

# MEETING AGENDA

The City Council/Successor Agency of the City of Firebaugh

Vol. No. 22/08-01

**Date/Time: August 1, 2022/6:00 p.m.**

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**\*SPECIAL NOTICE DUE TO COVID-19 MEETING WILL BE HELD TELECONFERENCE VIA WEBEX, & THE MEETING WILL BE HELD OPEN TO IN-PERSON MEETING**

**PURSUANT TO PARAGRAPH 11 OF EXECUTIVE ORDER N-25-20,  
EXECUTED BY THE GOVERNOR OF CALIFORNIA ON MARCH 12, 2020**

*Members of the public who wish to address the Council may do so by submitting a written comments to the Deputy Clerk via email [deputyclerk@ci.firebaugh.ca.us](mailto:deputyclerk@ci.firebaugh.ca.us) Please provide: Council Meeting Date, Item Number your comment are pertaining to, Name, Email and comment, no later than 3:00 PM the day of the meeting.*

**\*Pursuant to Government Code Section 54953 (b)(2), all action taken during this teleconferenced meeting shall be by roll call vote.**

## **Join Zoom Meeting**

<https://cityoffirebaugh.my.webex.com/cityoffirebaugh.my/j.php?MTID=mbed989356f5fe7c653c8537a89a67b39>

**Computer Meeting ID:** 25513812463

**Meeting password:** QzNPDh34rB5

**Phone:** 1-650-479-3208 **Meeting No.** 25513812463 **Meeting password:** (79673434 from phones & video systems)

## **CALL TO ORDER**

### **ROLL CALL**

Mayor Brady Jenkins  
Mayor Pro Temp Felipe Pérez  
Council Member Marcia Sablan  
Council Member Elsa Lopez  
Council Member Freddy Valdez

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Andrew Firebaugh Community Center to participate at this meeting, please contact the Deputy City Clerk at (559) 659-2043. Notification 48 hours prior to the meeting will enable the city to make reasonable arrangements to ensure accessibility to the Andrew Firebaugh Community Center.

Any writing or documents provided to the City Council regarding any item on this agenda will be made available for public inspection at City Hall, in the Deputy City Clerk's office, during normal business hours.

## **PLEDGE OF ALLEGIANCE**

## **APPROVAL OF THE AGENDA**

## **PUBLIC COMMENT**

## **PRESENTATION**

None

## CONSENT CALENDAR

Items listed on the calendar are considered routine and are acted upon by one motion unless any Council member requests separate action. Typical items include minutes, claims, adoption of ordinances previously introduced and discussed, execution of agreements and other similar items.

1. **APPROVAL OF MINUTES – The City Council regular meeting on June 20, 2022.**
2. **APPROVAL OF MINUTES – The City Council regular meeting on July 18, 2022.**

## PUBLIC HEARING

None

## NEW BUSINESS

3. **RESOLUTION NO. 22-35 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH SUPPORTING THE MEASURE C RENEWAL EXPENDITURE PLAN.**

**Recommended Action:** Council receives public comment & approves Res. No. 22-35.

4. **RESOLUTION NO. 22-36 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH CONCERNING MEASURE C EXTENSION LOCAL TRANSPORTATION PURPOSE PASS-THROUGH AND PROGRAM FUNDS ANNUAL ALLOCATION FOR FY 2022-2023.**

**Recommended Action:** Council receives public comment & approves Res. No. 22-36.

5. **RESOLUTION NO. 22-37 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO EXECUTE A PROPERTY TAX ALLOCATION AGREEMENT WITH THE FRESNO COUNTY FIRE PROTECTION DISTRICT.**

**Recommended Action:** Council receives public comment & approves Res. No. 22-37.

## STAFF REPORTS

## CLOSED SESSION

## ANNOUNCEMENT AFTER CLOSED SESSION

## ADJOURNMENT

### **Certification of posting the agenda**

I declare under penalty of perjury that I am employed by the City of Firebaugh and that I posted this agenda on the bulletin boards at City Hall, July 29, 2022, at 5:00 p.m. by Rita Lozano Deputy City Clerk.

# MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh  
Vol. No. 22/06-20

PURSUANT TO PARAGRAPH 11 OF EXECUTIVE ORDER N-25-20,  
EXECUTED BY THE GOVERNOR OF CALIFORNIA ON MARCH 12, 2020

City Council Meeting held via teleconferencing

**\*Pursuant to Government Code Section 54953 (b) (2), all action taken during this teleconferenced meeting shall be by roll call vote.**

**Location of Meeting:** Andrew Firebaugh Community Center  
1655 13<sup>th</sup> Street, Firebaugh, CA 93622  
**Date/Time:** June 20, 2022/6:00 p.m.  
**CALL TO ORDER** Meeting called to order by Mayor Jenkins at 6:00 p.m.  
**ROLL CALL** Mayor Brady Jenkins  
Mayor Pro Tem Felipe Pérez  
Council Member Marcia Sablan  
Council Member Elsa Lopez  
**ABSENT:** Council Member Freddy Valdez

**OTHERS:** City Attorney James McCann; City Manager/Acting Public Works Director, Ben Gallegos; Deputy Clerk, Rita Lozano; Finance Director, Pio Martin Police Chief, Sal Raygoza; Fire Chief, John Borboa; City Engineer, Mario Gouveia; Gouveia Engineering; Michael Molina, Marc Benjamin (Brian Pacheco's Office); Hector, Ryan Gonzalez, Chris Gutierrez, Wanda Breshears, & others.

**PLEDGE OF ALLEGIANCE** Council Member Sablan led pledge of Allegiance.

## APPROVAL OF THE AGENDA

*Motion to approve agenda by Council Member Sablan, second by Council Member Perez, motion passed by 5-0 vote.*

**PUBLIC COMMENT** None

**PRESENTATION** None

## CONSENT CALENDAR

1. APPROVAL OF MINUTES – The City Council regular meeting on June 6, 2022.

2. WARRANT REGISTER – Period starting May 1 and ending on May 31, 2022.

May 2022	General Warrants	#42766 - #42879	\$ 822,937.68
	Payroll Warrants	#71774 - #71792	\$ 136,594.69
	<b>TOTAL</b>		<b>\$ 959,532.37</b>

3. RESOLUTION NO. 22-28 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING USE OF EMERGENCY REMOTE TELECONFERENCING PROVISIONS.

*Motion to approve Consent Calendar by Council Member Valdez, second by Council Member Sablan, motion passed by 5-0 vote.*

## PUBLIC HEARING

4. ORDINANCE NO. 22-03 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH ADDING A NEW SUBSECTION TO SECTION 2-4 OF CHAPTER 2 OF THE FIREBAUGH MUNICIPAL CODE REGARDING POLICE ACQUISITION AND USE OF "MILITARY EQUIPMENT" – SECOND READING.

Open hearing at 6:03 pm – no comment – Close hearing at 6:04 pm

*Motion to approve Ord. No. 22-03 by Council Member Valdez, second by Council Member Sablan, motion passed by 5-0 vote.*

## NEW BUSINESS

5. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS & AUTHORIZE THE CITY MANAGER TO RE-NEGOTIATE OR ADJUST THE RATES ON THE LEASE AGREEMENT BETWEEN THE CITY OF FIREBAUGH AND THE VFW POST # 7380.

*Motion to authorize the City Manager to negotiate and present to council recommendations by Council Member Sablan, second by Council Member Perez, motion passed by 5-0 vote.*

6. RESOLUTION NO. 22-29 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH CONFIRMING THE DIAGRAM AND ASSESSMENT OF ANNUAL LEVY FOR FISCAL YEAR 2022-2023 FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 (Pursuant to the Landscaping and Lighting Act of 1972).

*Motion to approve Res. No. 22-29 by Council Member Sablan, second by Council Member Lopez, motion passed by 5-0 vote.*

7. RESOLUTION NO. 22-30 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH ADOPTING ANNUAL APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2022-23.

*Motion to approve Res. No. 22-30 by Council Member Lopez, second by Council Member Perez, motion passed by 5-0 vote.*

8. RESOLUTION NO. 22-31 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING THE CITY OF FIREBAUGH'S BUDGET FOR FISCAL YEAR 2022 – 2023.

*Motion to approve Res. No. 22-31 by Council Member Sablan, second by Council Member Perez, motion passed by 5-0 vote.*

9. RESOLUTION NO. 22-32 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH, DESIGNATING VOTING DELEGATE AND ALTERNATE(S) FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL MEETING, SEPTEMBER 7-9, LONG BEACH.

*Motion to approve Res. No. 22-32 by Council Member Sablan, second by Council Member Perez, motion passed by 5-0 vote.*

## STAFF REPORTS

- City Engineer, Mario Gouveia – 14<sup>th</sup> Street Rehab update.
- Fire Chief John Borboa – Fire Dept. renegotiated a new contract increase contract of \$25,000 for Mutual Aid with Fresno County.
- Police Chief Sal Raygoza – it has been slow these last two weeks, had a couple of complaints about gang activity. Councilmember Sablan asked if any complaints were about the outdoor market. Chief replied, "No."
- Finance Director, Pio Martin – will present the TDA and Measure C resolution in the future, office work is as usual.

- **City Attorney, James McCann** – nothing to report.
  - **Deputy City Clerk, Rita Lozano** – First regular council meeting in July is scheduled for 4<sup>th</sup> of July, so we won't have it since it's a holiday and City Hall will be closed. City Manager added is a meeting is required, it will be a special meeting.
  - **City Manager, Ben Gallegos** – Council Member Perez filled in at the Senior Center, while Anita Sanchez was out. Greystone developer is working to split & purchase property via survey, which may be an additional 120 acres for a second development, and about 140 to 150 possible homes. Working with Cen Cal on their project, they need landscape and concrete. Still going after grants have several grants ongoing. Met with Mario to address the flood area in front of the school to find a resolution & we looked at other locations that were brought to our attention.
  - **Council Member Lopez** - inquired about the need for a new public works director, since he has been doing good job with positions. Council Member Sablan added, she agreed with Councilmember Lopez. Council Member Jenkins and Valdez stated, Ben's been busy and feel the city needs Ben to be solely the City Manager, he is capable to doing both but if he can work only as the City Manager a 100% of the time, it will allow him to concentrate of business development, other city issues, he hasn't been able to because of the time restrictions of doing both jobs, & council voted 5-0 when his contract was renewed which stated the intent of hiring a Public Works Director. We have a lot of money saved from Ben holding two positions for the past several years. City Manager Ben stated it is not recommended to suggest the has a lot of money or tell the employees, we have all kinds of money with negotiations coming up. We couldn't predict COVID or the financial impacts of the past few years.
  - **Council Member Perez** – I agree we don't know what is going to happen in the future.
  - **Council Member Sablan** – asked the Finance Director, "What would you say about the budget? We will never have enough for everything we need or want for the city." Finance Director replied, "I agree, the one thing that scares me the most is the PD Station, with \$800,000 on our reserves being allocated to the new PD station from our general fund, it is the biggest concern. Water and Sewer funding are doing well, & impact fund is fine." Council Member Sablan added, if we hire a new Public Works Director and purchase a new vehicle, there's no turning back.
  - **Council Member Valdez** – If we have a full-time dedicated City Manager, he can focus on economic development and housing issues, which would bring in additional revenue.
- ❖ ***Motion to enter closed session at 7:50 pm by Council Member Lopez, second by Council Member Perez, motion passed by 5-0 vote.***

## CLOSED SESSION

### 10. **Government Code Section 54957**

PUBLIC EMPLOYEE EVALUATION: City Manager.

- ❖ ***Motion to enter open session at 8:30 pm by Council Member Perez, second by Council Member Lopez, motion passed by 5-0 vote.***

## ANNOUNCEMENT AFTER CLOSED SESSION

## ADJOURNMENT

***Motion to adjourn at 8:36 pm by Council Member Perez, second by Council Member Lopez, motion passes by a 5-0 vote.***

# MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh  
Vol. No. 22/07-18

PURSUANT TO PARAGRAPH 11 OF EXECUTIVE ORDER N-25-20,  
EXECUTED BY THE GOVERNOR OF CALIFORNIA ON MARCH 12, 2020

City Council Meeting held via teleconferencing

**\*Pursuant to Government Code Section 54953 (b) (2), all action taken during this teleconferenced meeting shall be by roll call vote.**

**Location of Meeting:** Andrew Firebaugh Community Center  
1655 13<sup>th</sup> Street, Firebaugh, CA 93622

**Date/Time:** July 18, 2022/6:00 p.m.

**CALL TO ORDER** Meeting called to order by Mayor Jenkins at 6:00 p.m.

**ROLL CALL** Mayor Brady Jenkins  
Council Member Marcia Sablan  
Council Member Elsa Lopez  
Council Member Freddy Valdez

**ABSENT:** Mayor Pro Tem Felipe Pérez

**OTHERS:** City Attorney James McCann; City Manager/Acting Public Works Director, Ben Gallegos; Finance Director, Pio Martin Police Chief, Sal Raygoza; Fire Chief, John Borboa; Acct. Tech II, Olga Flores; City Engineer, Mario Gouveia; Gouveia Engineering; Michael Molina, Rayan Gonzalez, Matthew Garcia, Ramon Guerra, Danny Barragan, Terrie Barragan, Morgan Martinez, Nicole Molina, Nicholas Molina, Linda Espinoza, Wanda Breshears, & others.

**PLEDGE OF ALLEGIANCE** Council Member Lopez led pledge of Allegiance.

## APPROVAL OF THE AGENDA

*Motion to approve agenda by Council Member Sablan, second by Council Member Lopez, motion passed by 4-0 vote.*

## PUBLIC COMMENT

Danny and Terrie Barragan asked if the community could help with watering and/or food for the dog pound, or if the city need any help with supplies for the dog pound or needed help with volunteers to clean or provide other services. They also inquired if the city has a budget for the pound. City Manager replied, "Yes, there is budget, we try to have the dogs adopted out & they're provided with an ac unit, water & food, but we do accept donations, we could use collars, blankets for the winter. Any injured dogs are taken to the vet. The city can provide a list of items and food for donations."

## PRESENTATION

- WESTLANDS WATER DISTRICT was unable to present awards to students since the student were unavailable to attend the meeting. **Item tabled.**
- Officer Jason Perez-Lopez & Public Works Director Michael Molina were sworn-in by Mayor Jenkins.

## CONSENT CALENDAR

### 1. WARRANT REGISTER – Period starting June 1 and ending on June 30, 2022.

June 2022	General Warrants	#42880 - #43004	\$ 916,569.58
	Payroll Warrants	#71793 - #71823	\$ 251,031.76
	<b>TOTAL</b>		<b>\$ 1,167,601.34</b>

**2. RESOLUTION NO. 22-33 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING USE OF EMERGENCY REMOTE TELECONFERENCING PROVISIONS.**

*Motion to approve Consent Calendar by Council Member Valdez, second by Council Member Sablan, motion passed by 4-0 vote.*

**PUBLIC HEARING**

**3. ORDINANCE NO. 21-04 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH REPEALING SECTIONS 9-1.1, 9-1.2, 9-1.3, AND 9-1.4 OF CHAPTER 9 [TRAILERS AND TRAILER PARKS] OF THE MUNICIPAL CODE, REPLACING THE HEADING OF CHAPTER 9 WITH THE TITLE "MOBILE HOME PARKS ACT", AND ADDING SECTIONS 9-1.1 THROUGH 9-1.11 RELATING TO THE ASSUMPTION OF RESPONSIBILITY OF ENFORCING THE MOBILE HOME PARKS ACT AND SPECIAL OCCUPANCY PARKS ACT OF THE CALIFORNIA HEALTH AND SAFETY CODE – SECOND READING.**

City Manager spoke with Fresno County, they're having difficulty enforcing in Fresno, therefore; the city would need a fulltime code enforcement and one clerk to help with the clerical paperwork. Chief Raygoza said with the current code violations, some structures maybe condemned, and individuals may be displaced. Mr. Guerra asked who owns the trailer parks on "N" St. Staff replied they are owned by private owners. Police Chief reported concerns to the state about trailer park issues but hasn't received a response. Councilmember Valdez stated, "Looks like the city is unable to staff this issue at this time." Councilmember Sablan added, "Any of code enforcement the city can do would be better than doing nothing, and we should ask owners to do some of the repairs." Finance Director added, "Any money collected by the city would have to be reported & a portion would be sent to the state."

*Motion to table Ord. No. 21-04 until January 2023 by Council Member Lopez, second by Council Member Valdez, motion passed by 4-0 vote.*

**4. RESOLUTION NO. 22-34 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO APPROVE THE FIRST AMENDED TO THE GROUNDWATER SUSTAINABILITY PLAN – A COPY OF THE FIRST AMENDMENT TO THE GROUNDWATER SUSTAINABLE PLAN IS AVAILABLE ONLINE AT: <http://www.sjrecwa.net/sgma/gsp>**

*Motion to approve Res. No. 22-34 by Council Member Sablan, second by Council Member Lopez, motion passed by 4-0 vote.*

**NEW BUSINESS**

**5. THE CITY COUNCIL OF THE CITY FIREBAUGH TO REVIEW AND DISCUSS THE RIVER CLEANUP & OWNERSHIP OR CITY LIMITS OF THE RIVERBANK – UPDATE.**

City Manager reported the city is not allowed to do cleanup called the State and waiting for their response, he will look up the regulation and the requirements regarding the habitat regulations from Fish & Game.

**6. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO REVIEW AND DISCUSS PAINTING OF THE CURBS IN FRONT OF FIREBAUGH LAS-DELTAS SCHOOLS.**

Mayor Brady Jenkins spoke the Police Chief Raygoza and reached a resolution.

**7. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO REVIEW AND DISCUSS THE DUNKLE PARK RESTROOMS AND SNACK BAR – UPDATE.**

It was suggested that a public announcement be made on utility bills for public to help keep the restrooms clean & recommended to post a cleaning schedule so public knows. Snack bar recommendation to start a deposit and rental fee for accountability purposes to recover & help maintain damages. Have public works look into fixing the snack bar.

## STAFF REPORTS

- **City Engineer, Mario Gouveia** – 14<sup>th</sup> Street Rehab is completed and came out very good.
- **Fire Chief John Borboa** – 4<sup>th</sup> of July was a busy day, he received 12 calls, 4 fires with three of the fires related to fireworks. Confiscated illegal fireworks & requested setting fine for illegal fireworks and holding the property owners responsible.
- **Police Chief Sal Raygoza** – congratulations to Michael as the Public Works Director, comparing number from the first 6 months are the same as current stats. Vandalism and graffiti crimes are up, mostly from the Housing Authority; however, Firebaugh is still one of the safest communities in Fresno County.
- **Finance Director, Pio Martin** – closing year-end reports, working on the audit and will begin working on a new water study.
- **Public Works Director, Michael Molina** – Thanks for the opportunity, looking forward to keeping everything safe & nice in our community.
- **City Manager, Ben Gallegos** – park restrooms are up, and running & the restroom placement was based on the water, sewer, & electric at the location. Working on projects with Michael and city hall door replacement will be starting soon. History was made by hiring the first female public works maintenance worker, and her work has been very impressive. Working with EDC on projects for potential new businesses and creating new jobs. The New York Times has reached out to us about the levees and the flooding. Ben & Pio will be attending a cannabis convention for further our education.
- **Council Member Lopez** - Congratulations to Michael, and proud moment for us and Sherry.
- **Council Member Sablan** – Nothing to report.
- **Council Member Valdez** – Congratulation to our new employees.
- **City Attorney, James McCann** – studying bi-annual conflict of interest and will bring any recommendations, if needed.
- **Council Member Brady Jenkins** – wished Michael the best of luck. Attended Measure C, voted in favor to place on the ballot and if it passes the city will get additional funding for roads. From 2006 to current year, how much funding did the city receive and where was it used.

## CLOSED SESSION

## ANNOUNCEMENT AFTER CLOSED SESSION

## ADJOURNMENT

*Motion to adjourn at 7:22 pm by Council Member Valdez, second by Council Member Lopez, motion passes by a 4-0 vote.*



Fresno County Transportation Authority

Fresno Council of Governments

## Measure C Renewal - MC3



PROMISES MADE. PROMISES KEPT.

# Addressing Our Transportation Needs



- August 7, 2019, FCTA Board authorized beginning the process of renewing Measure C (MC3)
- Targeted placement of the Measure on the November 2022 ballot
- Established an Executive Committee and a Technical Working Group
- Presented the Plan to the FCTA Board for final approval on July 20, 2022

## Background



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS



## Renewal Plan Executive Committee Resulted from Request to Expand the Committee **17 Meetings**

**Note:** Additional members were added in response to requests from Community Advocates

### MEASURE C EXECUTIVE COMMITTEE MEMBERSHIP

LOCAL GOVERNMENT	
1	David Cardenas, Mayor, Fowler/Co-Chair—EASTSIDE
2	Lynne Ashbeck, Mayor Pro Tem, Clovis/Co-Chair—METRO
3	Vong Mouantoua, Councilmember, Clovis—METRO
4	Jerry Dyer, Mayor, Fresno—METRO, Gregory Barfield, Alternate
5	Eli Onilveros, Mayor, Sanger—EASTSIDE
6	Gary Yep, Mayor, Kerman—WESTSIDE
7	Rolando Castro, Mayor, Mendota—WESTSIDE (Small Business Owner in Mendota)
8	Paul Nerland, County of Fresno—COUNTY
9	Sheriff Margaret Mims—COUNTY
10	Chief Greg Tarascou, Sanger Fire/Emergency Medical
BUSINESS/LABOR/ECONOMIC DEVELOPMENT/CIVIC SECTORS	
11	Lee Ann Eager, EDC—CIVIC
12	Scott Miller, Fresno Chamber—CIVIC
13	Thilani Grubel, Bitwise—BUSINESS/TECHNOLOGY, Jake Soberal, Alternate
14	Debbie Hunsaker, Alert O Lite—BUSINESS
15	Ryan Jacobsen, Farm Bureau—AG
16	Lorna Roush, Schultz Ranch—AG
17	Roger Van Gronigen, Van G Trucking—GOODS MOVEMENT
18	Chuck Riojas, Central CA Labor Council
19	James Hammond, Laborers Local #294 OE #3-Additional Labor Rep
COMMUNITY ORGANIZATIONS/ADVOCATES/NOT-FOR-PROFITS	
20	Linda Hayes, EOC Board of Directors—HUMAN SERVICES
21	Artie Padilla, CVCF—PHILANTHROPY/SERVICE
22	Sarah Harris, Resources for Independence Central Valley—DISABILITY SERVICES
23	Gayle Holman, Community Medical System—HEALTHCARE/SERVICE
24	Cynthia Arriaga, YLI—YOUTH/ADVOCACY - Alternate: D'Aungillique Jackson
25	Mark Keppler, Clovis Community Foundation/Active Transportation/ ADVOCACY
26	Veronica Garibay, CBO/ADVOCACY
27	Leticia Valencia, CBO/Faith/ADVOCACY
28	Sandra Celedon-CBO/ADVOCACY
29	Nayamin Martinez-CBO/Environmental/ADVOCACY
EDUCATION	
30	Dr. Aly Tawfik, Transportation Institute, Fresno State-INNOVATION/RESEARCH/HIGHER ED
31	Ruby Duran, Dept. of Counseling Chair, Reedley College & Central Valley Latino Leaders Academy
32	Eric Cedarquist, Superintendent, Fowler Unified School District (retired)





**Renewal Plan  
Technical Working  
Group**

**22 Meetings**

FCTA  
FCOG  
Fresno County BOS  
City of Fresno  
City of Clovis  
Eastside Cities  
Westside Cities  
Business  
Education  
Agriculture  
Construction  
Labor  
Transportation/Goods  
Movement  
Emergency Services  
Community Based  
Organizations  
Health

City of Clovis  
City of Coalinga  
City of Firebaugh  
City of Fowler  
City of Fresno  
City of Huron  
City of Kerman  
City of Kingsburg  
City of Mendota  
City of Orange Cove  
City of Parlier  
City of Reedley  
City of San Joaquin  
City of Sanger  
City of Selma  
County of Fresno San  
Joaquin Valley Air District  
Caltrans  
Public Transportation  
Urban  
Public Transportation Rural

Active Transportation  
Agriculture  
Broad-Based Business  
Building Development  
Education  
Environment  
Community Based Organizations  
Community Based Organizations  
Goods Movement  
Measure C Citizen Oversight  
Committee  
New Technology  
Public Health Advocate  
ADA/Seniors  
Aviation  
Construction  
Emergency Services/Public  
Safety  
Fresno COG  
FCTA  
Labor

# Needs Assessment

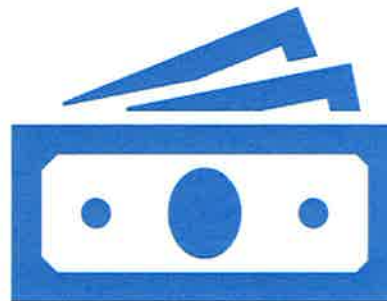
- 2022 Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS)
- Countywide Pavement Condition Survey
- Other Funding Sources Identified
- Funding Gaps Identified



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS

# Revenue Projections

30 Year -- \$6.8 billion



# Public Engagement Strategies

- 14 Workshops and Community Meetings
- Door to Door; 1,070 Spanish responses – Cantua Creek, Lanare, Tranquillity, Orange Cove, Parlier, Kerman, Caruthers, Biola, Hmong Community, Coalinga, Del Rey, Five Points, Huron, Sanger, Kingsburg, San Joaquin, Punjabi Community
- Community Events
- Virtual Meetings
- Online & In-Person Surveys; 2,800 surveys, 2,000 comments
- 2 Public Opinion Polls – Just Short of 5,500 responses



# Voter Opinion Poll

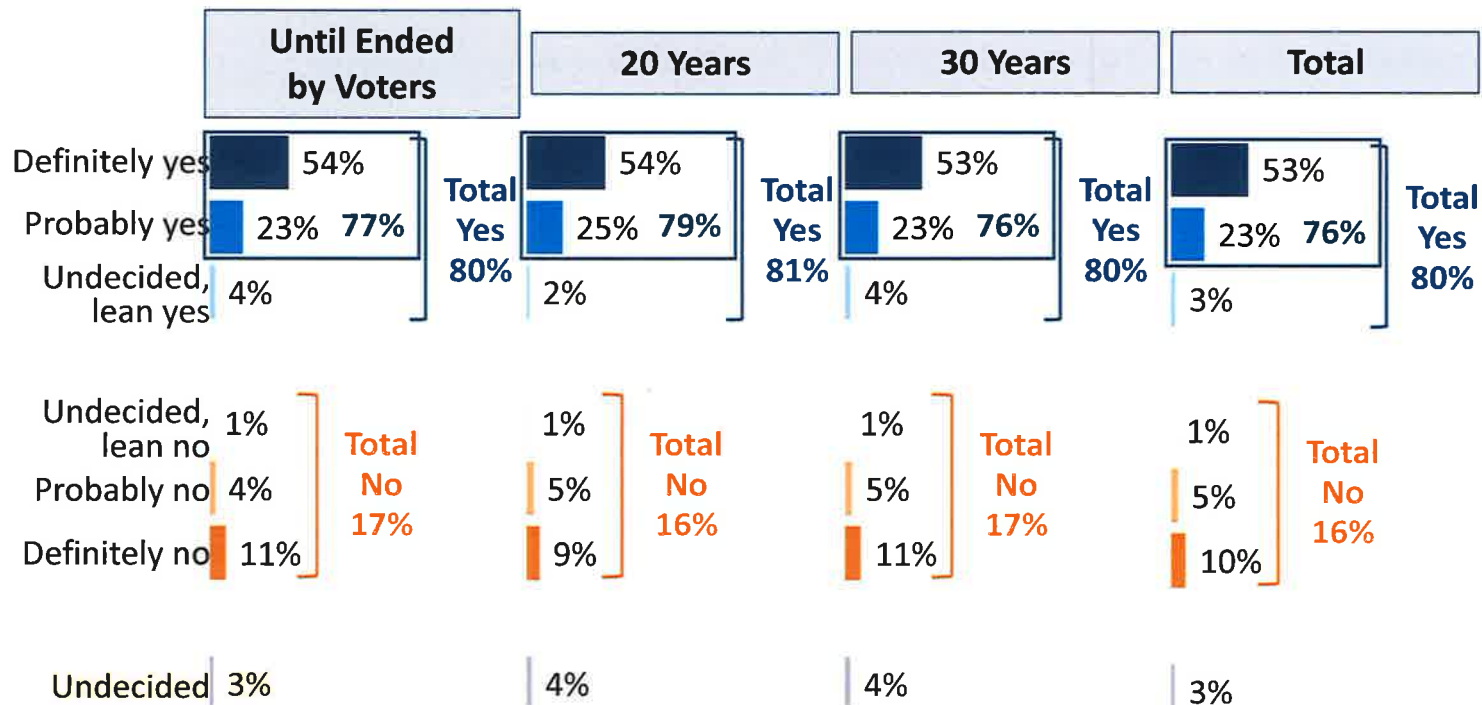
Sample Size: 2,465 1<sup>st</sup>, 2,988 2<sup>nd</sup>

Poll #1 Taken: 2/11/21 – 3/16/22

Poll #2 Taken: 3/15/22 – 4/18/22

**Slightly more than three-quarters initially support a Fresno Transportation Continuation Measure regardless of the duration, with roughly half saying they would definitely vote yes.**

(Each Duration MOE = +/-4.7%; Total MOE = +/-2.7%)

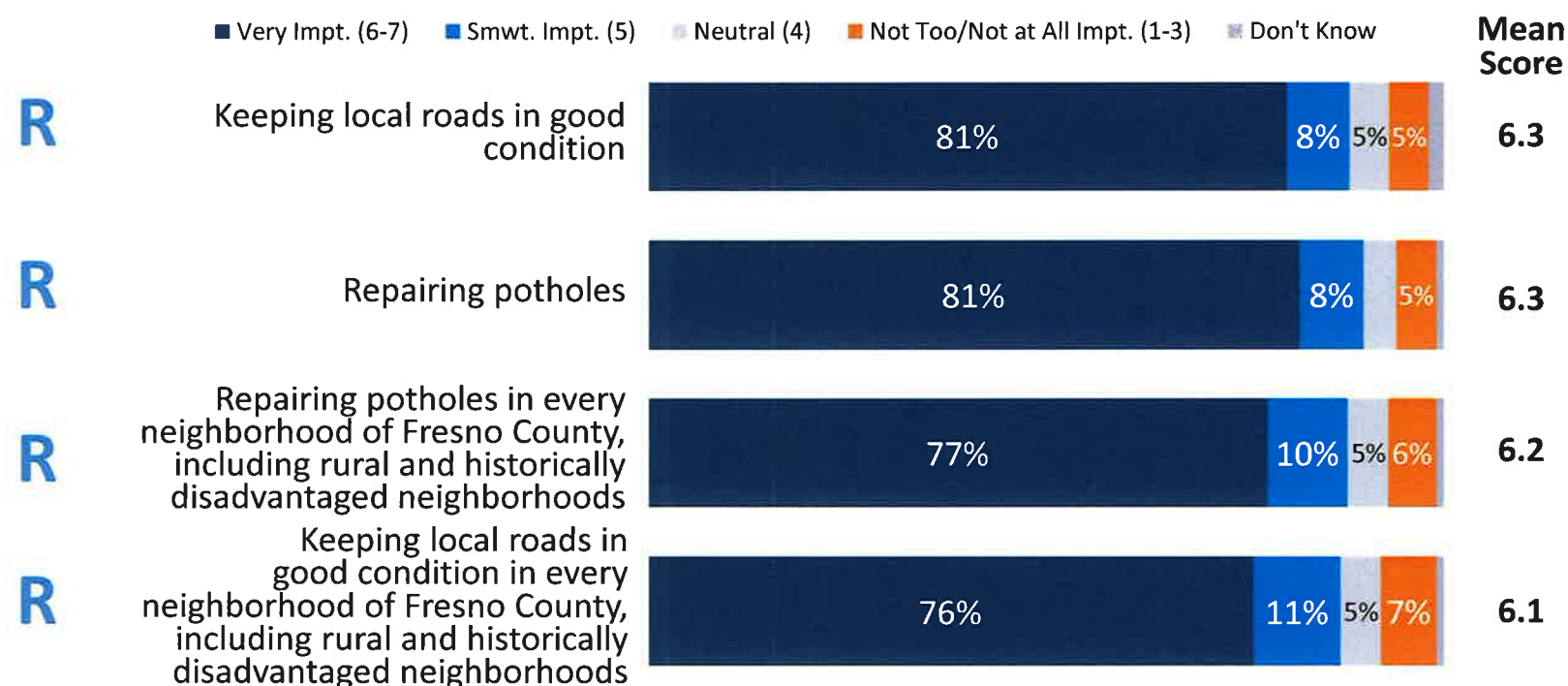


Q. Based on this description, would you vote yes in favor of the measure or no to oppose it?



# **Keeping local roads and transportation infrastructure in good condition, repairing potholes, creating local jobs, keeping bus fares low, and upgrading structurally declining bridges/overpasses are among voters' top priorities.**

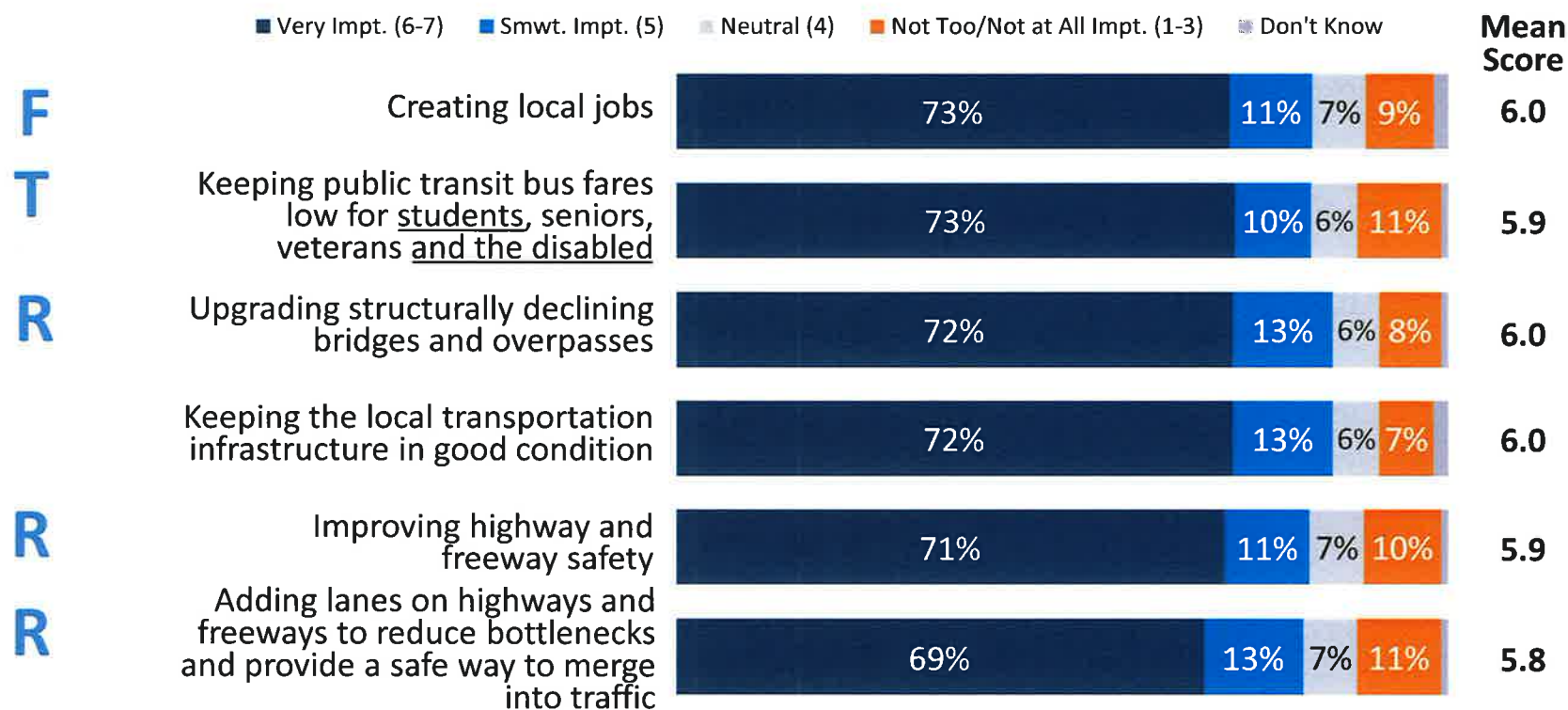
(Ranked by Very Important: 6-7)



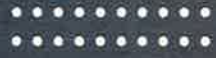
Q. I am going to mention some features and provisions of the proposed **Fresno County Transportation Continuation Measure** we are discussing. Regardless of your opinion of the measure, please tell me how important it is to you that the feature or provision be included as part of the measure. We will use a scale of 1 to 7, where **1** means **NOT AT ALL IMPORTANT** to you that the feature or provision is included in the measure extension and **7** means it would be **VERY IMPORTANT**. Split Sample

## Continued

(Ranked by Very Important: 6-7)



Q. I am going to mention some features and provisions of the proposed Fresno County Transportation Continuation Measure we are discussing. Regardless of your opinion of the measure, please tell me how important it is to you that the feature or provision be included as part of the measure. We will use a scale of 1 to 7, where 1 means NOT AT ALL IMPORTANT to you that the feature or provision is included in the measure extension and 7 means it would be VERY IMPORTANT. Split Sample



Greatest  
Remaining Need



# Allocation Principles

Local Choice,  
Local Control

Flexibility

Fix it First

No  
Neighborhood  
Left Behind

Improve  
Safety

Equity



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS



## Allocations BY PROGRAM

Measure C Renewal Program		Percent of Total	30-Year Funding Estimate	Percent of Total Need Meet by All Funding Sources Including Measure C
1	Local & Neighborhood Street Repair & Maintenance	51%	3,511,000,000	64%
2	Local Control	18%	1,208,794,520	89%
3	Safe Bikes and Pedestrians (Including Safe Routes to School & Access for People with Disabilities)	1%	75,524,940	95%
4	Urban & Rural Public Transit	12%	811,953,000	96%
5	Major Roads & Highways, Safety Improvement and Congestion Relief	15%	997,713,440	70%
6	Environmental Sustainability	2%	144,000,000	N/A
7	Administration	1%	86,058,856	N/A
Total:		100%	\$ 6,835,044,756	



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS

**Measure C 3**

## Measure C 3

# Approval Process

Public review of the Draft Measure C Renewal Expenditure Plan began on May 27, 2022 and ended on June 27, 2022

Fresno County Transportation Authority Board Approved the Plan on July 20, 2022

7 July

27 May – 27 June

20 July

Fresno Council of Governments Board Adopted the Plan on July 7, 2022



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS

- Allows sidewalk repairs to be funded through the Street Repair and Maintenance Program
- Revises the distribution of these street repairs funds from 75% population – 25% road miles to 80% -- 20% (later revised to 78% -- 22%)
- Revises the distribution of the Local Control Program funds to 100% population based
- Establishes an annual \$100,000 minimum allocation within the Street Repair and Maintenance Program for each of the 16 agencies in Fresno County
- Changes a few of the projects included in Fresno's portion of the Tier 1 Major Roads and Highway Program
- Limits Urban Transit Oriented Development (TOD) funding to certain high-density and transit corridor requirements
- Includes local hiring preference language

## City of Fresno Revisions to the TWG/EC Plan

*End result: Cities received greater local allocations with the smallest cities seeing increases between 5% to 20% higher. Fresno County's allocation was reduced by \$187 Million or 14%*

# Fresno COG Approved Plan

Local Flow Thru	TWG/EC Committee Recommendation		COG Approved Plan		Difference
Agency					
Clovis	496,660,395	10.36%	519,210,059	10.83%	\$22,549,664
Coalinga	69,196,730	1.44%	74,562,264	1.55%	\$5,365,534
Firebaugh	32,379,516	0.68%	36,943,730	0.77%	\$4,564,214
Fowler	29,414,298	0.61%	32,599,858	0.68%	\$3,185,560
Fresno	2,210,712,853	46.10%	2,307,800,260	48.13%	\$97,087,407
Huron	28,275,367	0.59%	33,128,585	0.69%	\$4,853,218
Kerman	65,270,367	1.36%	71,008,461	1.48%	\$5,738,094
Kingsburg	58,709,643	1.22%	61,935,554	1.29%	\$3,225,911
Mendota	47,821,219	1.00%	53,838,196	1.12%	\$6,016,977
Orange Cove	39,791,905	0.83%	44,073,084	0.92%	\$4,281,179
Parlier	60,804,739	1.27%	67,641,387	1.41%	\$6,836,648
Reedley	107,393,155	2.24%	114,213,410	2.38%	\$6,820,255
San Joaquin	16,972,795	0.35%	20,611,555	0.43%	\$3,638,760
Sanger	113,431,849	2.37%	120,149,116	2.51%	\$6,717,267
Selma	100,787,707	2.10%	107,380,167	2.24%	\$6,592,460
County of Fresno	1,317,696,922	27.48%	1,130,223,774	23.57%	(\$187,473,148)
<b>TOTAL</b>	<b>4,795,319,460</b>	<b>100.00%</b>	<b>4,795,319,460</b>	<b>100.00%</b>	<b>\$0</b>



MEASURE C • SHARING YOUR TRANSPORTATION NEEDS

**Measure C 3**



# 30 Year Revenue Changes

## Based on Fresno COG Approved Plan

Agency	Increased Revenues over 30 Years for Street Repairs, Flexible Funds (Local Control)
Clovis	\$22.5 million (+4.5%)
Coalinga	\$5.4 million (+7.8%)
Firebaugh	\$4.6 million (+14.1%)
Fowler	\$3.2 million (+10.8%)
Fresno	\$97 million (+4.4%)
Huron	\$4.8 million (+17.2%)
Kerman	\$5.7 million (+8.8%)
Kingsburg	\$3.2 million (+5.5%)

Agency	Increased Revenues over 30 Years for Street Repairs, Flexible Funds (Local Control)
Mendota	\$6.0 million (+12.6%)
Orange Cove	\$4.3 million (+10.8%)
Parlier	\$6.8 million (+11.2%)
Reedley	\$76.8 million (+6.4%)
San Joaquin	\$3.6 million (+21.4%)
Sanger	\$6.7 million (+5.9%)
Selma	\$6.6 million (+6.5%)

Fresno County: Decreased Revenues  
\$187 million (-14.2%)



## Major Roads & Highways Program

- Provides Connectivity Between Communities
  - Improvements to Fresno Airports
  - Improves Mobility: Addition of Travel Lanes, Passing Lanes, Interchanges, & Other Major Improvements
- 
- Urban Tier 1 Project List:  
25 Local & State Hwy Projects totaling \$833 M
  - Rural Tier 1 Project List:  
20 Local & State Hwy Projects totaling \$ 320 M
  - Urban Tier 2 Project List:  
31 Local & State Hwy Projects totaling \$1.592 B
  - Rural Tier 2 Project List  
14 Local & State Hwy Projects totaling \$415 M

## Proposed Plan

- Allow the entire county to fix potholes & repair streets, reaching an average Pavement Condition Index of 70, which is within the “Good” category
- Dedicate no less than 30% of the street repair funds to disadvantaged areas, and provide a minimum \$100,000 street repair allocation to each agency
- Provide over \$1 billion in Local Control funding so that each agency can best meet their transportation needs
- Provide over \$800 million to the three transit agencies; 180% of current transit allocations
- Meet 95% of the overall active transportation need
- Help address safety issues & congestion choke points
- Dedicate \$144 million for environmental enhancements





# Recommendation

Council Approval of the FCOG  
and FCTA Expenditure Plan &  
Implementing Guidelines



**MEMORANDUM**

**TO:** Fresno County Transportation Authority

**FROM:** Mike Leonardo, Executive Director

**DATE:** July 20, 2022

**SUBJECT:** Adoption of the Fresno Council of Governments Approved Measure C Renewal Expenditure Plan and Implementing Guidelines

---

**RECOMMENDATION:** Staff recommends approval of Resolution 2022-08, adopting the Fresno Council of Governments (COG) approved Expenditure Plan and Implementing Guidelines

**BACKGROUND DISCUSSION:** On August 7, 2019, the Fresno County Transportation Authority (FCTA) Board authorized staff to begin the process of seeking to renew Measure C with a target of placing the Measure on the November 2022 ballot. Included in this authorization was direction to establish an Executive Committee (EC) and a Technical Working Group (TWG) to develop a draft expenditure plan for presentation to the FCTA Board for final approval.

Staff began contacting the various public and private sector organizations to ask for volunteers to join these two committees. With rare exception, staff did not contact specific individuals but worked through agencies and organizations to identify who would serve on the two committees.

In March of 2020, the COVID epidemic hit the United States. Threat of exposure precluded FCTA and Fresno Council of Governments (Fresno COG) staff from scheduling meetings of these committees for approximately 11 months. During that time period society adapted to meeting in a virtual environment and as a result, the first meetings of these two groups were held virtually in January and February of 2021.

Simultaneous with this effort, the Fresno COG was in the process of updating and adopting their Regional Transportation Plan and Sustainable Communities Strategy (RTP/SCS). The RTP/SCS is the 20-year transportation planning document for Fresno County, while Measure C is part of how the RTP/SCS plan is implemented. As a result, the RTP/SCS became the framework for Measure C renewal.

The two committees spent much of their early meetings discussing membership and listening to background information about the Original Measure C adopted in 1986, the Measure C Extension adopted in 2006, and developing guiding principles for a potential third measure (MC3). Membership and process discussions consumed much of the committees' time in the initial months, particularly within the EC.

Fresno COG held a number of community meetings where the RTP/SCS was discussed, and public input sought over a year's time. Measure C staff and consultants participated in these RTP meetings with discussions about what the public viewed as the highest priorities for a renewed Measure C.

In March of 2021, FCTA staff commissioned a public opinion poll to determine what County residents thought were the most pressing transportation issues, and whether or not they would support a second extension of Measure C. The results of that poll were shared with the FCTA Board and the two committees. The polling indicated very high support for renewing Measure C (80%), and that fixing local roads was clearly the highest priority, also at 80%.

In October 2021, FCTA conducted a series of in-person and online public forums specific to Measure C renewal. Staff made short presentations while the majority of the time was spent listening to members of the public discuss what they thought were the highest priorities for a third Measure C. Simultaneously, FCTA also launched an online survey for the purpose of gathering similar data. To date staff has received 2,804 responses with very similar results. FCTA staff and consultants also conducted in person door to door contacts with residents in Cantua Creek, Lenare, Tranquility, Orange Cove, Parlier, Kerman, Mendota, Caruthers, Coalinga, Del Rey, Five Points, Huron, Sanger, Kingsburg, and San Joaquin. Approximately 1,070 surveys were completed by Spanish speakers. The public meetings, online surveys, and in-person contacts all conveyed the same basic messages as the polling; fixing roads was the number one priority.

Beginning with the needs assessment performed by Fresno COG through the RTP/SCS process, staff began drafting alternative proposals for Measure C 3 funding. Four alternatives were initially presented to the TWG. Of these four, two had a significant level of support within the TWG. These two alternatives were later refined by the TWG.

During this process FCTA and Fresno COG staff also met with representatives from Fresno County, the City of Fresno and the City of Clovis to discuss the framework of the preferred alternatives the TWG was considering. While by no means diminishing the importance of the small cities, it was felt that Fresno, Clovis, and Fresno County support of a proposed plan was critical in order to obtain its eventual endorsement by both the TWG and EC. Based upon these meetings, modifications were made to the preferred alternative then being considered by the TWG. These modifications increased the Transit and Local Control subprograms. Specifically, the increase in the Local Control Program was intended to allow each agency to best tailor their Measure C expenditures to their unique and specific needs. This flexibility was especially critical for the City of Fresno who wanted to use some of their Local Control Program money to further increase funds dedicated to public transit.

The TWG considered and approved this allocation plan by a substantial majority. This approved plan was then sent to the EC for their consideration.

The EC also considered and approved the plan as submitted by the TWG. During this consideration and approval process, a second series of public meetings were conducted to once again listen to people's concerns about transportation in Fresno County. A second opinion poll was also conducted resulting in nearly identical results from the first poll.

Once the EC adopted the draft allocation plan, staff used the proposed allocation plan as adopted by the EC and TWG, to develop a detailed draft Expenditure Plan and a set of Implementing Guidelines. The Expenditure Plan was posted for public review on May 27, 2022, and the Implementing Guidelines were posted about a week later. Staff received a number of written and verbal comments on the plan and guidelines. Many of the suggested revisions were incorporated while some were not. Comments not included in the plan tended to be in conflict with the allocation plan adopted by the EC and TWG. The public comment period closed on June -27, 2022 and a final draft revision of the draft plan and guidelines was posted on June 29, 2022.

The plan was to be presented to the Fresno Council of Governments Policy Board for their approval, which was then to be followed by presentation to the FCTA Board for their proposed adoption. Fresno COG was scheduled to consider the plan on June 30, 2022 with FCTA following on July 20. The June 30, 2022 meeting of Fresno COG was ultimately cancelled due to technical difficulties and was rescheduled for July 7, 2022.

### **CITY OF FRESNO PROPOSAL**

In mid-June, FCTA and Fresno COG staff made a presentation to the Fresno City Council on the EC/TWG approved plan. Shortly after that presentation, staff was made aware that the City of Fresno would not support the EC/TWG Plan as currently written. Through a series of meetings, the last one held on the morning of June 30, 2022 – a few hours before Fresno COG was to consider adoption of the EC/TWG plan – FCTA and Fresno COG staff agreed that the substantially revised proposal submitted by the City (that morning) had merit as it closely followed the EC/TWG plan with a few minor revisions. These revisions included:

1. Allowing sidewalk repairs to be funded through the Local Neighborhood and Street Repair and Maintenance Program (Street Repair Program)
2. Revising the distribution of these street repairs funds from 75% population – 25% road miles to 80% -- 20% (later revised to 78% -- 22%)
3. Revise the distribution of the Local Control Program funds to 100% population based
4. Establish an annual \$100,000 minimum allocation within the Street Repair Program for each of the 16 agencies in Fresno County
5. Change a few of the projects included in the City of Fresno's portion of the Tier 1 Major Roads and Highway Program
6. Limit Urban Transit Oriented Development (TOD) funding to certain high-density and transit corridor requirements
7. Include local hiring preference language

The end result of these changes was that each of the 15 cities in Fresno County would get slightly more funding (approximately 5% to 20% with the smallest cities experiencing the largest percentage increase) while Fresno County would receive about \$187 million less over the life of the Measure.

After considerable public and Board discussion, the Fresno COG Policy Board approved the EC/TWG plan as modified by the City of Fresno.

On July 12, 2022, the Fresno County Board of Supervisors also considered the plan adopted by Fresno COG. All Board members expressed concern with the lower Fresno County allocation and with the last-minute changes requested by the City of Fresno; however, after much discussion the Board adopted the plan as previously approved by Fresno COG.

### **APPROVED PLAN**

With these approvals in place, it is now incumbent on the FCTA Board to consider adoption of the plan approved by the Fresno COG Policy Board. A full copy of both the Expenditure Plan and Implementing Guidelines are included in this Board package. In summary, the approved plan provides total projected revenue over 30 years of **\$6,835,044,756 or approximately \$7 Billion.**

**Distribution by Sub-Program**

<b>Subprogram</b>	<b>Percentage</b>	<b>Allocation</b>
Local and Neighborhood Street Repair and Maintenance	51%	\$3,511,000,000
Local Control	18%	\$1,208,794,520
Urban and Rural Public Transit	12%	\$811,953,000
Safe Bikes and Pedestrians	1%	\$75,524,940
Major Roads and Highways, Safety Improvement and Congestion Relief	15%	\$997,713,440
Environmental Sustainability	2%	\$144,000,000
Administration	1.25%	\$86,058,856

**Distribution by Agency (as modified by the City of Fresno proposal)**

<b>Agency</b>	<b>Allocation (Millions)</b>	<b>Agency</b>	<b>Allocation (Millions)</b>
Clovis	\$519.2	Mendota	\$53.8
Coalinga	\$69.2	Orange Cove	\$44.1
Firebaugh	\$36.9	Parlier	\$67.6
Fowler	\$29.4	Reedley	\$67.6
Fresno	\$2,210.7	San Joaquin	\$20.6
Huron	\$28.3	Sanger	\$120.1
Kerman	\$71.0	Selma	\$107.4
Kingsburg	\$61.9	Fresno County	\$1,130.2

In addition, the other changes proposed by the City of Fresno were incorporated into the Expenditure Plan and Implementing Guidelines except for the revised TOD criteria, which must still be developed by Fresno, Clovis, and Fresno COG staff. This revised criteria will be included in the Strategic Implementation Plan (SIP) to be developed. Specific language on local hiring preferences will also need to be developed and included in the SIP.



## **CONCLUSION:**

The overall transportation needs in Fresno County exceed the revenues that can be generated through a ½ cent sales tax. However, this plan makes substantial progress towards meeting a high percentage of these needs. Specifically, this plan will:

- Allow the entire county to fix potholes and repair streets, reaching an average Pavement Condition Index of 70, which is within the “Good” category, thus reducing future maintenance costs, decreasing user costs, improving safety for vehicles, bicyclists and pedestrians, and improving air quality
- Dedicates funds to disadvantaged communities and areas, including a \$100,000 minimum allocation, which will help the smaller cities in the County, and dedication of no less than 30% of the street repair funds to disadvantaged areas
- Provides over \$1 billion in Local Control sub program funding so that each agency can best meet their transportation needs. This could include additional road repairs, enhanced transit funding, additional Active transportation projects, or any other eligible transportation facility or service
- Provides over \$800 million to the three transit agencies in Fresno County; an increase of 180% over the current transit allocation
- In conjunction with other identified funding sources, meets 95% of the overall active transportation need established through the 2022 RTP/SCS process
- Helps address safety issues and congestion choke points on the urban and rural highways and major road systems
- Dedicates \$144 million specifically for environmental enhancements beyond those specifically included in the other subprograms
- Collectively will improve pavement, improve safety, reduce congestion, improve air quality and reduce greenhouse gas emissions, consistent with the RTP/SCS

This plan will be beneficial for Fresno County as a whole and good for each and every city within Fresno County.

**RESOLUTION NO. 22-35**

---

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH  
SUPPORTING THE MEASURE C RENEWAL EXPENDITURE PLAN**

---

**WHEREAS**, since 1986 Measure C has provided funds to improve transportation throughout Fresno County, including the City of Firebaugh; and

**WHEREAS**, in the 20 years since approved by the voters in 2006, Measure C has or will have provided over \$600 million in Local Control funding that the cities in Fresno County, and Fresno County itself, have used to improve streets, sidewalks, and other transportation facilities and services; and

**WHEREAS**, Measure C has improved state highways throughout Fresno County, including those used extensively by Firebaugh residents; and

**WHEREAS**, Measure C provides or will provide nearly \$300 million for public transit throughout Fresno County including urban services within the Fresno Clovis metro area, and rural services in the smaller communities and unincorporated areas; and

**WHEREAS**, currently available funding has not been sufficient to address all critical transportation issues in the City of Firebaugh; and

**WHEREAS**, two committees with broad representation across Fresno County developed a proposed plan to extend Measure C another 30 years; and

**WHEREAS**, on July 7, 2022, the Fresno Council of Governments (COG) approved this proposed Expenditure Plan; and

**WHEREAS**, on July 20, 2022, the Fresno County Transportation Authority (FCTA) adopted the Expenditure Plan approved by COG; and

**WHEREAS**, this Measure C Renewal Expenditure Plan, upon approval of the ballot measure by voters, is projected to provide nearly \$5 billion over 30 years to the 15 cities and Fresno County for local transportation improvements, as determined by each City Council or the Board of Supervisors; and

**WHEREAS**, the Expenditure Plan is projected to provide over \$3.5 billion to fix local roads and repair sidewalks, \$812 million for urban and rural public transit, \$76 million for safe bikes and pedestrians, \$998 million for major roads and highways safety improvements and congestion relief, \$144 million for environmental sustainability projects, and over \$1.2 billion in Local Control funding for addition street repairs, enhanced transit, additional bike lanes and sidewalks, and many other transportation projects and services; and

**WHEREAS**, under this Expenditure Plan, the City of Firebaugh will receive \$36,943,703 in direct local transportation funding.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the Firebaugh City Council recognizes the benefits Measure C has brought to Firebaugh and is in support of renewing Measure C for an additional 30 years in order to continue to improve transportation facilities and services in the City of Firebaugh, and in Fresno County as a whole; and

**IT IS FURTHER RESOLVED** that, by adoption of this resolution, the City of Firebaugh approves the Expenditure Plan previously approved and adopted by COG and FCTA.

The foregoing Resolution is duly adopted on 1<sup>st</sup> day of August, 2022, by the following votes:

<b>AYES</b>	<b>COUNCIL MEMBERS</b>
<b>NOES</b>	<b>COUNCIL MEMBERS</b>
<b>ABSTAIN</b>	<b>COUNCIL MEMBERS</b>
<b>ABSENT</b>	<b>COUNCIL MEMBERS</b>

**APPROVED**

\_\_\_\_\_  
Brady Jenkins, Mayor of the  
City of Firebaugh

**ATTEST**

\_\_\_\_\_  
Rita Lozano , Deputy City Clerk

**2022**

# **Measure C Renewal Expenditure Plan**

**FINAL**

**JULY 20, 2022**



**PREPARED BY**

*Fresno Council  
of Governments*

2035 Tulare Street, Suite 201  
Fresno, CA 93721

*Fresno County  
Transportation Authority*

2220 Tulare Street, Suite 2101  
Fresno, CA 93721

**IN ASSOCIATION WITH**

VRPA Technologies, Inc.  
TBWBH Props & Measures  
Jeffrey Scott Agency

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# INTRODUCTION

The Fresno County Measure C Renewal Expenditure Plan was prepared to:

*Guide the expenditure of slightly more than \$6.84 billion in transportation funds generated through continuation of Fresno County's half-cent transportation sales tax over the next 30 years, if approved by voters in the November 2022 election.*

Fresno County's current Measure C Program, voter approved in 2006, expires in June 2027. This Renewal Expenditure Plan, developed by an Executive Committee and a Technical Working Group (TWG) consisting of approximate 80 individuals representing diverse community interests (as identified in Table 1 of this Plan), and local, state and regional agencies, will address major local and regional transportation needs in Fresno County through the Year 2057.

Through a series of public meetings, two public opinion polls, and thousands of online and in-person surveys, the Executive Committee and TWG thoroughly considered needs identified by community residents during development of the Plan. To ensure the Plan addressed transportation needs of all county residents, the Committees completed the following tasks:

- Reviewed Measure programs recently passed in other counties (best practices review).
- Listened to presentations by air quality and transportation advocates and agencies.
- Considered recommendations of transportation professionals.
- Heard innovative ideas related to new technologies in transportation.
- Developed Expenditure Plan Goals and Objectives.
- Considered public input.
- Reviewed and considered the entire County's transportation needs by category.

# OVERVIEW

## The Measure C Renewal Program

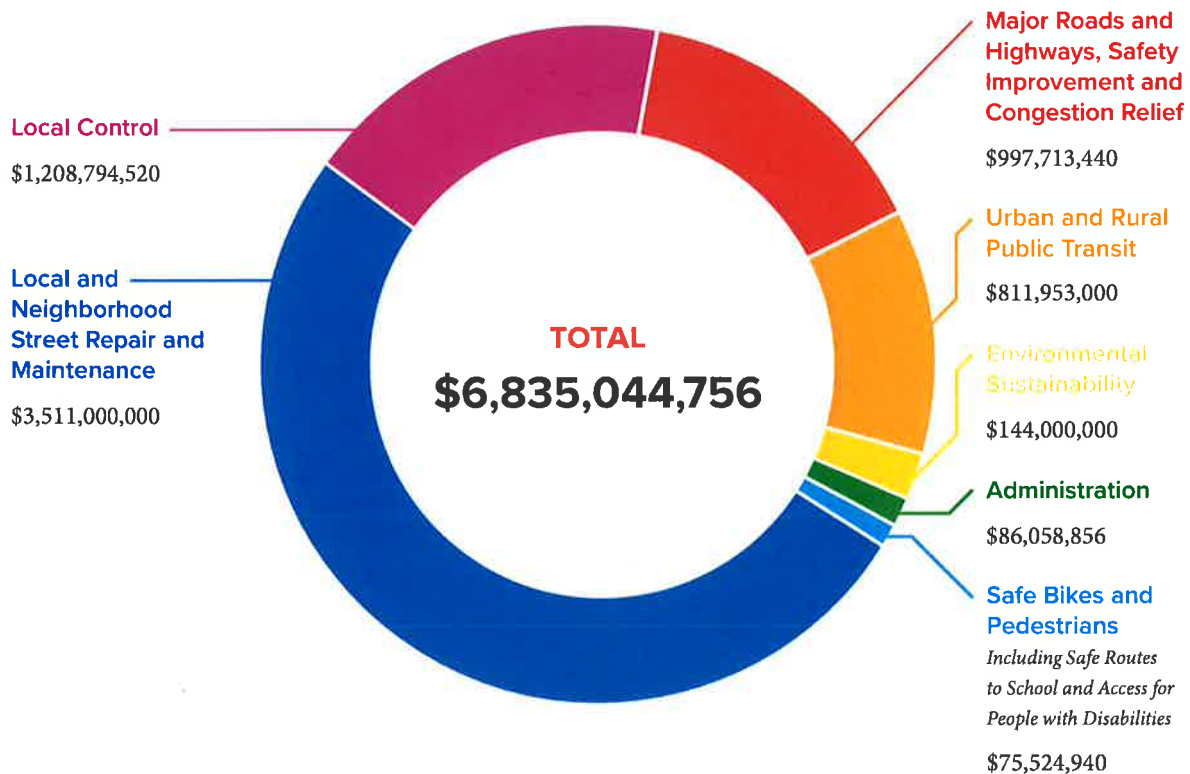
Figure 1 provides an overview of the proposed Measure C Renewal Expenditure Plan funding allocations approved by the Executive Committee and the TWG. Referencing Figure 1, the allocations consider a “multimodal” transportation program with:

- 51.37% of expected Measure funds directed to “Fix-It-First” **Local and Neighborhood Street Repair and Maintenance** activities and programs.
- Eighteen percent (17.64%) of the funds directed to the **Local Control** program. The 16 local agencies (cities and the County) in Fresno County will allocate these funds to their highest priority unique transportation needs including additional local street and highway maintenance and other street and road improvements, pedestrian, trail, and bicycle facilities improvements, safe routes to school improvements, enhanced public transit services, and other transportation services and programs.
- Twelve percent (11.88%) of the Measure funding allocated directly to **Urban and Rural Public Transit** systems and services throughout the County including Fresno Area Express (FAX), Clovis Transit, and the Fresno County Rural Transit Agency (FCRTA).
- One percent (1.22%) of the Measure will be allocated to the **Safe Bikes and Pedestrians** program (including Safe Routes to School & Access for People with Disabilities) to address improvements and safety enhancements for bicyclists and pedestrians, including students, seniors and people with disabilities, as well as other related improvements.



**FIGURE 1**

## Measure C Funding Allocations by Program



- Fifteen percent (14.60%) of the Measure will be directed toward **Major Roads and Highways, Safety Improvement and Congestion Relief** projects in the Urban (Clovis and Fresno Spheres of Influence) and Rural (remaining County and rural cities) areas. Such projects will be located along the State Highway System and along regional corridors to enhance connections within the urban area and between the cities and rural communities throughout the County.
- Two percent (2.00%) of the funds are available for projects that enhance **Environmental Sustainability** including clean transportation projects and programs, transit-oriented development projects, and other projects that will improve air quality, address climate change and improve health.
- Finally, one and one quarter percent (1.25%) of the Measure will address program **Administration** and planning activities of the Fresno County Transportation Authority (Authority) and the Fresno Council of Governments (Fresno COG) over the 30-year period.

# PUBLIC ENGAGEMENT

Public engagement activities for the Measure C Renewal Expenditure Plan began with the formation of the Executive Committee and TWG in February of 2021. Over 80 local leaders volunteered to participate as representatives of diverse sectors of Fresno County from both urban and rural communities. These leaders brought unique perspectives from various sectors of our community including healthcare, education, local government, emergency services, transportation planning and facilities experts, environmental organizations, public works, law enforcement, fire and paramedic, agriculture, community based organizations, and more. Over the 16-month Measure C Renewal Process period, a total of 37 meetings were held between these two committees with the focus on identifying and evaluating transportation needs throughout Fresno County.

In addition to these two committees, community engagement remained a key focus to gain clarity and common ground. To that end, 10,000 Fresno County residents participated in community polling and outreach via the following methods:

- Public Polling                      Inquiries
- In-Person                              • Events
- Workshops                        • Virtual meetings
- Community Group                via Zoom
- Meetings                           • Online Public
- Door-to-Door                        Survey

In total, fourteen (14) community meetings were held in both rural and urban settings. Additionally, with COVID concerns still prevalent, an Online Public survey was utilized that garnered 2,804 total survey respondents, as well as 2,000 additional comments.

The online survey also focused on rural and unincorporated areas by employing a door-to-door campaign. That effort produced 1,070 mostly Spanish respondents in the following communities: Cantua Creek, Lenare, Tranquility, Orange Cove, Parlier, Kerman, Mendota, Caruthers, Coalinga, Del Rey, Five Points, Huron, Sanger, Kingsburg, and San Joaquin.

Members of the Executive Committee and the TWG are listed on the Measure C Renewal webpage at this link:

[www.measurec.com/  
measure-c-committees](http://www.measurec.com/measure-c-committees)

Two-thirds (67%) voter approval will be necessary to pass Measure C in November 2022. In order to ensure that Executive Committee and TWG members were on target with this Expenditure Plan, over 3,000 voters and community residents were surveyed early in the Plan development process to determine support for an extension of the Measure, and to identify the public's highest transportation priorities. An additional 3,000 voters were again surveyed in the spring of 2022 to confirm support for proposed expenditures.

Both polling efforts expressed widespread support for continuation of Measure C and identified residents' highest transportation priorities. The Measure C Renewal Plan effort was guided by development of the Fresno COG 2022 Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS). The RTP/SCS is intended to guide transportation and land use decisions that will improve our quality of life, air quality, mobility and make communities more cohesive. The RTP/SCS is updated every four years and has a robust outreach and stakeholder involvement process including numerous committee meetings, public workshops and hearings, public surveys and polling, and other engagement opportunities. The RTP/SCS integrates all modes of transportation along with land use, housing, environmental issues, reduction of vehicle miles travelled, and other related issues. The RTP/SCS is one of the critical building blocks that has helped guide development of the 2022 Measure C Renewal effort and identify needs and funding requirements.

## GOALS AND GUIDING PRINCIPLES

Considering the public engagement activities conducted over the past 16 months, the Executive Committee and TWG adopted the following set of goals and objectives to help guide development of this Expenditure Plan:

### Goal #1

Equitable mobility and accessibility for all within and across the network of streets, highways, transit, bicycle and pedestrian routes and facilities.

#### OBJECTIVES

- Encourage equitable participation by communities in the Measure C planning and implementation process.
- Support the equitable distribution of benefits and burdens of transportation projects.
- Support the improvement and expansion of accessible transportation options to serve the needs of residents, especially those who have historically faced disproportionate transportation burdens, including seniors and people with disabilities.

### Goal #2

Vibrant communities that are accessible by sustainable transportation options.

#### OBJECTIVES

- Encourage alternatives to single occupancy vehicles that reduce vehicle miles travelled (VMT) and greenhouse gas emissions.
- Support investment in and promotion of active transportation and transit to improve public health and mobility, especially in historically underinvested areas.
- Support transportation projects that support transit-oriented development.

- Support efforts to improve air quality and minimize pollutants from transportation.

## Goal #3

A safe, dependable, well-maintained, efficient, cost effective, and climate-resilient multimodal transportation network.

### OBJECTIVES

- Encourage on-going maintenance and repair of the existing infrastructure.
- Support investment in multimodal safety measures to reduce traffic fatalities and injuries throughout the region.
- Support improvements in travel connections to create an integrated, accessible, and seamless transportation network.
- Avoid congestion through smart management of existing transportation facilities.
- Add capacity only after other options have been considered and determined to be infeasible, impractical or ineffective.
- Maximize the cost-effectiveness of transportation improvements.
- Maximize available funding and support new investments that are targeted, effective, and financially sound.
- Encourage investments that increase the system's resilience to extreme weather events, natural disasters, subsidence, and pandemics.

- Support the preservation and maintenance of existing multimodal transportation assets in a state of good repair.
- Utilize Measure funding to leverage other local, state, and federal funds, including competitive grant programs.
- Ensure that growth does not adversely impact existing facilities.

## Goal #4

A transportation network that supports a sustainable and vibrant economy.

### OBJECTIVES

- Support local and regional economic development by leveraging planning and transportation funds that foster public and private investment.
- Provide transportation mobility options necessary to conduct essential daily activities and support economic growth and prosperity.
- Support modern regional aviation.
- Embrace cutting edge and fiscally responsible transportation and new technologies that serve to interconnect systems and that make travel more efficient and cost effective.
- Support efficient, dependable, resilient, and sustainable goods movement.

## Goal #5

A region embracing clean transportation, technology, and innovation.

### OBJECTIVES

- Support innovative mobility solutions that are accessible, affordable, reduce greenhouse gas emissions, and improve air quality.
- Utilize current and emerging technologies to better manage transportation systems and services.
- Improve predictability and reliability of transportation facilities and services.
- Embrace new and emerging intelligent transportation system (ITS) projects and programs.

## Goal #6

A high level of transparency, performance review, and accountability.

### OBJECTIVES

- Provide for continuous collection of transportation and other related data from available sources.
- Incorporate transportation performance measures, whenever possible.
- Encourage innovation with a goal of providing cost effective transportation solutions.

Guided by the Executive Committee and TWG, staff further distilled these goals and objectives into five guiding principles that were then used to guide the development of the Allocation Plan:

### Stewardship

- Fix it First.
- County-wide Pavement Management Plan.
- Oversight and Performance Measures, and Equity—“No Neighborhood Left Behind.”

### Equity

- Investment in active transportation and public transit to improve health and mobility throughout the County including historically underinvested areas.
- Improve air quality throughout the County, especially in historically disadvantaged areas.
- Ensure all areas of the County have their road repair needs addressed with emphasis on areas not previously addressed—“No Neighborhood Left Behind.”

- Provide local jobs and access to training opportunities.
- Supplemental road repair funds for very low-income areas.
- Expand new and innovative public transit services and solutions.

### Sustainability and Resources Conservation

- Maintaining and operating transportation facilities are much less resource intensive than rebuilding.

- Focus on maximizing the safety and efficiency of the transportation systems, not on system expansion.
- Roads, highways, and their adjacent sidewalks are necessary for every type of transportation—cars, trucks, buses, bicycles, and pedestrians.
- Electric vehicles will still rely on roads and highways.
- Provide for Complete Streets and roads that accommodate vehicles, bikes, public transit and pedestrians.

#### *Air Quality and Climate Resiliency*

- All projects require environmental review and must address air quality and greenhouse gas emission reductions.
- Well-maintained pavements reduce particulate matter PM10 and PM2.5, which are the primary pollutants referenced in the most recent air quality study.
- Congestion reduction and avoidance through better operations reduces tailpipe emissions of pollutants, diesel exhaust particular matter and greenhouse gas emissions.
- Reduce vehicle miles travelled (VMT) through Public Transit, Active Transportation, and road and highway projects.
- Harden transportation facilities to increase systems' resiliency to extreme weather events.
- Expand new and innovative public transit services and solutions.

#### *Flexibility*

- Expanded Local Needs program allows real time and long-term flexibility—allows agencies to best address their current transportation needs and changing future needs, not a one-size-fits-all approach.
- Allows each agency to tailor the program to their specific needs.
- Allows agencies to maximize the use of matching fund programs.
- The amendment process contained within the current measure and to be continued in this measure allows adaptability.
- 15-year publicly driven process to evaluate the success or shortcomings of the Measure Renewal with a process to change or adapt, as necessary.
- In depth review of performance measures every 5 years by agency staff and the Citizen Oversight Committee (COC) with the ability to amend the Measure C Renewal Expenditure Plan if key indicators are not met.

Meeting the needs of Fresno County residents requires leveraging State and federal investments with local resources. Even with a new Measure C here will not be enough funding available to address almost \$16 billion in transportation needs. The Measure C Extension will generate more than \$6.84 billion over the next 30 years, far short of the overall need, therefore, leveraging additional federal and State funding, beyond what the region expects, is critical.



# SUCCESS OF THE CURRENT MEASURE C PROGRAM

Many changes to the existing transportation system have occurred since voters first approved Measure C in 1986 and again in 2006. The current Measure C Program has provided funding to a variety of transportation projects and services including bike, pedestrian and trail projects, public transit improvements, and other transportation programs and services. New and improved regional and local streets and highways are also reflected in the current Measure C and have been or will be constructed by 2027 improving travel flow, increasing safety, and reducing severe congestion. These improvements include:

- State Route (SR) 41: Auxiliary Lane—Tulare to “O” Street
- SR 99: North to Cedar Avenues
- SR 99: Monterey Bridge
- SR 180 East: Clovis to Temperance Avenues
- SR 180: Brawley to Hughes/West Avenues
- SR180, SR 41, and SR 168 Braided Ramps
- Willow Avenue, Temperance, Ventura, California, Peach, Herndon, and Shaw Avenues
- Veteran’s Boulevard—Shaw to Barstow and Bullard to Herndon Avenues
- SR 99: Veteran’s Boulevard Interchange
- SR 180 West: Yuba to James Avenues Passing Lanes
- SR 180 East: Temperance to Academy Avenues
- SR 180 East: Academy Avenue to Trimmer Springs Road
- SR 180 East: Trimmer Springs Road to Frankwood Avenue
- Friant Road: Copper Avenue to Millerton Road
- Golden State Boulevard: American Avenue to the Tulare County Line
- SR 269: New Bridge/Channel between SR 198 and City of Huron
- SR 180 West: SR 180 to I-5
- Mountain View Avenue: Bethel Avenue to the Tulare County Line
- Academy Avenue: Manning Avenue to Industrial Park
- SR 99 and American Avenue Interchange
- I-5 and SR 198 Interchange
- Funding for public transit services including Fresno Area Express (FAX), Clovis Transit, & the Fresno County Rural Transit Agency
- Improvements to local streets and roads, bikeway and trails systems, and pedestrian facilities

Promises Made and Promises Kept of the 1986 and 2006 Measure C programs are evident by the overwhelming voter approval in Fresno County. In addition to the vast array of transportation improvements provided by these two Measures, they have given Fresno County the opportunity to compete successfully for additional State and Federal transportation funding.

The Authority, Fresno COG, the 16 local agencies and the three transit agencies have all successfully leveraged more than \$1 billion additional dollars from Sacramento and Washington D.C Extending Measure C will continue to provide local funds under local control, in order to leverage and direct additional state and federal funding to the County.

## Annual Audit of Measure Programs

Current Measure C expenditures and accounts of the local agencies and the Authority are audited on an annual basis by an independent audit firm retained by the Authority. Over the past 34 years, audit results have indicated that the Measure C Program has been implemented, and proceeds expended, in accordance with the Measure C Expenditure Plan and enabling legislation. That practice will continue with this Measure C Renewal Program. Further, through the Citizens Oversight Committee and the Authority, additional performance indicators will be monitored throughout the new Measure in order to assure that funds are invested efficiently and effectively.

## HOW THE PLAN WAS DEVELOPED

The Measure C Renewal Executive Committee and the TWG were formed in February 2021 to develop the Measure C Renewal Expenditure Plan. The TWG evaluated existing transportation systems and needs, and the Executive Committee established goals for the future. There was recognition that this Measure C Renewal Plan needed to address the existing and future transportation needs, focusing on local neighborhoods and community street and road maintenance, as well as continuing investments in bicycle and pedestrian facilities, transit services, and reducing and avoiding congestion on our highways. This Plan has built-in flexibility that will allow our cities and County to adapt to their specific transportation needs as they change over time. This Plan recognizes transportation programs that maintain and improve our quality of life and position us to provide the type of facilities and services that will be needed to address our future mobility needs.

*Members of the Executive Committee: reviewed a variety of proposals, considered public input and professional expertise, conducted two public opinion polls, and reviewed data and literature from other agencies to prepare this Plan.*

Members of the Executive Committee represented the interests of government, business, and other sectors identified in Table 1.

**TABLE 1**

## Measure C Renewal Plan Executive Committee Representative Sectors/Organizations

Sector/Organization		
Active Transportation	Disability Services	Goods Movement
Advocacy Services	Eastside Fresno County Cities	Health Care Services
Agriculture	Economic Development	Labor
Americans with Disabilities Act (ADA)	Education (K-12 and Higher Education)	Medical Systems
Building Industry Association	Emergency Services	Philanthropy Services
Business	Environment	Technology
Cities of Clovis and Fresno	Fresno Council of Governments	Westside Fresno County Cities
Community Based Organizations	Fresno County Sheriff	Youth/Advocacy
County of Fresno	Fresno County Transportation Authority	

A list of Executive Committee and TWG members are available online:

[www.measurec.com/  
measure-c-committees/](http://www.measurec.com/measure-c-committees/)

## EXPECTED MEASURE C PROCEEDS

If voters approve the Extension of Measure C in November of 2022, they will authorize the Authority to continue to collect a ½ cent retail transaction and use tax for 30 years (between July 1, 2027 and June 30, 2057). This is not a new or an added tax, but simply an Extension of the existing Measure C tax.

*This extension will: provide over \$6.84 billion in new revenues for transportation improvements according to financial projections through the year 2057.*

The \$6.84 billion this third Measure will generate is four and one-half times the amount that is expected to be collected during the current Measure C Program (approximately \$1.2 to \$1.5 billion) through June 2027. The allocation of these projected sales tax revenues to specific types of transportation funding programs and improvement projects is described in the following sections of this plan. The Authority will prepare and then update a Strategic Implementation Plan (SIP) every two (2) years in order to verify or modify the funding expectations based on the then-current fiscal conditions, making sure that the projections are consistent with future

expenditures and the promises made in this plan. The Authority and Fresno COG will also revisit this expenditure plan in 2042 (midpoint of the Measure) to potentially adjust the transportation programs and associated allocations of Measure C proceeds ensuring that the plan addresses the future transportation needs of the county and its residents as determined through a comprehensive public engagement process. Finally, the Authority will have the option of issuing bonds to deliver Measure C projects and programs contained in this plan to save project costs by delivering them earlier, and to provide Fresno County residents with much-needed road repairs years sooner than would be possible without bonding.

## COUNTY-WIDE PRIORITIES OF THE NEW PLAN

Through many months of intense discussion and public input, the following Measure C Extension funding program commitments were developed and agreed upon by the Executive Committee and the TWG. The Committees recognized that providing Measure C funds for all modes of transportation would help meet the quality of life needs of all Fresno County residents, thus enabling each of the 16 agencies within the County to address the specific needs of their residents, businesses, and major industries over the 30-year life of the Measure.

*The new Plan will: Provide a minimum of 51.37% of the Measure to the 15 cities and Fresno County to maintain and improve neighborhood and community streets and roads. Further, it will fund public transit, regional highways, street and road improvements, and other transportation programs that improve mobility while reducing greenhouse gas emissions and improving air quality for all residents throughout Fresno County. The Plan is committed to “Fix-it First”, “No Neighborhood Left Behind” and “Improve Safety” principles.*

The Measure C Renewal Expenditure Plan program allocations are detailed in Table 2. Implementing Guidelines for each of the seven Measure C Renewal Expenditure Plan programs are available on the Authority’s website in early June 2022 at:

[www.measurecrenewal.com](http://www.measurecrenewal.com)

**TABLE 2**

## Measure C Renewal Expenditure Plan Allocation of Funding by Program

Details regarding each of the seven programs are provided below. Appendix B provides the amount of Measure C Renewal funding each local agency is expected to receive over the 30-year period.

	Measure C Renewal Program	Percent of Total <sup>1</sup>	30-Year Funding Estimate
1	Local & Neighborhood Street Repair & Maintenance	51.37%	3,511,000,000
2	Local Control	17.64%	1,208,794,520
3	Safe Bikes and Pedestrians (Including Safe Routes to School & Access for People with Disabilities)	1.22%	75,524,940
4	Urban & Rural Public Transit	11.88%	811,953,000
5	Major Roads & Highways, Safety Improvement and Congestion Relief	14.60%	997,713,440
6	Environmental Sustainability	2.00%	144,000,000
7	Administration	1.30%	86,058,856
	<b>Total</b>	<b>100%</b>	<b>6,835,044,756</b>

<sup>1</sup> Percentages Rounded to the nearest whole number.

## Local and Neighborhood Street Repair and Maintenance

**\$3.511 billion or 51.37%**

A significant increase in funding for our local street networks including neighborhood streets is clearly the greatest need expressed during the public engagement process and in the two opinion surveys. In fact, nearly 81% of those surveyed county-wide strongly agreed that repairing roads and fixing potholes was their highest priority. The goal of this program is to improve each of the individual cities' and the County's unincorporated areas and communities pavement condition index or PCI from the current County-wide average of 57 (just above the "Poor" category) to 70, which is within the "Good" category. Improvements that will be made by the 15 cities and Fresno County to address the goal include:

- Fixing potholes with long lasting repairs.
- Repaving streets.
- Keeping good roads in good condition through the strategic application of preventative maintenance strategies.
- Ensuring that all neighbors, especially those in disadvantaged areas, see improvements to their local roads.
- Measuring and monitoring progress towards the 70 PCI goal.
- Providing additional resources to areas of very low income.

1

These expenditures would address one of the most troubling transportation problems for local agencies; how to fund improvements that address the aging street and road infrastructure while at the same time preserving roads that are currently in good condition.

A minimum base of \$100,000 per year shall be allocated to each agency under the Local & Neighborhood Street Repair & Maintenance Program. Every agency that receives Local Street Repair Program funding must allocate no less than 30% of their allocation, as determined on a 5-year rolling average, on areas within their jurisdiction that are disadvantaged using the highest 25% census tracts based on CalEnviro Screen 4.0 and areas with a median income of less than 80% of the statewide median. Restriction remains in effect until the Agency's average PCI for the Disadvantaged Areas reaches 65. Once the average PCI of 65 is met, that 30% restriction is suspended, as long as those areas do not fall below a PCI of 65 in subsequent years. Agencies must still continue to invest in those areas in order to raise the overall PCI to 70.

When the overall PCI of the streets within a jurisdiction either exceeds 80, or the lowest PCI on any street within the jurisdiction is 70 or higher, Local and Neighborhood Street Repair and Maintenance program funds in excess of what is needed to maintain street condition above a PCI of 70 may be utilized as Local Control program funds.



## Local Control

**\$1.209 billion or 17.64%**

2

This program provides the local agencies flexible funding to address their most pressing unfunded or underfunded transportation needs within their jurisdictions. These funds would be used for a variety of purposes including:

- Repair sidewalks to create safe routes to school and increase accessibility for people with disabilities.
- Supplement Active Transportation (bike, pedestrian and trails systems) projects.
- Further improve public transit services.
- Eliminate bottlenecks on local streets where road improvements are not complete.
- Address environmental sustainability and other important transportation improvements.

The local agencies in Fresno County know what their needs are and how best to address those needs. This plan empowers them to make these critical choices for their residents and businesses.

Implementation of Opportunity Corridors is an eligible expense within the Measure C Renewal Local Control Program. In addition, certain elements of Opportunity Corridors may also be eligible within the Urban and Rural Transit, Safe Bikes and Pedestrians, Major Roads and Highways, and Environment Sustainability Programs.

## Urban and Rural Public Transit

**\$812 million or 11.88%**

3

The goal is to improve public transit programs that provide essential mobility services to residents who do not have options, and for people who may have access to a vehicle but prefer to utilize transit; improve air quality, reduce greenhouse gas emissions, and help avoid congestion. Transit provides essential services to those who have no or limited options. This plan will allow for reduced transit fares for seniors, students, veterans and people with disabilities. It is critical that we ensure the most flexible, reliable, predictable, and affordable transit services are available for the transit dependent. Measure C Renewal funding is provided to the three (3) transit agencies within the county (Fresno Area Express, Clovis Transit, and the Fresno County Rural Transit Agency). The transit agencies would use the funds to:

- Add routes as demand increases.
- Reduced transit fares for seniors, students, veterans and people with disabilities.
- Acquire low or zero emission buses.
- Provide night and weekend service as demand dictates.
- Provide safe, clean, and strategically located bus shelters.
- Provide safer access to public transit services.

The transit agencies would also apply the Measure funds to provide:

- “Free or reduced fare bus service” to seniors, students, and people with disabilities.
- Provide new and innovative mobility for seniors, students, and people with disabilities.
- Implement innovative lower cost transit solutions for un-served or under-served areas.
- “Subsidized taxi scrip” to seniors (65 years or older) and people with disabilities resulting in better service to those with special transportation needs and the growing aging population in Fresno County.

Transit funding is a significant part of the state and federal transportation funding programs. This has been an established trend that is increasing over time. Measure C funding should be utilized to the largest extent possible to leverage these funding sources.

## Safe Bikes and Pedestrians

4

*Including Safe Routes To School and Access For People With Disabilities*

**\$75.5 million or 1.22%**

Improvements to the existing and planned pedestrian, trail, bicycle and Safe Routes to School systems have gained prominence around the State and within Fresno County. There are significant opportunities for funding these types of projects using state and federal funds.

In addition, as with the current Measure, all streets funded by Measure C must have shoulders that accommodate bike lanes. With a few exceptions, these types of projects are very low cost when compared to vehicular projects. Measure C funding in this program should be utilized to the largest extent possible to enhance safety, increase availability and leverage these State and Federal funding sources.

## Major Road and Highways, Safety Improvement And Congestion Relief

5

**\$997.7 million or 14.60%**

The core of the urban and suburban freeway and expressway system has been completed, and many improvements to rural highways have been accomplished during the 1986 and 2006 Measure programs.

Future improvements to the State Highway System need to be focused on:

- Improving safety.
- Reducing and avoiding future congestion.
- Increasing sustainability.
- Focusing on multimodal operational improvements such as auxiliary lanes, freeway interchange improvements, metering projects, demand management, and Smart Corridor concepts that maximize capacity of existing facilities.

These projects provide for the movement of goods, services, and people throughout the county, as well as accommodating goods movement from Fresno County industries to the rest of the State and the nation. Because this proposed Measure has a duration of 30 years, the Executive Committee and the TWG agreed to identify a 15-year improvement program, with the second 15 years to be addressed near the midpoint of the Measure.

This second 15-year plan will be developed after an evaluation of future needs as well as an extensive public engagement process.

Major highlights of this Regional Program include:

- Approximately **\$998 million or 14.60%** for regionally significant street and highway improvements has been divided between the Urban and Rural areas of the county with approximately **\$749 million or 75%** to the urban areas of Fresno and Clovis and approximately **\$249 million or 25%**, to the remainder of the county (other cities and the county unincorporated area). This funding split generally reflects the relative populations and needs of the urban and rural area.
- **\$35 million** will be invested in improvements to Fresno Yosemite International (FYI) Airport.

This program relies heavily on leveraged funding from various sources including the State Transportation Improvement Program, the State Highway Operations and Protection Program, the State Local Partnership Program,

federal grants, and the Regional Transportation Mitigation Fee Program (RTMF). Overall, it is anticipated that these programs will add another \$1.5 billion in funding to the nearly \$1 billion of Measure C funding included in this Measure. Further, it is expected that there will also be some Local Development Fees included on some of these projects.

The RTMF requires that new growth and development within the county and each of the cities contribute to regional street and highway project costs. The RTMF program was originally established during the current Measure C program and will be continued under this Measure. The purpose of this RTMF Program is to ensure that growth and development pay their fair share of impacts to the county's transportation facilities. The RTMF is discussed in more detail later in this Plan.

## Environmental Sustainability

**\$144 million or 2.00%**

6

This program's goal is to improve air quality and greenhouse gas emissions by:

- Reducing Vehicle Miles Traveled through support of Transit Oriented Development (TOD) and Opportunity Corridors (OC). TOD projects help support developments that will increase demand for transit through higher density and mixed use. OC projects also support higher density and mixed-use developments through conversion of existing auto-centric streets into multimodal streetscapes.

- Clean Energy.
- Travel Choice.
- Future Technologies.
- Litter Abatement.
- Opportunity Corridors.

Rather than identify a specific amount for each of these subprograms for the life of the Measure, this Renewal Expenditure Plan will allow the FCTA Board to make that determination every two (2) years as a part of the Measure C Expenditure Plan Update. For the initial two years of the Environmental Sustainability Program the split between these subprograms will be:

Subprogram		Percent of Funding
1	Transit Oriented Development and Opportunity Corridors	0.66%
2	Clean Energy	0.32%
3	New Technology Projects	0.59%
4	Travel Choice	0.29%
5	Litter Abatement	0.15%
<b>Total</b>		<b>2%</b>

## Administration/ Planning

**\$86.06 million or 1.30%**

Measure C funding is provided to the Authority and Fresno COG to:

- Prepare Expenditure Plan updates and amendments.
- Develop and administer allocation program requirements.
- Administer and conduct specified activities identified in the other six programs described above including increased oversight and performance monitoring.

## Compliance with the California Environmental Quality Act

The Measure C Renewal Expenditure Plan is not a “project” under the California Environmental Quality Act (CEQA) and, therefore, is exempt from CEQA review. The Plan is designed to provide a funding mechanism for potential future projects and programs related to the Authority’s provision of transportation funding and services.

7

However, the Authority is not approving the construction of any projects that may result in a direct or indirect physical change in the environment; future voter approval is required prior to establishing any funding mechanism as set forth in Measure C Enabling Legislation; and all appropriate state and federal environmental reviews will be required and completed prior to any future approval of specific projects.

## MEASURE C EXTENSION PLAN PROJECTS

### Project Commitments Major Road & Highways, Safety Improvement and Congestion Relief Program

#### URBAN AND RURAL PROGRAMS

This section identifies priority regional streets and highway improvement projects to be implemented over the life of the Measure C Renewal Program. These projects will be funded with Measure C and other transportation funding. Major Road & Highways, Safety Improvement and Congestion Relief Program (MR&H) projects are defined as those of regional significance. These projects tend to be on the State highway system, as those facilities are regional by nature; however MR&H Program projects can also include projects on major local arterials that serve more than one city or area of the county.

Fresno Yosemite Airport (FYI) is also included as a regional facility as it facilitates passenger and freight travel throughout the county as well as surrounding counties.

Because the duration of this Measure is 30 years, the MR&H Program has been split into two periods; years 1–15, and years 16–30. This program split provides a number of specific benefits:

- It is difficult to determine a comprehensive list of all regional transportation needs 30+ years into the future. This split approach allows a focus on the first 15 years in order to establish a firm need, and a second 15 years that can be flexible.
- It is equally difficult to project 30+ years of revenue. The program split will allow

the Authority and Fresno COG to more accurately predict the first 15 years of revenue and will initiate a “real time” assessment of the second 15 years of funding availability in 2041 for review and acceptance in 2042.

- Transportation innovations have tended to occur at the micro level rather than at the macro. However, macro changes are possible and may be likely. A mid-program review will allow the Authority and Fresno COG, guided by an extensive public engagement effort and input from the 16 local agencies, to adjust the list of projects for the second 15 years to better reflect future transportation needs.

The funding projections for the Measure are provided in Table 3.

**TABLE 3**

## Regional Mobility Program Revenues

Funding Source	30 Year Total 30 Year Period, 2027/28–2056/57	First 15 Years Year 1–15, 2027/28–2041/42	Second 15 Years Year 16–30, 2042/43–2056/57
Measure C Sales Tax	\$997,713,400	\$339,912,500	\$657,800,900
State Transportation Improvement Program (STIP)	\$430,275,000	\$160,830,000	\$269,445,000
Federal Aid (BUILD, RAISE, Etc.)	\$300,000,000	\$112,133,000	\$187,867,000
State Local Partnership (LPP)	\$150,000,000	\$56,066,000	\$93,934,000
State Operations & Maintenance (SHOPP)	\$200,000,000	\$74,755,000	\$125,245,000
Regional Transportation Mitigation Fee	\$450,305,000	\$168,316,000	\$281,989,000
<b>Total</b>	<b>\$2,528,293,400</b>	<b>\$912,012,500</b>	<b>\$1,616,280,900</b>



The funding split between the urban and rural subprograms was based on population, and on the relative highway, street, and road needs of those areas as described in the Table.

This Expenditure Plan contains Tier 1 Urban and Rural Project lists for the County (reference Tables 4 and 5). The Tier 1 projects are included in the initial 15 years of the Measure C Renewal program while the Tier 2 lists are projects potentially eligible for funding in the second 15 years of the Measure C Renewal program. Tier 1 Urban and Rural lists are both committed by approximately 20%. This allows the most significant priorities for the urban and rural areas to begin the project delivery process during the first 15-year period.

It is possible that additional as yet unidentified funding may become available. The region should have projects “shovel-ready” to take advantage of these types of funding opportunities. Should additional funding not materialize, these projects would be eligible for bonding of second period revenues.

A live link to the Measure C Projects interactive map is provided below or head to: <https://bit.ly/measurecrenewal-interactive-map>.

[View Map](https://bit.ly/measurecrenewal-interactive-map)

Tier 1 projects are shown in Figures 2 and 3. Tier 2 Project Lists can be found in Tables 6 and 7. The Tier 2 lists provide priority projects that will be considered for Measure C Renewal along with other state, federal and local funding in the second half of the Measure (years 16–30). The Tier 2 total costs currently exceed anticipated funding in the second half of the Measure; and may be revised to reflect future project priorities as they are identified through the RTP/SCS planning process and through the Authority’s and Fresno COG’s public engagement process.

The Expenditure Plan also contains \$35 million for improvements at FYI Airport.

Fresno COG and the Authority will conduct biennial MR&H Program reviews and updates, the purpose of which will be to ascertain project delivery status as well as validity of funding availability. Adjustments to delivery schedules and funding contributions may be necessary as a part of these updates.

No later than June 30, 2027, Fresno COG and the Authority will identify projects from the Tier 1 lists for the first seven years of the Measure C Renewal Program. These projects will be selected based on relative priority, deliverability, and cash flow. No later than June 30, 2034, Fresno COG and the Authority will identify projects from the Tier 1 lists for years 7–15 of the Measure C Renewal programs; again, based on relative priorities, deliverability, and cash flow.

Beginning no later than 2041, Fresno COG and the Authority will conduct a comprehensive public engagement process to help guide the effort to establish the list of projects to be funded during the second half of the Measure. No later than 2042, Fresno COG and the Authority will adopt a list of Urban and Rural projects to be funded during the second half of the Measure.

Construction of the Major Road and Highway Safety Improvement and Congestion Relief Program projects and implementation of the local streets and roads and other programs identified in the Expenditure Plan are needed as soon as possible. In order to accomplish this, some level of borrowing may be required. The Authority will determine the extent of borrowing that is reasonable as the program is implemented. Up to \$900 million (13%) of the revenues expected to be generated will be made available for this purpose.

## **Program Management**

If approved by the voters, this Measure C Renewal will require substantially more monitoring, analysis, and reporting than the current Measure. The Authority may seek the assistance of a program management firm and/or additional staff. The primary responsibility of enhanced program management would be to assist with the development and monitoring of performance measures as discussed in the Renewal Expenditure Plan and in these Implementing Guidelines. Enhanced Program Management could also include managing

projects contained within the Major Roads and Highways, Safety Improvement and Congestion Relief Program, and other responsibilities necessary for efficient and effective implementation of the various programs. Enhanced program management responsibilities are part of program and project delivery and separate from Program Administration.

## **Regional Transportation Mitigation Fee (RTMF) Program**

The 2006 Measure C Renewal Expenditure Plan set forth requirements related to implementation of the Regional Transportation Mitigation Fee (RTMF) Program. The 2006 Measure C ballot included requirements for local Fresno County cities and the county (local agencies) to implement Regional Transportation Mitigation Fees pursuant to California Government Code Sections 66000, *et seq.* and remit the proceeds to the FCTA to supplement construction of projects in the Regional Transportation program. The ballot also included enforcement mechanisms to ensure all Fresno County local agencies participated in the program. In response to those requirements, and to implement a consistent regional fee, the local agencies formed a Joint Powers Agency (JPA), Fresno County Regional Transportation Mitigation Fee Agency (FCRTMFA), pursuant to California Government Code Sections 6500, *et seq.*

This Measure Renewal provides for the continuation of the RTMF program established by the 2006 Measure, including all local agency enforcement mechanisms, the perpetuation of the Fresno County RTMF Agency through the life of the Measure and all adopted policies and agreements currently in effect pertaining to the mitigation fee program. The Measure also recognizes that mitigation fees are governed by State law, which changes from time to time, and stipulates implementation of the program shall remain in compliance with California law. California statute currently requires a major update to the NEXUS in 2028, which will revisit how the fee has been spent on current projects, consideration of future projects, adjustments to rates, and all other legal program requirements.

The Authority, consistent with the adopted and updated Measure C Expenditure Plan, shall have the authority and flexibility to allocate the RTMF based upon regional priority need within the county as defined by the biannual update of the Major Roads & Highways, Safety Improvement and Congestion Relief Program consistent with State law governing impact mitigation fees.

No later than June 30, 2027, all Measure C agencies must extend the RTMF JPA established as a part of the second Measure C, consistent with Section 7 of the JPA Agreement. If any city or Fresno County should choose to not implement the RTMF, that agency shall forfeit annually from the Local Control Program, an amount equal to the amount of RTMF that would otherwise have been paid for development projects within that jurisdiction during the year. If an agency chooses to not implement the RTMF, that agency shall notify the Authority of such decision and shall file an advisory report with the Authority for each development indicating the amount of RTMF that would have been paid. The Authority shall make a total calculation of RTMF obligation on an annual basis and deduct the appropriate amount of funds for the RTMF from the Local Control Program allocation for that agency.

**TABLE 4****Tier 1 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
100	SR 41 /SR 168 / SR 180	Urban Freeway Connectors - Operational Improvement Study within the FCMA as of 7/20/2022	Caltrans	\$1,194,052
101	SR 41 / SR 168 / SR 180	Urban Freeway Connectors - Operational Improvements within the FCMA as of 7/20/2022	Caltrans	\$119,405,230
102	SR 41: Friant Rd to Herndon Ave	Widen SB On-Ramp and Add 1 SB Auxiliary Lane - Operational	Caltrans	\$47,762,092
103	SR 41: Herndon Ave to Bullard Ave	Add Auxiliary Lane to SB SR-41 Between Herndon Ave and Bullard Ave	Caltrans	\$29,851,307
104	SR 41 / Shields Avenue	Shields Ave Interchange Improvement: Expand the NB Off Ramp to 2 Lanes for the Full Length	Caltrans	\$11,940,523
105	SR 41: McKinley Ave to Shields Ave	Add Auxiliary Lane to NB SR-41 from McKinley Ave to Shields Ave	Caltrans	\$29,851,307
106	SR 41: Van Ness Ave to San Joaquin River (NB/SB)	SR 41 Corridor Preservation Feasibility Study	Caltrans	\$1,194,052
107	SR 41 / Van Ness Ave Interchange	Modify Interchange to add a Direct SB On-Ramp; Eliminate Broadway St / SR-41 SB On-Ramp; Signalize Ramp Intersections with Van Ness St and Add Ramp Metering to New SB On-Ramp	Caltrans	\$17,910,784
108	SR 41 / SR 180 NB Connector	SR 41/SR 180 EB to NB Connector	Caltrans	\$59,702,615

**TABLE 4****Tier 1 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
109	SR 41, SR 99, SR 168, SR 180 Smart Corridor Projects	Smart Corridor Projects (\$5 million / Mile @ 54 Miles Along SR 41, SR 99, SR 168, and SR 180 Within the FCMA as of 7/20/2022) - Operational Improvements - Phase 1	Caltrans	\$89,553,922
110	SR 99 / Ashlan Ave Interchange	Reconstruct Interchange - Includes Golden State Blvd	Caltrans	\$83,583,661
111	SR 168 Owens Mountain Parkway Interchange	Replace At-Grade Intersection with Interchange	Caltrans	\$59,702,615
112	SR 99 / Shaw Ave Interchange	Reconstruct Interchange	Caltrans	\$95,524,184
113	SR 99 / Stanislaus St Interchange	Reconstruct Overcrossing - Operational - Included for eligibility purposes only. 100% State Funding is Anticipated	Caltrans	\$—
114	SR 99 / Tuolumne St Interchange	SR 99/Tuolumne Interchange - Operational - Included for Eligibility Purposes Only. 100% State Funding is Anticipated	Caltrans	\$—
115	SR 168 Interchanges	Various Locations; Fowler Ave, Bullard Ave, Herndon Ave, Shaw Ave, & Temperance Ave	Caltrans	\$29,851,307
116	SR 180 WB to NB SR 99 Connector	Add Additional Lane - Operational	Caltrans	\$23,881,046
117	Blackstone Ave & McKinley Ave BNSF Grade Separation	Grade Separate Blackstone Ave and McKinley Ave to Eliminate Existing BNSF At Grade Crossings - Included for Eligibility Purposes Only. Current Measure C (MC2) Funding is Expected to Complete the Project.	Fresno	\$—

**TABLE 4****Tier 1 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
118	Blackstone Bus Rapid Transit (BRT) Corridor: Smart Mobility Improvements	Blackstone Ave between Dakota Ave and SR 180: 6 Lane Divided to 4 Lane Divided with Class IV Bicycle Facilities, Midblock Pedestrian Crossings, Transit and Pedestrian-Scale Improvements	Fresno	\$5,000,000
119	East/West Corridors West of SR 99 (Shaw, Ashlan, Clinton & McKinley Avenues) between SR 99 and Grantland Ave	Corridor Improvements to Widen from 2 Lane Undivided to 4 Lane Divided with Bike Lanes, Sidewalks, Traffic Signals and Synchronization	Fresno	\$40,000,000
120	Herndon Ave: DeWolf Ave to McCall Ave	2 Lane Undivided to 4 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics	Clovis	\$42,527,367
121	Shepherd Ave: Clovis Ave to Fowler Ave	2 Lane Undivided to 3 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics	Clovis	\$13,289,802
122	Shepherd Ave: Clovis Ave to Fowler Ave	3 Lane Divided to 4 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics	Clovis	\$11,960,822
123	Shepherd Ave: Fowler Ave to Armstrong Ave	3 Lane Divided to 4 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics, Traffic Signal at Shepherd Ave and Armstrong Ave	Clovis	\$7,973,881
124	Temperance Ave: SR 180 to Clinton Ave	Widen from 2 Lane Undivided to 6 Lane Divided with Bike Lanes, Trail, Sidewalks, Curb and Gutter	Fresno	\$10,800,000
<b>Total</b>				<b>\$832,460,570</b>



**TABLE 5****Tier 1 Rural Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
300	SR 33: Firebaugh to Mendota	Add Passing Lanes Between Firebaugh and Mendota - Operational	Caltrans	\$10,746,471
301	SR 43: SR 99 to Kings County Line	Passing Lanes	Caltrans	\$11,940,523
302	SR 99 / Mendocino Interchange	Modify/Reconstruct Interchange	Caltrans	\$12,800,000
303	SR 99: Mountain View Ave and SR 99	Dual Roundabout Interchange - The project consists of Re- aligned at Highway 99 at the existing Mountain View overcrossing to align and to build roundabout intersection control on both sides. Potential partnership with TCAG. Total Cost \$18M	Caltrans	\$10,746,471
304	SR 99 / SR 43 / Floral Ave Interchange	Reconstruct Interchange - Partial Funding - \$90M Total Cost	Caltrans	\$29,851,307
305	SR 145 (Madera Ave): 0.12 Mile N/O Whitesbridge Ave to 0.25 Mile N/O Nielsen Ave	Widen 2 Lane Undivided to 4 Lane Divided, Sidewalks, Bike Lanes, Curb and Gutter, Streetlights	Caltrans	\$6,018,024
306	SR 168 / Academy Ave Roundabout	Construct Roundabout - 67% SHOPP Funding	Caltrans	\$4,179,183
307	SR 180 / Academy Ave Intersection	Add Right Turn Channelization - Operational - 50% SHOPP Funding	Caltrans	\$5,970,261
308	SR 180: Between Kerman and Mendota	Add Passing Lanes between Kerman and Mendota - Operational	Caltrans	\$10,746,471
309	SR 180 West: I-5 to Junction SR 33 / SR 180	2 Lane on New E-W Alignment - Phase 1	Caltrans	\$95,524,184

**TABLE 5****Tier 1 Rural Projects**

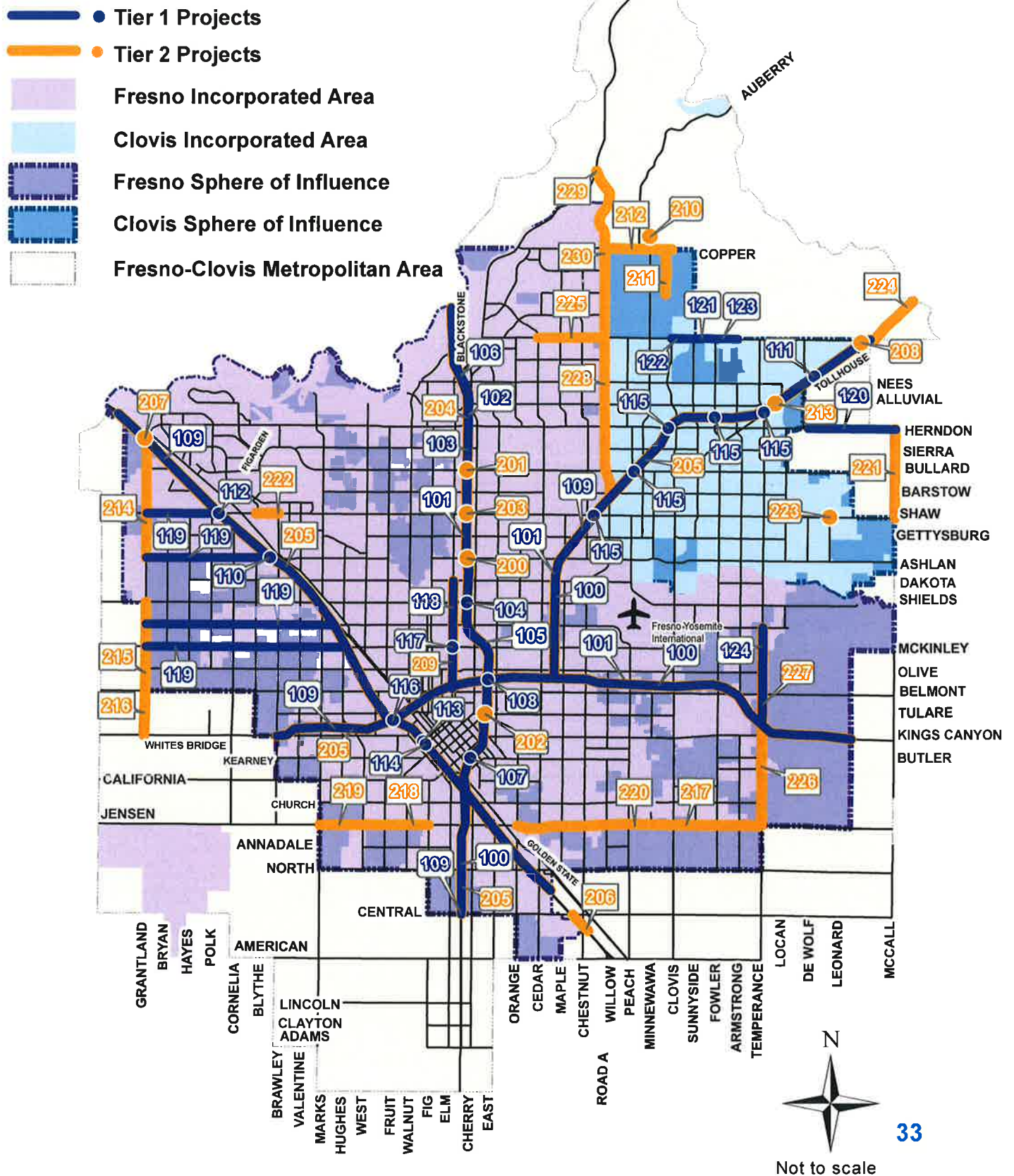
Project ID	Title	Description	Agency	Inflated Project Costs
310	SR 198: NAS Lemoore and I-5	Add Passing Lanes between NAS Lemoore and I-5 - Operational	Caltrans	\$10,746,471
311	SR 269 / SR 145	Intersection Improvements - Operational (Roundabout) - 100% State Funding is Anticipated	Caltrans	\$—
312	SR 269 / SR 198	Intersection Improvements - Operational (Roundabout) - 100% State Funding is Anticipated	Caltrans	\$—
313	Academy Ave	Along Academy Ave from SR 99 to SR 168, Reconstruct and Rehabilitate Pavement, Install Traffic Signals or Roundabouts (Safety Improvements), Add Vehicle Turn Lanes, Install High Visibility Crosswalks and Rectangular-Rapid Flashing Beacons, Install Sidewalk, Install Lighting, Add Buffered Bike Lanes and Provision for Connectivity to Potential Future ATP Projects	Various	\$23,881,046
314	Academy Ave - City Limits to Dinuba Ave	Bridge/Roadway Widening	Parlier	\$6,328,477
315	Jayne Ave - Glenn Ave to I-5	2 Lane Undivided to 4 Lane Divided	Fresno County	\$362,992
316	Manning Ave East of SR 99	Along the Corridor from SR 99 to Orange Cove City Limits, Reconstruct and Rehabilitate Pavement, Install Traffic Signals, Add Vehicle Turn Lanes, Provide Crosswalk Improvements, Install Sidewalk, Add Buffered Bike Lanes and Provision for Connectivity to Potential Future ATP Projects	Various	\$9,552,418

**TABLE 5****Tier 1 Rural Projects**

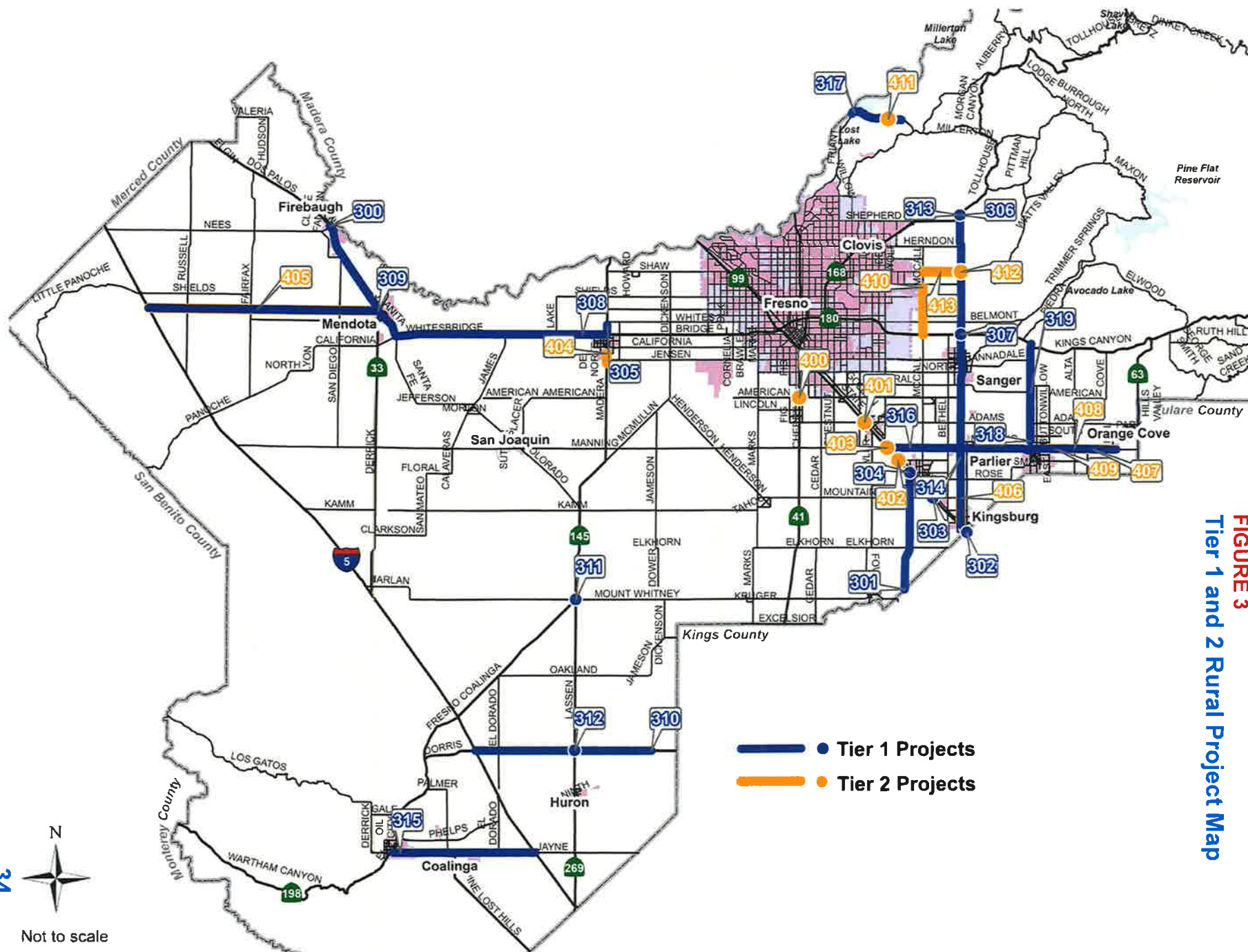
Project ID	Title	Description	Agency	Inflated Project Costs
317	Millerton Rd	Friant Rd to Sky Harbor Dr - Widen to 4 Lanes Divided. Total Cost \$40M	Fresno County	\$35,821,569
318	Reed Ave Reconstruction - Phase 2	Reconstruction of Roadway, Increase from 2 Lanes to 4 Lanes, Curb Ramp Upgrades, Overlay, Slurry Seal, Replace Water Lines, Bike Lanes, Curb and Gutter and Sidewalks	Reedley	\$5,000,000
319	Reed Ave - South Ave to SR 180	Widen Reed Ave from 2 Lanes to 4 Lanes from South Ave to SR 180	Reedley	\$29,851,307
<b>Total:</b>				<b>\$320,067,175</b>

**FIGURE 2**

**Tier 1 and 2 Urban Project Map**







**TABLE 6****Tier 2 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
200	SR 41 / Ashlan Ave	Ashlan Avenue Interchange Improvement - Reconfigure Interchange to either a Single Point Urban Interchange (SPUI) or a Diverging Diamond Configuration. Additional Study Required to Determine the Appropriate Design	Caltrans	\$136,133,075
201	SR 41 / Bullard Ave	Bullard Avenue Interchange Improvement - Reconfigure Interchange to either a Single Point Urban Interchange (SPUI) or a Diverging Diamond Configuration. Additional Study Required to Determine the Appropriate Design	Caltrans	\$136,133,075
202	SR 41 / Divisadero St On/Off Ramps	Reconfigure for SB Dual Right Turns; and EB Dual Left Turns on Divisadero at NB On-Ramp	Caltrans	\$4,946,168
203	SR 41 / Shaw Ave	Shaw Avenue Interchange Improvement – Add a 3rd Lane to the SB On Ramp for Ramp Meter Queuing and a 3rd Lane to the SB Off-Ramp at the Terminus	Caltrans	\$30,251,794
204	SR 41: Van Ness Ave to the San Joaquin River	Corridor Preservation Operational Improvement Projects	Caltrans	\$411,424,405
205	SR 41, SR 99, SR 168, SR 180 Smart Corridor Projects	Smart Corridor Projects (\$5 million / Mile @ 54 Miles along SR 41, SR 99, SR 168, and SR 180 within the FCMA as of 7/20/2022) Operational Improvements - Phase 2	Caltrans	\$204,199,613
206	SR 99: Central Ave & Chestnut Ave Interchange	Central Ave / Chestnut Ave / SR 99 - Improve Interchange (Dependent on the Extension of Measure C)	Caltrans	\$164,872,280



**TABLE 6****Tier 2 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
207	SR 99 / Herndon Ave	Widen Undercrossing to 5 Lanes	Fresno	\$32,160,683
208	SR 168 / Shepherd Ave Interchange	New Interchange	Clovis	\$75,758,056
209	Blackstone Bus Rapid Transit (BRT) Corridor - Smart Mobility Improvements	Blackstone Ave between Dakota Ave and SR 180: 6 Lane Divided to 4 Lane Divided with Class IV Bicycle Facilities, Midblock Pedestrian Crossings, Transit and Pedestrian - Scale Improvements	Fresno	\$75,629,486
210	Clovis Ave: Auberry Rd Couplet North of Copper Ave	Construct new 4 Lane divided arterial with bike lanes, traffic signal at Copper and Clovis Avenues	Clovis	\$12,100,718
211	Clovis Ave: Behymer Ave to Copper Ave	Unconstructed to 6 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics, Bridge at Enterprise Canal	Clovis	\$10,966,276
212	Copper Ave: Willow Ave to Clovis Ave	2 Lane Undivided to 6 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics	Clovis	\$22,688,846
213	Enterprise Trail	Pedestrian Bridge Over SR 168 East of Temperance	Clovis	\$37,814,743
214	Grantland Ave: Ashlan Ave to N Parkway Dr	4 Lane Divided 6 Lane Divided with Bike Lanes, Sidewalks, Curb, Gutter, and Trail	Fresno	\$9,075,538
215	Grantland Ave: Belmont Ave to Shields Ave	2 Lane Undivided to 4 Lane Divided with Bike Lanes, Sidewalks, Curb, Gutter, and Trail	Fresno	\$14,265,701

**TABLE 6****Tier 2 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
216	Grantland Ave: SR 180 to Belmont Ave	Grantland Ave - SR 180 to Belmont: 2 Lane Undivided to 4 Lane Divided	Fresno	\$10,746,471
217	Jensen Ave: Clovis Ave to Temperance Ave	4 Lane Divided 6 Lane Divided with Class 1 Bike Path / Trail	Fresno	\$18,559,476
218	Jensen Ave: Fruit Ave to Martin Luther King Blvd	2 Lane Undivided to 4 Lane Divided with Bike Lanes, Sidewalks, Curb, Gutter, and Trail	Fresno	\$7,305,808
219	Jensen Ave: Marks Ave to Fruit Ave	2 Lane Undivided to 4 Lane Divided with Bike Lanes, Sidewalks, Curb, Gutter, and Trail	Fresno	\$10,966,276
220	Jensen Ave: Orange Ave to Clovis Ave	4 Lane Divided 6 Lane Divided with Bike Lanes, Sidewalks, Curb, Gutter, and Trail	Fresno	\$32,475,301
221	McCall Ave: Shaw Ave to Shepherd Ave	2 Lane Undivided to 6 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics; Primarily Development Funded	Clovis	\$37,814,743
222	Shaw Ave: Blythe Ave to Brawley Ave	4 Lane Divided to 6 Lane Divided (Retrofit)	Fresno	\$4,053,740
223	Shaw Ave and Leonard Ave	Install Traffic Signal, Widen Shaw Ave for Second Through Lane and Left-Turn Lanes	Clovis	\$1,925,527
224	Shepherd Ave: Armstrong Ave to Del Rey Ave	2- and 3-Lane Undivided to 4 Lane Divided, Sidewalks, Bike Lanes, Street Lights, Curb and Gutter, Fiber Optics	Clovis	\$30,251,794
225	Shepherd Ave: Cedar Ave to Willow Ave	3 Lane Undivided to 4 Lane Divided with Bike Lanes and Sidewalks, Curb & Gutter	Fresno	\$1,512,590

**TABLE 6****Tier 2 Urban Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
226	Temperance Ave: Jensen Ave to Belmont Ave	2 Lane Undivided to 6 Lane Divided with Bike Lanes, Trail, Sidewalks, Curb and Gutter	Fresno	\$27,831,651
227	Temperance Ave: SR 180 to Clinton Ave	Widen from 2 Lane Undivided to 6 Lane Divided with bike lanes, trail, sidewalks, curb and gutter	Fresno	\$20,006,549
228	Willow Ave: Barstow Ave to Copper Ave	Complete widening to 6 Lane Divided Where Needed and Add Bike Lanes	Clovis	\$1,683,512
229	Willow Ave: Copper Ave to Friant Rd	2 Lane Undivided to 4 Lane Divided	Fresno County/ City of Fresno	\$7,425,303
230	Willow Ave: International Ave to Copper Ave Southbound	Willow - International Ave to Copper Ave Southbound: Widen to 3 Lanes	Fresno	\$946,881
<b>Total:</b>				<b>\$1,591,926,081</b>

**TABLE 7****Tier 2 Rural Projects**

Project ID	Title	Description	Agency	Inflated Project Costs
400	SR 41: Central Ave to American Ave	Upgrade Existing Intersections to Interchanges	Caltrans	\$143,696,024
401	SR 99 / Adams Interchange	Interchange Improvements	Caltrans	\$30,251,794
402	SR 99 and Dinuba Fly-Over	Construction of Flyover from SR 99 to New Intersection at Golden State Blvd near Dinuba Ave	Selma	\$60,503,589
403	SR 99 / Manning Ave Interchange	Interchange Improvements (Ramp Improvements)	Caltrans	\$22,688,846
404	SR 145 (Madera Avenue): Church Ave to 0.25 Mile S/O Jensen Ave	Widen 2 Lane Undivided to 4 Lane Divided, Sidewalks, Bike Lanes, Curb and Gutter, Streetlights	Caltrans	\$9,075,538
405	SR 180 West: I-5 to Junction SR 33 / SR 180	2 Lane on New E-W Alignment - Phase 2	Caltrans	\$60,503,589
406	Academy Parkway: Mountain View Ave to Simpson St	New 4 Lane Expressway	Kingsburg	\$9,075,538
407	Manning Ave: Alta Ave to Hill Ave	2 Lane Undivided to 4 Lane Divided	Fresno County/ City of Reedley	\$12,961,381
408	Manning Ave: Buttonwillow Ave to Alta Ave	2 Lane Undivided to 4 Lane Divided	Fresno County/City Reedley	\$16,695,965
409	Manning Ave: Buttonwillow Ave to Englehart Ave	Reconstruct and Widen Manning Ave from 2 to 4 Lanes between Buttonwillow Ave and Englehart Ave	Reedley	\$6,050,359
410	McCall Ave: Griffith Ave to SR 180	Lane Widening - 2 to 4 Lanes	Fresno County	\$15,000,000

Project ID	Title	Description	Agency	Inflated Project Costs
411	Millerton Rd & Marina Dr	Traffic Signal	Fresno County	\$5,294,064
412	Shaw Ave and Academy Ave	Install Traffic Signal; Widen for NB & SB Right-Turn Lanes; WB Right-Turn and Left-Turn Lane; EB Right-Turn Lane	Fresno County	\$2,849,719
413	Shaw Ave: McCall Ave to Academy Ave	2 Lane Undivided to 4 Lane Divided	Fresno County	\$19,875,429
<b>Total:</b>				<b>\$414,521,837</b>

# CITIZEN OVERSIGHT COMMITTEE

A Citizen Oversight Committee (COC) was established as a part of the 2006 Measure. That committee's efforts have been helpful in analyzing local agency conformance to Expenditure Plan requirements. Each year their findings are an important part of the Measure C Annual Report. This proposed Measure will continue efforts of the COC with a number of key changes to help increase local agency accountability for Measure C funds spent, and to make it easier to ensure that all COC seats remain filled during the duration of the Measure (reference the Implementing Guidelines available online in June 2022 at [www.measurecrenewal.com](http://www.measurecrenewal.com)).

Additional responsibilities and minor changes to COC membership are also included in the Implementing Guidelines. COC responsibilities generally include the following:

- Receive, review, and recommend action on other periodic reports, studies, and plans from responsible agencies including the Authority, Fresno COG, the Cities, the County or other agencies. Such reports, studies and plans must be directly related to Measure C Extension programs, revenues, or expenditures.
  - Review and comment upon Measure C Extension expenditures to ensure that they are consistent with the Expenditure Plan.
  - Annually review how sales tax receipts are being spent and publicize the results.
  - Present committee recommendations, findings, and requests to the public and the Authority in a formal annual report.
- 
- Receive, review, inspect, and recommend action on independent financial and performance audits related to the planning and implementation of the Measure C Extension program.



# ADMINISTRATION

## Fresno County Transportation Authority Structure Under the Measure C Renewal Extension Program

The Authority will continue to administer the Measure C Renewal Extension Program in compliance with its special enabling legislation. If the Measure C Extension is approved by Fresno County voters in November 2022, the Authority will continue to be responsible for administering the Measure C Programs in accordance with plans and programs outlined in the Renewal Expenditure Plan and subsequent updates of the Plan. In addition, the enabling legislation includes provision for a Citizen Oversight Committee (COC). The COC was formed in 2007 under the current Measure Program. Details regarding the Committee are contained in the Implementing Guidelines. The Expenditure Plan will continue to be prepared by the Authority and Fresno COG and approved by the Fresno COG Policy Board and by the Authority.

The enabling legislation requires that the Authority be represented by nine (9) members including:

- Two (2) members of the Board of Supervisors appointed by the board, consisting of one (1) member from Rural district 1, 4, or 5 and one (1) member from Urban district 2 or 3.
- Two (2) members representing the City of Fresno, consisting of the mayor thereof and a member of the city council of that city appointed by the city council.
- One (1) member representing the City of Clovis appointed by the city council of that city.
- Two (2) members representing the other cities within the county, consisting of one (1) Westside member appointed by a committee comprised of the mayor or each of those cities west of State Route 99, and one (1) Eastside member appointed by a committee comprised of the mayors of each of those cities east of State Route 99.
- Two (2) members of the public-at-large, consisting of one member appointed by the board of supervisors with the appointee residing outside of the incorporated areas of Fresno and Clovis, and one member appointed jointly by the cities of Fresno and Clovis with the appointee residing within the incorporated area of Fresno or Clovis.

The 2006 Measure C Extension added two new members to the Authority Board. These two positions were identified as “Public Members-at-Large” with one seat identified as urban and one as rural. The urban member was to be appointed jointly by the City of Fresno and City of Clovis, while the rural member was to be appointed by the Fresno County Board of Supervisors. It has been difficult to keep the urban seat filled. Under this proposed Measure C Renewal Program, the urban member appointment will remain the responsibility of the two cities and the rural member appointment will be the responsibility of the Board of Supervisors. However, if either position remains unfilled for nine (9) consecutive months, said member(s) will be appointed by the Authority Executive Director. An appointee of the Executive Director will serve a full term, after which the responsible agencies will have an opportunity to choose the successor.

As with the current Measure C Program, the goal of the Authority and Fresno COG will be to continue to fulfill the Promise of Measure C by delivering projects.

## **PLAN UPDATE AND APPROVAL PROCESSES**

### *Regional Transportation Plan and Sustainable Communities Strategies*

In compliance with schedules mandated in federal and State law, Fresno COG regularly prepares the Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) every four (4) years that updates and renews a list of candidate projects for all transportation

modes (streets, highways, public transportation, bikeways, aviation, etc.). If funds are available for any projects beyond those listed in the Renewal Expenditure Plan, they will be drawn from that list. As stated before, all updates of the Renewal Expenditure Plan will be subject to public review and public hearings. While these candidate projects may change and priorities for funding may occur, there are more than enough project needs within the County to be addressed using all types of funding, including Measure C. It will be vital during development of each Expenditure Plan Update to consider financing all transportation modes in order to ensure a balanced and efficient transportation system. All of the projects and programs included in the Expenditure Plan are considered essential to meet the transportation needs of Fresno County.

### *Measure C Expenditure Plan Update*

Fresno COG preforms a biennial update of the approved Expenditure Plan. Fresno COG and Authority staff work with member agencies and affected stakeholders to review and update the Expenditure Plan taking into consideration the status of project delivery, funding availability, and performance indicators. The Fresno COG Policy Board receives the Draft Expenditure Plan and its updates and schedules public hearings to review the Plan. After adoption of any Expenditure Plan updates by the Policy Board, the Plan is transmitted to the Authority for their consideration and approval.

### *Strategic Implementation Plan*

The Authority will prepare a Strategic Implementation Plan which provides detailed guidance to local agencies on the use of Measure C funds. The Authority updates this plan every two years.

### *Expenditure Plan Amendments*

Fresno COG has the primary responsibility for initiating official amendments of the Expenditure Plan. Fresno COG prepares proposed amendments to be considered by the COG Policy Board. Amendments approved by the Policy Board are then transmitted to the Authority for consideration. If approved by the Authority Board, amendments are incorporated into the Expenditure Plan.

The Authority Board may also initiate Expenditure Plan amendments. The Authority shall take all appropriate actions to give highest priority to the projects and programs in the approved Expenditure Plan, and if any amendments delay or delete any project in the initial plan, the Authority shall hold a public hearing and adopt a resolution initiating the amendments.

The Authority shall notify Fresno COG, the Board of Supervisors, and the city council of each city in the county and provide them with a copy of the proposed amendments.

The amendment is then approved by the Board of Supervisors and then approved by a majority of the cities constituting a majority of the population residing in the incorporated areas of the county. The proposed amendments shall become effective immediately upon completion of the approval process.

### *Independent Financial Audits*

Currently, the Authority annually commissions independent financial audits of the Measure C programs and receipts. If the Measure is renewed by the voters, the Authority would continue to conduct independent financial audits consistent with its enabling legislation.

### *Bonding*

The FCTA Board may consider bonding of future revenues if project needs, and deliverability exceed cash flow. Bonding will not be used until first determining that the benefits of accelerated project or program delivery outweigh the additional cost of interest on narrowed funds.

## FOR MORE INFORMATION

Contact the Authority or Fresno COG to inquire about the Measure C Renewal Extension process, discuss the candidate projects and programs contained in this Plan or to learn more about the current Measure C Extension Program.

### Fresno Council of Governments

*Fresno COG*

**ADD** 2035 Tulare Street, Suite 201  
Fresno, CA 93721

**PH** (559) 233-4148

**FAX** (559) 233-9654

**WEB** [www.fresnocog.org](http://www.fresnocog.org)

### Fresno County Transportation Authority

**ADD** 2220 Tulare Street, Suite 2101  
Fresno, CA 93721

**PH** (559) 600-3282

**FAX** (559) 600-1499

**WEB** [www.measurec.com](http://www.measurec.com)

Visit the Fresno COG Website at [www.fresnocog.org](http://www.fresnocog.org) for more information, to sign up for our email list, and to receive updates on Measure C planning activities.

Visit the Authority Website at [www.measurec.com](http://www.measurec.com) for more information, to sign up for our email list, and to receive updates on current Measure C projects.

A copy of the implementing guidelines will be available June 2022 at:

[www.measurecrenewal.com](http://www.measurecrenewal.com)



# **APPENDIX A**

## **Draft Measure C Renewal Ballot Language**

Without raising tax rates, shall an ordinance to repair potholes, keep local roads in good condition; upgrade structurally declining bridges/overpasses; improve highway safety, 911 emergency vehicle access, air quality, public transit services; protect low-cost senior transportation options and create local jobs; be adopted, continuing the voter-approved transportation ½¢ sales tax (established 1986), providing approximately \$228 million annually for 30 years; requiring audits, public oversight/spending disclosure, local control?

## APPENDIX B

### Local Program Allocations by Agency

Agency	Percentage	MC3 30-Year Allocation
Clovis	10.83 %	\$519,210,059
Coalinga	1.55 %	\$74,562,264
Firebaugh	0.77 %	\$36,943,703
Fowler	0.68 %	\$32,599,858
Fresno	48.13 %	\$2,307,800,260
Huron	0.69 %	\$33,128,585
Kerman	1.48 %	\$71,008,461
Kingsburg	1.29 %	\$61,935,554
Mendota	1.12 %	\$53,838,196
Orange Cove	0.92 %	\$44,073,084
Parlier	1.41 %	\$67,641,387
Reedley	2.38 %	\$114,213,410
San Joaquin	0.43 %	\$20,611,555
Sanger	2.51 %	\$120,149,116
Selma	2.24 %	\$107,380,161
County of Fresno	23.57 %	\$1,130,223,774
<b>Total</b>	<b>100 %</b>	<b>\$4,795,319,460</b>

*Urban area receives the majority of the funding.*

Transit Agency	Formula	Measure C 3 30-Year
Clovis	10 %	\$81,195,300
FAX	70 %	\$568,367,100
FCRTA	20 %	\$162,390,600
<b>Total</b>	<b>100 %</b>	<b>\$811,953,000</b>

*Transit allocation split 70% FAX, 20% FCRTA, and 10% Clovis Transit. Estimates only and subject to change.*



## **RESOLUTION NO. 22-36**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH CONCERNING MEASURE C EXTENSION LOCAL TRANSPORTATION PURPOSE PASS-THROUGH AND PROGRAM FUNDS ANNUAL ALLOCATION FOR FY 2022-2023**

**WHEREAS**, The **City of Firebaugh** (“claimant”) is an eligible claimant of funds for local transportation purposes pursuant to California Public Utilities Code Section 142257; and

**WHEREAS**, The Fresno County Transportation Authority (the “Authority”) has adopted an Annual Resolution of Allocation for Fiscal Year **2022-2023**, setting the percentages of collected retail transactions and use tax as the portion available to the City of local transportation purposes.

**NOW THEREFORE, IT IS RESOLVED**, by the Council of the City of Firebaugh as follows:

1. The City hereby submits its Local Transportation Pass Through Revenues (Measure C Extension) Certification and Claims for fiscal year 2022-2023.
2. The City hereby requests release of funds to the City on a monthly basis as funds are received and in proportion to the adopted percentages for each program and sub-program, which are based on actual receipts.
3. The Council of the City hereby certifies:
  - (a) That Local Transportation Purpose Funds will not be used to substitute for property tax funds that the City has previously used for local transportation purposes; and
  - (b) That the City has and will segregate property tax revenues from the City’s other general funds revenues used to support local transportation purposes so that verification of non-substitution can be proved through audit; and
  - (c) That the City shall account for Local Transportation Purpose Funds received pursuant to Public Utilities Code Section 142257 separately from all other funds. The City shall maintain current records in accordance with generally accepted accounting principles; and shall separately record expenditures for each type of eligible purpose. The City shall make such records available to the Authority for inspection or audit at any time; and
  - (d) That the City shall complete the prior fiscal years reporting requirements and claims forms no later than September 15, 2022. Reports not filed with the Authority by September 15, 2022 will result in a stoppage of allocations until a completed report is filed for each program and sub-program.
4. The City understands that should financial or compliance audit reveal that the City violated any of the requirements set forth in paragraph 3(a), (b), or (C), of this resolution, the Fresno County Transportation Authority may seek to take immediate steps to resolve the violation in accordance with its adopted procedures.
5. The City hereby requests the Authority to allocate all funds that became available from the Local Transportation Purpose Funds to the City of Firebaugh for fiscal year 2022-2023, as identified in the attached claim forms and indicated below, in accordance with the adopted “Procedures for Administration of Funds for Local Transportation Purposes”.

Local Transportation Sub Program Allocation – Firebaugh Street Maintenance Category 1.10% of \$16,882,882 or \$185,210  
Local Transportation Sub Program Allocation – Firebaugh Flexible Funding Category 1.27% of \$16,972,627 or \$216,295  
Local Transportation Sub Program Allocation – Firebaugh ADA Compliance Category 1.10% of \$590,901 or \$6,482

The foregoing resolution was approved and adopted at a regular meeting of the City Council of the City of Firebaugh held on the 1<sup>st</sup> day of August, 2022, by the following vote:

**AYES: Council Members**

**NOES: Council Members**

**ABSTAIN: Council Members**

**ABSENT: Council Members**

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Brady Jenkins, Mayor

\_\_\_\_\_  
Rita Lozano, Deputy City Clerk

**MEASURE C EXTENSION  
LOCAL TRANSPORTATION PASS THROUGH REVENUES  
CERTIFICATION AND CLAIM FOR FY2022-23**

**TO:** Fresno County Transportation Authority

**FROM:** City of Firebaugh

**Address:** 1133 P Street, Firebaugh, CA 93622 **Contact:** Pio Martin, Finance Director

**Telephone:** (559) 659-2043 **FAX:** (559) 659-3412 **Email Address:** financedirector@ci.firebaugh.ca.us

**1. Applicable Funding Program: (Check One)**

*Regional Public Transit Program*

- ☐ Fresno Area Express
- ☐ Clovis Transit
- ☐ FCRTA
- ☐ PTIS/Transit Consolidation
- ☐ ADA/Seniors/Paratransit
- ☐ Farmworker Van Pools
- ☐ Car/Van Pools
- ☐ New Technology Reserve

*Local Transportation Program*

- ☒ Street Maintenance
- ☐ ADA Compliance
- ☐ Flexible Funding
- ☐ Pedestrian/Trails Urban
- ☐ Pedestrian/Trails Rural
- ☐ Bicycle Facilities
- Regional Transportation Program*
- ☐ Fresno Airports

*Alternative Transportation Program*

- ☐ Rail Consolidation Subprogram
- Environmental Enhancement Program*
- ☐ School Bus Replacement
- ☐ Transit Oriented Infrastructure for In-Fill
- Administrative/Planning Program*
- ☐ Fresno COG

**2. The City of Firebaugh ("claimant") is an eligible claimant of funds for local transportation purposes pursuant to**  
*Local Agency Name*  
California Public Utilities Code Section 142257.

**3. The Fresno County Transportation Authority has adopted a Resolution of Apportionment for Fiscal Year 2022-2023 setting 1.10% of \$16,882,882 (or \$185,210) for the Subprogram or Category of funds checked above and available to the claimant. On behalf of claimant, I hereby request release of the funds to claimant in accordance with:**

- (a) Monthly payments consistent with adopted percentage, based on actual receipts
- (b) Compliance with Compliance with Steps A and B of the Strategic Implementation Plan (SIP) – Local Agency Pass Through Funding programs and Other Implementation Plan Provisions Funding programs and Other Revenue Program Funding

**4. On behalf of claimant, I hereby certify as follows:**

- (a) That the Subprogram or Category of funds checked above are not being used to substitute for property tax funds which claimant had previously used for local transportation purposes. Such substitution of property tax funds is prohibited by California Public Utilities Code Section 142257.
- (b) That claimant has segregated property tax revenues from claimant's other general fund revenues used to support the Subprogram or Category of funds checked above so that verification of non-substitution can be proved through audit or that the non-substitution of funds shall apply to claimant's entire general fund.
- (c) That claimant shall account for Subprogram or Category of funds checked above and received pursuant to Public Utilities Code Section 142257. Claimant shall maintain current records in accordance with generally accepted accounting principles and shall separately record expenditures for each type of eligible purpose. Claimant shall make such records available to the Authority for inspection or audit at any time.

**5. Claimant understands that should financial or compliance audit exceptions be found, the Fresno County Transportation Authority will take immediate steps to resolve the exceptions in accordance with its adopted procedures.**

Authorized Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: Finance Director

**ATTACHMENT:** Evidence of Formal Action for Approval and Submittal

Approved by: Fresno County Transportation Authority Board on: \_\_\_\_\_

**MEASURE C EXTENSION  
LOCAL TRANSPORTATION PASS THROUGH REVENUES  
CERTIFICATION AND CLAIM FOR FY2022-23**

TO: Fresno County Transportation Authority

FROM: City of Firebaugh  
*Local Agency Name*

Address: 1133 P Street, Firebaugh, CA 93622 Contact: Pio Martin, Finance Director

Telephone: (559) 659-2043 FAX: (559) 659-3412 Email Address: financedirector@ci.firebaugh.ca.us

**1. Applicable Funding Program: (Check One)**

*Regional Public Transit Program*

- ☐ Fresno Area Express
- ☐ Clovis Transit
- ☐ FCRTA
- ☐ PTIS/Transit Consolidation
- ☐ ADA/Seniors/Paratransit
- ☐ Farmworker Van Pools
- ☐ Car/Van Pools
- ☐ New Technology Reserve

*Local Transportation Program*

- ☐ Street Maintenance
- ☐ ADA Compliance
- ☒ Flexible Funding
- ☐ Pedestrian/Trails Urban
- ☐ Pedestrian/Trails Rural
- ☐ Bicycle Facilities
- Regional Transportation Program*
- ☐ Fresno Airports

*Alternative Transportation Program*

- ☐ Rail Consolidation Subprogram

*Environmental Enhancement Program*

- ☐ School Bus Replacement
- ☐ Transit Oriented Infrastructure for In-Fill

*Administrative/Planning Program*

- ☐ Fresno COG

2. The **City of Firebaugh** ("claimant") is an eligible claimant of funds for local transportation purposes pursuant to *Local Agency Name* California Public Utilities Code Section 142257.

3. The Fresno County Transportation Authority has adopted a Resolution of Apportionment for Fiscal Year 2022-2023 setting 1.27% of \$16,972,627 (or \$216,295) for the Subprogram or Category of funds checked above and available to the claimant. On behalf of claimant, I hereby request release of the funds to claimant in accordance with:

- (a) Monthly payments consistent with adopted percentage, based on actual receipts
- (b) Compliance with Steps A and B of the Strategic Implementation Plan (SIP) – Local Agency Pass Through Funding programs and Other Revenue Program Funding

4. On behalf of claimant, I hereby certify as follows:

- (a) That the Subprogram or Category of funds checked above are not being used to substitute for property tax funds which claimant had previously used for local transportation purposes. Such substitution of property tax funds is prohibited by California Public Utilities Code Section 142257.
- (b) That claimant has segregated property tax revenues from claimant's other general fund revenues used to support the Subprogram or Category of funds checked above so that verification of non-substitution can be proved through audit or that the non-substitution of funds shall apply to claimant's entire general fund.
- (c) That claimant shall account for Subprogram or Category of funds checked above and received pursuant to Public Utilities Code Section 142257. Claimant shall maintain current records in accordance with generally accepted accounting principles and shall separately record expenditures for each type of eligible purpose. Claimant shall make such records available to the Authority for inspection or audit at any time.

5. Claimant understands that should financial or compliance audit exceptions be found, the Fresno County Transportation Authority will take immediate steps to resolve the exceptions in accordance with its adopted procedures.

Authorized Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Finance Director

ATTACHMENT: Evidence of Formal Action for Approval and Submittal

Approved by: Fresno County Transportation Authority Board on: \_\_\_\_\_

**MEASURE C EXTENSION  
LOCAL TRANSPORTATION PASS THROUGH REVENUES  
CERTIFICATION AND CLAIM FOR FY2022-23**

TO: Fresno County Transportation Authority

FROM: City of Firebaugh  
*Local Agency Name*

Address: 1133 P Street, Firebaugh, CA 93622 Contact: Pio Martin, Finance Director

Telephone: (559) 659-2043 FAX: (559) 659-3412 Email Address: financedirector@ci.firebaugh.ca.us

**1. Applicable Funding Program: (Check One)**

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- ☐ Clovis Transit
- ☐ FCRTA
- ☐ PTIS/Transit Consolidation
- ☐ ADA/Seniors/Paratransit
- ☐ Farmworker Van Pools
- ☐ Car/Van Pools
- ☐ New Technology Reserve

*Local Transportation Program*

- ☐ Street Maintenance
- ☒ ADA Compliance
- ☐ Flexible Funding
- ☐ Pedestrian/Trails Urban
- ☐ Pedestrian/Trails Rural
- ☐ Bicycle Facilities
- Regional Transportation Program*
- ☐ Fresno Airports

*Alternative Transportation Program*

- ☐ Rail Consolidation Subprogram

*Environmental Enhancement Program*

- ☐ School Bus Replacement
- ☐ Transit Oriented Infrastructure for In-Fill

*Administrative/Planning Program*

- ☐ Fresno COG

2. The **City of Firebaugh** ("claimant") is an eligible claimant of funds for local transportation purposes pursuant to  
*Local Agency Name*  
California Public Utilities Code Section 142257.

3. The Fresno County Transportation Authority has adopted a Resolution of Apportionment for Fiscal Year 2022-2023 setting 1.10% of \$590,901 (or \$6,482) for the Subprogram or Category of funds checked above and available to the claimant. On behalf of claimant, I hereby request release of the funds to claimant in accordance with:

- (a) Monthly payments consistent with adopted percentage, based on actual receipts
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- (c) That claimant shall account for Subprogram or Category of funds checked above and received pursuant to Public Utilities Code Section 142257. Claimant shall maintain current records in accordance with generally accepted accounting principles and shall separately record expenditures for each type of eligible purpose. Claimant shall make such records available to the Authority for inspection or audit at any time.

5. Claimant understands that should financial or compliance audit exceptions be found, the Fresno County Transportation Authority will take immediate steps to resolve the exceptions in accordance with its adopted procedures.

Authorized Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: Finance Director

ATTACHMENT: Evidence of Formal Action for Approval and Submittal

Approved by: Fresno County Transportation Authority Board on: \_\_\_\_\_



1133 "P" STREET  
FIREBAUGH, CALIFORNIA 93622-2547  
(559) 659-2043  
FAX (559) 659-3412

## **CITY COUNCIL MEMORANDUM**

**DATE: JULY 26, 2022**  
**TO: MAYOR/CITY COUNCIL**  
**FROM: JOHN G. BORBOA, FIRE CHIEF**  
**RE: RECIPROCAL MUTUAL AID/AUTO AID FIRE AGENCY CONTRACTS**

Let me take this opportunity to clarify and explain how our contracts with both the County of Madera and the Fresno County Fire Protection benefit our city, residents and travelers thereof. I can't recall in recent years being asked specifics of such and the agreements just being passed.

We have had an agreement with the County of Madera since the mid eighties in which the city responds to emergencies within a mapped geographical area in the County. This came about when residents across the river began complaining to the Madera County Board of Supervisors about the lengthy response times the Madera County Fire Department took to arrive on scene of emergencies. These complaints came from not only ranches just across the County line but the folks who live in Eastside Acres. Madera County, due to budget cuts shut down the fire station in Dairyland, which would have been first on scene for incidents. Also, keep in mind almost everyone in our city travels Avenue 7 ½ and Avenue 7, which also affected them in the event of an accident or medical emergency.

I was contacted by Madera County Fire and a reciprocal mutual aid/auto aid agreement was worked out and accepted by both the City of Firebaugh and the Madera County Board of Supervisors. It provided for the city to respond automatically to incidents within the given area and render aid or begin suppression action until the Madera County Fire Department resources arrived on scene.

This agreement provided that the County would pay the city for each auto aid incident at the end of each fiscal year. As part of the agreement, mutual aid is included in



# CITY OF FIREBAUGH



FRESNO COUNTY, CALIFORNIA

1133 "P" STREET  
FIREBAUGH, CALIFORNIA 93622-2547  
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which the city can ask for assistance from Madera County in the event of a major fire within the city at no cost to the city. This, I believe has occurred three times since the agreement inception.

The only thing that has changed in all of those years is the per call remittance Madera County pays, which is now \$250.00 per incident as amended and approved by both the city and the County just last month. This should generate approximately \$12,000.00 to \$15,000.00 per year for the city.

Our agreement past and as amended with the Fresno County Fire Protection District is a little different in as much as how the remittance is paid and it relies more heavily on the reciprocal mutual aid segment.

There are fifteen (15) organized Fire Departments within Fresno County. Several years ago, all of the Fire Chiefs entered into an agreed upon understanding in which all participated in a county wide mutual aid agreement. In short, all agencies agreed to help on a as need basis any County Fire Agency requesting assistance on an incident if resources and equipment were available, and the incident overwhelmed their manpower and resources.

The Fresno County Fire Protection District being the major player in the County due to their unlimited access to resources through Cal Fire was the deciding factor for the other departments.

Our contract with the Fresno County Fire Protection District is a reciprocal contract in which the district will respond a minimum of one engine immediately and more if deemed necessary into the City to assist at no charge. The City will in turn respond to incidents within a geographical District area immediately upon request until relieved by the district. This includes an immediate response into the City of Mendota for any structure fire. This is the Auto Aid aspect of the agreement.

The reciprocal mutual aid aspect is that the Cities have access, if available to all resources of the Fresno County Fire District and their signees and the County has access, again if available to the resources of the other Departments.

Whereas the City of Firebaugh assists Fresno County more than the district assists the City, the County in the new contract before the Council this evening increases the amount of money paid the City of Firebaugh at the end of each fiscal year. Since 2008,

# CITY OF FIREBAUGH



FRESNO COUNTY, CALIFORNIA

1133 "P" STREET  
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the district has paid the city \$12,000.00 per year. Beginning with this new contract the amount will increase to \$25,000.00 per year. Which means the total contract remittance from the County of Madera and the Fresno County Fire Protection District should generate approximately \$40,000.00 in general fund revenue annually.

I want to emphasize to Council that without these agreements in place, we never would have seen an aerial ladder truck on the Rebecchi Department Store Fire furnished and manned by the North Central Fire Protection District. Nor would we have seen three manned engines from the Fresno County Fire Protection District. When an anhydrous ammonia leak occurred at the Red Rooster and two blocks had to be evacuated, we never would have seen a Level 1 Hazmat unit with five personnel and an Engine with three personnel from the City of Fresno. It was those personnel that mitigated the leak. When the river bottom fire exploded last month with evacuations in effect in Eastside Acres and City structures threatened on River Drive we never would have seen a bulldozer from Fresno County/Cal Fire assisting in suppression efforts nor two staffed engines and a water tender.

In short, out of the fifteen organized Fire Departments in the County, the City of Fresno and the City of Firebaugh are the **only two** that receive compensation from the district while all of the others are doing the same thing just to have access to the district resources.

When you consider the Fire Department budget during fiscal year 20/21 was \$6,000.00 for fuel, \$10,500.00 for the Fire Department stipend and \$10,000.00 for vehicle repairs, these contracts are actually subsidizing emergency services for the citizens of this City.

I hope this clarifies and answers any concerns you may have on this matter. If not, I'll be more than happy as always to answer any questions during Council meetings.

*Westside Express  
07/13/22*

## ACCIDENT WEST OF FIREBAUGH



Firebaugh firefighters and other emergency personnel prepare to load a car accident victim onto a helicopter for transport to a Fresno hospital on July 3. The wreck occurred west of Firebaugh.

# 12 Dos Palos residents slapped with \$1,000 illegal fireworks fines

BY DAVID BORBOA  
The Westside Express

With Independence Day falling on a Monday this year, the three-day weekend proved very busy for Dos Palos and Firebaugh fire departments and police.

Here's a recap:

--No serious fires took place despite a plethora of illegal fireworks being set off.

--There were several wrecks on Westside roads and highways.

--A total of 12 people from Dos Palos are a little light in the wallet after being caught with illegal fireworks.

Dos Palos police chief Rich McEachin said that his officers, as well as fire department personnel, were very busy during the weekend patrolling.

"We had five officers saturating the city. We survived and it worked out pretty well," said McEachin.

Dos Palos police officers issued citations to 12 individuals caught with illegal fireworks. That is a record for the police department and the fine for this is a whopping \$1,000.

"I continue to hope that people will get the idea that we are enforcing this. But apparently they are not, and I guess they think they won't get caught," said the chief.

McEachin added that there were no fires in the city and only one small vegetation fire in South Dos Palos, "and that's really good."

In Firebaugh, the Police Activities League sponsored

SEE FINES, PAGE 5

*Westside Express  
07/13/22*

## FINES

FROM PAGE 1

a Demolition Derby at the Firebaugh Rodeo Grounds on July 2nd. It was followed by a fireworks show; Firebaugh Police Chief Sal Raygosa said the event was a big success.

"We had about 1,500 people attend, and it was a very successful event," said Raygosa. "We also received many compliments on the

fireworks show."

But unfortunately, the professional fireworks show did not stop the illegal fireworks from taking off.

"We had lots and lots of illegal fireworks throughout the city," Raygosa said. "We were operating with a skeleton crew because we had two officers out with Covid. Unfortunately, we didn't catch anyone."

In the near future, Raygosa will meet with the city attorney in an attempt to change the municipal code

in regards to illegal fireworks. Currently, the culprit has to be caught with the illegals.

"What we are going to change is to be able to go after the property owner where the fireworks are being set off and fine that individual," Raygosa explained.

In a six-hour period on the Fourth of July, the Firebaugh Fire Department responded to eight calls, according to Chief John Borboa.

"We had some medical investigation.

Los Banos CHP spokesman Shannon Stiers reported that statewide, the CHP made 998 arrests for DUI.

"And sadly, 44 people died in crashes statewide during the 78-hour holiday enforcement effort," said Stiers. "There were three occupants not wearing seat belts, four motorcyclists and three pedestrians during the

aids, a small grass fire and some dumpster fires," said Borboa. "There was no damage though."

Firebaugh firefighters did respond to several traffic accidents during the weekend.

One occurred on July 3rd at 3:30 pm on Nees Avenue west of Firebaugh.

According to the Los Banos office of the California Highway Patrol, a 2003 Toyota Sequoia driven by Randon Slaven, 33, of Kerman was heading west on Nees near Oxford Avenue.

For an unknown reason and at a stated speed of 60 mph, Slaven allowed the Toyota to drift to the left and off the roadway, overturning in an irrigation ditch south of Nees.

The CHP said that a passerby helped Slaven out of his vehicle. He was airlifted to Community Regional Medical Center with moderate injuries.

A CHP spokesman said that alcohol and/or drugs were not a factor in the



**"A LITTLE FUN"** - A cadet with Firebaugh Fire Dept. carries hose during a skills/physical training session on Saturday, July 9, 2022.

Photo: FFD



1133 "P" STREET  
FIREBAUGH, CALIFORNIA 93622-2547  
(559) 659-2043  
FAX (559) 659-3412

## **CITY COUNCIL ACTION ITEM COVER LETTER**

**July 26, 2022**

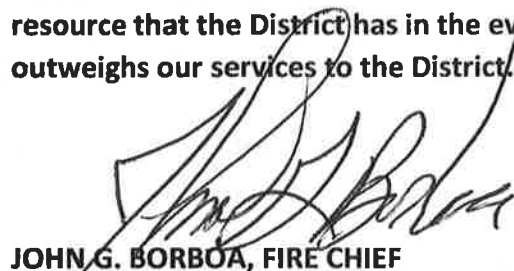
**Mayor/City Council**

**RE: CITY OF FIREBAUGH/FRESNO COUNTY FIRE PROTECTION DISTRICT REVISED CONTRACT**

**BACKGROUND:** The City of Firebaugh Fire Department and the Fresno County Fire Protection District have enjoyed a mutually benefitting reciprocal mutual aid/instant aid relationship since 2008 operating under a contract for joint services. This contract provided that the District pay the City of Firebaugh \$12,000.00 annually for the services the City provided as our assistance on events outweighs the Districts assistance to the City.

The new agreement is virtually unchanged except for language relating to current law. The new agreement does change the amount the District will pay the City in the future to \$25,000.00 annually which was negotiated between the Chief's of both Departments. It is also subject to annual negotiation between both the District Fire Chief and the City Fire Chief.

**STAFF RECOMMENDATION:** Execute said contract as it gives the City access to virtually every resource that the District has in the event of a major incident within the City which far outweighs our services to the District.



**JOHN G. BORBOA, FIRE CHIEF**



**RESOLUTION NO. 22-37**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH  
AUTHORIZING THE CITY MANAGER TO EXECUTE A PROPERTY TAX ALLOCATION  
AGREEMENT WITH THE FRESNO COUNTY FIRE PROTECTION DISTRICT**

**WHEREAS**, the City of Firebaugh, has received a Property Tax Allocation Agreement with Fresno County Fire Protection District for property tax allocation and related administrative services, which is attached and incorporated herein by this reference; and

**WHEREAS**, the City Council does hereby accept and agrees with the terms and conditions set forth in the Agreement; and

**WHEREAS**, the City Council wishes to appoint the City Manager as the designated City representative to execute and administer said Agreement.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Firebaugh that it does hereby authorize the City Manager, Benjamin Gallegos, to execute and administer said Agreement.

The foregoing Resolution was approved and adopted at a regular meeting of the City Council of the City of Firebaugh held on the 1<sup>st</sup> day of August 2022, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
**Brady Jenkins, Mayor**

\_\_\_\_\_  
**Rita Lozano, Deputy City Clerk**

I hereby certify that the foregoing is a full, correct, and true copy of a resolution passed by the City Council of the City of Firebaugh, a Municipal Corporation of the County of Fresno, State of California, at a regular meeting held on the 1<sup>st</sup> day of August 2022, and I further certify that said resolution is in full force and effect and has never been rescinded or modified.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Rita Lozano, Deputy City Clerk of the City of Firebaugh

FRESNO COUNTY FIRE PROTECTION DISTRICT  
AND CITY of FIREBAUGH  
AGREEMENT FOR  
AUTOMATIC AID  
FIRE PROTECTION SERVICES

THIS AGREEMENT is made and entered into on the \_\_\_\_ day of \_\_\_\_\_ 2022, by and between CITY of FIREBAUGH, a municipal corporation, hereinafter called "CITY" and the Fresno County Fire Protection District, a California Special District, organized under the Fire Protection District Law of 1987 (Health & Safety Code, § 13800 *et. seq.*), hereinafter called "DISTRICT". The City and District are hereinafter collectively referred to as the "Parties" and individually as "Party".

**RECITALS**

WHEREAS, the Parties have the power to provide Fire Protection Services and desire to enter into a contract to provide such services consistent with the authority granted under California Government Code Section 55632 and California Health & Safety Code Sections 13050 and 13861 – 13863; and

WHEREAS, it is to the mutual advantage of the City and the District to provide each other with, and coordinate in advance the help and aid of their respective fire companies in the event of fires, rescues, medical, and other emergencies; and

WHEREAS, the Parties desire to maximize the delivery of Fire Protection Services in their respective jurisdictions by responding with the closest units without duplication of services, as necessary to protect life or property; and

WHEREAS, an Agreement to provide Automatic and Mutual Aid is beneficial to the public, the District and the City; and

WHEREAS, the Parties agree that this Agreement for Automatic Aid shall not affect, change, and/or alter any other contractual agreements not related to Automatic Aid that may be in effect now or in the future.

WHEREAS, the Parties agree that this Agreement for Mutual Aid shall not affect, change, and/or alter any other contractual agreements not related to Automatic Aid that may be in effect now or in the future.

**AGREEMENT**

NOW, THEREFORE, the Parties agree as follows:

**SECTION 1.        DEFINITIONS.**

Unless the particular provision or context otherwise requires, the definitions contained in this section shall govern the construction, meaning, and application of words used in this Agreement.

- a) "Nearest Available Fire Unit" shall mean the available fire apparatus of the appropriate type closest in dispatch and response time to the scene of the incident. Both parties agree to continuously strive to minimize unnecessary

response delays to ensure that the integrity of the nearest available fire unit deployment strategy is achieved and maintained.

- b) "Responding Party" shall mean any Party to this agreement that receives a request for Fire Protection Services within the jurisdiction of the Requesting Party.
- c) "Automatic Aid" shall mean the immediate dispatch of a fire unit within the jurisdiction of the Requesting Party under pre-determined terms and conditions.
- d) "Emergency Medical Service" shall mean basic life support service, not including paramedic service.
- e) "Emergency Response" shall mean immediate response and use of red lights and siren by responding units.
- f) "Fire Protection Services" shall mean firefighting capacity to contain, control, and extinguish fires; the mitigation of fire-related hazards; and emergency medical services.
- g) "Incident Commander" shall mean the person in overall command at the incident as defined in the National Incident Management System, California Vehicle Code Sections 2453 and 2454, or by such other agreement as provided by law.
- h) "Mutual Aid" shall mean request of resources based on the needs determined by the managers of the incident and subject to authorization by the Responding Party for each request.
- i) "Agreement Area" shall be the territorial areas of City and District as determined by the respective fire chiefs or designees.

## **SECTION 2.**

### **FURNISHING OF FIRE PROTECTION SERVICES.**

The Party with the Nearest Available Fire Unit/s shall furnish Fire Protection Services within the jurisdiction of the Party requesting such service pursuant to the following provisions:

- a) That the specific details of providing the services under the terms as specified in this Agreement shall be determined by the respective Fire Chiefs of the Parties. It is understood that all plans which deal with Fire Protection Services shall adhere as closely as practical to the "nearest available unit" concept which forms the basis for this Agreement.
- b) The territories covered by this Agreement are the City, and the territory of the District. The Agreement Area is depicted in Exhibit A, which is attached hereto and incorporated herein by reference.
- c) The Responding Party shall respond with the unit/s requested, provided such unit(s) is/are available and closer to the reported incident than units of the requesting party. This Agreement is limited to fire resources assigned or otherwise located within the Agreement Area.

- d) Fire units responding to Automatic Aid requests will utilize the radio frequencies assigned by the requester's dispatch center.
- e) The first unit to arrive at the scene of the incident shall initiate appropriate action. The officer-in-charge of the first unit to arrive shall report to the requesting party all pertinent information about the conditions encountered at the scene of the incident.
- f) The first arriving officer will be the Incident Commander (IC) until relieved by an officer of the agency with jurisdictional responsibility or authority. All apparatus at the scene of an emergency will be under the command of the IC on scene. The first arriving chief officer, regardless of jurisdiction, may assume command until relieved by a chief officer of the agency having jurisdictional responsibility. Every effort will be made to operate as a single attack force rather than as separate agencies.
- g) If an IC requires additional resources to augment the emergency response, he/she shall order them through the agency with jurisdictional authority for the incident.
- h) The Incident Command System (ICS) shall be used on every incident.
- i) The Responding Party is not obligated to furnish any Fire Protection Services if apparatus, equipment, personnel, or any combination thereof is not available as determined by the Fire Chief or his designated representative.
- j) Both Parties agree to release the other Party's resources at the earliest opportunity from any incident to which they respond.
- k) District Obligations to the City. Except as otherwise set forth herein, the District agrees to provide the following to the City:
  - (1) The District will respond with up to one (1) fire unit as Automatic Aid to all emergency incidents (Medical and Fire Responses) within the City upon request. The responding fire unit(s) will include a minimum of two career staffed personnel. This service is provided at no cost.
  - (2) The District will, if requested, provide up to one (1) fire unit for City coverage behind emergency activity when warranted.
  - (3) Any requests for assistance outside of the established Agreement Area or not identified herein, will be considered a Mutual Aid request and each request will be subject to authorization by the Responding Party, and will be based on availability rather than by the Nearest Available Fire Unit.
  - (4) The District retains the right to claim such additional reimbursement as may be authorized by applicable law.
  - (5) Beginning on July 1, 2022, the District will pay the City a flat fee of \$25,000 per Fiscal Year (FY) for all Automatic Aid response services provided by the City. Annual payment for services will be made in the final month of the Fiscal Year (June).

l) City's Obligations to the District. The City agrees to provide the following to the District:

- (1) Upon request, the City will respond with at least one fire unit as Automatic Aid to emergency incidents (Medical and Fire Responses) within the District as set forth in the Agreement Area.
- (2) The City will, if requested, provide one fire unit for District coverage behind emergency activity when warranted.
- (3) Any requests for assistance outside of the Agreement Area or not identified herein, will be considered a Mutual Aid request, and each request will be subject to authorization by the Responding Party and will be based on availability rather than the Nearest Available Fire Unit.
- (4) The City retains the right to claim such additional reimbursement as may be authorized by applicable law.

### **SECTION 3.            OTHER RESPONSIBILITIES AND OBLIGATIONS OF THE CITY AND THE DISTRICT.**

The City and the District agree to the following additional responsibilities and obligations:

- a) Mutual Training. Conduct mutual trainings to assure employees are familiar with protocols and equipment utilized by the other Party.
- b) Common Radio Communications. Work cooperatively to develop and maintain common radio communication protocols to assure adequate communication exists, while jointly responding to emergency incidents. In addition, work cooperatively and actively to deploy dispatching methods and Automatic Vehicle Location (AVL) tracking capabilities to improve response times, reduce unnecessary delays, and provide for accountability.
- c) Notifications. When advised of an emergency incident within the other's jurisdiction, to make immediate notification of the incident to the jurisdictional agency.
- d) Protective Equipment, Tools and Equipment. Ensure that all personnel respond in and use properly maintained and serviced Personal Protective Equipment (PPE), firefighting, rescue tools and equipment, specified by the sending Party's policies and consistent with State and Federal Mandates.
- e) Training Mandates. All personnel of either Party responding in the other Party's jurisdiction will be trained and qualified consistent with State Training and Safety Mandates, including, but not limited to, those formulated by the California Division of Occupational Safety and Health, as well as other training including, but not limited to, Fire Apparatus Driver/Operator Professional Qualifications, Hazardous Materials First Responder Operations, First Responder Medical, CPR, and Confined Space Rescue Awareness. All personnel of either Party responding in the other Party's jurisdiction shall be trained and qualified consistent with any

applicable Federal Training and Safety Mandates. Personnel responding in the other Party's jurisdiction for technical rescue, e.g., personnel responding to vehicle accident with confined space victim will meet or exceed State or Federal Mandated requirements for training and qualification for such rescues.

- f) Workers' Compensation. Each Party shall provide and maintain statutory California Workers' Compensation Coverage and employer's Liability Coverage, for not less than the statutorily required amount per occurrence for all its own employees engaged in providing fire suppression and emergency services assistance under this Agreement.

#### **SECTION 4. PRIVILEGES AND IMMUNITIES.**

The provisions of this Agreement are intended to comply with the provisions of Article 2, Chapter 2, Part 1, Division 12, of the Health and Safety Code of the State of California, and Article 2, Chapter 4, Part 2, Division 2, Title 5, of the Government Code of the State of California, providing for privileges and immunities from liabilities, exemption from losses, and rules applicable to personnel furnishing Fire Protection Services outside the jurisdiction of the Responding Party and within the jurisdiction of the Requesting Party.

#### **SECTION 5. LIABILITY AND INDEMNIFICATION.**

- a) Each Party agrees to indemnify and hold harmless the other, its officers, elected and appointed officials, employees, volunteers, and Paid-Call-Firefighters, or agents from and against all claims, damages, losses, and expenses, including attorney fees, caused in whole or in part by an negligent act or omission on their part, or any of their officers, elected or appointed officials, employees, volunteers, and Paid-Call-Firefighters, except when caused by the sole negligence or willful misconduct of the other Party. Each party will provide the other with a Certificate of Insurance with liability coverage shown in an amount of not less than \$1,000,000.
- b) Each Party shall be responsible for any damage to its equipment or injury to its personnel that occurs during performance under this Agreement, except to the extent such damage or injury is caused by the negligent act of or willful misconduct or omission of the other Party or the other Party's elected or appointed officers, employees, volunteers, and Paid-Call-Firefighters or agents.

#### **SECTION 6. AGENCY.**

It is the intent of the Parties hereto, and part of the consideration supporting this Agreement, that each Party shall bear all risks and obligations for its own personnel (including but not limited to State and Federal Training Mandates as required for California firefighters, pension, relief, disability, worker's compensation, and other benefits) as well as injury or damage to third parties that may arise while responding to the requesting Party's incident in the same manner and to the same extent as if occurring within responding Party's jurisdiction, subject only to Section 3 herein.

#### **SECTION 7. THIRD PARTIES.**



Unless otherwise set forth herein, this Agreement shall not be construed as or deemed an agreement for benefit of any third party or parties, and no third party or parties shall have any right of action hereunder for any cause whatsoever.

**SECTION 8.            ASSIGNMENT.**

This Agreement shall be binding on the successors and assigns of the Parties hereto, except that no Party shall assign this Agreement without the prior written consent of the other Party.

**SECTION 9.            ADMINISTRATION OF AGREEMENT.**

This Agreement shall be administered through the mutual agreement of the Parties acting by and through their respective Fire Chiefs or authorized designees.

**SECTION 10.          TERM, MODIFICATION AND TERMINATION OF AGREEMENT.**

- a) This Agreement shall be effective as of the day and year hereinabove written and shall remain in effect and continue unless terminated by either party by giving sixty (60) day written notice of its intention to terminate.
- b) This Agreement may only be modified in writing by mutual consent of the Parties.

**SECTION 11.          GOVERNING LAW**

The interpretation and performance of this Agreement shall be governed by the laws of the United States and the State of California. Venue for any action or proceeding arising out of or in connection with this Agreement shall be in Fresno County, unless otherwise mutually agreed upon in writing by the parties.

**SECTION 12.          ENTIRE AGREEMENT**

This document sets forth the entire agreement of the Parties with respect to automatic and mutual aid and ~~supersedes~~ all prior discussions, negotiations, understandings, or agreements of the parties relating to automatic aid. No alteration or variation of this Agreement shall be valid or binding unless contained in an amendment in accordance with Section 10.

IN WITNESS WHEREOF, the City and District, through their duly authorized representatives, hereby execute this Agreement with the intent that it is effective as of the date first written above, and certify that they have read, understand, and voluntarily agree to the terms and conditions of this Agreement.

CITY OF FIREBAUGH

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Benjamin Gallegos  
Firebaugh City Manager

Date: \_\_\_\_\_

ATTEST:

By \_\_\_\_\_  
Brady Jenkins  
Firebaugh City Mayor

Date: \_\_\_\_\_

FRESNO COUNTY FIRE PROTECTION  
DISTRICT:

By \_\_\_\_\_  
Matt Furrer, Board President  
Fresno County Fire Protection District

Date: 7-20-22

APPROVED AS TO FORM:  
DISTRICT LEGAL COUNSEL

By \_\_\_\_\_  
William D. Ross

Date: 7/20/2022

By: \_\_\_\_\_  
Lozano and Smith Representative  
Firebaugh City Legal Counsel

Date: \_\_\_\_\_

By \_\_\_\_\_  
John Borboa, Fire Chief  
Firebaugh Fire Department

Date: \_\_\_\_\_

By \_\_\_\_\_  
Dustin Hail, Fire Chief  
Fresno County Fire Protection District

Date: 7-20-22