

**ALL CELL PHONES AND ELECTRONIC DEVICES MUST BE
TURNED OFF IN THE COUNCIL CHAMBERS**

**A G E N D A
REEDLEY CITY COUNCIL **SPECIAL** MEETING**

12:00 P.M.

FRIDAY, December 4, 2020

**Meeting Held in the Council Chambers,
845 "G" Street, Reedley, California**

The Council Chambers are accessible to the physically disabled. Requests for additional accommodations for the disabled, including auxiliary aids or services, should be made one week prior to the meeting by contacting the City Clerk at 637-4200 ext. 212.

Any document that is a public record and provided to a majority of the City Council regarding an open session item on the agenda will be made available for public inspection at City Hall, in the City Clerk's office, during normal business hours. In addition, such documents may be posted on the City's website.

Unless otherwise required by law to be accepted by the City at or prior to a Council meeting or hearing, no documents shall be accepted for Council review unless they are first submitted to the City Clerk by the close of business one day prior to said Council meeting/hearing at which the Council will consider the item to which the documents relate, pursuant to the adopted City Council Protocols.

In recognition of the guidance from the California Department of Public Health in response to the COVID-19 pandemic, those who choose to attend the City Council meeting physically will be asked to practice social distancing by remaining at least 6 feet apart from other attendees. Hand sanitizer will be available at the entrance to the Council Chambers. We ask all attendees to use the hand sanitizer upon entering and exiting the room. If you are sick, please do not attend the meeting in person. The meeting is available via live stream at the web link noted below following the City's website address and public comments will be accepted during the appropriate comment periods by calling (559) 637-4200 ext. 290. Thank you for your cooperation. Our community's health and safety is our highest priority.

City of Reedley's Internet Address is www.reedley.ca.gov
City Council Meeting live stream is available at <http://www.reedley.com/livestream.php>

Frank Piñon, Mayor

Mary Fast, Mayor Pro Tem
Anita Betancourt, Council Member

Robert Beck, Council Member
Ray Soleno, Council Member

MEETING CALLED TO ORDER

ROLL CALL

ADMINISTRATIVE BUSINESS

1. CONSIDERATION OF ITEMS PERTAINING TO ESTABLISHING A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS

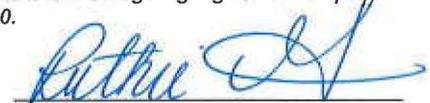
- A. ADOPT RESOLUTION NO. 2020-100 ESTABLISHING A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS.
- B. ADOPT RESOLUTION NO. 2020-100 AMENDING THE FY 2020-21 ADOPTED BUDGET APPROPRIATING \$45,000 IN THE GENERAL FUND FROM 2020 CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FUNDS FROM THE COUNTY OF FRESNO FOR A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS.

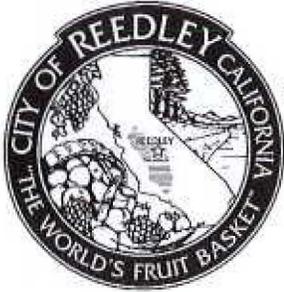
Report, discussion and/or other Council action to approve, modify, and/or take other action as appropriate. – (Administrative Services, Community Development)

Staff Recommendation: Approve

ADJOURNMENT

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in accordance with the applicable legal requirements. Dated this 3rd day of December 2020.


Ruthie Greenwood, City Clerk



REEDLEY CITY COUNCIL

- Consent
- Regular Item
- Workshop
- Closed Session
- Public Hearing
- Receive/Review

ITEM NO: 1

DATE: December 4, 2020

TITLE: CONSIDERATION OF ITEMS PERTAINING TO ESTABLISHING A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS

- A) ADOPT RESOLUTION NO. 2020-100 ESTABLISHING A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS
- B) ADOPT RESOLUTION NO. 2020-101 AMENDING THE FY 2020-21 ADOPTED BUDGET APPROPRIATING \$45,000 IN THE GENERAL FUND FROM 2020 CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FUNDS FROM THE COUNTY OF FRESNO FOR A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS AND GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS

SUBMITTED: Paul A. Melikian, Assistant City Manager *PM*
Rob Terry, Community Development Director *RT*

APPROVED: Nicole R. Zieba, City Manager *for PM*

RECOMMENDATION

Staff recommends that the City Council consider Resolutions No. 2020-100 and 2020-101 adopting a temporary business assistance program for Reedley restaurants and gymnasiums/fitness centers for modifications made to their premises for outdoor operations, from a \$45,000 allocation from the 2020 Coronavirus Aid, Relief, and Economic Security (CARES) Act funds from the County of Fresno.

EXECUTIVE SUMMARY

Staff recommends that the City Council consider establishing a temporary business assistance program for Reedley restaurants and gymnasiums/fitness centers to reimburse them for modifications made to their premises for outdoor operations as a result of State public health regulations, from a \$45,000 allocation from the 2020 Coronavirus Aid, Relief, and Economic Security (CARES) Act funds from the County of Fresno.

On November 16, 2020, the State of California reverted Fresno County to the "Purple Tier 1" in the state's color-coded 'Blueprint for a Safer Economy.' The purple tier represents "widespread" risk of spreading COVID-19 in the community. Previously Fresno County had been in "Red Tier 2" representing "substantial"

risk. The backslide into the more restrictive tier means that restaurants, churches, gyms and other business sectors that had been allowed to reopen indoors with limited capacity had to return to outdoor-only operations. Under “Red Tier 2”, restaurants and gymnasiums/fitness centers have been able to offer limited indoor operations at up to 25% and 10% capacity, respectively.

To date, 13 of the roughly 30 active restaurants in Reedley have applied to the City for outdoor dining options to include making modifications to their operation to allow for outdoor dining. Some of those restaurant businesses in the downtown area have received assistance from the City in the form of outdoor ‘parklet’ dining, temporary construction improvements of curbside dining areas funded by the 2020 CARES Act funds. Even with this assistance, many of the restaurants have made purchases such as tables, chairs, heaters, umbrellas, barriers and décor to create or complete their outdoor dining areas.

Utilizing the requested \$45,000 allocation, the City would reimburse restaurants and gymnasiums/fitness centers meeting criteria as set forth in the attached resolution 2020-100, up to \$1,500 per business for modifications made to the premises for outdoor operations. Restaurant and gymnasium/fitness center owners will be required to apply for the reimbursement and provide copies of receipts for purchases made, and payments will be made on a first come, first served basis until funding is exhausted or replenished with additional allocations from the City Council.

BACKGROUND

The City has invested its CARES Act funds heavily into local business assistance activities as highlighted below:

\$37,000 - April & May 2020 Temporary Business Utility Bill Forgiveness Program

In May 2020, the City Council established a Temporary Business Utility Bill Forgiveness Program to provide relief to eligible Reedley businesses affected by the COVID-19 pandemic, by offering up to two months of City utility bill forgiveness, to include charges for water, wastewater and solid waste services. The program was initially funded by a \$25,000 transfer from the City’s General Fund Reserve. Due to strong response from Reedley businesses, the program was amended in June 2020 to increase available funding to \$37,000.

\$30,000 - Additional Contributions to the Greater Reedley Chamber of Commerce

Beginning in March 2020, the effects and impact of the mitigation efforts and community response to the pandemic caused the City to request additional services and support from the Chamber. On March 24, 2020, the City Council approved Amendment #1 to the Professional Services Agreement with the Chamber for the fiscal year ending June 30, 2020, whereupon the City paid the Chamber an additional \$5,000 for services rendered to the City and in support of the business community. The need for the Chamber’s enhanced support of the business community continues into this fiscal year, and an additional \$25,000 of compensation was included in the City’s 2020-2021 Adopted Budget for this purpose, for total compensation of \$75,000.

\$5,474 – FY 2020/21 Temporary Utility Bill and Streetscape Assessment Forgiveness program

Council Resolution No. 2020-070, adopted on August 6, 2020 allocated \$25,000 towards establishing a temporary City Utility Bill and Streetscape Assessment Forgiveness program. Unlike the previous City utility bill relief program, which ended on June 30, 2020, this program included Streetscape Assessments and was applicable primarily to licensed and eligible Reedley barbershops, salons, and other personal care service businesses (such as nail salons and massage therapy businesses). This temporary program was funded from a \$25,000 allocation from the City’s allocation of 2020 CARES Act Coronavirus Relief funds. As communicated in the October 13, 2020 report of utilization of the program funds, which ended September 30, 2020, remaining funds from the forgiveness program of \$19,526.25 were used to continue business assistance activities in the downtown corridor.

\$83,550 Reedley Business Assistance Activities

In August 2020, the City Council allocated \$39,024 in CARES Act funds for Reedley Business Assistance Activities, that was in addition to funding for temporary utility bill and streetscape forgiveness programs for business owners. The initial allocation of \$39,024 was used to rent temporary barricades, portable cooling units, canopies/shade covers, and initial construction of raised parklet/parking area platforms to support outdoor dining and retail infrastructure in operating outdoors in the downtown corridor.

While this was a sizable contribution, in order to ensure that the current number of requested raised parklet/parking area platforms to support outdoor dining and retail infrastructure were fully funded, remaining funds of \$19,526.25 from the FY 2020/21 Temporary Utility Bill and Streetscape Assessment Forgiveness program were transferred to this project in October 2020. In addition, in October 2020, the City Council authorized an additional \$25,000 allocation from the County CARES Act funds for this purpose, which increased the total downtown business assistance to \$83,550.25, not including the aforementioned utility/streetscape forgiveness programs.

As of the date of this report, final invoices for business assistance activities were still being received. Once all invoices are received, the project budget will be reconciled and communicated to the City Council.

\$9,100 – River City Theater Company Rent Waiver

In April 2020, the City Council authorized staff to waive the monthly rent payments from the River City Theater Company for use of the Opera House for the months of April and May 2020. As the pandemic stretched on and restrictions remained in place, the River City Theater Company was forced to cancel its 2020 season and requested a rent waiver for the remainder of the calendar year. In July 2020, the City Council formally authorized a waiver for the months of June through December 2020.

\$1,697 – BMX Facility Rent Waiver

In January 2020, the City Council approved a successor agreement for the lease of Reedley Airport premises for Bicycle Motocross Track operations. The track operators, Paul and Donna Huebert, have been significantly impacted by the COVID-19 pandemic with a large number of their events canceled or postponed. On August 25, 2020, the City Council authorize the City Manager to grant a lease payment reduction not to exceed \$1,697, which is roughly equivalent to half of the annual rent for the facility.

\$50,000 - Sequoia Safety Council Support

On October 13, 2020, the City Council authorized a payment from the Fresno County CARES Act allocation to the Sequoia Safety Council, Reedley's ambulance provider, for purchases of personal protective equipment. Funds are for the purchase of N95 respirators, disposable gowns, a portable ventilator machine, and a Quantitative Fit Test Machine to ensure that employee respirators fit properly provide an adequate face seal, among other items to mitigate the impacts of COVID-19 on their small organization.

FISCAL IMPACT

At this juncture, the City has fully allocated its local CARES Act allocation of \$320,001 received from the State of California towards Reedley business assistance activities and its own COVID-19 mitigation measures. In October 2020, the City Council fully allocated the \$244,047 of CARES Act funds received from the County of Fresno for: 1) additional business assistance activities; 2) a payment to the Sequoia Safety Council; and 3) City payroll expenses for public safety employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

Although funding from the County of Fresno CARES Act allocation was fully allocated in October 2020, early to mid-year sales tax receipts to the General Fund have been stronger than anticipated, with sufficient funding now available to cover a portion of City payroll expenses for public safety employees whose services are substantially dedicated to mitigating or responding to COVID-19. With the adoption of attached Resolution 2020-101, staff recommends utilizing a portion of the County of Fresno CARES Act allocation instead to pay for this temporary business assistance program directed at Reedley restaurants and gymnasium/fitness centers.

ATTACHMENTS

Resolution No. 2020-100

Resolution No. 2020-101

RESOLUTION NO. 2020-100

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REEDLEY ADOPTING A TEMPORARY BUSINESS ASSISTANCE PROGRAM FOR REEDLEY RESTAURANTS & GYMNASIUMS/FITNESS CENTERS FOR MODIFICATIONS MADE TO THEIR PREMISES FOR OUTDOOR OPERATIONS

WHEREAS, as a response to the COVID-19 pandemic, on March 19, 2020, Governor Newsom issued Executive Order N-33-20 directing all residents immediately to heed current State public health directives to stay home, except as needed to maintain continuity of operations of essential critical infrastructure sectors and additional sectors as the State Public Health Officer may designate as critical to protect health and well-being of all Californians; and

WHEREAS, on November 16, 2020, the State of California reverted Fresno County to the “Purple Tier 1” in the state’s color-coded ‘Blueprint for a Safer Economy.’; and

WHEREAS, the backslide into the more restrictive tier means that restaurants, churches, gyms and other business sectors that had been allowed to reopen indoors with limited capacity had to return to outdoor-only operations; and

WHEREAS, to date, 13 of the roughly 30 active restaurants in Reedley have applied to the City for outdoor dining options to include making modifications to their operation to allow for outdoor dining; and

WHEREAS, the City Council desires to establish a temporary business assistance program for Reedley restaurants and gymnasiums/fitness centers to reimburse them for modifications made to their premises for outdoor operations as a result of State public health regulations; and

WHEREAS, \$45,000 has been identified as available for this program from the 2020 Coronavirus Aid, Relief, and Economic Security (CARES) Act funds from the County of Fresno.

NOW, THEREFORE, BE IT RESOLVED THAT a temporary Business Assistance Program for Reedley restaurants for modifications made to their premises for outdoor dining operations is hereby established using the provisions identified below, and shall remain in effect until February 26, 2021, or modified or rescinded by subsequent resolution of the City Council.

1. The program will be funded from a \$45,000 allocation from the City General Fund, and funds will be distributed on a first come, first served basis until funding is exhausted or replenished with additional allocations.
2. This program is only applicable to licensed and eligible Reedley restaurants and gymnasiums/fitness centers.
3. Restaurants and gymnasiums/fitness centers must apply and attest that they have fully complied with State orders.
4. Reimbursements are limited to a maximum of \$1,500 per business, and copies of purchase receipts substantiating the request must be provided at the time of application.
5. Only restaurants and gymnasiums/fitness centers with active and valid business licenses with the

City of Reedley are eligible.

6. Businesses must be compliant with all City requirements for outdoor operations, including submittal of a brief site plan, property owner consent (if applicable), and meeting all ADA and insurance requirements.
7. The City Manager and Assistant City Manager are authorized to implement this temporary Business Assistance Program, including promulgation of program rules not enumerated in this resolution.
8. All applications/requests for utility bill forgiveness must be received by end of business February 26, 2021 to be considered.
9. A report of program utilization, including number and amount of requests received and processed, will be provided to the City Council in March 2021, or sooner if program funds are exhausted.

This foregoing resolution is hereby adopted this 4th day of December, 2020, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank Piñon, Mayor

ATTEST:

Ruthie Greenwood, City Clerk

BUDGET AMENDMENT RESOLUTION 2020-101

The City Council of the City of Reedley does hereby amend the 2020-21 Budget as follows:

SECTION I - ADDITIONS

| Account Number | Account Description | Amount |
|----------------|-----------------------------------|------------------|
| 001-4290.3030 | Restaurant/Gym Assistance Program | 45,000 |
| Total | | \$ 45,000 |

Purpose: To allocate CARES Act funding from Fresno County for a temporary business assistance program for Reedley restaurants and gymnasiums/fitness centers for modifications made to their premises for outdoor operations, as detailed in the December 4, 2020 staff report to the City Council.

SECTION II - SOURCE OF FUNDING

| Account Number | Account Description | Amount |
|----------------|----------------------|------------------|
| 001-2710 | General Fund Balance | \$ 45,000 |
| Total | | \$ 45,000 |

Impact: There is no impact to the General Fund as the proposed allocation will be covered by revenue received from the 2020 CARES Act allocation from Fresno County.

REVIEWED:


Assistant City Manager

RECOMMENDED:


City Manager

The foregoing resolution was approved by the City Council of the City of Reedley on December 4, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Frank Piñon, Mayor

ATTEST:

Ruthie Greenwood, City Clerk