



BAKERSFIELD CITY COUNCIL AGENDA MEETING OF NOVEMBER 28, 2018

Council Chambers, City Hall, 1501 Truxtun Avenue
Regular Meeting 3:30 PM

REGULAR MEETING - 3:30 PM

1. ROLL CALL

2. PUBLIC STATEMENTS

3. WORKSHOPS

- a. Presentation by Louis Gill, Chief Executive Officer of the Bakersfield Homeless Center, regarding request for City funding.
Staff recommends the item be referred to the Budget and Finance Committee for further review.
- b. Presentation by City Manager's Office Outlining Required Changes to City's Ordinance Related to Wireless Facilities in the Public Right-of-Way.
Receive and file.

4. CLOSED SESSION

- a. Conference with Legal Counsel - Existing Litigation; Closed Session pursuant to Government Code section 54956.9(d)(1) regarding *Timothy Grismore, Xavier Hines v. City of Bakersfield, et al.* USDC Case No. 1:17-CV-00413-AWI-JLT

5. CLOSED SESSION ACTION

6. ADJOURNMENT



ADMINISTRATIVE REPORT

MEETING DATE: 11/28/2018

Workshops 3. a.

TO: Honorable Mayor and City Council

FROM: Alan Tandy, City Manager

DATE: 8/30/2018

WARD:

SUBJECT: Presentation by Louis Gill, Chief Executive Officer of the Bakersfield Homeless Center, regarding request for City funding.

STAFF RECOMMENDATION:

Staff recommends the item be referred to the Budget and Finance Committee for further review.

BACKGROUND:

During the August 15, 2018, City Council meeting Councilmember Parlier requested staff invite Louis Gill, CEO of the Bakersfield Homeless Center and Alliance Against Family Violence and Sexual Assault, to a future meeting of the City Council so he could provide information related to a recent request for financial assistance. As a result, Mr. Gill will be on hand to provide the City Council with a presentation responsive to the request.

ATTACHMENTS:

Description	Type
□ PowerPoint presentation	Presentation



Neighbors in Crisis

Louis Gill, CEO

What Would You Do?



You Call Us



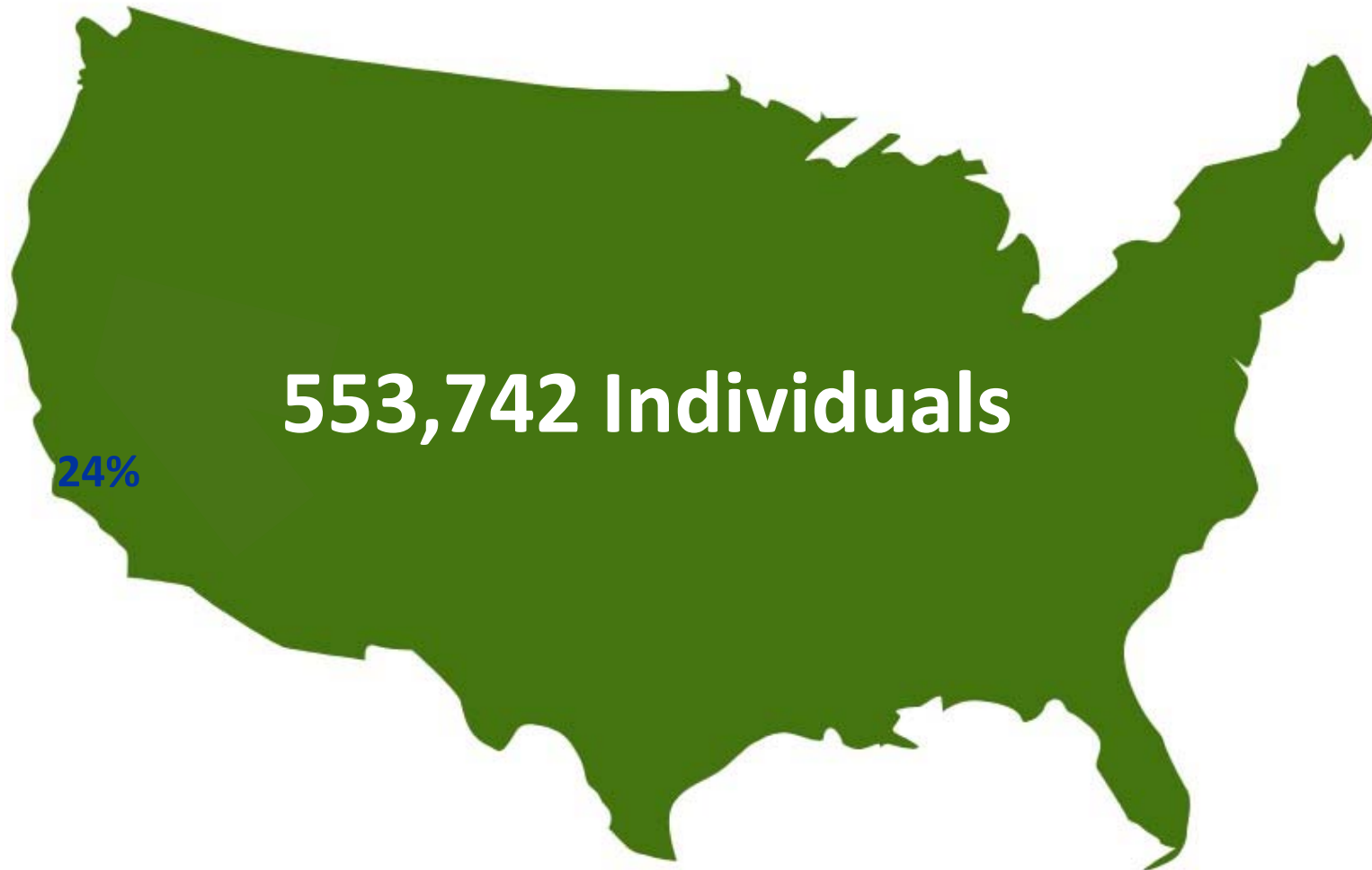
The Bakersfield Homeless Center is
requesting \$200,000 from the City of
Bakersfield to be used towards
Emergency Food & Shelter Services for the
2018-2019 Fiscal Year.



Homelessness is THE Issue



Homelessness on a National Scale



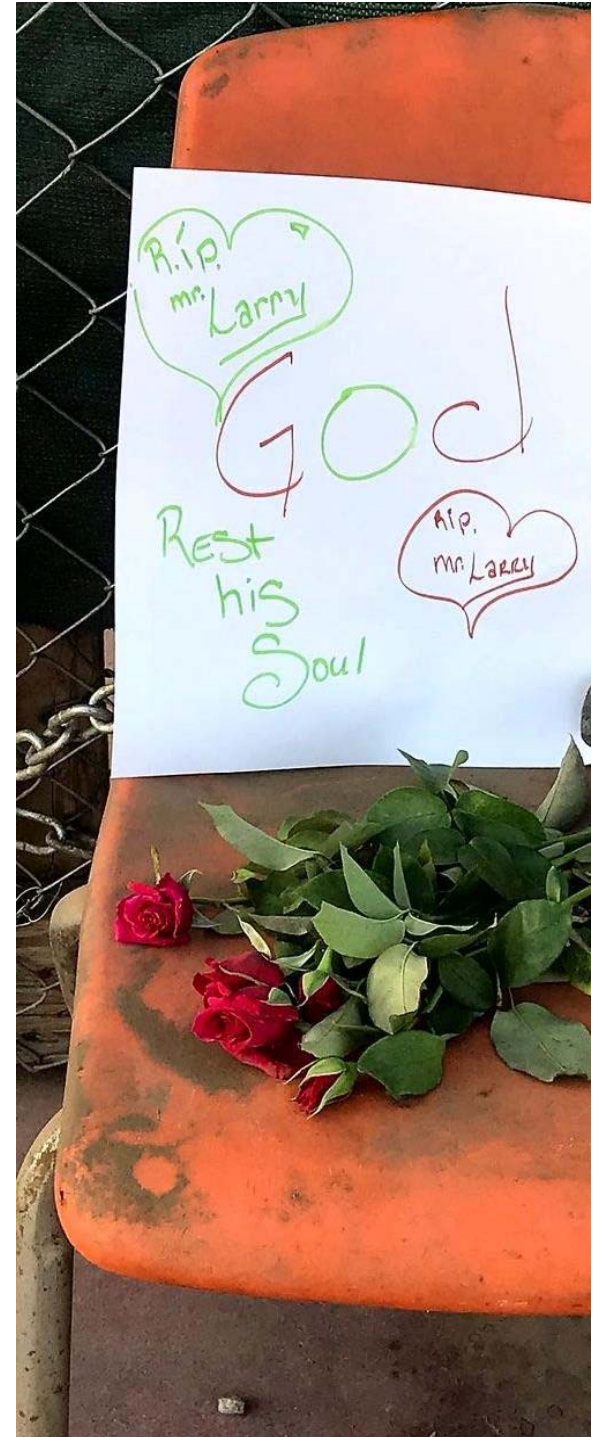
Homelessness Close to Home

- California = 134,278 people
 - 34 out of 10,000 people
- Kern County = 810 people
 - 9 people out of 10,000 people
- Tulare & Kings Counties = 853 people
 - 14 people out of 10,000
- Fresno & Madera Counties = 2,016 people
 - 18 people out of 10,000



Homelessness is Fatal

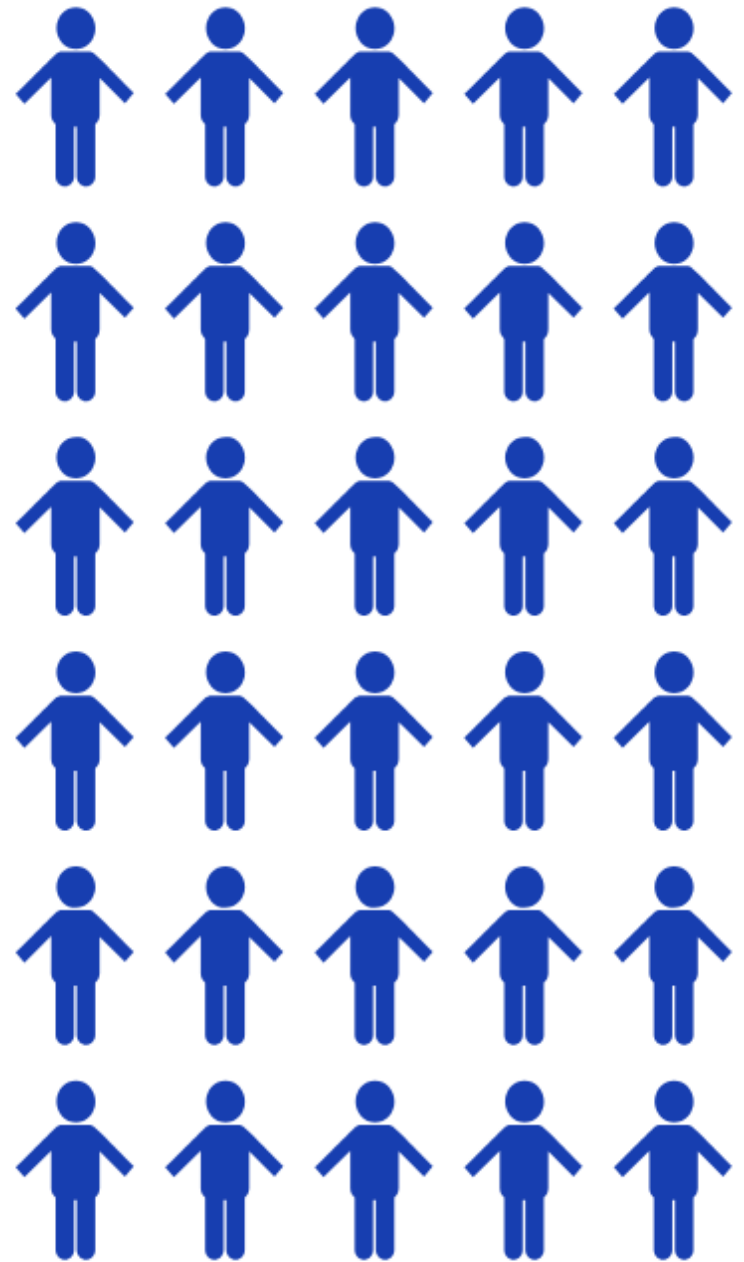
The street takes lives.



Constant Demand

On average, every month:

466 women and families seek shelter at BHC



Rising Crisis, Shortfall in Resources

Projecting a lack of reliable and sufficient funding to provide enough Emergency Services to meet continuing and growing demand.

Demand for Services

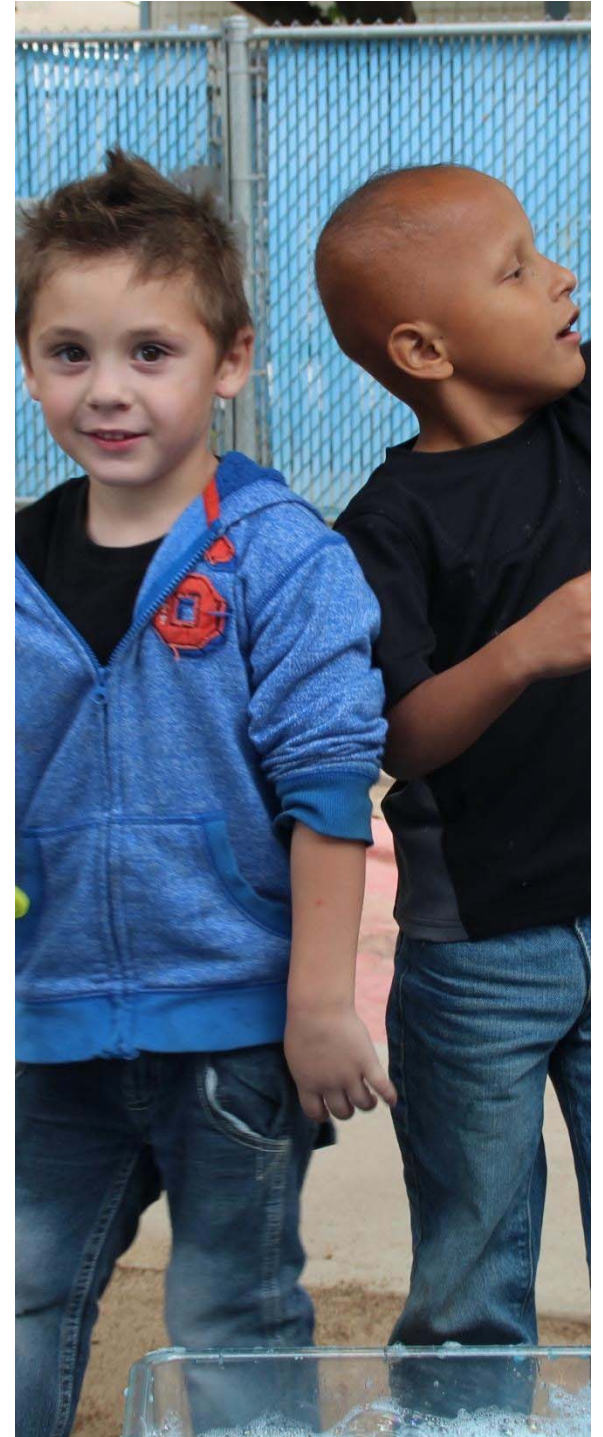
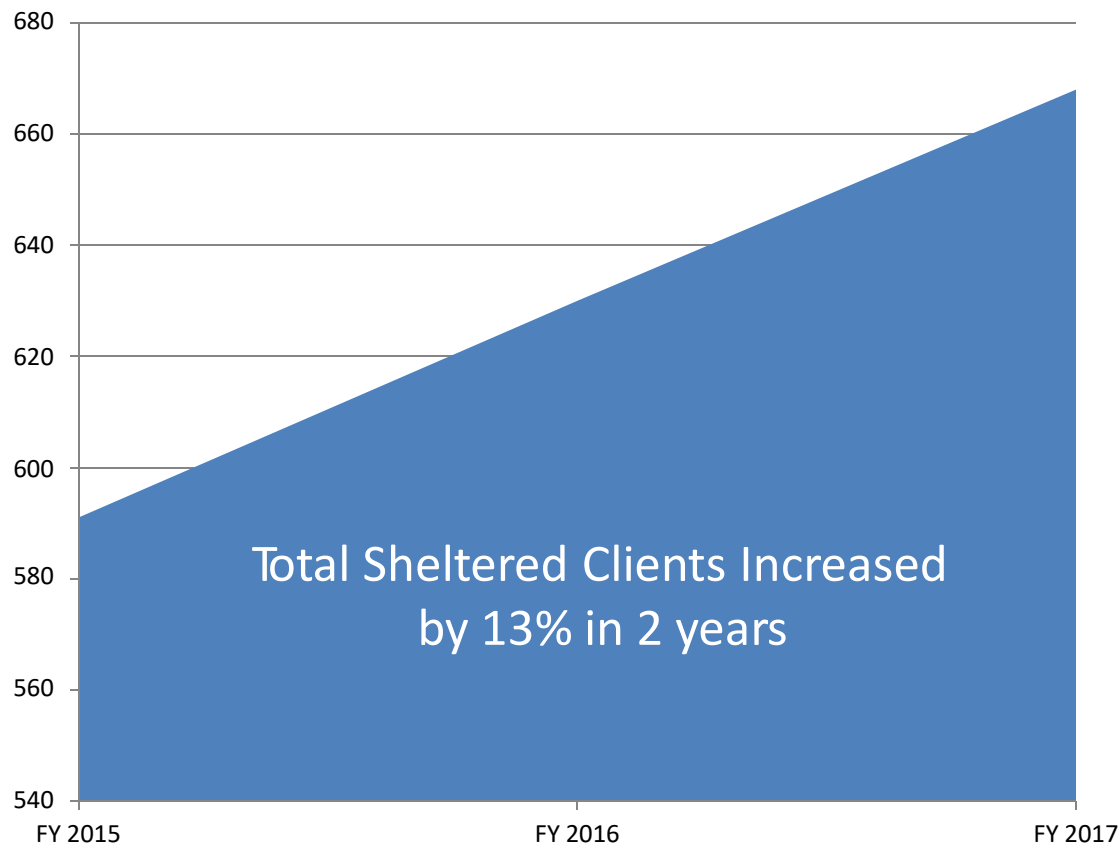
+ Government Funding Restrictions

+ Private Funding Cycles

+ Obligatory Operational Expenses

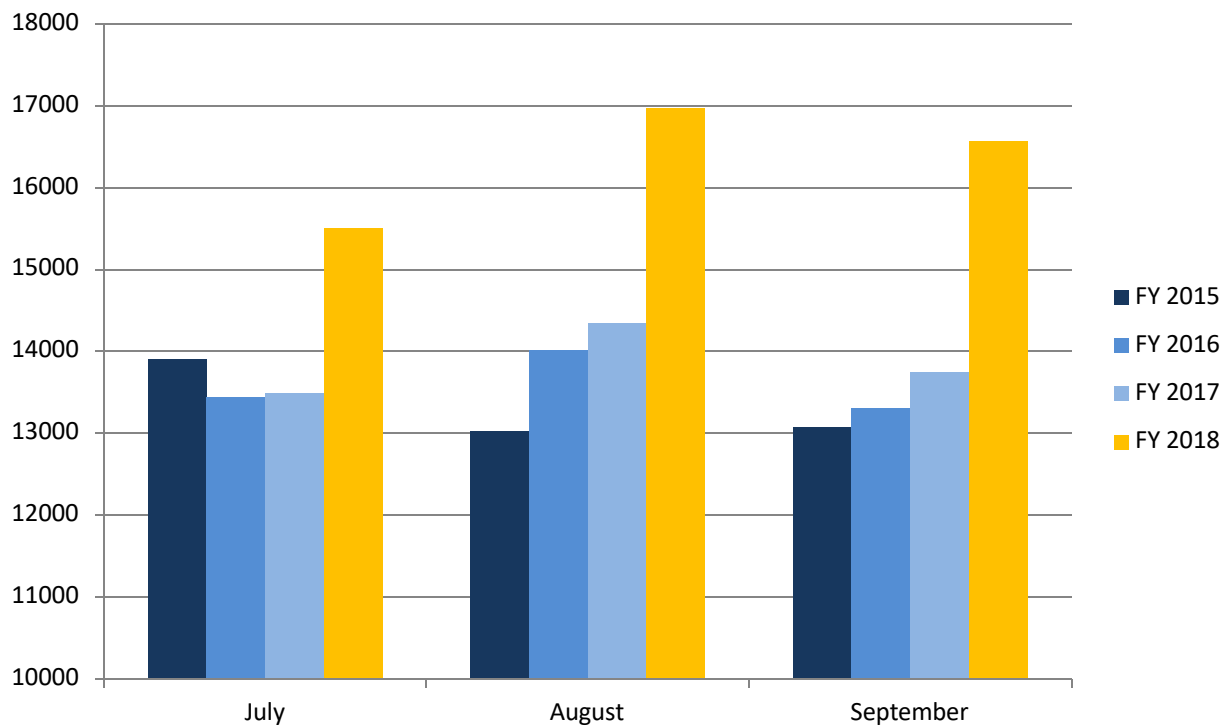
FUNDING GAP

More People Sheltered



More Total Meals Served

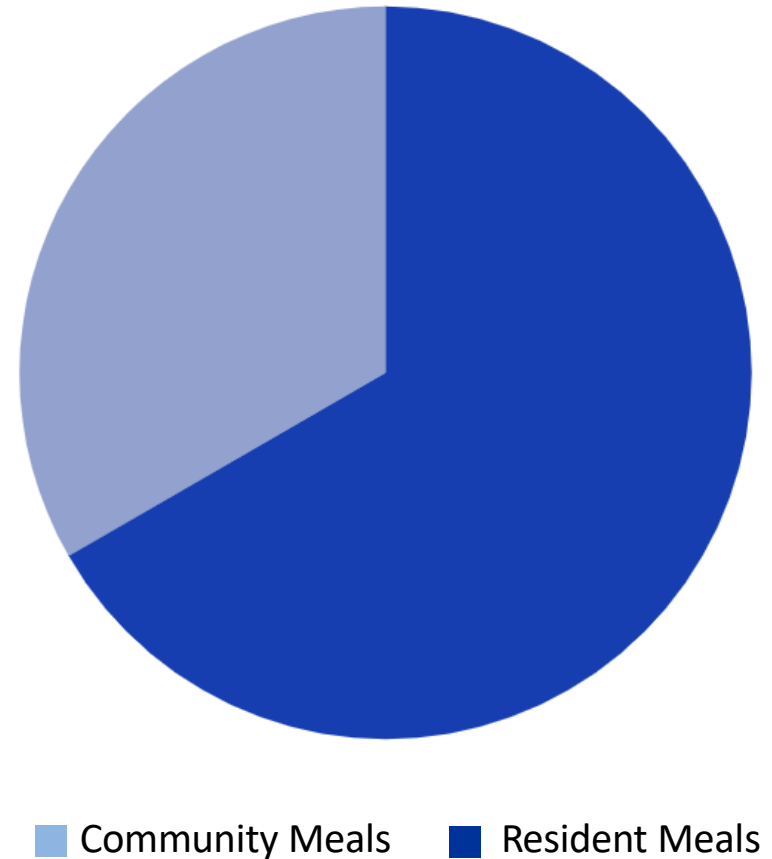
Serving 20% (or 2,760) more meals every month than 2 years ago.



Community Meals Increasing

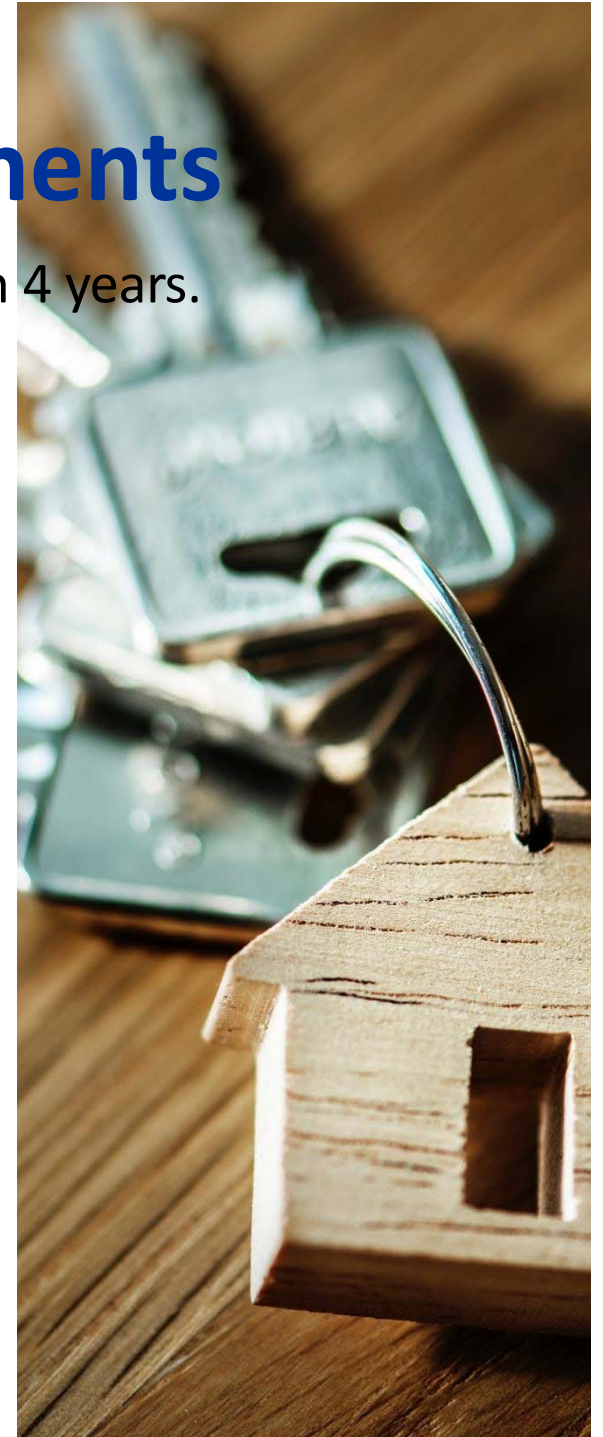
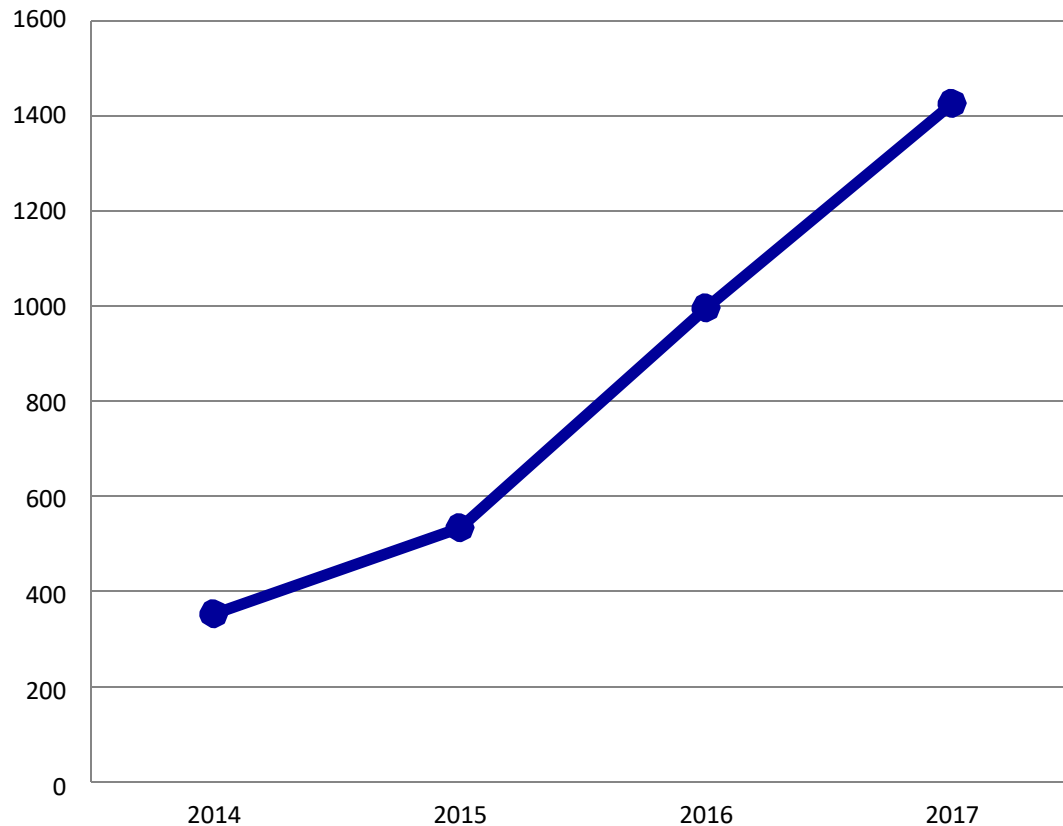
Community Meals make up nearly 1/3 of total meals served.

- Increased 44% in the last 2 years.
- Now averaging 4,800 community meals per month.



More Housing Placements

400% Increase in Housing Placements in 4 years.



Government Funding Restrictions

- Subsidize Administrative Costs for Contracts
 - The Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act
 - Rapid Re-housing and Prevention
 - City and County keep administrative costs allowed by Grants
- Finance Costs of Grant Funding
 - Minimum of 2 months up to years
 - No grant covers financing costs
- New Funding Directed Towards Outreach and Housing
 - Housing First Emphasis
 - Not for Emergency Services

Private Funding Cycles & Community Assistance

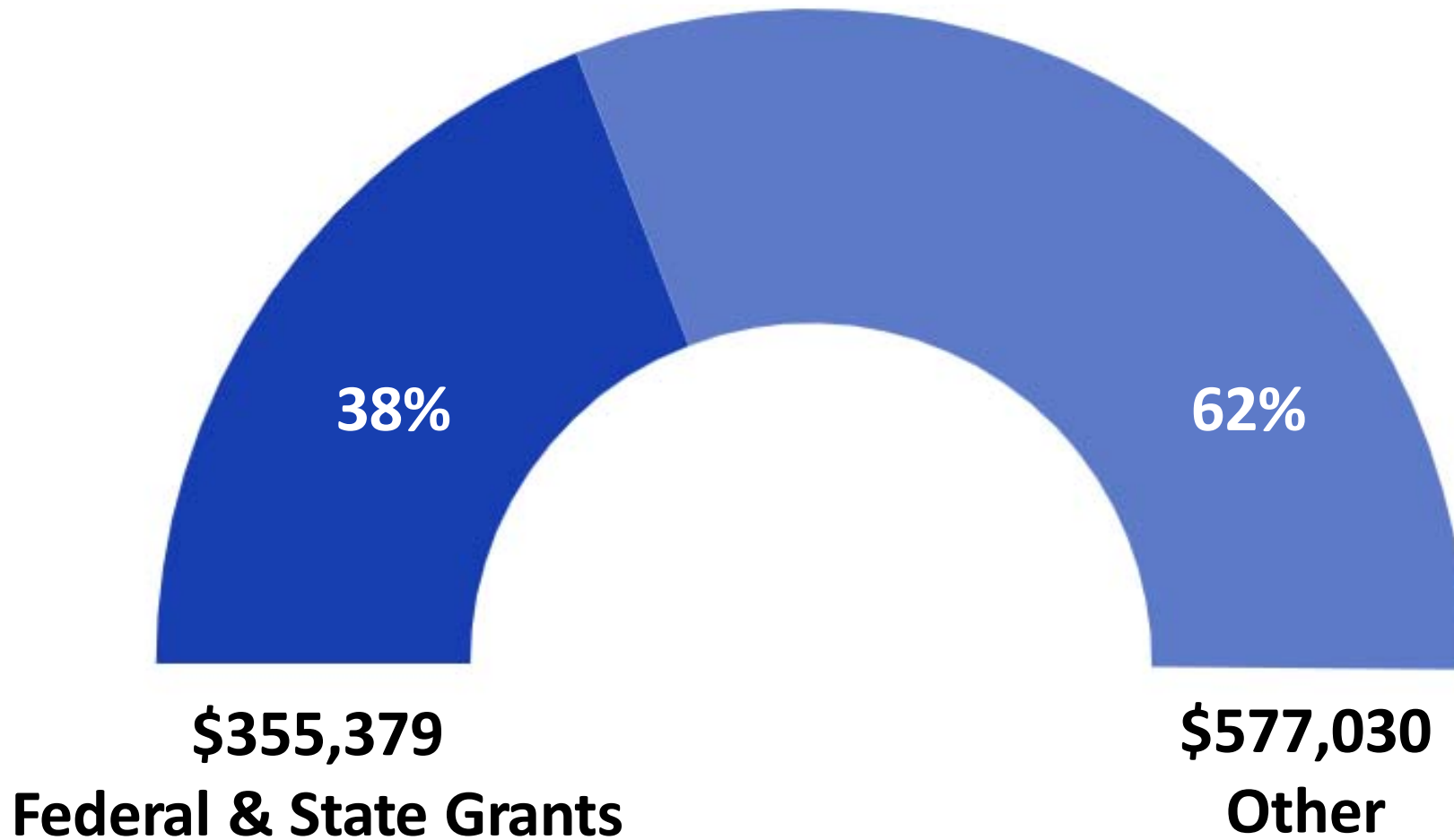
- Private organizations funding elimination
 - United Way - \$100,000 > \$0
- Recovering from drop in support after High Speed Rail Announcement
 - Tens of Thousands
 - Deferred Support

Obligatory Operational Expenses

- Facility and Equipment Repairs
- Impending Relocation
- Increase in Personnel Costs without Increase in Grant Awards
 - Minimum Wage Increase Schedule
 - Federal grants do not increase to meet CA minimum wage requirements

Funding Sources for Emergency Services





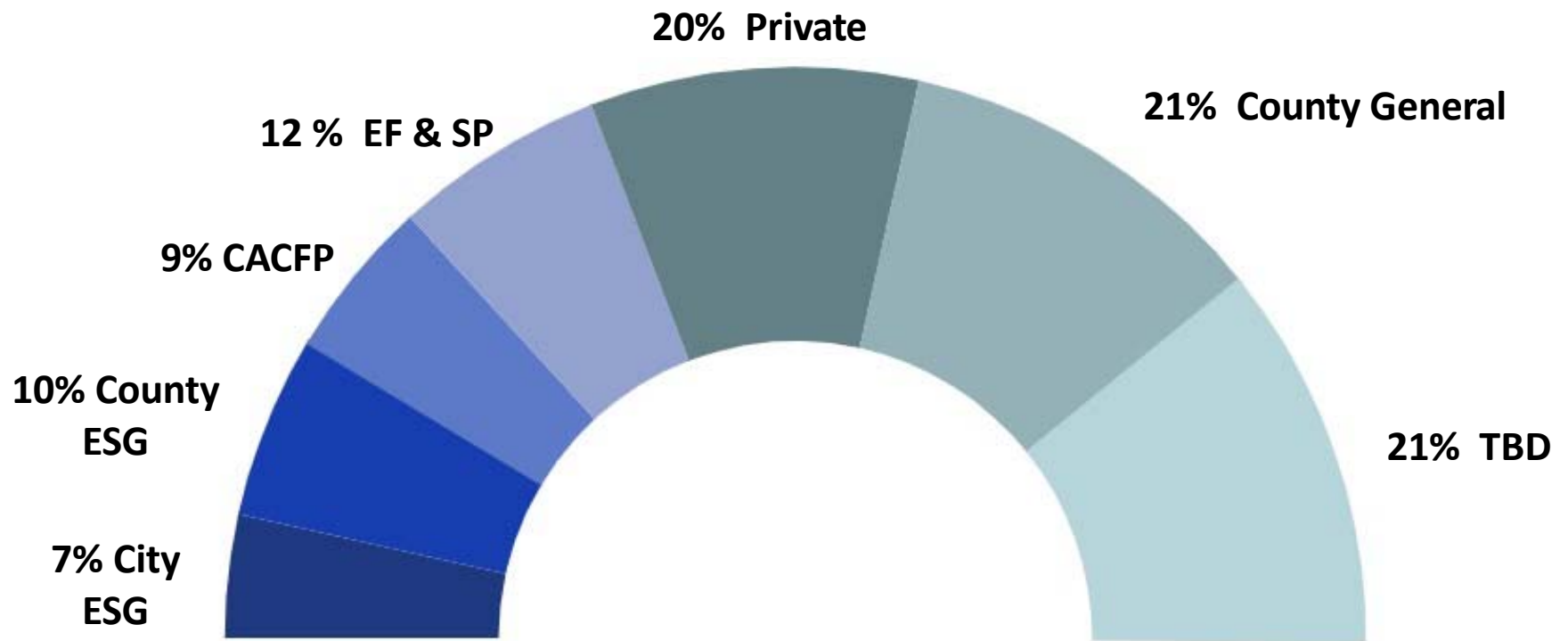
Federal & State Grants – 38%

- Emergency Solutions Grants – \$160,174
 - Shelter Only. Federal funds passed through City (\$64,000) and County (\$96,174) .
- Child & Adult Care Food Program – \$85,000
 - Food Only. State funded reimbursements of food service.
- Emergency Food and Shelter Program – \$110,205
 - Both Food & Shelter. Federally funded through FEMA. Unpredictable.
- Community Development Block Grants – \$0
 - Services. Federal funds to City with 15% available to use for community services.

Other Funding – 62%

- Private Designated Donations
 - Appx 30% of the “Other Funding” Category
- Food & Item Donations
 - Unpredictable
 - Do not alleviate operational needs
- Large One-time Donations
- Prayer

Fully Funded Emergency Services



Community Crisis

(not mismanagement)

Cost Benefit Analysis

VS

- “I Am My Brother’s Keeper”

Desperate Measures



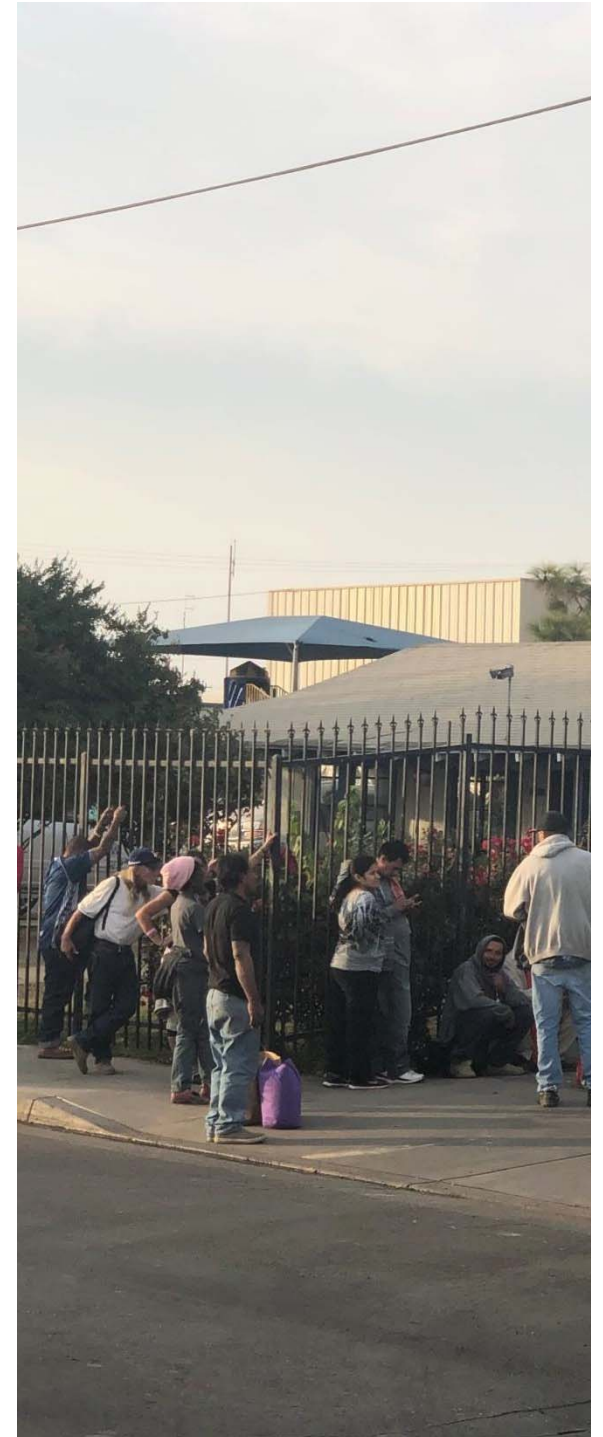
Reduce Services

- Stop community meals
 - Over 50,000 meals a year
- The Need is equivalent to 4 months less shelter for 174+ women and children every night.
- Warehouse will no longer fill referrals from other organizations for food, clothing, and household items.

Community Effect

- More women and children sleeping outside or in public areas.
- Increased Pressure on Code & Law Enforcement
- Greater Impact on Business Owners

No other organization can absorb our services.



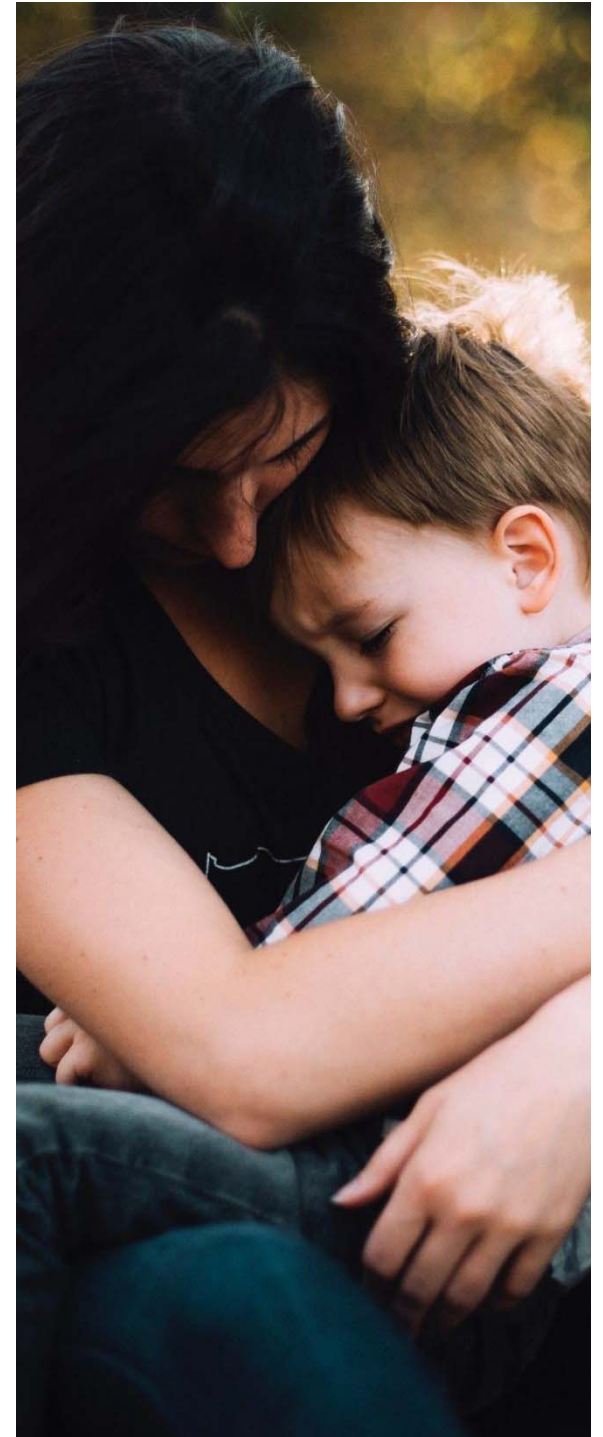
BHC is a Public Safety Partner

- Only Emergency Homeless Shelter for Women and Children in Kern County.
- Community Center for Services & Supplies.
- Able to relieve desperation that can Lead to drastic actions.



BHC Provides Crisis Disruption

- Prevention
 - Rental Arrears & Relocation Services
- Emergency Food & Shelter
- Case Management
- Licensed Childcare
- Housing Assistance
- Aftercare Case Management
- Job Development
- Community Resource Hub



Integrated Service System



• Sustained
Permanent Housing

- Less than 7% Return to Homelessness



**We Are Willing and Able
to Do More, yet...**



If you want people to go
somewhere, there has to
be somewhere to go.



How Will the City Respond?



1600 E Truxtun Ave | Bakersfield, CA 93305
661-322-9199 | www.bakhc.org



ADMINISTRATIVE REPORT

MEETING DATE: 11/28/2018

Workshops 3. b.

TO: Honorable Mayor and City Council

FROM: Virginia Gennaro, City Attorney

DATE: 9/21/2018

WARD:

SUBJECT: Presentation by City Manager's Office Outlining Required Changes to City's Ordinance Related to Wireless Facilities in the Public Right-of-Way.

STAFF RECOMMENDATION:

Receive and file.

BACKGROUND:

The City Manager's Office will present the status of the roll-out of wireless facilities in the public right-of-way and necessary revisions to the municipal code related to these facilities that are required by the recent adoption of new regulations by the Federal Communications Commission.

ATTACHMENTS:

Description	Type
□ PowerPoint presentation	Presentation

REC'D & PLACED ON FILE
AT COUNCIL MEETING OF
11/28/2018 WORKSHOP ITEM 3.a.

SMALL CELL WIRELESS FACILITIES

obilitie
St. west side 660' south of Truxtun
uperior Court Complex

What is a small cell wireless facility?

- Small cell wireless facilities generally refer to wireless network equipment commonly installed on existing right-of-way infrastructure like telephone poles or streetlights
- Mobile operators use the small cell facilities to extend service coverage and increase network capacity
- Advances from traditional private land lease/macro towers to meet demand
- 5G roll out

Mobilitie
1520 27th Street
San Joaquin Hospital
Parking Lot

Existing Small Cell Wireless Regulations

- Telecoms have power via CPUC to place facilities in public rights of way
- City Council adopted regulations in 2017
- Balances ability for telecoms to roll out technology, while addressing logistical and aesthetic concerns
- Basic time, place and manner regulations
- Allows City to negotiate fair market value for telecoms to collocate on City-owned street lights
- 38 applications from three vendors
- 12 installations since regulations became effective



Federal Communications Commission Ruling

■ FCC approved sweeping regulations in late September 2018; Effective January 2019

- Significantly curtails local control over placement, including:
 - *Severely restricts cities from enforcing time, place and manner regulations*
 - *Limits all fees to the actual costs incurred by the City*
 - *New “shot clocks” for local agencies to make decisions*
- Similar to SB649 that was opposed by over 200 CA cities and vetoed by the Governor in 2017



Impacts of FCC Ruling

- Will no longer be able to negotiate fair market value annual rental fees
- FCC sets this rate at \$270/per pole, per year vs. \$750-\$1,000/ per pole, per year in open market
- Must approve or deny new applications within 60 day window (including appeal)
- Without specific action prior to January 2019, City will have very little control over time, place and manner regulations....however...
- City can grandfather design standards and certain time, place and manner restrictions if design policy document is adopted prior to January 14th



Legal Challenge

- League of CA Cities and other jurisdictions are challenging the FCC ruling
- City has joined suit as intervenor
- Too early to know outcome, but City must be prepared to equitably regulate small cell wireless facilities in the right of way if FCC ruling is upheld



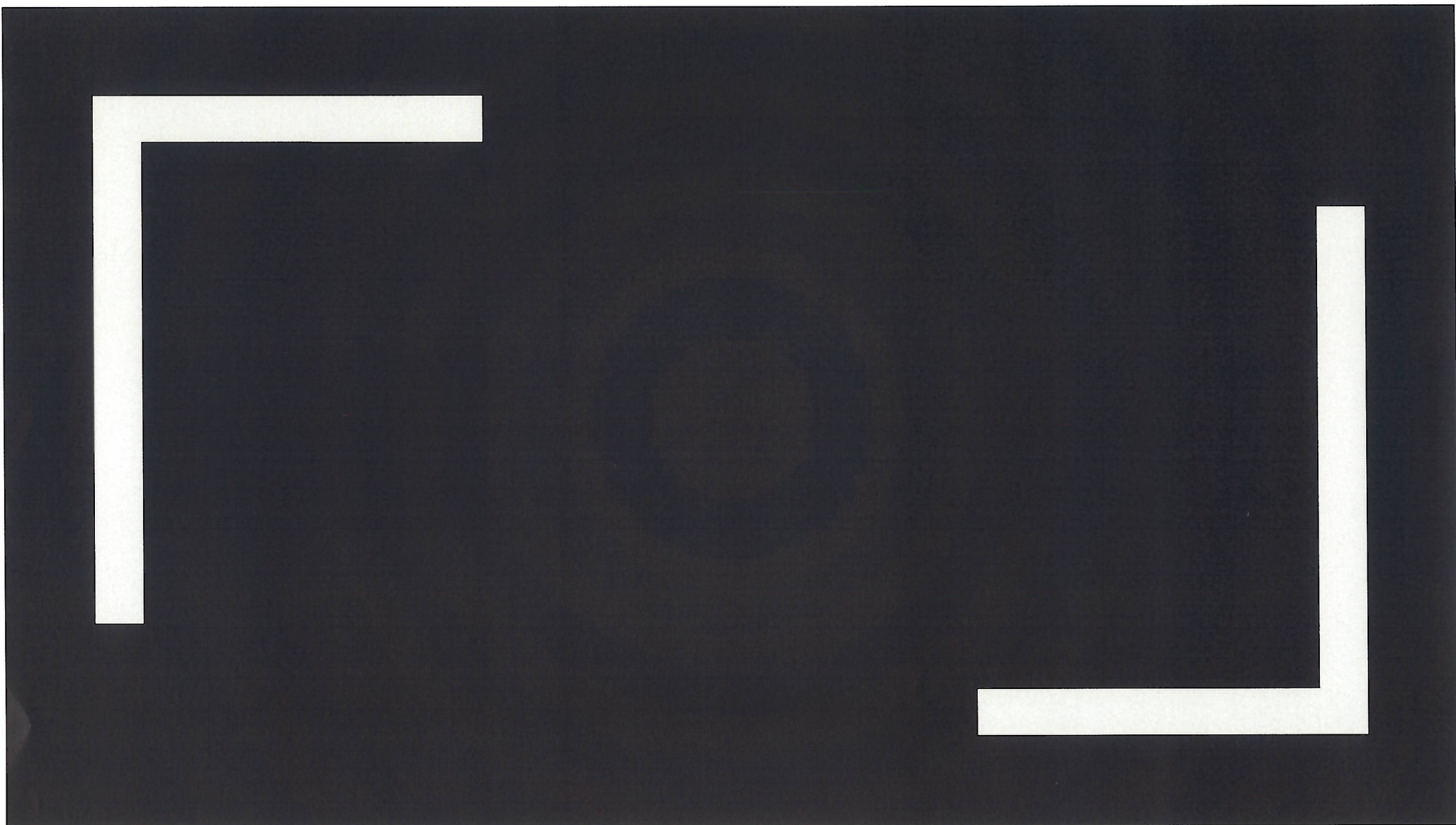
Next Steps

- City-retained expert has strongly recommended the City Council adopt detailed design policy document prior to January 14th to maintain basic time, place and manner regulations on small cell wireless facilities
- Emergency ordinance and resolution to be placed on December 12th agenda
 - *Amend existing ordinance*
 - *Adopt design policy via resolution*
- Proposes to **INCREASE** size dimensions of allowable equipment on street light poles over current regulations in response to evolving technological needs
- Provides basic regulations similar to what is in place today, but in an adopted format that clearly articulates detailed standards
- Maintains aesthetic/logistical

Mobilitie
N St west side of 330' south of Truxtun Ave
County Admin Building

Next Steps

- City staff plans to share draft policy with telecoms once it is finalized
- Absent adopted policy and amended ordinance, City will be fully subject to all new FCC regulations for small cell wireless facilities - with very little control over appearance and placement of these facilities





ADMINISTRATIVE REPORT

MEETING DATE: 11/28/2018

Closed Session 4. a.

TO: Honorable Mayor and City Council

FROM: Virginia Gennaro, City Attorney

DATE: 11/15/2018

WARD:

SUBJECT: Conference with Legal Counsel - Existing Litigation; Closed Session pursuant to Government Code section 54956.9(d)(1) regarding *Timothy Grismore, Xavier Hines v. City of Bakersfield, et al.* USDC Case No. 1:17-CV-00413-AWI-JLT

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