



RIO DELL CITY COUNCIL
REGULAR MEETING - 6:30 P.M.
TUESDAY, JANUARY 17, 2023
CITY COUNCIL CHAMBERS
675 WILDWOOD AVENUE, RIO DELL

***WELCOME** - Copies of this agenda, staff reports and other material available to the City Council are available at the City Clerk's office in City Hall, 675 Wildwood Avenue and available on the City's website at cityofriodell.ca.gov. Your City Government welcomes your interest and hopes you will attend and participate in Rio Dell City Council meetings often.*

**SPECIAL PUBLIC HEALTH EMERGENCY ALTERATIONS TO MEETING FORMAT
CORONAVIRUS (COVID-19)**

Effective immediately, the City of Rio Dell will reopen City Council meetings held in City Hall Council Chambers to in-person attendance by the public. The public may also attend these meeting virtually through Zoom. The meetings will also be viewable via livestreaming through our partners at Access Humboldt via their YouTube channel or Suddenlink (Optimum) channels on Cable TV.

To maintain safety and minimize the health risks associated with COVID-19, participants may be required to complete an Attestation of Vaccination upon entering the City Council Chambers. Fully vaccinated participants will not be required to wear a mask. Unvaccinated participants must wear face coverings at all times while in the City Hall Council Chambers.

Public Comment by Email:

In balancing the health risks associated with COVID-19 and need to conduct government in an open and transparent manner, public comment on agenda items can be submitted via email at publiccomment@cityofriodell.ca.gov. Please note the agenda item the comment is directed to (example: Public Comments for items not on the agenda) **and email no later than one-hour prior to the start of the Council meeting**. Your comments will be read out loud, for up to three minutes.

Meeting can be viewed on Access Humboldt's website at <https://www.accesshumboldt.net/>. Suddenlink Channels 10, 11 & 12 or Access Humboldt's YouTube Channel at <https://www.youtube.com/user/accesshumboldt>.

Zoom Public Comment:

When the Mayor announces the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call the toll-free number **1-888-475-4499**, enter meeting **ID 987 154 0944** and press star (*) 9 on your phone – this will raise your hand. You will continue to hear the meeting on the call. When it is time for public comment on the item you wish to speak on, the Clerk will unmute your phone. You will hear a prompt that will indicate your phone is unmuted. Please state your name and begin your comment. You will have 3 minutes to comment.

- A. CALL TO ORDER
- B. ROLL CALL
- C. PLEDGE OF ALLEGIANCE
- D. CEREMONIAL MATTERS
- E. PUBLIC PRESENTATIONS

This time is for persons who wish to address the Council on any matter not on this agenda and over which the Council has jurisdiction. As such, a dialogue with the Council or staff is not allowed under the Ralph M. Brown Act. Items requiring Council action not listed on this agenda may be placed on the next regular agenda for consideration if the Council directs, unless a finding is made by at least 2/3 of the Council that the item came up after the agenda was posted and is of an urgency nature requiring immediate action. Please limit comments to a maximum of 3 minutes.

F. CONSENT CALENDAR

The Consent Calendar adopting the printed recommended Council action will be enacted with one vote. The Mayor will first ask the staff, the public, and the Councilmembers if there is anyone who wishes to address any matter on the Consent Calendar. The matters removed from the Consent Calendar will be considered individually following action on the remaining consent calendar items.

- 1) 2023/0117.01 - Approve Minutes of the January 3, 2023 Regular Meeting **(ACTION)** 1
- 2) 2023/0117.02 - Approve Resolution No. 1565-2023 Amending the City of Rio Dell’s Authorized Plan Coordinator for the Mission Square 457 Retirement Plan **(ACTION)** 15
- 3) 2023/0117.03- Approve Resolution No. 1566-2023 Approving the Wendt Construction Co. Invoice for Emergency Earthquake Repairs **(ACTION)** 18

G. ITEMS REMOVED FROM THE CONSENT CALENDAR

H. REPORTS/STAFF COMMUNICATIONS

- 1) 2023/0103.05 - City Manager/Staff Update **(RECEIVE & FILE)** 23

I. SPECIAL PRESENTATIONS/STUDY SESSIONS

1) 2023/0117.06 - Presentation – Small Business Administration (SBA) (RECEIVE & FILE)	26
J. SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS	
1) 2023/0117.07 - Approve Appointment of two Councilmembers to the Rio Dell Traffic Committee (DISCUSSION/POSSIBLE ACTION)	40
K. ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS	
1) 2023/0117.08 - Second Reading (by title only) and Approval of Ordinance No. 397-2023 Amending Chapter 5.40 “Cannabis Business Tax” Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC) (DISCUSSION/POSSIBLE ACTION)	43
L. COUNCIL REPORTS/COMMUNICATIONS	
M. ADJOURNMENT	

*The next regular City Council meeting is scheduled for
Tuesday, February 7, 2023 at 6:30 p.m.*

**RIO DELL CITY COUNCIL
REGULAR MEETING MINUTES
JANUARY 3, 2023**

The regular meeting of the Rio Dell City Council was called to order at 6:30 p.m. by Mayor Garnes.

ROLL CALL: Present: Mayor Garnes, Mayor Pro Tem Johnson, Councilmembers Carter, Wilson and Woodall

Others Present: City Manager Knopp, Chief of Police Allen, Finance Director Sanborn, Community Development Director Caldwell, Water/Roadways Superintendent Jensen, Wastewater Superintendent Taylor, Senior Fiscal Assistant Maciel and City Clerk Dunham

SPECIAL CALL ITEMS

Approve Resolution No. 1562-2023 Accepting the Certification of Votes for the November 8, 2022 General Election

City Clerk Dunham provided a brief staff report and said that the Humboldt County Elections Department officially certified the votes cast in the November 8, 2022 General Election on December 6, 2022. The Resolution accepts the vote count and recognizes the election of the three candidates as Councilmembers Elect for four-year terms ending with the 2026 General Election. The Resolution also recognizes the passage of Measure "O" for reduction of the existing one percent (1%) City sales tax to three-quarters of one percent (0.75%) effective January 1, 2025, and continuing at a reduced rate until repealed by the voters. Following passage of the Resolution, the new councilmembers would be sworn in and seated.

Motion was made by Woodall/Johnson to approve Resolution No. 1562-2023 Accepting the Certification of Votes for the November 8, 2022 General Election. Motion carried 5-0.

CEREMONIAL MATTERS

Swearing in and Seating of Newly Elected Councilmembers Debra Garnes, Julie Woodall and Robert Orr

City Clerk Dunham proceeded with swearing in and seating of the new Council.

Election of Mayor and Mayor Pro Tem

City Clerk Dunham stated that all councilmembers are considered nominated for Mayor and Mayor Pro Tem unless a councilmember chooses to decline nomination. She said that Councilmember Woodall declined nomination for both positions and asked if any other members would like to decline. No other members declined nomination.

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Ballots for the position of Mayor were then provided to each councilmember and they were asked to circle the name of the applicant of their choice, and sign their ballot and pass it back to the City Clerk.

Councilmember Wilson stated that in lieu of everything that has been going with the earthquake emergency, he would like to see Mayor Garnes serve another 2 years as Mayor.

City Clerk Dunham read results of the vote for Mayor. Debra Garnes received five votes and was elected to another 2-year term as Mayor.

Councilmembers were then asked to vote for their choice for the position of Mayor Pro Tem following the same process.

Councilmember Wilson expressed his support for Amanda Carter as Mayor Pro Tem.

City Clerk Dunham announced the results of the vote for Mayor Pro Tem. Amanda Carter received five votes and was elected to a 2-year term as Mayor Pro Tem.

Due to standard protocol for the Mayor Pro Tem to be seated to the right of the Mayor, Councilmember Orr switched his seating position with Mayor Pro Tem Carter.

PUBLIC PRESENTATIONS

Mayor Garnes called for public comment on non-agenda items.

Elizabeth Warren expressed thanks to the City Council and staff for doing an excellent job during the past couple of weeks handling the earthquake emergency. Following her comment was a round of applause from the public members present.

CONSENT CALENDAR

Mayor Garnes asked if any councilmember, staff or member of the public would like to remove any item from the Consent Calendar for separate discussion. No items were removed.

Motion was made by Carter/Woodall to approve the Consent Calendar including the following items:

- 1) Minutes of the December 6, 2022 Regular Meeting;
- 2) Minutes of the December 20, 2022 Special Meeting;
- 3) Reappointment of Alice Millington to the Rio Dell Planning Commission for a three-year term ending December 31, 2025;
- 4) Resolution No. 1563-2023 Declaring the need for continued in-person/hybrid City Council and Commission meetings in Accordance with AB 361; and
- 5) Check Register for November 2022

Motion carried 5-0.

REPORTS/STAFF COMMUNICATIONS

Update on December 20, 2022 Earthquake

City Manager Knopp provided an overview of the recent earthquake event. He said that on December 20, 2022, a 6.4 magnitude earthquake struck Humboldt County. Since this initial earthquake, the County has experienced over 200 aftershocks, one of which being a 5.4 magnitude on New Year's Day.

He said that community members during earthquake events are advised to drop, cover and hold on in the event of additional aftershocks. Additional safety tips are available at ready.gov/earthquakes.

He continued with an update and said that during these two events over 70 structures were determined to be unsafe throughout the County due to earthquake damage. (red tagged). Damage assessments are ongoing countywide including specifically in Rio Dell noting that the City has had great assistance from the County of Humboldt, as well as some of our local cities and fire departments and the State of California which have deployed to assist Rio Dell and other communities in the damage assessments.

Residents are encouraged to report earthquake damages to the Humboldt County Office of Emergency Services (OES). At the request of the City, the Local Assistance Center was opened over the holiday weekend and connected with over 300 community members impacted by the earthquake with state and local assistance. Those that were unable to visit the center in need of additional assistance were encouraged to visit City Hall and obtain a list of resources both in English and Spanish.

There is an overnight Red Cross shelter located at the Monument Middle School including overnight shelter, cots, blankets, showers, hygiene kits, meals, snacks and charging stations. For additional assistance, residents were advised to contact 1-800-REDCROSS for additional assistance.

In addition, there is an emergency supply distribution center located at 406 Wildwood Ave. where residents can obtain non-perishable food items and drinking water. A representative from Humboldt County Health and Human Services (DHHS) is also on site to assist community members in applying for services such as Cal Fresh replacement, Medical, Calworks, Transportation Assistance Program and referrals to other community resources.

Additional Community Assistance Programs are available including Food for People and residents were encouraged to visit foodforpeople.org. for more information. Rio Dell residents may utilize the two dumpsters located in front of City Hall to dispose of earthquake debris. Residents were advised to avoid disposing any hazardous waste such as batteries, pesticides, oil, cleaners or other hazardous materials. He noted that staff was

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diverted to clean up oil spills at this particular location and said that it is vitally important to not dispose of hazardous items in the bins.

Residents who are having difficulty getting in touch with their landlords regarding earthquake related damage were encouraged to contact City Hall. Residents outside of Rio Dell needing to dispose of earthquake related debris should contact their local sanitation provider and not bring materials into Rio Dell for disposal.

For business support, local businesses impacted by the earthquake were asked to complete a Business Recovery Survey which is located at gohumbco.com. The survey is created by the Humboldt County Economic Development Department and is being utilized to track, monitor and quantify business losses in Humboldt County following the earthquakes. As of January 3, 2023, businesses have reported \$1.4 million in losses across the county.

Financial donations to assist with the response can be made directly to the Rio Dell Volunteer Fire Department via Venmo @RioDellFire-Department, or GoFundMe at <https://gofund.me/3036e4ec>., or mailed to 50 W. Center St., Rio Dell. Other financial donations can be made through Pay It Forward Humboldt at payitforwardhumboldt@gmail.com, or the American Red Cross at redcross.org.

Citizens were encouraged to stay informed by signing up to receive Humboldt County Emergency Alerts at humboldt.gov/alerts and to subscribe to OES news releases at humboldtsheriff.org/subscribe. In addition, to subscribe to Rio Dell's Emergency Alerting System, Nixle by texting Rio Dell zip code 95562 to 888777.

City Manager Knopp thanked the citizens of Rio Dell for stepping up and coming together as a community at a time of great need when people were checking on their neighbors, and helping the Fire Department. He said that it was an amazing thing to watch and participate in and is a beckon to the rest of the County. It shows how a small community can get together and tackle big challenges that affect all of us regardless of race, religious preference, age, gender or disabilities and it was a beautiful thing to see in very difficult circumstances.

He said that there are so many people and organizations to thank and apologized in advance for leaving anyone out. He began by thanking the Rio Volunteer Fire Department which was the backbone of the recovery in the response in the immediate hours after the earthquake. He encouraged people to volunteer for this great organization that really helps people in their time of need. He pointed out that it is a great way to give back to the community in a very impactful way.

As the City Manager, he expressed thanks to all of the City staff and said that the City has the best staff it has ever had and at the right time and the right moment. When the chips were down and there was a major emergency, everybody stepped forward to help which was very similar to the COVID pandemic when employees didn't look for excuses to not work but showed up and put everything they had to help move the City forward. This is a

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great credit to everyone present and the line staff who are hopefully at home getting rest. Everybody put in a huge amount of effort and that includes the City Council. One of the comments made at a recent fire department meeting was that it was a beautiful thing to see the City Council all working together and pulling toward the same direction to help the community. He thanked each and every councilmember present and past for getting the City in the position to respond to the emergency proactively.

He noted that the City has accomplished a number of great improvements including a backup water source, backup power supply at City Hall, and backup batteries at the corporation yard that bought staff vital hours in the immediate aftermath of uninterrupted power. This was all possible because the Council has had a consistent and clear vision about moving the City forward and not focusing on the negativity. As such, the Council deserves a great amount of thanks.

He also expressed thanks to Humboldt County Office of Emergency Services (OES), and CalOES for stepping forward and assisting the City through this process. The City also experienced a major rain event last week and as a result of the heavy rain, had a Sanitation Sewer Overflow (SSO) with additional cracks in the wastewater collection system allowing storm water into the system. A team has been addressing the issue on multiple levels including John Ford's team from the County and people from the City of Eureka. He thanked Building Inspector Caldwell for getting out and inspecting buildings and identifying dangerous structures in the first hours after the earthquake.

He pointed out that the aftershocks are often more dangerous and destructive than the original earthquake and referred to the 1992 earthquake event when the Scotia Shopping burned down during the aftershock.

Michelle Bushnell and Rex Bohn from the County Board of Supervisors have been consistently going to bat for the community and deserve a lot of credit for everything they have done. These are proactive supervisors and the glue, especially Michelle for pulling people together in a difficult time, particularly when the City had no real way to communicate (no cell coverage, phones or internet).

He noted that there were various groups and organizations that donated either services or goods such as the as the World Central Food Kitchen.

In terms of damage, the Fire Department had damages to the rollup doors and some of the sidewalls with estimated damages in the \$100,000-\$150,000 range. The Rio Dell Elementary and Middle School remain largely questionable. The gym at the Eagle Prairie Elementary had some fairly serious damage and the Department of State Architect along with the school district will be working on coming up with estimates for the damage.

In terms of the City's water distribution system, there were multiple breaks in the lines from the initial earthquake and more breaks with the aftershock. The Painter Street water tank failed which will require full replacement. There were also significant damages to the

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crossings under the freeway and in the collection system under the freeway. On the wastewater side, there was significant damage to the chlorine contact basin. In addition, there were some damages to the roads throughout the City. Staff is working on the damage assessments and expect a team from the State to arrive and assist with that effort.

City Manager Knopp asked individual staff members to provide updates on their departments.

Water/Roadways Superintendent Jensen reported that with regard to the water system, one of the tanks is offline as well as the Redwood Tank which leaves the 500,000-gallon tank for water storage for Zone 1 which supplies most of the City. He reported that the tank for the Dinsmore Zone near the cell tower didn't sustain any damage. With the initial earthquake, there were 10 or 11 major breaks in the water system. Within 10 minutes after the earthquake hit, the crew was at the tank site and there was water gushing out of the pipe so they shut the tank down to try and maintain the level for customers and for fire suppression.

He noted that with multiple water leaks, there were a couple of contractors that came in to assist the crew which was very helpful. He said the public works crew did a tremendous job getting everything up and running with the resources on hand. With the assistance of the outside contractors, they were able to expedite the repairs.

From the time the tank was shut down, the boil water notice was implemented because pressurizing the system has a potential to suck contaminants into the system. After re-pressurizing the system, they took 8 samples which all passed allowing the boil water notice to be lifted.

The crew has continued to work on repairing leaks, and in the meantime, no one has had any time off except to go home for a couple hours, rest a little and come back. The New Year's Day aftershock resulted in more leaks with the Birch St. line being damaged beyond repair as well as the Pacific Ave. line. With 5 new leaks today, the City's stockpile of clamps and parts was depleted. Unfortunately, if any new leaks occur tonight, they will have to let them go.

He explained that the wells were turned on due to turbidity in the river. Caltrans came in and checked the line across the bridge and found no breaks in that line. Chlorine residuals have tested higher, partially due to the use of more chlorine to treat the manganese.

With all of the leaks throughout the City, they are barely able to keep up, with the current level at 26 feet out of a 40-foot tank. In the event of a fire, there would likely not be enough water to put it out so the crew will be identifying the leaks and trying to repair them to avoid that from happening.

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Water/Roadways Superintendent Jensen mentioned that with regard to City staff, once that first earthquake hit, they were not able to stay home and help their families because they were needed to help the community. He said that city staff as well as the contractors are worn out. He expressed gratitude to the Fire Department and volunteers for stepping up to help locate leaks.

He said that staff met with the State Regional Water Board to give them a status report on the situation and announced that the water is safe to drink and that testing at various locations is ongoing. Losing the Painter St. tank and that extra water storage is a huge issue that needs to be addressed.

Wastewater Superintendent Taylor provided an update on the wastewater system and said as far as the collection system, there are a lot of unknowns. He said that there has been excessive amount of rain which impacted the sanitary sewer overflow (SSO) at the end of Painter Street which has been a routine problem area.

He agreed that city staff has been amazing in responding to the emergency. The ground barely stopped shaking when the Public Works crew was on site checking on the city's infrastructure and it has literally been nonstop since then. Everyone made a lot of sacrifices working on the holidays and expressed special thanks to the crew including Water/Roadways Superintendent Jensen.

He reported damages including damage to the chlorine contact basin and failed manholes with no significant damage. One of the sewer lift stations was red tagged as it moved off its foundation, and there were several reports from residents regarding broken sewer laterals.

He reported that staff would be meeting with the State Regional Board Department of Financial Assistance tomorrow. He thanked the County OES for putting the City in touch with the City of Eureka who came down and assisted. He said that the chlorine generator suffered some damage and it took the crew several hours to get it back on line. He thanked everyone for the help.

Community Development Director Caldwell provided an update and began by thanking all of the City's partners who stepped up to help including County OES and John Ford and his crew from the County. He said that Supervisor Bushnell has been instrumental in helping and has been here every day which is very much appreciated. The City also had help from the City of Eureka, City of Arcata, a staff member from HCD assisting the mobile home and RV parks, representatives from OES and Caltrans engineers that have been extremely helpful.

He explained that the first couple of days following the December 20th earthquake, the inspectors were doing walk-by surveys looking for visible damages and those were the structures that were assessed first; they then circled around and came back to all structures. He commented that they are expecting 16 more inspectors from OES, Caltrans, and DSA tomorrow morning. They will break up in teams of two and doing a door-to-door sweep so every structure will be hit again over the new 4 or 5 days.

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He reiterated what was said about staff and the community coming together and said that the city has a great staff and mentioned that Water Superintendent Jensen and Wastewater Superintendent Taylor and the Public Works crew have probably been working anywhere from 16-18 hours a day and the City is lucky to have these people.

He noted that most of the significant damage was to those homes on post and pier foundations resulting with a lot of racking. The first quake hit west to east and the second quake hit south to north which created a lot of damage. There was also a lot of water heater damage and was surprised and disappointed to see how many people do not have water heaters strapped and anchored. The other thing that was surprising is the number of residents that do not have carbon monoxide detectors. He stressed the importance of having water heaters strapped and installing carbon monoxide detectors as it could be deadly.

He reported that to date there are 69 red-tagged structures and 111 yellow-tagged structures. He advised residents with red-tagged homes, to have the fire department assist to make sure it is safe before entering the home to remove personal items.

He said that he can't believe how well the community has come together and noted that every encounter he has had with residents has been positive and they have been very appreciative of staff and the City Council which is very nice.

Chief of Police Allen said that he would like to quadruple the thanks and especially for the tremendous help of the City Council noting that Councilmember Carter has been here the entire time asking how she can help. He also expressed thanks to the local law enforcement agencies with continued support from Sheriff Honsal, and the Arcata and Eureka police departments who reached out and offered support.

He commented that city staff has continued to maintain public safety and will continue to do that through this disaster. One of the big issues was the lack of communication with the phone lines, cell phones and radio channel down stating that for a police department, that is a big hit. He thanked Fortuna Police Department for allowing Rio Dell to communicate through their channel which helped a lot.

He noted that most of their calls were welfare checks as the result of the communication system being down. In addition, there were a lot of animal related calls. He expressed thanks to Supervisor Bushnell for giving the department a lot of support and said you don't always see that in other areas. He added that the community support was tremendous and very much appreciated.

Finance Director Sanborn provided an update and began by thanking the City Council, staff and the community at large for going above and beyond fielding calls, triaging issues within the City and for having people devoting their time and working through the holidays with issues in their own homes.

He explained that using the guidelines set forth by the Standardized Emergency Management System, there are five main responsibilities of finance and administration which are:

- Timekeeping
- Cost Accounting
- Compensation
- Purchasing/Rentals
- Recovery

He said that staff set up separate revenue and expense accounts in the accounting system to track all disaster related expenses, have been gathering and collecting ICS 214 Activity Logs which is paramount for anyone who has donated their time during this disaster to complete, and the donation tracker, which are all things the finance department is keeping track of. This will allow the City to accurately account for all of the disaster related costs when reporting to the State. Staff has also been working as the liaison in coordination with the water department and working with the Water Board to eliminate the water boil notice and getting the word out to the community. They have also been working the initial damage assessment on roads, city infrastructure and equipment, and also working with County and State OES requesting assistance, gathering financials and completing paperwork needed for the recovery. He said that additional costs are calculated and validated which will ultimately assist with the cost recovery and financial liability the City is responsible for.

Mayor Garnes commented that city staff has been absolutely amazing and initiated a round of applause for staff.

Mayor Pro Tem Carter said that she has been with staff in all of the offices, out in the streets, standing in the pouring rain and gotten a good handle of what staff has been up against.

Councilmember Woodall thanked staff and said that everybody did a great job and said that City Manager Knopp has done a fantastic job through this disaster. She thanked him for facilitating the Local Assistance Center which was a great help for citizens. She also complimented Mayor Garnes for being a great spokesperson for the Council and commented that how often does the Mayor get to talk to CNN. She pointed out that City Clerk Dunham has not yet been able to celebrate Christmas because she has been here every day, and noted that Water Superintendent Jensen has been working straight through this disaster with severe damages to his own home. She said that the entire staff has done a great job and it is very much appreciated.

She extended special thanks to Supervisor Bushnell and said that after 24 years of serving on the City Council, she is by far the best supervisor the City has ever had. She added that we cannot say enough about the Fire Department and everything they have done to help. She said that after the earthquake, she couldn't hardly drive around a corner without

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seeing a fire truck. She said that there were seven fire districts assisting with the response effort which was amazing.

She pointed out that there were so many little things that need to be mentioned such as the Scotia Lodge taking in displaced residents, Paradise and Magalia coming over with water and mattresses, the Methodist Church that came up from down south to help assist people with cleanup, water delivery from Texas, the Mayor of Windsor who came up and brought donations, and on Facebook there were a number of people that helped others including a lady that needed a tarp on her roof and someone responded. Another disabled person said that he didn't have enough water to flush his toilet and the Fire Department made sure he had water. She said that her heart goes out to all those residents who have been displaced and to everyone who had to experience the earthquakes as it traumatized a lot of people.

Councilmember Orr said as a person being on the receiving end of a lot of these services, he wanted to say thank you. He commented that there was never a point when he thought he was being left behind or ignored for anything including inspections, water, or public safety. With six kids and a wife and having to go to work and worrying about things, it was nice to know that there was always someone there to help.

Councilmember Wilson said that it is not enough to just say thank you. He said that this is the first time he has been on the receiving side of a situation like this. What the City has done is phenomenal and he doesn't remember a time when the city and the Fire Department have done so much for the community. With the way the local fire departments have merged together and reached out in the way they have, makes them a truly community fire department. He said that we should be thankful for where we live and what we have and he feels fortunate to be part of this wonderful community. He expressed special thanks to staff and everybody that stepped up to help.

Mayor Garnes applauded the amazing job the community did in coming together and supporting each other. She said that there are no words to describe what staff has had to deal with and that they have done it with grace and energy and have not stopped.

She expressed special thanks to Supervisor Bushnell for standing up to Senators on behalf of the City as well as Supervisor Bohn and said it was very much appreciated. She noted that Senator McGuire came here to stand by the City and said that whatever the City needs, he will do his level best to make sure those needs are met. She mentioned Jen and Allison from the COAD organization and said that there is no way the City will ever be able to thank them enough for arranging for food trucks, gift card and helping at the Community Resource Center.

She also expressed thanks to Councilmember Woodall and Mayor Pro Tem Carter for delivering food and helping wherever they were needed. She said that her heart goes out to all of the displaced people and said that most everyone lost stuff but those people lost their homes which is unimaginable. She encouraged everyone to reach out and offer help

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to those families and to be supportive because unless you've been through it, you can't even imagine how awful that would be.

Mayor Garnes then gave a shout-out to Carter, Casper and Wyatt Snead, three young men ranging in age from probably 9-17 who came here everyday and volunteered to help by taking orders, handing out food and water and said that they deserve to be commended.

Lastly, she encouraged everyone to strap and anchor their water heaters and to refrain from putting oil and other hazardous materials in the dumpsters.

Mayor Garnes called for questions and comments from the public.

Gordon Johnson, 165 S. Sequoia Ave. addressed the Council and asked if the damage to the sewer collection system would delay completion of the Sanitary Sewer Evaluation Study (SSES) by GHD.

Wastewater Superintendent Taylor said that he hoped to get information at a meeting tomorrow as to where the City is on the priority list for additional grant money to complete the SSES and perhaps prioritize a couple more projects. Time and resources are needed to find out what happened underground.

Jonathan Brodeur asked about the status of the water leaks and where water was still off.

Water/Roadways Superintendent Jensen explained that the water line on Birch St. is beyond repair. They were able to isolate some of the larger leaks in the line but it is still leaking in spots. He indicated that all water in on except for the highway crossing across Davis St. and Center St.

Jonathan asked if the building inspections would include gas and water as well as structures.

Community Development Director Caldwell said that it would include all three and that they would be knocking on doors. He noted that approximately 90% of all structures were inspected however; they would be deploying 16 more inspectors tomorrow and going back out and covering all structures again as a result of the second earthquake.

Jonathan commented that Ryan Heussler, R. H. Construction offered to go out and do repairs free of charge and Tommy Norton from Shotz Coffee is also sending out a crew to do the same.

Mayor Garnes gave one last shout-out to Shane Wilson and the Fire Department for doing an amazing job, and the building inspectors that came from southern California and South Lake Tahoe that were here on Christmas day to help.

City Manager/Staff Update

City Manager Knopp said that staff was not able to provide a written update for this meeting but if it had, it would simply say “Earthquake, Earthquake, Earthquake” as probably 99% of staff’s time has been responding to this particular situation.

Gordon Johnson asked if water and sewer bills had been sent out for December and said that he did not receive one yet.

Finance Director Sanborn said that bills were sent out as scheduled.

SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS

Approve Appointments and Alternates to External Boards, Committees and Commissions

City Manager Knopp provided a staff report and said that the role and responsibility of being a city council member extends beyond regular city council meetings. The City participates in a number of joint powers authorities and councilmembers serve as representatives on these various boards and committees. After each city council election, new assignments are made to the respective organizations.

He referred to the list of the agencies and their respective meeting days and times. With the seating of the new City Council, appointments need to be made to fill the positions vacated by former Mayor Pro Tem Johnson and any other changes the Council wishes to make.

City Manager Knopp said that one option would be to assign Councilmember Orr as appointee to Humboldt County Association of Governments (HCAOG) and as Alternate to Humboldt Waste Management Authority (HWMA) which would then leave the appointment as Alternate on Humboldt Transit Authority (HTA).

He noted that under the list of Internal Committees, the Economic Development Adhoc Committee and the Utility Adhoc Committee were no longer active so the only assignment needed would be to the Labor Adhoc Committee.

Councilmember Wilson noted two corrections to the meeting dates and said that Humboldt Waste Management Authority (HWMA) meets on the second Thursday rather than the third Thursday, and Redwood Coast Energy Authority meets on the fourth Thursday rather than the Third Monday.

Gordon Johnson stated that another organization the City has been involved with is the Local Agency Formation Commission (LAFCo) which perform an important role in the County in regard to annexations and de-annexations for all of the cities and community service districts. He commented that there is going to be a vacancy for a primary and alternate member from a city. Mayor Garnes will sit with the Mayor Selection Committee and decide who will fill those positions. He noted that it is a very worthy way for a councilmember to spend your time if not already overwhelmed with the current assignments.

After review and discussion of the assignments, motion was made Carter/Woodall to approve the appointment of Councilmember Orr to the Humboldt County Association of Governments (HCAOG) and as Alternate to Humboldt Waste Management Authority (HWMA) and that Mayor Garnes be appointed as Alternate to Humboldt Transit Authority (HTA). In addition, that Mayor Pro Tem Carter and Councilmember Wilson be appointed to the Labor Adhoc Committee. Motion carried 5-0.

ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS

Introduction and First Reading (by title only) of Ordinance No. 397-2023 Amending Chapter 5.40 "Cannabis Business Tax" Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC)

Community Development Director Caldwell provided a staff report recommending the introduction of Ordinance No. 397-2023 amending the Cannabis Business Tax. The City's current cannabis cultivation tax regulations requires quarterly payments based on the fiscal year. For indoor cultivation and Tier 2 Mixed-Light cultivation this payment schedule is appropriate. However, farmers utilizing outdoor/greenhouses rely on the typical outdoor growing season which is generally April through October.

He said that there are some farmers up on the Dinsmore Plateau that are growing outdoor/greenhouse cultivation techniques and all three of those farmers are behind on their tax payments. The City currently doesn't have a tool to enforce those tax payments.

Staff and the City Attorney are recommending the regulations be amended to require those types of cultivators that depend on the growing season, to pay their taxes by March 15th of the following year. If the taxes are not paid by the due date, there is language in the amended ordinance which allows the City to suspend or revoke those permits.

Mayor Garnes opened the public hearing to receive public comment on the proposed ordinance.

Tommy Norton addressed the Council and said that he is one of the farmers on the Dinsmore Plateau but is in the process of selling it to someone from out of the area. He recommended the Council consider reducing the \$2.00 per sq. ft. tax to an amount that is manageable and to be in line with the rest of the County. He said that he and the other two farmers on the plateau are not making it under the current tax structure. He said that the way the current economy is and the prices of cannabis, it is not feasible for them to operate and if the Council wants to keep local people here and not out-source asked the Council to work with the local farmers and consider lowering the tax.

There being no further public comment, the public hearing closed.

Motion was made by Woodall/Carter to introduce and conduct the first reading (by title only) of Ordinance No. 397-2023 Amending Chapter 5.10 "Cannabis Business Tax" Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC) and to continue

JANUARY 3, 2023 MINUTES
Page 14

consideration of the proposed Ordinance to the meeting of January 17, 2023 for the second reading and adoption. Motion carried 5-0.

COUNCIL REPORTS/COMMUNICATIONS

Mayor Pro Tem Carter commented that the past two weeks has felt like two months. At times she said that she has felt discouraged and depressed as probably everyone has. She said that those will not be the feelings when she looks back at this time later down the road. What will stick to her long term are the acts of selflessness, compassion and resilience that she has seen over the last two weeks in Rio Dell. She said that she has never been prouder of this community and to say that she is from Rio Dell. Every City Councilmember in every city in America will tell you that their city has the best staff, Fire Department, Police Department, Chamber of Commerce, Community Resource Center, County Board of Supervisors and residents but somewhere in this big country there is a little city that actually does and why can't that be Rio Dell. She said in wrapping up this meeting she hopes that we can all carry that sentiment with us.

Councilmember Wilson agreed and as far as reports on external organizations, he had nothing to report at this time.

Councilmember Orr said that he is new to this and although his wife is from Rio Dell, he has lived in a lot of other places and is proud to say that he lives in Rio Dell.

Councilmember Woodall thanked Tommy Norton for helping by allowing the Chamber of Commerce and Community Resource Center utilize his lot on Wildwood Ave. for distribution of water and food and also thanked the Community Resource Center for doing a great job throughout this disaster.

Mayor Garnes thanked everyone who helped out and said hopefully there will be some time to come together and formally thank everyone and let them know how much it meant to the City. She said that people call the city Rio Dell but she calls it "Rio Delightful."

ADJOURNMENT

Motion was made by Carter/Wilson to adjourn the meeting at 8:05 p.m. to the January 17, 2023 regular meeting. Motion carried 5-0.

Attest:

Debra Garnes, Mayor

Karen Dunham, City Clerk

*Rio Dell City Hall
675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
cityofriodell.ca.gov*



January 17, 2023

TO: Rio Dell City Council
THROUGH: Kyle Knopp, City Manager
FROM: Travis Sanborn, Finance Director
SUBJECT: Amending the City of Rio Dell's authorized Plan Coordinator for the MissionSquare 457 Retirement Plan

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve Resolution 1565-2023 authorizing the appointment of Kyle Knopp, City Manager, and Travis Sanborn, Finance Director, as Plan Coordinator's for the MissionSquare 457 Retirement Plan

BACKGROUND AND DISCUSSION

In order to provide a deferred compensation retirement plan, the City of Rio Dell has been contracting with MissionSquare Retirement to administer this benefit. Through this plan, employees have the option of designating pre-tax savings toward retirement security. The benefit provides employee's flexibility in saving for retirement, and is a program that helps the City attract and retain skilled talent.

MissionSquare guidelines require the governing body to pass a Resolution in order to change the authorized Plan Coordinator for the City. The responsibilities include:

- Receive all necessary reports, notices, etc. from MissionSquare Retirement;
- Assign all administrative duties to carry out the Plan to the appropriate designee(s) within the City; and
- Execute all necessary agreements with MissionSquare Retirement incidental to the administration of the Plan.

ATTACHMENTS

Resolution 1565-2023 Amending the City of Rio Dell's authorized Plan Coordinator for the MissionSquare 457 Retirement Plan.



RESOLUTION NO. 1565-2023

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO DELL
AMENDING THE CITY OF RIO DELL'S AUTHORIZED PLAN COORDINATOR FOR THE
MISSIONSQUARE 457 RETIREMENT PLAN**

WHEREAS, the City of Rio Dell (the "City") is a municipality located in Humboldt County, California; and

WHEREAS, the City has employees that are rendering valuable services to the City; and

WHEREAS, the establishment of a deferred compensation plan for City employees will serve the public interest by enabling the City to provide reasonable retirement security options for its employees, as a means to attract and retain skilled talent;

WHEREAS, the City Council has determined that the establishment of a deferred compensation plan ("the Plan") is to be administered by MissionSquare Retirement in order to serve the above objectives;

NOW, THEREFORE, BE IT RESOLVED, by the Rio Dell City Council, as follows: That Kyle Knopp, the City Manager, and Travis Sanborn, the Finance Director shall be appointed as Plan Coordinators for the MissionSquare 457 Retirement Plan with the following responsibilities relating to the Plan: 1) coordinator of the Plan 2) receive all necessary reports, notices, etc. from MissionSquare; 3) 4) assign all administrative duties to carry out the Plan to the appropriate designee(s) within the City; and 4) execute all necessary agreements with MissionSquare Retirement incidental to the administration of the Plan.

PASSED AND ADOPTED by the City Council of the City of Rio Dell on this 17th day of January, 2023 by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Debra Garnes, Mayor

ATTEST:

Karen Dunham, City Clerk

675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
(707) 764-5480 (fax)



DATE: January 17, 2023

TO: Mayor and Members of the City Council

FROM: Travis Sanborn, Finance Director

THROUGH: Kyle Knopp, City Manager

SUBJECT: Resolution No. 1566-2023 Approving Wendt Construction Company Invoice for
Emergency Earthquake Repairs

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve Resolution No. 1566-2023 Approving Wendt Construction Company Invoice for
Emergency Earthquake Repairs

BACKGROUND AND DISCUSSION

Council approval of a budget amendment for FY 2022-23 is requested to increase appropriations to provide for additional expenses not known at the time of budget adoption. The December 20 Earthquake caused extensive damage to public and private infrastructure throughout the community of Rio Dell. The City's water system sustained significant damage requiring complete depressurization after numerous pipe leaks and breaks were discovered in the hours after the event. Wendt Construction was contacted and provided emergency repair work to the City's water infrastructure in the days following the disaster.

Per Resolution No. 1227-2014, adopted June 24, 2014, budget transfers in excess of \$10,000 within the same budget and fund require the recommendation of the City Manager and approval of the City Council. The City has created an Earthquake project number to capture expenditures related to the event and will be seeking reimbursement for a percentage of the total costs in coordination with CalOES at an appropriate time in the future.

ATTACHMENTS

Resolution No. 1566-2023 Approving Wendt Construction Company Invoice for Emergency
Earthquake Repairs
Invoice #114637



**RESOLUTION NO. 1566-2023
A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIO DELL
APPROVING WENDT CONSTRUCTION COMPANY INVOICE
FOR EMERGENCY EARTHQUAKE REPAIRS**

WHEREAS, the City adopted Resolution 1539-2022 establishing the City’s Operating and Capital Budget for Fiscal Year (FY) 2022-23 and any adjustment that increases appropriations in a fund must be approved by the City Council; and

WHEREAS, the City experienced a magnitude 6.4 Earthquake the morning of December 20,2022 causing extensive damage to City infrastructure; and

WHEREAS, emergency repairs were provided by Wendt Construction Company to the City’s water distribution system after water service was interrupted; and

WHEREAS, Per Resolution No. 1227-2014, adopted June 24, 2014, budget transfers in excess of \$10,000 within the same budget and fund require the recommendation of the City Manager and approval of the City Council; and

NOW THEREFORE BE IT RESOLVED, that the City of Rio Dell City Council does hereby amend the City of Rio Dell FY 2022-23 Operating and Capital Budget to approve the Wendt Construction Company invoice for emergency earthquake repairs:

<u>\$11,903.75</u>	<u>5115 09 062 CONTRACT/PROFESSIONAL SERVICES</u>
\$11,903.75	TOTAL INCREASED APPROPRIATIONS

PASSED AND ADOPTED by the City Council of the Rio Dell on this 17th day of January, 2023 by the following vote:

Ayes:
Noes:
Abstain:
Absent:

Debra Garnes, Mayor

ATTEST:

Karen Dunham, City Clerk

Invoice

WENDT CONSTRUCTION CO., INC.
 1660 NEWBURG ROAD
 FORTUNA, CA 95540
 (707) 725-5641 LIC. #6222738

DATE	INVOICE #
12/29/2022	114637

BILL TO
City of Rio Dell 675 Wildwood Ave Rio Dell CA 95562

P.O. NO.		TERMS	DUE DATE	PROJECT		
CENTER STREET		Net, 10 days	1/8/2023			
DATE	ITEM	HRS/UNIT	EMPLOYEE	DESCRIPTION	RATE	AMOUNT
12/22/2022	53	2.5	BRAD	WATER LINE REPAIRS:	200.00	500.00
12/22/2022	L	7.5	BRAD	JD 85 EXCAVATOR	105.00	787.50
12/22/2022	L	3	RON	LABOR	105.00	315.00
12/22/2022	24	2	THOMAS	TRUCK #24	155.00	310.00
12/22/2022	L	8	THOMAS	LABOR	105.00	840.00
12/22/2022	L	2	NIK	LABOR	105.00	210.00
12/22/2022	L	6	LUIS	LABOR	105.00	630.00
12/22/2022	11	2.25	NATHAN	TRUCK #11: 3 LOADS DIRT; 2 LOADS BASE	160.00	360.00
12/22/2022	L	6.75	NATHAN	LABOR	105.00	708.75
12/23/2022	53	2.5	BRAD	JD 85 EXCAVATOR	200.00	500.00
12/23/2022	50A	1	BRAD	120 JD EXCAVATOR	205.00	205.00
12/23/2022	L	3.5	BRAD	LABOR	105.00	367.50
12/23/2022	L	7	STEVE	LABOR	105.00	735.00
12/23/2022	L	7	LUIS	LABOR	105.00	735.00
12/23/2022	8	3.5	THOMAS	VACTOR TRUCK #8	275.00	962.50
Total						

WENDT CONSTRUCTION CO., INC.

1660 NEWBURG ROAD
 FORTUNA, CA 95540
 (707) 725-5641 LIC. #622738

Invoice

DATE	INVOICE #
12/29/2022	114637

BILL TO
City of Rio Dell 675 Wildwood Ave Rio Dell CA 95562

P.O. NO.		TERMS	DUE DATE	PROJECT		
CENTER STREET		Net, 10 days	1/8/2023			
DATE	ITEM	HRS/UNIT	EMPLOYEE	DESCRIPTION	RATE	AMOUNT
12/23/2022	21	2	THOMAS	TRUCK #21	155.00	310.00
12/23/2022	L	1	THOMAS	LABOR	105.00	105.00
12/23/2022	L	7	NIK	LABOR	105.00	735.00
12/27/2022	50A	2.5	STEVE	120 JD EXCAVATOR	155.00	387.50
12/27/2022	L	5.5	STEVE	LABOR	105.00	577.50
12/27/2022	10	1.5	BRAD	TRUCK #10: TRANSPORT EXCAVATOR	160.00	240.00
12/27/2022	24	6	BRAD	TRUCK #24: 4 LOADS BASE CHARGED TO CITY	155.00	930.00
12/27/2022	24	0.5	BRAD	TRUCK #24: HAUL DIRT	155.00	77.50
	FILL ...	75		FILL SITE MAINTENANCE	5.00	375.00
Total						\$11,903.75



Staff Highlights – 2023-01-17

City Council

City Manager

The City Manager will provide an update on the earthquake response.

City Clerk

Processed thirty-three (33) Building Permit Applications:

1165 Eeloa Ave. – Residential Remodel

203 Ogle Ave. – Sewer Cleanout and Lateral Repair

15 Center St. – Gas Wall Furnace

230 Smither Ct. – Re-Roof

132 Wildwood Ave. – Laundromat Remodel

510 Painter St. – Chimney Repair

1165 Eeloa Ave. – Waterline/Electrical

2568 Rio Vista – Ag-Exempt Barn

95 Belleview Ave. – Chimney Demo/Repair

600 Dinsmore Ranch Rd. – Underground Conduit

6 Painter St. – Reinstate Gas Service

920 Rio Dell Ave. – Reinstate Gas Service

1041 Riverside Dr. – Foundation Repair

126 Fern St. – Replace Chimney

770 Walnut Dr. – Repair Hearth & Stove Pipe

381 Center St. – Water Heater

285 Painter St. – Water Heater

285 Monument Rd. – Water Heater

135 Cedar St. Chimney Repair

212 Belleview Ave. – Foundation Repair

12 Center St. – Foundation Repair

16 Center St. – Foundation Repair

405 Ogle Ave. – Foundation Repair

130 Wildwood Ave. – Water Heater

406 Wildwood Ave. - Water Heater

130 Wildwood Ave. – Water Heater

406 Wildwood Ave. – Water Heater

680 Gunnerson Lane – Water Heater

160 River St. – Re-Roof

136 Ogle Ave. – Foundation Repair to Shop

15 Center St. – Foundation Repair

982 W. Townsend St. - Foundation Repairs

150 Davis St. – Water Heater



Misc:

Attended CivicPlus Agenda Management Training #2 12/07/22
Attended PACE Board of Directors Meeting 12/8/22
Attended Civic Plus Agenda Management Training #3 12/09/22
Attended Civic Plus Agenda Management Training #4 12/15/22
Submitted December Employment Report to Bureau of Labor Statistics
Submitted CHF/CIRB Building Permit Report for December
Sent letters to External Boards Re: New City Council Assignments
Earthquake Recovery Assistance (Times 100) lol.

City Attorney

Human Resources, Risk & Training

Finance Department

- Completed TDA Audit with accounting firm Anderson, Lucas, Somerville & Borges, LLP
- Prepared Initial Damage Estimate Reports for CALOES
- Partner with County of Humboldt OES to establish proper documentation and data collection procedures to account for volunteer time and donations related to Earthquake incident
- Provided ongoing emergency assistance at City Hall and in the community during Earthquake Recovery
- Finalizing Budget Book FY 2022-23
- CAL OES Power Resiliency Grant Close Out
- Prepare City Financial Transactions Report to State Controller's Office
- Working with Clean California Local Assistance on City grant project updates

Public Works Water

Public Works Wastewater

Earthquake Damage site visit with CalOES. Walked through the areas of concern with the adjustors from CalOES with Randy.

SSO related to earthquake damages and Heavy rain events mitigation and clean up.

A Big Thank you to public works ,Wendt construction and City of Eureka for the mutual Aid.

Meetings with State Water Board about funding grant applications for SSES and Painter St upsizing. Discussed amending the current application for encompassing new damage related to earthquakes.

Plant repairs to chlorine generators, Biosolids drier exhaust system, and clarifier skimmers.

Aided Utilities crew with storm drain cleaning on Ogle Ave.



Aided Water with water leaks throughout distribution system.

Meeting GHD and city manager for funding application amending and setting it to a high priority.

Monthly effluent sampling

4th Quarter Effluent report submitted.

Storm Clean up: Land slides, down tree branches, and cleaning storm drains.

Public Works Streets, Buildings and Grounds

Public Works City Engineer

Public Works Capital Projects

Police Department

Community Development Department

Intergovernmental

Humboldt-Rio Dell Business Park



U.S. Small Business Administration

Disaster Assistance Loans

DISASTER ASSISTANCE

Businesses • Homeowners • Renters • Nonprofits

Low-Interest Loans Can Help

Are you recovering from a declared disaster? Or maybe you're planning ahead, and thinking about how to protect your home and family? After a disaster has been declared, an SBA disaster assistance loan can even be used to make property improvements that eliminate future damage or save lives. Disaster loans can also be increased by up to 20% to make building upgrades. There is no cost to apply, and you are under no obligation to accept a loan if approved.

Rebuilding stronger is within reach. Together with the Federal Emergency Management Agency (FEMA), our federal partner, we work together to help affected individuals get through the challenging period after a disaster. If you are not approved for a loan, we may refer you to FEMA's Other Needs Assistance program. There is no need to wait for settled insurance claims, potential FEMA grants or contractor estimates before applying.

Your Home — Loans up to \$200,000

Homeowners may use loan proceeds to repair or replace a primary residence. Loans may also be used for structural



improvements, such as adding a retaining wall or sump pump, clearing out overgrown landscaping, building a safe room, or elevating the property to lessen the effect of future disasters.

Your Personal Property — Loans up to \$40,000

Homeowners and renters may use loan proceeds to repair or replace furniture, appliances, vehicles, and/or other personal property.

Questions? Visit www.sba.gov/disaster

Rebuilding Stronger is Within Reach — Start Now

Generally, the deadline to apply for these long-term, low interest rate loans is 60 days from the declared disaster—so we encourage you to apply as soon as possible!

The Application Process



Apply

Go to disasterloanassistance.sba.gov or Call (800) 659-2955 or (TTY) 7-1-1 to request an application.



Review

After an initial credit check, a loss verifier estimates the total cost to repair or replace your damaged property. A loan officer reviews the application and guides you through the process.



Decide

You will be contacted with a loan decision. If approved, a case manager will assist with closing the loan and scheduling disbursements.



U.S. Small Business Administration

Disaster Assistance Loans

DISASTER ASSISTANCE

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When Disaster Strikes

Even with the best preparedness planning, a disaster can affect your business or organization. The SBA's disaster assistance loans can be used to help you get back to business sooner, help you make property improvements that eliminate future damage or save lives. After a disaster has been declared, loans can even be increased up to 20% to make the building upgrades. Loans may also be used for insurance deductibles, required building code upgrades not covered by insurance or to help with relocation.

Business Disaster Loans — up to \$2 million*

SBA disaster loans are available to businesses (regardless of size), and nonprofits including charitable organizations such as churches and private universities.

Loans enable you to repair or replace damaged or destroyed real estate, machinery and equipment, inventory, and other business assets. The loans may also be used for structural improvements such as adding a retaining wall or sump pump, clearing out overgrown landscaping, building a safe room or elevating the property to lessen the effect of future disasters.



Economic Injury Disaster Loans — up to \$2 million*

These loans are for small businesses, agricultural cooperatives, aquaculture enterprises and nonprofits affected by disaster to help meet working capital needs or normal business operating expenses through the recovery period. Businesses are eligible for these loans regardless of whether they have suffered property damage.

*The maximum loan for any combination of property damage and/or economic injury is \$2 million.

Questions? Visit www.sba.gov/disaster

Rebuilding Stronger is Within Reach — Start Now

There is no need to wait for settled insurance claims, potential FEMA grants or contractor estimates before applying. Generally, the deadline to apply for these long-term, low interest rate loans is 60 days from the declared disaster—so we encourage you to apply as soon as possible!

The Application Process



Apply

Go to disasterloanassistance.sba.gov or Call (800) 659-2955 or (TTY) 7-1-1 to request an application.



Review

After an initial credit check, a loss verifier estimates the total cost to repair or replace your damaged property. A loan officer reviews the application and guides you through the process.



Decide

You will be contacted with a loan decision. If approved, a case manager will assist with closing the loan and scheduling disbursements.



U.S. Small Business Administration

Disaster Assistance Loans

DISASTER ASSISTANCE
Businesses • Homeowners • Renters • Nonprofits

Long-Term Recovery Help

The SBA's disaster assistance loans are available to help businesses, nonprofits, homeowners, and renters recover from declared disasters. These long-term, low interest rate loans help them rebuild, get back to business, and make property improvements that eliminate future damage or save lives. Homeowners and renters can use the loans to replace personal property. There is no need to wait for settled insurance claims, potential FEMA grants or contractor estimates before applying.

Businesses do not have to be small to receive SBA disaster recovery assistance, and disaster loans can be increased up to 20% to make building upgrades that protect against future disasters.

Business Disaster Loans — Up to \$2 Million*

Businesses and nonprofits can get loans to repair or replace damaged or destroyed real estate, machinery, equipment, inventory, other business assets, and to prepare for future disasters.

Economic Injury Disaster Loans — Up to \$2 Million*

Small businesses, agricultural cooperatives, aquaculture enterprises, and most nonprofits can get loans to meet their working capital needs through the recovery period.



These loans are available regardless of whether a business has suffered property damage.

Home Disaster Loans

Homeowners can get loans up to **\$200,000** to repair or replace a primary residence and get assistance to protect their home against future disasters. Additionally, homeowners and renters can get up to **\$40,000** to repair or replace personal property, such as furniture, appliances, and vehicles.

*The maximum loan for any combination of property damage and/or economic injury is \$2 million.

Questions? Visit www.sba.gov/disaster

Rebuilding Stronger is Within Reach — Start Now

Generally, the deadline to apply for loans is 60 days from the declared disaster—so those affected should apply ASAP!

The Application Process



Apply

Go to disasterloanassistance.sba.gov or call **(800) 659-2955** or TTY **7-1-1** to request an application. Application can be made even if the amount needed isn't known. There is no obligation to accept the loan.



Review

After an initial credit check, a loss verifier estimates the total cost to repair or replace damaged property. An SBA loan officer will review the application and guide them through the process.



Decide

The applicant will be contacted with a loan decision. If approved, a case manager will assist with closing the loan and scheduling disbursements.

Protect Against Future Disasters

Don't Wait

Take steps now to protect your home or business and reduce property damage with the help of the U.S. Small Business Administration (SBA). Those affected by a disaster can rebuild stronger by increasing their SBA disaster assistance loan up to 20% of the verified physical damage to make mitigation improvements. Generally, borrowers have 2 years after loan approval to request an increase for higher rebuilding costs, code-required upgrades or mitigation.

Consider these projects with your increased loan

Flood Mitigation

- seal your roof deck
- landscape your property to improve water runoff and drainage
- elevate structures
- relocate your home or business outside the flood plain
- add a sump pump
- convert your lowest floor to flexible space less likely to be damaged in a flood



Wildfire Mitigation

- install a Class A fire-rated roof
- install ½-inch mesh screening over all vents to keep embers out of eaves and vents
- install noncombustible gutters, fences and gates
- remove roof and gutter debris that can be ignited by airborne embers
- replace single-pane windows with dual- or multi-pane tempered glass windows



Wind Mitigation

- strengthen structures to protect against high wind damage
- brace or upgrade to wind-rated garage doors
- upgrade to pressure-rated windows
- install hurricane roof straps
- install a safe room or storm shelter built to FEMA guidelines



Earthquake Mitigation

- strengthen and retrofit masonry buildings and concrete facilities that are vulnerable to ground shaking
- install window film to prevent shattered glass injuries
- anchor rooftop-mounted equipment



Get Started

Call (800) 659-2955 or visit [sba.gov/disaster](https://www.sba.gov/disaster) to find a Disaster Recovery Center near you, and ask about increasing your loan for mitigation purposes. There is no cost to apply, and you are under no obligation to accept a loan if approved.



U.S. Small Business Administration

DISASTER ASSISTANCE

Businesses • Homeowners • Renters • Nonprofits

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GETTING DISASTER HELP FROM SBA

WHAT YOU NEED TO KNOW

- ◆ SBA disaster loans are the primary source of money to pay for repair or replacement costs not fully covered by insurance or other compensation.
- ◆ SBA offers low-interest disaster loans to **businesses of all sizes, most private nonprofit organizations, homeowners and renters.**
- ◆ Businesses may borrow **up to \$2 million** for any combination of property damage or economic injury.
- ◆ SBA offers low-interest working capital loans (called **Economic Injury Disaster Loans**) to small businesses, small businesses engaged in aquaculture and most private, nonprofit organizations of all sizes having difficulty meeting obligations as a result of the disaster.
- ◆ Homeowners may borrow **up to \$200,000** to repair or replace their primary residence.
- ◆ Homeowners and renters may borrow **up to \$40,000** to replace personal property.

THREE WAYS TO APPLY TO SBA

- ◆ Apply online using SBA's secure website at <https://disasterloan.sba.gov/ela>.
- ◆ Apply in person at any Disaster Loan Outreach Center and receive personal, one-on-one help from an SBA representative. For additional information or to find a location near you visit our website at <https://www.sba.gov> or call SBA at (800) 659-2955. Individuals who are deaf or hard-of-hearing may call (800) 877-8339.
- ◆ Apply by mail: Send completed paper application to U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.



OBTENIENDO AYUDA DE DESASTRES DE SBA

LO QUE USTED DEBE SABER

- ◆ Préstamos para desastre de SBA son la fuente principal de dinero para pagar por los costos de reparación o reemplazo por daños que no estuvieron cubiertos por un seguro u otra compensación.
- ◆ SBA ofrece préstamos a bajos intereses a **dueños de negocios de todos tamaños, organizaciones privadas sin fines de lucro, hogares y inquilinos.**
- ◆ Los negocios pueden pedir prestado hasta **\$2 millones** para cualquier combinación de los daños materiales o económicos.
- ◆ SBA ofrece préstamos para capital de trabajo a bajos intereses (llamados **Préstamos para Pérdidas Económicas**) a los pequeños negocios, los pequeños negocios dedicados a la acuicultura y la mayoría de las organizaciones privadas, sin fines de lucro de todos los tamaños que tienen dificultades para cumplir las obligaciones como consecuencia del desastre.
- ◆ Los dueños de hogares pueden recibir préstamos de **hasta \$200,000** para reparar o reemplazar su residencia principal.
- ◆ Los dueños de hogar e inquilinos pueden recibir préstamos de **hasta \$40,000** para reemplazar propiedad personal.

TRES MANERAS DE APLICAR A SBA

- ◆ Aplicar en línea utilizando a través del sitio red seguro de SBA en <https://disasterloan.sba.gov/ela>.
- ◆ Aplicar en persona en cualquiera de los Centros de Promoción y Asistencia para Préstamos de Desastres (Disaster Loan Outreach Center) donde representantes de SBA lo ayudaran a completar su solicitud. Para obtener más información o encontrar un centro cerca de usted, visite nuestro sitio en la red en <http://www.sba.gov> o llame a SBA al (800) 659-2955. Las personas sordas o con problemas de audición pueden llamar al (800) 877 8339.
- ◆ Aplicar por correo: completar una solicitud de préstamo en papel y enviarlo por correo a U.S. Small Business Administration en: 14925 Kingsport Road, Ft. Worth, TX 76155.



Disaster Field Operations Center West

Release Date: Jan. 4, 2023

Contact: Mark W. Randle, (916) 735-1500,
Mark.Randle@sba.gov

Release Number: CA 17749-01

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SBA Offers Disaster Assistance to California Businesses and Residents Affected by the Earthquake in Humboldt County

SACRAMENTO, Calif. – Low-interest federal disaster loans are available to California businesses and residents affected by the earthquake in Humboldt County that occurred Dec. 20, 2022 with continuing aftershocks, announced [Administrator Isabella Casillas Guzman](#) of the U.S. Small Business Administration. SBA acted under its own authority to declare a disaster in response to a request SBA received from Gov. Gavin Newsom’s designated representative, Mark S. Ghilarducci, director of the Governor’s Office of Emergency Services on Dec. 30, 2022.

The disaster declaration makes SBA assistance available in Del Norte, Humboldt, Mendocino, Siskiyou and Trinity counties.

“SBA’s mission-driven team stands ready to help California’s small businesses and residents impacted by the earthquake in Humboldt County,” said Administrator Guzman. “We’re committed to providing federal disaster loans swiftly and efficiently, with a customer-centric approach to help businesses and communities recover and rebuild.”

“Low-interest federal disaster loans are available to businesses of all sizes, most private nonprofit organizations, homeowners and renters whose property was damaged or destroyed by this disaster,” said Director Tanya N. Garfield of the U.S. Small Business Administration’s Disaster Field Operations Center-West. “Beginning Monday, Jan. 9, SBA customer service representatives will be on hand at the following Disaster Loan Outreach Center to answer questions about SBA’s disaster loan program, explain the application process and help each individual complete their application,” Garfield continued. The center will be open on the days and times indicated below. No appointment is necessary.

HUMBOLDT COUNTY

Disaster Loan Outreach Center
Rohner Recreation Hall
7 Park Street
Fortuna, CA 95540

Open 8:00 a.m. Monday, Jan. 9 through 4:30 p.m. Friday, Jan. 27

Mondays - Fridays, 8 a.m. – 4:30 p.m. PT

Closed Monday, Jan. 16 for Martin Luther King Jr. Holiday

Businesses of all sizes and private nonprofit organizations may borrow up to \$2 million to repair or replace damaged or destroyed real estate, machinery and equipment, inventory and other business assets. SBA can also lend additional funds to businesses and homeowners to help with the cost of improvements to protect, prevent or minimize the same type of disaster damage from occurring in the future.

For small businesses, small agricultural cooperatives, small businesses engaged in aquaculture and most private nonprofit organizations of any size, SBA offers Economic Injury Disaster Loans to help meet working capital needs caused by the disaster. Economic injury assistance is available regardless of whether the business suffered any property damage.

Disaster loans up to \$200,000 are available to homeowners to repair or replace damaged or destroyed real estate. Homeowners and renters are eligible for up to \$40,000 to repair or replace damaged or destroyed personal property.

Interest rates can be as low as 3.305 percent for businesses, 2.375 percent for private nonprofit organizations and 2.313 percent for homeowners and renters with terms up to 30 years. Loan amounts and terms are set by SBA and are based on each applicant's financial condition.

Applicants may apply online, receive additional disaster assistance information and download applications at <https://disasterloanassistance.sba.gov/>. Applicants may also call SBA's Customer Service Center at (800) 659-2955 or email disastercustomerservice@sba.gov for more information on SBA disaster assistance. For people who are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunications relay services. Completed applications should be mailed to U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

The deadline to apply for property damage is March 6, 2023. The deadline to apply for economic injury is Oct. 4, 2023.

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Recently, U.S. SBA Administrator Isabella Casillas Guzman [announced a policy change](#) granting 12 months of no payments and 0% interest. This pertains to all disaster loans approved in response to disasters declared on or after September 21, 2022, through September 30, 2023. This covers SBA disaster loans currently available for Hurricane Fiona and Hurricane Ian declared earlier this year. This policy change will benefit disaster survivors and help them to decrease the overall cost of recovery by reducing the amount of accrued interest they must repay. Details are available through the SBA Disaster Assistance Customer Service Center at (800) 659-2955. Individuals with verbal or hearing impairments may dial 7-1-1 to access telecommunications relay services from 8:00 a.m. to 8:00 p.m. ET, Monday to Friday, or email: disastercustomerservice@sba.gov.

About the U.S. Small Business Administration

The U.S. Small Business Administration helps power the American dream of business ownership. As the only go-to resource and voice for small businesses backed by the strength of the federal government, the SBA empowers entrepreneurs and small business owners with the resources and support they need to start, grow, expand their businesses, or recover from a declared disaster. It delivers services through an extensive network of SBA field offices and partnerships with public and private organizations. To learn more, visit www.sba.gov.



U.S. Small Business
Administration

U.S. SMALL BUSINESS ADMINISTRATION FACT SHEET - DISASTER LOANS

CALIFORNIA Declaration # 17749 & # 17750

(Disaster: CA-00365)

Incident: EARTHQUAKE

occurring: December 20, 2022 & continuing

in Humboldt County, California;

and the contiguous California counties of: Del Norte, Mendocino, Siskiyou & Trinity

Application Filing Deadlines:

Physical Damage: March 6, 2023

Economic Injury: October 4, 2023

If you are located in a declared disaster area, you may be eligible for financial assistance from the U.S. Small Business Administration (SBA).

What Types of Disaster Loans are Available?

- Business Physical Disaster Loans – Loans to businesses to repair or replace disaster-damaged property owned by the business, including real estate, inventories, supplies, machinery and equipment. Businesses of any size are eligible. Private, non-profit organizations such as charities, churches, private universities, etc., are also eligible.
- Economic Injury Disaster Loans (EIDL) – Working capital loans to help small businesses, small agricultural cooperatives, small businesses engaged in aquaculture, and most private, non-profit organizations of all sizes meet their ordinary and necessary financial obligations that cannot be met as a direct result of the disaster. These loans are intended to assist through the disaster recovery period.
- Home Disaster Loans – Loans to homeowners or renters to repair or replace disaster-damaged real estate and personal property, including automobiles.

What are the Credit Requirements?

- Credit History – Applicants must have a credit history acceptable to SBA.
- Repayment – Applicants must show the ability to repay all loans.
- Collateral – Collateral is required for physical loss loans over \$14,000 and all EIDL loans over \$25,000. SBA takes real estate as collateral when it is available. SBA will not decline a loan for lack of collateral, but requires you to pledge what is available.

What are the Interest Rates?

By law, the interest rates depend on whether each applicant has Credit Available Elsewhere. An applicant does not have Credit Available Elsewhere when SBA determines the applicant does not have sufficient funds or other resources, or the ability to borrow from non-government sources, to provide for its own disaster recovery. An applicant, which SBA determines to have the ability to provide for his or her own recovery is deemed to have Credit Available Elsewhere. Interest rates are fixed for the term of the loan. The interest rates applicable for this disaster are:

Loan Types	No Credit Available Elsewhere	Credit Available Elsewhere
Home Loans	2.313%	4.625%
Business Loans	3.305%	6.610%
Non-Profit Organizations	2.375%	2.375%

Economic Injury Loans

Loan Types	No Credit Available Elsewhere	Credit Available Elsewhere
Businesses & Small Agricultural Cooperatives	3.305%	N/A
Non-Profit Organizations	2.375%	N/A

What are Loan Terms?

The law authorizes loan terms up to a maximum of 30 years. However, the law restricts businesses with credit available elsewhere to a maximum 7-year term. SBA sets the installment payment amount and corresponding maturity based upon each borrower's ability to repay.

-98- What are the Loan Amount Limits?

- **Business Loans** – The law limits business loans to \$2,000,000 for the repair or replacement of real estate, inventories, machinery, equipment and all other physical losses. Subject to this maximum, loan amounts cannot exceed the verified uninsured disaster loss.
- **Economic Injury Disaster Loans (EIDL)** – The law limits EIDLs to \$2,000,000 for alleviating economic injury caused by the disaster. The actual amount of each loan is limited to the economic injury determined by SBA, less business interruption insurance and other recoveries up to the administrative lending limit. EIDL assistance is available only to entities and their owners who cannot provide for their own recovery from non-government sources, as determined by the U.S. Small Business Administration.
- **Business Loan Ceiling** – The \$2,000,000 statutory limit for business loans applies to the combination of physical, economic injury, mitigation and refinancing, and applies to all disaster loans to a business and its affiliates for each disaster. If a business is a major source of employment, SBA has the authority to waive the \$2,000,000 statutory limit.
- **Home Loans** – SBA regulations limit home loans to \$200,000 for the repair or replacement of real estate and \$40,000 to repair or replace personal property. Subject to these maximums, loan amounts cannot exceed the verified uninsured disaster loss.

What Restrictions are there on Loan Eligibility?

- **Uninsured Losses** – Only uninsured or otherwise uncompensated disaster losses are eligible. Any insurance proceeds which are required to be applied against outstanding mortgages are not available to fund disaster repairs and do not reduce loan eligibility. However, any insurance proceeds voluntarily applied to any outstanding mortgages do reduce loan eligibility.
- **Ineligible Property** – Secondary homes, personal pleasure boats, airplanes, recreational vehicles and similar property are not eligible, unless used for business purposes. Property such as antiques and collections are eligible only to the extent of their functional value. Amounts for landscaping, swimming pools, etc., are limited.
- **Noncompliance** – Applicants who have not complied with the terms of previous SBA loans may not be eligible. This includes borrowers who did not maintain flood and/or hazard insurance on previous SBA loans.

Note: Loan applicants should check with agencies / organizations administering any grant or other assistance program under this declaration to determine how an approval of SBA disaster loan might affect their eligibility.

Is There Help with Funding Mitigation Improvements?

If your loan application is approved, you may be eligible for additional funds to cover the cost of improvements that will protect your property against future damage. Examples of improvements include retaining walls, seawalls, sump pumps, etc. Mitigation loan money would be in addition to the amount of the approved loan, but may not exceed 20 percent of total amount of physical damage to real property, including leasehold improvements, and personal property as verified by SBA to a maximum of \$200,000 for home loans. It is not necessary for the description of improvements and cost estimates to be submitted with the application. SBA approval of the mitigating measures will be required before any loan increase.

Is There Help Available for Refinancing?

- SBA can refinance all or part of prior mortgages that are evidenced by a recorded lien, when the applicant (1) does not have credit available elsewhere, (2) has suffered substantial uncompensated disaster damage (40 percent or more of the value of the property or 50% or more of the value of the structure), and (3) intends to repair the damage.
- **Businesses** – Business owners may be eligible for the refinancing of existing mortgages or liens on real estate, machinery and equipment, up to the amount of the loan for the repair or replacement of real estate, machinery, and equipment.
- **Homes** – Homeowners may be eligible for the refinancing of existing liens or mortgages on homes, up to the amount of the loan for real estate repair or replacement.

What if I Decide to Relocate?

You may use your SBA disaster loan to relocate. The amount of the relocation loan depends on whether you relocate voluntarily or involuntarily. If you are interested in relocation, an SBA representative can provide you with more details on your specific situation.

Are There Insurance Requirements for Loans?

To protect each borrower and the Agency, SBA may require you to obtain and maintain appropriate insurance. By law, borrowers whose damaged or collateral property is located in a special flood hazard area must purchase and maintain flood insurance. SBA requires that flood insurance coverage be the lesser of 1) the total of the disaster loan, 2) the insurable value of the property, or 3) the maximum insurance available.

Applicants may apply online, receive additional disaster assistance information and download applications at <https://disasterloanassistance.sba.gov/>. Applicants may also call SBA's Customer Service Center at (800) 659-2955 or email disastercustomerservice@sba.gov for more information on SBA disaster assistance. For people who are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunications relay services. Completed applications should be mailed to U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.



U.S. Small Business
Administration

DISASTER ASSISTANCE

The U.S. Small Business Administration (SBA) is offering low-interest disaster loans to non-farm businesses of all sizes, private nonprofits, homeowners and renters who suffered losses caused by the earthquake that occurred December 20 with continuing aftershocks. Types of loans available are:

Individuals and Families:

Homeowners: up to \$200,000 to repair or replace real estate damage and up to \$40,000 to replace personal property.

Renters: up to \$40,000 to repair or replace personal property.

Businesses:

Property Damage: up to \$2,000,000 to repair or replace real estate, machinery and equipment, inventory and other assets that were damaged or destroyed (available to businesses of **any size** and private, non-profit organizations).

Economic Injury: only for **small** businesses and most private non-profit organizations suffering adverse financial impacts of the disaster (**with or without** property loss), up to \$2,000,000 for working capital to help pay obligations until normal operations resume.

SBA customer service representatives will be at the following location to meet with each disaster survivor. SBA will answer specific questions about how a disaster loan may help each survivor recover from the disaster damage, and will provide one-on-one assistance in completing applications for these loans.

FORTUNA

SBA Disaster Loan Outreach Center
Rohner Recreation Hall
7 Park Street
Fortuna, CA 95540

Open Monday, January 9 through Friday, January 27
Mondays - Fridays, 8 a.m. - 4:30 p.m. PT

Closed Monday, January 16 for Martin Luther King, Jr. Holiday

For more information, contact SBA's Disaster Assistance Customer Service Center at (800) 659-2955 or disastercustomerservice@sba.gov



U.S. Small Business
Administration

ASISTENCIA PARA DESASTRE

La Agencia Federal para el Desarrollo de la Pequeña Empresa (SBA por sus iniciales) ofrece préstamos de desastre a bajo interés para negocios no agrícolas de todos los tamaños, organizaciones privadas sin fines de lucro, dueños de hogares e inquilinos que sufrieron pérdidas causadas por el terremoto que ocurrió el 20 de Diciembre de 2022 con continuas réplicas. Los tipos de préstamos disponibles son:

Individuos y Familias:

Dueños de Hogares: Hasta \$200,000 para reparar o reemplazar daños de bienes raíces y hasta \$40,000 para reemplazar propiedad personal.

Inquilinos: Hasta \$40,000 para reparar o reemplazar propiedad personal.

Negocios:

Daños de Propiedad: Hasta \$2,000,000 para reparar o reemplazar bienes raíces, maquinaria y equipo, inventario y otros bienes que fueron dañados o destruidos (disponibles para negocios de **cualquier tamaño**, y organizaciones privadas sin fines de lucro).

Daños Económicos: Solamente para **pequeños** negocios y para la mayoría de organizaciones privadas sin fines de lucro que están sufriendo un impacto financiero adverso por el desastre (**con o sin** pérdidas de propiedad), hasta \$2,000,000 de fondos de operación para ayudar con el pago de obligaciones existentes hasta que el negocio se recupere y funcione normalmente. Representantes del servicio al cliente de SBA estarán disponibles en la siguiente ubicación para reunirse con cada sobreviviente del desastre. SBA contestará preguntas específicas de cómo un préstamo de desastre puede ayudar a cada sobreviviente a recuperarse del daño del desastre, y para proveer asistencia personal en completar solicitudes para estos préstamos.

FORTUNA

SBA Centro de Promoción y Asistencia Para Préstamos
(SBA Disaster Loan Outreach Center)
Rohner Recreation Hall
7 Park Street
Fortuna, CA 95540

Se abre el Lunes, 9 de Enero hasta el Viernes, 27 de Enero
los Lunes a Jueves, de las 8 am hasta las 4:30 pm PT

Cerrado el Lunes, 16 de Enero por el Feriado de Martin Luther King, Jr.

Para más información, contacte al Centro del Servicio a Clientes para Asistencia de Desastres de SBA en (800) 659-2955 o disastercustomerservice@sba.gov



U.S. Small Business
Administration

HOJA DE DATOS DE LA AGENCIA FEDERAL PARA EL DESARROLLO DE LA PEQUEÑA EMPRESA PRÉSTAMOS PARA DESASTRES

CALIFORNIA Declaración #17749 y #17750

(Desastre: CA-00365)

Incidente: TERREMOTO

ocurriendo: el 20 de Diciembre de 2022 y continuando

en el condado de Humboldt, California;

y los condados contiguos de Del Norte, Mendocino, Siskiyou y Trinity, California

Fechas Límites Para Solicitar Préstamos:

Daños Físicos: 6 de Marzo de 2023

Daños Económicos: 4 de Octubre de 2023

Si usted está ubicado en un área declarada de desastre, usted puede ser elegible para asistencia financiera por la Administración Federal de Pequeños Negocios (SBA).

¿Qué Tipos de Préstamos de Desastre están Disponible?

- **Préstamos de Desastre para Negocios Con Daños Físicos** – Préstamos a negocios para reparar o reemplazar propiedad dañada perteneciente al negocio, incluyendo: propiedad inmobiliaria, inventarios, mercaderías, maquinarias y equipos. Negocios de cualquier tamaño son elegibles. Organizaciones privadas sin fines de lucro, tal como organizaciones de caridad, iglesias, universidades privadas, etc. son también elegibles.
- **Préstamos de Desastre para Pérdidas Económicas (EIDL)** – Préstamos para proveer capital de trabajo para ayudar a pequeños negocios, pequeñas cooperativas agrícolas, pequeños negocios involucrados en acuicultura y la mayoría de organizaciones privadas sin fines de lucro, de todos tamaños. Son préstamos para cubrir las obligaciones ordinarias y necesidades financieras que no pueden ser cubiertas, debido al resultado directo del desastre. Estos préstamos están destinados para la asistencia durante el periodo de recuperación del desastre.
- **Préstamos de Desastre para Hogares** – Préstamos para dueños de hogares o inquilinos para reparar o reemplazar la propiedad inmobiliaria y propiedad personal dañada por el desastre, incluyendo automóviles.

¿Cuáles son los Requisitos de Crédito?

- **Historial de Crédito** – El solicitante deberá tener un historial de crédito aceptable a SBA.
- **Habilidad de Pago** – El solicitante deberá demostrar su habilidad para pagar todos los préstamos.
- **Colateral** – Colateral es requerido para préstamos de pérdidas físicas de más de \$14,000 y préstamos para pérdidas económicas de más de \$25,000. SBA toma propiedad inmobiliaria como colateral cuando está disponible. SBA no desaprobará un préstamo por falta de colateral, pero requiere que usted ofrezca aquella que esté disponible.

¿Cuáles son las Tasas de Interés?

Por ley, la tasa de interés dependerá si el solicitante tiene Otros Créditos Disponibles. Un solicitante no tiene Otros Créditos Disponibles cuando SBA determina que el solicitante no tiene suficientes fondos u otros recursos, o la habilidad para obtener préstamo de otras agencias no gubernamentales para proveer para su propia recuperación por daños sufridos por el desastre. Aquellos solicitantes los cuales SBA determina que tienen la habilidad para proveer para su propia recuperación, se entiende que tienen Otros Créditos Disponibles. Las tasas de intereses son fijas durante el término del préstamo. Los tipos de interés aplicables para este desastre son:

Tipos de Préstamos	Si usted no tiene Otro Crédito Disponible	Si usted tiene Otro Crédito Disponible
Préstamos para Hogares	2.313%	4.625%
Préstamos para Negocios	3.305%	6.610%
Préstamos a Organizaciones Sin Fines de Lucro	2.375%	2.375%

Daños Económicos

Tipos de Préstamos	Si usted no tiene Otro Crédito Disponible	Si usted tiene Otro Crédito Disponible
Negocios y Pequeñas Cooperativas Agrícolas	3.305%	N/A
Organizaciones Sin Fines Lucro	2.375%	N/A

¿Cuáles son los Términos del Préstamo?

La ley autoriza términos de préstamo hasta un máximo de 30 años. Sin embargo, para negocios con Otros Créditos Disponibles la ley limita su término a un máximo de 7 años. SBA establece la cantidad de pago y la madurez del préstamo correspondiente de acuerdo a la habilidad de pago de cada prestatario.

¿Cuáles son los Límites de la Cantidad de Préstamo?

- **Préstamos para Negocios** – La cantidad de los préstamos son limitadas por ley, hasta \$2,000,000 para reparar/reemplazar bienes inmobiliarios, inventarios, maquinarias, equipos y otras pérdidas físicas. Sujeto a este máximo, la cantidad máxima de los préstamos no podrá exceder la cantidad de daños verificados sin seguro.
- **Préstamos para Daños Económicos (EIDL)** – La cantidad de los préstamos por daños económicos son limitadas por ley, hasta \$2,000,000 para aliviar el daño económico causado por el desastre. La cantidad actual de cada préstamo es limitada por el daño económico determinado por SBA, menos lo recuperado por seguros de interrupción de negocios y otras fuentes de recuperación hasta el límite administrativo. La asistencia para EIDL está disponible sólo para las entidades y sus dueños que no pueden proveer para su propia recuperación, a través de recursos no gubernamentales, determinado por la U.S. Administración Federal de Pequeños Negocios (SBA).
- **Límites del Préstamo para Negocios** – El límite reglamentado de \$2,000,000 es aplicado a préstamos de negocio en combinación de pérdidas físicas, pérdidas económicas, mitigación y/o refinanciamiento, y se aplica a todos los préstamos de desastre para negocios y sus afiliados, por cada desastre. Si el negocio es una fuente mayor de empleos, SBA tiene la autoridad para elevar el límite estatutario de \$2,000,000.
- **Préstamos para Hogares** – Son limitados por regulaciones de SBA a un máximo de \$200,000 para reparar/reemplazar propiedad inmobiliaria, y \$40,000 para reparar o reemplazar propiedad personal. Sujeto a estos máximos, las cantidades de los préstamos no podrán exceder los daños verificados sin seguro.

¿Qué Restricciones Existen Sobre la Elegibilidad de Préstamo?

- **Pérdidas Sin Seguro** – Sólo pérdidas sin seguro o sin compensación son elegibles. Pagos de seguro que son requeridos para reducir el monto de la hipoteca y no están disponibles para financiar la reparación de daños causados por el desastre no reducirán la elegibilidad. Sin embargo, beneficios de seguro aplicados voluntariamente a la reducción de la hipoteca reducirán la elegibilidad.
- **Propiedades que no son Elegibles** – Propiedades secundarias, botes para diversión personal, aeroplanos, vehículos recreativos, y propiedades similares no son elegibles, a menos que sean parte de un negocio. Propiedades como antigüedades y colecciones califican hasta el valor máximo de funcionamiento. Cantidades del préstamo para restaurar jardinería, piscinas, etc., son limitadas.
- **Incumplimiento** – Solicitantes que con anterioridad no han cumplido con sus obligaciones en los préstamos de SBA no son elegibles. Esto incluye prestatarios que no han cumplido con su obligación de mantener seguro contra inundaciones y/o incendio en anteriores préstamos de SBA.

Nota: Los solicitantes de préstamo deberán verificar con las agencias/organizaciones que administran subvenciones u otros programas de asistencia, bajo esta declaración, para determinar si un préstamo de desastre aprobado por SBA podría afectar su elegibilidad.

¿Hay Ayuda para Financiar Mejoras de Mitigación?

Si su solicitud de préstamo es aprobada, usted puede ser elegible para fondos adicionales para cubrir los costos de mejoras para proteger su propiedad de daños futuros. Ejemplos de mejoras incluye; paredes de retención, muralla de contención marítima, etc. El dinero designado para mitigación será adicional a la cantidad del préstamo aprobado, pero no podrá exceder un 20% de la cantidad total de las pérdidas físicas y así verificadas por SBA hasta un máximo de \$200,000 para préstamos de hogares. No es necesario que la descripción de las mejoras y de los costos estimados sean enviados junto con la solicitud. La aprobación de SBA sobre las mejoras de mitigación será requerida antes de cualquier aumento en la cantidad del préstamo.

¿Hay Ayuda Disponible para Refinanciar?

- SBA puede refinanciar todo o parte de hipotecas previas, siempre que estén registrados debidamente, cuando un solicitante (1) no califica para obtener fondos por otros medios, (2) ha sufrido daños de desastre sustanciales no compensados (40% o más del valor de la propiedad o más del valor estructural), y (3) hay intención de reparar daños.
- **Negocios** – Dueños de negocios pueden ser elegibles para refinanciar hipotecas en la propiedad inmobiliaria, maquinarias y equipos, hasta la cantidad del préstamo para reparar o reemplazar la propiedad inmobiliaria, maquinarias y equipos.
- **Hogares** – Dueños de hogares pueden ser elegibles para el refinanciamiento de hipotecas existentes hasta la cantidad del préstamo para reparar o reemplazar la propiedad inmobiliaria.

¿Qué si Decido Reubicarme?

Usted puede utilizar su préstamo de desastre de SBA para reubicarse. La cantidad del préstamo de reubicación depende de si usted se reubicara voluntariamente o involuntariamente. Si usted está interesado en reubicarse, un representante de SBA puede proveerle más detalles sobre su situación específica.

¿Hay Algún Requerimiento de Seguro para los Préstamos?

Para la protección de cada prestatario y la Agencia, SBA requiere a los prestatarios el obtener y mantener un seguro apropiado. Por ley, aquellos prestatarios los cuales sus propiedades damnificadas o propiedades de colateral están localizadas en una área especial de inundación, deben comprar y mantener seguros de inundación por el valor total asegurable de la propiedad por el término del préstamo.

Los solicitantes pueden solicitar en línea, recibir información adicional sobre asistencia en casos de desastre y descargar aplicaciones en <https://disasterloanassistance.sba.gov/>. Los solicitantes también pueden llamar al centro de servicio al cliente de SBA al (800) 659-2955 o enviar un correo electrónico a disastercustomerservice@sba.gov para más información sobre asistencia para desastres de SBA.

Para las personas con discapacidades auditivas o del habla, favor de marcar 7-1-1 para tener acceso al servicio de retransmisión de telecomunicaciones. Las solicitudes completas deben enviarse por correo a U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

675 Wildwood Avenue
Rio Dell, Ca 95562
(707) 764-3532



For Meeting of: January 17, 2023

TO: Mayor and Members of the City Council
THROUGH: Kyle Knopp, City Manager
FROM: Karen Dunham, City Clerk
DATE: January 17, 2023
SUBJECT: Appointment of City Councilmember to Traffic Committee

RECOMMENDATION

Approve the appointment of two (2) Councilmembers to the Traffic Committee.

BACKGROUND AND DISCUSSION

At the January 3, 2023 regular meeting, the Council approved appointments of Councilmembers to serve on various boards, commissions, committees and task forces. The appointment of two Councilmembers to the Traffic was apparently overlooked.

Members of the Traffic Committee include the Chief of Police, City Manager, Community Development Director, Water/Roadways Superintendent, Rio Dell Fire Chief and two members of the City Council. Councilmember Wilson currently serves on the committee. Provided Councilmember Wilson is willing to stay on the committee, one additional appointment is needed to fill the position vacated by former Mayor Pro Tem Johnson.

ATTACHMENTS:

City Council Board/Committee/Commission Assignments



CITY COUNCIL BOARD/COMMITTEE/COMMISSION ASSIGNMENTS

ORGANIZATION	APPOINTEE	ALTERNATE
Humboldt County Association of Governments (HCAOG) Meets 3rd Thursday at 4:00 p.m. in Eureka	Orr	Woodall
Humboldt County Convention & Visitors Bureau Meets Quarterly for lunch (various locations)	Garnes	Carter
Humboldt Waste Management Authority (HWMA) Meets 2nd Thursday at 5:30 p.m. in Eureka	Wilson	Orr
Humboldt Transit Authority (HTA) Meets 3rd Wednesday at 9:00 a.m. at HTA	Woodall	Garnes
League of California Cities Redwood Empire Division (LOCC) Meets Quarterly (various locations)	Garnes	Carter
Redwood Region Economic Development Commission (RREDC) Meets 4th Monday at 6:30 p.m. in Eureka	Carter	Woodall
Local Agency Formation Commission (LAFCo)	None	None
Redwood Coast Energy Authority (RCEA) Meets 4th Thursday at 3:00 in Eureka	Wilson	Garnes
Humboldt/Del Norte Hazardous Response Authority Meets Quarterly at 4:30 p.m. in Eureka	Carter	Garnes

INTERNAL COMMITTEES

COMMITTEE	APPOINTEE	ALTERNATE
<u>Traffic Committee:</u> Chief of Police Allen, City Manager Knopp, Community Development Director Caldwell, Water/Roadways Superintendent Jensen, Rio Dell Fire Chief Wilson, Councilmembers Wilson and Vacant		
<u>Nuisance Advisory Committee:</u> City Manager Knopp, Community Development Director Caldwell, Chief of Police Allen, Council members Woodall and Carter, Public Members Jim Brickley, Alonzo Bradford and Patrick Knight	710	
<u>Sculpture Committee:</u> Community Development Director Caldwell, Councilmember Wilson, Mayor Garnes (Alternate), Susan Pryor, Robert (Robey) Agnew, Jim Brickley		
<u>Liaison to Rio Dell Fire District:</u>	Woodall	Garnes
<u>Liaison to Rio Dell/Scotia Chamber of Commerce:</u>	Carter	Woodall
<u>Labor Adhoc Committee:</u>	Carter	Wilson
<u>Beautification, Walkability and Pride Committee:</u> Public members: Elizabeth Warren, Ania Laniewski & Rey De La Cruz	Garnes	Carter
<u>Gateway Adhoc Committee:</u>	Woodall	Garnes
Updated January 3, 2023		




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For Meeting of: January 17, 2022

To: City Council

From: Kevin Caldwell, Community Development Director

Through: Kyle Knopp, City Manager 

Date: January 5, 2022

Subject: Amendment of the Cannabis Tax Regulations, Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC).

Recommendation:

That the City Council:

1. Receive brief report regarding amending Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC); and
2. Open the public hearing, receive public input and deliberate; and
3. Approve and adopt Ordinance No, 397-2023 amending Chapter 5.40, "Cannabis Business Tax", Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC) to require that farmer's utilizing outdoor/greenhouse cultivation techniques (Dinsmore Plateau) pay the previous growing season tax by March 15th of the following year.

Background

Ordinance No, 397-2023 was duly introduced at your meeting of January 3, 2023. The Ordinance amends Chapter 5.40, "Cannabis Business Tax", Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC) to require that farmer's utilizing outdoor/greenhouse cultivation techniques (Dinsmore Plateau) pay the previous growing season tax by March 15th of the following year. The amendment also allows the City to revoke or suspend their cultivation licenses/permits for failure to pay the previous growing season's taxes.

Attachment 1: Ordinance No. 397-2023 amending Chapter 5.40, "Cannabis Business Tax", Sections 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC);

ORDINANCE NO. 397-2023



**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIO DELL
AMENDING CHAPTER 5.40, "CANNABIS BUSINESS TAX", SECTIONS 5.40.260 AND 5.40.290 OF
THE RIO DELL MUNICIPAL CODE (RDMC) TO REQUIRE THAT FARMER'S UTILIZING
OUTDOOR/GREENHOUSE CULTIVATION TECHNIQUES PAY THE PREVIOUS GROWING SEASON
TAX BY APRIL 15TH OF THE FOLLOWING YEAR**

WHEREAS, the City's current cannabis cultivation tax regulations requires quarterly payments based on the fiscal year; and

WHEREAS, for Indoor cultivation and Tier 2 Mixed-Light cultivation this payment schedule is appropriate because the operators cultivate year-around; and

WHEREAS, farmer's utilizing outdoor/greenhouse rely on the typical outdoor growing season April through October generally; and

WHEREAS, the farmers on the Dinsmore Plateau have been experiencing difficulty in paying their annual taxes; and

WHEREAS, under the current regulations these farmers have until June 30th of the following year to pay their taxes for the previous growing season; and

WHEREAS, staff and the City Attorney are recommending amending the regulations to require that farmer's utilizing outdoor/greenhouse cultivation techniques (Dinsmore Plateau) pay the previous growing season tax by March 15th of the following year; and

WHEREAS, the proposed amendments will allow the City to revoke or suspend their cultivation licenses/permits for failure to pay the previous growing season's taxes

WHEREAS the City has reviewed and processed the proposed text amendments in conformance with Sections 65350 – 65362 of the California Government Code; and

WHEREAS the City has reviewed and processed the proposed amendment in conformance with Section 17.35.010 of the City of Rio Dell Municipal Code; and

WHEREAS the City Council finds that based on evidence on file and presented in the staff report that the proposed amendment is consistent and compatible with the General Plan and any implementation programs that may be affected; and

WHEREAS the proposed amendment has been processed in accordance with the applicable provisions of the California Government Code and the California Environmental Quality Act (CEQA); and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Rio Dell finds that:

1. The proposed amendments are in the public interest; and
2. The proposed amendments are consistent with the General Plan and any applicable specific plan; and
3. The proposed amendments are not considered a project under CEQA and is therefore Categorically Exempt pursuant to Section 15378 of the CEQA Guidelines, Title 14, Chapter 3 of the California Code of Regulations.

BE IT FURTHER RESOLVED, that the City Council of the City of Rio Dell does hereby ordain as follows:

Section 1

Chapters 5.40.260 and 5.40.290 of the Rio Dell Municipal Code (RDMC) are hereby amended as follows.

5.40.260 - Payment—Time limits.

The business tax imposed by this chapter shall be due and payable as follows:

- A. Each person engaged in business involving Commercial Cannabis Activity, [other than Outdoor, Greenhouse or Tier 1 cannabis cultivation, as defined in Section 5.40.260.B, below](#), shall, on or before the last day of the month following the close of each fiscal year quarter, prepare and submit a tax statement on the form prescribed by the Director and remit to the Director the tax due. The tax due shall be no less than the quarterly installment due. Each person shall pay on or before the last day of the month following the close of each calendar quarter.

B. Each person engaged in Outdoor, Greenhouse or Tier 1 cannabis cultivation shall on or before March 15th of each year prepare and submit a tax statement to the City on the form prescribed by the Director and remit to the Director the tax due for cannabis cultivated during the growing season for the immediately preceding calendar year. Outdoor cultivation is defined as cannabis cultivation outside without using any artificial lighting on mature plants. Greenhouse cultivation is defined as cannabis cultivation within greenhouses without using any artificial lighting. Tier 1 cannabis cultivation is defined as cannabis cultivation without the use of artificial light or the use of artificial light at a rate above zero, but no more than six watts per square foot.

BC If the business tax is owed is based on Square Foot, as defined in Section 5.40.100, the tax statement may include a request for adjustment of the tax due to square foot authorized but not utilized for cultivation, and/or crop loss, along with evidence substantiating the square footage utilized and/or crop loss. The decision to prorate or adjust the tax will be made at the sole discretion of the City. A fee may be adopted by the City Council and collected by the Director to pay for the cost of investigating, verifying, and opining on such request for adjustment of the tax.

CD All tax statements shall be completed on forms prescribed by the Director.

DE Tax statements and payments for all outstanding taxes owed the City are immediately due to the Director upon cessation of business for any reason.

5.40.290 - Payment—Penalty for delinquency.

A. Any person who fails or refuses to pay any business tax required to be paid pursuant to this chapter on or before the due date shall pay penalties and interest as follows:

1. Original Delinquency. A penalty equal to twenty-five percent (25%) of the amount of the tax in addition to the amount of the tax, plus interest on the unpaid tax calculated from the due date of the tax at the rate of one percent per month or fraction thereof on the amount of the tax, exclusive of penalties, from the date on which the remittance first became delinquent until paid; and
2. Continued Delinquency. An additional penalty equal to twenty-five percent (25%) of the amount of the tax if the tax remains unpaid for a period exceeding one (1) calendar month beyond the due date, plus interest on the unpaid tax calculated at the rate of one percent (1%) per month or fraction thereof on the amount of the tax, exclusive of penalties, from the date on which the remittance first became delinquent until paid.
3. Revocation of Permit. The City may, in the City's sole discretion, revoke the Permit for any person who fails or refuses to pay any business tax required to be paid pursuant to this chapter on or before the due date.

B. Whenever a check is submitted in payment of a business tax and the check is subsequently returned unpaid by the bank upon which the check is drawn, and the check is not redeemed prior to the due date, the taxpayer will be liable for the tax amount due plus penalties and interest as provided for in this section plus any amount allowed under state law.

C. The business tax due shall be that amount due and payable from the first date on which the person was engaged in business involving Commercial Cannabis Activity in the City, together with applicable penalties and interest calculated in accordance with subsection A. above.

Section 2 Severability

If any provision of the ordinance is invalidated by any court of competent jurisdiction, the remaining provisions shall not be affected and shall continue in full force and effect.

Section 3. Limitation of Actions

Any action to challenge the validity or legality of any provision of this ordinance on any grounds shall be brought by court action commenced within ninety (90) days of the date of adoption of this ordinance.

Section 4. CEQA Compliance

The proposed amendments are not considered a project under CEQA and is therefore Categorical Exempt pursuant to Section 15378 of the CEQA Guidelines, Title 14, Chapter 3 of the California Code of Regulations

Section 5. Effective Date

This ordinance becomes effective thirty (30) days after the date of its approval and adoption.

I HEREBY CERTIFY that the forgoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Rio Dell on January 3, 2023 and furthermore the forgoing Ordinance was passed, approved and adopted at a regular meeting of the City Council of the City of Rio Dell, held on the January 17, 2023 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Debra Garnés, Mayor

ATTEST:

I, Karen Dunham, City Clerk for the City of Rio Dell, State of California, hereby certify the above and foregoing to be a full, true and correct copy of Ordinance No. 397-2023 which was passed, approved and adopted at a regular meeting of the City Council of the City of Rio Dell, held on the January 17, 2023.

Karen Dunham, City Clerk, City of Rio Dell