamber, City Hall, 425 N. El Dorado
Street, Stockton CA

Closed Session 4:00 PM :: Regular Session 5:30 PM

1. **CLOSED SESSION CALL TO ORDER/ROLL CALL**
2. **ADDITIONS TO CLOSED SESSION AGENDA**
3. **ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [19-5313](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Number of Cases: Six

Name of Case: Wells Fargo Bank v. City of Stockton (San Joaquin
County Superior Court Case No.
39-2012-00277662)

Name of Case: Wells Fargo Bank, National Association, as
Indenture Trustee v. City of Stockton (San Joaquin
County Superior Court Case No.
39-2012-00280741)

Name of Case: In re City of Stockton, California - Debtor (United
States Bankruptcy Court, Eastern District of
California Case No. 2012-32118)

Name of Case: Richard Price, et al. v. City of Stockton,
Redevelopment Agency, et al. (United States
District Court, Eastern District Case No.

CIV.S-02-0065 LKK JFM)

Name of Case: Febe Tabotabo, et al. v. City of Stockton (San
Joaquin County Superior Court Case No.
STK-CV-UAT-2018-03998)

Name of Case: Mayor and City Council of Baltimore v. Donald J.
Trump (United States District Court, Maryland
District Case No. 1:18-CV-03636-ELH)

This Closed Session is authorized pursuant to section 54956.9(a)
of the Government Code.

Department: City Attorney

3.2 [19-5315](#) **CONFERENCE WITH LABOR NEGOTIATOR**

Recommended Action: Agency Designated Representative: City Manager Kurt Wilson

Employee Organizations: Unrepresented Units, Stockton City Employees'
Association, Operating Engineer's Local 3, Mid-Management/Supervisory
Level Unit, Unrepresented Management/Confidential, Law Department,
Stockton Police Management Association, Stockton Firefighters Local 456
International Association of Firefighters, Stockton Fire Management,
Stockton Police Officers' Association (SPOA)

This Closed Session is authorized pursuant to Section 54957.6(a) of the
Government Code.

Department: City Attorney

3.3 [19-5316](#) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Recommended Action: City Manager

This Closed Session is authorized pursuant to Government Code Section
54957.

Department: City Attorney

3.4 [19-5317](#) **CONFERENCE WITH LEGAL COUNSEL - INITIATION OF
LITIGATION**

Number of Cases: One

Based on existing facts and circumstances, there is significant exposure to
litigation pursuant to Government Code Section 54956.9(c).

Department: City Attorney

4. PUBLIC COMMENT*
5. RECESS TO CLOSED SESSION
6. REGULAR SESSION CALL TO ORDER/ROLL CALL
7. INVOCATION/PLEDGE TO FLAG
8. REPORT OF ACTION TAKEN IN CLOSED SESSION
9. ADDITIONS TO REGULAR SESSION AGENDA**
10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS
11. CONSENT AGENDA
12. ADMINISTRATIVE MATTERS
13. UNFINISHED BUSINESS
14. NEW BUSINESS

14.1 [19-5305](#) APPOINTMENTS TO THE STOCKTON PARKS AND RECREATION COMMISSION

Recommended Action: RECOMMENDATION

Adopt a resolution appointing two members to the Stockton Parks and Recreation Commission for new terms commencing immediately and ending December 31, 2022.

Department: City Clerk

Attachments: [Attachment A - January 29 2019 Applications](#)

[Attachment B - March 11 and 13 2019 Applications](#)

[Proposed Resolution - Parks and Recreation Appointments](#)

14.2 [19-5306](#) APPOINTMENTS TO THE STOCKTON CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION

Recommended Action: RECOMMENDATION

Adopt resolution appointing two members to the Civil Service Commission/Equal Employment Commission for existing terms commencing immediately and ending December 31, 2021.

Department: City Clerk

Attachments: [Attachment A - January 31 2019 Applications](#)
[Attachment B - March 12 2019 Applications](#)
[Proposed Resolution - CSC Appointments](#)

14.3 [19-5322](#) **MAYOR'S TASK FORCE ON AFFORDABLE AND WORKFORCE
HOUSING RECOMMENDATIONS**

Recommended Action: RECOMMENDATION

Receive presentation from the Mayor's Task Force on Affordable and Workforce Housing and provide guidance regarding the recommendations adopted by the Task Force.

It is also recommended that the Mayor's Task Force be reconstituted to further focus on preservation, placement, and protections relating to housing affordability for Stockton residents and provide a report back to the City Council on these topics by the end of the calendar year.

Department: Office of the Mayor

Attachments: [Attachment A - Housing Task Force Recommendations](#)

14.4 [19-5334](#) **COMMUNITY CHOICE AGGREGATION INFORMATIONAL
PRESENTATION**

Recommended Action: RECOMMENDATION

Staff from the Center for Climate Protection and the Interim General Manager for Valley Clean Energy will present information regarding Community Choice Aggregation, and Council is asked to provide guidance regarding its interest in evaluating the feasibility of participation.

Department: City Manager

14.5 [19-5238](#) **CLIMATE ACTION PLAN UPDATE AND TRANSFORMATIVE
CLIMATE COMMUNITIES GRANT STATUS**

Recommended Action: RECOMMENDATION

This informational item provides an update on implementation of the Climate Action Plan and Transformative Climate Communities grant.

Department: Community Development

Attachments: [Attachment A - CAP Summary of GHG Reduction Measures](#)

14.6 [19-5307](#) **ADOPT A RESOLUTION COMMITTING TO PARTICIPATE IN THE
CALIFORNIA COMPLETE COUNT CENSUS 2020 AND
AUTHORIZING AN AGREEMENT WITH THE STATE OF CALIFORNIA**

Recommended Action:

RECOMMENDATION

It is recommended that City Council adopt a Resolution:

1. Committing the City to participate in California Complete Count Census 2020 efforts;
2. Authorizing the City Manager to enter into an agreement with the State of California in an amount up to \$370,0000 to implement Census 2020 outreach and awareness campaign strategies;
3. Appropriating revenue and expenditures in the amount of the agreement to the Special Purpose Grant Fund Non-Departmental budget; and
4. Authorizing the City Manager to take actions necessary to carry out the intent of this Resolution.

Department: City Manager

Attachments: [Proposed Resolution - Census 2020](#)

[Exhibit 1 - Census 2020 Agreement](#)

15. HEARINGS****

16. PUBLIC COMMENTS – MATTERS NOT ON THE AGENDA

17. COUNCIL COMMENTS

18. ADJOURNMENT

INFORMATIONAL ITEMS

CERTIFICATE OF POSTING

I declare, under penalty of perjury, that I am employed by the City of Stockton and that I caused this agenda to be posted in the City Hall notice case on March 14, 2019, in compliance with the Brown Act.

**Christian Clegg
Deputy City Manager/Interim City Clerk**

By: _____

Deputy

**Citizens may comment on any subject within the jurisdiction of the City Council/Successor Agency to the Redevelopment Agency/Public Finance Authority/Parking Authority, including items on the Agenda. Each speaker is limited to three minutes. Speakers must submit "Request to Speak" cards to the City Clerk, and be prepared to speak when called. No speaker cards will be received after the close of the Citizen's Comments portion of the meeting.*

****Additions to the Agenda - Government Code Section 54954.2(b)(2), allows members of the City Council present at the meeting to take immediate action, with either a two-thirds or unanimous vote, to place an item on the agenda that action must be taken and that the item came to the attention of the City subsequent to the agenda being posted.*

***Speakers should hold comments on items listed as a Hearing until the Hearing is opened. If a large number of people desire to speak at a Hearing, the Mayor/Chair may reduce the amount of time allocated to each speaker to three (3) minutes.*

All proceedings before this meeting body are conducted in English. The City of Stockton does not furnish language interpreters and, if one is needed, it shall be the responsibility of the person needing one.

In accordance with the Americans With Disabilities Act and California Law, it is the policy of the City of Stockton to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are disabled and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the Office of the City Clerk located at 425 North El Dorado Street, Stockton, California 95202 during normal business hours or by calling (209) 937-8459, at least 5 days in advance of the hearing/meeting. Advance notification within this guideline will enable the City/Agency to make reasonable arrangements to ensure accessibility.

Materials related to an item on this agenda submitted to City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 425 North El Dorado Street, Stockton, California 95202, during normal business hours. Such documents are also available on the City's website at www.stocktongov.com subject to staff's ability to post the documents before the meeting.

CHALLENGING CITY DECISIONS: The time limit within which to commence any lawsuit or legal challenge to any quasi-judicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-judicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Stockton, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.



City of Stockton

Legislation Text

File #: 19-5305, **Version:** 1

APPOINTMENTS TO THE STOCKTON PARKS AND RECREATION COMMISSION

RECOMMENDATION

Adopt a resolution appointing two members to the Stockton Parks and Recreation Commission for new terms commencing immediately and ending December 31, 2022.

Summary

On December 31, 2018, two members of the Commission completed their terms of service. Creating the vacancies being appointed to this evening. Former Commissioner Aaron Edwards is not eligible for reappointment as he has reached his two-term limit. Former Commissioner Michael Busby has reapplied and is eligible to serve another term.

DISCUSSION

Background

The function of the Parks and Recreation Commission is to act as the agent of the governing boards of its constituents (City of Stockton, County of San Joaquin, and Unified School Districts representing Stockton, Lincoln, Lodi, and Manteca).

The Office of the City Clerk initiated a recruitment to fill vacancies on June 20, 2018 and accepted applications until interviews were conducted on January 29, 2019. An additional recruitment was active from March 6, 2019 to March 11, 2019.

Pursuant to Council Policy 3.04, the following two-step interview and appointment process is used to fill current vacancies on Boards and Commissions:

1. The City Clerk conducts the initial applicant interviews, which are streamed live so that Council can view at their convenience and,
2. The Council makes the appointment at a regularly scheduled Council meeting.

The City Clerk's Office scheduled interviews on January 29, 2019. Using a list of prepared questions, the following applicants were interviewed:

1. Anthony Robinson, Jr.
2. Douglas Vigil
3. Gene Fuss
4. Michael Busby

The City Clerk's Office scheduled a second round of interviews, which took place on March 11 and 13, 2019. The following applicants were interviewed:

1. Irene Burgess
2. David Hayes
3. Spencer Lockwood
4. Henry Phillips
5. Noe Perez

All applicants were notified of tonight's meeting; however, their attendance is not mandatory.

Present Situation

Pursuant to Council Policy 3.04, the City Council will be voting to fill two vacancies this evening utilizing the following method for appointment:

- a. From the list(s) so provided to the Council, each Councilmember including the Mayor, will rank the applicants for each Commission such that the number of applicants that each Councilmember ranks will be one number greater than the number of vacancies and/or the number of Commission members whose terms will be expiring. (This will likely avoid tie votes.) For example, if there is only one vacancy or only one term expiring, the Councilmember's first choice for the appointment will be ranked with the number "2" and the Councilmember's second choice will be ranked with the number "1".
- b. After the Council has ranked the applicants, the City Clerk will tally the rankings and the applicant(s) receiving the highest number(s) would, subject to Council ratification, be appointed. If there is a tie, then the process described above will be repeated only as to the applicants who are tied.

The City Clerk will present the resolution upon appointment of the individuals selected with terms commencing immediately and expiring on December 31, 2022.

FINANCIAL SUMMARY

There is no financial impact to the City as a result of this appointment.

Attachment A - January 29, 2019 Applications

Attachment B - March 11 and 13, 2019 Applications

Application for appointment and background information for City of Stockton Boards, Commissions, and Committees, Submit Date: Jan 15, 2019

Profile

[Redacted]

Email Address

Anthony

First Name

C.

Middle Initial

Robinson

Last Name

Ethnicity

African American

Gender

Male

What district do you live in? *

District 5

2 Months

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

If yes, please list

TCC

Which Boards would you like to apply for?

Parks and Recreation Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Active in community activities significant enough to confirm knowledge of issues and individuals within the community

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

Formerly incarcerated wanting to make an impact on my community by doing service oriented pro social tasks.

Please state the reason you would like to be a member of this board/commission.

To represent a more diverse point of view that the committee can benefit from.

Have you served on an advisory group before?

Yes No

If yes, please explain.

My work as a Health Justice organizer calls me to serve on many boards.

How did you hear about the position?

Max, from the mayors office, shared this email with my director Sammy Nunez.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

A.R.

Enter Your Initials:

1/15/19

Date Signed

Application for appointment and background information for City of Stockton Boards, Commissions, and Committees, Submit Date: Mar 23, 2018

Profile

[Redacted]

Email Address

Douglas

First Name

I

Middle Initial

Vigil

Last Name

Question applies to Civil Service Commission

Social Security

[Redacted]

Question applies to Civil Service Commission

Date of Birth

[Redacted]

Ethnicity

Hispanic

Gender

Male

What district do you live in? *

District 5

01/01/2001

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address



Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

If yes, please list

Civil Service Commission/Equal Employment Commission Mayor's Force on Person with Disabilities

Which Boards would you like to apply for?

- Arts Commission: Eligible
- Civil Service Commission: Eligible
- Community Development Committee: Eligible
- Cultural Heritage Board: Eligible
- Equal Employment Commission: Eligible
- Handicapped Access Board of Appeals: Eligible
- Parks and Recreation Commission: Eligible
- Planning Commission: Eligible
- San Joaquin County Commission on Aging: Eligible
- Mayor's Task Force for Persons with Disabilities: Eligible

Question applies to Arts Commission

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Outside of your profession, indicate what type of Arts you are active in? Select all that apply. *

Visual Arts, including (but not limited to) the Public or Environmental Arts, Graphic Arts, Design, Drawing, Painting, Printmaking, Sculpture, Ceramics, and Art History

Question applies to Arts Commission

Are you interested in or accomplished in fund-raising?

Yes No

Question applies to Cultural Heritage Board

NOTE: To the maximum extent possible, the Board shall have at least one (1) member from each of the following categories: *

Real Estate

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
- Possess decision-making abilities
- Understanding of Ethnic/Gender Diversity
- Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I'm hard of hearing i want serve my community and participate involving with city, I have business in Stockton in Real Estate and Public Notary with the public and i want get involve and inclusive participating

Please state the reason you would like to be a member of this board/commission.

I want add my deaf culture and art creative and diversity of understanding to the board/commission and help and solve problems and compromise debate issue within activity in meeting..

Have you served on an advisory group before?

Yes No

If yes, please explain.

Civil Service Commission/Equal Employment Commission Mayor's Force on Person with Disabilities

How did you hear about the position?

The website if I want do community services more than one position services

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

Submit Application

Please identify any specialized accommodations needed for equal participation:

ASL DEAF INTERPRETER/CART=Captioner Access Real Time

DV

Enter Your Initials:

03/23/2018

Date Signed

Application for appointment and background information for City of Stockton Boards, Commissions, and Committees Submit Date: Mar 12, 2018

Profile


Email Address

Eugene
First Name

Fuss
Last Name

Ethnicity

Caucasian/Non-Hispanic

Gender

Male

What district do you live in? *

District 5

4 years / 11 months and I grew up here

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?


Primary Phone


Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No


Employer


Occupation

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Parks and Recreation Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

-
- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
 - Possess decision-making abilities
 - Understanding of Ethnic/Gender Diversity
 - Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I grew up in Stockton. I left for college, and worked as a scientist/engineer in Silicon Valley for many years. I was active at times in city/towns issues. I learned the value of inclusiveness, transparency and trust in working with the public from my civic involvement in Sunnyvale and Town of Windsor. They are my models of good government. In my work, I had to study issue resolution options, make some hard business and technical decisions, and drive the actions to make changes. Change was a way of life in my line of work; we had to constantly adapt to change in order to survive in the competitive market for our high tech products. I am no longer able to work full time, but being on a commission would be OK. I came back to Stockton in 2013 to be caregiver for my elderly parents, so that they could spend their final days at home. They both passed away last fall, and I am staying here to dedicate my life to helping Stockton cope with its problems and try to find inclusive solutions. I know how to serve. I have been to Stockton Lions Club and will soon be a member. I have been to several Stockton Lions Club and will soon be a member. I have become active on the Pixie Woods advisory board. I have volunteered to be on the Swenson Park advisory board being formulated by Mayor Tubbs.

Please state the reason you would like to be a member of this board/commission.

Parks and Recreation has had to deal with many tough fiscal realities. Our parks have borne the brunt of being a low fiscal priority. Our youth need activities to provide structure to their lives, structure that is often missing at home because many of their parents had insufficient structure in their own lives while growing up. The lack of structure causes many of our teens be 'at risk'. Their education suffers because of truancy, inattentiveness and disruptive behaviors at school from that lack of structure. They are ripe for gangs, because that makes them feel empowered (but in a bad way). They learn how to bully, intimidate, threaten and cause bodily harm. They learn how to deal and use drugs, commit crimes and end up in jail. All because they never learned good structure in their lives. I want our youth to learn good life structure and grow up to be responsible, productive adults. I want to see re-opening of closed senior centers. I look at Lodi's great example of providing brain-stimulating and fun activities for their seniors. It makes me sad that Stockton provides little for them. I see many of Stockton's parks have little use by residents because the residents are intimidated by the drug dealers who have taken over the parks. Or taken over by the homeless, who, as of yet, do not have a place to go. Recreation is an essential part of family life. I remember enjoying many parks in Stockton as a child. I want our children to once again have that enjoyable experience. I have become active in attending the Pixie Woods advisory board, and helping with volunteering my time and useful mechanical and gardening skills to keep Pixie Woods a fun place for kids. I loved going there as a child. Now is my time to give back to Stockton for our young children, youth and seniors. I have been active in trying to Save Swenson Park, even though I live in South Stockton, miles away, and I do not play golf. We need that to stay recreational green space "in perpetuity, running with the land" (like in the deed for Van Buskirk), for future generations of Stocktonians to enjoy. We have too little green space as it is; only 3% versus about 9% for comparable cities. And the money gained from the sale of Swenson Park pales in comparison to the cost of infrastructure to support development there. Millions for street widening; over \$100 million for LUSD to build new schools to support the additional students, because LUSD is already at full capacity. The Mello Roos tax burden would probably mean many senior citizens on fixed income would have to sell their home because they could no longer afford to live there. Loss of Swenson Park would mean the loss of many heritage oak and other oaks. And the loss of those oaks would mean the Swainson hawks would lose a major breeding place. That would cause them to be even more endangered. The red foxes would lose their home, and have nowhere to go. The endangered garter snakes would lose their habitat. The multitude of types of costs far outweigh the one time gain of \$20 million the City of Stockton wants through sale of the property to developers. And there is a committed community there who have taken charge of making Swenson Park viable; finding inclusive solutions to make it no longer need City general fund subsidy. They should be given that opportunity. There is much wisdom in Community. Since that eye opening City Council informational meeting of December 4, 2017, they have been so successful in marketing the golf course that it is generating revenue not seen since the 90's, when golf was at its peak.

Have you served on an advisory group before?

Yes No

If yes, please explain.

Pixie Woods. I started attending their advisory board meetings since January this year.

How did you hear about the position?

I was reading Mayor Michael Tubbs facebook public figure page, and came upon his invitation for interested residents to join Stockton committees and advisory boards. And Parks and Recreation is a topic in which I have high interest.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

ef

Enter Your Initials:

March 12, 2018

Date Signed

Profile

[Redacted]

Email Address

Michael

First Name

W

Middle Initial

Busby

Last Name

Ethnicity

African American

Gender

Male

What district do you live in? *

District 3

5 months

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

If yes, please list

Parks and Recreation

Which Boards would you like to apply for?

Parks and Recreation Commission: Eligible
Strong Communities Advisory Committee: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Active in community activities significant enough to confirm knowledge of issues and individuals within the community

I have been a resident of Stockton for at least 3 years.

Yes No

Question applies to Measure W Oversight Committee, Strong Communities Advisory Committee

Do you reside within Stockton's geographic boundary?

Yes No

Question applies to Measure W Oversight Committee, Strong Communities Advisory Committee

Are you an employee of any vendor, contractor or consultant doing business with the City of Stockton?

Yes No

Question applies to Strong Communities Advisory Committee

Are you at least 18 years of age?

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

Have served 4yrs 2012 - 2016 and currently finishing a seat that was vacated . I would like to continue being a part of the positive changes happening in our city.

Please state the reason you would like to be a member of this board/commission.

I have the experience of serving on this board and understand the process, the protocol, and purpose of this board. I'm also very familiar with our many parks, centers , facilities, and programs . I made myself know to be available to our communities, volunteers, and non profits who wish to serve our city

Have you served on an advisory group before?

Yes No

If yes, please explain.

The mayor's task force for the disabled

How did you hear about the position?

I was recruited

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

Please identify any specialized accommodations needed for equal participation:

None needed

MB

Enter Your Initials:

10/24/18

Date Signed

Profile

[Redacted]

Email Address

Irene
First Name

K
Middle Initial

Burgess
Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 6

7 years

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Community Development Committee: Eligible
Parks and Recreation Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Active in community activities significant enough to confirm knowledge of issues and individuals within the community

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I am a parent, a community member and want to make a difference.

Please state the reason you would like to be a member of this board/commission.

I feel everyone can contribute. I know that I can contribute and make a difference.

Have you served on an advisory group before?

Yes No

If yes, please explain.

PTA groups throughout my children's schooling. Title 1 funding Advisory committee .

How did you hear about the position?

Email.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

IKB

Enter Your Initials:

10/09/2018

Date Signed

Profile

[Redacted]

Email Address

Spencer
First Name

C
Middle Initial

Lockwood
Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 1

1 year

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Parks and Recreation Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Active in community activities significant enough to confirm knowledge of issues and individuals within the community

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I am a lifelong resident of Stockton and I enjoy the outdoors. I believe when the weather is nice, the day should be outdoors and at the park. I am a father to a little one and some of our best times together, are going to the park and hanging out. A park is not only a place to play but is also a place to learn about nature and even the city that resides around the park. I want to make the parks citywide, a place where all can go to have fun. I also worked at the cities golf courses (Swenson & VanBuskirk) for 7 years, so I know what it takes to make a reasonable appearance when it comes to a park or green area.

Please state the reason you would like to be a member of this board/commission.

I believe I am still young and can make a difference. I can connect with the younger generations, as well as the older generations. Together, I believe we can make the city, as well as all of its parks, a great and enjoyable place for all..

Have you served on an advisory group before?

Yes No

How did you hear about the position?

Facebook

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

If yes, please explain

NA

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

NA

Voter Registration (Questions appear if required)

Submit Application

Please identify any specialized accommodations needed for equal participation:

NA

S.C.L

Enter Your Initials:

2/26/19

Date Signed

Profile

[Redacted]

Email Address

Henry
First Name

D
Middle Initial

Phillips
Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 3

18 years

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Parks and Recreation Commission: Eligible
Planning Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Possess decision-making abilities
- Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I am a life - long resident of Stockton and I am interested in being a participant in the process of making decisions on our quality of life in this city.

Please state the reason you would like to be a member of this board/commission.

I want to be more involved in the decision making process for my city.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

I received an email from the city with a press release.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

HDP

Enter Your Initials:

06-20-18

Date Signed

Profile

[Redacted]

Email Address

Noe
First Name

Perez
Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 6

3 years and 9 Months

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Parks and Recreation Commission: Archived

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
- Possess decision-making abilities
- Understanding of Ethnic/Gender Diversity
- Understanding of the Stockton Public Art Plan processes and implications for the City of Stockton

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I born in 1973 in Playa Azul Michoacan, Mexico attend kindergarten thru College I immigrate to the United States in 1991 since the first day in the US my resident City has been Stockton, California. I like to serve in the Parks and Recreation Commission to represents the citizens of Stockton, California. Public input is important in its decision-making process for recommendations to the City Council.

Please state the reason you would like to be a member of this board/commission.

Be part of this commission will allow me to represents the citizens of our City and contribute with planning, organization and development our Parks and Recreation in our City.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

By a City Council Member

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Submit Application

NP

Enter Your Initials:

10/16/2017

Date Signed

Profile

[Redacted]

Email Address

David
First Name

L
Middle Initial

Hayes II
Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 3

yes

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Building Board of Appeals: Archived
Community Development Committee: Archived
Equal Employment Commission: Archived
Parks and Recreation Commission: Archived

Question applies to Building Board of Appeals

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Do you have experience in any of the following areas? Select all that apply. *

None of the above

Question applies to Building Board of Appeals

Are you a disabled citizen?

Yes No

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
- Possess decision-making abilities
- Understanding of Ethnic/Gender Diversity
- Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I have been a resident of Stockton for 17 years. Most of my Paternal side of my family, were born and raised in Stockton. Even though I was born in San Jose, and raised in Sherman Texas, my experiences make me the perfect candidate for any board I'm chosen for. I want to serve because now I have kids who are going to be residents for the foreseeable future. I want better for them, as well as better for the city as a whole. I am proof that with a little assistance, we can change Stockton for the better.

Please state the reason you would like to be a member of this board/commission.

I believe I can help bring about change. I believe Stockton is in a transition, and I would like to be apart of the transition.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

Website

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

Submit Application

DLHII

Enter Your Initials:

10.17.2017

Date Signed

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION APPOINTING TWO MEMBERS TO THE STOCKTON PARK AND RECREATION COMMISSION

Two vacancies exist on the Stockton Parks and Recreation Commission due to the term completions; and

The term for these positions will begin immediately and end December 31, 2022; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

Pursuant to the provisions of Article XXV, section 2502 of the Stockton City Charter, the Council appoints _____ and _____ to the Stockton Parks and Recreation Commission for a terms commencing immediately and expiring December 31, 2022.

PASSED, APPROVED, and ADOPTED March 19, 2019.

MICHAEL D. TUBBS
Mayor of the City of Stockton

ATTEST:

CHRISTIAN CLEGG,
Deputy City Manager
Interim City Clerk of the City of Stockton



City of Stockton

Legislation Text

File #: 19-5306, **Version:** 1

APPOINTMENTS TO THE STOCKTON CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION

RECOMMENDATION

Adopt resolution appointing two members to the Civil Service Commission/Equal Employment Commission for existing terms commencing immediately and ending December 31, 2021.

Summary

Two resignations have occurred on the Civil Service/Equal Employment Commission which have created the vacancies being filled this evening. Being that there is more than two years remaining in the vacated terms, appointments to this commission will count as a full term of service.

DISCUSSION

Background

Pursuant to Stockton Charter Article XXV, Sections 2502 and 2503, the City Council appoints the five-member Civil Service Commission; each term is for three years. The function of the Stockton Civil Service Commission is as follows:

- To adopt, amend or repeal rules for the Civil Service System
- To investigate either upon complaint or upon its own motion concerning any matter touching the administration of the Civil Service Commission
- To act in an advisory capacity to the City Manager on problems concerning personnel administration
- As provided by rule, to hear appeals of dismissals, demotions, or reductions submitted by any person in the competitive service. Prepare or cause to be prepared a written statement of facts, findings, and recommendations on every appeal. The effect of the Commission's recommendation in case of discharge, demotion or reduction shall be final and binding upon all parties.
- To make an annual report and such other reports as it deems desirable to the City Council covering the administration of the personnel system.

The Office of the City Clerk initiated the recruitment to fill the vacancies, which opened on June 20, 2018 and accepted applications until interviews were conducted on January 31, 2019. An additional recruitment was active from March 6, 2019 to March 11, 2019.

Pursuant to Council Policy Chapter 3.02, City Council and Mayoral Appointments to Boards, Commissions, and Committees, the following two-step interview and appointment process is used to fill current vacancies on boards and commissions:

1. The City Clerk conducts the initial applicant interviews, which are recorded so that the Council can view from the archive; and,
2. The Council makes the appointment at a regularly scheduled Council meeting.

The City Clerk's Office scheduled interviews on January 31, 2019. Using a list of prepared questions, the following applicants were interviewed:

1. Lorie Diaz-Liddicoat
2. Adam Ramirez
3. Christian Santos

The City Clerk's Office scheduled a second round of interviews, which took place on March 12, 2019. The following applicants were interviewed:

1. Rishel Bellamy
2. Regina Reynolds
3. Linda Vasquez

All applicants were notified of tonight's meeting; however, their attendance is not mandatory.

Present Situation

Pursuant to Council Policy 3.04, the City Council will be voting to fill two vacancies this evening utilizing the following method for appointment:

- a. From the list(s) so provided to the Council, each Councilmember including the Mayor, will rank the applicants for each Commission such that the number of applicants that each Councilmember ranks will be one number greater than the number of vacancies and/or the number of Commission members whose terms will be expiring. (This will likely avoid tie votes.) For example, if there is only one vacancy or only one term expiring, the Councilmember's first choice for the appointment will be ranked with the number "2" and the Councilmember's second choice will be ranked with the number "1".
- b. After the Council has ranked the applicants, the City Clerk will tally the rankings and the applicant(s) receiving the highest number(s) would, subject to Council ratification, be appointed. If there is a tie, then the process described above will be repeated only as to the applicants who are tied.

The City Clerk will present the resolution upon appointment of the individuals selected with terms commencing immediately and expiring on December 31, 2021.

FINANCIAL SUMMARY

Civil Service Commissioners receive \$25.00 remuneration per meeting with a monthly maximum of \$150.00. There are sufficient funds available in account number 010-1621-510.01-12: Compensation Boards and Commissions, for this purpose.

Attachment A - January 31, 2019 Applications
Attachment B - March 12, 2019 Applications

Profile

[Redacted]

Email Address

Lorie

First Name

E

Middle Initial

Diaz-liddicoat

Last Name

Question applies to Civil Service Commission

Social Security

[Redacted]

Question applies to Civil Service Commission

Date of Birth

[Redacted]

Ethnicity

Hispanic

Gender

Female

What district do you live in? *

District 4

4 years 9 months

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Civil Service Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
- Knowledge of new artistic & design expressions
- Possess decision-making abilities
- Understanding of Ethnic/Gender Diversity
- Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

For the past 10 years I have made it my mission to be involved in the community in which I group up. I have been involved in several philanthropy groups in the past 10 years with the my most current position being the President of North Stockton Rotary. I firmly believe in the motto "Service above Self" when it comes to our community.

Please state the reason you would like to be a member of this board/commission.

I believe it takes a team effort and looking at every angle of an issue, project or planning for the future. I can bring my knowledge as a 3rd generation Stocktonian, leader, small business owner, mother with school aged children to the table.

Have you served on an advisory group before?

Yes No

If yes, please explain.

I have served on several business advisory groups and Rotary International Advisory groups.

How did you hear about the position?

Through a City Employee and Members of Rotary

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

If yes, please explain

I am not sure if this would be a conflict; My husband does work in the Community Development Department

Background Information

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

[Redacted]

Submit Application

LL

Enter Your Initials:

1/10/19

Date Signed

Profile

[Redacted]

Email Address

Christian

First Name

A

Middle Initial

Santos

Last Name

[Redacted]

Street Address

[Redacted]

Suite or Apt

stockton

City

CA

State

[Redacted]

Postal Code

Ethnicity

Prefer not to Answer

Gender

Male

What district do you live in? *

District 3

5

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

[Redacted]

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

If yes, please list

Salary setting commission

Which Boards would you like to apply for?

City Council Salary Setting Commission: Eligible

Civil Service Commission: Eligible

Equal Employment Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Active in community activities significant enough to confirm knowledge of issues and individuals within the community
- Possess decision-making abilities

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

Hello my name is Christian and I've been a civil servant for the State of California since 2005 till present. As a working-class citizen, city resident, tax payer & voter, I believe it's quintessential that everyone should play an integral role in getting involve with their community, different branches of government for example City, County or State. If you don't vote then there's no reason to complain that's my opinion.

Please state the reason you would like to be a member of this board/commission.

I want to eventually get into the political stratosphere.

Have you served on an advisory group before?

Yes No

If yes, please explain.

For the County, As an at-large representative on the Equal opportunity Advisory committee last year in 2017

How did you hear about the position?

Website

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

If yes, please explain

n/a

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

[REDACTED]

Submit Application

Please identify any specialized accommodations needed for equal participation:

N/A

CS

Enter Your Initials:

09/24/2018

Date Signed

Profile

[Redacted]

Email Address

Adam

First Name

A

Middle Initial

Ramirez

Last Name

Question applies to Civil Service Commission

Social Security

[Redacted]

Question applies to Civil Service Commission

Date of Birth

[Redacted]

Ethnicity

Prefer not to Answer

Gender

Prefer not to say

What district do you live in? *

District 4

0/1

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Civil Service Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I have lived and worked in Stockton for my entire life, and I have an opportunity now to provide time and attention to helping the City where such help is needed.

Please state the reason you would like to be a member of this board/commission.

I have some experience in employment litigation and employment law issues, and I believe I can offer a balanced and informed opinion on issues that may arise in the civil service system, especially in adjudicating disciplinary appeals by employees.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

City website.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

If yes, please explain

Occasionally, other attorneys who work in the same firm have handled employment cases, and if one of those cases happened to be representation of an employee of the City coming before the Commission, I would be prevented from taking part in that case. I have been employed by my present employer for ten years, and during that time I do not believe we have represented any employees coming before the Commission.

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

[Redacted area]

Submit Application

AAR

Enter Your Initials:

September 26, 2018

Date Signed

Profile

[Redacted]

Email Address

Rishel

First Name

Bellamy

Last Name

[Redacted]

Street Address

[Redacted]

Suite or Apt

Stockton

City

CA

State

[Redacted]

Postal Code

Question applies to Civil Service Commission

Social Security

[Redacted]

Question applies to Civil Service Commission

Date of Birth

[Redacted]

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 3

7 years

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No



Employer



Job Title



Occupation

Employer Address



Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Civil Service Commission: Eligible
Community Development Committee: Eligible
Teen Leadership Council: Not Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

- Possess decision-making abilities
- Understanding of Ethnic/Gender Diversity
- Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I am interested in serving my community beyond my current employment. I have a preteen and want to be active within the teen community in a positive and nurturing way. I am a lifelong resident of Stockton and believe I can and have made a difference in my community. When I attended SJC Delta college I did an internship with Juvenile Hall and they juvenile probation department and do not want to see our kids going down that path. I am dedicated to providing positive experiences for our youth.

Please state the reason you would like to be a member of this board/commission.

I have been a lifelong resident of this community and would like to add my life education and work experience to my community.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

On Facebook

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Submit Application

RB

Enter Your Initials:

01/24/2019

Date Signed

Profile

[Redacted]

Email Address

Regina

First Name

Reynolds

Last Name

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 5

1

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Equal Employment Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

-
- Possess decision-making abilities
 - Understanding of Ethnic/Gender Diversity
 - Willingness to tolerate/promote change

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I want to serve my community and help make it a better place to live.

Please state the reason you would like to be a member of this board/commission.

I want to assure that everyone has a better chance of employment here in Stockton. It is a hardship when people have to travel into others areas to find good work and pay.

Have you served on an advisory group before?

Yes No

How did you hear about the position?

City of Stockton website.

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Question applies to multiple boards

If your name, address, city or zip code are different on your voter registration, please explain and give us the correct information below:

[Redacted area]

Submit Application

RRG

Enter Your Initials:

01/28/2019

Date Signed

Profile

[Redacted]

Email Address

Linda
First Name

R
Middle Initial

Vasquez
Last Name

Question applies to Civil Service Commission

Social Security

[Redacted]

Question applies to Civil Service Commission

Date of Birth

[Redacted]

Ethnicity

[Redacted]

Gender

[Redacted]

What district do you live in? *

District 1

10540 Blackhawk Ct

I declare under penalty of disqualification/termination that I have been a resident at the above address for years/months?

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

The City of Stockton uses email as the preferred method of communication regarding your application. Is this acceptable to you?

Yes No

[Redacted]

Employer

[Redacted]

Job Title

[Redacted]

Occupation

Employer Address



Are you currently serving on a City of Stockton Board, Commission, or Committee?

Yes No

Which Boards would you like to apply for?

Civil Service Commission: Eligible

Question applies to multiple boards

NOTE: This Board requires membership with one of the following groups. If none, please remove board from your application. Are you knowledgeable, have experience in, or extensive background in any of the following areas? Select all that apply. *

Active in community activities significant enough to confirm knowledge of issues and individuals within the community

I have been a resident of Stockton for at least 3 years.

Yes No

Interests & Experiences

Please tell us about yourself and why you want to serve.

I am a native Stocktonian and committed to serving my community. I currently serve on three boards: Parents by Choice (a foster/adoption/parenting agency), Stockton Fire Foundation (supporting our local firefighters), and Chair for the (Vietnam) Moving Wall. I am also involved with United Veterans Council of San Joaquin County and Karl Ross Unit 16 American Legion Auxiliary.

Please state the reason you would like to be a member of this board/commission.

I am committed to serving my community and believe serving on this board will assist in reaching my goal.

Have you served on an advisory group before?

Yes No

If yes, please explain.

I was honored to sit in on the recent Stockton Fire application interviews.

How did you hear about the position?

I received an email from Debbie Shipp, Supervising Human Resources Analyst with the City of Stockton

City Council Policy 100-2 states that Commissioners are required to attend meetings on a regular basis. If appointed, will you be able to attend meetings regularly and devote the time necessary to fulfill your duties as a member?

Yes No

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest for this advisory group?

Yes No

Background Information

Upload a Resume

Based on your best judgment, does this Commission make decisions that may affect any sources of income, interests in real property, or investments of you or your spouse?

Yes No

Voter Registration (Questions appear if required)

Question applies to multiple boards

I consent to the City of Stockton verifying my voter registration, if required.

Yes No

Submit Application

Please identify any specialized accommodations needed for equal participation:

None

LRV

Enter Your Initials:

March 11, 2019

Date Signed

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION APPOINTING TWO MEMBERS TO THE STOCKTON CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION

There are two vacancies on the Stockton Civil Service/Equal Employment Commission due to the resignations of Jess Serna and Lanston Sylvester; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

The City Council hereby appoints _____ and _____ to serve on the Stockton Civil Service/Equal Employment Commission for a term commencing immediately and ending December 31, 2021.

PASSED, APPROVED, and ADOPTED _____ March 19, 2019 _____.

MICHAEL D. TUBBS
Mayor of the City of Stockton

ATTEST:

CHRISTIAN CLEGG,
Deputy City Manager
Interim City Clerk of the City of Stockton



City of Stockton

Legislation Text

File #: 19-5322, **Version:** 1

MAYOR'S TASK FORCE ON AFFORDABLE AND WORKFORCE HOUSING RECOMMENDATIONS

RECOMMENDATION

Receive presentation from the Mayor's Task Force on Affordable and Workforce Housing and provide guidance regarding the recommendations adopted by the Task Force.

It is also recommended that the Mayor's Task Force be reconstituted to further focus on preservation, placement, and protections relating to housing affordability for Stockton residents and provide a report back to the City Council on these topics by the end of the calendar year.

Summary

On February 26, 2018, the City Council approved the formation of a Mayor's Task Force on Affordable and Workforce Housing to advise the Council on how to best address the housing crisis in Stockton. The Task Force and its four sub-committees - Land Use, Finance, Construction, Permitting and Fees - met throughout the course of 2018 to craft recommendations that would encourage the development of housing that is accessible to Stockton residents. Council is asked to receive the presentation and to provide guidance to the City Manager regarding the recommendation adopted by the Task Force.

DISCUSSION

Background

In 2017, Stockton had some of the fastest rising rents in the nation, with rental costs increasing over 10 percent from 2016. Additionally, from 2012 to 2017, Stockton home prices increased 92%. Moreover, a 2017 biannual census showed that the number of unsheltered homeless residents in San Joaquin County continued to increase, with a majority (55%) of those unsheltered living in Stockton.

Given this growing crisis, the Council named housing and homelessness a Tier 1 priority at its January 29, 2018 City Council Priority Setting meeting. In response and to advise the Council on how to focus on this priority, the Council approved the formation of a Mayor's Task Force on Affordable and Workforce Housing at the February 6, 2018 City Council meeting.

The Task Force was comprised of business leaders, for profit and nonprofit housing developers, local officials, and partner organizations. Carol Ornelas, Executive Director of Visionary Home Builders, chaired the Task Force and appointed sub-committee chairs to the following sub-committees: Land Use; Finance; Construction; and Permitting and Fees.

The Task Force adopted a final slate of recommendations at its November 7, 2018 meeting (Attachment A). These recommendations focused particularly on housing production challenges and opportunities. The Task Force concluded that additional topics around housing affordability, including preservation, placement, and protections, be further studied by this Task Force, though with a different composition that can speak to those issues more closely.

Present Situation

At the Council Retreat on January 31, 2019, the Council again set housing and homelessness as its top Tier 1 priority goal: “Develop solutions to address homelessness including increasing the affordable housing supply.”

The Task Force recommendations developed in 2018 will be presented to the Council to elicit staff direction.

The Task Force is currently accepting applications and will be reconstituted to next focus on preservation, placement, and protections relating to housing affordability for Stockton residents.

FINANCIAL SUMMARY

There is no cost associated with receiving the presentation and providing guidance to the City Manager regarding the Task Force recommendations.

Staff have not completed cost estimates for the recommended actions, but it should be noted that the recommended staffing, procedural improvements, development code changes, financing restrictions and modification would affect resources. Depending on Council’s interest, more analysis would be necessary to determine the financial impact of the recommendations.

Attachment A - Housing Task Force Recommendations

City of Stockton
Mayor’s Task Force on Affordable and Workforce Housing

Approved Recommendations

Land Use (chairs: Kristine Williams - kwilliams@enterprisecommunity.org and David Garcia - dgarcia@tenspacedev.com)

The experience of taskforce members, particularly those making up the local development community, was of a development process that currently lacks standardization. This creates uncertainty when moving forward with development projects – particularly time sensitive projects like affordable housing – and diverges from the process taskforce members have experienced in other jurisdictions. In order to better allow for time frame certainty when moving forward with housing development projects, the taskforce voted to advance the following recommendations:

- Create and/or update the City of Stockton development timeline document to ensure processing standardization
- Develop an expedited review fee to allow projects to move through the entitlement process in a timely manner
- Revise development approval process to include a single point person within the City who is responsible for coordinating review and approval across city departments (one staff person per project)
- Open Design Review Committee to applicant and project architect to allow for a more efficient review process

Currently, Stockton has minimal direction in terms of incorporating affordable housing as a priority related to land-use policy. Clear guidelines on the prioritized use of publicly-owned parcels would help identify priority sites for affordable housing development and ensure such sites are used for public benefit. As such, the following recommendations were advanced:

- Develop specific/precise plans for areas of priority development to standardize development expectations
- Develop “off the shelf” development approvals for different housing types – ADUs, duplexes, triplexes, etc.
- Prioritize approval of affordable housing developments
- Develop a site acquisition program to streamline and prepare site for development (e.g .Small Sites Program in SF)
- Create a public lands policy to ensure these sites are being used to promote the public good
- Consider further study around drafting and implementing an inclusionary zoning policy for the City of Stockton
 - *Please note the above recommendation requires further discussion. It is recommended a body be convened to discuss.*

Finance (chair: Anthony Barkett – anthonybarkett@gmail.com)

Besides nominal annual federal program allocations, the City of Stockton has no direct local source of funding dedicated to supporting affordable housing development. This puts projects attempting to leverage other competitive funding sources at a severe disadvantage and further reduces the number of affordable units able to be constructed annually. The following recommendations

- Pursue creating an EIFD or CRIA as a potential additional funding mechanism for housing projects
- Explore the use of Opportunity Zones to help fund housing projects in Stockton
- Explore the use of a housing finance bond
- Create a housing trust fund to leverage State and Federal funds to increase the production of affordable housing projects.
 - *Please note the above recommendation requires further discussion. It is recommended a body be convened to discuss.*

Construction (chair: Renee Puig – rpuig@besonline.com)

- Factory-built manufactured homes and modular housing elements build off-site, for multifamily units, should be included as feasible construction alternatives
- The City should look at current zoning codes and make adjustments as necessary to ensure codes are accommodating of these new housing types
- Rezone potential building areas to accommodate manufactured and modular housing
- Create “pre-approved” design prototypes for general residential housing development
- Work with factory-built manufactured home and modular housing companies to educate local regulatory bodies unfamiliar with these housing types
- Provide conditional use permitting for these housing types
- Set standards to streamline building processes to keep development costs affordable

Permitting and Fees (chair: John Beckman – johnb@biagv.org)

The existing City of Stockton Fee Schedule could be improved to be more inclusive of alternative housing types, like accessory dwelling units. The below recommendations were made:

- The General Plan should consider including updating the existing Public Facility Fee schedule
- Community Facility Districts (CFDs) that include costs not directly related to facility construction, infrastructure or landscaping should not be imposed on housing projects until an amendment is made to the property tax sharing agreement with the County (this amendment should reflect a fair share of costs between the two agencies)
- Accessory Dwelling Units (ADUs) and tiny homes (less than 1,000 sq. ft.) should have a separate fee category distinguishing them from single-family and multi-family units

Protection Policies (chair: Kristine Williams – kwilliams@enterprisecommunity.org)

While promoting affordable housing development is the most direct route of ensuring households have access to affordable shelter, it is a long-term solution that does little to address the situation existing residents currently face. Tenant protection policies work to ensure that low-income residents can stay in place as new renters and new investment come to Stockton.

- Recommending the further study of tenant protection policies for the City of Stockton with a body to be determined that will include at least one tenant/resident representative.



City of Stockton

Legislation Text

File #: 19-5334, **Version:** 1

COMMUNITY CHOICE AGGREGATION INFORMATIONAL PRESENTATION

RECOMMENDATION

Staff from the Center for Climate Protection and the Interim General Manager for Valley Clean Energy will present information regarding Community Choice Aggregation, and Council is asked to provide guidance regarding its interest in evaluating the feasibility of participation.

Summary

This item is presented for informational purposes, and there is no recommended Council action. Community Choice Aggregation (CCA), also known as municipal aggregation, are programs that allow local governments to procure power on behalf of residents, businesses, and municipal accounts from alternative suppliers while still receiving transmission and distribution service from the existing utility provider. Under state law, CCAs are an option for communities that want more local control over electricity sources, more green power than is offered by the default utility, and competitive electricity prices. By aggregating demand, communities gain leverage to negotiate rates with suppliers and choose power sources. There are potential benefits of CCA and many implementation issues that would need to be addressed. If Council determined that the feasibility of CCA should be explored for Stockton, expertise would need to be obtained in the form of consultants and outside counsel and staff resources would need to be redirected. Council is asked to receive the presentation from the Center for Climate Protection and Valley Clean Energy and to provide the City Manager guidance regarding CCA.

DISCUSSION

Background

Under state law (Chp. 838, Stats. 2002), customers are authorized to aggregate electrical loads with community choice aggregators. Community Choice Aggregation (CCA), also known as municipal aggregation, are programs that allow local governments to procure power on behalf of residents, businesses, and municipal accounts from alternative suppliers while still receiving transmission and distribution service from the existing utility provider. Under state law, CCAs are an option for communities that want more local control over electricity sources, more green power than is offered by the default utility, and competitive electricity prices. By aggregating demand, communities gain leverage to negotiate rates with suppliers and choose power sources.

In general, electricity customers are automatically enrolled in the electricity service selected by the CCA, although customers may opt out if they do not want to participate in the CCA. While CCAs can source electricity from any generation type, several CCAs procured green power products through alternative suppliers. CCAs may offer green power products either by default or as an optional

premium package. According to the United States Environmental Protection Agency, CCAs are currently authorized in California, Illinois, Ohio, Massachusetts, New Jersey, New York, and Rhode Island. In 2016, CCAs sold about 8.7 billion kilowatt-hours of green power to about 3.3 million customers. A number of other states are also exploring CCAs.

CCAs offer several advantages and challenges. The presentation by the Center for Climate Protection and Valley Clean Energy will introduce these issues. Historically, three major attractions of participating in a CCA include lower electric rates, the potential for local control to accelerate the transition to greener power sources, and the opportunity to create local jobs in sustainable energy development. However, recent decisions by the California Public Utilities Commission (CPUC) affected the electricity rates offered by CCAs.

The National Renewable Energy Laboratory (Laboratory) completed a state-level geographic analysis of green power that reveals the demand for green power is pervasive. Green power demand is higher in states such as Illinois, California, Texas, and Massachusetts where local green power options are available, but demand exists in every state and in both urban and rural areas. Demand for green power is likely to increase across the country as green power providers offer innovative new products and renewable energy prices continue to decline. California saw the largest jump in estimated green power sales year over year of any state where CCAs are available. The Laboratory estimates that the California CCA market is likely to continue to grow as other municipalities implement new programs.

Given these market dynamics, the CPUC held a hearing on CCAs with the California Energy Commission to understand the potential impacts of CCA expansion. The hearing focused on resource planning and cost allocation, among other topics. The CPUC has authority to allocate costs across ratepayers, both utility ratepayers and those ratepayers leaving utilities for a CCA. In 2018, the CPUC approved utility requests to recover investments originally made to serve the load of departing CCA customers via an exit fee. Previously, CCA rates were marginally lower than those of the utility for some customer classes. However, recent exit fee increases reduce the ability to achieve lower rates and could also increase the number of new customers that decide to opt out of CCAs and remain with their existing utility service according to the National Renewable Energy Laboratory. Considering these changes, CCAs will need to actively market benefits other than cost savings if rates reach or exceed utility rates to retain customers.

Present Situation

Future consideration of participation in a CCA would require working through implementation issues. The City would need assistance navigating enabling state legislation and CCA regulations. Assistance would also be needed to develop and pass the appropriate local ordinances. In California, CCAs are usually administered under a Joint Powers Authority (JPA) on behalf of multiple jurisdictions. Formation of and participation in a JPA would incur upfront cost and could require additional resources. Beyond the policy and fiscal issues, significant effort would be required to educate consumers about the CCA benefits and address questions regarding implementation. Finally, it is unclear how the bankruptcy filing by the Pacific Gas and Electric Company, the City's current franchise electricity provider, may affect the City's participation in a CCA and exit fees.

FINANCIAL SUMMARY

There is no cost associated with receiving the presentation and providing guidance to the City Manager regarding CCA.

If the City were to pursue CCA, there would be costs to determine the feasibility of implementing CCA in Stockton. An analysis completed for the City of Arcata estimated pre-startup costs ranging from \$750,000 to \$1.7 million. This estimate is in line with Alameda County estimates of the upfront costs for a feasibility study and implementation plan, including staff time, at \$1.3 million. The Alameda estimate assumed three to four dedicated staff for at least a year. The total cost estimate, including community engagement, coordination with local agencies and JPA formation was \$3.2 million for the County. Further time and resources would be required to determine a cost for the City. Ultimately, the effect on rates paid by electricity consumers would not be known until CCA implementation issues and boundaries are set and a feasibility study is completed.



City of Stockton

Legislation Text

File #: 19-5238, **Version:** 1

CLIMATE ACTION PLAN UPDATE AND TRANSFORMATIVE CLIMATE COMMUNITIES GRANT STATUS

RECOMMENDATION

This informational item provides an update on implementation of the Climate Action Plan and Transformative Climate Communities grant.

Summary

The Climate Action Plan (CAP) outlines a framework to feasibly reduce community greenhouse gas (GHG) emissions in the City of Stockton. In 2006, the Governor signed into law the Global Warming Solutions Act of 2006 (AB32), which established a statewide goal to reduce GHG emissions levels back to 1990 levels by the year 2020 (Health and Safety Code 38500 et seq.). Consistent with the State of California's objectives outlined in AB 32, the City of Stockton (City) adopted specific policy in its 2035 General Plan to reduce GHG emissions generated by the community.

In January 2008, subsequent to the December 2007 approval of the 2035 General Plan, the City was litigated by the Sierra Club and State Attorney General. In October 2008, a Settlement Agreement was reached that obligated the City to, among other things, prepare a Climate Action Plan (CAP). The CAP was developed and ultimately approved by the City Council in December 2014. Since then, implementation actions as detailed below occurred. Ongoing progress was made through policy, ordinance, and procedural changes. The City Council's adoption of the Envision 2040 General Plan Update in December of 2018 represented significant policy changes aimed at reducing GHG emissions and achieving public health goals. A major change in the Envision 2040 General Plan update is the reduction of approximately 8,000 acres (12 square miles) of urban designated land uses. The 2040 plan focuses on infill and downtown/mixed use development which is consistent with smart growth principles that attempt to reduce GHG emissions and Vehicle Miles Travelled (VMT).

The City also amended the building code (Title 15) and department practices as outlined below to improve efforts to reduce GHG emissions. Staff anticipates additional proposals to amend code later this year to meet State mandated energy efficiency standards.

In 2018, the City was awarded a Transformative Climate Communities planning grant to conduct community outreach and obtain feedback on efforts to reduce GHG emissions and air pollution, and input on green economic opportunities. The results of the TCC Planning Grant will be presented to City Council by August 2019 and will include a Sustainable Neighborhood Plan and updated tree census for South Stockton. The planning efforts are intended to culminate in an application for a TCC Implementation Grant to more fully implement the CAP and reduce air pollution in Stockton.

DISCUSSION

Background

In December 2007, the 2035 General Plan was approved by the City Council. In January 2008, the Sierra Club filed litigation against the City. In October 2008, a settlement agreement between the parties, including the California Attorney General, became effective. The settlement agreement required in part that the City take the following actions:

- Create a Climate Action Plan Advisory Committee (CAPAC)
- Implement 2035 General Plan Policy HS-4.20 (greenhouse gas emissions) to:
 - Develop a greenhouse gas emissions (GHG) inventory
 - Identify GHG emissions reduction targets
 - Identify measures to reduce GHG emissions
 - Prepare a CAP consistent with the General Plan policy
 - Council consideration of a green building ordinance (GBO)

To date, the following actions have been taken to implement the Sierra Club/California Attorney General Settlement Agreement:

Community Development

- Climate Action Plan Advisory Committee (CAPAC) began in 2009
- Implemented 2035 General Plan Policy HS-4.20 to:
 - Develop GHG emissions inventory (included in CAP)
 - Identified emissions reduction targets (included in CAP)
 - Identified measures to reduce GHG emissions (Included in CAP)
 - Prepared a Climate Action Plan. CAP adopted by Council December 2014
- Prepared a GBO for Council consideration
 - Council adopted a GBO in 2010. GBO amended by Council in 2014 for consistency with state green building law.
- Prepared a Transit Gap Study
 - Transit Gap Study Approved by Council in 2010
- Prepared the Envision Stockton 2040 General Plan
 - General Plan approved by City Council December 2018:
Includes supportive infill development policies to locate at least 4,400 dwelling units in Greater Downtown and 14,000 units in the 2008 City limits

Envision Stockton 2040 General Plan Approved by City Council December 2018:

- Includes supportive infill development policies to locate at least 4,400 dwelling units in Greater Downtown and 14,000 units in the 2008 City limits

Energy Efficient Building Standards Effective Since Approval of CAP (2014, 2017 and 2020)

The California Building Standards Commission (CBSC) adopted the 2013 edition of the California

Building Standards Code (Title 24, California Code of Regulations). The Energy Commission's 2013 Building Energy Efficiency Standards are 25 percent more efficient than previous standards for residential construction and 30 percent better for nonresidential construction. The Standards, which took effect on January 1, 2014, offer builders better windows, insulation, lighting, ventilation systems and other features that reduce energy consumption in homes and businesses.

Mandatory requirements adopted 2013 (the effective date January 1, 2014)

- Mandatory requirements for solar ready buildings, Single family residences located in subdivision with ten or more single family residences including low rise multifamily buildings, hotel/motel occupancies shall be solar ready
- Nonresidential mandatory Requirements for lighting control devices and systems.
- Mandatory Roofing products solar reflectance and thermal emittance.
- Mandatory requirements for fenestration products and exterior doors.
- Mandatory requirements for Appliances and equipment.
- New nonresidential building shall include building commissioning for design and construction processes to verify the buildings energy systems and components. Including Commissioning plan: functional performance testing: documentation and training: and commissioning report.

Mandatory requirements adopted 2016 (the effective date January 1, 2017)

- Construction waste reduction, disposal and recycling reporting for universal waste plan.
- All new Single-family residences shall install and provide construction documents for location of future EV spaces and EV chargers.
- Multi-unit residential multiple EV spaced required
- Water Appliance Standards The standards apply to toilets and urinals; residential lavatory faucets; kitchen faucets; public lavatory faucets.

2019 Building Energy Efficiency Standards proposed adoption July 1, 2019 (The effective date of the is January 1, 2020)

- Residential prescriptive requirement for the installation of photovoltaic solar systems requirement for all new residential single family and multi-family dwelling.
- Updated thermal envelope standards (preventing heat transfer from the interior to exterior and vice versa),
- Residential and nonresidential ventilation requirements, The ventilation measures improve indoor air quality, protecting homeowners from air pollution originating from outdoor and indoor sources
- Nonresidential lighting requirements. the standards updated indoor and outdoor lighting making maximum use of LED technology.

A measure to require that commissioning work for buildings over 50,000 square feet or with a complex mechanical system be performed by third party ANSI accredited certified commissioning professional.

Implementing the CAP

To facilitate implementation of the CAP, the City outlined key priorities for three implementation phases starting in 2014 and ending in 2020. Measures to be implemented are described in Attachment A.

Phase 1 (2014-2015)

The City would develop key ordinances, programs, and policies required to promote the voluntary, incentive-based measures to establish the planning framework for the performance-based development review process, and to support and implement the local mandatory GHG reduction measures.

Phase 2 (2016-2017)

The City would conduct a mid-course evaluation of CAP implementation to examine progress made toward meeting the City's reduction target, to examine the effectiveness of measures in the CAP, and to examine the City's current economic condition, to identify if additional or different measures should be adopted and to identify whether the City's reduction target can or should be revised.

Phase 3 (2018-2020)

The City would continue to implement, and support measures begun in Phases 1 and 2, and encourage implementation of all remaining CAP measures (Phase 3 measures). An analysis of the effectiveness of Phase 1 and 2 measures would be conducted, as well as an update to the community GHG inventory. The City would begin developing a plan for post-2020 actions.

The CAP anticipated that monitoring in the form of updated GHG inventories would be conducted in 2015, 2017, and 2019, and would be tied to the phases described above. The results of the monitoring would be used to examine GHG reduction progress and would allow for adaptive management of the CAP.

Present Situation

Since the adoption in December 2014, the following actions have or are about to take place to implement the CAP:

Public Works

- Waste - All garbage trucks operated by our Franchised Haulers are now very low emissions - either ultra-low sulfur diesel or compressed natural gas
- Waste 1 - Improved program of organic waste processing, including food rescue efforts and other SB1383 requirements, is being implemented
- Energy 2a - Completed Phase 1 of the LED Street Light Conversion Project converting approximately 3,100 lights in 2014
- Energy 2a - Completed Phase 2 of the LED Street Light Conversion Project converting approximately 2,200 lights in 2016

- Energy 2a - Completed Phase 3 of the LED Street Light Conversion Project converting approximately 5,300 lights in 2017
- Energy 2a - Completed installation of over 50 LED fixtures inside Louis Park, including the boat launch area, and parking lots in 2018
- Energy 2a - Changed parking lot lights at Stockton Soccer Complex to LED lights
- Water 2 - Completed installation of smart irrigation controllers at 49 of the contracted park sites in 2018
- Trans 6 - Implemented/implementing 5 Bus Rapid Transit routes with RTD
- Trans 7 - Developed SRTS plan and implementing several grant funded gap closure projects
- Trans 5 - Approved new comprehensive Bicycle Master Plan, implementing several grant funded road diet and bike lane projects such as Miner Avenue, California Street, Hunter Street, El Dorado and Center Street.
- Trans 6 - RTD has converted majority of bus fleet to either all electric or hybrid diesel/electric buses

Municipal Utilities

Wastewater 1 - Improve cogeneration engine function and operation to increase efficiencies converting methane, a wastewater treatment by-product, into a more-efficient and usable energy source over the next five years. The City's Capital Improvement and Energy Management Plan (CIEMP) identifies improvements for the City operated Regional Waste Water Control Facility (RWCF). There are a number of energy saving opportunities associates with the design build process of the upgrade of the RWCF. This upgrade project is in process and will be before the City Council for approval this year.

Economic Development

- Completed solar light installations for some of the City's parking lots.

Mayor's Office

The Transformative Climate Communities (TCC) Program funds community-led development and infrastructure projects that achieve environmental, health, and economic benefits in California's most disadvantaged communities. The program is administered by the Strategic Growth Council (SGC) and implemented by the Department of Conservation, along with other partnering state agencies. The TCC Program is part of California Climate Investments, a statewide program that puts billions of cap-and-trade dollars to work reducing greenhouse gas emissions, strengthening the economy and improving public health and the environment-particularly in disadvantaged communities. TCC empowers the communities most impacted by pollution to choose their own goals, strategies, and projects to reduce greenhouse gas emissions and local air pollution.

In 2018, Stockton received a planning grant to work with local partners within a project area in South Stockton to co-create a neighborhood-level blueprint for sustainable development (Sustainable Neighborhood Plan), update the city's existing tree inventory (Tree Census), and facilitate a community - led training program (Climate Leadership Forum) that will train residents in the area on climate-related and green economy topics. TCC Planning Grant is currently in its second quarter of implementation, with an expected end date of September 2019. The Project staff are preparing to

apply for the \$170 million TCC Implementation Grant in November 2019 to advance the project in Stockton.

Financial Summary

There is no direct impact on the General Fund as a result of this informational study session. Funding for the implementation of the CAP voluntary measures will be reliant on the ability of the City to receive grant and other funding that doesn't rely primarily on the City's General Fund. The TCC Planning Grant is an example of achieving funding through external sources. As the CAP strategies continues to be implemented and require city council action, these strategies will be reviewed for their potential fiscal impacts to the City.

Attachment A - CAP Summary of GHG Reduction Measures

Table ES-2. Summary of GHG Reduction Measures

Measure Number	Measure Description
<i>Multi-Sectoral</i>	
DRP-1	Development Review Process—29% reduction for discretionary projects [M]
<i>Building Energy</i>	
Energy-1 ^a	Green Building Ordinance [M]
Energy-2a	Outdoor Lighting Municipal Upgrades [CITY]
Energy-2b	Outdoor Lighting Private Upgrades [V]
Energy-3	Energy Efficiency Programs to Promote Retrofits for Existing Residential Buildings [V]
Energy-4	Energy Efficiency Programs to Promote Retrofits for Existing Non-Residential Buildings [V]
Energy-5	Solar-Powered Parking [V]
Energy-6	Residential and Non-Residential Rooftop Solar [V]
<i>Land Use and Transportation</i>	
Trans-1	Land Use/Transportation System Design Integration [CITY]
Trans-2	Parking Policies [M]
Trans-3	Transit System Support [CITY]
Trans-4	Efficient Goods Movement [CITY]
Trans-5	Reduce Barriers for Non-Motorized Travel [CITY]
Trans-6	Transit System Improvements [CITY]
Trans-7	Safe Routes to School [CITY]
Trans-8a	Additional Safe Routes to School [CITY]
Trans-8b	Transportation Demand Management [V]
<i>Waste Generation</i>	
Waste-1	Increased Waste Diversion [M]
<i>Water Consumption</i>	
Water-1	Comply with Senate Bill (SB) X7-7 [M]
Water-2	Promotion of Water Efficiency for Existing Development [V]
<i>Wastewater Treatment</i>	
Wastewater-1	Energy Efficiency Improvements at the RWCF [CITY]
<i>Urban Forestry</i>	
Urban Forestry-1	Urban Tree Planting Programs [CITY]
<i>High Global Warming Potential GHGs</i>	
HGWP GHG-1	Residential Responsible Appliance Disposal (RAD) Programs [CITY]
<i>Off-Road Vehicles</i>	
Off-Road-1	Electric-Powered Construction Equipment [V]
Off-Road-2	Reduced Idling Times for Construction Equipment [M]
Off-Road-3	Electric Landscaping Equipment [V]
<p>^a The City's existing Green Building Ordinance is suspended pending consideration of certain revisions. Accordingly, GHG reductions achieved by Energy-1 have not been quantified as part of this document. Potential emissions reductions associated with the revised Green Building Ordinance will be assessed following approval by the CEC.</p> <p>[V] = Voluntary for existing and new private development incentive-based approaches.</p> <p>[M] = Mandatory program for existing and/or new development.</p> <p>[CITY] = City Initiative.</p>	



City of Stockton

Legislation Text

File #: 19-5307, **Version:** 1

ADOPT A RESOLUTION COMMITTING TO PARTICIPATE IN THE CALIFORNIA COMPLETE COUNT CENSUS 2020 AND AUTHORIZING AN AGREEMENT WITH THE STATE OF CALIFORNIA

RECOMMENDATION

It is recommended that City Council adopt a Resolution:

1. Committing the City to participate in California Complete Count Census 2020 efforts;
2. Authorizing the City Manager to enter into an agreement with the State of California in an amount up to \$370,0000 to implement Census 2020 outreach and awareness campaign strategies;
3. Appropriating revenue and expenditures in the amount of the agreement to the Special Purpose Grant Fund Non-Departmental budget; and
4. Authorizing the City Manager to take actions necessary to carry out the intent of this Resolution.

SUMMARY

The California Complete Count Census 2020 (CCC Office) has allocated funding for municipalities to conduct education and outreach campaigns to encourage full participation and avoid an undercount. Census data is used to allocate Congressional seats, electoral votes and federal funding. San Joaquin County declined state funding to conduct Census 2020 outreach. The CCC Office approached the City of Stockton to request our commitment to participate in Census 2020 efforts. The City is eligible to receive approximately \$370,000 to conduct a campaign based on a Statement of Work outlined by the CCC Office to reach Hard to Count (HTC) populations. A fair and accurate count of Stockton residents in the upcoming 2020 Census will help ensure that the City's neighborhoods, families, and residents are represented and receive critical services and supports.

DISCUSSION

Background

Every 10 years, the U.S. Census counts every resident in the nation. A complete and accurate count of California's and Stockton's population is essential because the data collected by the Census determines the number of seats in the U.S. House of Representatives and how billions of dollars in federal funds is distributed to local communities. More than 70 federal programs that benefit California, including education, health and human services, use Census numbers as part of their funding formulas. Just based on the funding component, a census that undercounts Californians could cost the state billions of dollars. For every Californian missed during the Census 2020 count, the state is expected to lose approximately \$1,950 per person, per year, for 10 years, in federal

program funding.

In support of this effort, the California Legislature has appropriated funding for activities related to the 2020 Census. The CCC Office, which is spearheading the state 2020 Census outreach strategy, is making funding available to California municipalities to conduct outreach and assistance. The CCC Office first made funding available to counties statewide through optional agreements to conduct outreach and education. Eight counties in the state did not opt to conduct this outreach, including San Joaquin County. The total amount available for San Joaquin County was \$474,168. A portion of this is available to the City of Stockton and other cities within San Joaquin County.

Present Situation

The CCC Office has approached the City of Stockton to request that the City conduct the Census 2020 outreach and education campaign that San Joaquin County declined. State funding available for the City of Stockton to support this campaign is estimated to be \$370,000. The state's 2020 Complete Count Census outreach campaign focuses on both the geographic areas and demographic populations who HTC or are "least likely to respond".

Based on demographic data, there is a high percentage of HTC residents in our community. Stockton has an opportunity to play a significant role in ensuring that our population is aware of the Census and is ready to be counted. The purpose of state Census 2020 funding is to assist municipalities in implementing outreach to encourage full participation and avoid an undercount. The state funding is available to municipalities that contract to develop and implement a strategic plan designed to reach the HTC populations in their communities. Exhibit 1 to the Proposed Resolution is the standard agreement of the state and is substantially complete as to form. Council approval of the Propose Resolution would authorize the City Manager to finalize the standard agreement with the state.

As defined in the Statement of Work (SOW) in Exhibit 1 to the Proposed Resolution, the state Census Office would require Stockton to agree to do all of the following:

1. Prepare a board resolution, order, motion, ordinance or similar document from the local governing body authorizing execution of the agreement;
2. Prepare a Strategic Plan;
3. Participate in a monthly in-person meeting/or call with assigned Regional Program Manager;
4. Prepare Quarterly Written Reports;
5. Prepare an Implementation Plan; and
6. Prepare a Final Report

In addition, the City would be expected to collaborate and work with other contracted community-based-organizations (CBOs) and State media contractor(s) to inform the general public of the importance of completing the census questionnaire.

Given the importance of an accurate Census 2020 count, the City Manager is recommending that the City enter into this agreement. However, because it is an emerging priority in an already aggressive annual workplan, the City will act as a project sponsor, while contracting out the majority of project work. City staff will be responsible for executing the agreement with the state and completing the Strategic Plan. Staff will leverage community partnerships and the local Complete Count Committee

in developing the Strategic Plan. Following acceptance of the Strategic Plan by the state, the City will allocate the \$370,000 to hire a temporary project manager, and sub-contract the elements of the outreach and education strategies to relevant organizations in the community.

FINANCIAL SUMMARY

The standard agreement with the state for conducting the Census 2020 outreach and education campaign includes revenues to the City in the approximate amount of \$370,000. The Proposed Resolution appropriates these funds to the Special Purpose Grants Fund Non-Departmental budget and authorizes expenditure of the same amount in accordance with the standard agreement. The proposed Project Manager to support this effort will not be a full-time equivalent employee and will not be retained after Census funds have been fully expended.

Resolution No.

STOCKTON CITY COUNCIL

=====

RESOLUTION COMMITTING TO PARTICIPATE IN THE CALIFORNIA COMPLETE COUNT CENSUS 2020 AND AUTHORIZING AN AGREEMENT WITH THE STATE OF CALIFORNIA

The U.S. Census Bureau is required by the U.S. Constitution to conduct a count of the population every ten years; and

Census data is used to allocate Congressional seats, electoral votes, and government program funding to state and local governments; and

The City of Stockton is committed to ensuring every resident is counted; and

The U.S. Census Bureau is facing challenges with Census 2020, especially for minority populations, and populations with limited broadband access, making the support of local government and community partners a critical component in ensuring a complete count; and

A united voice from business, government, community-based and faith-based organizations, media and others will enable the Census 2020 message to reach more of our residents;

Stockton is home to populations that are most frequently undercounted, including children under six, youth, immigrants, renters, homeless populations, those with limited-English proficiency, as well as those who live in places where enumerators are unable to gain entry, including apartment buildings; and

A fair and accurate count on the 2020 Census will help ensure that the City's neighborhoods, families, and residents are represented and receive critical services and supports across education, crime prevention, health care, and transportation; and

The information collected by the census is confidential and protected by law; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council commits to participate in California Complete Count Census 2020 efforts.

2. The City Manager is authorized to enter into an agreement with the State of California attached hereto and Exhibit 1, in an amount up to \$370,000 to implement Census 2020 outreach and awareness campaign strategies.

3. The City Council authorizes the appropriation of funding received for the California Complete Count Census 2020 based on the final amount of the agreement, estimated to be \$370,000, to the Special Purpose Grant Fund Non-Departmental budget.

4. The City Manager is hereby authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED March 19, 2019.

ATTEST:

MICHAEL D. TUBBS, Mayor
of the City of Stockton

CHRISTIAN CLEGG, Deputy City Manager /
Interim City Clerk of the City of Stockton

(Standard Agreement)**STATEMENT OF WORK (SOW)**

County of _____, herein called (Contractor) is entering into this agreement with the California Complete Count Census 2020 (CCC Office), hereinafter referred to as “State or CCC Office” to provide marketing and outreach services on behalf of the State as described herein.

1. BACKGROUND

The California Complete Count Census 2020 effort is a statewide outreach and awareness campaign designed to ensure an accurate and complete count of all Californians in the upcoming 2020 United States Census. The 2020 Census is the decennial census, mandated by Article 1, Section 2 of the United States Constitution. The results are used to allocate Congressional seats, electoral votes, and government program funding to state and local governments. Just based on the funding component, a census that undercounts Californians could cost the state billions of dollars. For every Californian missed during the Census 2020 count, the State is expected to lose approximately \$1,950 per person, per year, for 10 years, in federal program funding.

In preparation for the 2020 census, Governor Brown issued an Executive Order (B-49-18) describing California’s Census 2020 initiative. The Executive Order established a California Complete Count Committee to develop, recommend, and assist in the administration of a census outreach strategy to encourage full participation in the 2020 Census. The California Complete Count outreach strategy is funded by a Budget Bill, which allocated \$90.3 million in the state budget for efforts related to the upcoming 2020 Census. The State has authorized \$26.5 million of those funds to be directed towards county-based outreach efforts.

2. PURPOSE

The State’s 2020 Complete Count Census outreach campaign will focus on both the geographic areas and demographic populations who are “least likely to respond”. These areas and populations are commonly referred to as “hard-to-count (HTC).” The terms “least likely to respond” and “HTC” are often used interchangeably.

This program aims to address the following goals:

Increase awareness and knowledge about the 2020 Census in HTC communities and populations;

Deliver focused messages via trusted messengers in trusted environments about the 2020 Census process to HTC areas and populations concentrated in Census tracts that are least likely to respond.

Ensure that all outreach, messaging and publicity is culturally relevant and linguistically appropriate;

Support the California Complete Count statewide community outreach and media relations efforts through a strategy that is focused, timely, cost-effective and tailored to addressing barriers that prevent HTC communities and populations from completing and returning their forms;

Complement as well as add value to the outreach, messaging and advertising provided by the U.S. Census Bureau;

Work collaboratively with a network of community-based organizations, other local governments and others across sectors; and

The ultimate goal is to ensure that HTC/least likely to respond communities and populations in California are accurately counted in the 2020 Census, thereby achieving the highest self-response rate possible for California.

3. OBJECTIVES

The local county office (herein called Contractor) will collaborate and work with other contracted community-based-organizations (CBOs) and State media contractor(s) to inform the general public of the importance of completing the census questionnaire. The goal is to avoid duplication, identify outreach gaps and fill them accordingly. Contractor will implement outreach to encourage full participation and avoid an undercount as stated in the Governor's Executive Order B-49-18.

A. THE STATE'S OUTREACH OBJECTIVES ARE:

1. To further promote awareness about the census, the process, its pre-notice advisory, the questionnaire and the key deadlines.
2. To publicize locations where the public may receive information regarding the census in their native language and assistance completing the census questionnaire. Locations may include neighborhood Questionnaire Assistance Centers (QACs), Questionnaire Action Kiosks (QAKs), and other venues. A QAC can be established at a public venue such as a library, school, or post office staffed with knowledgeable personnel that can assist the public with completing the census questionnaire, and answer questions related to the Census 2020.

3. To motivate all Californians to complete and return their questionnaires by explaining in ways that are relevant to them what the census means to California, and when possible, to their counties and cities.
4. To focus funding and efforts in geographic areas and demographic populations who are least likely to respond including, but not limited to:
 - Latinos
 - African-Americans
 - Native Americans and Tribal Communities
 - Asian-Americans/Pacific Islanders
 - Middle-Eastern North Africans
 - Immigrants and Refugees
 - Farm-workers
 - People with Disabilities
 - Seniors
 - Homeless Individuals and Families
 - Children Ages 0-5
 - Veterans
 - Areas with low broadband subscription rates and limited or no access
 - Households with limited English proficiency

B. THE CONTRACTOR SHALL ACHIEVE THE FOLLOWING OBJECTIVES:

EDUCATE

1. Inform the public about the census process, purpose and timeline.
2. Inform the public of the importance of the census. The State will receive billions of dollars of federal funds for education, health care, job training, transportation and other vital services based on the census numbers. The federal government also uses census data to determine how to apportion the House of Representatives seats among states.
3. Inform the public that the census data is confidential. No one except sworn U.S. Census Bureau ("Census Bureau") employees can see the complete census questionnaire forms or link names to responses. The Census Bureau requires that any individuals with access to census materials adhere to strict confidentiality and security guidelines. The law, Section 214 of Title 13, "Wrongful Disclosure of Information," sets forth severe penalties applicable to federal government officials and local government census liaisons if they misuse information they receive from the census responses. These penalties include fines up to \$5,000, 5 years in prison, or both. The Census Bureau's dedication to confidentiality plays an important role in everything it does. All employees must pass a security and employment reference check, swear they are not employed as tax collectors or assessors or law enforcement officials and establish they have no felony convictions as adults. The

Census Bureau employs a host of safeguards, such as electronic barriers and secure telephone lines, to block outside access to any confidential information in Census Bureau computers.

4. Identify areas and populations within Contractor's local jurisdiction that are least likely to respond, as identified in Task 1.2.
5. To establish, manage, and announce locations where the public may receive information regarding the census in their native language and assistance completing the census questionnaire. Locations may include neighborhood QAC's and QAK's

MOTIVATE

6. Eliminate the fear of completing the census questionnaire. Instill trust that the government will not use this data in a negative way. No one outside the Census Bureau can ever be given any information to link names to addresses on the census questionnaire. Not even the President of the United States is permitted to look at individual census records.
7. Utilize trusted messengers and sources to encourage members of the public to participate in the census by completing their census questionnaire.
8. Establish comfortable environment(s) and settings early on and leading to the Census 2020 to encourage the public to participate in the census, following the education phase. Continue to educate and inform on the importance of the census as a motivator.
9. Where possible, Contractor should assess messaging efforts, outreach and tools.

ACTIVATE

10. Engage trusted messengers in trusted environments to help the public participate in the census.
11. Conduct and participate in community gatherings and other forums to rally the public to participate in the census.
12. Collaborate with other stakeholders and across sectors to activate the public to participate in the census process by filling out the census questionnaire.

4. STRATEGIC OUTREACH DEVELOPMENT AND IMPLEMENTATION

Contractor shall design and implement a multi-faceted, multi-channel, multi-lingual cohesive strategic outreach plan to reach all census audiences in California. The overarching strategic plan should address broad census goals and objectives and specific

outreach strategies, as well as integrate with other outreach efforts. The plan shall be submitted to the CCC Office as described in Task 1.

5. RESPONSIBILITIES & REQUIREMENTS

The board resolution, order, motion, ordinance or similar document shall be approved by the State before the parties can enter into a valid contract. The Contractor shall not perform any tasks prior to contract execution. A list of all tasks and deliverables are set forth below.

Administrative Requirement - Board Resolution	
Each county is required to have a Board legally binding resolution, order, motions or ordinance or similar document from the local governing body authorizing execution of the agreement.	
Task 1 -- Strategic Plan	
Within sixty (60) days of entering into contract, the Contractor must provide the State with the Contractor's Strategic Plan, which shall address subtasks 1.1 through 1.11. The CCC Office must approve (in writing) the Strategic Plan.	
1.1	Outreach Plan – Contractor shall provide a plan that includes a local, grassroots approach to reaching the least likely to respond with specific strategies, tactics and timeline(s), as well as description of specific collaboration(s), partnership(s), and leveraging of resources to achieve the highest self-response rate on the census 2020 questionnaire. Further components are listed below:
1.2	Approach -- Contractor shall describe its approach to outreach, including: <ul style="list-style-type: none"> • Identification of least likely to respond areas and populations vis-a-vis census tracts within the local jurisdiction. • Describe research methodology used to identify HTC/least likely to respond populations, barriers, challenges and opportunities for outreach
1.3	Partnership Coordination -- Contractor shall provide a plan showing its integrated and coordinated approach working with the US Census Bureau, the CCC Office, cities, schools, CBOs, and other civil society organizations to avoid duplication and to identify methodology to address gaps.
1.4	Resources and Infrastructure -- Contractor shall provide a primary designee who has geographic information systems (GIS) knowledge that will interface with the Statewide Outreach and Rapid Deployment (SwORD) mapping portal. Contractor shall also provide a plan for establishing, managing, and announcing QACs and/or QAKs which should include locations and resources. Contractor shall work with their assigned State RPM to activate a reasonable number of QACs/QAKs within their local jurisdiction.

1.5	Contractor shall provide geospatial data or mapping of the following: <ul style="list-style-type: none"> • County HTC/least likely to respond areas • County resources/office to be leveraged in outreach to the HTC/least likely to respond • Potential partners including CBOs and any other partners across various sectors
1.6	Language Access Plan – California has over 200 non-English languages spoken across the state. Contractor shall provide a plan that includes strategies, tactics and resources, including partnerships, to address language access in the local jurisdiction.
1.7	Local Complete Count Committee (LCCC) -- Structure of the county's LCCC and organization chart, if available.
1.8	Workforce Development -- Plan describing how the county may assist the U.S. Census Bureau with local hiring of census enumerators and other personnel. Based on previous census efforts, it is known that hiring locally for these critical jobs is an important factor in establishing trusted messengers that may impact the enumeration positively.
1.9	Budget -- Contractor shall provide a budget proposal of the County's allocated funding provided by the State including, but not limited to: <ul style="list-style-type: none"> • Administrative costs (not to exceed 10% of total allocation) • Outreach (e.g. events, meetings, materials, etc.) • Media
1.10	Timeline of activities during the term of this contract.
1.11	Contractor to describe its plan to measure results throughout the contract such as: <ul style="list-style-type: none"> • Accountability Measures • Data to be collected – Type and Quantity • Evaluation Methodology/Approach
Task 2 - Monthly Meetings	
2.0	Immediately upon contract execution, the Contractor shall participate in monthly in-person meetings or phone calls with the area's assigned State Regional Program Manager (RPM) to discuss operations and provide updates of the strategic plan and progress. The monthly meetings shall continue through September 30, 2020. The Contractor shall be responsible for scheduling monthly meetings with the RPM.
Task 3 - Quarterly Written Reports	

3.0	<p>Immediately upon contract execution or starting April 1, 2019, whichever comes later, the Contractor shall provide written quarterly reports to the assigned RPM. The quarterly written reports must include:</p> <ul style="list-style-type: none"> • Information for SwORD data uploads, upon request by the RPM • Language access plan updates • Calendar and event updates • Budget Update • Other criteria to be determined by the RPM (e.g. Activity Summary, Deliverable Status, Concerns/Issues)
Task 4 - Implementation Plan	
4.0	<p>An Implementation Plan is due by September 30, 2019. The Implementation Plan shall include:</p> <ul style="list-style-type: none"> • Overview of outreach and marketing/communications • List of subcontractors, including address, audience reached • Non-Response Follow-Up (NRFU) Period Plans and Activities, specifically during the May- August, 2020 timeframe • Update on Task 1.11
Task 5 - Final Report	
5.0	<p>A final report is due on September 30, 2020. At a minimum, the final report shall include:</p> <ul style="list-style-type: none"> • Local response outcome including specific self-response rate • Overview of NRFU activities • Detailed report on strategies, tactics and timeline(s) used throughout the outreach campaign • Lessons learned and best practices that may inform subsequent census outreach efforts in the local jurisdiction and, if appropriate, across California • Evaluations, criteria used and further recommendations for 2030

6. PROJECT REPRESENTATIVES DURING THE TERM OF THIS AGREEMENT

State (Regional Program Manager):		Contractor:	
Name:		Name:	
Telephone Number:	(xxx) xxx-xxxx	Telephone Number:	(xxx) xxx-xxxx
Address		Address	
E-mail address	@census.ca.gov	E-mail address	@county.gov

Direct all financial and administrative inquiries to:

State:		Contractor:	
Name:		Name:	
Telephone Number:	(xxx) xxx-xxxx	Telephone Number:	(xxx) xxx-xxxx
Address		Address	
E-mail address	@census.ca.gov	E-mail address	@county.gov

7. DELIVERABLE SCHEDULE

	Milestone	Payment Amount	Timeline
1	Board Resolution (Upon contract execution)	10% of Total Contract Amount, less 10% withhold	Upon Receipt by the State
2	Strategic Plan	35% of Total Contract Amount, less 10% withhold	Upon State Approval
3	First Quarterly Report	10% of Total Contract Amount, less 10% withhold	April 1, 2019
4	Second Quarterly Report	10% of Total Contract Amount, less 10% withhold	July 1, 2019
5	Third Quarterly Report / Implementation Plan (January 2020- July 2020)	25% of Total Contract Amount, less 10% withhold	September 30, 2019

6	Completion / Results of Outreach (Final plans for Census week of outreach events)	Release of Withhold	February 15, 2020
7	NRFU Plan	5% NRFU Plan	April 15, 2020
8	Final Report	5% of Total Contract Amount	September 30, 2020

8. DOCUMENTS AND DELIVERY

1. Document Format

- a. All documents shall be provided in a format compatible with the State Census Office standard applications (currently, Microsoft Office and Adobe). In all cases, the Contractor shall verify application compatibility with the State Contract Manager prior to creation or delivery of any document. Any deviations to these standards shall be approved by the State's Contract Manager.
- b. The delivery media shall be compatible with the State storage devices. (currently, USB Flash Drives or CD/DVD ROM)
- c. Contractor shall have the capability to collect and store data in formats such as Excel, .csv or others used in geographic information systems.
- d. Internet access is required.

2. Electronic and hard copy submissions:

- a. One (1) electronic copy and two (2) hard copies of all documents are to be submitted to:

California Complete Count – Census 2020
Attn: Contracts Unit
Agreement #XXXXXXXXXX
400 R Street Suite 359
Sacramento, CA. 95811
Contracts@census.ca.gov

9. SUBSTITUTE PERSONNEL

1. If the Contractor's assigned representative is unable to perform their duties due to illness, resignation, other factors beyond the Contractor's control, or upon mutual agreement of the Parties, the Contractor shall make every reasonable effort to provide suitable substitute personnel. If the Contractor is unable to provide a substitute, or if the State does not approve of the substitute, either the Contractor or the State may terminate this Agreement with a 30-day advance written notice.

State of California
and _____ County
Agreement #XXXXXXXX

2. If the addition or substitution of Contractor personnel does not increase the total cost of the Agreement, no amendment shall be required to make this change(s) to the Agreement.

10. TERM OF AGREEMENT

This Agreement will commence on the start date as noted on the Standard Agreement, STD 213, or the date approved by the State Census Office, whichever is later, and no work shall begin before that time. The Contractor shall not receive payment for work performed prior to approval of the Agreement and before receipt of notice to proceed by the State Contract Manager. This Agreement shall expire on the date noted on the STD 213.

EXHIBIT B

BUDGET DETAIL AND PAYMENT PROVISIONS

1. INVOICING AND PAYMENT

For services satisfactorily rendered, and upon receipt and approval of the invoices, the State agrees to compensate Contractor for actual expenditures in accordance with the rates/costs specified herein.

EXAMPLE BREAKDOWN OF PAYMENT

Total Allocation: \$250,000

	Milestone	Payment Percentage	Invoice Amount	Actual Payment (Less Withhold)	Payment Date
1	Board Resolution**	10%	\$25,000	\$22,500	Upon Receipt
2	Strategic Plan**	35%	\$87,500	\$78,750	Upon State Approval
3	Quarterly Report**	10%	\$25,000	\$22,500	April 1, 2019
4	Quarterly Report**	10%	\$25,000	\$22,500	July 1, 2019
5	Implementation Plan (January 2020- July 2020) **	25%	\$62,500	\$56,250	September 30, 2019
6	Implementation Outreach	Release of Withhold		\$22,500	
7	NRFU Plan	5%	\$12,500	\$11,250	
8	Final Report	5%	\$12,500	\$13,750	September 30, 2020
			Total Contract:	\$250,000.00	

** Payments shall include a 10% withhold pursuant to Public Contract Code section 10346.

Contractor will be paid for satisfactorily completing each task through a series of progress payments. Pursuant to California Public Contract Code section 10346 and State Contract Manual Vol. I, Section 7.33, each progress payment will contain a 10% withhold to be paid according to the dates set forth in the table below.

- A. In no event shall the Contractor request or be entitled to reimbursement from the State for obligations entered into or for cost(s) incurred prior to the effective date or after this Agreement terminates.
- B. The Contractor shall submit invoices, in accordance with the payment schedule above. Invoices must include the following:
 - 1) State Agreement number;
 - 2) Invoice number;
 - 3) Invoice date;
 - 4) Invoice total;
 - 5) Contractor's remittal address;
 - 6) Billing and/or performance period covered by invoice;

C. Invoices shall be submitted physically to the address listed below:

**California Complete Count – Census 2020
Administration Office
Agreement #XXXXXXXX
400 R Street Suite 359
Sacramento, CA. 95811**

2. BUDGET CONTINGENCY

- A. It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Agreement does not appropriate sufficient funds for the program, this Agreement shall be of no further force and effect. In this event, the State shall have no liability to pay any funds whatsoever to the Contractor or to furnish any other consideration under this Agreement, and the Contractor shall not be obligated to perform any provisions of this Agreement.
- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, the State shall have the option to either cancel this Agreement with no liability occurring to the State, or offer an agreement to the Contractor to reflect a reduction in the amount.

3. PROMPT PAYMENT CLAUSE

Payment will be made in accordance with, and within the time specified in, Government Code Chapter 4.5, commencing with section 927.

4. TIMELY SUBMISSION OF FINAL INVOICE

- A. A final undisputed invoice that is clearly marked "Final Invoice" shall be submitted for payment no more than thirty (30) calendar days following the expiration or termination date of this Agreement.
- B. If the State disputes the Final Invoice or any item in the Final Invoice, the State shall provide written notice to the Contractor describing the reason or reasons the State disputes the Final Invoice, and the Contractor shall be required to submit a corrected Final Invoice to the State no later than ten (10) calendar days after the date the Contractor received the State's written notice.
- C. If the Contractor fails to submit a corrected Final Invoice within the time required, or if the Contractor's corrected Final Invoice fails to correct the disputed item, the State shall have the right to elect to deny payment of the disputed item and pay only the undisputed amounts under the Final Invoice.
- D. The State may, at its discretion, choose not to honor any final invoice submitted after the deadline specified in Exhibit B, Budget Detail and Payment Provisions Section 5.A above if the Contractor fails to obtain prior written State approval of an alternate Final Invoice submission deadline.

EXHIBIT C

GENERAL TERMS AND CONDITIONS (GTC-04/2017)

The General Terms and Conditions are herein incorporated by reference and are available at the Internet site:

<http://www.dgs.ca.gov/LinkClick.aspx?fileticket=x6TrRwzYLxs%3d&tabid=6133&portalid=32&mid=10104>

EXHIBIT D
SPECIAL TERMS AND CONDITIONS

1. PERFORMANCE COMMENCEMENT

This Agreement is of no force and effect until signed by both Parties.

2. RIGHT TO TERMINATE

The State reserves the right to terminate this Agreement without cause upon thirty (30) days advance written notice to the Contractor. Contractor may submit a written request to terminate this agreement only if the State should substantially fail to perform its responsibilities as provided herein.

However, the State may terminate the Agreement for cause. The term "for cause" shall mean that the Contractor fails to meet the terms, conditions, and/or responsibilities of the Agreement. In this instance, the termination of the Agreement shall be effective as of the date indicated on the State's notification to the Contractor. In the event of such termination, the State may proceed with the work in any manner deemed proper by State and all costs to the State shall be deducted from any sum due to the Contractor under this agreement.

This parties may agree to suspend or cancel the agreement if the Contractor or State's premises or equipment are destroyed by fire or other catastrophe, or so substantially damaged that it is impractical to continue service, or in the event the Contractor is unable to render service as a result of any action by any governmental authority.

3. AMENDMENTS

Upon mutual consent, CCC Office and the Contractor may execute amendments to this Agreement. No amendment or variation of the terms of this Agreement shall be valid unless made in writing, and agreed upon by both parties and approved, as required. No verbal understanding or agreement not incorporated into the Agreement is binding on any of the parties.

4. POTENTIAL SUBCONTRACTORS

Nothing contained in this Agreement or otherwise, shall create any contractual relation between the State and any subcontractors, and no subcontract shall relieve the Contractor of his responsibilities and obligations hereunder. The Contractor agrees to be as fully responsible to the State for the acts and omissions of its subcontractors and of persons either directly or indirectly employed by any of them as it is for the acts and omissions of persons directly employed by the Contractor. The Contractor's obligation to pay its subcontractors is an independent obligation from the State's obligation to make payments to the Contractor. As a result, the State shall have no obligation to pay or to enforce the payment of any moneys to any subcontractor.

5. CONTRACTOR STAFF EXPENSES

The Contractor represents that it has or shall secure at its own expense, all staff required to perform the services described in this Agreement. Such personnel shall not be employees of or have any contractual relationship with the California Complete Count – Census 2020 or the State of California.

6. COPYRIGHT

All rights in copyright works created by the Contractor in the performance of work under this contract are the property of the State.

7. INSURANCE REQUIREMENTS**A. General Provisions Applying to All Policies**

- 1) Coverage Term – Coverage needs to be in force for the complete term of the contract. If insurance expires during the term of the contract, a new certificate must be received by the State at least ten (10) days prior to the expiration of this insurance. Any new insurance must still comply with the original terms of the contract.
- 2) Policy Cancellation or Termination & Notice of Non-Renewal – Contractor and/or Permittee is responsible to notify the State within five business days before the effective date of any cancellation, non-renewal, or material change that affects required insurance coverage. In the event Contractor and/or Permittee fails to keep in effect at all times the specified insurance coverage, the State may, in addition to any other remedies it may have, terminate this Contract upon the occurrence of such event, subject to the provisions of this Contract.
- 3) Deductible – Contractor and/or Permittee is responsible for any deductible or self-insured retention contained within their insurance program.
- 4) Primary Clause – Any required insurance contained in this contract shall be primary, and not excess or contributory, to any other insurance carried by the State.
- 5) Insurance Carrier Required Rating – All insurance companies must carry a rating acceptable to the Office of Risk and Insurance Management. If the Contractor and/or Permittee is self-insured for a portion or all of its insurance, review of financial information including a letter of credit may be required.
- 6) Endorsements – Any required endorsements requested by the State must be physically attached to all requested certificates of insurance and not substituted by referring to such coverage on the certificate of insurance.
- 7) Inadequate Insurance – Inadequate or lack of insurance does not negate the Contractor and/or Permittee's obligations under the contract.

- 8) Satisfying a SIR – All insurance policies required by this contract/permit must allow the State to pay and/or act as the Contractor’s agent in satisfying any self-insured retention (SIR). The choice to pay and/or act as the contractor’s agent in satisfying any SIR is at the State’s discretion.
- 9) Available Coverages/Limits – All coverage and limits available to the Contractor shall also be available and applicable to the State.
- 10) Subcontractors – In the case of Contractor and/or Permittee’s utilization of subcontractors to complete the contracted scope of work, Contractor and/or Permittee shall include all subcontractors as insureds under Contractor and/or Permittee’s insurance or supply evidence of insurance to The State equal to policies, coverages and limits required of Contractor and/or Permittee.

B. Insurance Requirements: The Contractor shall furnish to the State evidence of the following required insurance:

- 1) Commercial General Liability – Contractor shall maintain general liability on an occurrence form with limits not less than one-million dollars (\$ 1,000,000.00) per occurrence and two-million dollars (\$ 2,000,000.00) aggregate for bodily injury and property damage liability. The policy shall include coverage for liabilities arising out of premises, operations, independent contractors, products, completed operations, personal and advertising injury, and liability assumed under an insured Contract. This insurance shall apply separately to each insured against which claim is made, or suit is brought subject to the Contractor's limit of liability. The policy must name The State of California, its officers, agents, and employees as additional insured, but only with respect to work performed under the contract.

The policy must include the following additional ensured designation and endorsement:

“California Complete Count – Census 2020, State of California, its officers, agents, and employees are included as additional insureds, but only with respect to work performed under this contract.”

The endorsement must be supplied under form acceptable to the Office of Risk and Insurance Management.

- 2) Automobile Liability – By signing this Agreement, the Contractor certifies that the Contractor and any employees, subcontractors or servants possess valid automobile coverage in accordance with California Vehicle Code Sections 16450 to 16457, inclusive. The State reserves the right to request proof at any time)
- 3) Workers Compensation and Employers Liability – Contractor shall maintain statutory worker’s compensation and employer’s liability coverage for all its employees who shall be engaged in the performance of the Contract. Employer’s liability limits of \$1,000,000 are required. When work is performed on State owned or controlled property the

workers' compensation policy shall contain a waiver of subrogation in favor of the State (Census). A waiver of subrogation in favor of the State of California shall be provided.

- 4) Professional Liability Contractors shall maintain errors and omissions/professional liability insurance with limits no less than \$1,000,000 each occurrence and \$3,000,000 annual aggregate covering any damages caused by negligent error, act, or omission. The policy's retroactive date shall be shown on the certificate of insurance and shall be no later than the date of this contract or the date work under this contract begins. Contractor is responsible for maintaining continuous coverage for up to three (3) years after the notice of completion of the contract.

Subsequent renewals of the insurance certificate shall be sent to CCC Office , c/o Census, Attn: Sara Murillo, 400 R Street, Suite 359, Sacramento, California 95811. This name and address shall appear on the certificate as the certificate holder.

8. PERMITS AND LICENSES

The Contractor shall procure all permits and licenses, pay all charges and fees and give all notices necessary and incidental to the due and lawful prosecution of the work.

9. POLITICAL REFORM ACT

The Contractor shall comply with the language stated in the Standard Contract Provisions Concerning the Political Reform Act, Exhibit D, Attachment 2. Contractor shall file a Statement of Economic Interests (Fair Political Practices Commission Form 700) upon assuming office, annually, and within 30 days after leaving office.

10. SETTLEMENT OF DISPUTES

In the event of a dispute, the Contractor shall file a written dispute notice with the State Contract Manager within ten (10) State business days after discovery of the problem. Pending resolution of any dispute, the Parties shall continue to perform under this Agreement, and Contractor shall diligently continue all work and comply with all of the State Contract Manager's orders and directions.

A. The written dispute notice shall contain the following information:

- 1) The decision under dispute;
- 2) The reason(s) the Contractor believes the decision in dispute to have been in error (if applicable, reference pertinent Agreement provisions);
- 3) Identification of all documents and substance of all oral communications that support the Contractor's position; and
- 4) The dollar amount in dispute, if applicable.

B. Upon receipt of the written dispute notice, the State Contract Manager will examine the matter and issue a written decision to the Contractor within ten (10) State business days. The decision shall contain the following information:

- 1) A description of the dispute;

State of California
and _____ County
Agreement #XXXXXXXX

- 2) A reference to pertinent Agreement provisions, if applicable;
 - 3) A statement of the factual areas of the agreement or disagreement; and
 - 4) A statement of the representative's decision with supporting rationale.
- C. The decision of the State Contract Manager shall be final unless, within thirty (30) calendar days from the date of the receipt of the State Project Director's decision, the Contractor files with the State a notice of appeal addressed to:
- California Complete Count Census 2020
Attn: Director
400 "R" Street, Suite 350,
Sacramento, CA 95811

The decision of the Director or the Director's designee shall be final.

11. ENTIRE AGREEMENT

This Agreement (including the Exhibits and documents incorporated into this Agreement by reference) is the complete and exclusive statement of the Agreement between the Parties relating to the subject matter of this Agreement and supersedes all prior contracts or prior representations, oral or written, between the Parties relating to the subject matter of this Agreement.

12. INCOMPATIBLE ACTIVITIES & STATEMENT OF ECONOMIC INTEREST FORM 700

- A. The County Employee is subject to the following incompatible activities provision of Government Code section 1126 during the term of this Agreement:
- "(a) Except as provided in Section 1128 and 1129, a local agency officer or employee shall not engage in any employment activity or enterprise for compensation which is inconsistent, incompatible, in conflict with, or inimical to his or her duties as a local agency officer or employee or with the duties, functions, or responsibilities of his or her appointing power or the agency to which he or she is employed. The officer or employee shall not perform any work, service or counsel for compensation outside his or her local agency employment where any part of his or her efforts will be subject to approval by any other officer, employee, board or commission of his or her employing body, unless otherwise approved in the manner prescribed by subdivision (b)."
- B. Any employment or other arrangement for compensated services by a county employee performing services pursuant to this agreement with a community-based organization or media service during the performance of this contract, shall be deemed an incompatible activity within the meaning of Government Code section 1126, subdivision (a), and is prohibited during the term of this Agreement.
- C. The Contractor staff is subject to the State's conflict of interest laws, and as such will be required to complete the Statement of Economic Interests, Form 700, prior to performing any work under this Agreement, on an annual basis thereafter, and

within 30 days of leaving office: <http://www.fppc.ca.gov/Form700.html>. In addition, upon Agreement award and every two (2) years thereafter, Contractor staff shall complete the State's online Ethics Training Course, as maintained by the California Office of the Attorney General, and submit the certificate of completion to the State Project Director or designee.

13. DATA SECURITY

Contractor will be required to sign a data security policy prior to uploading any data and/or documents into SwORD. Contractor shall provide the signed policy to the CCC Office within ten days (10) of receiving the document and request for signature.

14. PROTECTION OF STATE FINANCIAL, STATISTICAL, PERSONAL, TECHNICAL AND OTHER DATA

All financial, statistical, personal, technical, and other data and information relating to the State's operation that are designated confidential by the State and made available to County employee(s) in order to perform under this Agreement, or which become available to County employee(s) in performing under this Agreement, shall be protected by the Contractor and the County employee(s) from unauthorized use and disclosure through the observance of the same or more effective procedural requirements as are applicable to the State. The identification of all such confidential data and information as well as the State's procedural requirements for protection of such data and information from unauthorized use and disclosure shall be provided by the State in writing to the Contractor and the County employee(s). If the methods and procedures employed by the Contractor and the County employee(s) for the protection of the Contractor's and County employee(s)' data and information are deemed by the State to be adequate for the protection of the State's confidential information, such methods and procedures may be used with the written consent of the State to carry out the intent of this paragraph. The Contractor and the County employee(s) shall not be required under the provisions of this paragraph to keep confidential any data or information that is or becomes publicly available, is already rightfully in the Contractor or County employee(s)' possession, is independently developed by the Contractor or the County employees outside the scope of this Agreement, or is rightfully obtained from third parties

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