



**RESOURCE MANAGEMENT
AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One
PETE VANDER POEL
District Two
PHILLIP A. COX
District Three
J. STEVEN WORTHLEY
District Four
MIKE ENNIS
District Five

AGENDA DATE: July 27, 2010

Public Hearing Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Celeste Perez PHONE: (559) 624-7010						

SUBJECT: Proposition 1B Funding for Transit System Security Enhancements

REQUEST(S):

That the Board of Supervisors:

1. Authorize the submittal of an application to the California Emergency Management Agency in the amount of \$112,761 for Proposition 1B funding for Transit System security enhancements; and
2. Authorize the Chairman to sign the grant forms.

SUMMARY:

In November 2006, Proposition 1B was passed and the allocation of \$1 billion was set aside for Transit System Safety, Security & Disaster Response Account Funds under the administration of the State of California Emergency Management Agency (CalEMA). These funds are available for capital projects that provide security for transit operations and are allocated to each County by a formula based on population.

Programs that are funded from Proposition 1B are dependent upon the sale of bonds by the State of California. The State is requesting that we submit an application in this grant cycle. As bond funds become available, the projects will be funded.

The amount allocated to Tulare County is \$112,761. In order to receive this funding, we are required to submit the attached grant documents. These grant documents

SUBJECT: Proposition 1B Funding for Transit System Security Enhancements
DATE: July 27, 2010

are the same format as submitted and approved for previous year's allocations (Resolution 2009-0161 and 2008-0501).

This funding will cover the cost to purchase the following:

- Install security lights at the County Road Yards
- Upgrade the fencing and gates at the Dinuba and Porterville Road Yards
- Install security cameras at the Dinuba and Porterville Road Yards.

This equipment will increase the security for the Tulare County Area Transit (TCaT) bus system.

FISCAL IMPACT/FINANCING:

There is no net County cost to the General Fund. Funding for this expenditure will be included in the fiscal year 2010/11 Transit Budget Account No. 040-220-2100-2200 and 7051. There are no local matching funds required for this program.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

This links to the goals of the Business Plan's Strategic Initiative: Safety and Security: include the goal of improving and maintaining adequate transportation infrastructure. The proposed action addresses this initiative by improving the security for the TCaT bus system.


ALTERNATIVES:

The Board could choose to not authorize the request to submit this application. This would not allow Tulare County to receive this allocated funding.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

Coordination with the State of California Emergency Management Agency

ADMINISTRATIVE SIGN-OFF:



Britt L. Fussel, P.E.
Assistant Director—Public Works
County Surveyor

cc: Auditor/Controller
County Counsel
County Administrative Office (2)

Attachment(s) Application
Authorized Agent Form
Grant Assurances
Governing Body Resolution

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF PROPOSITION 1B)
FUNDING FOR TRANSIT SECURITY) RESOLUTION NO. _____
ENHANCEMENTS)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JULY 27, 2010 ,
BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Authorized the submittal of an application to the California Emergency Management Agency in the amount of \$112,761 for Proposition 1B funding for Transit System security enhancements; and
2. Authorized the Chairman to sign the grant forms.

CALIFORNIA EMERGENCY MANAGEMENT AGENCY

PROJECT DESCRIPTIONS

Alterations to this document may result in delayed application approval, modification, or reimbursement requests. Subgrantees may be asked to revise and/or re-submit any altered Financial Management Forms Workbook.

CFDA #:

Tulare County Resource Management

Enter manually here
July 8, 2010
2008-0026

Project	Investment Goal and Objectives	Project Description	Need	Project Milestone & Justifications
Project A	Investment Goal Objective	Installing security lights at the County Road Yards	Vandalism will be discouraged by installing additional lighting where the transit buses are parked overnight.	At the 6 month mark, this project will be 25% complete and \$0 funds will be expended. At the 12 month mark, this project will be 75% complete and \$___ funds will be expended. At the 18 month mark, this project will be 100% complete and \$37,621 funds will be expended.
Project B	Investment Goal Objective	Upgrading fencing and gates	Vandalism will be discouraged by upgrading the fencing and gates at the yards where the transit buses are parked overnight.	At the 6 month mark, this project will be 25% complete and \$0 funds will be expended. At the 12 month mark, this project will be 75% complete and \$___ funds will be expended. At the 18 month mark, this project will be 100% complete and \$30,000 funds will be expended.
Project C	Investment Goal Objective	Installing security cameras at the Dinuba and Porterville Road Yards	Vandalism will be discouraged by installing security cameras and a monitored security system where the transit buses are parked overnight.	At the 6 month mark, this project will be 25% complete and \$0 funds will be expended. At the 12 month mark, this project will be 75% complete and \$___ funds will be expended. At the 18 month mark, this project will be 100% complete and \$45,000 funds will be expended.
Project D	Investment Goal Objective			
Project E	Investment Goal Objective			
Project F	Investment Goal Objective			

CALIFORNIA EMERGENCY MANAGEMENT AGENCY

PROJECT LEDGER

Alterations to this document may result in delayed application approval, modification, or reimbursement requests.
 Subgrantees may be asked to revise and/or re-submit any altered Financial Management Forms Workbook.
 Warning! Decimal usage is not allowed. Attempts to use decimals will prompt error message.

CFDA #:

Tulare County Resource Management Agency

Enter manually here

2008-0026

CCP	SHSGP	UASI	MMRS	BZPP	TSGP
TSGPF	PROBIB	RCPGP-C	RCPGP-NC	IEC	SHSP/LE
NSGP	RTTAC	OPSG			

LEDGER TYPE: Cash Request

Today's Date: Thursday, July 08, 2010

Expenditure Period: (Date) From: (Date) To:

Cash Request or Mod #

Item Number	Project	Project Name	Funding Source	Discipline	Solution Area	Solution Area Sub-Category	Total Obligated	Amount Approved PREVIOUS	Amount This Request	Match Amount	Total Approved	Remaining Balance	Percentage Complete
1	A	Security Lights	TSGP		Equip	Physical	112,621					112,621	
2	B	Upgraded Fencing and Gates	TSGP		Equip	Physical	37,621					37,621	
3	C	Security System w/Cameras	TSGP		Equip	Physical	45,000					45,000	
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APPENDIX D -- Authorized Agent Form

FY 2009-10 Transit System Safety, Security and
Disaster Response Account Program

AS THE CHAIRMAN
(Chief Executive Officer / Director / President / Secretary)

OF THE BOARD OF SUPERVISORS
(Name of State Organization)

I hereby authorize the following individual(s) to execute for and on behalf of the named state organization, any actions necessary for the purpose of obtaining state financial assistance provided by the California Emergency Management Agency.

JAKE RAPER, JR. DIRECTOR OF TRANSPORTATION, OR
(Name or Title of Authorized Agent)

J. STEVEN WORTHLEY, CHAIRMAN, OR
(Name or Title of Authorized Agent)

(Name or Title of Authorized Agent)

Signed and approved this _____ day of _____, 20____

(Signature)

APPENDIX E – Grant Assurances

**FY 2009-10 Transit System Safety, Security and
Disaster Response Account Program**

Name of Applicant: County of Tulare, Resource Management Agency

Address: 5961 S. Mooney Blvd.

City: Visalia State: CA Zip Code: 93277

Telephone Number: (559) 624-7000

Fax Number: (559) 730-2653

E-Mail Address: sworthley@co.tulare.ca.us

As the duly authorized representative of the applicant, I certify that the applicant named above:

1. Has the legal authority to apply for Transit System Safety, Security, and Disaster Response Account funds, and has the institutional, managerial and financial capability to ensure proper planning, management and completion of the grant provided by the State of California and administered by the California Emergency Management Agency (Cal EMA).
2. Will assure that grant funds are only used for allowable, fair, and reasonable costs.
3. Will give the State of California generally and Cal EMA in particular, through any authorized representative, access to and the right to examine all paper or electronic records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or Cal EMA directives.
4. Will provide progress reports and such other information as may be required by Cal EMA.
5. Will initiate and complete the work within the applicable time frame after receipt of Cal EMA approval.
6. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain for themselves or others, particularly those with whom they have family, business or other ties.

7. Will comply with all California and federal statutes relating to nondiscrimination. These include but are not limited to:
 - a. Title VI of the Civil Rights Act of 1964 (P.L. 88-352), as amended, which prohibits discrimination on the basis of race, color or national origin;
 - b. Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683 and 1685-1686), which prohibits discrimination on the basis of sex;
 - c. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §§ 794) which prohibits discrimination on the basis of handicaps;
 - d. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107) which prohibits discrimination on the basis of age;
 - e. The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255) as amended, relating to nondiscrimination on the basis of drug abuse;
 - f. The Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - g. Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290dd-2), as amended, relating to confidentiality of alcohol and drug abuse patient records;
 - h. Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing;
 - i. Title 28, Code of Federal Regulations, Part 42, Subparts C, D, E and G;
 - j. Title 28, CFR, Part 35;
 - k. Any other nondiscrimination provisions in the specific statute(s) under which application for federal assistance is being made; and
 - l. The requirements on any other nondiscrimination statute(s) which may apply to the application.
8. Will comply, if applicable, with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
9. Will comply with applicable environmental standards which may be prescribed pursuant to California or federal law. These may include, but are not limited to, the following:
 - a. California Environmental Quality Act (CEQA). California Public Resources Code Sections 21080-21098. California Code of Regulations, Title 14, Chapter 3 Sections 15000-15007;
 - b. institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514;
 - c. notification of violating facilities pursuant to EO 11738;
 - d. protection of wetlands pursuant to EO 11990;
 - e. evaluation of flood hazards in floodplains in accordance with EO 11988;
 - f. assurance of project consistency with the approved state management program

- developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.);
- g. conformity of federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§ 7401 et seq.);
 - h. protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and
 - i. protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
10. Will comply, if applicable, with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
11. Will assist Cal EMA, as appropriate, in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §§ 470), EO 11593 (identification and preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§ 469a-1 et seq).
12. Will comply with Standardized Emergency Management System (SEMS) requirements as stated in the California Emergency Services Act, Gov Code §§ 8607 et seq. and CCR Title 19, Sections 2445, 2446, 2447 and 2448.
13. Will:
- a. Promptly return to the State of California all the funds received which exceed the approved, actual expenditures as accepted by Cal EMA;
 - b. In the event the approved amount of the grant is reduced, the reimbursement applicable to the amount of the reduction will be promptly refunded to the State of California; and
 - c. Separately account for interest earned on grant funds, and use all interest towards the project as approved by Cal EMA.
14. Will comply, if applicable, with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
15. Agrees that equipment acquired or obtained with grant funds:
- a. Will be made available under the California Disaster and Civil Defense Master Mutual Aid Agreement in consultation with representatives of the various fire, emergency medical, hazardous materials response services, and law enforcement agencies within the jurisdiction of the applicant;
 - b. is consistent with needs as identified in the State Homeland Security Strategy and will be deployed in conformance with that strategy; and
 - c. will be made available pursuant to applicable terms of the California Disaster and Civil Defense Master Mutual Aid Agreement and deployed with personnel trained in the use of such equipment in a manner consistent with the California Law

Enforcement Mutual Aid Plan or the California Fire Services and Rescue Mutual Aid Plan.

16. Will comply, as applicable, with provisions of Title 28 of the Code of Federal Regulations applicable to grants and cooperative agreements, including:
 - a. Part 18, Administrative Review Procedures;
 - b. Part 20, Criminal Justice Information Systems;
 - c. Part 22, Confidentiality of Identifiable Research and Statistical Information;
 - d. Part 23, Criminal Intelligence Systems Operating Policies;
 - e. Part 30, Intergovernmental Review of Department of Justice Programs and Activities;
 - f. Part 35, Nondiscrimination on the Basis of Disability in State and Local Government Services;
 - g. Part 38, Equal Treatment of Faith-based Organizations;
 - h. Part 63, Floodplain Management and Wetland-Protection Procedures;
 - i. Part 42, Nondiscrimination/Equal Employment Opportunities Policies and Procedures;
 - j. Part 61, Procedures for Implementing the National Environmental Policy Act;
 - k. Part 64, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs;
 - l. Part 66, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments;
 - m. Part 67, Government-Wide Debarment and Suspension (Non-Procurement).
 - n. Part 69, New Restrictions on Lobbying;
 - o. Part 70, Uniform Administrative Requirements for Grants and Cooperative Agreements (including sub-awards) with Institutions of Higher Learning, Hospitals and other Non-Profit Organizations; and
 - p. Part 83, Government-Wide Requirements for a Drug Free Workplace (grants).
17. Will comply, if applicable, with Subtitle A, Title II of the Americans with Disabilities Act (ADA) 1990.
18. Will, in the event that a federal or state administrative agency makes a finding of *discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability* against a recipient of funds, the recipient will forward a copy of the finding to Cal EMA.
19. Will comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide at:
<http://www.ojp.usdoj.gov/financialguide>.
20. Will comply with all applicable requirements of all other California and federal laws, executive orders, regulations, program and administrative requirements, policies and any other requirements governing this program.
21. Understands that failure to comply with any of the above assurances may result in suspension, termination or reduction of grant funds.

a. The applicant certifies that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;
2. Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and (d) Have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default; and

b. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

The undersigned represents that he/she is authorized by the above named applicant to enter into this agreement for and on behalf of the said applicant.

Signature of Authorized Agent: _____

Printed Name of Authorized Agent: J. Steven Worthley

Title: Chairman, Board of Supervisors Date: _____

APPENDIX E – Governing Body Resolution

FY 2009-10 Transit System Safety, Security and
Disaster Response Account Program
Sample Resolution

BE IT RESOLVED BY THE BOARD OF SUPERVISORS
(Governing Body)

OF THE COUNTY OF TULARE THAT
(Name of Applicant)

J. STEVEN WORTHLEY, CHAIRMAN, OR
(Name or Title of Authorized Agent)

JAKE RAPER, JR., DIRECTOR OF TRANSPORTATION, OR
(Name or Title of Authorized Agent)

(Name or Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining financial assistance provided by the California Emergency Management Agency.

Passed and approved this _____ day of _____, 20_____

Certification

I, _____, duly appointed and
(Name)

_____ of the BOARD OF SUPERVISORS
(Title) (Governing Body)

do hereby certify that the above is a true and correct copy of a resolution passed and approved by

the BOARD OF SUPERVISORS of the COUNTY OF TULARE on the
(Governing body) (Name of Applicant)

_____ day of, _____, 20_____

(Official Position)

(Signature)

(Date)