

Board Members

Joe Neves, District 1, Vice-Chairman
Richard Valle, District 2
Doug Verboon, District 3
Craig Pedersen, District 4, Chairman
Richard Fagundes, District 5



Staff

Rebecca Campbell, County Administrative Officer
Lee Burdick, County Counsel
Catherine Venturella, Clerk of the Board

Board of Supervisors Regular Meeting Agenda

Date: Tuesday, March 9, 2021
Time: 9:00 a.m.
Place: Board of Supervisors Chambers, Kings County Government Center
1400 W. Lacey Boulevard, Hanford, California 93230

☎ (559) 852-2362 ❖ FAX (559) 585-8047 ❖ website: <https://www.countyofkings.com>

COUNTY OF KINGS PUBLIC MEETING PROTOCOL IN RESPONSE TO CORONAVIRUS COVID-19

California Governor Gavin Newsom issued Executive Orders N-25-20 and N-29-20 on March 12, 2020 and March 17, 2020, respectively, relating to the convening of public agency meetings in light of the COVID-19 pandemic. On December 3, 2020, the State announced a regional Stay-at-Home order to slow the spread of COVID-19. In response to the State's additional restrictions, and for the protection of the public's health, the Board of Supervisors will convene their public meetings via video and teleconference as detailed below, and will close its Board Chambers to the public until further notice.

Pursuant to the Executive Orders, and to maintain the orderly conduct of the meeting, Kings County will allow the Board Supervisors, County staff and interested members of the public to attend the meeting telephonically or by the Internet, and to participate in the meeting to the same extent as if they were present in the Board's Chambers.

Members of the public who wish to observe the meeting virtually can do so via the worldwide web at:

<https://youtu.be/DCDHULm7rp0> or go to www.countyofkings.com and click on the "Join Meeting" link.

Members of the public who wish to comment may submit written comments on any matter within the Board's subject matter jurisdiction, regardless of whether it is on the agenda for Board consideration or action, and those comments will be entered into the administrative record of the meeting. To submit written comments by U.S. Mail or email for inclusion in the meeting record, they must be received by the Clerk of the Board of Supervisors no later than 9:00 a.m. on the morning of the noticed meeting. To submit written comments by email, please forward them to either bosquestions@co.kings.ca.us. To submit such comments by U.S. Mail, please forward them to: Clerk of the Board of Supervisors, County of Kings, 1400 W. Lacey Blvd., Hanford, CA 93230

To comment during the meeting by telephone or the Internet, E-mail the Clerk of the Board at any time before or during the meeting at bosquestions@co.kings.ca.us for a phone number, access code and meeting link.

- I. 9:00 AM CALL TO ORDER**
ROLL CALL – Clerk of the Board
INVOCATION – Pastor Andrew Cromwell – Koinonia Church
PLEDGE OF ALLEGIANCE

II. UNSCHEDULED APPEARANCES

Any person may directly address the Board at this time on any item on the agenda, or on any other items of interest to the public, that is within the subject matter jurisdiction of the Board. Two (2) minutes are allowed for each item.



III. APPROVAL OF MINUTES

- A.** Approval of the minutes from the March 2, 2021 regular meeting.

IV. CONSENT CALENDAR

A. Assessor/Clerk-Recorder:

1. Consider adopting a Resolution authorizing the Assessor/Clerk-Recorder to enter into and execute Agreements with individuals and entities that allows remote access to the Clerk-Recorder database of certain public property records.

B. Human Services Agency:

1. Consider authorizing the Chairman to sign an Amendment to Board Agreement Number 18-112 with Kings Community Action Organization for child care services related to the California Work Opportunity and Responsibility to Kids and the Emergency Child Care Bridge Program for Foster Children retroactively for Fiscal Year 2019-2020.

C. Registrar of Voters/County Counsel:

1. Consider appointing Dan Boswell, Gabe Cooper, Phil Hansen, Jim Razor, Michael Sullivan, Dominic Sween, Mark Unruh, George Wurzel, and Jeof Wyrick to four-year terms as Directors of the Tulare Lake Basin Water Storage District in lieu of election, with each to qualify, take office, and serve exactly as if elected at a general district election.

D. Administration/Risk Management:

1. a. Consider approving substitution of the County's Master Crime Bond for individual public official bonds; and
b. Approving the amounts in the declaration as the amounts required for faithful performance bonds of each elected official.

E. Administration:

1. a. Consider approving participation in the 2021 Dry Year Water Transfer Program; and
b. Authorizing the County Administrative Officer or her designee to execute the Buyer-Seller Agreement(s) upon receipt from State Water Contractors, Inc. subject to County Counsel review.

V. REGULAR AGENDA ITEMS

A. County Counsel - Lee Burdick/Diane Freeman

1. a. Consider selecting National Demographics Corporation as the redistricting consultant to assist the Board through County Counsel's Office in all phases of the redistricting process; and
b. Authorizing County Counsel to enter into an agreement to retain that consultant's services; and
c. Adopt the budget change **(4/5 vote required)**

**B. Administration – Rebecca Campbell
Department of Public Health – Edward Hill**

1. Receive an update on the local emergency in Kings County due to the imminent and proximate threat of exposure of COVID-19 on the residents of the County of Kings and take action as deemed necessary.



VI. 10:00 AM PUBLIC HEARING

A. Community Deveopment Agency – Greg Gatzka/Chuck Kinney

1. a. Conduct a Public Hearing to receive public comments on what types of eligible activities the County should apply for under the Community Development Block Grant - Coronavirus Response Round 2 and 3 program; and
- b. Direct staff on which eligible activity to pursue.

VII. BOARD MEMBER ANNOUNCEMENTS OR REPORTS

On their own initiative Board Members may make a brief announcement or a brief report on their own activities. They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Section 54954.2a).

- ◆ Board Correspondence
- ◆ Upcoming Events
- ◆ Information on Future Agenda Items

VIII. CLOSED SESSION

- ◆ **Personnel Matter: [Govt. Code Section 54957]**
Public Employee Appointment
Title: Fire Chief
- ◆ **Conference with Labor Negotiator/Meet and Confer: [Govt. Code Section 54957.6]**
 Negotiators: Rebecca Campbell, Kyria Martinez, Henie Ring, Che Johnson of Liebert Cassidy Whitmore
 - Deputy Sheriff’s Association

IX. ADJOURNMENT

The next regularly scheduled meeting will be held on Tuesday, March 16, 2021, at 9:00 a.m.

FUTURE MEETINGS AND EVENTS

March 16	9:00 AM	Regular Meeting
March 23	9:00 AM	Regular Meeting
March 30	9:00 AM	Regular Meeting
April 6	9:00 AM	Regular Meeting
April 13	9:00 AM	Regular Meeting
April 20	9:00 AM	Regular Meeting
April 27	9:00 AM	Regular Meeting

Agenda backup information and any public records provided to the Board after the posting of the agenda will be available for the public to review at the Board of Supervisors office, 1400 W. Lacey Blvd, Hanford, for the meeting date listed on this agenda.

Board Members

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Craig Pedersen, District 4, Chairman
Richard Fagundes, District 5



Staff

Rebecca Campbell, County Administrative Officer
Lee Burdick, County Counsel
Catherine Venturella, Clerk of the Board

Board of Supervisors

Regular Meeting Action Summary

Date: Tuesday, March 2, 2021
Time: 9:00 a.m.
Place: Board of Supervisors Chambers, Kings County Government Center
1400 W. Lacey Boulevard, Hanford, California 93230

☎ (559) 852-2362 ❖ FAX (559) 585-8047 ❖ website: <https://www.countyofkings.com>

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To comment during the meeting by telephone or the Internet, E-mail the Clerk of the Board at any time before or during the meeting at bosquestions@co.kings.ca.us for a phone number, access code and meeting link.

- I. **9:00 AM** **CALL TO ORDER**
ROLL CALL – Clerk of the Board
INVOCATION – Pastor Brian Kleinhammer – Kingdom Culture 2.0
PLEDGE OF ALLEGIANCE
ALL MEMBERS PRESENT

II. **UNSCHEDULED APPEARANCES**

Any person may directly address the Board at this time on any item on the agenda, or on any other items of interest to the public, that is within the subject matter jurisdiction of the Board. Two (2) minutes are allowed for each item.

Charlie Meyer, GNC Meyer Farms stated his concerns related to the Industrial Hemp Ordinance No. 696 and asked the Board to review and possibly amend the ordinance to help growers.



Guy Brautigam, stated the sections that he has concerns with in the current Industrial Hemp Ordinance No. 696 and asked the Board to look at amending the Ordinance to help growers.

The Board by consensus directed staff to bring an item back on a future agenda to discuss Ordinance No. 696 pertaining to Industrial Hemp.

III. APPROVAL OF MINUTES

A. Approval of the minutes from the February 23, 2021 regular meeting.

ACTION: APPROVED AS PRESENTED (DV, RF, JN, RV, CP-Aye)

IV. CONSENT CALENDAR

A. Behavioral Health Department:

1. Consider approving an Agreement with Kings View Corporation for Warm Line Program services retroactively from July 1, 2019 through June 30, 2022. **[Agmt #21-016]**
2. a. Consider approving an Agreement with the Department of Health Care Services for Substance Use Disorder Services retroactively from July 1, 2020 through June 30, 2023; and
b. Adopting a Resolution authorizing the Director of Behavioral Health to sign the Agreement and any addendums retroactively from July 1, 2020 through June 30, 2023.
[Reso #21-010]

B. Community Development Agency:

1. a. Consider finding that notice of non-renewal are categorically exempt from environmental review (*CEQA Guidelines* Section 15317); and
b. Approving the Non-Renewal for Land Conservation "Williamson Act" Contract Number 47.
2. a. Consider finding that notice of non-renewal are categorically exempt from environmental review (*CEQA Guidelines* Section 15317); and
b. Approving the Partial Non-Renewal for Land Conservation "Williamson Act" Contract Number 978.

C. Public Health Department:

1. a. Consider authorizing the Director of Public Health to accept an additional \$49,731 in Women, Infants and Children funding in support of the department's response to COVID-19; and
b. Authorizing the Director of Public Health to accept an additional \$117,123 in Women, Infants and Children base grant funding; and
c. Adopt the budget change **(4/5 vote required)**

D. Administration/CalPFA:

1. Consider adopting a Resolution approving the financing and the issuance of the bonds by the California Public Finance Authority for Enso Village. **[Reso #21-011]**

ACTION: APPROVED CONSENT CALENDAR AS PRESENTED: (JN, DV, RV, RF, CP-Aye)

V. REGULAR AGENDA ITEMS

A. Behavioral Health Department –Lisa Lewis/UnChong Parry

1. Consider approving the Agreement with Precision Psychiatric Services, Incorporated for child psychiatric services for the Mental Health Services Act Innovation Multiple Organization Shared Telepsychiatry Project effective March 2, 2021 through June 30, 2023.
[Agmt #21-017]

ACTION: APPROVED AS PRESENTED (JN, DV, RV, RF, CP-Aye)



B. Public Works Department – Dominic Tyburski

1. Consider approving the Tract 756 Phase 4-3 Subdivision Improvement Agreement with Armona Community Services District and Spradling Construction, Inc. **[Agmt #21-018]**

ACTION: APPROVED AS PRESENTED WITH MINOR CLERICAL CORRECTIONS TO BE COMPLETED IN THE CONTRACT (JN, DV, RV, RF, CP-Aye)

C. Administration – Rebeca Campbell/Kyria Martinez

1. Consider approving the State and Federal Legislative Platform for calendar year 2021.

ACTION: APPROVED AS PRESENTED (DV, RF, JN, RV, CP-Aye)

D. Administration – Rebecca Campbell

Department of Public Health – Edward Hill

1. Receive an update on the local emergency in Kings County due to the imminent and proximate threat of exposure of COVID-19 on the residents of the County of Kings and take action as deemed necessary.

THE BOARD RECEIVED AN UPDATE AND NO OFFICIAL ACTION WAS TAKEN.

VI.

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

On their own initiative Board Members may make a brief announcement or a brief report on their own activities. They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Section 54954.2a).

Supervisor Neves stated that he participated in the Kings Waste & Recycling Authority meeting, the Kings County Area Public Transit Agency meeting, the Kings County Association of Governments meeting, West Hills College online meeting and the San Joaquin Valley Regional Planning Council.

Supervisor Verboon stated that he participated in the San Joaquin Valley Regional Planning Council and Sunset Rotary.

Supervisor Pedersen stated that he participated in the San Joaquin Valley Unified Air Pollution Control District meeting and a California State Association of Counties (CSAC) Agriculture and National Resources meeting with the Secretary of Agriculture, he stated that he has signed up for the National Association of Counties (NACo) Legislative Conference will be held online March 8-26, 2021.

- ◆ Board Correspondence: **Rebecca Campbell stated that she received a 2021 budget from Dudley Ridge Water District.**
- ◆ Upcoming Events: **None**
- ◆ Information on Future Agenda Items: **Rebecca Campbell stated that the following items would be on a future agenda: Administration COVID-19 update and approval of crime bond as public officials, Human Services Agency - 1st amendment for agreement with Kings Community Action Organization for child care resources, Assessor - Resolution for executing outside access agreements, County Counsel – Appointment of directors to the Tulare Lake Basin Water Storage District in lieu of election and selecting of redistricting consultants, Community Development Agency - Public Hearing for the 2020 Community Development Block Grant Coronavirus Response Round 2 and 3 notice of funding availability, Administration – Women’s History Month, Behavioral Health – Agreement with the CA Dept. of Health Care Services for the County Mental Health Plan and Information Technology – Enhanced email system purchase.**



VII. ADJOURNMENT

The next regularly scheduled meeting will be held on Tuesday, March 9, 2021, at 9:00 a.m.

FUTURE MEETINGS AND EVENTS

March 9	9:00 AM	Regular Meeting
March 16	9:00 AM	Regular Meeting
March 23	9:00 AM	Regular Meeting
March 30	9:00 AM	Regular Meeting
April 6	9:00 AM	Regular Meeting
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COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Assessor/Clerk-Recorder – Kristine Lee

SUBJECT: RESOLUTION FOR EXECUTING OUTSIDE ACCESS AGREEMENTS

SUMMARY:

Overview:

The Clerk-Recorder's Office maintains an online database of public records that are indexed property documents. In order to promote a high level of service to the public, the Clerk-Recorder requests to enter into agreements to allow individuals and entities remote access to view and make copies of the documents.

Recommendation:

Adopt a Resolution authorizing the Assessor/Clerk-Recorder to enter into and execute Agreements with individuals and entities that allows remote access to the Clerk-Recorder database of certain public property records.

Fiscal Impact:

Access to the Clerk-Recorder database is billed according to the current fee schedule.

BACKGROUND:

The Kings County Clerk-Recorder's office has provided outside access to the public and is requesting to update the language of an agreement in order to be in line with current contract language. Delegating authority to the Assessor/Clerk-Recorder to execute the standard Agreement on behalf of the County will reduce the staff time required to effect each agreement, streamline routine processes, and enhance the County's efficient use of resources. It will also enhance staff workflow and productivity.

The Resolution has been reviewed and approved by County Counsel as to form.

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk to the Board

By _____, Deputy.

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF KINGS, STATE OF CALIFORNIA

IN THE MATTER OF DELEGATING
AUTHORITY TO THE KINGS COUNTY
ASSESSOR/CLERK-RECORDER TO SIGN
OUTSIDE ACCESS AGREEMENTS _____ /

RESOLUTION NO. _____

WHEREAS, the County through its Clerk-Recorder maintains an online database (“Database”) with electronic images of real estate documents officially indexed and recorded as Public Records (“Public Records”);

WHEREAS, the County desires to increase the level of service it provides to the public by granting individuals and entities remote access to view and make copies of Public Records subject to execution of an agreement setting forth the terms and conditions governing access and authorizing the payment of associated fees as described in the County’s Master Fee Schedule;

WHEREAS, County Counsel’s Office has established a standard form titled Agreement for Outside Access to the County of Kings’ Real Estate and Recording Index and Images (“Agreement”) to be entered into by the County and each outside entity seeking access to its online database;

WHEREAS, delegating authority to the Assessor/Clerk-Recorder to execute the standard Agreement on behalf of the County will reduce the staff time required to effect each agreement, streamline routine processes, and enhance the County’s efficient use of resources; and

WHEREAS, the Board of Supervisors has the discretion to delegate authority to a Department Head on matters that are standardized and routine in nature, and when it will enhance staff workflow and productivity.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Delegation of Authority. Commencing _____, the Kings County Assessor/Clerk-Recorder is hereby delegated the authority to execute on behalf of the County all Agreements for Outside Access to the County of Kings’ Real Estate and Recording Index and Images that are in substantially the same form as the County’s standard Agreement attached hereto as Exhibit A.
2. The Kings County Assessor/Clerk-Recorder’s authority shall continue until revoked by the Board of Supervisors.
3. Any substantive modifications to the standard Agreement shall require Board of Supervisors’ approval.

The foregoing resolution was adopted upon motion by Supervisor _____, seconded by Supervisor _____, at a regular meeting held on the ____ day of _____ 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairperson of the Board of Supervisors,
County of Kings

WITNESS my hand and seal of said Board of Supervisors this ____ day of _____, 2021.

Clerk of said Board of Supervisors

**AGREEMENT FOR OUTSIDE ACCESS
TO THE COUNTY OF KINGS' REAL ESTATE RECORDING
INDEX AND IMAGES**

THIS AGREEMENT is made and entered into this ___ day of _____, 20___, by and between the County of Kings, a political subdivision of the State of California, hereinafter referred to as "County", and _____, a _____ hereinafter referred to as "Outside Entity".

WITNESSETH:

WHEREAS, County maintains in an online database ("Database") electronic images of real estate documents officially indexed and recorded by the Kings County Clerk Recorder as Public Records ("Public Records");

WHEREAS, County makes copies of these records available to the Public subject to payment of the fees described in the County's Master Fee Schedule;

WHEREAS, Outside Entity desires to gain access to the Database and to remotely view and print the electronic document images and to authorize payment these activities online; and

WHEREAS, County has the desire to grant remote access and receive online authorization for payment.

NOW THEREFORE, the parties hereto agree as follows:

1. ACCESS TO RECORDS

- A. Subject to the Terms and Conditions of this Agreement, County hereby grants Outside Entity non-exclusive and non-transferrable access to its online Database to view and print copies of Public Records.
- B. Access shall be subject to the policies, procedures, and security restrictions that County shall, from time to time at its sole discretion, establish or amend. Outside Entity agrees to conform to and abide by all such policies, procedures and security restrictions as may be communicated to Outside Entity in writing.
- C. Outside Entity shall designate an administrator to coordinate and monitor user access using the form provided herein as Schedule 1. In the event that Outside Entity appoints a different administrator, Outside Entity shall submit to County the

information required by Schedule 1 for the new Administrator, within twenty four (24) hours of appointment.

- D. Outside Entity agrees and acknowledges that secured access to the Database shall be accomplished through unique passwords provided to the Outside Entity and to those individuals it has established as its agents by submitting for each individual the completed Authorized User Form attached hereto as Schedule 2 ("Users").
- E. Passwords shall be User specific and shall not be made available to, released to, or disclosed to other Users, staff members, parties, or the public. County reserves the exclusive right to terminate this Agreement and withdraw access should Outside Entity or its Users, in County's sole determination, fail to exercise sufficient diligence and care to protect the passwords.
- F. Outside Entity is responsible for notifying County when it requires withdrawal of a User's access. Outside Entity will be responsible for all charges incurred by authorized Users prior to the County's receipt of such notification.
- G. Outside Entity agrees and acknowledges that any hardware, software, network access or other components necessary for Outside Entity to access and use the Database must be obtained separately by Outside Entity. County shall not be responsible for the procurement, installation or maintenance of any necessary components, and County makes no representations or warranties regarding the components whatsoever. Any fees for the components shall be borne by Outside Entity and paid directly to the suppliers of the components.

2. DOCUMENT FEES

- A. Outside Entity shall pay County fees to access the Database and to view and/or print copies documents at the rates set forth in the County's Master Fee Schedule as amended or as otherwise required by law. Outside Entity shall pay the fee for such services monthly in arrears within thirty days of the date the invoice is mailed.
- B. Outside Entity is hereby advised that any information, data, document or record accessed through this Agreement is provided "as-is" without warranty of any kind, and may be subject to errors or omissions. To the extent permitted by law, the County disclaims all warranties, including, without limitation, any implied warranties of merchantability, accuracy and fitness for a particular purpose.
- C. Outside Entity acknowledges and agrees that the County is not liable in any way whatsoever for the accuracy or validity of the information provided. County does not guarantee the accuracy or timeliness of an item. County specifically disclaims

liability for and will not be responsible for any direct or indirect damages, costs, liabilities, loss of business, loss of profit, revenue or data, consequential or any other damages Outside Entity or other third parties may suffer as a result of inaccurate or incomplete, or potentially inaccurate or potentially incomplete data or public records provided through the access granted hereunder.

3. TERM AND TERMINATION

- A. This Agreement shall commence on the date first written above and shall remain in full force and effect until terminated by either party as set forth herein.
- B. This agreement may be terminated without cause by either party upon thirty days advance written notice to the other except that County may cancel this Agreement and prohibit further access upon ten days advance written notice to Company for nonpayment of amounts due.
- C. County may terminate service and prohibit further access immediately if in County's sole discretion County determines that Outside Entity has violated or failed to enforce proper security procedures, or by any other act or failure to act, Outside Entity fails to comply with the terms of this agreement. In such case County shall provide Outside Entity with written notice of such action and the reasons therefor. Outside Entity shall gain no property rights, entitlements or liberty interest from this notice of action and Outside Entity may not appeal nor bring any action arising from County's determination to terminate this agreement with or without cause.

4. GOVERNMENT CODE SECTION 6254.21

Outside Entity acknowledges and agrees to comply with Government Code 6254.21 which prevents posting of names and home addresses of elected or appointed public officials on the internet. Outside Entity further acknowledges and agrees that violations may be prosecuted as a misdemeanor.

5. INDEMNIFICATION

To the fullest extent permitted by law, Outside Entity shall indemnify, defend, and hold harmless County, and any and all of its Board members, officials, employees, and agents from and against any liability (including liability for claims, suits, actions, arbitration proceedings, administrative proceedings, regulatory proceedings, losses, expenses or costs of any kind, whether actual, alleged or threatened, including legal counsel's fees and costs, court costs, interest, defense costs, and expert witness fees), where the same arise out of, are a consequence of, or are in any way attributable to, in whole or in part, any act, omission, fault or negligence, whether

active or passive, by Outside Entity or by any individual or entity for which Outside Entity is legally liable, including, but not limited to, officers, agents, employees, or subcontractors of Outside Entity.

6. AMENDMENTS

This Agreement may be modified only by a written amendment signed by Outside Entity and County Board of Supervisors or other representative authorized by County Board of Supervisors.

7. ASSIGNMENT

Outside Entity shall not assign this Agreement or the services provided hereunder without the prior written consent of County subject to any required state or federal approval.

8. NOTICE

All notices required under this Agreement shall be given in writing by personal delivery, overnight carrier, email or by prepaid first-class mail addressed as follows:

COUNTY
Clerk-Recorder's Office
Kings County Government Center
1400 W. Lacey Blvd.
Hanford, CA 93230
Phone: (559) 852-2470
Email: _____

COMPANY
Contact Person: _____
Billing Address: _____
Phone number: _____
Email: _____

9. CHOICE OF LAW

The parties have executed and delivered this Agreement in the County of Kings, State of California. The parties agree that the laws of the State of California shall govern the validity, enforceability or interpretation of this Agreement and Kings County shall be the venue for any action or proceeding, in law or equity that may be brought in connection with this Agreement. Outside Entity hereby waives any rights it may possess under Section 394 of the Code of Civil Procedure to transfer to a neutral county or other venue any action arising out of this Agreement.

10. SEVERABILITY

If any of the provisions of this Agreement is found to be unenforceable, the remainder shall be enforced as fully as possible and the unenforceable provision shall be

deemed modified to the limited extent required to permit enforcement of the Agreement as a whole.

11. NO THIRD PARTY BENEFICIARIES

County and Outside Entity are the only parties to this Agreement and are the only parties entitled to enforce its terms. Nothing in this Agreement gives, is intended to give, or shall be construed to give or provide, any right or benefit, whether directly or indirectly or otherwise, to a third party.

12. ENTIRE AGREEMENT; CONTRIBUTIONS OF BOTH PARTIES; IMAGED AGREEMENT

- A. This Agreement, including its Recitals and Exhibits which are fully incorporated into and are integral parts of this Agreement, constitutes the entire agreement between the parties and there are no inducements, promises, terms, conditions or obligations made or entered into by County or Outside Entity other than those contained herein.
- B. The parties agree that each party had had an opportunity to review this Agreement and consult with legal counsel and it is expressly agreed and understood that the rule stated in Civil Code section 1654, that ambiguities in a contract should be construed against the drafter, shall have no application to the construction of the Agreement.
- C. An original executed Agreement may be imaged and electronically stored. Such imaged Agreement may be used in the same manner and for the same purposes as the original. Neither party may object to the admissibility of the imaged Agreement on the basis that it was not originated or maintained in documentary form.

13. AUTHORITY

Each signatory to this Agreement represents that it is authorized to enter into this Agreement and to bind the party to which its signature represents.

IN WITNESS WHEREOF the parties hereto have executed this Agreement on the day and year first herein above written.

COUNTY OF KINGS

COMPANY

by: _____

by: _____

SCHEDULE 1
OUTSIDE ENTITY ADMINISTRATOR
DESIGNATION AND ACKNOWLEDGMENT

*AGENCY NAME:
*CONTACT PERSON:
CONTACT E-MAIL:

LOCATION ADDRESS	MAILING ADDRESS <input type="checkbox"/> SAME AS LOCATION
*ADDRESS	*ADDRESS
*CITY	*CITY
*STATE *ZIP	*STATE *ZIP

*PHONE:	EXTENSION:
FAX:	
ALT. PHONE	ALT EXTENSION

As an Outside Entity authorized to access the on-line Kings County Official Real Estate Recording Index and Images. Outside Entity understands that the use of the system, by its authorized users, will be tracked for billing purposes, using each authorized user's individual sign-ons and passwords. Outside Entity further understands that an individual user may not share his/her sign-on or password with other individuals within or without the Outside Entity. Outside Entity further acknowledge that any misuse of information acquired by an authorized user may result in the withdrawal of the user's or Outside Entity's rights to access the Kings County Real Estate Recording Index and Images.

Signature: _____

Date: _____

INSTRUCTIONS FOR COMPLETING SCHEDULE 1

Schedule 1 must be completed in order to establish the identity of your agency representative and the appropriate billing and contact information. All areas on the form that are designated with an asterisk (*) are required in order to complete your subscription.

Agency Name:

- This is the name of your company or, if for private use, use the name of the person who will be responsible for payment of incurred charges.

Contact Person:

- This is the person who is authorized to act on behalf of the agency. They will be the primary contact for distribution of information from our office and the one who will be responsible for maintaining your list of authorized users. For security reasons all requests to add or remove individual users must come through this individual.

Contact E-Mail:

- This is not a required field, however much of our communication is through email so it will help you to receive timely notification of system changes and other information. Ideally this should be the email address of the contact person. We will email information and notices to the contact person. It is their responsibility to distribute that information to the individual users within your agency.

Location Address:

- This is the physical location of your agency.

Mailing Address:

- This is your billing address. If it is the same as your physical location simply check the box next to the words "Same as Location."

Phone & Extension:

- This is the phone number and extension, if appropriate, of the contact person for your agency.

Fax and Alt. Phone:

- These are alternate means of contacting your agency.

Mail:

- Mail the completed agency subscription form to:

Kings County Clerk-Recorder
Attn: Susan Morris
1400 W. Lacey Blvd.
Hanford, CA 93230

SCHEDULE 2

AUTHORIZED USER FORM

*SIGN-ON USER NAME:

8 TO 15 CHARACTERS, OR NUMBERS, NO SPACES

*PASSWORD:

8 TO 15 CHARACTERS (AT LEAST 1 UPPER CASE AND 1 LOWER CASE) & NUMBERS, NO SPACES, NO SPECIAL CHARACTERS

*CONFIRM PASSWORD:

*PASSWORD REMINDER:

*LAST NAME:

*FIRST NAME:

*AGENCY:

E-MAIL ADDRESS:

As an authorized user of the on-line Kings County Official Real Estate Recording Index and Images, I understand that my sign-on and password are used to track my activities within the system for billing purposes. I further understand that I may not share my sign-on and password with another individual inside or outside my agency and that all charges accumulated using my sign-on and password will be billed to my agency for payment. Finally, I acknowledge that any misuse of the information obtained through use of my sign-on and password may result in the withdrawal of my rights to access the Kings County On-line Official Real Estate Recording Index and Images.

User Signature: _____

Date: _____

Agency Authorizing Signature: _____

Date: _____

IMPORTANT NOTICE

TO MEET OUR SYSTEM'S SECURITY REQUIREMENTS ALL PASSWORDS AND SIGN-ON USER NAMES MUST BE ONE WORD, NO SPACES AND:

- BE AT LEAST **8** & NO MORE THAN **15** CHARACTERS
- CONTAIN AT LEAST ONE UPPERCASE LETTER
- CONTAIN AT LEAST ONE LOWER CASE LETTER &
- CONTAIN AT LEAST ONE NUMBER
- **NO SPECIAL CHARACTERS**

PLEASE TYPE OR CLEARLY PRINT THE INFORMATION REQUESTED ON THIS FORM.



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Human Services Agency – Sanja Bugay/Antoinette Gonzales

SUBJECT: FIRST AMENDMENT FOR AGREEMENT WITH KINGS COMMUNITY ACTION ORGANIZATION FOR CHILD CARE RESOURCE AND REFERRAL SERVICES

SUMMARY:

Overview:

The Human Services Agency is requesting to amend agreement (Board Agreement No. #18-112) with Kings Community Action Organization to administer the California Work Opportunity and Responsibility to Kids Stage 1 Child Care Program and the Emergency Child Care Bridge Program for Foster Children child care resource and referral services amending the previous budget for Fiscal Year 2019-2020.

Recommendation:

Authorize the Chairman to sign an amendment to Board Agreement Number 18-112 with Kings Community Action Organization for child care services related to the California Work Opportunity and Responsibility to Kids and the Emergency Child Care Bridge Program for Foster Children retroactively for Fiscal Year 2019-2020.

Fiscal Impact:

There will be no additional impact to the County General Fund. The cost of the operation of this agreement is funded with dedicated federal Temporary Assistance for Needy Families and State General Funds up to the allocated amounts.

The cost for Fiscal Year 2019-2020 is \$1,961,256 for the provision of childcare services with Kings Community Action Organization. The expenditure appropriation and required County share are included in the Human Service Agency's Fiscal Year 2019-2020 Adopted Budget (Budget Unit 510000). Continued services under this agreement are predicated on funding from the California Department of Social Services.

(Cont'd)

BOARD ACTION :

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk of the Board

By _____, Deputy.

Agenda Item

FIRST AMENDMENT FOR AGREEMENT WITH KINGS COMMUNITY ACTION ORGANIZATION FOR CHILD CARE RESOURCE AND REFERRAL SERVICES

March 9, 2021

Page 2 of 2

BACKGROUND:

On December 4, 2018, the Board approved the agreement with Kings Community Action Organization (KCAO) to administer the California Work Opportunity and Responsibility to Kids (CalWORKs) Stage 1 Child Care Program and the Emergency Child Care Bridge Program for Foster Children (Bridge Program) child care resource and referral services. The Human Services Agency (HSA) is requesting to amend the executed agreement with KCAO for the CalWORKs and Bridge Programs.

HSA receives funding from the California Department of Social Services (CDSS) to administer child care services for both the CalWORKs and Bridge Programs. CalWORKs child care services are intended for participants who are in their first three months of participation in Employment & Training Services or whose participation situation has not stabilized. Bridge Program child care services are intended to provide stability to families with foster children. The services provided by KCAO include the arrangement for child care to allow for participation in Employment & Training Service activities, employment, or activities recommended by Child Welfare Services. KCAO administers both child care services under CalWORKs and the Bridge Program for HSA to reduce the number of contacts for both participants and the child care providers, and to avoid duplication of efforts by the Department.

The amendment will increase the previous budget for Fiscal Year 2019-2020 from \$1,760,206 to \$1,961,256. The budget increase will allow HSA to process an invoice for the month of June 2020 for costs of the administration of child care services. The increase in costs were due to temporary regulatory changes adopted by CDSS as a result of the Coronavirus Disease 2019 emergency to ensure the continuity of child care services to the population it serves.

This agreement was reviewed and approved by County Counsel as to form.

**FIRST AMENDMENT TO THE AGREEMENT FOR SERVICES
BETWEEN
COUNTY OF KINGS AND KINGS COMMUNITY ACTION ORGANIZATION**

THIS FIRST AMENDMENT ("Amendment I") to the Agreement number 18-112 commencing on July 1, 2018 ("Agreement"), is made and entered into as of the 1st day of June, 2020, by and between the County of Kings, a political subdivision of the State of California ("County") and Kings Community Action Organization, Incorporated, a private non-profit California corporation ("Contractor"), (collectively, the "Parties").

RECITALS

WHEREAS, the County and Contractor entered into the Agreement to administer the provision of child care services to all persons referred by the CalWORKs and Child Welfare Services programs, including the Cal Learn program; and

WHEREAS, the County and Contractor entered into Amendment I to Agreement commencing June 1, 2020, to amend compensation to the Contractor and to make other minor updates; and

WHEREAS, as set forth in the Changes and Amendments Section 6 of Agreement number 18-112, the Parties may modify the Agreement only by a written amendment signed by both Parties; and

WHEREAS, the Parties intend to modify this Agreement to reflect changes in Section 3, Section 4, Section 6, Exhibit B and provide for electronic signing of this Amendment 1..

THE PARTIES AGREE as follows:

1. Section 3 shall be amended as follows:

3. COMPENSATION

Contractor shall not be entitled to nor receive from County any additional consideration, compensation, or other remuneration for services rendered under this Agreement except as set forth in **Revised Exhibit B**.

All funds provided under this Agreement must be completely expended by June 30, 2019 for FY 2018/2019 and June 30, 2020 for FY 2019/2020. The Parties acknowledge and agree that the County's obligation to make payments to Contractor is contingent upon receipt of funds from California Department of Social Services (CDSS). Both program activities and funding allocations are subject to immediate reduction or termination in the event of the reduction or termination of funding or authorization.

2. Section 4 shall be amended as follows:

4. METHOD OF PAYMENT

Upon submission of an invoice by Contractor, and upon approval of County's representative, County shall pay Contractor monthly in arrears, up to the maximum amount provided for in **Revised Exhibit B**. Each invoice must include a description of services rendered, to whom, date of service and the charges according to the agreed upon method.

Payments will be made on a cost reimbursement basis. Contractor shall bill County for amounts equal to the actual costs incurred for allowable items, within thirty (30) calendar days following the end of the month in which services were delivered. Billing shall be submitted to County in a format specified by County and documented in such reasonable detail as the County's Auditor shall require to establish by documentation that the funds were expended for the intended purposes of this Agreement.

Upon receipt and approval of the monthly invoice, County shall remit to Contractor the amount of allowable reimbursement costs incurred in the performance of this Agreement. Such remittance shall be made to Contractor within thirty (30) calendar days after timely receipt of the expenditure and statistical reports for each preceding calendar month.

Contractor is responsible for the repayment of all audit exceptions resulting from audits performed by County; state of federal agencies related to this Agreement.

Invoices and audits shall be submitted electronically to:
HSA.Contracts@co.kings.ca.us

All Contractor costs shall be supported by properly executed payrolls, time records, attendance records, invoices, contracts, detailed general ledgers, vouchers, orders or any other documents pertaining in whole or in part to this Agreement.

3. Section 6 shall be amended as follows:

6. CHANGES AND AMENDMENTS

County may request changes in Contractor's scope of services. Any mutually agreed upon changes, including any increase or decrease in the amount of Contractor's compensation, shall be effective when incorporated in signed, written amendments to this Agreement.

The party requesting the amendment shall submit the request to amend the terms and conditions of this Agreement in writing. Any adjustment to this Agreement shall be effective only upon the Parties' mutual agreement in writing. All amendment requests

shall be submitted in writing to the County Administrator's Office.

No verbal agreements or conversations prior to execution of this Agreement or requested Amendment shall affect or modify any of the terms or conditions of this Agreement.

Any proposed increase in a single line item which exceeds 10% of the original line item amount must be approved by the Director of the Human Services Agency or her designee. Any such Director approved modification shall not result in an increase in the total contract amount. If a total contract budget increase is requested, it must be approved the Board of Supervisors or County Purchasing Manager.

4. Recitals and Exhibits

The recitals and Exhibits are an integral part of this Amendment I and are incorporated herein.

5. Agreement's Terms

All other terms and conditions of the Agreement number 18-112 and Amendment I shall remain in full force and effect.

6. Counterparts and Electronic Signatures

The Parties may execute this Amendment I in one or more counterparts. All counterparts shall be construed together and shall constitute one agreement. The Parties agree that the electronic signatures by their respective signatories are intended to authenticate such signatures and to give rise to a valid, enforceable, and fully effective agreement.

7. Authority

Each signatory to this Agreement represents that it is authorized to enter into this Agreement and to bind the party to which its signature represents.


**REMAINDER OF PAGE INTENTIONALLY BLANK
SIGNATURES ARE ON FOLLOWING PAGE**

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first written above.

COUNTY OF KINGS

KINGS COMMUNITY ACTION ORGANIZATION, INCORPORATED

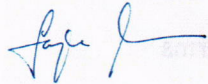
By: _____
Doug Verboon, Chair
Kings County Board of Supervisors

By:  _____
Jeff Garner, Executive Director

ATTEST

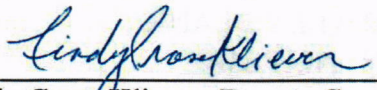
Reviewed and Recommended

By: _____
Catherine Venturella, Clerk of the Board

By:  _____
Sanja K. Bugay, Director,
Human Services Agency

By:  _____
Jennifer Fernandes, Fiscal Analyst II
Human Services Agency

APPROVED AS TO FORM
Lee Burdick, County Counsel

By:  _____
Cindy Crose Kliever, Deputy County Counsel

Exhibits/Attachments:
Revised Exhibit B: First Revised Operating Budget

Revised Exhibit B

First Revised Operating Budget

Project Name: KingsWORKs and Foster Bridge Agreement			
Agreement Term: 2018-2019			
BUDGET CATEGORY AND LINE ITEM DETAIL	Total Cost	KingsWORKs Child Care	Foster Bridge Child Care
A. Personnel Costs	\$196,547.00	\$159,765.00	\$36,782.00
Program Director (35% FTE)-Develops, monitors, and ensures all budget, program requirements, and activities are fulfilled and in compliance with funding terms and conditions.			
Provider Reimbursement Supervisor (48% FTE)-Provides supervision to staff, plans and trains staff, and processes and completes provider payment and reports.			
Provider Payment Technician (48% FTE)-Reviews, calculates, and processes provider payments. Provides attendance sheet technical assistance to providers.			
Child Care Enrollment Specialist (100% FTE)-Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.			
Child Care Enrollment Specialist (100% FTE)-Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.			
Child Care Enrollment Specialist (100% FTE)-Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.			
Child Care Enrollment Specialist (37% FTE)-Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.			
Child Care Office Assistant (37% FTE)-Provides program support with clerical functions and directs and assists consumers of child care to appropriate staff. Prepares provider files and assist in the process of provider payment.			
Resource & Referral Office Assistant (12% FTE)- Works as a child care navigator with eligible family and family team to assess child care opportunities and provide consumer education.			
Resource & Referral Program Specialist (16%)- Provide coaching to child care providers working with children in the foster care system.			
Resource & Referral Program Manager (11% FTE)- Provide training and coaching to child care providers working with children, and children of parenting youth in the foster care system.			

B. Fringe Benefits Cost	\$52,055.00	\$40,439.00	\$11,616.00
Personnel Benefits Includes: Health, Workers Compensation, Pension, FICA SUI, and Vacation.	\$52,055.00	\$40,439.00	\$11,616.00
C. Operational Costs	\$91,257.00	\$67,500.00	\$23,757.00
<u>Supplies:</u> office supplies, raw food supplies, kitchen utensils, program supplies, small tools, janitorial supplies, copier supplies computer supplies.	\$7,800.00	\$7,800.00	
<u>Equipment:</u> equipment rental, postage meter rental, equipment maintenance.	\$2,900.00	\$2,900.00	
<u>Communication:</u> publications and subscriptions, dues and memberships, internet expenses, telephone, postage, photocopies, outside printing.	\$11,400.00	\$11,400.00	
<u>Occupancy:</u> storage, utilities, building repair/maintenance, grounds maintenance.	\$5,943.00	\$5,943.00	
<u>Outside Services:</u> contracted services.	\$8,500.00	\$8,500.00	
<u>Vehicle Expenses:</u> gas and oil, vehicle insurance, vehicle license and fees, vehicle repair and maintenance.	\$8,500.00	\$8,500.00	
<u>Travel and Training:</u> staff travel/local, staff travel/out of area, per diem, staff training, conference registration.	\$30,757.00	\$7,000.00	\$23,757.00
<u>Other Expenses:</u> bank charges, insurance and bonding, property taxes, pre-employment physicals, finger printing, fees and licenses, disposal fees, miscellaneous expense, other program support.	\$11,700.00	\$11,700.00	
<u>Depreciation Expense:</u> Allocated depreciation expense.	\$3,257.00	\$3,257.00	
<u>Employment Expenses:</u> pre-employment, current employee.	\$500.00	\$500.00	
Miscellaneous Expenses	\$0.00	\$0.00	
D. Child Care Payments	\$1,385,004.00	\$1,265,973.00	\$119,031.00
E. Indirect Costs 10.5% Indirect Cost Rate	\$35,343.00	\$27,767.00	\$7,576.00
TOTAL PROGRAM COSTS	\$1,760,206.00	\$1,561,444.00	\$198,762.00

KingsWORKs and Foster Bridge Agreement Amendment Agreement Term: 2019-2020 Project			
BUDGET CATEGORY AND LINE ITEM DETAIL	Budget Revision # 1 KingsWORKs Child Care Program	Budget Revision #1 Foster Bridge Child Care Program	Budget Revision #1 Grand Total
A. Personnel Costs	\$135,276.30	\$26,705.30	\$161,981.60
<p>Program Director (35% FTE) Develops, monitors, and ensures all budget, program requirements, and activities are fulfilled and in compliance with funding terms and conditions.</p> <p>Provider Reimbursement Supervisor (48% FTE) Provides supervision to staff, plans and trains staff, and processes and completes provider payment and reports.</p> <p>Provider Payment Technician (48% FTE) Reviews, calculates, and processes provider payments. Provides attendance sheet technical assistance to providers.</p> <p>Child Care Enrollment Specialist (100% FTE) Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.</p> <p>Child Care Enrollment Specialist (100% FTE) Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.</p> <p>Child Care Enrollment Specialist (100% FTE) Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.</p> <p>Child Care Enrollment Specialist (37%% FTE) Conducts intake enrollment appointment, maintains ongoing case management, and transfers family eligible for stage 2, or 3.</p> <p>Child Care Office Assistant (37%% FTE)</p>			

<p>Provides program support with clerical functions and directs and assists consumers of child care to appropriate staff. Prepares provider files and assist in the process of provider payment.</p> <p>Resource & Referral Office Assistant (12% FTE)- Works as a child care navigator with eligible family and family team to assess child care opportunities and provide consumer education.</p> <p>Resource & Referral Program Specialist (16%)- Provide coaching to child care providers working with children in the foster care system.</p> <p>Resource & Referral Program Manager (11% FTE)- Provide training and coaching to child care providers working with children, and children of parenting youth in the foster care system.</p>			
B. Fringe Benefits Cost	\$34,606.48	\$11,589.54	\$46,196.02
<p><u>Personnel Benefits</u> Includes: Health, Workers Compensation, Pension, FICA SUI, and Vacation.</p>	\$34,606.48	\$9,076.78	\$43,683.26
C. Operational Costs	\$34,115.74	\$18,578.51	\$52,694.25
<p><u>Supplies:</u> office supplies, raw food supplies, kitchen utilizes, program supplies, small tools, janitorial supplies, copier supplies computer supplies.</p>	\$4,659.60	\$2,645.38	\$7,304.98
<p><u>Equipment:</u> equipment rental, postage meter rental, equipment maintenance.</p>	\$717.09	\$12.28	\$729.37
<p><u>Communication:</u> publications and subscriptions, dues and memberships, internet expenses, telephone, postage, photocopies, outside printing.</p>	\$6,664.46	\$291.21	\$6,5467
<p><u>Occupancy:</u> storage, utilities, building repair/maintenance, grounds maintenance.</p>	\$2,916.19	\$252.78	\$3,168.97
<p><u>Outside Services:</u> contracted services.</p>	\$4,973.22	\$0	\$4,973.22

<u>Vehicle Expenses</u> : gas and oil, vehicle insurance, vehicle license and fees, vehicle repair and maintenance.	\$21.91		\$21.91
<u>Travel and Training</u> : staff travel/local, staff travel/out of area, per diem, staff training, conference registration.	\$3,907.49	\$14,869.06	\$18,776.55
<u>Other Expenses</u> : bank charges, insurance and bonding, property taxes, pre-employment physicals, finger printing, fees and licenses, disposal fees, miscellaneous expense, other program support.	\$7,447.43	\$163.68	\$7,611.11
Depreciation Expense: Allocated depreciation expense.	\$2,759.90	\$344.51	\$3,104.41
<u>Employment Expenses</u> : pre-employment, current employee.	\$48.45	\$.61	\$49.06
Miscellaneous Expenses			
D. Child Care Payments	\$1,540,314.56	\$133,530.23	\$1,673,844.79
E. Indirect Costs 10.5% Indirect Cost Rate Indirect= (Total Expense - Depreciation-Indirect)	\$20,604.43	\$5,935.53	\$26,539.96
TOTAL PROGRAM COSTS	\$1,764,917.51	\$196,339.11	\$1,961,256.62



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Registrar of Voters – Lupe Villa
County Counsel – Lee Burdick/Diane Walker Freeman

SUBJECT: APPOINTMENT OF DIRECTORS TO THE TULARE LAKE BASIN WATER
STORAGE DISTRICT IN LIEU OF ELECTION

SUMMARY:

Overview:

The Tulare Lake Basin Water Storage District has requested the Kings County Board of Supervisors appoint directors to its District Board in lieu of election pursuant to the provisions of Water Code Section 41300 et seq.

Recommendation:

Appoint Dan Boswell, Gabe Cooper, Phil Hansen, Jim Razor, Michael Sullivan, Dominic Sween, Mark Unruh, George Wurzel, and Jeof Wyrick to four-year terms as Directors of the Tulare Lake Basin Water Storage District in lieu of election, with each to qualify, take office, and serve exactly as if elected at a general district election.

Fiscal Impact:

None.

BACKGROUND:

A general election is scheduled to occur in the Tulare Lake Basin Water Storage District (“District”) on March 2, 2021 for the purpose of electing eleven (11) members to its Board of Directors. The District’s election is governed by Water Code Section 39000 et seq. Accordingly, notice of the election was published in the Corcoran Journal on October 1, 2020 and the Visalia Times-Delta on October 6, 2020, and the District accepted

(Cont’d)

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk of the Board

By _____, Deputy.

Agenda Item

APPOINTMENT OF DIRECTORS TO THE TULARE LAKE BASIN WATER STORAGE DISTRICT IN LIEU OF ELECTION

March 9, 2021

Page 2 of 2

all nomination petitions submitted not less than sixty (60) days prior to the election. During the nomination period, the District received petitions nominating incumbents Dan Boswell, Gabe Cooper, Phil Hansen, Jim Razor, Michael Sullivan, Dominic Sween, Mark Unruh, George Wurzel, and Jeof Wyrick for nine (9) of the open seats. Pursuant to Water Code Section 41307:

if by the 59th day prior to the election, only one person has been nominated ... for any elective office to be filled at that election, or no one has been nominated for that office, the [district] board, in its discretion and by resolution, may order that an election not be held for that office and request the board of supervisors to appoint to that office the person nominated or, where no one has been nominated for that office, to appoint to that office a person who the board of supervisors selects. Upon receipt of a request from the [district] board, the board of supervisors shall make that appointment, and the person appointed shall qualify and take office and serve as if elected at a general election.

Only one nomination petition has been received for each of the open seats, accordingly the District has requested the Board or Supervisors appoint the named nominees in lieu of election to occupy nine (9) of the eleven (11) board seats.



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Administration – Rebecca Campbell/Sande Huddleston

SUBJECT: APPROVAL OF CRIME BOND AS PUBLIC OFFICIAL BOND AND SET FAITHFUL PERFORMANCE AMOUNTS

SUMMARY:

Overview:

Section 1450 of the Government Code requires elected public officials to file a public official bond (P.O. Bond) with the County Clerk. Section 1481 et seq allows counties to use a master crime bond in place of individual bonds. That section also requires the appointing authority to set the amount of the P.O. Bond for each elective office. Staff recommends the amounts set forth in the attachment.

Recommendation:

- a. Approve substitution of the County's Master Crime Bond for individual public official bonds; and
- b. Approve the amounts in the declaration as the amounts required for faithful performance bonds of each elected official.

Fiscal Impact:

Continuing the practice of substituting the County's Master Crime Bond for the individual P.O. Bonds required for elected officials eliminates several thousand dollars in premiums over the period of the four year terms of the elective officials.

BACKGROUND:

The Government Code requires that elected officials secure a faithful performance bond, often referred to as a public official bond. The Finance Department Director is included because the Treasurer function is located in that Department and should be included in the required bonding procedure. The P.O. Bond is to assure that any

(Cont'd)

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk of the Board

By _____, Deputy.

Agenda Item

APPROVAL OF CRIME BOND AS PUBLIC OFFICIAL BOND AND SET FAITHFUL PERFORMANCE AMOUNTS

March 9, 2021

Page 2 of 3

citizen who alleges that the County has suffered a loss of money, securities or other property because of the failure of the public official to faithfully perform the duties of his or her office can look to the surety to reimburse the County the amount of the loss. The Code also required the Board to set the amount of the P.O. Bond for each County elected official.

In lieu of individual bonds, the County is permitted to use its master crime bond to meet this requirement; however, it must be written on a faithful performance form. The County's Master Crime Bond meets this test.

The County participates in the Crime Bond program offered by the PRISM (Public Risk Innovation Solutions, and Management). This provides coverage against a broad range for exposure ranging from burglary and robbery to computer fraud and forgery. Kings County has a \$25,000 deductible; upper limits are \$10 million per occurrence with an excess of \$5,000,000.

To reduce the exposure to loss, the County should set the specific amounts of the faithful performance aspect of the master crime bond. Staff has prepared a list of amounts that provides reasonable protection to the public without unnecessarily exposing the master crime bond to claims against its full limits. Most amounts do not exceed the County's deductible.

If approved by your Board, staff will follow the procedures set forth in the Government Code to request approval of the bond as to form from the Presiding Judge of the Superior Court, recording of the bond, as approved, in the office of the County Recorder and filing of the bond. The bond of the Clerk is to be filed with the Finance Department as an official record of the Treasurer function and the bond covering all other offices is to be filed with the County Clerk. The following outlines established amounts of the faithful performance bonds as recommended.

Agenda Item

APPROVAL OF CRIME BOND AS PUBLIC OFFICIAL BOND AND SET FAITHFUL PERFORMANCE AMOUNTS

March 9, 2021

Page 3 of 3

EXHIBIT A

Upon recommendation from staff, the Board of Supervisors does hereby establish the amounts of the faithful performance bonds, pursuant to the GC 1480, the respective offices as follows:

County Supervisors	\$10,000 each
Assessor/Clerk/Recorder	\$10,000
Sheriff/Coroner	\$15,000
Department of Finance Director	\$50,000
District Attorney	\$15,000



National Union Fire Insurance Company of Pittsburgh, Pa.
A capital stock company

POLICY NUMBER: 01-468-30-06

REPLACEMENT OF POLICY NUMBER: 01-590-97-65

**GOVERNMENT CRIME
POLICY DECLARATIONS**

In Return For The Payment Of The Premium, And Subject To All The Terms And Conditions Of This Policy, We Agree With You To Provide The Insurance As Stated In This Policy.

Coverage Is Written:

Primary Excess Coindemnity Concurrent

Company Name Area: National Union Fire Insurance Company of Pittsburgh, Pa.	
Producer Name Area: ALLIANT INSURANCE SERVICES, INC. 1301 DOVE ST NEWPORT BEACH, CA 92660-2412	
Named Insured:	Public Risk Innovation, Solutions, and Management (PRISM)
	(including any Employee Welfare or Benefit Plans)
Mailing Address:	75 IRON POINT CIRCLE, SUITE 200 FOLSOM, CA 95630
Policy Period	
From:	June 30, 2020
To:	June 30, 2021 12:01 A.M. at your mailing address shown above.

Insuring Agreements	Limit Of Insurance Per Occurrence	Deductible Amount Per Occurrence
1. Employee Theft – Per Loss Coverage	\$10,000,000	PER SCHEDULE
2. Employee Theft – Per Employee Coverage	Not Covered	Not Covered
3. Forgery Or Alteration	\$10,000,000	PER SCHEDULE

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4. Inside The Premises – Theft Of Money And Securities	\$10,000,000	PER SCHEDULE
5. Inside The Premises – Robbery Or Safe Burglary Of Other Property	\$10,000,000	PER SCHEDULE
6. Outside The Premises	\$10,000,000	PER SCHEDULE
7. Computer Fraud	\$10,000,000	PER SCHEDULE
8. Funds Transfer Fraud	\$10,000,000	PER SCHEDULE
9. Money Orders And Counterfeit Money	\$10,000,000	PER SCHEDULE
If "Not Covered" is inserted above opposite any specified Insuring Agreement, such Insuring Agreement and any other reference thereto in this policy is deleted.		

Endorsements Forming Part Of This Policy When Issued:

#1, #2, #3, #4, #5, #6, #7, #8, #9, #10, #11, #12, #13, #14, #15, #16, #17, #18, #19, #20, #21, #22, #23, #24, #25, #26, #27, #28, #29, #30, #31, #32, #33, #34, #35, #36, #7, #38, #39, #40, #41, #42, #43, #44, #45, #46, #47, #48, #49, #50, #51, #52, #53, #54, #55, #56, #57, #58, #59, #60, #61, #62, #63, #64, #65, #66, #67, #68, #69, #70, #71, #72, #73, #74, #75, and #76

Cancellation Of Prior Insurance Issued By Us:

By acceptance of this Policy you give us notice cancelling prior policy Nos. 01-590-97-65 ; the cancellation to be effective at the time this Policy becomes effective.

Premium: \$1,890,141

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IN WITNESS WHEREOF, the Insurer has caused this Policy to be signed by its President, Secretary and Authorized Representative. This Policy shall not be valid unless signed below at the time of issuance by an authorized representative of the insurer.



PRESIDENT
National Union Fire Insurance Company of
Pittsburgh, Pa.

SECRETARY
National Union Fire Insurance Company of
Pittsburgh, Pa.



AUTHORIZED REPRESENTATIVE

COUNTERSIGNED AT DATE COUNTERSIGNATURE

ALLIANT INSURANCE SERVICES, INC.
1301 DOVE ST SUITE 200
NEWPORT BEACH, CA 92660

250340

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ENDORSEMENT# 3-81

This endorsement, effective at 12:01AM June 30, 2020 forms a part of
Policy number: 01-468-30-06
Issued to: Public Risk Innovation, Solutions, and Management (PRISM)

By: National Union Fire Insurance Company of Pittsburgh, Pa.

ADDITIONAL NAMED INSURED

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.
This endorsement modifies insurance provided under the following:

GOVERNMENT CRIME POLICY

The following Insured(s) is/are added as a Named Insured with respect to all Insuring Agreements:

A. Schedule*

Named Insured: Kings County		
<u>Insurance Agreements/Endorsements/Coverages</u>	<u>Limit of Insurance</u>	<u>Deductible Amount</u>
Insuring Agreements: 1, 3, 4, 5, 6, 7, 8, 9 Endorsements: CR 25 19, CR 25 20	\$10,000,000	\$25,000
Impersonation Fraud	\$250,000	\$25,000

B. Provisions

1. Solely with respect to the Named Insured(s) set forth in the above SCHEDULE, Endorsements CR 25 19 and CR 25 20 are added to the Coverage Form/Policy.
2. Solely with respect to Insuring Agreements 1, 3, 4, 5, 6, 7, 8, and 9 and the coverage as afforded by Endorsements CR 25 19 and CR 25 20 and any other insuring agreement, endorsement or other coverage listed in the above SCHEDULE, the most we will pay under this policy for loss is the applicable Limit of Insurance shown in the above SCHEDULE for the respective Named Insured and such loss shall also be subject to the applicable Deductible Amount also shown in the SCHEDULE above for the respective Named Insured.
3. No Limit of Insurance during any period will be cumulative with any other amount applicable to the same coverage during any other period.

ALL OTHER TERMS, CONDITIONS AND EXCLUSIONS REMAIN UNCHANGED.

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END 003

ENDORSEMENT# 5

**CRIME AND FIDELITY
CR 25 19 05 06**

This endorsement, effective *12:01 am June 30, 2020*
policy number *01-468-30-06*
issued to *Public Risk Innovation, Solutions, and Management*
(PRISM)

forms a part of

by *National Union Fire Insurance Company of Pittsburgh, Pa.*

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADD FAITHFUL PERFORMANCE OF DUTY COVERAGE
FOR GOVERNMENT EMPLOYEES**

This endorsement modifies insurance provided under the following:

GOVERNMENT CRIME COVERAGE FORM
GOVERNMENT CRIME POLICY

and applies to the Insuring Agreements designated below:

SCHEDULE

Insuring Agreement		Limit Of Insurance
<input checked="" type="checkbox"/>	Employee Theft - Per Loss Coverage	\$10,000,000
<input type="checkbox"/>	Employee Theft - Per Employee Coverage	
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.		

1. The following is added to the Employee Theft Insuring Agreement designated above:

We will pay for loss or damage to "money", "securities" and "other property" resulting directly from the failure of any "employee" to faithfully perform his or her duties as prescribed by law, when such failure has as its direct and immediate result a loss of your covered property. The most we will pay for loss arising out of any one "occurrence" is the Limit of Insurance shown in the Schedule. That Limit, is part of, not in addition to, the Limit of Insurance shown in the Declarations.

2. The following exclusions are added to Section D.2. Exclusions:

a. Loss resulting from the failure of any entity acting as a depository for your property or property for which you are responsible.

b. Damages for which you are legally liable as a result of:

(1) The deprivation or violation of the civil rights of any person by an "employee"; or

(2) The tortious conduct of an "em-

ployee", except the conversion of property of other parties held by you in any capacity.

3. The Indemnification Condition is replaced by the following:

We will indemnify any of your officials who are required by law to give bonds for the faithful performance of their duties against loss through the failure of any "employee" under the supervision of that official to faithfully perform his or her duties as prescribed by law, when such failure has as its direct and immediate result a loss of your covered property.

4. Part (I) of the Termination As To Any Employee Condition is replaced by the following:

(1) As soon as:

(a) You; or

(b) Any official or employee authorized to manage, govern or control your "employees" learn of any act committed by the "employee" whether before or after becoming employed by you which would constitute a loss covered under the terms of the Employee

END 005

ENDORSEMENT# 5 (Continued)

Theft Insuring Agreement, as amended by this endorsement.

ALL OTHER TERMS, CONDITIONS AND EXCLUSIONS REMAIN UNCHANGED.



AUTHORIZED REPRESENTATIVE

END 005



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Administration – Rebecca Campbell

SUBJECT: 2021 DRY YEAR WATER TRANSFER PROGRAM

SUMMARY:

Overview:

In dry years the State Water Contractors, Inc. facilitates water transfers among participating contractors. Water is generally made available from contractors in northern California and is sold to other contractors at a negotiated price. This year the Lemoore Naval Air Station is planning to participate in the program by purchasing up to 3,000 acre feet of Dry Year Water Transfer Water.

Recommendation:

- a. Approve participation in the 2021 Dry Year Water Transfer Program; and
- b. Authorize the County Administrative Officer or her designee to execute the Buyer-Seller Agreement(s) upon receipt from State Water Contractors, Inc. subject to County Counsel review.

Fiscal Impact:

None.

BACKGROUND:

In dry years, contractors in northern California make State Water Project water available for purchase by other contractors. The 2020 State Water Project allocation was 20% and State Water Contractors, Inc. has developed a Dry Year Water Transfer Program from non-project water. The County is a contractor and coordinates with the Tulare Lake Basin Water Storage District to deliver State Water Project Water to the Lemoore Naval Air Station (LNAS) through Westlands Water District turnouts. The LNAS has indicated interest in participating in the Dry Year Water Transfer Program to purchase up to an additional 3,000 acre feet of water. Last year LNAS received 250 acre-feet of Dry Year Water Transfer Water.

(Cont'd)

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk to the Board

By _____, Deputy.

Agenda Item

2021 DRY YEAR WATER TRANSFER PROGRAM

March 9, 2021

Page 2 of 2

The final, executable version of the Buyer-Seller Agreement is not yet available and therefore neither staff nor Counsel has had an opportunity to review the final agreement(s). Westlands Water District has communicated a request for 700 acre feet on behalf of LNAS. The deadline for the County to submit an initial request to State Water Contractors, Inc. is March 12, 2021. A deposit of five dollars an acre foot is required along with the request. Consistent with historical practice, the LNAS as the end user of the water will be paying this cost and Westlands Water District is prepared to forward the deposit on behalf of LNAS as well.

Staff recommends approving participation in the Dry Year Transfer Program and authorizing the County Administrative Officer or her designee to execute the Buyer- Seller Agreement(s) subject to Counsel review.

**STATE WATER CONTRACTORS
2021 DRY YEAR WATER TRANSFER AGREEMENT**

This State Water Contractors (“SWC”) 2021 Dry Year Water Transfer Agreement (“Agreement”) is between and among the SWC and certain SWC member agencies who execute this Agreement with the intent to purchase water (“Buyers”) through the 2021 Dry Year Transfer Program (“DYTP” or “Program”). SWC and Buyers may be referred to collectively as “Parties.” This Agreement is effective when executed by SWC and as to each Buyer, when executed by such Buyer.

RECITALS

- A. The SWC is a non-profit mutual benefit corporation created under California law in 1982.
- B. The Buyers who have executed this Agreement are SWC member agencies.
- C. The Buyers desire to purchase water to help meet their service areas’ needs in 2021, and desire the SWC to act as a negotiating and fiscal agent to collect, hold, disburse, and account for funds deposited by the Buyers pursuant to this Agreement. The SWC is empowered and is willing to do so.

NOW, THEREFORE, the Parties to this Agreement agree as follows:

AGREEMENT

1. BUYER-SELLER AGREEMENTS

(A) The SWC, along with certain Buyers, shall jointly negotiate agreements to purchase water from to-be-determined water districts/water agencies/water companies in the Sacramento Valley (“Sellers”) through an agreement (“Buyer-Seller Agreements”) for use by Buyers in 2021. The Buyers shall make their best efforts to negotiate and execute Buyer-Seller Agreements by April 19, 2021.

(B) Each Buyer will execute a Buyer-Seller Agreement with each Seller. The SWC shall not be a party to the Buyer-Seller Agreements.

(C) Each Buyer will execute Storage and Conveyance Agreements with the California Department of Water Resources (“DWR”) and the Seller and/or Sellers. There will be additional conditions, risks, and possibly DWR administrative charges associated with the Storage and Conveyance Agreements. The SWC shall not be a party to the Storage and Conveyance Agreements.

(D) The Buyers understand that (i) water purchased through the Buyer-Seller Agreements will be subject to losses and (ii) the water actually delivered by DWR could be reduced or delayed based on regulatory or judicially-imposed restrictions on DWR’s ability to operate the export pumps and State Water Project infrastructure outages. The Buyers further understand that payments required by the Buyer-Seller Agreements and this Agreement are based on the water amount purchased and not the water amount actually delivered.

2. INITIAL WATER REQUEST AND INITIAL ALLOCATION PROPORTION

(A) Provided Buyer has executed this Agreement on or before March 12, 2021, each Buyer shall: (i) provide written notification to the SWC of its initial water request (“Initial Request”) and (ii) remit to the SWC \$5 for each acre-foot included in its Initial Request as an initial administrative deposit (“Administrative Deposit”), to be held in trust by the SWC under Section 7. The Administrative Deposit shall be used to pay the SWC’s staff and administrative costs described in Section 6 and Sellers’ staff, environmental, legal, technical/engineering, and regulatory costs described in Section 5.

(B) Upon executing this Agreement, submitting an Initial Request, and remitting an Administrative Deposit, the Buyer shall be entitled to make a final water request (“Final Request”) pursuant to Section 3(B).

(C) The initial allocation of the water to be purchased through the Buyer-Seller Agreements will be based on the lesser of Buyer’s Initial Request or Buyer’s proportionate share to the total DYTP supply, determined by the ratio of participating Buyers’ maximum

SWP Table A amount to the total maximum SWP Table A amounts of all participating Buyers (“Initial Allocated Proportion”).

(D) Should a Party(ies) desire to adjust the allocation methodology specified in Section 2(C), the Parties who have made an Initial Request must agree unanimously in writing.

3. FINAL WATER REQUEST AND PURCHASE WATER DEPOSITS

(A) On or before April 2, 2021, the SWC will provide Buyers written notice of: (i) the current Sellers’ anticipated total water amount available by water supply type (e.g. crop idling, crop shifting, groundwater substitution, reservoir reoperation) for purchase through the Buyer-Seller Agreements; (ii) the Buyer-Seller Agreements’ final terms; and (iii) each Buyer’s Initial Allocated Proportion of water available per Section 2(C).

(B) On or before April 14, 2021, each Buyer will provide the SWC and other Buyers written notice of its final water request (“Final Request”). The Final Request cannot be greater than the Buyer’s Initial Request or the Initial Allocated Proportion identified in the SWC’s Section 3(A) notice unless agreed to in writing by all Buyers. If a Buyer is allowed to expand its request beyond the Final Request, the corresponding supplemental SWC Administrative Deposit will be submitted within one week of the granted increase.

(C) On or before April 30, 2021, the SWC will provide Buyers written notice of any adjustments, in accordance with Section 4, to each Buyer’s Initial Allocated Proportion of water available for purchase based on the Final Request (“Final Allocated Proportion”).

(D) On or before May 10, 2021, each Buyer shall remit to the SWC an initial purchase deposit (“Initial Purchase Deposit”) equal to 50% of its Initial Allocated Proportion multiplied by the price per acre-foot established in the Buyer-Seller Agreements or any Letter of Commitment and/or Letter of Intent. The price per acre-foot may vary among each unique Buyer-Seller Agreement. Based on the Final Allocated Proportion, determined in Section 4, the Buyer shall remit to the SWC the remaining balance of the cost of Buyer’s Final Allocated Proportion (“Final Purchase Deposit”) by June 7, 2021. The SWC shall hold all purchase deposits in trust under Section 7.

(E) If the purchased water amount allocated to a Buyer is not made available to a Buyer based on Seller's failure to perform, resulting in excess of Final Purchase Deposit, the SWC shall refund any excess purchase deposits not needed for Buyer's share of purchase costs.

(F) The Parties may mutually agree to adjust the dates specified in this Section 3, in writing, without amending this Agreement.

4. FINAL ALLOCATION PROPORTION

(A) If a Buyer's Final Request is less than its Initial Allocated Proportion as provided in the SWC's notice in Section 3(A), the forfeited potential water transfer quantity will be offered to other Buyers pursuant to Section 4(B). If a Buyer does not execute the Buyer-Seller Agreements or submit Purchase Deposits to the SWC pursuant to Section 3(D), it will be considered a withdrawn buyer ("Withdrawn Buyer") and will have no rights or obligations to purchase water pursuant to this Agreement and cannot rejoin the 2021 DYTP. A Withdrawn Buyer will still be responsible for any proportional cost obligations as described in Sections 5 and 6, prior to the date SWC receives actual notice of the Buyer's withdrawal from the 2021 DYTP.

(B) Each Buyer remaining in the Program may request a share of water made available by Withdrawn Buyers or by reduced requests of remaining Buyers equal to its proportionate share of the total amount of Final Requests made under Section 3. If a remaining Buyer does not want additional supply, this reallocation process will be repeated as necessary to distribute the additional water to willing Buyers. If the reallocation process results in a Buyer accepting an assigned proportional share that is greater than the Initial Allocated Proportion, the Buyer must submit the corresponding additional \$5 per acre-foot Administrative Deposit and corresponding Purchase Deposits to the SWC for the additional quantity above the Initial Allocated Proportion within ten business days of accepting the additional assigned share.

(C) SWC will determine each Buyer's Final Allocated Proportion, in accordance with Sections 4(A) and (B), and will notify each Buyer in the required Section 3(C) notice.

(D) After the Buyer-Seller Agreements have been executed and the Sellers have been notified of the intent to purchase the water, remaining Buyers will be responsible for full payment of allocated purchased supplies and potential Seller legal/administrative costs/liabilities, if any, as set forth in the Buyer-Seller Agreement and/or referenced in Section 5.

5. PAYMENTS TO SELLERS

(A) Letter(s) of Commitment/Intent: If it is deemed necessary, this Agreement authorizes the SWC to execute a Letter of Commitment and/or a Letter of Intent with the Sellers on behalf of the Buyers prior to the actual execution of a Buyer-Seller Agreement. Buyers shall have the right to review any Letter of Commitment/Intent before it is executed. Upon the execution of this Agreement and any Letter of Commitment/Intent, the SWC may commit the Buyers to pay some of Sellers' future or past regulatory and administrative costs. In addition, the Letter of Commitment/Intent may commit Buyers to cover certain Sellers costs in the event of an administrative challenge, litigation, and/or certain Seller costs incurred prior to DTYP cancellation. Such payments may be required regardless if a Buyer-Seller agreement is executed and/or if water is ultimately purchased or moved. Funding for these payments will come from the Buyers' \$5 per acre-foot Administrative Deposit. If the Administrative Deposit is insufficient and additional funds are required, as to be determined by SWC, a sufficient subsequent Administrative Deposit will be paid by Buyers to the SWC, in proportion to their participation share of the DYTP at the time of the execution of any Letter of Commitment/Intent.

(B) Buyer-Seller Agreement(s):

(i) Water Purchase: Upon Buyers submitting a Final Request, Buyer must remit an Initial Purchase Deposit to the SWC pursuant to Section 3(D), and the SWC will promptly, but no later than any notification deadline in the Buyer-Seller Agreements, notify the Sellers that the Buyers have submitted a Final Request and will make payments to the Sellers in accordance with the payment provisions of the Buyer-Seller Agreements. In addition, the Buyers must remit a Final Purchase Deposit to the SWC pursuant to Section 3(D). The payments made by the SWC to the Sellers based on a Buyer's Final Allocated Proportion will not be

refundable to the Buyer unless Sellers fail to perform and are required to return the payments based on their failure to perform as specified in the Buyer-Seller Agreements and any Letter of Commitment/Intent.

(ii) Seller Administrative, Regulatory, and Litigation Costs:

(a) If not obliged by an execution of a Letter of Commitment/Intent in Section 5(A), the Buyer-Seller Agreement will likely commit the Buyers to incur some of the Sellers' administrative and regulatory costs in addition to possible litigation and administrative costs associated with an unforeseen administrative challenge and/or litigation against a 2021 DYTP water transfer. Such expenses would be funded using the Buyers' Administrative Deposit described in Section 2(A). If the Administrative Deposit is insufficient and additional funds are required, a sufficient subsequent Administrative Deposit will be paid by Buyers to the SWC, provided such subsequent payment is consistent with the Buyer-Seller Agreement.

(b) The SWC are authorized to, and shall, disburse from the Administrative Deposit funds necessary to pay the Buyers' share of Sellers' administrative, regulatory, and litigation (if any) costs, including any such costs required by Letters of Commitment/Intent and/or the relevant Buyer-Seller Agreement. Subject to Sections 5(B)(ii)(c) and (d), each Buyer's Administrative Deposit will be debited with a proportionate share of these costs equal to the Final Allocated Proportion of water.

(c) Because the Sellers' administrative, regulatory, and potential litigation costs will be incurred irrespective of whether any of the Buyers ultimately purchase water or whether there is capacity to deliver purchased water, Withdrawn Buyers will be responsible for the payment of the costs specified in 5(B)(ii) proportionate to the Initial Allocated Proportion for environmental and legal costs associated with the defense of the Program that were initiated prior to the Buyer becoming a Withdrawn Buyer. However, a Withdrawn Buyer's maximum liability for administrative costs shall be limited by its total Administrative Deposit.

(d) In the event that all Buyers withdraw from the Program or no water can ultimately be delivered, the administrative, regulatory, and litigation (if any) cost responsibilities, as required in the Buyer-Seller Agreements and/or the Letter of Commitment/Intent, will be apportioned to all Buyers who executed this Agreement according to the Initial Allocated Proportion at the time of withdrawal or Program termination. In the unlikely event where the resulting payment obligations to the Seller exceed the 2021 DYTP Administrative Deposits, additional Administrative Deposits, assessed in proportion to the participation share at the time of withdrawal or Program termination, will be required.

6. SWC'S ADMINISTRATIVE COSTS

The SWC will be responsible for taking the following actions to facilitate the transfers:

- (A) Hold/manage the deposits in a separate interest bearing account for the Buyers' benefit and return to the Buyers their proportionate share of any interest remaining in the account when their duties have ended under this Agreement;
- (B) Collect money from Buyers and disburse to Sellers;
- (C) Account for money/water and refund any excess deposits made by Buyers;
- (D) Administer contract changes, transfer adjustments, and any repayment required due to failure/inability to deliver water; and
- (E) Coordinate with DWR on behalf of the Buyers regarding the Storage and Conveyance Agreements, carriage loss calculation, and any DWR administrative fees.
- (F) Subject to Section 6(G), each Buyer that receives water from this Program shall pay the SWC a proportionate share of the SWC's actual costs to administer this Agreement equal to its Final Allocated Proportion. When the SWC administrative duties have ended, it will provide the Buyers an accounting for its actual costs. If the SWC's actual administration and administrative costs identified in Section 6 and the Sellers' costs identified in Section 5(B)(ii) exceed the Administrative Deposits, each Buyer shall pay to the SWC an amount equal to its proportionate share of its Final Allocated Proportion within fifteen business days of receiving an invoice or notification from the SWC, provided such subsequent payment is consistent with the Buyer-Seller Agreement.

If the costs are less than the Administrative Deposits, the SWC shall refund to each Buyer its proportionate share of the remaining Administrative Deposits based on its Final Allocated Proportion. In either case, at the conclusion of the program the SWC will retain a sum of \$2,000 from the combined Administrative Deposits to cover costs associated with typical post-program activities such as answering questions regarding water and cost accounting, preparation for program audits, and documenting the program, including “lessons learned,” which will aid future programs.

(G) Withdrawn Buyers will pay the SWC a proportionate share of the SWC’s actual costs to administer this Agreement and the DYTP incurred prior to becoming a Withdrawn Buyer, designated as the date of written notification to SWC of withdrawal or failure to execute a Buyer-Seller Agreement by the required date (whichever is earlier) based on its Initial Allocated Proportion, or failure to make the required deposit by the due date.

7. SWC’s DUTIES AS FISCAL AGENT

The SWC shall hold and manage the funds deposited by Buyers in a separate interest bearing account in trust for the benefit of the Buyers and shall exercise the same duty of care in managing the Buyers’ account as it exercises in maintaining its own accounts.

8. INDEMNITY AND LIABILITY

(A) As between themselves, the Buyers agree to jointly and severally assume any liability of the SWC resulting from this Agreement in proportion to their respective share of the total amount of Initial Requests. The Buyers agree that the SWC shall incur no liability as a result of the SWC undertaking the work provided for by this Agreement.

(B) The Buyers agree to jointly and severally protect, defend, indemnify, and hold harmless the SWC, including its directors and staff, and any members of the SWC who are not parties to this Agreement and their respective directors, officers, agents, servants, employees, and consultants from and against any and all losses, claims, liens, demands, and causes of action of every kind and character, occurring or in any way

incident to, connected with, or arising directly or indirectly out of the Buyers' performance or non-performance under this Agreement.

9. AUDIT

(A) SWC shall be responsible for ensuring the accuracy and propriety of all billings and shall maintain all supporting documentation for the period specified below.

(B) Buyer will have the right to audit SWC's invoices and all supporting documentation for purposes of compliance with this Agreement during the term of this Agreement and for a period of three years following completion of services under this Agreement.

(C) Upon reasonable notice from Buyer, SWC shall cooperate fully with any audit of its billings conducted by Buyer and shall permit access to its books, records, and accounts as may be necessary to conduct such audits.

10. TERM OF AGREEMENT

This Agreement shall be effective until December 31, 2021 or upon the completion of all duties and obligations of the Parties.

11. NOTICES

All notices required by this Agreement to be made in writing can be made by facsimile, e-mail, or signed document via e-mail.

12. SIGNATURE BY COUNTERPART

This Agreement may be signed in counterparts by the Parties and, if executed in counterparts, will be deemed to be the same instrument and valid and binding on a Party as if fully executed all in one copy.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement by authorized officials thereof on the dates indicated below.

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State Water Contractors

By: _____ Date: _____

BUYER _____

By: _____ Date: _____

Approved as to legal form: _____ Date: _____



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: County Counsel – Lee Burdick/Diane Freeman
SUBJECT: SELECTION OF REDISTRICTING CONSULTANTS
SUMMARY:

Overview:

Every 10 years, following the completion of the U.S. Census, each California County is obligated to undertake a review of whether the current population counts in the County require a change to district boundaries to ensure equitable representation among County residents. County Counsel submits for the Board's consideration the question of whether the Board desires to hire a consultant to assist with the redistricting process and, if so, which consultant it wishes to hire.

Recommendation:

- a. Select National Demographics Corporation as the redistricting consultant to assist the Board through County Counsel's Office in all phases of the redistricting process; and
- b. Authorize County Counsel to enter into an Agreement to retain that consultant's services; and
- c. Adopt the budget change. (4/5th vote required)

Fiscal Impact:

The cost of redistricting consultant services will vary depending on the consultant and services selected. The recommended consultant cost is \$49,750 this includes Base Project Elements (\$31,500), pre-meeting expenses (\$2,750 per in person meeting) with a plan of two in meeting and three virtual meeting (\$1,250 per virtual meeting), a project website (\$5,500) and Public Participation Kit mapping tool (\$3,500). There are options to add additional meetings based on the fee schedule. The requirement for redistricting are four public general public meeting and one Board public meeting.

(Cont'd)

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk to the Board

By _____, Deputy.

Agenda Item

SELECTION OF REDISTRICTING CONSULTANT

March 9, 2021

Page 2 of 2

BACKGROUND:

On February 9, 2021, the Board held a study session where it received information about its redistricting obligations following the U.S. Census Bureau's 2020 census. During that session, the Board was informed that the last redistricting review following the 2010 census was conducted by the County Counsel's Office with the use of a demographics and redistricting consultant. Further, the Board directed County Counsel to follow that procedure again for this redistricting review. As a follow-up, County Counsel now brings forward for the Board's consideration and confirmation the issue of whether the Board desires to hire a redistricting consultant and, if so, which consultant should be hired. A redistricting consultant would assist the County in all phases of the redistricting process including demographic analysis, public outreach, and map preparation in compliance with AB 849 and AB 1276. County Counsel confirmed that under Public Contract Code Section 10335.5, the hiring of legal consulting services is not subject to the RFP bidding process. Consequently, County Counsel's Office informally investigated and contacted all known demographers that provide redistricting consultant services in California.

County Counsel received four proposals. Below are the four proposers with their proposed base contract amount. Additional add ins are available however, the staff recommends with the basic proposed contract, two in person meetings, and three virtual meetings and a project website. The project website is a requirement of the law and is to be maintained for 10 years.

	Base Price	Five Meetings	Five Meetings/ with Website
Redistricting Partners	\$37,000	\$37,000	No website option
National Demographics Corporations	\$31,500	\$40,750	\$46,250
Lapkoff & Gobalet Demographic Research	\$50,000	\$61,300	\$73,800
Redistricting Insights	\$40,000	\$40,000	No website option

County Counsel recommends National Demographics Corporation ("NDC") as the preferred consultant. NDC was selected based on the company's years of experience, the number of successfully completed districting and redistricting projects, its detailed scope of work, and its history of performing work for the County in 2011.

Attached for your reference are the proposals submitted by Redistricting Partners, Lapkoff & Gobalet Demographic Research, Inc., and Redistricting Insights which is a complete list of all the demographers that elected to submit a proposal.



February 12, 2021

Diane Freeman
Deputy County Counsel
Kings County
1400 W Lacey Blvd
Hanford, CA 93230

Sent via email to: diane.freeman@co.kings.ca.us

Dear Ms. Freeman,

Thanks for reaching out to Redistricting Partners for information on our work with local governments in this coming 2021-2022 redistricting cycle and our call today.

Redistricting Partners is a specialized firm that conducts services for organizations and local governments ranging from racially polarized voting analysis, conversion of elections from at-large to districted under the California Voting Rights Act, and traditional redistricting. Going back a decade we have worked with dozens of local governments, ranging from small hospital and water agencies to the sprawling Los Angeles Unified School District.

Most recently we have conducted the districting processes within the cities of Napa, Davis and Santa Ana. For 2021 we have already been hired by Napa County, the cities of Berkeley, Burlingame, Carpinteria, Napa, and San Jose to conduct their decennial redistricting under the Fair Maps Act provisions. We have also been hired by the City of Long Beach to conduct their decennial process under their first independent redistricting commission.

We have the experience and knowledge to assist local governments in every step of the coming redistricting process, from community engagement, data gathering, line drawing, map presentation and all other technical aspects of the work. For more on our staff please visit our website staff page at <http://redistrictingpartners.com/about/>

I have attached an outline of our scope of services for agencies conducting their redistricting under the Fair Maps Act provisions of California law and within a five-hearing structure. In most cases, for a county or local government redistricting, with this five-hearing structure, multiple draft maps, assistance in outreach and analysis of public input, the cost would be \$37,000 depending on specifics. These costs are based on an expectation that most, and likely all, hearings in 2021 would be done virtually.

We can easily extend this basic structure to accommodate an Advisory Redistricting Committee with additional hearings to increase the opportunity for public participation and an extended redistricting training calendar, if the Board of Supervisors is interested in this alternative approach. The committee structure would come with additional costs, including \$1,500 per additional hearing beyond five and the option of a series of trainings for committee members for \$5,000.

In addition to our redistricting services, we can facilitate online mapping tools for the public. This is an option that we have not always embraced – historically favoring more in-person outreach. But, obviously, much of that kind of activity will not be possible in the coming months, and potentially for the full redistricting timeline.

The first online option is Maptitude Online Redistricting which costs \$15,000, and we suggest another \$2,500 package of training from the software vendor, Caliper Corporation. Maptitude is the industry leader in redistricting-specific GIS software. The desktop version of this software was used by the State Redistricting Commission in 2011 and it is the most common redistricting application being used by cities and counties. The public online mapping software would be housed by the city on its servers, with access available through the city website.

The second option is one developed by Tufts University called DistrictR and it is being packaged with data from Redistricting Partners and can be licensed at a cost of \$5,000 and would include training from our staff. This program would be housed on outside servers.

As might be expected, the Maptitude option is more robust, but also harder to learn, while the DistrictR option is lightweight and easy, but with fewer technical bells and whistles. We are agnostic about which tool an agency selects and can provide you with a demonstration video of me drawing maps in each program.

We also discussed the need for the County to develop a redistricting website, which is a requirement for all counties and cities under the Fair Maps Act. We recommend that jurisdictions host their own redistricting website as the information must be accessible for ten years. We can work with you to develop your website and meet the requirements of the Fair Maps Act. One example is the City of Long Beach's redistricting website, you can access it with this link: <http://www.longbeach.gov/redistricting/>

The redistricting process is always a challenge, but there are many additional complications this year. Not only are there more agencies needing redistricting services, the timeframe for doing so has been compressed and the delay in receiving Census data is likely to compress the timeframe even more. At the same time, the Fair Maps Act and the public desire for open and transparent redistricting is adding to the workload within each redistricting.

We would be happy to work with you on Kings County's redistricting process and help you overcome these challenges. We look forward to discussing this more at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Mitchell', written in a cursive style.

Paul Mitchell
Owner, Redistricting Partners

Scope of Services – Fair Maps Act

Redistricting Partners is providing services to assist municipalities with districting and redistricting services using data collected during the 2020 Census, in compliance with State and Federal laws.

California's Fair Maps Act, enacted in 2020, increases transparency and public accountability in redistricting. While it only specifically applies to cities and counties in California, the Fair Maps Act codifies redistricting best practices that should be utilized by all local governmental agencies in California whenever possible.

Public Engagement

The Fair Maps Act sets a structure for public engagement which includes five public hearings: up to two conducted prior to line drawing, at least two more held for public input and changes after maps have been made public, and one final hearing for adoption of a map that has been made public for 7 days prior to adoption.

Redistricting Partners will work with the County in conducting these presentations, gathering and documenting public input, and utilizing these hearings as a means for determining initial criteria for draft maps and amending maps that have been produced.

In addition, Redistricting Partners traditionally utilizes three methods for soliciting public input during this process.

- 1) The use of a simple community of interest worksheet which allows the public to describe their community of interest, give evidence of what binds that community together and defines it, and provide any kind of drawing or map of that area. This can be used in-person at public hearings or completed by the public and emailed as a form of submitted testimony.
- 2) An in-person or online interactive workshop where physical maps are provided showing population densities, and the public is assisted in either drawing their communities of interest or drawing draft maps. (dependent on health and safety guidelines)
- 3) An online mapping option to facilitate deeper community engagement by allowing members of the public to draw and describe their community of interest or draw potential district lines.

Our staff includes experts in civic engagement, community outreach, and will assist in communicating needs for public engagement at client direction.

GIS and Data

The GIS backbone of redistricting is the Topologically Integrated Geographic Encoding and Referencing, or TIGER, a format used by the United States Census Bureau. This will serve as the geographic backbone of the redistricting project. The core TIGER/Line Files and Shapefiles do not include demographic data but do contain information about the external boundaries of Cities, Counties and other districts, and often are the same geography used in the creation of precincts.

Other districts, such as community colleges, water boards, and other special districts may utilize other geographic layers for their external boundaries, such as parcel layers, and some counties rely on parcel layers entirely for the creation of their precincts. Redistricting Partners has more than a decade of experience dealing with these issues and working with county registrars to process the redistricting files in both formats.

Once released, decennial Census redistricting data specifically tailored to each jurisdiction will be utilized within this TIGER geography. This data, under new California law, will also include the reallocation of incarcerated population, and be supplemented with the most recent American Community Survey (ACS) dataset, including estimated total population and Citizen Voting Age Population (CVAP) which quantifies ethnic populations for the purposes of the Federal Voting Rights Act.

Additional datasets can be utilized in redistricting based on client needs. For example, in a county the underlying cities are a critical geographic element, in addition to transportation patterns, county amenities, and other mappable factors that help define communities of interest. Redistricting Partners is adept at helping agencies utilize these different pieces of geographic information within one project.

Meetings & Creation of Lines

Redistricting Partners will participate in public hearings either remotely or in-person, based on the health and safety guidance at the time. In a contract with a standard five-hearing schedule, at least three will be held remotely with up to two using in-person staffing, if appropriate.

Once mapping can be conducted, Redistricting Partners will create three sets of potential lines following traditional redistricting criteria including that districts be contiguous, compact, and follow traditional governmental or community lines and natural / physical contours of the district geography and input from the initial public hearings.

Maps that are created are provided in four formats:

- Printable 8.5x11 Mapping and Data PDFs for dissemination with meeting agenda or posting on the public-facing website. These maps provide an overview and will often show neighborhoods, significant landmarks or key facilities, but do not go down to the street-level.
- Interactive online maps, like Google Maps, with the proposed district boundaries, including the embedded data calculations for population, ethnicity, and any other factors that are key to the district analysis.
- Printable large-format maps that can be utilized for any posters or other presentations requiring more detail to the street level.
- Shapefile and census block equivalency files for use by any GIS staff or members of the public with GIS mapping capabilities.

Following the presentation of maps at the third public hearing Redistricting Partners will take any information gleaned from public comments or elected official input to create additional amended maps and engage in a process of selecting and finalizing mapping options for the fourth public hearing. Alternatively, Redistricting Partners could continue to collect public information and only create new versions after the fourth public hearing.

Under both the California Voting Rights Act and the Fair Maps Act, the final hearing will be for a vote only on the map which has been finalized and published within seven days prior to adoption. This mapping option will be produced by Redistricting Partners with all the additional technical elements necessary for the final resolution.

Adoption / Processing of new lines

Once lines are adopted, Redistricting Partners will work with the County Registrar staff in order to complete the process and make new lines available for the next available election. This processing includes:

- Documentation from public meetings, signed resolution
- Electronic PDF maps of new election district boundaries
- GIS Shapefiles for county staff to assign precincts
- Metes and Bounds legal document with written description of district boundaries

- Census Block equivalency files and shapefiles for a backup of district lines in latest US Census geographic data.

Optional Elements

Beyond the Fair Maps Act five meeting structure, contracts can be adjusted to allow for additional public meetings or interactive workshops.

Additional outreach programs, including in-language outreach, are available through Redistricting Partners sub-vendors. These can range from small engagements to create materials and promotions for public engagement, and grow into large emailing, mass-mailing, digital, radio and cable TV ads promoting the redistricting process. Language services are also available through a sub-vendor contract.

Two different online mapping tools are available through Redistricting Partners. The first is Maptitude Online Redistricting from Caliper Corporation. The second is a public community engagement and district mapping tool developed by Tufts University and managed by Redistricting Partners. Video demonstrations of each product are available here: <https://tinyurl.com/RDPmapping>

Additional training hearings can be added to the beginning of the process and are a great way to produce a knowledgeable and empowered advisory committee, commission or board. We are contracting with subject matter experts and past redistricting commissioners to perform trainings on increasing sensitivity to the needs of minority communities, the importance of not cracking or packing communities of interest, the rights of protected classes, and applicable federal voting rights act laws.

One of our expert trainers is former 2011-2020 Statewide Redistricting Commissioner Connie Galambos Malloy, who we are working with on the Long Beach Independent Redistricting Commission.

TYPICAL FIVE HEARING STRUCTURE

	Purpose of Hearing
1 st Public Hearing	<p>Public Hearing with information about the redistricting process, descriptions of the data and mapping tools, introduction of ways the community can provide input.</p> <p>The purpose of this introductory hearing is to provide information to the public and solicit input from the public and elected officials on where community of interests exist, and how those can contribute to the building of potential districts.</p>
2 nd Public Hearing	<p>Repeat of first hearing, with additional emphasis on tools for providing input, potentially an overview or training for online mapping tools, emphasis on receiving community of interest testimony for the purposes of driving map creation.</p>
3 rd Public Hearing	<p>Public Hearing with presentation of maps of new potential district boundaries produced by the demographer and <i>published seven days in advance</i>, with a summary of how mapping options were drawn from testimony and public input received during the previous hearings. These maps are expected to drive additional feedback from the public and elected officials.</p>
4 th Public Hearing	<p>Public Hearing with revised map(s) of proposed district boundaries produced by the demographer and <i>published seven days in advance</i>. Additional public input regarding the revised map(s) and concluding with direction from the council on a final map that will be placed on the calendar for an upcoming up/down vote on the completed districting plan.</p>
5 th Public Hearing	<p>Public Hearing to adopt final map, district numbering, and order of election.</p>



Redistricting Services Proposal

Prepared for Kings County

February 2021

Diane Walker Freeman
Deputy County Counsel
County of Kings
1400 W. Lacey Blvd., Bldg #4
Hanford, CA 93230

Dear Ms. Walker Freeman,

Redistricting Insights welcomes the opportunity to work with the County of Kings to help you accomplish your goal of enacting balanced and representative district lines for your governing board.

Redistricting Insights is a premier redistricting firm currently working on advocacy and demography projects across the country. Our team combines a data-driven approach that utilizes cutting-edge technology with an extensive knowledge base spanning the past two decades of redistricting cycles. We have worked with municipalities, counties, and special districts across the state to help manage redistricting in an open, transparent, and fair way.

Our team has also worked with public agencies in a variety of communications, community engagement, and consulting roles apart from redistricting—giving us a unique ability to work with your staff to solve problems and deliver the highest quality of service for your constituents.

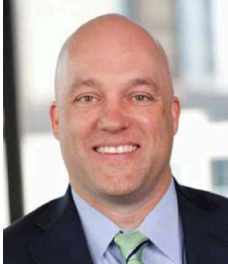
Included in this proposal is information regarding our team's background, our vision for this project, the services we can provide, and what our relationship with the county would entail.

If you have any questions about the content of this proposal, please do not hesitate to reach out. We look forward to working with you.

Sincerely,

Matt Rexroad
Fabian Valdez, Jr.,
Eddy Harrity
Ryan Gardiner

Our Team



Matt Rexroad, *Chief Legal Counsel*

Matt Rexroad earned his undergraduate degree from the University of Southern California, a Juris Doctor degree from McGeorge School of Law while working full-time in the State Legislature, and a Masters of Public Administration from the University of Southern California Sacramento Center. He is an active member of the California State Bar. Matt was a founding partner at Meridian Pacific, Inc., a nationwide strategic political consulting and public affairs firm. He also served as a senior staff person in the California state legislature. Rexroad served four years on the Woodland City Council and twelve years on the Yolo County Board of Supervisors.



Fabian Valdez Jr., *Chief Demographer*

Fabian Valdez has a proven track record of integrating data analytics and predictive modeling to form quantitative strategies to drawing districts. Valdez's approach is to let the data tell the story. Fabian previously served as the Director of Data and Digital Marketing at Meridian Pacific Inc. Fabian is responsible for onboarding the 2020 Census data and ensuring that future models and redistricting projects accurately reflect the changing nature of California demographics.



Eddy Harrity, *Data Scientist*

Eddy Harrity received both his Bachelor's and Master's degrees from Pepperdine University, where he researched incentivizing candidates to represent the median voter and the effects of the top-two primary on the partisanship of California Legislators. He has worked on campaigns from California to New Hampshire, focusing on voter behavior and data analytics.



Ryan Gardiner, *Communications Director*

Ryan Gardiner is a seasoned communications professional with a track record of engaging communities to achieve deliberate public affairs outcomes. Ryan has previously worked in strategic political consulting for Meridian Pacific, Inc. and as a policy and communications aide in the California State Senate. Ryan graduated from UC Davis with a degree in political science and earned a graduate certificate in applied public policy from the Center for California Studies at Sacramento State.

Project Overview

The objective of this project is to assist your county with drawing a legally permissible division map for your Board of Supervisors elections. This includes ensuring compliance with the California and federal Voting Rights Acts, complying with new redistricting statutes passed by the legislature, and ensuring an open, accessible, transparent process that engages constituents in your county.

The Redistricting Insights team will assist county staff in developing a timeline, plan, agenda/board materials, community engagement materials, draft maps, revised maps, and final maps in accordance with the preexisting staff procedures at your county. Specifically, we will provide:

- *Data: we will create a dataset that incorporates all the legally required sources of information needed to draft new maps.*
- *Community Engagement: working with staff to engage community organizations, leaders, and constituents with information and tools to be able to participate in the redistricting process. This could include public forums, mapping worksheets, etc.. Our team will take all submitted materials, whether they be sophisticated maps, hand drawings, or written statements and convert them into a standard format that can be accessed by the Board of Supervisors, and other members of the public.*
- *Draft Maps: once the public has engaged, our team will produce several draft maps utilizing the feedback received from the public for the board to consider and deliberate on.*
- *Final Maps: after the consideration of draft maps, we will work with staff to finalize a map proposal, present the proposal to the board and when approved, work with staff to transmit the final maps to the County Registrar of Voters.*

Data

The first step in beginning the redistricting process is providing county staff with the dataset we will use for mapping. We will create the GIS files that

outline the boundaries of the county and will match those boundaries to census blocks utilizing the Census Bureau’s TIGER files. Then, we will incorporate P.L. 94-171 files (2020 census results) along with additional data on prison redistribution figures from the California Statewide Database. We also will incorporate any additional local data that may be necessary and could be helpful in identifying communities of interest. These could include other jurisdictional boundaries, environmental data, health data, etc.

Community Engagement

The first step of public engagement will be to solicit input and proposals from the public in identifying “communities of interest.” Communities of interest are essentially groups of residents that share some sort of similarity, whether it be social, racial, economic, etc. By defining communities of interest and identifying their geographic makeup, we can set the foundations for the communities that the new district boundaries will represent. Engaging the public in defining communities of interest can happen through online forms, hard copy materials, or public forums and meetings.

As we move further into the redistricting process, we will engage the public to directly solicit suggested maps and provide worksheets/materials that allow them to produce maps.

Finally, it will be critical to provide the public with opportunities to comment on and engage with draft maps that the board is considering. Our team will ensure that public testimony received during the map consideration process is incorporated into any action taken by the board.

The Fair Maps Act requires cities and counties to conduct five hearings to solicit community engagement before adopting maps. Our proposal is to hold these five hearings in compliance with the Act.

Draft Maps

Once preliminary public engagement has concluded, we will seek direction from your Board of Supervisors to draw draft maps based on priorities outlined by the board and guided by public testimony and map submissions. There are

many forms that this could take, based on how your board would like to proceed. The board could chose to specify themselves how they would like draft maps to look or the board could identify community submitted maps that they would like to use as a starting point for discussion.

Our team will present these options to the board and then produce the draft maps based on their input. These drafts will be provided in several different formats including a basic PDF version that can be included in agenda materials and posted on the county's website, a digital version that is interactive and available online for people to engage with at a high level of detail, and the shape file for use by GIS and mapping professionals.

Final Maps

Once the public has been thoroughly engaged, we will present a final map to the Board of Supervisors with a detailed explanation of the process leading to the maps development and the many considerations of the particular map. Our final map proposal will include documentation from the public meetings held, PDF versions of the final map, GIS shape files for county elections staff, and a Metes and Bounds legal document describing the boundaries.

With approval by the board, we will work with county elections staff to transmit the maps for use in future elections. We will also work with county staff to produce materials accessible to the public that illustrate the new district boundaries. Redistricting Insights will be available on a continuing basis to make any technical changes to the map files and provide additional versions as necessary.

Additional Options

Redistricting Insights recognizes that no single approach to redistricting works in every single community in California. As such, we approach our projects with flexibility and the option to customize your county's redistricting plan in a way that works better for your community. Such options include:

- Additional hearings, either for map drawing or pre-map drawing community of interest development

- Paid advertising efforts that could include print, digital, TV, or radio efforts to generate engagement
- Online mapping tools for the public to use to propose their own maps

These options would come at an additional price not included in the cost of this proposal.

Timeline

There are many variables at the moment with regards to when census data will be made available to jurisdictions for redistricting and thus when the map drawing process can begin. The below timeline is completely flexible and may be adjusted as the calendar develops. The other unknown piece of this timeline is whether these hearings will be able to be conducted in-person. Our team is equipped for either in-person and virtual hearings and will work with staff to make that determination.

Phase 1:

- Meet with county staff and develop a custom plan for King County's redistricting.
- Schedule/develop materials for the first two public hearings.
- Begin marketing the first two public hearings and inviting community groups/interested parties.

Phase 2:

- Public Hearing #1: includes a presentation to members of the public that overviews the redistricting process, includes a training to the public on the tools available to engage in this process, and includes an explanation of communities of interest and an invitation for community members to identify communities of interest.

Phase 3:

- Public Hearing #2: focus on communities of interest and soliciting input that the public would like staff to consider in the development of draft maps, includes the opportunity for the public to submit communities of interest as well as draft maps.
- Board of Supervisors will provide input to Redistricting Insights on what they would like to see included in the draft maps.
- Redistricting Insights will prepare draft maps.

Phase 4:

- Public Hearing #3: Public input on draft plans with any input from the Board of Supervisors. Draft maps will need to be posted seven days prior to hearing.
- Board of Supervisors will narrow the drafts down to two options and provide input to Redistricting Insights on what they would like to see revised in the final two draft maps.
- Redistricting Insights will revise the draft maps.

Phase 5:

- Public Hearing #4: Public input on which two remaining options are most ideal.
- Board of Supervisors will chose a final map and provide input to Redistricting Insights any final changes they would like to see made.

Phase 6:

- Public Hearing #5: Public input on final maps. Board of Supervisors adoption of final plan.
- Redistricting Insights will transmit the final maps to the County Registrar of Voters.

Costs

The cost of this project includes the software and licensing required for mapping, as well as the services described in this proposal:

- Dataset creation/management
- Community outreach
- Mapping services
- Technical support
- Public hearing coordination

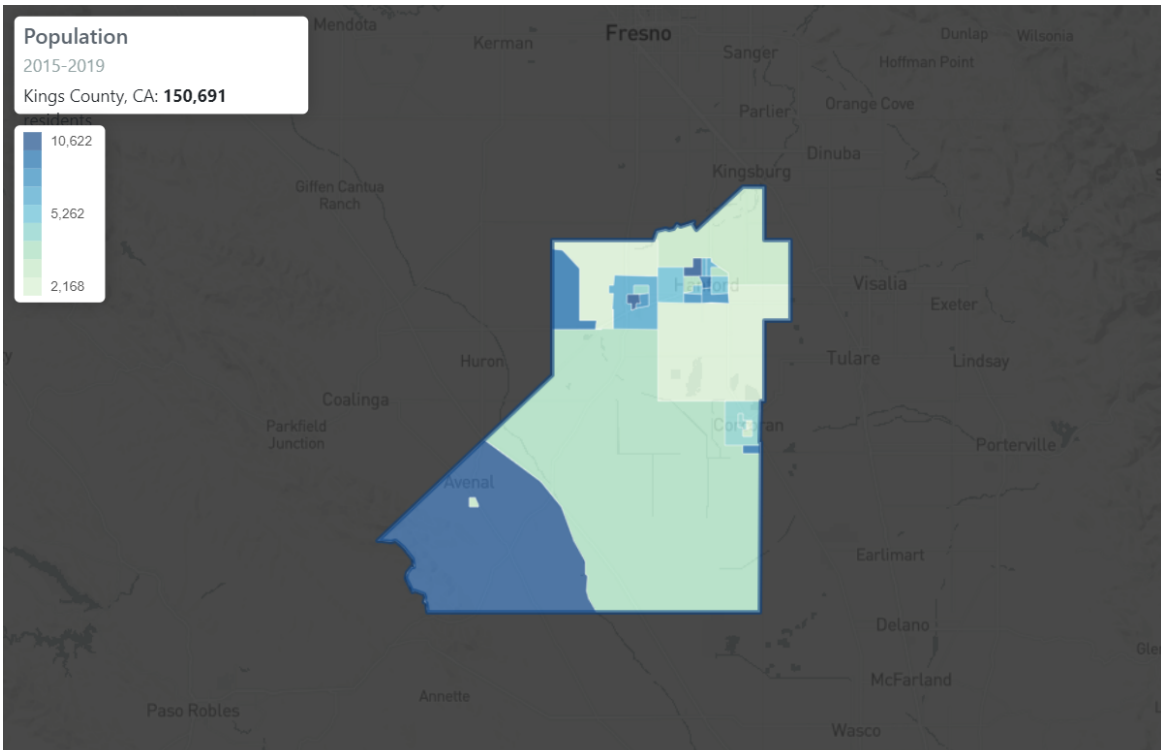
Cost: \$40,000

Preliminary District Analysis

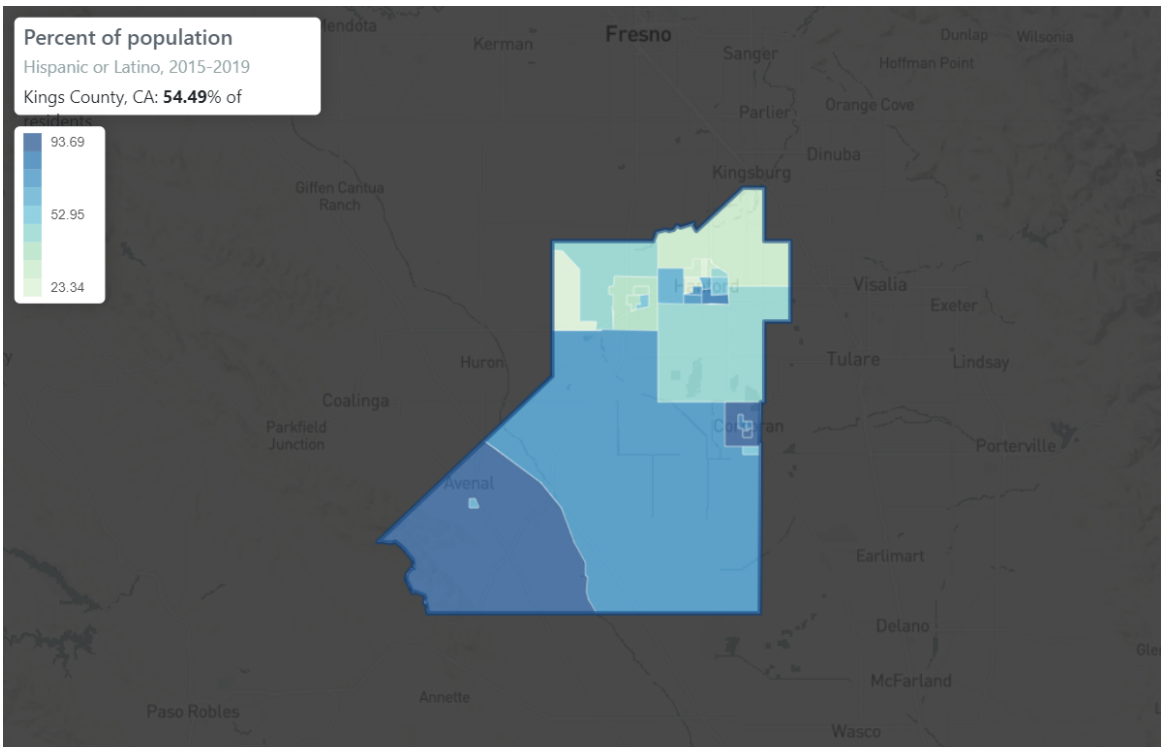
To give county staff an idea of current population dynamics in Kings County, our team prepared the following maps highlighting population density, racial demographics, high school graduation rates, and public health condition. These dynamics could certainly be used to craft communities of interest arguments. Understanding the demographic makeup of your county is critical in ensuring compliance with the California Voting Rights Act.

The data utilized in the following maps is from American Community Survey results from 2019.

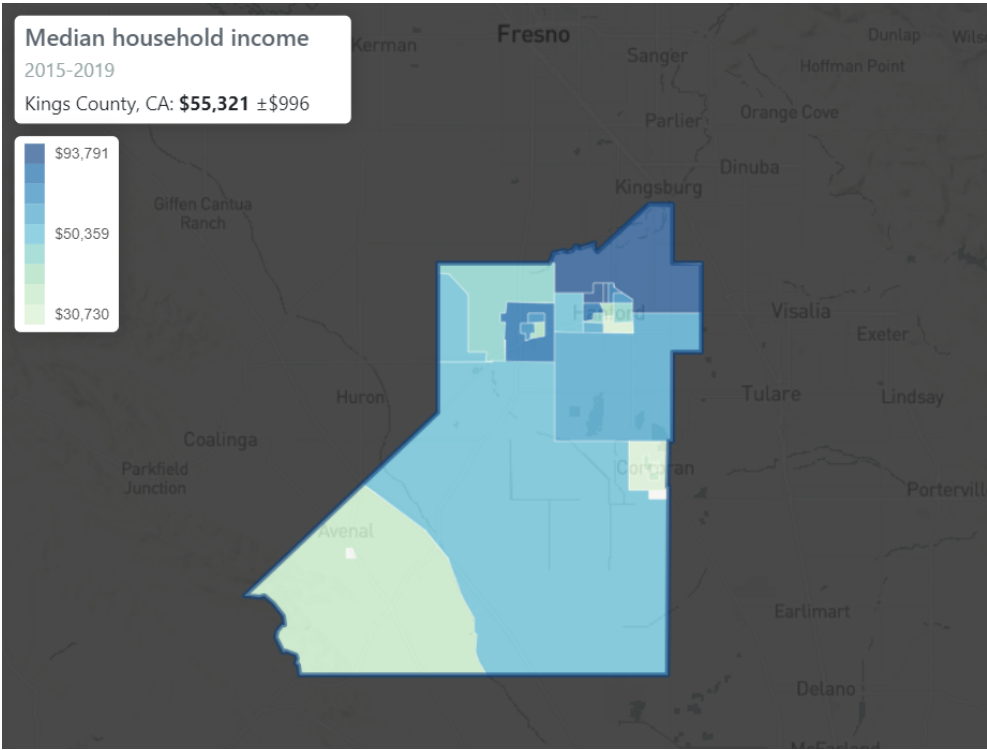
Population Density



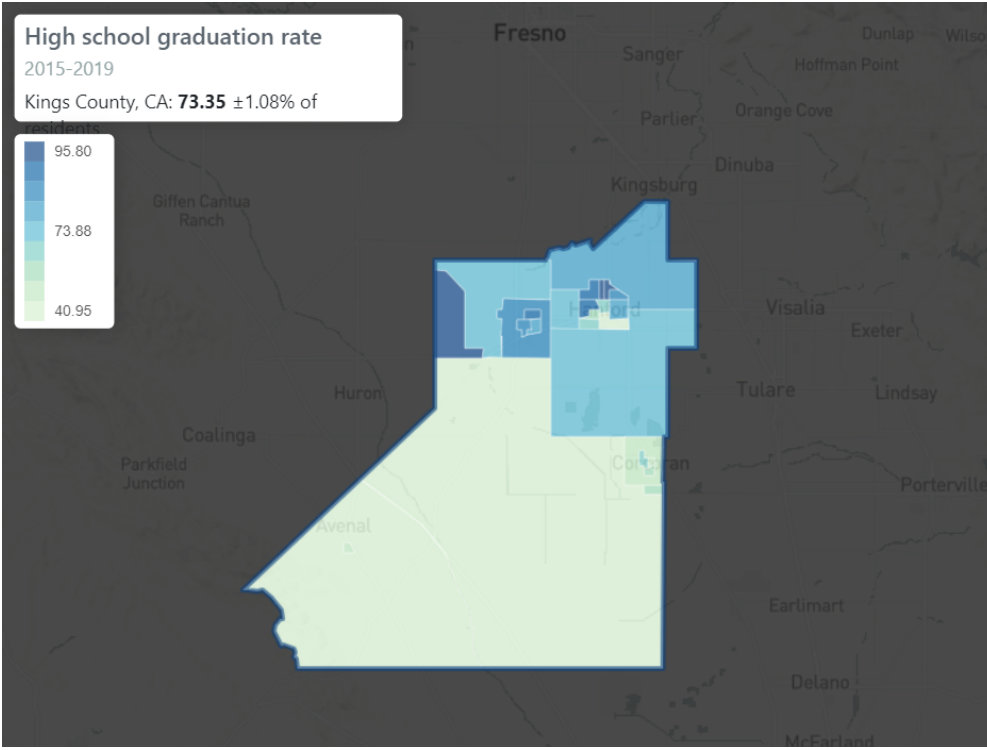
Hispanic/Latino Population



Household Income



High School Graduation Rate





National Demographics Corporation

A Proposal to
County of Kings
for Demographic Services

By National Demographics Corporation
Douglas Johnson, President

February 25, 2021
Revised March 2, 2021



National Demographics Corporation

February 25, 2021

Diane Walker Freeman
Deputy County Counsel
County of Kings
1400 W. Lacey Blvd., Bldg #4
Hanford, CA 93230

Dear Ms. Freeman,

Thank you for the opportunity to provide this proposal to Kings County. NDC has more than 40 years of experience districting and redistricting hundreds of cities, school districts and other local jurisdictions across California, including Lemoore, Visalia, Tulare, Porterville, Wasco, Kingsburg, Reedley, Sanger, and numerous school and special districts throughout the region (a full client list is available at www.ndcresearch.com/clients/). We welcome the opportunity to bring the firm's expertise and skills to assist the County.

For each project, there are certain required basic elements, and there are several options that the County can include or leave out at its option. NDC carefully tailors each project to the needs and goals of the individual client partner. NDC also welcomes the opportunity to work with our clients to encourage public participation in this process, as we offer several tools developed specifically for public engagement in districting and redistricting.

The attached proposal consists of a brief introduction; specific proposed project elements and options; timeline and cost information; conclusion; and signature section. This proposal focuses on NDC performing the work directly – if the County prefers to just have NDC act as an advisor to County staff, NDC is happy to do so at hourly rates listed under “Additional Analysis,” or to break up the different roles between NDC and County staff however the county prefers. NDC looks forward to working with you on this effort. Please call or email anytime if you have any questions, concerns, or requests regarding this proposal.

Sincerely,

Douglas Johnson
President

March 2 Revision: the only changes are reduced prices for the “Optional Elements” on page 26.



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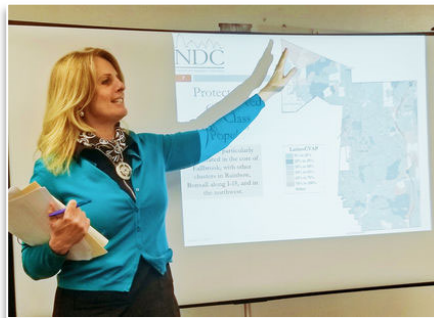


Brief History of National Demographics Corporation

NDC has served hundreds of local governments since our founding in 1979. While most of NDC's work is in California and Arizona, the firm has performed projects in all regions of the country, serving clients as varied as the States of Mississippi, Arizona, Florida and Illinois; Clark County (Nevada); the California counties of Merced, San Bernardino, and San Diego; the San Diego Unified School District; the City of Oakland; Yuma County (Arizona); the Arizona cities of Glendale, Mesa, Peoria, Phoenix, and Surprise; and relatively smaller jurisdictions such as the City of Bradbury and Clay Elementary School District.

The company is especially well known for its districting and redistricting work with local governments. NDC has established a reputation as the leading demographic expert on the California Voting Rights Act (CVRA), having performed demographic assessments of potential CVRA liability and/or moves to by-district elections for over 350 jurisdictions. No company has been responsible for addressing the electoral demographic needs of more local governments, as NDC has districted and/or redistricted more than 250 counties, school districts, cities, water districts, and other local jurisdictions.

Nationally recognized as a pioneer in good government districting and redistricting, NDC has unmatched expertise in the issues, questions, and decisions jurisdictions face in any discussion regarding districting, redistricting, the California and Federal Voting Rights Act and related election system choices.





Company Philosophy

Professionalism

NDC's personnel are nationally recognized as leaders in the districting field and are responsible for numerous books and articles on the subject. NDC possesses all the hardware and software necessary to meet the districting and redistricting needs of any jurisdiction, and its personnel have unmatched experience in the line-drawing side of this work, as well as in developing the databases used for these purposes. But more important are the firm's interpersonal skills and the team's understanding of the perspective of all parties in this process.

Partnership

In recognition of the vital role these groups play in informing and assisting their members, NDC is a sponsor of the California League of Cities, the California Special Districts Association, and we are currently finalizing our sponsorship of the California School Boards Association and the California Association of Counties.

For years, NDC has frequently appeared on panels organized by these organizations to share information with their members about the California Voting Rights Act, the Census, and the districting and redistricting rules and process.

NDC also assists the League of Cities and CSBA with negotiations and suggested language for legislation on districting/redistricting and the California Voting Rights Act.

Local Leadership and NDC's Non-Partisan Approach

NDC is an advisor and technical resource. The firm's role is to assist our clients in implementing our clients' goals and directions within the complicated demographic and legal constraints of the project. NDC shares its experience and expertise, but the final plan is selected by the jurisdiction's elected leaders, not NDC. The firm is sometimes criticized, usually by people from outside of the client jurisdiction, for not acting as an advocate or proselytizer for what these outsiders think is "right" for the client. But NDC team members are expert advisors, not proselytizers. NDC guides our clients through the process to a map that meets all legal requirements and the goals of our client – not the goals of outside critics. NDC welcomes the chance to assist each client through this process following the direction of the jurisdiction's elected leadership, key staff members, and the entire community.



National Demographics Corporation

A common question in many redistricting projects is whether there is any influence of any improper political bias on the process. NDC's four decades of success working for jurisdictions with all-Democratic leadership, jurisdictions with all-Republican leadership, and every possible combination in between, reflects our steadfast dedication to non-partisan service. At work, each of us puts our personal political feelings aside and focuses on implementing the policy goals and directions of our clients using NDC's non-partisan, professional and expert guidance regarding the requirements and options facing each client. We believe most of our clients would be hard-pressed to guess which NDC team members are registered as independents or with any political party, and we are proud to have satisfied customers and clients whose partisan leanings (even in their non-partisan local government offices) similarly cross the entire partisan spectrum.

Openness

Any change in election systems can have momentous implications for the distribution of political power in a jurisdiction and for access by groups and individuals to the governance process. Not surprisingly, such changes often attract considerable public attention, sometimes generate intense controversy, and may draw charges of manipulation and abuse of power. It is crucial, therefore, that the jurisdiction establish, at the beginning, a process that is not only fair, but that is seen to be fair, to all contending groups and individuals.

Public Engagement

NDC pioneered the "transparent districting" approach that involves the public at every stage of the process and the company invented the "public participation kit" back in 1990. But NDC's most valuable service is the firm's experience transforming often contentious and passionate debates into thoughtful, constructive discussions focused on the options and outcomes rather than individual personalities. NDC also has considerable experience working with translators in public forums and providing materials in English and Spanish.

NDC's approach has been widely praised in the media, and NDC has worked extensively with all types of press including radio, television, newspaper, and new media.



Project Software

NDC uses Caliper Corporation’s Maptitude for Redistricting software for processing public map submissions and drawing NDC’s draft maps and Board-directed revisions. Maptitude for Redistricting can open and use the standard “Shapefile” and “File Geodatabase” GIS data formats, and Maptitude for Redistricting can export all files to “Shapefile” and “File Geodatabase” formats.

NDC uses ESRI’s ArcGIS Online to present those maps for Board, Staff and Public review in an easy-to-use, interactive format. NDC also uses ArcGIS Pro for some specialized Geographic Information System (GIS) analysis; for opening and reviewing data received from clients or from other jurisdictions; and when needed for final map post-adoption processing for delivery to the jurisdiction and to the County Registrar. Microsoft PowerPoint is also used for many presentations, though NDC is currently experimenting with a possible move to ESRI’s “Story Maps” for some presentations.

NDC Approach to Public Engagement

The Three E’s of Public Participation: Engage, Educate, and Empower

NDC’s “Three E’s” approach recognizes the complex and daunting nature of districting and redistricting projects, while emphasizing the importance of public participation in such projects.

Given the complexity of the issue, the public cannot be expected to jump in with constructive ideas and input without encouragement. So NDC’s approach begins with the first “E”: **Engage**. NDC works with our clients to get the word out about why the project matters – and how input from residents can be a decisive element of the project.

Once their interest is engaged, the second “E” is **Educate**. Most media coverage of this topic focuses on congressional gerrymandering, giving the entire field a tainted and hopeless feel. NDC works with our clients to explain how local districting and redistricting is based on neighborhoods and communities – not national politics. We educate the public on the data, requirements and goals of redistricting, and on the many options residents have to formulate and share their own maps or other constructive input.

The third “E” is **Empower**. For those projects where the level of public interest and engagement justify the expense, NDC offers an unmatched array of paper, Excel-based, and online mapping tools that residents can use to draw detailed, population-balanced maps for consideration by the jurisdiction.

When included in a project, NDC has seen considerable public interest in these optional public participation tools. Often five, ten or even twenty or thirty draft maps are proposed by community residents. And NDC developed a highly refined and proven methodology for efficiently guiding our clients through selecting and refining a map, even when starting from 10, 20, 30 or more initial draft maps.

For those jurisdictions where the expense of the optional mapping tools is too high, NDC always welcomes any letters, comments, or hand-drawn maps that residents wish to submit during the districting or redistricting process.

For every project, at no extra expense, NDC includes an online “interactive review map” that allows residents to analyze draft maps zooming in and out, searching for specific addresses, and by changing between street maps, satellite images, and other underlying base maps.

Samples of these tools are shown on the following pages, and additional details on each of them appears later in this proposal.

Sample Public Participation Mapping Tool

Public Participation Kit

Each number indicates the total population of that "population unit" area. Each district must have essentially equal population.

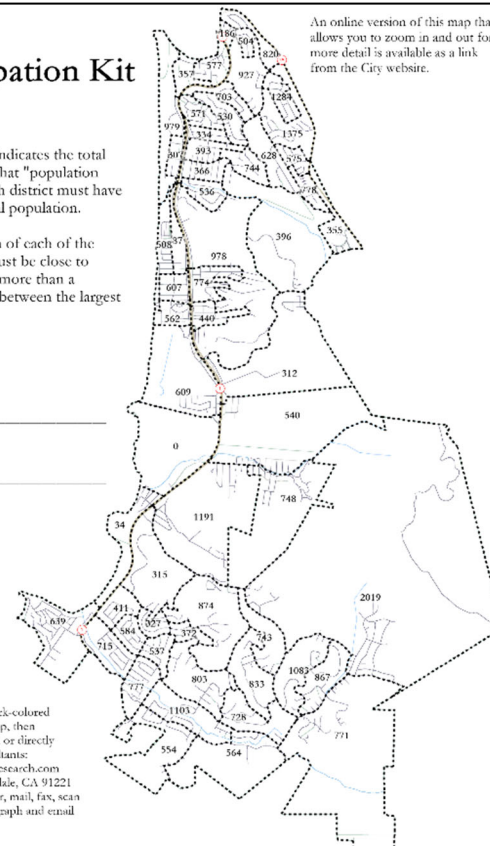
The population of each of the five districts must be close to 7,447, with no more than a 745 difference between the largest and smallest.

Name: _____

Phone or email: _____

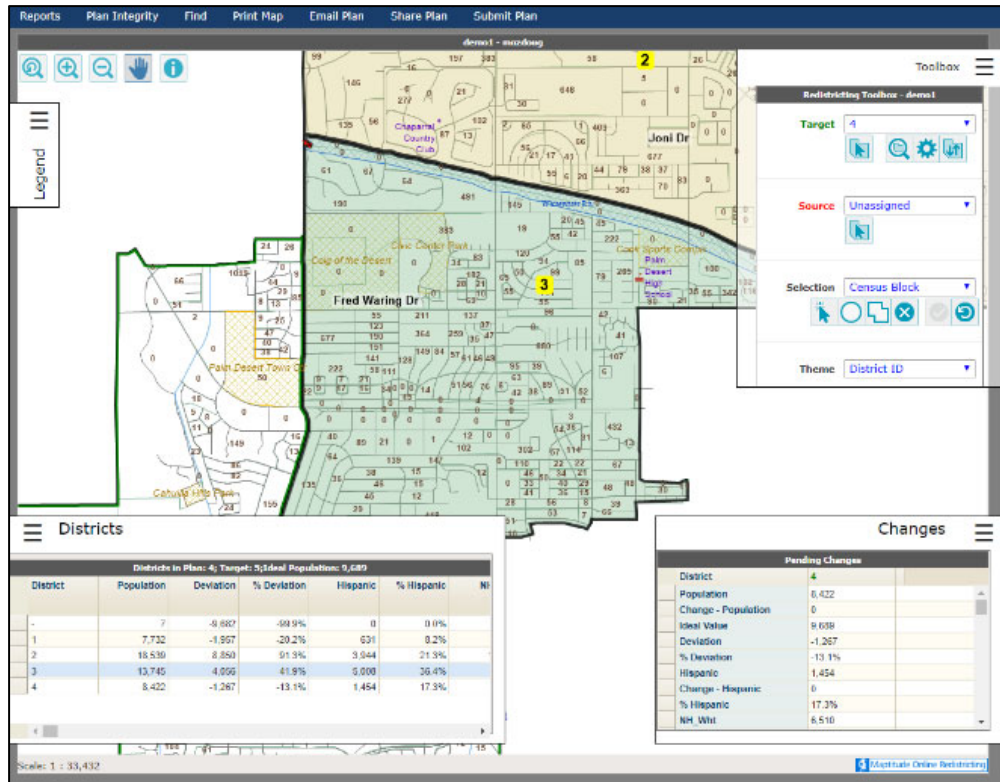
Please use a thick dark-colored pen to draw your map, then submit it at City Hall or directly to our project consultants:
 Submission@NDCresearch.com
 P.O. Box 5271, Glendale, CA 91221
 You can hand-deliver, mail, fax, scan and email, or photograph and email your map.

An online version of this map that allows you to zoom in and out for more detail is available as a link from the City website.

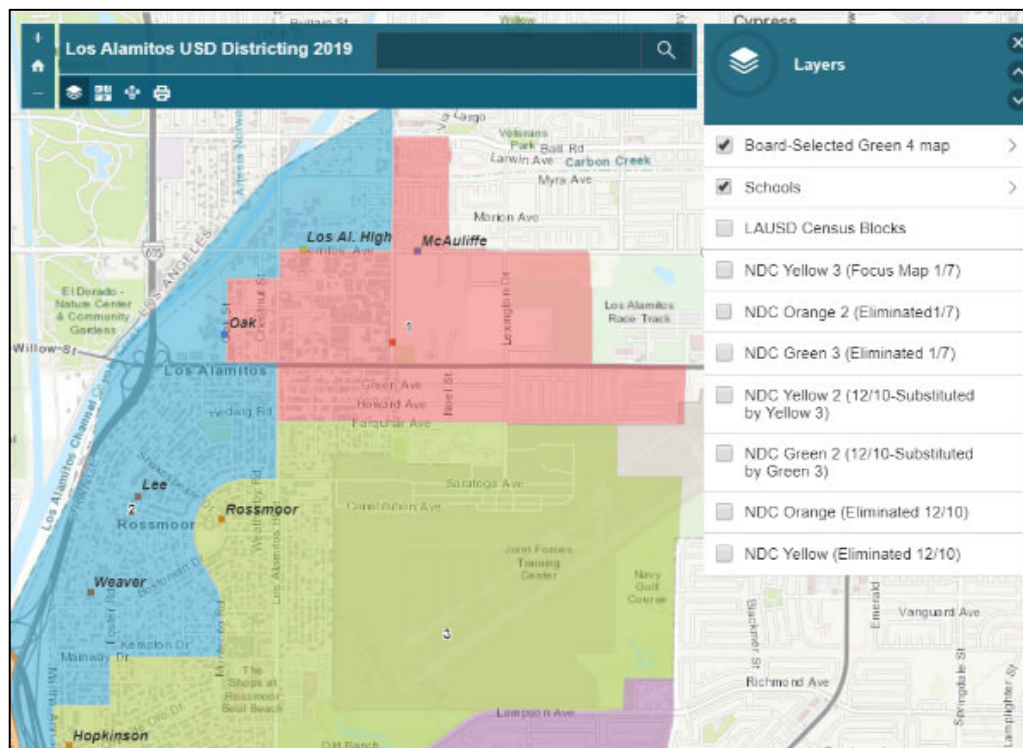


National Demographics, October 8, 2018 #2016 CALIPER

Sample Online Mapping Tool



Sample NDC “Interactive Review Map”
(used to view and evaluate, not to draw, maps)





The NDC Team

NDC's 40 years of service to local governments is grounded in our academic founding and decades of professional relationships with all forms of local governments. Each NDC team member has been extensively trained in the legal requirements, demographic details, and complicated personal and community interests involved in every districting and redistricting project. And every NDC team member has been briefed on the wide range of unusual and bizarre challenges NDC has encountered over our more than 250 successfully completed local government projects. Whatever question or situation arises, your NDC team can handle it.

NDC President Dr. Douglas Johnson leads all team training and closely monitors the progress of every client project. NDC President Dr. Johnson and Vice President Dr. Levitt are always available to all clients, and typically are personally involved whenever particularly unusual or complex situations arise. And each NDC project has an NDC Consultant or Senior Consultant as a primary point of contact to ensure seamless information flows and continuity. All NDC project leaders are a fully trained Consultants or Senior Consultants with years of experience working with local government elected leadership and top staff members. Each NDC team leader brings their personal expertise in demographics, city governance, school district governance and/or special district management to every project. And each team leader has particular expertise and focus in specific geographic areas. All team members resumes are available on www.ndcresearch.com/about-us/.

NDC Current Organization Chart

NDC President	Douglas Johnson, Ph.D.
NDC Vice President	Justin Levitt, Ph.D.
Senior Consultants	Shalice Tilton Robert McEntire, Ed.D. Jeff Tilton, Ed.D.
Consultants	Kristen Parks Daniel Phillips, Ph.D. Shannon Kelly Jeff Simonetti Todd Tatum Ivy Beller Sakansky Douglas Yoakam
Records Manager	Michele Lewis

Recognition of NDC's Expertise

Both national and local organizations have recognized NDC's unmatched experience and expertise in the Census, districting, and redistricting.

National Recognition

Nationally, the National Conference of State Legislatures hosted NDC as a panelist at five different forums held for state legislators and legislative staff from across the country. NDC President Douglas Johnson addressed these forums on the following topics:

1. *Citizen Voting Age Data from a line-drawer's viewpoint*
2. *Communities of Interest in Redistricting: A key to drawing 2011 plans (and for their defense)*
3. *The Key to Successful Redistricting*
4. *Communities of Interest In Redistricting: A Practical Guide*
5. *The Arizona Independent Redistricting Commissions' experiences with the first-ever independent redistricting*

In addition:

- The National League of Women Voters hosted NDC President Douglas Johnson at a 2006 conference on “Building a National Redistricting Reform Movement,”
- Texas Tech University hosted Dr. Johnson as a panelist at its “Symposium on Redistricting;”
- The Arizona League of Cities and Towns hosted Dr. Johnson as a panelist on “Redistricting Law and the Voting Rights Act: What It Means for Your City or Town in 2011” and
- The Arizona Bar Association hosted Dr. Johnson as a panelist on “Communities of interest and technology in redistricting.”

California League of Cities Recognition

The California League of Cities hosted NDC as panelists over a dozen times to date:

- General Meeting panel: 2006 and 2015
- Executive Forum panel: 2018 and 2020
- City Clerk Department panel: 2014, 2017, 2018, twice in 2019, and 2020
- City Manager Department panel: 2015 and 2019
- City Attorney Department panel: 2018



Inland Empire Chapter presentation: 2016
 South Bay Chapter presentation: 2020 and 2021

Recognition by Additional California Organizations

Other California organizations and conferences since 2011 recognizing NDC’s expertise in this field include:

2020	California County Counsel Assoc.	2021 Redistricting - What Local Government Attorneys Need to Know
2020	“Voice of San Diego” Politifest	Redistricting--What it means for our community
2020	County Committee Secretaries Annual Summit	The California Voting Rights Act
2020	Rose Institute of State and Local Government	2021 Redistricting: New Rules for California Local Governments
2020	California Special Districts Association	California Voting Rights Act Challenge Factors
2020	Associated Cities of California – Orange County	2021 Redistricting: The Rules have Changed
2020	California Municipal Law Conference	Municipal Redistricting in 2021: New Rules of the Road
2019	California Association of School Business Officials	Transitioning to By-Trustee-Areas Elections
2019	USC City/County Fellowship Program	The Challenges of Municipal Election Districts
2019	California Special Districts Association	District Elections and the California Voting Rights Act
2018	California Special Districts Association	Converting From At-Large to By-District Elections Under the California Voting Rights Act
2018	Riverside County Bar Assoc.	Redistricting and the California Voting Rights Act
2018	California School Board Assoc.	Voter Districts: The Link Between Strong Community Engagement and a Successful Process



2017	California School Board Assoc.	15 Years with the California Voting Rights Act: Lessons Learned and Challenges Ahead
2017	UC's National Public Service Law Conference	Moderator, "Voting Rights 101"
2016	Los Angeles County School Business Officials	CVRA: What CBO's Need to Know
2016	Los Angeles County School Trustees Assoc.	The CVRA: What School Board Members Need to Know
2015	Associated Cities of California – Orange County	The California Voting Rights Act
2015	California School Board Assoc.	The California Voting Rights Act: What Board Members Must Know
2015	Los Angeles County School Boards Assoc.	CVRA & Districting: The Demographer's Perspective
2011	Channel Cities Club	Lunch Keynote: "California's next experiment: independent, public redistricting"

Trusted Advisor to Local Government and Redistricting Reform Groups

NDC acted as an informal advisor to the California League of Cities and the California School Board Association during the debate over the AB849 "FAIR MAPS Act" in 2019.

NDC acted as an informal advisor to the California League of Cities during the debate over AB1276 (revising the FAIR MAPS Act provisions) in 2020.

NDC provided ideas, advice, maps and research to the 2008 Common Cause-led coalition that drafted and successfully advocated for Proposition 11, which created California's State-level Independent Redistricting Commission.

Advisor to Charter Review Commissions on Redistricting Provisions

NDC advised the following groups on the redistricting and voting rights provisions of their charter revisions and ordinances:

2016	City of El Cajon charter revision and public education outreach
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2015/16	Castaic Lake Water Agency and Newhall County Water District merger
2015/16	City of Corona Charter Revision
2011/12	Pasadena Unified advisor to Charter Revision Commission creating a redistricting commission and moving District to by-district elections
2009/10	City of Menifee advisor to by-district-elections ordinance language committee
2006-08	City of Modesto advisor to Charter Revision Commission creating an independent redistricting commission and public education outreach
2003	City of Goleta ordinance writing and public education outreach

Expert Witness and Litigation Consultant

NDC President Douglas Johnson served as an expert witness in the following election and redistricting law cases:

2020	Chestnut v Merrill (Alabama)
2019	City of Redondo Beach vs State of California
2019	Ruiz-Lozito vs West Contra Costa Unified School District
2019	Common Cause v Lewis (North Carolina)
2018	Phillip Randolph Institute v Smith (Ohio)
2018	League et al. v. Johnson (Michigan)
2017	Luna v County of Kern
2018	Covington v State of North Carolina
2016	Garrett v City of Highland
2015	Jamarillo v City of Fullerton
2015	Harris vs Arizona Independent Redistricting Commission
2015	Solis v Santa Clarita Community College District
2015	Jauregui et al vs City of Palmdale
2014	Diego v City of Whittier

NDC Staff also served as litigation consultants for jurisdictions in the following California Voting Rights Act cases:

- | | |
|--------------|---|
| 1. Anaheim | 7. Santa Clarita |
| 2. Carson | 8. Whittier |
| 3. Compton | 9. Santa Clarita Community College District |
| 4. Escondido | 10. Tulare Health Care District |
| 5. Modesto | |
| 6. Poway | |

NDC Testimonials

Here is a sampling of what people have to say about NDC:

“Our decision to work with National Demographics came out of our extraordinary city-wide success in 2015 with their work designing the original districts. I think anyone who participated in that process realized that the technical solutions they created opened access to literally dozens of people creating their own maps and it created a vibrant process.”

Santa Barbara City Attorney Ariel Calonne

“Here's a great expert. . . . today you bring him in for what sounds like good information, very smart man up here.”

United States Fourth District Court Judge James A Wynn, Covington v North Carolina, United States District Court for the Middle District of North Carolina, Case No. 1:15CV399

“I have worked on Congressional, Legislative, Los Angeles County and Los Angeles City redistricting maps on behalf of the Latino Caucus and grassroots Latino organizations for over 30 years. Douglas Johnson is one of the top redistricting experts in California, and he is who I would pick to draw a map for me anywhere in the state.”

Alan Clayton, retired Executive Director of the Los Angeles County Chicano Employees Association

“The excel spreadsheet is a fantastic tool. Just plug in the letter by district and on the tab see a running total of population by assigned district. It's cool.”

Modesto resident's comment, June 16, 2008

“One of the first, and in retrospect one of the best, decisions made by our commission was to hire Douglas Johnson and his colleagues at National Demographics Corporation as our primary consultants. I have never had the opportunity to work with a more highly qualified, hard-working, dedicated, professional and classy individual or group than Mr. Johnson and his associates at NDC.”

Jim Huntwork, Arizona Independent Redistricting Commissioner
(Republican)



National Demographics Corporation

“In addition to his technical expertise, Doug had a keen sense of how to help us navigate the complexities of the process. He understands redistricting better than any person I know. He has a unique ability to synthesize that which is very complicated and make it very understandable for the public. He frequently would present various options, without representing any position, clearly delineating differences and challenges of each option in a clear and succinct manner.”

Josh Hall, Arizona Independent Redistricting Commissioner (Democrat)

“It was a great pleasure to work with Doug Johnson and NDC during the first Independent redistricting effort in Arizona. Doug and his staff were professional, efficient, responsive, and even-handed. They listened very carefully to the instructions given by the commission and performed each mapping task without bias of any kind. I would highly recommend NDC to any jurisdiction, or commission, wishing to have a successful redistricting process.”

Steven W. Lynn, Chair, Arizona Independent Redistricting Commission (Independent)

“Thank you for all of your hard work, assistance, and patience with me during this year of CVRA conversion to by-area trustee elections. Your continual reassurance and support in dealing with all of the details was sincerely appreciated. We all have jobs to do, but when working with all of you I felt that you always went the extra mile to support our District with excellent customer service. The multiple revisions, extra conference calls, and follow up suggestions made a difference to Scott, Linda, and me. I personally enjoyed joking around with each of you while remaining professional in all presentations. It was a pleasure working with all of you. “

Jennifer Williams, Ed. D., Fullerton Joint Union High School District, Executive Director Administrative Services

“Thank you for taking time out of your busy schedule to participate in the City Official Roundtable I hosted on the 2020 U.S. Census at the Redondo Beach Performing Arts Center. I appreciate that you shared your expertise on the Census to the government officials who were present. It is critical that we work together to ensure that everyone is counted in the upcoming Census.”

Ted W. Lieu, Member of Congress, California 33rd District.



Impeccable References

All of NDC's former clients – without exception – can be contacted for references. The following is only a sample of references:

Mr. Graham Mitchell. City Manager. City of El Cajon. 200 Civic Center Way. El Cajon, CA 92020. (619) 441-1716. GMitchell@cityofelcajon.us.

Mr. Jason Stilwell. City Manager. City of Santa Maria. 110 E. Cook Street. Santa Maria, CA 93454-5190. (805) 925-0951 ext. 2200. jstilwell@cityofsantamaria.org.

Mr. Marcus Walton. Communications Director. West Contra Costa Unified. 1108 Bissell Ave., Room 211-215. Richmond, CA 94801. 510-205-3092. mwalton@wccusd.net.

Mr. Jonathan Vasquez. Superintendent. Los Nietos School District. 8324 S. Westman Ave., Whittier, CA 90606. (562) 692-0271 Ext. 3212 jonathan_vasquez@lnsd.net.

Ms. Jennifer Fitzgerald, Mayor, City of Fullerton. 303 W. Commonwealth Avenue. Fullerton, CA 92832. (714) 402-3106. jennifer@curtpringle.com.

Mr. James Atencio. Assistant City Attorney. City of Richmond. 450 Civic Center Plaza. Richmond, CA 94804. 510-620-6509. James_Atencio@ci.richmond.ca.us.

Ms. Isabel Montenegro. Administrative Assistant. Inglewood Unified. 401 South Inglewood Avenue, Inglewood, CA 90301. 310-419-2799. imontenegro@inglewood.k12.ca.us.

Ms. Pam Abel. Superintendent. Modesto City Schools. 426 Locust Street. Modesto, CA 95351-2631. (209) 574-1616. able.p@mcs4kids.com.

Mr. Darrell Talbert. City Manager. City of Corona. 400 S Vicentia Avenue. Corona, CA 92882-2187. 951.279.3670. Darrell.Talbert@ci.corona.ca.us.

Mr. David Silberman. Deputy County Counsel. San Mateo County. 400 County Center. 6th Floor. Redwood City. CA 94063. 650-363-4749 dsilberman@smcgov.org.

Judge Hugh Rose (retired). Chairman. City of Modesto Districting Commission. 508 King Richard Lane. Modesto. CA 95350. Phone (209) 522-0719. Email: hrose@hotmail.com.

Ms. Lucinda Aja. City Clerk, City of Buckeye, Arizona. 100 N Apache Rd, Suite A, Buckeye, AZ 85326. Phone (623) 349-6007. Email: laja@buckeyeaz.gov.

Summary Scope of Work

NDC tailors each project to the needs and goals of each jurisdictions. Below is a typical NDC-suggested timeline and description of project elements.

The dates provided below are general guidelines and will vary according to the goals, project choices, and deadlines of each jurisdiction.

March - May	Project Planning and decisions on public mapping tools, whether to use a commission, and other project options. Begin project communications and outreach.
May – September	Any mapping tools prepared with preliminary population data; initial pre-draft-map hearing(s) held.
October - November	Census data received and processed; draft maps prepared, considered, and revised (in hearings and, if desired, less formal public workshops)
November – December	Final plan revisions made and plan adopted and implemented.

Detailed Project Scope of Work

March – May, 2021: Project Planning and Initial Outreach

- a. NDC works with the jurisdiction to prepare a detailed project timeline of expected outreach efforts, public forums, formal hearings, draft map dates, and final map adoption dates.
- b. NDC works with the jurisdiction staff (or contract specialized outreach staff – see notes below about that option if interested) to prepare a project outreach plan for all steps of the process covering target audiences, contact lists, social media efforts, any potential postcard mailings, utility bill inserts, flyers for distribution at schools, media briefings, and community group contacts.
- c. Decide what public mapping tool(s) to provide, if any.
- d. Decide whether to use a commission.
- e. Create the project website: NDC will provide advice and text for the jurisdiction’s website, or as an optional project element NDC will build a



project website that the jurisdiction can simply link to from the jurisdiction site.

- f. NDC will work with jurisdiction and County Registrar staff to confirm GIS boundaries and to identify and include in our redistricting database any available GIS data that NDC and the jurisdiction identify are likely to be useful as mapping references for NDC, the public, and for the jurisdiction.
- g. Project outreach begins with initial alerts and ‘invitations to participate’ sent out to the general public, to overlapping jurisdictions, and to community organizations.

May – September, 2021: Initial Data Analysis and Initial Hearings / Forums

- h. NDC prepares total population estimates for use in initial hearings and any public mapping tools.
- i. NDC adds socio-economic data from the Census Bureau’s American Community Survey to the state demographic data.
- j. NDC matches the demographic database to the existing election areas.
- k. NDC prepares a report regarding the demographics and compliance with state and federal criteria of the existing election areas, including maps of “protected class” population concentrations and other socio-economic data often referenced in redistricting (such as income, education levels, children at home, language spoken at home, renters / homeowners, and single-family / multi-family residences).
- l. NDC report is circulated to the jurisdiction and into the project outreach messaging.
- m. Hearings / Forums: NDC presents an overview of the redistricting laws and criteria, jurisdiction demographics, and the population balance of the existing election areas and their compliance (or possible lack thereof) with state and federal requirements.
- n. The project timeline and outreach plan are presented to the public for comments and feedback, along with a request to the public to provide guidance on what residents consider key neighborhoods, communities of interest, and other project-related regions in the jurisdiction.
- o. If the optional public mapping tools and/or Public Participation Kit are included in the project, their use is demonstrated to the public.



- p. If the optional public mapping tools and/or Public Participation Kit are included in the project, NDC provides email and phone support for any residents with questions regarding their use.
- q. If the optional public mapping tools and/or Public Participation Kit are included in the project, at the jurisdiction's option additional public forums on the use of those tools can be provided.
- r. Outreach efforts continue with messaging to the public, with special focus on community groups with an interest in the redistricting.

October – November, 2021: Draft Map Preparation and Review

- s. 2020 Census total population counts released and California Statewide Database completes “prison adjustments” of the data. Total population counts in outreach materials and mapping tools are updated with the official Census data.
- t. If the existing election areas are in compliance with state and federal rules and balanced, the jurisdiction decides whether to stop at this “Still Balanced” point or to continue with a standard redistricting.
- u. Outreach efforts continue with messaging reminding the public of the opportunity to provide written or mapped input on how the maps should be drawn and welcoming any maps residents with to submit.
- v. The public deadline for submitting any initial draft maps will be approximately seven days prior to the official deadline to post all draft maps online (to provide NDC time to process any draft maps received, and for NDC to develop our own two to four initial draft maps).
- w. All outreach channels are used to inform the public about the opportunity to submit draft maps and to encourage participation in the review of the upcoming draft maps.
- x. NDC processes all public draft map submissions, drafts NDC's draft maps, summarizes all of the draft maps. The maps, related demographics, and summaries are provided by NDC in web-friendly formats. These process maps are posted on the project website and on the NDC-provided interactive review map.
- y. At the jurisdiction's option, one or more informal workshops or public forums are held to gather residents' reactions to and preferences among the draft maps.



- z. The jurisdiction holds a hearing to review the draft maps, narrow down the list of initial draft maps, and provide direction on any desired new or revised maps.
- aa. Time provided for the public to submit any new maps and for NDC to provide maps based on the direction at the hearing. During this time, additional outreach is conducted to inform interested residents and community groups of the selected ‘focus maps’ and the remaining opportunities to participate in the process.

November – December, 2021: Map Adoption

- bb. Any new or revised maps, related demographics, and summaries are posted on the project website.
- cc. At the jurisdiction’s option, one or more informal workshops or public forums are held to gather residents’ reactions to and preferences among the remaining maps.
- dd. One or more hearings are held to continue the review and refinement of the focus maps and, ultimately, adopt the final map.
- ee. Outreach continues to inform residents and community groups of the progress of the project, opportunities for future participation, and, ultimately, which map is adopted.
- ff. Following map adoption, NDC coordinates map implementation with the County Registrar, informing the jurisdiction staff of the progress, any issues, and ultimate completion of that work.
- gg. NDC works with the jurisdiction staff to ensure preservation of all project data and records, including GIS-format versions of the adopted map.

Details of Optional Project Elements

Advisory or Independent Redistricting Commissions

NDC anticipates that many California jurisdictions will create advisory or independent commissions to manage the redistricting process. NDC welcomes the use of such commissions, and our pricing does not change for jurisdictions creating commissions. But the creation, training, operation and reporting of such commissions often leads to more meetings (and a resulting increase in the “per meeting” project expenses) than a traditional redistricting process conducted primarily by the jurisdiction’s elected leadership.

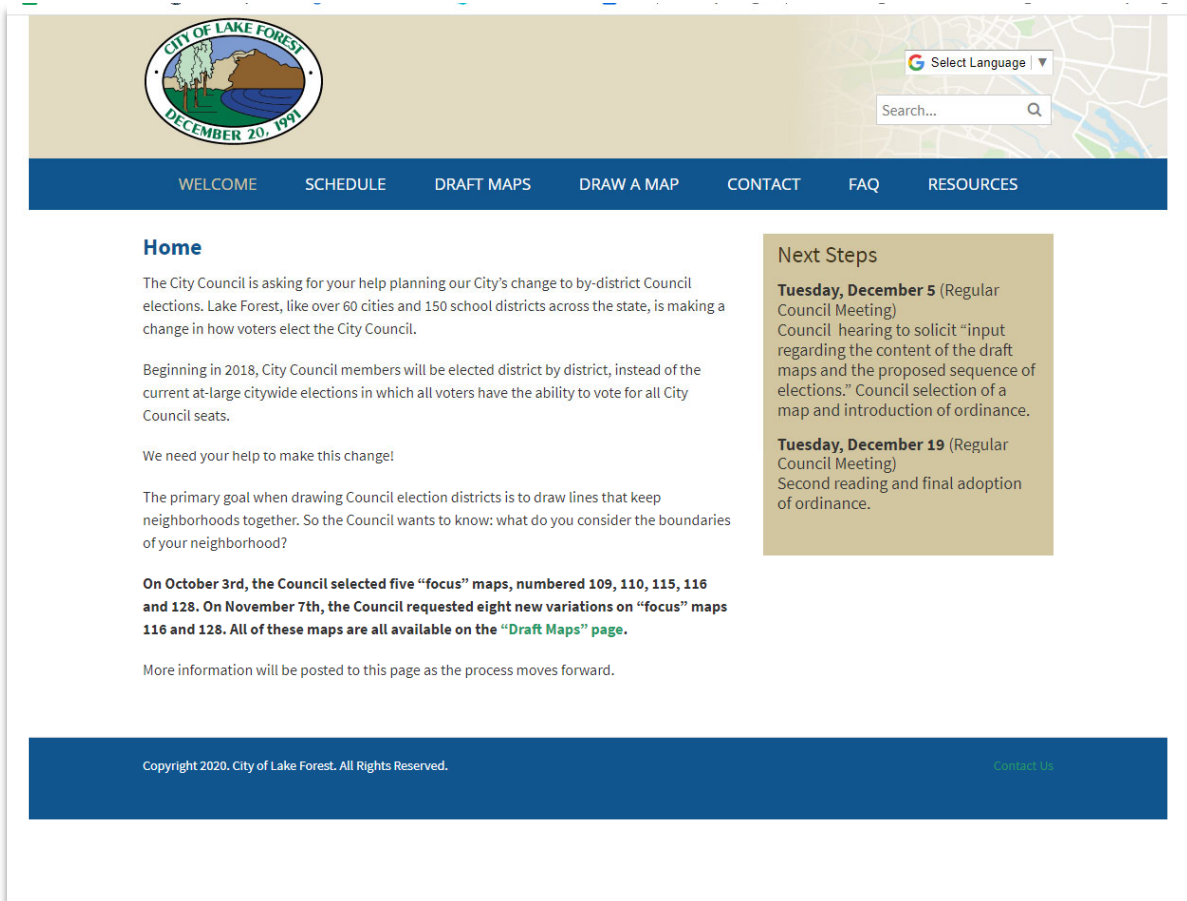
Outreach Assistance

NDC brings topical expertise to your jurisdiction’s outreach efforts, and NDC makes available to all clients our library of sample outreach materials including op-ed articles, postcards, utility bill inserts, flyers, and social media messages. NDC provides all of these materials along with our advice and input on outreach strategy and materials to any interested jurisdiction, but we do not have graphic artists to customize or design such materials in-house.

For larger-scale outreach efforts, especially where jurisdictions wish to send representatives out to regular meetings of existing community organizations, NDC typically works together with a jurisdiction’s in-house communications staff and/or with one or more outreach organizations. We often work with, and highly recommend, Tripepi-Smith, and some information on the services they offer is included at the end of this proposal. And we would be happy to work with any in-house team at the jurisdiction or with any firm or organization the jurisdiction selects. Many projects can be handled by a jurisdiction’s in-house or regular outreach and communications teams (with samples and topic expertise provided by NDC), but a number of jurisdictions seek supplemental outside communications assistance.

Project Website

NDC provides all project materials in website-friendly formats for posting on the jurisdiction’s website. At no cost, NDC will provide project website samples and website language for use on the jurisdiction’s project website. But for jurisdictions that prefer not to take on the challenge of creating and managing a rapidly-changing project website, NDC will create, host, and update project website (visit to see one such site – though note that site was created prior to passage of the new AB849 requirements).



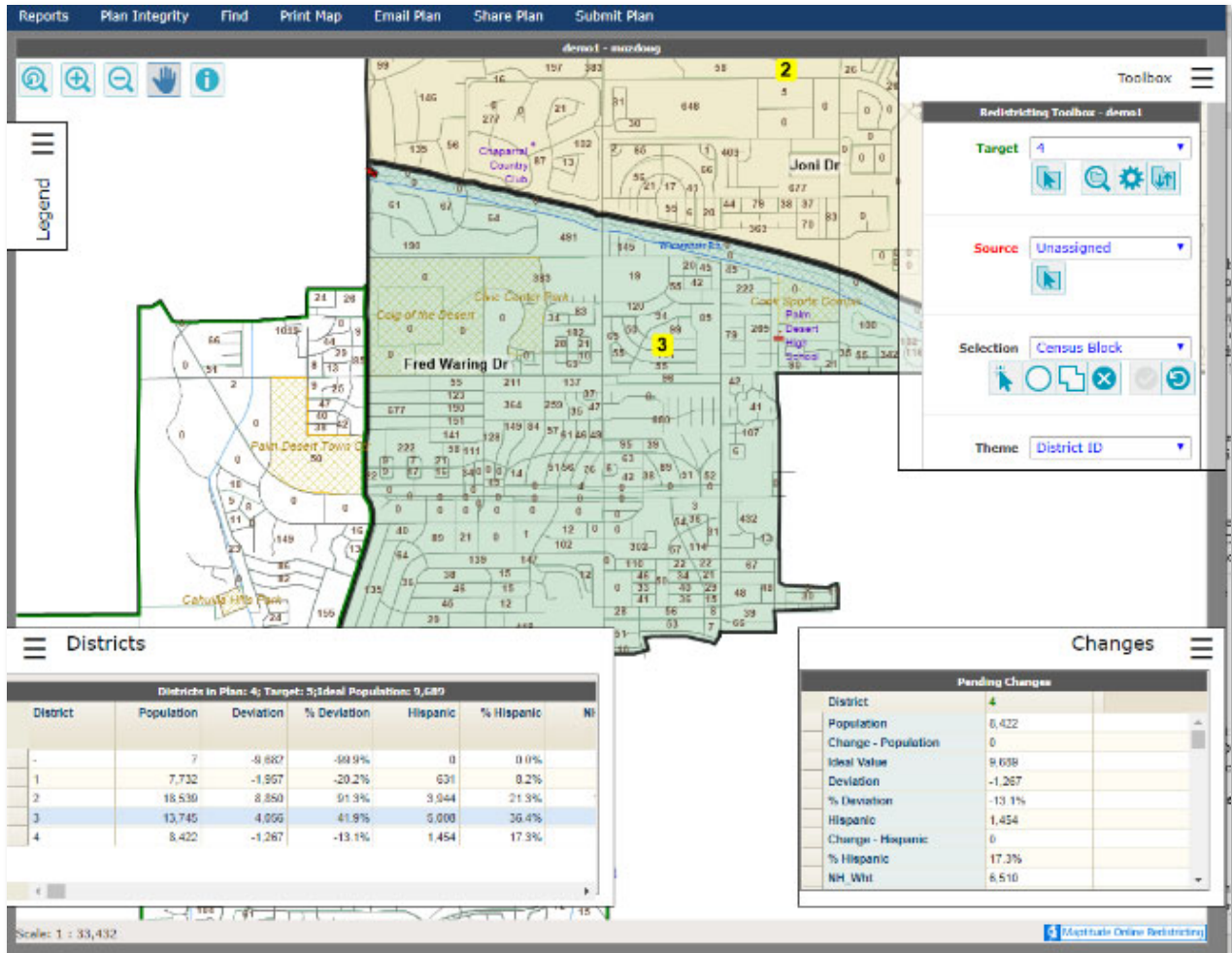
The screenshot shows the City of Lake Forest website. At the top left is the City of Lake Forest logo, which includes a circular seal with a tree and water, and the text 'CITY OF LAKE FOREST' and 'DECEMBER 20, 1991'. To the right of the logo is a map with a search bar and a 'Select Language' dropdown. Below the map is a dark blue navigation bar with white text: 'WELCOME', 'SCHEDULE', 'DRAFT MAPS', 'DRAW A MAP', 'CONTACT', 'FAQ', and 'RESOURCES'. The main content area has a white background. On the left, under the heading 'Home', there is a paragraph: 'The City Council is asking for your help planning our City's change to by-district Council elections. Lake Forest, like over 60 cities and 150 school districts across the state, is making a change in how voters elect the City Council.' This is followed by another paragraph: 'Beginning in 2018, City Council members will be elected district by district, instead of the current at-large citywide elections in which all voters have the ability to vote for all City Council seats.' Then: 'We need your help to make this change!' Next: 'The primary goal when drawing Council election districts is to draw lines that keep neighborhoods together. So the Council wants to know: what do you consider the boundaries of your neighborhood?' Then: 'On October 3rd, the Council selected five "focus" maps, numbered 109, 110, 115, 116 and 128. On November 7th, the Council requested eight new variations on "focus" maps 116 and 128. All of these maps are all available on the "Draft Maps" page.' Finally: 'More information will be posted to this page as the process moves forward.' On the right, there is a tan sidebar titled 'Next Steps' with two entries: 'Tuesday, December 5 (Regular Council Meeting) Council hearing to solicit "input regarding the content of the draft maps and the proposed sequence of elections." Council selection of a map and introduction of ordinance.' and 'Tuesday, December 19 (Regular Council Meeting) Second reading and final adoption of ordinance.'

Background on Online Mapping Tool Options

NDC is the unmatched leader in redistricting tools that empower residents to review draft maps and to develop and submit their own map proposals. NDC is the only firm that has used the online mapping solutions from both ESRI and Caliper Corporation in major redistricting projects.

Only NDC has repeatedly trained members of the public, processed public map submissions, and presented the public map proposals to public hearings and commission meetings. NDC's online mapping tool options provide user support, hosting, managing, and processing submitted plans for an online interactive system that allows public to draw and submit proposed maps through a standard web browser.

In the more than 200 California local districting projects between 2012 and 2020, NDC is the only consultant providing clients access to Caliper Corporation’s “Maptitude Online Redistricting” tool. Even with the technical challenges arising from such tools’ power and flexibility, NDC’s training and encouragement frequently results in 10, 20, 30 or more different maps drawn by residents of the school district or city providing that tool to its residents.

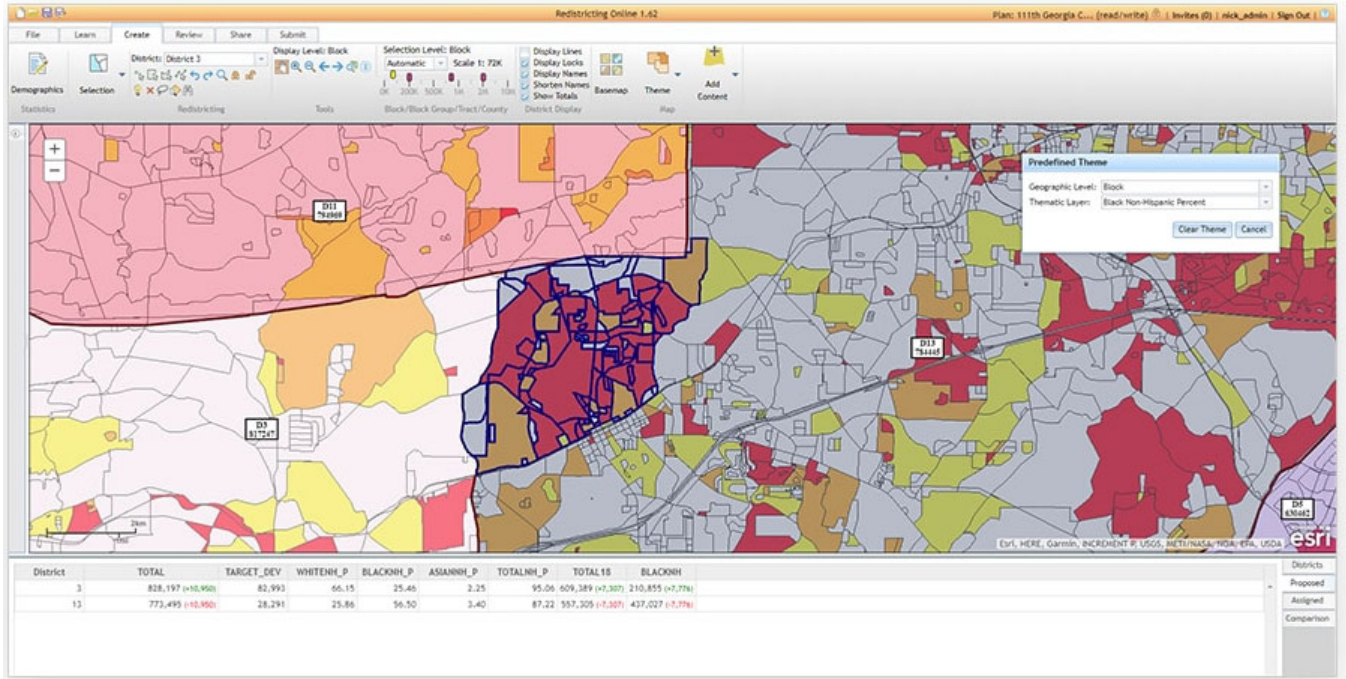


The screenshot displays the Maptitude Online Redistricting software interface. At the top, there are navigation options: Reports, Plan Integrity, Find, Print Map, Email Plan, Share Plan, and Submit Plan. The main map area shows a geographic area with various districts outlined in different colors (green, yellow, blue). A legend on the left side is visible. On the right, there is a 'Redistricting Toolbox' with settings for Target (4), Source (Unassigned), Selection (Census Block), and Theme (District ID). Below the map, there are two data tables: 'Districts' and 'Changes'.

Districts in Plan: 4; Target: 5; Ideal Population: 9,689						
District	Population	Deviation	% Deviation	Hispanic	% Hispanic	NH
-	7	-9,682	-99.9%	0	0.0%	
1	7,732	-1,957	-20.2%	631	8.2%	
2	18,530	8,850	91.3%	3,044	21.3%	
3	13,745	-4,096	-41.9%	3,000	26.4%	
4	8,422	-1,267	-13.1%	1,454	17.3%	

Pending Changes		
District	4	
Population	8,422	
Change - Population	0	
Ideal Value	9,689	
Deviation	-1,267	
% Deviation	-13.1%	
Hispanic	1,454	
Change - Hispanic	0	
% Hispanic	17.3%	
NH_Whit	8,510	

The other primary public mapping tool currently on the market is ESRI's online districting tool. While easy to use, the ESRI product costs significantly more. As a result, traditionally only the largest jurisdictions have been able to afford it.



When it is time to start the project, NDC will work with each interested client to determine which, if any, online mapping tool best meets the goals and budget of the jurisdiction.

Paper- and Excel-based Public Mapping Tools

While online mapping tools are very popular, NDC never forgets those residents who do not have internet access or who simply prefer to not drawing maps online.

At no cost with every online mapping tool, and as a separate option for jurisdictions that for budget or other reasons do not include an online mapping tool, NDC offers our “Public Participation Kit.” Each “Kit” includes two formats.

The first, and most simple, Kit is a one-page map showing streets, city borders, and population counts for NDC-created “Population Unit” geographic areas. Residents draw the map they wish to propose and add up the population counts by hand until they get the right population count in each district. All of the directions needed are right on the single-page form. Examples of these tools, from our work for the City of Lake Forest, are available here: <https://drawlf.org/draw-a-map/>.

The second form of offline mapping tool is for those residents who do not want to deal with an online mapping tool, but who are already comfortable with Microsoft Excel. NDC provides a similar simple one-page map of those same “Population Units,” but this time the map shows the Unit ID number rather than the population count in that Unit. Residents then enter their preferred district assignment for each Population Unit into the pre-formatted Excel spreadsheet (also available on the Lake Forest website), and Excel calculates the total population and demographics of each District. When the resident has the map the way they like it, they simple email in the Excel file.

Public Participation Kit

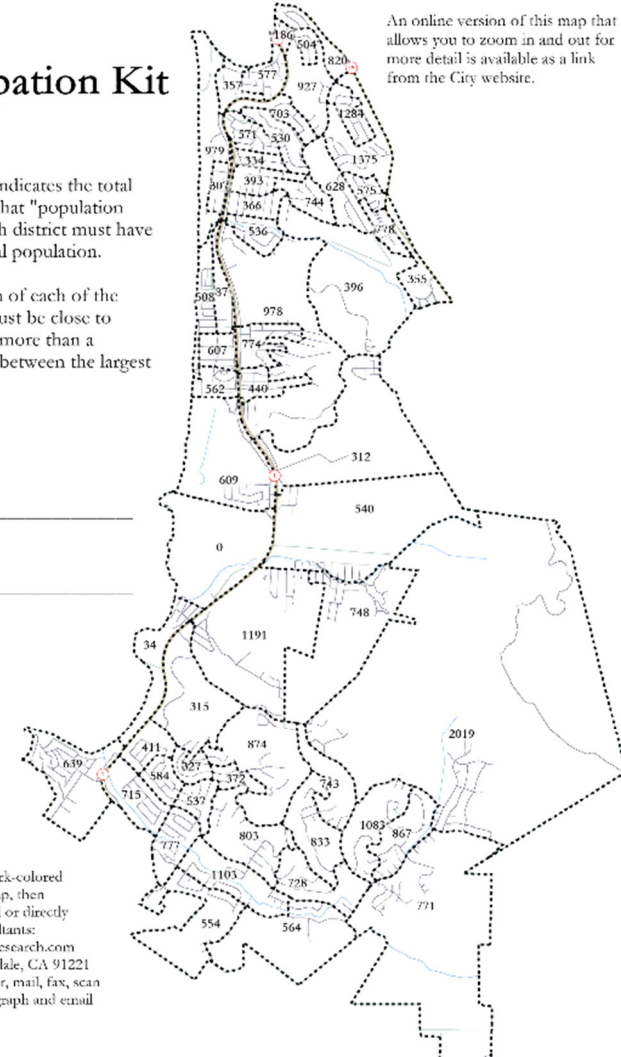
An online version of this map that allows you to zoom in and out for more detail is available as a link from the City website.

Each number indicates the total population of that "population unit" area. Each district must have essentially equal population.

The population of each of the five districts must be close to 7,447, with no more than a 745 difference between the largest and smallest.

Name: _____

Phone or email: _____



Please use a thick dark-colored pen to draw your map, then submit it at City Hall or directly to our project consultants:
 Submission@NDCresearch.com
 PO Box 5271, Glendale, CA 91221
 You can hand-deliver, mail, fax, scan and email, or photograph and email your map.

National Demographics, October 8, 2018
©2016 CALIPER



Project Pricing

- 1. **Basic Project Elements** (covers everything except for per-meeting and optional expenses):..... \$ 31,500
- 2. **Per-Meeting expense:**
 - In-person attendance, per meeting \$ 2,750
 - Virtual (telephonic, Zoom, etc.) attendance, per meeting..... \$ 1,250

For each meeting, NDC will prepare meeting materials, including presentation materials and maps; present and explain key concepts, including mandatory and traditional redistricting criteria and “communities of interest”; facilitate conversations; answer questions; and gather feedback on existing and proposed boundaries.

Per-meeting prices include all travel and other anticipated meeting-related expenses. Telephone calls to answer questions, discuss project status, and other standard project management tasks do not count as meetings and do not result in any charge.

- 3. **Optional Project Elements:**
 - a) Project website \$ 5,500
 - b) Online mapping tool options:
 - Caliper’s “Maptitude Online Redistricting” (MOR) \$ 17,500
 - Tuft University’s “DistrictR” \$ 5,000
 - ESRI Redistricting *
 - c) Public Participation Kit mapping tool:
 - i. With MOR or ESRI online mapping tool.....incl. at no add’l charge
 - ii. Without MOR or ESRI online mapping tool..... \$ 3,500
 - d) Working with independent or advisory redistricting commission..... no additional charge
 - e) Additional outreach assistance..... separately contracted

* ESRI prices its software on a jurisdiction-by-jurisdiction basis. The lowest prices we have seen are \$80,000 and up. If that is an option the jurisdiction would like to pursue, NDC will request a specific price for your jurisdiction from ESRI.

Other Potential Project-Related Expenses:

The most common additional project expenses would be any site or staff costs for conducting the community forums and the cost of printing or copying paper copies of the “Public Participation Kit.” In NDC’s experience, most participants will download and print the Kits in their own homes or offices.



Additional Analysis

NDC is happy to assist with any additional analysis that the client requests at our standard hourly rates:

Principal (Dr. Douglas Johnson).....	\$300 per hour
Vice President (Justin Levitt).....	\$250 per hour
Senior Consultant	\$200 per hour
Consultant.....	\$150 per hour
Analyst / Clerical.....	\$50 per hour

Dr. Johnson is also available for deposition and/or testimony work if needed, at \$350 per hour.

Exception: “Still Balanced” Jurisdictions

For a few jurisdictions, the existing election areas will still meet the equal population and voting rights act requirements using new 2020 Census data and the requirements of California’s new “Fair Maps” law. These jurisdictions have the option simply retain the existing map without drawing and holding hearings on alternative maps. For jurisdictions electing this approach, the project would conclude with that decision.

Includes all the services listed below: \$ 6,500

- Compile total population and Citizen Voting Age Population data.
- Import existing election area lines.
- Compile population data by election area and calculate population deviations, prepare memo summarizing findings.

“Still Balanced” optional project elements and per-meeting expenses

Meeting attendance and optional project elements are not included in the “minimal change” project base fee. If requested, NDC team members participate in “minimal change” project hearings or forums at the same “per meeting” expenses, and optional project elements are provided at the same prices listed for a standard project in the previous section of this proposal.



Conclusion

Since its founding NDC has been the nation's preeminent company devoted to local election systems. To summarize:

- NDC has more experience in the field of municipal political election systems than any other company.
- NDC's experience and expertise has been recognized by our hundreds of clients, the California League of Cities, the California School Board Association, the California Special District Association, and the National Conference of State Legislatures.
- NDC, founded in 1979, has a demonstrated record of financial solvency.
- NDC's hardware and software resources were specially designed and acquired for districting and redistricting purposes.
- NDC's highly respected personnel have impeccable credentials in each aspect of the districting and redistricting processes.
- NDC's suggested approach has been tested in many jurisdictions.
- Any NDC client can be contacted for testimonials and reference.
- NDC has demonstrated experience over many years in working with the press and media on local election system issues.
- Neither the Justice Department nor any Court has ever rejected any of the hundreds of local government districting or redistricting plan submitted by NDC.

NDC takes pride in tailoring each project to the needs and goals of each individual client. NDC is open to any feedback, concerns, requests, or changes regarding this proposal.

NDC looks forward to the opportunity to work with you on this project.



Proposal Acceptance

The terms of this proposal are available for 90 calendar days from its delivery to you. In most situations, NDC is open to extending that period of time to meet any particular needs of your jurisdiction.

If your jurisdiction has specific contract and/or letter of agreement language you prefer to use, please provide it and ignore the signature block below. If you prefer, simply sign two copies of this proposal in the signature block below and return them to NDC. Once signed by NDC, one copy will be returned to you.

Thank you.

For National Demographics Corporation

For County of Kings

Douglas Johnson, President

Date

Date

Appendix

Resumes of NDC President Dr. Douglas Johnson and Vice President Dr. Justin Levitt are attached.

A client list and resumes of all NDC team members are available at www.ndcresearch.com/about-us/.

Douglas Mark Johnson

P.O. Box 5271
Glendale, CA 91221
djohnson@NDCresearch.com

mobile: (310) 200-2058
office: (909) 624-1442
fax: (818) 254-1221

Employment

President, National Demographics Corporation, 2006 – present.
Senior Analyst, National Demographics Corporation, 2001 – 2006.
Fellow, Rose Institute of State and Local Government, 2001 – present.
Project Manager and Senior Manager at three internet startup companies, 1999 - 2001.
U.S. Representative Stephen Horn, Legislative Director and System Manager. 1993 – 1997.
Coro Foundation, Fellowship in Public Affairs. 1992 – 1993.
Rose Institute for State and Local Government, Student Manager. 1989 – 1992.

Education

Claremont Graduate University, Ph.D. in Political Science, 2015. Dissertation: “Independent Redistricting Commissions: Hopes and Lessons Learned.”
UCLA Anderson Graduate School of Management, MBA, 1999.
Claremont McKenna College, BA in Government (Political Science), 1992.

Academic Honors

Graduated Cum Laude from Claremont McKenna College.
Phi Beta Kappa. Philip Roland Prize for Excellence in Public Policy.

Publications and Articles

Christian Science Monitor “Let the public help draw voting districts,” October 25, 2013.
New York Times, "The Case for Open Primaries," February 19, 2009.
Los Angeles Times Opinion Articles:
“A neighbor’s help on redistricting” June 24, 2007.
“A Trojan horse primary for the GOP” February 25, 2007.
“Where a porn palace stood” (article on redevelopment), July 30, 2006.
Fresno Bee Opinion Article: “The Poison Handshake” June 15, 2004.
Redistricting in America. Rose Institute of State and Local Government, 2010.
Restoring the Competitive Edge: California's Need for Redistricting Reform and the Likely Impact of Proposition 77. Rose Institute of State and Local Government, 2005.
"Competitive Districts in California" Rose Institute of State and Local Government, 2005.
Latinos and Redistricting: “Californios For Fair Representation” and California Redistricting in the 1980s. Rose Institute of State and Local Government, 1991.

Speaker or Panelist

California School Board Association Annual Education Conference panelist: “The California Voting Rights Act: What Board Members Must Know.” December 4, 2015.
Associated Cities of California – Orange County, Keynote Speaker, Newly Elected Officials’ Reception and Dinner, “The California Voting Rights Act,” January 29, 2015.
California League of Cities, City Manager Department, 2015 Department Meeting: “Opportunity to Engage Residents: The California Voting Rights Act.” January 29, 2015.
California League of Cities, City Clerk Department, 2014 Annual Meeting: “Whose Line Is It Anyway: Making the transition from at-large to by-district elections.” September 3, 2014.
National Conference of State Legislatures, Redistricting and Elections Standing Committee: 2007 Spring Forum, "The Arizona Independent Redistricting Commissions' experiences with the first-ever independent redistricting."
National Conference of State Legislatures, Redistricting and Elections Standing Committee: 2008 Spring Forum, "Communities of Interest In Redistricting: A Practical Guide."

Douglas Mark Johnson

National Conference of State Legislatures, Redistricting and Elections Standing Committee: 2009 Fall Forum, "The Key to Successful Redistricting."

National Conference of State Legislatures, Redistricting and Elections Standing Committee: 2010 Spring Forum, "Communities of Interest in Redistricting: A key to drawing 2011 plans (and for their defense)."

National Conference of State Legislatures, Redistricting and Elections Standing Committee: 2011 Winter Forum, "Citizen Voting Age Data from a line-drawer's viewpoint."

Luncheon Keynote Speaker, Santa Barbara's Channel Cities Club, "California's next experiment: independent, public redistricting," January 18, 2011.

Annual Conference, Arizona League of Cities and Towns, Presenter at "Redistricting Law and the Voting Rights Act: What It Means for Your City or Town in 2011," August 25, 2010.

Redistricting, The 2010 Census, and Your Budget, Sponsored by the Rose Institute of State and Local Government, California League of Cities, October 15, 2009.

Arizona Election Law 2010 Continuing Legal Education Conference, "Communities of interest and technology in redistricting," sponsored by the Arizona State Bar Association, March 2010

California's New Independent Redistricting Commission, sponsored by the Irvine Foundation and the California Redistricting Collaborative, December 15, 2009

Tribal Association of Sovereign Indian Nations (TASIN) Legislative Day 2009, "The 2010 Census and 2011 Redistricting in California," December 2, 2009.

California School Board Association, "Litigation Issues and the California Voting Rights Act," December 4, 2009.

California Latino School Boards Association, "Introduction to the California Voting Rights Act," August 20, 2009.

Building a National Reform Movement, Salt Lake City, Utah, 2006, conference on redistricting reform hosted by the League of Women Voters, Campaign Legal Center, and The Council for Excellence in Government

Texas Tech University, "A Symposium on Redistricting," May, 2006

California League of Cities, "Introduction to the California Voting Rights Act."

Voices of Reform, a project of the Commonwealth Club of San Francisco: multiple forums on redistricting and / or term limits, 2006 – 2007

Classroom speaker at Pepperdine University, the University of La Verne, Pomona College and Claremont McKenna College

Justin Mark Levitt

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Glendale, CA 91221
jlevitt@NDCresearch.com

mobile: (480) 390-7480
office: (818) 254-1221
fax: (818) 254-1221

Employment

Vice-President, National Demographics Corporation, 2012 – present.
Senior Analyst, National Demographics Corporation, 2003 – 2011.
Instructor in Political Science, University of California, San Diego, 2012 – present.
Graduate Research Fellow, Center for US-Mexico Studies, 2010 – present.
Graduate Research Fellow, University of California, San Diego, 2008 – 2010 and 2013 – 2014.
Jesse M. Unruh California Assembly Fellow. 2006 – 2007.
Rose Institute for State and Local Government, Student Manager. 2005 – 2006.

Education

University of California, San Diego, Ph.D. Political Science, 2016. Dissertation title: “The Impact of Geographic Patterns on Tradeoffs in Redistricting.”
Claremont McKenna College, BA in Philosophy, Politics and Economics (PPE), 2006.

Academic Honors

California Studies Fellow, University of California, San Diego, 2007 – 2009
Graduated Cum Laude from Claremont McKenna College.

Publications and Conference Presentations

Settle, Jamie, Robert Bond, and Justin Levitt. 2011. “The Social Origins of Adult Political Behavior.” *American Politics Research*. 39 (2). 239-263

Miller, Kenneth and Justin Levitt. 2007. “The San Joaquin Valley.” In The New Political Geography of California. Eds. Frederick Douzet, Thad Kousser, and Kenneth Miller. Berkeley: Institute of Government Studies.

“The Political Geography of Tradeoffs in Redistricting” Paper presented at the State Politics and Policy Conference, Iowa City, IA, 2013

Getting What You Want: A Bargaining Approach to Fair Division in Redistricting. Paper presented at the “Challenging Urban Borders : the geopolitics of immigration and segregation” workshop, Berkeley, CA, 2013 and the State Politics and Policy Conference, Houston, TX, 2012

“An Atlas of Public Health in Mexico” (with Alberto Diaz Cayeros). Paper presented at the Hewlett Foundation Conference on Public Health, Mexico City, DF. 2012

“Remoteness and the Territoriality of Public Health” (with Alberto Diaz Cayeros). Paper presented at the American Political Science Association conference, Seattle, WA. 2011

“Initiatives as revealed preferences” Paper presented at the American Political Science Association conference, Seattle, WA. 2011

“No Se Puede: Latino Political Incorporation in Phoenix.”. Paper Presented at the New Political Geography of California conference, Berkeley, CA., 2009

Justin Mark Levitt

“Political Change in the Central Valley”. Paper Presented at the Western Political Science Association conference, Las Vegas, NV.,2007

Working Papers

Hill, Seth, Thad Kousser, Alex Hughes, and Justin Levitt. ND. *“How Competitiveness Shapes Infrequent Primary Voters Response to Receiving a GOTV Mailer.”*

Diaz-Cayeros, Alberto and Justin Levitt. ND. *“Remoteness and the Territoriality of Public Health.”*

Levitt, Justin. ND. *“Getting What You Want: A Bargaining Approach to Fair Division in Commission-led Redistricting.”*

Teaching Experience

California State University, Long Beach, Department of Political Science

Adjunct Professor—POSC 327 (Urban Politics)	Spring 2016-Present
Adjunct Professor—POSC 229 (Cases in Policy Analysis)	Present
Adjunct Professor—POSC 412 (Law and Social Change)	Spring 2016-Present
Adjunct Professor—POSC 399 (California Politics Short Course)	Present

University of California, San Diego, Department of Political Science

Co-Instructor—UPS 170 (Regional Governance Reconsidered)	Spring 2015
Instructor—Poli 100A (The Presidency)	Fall 2014
Instructor—Poli 160AA (Introduction to Public Policy Analysis)	Fall 2013
Instructor—Poli 10 (Introduction to American Politics)	Summer 2013



Redistricting with Tripepi Smith

By-district elections are becoming increasingly common in local government agencies throughout California. The California Voting Rights Act, passed in 2001, was the impetus for much of this change. Today, more than 300 local government agencies have districts of some form, and the number continues to rise as local government agencies are compelled to settle lawsuits or avoid legal battles.

About Tripepi Smith and Our Redistricting Team

Tripepi Smith is a team of 23 communications experts—robust enough to offer experienced and effective professionals for the job, yet small enough to be nimble and responsive. Tripepi Smith offers a spectrum of skills that allows us to match the appropriate resource to the task at hand, letting us execute faster and reduce engagement costs. These resources vary by both years of experience and core hard skills (public policy versus graphic design versus videography versus writing versus social media, for example).

Tripepi Smith is experienced in helping local governments execute community education and outreach initiatives for district formation and redistricting processes. We have worked extensively with agencies on their district public forums, created districting information portals and organized a [conference on local redistricting](#) for nearly 200 local government practitioners.

The combined talent of our policy experts, in-house design team and videographers delivers professional communications that make our clients proud and better inform the public about this complex process. Tripepi Smith has the skills and experience to help local governments implement successful outreach strategies for district formation and redistricting outreach. The team's skills and certifications range from excellent written communication skills to Tableau for data analytics to Google Ads to event planning and project management.

Tripepi Smith Redistricting Services

California State law has identified outreach as a core component of the redistricting process. The Tripepi Smith team can provide jurisdictions with some or all of the following services:

Project Management

Tripepi Smith can facilitate all project calls for this engagement and create a living agenda to manage the efforts and timing between the demographer, legal counsel, City and Tripepi Smith from the beginning of the outreach process to the map adoption.

In-Person Meetings

If possible with COVID-19 limitations, Tripepi Smith can coordinate with City staff to identify venues and dates to host in-person workshops and meetings to seek public feedback on new district lines and provide information on map-drawing tools. Tripepi Smith can devise an agenda, facilitate discussions, document community feedback and promote positive engagement around the process. Additionally, Tripepi Smith can provide graphic design services to create bilingual PowerPoint decks for the presentations and flyers for attendees. We can coordinate simultaneous translation with local partners.

Tripepi Smith can also facilitate recording the meetings and provide videos, with any relevant slides interspersed and closed captions. These videos would likely fulfill the requirement to post a summary of the meeting.

Virtual Meetings

Tripepi Smith can also coordinate and facilitate virtual meetings and workshops to seek public feedback and educate residents on map-drawing tools. Tripepi Smith can also work with City staff to promote the meetings and to leverage our identified outreach and advertising work to promote meeting participation. Our videographers can process recordings of the meetings to fulfill posting requirements.

Press Release/News Article for Website

Tripepi Smith can draft press releases on the jurisdiction's redistricting efforts and manage media relations to promote each step in the redistricting process reaches local and broad-reaching media.

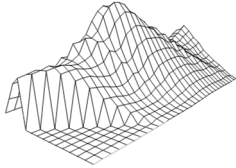
Creation and Updates to Bilingual Redistricting Website

Tripepi Smith can create and maintain a bilingual redistricting website or subpages in coordination with the demographer. The website/pages would include resources for the community, including all required information about meetings and draft maps.

Social Media Support

Tripepi Smith can create bilingual copy and graphics for social media posts about the redistricting process, as well as boost posts (paid advertising) on Facebook and Instagram to help spread the word about meetings and solicit public commentary.

Get in touch with Tripepi Smith President Ryder Todd Smith
(626.536.2173 | Ryder@TripepiSmith.com) to start planning.



Description of Demographic Redistricting Services Kings County, California

March 1, 2021

This document provides our qualifications and fees for demographic services for Kings County as it performs the required redistricting procedures after Census 2020. The current deadline for counties to complete the redistricting process is December 15, 2021, and we will do everything that we can to help the county meet this deadline.

The Board of Supervisors will need to decide if they want to form a Redistricting Advisory Committee to recommend a plan or plans for their consideration. This decision should be made soon, since it will take time to form the committee.

Our Services

Our districting services will result in a redistricting plan that is adopted by the Kings County Board of Supervisors by December 15, 2021, and then implemented by county registrars of voters in time for the 2022 primary election. Note that regardless of changes in election district boundaries, current elected officials will complete their terms of office.

The redistricting process must be public, with opportunities for input by interested residents. Counties and general law cities are now required by state law (AB-849 and AB-1276) to encourage public participation in the redistricting process.

Our redistricting work will comply with the requirements of the United States Constitution, the California Constitution and legislation, and the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10301 et seq.).

Specific Tasks

The tasks we perform during redistricting projects include (listed in approximate chronological order):

1. Prepare the Geographic Information Systems (GIS) mapping database for your jurisdiction, using GIS layers from the Census Bureau, County GIS department, and County Registrar of Voters.
2. Convert the current Supervisorial district boundaries into Census 2020 geography using GIS software.
3. Advise County staff members about the content for a county redistricting website and provide content as soon as it becomes available.
4. Before Census 2020 redistricting data are released, we will prepare information that will help identify communities of interest, using input from County officials and community members.

5. Add the official (adjusted) Census 2020 population counts to our redistricting database.
6. As soon as Census 2020 redistricting data (adjusted by the California Statewide Database) are available, we will evaluate whether the current boundaries need to be adjusted. If the populations are sufficiently equal,¹ it may be possible to maintain the current boundaries without a full redistricting process. A decision about whether it is desirable to keep current boundaries should be based on careful consideration, following legal advice as needed. If the election districts' total populations are still balanced and the County Board decides to keep the current plan, LGDR staff will write a documenting report for the County and send updated 2020 GIS files for the current districts to the County Registrar of Voters, and the redistricting process will be complete. If the current election districts' total 2020 populations are unequal or are equal, but the Board decides to adjust election district boundaries, the redistricting process will continue.
7. We will advise the County about a schedule for receiving public input and we will participate in all public meetings (as desired). It is important to note that all redistricting meetings must be open to the public and the County will need to announce these meetings in advance so that any interested persons can contribute to the planning process. The latest legislation on this subject (AB 849, 2020) requires that:
 - Before adopting a final map, the Board shall hold at least four public hearings at which the public is invited to provide input regarding the composition of one or more election districts.
 - At least one public hearing shall be held before the Board draws a draft map or maps of the proposed supervisorial boundaries.
 - At least two public hearings shall be held after the Board has drawn a draft map or maps of the proposed supervisorial boundaries.
 - At least one public hearing or public workshop shall be held on a Saturday, on a Sunday, or after 6 p.m. on a weekday (Monday through Friday).
 - Public hearing buildings shall be accessible to persons with disabilities.
8. Meeting 1: Provide an orientation meeting for the Board of Supervisors, and/or the Redistricting Advisory Committee members, if one is formed. This meeting will also orient the public. This meeting occurs before any maps are developed and may be used to gather public input about communities of interest that should not be divided by new election district boundary lines.
9. Meeting 2: Write and present a report to the Board (or Redistricting Advisory Committee) that explains why it is necessary to adjust election district boundaries to balance 2020 total populations. This report and presentation will include background information about current boundaries, identify some communities of interest, suggest where and how much boundaries need to be adjusted to balance populations, and supply an initial draft districting scenario/plan.
10. Meetings 3+: Work with the Board of Supervisors (or Redistricting Advisory Committee) as they review draft districting plans and any modifications of the plans. We will provide draft plans and adjust them as requested. We will review and present alternative plans that any members of the public submit for consideration. We will work with the Board of Supervisors (or Redistricting Advisory Committee) and present plans and modifications to plans until a redistricting plan has been agreed upon. The number of plans considered may need to be limited because of tight timelines.

¹ The rule of thumb used to determine whether the current election districts can be used for another decade is that the difference between the most and least populous election districts should not exceed 10 percent of the ideal total population (one-fifth of the County's Census 2020 total population as adjusted by the California Statewide Database). The percentage is called "total deviation."

11. If a Redistricting Advisory Committee is used, we will meet with the Board of Supervisors and help describe the Committee's recommended plan. We will provide additional modifications if needed until the Board decides to adopt a plan. The Board will need to hold at least two public hearings, the first to take public input and learn about the Redistricting Advisory Committee's recommended plan, and the second to adopt a resolution to adjust the boundaries as described in the recommended plan. The final plan must be made public prior to being adopted by the Board.
12. (Optional) Provide online redistricting services so interested members of the public can draw plans that we will evaluate for you. Note that this adds complexity to the redistricting process and might make it more difficult to meet the December 15 deadline. Interested members of the public may attend any meeting concerning redistricting and provide input, including suggestions for boundaries.
13. Document the adopted plan for the Registrar of Voters and work with the office's staff so that precincts can be adjusted well before the filing deadline for the 2022 primary election.

References:

Since 1990, LGDR has provided demographic support for districting and redistricting projects. After the 1990, 2000, and 2010 U.S. Censuses, LGDR helped many clients redistrict and to move from at-large to by-district elections pursuant to federal Voting Rights Act requirements; recent projects have also been pursuant to California Voting Rights Act and AB 350 requirements. References include:

Monterey County Board of Supervisors and many other Monterey County jurisdictions, 1991, 2001, and 2011: Provided redistricting services for Supervisorial election districts.

Contact: Claudio Valenzuela, Monterey County Registrar of Voters, (831) 796-1499, ValenzuelaCE@co.monterey.ca.us

City of Salinas (Monterey County), 2011: Provided redistricting services for City Council election districts after Census 2010 (as well as 2000).

Contact: The Honorable Vanessa Vallarta, former Salinas City Attorney, now a Monterey County Superior Court Judge, Salinas Courthouse, 240 Church St, Salinas, CA 93901

City of Hollister (San Benito County), 2011: Provided redistricting services for City Council election districts after Census 2010 (as well as 2000). Helped the City move from five to four Council Districts in 2015.

Contact: Geri Johnson, former City Clerk, now a member of the San Benito County Chamber of Commerce, (831) 637-1475
Ignacio Velazquez, Mayor, City of Hollister, (831) 905-3720, mayor@hollister.ca.gov.

City of Fremont (Alameda County), 2017: Provided districting services for the City Council after the City received a CVRA challenge. See our work on the City's website:

<https://fremont.gov/districtelections> .

Contact: Harvey Levine, City Attorney, HLevine@fremont.gov (510) 284-4030

Fee Proposal for Demographic Districting Services – March 1, 2021 (Kings County)

Lapkoff & Gobalet Demographic Research, Inc.

Service	Description	Deliverables	Fee*
Base Fee	All services detailed below, except meeting charges and charges for optional services		\$50,000
Throughout project	Consult with the jurisdiction’s legal counsel and staff members as needed		included
	Provide materials for the jurisdiction’s districting website	Reports, maps, and tables in pdf format	included
	Provide unlimited number of telephone consultations and conference calls		included
Meeting Charges	The fee is for each in-person meeting attended by Dr. Lapkoff or Dr. Gobalet. Fee includes additional districting plan development as well as meeting preparation and follow up.		\$4,900 per in-person meeting
	Virtual meetings (Zoom or similar) are also an option.		\$500 per virtual meeting
Develop and modify districting scenarios	Provide demographic support for the change from at-large to by-area election. Help identify communities of interest. Develop and modify various scenarios (each scenario will meet demographic requirements of the Federal and State Voting Right Acts). Provide summaries of each scenario’s total population, voting age population, and estimated citizen voting age population. Provide scenario and background maps.	Initial report with communities of interest information. After data are available, provide a draft scenario map or maps plus data tables. Modify scenarios, as needed.	Included
Plan Implementation	Document adopted plan with electronic shapefiles so that the County Registrar of Voters can implement the plan. Advise the jurisdiction if it needs to engage the services of another consultant to meet the Registrar’s needs.	Provide maps of adopted plan (pdf files), and electronic files (shapefiles) that define the plan.	Included
Optional Services	Provide an online districting website with built-in data and map-drawing capabilities so that anyone can submit districting plans electronically.		\$12,500
	LGDR will analyze districting plans submitted by members of the public or by representatives of interest groups relative to legal and conventional districting criteria. The analysis will be objective.	Report findings	\$250 per plan

* The prices quoted are guaranteed until the end of March 2021. Fees may increase after that since the timeline for completing the districting process in time for the Board of Supervisors elections in 2022 will be very tight. We expect to get Census Bureau redistricting data by early November 2021, and the deadline for counties to submit an adopted districting plan the Registrar of Voters is December 15, 2021.

Qualifications and Experience: About Lapkoff & Gobalet Demographic Research, Inc.

LGDR has provided demographic support for many Federal and California Voting Rights Act projects since the late 1980s. The company helped many jurisdictions change from at-large to by-district election of council and governing board members. The firm's clients include the City of Salinas, other cities, public K-12 school districts, community college districts, special districts, the Monterey County Board of Education, and The Monterey County Board of Supervisors. The firm has provided districting and redistricting services to many other California jurisdictions. It routinely assists county Registrars of Voters during development and implementation of redistricting plans.

LGDR is known for the clarity and effectiveness of its public presentations, maps, and reports. The firm's principals enjoy working with members of the public and are seasoned public speakers. LGDR is experienced in explaining the redistricting process to the public and to the media. It can suggest content for the client's website or web page that explains the process and details to all interested parties.

The personal styles of Drs. Shelley Lapkoff and Jeanne Gobalet are suited to consensus-building and have enabled disparate parties to agree on districting plans that met "one person, one vote" and Voting Rights Act criteria. The two LGDR principals are committed professionals and see their role as being the impartial and non-partisan expert providers of information and analyses that inform public choices.

Drs. Gobalet and Lapkoff are expert users of Census data, skilled with GIS (Geographic Information System) mapping software (including Maptitude Redistricting), and are proficient, practiced quantitative analysts. They understand the technical, legal, and political aspects of districting. They are ably assisted by Robin Merrill, GIS Specialist, and other staff members.

Dr. Lapkoff and Dr. Gobalet have Ph.D. degrees in Demography and Sociology from U.C. Berkeley and Stanford University, respectively. They have made many presentations at professional conferences on political redistricting. LGDR's redistricting work has included litigation support, including expert witness analysis and testimony; various demographic analyses to support clients' defenses in voting rights cases; and preclearance submissions to the U.S. Department of Justice. See LGDR's website at www.demographers.com for more details and our resumes.

LGDR's headquarters is in Saratoga, CA, with additional offices in Oakland, CA, and Sparks, NV.

LGDR has certified small business status with the State of California (Supplier #1125021). The firm is 100 percent woman owned. It is an Equal Opportunity employer.

Shelley Lapkoff, Ph.D.

Demographer

Lapkoff & Gobalet Demographic Research, Inc.

Lapkoff@demographers.com

President and Principal, Lapkoff & Gobalet Demographic Research, Inc., since 1992, and founder and owner of Lapkoff Demographic Research before that.

Lecturer, *University of California, Berkeley*, Demography Department, 1995 and 2001.

Education and Honors

Ph.D. Demography, *University of California, Berkeley*, 1988

M.A. Economics, *University of California, Berkeley*

A.B. Economics, With Honors, *University of Maryland*

Guest Lecturer, Business School, University of California, Berkeley

NICHHD Training Grant, University of California, Berkeley, 1984-86

University of California Graduate Fellowship, 1982-84

Political Redistricting Experience

Since 1990, Dr. Lapkoff has provided demographic assistance to many jurisdictions making the change from at-large to by-district election of governing board members. In connection with these projects, she has made many public presentations involving redistricting. She has provided expert testimony and litigation support in a variety of cases involving political districting and redistricting.

Attended Maptitude Redistricting training course (2011). Caliper Corporation's three-day course covering GIS redistricting and mapping.

Papers and Professional Presentations

Political Districting

"Who Must Elect by District in California? A Demographer's Perspective on Methods for Assessing Racially Polarized Voting," with Jeanne Gobalet. Chapter 18 in *Emerging Techniques in Applied Demography*, Hoque, M. Nazrul, Potter, Lloyd B. (Eds.), 2015.

"How much is enough and how much is too much? Measuring Hispanic political strength for redistricting purposes," with Jeanne Gobalet, 2012 Population Association of America Annual Meeting.

"Voting Rights Act Issues in Political Redistricting," with Jeanne Gobalet, 1993 Population Association of America Annual Meeting.

Invited Speaker, "Demographers and the Legal System," International Conference on Applied Demography, Bowling Green University, 1992.

"Changing from At-large to District Election of Trustees in Two California Community College Districts: A Study of Contrasts," with Jeanne G. Gobalet, *Applied Demography*, August 1991.

School and Child Demography

"Who Attends Private Schools?" with Magali Barbieri and Jeanne Gobalet, 2014 Applied Demography Conference, San Antonio, TX.

"Measuring Variations in Private School Enrollment Rates Using ACS Estimates," with Magali Barbieri and Jeanne Gobalet, 2014 American Community Survey Users Conference, Washington, DC.

"Five Trends for Schools," *Educational Leadership*, March 2007, Volume 64, No. 6, Association for Supervision and Curriculum Development (with Rose Maria Li).

"Studies in Applied Demography," Session Organizer at the 2006 Population Association of America Annual Meeting.

"California's Changing Demographics: How New Population Trends Can Affect Your District," 2004 California School Boards Association Annual Meeting.

Panelist, "School Demography" session, 2004 Southern Demographic Association Annual Meeting.

"Where Have All the Children Gone?" Poster, 2004 Population Association of America Annual Meeting.

"Using Child-Adult Ratios for Estimating Census Tract Populations," 1996 Population Association of America Annual Meeting.

"How to Figure Kids," *American Demographics*, January 1994.

"Neighborhood Life Cycles," 1994 Population Association of America Annual Meeting.

"Enrollment Projections for School Districts," *Applied Demography*, Spring 1993.

"Projecting Births in a California School District," 1993 Population Association of America Annual Meeting.

"School District Demography," Session Organizer and Chair, 1994 Population Association of America Annual Meeting.

"School District Demography," Roundtable Luncheon Organizer, 1992 Population Association of America Annual Meeting.

"National Demographic Trends," presentation to the National Association of Business Economists, 1990.

"Demographic Trends and Long-range Enrollment Forecasting," presentation at the Redwood Leadership Institute, Sonoma County, California, 1990.

"Projections of Student Enrollment in the Pleasanton Unified School District," 1989 Population Association of America Annual Meeting.

General Demography

"Forecast of Emeritus Faculty/Staff Households on a University Campus," with Jeanne Gobalet, 2000 Population Association of America Annual Meeting.

"Communicating Results: Practical Approaches Suited to Decision-Oriented Audiences," Panelist. 2000 Population Association of America Annual Meeting.

"Fiscal Impacts of Demographic Change: Focus on California," Session Organizer and Chair. 1995 Population Association of America Annual Meeting.

Discussant for "Evaluating the Accuracy of Population Estimates and Projections," 1992 Population Association of America Annual Meeting.

"Intergenerational Flows of Time and Goods: Consequences of Slowing Population Growth," with Ronald Lee, *Journal of Political Economy*, March 1988.

"A Research Note on Keyfitz' 'The Demographics of Unfunded Pension'," *European Journal of Population*, July 1991.

"Pay-as-you-go Retirement Systems in Nonstable Populations," Working Paper, U.C. Berkeley Demography Group, 1985.

"Assessing Long-run Migration Policy as a Solution to the Old Age Dependency Problem," paper presented at the 1985 Population Association of America Annual Meeting

Jeanne Gobalet, Ph.D.
Demographer and GIS Specialist
Lapkoff & Gobalet Demographic Research, Inc.
Gobalet@demographers.com

Vice President and Principal, Lapkoff & Gobalet Demographic Research, Inc., since 1992f

Education and Honors

Ph.D. Sociology, *Stanford University*, 1982
Specialties: Demography and Social Stratification
M.A. Sociology, *Stanford University*
M.A. Education, *Stanford University*
A.B. Sociology and History (Majors) and Geography (Minor)
Stanford University. With Distinction and Phi Beta Kappa
Postdoctoral Fellow, Demography, *University of California, Berkeley*, 1982-83

Political Redistricting Experience

Since 1989, Dr. Gobalet has provided demographic assistance to many jurisdictions making the change from at-large to by-district election of governing board members. In connection with these projects, she made many public presentations involving redistricting. She has provided expert testimony and litigation support in a variety of cases involving political districting and redistricting.

Selected Publications

“Who Must Elect by District in California? A Demographer’s Perspective on Methods for Assessing Racially Polarized Voting,” with Shelley Lapkoff. Chapter 18 in *Emerging Techniques in Applied Demography*, Hoque, M. Nazrul, Potter, Lloyd B. (Eds.), 2015.

“State and Local Government Demography,” in *Encyclopedia of Population*, Macmillan Reference USA, 2003.

“Lead Hot Zones and Childhood Lead Poisoning Cases, Santa Clara County, California, 1995,” with Su-Lin Wilkinson, Marcia Majoros, Bernie Zebrowski, and Guadalupe S. Olivas. *Journal of Public Health Management and Practice*, 1999.

“Demographic Data and Geographic Information Systems for Decision-Making: The Case of Public Health,” with Richard K. Thomas. *Population Research and Policy Review*, 1996.

“Using Sociological Tools in a Legal Context,” *Journal of Applied Sociology*, 1995.

"Changing from At-large to District Election of Trustees in Two California Community College Districts: A Study of Contrasts," with Shelley Lapkoff. *Applied Demography*, Fall 1991.

World Mortality Trends Since 1870. New York, New York: Garland Publishing Inc., 1989.

Presentations at Professional Meetings

“Asian Subgroups as Separate Communities of Interest When Redistricting,” 2021 Population Association of America Applied Demography (virtual) Conference.

“Who Attends Private Schools?” with Magali Barbieri and Shelley Lapkoff, 2014 Applied Demography Conference, San Antonio, TX.

“Measuring Variations in Private School Enrollment Rates Using ACS Estimates,” with Magali Barbieri and Shelley Lapkoff, 2014 American Community Survey Users Conference, Washington, DC.

“Using American Community Survey Citizenship Estimates in Political Redistricting,” invited panelist, Workshop on the Benefits (and Burdens) of the American Community Survey, National Research Council of the National Academies of Science, Washington, DC, 2012.

“How much is enough and how much is too much? Measuring Hispanic political strength for redistricting purposes,” with Shelley Lapkoff, 2012 Population Association of America Annual Meeting.

“Who Must Elect by District? Methods for Assessing Racially Polarized Voting,” 2012 Applied Demography Conference, San Antonio, TX.

“What U.S. Census Data Tell Us About the Number of Children Per Housing Unit,” 2009 Population Association of America Annual Meeting.

Organizer and Chair, School Demography Session, 2007-2011 Population Association of America Annual Meetings.

Panel Member, "Order in the Court: Demographers as Expert Witnesses in Legal Proceedings," 2008 Population Association of America Annual Meeting.

“Did Changing the Election Method Make a Difference?” 2003 Southern Demographic Association Annual Meeting.

Panel Organizer, “Applications of GIS and Spatially-Referenced Data,” 2000 Population Association of America Annual Meeting.

“Forecast of Emeritus Faculty/Staff Households on a University Campus,” with Shelley Lapkoff, 2000 Population Association of America Annual Meeting.

Panel Organizer and Presenter, “Spatially Referenced Data,” 1999 Population Association of America Annual Meeting.

Demographics & Public Health, GIS in Public Health 3rd National Conference, 1998.

“Targeting At-Risk Children and Adolescents for Decision Makers,” 1996 Population Association of America Annual Meeting.

“GIS and Demography,” Discussant, 1996 Population Association of America Annual Meeting.

"Small Area Demographic Analysis with GIS," 1994 International Conference on Applied Demography.

"What Demographers Need to Know about GIS," 1994 International Conference on Applied Demography.

"Spatial Analysis in Sociology Using Geographic Information System Software," 1994 American Sociological Association Annual Meeting.

"Exploring the Spatial Element in School District Demography Using GIS Software," 1994 Population Association of America Annual Meeting.

"Use of Neighborhood Life Cycles for Improving Small Area Population Forecasts," with Shelley Lapkoff, 1994 Population Association of America Annual Meeting.

KINGS COUNTY
OFFICE OF THE AUDITOR-CONTROLLER
BUDGET APPROPRIATION AND TRANSFER FORM

Auditor Use Only	
Date	
J/E No.	
Page	of

(A) New Appropriation

Expenditures:						
FUND NAME	DEPT. NAME	ACCOUNT NAME	FUND NO.	DEPT. NO.	ACCOUNT NO.	APPROPRIATION AMOUNT
TOTAL						\$0

Funding Sources:						
FUND NAME	DEPT. NAME	ACCOUNT NAME	FUND NO.	DEPT. NO.	ACCOUNT NO.	APPROPRIATION AMOUNT
TOTAL						\$0

(B) Budget Transfer:

Transfer From:						
FUND NAME	DEPT. NAME	ACCOUNT NAME	FUND NO.	DEPT. NO.	ACCOUNT NO.	AMOUNT TO BE TRANSFERRED OUT
GENERAL	Cont. for General Fund	Appr. For Cont.	100000	990000	99000	\$49,750
TOTAL						\$49,750

Transfer To:						
FUND NAME	DEPT. NAME	ACCOUNT NAME	FUND NO.	DEPT. NO.	ACCOUNT NO.	AMOUNT TRANSFERRED IN
General Fund	County Counsel	Prof & Spec Services	100000	130000	92037	\$49,750
TOTAL						\$49,750

Explanation: (Use additional sheets or expand form for more data entry rows or additional narrative, if needed.)

Dept. of Finance Approval _____ Department Head _____

Administration Approval _____ Board Approval _____

BOS meeting date _____



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Administration – Rebecca Campbell
Department of Public Health – Edward Hill

SUBJECT: NOVEL CORONAVIRUS COUNTY UPDATE

SUMMARY:

Overview:

On March 4, 2020, the Governor of California proclaimed a State of Emergency throughout California because of the increase in cases reported of the novel coronavirus, a disease now known as COVID-19. The President of the United States likewise declared a national emergency because of the COVID-19 outbreak on March 13, 2020. On March 17, 2020, the Board proclaimed a local emergency in Kings County due to the imminent and proximate threat of exposure of COVID-19 on the residents of the County of Kings.

Recommendation:

Receive an update on the local emergency in Kings County due to the imminent and proximate threat of exposure of COVID-19 on the residents of the County of Kings and take action as deemed necessary.

Fiscal Impact:

The County is tracking costs and revenue losses related to the emergency.

BACKGROUND:

A Novel Coronavirus (COVID-19) was first detected in Wuhan City, Hubei Province, China, in December 2019. The Centers for Disease Control and Prevention (CDC) considers the virus to be a very serious public health threat. The exact modes of transmission, the factors facilitating human-to-human transmission, the extent of asymptomatic viral shedding, the groups most at risk of serious illness, the attack rate, and the case fatality rate all remain active areas of investigation. The CDC believes at this time that symptoms appear two to fourteen days after exposure. Currently, there is a vaccine for antiviral treatment of COVID-19, but supplies are very limited. County staff has been working diligently to assess and provide resources and information to the community regarding COVID-19. An update will be provided to the Board on County related activities and response.

BOARD ACTION:

APPROVED AS RECOMMENDED: ____ OTHER: ____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk of the Board

By _____, Deputy.



COUNTY OF KINGS BOARD OF SUPERVISORS

GOVERNMENT CENTER HANFORD, CALIFORNIA 93230 (559) 852-2362
Catherine Venturella, Clerk of the Board of Supervisors

AGENDA ITEM March 9, 2021

SUBMITTED BY: Community Development Agency – Greg Gatzka/Chuck Kinney

SUBJECT: PUBLIC HEARING – 2020 COMMUNITY DEVELOPMENT BLOCK GRANT -
CORONAVIRUS RESPONSE ROUND 2 AND 3 NOTICE OF FUNDING
AVAILABILITY

SUMMARY:

Overview:

The purpose of this public hearing is to discuss possible activities and/or projects the County may apply for funding under the County's Community Development Block Grant (CDBG) - Coronavirus Response Round 2 and 3(CDBG-CV2/3) program, and solicit public input on the types of eligible activities the County should apply for. Under the State's Notice of Funding Availability for this grant opportunity, Kings County is eligible for up to \$498,890 in project funding. A public hearing is necessary to receive public input. After receiving public input, the Board may then give direction to staff. Staff will then prepare and present an application drafted for the Board's approval, which must be in the form of an adopted resolution for submittal as part of the application to the state.

Recommendation:

- a. Conduct a public hearing to receive public comments on what types of eligible activities the County should apply for under the Community Development Block Grant - Coronavirus Response Round 2 and 3 program; and
- b. Direct staff on which eligible activity to pursue.

Fiscal Impact:

Potential General Fund costs associated with staff and resources from multiple County Departments including Community Development Agency, Public Works, County Counsel, and Purchasing to complete all necessary grant application, reporting, monitoring, and contracted services procurement. Associated costs could range from \$5,000 to \$50,000 or more depending upon the type of project.

(Cont'd)

BOARD ACTION:

APPROVED AS RECOMMENDED: _____ OTHER: _____

I hereby certify that the above order was passed and adopted
on _____, 2021.

CATHERINE VENTURELLA, Clerk of the Board

By _____, Deputy.

Agenda Item

PUBLIC HEARING – 2020 COMMUNITY DEVELOPMENT BLOCK GRANT - CORONAVIRUS RESPONSE ROUND 2 AND 3 NOTICE OF FUNDING AVAILABILITY

March 9, 2021

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BACKGROUND:

The State of California, Department of Housing and Community Development administers a federal program known as the State CDBG Program. The State Department of Housing and Community Development (HCD) has released a Notice of Funding Availability (NOFA) for Coronavirus Response known as the Community Development Block Grant Program – Coronavirus Response Rounds 2 and 3 (CDBG-CV2/3) on December 18, 2020. Funds are allocated to eligible jurisdictions to perform activities related to COVID-19 response and recovery. Kings County has an allocation amount of \$498,890.

Applications are due by May 7, 2021. A complete listing of eligible activities is attached as Exhibit A. The category types of projects and eligible activities are listed below:

1. **Public Services** to respond to COVID-19 impacts, such as short-term subsistence payments to pay for utilities for households at risk of eviction and/or homelessness due to COVID-19;
2. **Public Facility and Infrastructure** improvements such as acquisition, construction, or conversion of buildings for homeless facilities with a documented COVID-19 nexus, facilities for child care centers with a documented COVID-19 nexus, healthcare facilities with a documented COVID-19 nexus, emergency shelters and housing for persons experiencing homelessness in response to COVID-19 impacts;
3. **Economic Development** for business assistance to help businesses retain employees, or in the case of businesses re-starting after mandated COVID-19 related shut-downs, adding employees; or microenterprise assistance for businesses impacted by COVID-19 with five or fewer employees (including the business owner);
4. **Housing Acquisition/Rehabilitation** for rehabilitation of private residences that could be either for single or multi-family residences;
5. **Homekey Support** for rehabilitation of Homekey funded acquisitions.

STAFF RECOMMENDATION:

Conduct a public hearing to give citizens an opportunity to make their comments known regarding what type of eligible project the County should apply for under the State CDBG –CV2 and 3 Notice of Funding Availability (NOFA).

As a result of public testimony, staff is requesting the Board provide direction to Staff on which potential eligible project staff will include in the 2020 CDBG – CV2 and 3 application to the State. A separate meeting to formally approve the application and resolution will be held prior to submission of the application to the State.

Agenda Item

PUBLIC HEARING – 2020 COMMUNITY DEVELOPMENT BLOCK GRANT - CORONAVIRUS RESPONSE ROUND 2 AND 3 NOTICE OF FUNDING AVAILABILITY

March 9, 2021

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Exhibit A

APPENDIX E - CDBG-CV2/3 NOFA

IDIS Matrix- CDBG Eligibility Activity Codes and National Objectives

Matrix Code Key - National Objective Codes (N = Not Allowed)

Code	Eligible Activity	LMA	LMC	LMH	LMJ	URG
01	Acquisition of Property - 570.201(a)					
03A	Senior Centers	N		N	N	
03B	Facility for Persons with Disabilities	N		N		
03C	Homeless Facilities (not operating costs)	N		N		
03D	Youth Centers	N		N	N	
03E	Neighborhood Facilities			N		
03F	Parks and Recreational Facilities			N	N	
03H	Solid Waste Disposal Improvements					
03J	Water/Sewer Improvements					
03M	Child Care Centers	N		N		
03P	Health Facilities			N		
03Q	Abused and Neglected Children Facilities	N		N		
03S	Facilities for AIDS Patients	N		N		
03T	Operating Costs Homeless/AIDS Patients	N		N	N	
03Z	Other Public Facility Improvements					
05A	Senior Services	N		N	N	
05B	Services for Persons with Disabilities	N		N	N	
05C	Legal Services			N	N	
05D	Youth Services	N		N	N	
05E	Transportation Services			N	N	
05F	Substance Abuse Services			N	N	
05G	Services for Victims of Domestic Violence, Dating Violence, Sexual Assault, or Stalking	N		N	N	
05H	Employment Training			N	N	
05J	Fair Housing Activities-Subj.to Pub.Serv.Cap			N	N	
05K	Tenant/Landlord Counseling	N		N	N	
05L	Child Care Services	N		N	N	
05M	Health Services			N	N	
05N	Abused and Neglected Children	N		N	N	
05O	Mental Health Services			N	N	
05P	Screening for Lead Based Paint	N		N	N	
05Q	Subsistence Payments	N		N	N	
05S	Rental Housing Subsidies	N	N		N	
05T	Security Deposits	N	N		N	
05U	Housing Counseling Only, under 24 CFR 5.100	N	N		N	N
05W	Food Banks			N	N	
05X	Housing information and referral services	N			N	N
05Z	Other Public Services			N	N	
06	Interim Assistance		N	N	N	
08	Relocation					
09	Rental Income Loss					
14A	Rehab Single Unit Residential					
14B	Rehab; Multi-Unit Residential	N	N		N	
14C	Public Housing Modernization	N	N		N	
14D	Rehab: Other than Public Owned Residential Building	N	N		N	

Agenda Item

PUBLIC HEARING – 2020 COMMUNITY DEVELOPMENT BLOCK GRANT - CORONAVIRUS RESPONSE ROUND 2 AND 3 NOTICE OF FUNDING AVAILABILITY

March 9, 2021

Page 4 of 4

14E	Rehabilitation: Publicly or Privately Owned Residential Building			N		
14G	Acquisition for Rehabilitation	N	N		N	
14H	Rehabilitation Administration					
14I	Lead-Based Paint Abatement	N	N		N	
15	Code Enforcement		N	N	N	
17B	Commercial/Industrial: Infrastructure Development			N		
17C	Commercial/Industrial Acq. Construction Rehab			N		
17D	Other Commercial/Industrial Improvements			N		
18A	ED Assistance to For-Profits		N	N		
18B	Economic Development: Technical Assistance		N	N		
18C	Micro-Enterprise Assist.			N		
19C	Non-Profit Capacity Building					
21D	Fair Housing Activity (Subject to Admin Cap)	N	N	N	N	N
21H	CDBG Funding of HOME Admin.	N	N	N	N	N
21I	CDBG Funding of Home CHDO Operations	N	N	N	N	N

LMA- Low Mod Area / LMC- Low Mod Clientele / LMH – Low Mod Housing /
LMJ – Low Mod jobs / URG- Urgent