AGENDA
FINANCE COMMITTEE
SPECIAL MEETING NOTICE
MAY 8, 2023
PUBLIC MEETING 3:00 P.M.

Members
Victor M. Gordo, Mayor
Tyron Hampton, District 1
Felicia Williams, District 2

STAFF
Matthew Hawkesworth, Director of Finance
Theresa Fuentes, Assistant City Attorney
Gloria Acevedo, Recording Secretary

MISSION STATEMENT
The City of Pasadena is dedicated to delivering exemplary municipal services, responsive to our entire community and consistent with our history, culture and unique character.

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Meetings are broadcast live on cable Channel 3 and on the Internet at http://pasadena.granicus.com/mediaplayer.php?camera_id=2&publish_id=9 and https://www.pasadenamedia.org/watch/ (Click on Video Streamlining on the right side of the screen).

Items on the agenda may not be called in order listed. Agendas and supporting documents are available on the Internet at https://www.cityofpasadena.net/commissions/city-council-finance-committee/

*Materials related to an item on this Agenda submitted to the Finance/Audit Committee **after** distribution of the agenda packet will be posted online and listed as: "Supplemental Agenda Material Received after the Posting of the agenda"*

PUBLIC COMMENT AT THE FINANCE COMMITTEE MEETING FOR MAY 8, 2023 AT 3:00 P.M. WILL BE ACCEPTED IN-PERSON AND BY VIDEOCONFERENCE/TELECONFERENCE.

Link to City Meeting Policy:
cityofpasadena.net/CityCouncilMeetingPolicy

In order to facilitate public participation at meetings the City will accept public comment in the following manner:

1. Whether participating in-person or virtually at the meeting, members of the public may provide public comment by submitting a speaker card prior to the start of public comment on that item, at the following webpage:

   www.cityofpasadena.net/commissions/public-comment/

   If a public comment speaker wishes to speak on more than one agenda item, please indicate which items on the online form (multiple item speakers will be handled according to the process posted on the agenda and as specified in the City meeting policy). Public comments are limited to 3 minutes each, and the Chair and Committee may limit this time if reasonable under the circumstances.

2. In-person Meeting Participation: Complete an online speaker card at the following website: **www.cityofpasadena.net/commissions/public-comment/**

   After submitting a public speaker card, members of the public may attend the meeting in-person by coming to the Pasadena City Council Chamber, Room S249 at City Hall at the date and start-time of the posted meeting.

   Virtual Meeting Participation: For virtual participants, you may attend by connecting to the meeting using a computer, other electronic device, or by telephone. Please review the agenda to identify the published start time for the meeting and connect to the meeting just prior to, or at the start of the meeting.

   To participate in public comment for an item and to be recognized to speak, it is required that the speaker login to the meeting using the same name or telephone number used on the Speaker Card form. This will allow City staff to locate and promote the speaker into the meeting when it is time for their public comment. Participants' phone calls to the Committee meeting will be recorded as part of the Committee meeting. By staying on the line and making public comment during the Committee meeting by phone, you are agreeing to have your phone call recorded. Following is the connectivity information for virtual participation:

   Computer or electronic devices, join the meeting at: **cityofpasadena.net/cczoom**

   Telephone only dial-in: 1-669-900-6833, Meeting ID: 161 482 446

3. **Speaker Card Help Line**: If a public comment speaker needs assistance in completing a speaker card, please call the City Clerk's Office at: (626) 744-4124. Help line will open **30 minutes** prior to the posted start time of the meeting.

4. Members of the public may submit correspondence of any length prior to the start of the meeting, at the following email address:

   gacevedo@cityofpasadena.net

   Correspondence will be forwarded to the Committee prior to the start of the meeting, posted online, and made part of the legislative record for the item.

LIVESTREAM WITH CAPTIONING IS AVAILABLE AT WWW.PASADENAMEDIA.ORG, AND ALSO AT WWW.CITYOFPASADENA.NET/COMMISSIONS/AGENDAS,

IF YOU NEED A REASONABLE MODIFICATION OR ACCOMMODATION PURSUANT TO THE AMERICANS WITH DISABILITIES ACT BECAUSE YOU ARE UNABLE TO PARTICIPATE ELECTRONICALLY AS SET FORTH ABOVE, CONTACT THE CITY CLERK'S OFFICE AS SOON AS POSSIBLE AT (626) 744-4124 OR CITYCLERK@CITYOFPASADENA.NET.

DEPARTMENT OF FINANCE

CITY OF PASADENA
NOTICE OF SPECIAL MEETING
OF THE FINANCE COMMITTEE

MAY 8, 2023
PUBLIC MEETING: 3:00 P.M.
PASADENA CITY HALL, COUNCIL CHAMBER
100 NORTH GARFIELD AVENUE, ROOM S249

NOTICE IS HEREBY GIVEN that the special meeting of the Finance Committee will be held on Monday, May 8, 2023 at 3:00 p.m. in the Pasadena City Hall Council Chambers S249.

Victor M. Gordo, Mayor
City of Pasadena

I HEREBY CERTIFY that this notice, in its entirety, was posted on the Internet at www.cityofpasadena.net/commissions/city-council-finance-committee and on the Council Chamber Bulletin Board, Room S249 and the Bulletin Board in the rotunda area, City Hall, 100 North Garfield Avenue, this 4th day of May, 2023 by 5:30 p.m., and that copies hereof were faxed, emailed or delivered to each member of the City Council and to each local newspaper of general circulation, radio or television station requesting notice in writing, all of which recipients are identified on the distribution list set forth herein below.

Gloria Acevedo, Recording Secretary
Finance Committee

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SPECIAL MEETING
AGENDA
FINANCE COMMITTEE
MAY 8, 2023

Public Meeting: 3:00 P.M.
Council Chamber, Pasadena City Hall
100 North Garfield Avenue, Room S249

PUBLIC MEETING - 3:00 P.M.

ROLL CALL

PUBLIC COMMENT – LIMITED TO ITEMS ON THIS SPECIAL MEETING AGENDA AND WILL BE HEARD AT THE TIME THE ITEM IS CONSIDERED

APPROVAL OF MINUTES

NEW BUSINESS

1. **AMERICAN RESCUE PLAN ACT APPROPRIATIONS**

2. **<u>BUDGET WORKSHOP</u> FY 2024 RECOMMENDED OPERATING BUDGET**

   OPERATING BUDGET PRESENTATIONS:
   - **A. HUMAN RESOURCES**
   - **B. FINANCE**
   - **C. CITY MANAGER – INTERNAL AUDIT AND PUBLIC INFORMATION OFFICE**

INFORMATION ONLY

ADJOURN

NEW BUSINESS

ITEM 1

AMERICAN RESCUE PLAN ACT
APPROPRIATIONS

Agenda Report

May 8, 2023

TO: Honorable Mayor and City Council

THROUGH: Finance Committee

FROM: Department of Finance

SUBJECT: **AMERICAN RESCUE PLAN ACT APPROPRIATIONS**

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the proposed action is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required; and

2. Approve the proposed amendments to the Fiscal Year (FY) 2023 Operating Budget as detailed in the background section of this report.

EXECUTIVE SUMMARY:

The American Rescue Plan Act (ARPA) is a $1.9 trillion economic stimulus bill signed into law by the President on March 11, 2021. Within the ARPA total allocation, there are $350 billion for state, local, territorial, and Tribal governments to respond to the COVID-19 emergency. Pasadena's allocation of direct local stimulus is $52,625,975 with the first 50% allocation paid to the City in June 2021 and the balance in June 2022.

The City has committed $32.3 million of ARPA funds with $20.3 million remaining as uncommitted. Within the past month, two federal bills have been introduced that include language to claw back any uncommitted funds. Since the City has documented more than $180 million in revenue loss per the U.S. Treasury's accounting methodology, the City may immediately recognize and expend all remaining ARPA funds under the revenue loss category as part of the FY 2023 Operating Budget.

BACKGROUND:

ARPA itself is very broad in nature with a focus on four key program areas wherein the dollars may be utilized: 1) to respond to the public health emergency or its negative economic impacts, 2) to respond to workers performing essential work during the COVID-19 pandemic, 3) for the provision of government services to the extent of the reduction in revenue due to COVID-19, and 4) to make necessary investments in water,

sewer or broadband infrastructure. Additionally, the ARPA rules specifically prohibited the deposit of any ARPA funds towards pension liabilities. The Final Rule guidance released by the U.S. Treasury Department also prohibits making debt service payments or direct contributions to fiscal reserves.

The use of ARPA funds is retroactive to March 3, 2021, and all funds must be obligated by December 31, 2024. The nearly four-year period is designed to provide prolonged support and recovery with the understanding that the recovery from COVID-19 will take years. Unfortunately, there are increasing efforts by federal legislators to claw back uncommitted ARPA funds to support other programs (Attachments A and B).

Through the March 31, 2023, reporting period, the City has committed $32,260,845 and has expended $15,197,834 of APRA funds. The recommended action is to transfer all currently committed, but unexpended amounts to the revenue loss category and utilize those funds in FY 2023 to support a balanced budget. Additionally, the recommendation includes committing and recognizing the remaining $20,365,130 as revenue loss and transferring to the General Fund to support the FY 2023 Operating Budget. These funds will support allowable operations under the Treasury's Final Rule to support public safety, housing, and public health among other uses. Any unexpended commitments from the original $32,260,845 will now be funded by the City's General Fund. To the extent these funds create a surplus at the end of FY 2023, those funds will be recorded as committed or assigned in accordance with Generally Accepted Accounting Principles.

COUNCIL POLICY CONSIDERATION:

The City Council's strategic planning goal of maintaining fiscal responsibility and stability will be advanced by utilizing ARPA funds to maintain necessary services negatively affected by the COVID-19 pandemic.

ENVIRONMENTAL ANALYSIS:

The action proposed herein is not subject to the California Environmental Quality Act (CEQA) in accordance with Section 21065 of CEQA and State CEQA Guidelines Sections 15060 (c)(2), 15060 (c)(3), and 15378. The amendment to the Fiscal Year (FY) 2023 Operating Budget is a government fiscal activity that does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment. Therefore, the proposed action is not a "project" subject to CEQA, as defined in Section 21065 of CEQA and Section 15378 of the State CEQA Guidelines. Since the action is not a project subject to CEQA, no environmental document is required.

FISCAL IMPACT:

The ARPA funds have provided stabilization of funding for the COVID-19 response and recovery efforts, maintaining needed services, and reinvestment in the City's infrastructure. Appropriating funds to stabilize the General Fund from revenue losses, will ensure that this fund remains solvent. Financial plans will continue to be made, to develop balanced budgets into the future.

Respectfully submitted,

MATTHEW E. HAWKESWORTH
Director of Finance

Approved by:

MIGUEL MÁRQUEZ
City Manager

Attachments: (2)

A – Congressional Record – Senate, April 17, 2023, Senate Amendment 81
B – 118th Congress H.R. Bill (Arrington) – Division B – Save Taxpayer Dollars

for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

On page 1, line 1, strike ''2 days'' and insert ''3 days''.

SA 77. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the end add the following:

SEC. EFFECTIVE DATE.

This Act shall take effect on the date that is 4 day after the date of enactment of this Act.

SA 78. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

On page 1, line 3, strike ''4 days'' and insert ''5 days''.

SA 79. Mr. PAUL submitted an amendment intended to be proposed by him to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ___. PROHIBITION ON AWARD OF FEDERAL FUNDS.

(a) IN GENERAL.—A fire service shall be ineligible to receive any Federal funds made available under this Act and the amendments made by this Act if the fire service dismissed or discharged from employment any individual based solely on—

(1) the failure of the individual to obey an order to receive a vaccine for COVID–19; or

(2) the exercise by the individual of any rights protected under the First Amendment to the Constitution of the United States to speak against the implementation of any mandate to receive a vaccine for COVID–19.

(b) EXCEPTION.—The prohibition in subsection (a) shall not apply if the fire service has offered reinstatement to all individuals dismissed or discharged based solely on a reason described in paragraph (1) or (2) of that subsection to the position and rank held by the individual on the date of the dismissal or discharge with full back pay calculated from the date of the dismissal or discharge.

(c) FIRE SERVICE DEFINED.—The term ''fire service'' has the meaning given that term in section 4 of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2203).

SA 80. Mr. LEE submitted an amendment intended to be proposed by him to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ___. STATE AND TRIBAL USE OF CATEGORICAL EXCLUSION FOR ESTABLISHMENT OF FUEL BREAKS IN FORESTS AND OTHER WILDLAND VEGETATION.

Section 40806 of the Infrastructure Investment and Jobs Act (16 U.S.C. 6592b) is amended by adding at the end the following:

''(g) STATE AND TRIBAL PROJECT DELIVERY PROGRAMS.—

''(1) IN GENERAL.—On request of a State or an Indian Tribe, the Secretary concerned shall enter into an agreement (which may be in the form of a memorandum of understanding) with the State or Indian Tribe, under which the Secretary concerned assigns, and the State or Indian Tribe assumes, the responsibilities of the Secretary concerned with respect to—

''(A) 1 or more projects under this section using the categorical exclusion established by subsection (b), including—

''(i) environmental review, consultation, and any other action required under any Federal environmental law with respect to the review or approval of a project, including the preparation of a supporting decision memorandum in accordance with subsection (b); and

''(ii) carrying out the forest management activities described in subsection (c) on public lands or National Forest System land in the State or under the jurisdiction of the Indian Tribe, as applicable; or

''(B) any other project on public lands or National Forest System land in the State or under the jurisdiction of the Indian Tribe, as applicable, using any other categorical exclusion that the Secretary concerned determines to be appropriate for use by the State or Indian Tribe, as applicable, to protect communities from wildfire.

''(2) COLLABORATION.—A State or an Indian Tribe may enter into an agreement under paragraph (1) in collaboration with a unit of local government, a private entity, or a community organization and associated contractors.

''(3) REQUIREMENTS.—

''(A) IN GENERAL.—A State or an Indian Tribe that assumes responsibilities under paragraph (1) shall be subject to the same procedural and substantive requirements as to which the Secretary concerned would be subject.

''(B) RETENTION OF RESPONSIBILITIES.—Any responsibility of the Secretary concerned that is not explicitly assigned to and assumed by a State or an Indian Tribe under an agreement under paragraph (1) shall remain the responsibility of the Secretary concerned.

''(C) PROHIBITION.—The Secretary concerned may not require a State or an Indian Tribe, as a condition on entering into an agreement under paragraph (1), to forgo any other means for carrying out the applicable project that is otherwise permissible under applicable law.

''(D) VERIFICATION OF RESOURCES.—As a condition on entering into an agreement under paragraph (1), the Secretary concerned may require a State or an Indian Tribe to verify that the State or Indian Tribe has the financial and personnel resources necessary to carry out the responsibilities described in that paragraph.

''(4) AGREEMENTS.—An agreement under paragraph (1) shall—

''(A) be executed by the Governor or the top-ranking official of the State or Indian Tribe that is charged with responsibility for the applicable project;

''(B) be in such form as the Secretary concerned may prescribe;

''(C) provide that the State or Indian Tribe—

''(i) agrees to assume all or part of the responsibilities of the Secretary concerned;

''(ii) expressly consents to accept the jurisdiction of the Federal courts for the compliance, discharge, and enforcement of any responsibility of the Secretary concerned assumed by the State or Indian Tribe;

''(iii) certifies that State or Tribal laws (including regulations) are in effect that—

''(I) authorize the State or Indian Tribe to take the actions necessary to carry out the responsibilities being assumed; and

''(II) provide that any decision regarding the public availability of a document under those State or Tribal laws is reviewable by a court of competent jurisdiction; and

''(iv) agrees to maintain the financial and personnel resources necessary to carry out the responsibilities being assumed;

''(D) require the State or Indian Tribe to provide to the Secretary concerned any information that the Secretary concerned reasonably considers necessary to ensure that the State or Indian Tribe is adequately carrying out the responsibilities assigned to the State or Indian Tribe;

''(E) have a term of not more than 5 years; and

''(F) be renewable.

''(5) JUDICIAL REVIEW.—

''(A) IN GENERAL.—The district courts of the United States shall have exclusive jurisdiction over any civil action against a State or an Indian Tribe for a failure to carry out any responsibility assigned to and assumed by the State or Indian Tribe under an agreement under paragraph (1).

''(B) LEGAL STANDARDS AND REQUIREMENTS.—A civil action described in subparagraph (A) shall be governed by the legal standards and requirements that would apply if the civil action were against the Secretary concerned had the Secretary concerned taken the relevant actions.

''(C) INTERVENTION.—The Secretary concerned may intervene in any civil action described in subparagraph (A).

''(6) STATE OR TRIBAL RESPONSIBILITY AND LIABILITY.—A State or an Indian Tribe that assumes responsibilities under an agreement under paragraph (1) shall be—

''(A) solely responsible for carrying out the responsibilities; and

''(B) solely liable for any action or failure to take an action in carrying out those responsibilities.

''(7) TERMINATION.—

''(A) IN GENERAL.—A State or an Indian Tribe may terminate an agreement entered into by the State or Indian Tribe under paragraph (1), at any time, by submitting to the Secretary concerned a notice not later than the date that is 90 days before the date of termination.

''(B) TERMS AND CONDITIONS.—A termination under subparagraph (A) shall be subject to such terms and conditions as the Secretary concerned may provide.

''(8) EDUCATION AND OTHER INITIATIVES.—The Secretary concerned, in cooperation with representatives of State and Tribal officials, may carry out education, training, peer-exchange, and other initiatives, as appropriate—

''(A) to assist States and Indian Tribes in developing the capacity to carry out projects under this subsection; and

''(B) to promote information-sharing and collaboration among States and Indian Tribes that are carrying out projects under this subsection.''.

SA 81. Mr. SCOTT of Florida submitted an amendment intended to be

proposed by him to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. TRANSFER OF UNOBLIGATED COVID FUNDS.

(a) COVERED FUNDS.—The term ''covered funds'' means amounts made available under—

(1) the Coronavirus Relief Fund established under section 601 of the Social Security Act (42 U.S.C. 801); and

(2) the Coronavirus State and Local Fiscal Recovery Fund programs established under section 602 or 603 of the Social Security Act (42 U.S.C. 802, 803).

(b) IDENTIFICATION OF FUNDS TO TRANSFER.—Not later than 30 days after the date of enactment of this Act, the Secretary of the Treasury shall identify unobligated covered funds, which shall be transferred to the Administrator of the United States Fire Administration under subsection (c).

(c) TRANSFER.—Effective on the date that is 60 days after the date of enactment of this Act, the unobligated covered funds identified by the Secretary of the Treasury under subsection (b) shall be transferred to and merged with other amounts made available to the Administrator of the United States Fire Administration to carry out section 17(g)(1)(N) of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2216(g)(1)(N)).

(d) AVAILABILITY AND USE.—Amounts transferred under subsection (c) shall remain available until expended.

SA 82. Ms. KLOBUCHAR (for herself and Mr. CRAMER) submitted an amendment intended to be proposed by her to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. PUBLIC SAFETY OFFICER BENEFITS FOR EXPOSURE-RELATED CANCERS.

(a) SHORT TITLE.—This section may be cited as the ''Honoring Our Fallen Heroes Act of 2023''.

(b) CANCER-RELATED DEATHS.—

(1) IN GENERAL.—Section 1201 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10281) is amended by adding at the end the following:

''(p) EXPOSURE-RELATED CANCERS.—

''(1) DEFINITIONS.—In this subsection:

''(A) CARCINOGEN.—The term 'carcinogen' means a known or suspected carcinogen, as defined by the International Agency for Research on Cancer, that is reasonably linked to an exposure-related cancer.

''(B) DIRECTOR.—The term 'Director' means the Director of the Bureau.

''(C) EXPOSURE-RELATED CANCER.—The term 'exposure-related cancer' means—

''(i) bladder cancer;

''(ii) brain cancer;

''(iii) breast cancer;

''(iv) cervical cancer;

''(v) colon cancer;

''(vi) colorectal cancer;

''(vii) esophagus cancer;

''(viii) kidney cancer;

''(ix) leukemia;

''(x) lung cancer;

''(xi) malignant melanoma;

''(xii) mesothelioma;

''(xiii) multiple myeloma;

''(xiv) non-Hodgkins lymphoma;

''(xv) ovarian cancer;

''(xvi) prostate cancer;

''(xvii) skin cancer;

''(xviii) stomach cancer;

''(xix) testicular cancer;

''(xx) thyroid cancer;

''(xxi) any form of cancer that is considered a WTC-related health condition under section 3312(a) of the Public Health Service Act (42 U.S.C. 300mm–22(a)); and

''(xxii) any other form of cancer that the Bureau may determine appropriate in accordance with paragraph (3).

''(2) PERSONAL INJURY SUSTAINED IN THE LINE OF DUTY.—

''(A) IN GENERAL.—Subject to subparagraph (B), as determined by the Bureau, the death or permanent and total disability of a public safety officer due to an exposure-related cancer shall be presumed to constitute a personal injury within the meaning of subsection (a), sustained in the line of duty by the officer and directly and proximately resulting in death or permanent and total disability, if—

''(i) the public safety officer was exposed to or in contact with heat, radiation, or a carcinogen that is linked to an exposure-related cancer while in the course of the line of duty;

''(ii) the public safety officer began serving as a public safety officer not later than 5 years before the date of the diagnosis of the public safety officer with an exposure-related cancer;

''(iii) the public safety officer was diagnosed with an exposure-related cancer not later than 15 years after the last date of active service as a public safety officer of the public safety officer; and

''(iv) the exposure-related cancer directly and proximately results in the death or permanent and total disability of the public safety officer.

''(B) EXCEPTION.—The presumption under subparagraph (A) shall not apply to the death or permanent and total disability of a public safety officer due to an exposure-related cancer if competent medical evidence establishes that the exposure-related cancer was unrelated to the exposure or contact described in subparagraph (A)(i).

''(3) ADDITIONAL EXPOSURE-RELATED CANCERS.—

''(A) IN GENERAL.—The Director shall—

''(i) periodically review the definition of 'exposure-related cancer' under paragraph (1); and

''(ii) add a type of exposure-related cancer to the definition by rule, upon a showing by a petitioner or on the Director's own determination, in accordance with this paragraph.

''(B) BASIS FOR DETERMINATION.—The Director shall add a type of exposure-related cancer to the definition of 'exposure-related cancer' under paragraph (1) upon a showing by a petitioner or the Director's own determination, based on the weight of the best available scientific evidence, that there is a significant risk to public safety officers engaged in public safety activities of developing the type of exposure-related cancer.

''(C) AVAILABLE EXPERTISE.—In determining significant risk for the purpose of subparagraph (B), the Director may accept as authoritative and may rely upon recommendations, risk assessments, and scientific studies by the National Institute for Occupational Safety and Health, the National Toxicology Program, the National Academies of Sciences, Engineering, and Medicine, and the International Agency for Research on Cancer.

''(D) PETITIONS TO ADD TO THE LIST OF EXPOSURE-RELATED CANCERS.—

''(i) IN GENERAL.—Any person may petition the Director to add a type of exposure-related cancer to the definition of 'exposure-related cancer' under paragraph (1).

''(ii) CONTENT OF PETITION.—A petition under clause (i) shall provide information to show that there is sufficient evidence, based on the weight of the best available scientific evidence, of significant risk to public safety officers engaged in public safety activities of developing such exposure-related cancer from their employment.

''(iii) TIMELY AND SUBSTANTIVE DECISIONS.—Not later than 180 days after receipt of a petition under this subparagraph, the Director shall grant or deny the petition by publishing in the Federal Register a written explanation of the reasons for the Director's decision. The Director may not deny a petition solely on the basis of competing priorities, inadequate resources, or insufficient time for review.

''(iv) NOTIFICATION TO CONGRESS.—Not later than 30 days after making any decision to approve or deny a petition under this subparagraph, the Director shall notify the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives of the decision.''.

(2) APPLICABILITY.—The amendment made by paragraph (1) shall apply in the case of any public safety officer who died or became permanently and totally disabled on or after January 1, 2023, as a result of an exposure-related cancer.

(c) TECHNICAL AMENDMENTS.—

(1) IN GENERAL.—Section 3 of the Safeguarding America's First Responders Act of 2020 (34 U.S.C. 10281 note) is amended by adding at the end the following:

''(d) DEFINITION.—In this section, the term 'line of duty action' includes any action in which a public safety officer engages at the direction of the agency served by the public safety officer.''.

(2) APPLICABILITY.—

(A) IN GENERAL.—The amendment made by paragraph (1) shall apply in the case of any public safety officer who died on or after January 1, 2020.

(B) TIME FOR FILING CLAIM.—Section 32.12(a)(1) of title 28, Code of Federal Regulations, shall not apply to a claimant who otherwise qualifies for support pursuant to the amendment made by paragraph (1).

SA 83. Mr. MCCONNELL (for Mr. SULLIVAN) submitted an amendment intended to be proposed by Mr. McConnell to the bill S. 870, to amend the Federal Fire Prevention and Control Act of 1974 to authorize appropriations for the United States Fire Administration and firefighter assistance grant programs; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. ELIGIBLE USE FOR GRANT FUNDS.

Section 33(c)(3) of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2229(c)(3)) is amended—

(1) by redesignating subparagraphs (K) through (N) as subparagraphs (L) through (O), respectively; and

(2) by inserting after subparagraph (J) the following:

''(K) To construct in communities with not more than 10,000 individuals fire stations, fire training facilities, and other facilities to protect the health and safety of firefighting personnel.''.

SA 84. Mr. SCHUMER (for Ms. CORTEZ MASTO) submitted an amendment

DIVISION B—SAVE TAXPAYER DOLLARS

TITLE I—RESCISSION OF UNOBLIGATED CORONAVIRUS FUNDS

SEC. 201. RESCISSION OF UNOBLIGATED CORONAVIRUS FUNDS.

The unobligated balances of amounts appropriated or otherwise made available by the American Rescue Plan Act of 2021 (Public Law 117–2), and by each of Public Laws 116–123, 116–127, 116–136, and 116–139 and divisions M and N of Public Law 116–260, are hereby permanently rescinded.

TITLE II—PROHIBIT UNFAIR STUDENT LOAN GIVEAWAYS

SEC. 211. NULLIFICATION OF CERTAIN EXECUTIVE ACTIONS AND RULES RELATING TO FEDERAL STUDENT LOANS.

(a) IN GENERAL.—The following shall have no force or effect:

(1) The waivers and modifications of statutory and regulatory provisions relating to an extension of the suspension of payments on certain loans and waivers of interest on such loans under section 3513 of the CARES Act (20 U.S.C. 1001 note)—

NEW BUSINESS

ITEM 2(A)

<u>BUDGET WORKSHOP</u> FY 2024 RECOMMENDED OPERATING BUDGET

2. OPERATING BUDGET PRESENTATIONS:

(A) HUMAN RESOURCES

Human Resources Department

FY 2024 Recommended Operating Budget

Finance Committee Item 2A
May 8, 2023

FY 2023 Accomplishments

Human Resources Department

- Employment Services
  - Processed over 15,000 job applications to date
  - Filled/hired over 470 positions to date
  - Classification/compensation reviews & new classifications
- Labor Relations
  - Negotiated multi-year labor agreements with the following bargaining groups: AFSCME, IBEW, IUOE, LIUNA, PFFA, PFMA, and PPOA.
- Supported local recruiting efforts
  - Key Performance Indicator – local hiring into entry-level positions
    - *FY23 to date = 54%* FY22 = 66% FY21 = 56% FY20 = 46%
  - Paramedic Intern
  - MASH

FY 2024 Priorities/Work Plan

Human Resources Department

- Human Resources Staffing & Organizational Development
  - > Review internal structure and fill critical vacancies
  - > Strategic Planning
- Risk Management Re-org
  - > Partner with City Manager, City Attorney, Finance and IT to plan, communicate and implement the Enterprise Risk section
- City-wide Recruitment and Retention
  - > Classifications & Compensation reviews
  - > Contracts/Salary Resolutions for PMA and Non Reps
  - > Enhance exit-interview process

Appropriations by Category

Human Resources Department

Category	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Actuals	FY 2023 Adopted	FY 2024 Recommended	*2024-2023 Change (%)*
Personnel	4,992,774	4,986,907	4,333,652	5,268,927	5,646,945	*7.2%*
Services & Supplies	1,965,828	2,132,046	2,847,171	3,065,696	3,137,463	*2.3%*
Internal Srvc Chrg	746,705	739,331	759,397	846,216	1,038,469	*22.7%*
Operating Transfers Out	0	0	0	0	25,000	
Grand Total	**7,705,308**	**7,858,284**	**7,940,219**	**9,180,839**	**9,847,877**	***7.3%***
FTE				35.00	35.00	0.00

Significant Changes from FY 2023 Budget

Human Resources Department

- Proposed Personnel:
  - > Salary and MOU Adjustments: $243,140
  - > PERS Increase: $50,353
- Proposed Services/Supplies:
  - > Insurance Increase: $37,502
  - > Other Contract Services/Consultant Services Increase: $34,265
- Proposed Internal Services:
  - > CAP Allocation Increase (Non-GF): $155,836

Significant Changes from FY 2023 Budget

Human Resources Department

- Proposed Operating Transfers Out:
  - Transfer to General Fund: $25,000
  - Air Quality Management District grant funding from the Prideshare program to subsidize the cost of the new e-bike program in PWP

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City of PAS

NEW BUSINESS

ITEM 2(B)

<u>BUDGET WORKSHOP</u> FY 2024 RECOMMENDED OPERATING BUDGET

2. OPERATING BUDGET PRESENTATIONS:
(B) FINANCE

Finance Department FY 2024 Recommended Operating Budget

Finance Committee Item 2B

May 8, 2023

FY 2023 Accomplishments

Finance Department

- Generated over $178,482 in revenue to the City through the City's salvage process.
- Over 450 procurements were electronically advertised to vendors. As a result, electronic bids and proposals received comprise more than 95 percent of all submittals.
- Facilitated two "Doing Business with the City" workshops for Pasadena and small businesses.
- Held more than 70 one-on-one meetings with small and/or Pasadena businesses.

Appropriations by Category

Finance Department

Category	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Actuals	FY 2023 Adopted	FY 2024 Proposed	% Change
Personnel	8,780,376	9,126,470	8,926,612	9,517,491	10,081,213	5.9%
Services & Supplies	1,308,799	1,438,540	1,273,770	1,403,437	1,713,126	22.1%
Internal Srvc Chrg	2,866,298	3,046,950	3,079,421	3,343,416	3,515,030	5.1%
Capital Outlay	25,000	0	0	0	0	0.0%
Debt Service	0	0	962	0	0	0.0%
Total:	**12,980,473**	**13,611,960**	**13,280,765**	**14,264,344**	**15,309,369**	**7.3%**
FTE				69.70	69.70	0

Appropriations by Division

Finance Department

Category	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Actuals		FY 2023 Adopted	FY 2024 Proposed	% Change
Accounting & Analysis	4,275,668	4,592,712	4,203,542		4,859,591	5,107,929	5.1%
Budget	945,531	884,858	967,519		1,052,763	1,381,956	31.3%
Finance-Administration	1,612,573	1,841,331	1,532,663		1,523,893	1,643,412	7.8%
Purchasing & Printing	2,957,369	2,901,772	2,964,088		3,096,099	3,106,290	0.3%
Treasury/Cash Management	3,189,332	3,391,287	3,612,953		3,731,997	4,069,783	9.1%
Total:	**12,980,473**	**13,611,960**	**13,280,765**		**14,264,344**	**15,309,369**	**7.3%**

Significant Changes from FY 2023 Budget

Finance Department

- Budget Software: $242,000
  - > Cloud-based software to streamline and unify the end-to-end operating budget process.
  - > One-stop solution will assist with improving the current process of manually developing the annual budget which now requires numerous Excel spreadsheets.
  - > A single portal for departments to prepare, review, report and publish the budget with real-time efficiencies.
  - > Offers transparency tools with a user-friendly graphical interface.
  - > Synchronizes directly with the City's ERP system.

FY 2024 Priorities

Finance Department

- Support and facilitate a long-term General Fund forecast that includes future capital funding needs for vital infrastructure.
- Implement new Tyler Payments cashiering, online bill pay, and electronic bill presentment.
  - > Tyler Payments contract may alleviate adverse impacts related to increasing processing expenses.
  - > CentralSquare Technologies contract provides needed support and reduced processing costs.
- Implement new Operating Budget development and monitoring software solution.

NEW BUSINESS

ITEM 2(C)

BUDGET WORKSHOP FY 2024 RECOMMENDED OPERATING BUDGET

2. OPERATING BUDGET PRESENTATIONS:

(C) CITY MANAGER – INTERNAL AUDIT AND PUBLIC INFORMATION OFFICE

City Manager Department

FY 2024 Recommended Operating Budget

Finance Committee Item 2C
May 8, 2023

FY 2023 Accomplishments

City Manager Department

- Successfully completed relinquishment of 710 freeway right-of-way
  - $5M for required maintenance from Caltrans
  - Secured an allocation of $230.5M in Metro Measure R funding for mobility improvements along the corridor ($181.4M for projects approved by Metro; $49.1M for future consideration and approval by Metro)
- 3rd Assistant City Manager position created to address Office workload
- Reorganized CM Office to add Deputy City Manager to manage City's enterprise risk management program
- New City Manager appointed two Assistant City Managers, Deputy City Manager, Police Chief, General Manager of Water and Power, Human Resources Director, Planning and Community Development Director
- Provided leadership in ending COVID-19 Public Health Emergency
- Internal Audit completed the citywide risk assessment, annual audit plan and high risk inventory audit
- Public Affairs expanded communications efforts through the use of social media platforms and video content while coordinating communications across departments

Appropriations by Category

City Manager Department

Category	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Actuals	FY 2023 Adopted	FY 2024 Recommended	% Change
Personnel	5,615,363	6,040,183	5,479,921	6,487,209	7,391,525	13.9%
Services & Supplies	1,735,400	2,445,134	2,043,528	3,836,316	3,738,625	-2.5%
Internal Srvc Chrg	574,285	572,281	542,816	613,523	655,867	6.9%
Grand Total	**7,925,048**	**9,057,598**	**8,066,265**	**10,937,048**	**11,786,018**	**7.8%**

FTE	39.50	42.00	2.50

Appropriations by Division

City Manager Department

Division	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Actuals	FY 2023 Adopted	FY 2024 Recommended	% Change
City Management-Admin.	2,722,129	2,506,639	2,561,825	2,732,236	3,331,938	21.9%
Economic Development Division	4,486,135	5,237,334	4,401,293	6,602,462	6,707,431	1.6%
Internal Audit	0	559,414	484,735	813,212	619,568	-23.8%
Public Affairs	713,892	752,206	618,407	789,138	876,354	11.1%
Risk Management	0	0	0	0	250,726	-
Northwest Programs	2,893	2,005	5	0	0	0.0%
Grand Total	**7,925,048**	**9,057,598**	**8,066,265**	**10,937,048**	**11,786,018**	**7.8%**

Significant Changes from FY 2023 Budget

City Manager Department

- Personnel increases $904,317 due to:
  - > Addition of 1.0 FTE Assistant City Manager & 1.0 FTE Senior Project Manager position approved mid-year FY 2023
  - > Reclassification of existing 0.5 FTE Admin Intern to 1.0 FTE Public Information Specialist
  - > Reclassification of Risk Manager position to Deputy City Manager
- Note: FTEs and budgets for enterprise risk management function will move to CM Office in FY 2025 budget

FY 2024 Priorities

City Manager Department

- Six major issues requiring immediate attention include:
  - > Street pavement maintenance
  - > Homelessness
  - > Affordable housing
  - > Drugs (especially fentanyl) and guns on our streets
  - > Properly maintaining aging facilities
  - > Planning for a zero emission citywide fleet

FY 2024 Priorities

City Manager Department

- Public Affairs
  - > Streamline City Social Media Accounts
  - > Create more video content to help promote City programs, projects, initiatives and events on social media
- Internal Audit
  - > Complete projects in approved Audit Plan
  - > Complete annual citywide risk assessment & update audit plan
  - > Monitor & report on Open Audit Recommendations

FY 2024 Priorities

City Manager Department

- Risk Management
  - > Promote culture of risk awareness, mitigation & strategic risk taking across City departments
  - > Proactively identify potential safety issues & respond to employee safety concerns