



County Fire Department

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: April 2, 2013

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>

CONTACT PERSON: Ted Mendoza PHONE: 559-747-8233

SUBJECT: Authorize the submittal of a 2013 Indian Gaming Special Distribution Fund application.

REQUEST(S):

That the Board of Supervisors:

Review and approve submittal of a 2013 Indian Gaming Special Distribution Fund application for

1. Authorize the submission of a grant application for a Tulare County Indian Gaming Local Community Benefit Committee grant to purchase personal protective equipment in the amount of \$74,394.
2. Authorize the Fire Chief to sign the grant application.

SUMMARY:

On March 1, 2013, Tulare County Indian Gaming Local Community Benefit Committee (IGLCBC) released a request for applications for projects that would mitigate impacts caused by the gaming activities at the Eagle Mountain Casino.

Senate Bill 621, which became law on January 1, 2004, makes grant funding available to counties, cities, and special districts impacted by tribal gaming from the Indian Gaming Special Distribution Fund (SDF). Gaming tribes that operated 200 or more gaming devices on or before September 1, 1999, contribute a variable portion of their net winnings into the SDF. In Tulare County, the Tule River Tribe contributes winnings from the Eagle Mountain Casino. The seven-member Tulare County IGLCBC is responsible for selecting these grants.

SUBJECT: Authorize the submittal of a 2013 Indian Gaming Special Distribution Fund application

DATE: April 2, 2013

In Tulare County, \$268,177.87 in grant funding is available for distribution in fiscal Year 2013-14. The Tule River Tribe must sponsor the grants and affirm that the proposed grant projects have a reasonable relationship to the impacts of the casino, in addition to other requirements.

The establishment of the Eagle Mountain Casino continues to directly impact Tulare County. The impact is from increased traffic volume on the roads surrounding and feeding into the Tule River Reservation. The main casino is located 17 miles east of Porterville. Reservation Road (M137) and Success Valley Drive provide the major public access to the reservation and the casino.

County engineers analyzed 18-years-worth of traffic along Reservation Road and Success Valley Drive, the primary access route to the Tule River Indian Reservation, and determined casino-related traffic has increased dramatically since the Eagle Mountain Casino began operating in 1996. As traffic volume increases, especially on windy, remote rural roads, the incidence of associated accidents, vehicle-related fires and medical emergencies also increases.

Officials analyzed fire calls for service in the South Valley to quantify the level of service from the five stations that predominately respond to Reservation/Indian Casino related 911 calls (see attachments).

Tulare County Fire Department intends to replace well-worn ***personal protective equipment*** (PPE) for firefighting personnel at the following stations; Strathmore, West Olive, Doyle Colony, Terra Bella and Springville. While Doyle Colony, Springville and the West Olive stations are the most likely stations to respond to incidents related to the Eagle Mountain Casino, Strathmore and Terra Bella are the next engines to respond if the primary stations are unavailable for response.

PPE includes safety apparel such as turnout coats, turnout pants, helmets, Nomex wildland jacket, pants and helmet shrouds. The majority of the turnouts in use by the above-mentioned personnel were placed in service in 2004. The bulk of this PPE is 9 years old. Much of that PPE has been repaired, and it will soon be beyond repair and out of compliance with the National Fire Protection Association recommendation (NFPA 1851, Chapter 8). Industry standards recommend PPE replacement every 7 years.

Tulare County Fire Department is requesting \$74,394 from the 2013 Indian Gaming Grant funds to purchase and replace the equivalent of 47 sets of turnout coats and pants. Turnout coats and pants are basic firefighter protective clothing used when engaging in fire fighting activities, hazardous material incidents, vehicle accidents and other miscellaneous emergency activities.

The attached fact sheets demonstrate the methodology used to calculate the percentage of fire response to emergencies that occur at the Reservation/Indian

SUBJECT: Authorize the submittal of a 2013 Indian Gaming Special Distribution Fund application

DATE: April 2, 2013

Casino. This included calculating the wear and tear on emergency vehicles, staffing costs, and the relevant depreciation on fire safety gear. While the demonstrated costs do not capture all associated fiscal impacts of fire-related Indian Gaming impacts, we believe they do demonstrate the required “reasonable relationship” to casino impacts.

The fiscal impacts demonstrated for County fire responses to the Reservation/Indian Casino areas are intentionally conservative – we do not believe they show true “cost recovery” but rather are presented to minimally establish related impacts. Historical records to demonstrate prior years of 911-related fire responses are no longer available. Anecdotal evidence indicates fire responses in this area have been higher during some recent past years.

FISCAL IMPACT/FINANCING:

The grant request is \$74,394. This represents the actual fiscal impact of fire response costs to serve the Reservation/Indian casino during the past 12 months. If this grant request is awarded, the Tulare County Fire Department intends to spend approximately \$40,000 in other fire department funds in FY 2013-2014 to purchase additional personal protective equipment for firefighters. Thus the intended total purchase of PPE will be \$114, 394.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County’s five-year strategic plan includes the Safety and Security initiative which calls for planning and coordinating emergency preparedness and response. Approval to apply for requested grant will support efforts to obtain necessary safety equipment for emergency responders.

ADMINISTRATIVE SIGN-OFF:

Joe M. Garcia
Fire Chief

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s) Attachment A – Impact of Indian Gaming on Tulare County Fire Department activities
Attachment B – Fire Indian Gaming Fact sheet
Attachment C – Fire Engine Depreciation worksheet
Attachment D – 2013 Indian Gaming Grant Application

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

IN THE MATTER OF AUTHORIZING THE)
SUBMITTAL OF A 2013 INDIAN GAMING) Resolution No. _____
SPECIAL DISTRIBUTION FUND)
APPLICATION)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, 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 submission of a grant application for a Tulare County Indian Gaming Local Community Benefit Committee grant to purchase personal protective equipment in the amount of \$74,394.
2. Authorized the Fire Chief to sign the grant application.

Impacts of Indian Gaming on Tulare County Fire Department activities

Documenting the historical costs of Tulare County's fire prevention impacts related to Indian Gaming:

The Eagle Mountain Casino began operations in 1996. Tulare County Fire Department began operations on July 1, 2007. Before this date, fire service to the Reservation was provided by Cal-Fire.

This change in service providers makes long term documentation of casino-related fire service difficult for several reasons. Tulare County Fire operates 27 stations total, and does not break down all cost-related items by individual station. County officials have tried to break out most major costs for the relevant fire stations. Tulare County Fire typically handles 911 calls to the Tule River Indian Reservation by dispatching one or more units from five stations: Strathmore; West Olive; Doyle Colony; Terra Bella or Springville. While Doyle Colony, Springville and West Olive stations are the most likely stations to respond to incidents related to the Eagle Mountain Casino, Strathmore and Terra Bella are the next engines to respond if the primary stations are unavailable to respond.

Planning for fire service involves redundancy planning, and is not easy to break down to per incident costs under the Tulare County Fire Department's current fiscal tracking process. The point being that officials must plan for an excess of service capacity in order to make sure that there is always adequate ability to respond to fire emergencies on the Reservation should some engines be called to respond elsewhere. **The metrics below, however, document known fiscal impacts for these five stations:**

Fire engine allocation per station (same at five South County stations):

Engine (Cost ea. \$450,000; industry standard replacement interval 15 years)	\$2.25 million
Water tender (Cost ea. \$350,000; one engine)	\$350,000
Patrol (mini-engine) (Cost ea. \$225,000; standard replacement interval 15 years)	\$1.13 million
Note: These engines are all currently older engines and nearing service retirement*	\$3.723 million (not amortized)

Annual amount of depreciated personal protection equipment	\$19,339
Annual amount of depreciated fire engines (see chart depreciation chart)	\$248,333 (5 stations)
Annual operations cost per station, incl. personnel (\$13 million - 27 stations; \$481, 481 ea.)	\$2,407,405 (5 stations)
Annual capital cost for station maintenance (\$110,000 - 27 stations; \$4,074 ea.)	\$20,370 (5 stations)
Total known annual impacts. (Does not include radio or safety gear replacement**)	\$2,695,447

Reservation calls 121 divide 4,382 total 911 calls for five stations = 2.76 percent of call volume dispatched to Reservation
 $\$2,695,447 \times .0276 = \mathbf{\$74,394}$ = Reservation-related 911 costs to Reservation (February 1, 2012-March 12, 2013)

The Tulare County Fire Department does not routinely budget the full cost of replacement personal protective equipment, pagers or radios in each station's annual operating costs.

Personal protective equipment includes safety apparel such as turnout coats, turnout pants, helmets, Nomex wildland jacket and Nomex pants and helmet shrouds. The industry standard is to replace many of these items every 7 years. Much of the existing Tulare County gear at these stations is already close to 10 years old and a significant amount of this gear has already been repaired at least once. The County replaces personal protective gear as funds become available during the annual budget process, but this annual allocation is often not at the desired level for full programmatic replacement.

Average cost of firefighter turnout gear:

Turnout Coat:	\$588	Wildland Nomex Jacket:	\$145	\$1,224 Turnout gear
Turnout Pants:	\$407	Nomex Pants:	\$170	\$332 Wildland gear
Structure Helmet:	\$199	Wildland Gloves:	\$17	\$1,556 (complete set ea.)
Structure Gloves	\$30	Total:	\$332	
Total:	\$1,224			

Number of Firefighter staffing five stations: $87 \times \$1,556$ = costs of PPE @ five stations = \$135,372 (7 yr depreciation)
 $\$135,372$ divide 7 equals \$19,339 per year depreciated cost for 87 sets of PPE.

Impacts of Indian Gaming on Tulare County Fire Department activities

Cal-Fire 911 service calls to the Reservation from 1995-2006 aren't available for long term service calculations. Tulare County Fire 911 call dispatching information by station is only available for the past year. Tulare County Fire estimates annual call volumes to the Reservation in recent years ranged from 100-115 calls per year. ***Does not reflect multiple units dispatched on a call.

Breakdown of 911 calls:

Medical Aids:	42
Traffic Accidents	28
Fires	26
Other	8
	104
	17
Adjusted 911 calls	121

Fire calls by type:

Structure:	4	(Typically at least 2 vehicles respond)
Grass/Wildland	11	(Typically at least 2 vehicles respond)
Vehicles	2	(Typically at least 2 vehicles respond)
Other (debris, smoke check, burn comp., power lines)	15	
Types of fires with multiple engine response	17	

Total call volume per station / February 1, 2012 – March 12, 2013		
Station Name	Station #	# of Calls
Strathmore	16	785
West Olive	19	1117
Doyle Colony	20	1217
Terra Bella	21	634
Springville	22	629
	Total Calls	4382

Total call per station to the reservation / February 1, 2012 – March 12, 2013		
Station Name	Station #	# of Calls
Strathmore	16	0
West Olive	19	2
Doyle Colony	20	52
Terra Bella	21	0
Springville	22	50
	Total calls	104*
***Does not reflect multiple units dispatched on a call. Historically this happens perhaps 1 in 4 calls		

Total station staffing		
Station Name	Station #	# of firefighters
Strathmore	16	16
West Olive	19	24
Doyle Colony	20	22
Terra Bella	21	10
Springville	22	15
	Total Personnel	87

Reservation-related calls (121) divide by 4,382 total 911 calls for five stations = 2.76 percent of call volume dispatched to Reservation

\$2,695,447 Annual costs related to five Tulare County stations that respond to the Reservation/Indian Casino
x .0276 Percentage of total 911 calls from the five stations related to Reservation/Indian Casino

\$74,394 Tulare County Fire Department's cost to respond to Reservation/Indian Gaming-related 911 calls
(February 1, 2012-March 12, 2013)

\$74, 394 Amount Tulare County Fire Department is seeking in 2013 Indian Gaming Grant Application

Attachment B

Tulare County Fire Department 2013 Indian Gaming Grant Application Fact sheet

Gaming Impacts: On a separate sheet of paper, please provide the following:

a. Describe the project thoroughly:

Tulare County Fire Department intends to replace well-worn *personal protective equipment* (PPE) for firefighting personnel at the following stations; Strathmore, West Olive, Doyle Colony, Terra Bella and Springville. While Doyle Colony, Springville and the West Olive stations are the most likely stations to respond to incidents related to the Eagle Mountain Casino, Strathmore and Terra Bella are the next engines to respond if the primary stations are unavailable for response.

PPE includes safety apparel such as turnout coats, turnout pants, helmets, nomex wildland jacket, pants and helmet shrouds. The majority of the turnouts in use by the above-mentioned personnel were placed in service in 2004. The bulk of this PPE is 9 years old. Much of that PPE has been repaired, and it will soon be beyond repair and out of compliance with the National Fire Protection Association recommendation (NFPA 1851, Chapter 8). Industry standards recommend PPE replacement every 7 years.

Tulare County Fire Department is requesting \$74,394 from the 2013 Indian Gaming Grant funds to purchase and replace the equivalent of 47 sets of turnout coats and pants. Turnout coats and pants are basic firefighter protective clothing used when engaging in fire fighting activities, hazardous material incidents, vehicle accidents and other miscellaneous emergency activities.

b. Discuss and provide evidence of the impacts to your jurisdiction from gaming at the Eagle Mountain Casino:

The establishment of the Eagle Mountain Casino directly impacts Tulare County. The impact is from increased traffic volume on the roads surrounding and feeding into the Tule River Reservation. The main casino is located 17 miles east of Porterville. Reservation Road (M137) and Success Valley Drive provide the major public access to the reservation and the casino.

County engineers analyzed 18-years-worth of traffic along Reservation Road and Success Valley Drive, the primary access route to the Tule River Indian Reservation, and determined casino-related traffic has increased dramatically since the Eagle Mountain Casino began operating in 1996. As traffic volume increases, especially on windy, remote rural roads, the incidence of associated accidents, vehicle-related fires and medical emergencies also increases.

Officials analyzed fire calls for service in the South Valley to quantify the level of service from the five stations that predominately respond to Reservation/Indian Casino related 911 calls (see attached factsheets).

To partially offset the direct impacts of Indian Gaming activities at Eagle Mountain Casino, County officials intend to purchase safety equipment that will be used during emergency responses to the Reservation/Indian Casino area.

c. Explain how the project will mitigate impacts to your jurisdiction from gaming at the Eagle Mountain Casino. Show how the proposed project has a reasonable relationship to a casino impact:

The attached factsheets demonstrate the methodology used to calculate the percentage of fire response to emergencies that occur at the Reservation/Indian Casino. This included calculating the wear and tear on emergency vehicles, staffing costs, and the relevant depreciation on fire safety gear. While the demonstrated costs do not capture all associated fiscal impacts of fire-related Indian Gaming impacts, we believe they do demonstrate the required "reasonable relationship" to casino impacts.

The fiscal impacts demonstrated for County fire responses to the Reservation/Indian Casino areas are intentionally conservative – we do not believe they show true “cost recovery” but rather are presented to minimally establish related impacts. Historical records to demonstrate prior years of 911-related fire responses are no longer available. Anecdotal evidence indicates fire responses in this area have been higher during some recent past years.

The casino has been in operation since 1996. The calculations for vehicle depreciation and other costs used to establish the base percentage of casino-related impacts are for the current year only. The attached factsheets clearly indicate the historical impacts of providing fire response far exceed the calculated impacts for the 12 months immediately preceding this grant application.

Q. Funding Recognition: On a separate sheet, please describe how you intend to meet the requirement that grant recipients must provide notice to the public, either through a slogan, signage, or other mechanism, which states that the project has received funding from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant derives.

County Fire officials will create signage that will be posted at each of the five fire stations that typically respond to 911 calls for service to the Tule River Indian Reservation and Eagle Mountain Casino. These signs will indicate safety equipment used at these stations was funded in part with monies generated by Eagle Mountain Casino, operated by the Tule River Indian Tribe and awarded by the Tulare County Indian Gaming Local Community Benefit Committee.

Depreciation Calculation for Fire Equipment

Equipment Description	Station	Acquisition Date*	Life	Acquired Value**	Age (Years)	Annual Amt Depreciated	Ending Accum Depr (Years in Age)	Net Book Value ***
Engine 16	Strathmore	2007	15	450,000	6	30,000	180,000	270,000
Engine 19	West Olive	2009	15	450,000	4	30,000	120,000	330,000
Engine 20	Doyle Colony	1992	15	450,000	21	30,000	630,000	(180,000)
Engine 21	Terra Bella	2007	15	450,000	6	30,000	180,000	270,000
Engine 22	Springville	1997	15	450,000	16	30,000	480,000	(30,000)
Patrol 16	Strathmore	2010	15	225,000	3	15,000	45,000	180,000
Patrol 19	West Olive	2010	15	225,000	3	15,000	45,000	180,000
Patrol 20	Doyle Colony	2008	15	225,000	5	15,000	75,000	150,000
Patrol 21	Terra Bella	1999	15	225,000	14	15,000	210,000	15,000
Patrol 22	Springville	2010	15	225,000	3	15,000	45,000	180,000
Water Tender	West Olive	1995	15	350,000	18	23,333	420,000	(70,000)

NOTE:

*Assumed Acquisition date is equal to model year

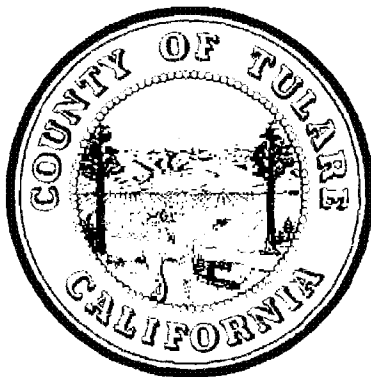
**Acquired value amounts provided by E.Coyne 3/19/13

*** Amounts with negative book value would not be recorded, depreciation is complete once max life (15) is reached

**TULARE COUNTY INDIAN GAMING LOCAL
COMMUNITY BENEFIT COMMITTEE**

**APPLICATION FOR
FISCAL YEAR 2012/13 GRANT FUNDING**

MARCH 1, 2013



Total Indian Gaming Grant Funding Available:..... \$ 268,177.87

60% Nexus Proximity Grant Funding Available (County of Tulare only):..... \$ 160,906.72

40% Discretionary Grant Funding Available (County, Cities, Special Districts):... \$ 107,271.15

Application Due Date:April 5, 2013

Committee Members:

Robin Skiles, Chair
Gilbert Ynigues, Vice-Chair
Nancy McDarment
Kenneth McDarment
Mike Ennis
Joe Garcia
Cameron Hamilton

Alternate Members:

John Crivello
Holly Bella

Committee Staff:

Jed Chernabaeff
John Hess

Contact Information:

Tulare County Administrative Office
2800 W. Burrell Ave
Visalia, CA 93291
(559) 636-5005

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

The Tulare County Indian Gaming Local Community Benefit Committee (Committee) is pleased to announce the availability of \$268,177.87 in grants for eligible local governmental jurisdictions for qualified purposes.

In addition to the Application for Funding, this announcement packet includes the following information:

1. Fiscal Year 2012/13 Funding Matrix	Page 2
2. Eligibility Requirements for Nexus Proximity and Discretionary Grant Funds.....	Page 3
3. Tribal Sponsorship Requirements	Page 5
4. Submission Directions	Page 6
5. Timeline for Fiscal Year 2012/13 Grant Process	Page 7
6. FY 2012/13 Grant Application Form	Page 8

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

1. FY 2012/13 Funding Matrix

Funding Amount	Percentage Allocation	Description	Eligible Recipient(s)
\$ 273,650.89	100%	Total Indian Gaming Funding	
\$ 5,473.02	2%	Administrative Expenses	County of Tulare
\$ 268,177.87	98%	Balance Available for Indian Gaming Grants	
\$ 160,906.72	60%	Nexus Proximity Grants	County of Tulare*
\$ 107,271.15	40%	Discretionary Grants	Cities, County, or Special Districts*

**All Grants issued by the Committee must meet the requirements outlined in this Application Packet.*

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

2. Eligibility Requirements for Nexus Proximity and Discretionary Grant Funds:

Indian Gaming funds are divided into two amounts: 1) 60% of funds are awarded through Nexus Proximity Grants, and 2) 40% of funds are awarded through Discretionary Grants.

60% Nexus Proximity Grants

Sixty percent of Indian Gaming funds are available for Nexus Grants to Cities and Counties impacted by the Eagle Mountain Casino. A Nexus Test based on the geographical proximity of a City or County to the Tule River Indian Reservation shall be used by each county's Indian Gaming Local Community Benefit Committee to determine the priority for grants.

A City or County must meet a minimum of two out of four criteria to be eligible to receive funding from the 60% Nexus Proximity Grant amount. These criteria can be found at California Government Code Section 12715(c)(1)(A), (B), (C), and (D); and are as follows:

- (A) Whether the local government jurisdiction borders the Indian lands on all sides.
- (B) Whether the local government jurisdiction partially borders Indian lands.
- (C) Whether the local government jurisdiction maintains a highway, road, or other thoroughfare that is the predominant access route to a casino that is located within four miles.
- (D) Whether all or a portion of the local government jurisdiction is located within four miles of a casino.

Within this 60% Nexus Proximity amount, funds are awarded as follows:

- 50% to Cities or Counties that meet 4 Nexus Criteria
- 30% to Cities or Counties that meet 3 Nexus Criteria
- 20% to Cities or Counties that meet 2 Nexus Criteria

Where a City or County does not meet a given number of criteria, the amount allocated in that criteria is evenly distributed to the other two criteria. For example, if no City or County meets all 4 criteria, 50% of the 60% funds are evenly distributed to those Cities or Counties that meet 2 or 3 criteria, and so on.

The Committee has adopted the preceding Funding Matrix that affirms the County of Tulare as the only City or County that meets any of these four criteria.

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

40% Discretionary Grants

The remaining 40% of grant funds are available for Discretionary Grants to local jurisdictions impacted by the Eagle Mountain Casino. These Discretionary Grants are made available to all local jurisdictions in Tulare County irrespective of any nexus to Eagle Mountain Casino.

All local government jurisdictions (County, Cities, and Special Districts) may apply for 40% Discretionary Grants. Pursuant to Government Code Section 12712(c), a local jurisdiction is defined as any City, County, or Special District (excluding School Districts). Non-profit organizations do not qualify as local jurisdictions for the purpose of receiving grants directly from the Committee. However, a non-profit organization may partner with or apply through a local jurisdiction to receive grant funding. The local jurisdiction would be responsible for submitting the grant. The local jurisdiction would also be responsible to the Committee for the non-profit's use of grant funds.

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

3. Tribal Sponsorship

Pursuant to Senate Bill (SB) 621 (2003), for a project to be selected for Indian Gaming funding, the Tribe from whose account the project would be funded must sponsor the project. To sponsor a project, the Tule River Indian Tribal Council is required to confirm that the grant application has a reasonable relationship to a casino impact and find that it satisfies at least one of the priorities listed in Section E of the Application Form.

Questions regarding Tribal sponsorship should be directed to:

Charmaine McDarment
Legal Department
Tule River Tribal Council
P.O. Box 589
Porterville, CA 93258
Phone: 559-781-4271
Fax: 559-781-4610
Email: legal2@tulerivertribe-nsn.gov

All applicants are required to make a presentation to the Tule River Tribal Council. Committee staff will contact you April 5, 2013 and May 3, 2013 to set up an appointment.

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

4. Submission Directions

It is anticipated that the Committee will make grant awards by May 17, 2013, and the State Controller's Office will allocate the money to grant recipients by June 30, 2013.

Please submit one (1) original and two (2) copies of each grant application by 5:00 P.M. on April 5, 2013, to:

Indian Gaming Application
Tulare County Administrative Office
2800 W. Burrell Ave.
Visalia, CA 93291

Phone (559) 636-5005

Fax: (559) 733-6318

Email: _____ and _____

Each Application Submittal must be received by the time listed above at the address above, and must include all of the required information described in this Application Packet. Each application must be signed by an authorized representative of the local government jurisdiction.

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

5. Timeline for Fiscal Year 2012/13 Grant Process

Meeting to begin 2012-13 Grant Cycle.....	2/21/13
Application Period Opens.....	3/1/13
Notice of Application Period Opening.....	3/1/13
Grant Workshop	3/20/13
Grant Application Period Closes	4/5/13
Grant Applications Submitted to Tule River Tribe	4/12/13
Tule River Tribe Sponsored Applications Due to Staff	5/3/13
Meeting to Consider Funding of Sponsored Applicants.....	5/16/13
Deadline for List of Funded Applications to State Controller	5/31/13
State Controller to Release Funds to Recipients.....	Upon Receipt
Deadline for Applicants to submit Annual Report to Staff.....	8/16/13
Meeting to Adopt Annual Report	9/9/13
Deadline for Annual Report to be Submitted to State.....	10/1/13

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

GRANT APPLICATION FORM

- A. Name of Jurisdiction: Tulare County Fire Department
- B. Mailing Address of Jurisdiction: 907 W. Visalia Road,
Farmersville, CA 93223
- C. Name of Project: County Fire Department PPE purchase
- D. Mitigation of Impacts: Does this Project mitigate impacts associated with Eagle Mountain casino (Check one box)? Yes ☒ / No ☐
- E. **60% Nexus or 40% Discretionary:** Please check which type of grant you are applying for, as listed on the Cover Page and described in Section 2 of the Application Packet. An applicant can apply for both Nexus and Non-Nexus funds, if eligible.

60% Nexus Grant ☒

Please circle the letters that apply and also provide on a separate sheet of paper, a discussion of qualifying for that criteria:

- a. The local government jurisdiction borders the Tule River Indian Reservation on all sides.
- b. The local government jurisdiction partially borders the Tule River Indian Reservation.
- c. The local government jurisdiction maintains a highway, road, or other thoroughfare that is the predominant access route to the Eagle Mountain Casino (must also be located within four miles of the Eagle Mountain Casino to qualify for this criteria).
- d. All or a portion of the local government jurisdiction is located within four miles of the Eagle Mountain Casino.

40% Discretionary Grant ☒

These 40% Discretionary Grants are intended for local jurisdictions impacted by casinos of tribes paying into the Special Distribution Fund.

- F. **Funding Priorities:** The following uses are the priorities for the receipt of grant money. Please check all of the priorities the project satisfies:

Law enforcement

☐

Fire Services

☒

Emergency Medical Services

☒

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

Mitigate Environmental Impacts	<input type="checkbox"/>
Water Supplies	<input type="checkbox"/>
Waste Disposal	<input type="checkbox"/>
Behavioral Health	<input type="checkbox"/>
Planning & Adjacent Land Uses	<input type="checkbox"/>
Public Health	<input checked="" type="checkbox"/>
Roads	<input type="checkbox"/>
Recreational & Youth Programs	<input type="checkbox"/>
Child Care Programs	<input type="checkbox"/>
Other (Briefly describe)	_____

G. Gaming Impacts: On a separate sheet of paper, please provide the following:

- a. Describe the project thoroughly;
- b. Discuss and provide evidence of the impacts to your jurisdiction from gaming at the Eagle Mountain Casino;
- c. Explain how the project will mitigate impacts to your jurisdiction from gaming at the Eagle Mountain Casino. Show how the proposed project has a reasonable relationship to a casino impact.

H. Project Cost: What will be the total cost of the project? \$ 74,394

I. Proportionate Share Requirement: If the project provides benefits to the applicant in addition to mitigating impacts to the applicant from gaming at the Eagle Mountain Casino, the Committee shall only finance the proportionate share of the expenditure that mitigates the impact from the Eagle Mountain Casino. Therefore, please provide the proportionate share of the project expenditure that mitigates the impact to your jurisdiction from gaming at the Eagle Mountain Casino. Grant applicants must explain the method used to determine the proportionate share of funding requested. 100 %

J. Funding Request: Amount of funding requested through this application:
\$ 74,394

K. Funding Sources: Name the other sources of funding, if any, that will be contributed to the project and the amount provided by each source:

- a. Name and Amount: Tulare County Fire Department \$40,000
- b. Name and Amount: _____
- c. Name and Amount: _____

iii. Is the project subject to Public Works requirements? Yes ☐ No ☒

N. What is the project time frame? FY 2013-2014

O. Federal Tax ID #: 94-000545

P. **Contact Information:** The contact person listed on the Grant Application should be the individual most knowledgeable about the project and authorized to discuss all aspects of the project.

Contact Person Name: Steve King

Phone: 559-747-8233

Fax: 559-747-8242

Email Address: sking@co.tulare.ca.us

Q. **Funding Recognition:** On a separate sheet, please describe how you intend to meet the requirement that grant recipients must provide notice to the public, either through a slogan, signage, or other mechanism, which states that the project has received funding from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant derives.

R. **Grant Signature and Assurance:**

Grant recipients must adhere to all requirements as described in this grant application packet.

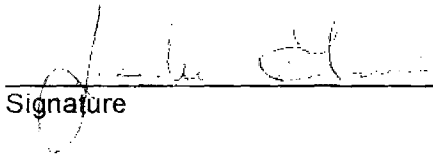
- a. If a local jurisdiction uses a grant for any unrelated purpose, the grant shall terminate immediately and any moneys not yet spent shall revert to the Indian Gaming Special Distribution Fund.
- b. If a local jurisdiction approves an expenditure that mitigates an impact from a casino on a local jurisdiction and that also provides other benefits to the local jurisdiction, the grant shall be used to finance only the proportionate share of the expenditure that mitigates the impact from the casino.
- c. A grant may not be made for any purpose that would support or fund, directly or indirectly, any effort related to the opposition or challenge to Indian gaming in the state, and, to the extent any awarded grant is utilized for any prohibited purpose by any local government, upon notice given to the county by any tribe from whose Individual Tribal Casino Account the awarded grant went toward that prohibited use, the grant shall terminate immediately and any moneys not yet used shall again be made available for qualified nexus grants.
- d. Upon receipt of an approved listed of grant recipients from the Indian Gaming Local Community Benefit Committee, the State Controller shall release funds directly to the local government entities.
- e. As a condition of receiving further funds under the grant program, a local government jurisdiction, upon request of the County, shall demonstrate to the

**TULARE COUNTY INDIAN GAMING
LOCAL COMMUNITY BENEFIT COMMITTEE**

County that all expenditures made from the account have been in compliance with the requirements of this application packet.

- f. At the request of the County, a local government jurisdiction agrees to submit an annual report that will include the following information: 1) the amount of grant funds received; 2) a description of the project funded; 3) a description of how the project mitigates the impact of tribal gaming; 4) the total expenditures for the project; 5) all administrative costs related to the project; 6) the funds remaining at the end of the fiscal year; 7) an explanation regarding how any remaining funds will be spent, including the estimated time for expenditure; and 8) a description of whether each project is funded once or on a continuing basis.
- g. A local government jurisdiction that receives a grant from an Individual Tribal Casino Account shall deposit all funds received in an interest bearing account and use the interest from those funds only for the purpose of mitigating an impact from a casino. If any portion of the funds in the account are used for any other purpose, the remaining portion shall revert to the Indian Gaming Special Distribution Fund. As a condition of receiving further funds, a local government jurisdiction, upon request of the County, shall demonstrate to the County that all expenditures made from the account have been in compliance with the requirements of this section.

I agree to adhere to the grant program requirements



Signature

March 20, 2013

Date