

**AGENDA
CITY COUNCIL
CITY OF IMPERIAL
200 WEST 9TH STREET
IMPERIAL, CA 92251-1637
JULY 7, 2021
CLOSED SESSION 6:00 PM
OPEN SESSION 7:00 PM**

**THIS MEETING WILL BE CONDUCTED PURSUANT TO THE PROVISIONS OF THE
GOVERNOR'S EXECUTIVE ORDER N-29-20**

1. You are encouraged to observe the City Council meetings via Livestream at the City of Imperial Facebook page.
2. Email public comments to cityclerk@cityofimperial.org by 5:00 pm on Wednesday, July 7, 2021. Comments received by 5:00 pm will be read into the record.

TELECONFERENCE NOTICE

Pursuant to Executive Order N-29-20 issued by Governor Gavin Newsom on March 17, 2020 and to the extent applicable Government Code Section 54953(b), this City Council Meeting may include teleconference participation by the City Council Members and City staff. Consistent with Executive Order N-29-20 teleconference locations utilized by City Council Members shall not be accessible to the public and are not subject to special posting requirements.

The Imperial City Council meetings, including public comments, are being Livestreamed on the City's social media pages. By remaining in the room, you are giving your permission to be recorded.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE BUILDING & SAFETY DIRECTOR, (760) 355-1152. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING [28CFR 35.102-35.104 ADA TITLE II]

A. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:00 PM.

This is a **CLOSED SESSION** in which the **COUNCIL** discusses matters in closed as opposed to open session. Only those matters authorized by the Brown Act as permissible **CLOSED SESSION** subjects will be discussed. They are as follows:

A-1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION.

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9
Two potential cases

A-2. SUBJECT: EMPLOYEE PERFORMANCE EVALUATION (54954.5(e))

Title: City Manager

A-3. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (54957.6)

Agency Negotiators: City Manager

Employee Organization Management, Supervisory, Professional, Confidential, and Police Captain/Unrepresented

A-4. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (54957.6)

Agency Negotiators: City Manager
Employee Organization: Imperial Police Officers Association

A-5. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (54957.6)

Agency Negotiators: City Manager
Employee Organization: Teamsters Local No. 542

CITY COUNCIL ADJOURNS CLOSED SESSION

B. CITY COUNCIL RE-CONVENES TO OPEN SESSION AT 7:00 P.M.

ROLL CALL

PLEDGE OF ALLEGIANCE

ADJUSTMENTS TO THIS AGENDA

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

C. PUBLIC APPEARANCES:

C-1. Matters not appearing on the agenda. If you wish to address the COUNCIL concerning any item within the COUNCIL'S jurisdiction, please raise your hand and be acknowledged by the MAYOR, and at that time state your name and address for the record. The MAYOR reserves the right to place a time limit on each person's presentation of three (3) minutes. It is requested that longer presentations be submitted to the Council in writing.

C-2. Matters appearing on the agenda. If you wish to address the COUNCIL concerning any item appearing on the agenda, please raise your hand and be acknowledged by the MAYOR, and at that time state your name and address for the record. The MAYOR reserves the right to place a time limit on each person's presentation of three (3) minutes.

D. SPECIAL PRESENTATIONS:

D-1. 9/11 Stairclimb Committee.

D-2. Recognition of service to outgoing Planning Commissioner Kristopher Haugh.

D-3. Parks and Recreation month.

E. CONSENT AGENDA:

All items appearing under "Consent Agenda" will be acted upon by the City Council by one motion without discussion. Should any Council member or other person request that any item be considered separately that item will then be taken up at the time as determined by the **MAYOR**

E-1. Approval of claims/warrants report.

E-2. Continue emergency action for repairs at the Aten Blvd. and Cross Rd. intersection as declared by Resolution 2021-07.

E-3. Approval of Memorandum of Understanding between Imperial Police Department and Imperial County District Attorney's Office Victim Witness Assistance Program.

E-4. Approval of Resolution No. 2021-26, Determining and Levying the Special Taxes for City of Imperial Community Facilities District No. 2004-1 (Victoria Ranch).

E-5. Approval of Resolution No. 2021-27, Determining and Levying the Special Taxes for City of Imperial Community Facilities District No. 2004-2 (Mayfield).

E-6. Approval of Resolution No. 2021-28, Determining and Levying the Special Taxes for City of Imperial Community Facilities District No. 2004-3 (Bratton).

E-7. Approval of Resolution No. 2021-29, Determining and Levying the Special Taxes for City of

Imperial Community Facilities District No. 2005-1 (Springfield).

- E-8.** Approval of Resolution No. 2021-30, Determining and Levying the Special Taxes for City of Imperial Community Facilities District No.2006-1 (Monterrey Park).
- E-9.** Approval of Resolution No. 2021-31, Determining and Levying the Special Taxes for City of Imperial Community Facilities District No. 2006-2 (Savanna Ranch).

F. PUBLIC HEARINGS:

- F-1. SUBJECT: PUBLIC HEARING /DISCUSSION/ACTION: IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISIONS).**

1. Approval of Resolution No. 2021-32, Approving the Engineer's Report.
2. Approval of Resolution No. 2021-33. Ordering the levying and collection of annual assessments.

- F-2. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISIONS).**

1. Approval of Resolution No. 2021-34, Approving the engineer's report.
2. Approval of Resolution No. 2021-35. Ordering the levy and collection of annual assessments.

- F-3. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 2 (SKY RANCH SUBDIVISION, ZONE 2005-03).**

1. Approval of Resolution No. 2021-36, Approving the engineer's report.
2. Approval of Resolution No. 2021-37, Ordering the levy and collection of annual assessments.

- F-4. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION ZONE CHANGE AND GENERAL PLAN AMENDMENT FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO OS (OPEN SPACE) ON THE FOLLOWING ASSESSOR PARCEL NUMBER: 063-250-011 AND ADOPTION OF NEGATIVE DECLARATION.**

1. Introduction/1st reading by title only of Ordinance No. 812, Approving the zone change and general plan amendment from R-1 (single-family residential) to OS (open space).
2. Adoption of Resolution No. 2021-38, for the adoption of a mitigated negative declaration.

G. ACTION ITEMS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)

- G-1. SUBJECT: DISCUSSION/ACTION: APPOINTMENT OF MEMBERS TO THE CITY OF IMPERIAL PLANNING COMMISSION.**

1. Approve appointment recommended by Council member Robert Amparano.
2. Approve appointment recommended by Council member Katie Burnworth.

- G-2. SUBJECT: DISCUSSION/ACTION: PREPARATION OF 2020 URBAN WATER MANAGEMENT PLAN IN ACCORDANCE WITH CALIFORNIA WATER CODE. (RFP P04-2021).**
1. Award of contract to West and Associates.
- G-3. SUBJECT: DISCUSSION/ACTION: 2020 OVERLAY IMPROVEMENTS PROJECT AT THE INTERSECTION OF ATEN BOULEVARD AND CLARK ROAD (BID 2020-09).**
1. Approval of balancing change order.
 2. Acceptance of work completed.
 3. Authorize City Clerk to file Notice of Completion with the Imperial County Clerk Recorders' Office.
- G-4. SUBJECT: DISCUSSION/ACTION: AGREEMENT FOR POLICE SERVICES SCHOOL RESOURCE OFFICER FOR 2021-2022 SCHOOL YEAR.**
1. Approval of agreement between City of Imperial and Imperial Unified School District for police services School Resource Officer for 2021-2022 school year.
- G-5. SUBJECT: DISCUSSION/ACTION: PURCHASE OF EQUIPMENT FOR DEPARTMENT OF INFORMATION TECHNOLOGY-UTILITY VEHICLE.**
1. Authorization of the expenditure of funds for the purchase of a utility vehicle as allocated in the 2021-2022 municipal budget.
- G-6. SUBJECT: DISCUSSION/ACTION: PURCHASE OF COMMERCIAL RIDING MOWER- PARKS DEPARTMENT.**
1. Approve purchase of John Deere commercial mower in the amount of \$16,585.50.
- G-7. SUBJECT: DISCUSSION/ACTION: PURCHASE OF 4 NEW SERVICE TRUCKS FOR PARKS DEPARTMENT.**
1. Approve purchase of 4 new 2021 F350 work trucks in the amount not to exceed \$200,000.00
- G-8. SUBJECT: DISCUSSION/ACTION: TRAFFIC CONCERNS AT THE INTERSECTION OF 4TH STREET AND "G" STREET.**
1. Select and approve appropriate mitigation measure to address traffic concerns at the intersection of 4th and "G" Street.
- G-9. SUBJECT: DISCUSSION/ACTION: TEAMSTERS LOCAL UNION #542.**
1. Adoption of Resolution No. 2021-39, Approving the Memorandum of Understanding between Teamsters Local #542 and City of Imperial for a term of two fiscal years (2021-2023).

G-10. SUBJECT: DISCUSSION/ACTION: IMPERIAL POLICE OFFICERS ASSOCIATION.

1. Adoption of Resolution No. 2021-40, Approving the Memorandum of Understanding between Imperial Police Officers Association and City of Imperial for a term of two fiscal years (2021-2023).

G-11. SUBJECT: DISCUSSION/ACTION: CITY CLERK COMPENSATION AND BENEFITS.

1. Adoption of Resolution No. 2021-41, Establishing compensation and benefits for the City Clerk through July 31, 2021.

G-12. SUBJECT: DISCUSSION/ACTION: SPECIAL MUNICIPAL ELECTION FOR QUESTION RELATING TO CITY CLERK.

1. Discussion only: Next steps regarding elected office of the City Clerk.
2. Adoption of Resolution No. 2021-42, Calling for the holding of a special municipal election on Tuesday, November 2, 2021 for the submission to the Imperial voters of a question relating to the City Clerk.
3. Adoption of Resolution No. 2021-43, Requesting Board of Supervisors of the County of Imperial to consolidate a special municipal election be held on November 2, 2021 pursuant to §10403 of the elections code.
4. Adoption of Resolution No. 2021-44, Setting priorities for filing a written argument(s) regarding a city measure and directing the city attorney to prepare an impartial analysis.
5. Adoption of Resolution No. 2021-45, Providing for the filing of rebuttal arguments for city measures submitted at municipal elections.

G-13. SUBJECT: DISCUSSION: HEALTH BENEFITS FOR ELECTED OFFICIALS.

1. Discussion relating to the City of Imperial providing health benefits for the City Council.

G-14. SUBJECT: DISCUSSION/ACTION: ARTS DISTRICT ADVISORY COMMITTEE.

1. Appointment of one (1) primary representative and one (1) alternate to participate on the City of Imperial Arts District Advisory Committee.

G-15. SUBJECT: DISCUSSION/ACTION: AIRPORT LAND USE COMMISSION REPRESENTATIVE.

1. Nomination of Planning Commissioner Mark Hammerness to the County Airport Land Use Commission.

G-16. SUBJECT: DISCUSSION/ACTION: CALIFORNIA JPIA BOARD OF DIRECTORS ANNUAL MEETING – OCTOBER 6, 2021.

1. Appointment of delegate and alternate delegate to the California JPIA Board of Directors.

G-17. SUBJECT: DISCUSSION/ACTION: LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – SEPTEMBER 23-24, 2021.

1. Appoint a voting delegate and alternate(s) for the annual business meeting on Friday, September 24, 2021.

H. REPORTS:

- H-1. SUBJECT: DEPARTMENT REPORTS.**
H-2. SUBJECT: CITY MANAGER REPORT.
H-3. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

ADJOURN CITY COUNCIL MEETING UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, JULY 21, 2021 AT 7:00 P.M.

NOTE: Any documents produced by the City and distributed to a majority of the City Council/Agency Board regarding any item on this agenda will be made available at the front counter at City Hall, located at 420 S. Imperial Avenue, during normal business hours.

Check Register Report

E-1
Date: 07/02/2021
Time: 10:05 am
Page: 1

CITY OF IMPERIAL

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98986	06/16/21	Printed			5956	AMAZON CAPITAL SERVICES		21.52
98987	06/16/21	Printed			6933	AT&T		45.17
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99028	06/16/21	Printed			7413	MATTHEW MACDONALD		85.98
99029	06/16/21	Printed			776	MOSS, LEVY & HARTZHEIM LLP		5,000.00
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99033	06/16/21	Printed			081	PETTY CASH		8.96
99034	06/16/21	Printed			1637	ROMEO'S CAR WASH		187.00
99035	06/16/21	Printed			1367	SHRED-IT		71.70
99036	06/16/21	Printed			6193	STRADLING YOCCA CARLSON&RAUTH,		4,005.00
99037	06/16/21	Printed			6312	STREAKWAVE WIRELESS, INC.		1,494.07

Check Register Report

Date: 07/02/2021

Time: 10:05 am

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CITY OF IMPERIAL

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99220	06/30/21	Printed			4989	GEMINI GROUP LLC		3,830.54
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99231	06/30/21	Printed			1336	IMPERIAL LANDFILL- 4136		3,669.67
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99233	06/30/21	Printed			221	IMPERIAL PRINTERS		85.34
99236	06/30/21	Printed			3187	IMPERIAL TRUSS & LUMBER CO.		2,099.25
99237	06/30/21	Printed			7147	IMPERIAL VALLEY CHRYSLER DODGE		1,452.84
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99239	06/30/21	Printed			2099	IMPERIAL VALLEY OCCUPATIONAL M		210.00
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99244	06/30/21	Printed			7402	JACOB'S AIR CONDITIONING		2,300.00
99245	06/30/21	Printed			008	JIM REITER'S LOCKSMITH & SAFE		393.93
99246	06/30/21	Printed			6365	JOHN DEERE FINANCIAL		132.51
9 247	06/30/21	Printed			642	JORDAN CENTRAL IMPLEMENT CO.		368.41
99248	06/30/21	Printed			868	K-C WELDING & RENTALS, INC.		223.95
99249	06/30/21	Printed			1409	KAMAN INDUSTRIAL TECHNOLOGIES		768.77
99250	06/30/21	Printed			2901	KIMBALL MIDWEST		611.53
99251	06/30/21	Printed			7431	KRISTOPHER GOMEZ		143.75
99252	06/30/21	Printed			1647	LABRUCHERIE IRRIGATION SUPPLY		1,293.65

Check Register Report

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CITY OF IMPERIAL

BANK: UNION BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
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99254	06/30/21	Printed			7300	LAW OFFICE OF		8,000.00
99255	06/30/21	Printed			6596	LC ENGINEERING CONSULTANTS INC		930.00
99256	06/30/21	Printed			1996	LEE TIRE CO.		2,511.24
99257	06/30/21	Printed			4464	LESLIE'S POOLMART, INC.		26.78
99258	06/30/21	Printed			101	LINCOLN LIFE		1,167.67
99259	06/30/21	Printed			5100	MCCAIN		8,456.91
99260	06/30/21	Printed			7423	MIRTHA BARRA		195.00
99261	06/30/21	Printed			7427	NANCY QUESADA		120.00
99262	06/30/21	Printed			2295	NEW BORDER TACTICAL, INC		71.93
99263	06/30/21	Printed			2295	NEW BORDER TACTICAL, INC		25.00
99264	06/30/21	Printed			516	NORTHERN TOOL & EQUIPMENT		3.86
99265	06/30/21	Printed			2510	NTU TECHNOLOGIES, INC.		8,178.00
99269	06/30/21	Printed			4481	O'REILLY		1,755.60
99270	06/30/21	Printed			079	ONE SOURCE DISTRIBUTORS		8,256.76
99271	06/30/21	Printed			219	PADRE USA		541.77
99272	06/30/21	Printed			7425	PATRICIA LARA		100.97
99273	06/30/21	Printed			4562	PET WASTE ELIMINATOR		172.40
99274	06/30/21	Printed			084	PITNEY BOWES PURCHASE POWER		400.00
99275	06/30/21	Printed			2782	PRINCIPAL-SBD GRAND ISLAND		5,095.85
99276	06/30/21	Printed			1518	PROFORCE LAW ENFORCEMENT		3,184.60
99277	06/30/21	Printed			3897	QT SANITATION		120.00
99278	06/30/21	Printed			7421	RAIGBI PAULINO		93.62
99280	06/30/21	Printed			694	REXEL OF AMERICA, LLC		5,317.98
99281	06/30/21	Printed			7422	RICHARD HUTNIK		49.94
99282	06/30/21	Printed			7064	RINCON CONSULTANTS, INC.		24,337.76
99283	06/30/21	Printed			7343	ROVE ENGINEERING INC		26,600.00
99284	06/30/21	Printed			3526	RSD		592.40
99285	06/30/21	Printed			7434	SANDY ESTRADA		85.00
99286	06/30/21	Printed			7430	SARAH SUMMER		117.42
99287	06/30/21	Printed			957	SC FUELS		2,220.72
99288	06/30/21	Printed			1239	SHERWIN-WILLIAMS		16,776.78
99289	06/30/21	Printed			5706	SHI INTERNATIONAL CORP		581.85
99290	06/30/21	Printed			3262	SIMNSAHEALTH PLAN		12,443.46
99291	06/30/21	Printed			135	SOCALGAS		70.98
99292	06/30/21	Printed			091	STAPLES CREDIT PLAN		327.32
99293	06/30/21	Printed			6193	STRADLING Yocca CARLSON&RAUTH,		5,866.77
99294	06/30/21	Printed			1265	SUPERIOR READY MIX CONCRETE LP		782.18
99295	06/30/21	Printed			3570	SWANK MOVIE LICENSING USA		435.00
99296	06/30/21	Printed			104	TEAMSTERS, LOCAL 542		1,642.00
99297	06/30/21	Printed			5855	THE DESERT REVIEW		495.00
99298	06/30/21	Printed			1425	THE REINALT-THOMAS CORPORATION		1,046.55
99301	06/30/21	Printed			5837	U.S. BANK		5,758.27
99302	06/30/21	Printed			6883	ULINE		645.10
99303	06/30/21	Printed			275	UNDERGROUND SERVICE ALERT OF		120.59
99304	06/30/21	Printed			944	UNITED WAY OF IMPERIAL COUNTY		6.00
99305	06/30/21	Printed			1994	URBAN RESTORATION GROUP US INC		144.06
99306	06/30/21	Printed			6313	US AIR CONDITIONING		4,275.88

Check Register Report

Date: 07/02/2021

Time: 10:05 am

Page: 5

CITY OF IMPERIAL

BANK: UNION BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK Checks								
9f3307	06/30/21	Printed			1100	USA BLUEBOOK		10,925.68
99309	06/30/21	Printed			615	VALLEY PEST SERVICES, INC		1,322.00
9 310	06/30/21	Printed			6900	W.M. LYLES CO.		1,057,317.63
99311	06/30/21	Printed			5674	WAGEWORKS, INC		102.60
99312	06/30/21	Printed			1715	WAXIE SANITARY SUPPLY		1,373.28
99313	06/30/21	Printed			1568	WEBB AND ASSOCIATES		57,383.94
99314	06/30/21	Printed			1968	WESTAIR GASES & EQUIPMENT		329.39
99315	06/30/21	Printed			487	XPRESS LUBE		277.29
99316	06/30/21	Printed			7424	ZACHARY LEASURE	BREWER #134	98.78
Total Checks: 194						Checks Total (excluding void checks):		2,827,113.93
Total Payments: 194						Bank Total (excluding void checks):		2,827,113.93
Total Payments: 194						Grand Total (excluding void checks):		2,827,113.93

DATE SUBMITTED

06/30/2021

SUBMITTED BY

Public Services

DATE ACTION REQUIRED

07/07/2021

COUNCIL ACTION

PUBLIC HEARING REQUIRED ☒RESOLUTION ☐ORDINANCE 1ST READING ☐ORDINANCE 2ND READING ☐CITY CLERK'S INITIALS ☒

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: **DISCUSSION/ACTION: Emergency at Aten Rd & Cross Rd Intersection**

1. Continue Resolution NO. 2021-07, Emergency at Aten Rd & Cross Rd.

DEPARTMENT INVOLVED: Public Services

BACKGROUND/SUMMARY:

On Friday evening, April 2nd, an accident affected the intersection of Aten Rd & Cross Rd Signal Lighting functions. The controller cabinet and other electrical components were damaged from vehicle collision.

Resolution was approved, passed and adopted by Council on April 7th during regular meeting.

Public Services has been working with Bear Electrical Solutions to repair intersection.

At this time, cost and time frame to complete are unknown.

FISCAL IMPACT: Unknown

FINANCE
INITIALS



STAFF RECOMMENDATION: Council continues emergency

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

*approve continuation
emergency*

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ☐

DISAPPROVED ☐

REFERRED TO:

REJECTED ☐

DEFERRED ☐

DATE SUBMITTED 07/01/2021
SUBMITTED BY Chief L. Barra
DATE ACTION REQUIRED 07/07/2021

Agenda Item No **E-3**
CITY COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED ()
RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS [Signature]

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT:
Victim Witness Program

DISCUSSION/ACTION: The Imperial Police Department request approval of the new MOU between the Imperial Police Department and ICDA Office

DEPARTMENT INVOLVED: Police

BACKGROUND/SUMMARY

This Operational Agreement stands as evidence that the Imperial County District Attorney's Office Victim Witness Assistance Program and the Imperial Police Department will renew their commitment to work together toward the mutual goal of providing maximum available assistance for crime victims residing in Imperial, CA. Both agencies believe that implementation of the activities described herein, will further this goal

FISCAL IMPACT: None

STAFF RECOMMENDATION:

MANAGER'S RECOMMENDATION:

approve

MANAGER'S INITIAL dlm

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

IMPERIAL COUNTY
DISTRICT ATTORNEY'S OFFICE
Heather Trapnell
Assistant District Attorney



GILBERT G. OTERO
DISTRICT ATTORNEY
940 West Main Street, Suite 102
El Centro, CA 92243
Tel: (442)265-1175
Fax: (760) 352-4474

**IMPERIAL COUNTY DISTRICT ATTORNEY'S OFFICE
VICTIM WITNESS ASSISTANCE PROGRAM
AND IMPERIAL POLICE DEPARTMENT
OPERATIONAL AGREEMENT
EFFECTIVE 7/1/2021 - 6/30/2023**

This Operational Agreement stands as evidence that the Imperial County District Attorney's Office Victim Witness Assistance Program and the Imperial Police Department will renew their commitment to work together toward the mutual goal of providing maximum available assistance for crime victims residing in Imperial, CA. Both agencies believe that implementation of the activities described herein, will further this goal. To this end, each agency agrees to participate by coordinating/providing the following:

- The Imperial County District Attorney's Office Victim Witness Assistance Program and the Imperial Police Department shall make mutual referrals as appropriate.
- The Imperial Police Department will refer victims to the Victim Witness Assistance Program by providing victims with contact information or by directly contacting Victim Witness by phone or email to request assistance.
- Victim Witness personnel will be readily available to the Imperial Police Department for service provisions through direct referral of all victims of crime.
- Victim Witness personnel shall provide training to law enforcement on services available to crime victims as needed.
- Regularly scheduled meetings between Imperial Police Department representative and Program Director of Victim Witness while participating on the Child Abuse Response Team, Sexual Assault Response Team and Death Review Team.
- The Imperial County District Attorney's Office Victim Witness Assistance Program staff shall be available to the Imperial Police Department at 940 W. Main Street, Suite 102, El Centro, CA 92243, (442) 265-1175

We, the undersigned as authorized representatives of the Imperial County District Attorney's Office Victim Witness Assistance Program and Imperial Police Department hereby approve this document.

DATE: _____

DATE: _____

Leonard Barra
Chief of Police
Imperial Police Department

Melissa Lopez-Moore
Program Director
Victim Witness Assistance Program

**Agenda Item
No.**

E-4

DATE SUBMITTED 6/30/2021

SUBMITTED BY SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING ()
REQUIRED
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

SUBJECT: **RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR:
CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2004-1
(Victoria Ranch)**

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2004-1 (Victoria Ranch).

The proposed FY 2021/22 special tax rate for Facilities and for Services designated as Developed Property is equal to the maximum special tax rate allowed. The proposed FY 2021/22 special tax rates for Facilities and for Services designated as Final Map Property is 0.00% of the maximum special tax rate allowed.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities do not adjust from year-to-year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS 

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS 

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS 

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2004-1 (Victoria Ranch):

(1) Approval of Resolution No. 2021-21 Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:
AYES:
NAYES:
ABSENT:

APPROVED () REJECTED ()
DISAPPROVED () DEFERRED ()

REFERRED TO:

RESOLUTION NO. 2021-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2004-1 (VICTORIA RANCH), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2004-1 (Victoria Ranch) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on October 6, 2004, the City Council adopted an Ordinance establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2004-1 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amounts, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes, and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation; reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2004-1 (VICTORIA RANCH)
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Single Family Residential Developed	\$1,610.00 per Unit	\$1,610.00 per Unit
Multiple Family Residential Developed	\$405.00 per Unit	\$405.00 per Unit
Non-Residential Developed	\$3,000.00 per Acre	\$3,000.00 per Acre
Final Map	\$1,610.00 per Lot	\$0.00 per Lot
Undeveloped	\$13,000.00 per Acre	\$0.00 per Acre

Special Tax Rates (Services)

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Residential Developed	\$171.56 per Unit	\$171.56 per Unit
Non-Residential Developed	\$686.32 per Acre	\$686.32 per Acre
Final Map	\$686.32 per Acre	\$0.00 per Acre

DATE SUBMITTED

6/30/2021

SUBMITTED BY

SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED

7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING REQUIRED ()
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS JS

IMPERIAL CITY COUNCIL AGENDA ITEM

**SUBJECT: RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR:
CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2004-2
(Mayfield)**

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2004-2 (Mayfield).

The proposed FY 2021/22 special tax rates are as follows:

Improvement Area No. 1

Facilities Special Tax designated as Developed Property: equal to the maximum special tax rate allowed
Facilities Special Tax designated as Undeveloped Property: 36.47% of the maximum special tax rate allowed
Services Special Tax Rate for All Property: equal to the maximum special tax rate allowed

Improvement Area No. 2

Services Special Tax designated as Developed Property: equal to the maximum special tax rate allowed
Services Special Tax designated as Undeveloped Property: 0.00% of the maximum special tax rate allowed

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities do not adjust from year-to-year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS

JS

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS

JS

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER's
INITIALS

AM

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2004-2 (Mayfield):

(1) Approval of Resolution No. 202127, Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:

APPROVED ()

REJECTED ()

AYES:

DISAPPROVED ()

DEFERRED ()

NAYES:

ABSENT:

REFERRED TO:

RESOLUTION NO. 2021-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2004-2 (MAYFIELD), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2004-2 (Mayfield) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on April 20, 2005, the City Council adopted an Ordinance establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2004-2 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amounts, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation, reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2004-2 (MAYFIELD)
IMPROVEMENT AREA NO. 1
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Building Square Footage	Assigned Special Tax per Residential Unit	FY 2021/22 Special Tax Rate
1	Less than 1,600	\$1,639.00	\$1,639.00
2	1,600 – 1,850	\$2,171.00	\$2,171.00
3	1,851 – 2,300	\$2,294.00	\$2,294.00
4	2,301 – 2,600	\$2,555.00	\$2,555.00
5	2,601 – 3,000	\$2,841.00	\$2,841.00
6	3,001 – 3,300	\$3,278.00	\$3,278.00
7	Greater than 3,300	\$3,606.00	\$3,606.00

Land Use Class	Assigned Special Tax per Acre	FY 2021/22 Special Tax Rate
Non-Residential Developed	\$17,596.00	\$17,596.00
Undeveloped Property	\$17,596.00	\$6,417.98

**Special Tax Rates (Services)
Improvement Area No. 1**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Residential Developed	\$171.56 per Unit	\$171.56 per Unit
Non-Residential Developed	\$686.32 per Acre	\$686.32 per Acre
Undeveloped Property	\$686.32 per Acre	\$686.32 per Acre

**Special Tax Rates (Services)
Improvement Area No. 2**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Residential Developed	\$171.56 per Unit	\$171.56 per Unit
Non-Residential Developed	\$686.32 per Acre	\$686.32 per Acre
Undeveloped Property	\$686.32 per Acre	\$0.00 per Acre

**Agenda Item
No.**

E-6

DATE SUBMITTED 6/30/2021

SUBMITTED BY SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING ()
REQUIRED
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 28

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

SUBJECT: **RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR:
CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2004-3
(Bratton Development)**

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2004-3 (Bratton Development).

The proposed FY 2021/22 special tax rate for Facilities that are designated as Developed Property is 77.24% of the maximum special tax rate allowed. The proposed FY 2021/22 special tax rate for Facilities that are designated as Undeveloped Property is 0.00% of the maximum special tax rate allowed. The proposed FY 2021/22 special tax rate for Services is equal to the maximum special tax rate allowed.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities do not adjust from year-to-year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS

VS

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS

VS

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS

DM

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2004-3 (Bratton Development):

(1) Approval of Resolution No. 2021-28 Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 2021-28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2004-3 (BRATTON DEVELOPMENT), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2004-3 (Bratton Development) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on November 17, 2004, the City Council adopted an Ordinance establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2004-3 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amounts, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation, reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2004-3 (BRATTON DEVELOPMENT)
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Building Square Footage	Assigned Special Tax per Residential Unit	FY 2021/22 Special Tax Rate
1	Less than 1,500	\$1,267.00	\$978.60
2	1,500 – 1,700	\$1,340.00	\$1,034.98
3	1,701 – 1,900	\$1,414.00	\$1,092.14
4	1,901 – 2,100	\$1,605.00	\$1,239.66
5	Greater than 2,100	\$1,716.00	\$1,325.38

Land Use Class	Assigned Special Tax per Acre	FY 2021/22 Special Tax Rate
Undeveloped Property	\$11,152.00	\$0.00

Special Tax Rates (Services)

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Developed Property	\$171.56 per Unit	\$171.56 per Unit
Undeveloped Property	\$686.32 per Acre	\$686.32 per Acre

**Agenda Item
No.**

E-7

DATE SUBMITTED 6/30/2021

SUBMITTED BY SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING ()
REQUIRED
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS (8)

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

**SUBJECT: RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR:
CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2005-1
(Springfield)**

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2005-1 (Springfield).

The proposed FY 2021/22 special tax rate for Facilities is 97.28% of the maximum special tax rate allowed. The proposed FY 2021/22 special tax rate for Services is equal to the maximum special tax rate allowed.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities do not adjust from year-to-year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS

VB

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS

VB

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER's
INITIALS

JHM

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2005-1 (Springfield):

(1) Approval of Resolution No. 2021-28 Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 2021-29

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2005-1 (SPRINGFIELD), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2005-1 (Springfield) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on August 3, 2005, the City Council adopted an Ordinance establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2005-1 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amounts, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation, reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2005-1 (SPRINGFIELD)
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Building Square Footage	Assigned Special Tax per Residential Unit	FY 2021/22 Special Tax Rate
1	Less than 1,001	\$1,430.00	\$1,391.08
2	1,001 – 1,200	\$1,599.00	\$1,555.48
3	1,201 – 1,400	\$1,684.00	\$1,638.16
4	1,401 – 1,600	\$1,892.00	\$1,840.52
5	1,601 – 2,000	\$1,980.00	\$1,926.12
6	2,001 – 2,400	\$2,268.00	\$2,206.28
7	Greater than 2,400	\$2,742.00	\$2,667.38

Land Use Class	Assigned Special Tax per Acre	FY 2021/22 Special Tax Rate
Non-Residential Developed	\$20,520.00	\$19,961.66
Undeveloped Property	\$20,520.00	\$0.00

Special Tax Rates (Services)

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Residential Developed	\$171.56 per Unit	\$171.56 per Unit
Non-Residential Developed	\$686.32 per Acre	\$0.00 per Acre
Undeveloped Property	\$686.32 per Acre	\$0.00 per Acre

DATE SUBMITTED 6/30/2021

SUBMITTED BY SPECIAL TAX ADMINISTRATOR

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING ()
REQUIRED RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS ()

[Handwritten signature]

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR: CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2006-1 (Monterrey Park)

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2006-1 (Monterrey Park).

The proposed FY 2021/22 special tax rates are as follows:

Improvement Area No. 1

Facilities Special Tax designated as Developed Property: 96.44% of the maximum special tax rate allowed
Facilities Special Tax designated as Undeveloped Property: 0.00% of the maximum special tax rate allowed
Services Special Tax Rate for All Property: equal to the maximum special tax rate allowed

Improvement Area No. 2

Services Special Tax designated as Developed Property: equal to the maximum special tax rate allowed
Services Special Tax designated as Undeveloped Property: 0.00% of the maximum special tax rate allowed

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities increase by 2% each year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS

[Handwritten signature]

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS

[Handwritten signature]

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS

[Handwritten signature]

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2006-1 (Monterrey Park):
(1) Approval of Resolution No. 2021³⁰, Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 2021-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2006-1 (Monterrey Park) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on April 5, 2006, the City Council adopted Ordinance 716 establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2006-1 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amount, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation, reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK)
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Building Square Footage	Assigned Special Tax per Residential Unit	FY 2021/22 Special Tax Rate
1	Less than 1,550	\$2,310.84	\$2,228.58
2	1,550 – 1,799	\$2,433.32	\$2,346.70
3	1,800 – 2,049	\$2,611.00	\$2,518.06
4	2,050 – 2,299	\$2,742.88	\$2,645.24
5	2,300 – 2,549	\$2,911.12	\$2,807.50
6	2,550 – 2,799	\$3,173.58	\$3,060.62
7	2,800 – 3,049	\$3,182.98	\$3,069.68
8	Greater than 3,049	\$3,324.28	\$3,205.94

Land Use Class	Assigned Special Tax per Acre	FY 2021/22 Special Tax Rate
Undeveloped Property	\$22,758.64	\$0.00

**Special Tax Rates (Services)
Improvement Area No. 1**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Developed Property	\$171.56 per Unit	\$171.56 per Unit
Undeveloped Property	\$686.32 per Acre	\$686.32 per Acre

**Special Tax Rates (Services)
Improvement Area No. 2**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Developed Property	\$171.56 per Unit	\$171.56 per Unit
Undeveloped Property	\$686.32 per Acre	\$0.00 per Acre

**Agenda Item
No.**

B-9

DATE SUBMITTED 6/30/2021
SUBMITTED BY SPECIAL TAX
ADMINISTRATOR
DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING ()
REQUIRED RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 28

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

SUBJECT: **RESOLUTION DETERMINING AND LEVYING THE SPECIAL TAXES FOR:
CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2006-2
(Savanna Ranch)**

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

The City Council will adopt this resolution to determine and levy the special taxes for fiscal year 2021/22 ("FY 2021/22") for CFD No. 2006-2 (Savanna Ranch).

The proposed FY 2021/22 special tax rates are as follows:

Improvement Area No. 1

Facilities Special Tax designated as Developed Property: 88.07% of the maximum special tax rate allowed
Services Special Tax designated as Developed Property: equal to the maximum special tax rate allowed
Facilities and Services Special Tax designated as Undeveloped Property: 0.00% of the maximum special tax rate allowed

Improvement Area No. 2

Services Special Tax designated as Developed Property: equal to the maximum special tax rate allowed
Services Special Tax designated as Undeveloped Property: 0.00% of the maximum special tax rate allowed

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. The maximum special taxes for Facilities do not adjust from year-to-year. The maximum special taxes for Services change each year by the percentage change in the Consumer Price Index from the current year to the previous year.

ADMIN
SERVICES
SIGN INITIALS VB

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolution to determine and levy the special taxes for FY 2021/22.

DEPT. INITIALS VB

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS DM

MOTION TO ADOPT:

COMMUNITY FACILITIES DISTRICT NO. 2006-2 (Savanna Ranch):

(1) Approval of Resolution No. 202131, Determining and Levying the Special Taxes for Fiscal Year 2021/22

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 202131

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2006-2 (SAVANNA RANCH), DETERMINING AND LEVYING THE SPECIAL TAXES FOR FISCAL YEAR 2021/22

WHEREAS, the City Council (the "City Council") of the City of Imperial (the "City") is the legislative body of Community Facilities District No. 2006-2 (Savanna Ranch) (the "District"), which District was established pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the government code of the State of California (the "Act");

WHEREAS, on March 15, 2006, the City Council adopted Ordinance 717 establishing the District, and providing for the Special Tax in accordance with Section 53340 of the Act authorizing the levy of the Special Tax on the property located within the District; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Imperial as follows:

Section 1: The preceding recitals are true and correct.

Section 2: The City does, by the passage of this resolution, authorize the levy of special taxes at the rates set forth in Exhibit "A" attached hereto, referred and so incorporated.

Section 3: The rate determined and set forth above does not exceed the amount as previously authorized by the Ordinance and is not in excess of that amount previously approved by the qualified electors of the applicable Improvement Area of the District. After adoption of this Resolution, the City Manager or his/her designee, may make any necessary modification to these special taxes to correct errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modification shall not result in an increase in the tax applicable to any category of parcels.

Section 4: The proceeds of the Facilities Special Tax shall be used to pay, in whole or in part, the approved costs for the subject fiscal year as provided in the City of Imperial Community Facilities District No. 2006-2 Ordinance and once issued, Fiscal Agents Agreement (the "Fiscal Agents Agreement"):

- A. The Administrative costs and other incidental expenses of the District;
- B. The interest scheduled for collection on the outstanding bonded indebtedness related to the District;
- C. The principal scheduled for collection on the outstanding term bonds related to the applicable Improvement Area;

- D. The sinking payments scheduled for collection on the outstanding term bonds relating to the applicable Improvement Area;
- E. Amounts, if any, needed to replenish the applicable Reserve Account of the Bond Fund to the level of the Reserve Requirement;
- F. Amounts, if any, required to bring the amount on deposit in the Rebate Fund to the required level; and
- G. Amount, if any, needed for the Surplus Fund to be utilized for reimbursement of Facilities.

Section 5: That the proceeds of the Services Special Tax shall be used to pay the authorized purposes pursuant to the formation proceedings, including but not limited to, the following:

- A. Payment of CFD administrative costs; and
- B. Payment of authorized services.

Section 6: The above authorized Special Taxes shall be collected in the same manner as ordinary *ad valorem* property taxes and shall be subject to the same penalties and same procedures, sale and lien priority in cases of any delinquency as is provided for *ad valorem* taxes.

Section 7: The Auditor-Controller of the County of Imperial is hereby directed to apply the real property statement for each parcel in the District for the current fiscal year listing the Special Tax due opposite each parcel of land affected, in a line item designated "CFD Special Tax," or any other suitable designation, reference is made to attached Exhibit "A" for the exact rates of the Special Taxes.

Section 8: All applicable Special Taxes collected will be paid to the trustee for deposit in the applicable Special Tax Fund upon receipt by the City of Imperial from the Auditor-Controller pursuant to the terms of the Indenture of Trust.

Section 9: The Auditor-Controller shall, at the close of the tax collection period, promptly render to the City a detailed report showing the amounts of the Special Tax installments, penalties, interest, and fees collected, and from which properties collected. Any expenses to be paid to the Auditor-Controller for carrying out the forgoing responsibilities shall be in accordance with a contract, if any, entered into between the district and the Auditor-Controller, pursuant to Section 29304 of the Government Code of the State of California or as otherwise provided by law.

Section 10: This resolution relating to the levy of the special tax shall take effect immediately upon its passage and adoption in accordance with the provisions of Government Code Section 53340, as amended.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021.

Mayor

ATTEST:

City Clerk

EXHIBIT A

**CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2006-2 (SAVANNA RANCH)
FISCAL YEAR 2021/22**

Special Tax Rates (Facilities)

Land Use Class	Building Square Footage	Assigned Special Tax per Residential Unit	FY 2021/22 Special Tax Rate
1	Less than 1,676	\$644.66	\$567.78
2	1,676 – 1,925	\$705.22	\$621.12
3	1,926 – 2,175	\$975.78	\$859.42
4	2,176 – 2,425	\$1,060.56	\$934.08
5	2,426 – 2,675	\$1,131.86	\$996.88
6	2,676 – 2,925	\$1,215.32	\$1,070.40
7	2,926 – 3,175	\$1,320.30	\$1,162.86
8	Greater than 3,175	\$1,391.62	\$1,225.66

Land Use Class	Assigned Special Tax per Acre	FY 2021/22 Special Tax Rate
Undeveloped Property	\$9,554.30	\$0.00

**Special Tax Rates (Services)
Improvement Area No. 1**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Developed Property	\$164.24 per Unit	\$164.24 per Unit
Undeveloped Property	\$657.02 per Acre	\$0.00 per Acre

**Special Tax Rates (Services)
Improvement Area No. 2**

Land Use Class	Assigned Special Tax	FY 2021/22 Special Tax Rate
Developed Property	\$164.24 per Unit	\$164.24 per Unit
Undeveloped Property	\$657.02 per Acre	\$0.00 per Acre

DATE SUBMITTED

6/30/2021

SUBMITTED BY

SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED

7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING REQUIRED (x)
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 38

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT:

IMPERIAL *LIGHTING* MAINTENANCE DISTRICT NO. 1 (Paseo del Sol and Wildflower Subdivisions)

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

On June 1, 2021, the City Council Adopted three resolutions for intent to initiate, levy an assessment for Fiscal Year ("FY") 2021/22, order an engineer's report, and set a public hearing. Following the Adoption, a public hearing was set to be held on July 7, 2021 to take testimony and adopt resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

The proposed FY 2021/22 annual assessment is \$41.00 per EDU (\$82.00 per Parcel) for Wildflower and \$39.71 per EDU (\$79.42 per Parcel) for Paseo del Sol.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. Each year the assessments on individual parcels may be increased up to the change in the Consumer Price Index.

ADMIN
SERVICES
SIGN INITIALS

38

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

DEPT. INITIALS

38

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS

MOTION TO ADOPT:

IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1

- (1) Approval of Resolution No. 2021 32, Approving the Engineer's Report; and
- (2) Approval of Resolution No. 2021 33, Ordering the Levy and Collection of Annual Assessments.

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 2021-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, AMENDING AND / OR APPROVING THE ENGINEER'S REPORT FOR THE IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1, FOR FISCAL YEAR 2021/22

WHEREAS, the City Council, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the "Act"), did, by previous Resolution, order the Assessment Engineer, Koppel & Gruber Public Finance, to prepare and file the Fiscal Year ("FY") 2021/22 Engineer's Report for the City of Imperial "Imperial Landscape Maintenance District No. 1" (the "District"); and,

WHEREAS, the Assessment Engineer has prepared and filed with the City Clerk of the City of Imperial, who presented to the City Council a report titled: "City of Imperial, Landscape Maintenance District No. 1 (Paseo del Sol and Wildflower) Engineer's Report, Fiscal Year 2021/22" (the "Report") as required by the Act; and,

WHEREAS, the City Council may approve the Report, as filed, or may modify the Report and approve it as modified, pursuant to the provisions of *Chapter 2, Article 1, Section 22586* of said Act; and

WHEREAS, the City Council has carefully examined and reviewed the Report as presented, considered all oral and written comments presented with respect to the District and Report at a noticed Public Hearing and has discussed any necessary or desired modifications to the Report, and is satisfied that the levy for each parcel has been calculated in accordance with the special benefits received from the operation, maintenance and services performed, as set forth in the Report.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: The Report as presented or as modified, contains the following:

- a. A Description of Improvements.
- b. A Diagram of the District.
- c. The Method of Apportionment that details the method of calculating each parcel's proportional special benefits and annual assessment.
- d. The FY 2021/22 Assessment based upon Method of Apportionment as approved by the property owners, pursuant to the provision of the California Constitution Article XIIIID Section 4.

- e. An "Assessment Range Formula" for calculating annual inflationary adjustments to the initial "Maximum Assessment" (Adjusted Maximum Levy per benefit unit), also approved by the property owners.
- f. The Annual Budget (Costs and Expenses) and the resulting assessment (Levy per benefit unit) for FY 2021/22.
- g. The Assessment Roll containing the Levy for each Assessor Parcel Number within the District for FY 2021/22.

Section 3: The City Clerk is hereby directed to enter on the minutes of the City Council any and all modifications to the Report determined and approved by the City Council, and all such changes and/or modifications by reference are incorporated into the Report.

Section 4: The City Council is satisfied with the Report as presented or modified, each and all of the budget items and documents as set forth therein, and is satisfied that the FY 2021/22 annual assessments contained therein are consistent with the assessments approved by the property owners and spread in accordance with the special benefits received from the improvements pursuant to the provisions of the California Constitution Article XIID.

Section 5: The Report is hereby approved as submitted or modified and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 6: The City Clerk shall certify to the passage and adoption of this Resolution, and the minutes of this meeting shall so reflect the presentation and approval of the Report as submitted or modified.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Mayor

City Clerk

RESOLUTION NO. 2021-33

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED TO THE IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1, FOR FISCAL YEAR 2021/22

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings to form and declared its intention to levy and collect annual assessments against parcels of land within "City of Imperial Landscape Maintenance District No. 1" (the "District") for Fiscal Year ("FY") commencing July 1, 2021 and ending June 30, 2022, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the "Act") to pay the costs and expenses of operating, maintaining and servicing the improvements and appurtenant facilities related thereto; and,

WHEREAS, Koppel & Gruber Public Finance, the Assessment Engineer selected by the City Council, has prepared and filed with the City Clerk and the City Clerk has presented to the City Council an Engineer's Report entitled "City of Imperial, Landscape Maintenance District No. 1 (Paseo del Sol and Wildflower) Engineer's Report, Fiscal Year 2021/22 (the "Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within the District, and the City Council did by previous Resolution approve such Report; and,

WHEREAS, the City Council following notice duly given, has held a full and fair Public Hearing on July 7, 2021, regarding the levy and collection of assessments as described in the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters, pursuant to the Act and in accordance with the provisions of the California Constitution Article XIID.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: Following notice duly given, the City Council has held a full and fair public hearing regarding the levy and collection of the assessments, the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters.

Section 3: The City Council desires to levy and collect assessments against parcels of land within the District for the FY commencing July 1, 2021 and ending June 30, 2022 to pay the costs for the operation, maintenance and servicing of landscaping and all related appurtenant facilities located within public places within and for the benefit of the District.

Section 4: The City Council has examined and reviewed the Engineer's Report in connection with the District, and the levy and collection of assessments. Based upon its review of the Report, a

copy of which has been presented to the City Council and which has been filed with the City Clerk, the City council hereby finds and determines that:

- a. A special benefit will be received by parcels of land within the District and all parcels of land benefit from the operations, maintenance, and servicing of the improvements and related facilities.
- b. The District includes all of the lands so benefited; and
- c. The amount to be assessed upon the lands within the District, in accordance with the proposed budget for the fiscal year commencing July 1, 2021 and ending June 30, 2022 is apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefits, to be received by each parcel from the improvements and services, and is satisfied that the assessments are levied, without regard to property valuation.

Section 5: The Report and the FY 2021/22 assessments, as presented to the City Council and on file in the office of the City Clerk, are hereby confirmed as filed.

Section 6: The City Council hereby orders the District improvements to be made, which improvements are briefly described as the operation, administration, maintenance and servicing of all public landscaping improvements and appurtenant facilities and expenses associated with the District that were installed as part of property development within the District and that will be maintained by the City of Imperial or their designee and all such maintenance, operation and servicing of the landscaping improvements and all appurtenant facilities shall be performed pursuant to the "Act", namely:

- Landscaping improvements may include but are not limited to: turf, ground cover, shrubs and trees, sprinkler and irrigation systems, ornamental lighting, drainage systems, masonry walls, entryway monuments and associated appurtenances;
- Storm drain basins to be maintained are located at the south side of the Wildflower development and the east end of the Paseo del Sol development;
- The location of landscaped easements, including street trees, may include but are not limited to: Joshua Tree Street, La Brucherie Road and Cross Road.

Section 7: The City Clerk or their designee, Koppel & Gruber Public Finance, is hereby authorized and directed to file the levy with the County Auditor of Imperial for FY 2021/22.

Section 8: The County Auditor of Imperial shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, so apportioned by the method of apportionment formula, outlined in the Report, and such levies shall be collected at the same time and in the same manner as the county taxes are collected pursuant to *Chapter 4, Article 2, Section 22646 of the Act*. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.

Section 9: The City Treasurer shall deposit all money representing assessments collected by the County for the District to the credit of a fund for the "Imperial Landscape Maintenance District

No. 1", and such money shall be expended only for the maintenance, operation and servicing of the landscaping improvements and appurtenant facilities as described in Section 6 above.

Section 10: The adoption of this Resolution constitutes the District levy for the fiscal year commencing July 1, 2021 and ending June 30, 2022.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

DATE SUBMITTED

6/30/2021

SUBMITTED BY

SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED

7/7/2021

COUNCIL ACTION (x)
 PUBLIC HEARING REQUIRED (x)
 RESOLUTION (x)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS 8

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT:

IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 2 (Sky Ranch Subdivisions, Zone 2005-03)

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

On June 1, 2021, the City Council Adopted three resolutions for intent to initiate, levy an assessment for Fiscal Year ("FY") 2021/22, order an engineer's report, and set a public hearing. Following the Adoption, a public hearing was set to be held on July 7, 2021 to take testimony and adopt resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

The proposed FY 2021/22 annual assessment is \$490.00 per EDU, which is equal to the assessment rate levied for FY 2020/21 and less than the maximum assessment rate of \$793.69.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. Each year the assessments on individual parcels may be increased up to the change in the Consumer Price Index.

 ADMIN
 SERVICES
 SIGN INITIALS



STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

Approve as presented.

 CITY
 MANAGER'S
 INITIALS



MOTION TO ADOPT:

IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 2

- (1) Approval of Resolution No. 2021~~34~~³⁵ Approving the Engineer's Report; and,
 (2) Approval of Resolution No. 2021~~35~~³⁶ Ordering the Levy and Collection of Annual Assessments.

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 2021-34

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, AMENDING AND / OR APPROVING THE ENGINEER'S REPORT FOR THE IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 2, ZONE 2005-03 FOR FISCAL YEAR 2021/22

WHEREAS, the City Council, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the "Act"), did by previous Resolution, order the Assessment Engineer, Koppel & Gruber Public Finance, to prepare and file the Fiscal Year ("FY") 2021/22 Engineer's Report for the City of Imperial "Imperial Landscape Maintenance District No. 2, Zone 2005-03" (the "District"); and,

WHEREAS, the Assessment Engineer has prepared and filed with the City Clerk of the City of Imperial, who presented to the City Council a report titled: "City of Imperial, Landscape Maintenance District No. 2, Zone 2005-03 (Sky Ranch) Engineer's Report, FY 2021/22" (the "Report") as required by the Act; and,

WHEREAS, the City Council may approve the Report, as filed, or may modify the Report and approve it as modified, pursuant to the provisions of *Chapter 2, Article 1, Section 22586* of said Act; and

WHEREAS, the City Council has carefully examined and reviewed the Report as presented, considered all oral and written comments presented with respect to the District and Report at a noticed Public Hearing and has discussed any necessary or desired modifications to the Report, and is satisfied that the levy for each parcel has been calculated in accordance with the special benefits received from the operation, maintenance and services performed, as set forth in the Report.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: The Report as presented or as modified, contains the following:

- a. A Description of Improvements.
- b. A Diagram of the District.
- c. The Method of Apportionment that details the method of calculating each parcel's proportional special benefits and annual assessment.
- d. The FY 2021/22 Assessment based upon Method of Apportionment as approved by the property owners, pursuant to the provision of the California Constitution Article XIID Section 4.

- e. An "Assessment Range Formula" for calculating annual inflationary adjustments to the initial "Maximum Assessment" (Adjusted Maximum Levy per benefit unit), also approved by the property owners.
- f. The Annual Budget (Costs and Expenses) and the resulting assessment (Levy per benefit unit) for FY 2021/22.
- g. The Assessment Roll containing the Levy for each Assessor Parcel Number within the District for FY 2021/22.

Section 3: The City Clerk is hereby directed to enter on the minutes of the City Council any and all modifications to the Report determined and approved by the City Council, and all such changes and/or modifications by reference are incorporated into the Report.

Section 4: The City Council is satisfied with the Report as presented or modified, each and all of the budget items and documents as set forth therein, and is satisfied that the FY 2021/22 annual assessments contained therein are consistent with the assessments approved by the property owners and spread in accordance with the special benefits received from the improvements pursuant to the provisions of the California Constitution Article XIID.

Section 5: The Report is hereby approved as submitted or modified and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 6: The City Clerk shall certify to the passage and adoption of this Resolution, and the minutes of this meeting shall so reflect the presentation and approval of the Report as submitted or modified.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2021-35

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED TO THE IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 2, ZONE 2005-03, FOR FISCAL YEAR 2021/22

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings to form and declared its intention to levy and collect annual assessments against parcels of land within “the City of Imperial Landscape Maintenance District No. 2, Zone 2005-03” (the “District”) for Fiscal Year (“FY”) commencing July 1, 2021 and ending June 30, 2022, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the “Act”) to pay the costs and expenses of operating, maintaining and servicing the improvements and appurtenant facilities related thereto; and,

WHEREAS, Koppel & Gruber Public Finance, the Assessment Engineer selected by the City Council, has prepared and filed with the City Clerk and the City Clerk has presented to the City Council the Engineer’s Report entitled “City of Imperial, Landscape Maintenance District No. 2, Zone 2005-03 (Sky Ranch) Engineer’s Report, FY 2021/22” (the “Report”) in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within the District, and the City Council did by previous Resolution approve such report; and,

WHEREAS, the City Council following notice duly given, has held a full and fair Public Hearing on July 7, 2021, regarding the levy and collection of assessments as described in the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters, pursuant to the Act and in accordance with the provisions of the California Constitution Article XIID.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: Following notice duly given, the City Council has held a full and fair public hearing regarding the levy and collection of the assessments, the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters.

Section 3: The City Council desires to levy and collect assessments against parcels of land within the District for the fiscal year commencing July 1, 2021 and ending June 30, 2022 to pay the costs for the operation, maintenance and servicing of landscaping and all related appurtenant facilities located within public places within and for the benefit of the District.

Section 4: The City Council has examined and reviewed the Engineer’s Report in connection with the District, and the levy and collection of assessments. Based upon its review of the Report, a

copy of which has been presented to the City Council and which has been filed with the City Clerk, the City council hereby finds and determines that:

- a. A special benefit will be received by parcels of land within the District and all parcels of land benefit from the operations, maintenance, and servicing of the improvements and related facilities.
- b. The District includes all of the lands so benefited; and
- c. The amount to be assessed upon the lands within the District, in accordance with the proposed budget for the fiscal year commencing July 1, 2021 and ending June 30, 2022 is apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefits, to be received by each parcel from the improvements and services, and is satisfied that the assessments are levied, without regard to property valuation.

Section 5: The Report and the FY 2021/22 assessments, as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.

Section 6: The City Council hereby orders the District improvements to be made, which improvements are briefly described as the operation, administration, maintenance and servicing of all public landscaping improvements and appurtenant facilities and expenses associated with the District that were installed as part of property development within the District and that will be maintained by the City of Imperial or their designee and all such maintenance, operation and servicing of the landscaping improvements and all appurtenant facilities shall be performed pursuant to the "Act", namely:

- Landscaping improvements may include but are not limited to: turf, ground cover, shrubs and trees, sprinkler and irrigation systems, ornamental lighting, drainage systems, masonry walls, entryway monuments and associated appurtenances;
- Side bars on interior street, easement along Aten Road and 9.5-acre park retention basin on the north side of Skyranch.

Section 7: The City Clerk or their designee, Koppel & Gruber Public Finance, is hereby authorized and directed to file the levy with the County Auditor of Imperial for FY 2021/22.

Section 8: The County Auditor of Imperial shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, so apportioned by the method of apportionment formula, outlined in the Report, and such levies shall be collected at the same time and in the same manner as the county taxes are collected pursuant to *Chapter 4, Article 2, Section 22646 of the Act*. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.

Section 9: The City Treasurer shall deposit all money representing assessments collected by the County for the District to the credit of a fund for the "Imperial Landscape Maintenance District No. 2", and such money shall be expended only for the maintenance, operation and servicing of the landscaping improvements and appurtenant facilities as described in Section 6 above.

Section 10: The adoption of this Resolution constitutes the District levy for the fiscal year commencing July 1, 2021 and ending June 30, 2022.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

DATE SUBMITTED

6/30/2021

SUBMITTED BY

SPECIAL TAX
ADMINISTRATOR

DATE ACTION REQUIRED

7/7/2021

COUNCIL ACTION (x)
PUBLIC HEARING REQUIRED (x)
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 28

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT:

IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1 (Paseo del Sol and Wildflower Subdivisions)

DEPARTMENT INVOLVED: FINANCE

BACKGROUND/SUMMARY:

On June 1, 2021, the City Council Adopted three resolutions for intent to initiate, levy an assessment for Fiscal Year ("FY") 2021/22, order an engineer's report, and set a public hearing. Following the Adoption, a public hearing was set to be held on July 7, 2021 to take testimony and adopt resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

The proposed FY 2021/22 annual assessment is \$409.94 per Parcel for Wildflower and \$397.14 per Parcel for Paseo del Sol, which are equal to the maximum assessment rates allowed.

FISCAL IMPACT: NOT TO EXCEED

The funds generated are used for the purposes stated in the original formation of this district. Each year the assessments on individual parcels may be increased up to the change in the Consumer Price Index.

ADMIN
SERVICES
SIGN INITIALS 1/6

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the resolutions to accept the engineer's report and approve an assessment levy for FY 2021/22.

DEPT. INITIALS 1/6

MANAGER'S RECOMMENDATION:

Approve as presented.

CITY
MANAGER'S
INITIALS _____

MOTION TO ADOPT:

IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1

- (1) Approval of Resolution No. 202136 Approving the Engineer's Report; and,
- (2) Approval of Resolution No. 202137 Ordering the Levy and Collection of Annual Assessments.

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

RESOLUTION NO. 202136

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, AMENDING AND / OR APPROVING THE ENGINEER'S REPORT FOR THE IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1, FOR FISCAL YEAR 2021/22

WHEREAS, the City Council, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the "Act"), did, by previous Resolution, order the Assessment Engineer, Koppel & Gruber Public Finance, to prepare and file the Fiscal Year ("FY") 2021/22 Engineer's Report for the City of Imperial "Imperial Lighting Maintenance District No. 1" (the "District"); and,

WHEREAS, the Assessment Engineer has prepared and filed with the City Clerk of the City of Imperial, who presented to the City Council a report titled: "City of Imperial, Lighting Maintenance District No. 1 (Paseo del Sol and Wildflower) Engineer's Report, Fiscal Year 2021/22" (the "Report") as required by the Act; and,

WHEREAS, the City Council may approve the Report, as filed, or may modify the Report and approve it as modified, pursuant to the provisions of *Chapter 2, Article 1, Section 22586* of said Act; and

WHEREAS, the City Council has carefully examined and reviewed the Report as presented, considered all oral and written comments presented with respect to the District and Report at a noticed Public Hearing and has discussed any necessary or desired modifications to the Report, and is satisfied that the levy for each parcel has been calculated in accordance with the special benefits received from the operation, maintenance and services performed, as set forth in the Report.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: The Report as presented or as modified, contains the following:

- a. A Description of Improvements.
- b. A Diagram of the District.
- c. The Method of Apportionment that details the method of calculating each parcel's proportional special benefits and annual assessment.
- d. The FY 2021/22 Assessment based upon Method of Apportionment as approved by the property owners pursuant to the provision of the California Constitution Article XIID Section 4.

- e. An "Assessment Range Formula" for calculating annual inflationary adjustments to the initial "Maximum Assessment" (Adjusted Maximum Levy per benefit unit), also approved by the property owners.
- f. The Annual Budget (Costs and Expenses) and the resulting assessment (Levy per benefit unit) for FY 2021/22.
- g. The Assessment Roll containing the Levy for each Assessor Parcel Number within the District for FY 2021/22.

Section 3: The City Clerk is hereby directed to enter on the minutes of the City Council any and all modifications to the Report determined and approved by the City Council, and all such changes and/or modifications by reference are incorporated into the Report.

Section 4: The City Council is satisfied with the Report as presented or modified, each and all of the budget items and documents as set forth therein, and is satisfied that the FY 2021/22 annual assessments contained therein are consistent with the assessments approved by the property owners and spread in accordance with the special benefits received from the improvements pursuant to the provisions of the California Constitution Article XIID.

Section 5: The Report is hereby approved as submitted or modified and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 6: The City Clerk shall certify to the passage and adoption of this Resolution, and the minutes of this meeting shall so reflect the presentation and approval of the Report as submitted or modified.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2021-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED TO THE IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1, FOR FISCAL YEAR 2021/22

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings to form and declared its intention to levy and collect annual assessments against parcels of land within the "City of Imperial Lighting Maintenance District No. 1" (the "District") for Fiscal Year ("FY") commencing July 1, 2021 and ending June 30, 2022, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (the "Act") to pay the costs and expenses of operating, maintaining and servicing the improvements and appurtenant facilities related thereto; and,

WHEREAS, Koppel & Gruber Public Finance, the Assessment Engineer selected by the City Council, has prepared and filed with the City Clerk and the City Clerk has presented to the City Council the Engineer's Report entitled "City of Imperial, Lighting Maintenance District No. 1 (Paseo del Sol and Wildflower) Engineer's Report, Fiscal Year 2021/22" (the "Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within the District, and the City Council did by previous Resolution approve such Report; and,

WHEREAS, the City Council following notice duly given, has held a full and fair Public Hearing on July 7, 2021, regarding the levy and collection of assessments as described in the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters, pursuant to the Act and in accordance with the provisions of the California Constitution Article XIID.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL, AS FOLLOWS:

Section 1: The preceding recitals are true and correct.

Section 2: Following notice duly given, the City Council has held a full and fair public hearing regarding the levy and collection of the assessments, the Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters.

Section 3: The City Council desires to levy and collect assessments against parcels of land within the District for the fiscal year commencing July 1, 2021 and ending June 30, 2022 to pay the costs for the operation, maintenance and servicing of lighting and all related appurtenant facilities located within public places within and for the benefit of the District

Section 4: The City Council has examined and reviewed the Engineer's Report in connection with the District, and the levy and collection of assessments. Based upon its review of the Report, a

copy of which has been presented to the City Council and which has been filed with the City Clerk, the City council hereby finds and determines that:

- a. A special benefit will be received by parcels of land within the District and all parcels of land benefit from the operations, maintenance, and servicing of the improvements and related facilities.
- b. The District includes all of the lands so benefited; and
- c. The amount to be assessed upon the lands within the District, in accordance with the proposed budget for the FY commencing July 1, 2021 and ending June 30, 2022 is apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefits, to be received by each parcel from the improvements and services, and is satisfied that the assessments are levied, without regard to property valuation.

Section 5: The Report and the FY 2021/22 assessments as presented to the City Council and on file in the office of the City Clerk, are hereby confirmed as filed.

Section 6: The City Council hereby orders the District improvements to be made, which improvements are briefly described as the operation, administration, maintenance and servicing of all public lighting improvements and appurtenant facilities and expenses associated with the District that were installed as part of property development within the District and that will be maintained by the City of Imperial or their designee and all such maintenance, operation and servicing of the lighting improvements and all appurtenant facilities shall be performed pursuant to the "Act", namely:

- Local streetlights in close proximity, within approximately 90 feet, to certain lots and parcels;
- Arterial streetlights, which provide a special benefit to all the assessable parcels in the District.

Section 7: The City Clerk or their designee, Koppel & Gruber Public Finance, is hereby authorized and directed to file the levy with the County Auditor of Imperial for FY 2021/22.

Section 8: The County Auditor of Imperial shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, so apportioned by the method of apportionment formula, outlined in the Report, and such levies shall be collected at the same time and in the same manner as county taxes are collected pursuant to *Chapter 4, Article 2, Section 22646 of the Act*. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.

Section 9: The City Treasurer shall deposit all money representing assessments collected by the County for the District to the credit of a fund for the "Imperial Lighting Maintenance District No. 1", and such money shall be expended only for the maintenance, operation and servicing of the lighting improvements and appurtenant facilities as described in Section 6 above.

Section 10: The adoption of this Resolution constitutes the District levy for the fiscal year commencing July 1, 2021 and ending June 30, 2022.

PASSED, APPROVED AND ADOPTED this 7th day of July, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

Agenda Item No. F-4

DATE SUBMITTED

6/30/2021

SUBMITTED BY

COMMUNITY
DEVELOPMENT
DIRECTOR

DATE ACTION REQUIRED

7/7/2022

COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED (X)
RESOLUTION (X)

ORDINANCE 1ST READING (X)
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS [Signature]

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: ZONE CHANGE AND GENERAL PLAN AMENDMENT FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO OP (OPEN SPACE) ON THE FOLLOWING ASSESSOR PARCEL NUMBERS: 063-250-011, AND ADOPTION OF NEGATIVE DECLARATION.

1. INTRODUCTION/1ST READING BY TITLE ONLY OF ORD. NO. _____ APPROVING THE ZONE CHANGE AND GENERAL PLAN AMENDMENT FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO OP (OPEN SPACE)
2. ADOPTION OF RESOLUTION 2021 _____ FOR THE ADOPTION OF A MITIGATED NEGATIVE DECLARATION.

DEPARTMENT
INVOLVED:

COMMUNITY DEVELOPMENT

BACKGROUND/SUMMARY:

SEE STAFF REPORT ATTACHED

FISCAL IMPACT: N/A

ADMIN
SERVICES
SIGN
INITIALS [Signature]

STAFF RECOMMENDATION: Approval

DEPT.
INITIALS [Signature]

MANAGER'S RECOMMENDATION:

approve

CITY
MANAGER'S
INITIALS [Signature]

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVE ()

D

REFERRED

TO:

REJECTED ()

DEFERRED ()



Staff Report

Agenda Item No. 2-4

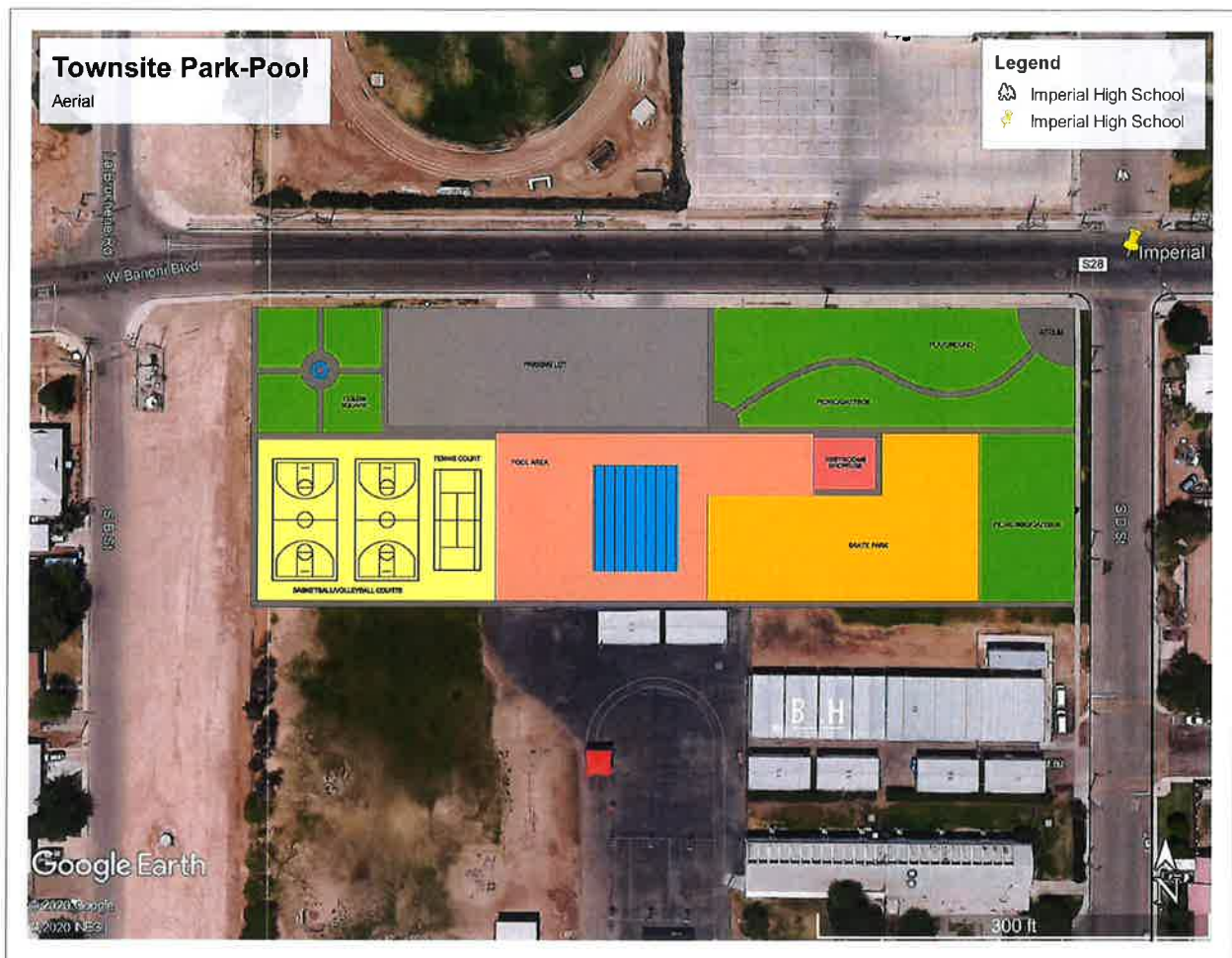
To: City Council
From: Othon Mora, Community Development Director
Date: June 30, 2021
Subject: Zone Change and General Plan Amendment
Town Site Park Project

Summary:

Applicant:	City of Imperial
Project Location:	618 Barioni Blvd; Imperial, CA 92251
Current Zoning:	R-1 (Residential Single-Family)
Proposed Zoning:	OP (Open Space)
General Plan:	Residential
Environmental:	Mitigated Negative Declaration

Background:

Town site park project is a community driven project that would be funded by Prop 68 funds available in round 4 of California state parks grant. City of Imperial in partnership with Imperial High school District and has submitted an application to the state seeking the maximum funds available to develop new recreational features for this proposed park project site. The rezone is proposed to be approximately 4.16 AC. The parcel in question is entirely surrounded by residential zoned properties.



Discussion:

The City of Imperial is proposing to utilize the property as open space recreational. The proposed Zone Change and General Plan Amendment from R-1 (Residential Single Family) to OP (Open Space), is to allow for the conversion of "educational uses" to "outdoor recreational uses". The proposed use of the site is a Community Park. If the grant is awarded to the City, construction is expected to include, but is not limited to the following proposed and existing items:

- Proposed new playground area to include canopy shade and ADA compliant Wood fibers.
- Proposed new skate park features.
- Proposed ADA compliant multiuse walking trails surrounding the perimeter and connecting amenities.
- Proposed basketball court and volley ball courts.
- Demolition, renovation and expansion of existing pool amenities and parking to include LED lighting, grand stand seating, canopy shading, rinse/ shower station.
- Pool will be built to be competition size.
- Parking is proposed to be expanded in order to create additional spaces to support amenities being built for this project.

- Support/lighting amenities will also be included in way of benches, gazebos, security LED lighting for park features and parking areas.
- Repurposing of the current band storage room to an ADA compliant bathroom for men and women.
- Landscape will be placed throughout the project to include drought tolerant trees, shrubs, and will be placed on a type of "drip irrigation" system
- The project will require the mobilization of grading, excavating and trenching equipment as well as trucking in materials.
- Onsite improvements of electrical, plumbing and other foreseen and possibly unforeseen items will be needs.

Planning Commission Public Hearing and Action

The Planning Commission is an advisory board in matters regarding Zone Changes and General Plan Amendment. In making their recommendation, the Commission considered testimonies and comments received during the public hearing. The Commission considered the intent of the General Plan in providing recreational uses to the nearby residential uses. On June 23, 2021, The Planning Commission recommended approval of the Zone Change, general plan amendment and Mitigated Negative Declaration.

Environmental Compliance:

The project is proposed to be a Mitigated Negative Declaration in regards to the California Environmental Quality Act (CEQA). Please see attached the proposed Mitigated Negative Declaration prepared for the study.

Recommendation:

Staff recommends the City Council conduct a public hearing to receive comments for and against the project. Unless sufficient evidence to the contrary is presented at the public hearing, Staff recommends approving the zone change and general plan amendment from R-1 (Residential Single Family) to OP (Open Space) and Mitigated Negative Declaration for the 4.16 AC on parcel number 063-250-011.

Respectfully Submitted,

Othon Mora
Community Development Director

Attachments:

- Open Space Ordinance of the City of Imperial
- Resolution with Conditions of Approval

ORDINANCE NO. 812

AN ORDINANCE OF THE CITY OF IMPERIAL AMENDING THE IMPERIAL CITY CODE TO CHANGE THE ZONING DESIGNATION AND GENERAL PLAN AMENDMENT FROM R-1 (RESIDENTIAL SINGLE FAMILY) TO OP (OPEN SPACE) FOR THE FOLLOWING APN: 063-250-011

Pursuant to Section 24.19.600 et al, the City Council of the City of Imperial, State of California, does hereby ordain as follows:

SECTION 1: The "Official Zoning Map" of the City of Imperial, Imperial County, adopted at Section 24.01.140 of Chapter 24 of the Imperial City Code is hereby conditionally amended pursuant to Section 24.19.600, et seq. as set forth in this ordinance.

SECTION 2: The property affected by this ordinance is shown in Exhibit A, specifically known as APN: 063-250-011

SECTION 3: The new zone for said property is hereby changed from R-1 (Residential Single Family) to OP (OPEN SPACE).

SECTION 5: Effective Date. This Ordinance shall take effect and shall be in force thirty (30) days after the date of adoption, and prior to the expiration of fifteen (15) days from the passage thereof, shall be published at least once in a newspaper of general circulation printed and published in the County of Imperial, together with the names of the members of the City Council voting for and against the same.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Imperial, this ____ day of ____ 2021.

Karin Eugenio, Mayor

ATTEST:

Debra Jackson, City Clerk

RESOLUTION NO. 2021- 3g

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION, GENERAL PLAN AMENDMENT AND ZONE CHANGE FOR 4.16 ACRES OF ASSESSOR PARCEL NUMBER 063-250-011 FROM R-1 (RESIDENTIAL SINGLE FAMILY) TO OP (OPEN SPACE) TO ALLOW FOR THE DEVELOPMENT OF A NEW OUTDOOR RECREATIONAL PARK SITE

WHEREAS, the Imperial Unified School District jointly with the City of Imperial have applied for a General Plan Amendment and Zone Change from R-1 (Residential Single Family) to OP (Open Space) **4.16 AC** for certain real property described as follows:

ASSESSOR PARCEL NUMBER: 063-250-011

WHEREAS, a duly notified public hearing was held by the Planning Commission on June 23, 2021; and

WHEREAS, a duly notified public hearing was held by the City Council on July 7th, 2021; and

WHEREAS, upon hearing and considering all testimony and arguments, examining the Initial Environmental Study, analyzing the information submitted by staff and considering any written and oral comments received, the City Council considered all facts relating to the Environmental Assessment for the proposed General Plan Amendment and Zone Change project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Imperial as follows:

- A) That the foregoing recitations are true and correct; and
- B) That based on the evidence presented at the public hearing, the City Council hereby finds as follows:
 - 1. The proposed zone change and general plan amendment are consistent with the goals, objectives and policies of the General Plan;
 - 2. The proposed zone change, general plan amendment, and Outdoor Recreational Park is compatible with the surrounding environment;

3. Public facilities and services can be provided to the proposed Park Site development without placing undue additional burden on existing residents and businesses; and
- C) That on the findings made above, the City Council recommends **ADOPTION** of the Mitigated Negative Declaration; and
- D) That based on the evidence presented at the public hearing, the City Council hereby recommends **APPROVAL** of a Mitigated Negative Declaration; and
- E) All recommendations made by the City Council are based on the following findings:
1. The project has been reviewed in accordance with the requirements set forth by the City of Imperial for implementation of the California Environmental Quality Act.
 2. The project is in compliance with the California Environmental Quality Act, Section 2100 through 21174 of the Public Resources Code.
 3. The initial environmental assessment shows that there is no substantial evidence that the zone change and general plan amendment may have a significant impact on the environment.
 4. There are no sensitive resources located within the area of the project or adjacent to the area of the project so as to be significantly impacted by the project.
 5. The proposed Zone Change and General Plan Amendment are consistent with the intent of the Imperial General Plan to maintain land use designation consistency within the incorporated area of a City's and its sphere of influence.
 6. The proposed Zone Change and General Plan Amendment are consistent with the policies and the land uses of the existing City of Imperial General Plan.
 7. The proposed General Plan Amendment and Zone Change are consistent with the objective of the City of Imperial Zoning Ordinance.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Imperial, this 7th day of July 2021.

Mayor, City Council

ATTEST:

City Clerk

RESOLUTION NO CC 2021-_____

CONDITIONS OF APPROVAL

for

**ZONE CHANGE AND GENERAL PLAN AMENDMENT #21_02
(ZC/GPA 21_02)**

**R-1 (Residential Single Family) to OP (OPEN SPACE)
FOR 4.16 AC OF ASSESSOR PARCEL NUMBER 063-250-011**

1. The Zone Change and General Plan amendment approve 4.16 AC of assessor parcel number: 063-250-011 from R-1 (Residential Single Family) to OP (Open Space) contingent upon receipt of official lot split “legal descriptions” and “meets-and-bounds” prepared by a certificated land surveyor and submitted to the City of Imperial’s Community Development Department for review, approval, and recording the approved “Legal Descriptions” at the Imperial County Recorder’s Office.
2. These conditions of approval only cover the zone change and general plan amendment. Applicant must still apply for Site Plan Review and Building Permit Process prior to the commence of any work and can be bound by future conditions of approval if required by the City of Imperial’s Community Development Department
3. The Developer/Applicant shall comply with all local, State and Federal laws, regulations, rules, ordinances, and standards as they pertain to this project, whether specified herein or not. Where conflicts occur, the most stringent shall apply.
4. The Developer/Applicant shall pay all applicable impact and capacity fees.
5. The Applicant shall agree to defend, indemnify and hold harmless the City of Imperial and its agents, including consultants, officers and employees from any claim, action or proceeding against the City or its agents, including consultants, officers and employees to attack, set aside, void, or annul the approval of this zone change and general plan amendment. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorney’s fees, or expert witness costs that may be asserted by any person or entity, including the Property Owner/Applicant arising out of or in connection with the approval of the zone change and general plan amendment including any claim for private attorney general fees claimed by, or awarded to any party from the City.

6. All conditions of approval for this zone change and general plan amendment shall be reprinted and included as a plan sheet(s) with the building permit plan check sets submitted for review and approval. These conditions of approval shall be on, at all times, all grading, landscaping, and construction plans kept on the project site. It is the responsibility of the Applicant to ensure that the project contractor is aware of, and abides by, all conditions of approval. Prior approval from the Planning Department must be received before any changes are constituted in site design, grading, building design, building colors or materials, landscape material, etc.
7. The provisions of the permit are to run with the land/project and shall bind the current and future owner(s) successor(s) in interest, assignee(s) and/or transferor(s) of said project.
8. If the Community Development Department finds and determines that the Permittee or successor-in-interest has not complied or cannot comply with the terms and conditions of the zone change and general plan amendment, or the Planning/Building Department determines that the permitted activities constitute a nuisance, the City shall provide Permittee with notice and opportunity to comply with the enforcement or abatement order. If after receipt of the order (1) Permittee fails to comply, and/or (2) Permittee cannot comply with the conditions set forth in the then the matter shall be referred to the Planning Commission for modification to conditions of approval, suspension, or termination, or to the appropriate enforcement authority.
9. As between the City and the Permittee, any violation of the conditions of approval may be a "nuisance per se". The City may enforce the terms and conditions of this permit in accordance with its Codified Ordinances and/or State law. The provisions of this paragraph shall not apply to any claim of nuisance per se brought by a third party.
10. Permittee shall not be permitted to maintain a "nuisance", which is anything which: (1) is injurious to health, or is indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property, and/or (2) affects at the same time an entire community or neighborhood, or any considerable number of persons, although the extent of the annoyance or damage inflicted upon individuals may be unequal, and/or (3) occurs during or as a result of the project.

DATE SUBMITTED 06/30/2021
SUBMITTED BY City Clerk
DATE ACTION REQUIRED 07/17/2021

Agenda Item No G-1
CITY COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED ()
RESOLUTION (X)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS JS

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

**SUBJECT: DISCUSSION/ACTION: APPOINTMENT OF MEMBERS TO THE
CITY OF IMPERIAL PLANNING COMMISSION.**

1. APPROVE APPOINTMENT RECOMMENDED BY COUNCIL MEMBER ROBERT AMPARANO.
2. APPROVE APPOINTMENT RECOMMENDED BY KATIE BURNWORTH.

DEPARTMENT INVOLVED: CITY COUNCIL

BACKGROUND/SUMMARY:

Per City Ordinance, City Council members elected in even numbered years, appoint Planning Commissioners to serve a four-year term beginning in the next fiscal year. The city of Imperial has a five-member Planning Commission. The expired terms are the seats currently occupied by Andie Guillen and Kris Haugh. (recently vacated due to move out of state).

The city advertised a notice accepting applications from individuals interested in being appointed to the commission. The City Clerk received applications from six individuals interested in serving. It is a requirement that the appointee be a registered voter and resident of the city of Imperial. Upon verification with the County Registrar of Voters office, all applicants are registered to vote in the city.

FISCAL IMPACT:

FINANCE JS

Commissioners are compensated \$50.00 per meeting attended, not to exceed \$150.00/month.

STAFF RECOMMENDATION:

MANAGER'S RECOMMENDATION:

MANAGER'S INITIAL JS

approve recommended appointments

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

JUL 09 2021



PLANNING COMMISSION APPLICATION

The City of Imperial depends upon citizen participation, service and input. Planning Commissioners play a vital role in the shape of the city and are an important element in achieving the City's goals. Applications should be filled out completely so that the City Council may fully evaluate your qualifications. You may attach extra sheets if needed. It is the responsibility of the applicant to familiarize themselves with the duties and responsibilities of the position applied for.

You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Name Jorge R. Reyes Tel.# _____

Address _____ E-mail _____

Imperial, CA 92251

XX New Appointment _____ Reappointment

How many years have you lived in Imperial? 6

Are you a registered City of Imperial voter? X YES _____ NO

Are you presently employed? X YES _____ NO

Employer/Position: Spreckels Sugar Company / / HR Manager

If you are retired, what was your previous occupation?

Have you served on a city commission or committee before? _____ YES X NO

If yes, which city and when: _____

Position: _____

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

I have a graduate degree in Human Resources and I have been working in Imperial Valley for 20 years. I believe my experience and education can benefit the Planning Commission.

What do you see as the objectives and goals of the commission?

I see the main goal of the planning commission is to enforce Imperial City ordinances and to ensure the City grows in an efficient and orderly manner.

How would you help to achieve these objectives and goals?

I would help the planning commission by providing my experience of living in the community and my experience as HR professional as reviewing and interpreting laws and policies.

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

I do not have any family members working or doing business with the City of Imperial.

Disclosure and Regulatory Requirements

Conflict of Interest – A Statement of Economic Interests Form 700 is required for this position, the form must be filed with the City Clerk within 30 days of beginning service. The City Clerk will provide those appointees who must file with a filing form and instructions.

Attendance / Duties – Commission members are required to attend meetings on a regular basis and devote the time necessary to fulfill your duties. A member will be removed if the member has more than three (3) unexcused absences consecutively.

Mandatory Ethics Training – Commission members are required to satisfy the local ethics training requirement mandated by Government Code Sections 53234 et seq. and may be removed if proof of completion is not filed with the City Clerk within the first 60 days of appointment. Appointees will be provided with an on-line training resource.

Information on this form is a public record subject to disclosure under the California Public Records Act.

06/09/2021

Signature

Date

JUN 10 2021

BY: 



PLANNING COMMISSION APPLICATION

The City of Imperial depends upon citizen participation, service and input. Planning Commissioners play a vital role in the shape of the city and are an important element in achieving the City's goals. Applications should be filled out completely so that the City Council may fully evaluate your qualifications. You may attach extra sheets if needed. It is the responsibility of the applicant to familiarize themselves with the duties and responsibilities of the position applied for.

You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Name Daniel H. Sohn Tel.#

Address E-mail

Imperial, CA 92251

☒ New Appointment ☐ Reappointment

How many years have you lived in Imperial? 4 Months

Do you own property in the City? ☐ YES ☒ NO

Are you a registered City of Imperial voter? ☒ YES ☐ NO

Are you presently employed? ☒ YES ☐ NO

Employer/Position: El Centro Chamber of Commerce/ Chief Executive Officer

If you are retired, what was your previous occupation?

Have you served on a city commission or committee before? ☒ YES ☐ NO

If yes, which city and when: Town of Haverhill, FL

Position: City Councilman

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

While serving as a City Councilmember, I was appointed to serve on the Florida League of Cities Land Use & Economic Development Policy Committee. This committee helped drive public policy around state land use laws and local zoning ordinances. I believe my experience on this committee and my understanding of municipal government complement each other and will be an asset to the City of Imperial. Additionally, I have previously served on the Planning & Zoning Commission for another City in Florida.

What do you see as the objectives and goals of the commission?

To advise voting members of the City Council on appropriate paths forward for zoning and land use requests from the public. Additionally, it is my belief that the role of the Planning Commission should require the commitment to be good stewards of the public trust and City Charter.

How would you help to achieve these objectives and goals?

I bring both professional and personal knowledge of the planning process. Adding this experience to the existing team of planning board members will help achieve the planning board/city council's planning goals.

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

Not at this time.

Disclosure and Regulatory Requirements

Conflict of Interest – A Statement of Economic Interests Form 700 is required for this position, the form must be filed with the City Clerk within 30 days of beginning service. The City Clerk will provide those appointees who must file with a filing form and instructions.

Attendance / Duties – Commission members are required to attend meetings on a regular basis and devote the time necessary to fulfill your duties. A member will be removed if the member has more than three (3) unexcused absences consecutively.

Mandatory Ethics Training – Commission members are required to satisfy the local ethics training requirement mandated by Government Code Sections 53234 et seq. and may be removed if proof of completion is not filed with the City Clerk within the first 60 days of appointment. Appointees will be provided with an on-line training resource.

Information on this form is a public record subject to disclosure under the California Public Records Act.

Signature

06/10/2021

Date

Daniel H. Sohn

Experienced Governmental & Non Profit Executive

An experienced governmental and nonprofit leader with a firm ability to leverage relationships, experience, and professional knowledge of the national, state, and local legislative process. An active nonprofit executive with the ability to cultivate support towards community development and engagement. Private and public portfolio of acquired funding, grants, and governmental appropriations for local and statewide community organizations.



Experience

- Mar 2021 - present**
Chief Executive Officer
El Centro Chamber of Commerce
Assure that the chambers current and long-range goals to achieve business and community needs are met. Responsible for management of the day to day operations of the chamber. Implement a marketing plan for the chamber to assure a positive community image.
- Jul 2017 - present**
Managing Director
Floridian Group, LLC.
Developing and implementing strategic plans and company policies, maintaining an open dialogue with stakeholders, and driving firms success.
- May 2020 - Nov 2020**
Community Partnerships & Governmental Affairs Consultant
Eat Better Live Better, Inc.
Responsible for supporting and coordinating the organization's community activities while providing direction for programs, including advocacy and political ethics compliance. Responsible for serving as the organization's representative at the state and local levels to achieve the organization's legislative goals and priorities. Serve as the lead point of contact to support the organization's larger strategic plan for building a continuum of engagement in the community-at-large.
- Mar 2018 - Mar 2020**
City Commissioner
Town of Haverhill
Elected by voters to develop and enact municipal policies and ordinances to create positive change in existing laws or draft new legislation specific to the community, people, and public stakeholders.
- Sep 2017 - Sep 2018**
Director of Grants & Partnerships
Farm Share, Inc.
Responsible for the overall management of organizations grant-funded programs and for grant writing to support the strategic priorities of the organization. Duties included grant writing, managing grant evaluation, oversight of all grant contractual, fiscal, and program documentation, including site visits and monitoring, overseeing timely use of grant funds.
- Feb 2015 - Sep 2016**
Interim Executive Director
ECO Council- Council of Environmental and Conservation Organizations.
Work closely with the board of directors and committees, informing, assessing, and addressing issues that affect the organization while leading the organization's efforts to hire a full-time executive officer.
- Apr 2012 - Feb 2015**
Executive Director/CEO
South Florida Nonprofit Chamber of Commerce
Responsible for overseeing the daily administration, programs, and strategic plan of the organization. Other key duties include fundraising, marketing, and community outreach.



Education

- Jan 2021**
U.S. Institute of Diplomacy & Human Rights
• Certified Human Rights Consultant
- Jun 2021**
University of South Florida
Diversity, Equity & Inclusion Certificate
- Oct 2018**
Florida State University
• John Scott Dailey Florida Institute of Government, IEMO Certificate
- May 2012**
Broward College
• Bachelor of Applied Science — Supervision & Management



Boards and Committees

- 2021**
Advisory Board Member, Imperial Valley LGBT Resource Center
- 2020**
Board of Directors, Hollywood LGBTQ+ Council
- 2020**
Commission Appointed Board Member City of Dania Beach, FL: Planning & Zoning Board
- 2020**
Commission Appointed Advisor, City of Dania Beach, FL: Complete Count Advisory Committee
- 2019**
Committee Member, Women's Foundation of Florida: Elected Officials Advisory Board
- 2018**
Policy Committee Member, Florida League of Cities: Land Use & Economic Development Committee
- 2001**
Governance Board Member, One Community Partnership- Substance Abuse Mental Health Services Administration (SAMHSA)



Personal Info

Address
Imperial County, CA

Phone

E-mail



Skills

Legislative Strategist
Effective Municipal Elected Official
Experienced Grant Writer
Experienced in Microsoft Office including Publisher/ Excel
Strong Public Speaking Presence
Expert Event Facilitator
Strong Writing Ability
Effective Communicator
Strong Organizational Leadership Experience
Team Player
Positive Relationships with Media



Awards

Nov 2019
"Legislative Rising Star" Award, Democratic Women's Club of Florida

May 2010
"Exceptional People Impacting the Community (EPIC)" Award, Mental Health Association of Broward County

May 2009
Proclamation Honoring Daniel Sohn, Florida Senator Nan H. Rich

May 2008
"Daniel Sohn Appreciation Day" Proclamation, Board of Broward County Commissioners

JUN 23 2021
BY: 



PLANNING COMMISSION APPLICATION

The City of Imperial depends upon citizen participation, service and input. Planning Commissioners play a vital role in the shape of the city and are an important element in achieving the City's goals. Applications should be filled out completely so that the City Council may fully evaluate your qualifications. You may attach extra sheets if needed. It is the responsibility of the applicant to familiarize themselves with the duties and responsibilities of the position applied for.

You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Name Andrea Guillen

Tel. _____

Address _____

E-mail _____

Imperial, CA 92251

_____☐ New Appointment

☒ Reappointment

How many years have you lived in Imperial? 10

Are you a registered City of Imperial voter? ☒ YES ☐ NO

Are you presently employed? ☒ YES ☐ NO

Employer/Position: Imperial Irrigation District / Compliance Administrator

If you are retired, what was your previous occupation?

N/A

Have you served on a city commission or committee before? ☒ YES ☐ NO

If yes, which city and when: City of Imperial (Current Commissioner)

Position: planning commission

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

I wish to continue to serve on the Planning Commission to continue to develop

and establish a great city. Over my last term, I have gained a great deal of knowledge and would love to continue to gain knowledge.

What do you see as the objectives and goals of the commission?

To help develop a vision for future development in the City of Imperial,

which shall encompass establishing community development objectives, outlining planning strategies, and to assist in the research of growth and development.

How would you help to achieve these objectives and goals?

I would work with city staff, elected officials, commissioners and residents.

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

None.

Disclosure and Regulatory Requirements

Conflict of Interest – A Statement of Economic Interests Form 700 is required for this position, the form must be filed with the City Clerk within 30 days of beginning service. The City Clerk will provide those appointees who must file with a filing form and instructions.

Attendance / Duties – Commission members are required to attend meetings on a regular basis and devote the time necessary to fulfill your duties. A member will be removed if the member has more than three (3) unexcused absences consecutively.

Mandatory Ethics Training – Commission members are required to satisfy the local ethics training requirement mandated by Government Code Sections 53234 et seq. and may be removed if proof of completion is not filed with the City Clerk within the first 60 days of appointment. Appointees will be provided with an on-line training resource.

Information on this form is a public record subject to disclosure under the California Public Records Act.

Signature

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/ \

06/15/2021

Date

26



You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Address Imperial, CA. 92251 E-mail

Position: NIA

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

TO BECOME MORE PROACTIVE WITHIN THE COMMUNITY THAT I HAVE CALLED HOME FOR OVER 10 YEARS
REPRESENT / SERVE THE COMMUNITY IN COOPERATIVE RELATIONSHIPS THAT CONTINUE TO PROMOTE -
AND IMPROVE THE CITY OF IMPERIAL INTO THE FUTURE.

What do you see as the objectives and goals of the commission?

REPRESENT THE CITIZENS, DEVELOP PLANS, IMPLEMENT POLICIES THAT AFFECT
THE COMMUNITY AND MANAGES CHANGES, GROWTH AND DEVELOPMENT COHESIVELY
AMONGST ALL STAKE-HOLDERS. MUNICIPAL, PRIVATE, BUSINESS.

How would you help to achieve these objectives and goals?

TRANSPARENCY, ACCOUNTABILITY, SET BENCH, BUILDING COHESIVE COMMUNICATION,
WORKING RELATIONSHIPS, UNDERSTANDING, HARD WORK, PLANNING

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

NO

Disclosure and Regulatory Requirements

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Signature

Date

6/25/2021

JUN 28 2021

BY:

3



PLANNING COMMISSION APPLICATION

The City of Imperial depends upon citizen participation, service and input. Planning Commissioners play a vital role in the shape of the city and are an important element in achieving the City's goals. Applications should be filled out completely so that the City Council may fully evaluate your qualifications. You may attach extra sheets if needed. It is the responsibility of the applicant to familiarize themselves with the duties and responsibilities of the position applied for.

You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Name Charles L. Jernigan

Tel.# _____

Address _____

E-mail _____

Imperial, Ca. 92251

☒ New Appointment ☐ Reappointment

How many years have you lived in Imperial? 30+ years

Are you a registered City of Imperial voter? ☒ YES ☐ NO

Are you presently employed? ☒ YES ☐ NO

Employer/Position: Central Valley Cemetery District Superintendent

If you are retired, what was your previous occupation?

Have you served on a city commission or committee before? YES ☒ NO

If yes, which city and when: _____

Position: _____

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

I have a Masters Degree in Public Administration, I have been a member of 4 Board of Directors/Trustees. My experience and education lends to intelligent planning for growth and expansion within the current and future needs.

What do you see as the objectives and goals of the commission?

To develop and provide input criteria for current, future growth and expansion projects for the City of Imperial in an intelligent and progressive manner.

How would you help to achieve these objectives and goals?

Assure that all projects submitted to the Planning Commission for review and consideration are in compliance with City Ordinances, the Cities Master Plan and achieve stable yet progressive growth, in consideration of the current and future infrastructure the City provides.

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

No

Disclosure and Regulatory Requirements

Conflict of Interest – A Statement of Economic Interests Form 700 is required for this position, the form must be filed with the City Clerk within 30 days of beginning service. The City Clerk will provide those appointees who must file with a filing form and instructions.

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6-28-2021

Date

JUN 28 2021



PLANNING COMMISSION APPLICATION

The City of Imperial depends upon citizen participation, service and input. Planning Commissioners play a vital role in the shape of the city and are an important element in achieving the City's goals. Applications should be filled out completely so that the City Council may fully evaluate your qualifications. You may attach extra sheets if needed. It is the responsibility of the applicant to familiarize themselves with the duties and responsibilities of the position applied for.

You must be a resident of the City of Imperial and a registered voter of the city in order to serve on the Planning Commission.

Name ALICE M. ABATT Tel.#

Address E-mail

IMPERIAL CA 92251

X New Appointment Reappointment

How many years have you lived in Imperial? 18 yrs

Do you own property in the City? X YES NO

Are you a registered City of Imperial voter? X YES NO

Are you presently employed? X YES NO

Employer/Position: Self Employed

If you are retired, what was your previous occupation?

Have you served on a city commission or committee before? YES X NO

If yes, which city and when:

Position:

Summarize why you wish to serve on the Planning Commission, include any special qualifications or education which are particularly appropriate to the position of Planning Commissioner.

Education + Professions: LAW / ATTY; Account / CPA;
Business woman; Business Advice / Consultant to
Ag Entities

What do you see as the objectives and goals of the commission?

To approve projects that benefit All ^{City of} Imperia Residents
and Businesses in a mutually beneficial manner.

How would you help to achieve these objectives and goals?

Cost / Benefit Analysis; List + weigh the pros / cons presented by
vested / interest parties.

Do you or immediate family members have any relationship (professional, financial, other) that may present a potential conflict of interest? (Please explain)

None

Disclosure and Regulatory Requirements

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Signature

6/28/2021

Date

**Agenda Item
No.**

G-2

DATE SUBMITTED

06/30/2021

SUBMITTED BY

COMMUNITY
DEVELOPMENT
DIRECTOR

DATE ACTION REQUIRED

07/07/2021

COUNCIL ACTION (X)
PUBLIC HEARING ()
REQUIRED RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION:

PREPARATION OF 2020 URBAN WATER MANAGEMENT PLAN IN ACCORDANCE WITH CALIFORNIA WATER CODE (RFP P04-2021).

1. AWARD OF CONTRACT TO WEST & ASSOCIATES.

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT

BACKGROUND/SUMMARY:

The Community Development Department conducted a competitive RFP process for the preparation of the 2020 Urban Water Management Plan (UWMP) in accordance with California Water Code. The UWMP is a required evaluation of the City of Imperial's overall effort toward sustainable water supply. Prepared on a regular five-year schedule, the UWMP provides useful information to the public and State about water suppliers, their water management programs, and provides a framework for water planning to minimize the negative effects of potential water shortages.

Staff released said RFP to solicit proposals from professional Engineering firms to complete the preparation of this report.

The following four (4) proposals were received during the process:

	Proposed Cost
Ricon Consultants _____	\$ 55,411.00
SA & Associates _____	\$ 37,000.00
Webb & Associates _____	\$ 62,000.00
West & Associates _____	\$ 20,100.00

See Exhibit 1 (Opening Act) attached herewith for details.

Proposals were reviewed and evaluated by City Staff taking in consideration general firm and individual experience, specific experience as it pertains to the services, specific experience as it pertains to the preparation of UWMP reports, capacity to perform the Scope of Work and ability to conclude the work in a timely manner, quality of staff and their availability, overall quality of qualifications, as well as cost of services. All 4 engineering firms were found to be well-qualified candidates to complete the job. Therefore, based on those key evaluation components, 2 of 3 members of the selection committee recommended "West & Associates" to be awarded the contract to complete this report.

FISCAL IMPACT: 20,100.00 from Water Enterprise Fund.

ADMIN
SERVICES
SIGN INITIALS



STAFF RECOMMENDATION: Staff recommends City Council award of contract to West & Associates in the amount of \$20,100.00.

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

approve staff recommendation

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

Exhibit 1



Community Development Department RFP Opening Act P04-2021 2020 URBAN WATER MANAGEMENT PLAN

Bids received by: City Clerk

Were opened at 03:20 PM on 05/19/2021

By: City Clerk

Witnessed by:

Signature

Marco Coronel

Marco

Eva Pacheco

epacheco

COMPANY

BID AMOUNT

BID BOND

1. <u>Rincon Consultants</u>	<u>55,411.00</u>	<u> </u>
2. <u>SA Associates</u>	<u>37,000.00</u>	<u> </u>
3. <u>West & Associates</u>	<u>20,100.00</u>	<u> </u>
4. <u>Webb & Associates</u>	<u>62,000.00</u>	<u> </u>
5. <u></u>	<u></u>	<u> </u>

BIDS WERE GIVEN TO Othon Mora FOR STUDY AND
RECOMMENDATION TO CITY COUNCIL.

DEBRA JACKSON
CITY CLERK

5-19-21
DATE

DATE SUBMITTED

06/09/2021

COMMUNITY
DEVELOPMENT
DIRECTOR

SUBMITTED BY

DATE ACTION REQUIRED

06/16/2021

COUNCIL ACTION (X)
PUBLIC HEARING ()
REQUIRED RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION:

2020 OVERLAY IMPROVEMENTS PROJECT AT THE INTERSECTION OF ATEN
BOULEVARD AND CLARK ROAD (BID NO. 2020-09)

1. APPROVAL OF BALANCING CHANGE ORDER.
2. ACCEPTANCE OF WORK COMPLETED
3. AUTHORIZING CITY CLERK TO FILE NOTICE OF COMPLETION IN THE
IMPERIAL COUNTY CLERK/RECORDER OFFICE.

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT

BACKGROUND/SUMMARY:

The Community Development Department was directed by City Council to conduct a competitive BID process for the construction of a right turn lane pocket, curb and gutter, upgrading existing traffic signal hardware by installing new pedestrian countdown signal heads, accessible pedestrian signal push buttons, asphalt road resurfacing, and ADA ramps and crosswalk striping at the intersection of Aten Boulevard and Clark Road.

This project was funded through SB1 Local Partnership Program (LPP) and LTA Measure D Program.

An individual contract was awarded to Pyramid Construction and Aggregates, Inc. through said BID process.

City Council authorized 15% Contingency.

The construction project was successfully completed on April 2021.

Staff continued working with Pyramid Construction and Aggregates, Inc. on finalizing quantities, amount paid through previous invoicing, balancing change order and final payment of accumulated retainage.

Changes in the scope of work were made due to unforeseen existing underlying pavement conditions forcing to the reconstruction of 10ft wide strips at SE & SW corners of the intersection, the installation of additional conduit, pull boxes, and wiring in from Traffic Signal Controller Cabinet to the Railroad, as well as reprogramming traffic signal. Final quantities have been accounted in the balancing change order. See attachments for review and approval.

FISCAL IMPACT:

Original Contract Sum: \$ 456,678.88
Net Change by C.O. : \$ 91,018.54 (19.93%) ***
Total Amount Including C.O.: \$ 547,697.42

Contingency: \$ 48,912.00 (10.71%)
Additional Quantities: \$ 42,106.54 (9.22%)
*** Net Change by C.O. : \$ 91,018.54 (19.93%)

ADMIN
SERVICES
SIGN INITIALS 

STAFF RECOMMENDATION: Staff recommends City Council

- A. Approval of balancing change order and final contract amount.
- B. Acceptance of work completed.
- C. Authorizing City Clerk to file "Notice of Completion" in the Imperial County Clerk/Recorder office.

DEPT. INITIALS

OM

MANAGER'S RECOMMENDATION:

approve

CITY
MANAGER's
INITIALS

OKM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()
DISAPPROVED ()

REJECTED ()
DEFERRED ()

REFERRED TO:



City of Imperial
Community Development Department
420 South Imperial Avenue
Imperial, CA 92251
Phone: (760) 355-1152
Fax: (760) 355-4718

CONSTRUCTION BALANCING CHANGE ORDER

06-09-2021

Distribution to:

- ☐ OWNER
☐ ENGINEER
☒ CONTRACTOR
☐ FIELD
☐ OTHER

CHANGE ORDER NO. 8

PROJECT: City of Imperial
2020 OVERLAY IMPROVEMENTS PROJECT AT THE INTERSECTION OF
ATEN BOULEVARD AND CLARK ROAD
BID NO. 2019-09

TO: **Pyramid Construction and Aggregates, Inc.**
Ryan Dickerson, Project Manager
839 Dogwood Road, Heber, CA 92249
Phone: (760) 337-5839

Contractor is directed to make the following change(s) to the original contract:

Original Contract:		\$ 456,678.88
CO #1 Contingency - Additional Wiring from Controller to RR		\$ 18,625.00
CO #2 Not Approved - Additional Construction Survey Work		\$ 0.00
CO #3 Additional Quantities - Extra Grinding at Aten Road		\$ 19,890.00
CO #4 Contingency - 10' Road Reconstruction SE & SW Corners		\$ 28,700.00
CO #5 Deleted Quantities - Reuse Existing Poles F & H		\$ (5,506.68)
CO #6 Void		\$ 0.00
CO #7 Contingency - Traffic Signal Time Setup Adding Crosswalks		\$ 1,587.00

Final Additional Quantities:		
Item 15: New 4" Thick of AC Pavement widening		\$ 7,042.34
Item 16: New 2" Thick of AC Pavement Overlay		\$ 12,261.63
Item 17: New 12" Thick of Class 2 Base for widening		\$ 8,419.25

New Contract Amount: **\$ 547,697.42**

Contingency = 10.71% (\$48,912.00)
Additional Quantities = 9.22% (\$42,106.54)
Total Contract Increase = 19.93% (\$91,018.55)

Not valid until signed by both the Owner and the Contractor.

Signature indicates his agreement herewith, including any adjustment in the contract sum or contract time.

Authorized by:

City of Imperial
420 South Imperial Avenue
Imperial, CA 92251
By: _____

Date: _____

Dennis Morita
City Manager

Pyramid Construction and Aggregates, Inc.
839 Dogwood Road
Heber, CA 92249

By: _____

Date: _____

Ryan Dickerson
Project Manager

Exhibit A

Final Invoice

APPLICATION NUMBER: 5
APPLICATION DATE: May 31, 2021
PERIOD: 3/31/20 through 5/31/21
Project: 2020 Overlay Improvements at Aten and Clark
Project No:

ITEM NO.	DESCRIPTION OF WORK	UNIT	C1	C2	C3	C4	C5	C6	C7	PREVIOUSLY COMPLETED		E1	WORK COMPLETED DURING THIS PERIOD		F1	WORK COMPLETED TO DATE		F3	H	I
										QUANTITY OF PREVIOUS REQUEST	COST OF PREVIOUS PAY REQUEST		COMPLETED QUANTITY	COMPLETED COST		TOTAL QUANTITY COMPLETED TO DATE D1+E1	TOTAL COST COMPLETED TO DATE D2+E2			
1	Existing traffic light to be relocated after road widening	EA			1	\$14,810.00	0	\$0.00	\$14,810.00	1.00	\$14,810.00	0.00	0.00	\$0.00		1.00	\$14,810.00	100.00%	\$0.00	740.50
2	Sawcut existing AC for the full	LF			813	\$3,495.90	0	\$0.00	\$3,495.90	813.00	\$3,495.90	0.00	0.00	\$0.00		813.00	\$3,495.90	100.00%	\$0.00	174.80
3	Removal of 24" wide by 2' deep AC	LF			813	\$3,504.03	0	\$0.00	\$3,504.03	813.00	\$3,504.03	0.00	0.00	\$0.00		813.00	\$3,504.03	100.00%	\$0.00	175.20
4	2" AC Grinding to prepare surface for overlay	SF			32380	\$20,723.20	0	\$0.00	\$20,723.20	32380.00	\$20,723.20	0.00	0.00	\$0.00		32380.00	\$20,723.20	100.00%	\$0.00	1,036.16
5	Existing manhole frame and cover	EA			1	\$1,530.00	0	\$0.00	\$1,530.00	1.00	\$1,530.00	0.00	0.00	\$0.00		1.00	\$1,530.00	100.00%	\$0.00	76.50
6	Adjust existing water valve cover	EA			3	\$24.48	0	\$0.00	\$24.48	3.00	\$24.48	0.00	0.00	\$0.00		3.00	\$24.48	100.00%	\$0.00	1.22
7	Existing street signs to be removed	EA			4	\$1,020.00	0	\$0.00	\$1,020.00	4.00	\$1,020.00	0.00	0.00	\$0.00		4.00	\$1,020.00	100.00%	\$0.00	51.00
8	Existing swale to be regraded	LS			3	\$18,990.00	0	\$0.00	\$18,990.00	3.00	\$18,990.00	0.00	0.00	\$0.00		3.00	\$18,990.00	100.00%	\$0.00	949.50
9	Existing electrical box to be relocated	EA			1	\$2,581.00	0	\$0.00	\$2,581.00	1.00	\$2,581.00	0.00	0.00	\$0.00		1.00	\$2,581.00	100.00%	\$0.00	129.05
10	Existing Street light to be relocated	EA			1	\$18,625.00	0	\$0.00	\$18,625.00	1.00	\$18,625.00	0.00	0.00	\$0.00		1.00	\$18,625.00	100.00%	\$0.00	931.25
11	Remove and dispose of existing AC	CY			267	\$25,591.95	0	\$0.00	\$25,591.95	267.00	\$25,591.95	0.00	0.00	\$0.00		267.00	\$25,591.95	100.00%	\$0.00	1,279.60
12	Remove existing striping by hydroblast	LF			2710	\$6,856.30	0	\$0.00	\$6,856.30	2,710.00	\$6,856.30	0.00	0.00	\$0.00		2,710.00	\$6,856.30	100.00%	\$0.00	342.82
13	Adjust existing gas valve cover	EA			1	\$816.00	0	\$0.00	\$816.00	1.00	\$816.00	0.00	0.00	\$0.00		1.00	\$816.00	100.00%	\$0.00	40.80
14	New 6" PCC Curb and gutter	LF			122	\$9,058.50	0	\$0.00	\$9,058.50	122.00	\$9,058.50	0.00	0.00	\$0.00		122.00	\$9,058.50	100.00%	\$0.00	452.93
15	New 4" Thick of AC Pavement widening	TON			200	\$27,968.00	250.36	\$7,042.34	\$35,010.34	200.00	\$27,968.00	50.36	0.00	\$7,042.34		250.36	\$35,010.34	100.00%	\$0.00	1,750.52
16	New 2" Thick of AC Pavement	TON			432	\$11,077.63	540.51	\$12,261.63	\$91,077.63	432.00	\$11,077.63	108.51	0.00	\$12,261.63		540.51	\$91,077.63	100.00%	\$0.00	3,053.88
17	Overlay New 12" Thick of Class 2 Base for widening	TON			553	\$38,762.36	706.44	\$8,419.25	\$38,762.36	553.00	\$38,762.36	153.44	0.00	\$8,419.25		706.44	\$38,762.36	100.00%	\$0.00	1,938.12
18	New 4" PCC Over 6" Class 2 Base	SF			500	\$11,000.00	0	\$0.00	\$11,000.00	500.00	\$11,000.00	0.00	0.00	\$0.00		500.00	\$11,000.00	100.00%	\$0.00	550.00
19	New handcap ramp w/ truncated domes	SF			61	\$3,298.88	0	\$0.00	\$3,298.88	61.00	\$3,298.88	0.00	0.00	\$0.00		61.00	\$3,298.88	100.00%	\$0.00	164.94
20	Install Striping and signage	LS			1	\$9,020.00	0	\$0.00	\$9,020.00	1.00	\$9,020.00	0.00	0.00	\$0.00		1.00	\$9,020.00	100.00%	\$0.00	451.00
21	Relocation and Upgrade of Traffic Signals	LS			1	\$39,181.00	0	\$0.00	\$39,181.00	1.00	\$39,181.00	0.00	0.00	\$0.00		1.00	\$39,181.00	100.00%	\$0.00	1,959.05
22	Apply Type II Slurry	SY			1091	\$16,179.53	0	\$0.00	\$16,179.53	1,091.00	\$16,179.53	0.00	0.00	\$0.00		1,091.00	\$16,179.53	100.00%	\$0.00	808.98
23	Mobilization	LS			1	\$5,000.00	0	\$0.00	\$5,000.00	1.00	\$5,000.00	0.00	0.00	\$0.00		1.00	\$5,000.00	100.00%	\$0.00	250.00
24	Traffic Control	LS			1	\$105,060.00	0	\$0.00	\$105,060.00	1.00	\$105,060.00	0.00	0.00	\$0.00		1.00	\$105,060.00	100.00%	\$0.00	5,253.00
25	Erosion Control Implementation	LS			1	\$8,670.00	0	\$0.00	\$8,670.00	1.00	\$8,670.00	0.00	0.00	\$0.00		1.00	\$8,670.00	100.00%	\$0.00	433.50
26	Construction Staking	LS			1	\$8,409.00	0	\$0.00	\$8,409.00	1.00	\$8,409.00	0.00	0.00	\$0.00		1.00	\$8,409.00	100.00%	\$0.00	420.45
27	Geotechnical Testing for QC	LS			1	\$13,607.00	0	\$0.00	\$13,607.00	1.00	\$13,607.00	0.00	0.00	\$0.00		1.00	\$13,607.00	100.00%	\$0.00	680.35
28	Stormwater Waiver	LS			1	\$2,500.00	0	\$0.00	\$2,500.00	1.00	\$2,500.00	0.00	0.00	\$0.00		1.00	\$2,500.00	100.00%	\$0.00	125.00
29	CO #1 Additional Work for Railroad SIC to International	LS			1	\$18,625.00	0	\$18,625.00	\$18,625.00	1.00	\$18,625.00	0.00	0.00	\$0.00		1.00	\$18,625.00	100.00%	\$0.00	931.25
30	CO #2 - Not approved	LS			1	\$19,890.00	0	\$19,890.00	\$19,890.00	1.00	\$19,890.00	0.00	0.00	\$0.00		1.00	\$19,890.00	100.00%	\$0.00	994.50
31	CO #3 Additional grinding at Aten Road	LS			1	\$28,700.00	0	\$28,700.00	\$28,700.00	1.00	\$28,700.00	0.00	0.00	\$0.00		1.00	\$28,700.00	100.00%	\$0.00	1,435.00
32	CO #4 Clark Road 10' road reconstruction	LS			1	(\$5,506.68)	0	(\$5,506.68)	(\$5,506.68)	1.00	(\$5,506.68)	0.00	0.00	(\$5,506.68)		1.00	(\$5,506.68)	100.00%	\$0.00	-275.33
33	CO #5 Deductive	LS			1	\$1,587.00	0	\$1,587.00	\$1,587.00	1.00	\$1,587.00	0.00	0.00	\$1,587.00		1.00	\$1,587.00	100.00%	\$0.00	79.35
34	CO #6 Traffic Signal timing	LS			1	\$456,678.88	0	\$456,678.88	\$456,678.88	1.00	\$456,678.88	0.00	0.00	\$456,678.88		1.00	\$456,678.88	100.00%	\$0.00	\$27,354.87
					0.00			\$91,015.54	\$547,697.42		\$475,303.88			\$72,393.55			\$547,697.42	100.00%	\$0.00	

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THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVE., N.W., WASHINGTON, DC 20005-5020

C703-1992

APPLICATION NUMBER: 5
 APPLICATION DATE: May 31, 2021
 PERIOD: 3/31/20 through 5/31/21
 Project : 2020 Overlay Improvements at Aten and Clark
 Project No:

Exhibit B

Project Close-Out Report

A	B	C1	C2	C3	C4	C5	C6	C7	D1	D2	E1	E2	F1	F2	F3
ITEM NO.	DESCRIPTION OF WORK	UNIT	UNIT PRICE	ESTIMATE QUANTITY	ONGOING SCHEDULED VALUE	ACTUAL QUANTITY	CHANGE ORDER INCREASED (+)/ DECREASED (-) AMOUNT	NEW SCHEDULED VALUE	QUANTITY OF PREVIOUS PAY REQUEST	PREVIOUSLY COMPLETED	COMPLETED QUANTITY	COMPLETED COST	TOTAL QUANTITY COMPLETED TO DATE D1+E1	TOTAL COST COMPLETED TO DATE D2+E2	% (G1 + C7)

Original Contract Amount	\$456,678.88
--------------------------	--------------

Final Contract Amount	\$547,697.43
-----------------------	--------------

Contract Increase	\$91,018.55	19.93%
-------------------	-------------	--------

Change Orders	Paid	This Invoice
CO #1 Additional Work for Railroad SIC to International	\$18,625.00	
CO #2 Additional Survey - Not approved		
CO #3 Additional Grinding at Aten Road		\$19,890.00
CO #4 Clark Rd 10' Road Reconstruction		\$28,700.00
CO #5 Deductive Reuse Exist Poles F, (1A) & Pole H, 21 TS		(\$5,506.68)
CO #7 Traffic Signal Time Setup		\$1,587.00

Total	\$18,625.00	\$44,670.32	\$63,295.32
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Original Contract	\$456,678.88
CO #1 Add Work Railroad SIC	\$18,625.00
CO #3 Add Grinding Aten Blvd	\$19,890.00
CO #4 Clark Rd 10' Reconst	\$28,700.00
CO #5 Deductive	(\$5,506.68)
CO #6 T-Signal Timing Config	\$1,587.00
Item 15 Balancing CO Add Qty	7,042.34
Item 16 Balancing CO Add Qty	12,261.63
Item 17 Balancing CO Add Qty	8,419.25

Total	\$547,697.42
-------	--------------

Final Invoice	
CO #1	\$19,890.00
CO #3	\$28,700.00
CO #4	(\$5,506.68)
CO #5	\$1,587.00
Item 15	7,042.34
Item 16	12,261.63
Item 17	8,419.25

Total	\$72,393.54
-------	-------------

Contingency	Balancing CO
CO #1	\$18,625.00
CO #3	\$19,890.00
CO #4	\$28,700.00
CO #5	(\$5,506.68)
CO #6	\$1,587.00
Item 15	7,042.34
Item 16	12,261.63
Item 17	8,419.25

Total	\$48,912.00	\$42,106.54
-------	-------------	-------------

Total	10.71%	9.22%
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Pay App	Inv #	Amount	Retainage	Amount Paid
1	3893	\$130,426.00	\$6,521.30	\$123,904.70
2	3904	\$35,898.27	\$1,794.91	\$34,103.36
3	3920	\$258,683.06	\$12,934.15	\$245,748.91
4	3920	\$50,296.55	\$2,514.82	\$47,781.73
5		\$72,393.55	\$3,619.68	Pending

Total	\$547,697.43	\$27,384.87	\$451,538.69
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DATE SUBMITTED 6/30/2021
SUBMITTED BY CITY MANAGER'S
OFFICE
DATE ACTION REQUIRED 07/07/2021

COUNCIL ACTION (x)
PUBLIC HEARING REQUIRED ()
RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS 

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: AGREEMENT FOR POLICE SERVICES SCHOOL
RESOURCE OFFICER FOR 2021-2022 SCHOOL YEAR;
1. APPROVAL OF AGREEMENT BETWEEN CITY OF IMPERIAL AND IMPERIAL UNIFIED
SCHOOL DISTRICT FOR POLICE SERVICES SCHOOL RESOURCE OFFICER FOR 2021-
2022 SCHOOL YEAR.

DEPARTMENT INVOLVED: CITY MANAGER/POLICE DEPARTMENT

BACKGROUND/SUMMARY:

The City of Imperial Police Department has agreed to provide a School Resource Officer (SRO) for the 2021-2022 Imperial Unified School District School Year. The SRO services are to include investigation of criminal law violations and response to police-related safety incidents, teacher training, classroom presentations, participation in parent workshops, and to provide students with law enforcement related counseling, guidance and referrals to other agencies as needed. Imperial Unified School District will pay up to \$90,248.55 of the fully burdened cost of placing the SRO at IUSD facilities during the 2021-2022 school year.

FISCAL IMPACT: No negative impact

F.O. INITIALS:



STAFF RECOMMENDATION: It is staff's recommendation that the City of Imperial Police Department enter into an agreement with the Imperial Unified School District to provide an SRO for the 2021-2022 school year.

DEPT

INITIALS: 

MANAGER'S RECOMMENDATION: It is my recommendation to agree with staff and approve the agreement between the City and IUSD set forth before the Council.

MANAGER'S
INITIALS



MOTION:

SECONDED:
AYES:
NAYES:
ABSENT:

APPROVED () REJECTED ()
DISAPPROVED () DEFERRED ()
REFERRED TO:

SCHOOL RESOURCE OFFICER AGREEMENT

Between the City of Imperial

And

Imperial Unified School District

This School Resource Officer Agreement ("Agreement") is made and entered into this _____ day of July 2021, by and between the City of Imperial ("City") and the Imperial Unified School District ("IUSD").

1. **Scope of Services by City:**

- a. City agrees to hire, train, supervise and deploy one (1) police Resource Officer to IUSD at its school sites. The scope of the Resource Officer's services include investigation of criminal law violations and response to police-related, safety incidents, teacher training, classroom presentations, participation in parent workshops, and to provide students with law enforcement related counseling, guidance and referrals to other agencies as needed. The parties shall agree upon a schedule for the Resource Officer's duties and at which school sites. The parties anticipate the Resource Officer time to be distributed between all sites, District locations and District-sponsored events depending on the needs of the District.
- b. City agrees to provide the administrative and related services for all personnel assigned under this Agreement. City will provide the Resource Officer equipment, uniforms and vehicle in a manner consistent with other members of the City police department. City shall also bear the cost of any overtime accrued by the Resource Officer when assigned to duties unrelated to IUSD.
- c. The Resource Officer will generally be assigned to work those days and hours that correspond with those days and hours students are on campus. The Resource Officer may not be assigned to the school sites during normal hours due to sick leave, departmental training, prescheduled days off, vacation or other such leave. In the event that the Resource Officer is not assigned to the school sites based on the foregoing, City will send a replacement officer. Absent unusual circumstances, the Resource Officer shall only take vacation leave or attend extended trainings during school breaks (e.g. spring break, summer vacation)." IUSD requests for service that would result in overtime shall be submitted to the City for approval at

least three calendar days in advance (unless circumstances arise that necessitate a shorter time period). Approval shall be routine and expected up to 20 hours. Approvals for overtime beyond that amount shall be made on a case-by-case basis as determined in consultation between City and IUSD.

- d. The service of the Resource Officer under this Agreement shall be subject to the supervision by and direction from the City's Authorized Representative (the Police Chief) or an authorized designee of the Police Chief.
- e. The services performed by the City under this Agreement shall be subject to the provisions of the Joint Exercise of Powers Act (Government Code sections 6500, *et seq.*); in particular the immunity protections of Government Code section 6513, and the provisions of Government Code sections 895 through 895.8.

2. IUSD Responsibilities

- a. IUSD will include the Resource Officer in appropriate IUSD meetings and trainings, and an IUSD representative will act as liaison between IUSD and the City. The IUSD representative will work with the Resource Officer to maintain records of data including, by way of example, arrests, offenses, dispositions and the like.
 - b. IUSD will provide office space for the assigned Resource Officer. IUSD shall reimburse City for cost of cell phone issued for the Resource Officer's use in carrying out the City's duties as set forth in Paragraph 1 of this Agreement.
 - c. If IUSD is concerned regarding the services performed by any Resources Office under this Agreement, the IUSD Authorized Representative, the Superintendent or authorized designee of the Superintendent, shall promptly notify the City's Authorized Representative regarding the nature of the concern and any requested corrective action to be taken by the City.
 - d. Except as specifically set forth herein, IUSD shall pay the fully burdened cost of placing the Resource Officer at IUSD in effect as of the date of this Agreement as and as may be amended from time to time.
3. IUSD shall pay the City the fully burdened daily rate for services provided under this Agreement not to exceed ninety thousand two hundred forty-eight dollars. (\$90,248.55) during the 2020-2021 school year which, for purposes of this

agreement, shall be 190 days. IUSD shall make payment to the City no later than thirty (30) days after IUSD's receipt of an invoice from the City. City shall bill monthly.

4. The term of this Agreement shall be for the 2021-2022 fiscal year. The parties agree to enter into negotiations for subsequent fiscal years not later than April 1, 2022.
5. Termination.
 - a. IUSD or City may terminate this Agreement without cause any time after the Effective Date, by giving a sixty (60) days written notice to the other party.
 - b. In the event that City fails to perform a material term of this Agreement, then District shall have the right to terminate the Agreement with seven (7) days' written notice. Prior to giving such notice, IUSD shall notify the City's Authorized Representative of the material failure and City shall have seven (7) days to cure the failure (if possible).
 - c. In the event of termination, IUSD shall compensate City as set forth herein through the date of termination for the services of the Resource Officer and shall continue to receive said services from City through the date of termination (if desired by IUSD).
6. It is understood by IUSD that the City is a public agency providing service to IUSD. Additionally it is understood by the parties that the Resource Officer shall be an employee of the City entitled to all rights and benefits accorded to similarly situated City employees and that the Resource Officer is not an employee of IUSD nor is the Resource Officer entitled to any rights and benefits of IUSD employee. Accordingly, the City will be responsible for all local, state and federal employment withholding taxes, workers compensation for its employees, and all other applicable employment costs and benefits for the Resource Officer.
7. IUSD will provide a secure workplace for Resource Officers working on IUSD premises.
8. The City agrees to indemnify and save IUSD, its agents and employees, harmless from any and all claims, damages, costs and expenses in law or equity, including cost of suits and expenses for legal services caused by the independent acts of the City, its agents or employees, in connection with the performance of this Agreement. IUSD agrees to indemnify and save the City, its agents and Employees, harmless from any and all claims, damages, costs or expenses in law or equity, including costs of suits and expenses for legal services, caused by the

independent act of IUSD, its agents or employees, in connection with the performance of this Agreement.

9. Insurance.

Each party accepts the others' self-insurance in lieu of requiring specific commercial coverage.

10. All notices, bills and payments shall be made in writing and may be given by personal delivery or by mail. Notice, bills and payments sent by mail should be addressed to the parties' Authorized Representatives as follows:

TO CITY: City of Imperial
420 South Imperial Avenue
Imperial, California 92251
Attn: Dennis H. Morita, City Manager

TO IUSD: Imperial Unified School District
219 North "E" Street
Imperial, California 92251
Attn: Bryan Thomason, Superintendent

And when so addressed, shall be deemed given upon deposit in the United States mail, postage prepaid. Changes may be made in names and addresses of the person to whom notices, bills and payments are to be given by giving notice pursuant to this paragraph.

11. GENERAL PROVISIONS.

A. Headings. The heading titles for each paragraph of this Agreement are included only as a guide to the contents and are not to be considered as controlling, enlarging, or restricting the interpretation of the Agreement.

B. Severability. If any term of this Agreement (including any phrase, provision, covenant, or condition) is held by a court of competent jurisdiction to be invalid or unenforceable, the Agreement shall be construed as not containing that term, and the paragraph shall not be applied to the extent that it would result in a frustration of the parties' intent under this Agreement.

C. Governing Law, Jurisdiction, and Venue. The interpretation, validity, and enforcement of this Agreement shall be governed and interpreted in accordance with the laws of the State of California. Any suit, claim or legal proceeding of any kind related to this Agreement shall be filed and heard in a court of competent jurisdiction in the County of Imperial.

D. Attorney's Fees. In the event any legal action is commenced to enforce or interpret this Agreement, the prevailing party is entitled to reasonable attorney's fees, costs, and expenses incurred, whether or not such action proceeds to judgment.

E. Assignment and Delegation. This Agreement, and any portion thereof, shall not be assigned or transferred, nor shall any of the parties' duties be delegated without the written consent of the other. Any attempt to assign or delegate this Agreement without written consent shall be void and of no force or effect. A consent by a party to one assignment shall not be deemed to be a consent to any subsequent assignment.

F. Modifications. This Agreement may not be modified orally or in any manner other than by an agreement in writing signed by both parties.

G. Waivers. Waiver of a breach or default under this Agreement shall not constitute a continuing waiver or a waiver of a subsequent breach of the same or any other provision of this Agreement.

H. Time. Time is of the essence in carrying out the duties hereunder.

I. Entire Agreement. This Agreement, including all documents incorporated herein by reference, comprises the entire integrated understanding between the parties concerning the services described herein. This Agreement supersedes all prior negotiations, agreements, and understandings regarding this matter, whether written or oral. The documents incorporated by reference into this Agreement are complementary; what is called for in one is binding as if called for in all.

J. Each Party's Role in Drafting the Agreement. Each party to this Agreement has had an opportunity to review the Agreement, confer with legal counsel regarding the meaning of the Agreement, and negotiate revisions to the Agreement. Accordingly, neither party shall rely upon Civil Code Section 1654 in order to interpret any uncertainty in the meaning of the Agreement.

K. Signatures. The individuals executing this Agreement represent and warrant that they have the right, power, legal capacity, and authority to enter into and to execute this Agreement on behalf of the respective legal entities of the IUSD and the City.

L. Ratification. This Agreement is subject to ratification by the Governing Board of the IUSD.

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

CITY OF IMPERIAL:
A Municipal Corporation

IMPERIAL UNIFIED SCHOOL DISTRICT:

By: _____
Dennis H. Morita, City Manager

By: _____
Bryan Thomason, Superintendent

ATTEST:

Debra Jackson, City Clerk

Date Ratified by the IUSD Governing Board: _____

DATE SUBMITTED

June 30, 2021

SUBMITTED BY

R. Alejandro Estrada

DATE ACTION REQUIRED

July 7, 2021

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS RB

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: PURCHASE OF EQUIPMENT FOR DEPARTMENT OF INFORMATION TECHNOLOGY- UTILITY VEHICLE

1. AUTHORIZATION OF THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF A UTILITY VEHICLE AS ALLOCATED IN THE 2021-2022 MUNICIPAL BUDGET.

DEPARTMENT INVOLVED: INFORMATION TECHNOLOGY

BACKGROUND/SUMMARY:

The Department of Information Technology has budgeted \$40,000 in the 2021-2022 Municipal Budget for the purchase of a 2020 Ford F-250 Utility Truck. Due to limited inventory selection, the vehicle that is available for purchase is a 2021 Ford F-250 Utility Truck. It is the request of staff to approve the purchase of the Utility Truck in the total amount of \$40,294.15. Please see attached for a breakdown of the total cost provided by Chino Hills Ford.

FISCAL IMPACT: NOT TO EXCEED

Total cost of \$40,294.15 to be purchased with General Fund monies as approved in the 2021-2021 Municipal Budget.

FINANCE
INITIALS

VB

STAFF RECOMMENDATION:

After the review and consideration by the Department of Information Technology, it is recommended the City Council approve the use of funds allocated to pay these services.

DEPT. INITIALS

JS

MANAGER'S RECOMMENDATION:

approve, not available locally

CITY
MANAGER's
INITIALS

JHM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()
 DISAPPROVED ()

REJECTED ()
 DEFERRED ()

REFERRED TO:



4480 CHINO HILLS PARKWAY, CHINO CA 91710
FLEET OFFICE (909) 325-8100 FLEET FAX (909) 203-5707

COMMERCIAL VEHICLE PURCHASE INVOICE

SOLD TO: CITY OF IMPERIAL
420 S. IMPERIAL AVE.
IMPERIAL, CA. 92251
PHONE:
PO NUMBER:

DATE: 06/30/2021

YEAR: 2021 **MAKE:** FORD **MODEL:** F-250 SINGLECAB
VIN: 1FDBF2A65MED61296 **STOCK NUMBER:** CF221476

TERMS:

NET: 30 **DAYS:** **NET DUE \$:** 40,294.15

MUST BE RECEIVED NO LATER THAN: 7/30/2021

DELIVERY RECEIPT:

I ACKNOWLEDGE THE RECEIPT OF THE ABOVE VEHICLE:

PAYABLE TO: CHINO HILLS FORD
4880 CHINO HILLS PKWY
CHINO, CA 91710

SIGNATURE: **DATE:**

FORD FLEET #:

RESALE #:

R.S. #:

BID #:

LEO GONZALEZ

FLEET MANAGER CONTACT:

SALES PRICE: 37,275

SALES TAX: 2,895.40

LICENSE FEE: 38.75

DOCUMENT FEE: 85

SUB TOTAL: 40,294.15

LESS TRADE:

LESS DOWN:

LESS REBATE:

NET DUE: 40,294.15

Alejandro Estrada

Subject: FW: FW: 2020 Ford F-250
Attachments: 2021 F-250 CF221476.pdf

Hi Alejandro,

Here is pricing for a 2021 F-250, single cab, gas engine, with a Harbor 8' service body. Stock #CF221476. This truck is in stock, ready for delivery.

\$37,830	Truck MSRP
\$10,995	Harbor 8' service body MSRP
\$48,825	MSRP
-\$11,550	Ford Fleet Discount
\$37,275	NET Sale Price
\$85	Doc Fees
\$38.75	CA DMV Fees
\$2,895.40	Tax
\$40,294.15	Total

I attached the window sticker for the truck. Stock #CF221476

On Mon, Jun 28, 2021 at 11:47 AM Alejandro Estrada <AEstrada@cityofimperial.org> wrote:

We also need four of these for parks

<https://elcajonmotors.worktrucksolutions.com/work-truck/2021-Ford-F250-service-truck-3906598>

Should you have any questions, please do not hesitate to let me know.

Regards.

R. Alejandro Estrada

Director of Information Technology

DATE SUBMITTED 06/30/21
 SUBMITTED BY PARKS
 DATE ACTION REQUIRED 07/7/21

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS 

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: PURCHASE OF COMMERCIAL RIDING MOWER
 1. APPROVE PURCHASE OF JOHN DEERE COMMERCIAL MOWER IN THE AMOUNT OF 16,585.50

DEPARTMENT INVOLVED: PARKS

BACKGROUND/SUMMARY:

On June 16, 2021 City Council approved municipal budget for fiscal year 21-22. Parks budgeted \$25,000 to purchase a new commercial riding mower as part of equipment and vehicles needed to transition from contract services to city staff. Staff asks Council to approve the purchase of this mower in the amount of 16,585.50 from John Deere. Quote recommended includes Government pricing discount.

Please see attached quotes for comparison

FISCAL IMPACT: \$16,585.50 Community Facilities District Funds, Landscape District Funds	FINANCE INITIALS 
STAFF RECOMMENDATION: It is the department's recommendation for City Council to approve purchase of commercial riding mower	DEPT. INITIALS 
MANAGER'S RECOMMENDATION: 	CITY MANAGER'S INITIALS 

MOTION:

SECONDED:	APPROVED ()	REJECTED ()
AYES:	DISAPPROVED ()	DEFERRED ()
NAYES:		
ABSENT:	REFERRED TO:	



JOHN DEERE

YOUR CONTRACT. YOUR QUOTE. YOUR HELP REQUESTED.

**Ensure your equipment arrives with no delay.
Issue your Purchase Order or Letter of Intent.**

To expedite the ordering process, please include the following information in Purchase Order or Letter of Intent:

For any questions, please contact:

- ☐ Shipping address
- ☐ Billing address
- ☐ Vendor: Deere & Company
- ☐ 2000 John Deere Run
Cary, NC 27513
- ☐ Contract name and/or number
- ☐ Signature
- ☐ Tax exempt certificate, if applicable

Stefanie Miller

RDO Agriculture Equipment Co
3275 Highway 86
Imperial, CA 92251

Tel: 760-355-4331

Fax: 760-355-1821

Email: smiller@rdoequipment.com

The John Deere Government Sales Team



JOHN DEERE

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580; DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

RDO Agriculture Equipment Co
3275 Highway 86
Imperial, CA 92251
760-355-4331
act-imp@rdoequipment.com

Quote Summary

Prepared For:

CITY OF IMPERIAL
420 S IMPERIAL AVE
IMPERIAL, CA 92251
Business: 760-355-3355

Delivering Dealer:

RDO Agriculture Equipment Co
Stefanie Miller
3275 Highway 86
Imperial, CA 92251
Phone: 760-355-4331
smiller@rdoequipment.com

Sourcewell ID# 105069

Quote ID: 24760475
Created On: 28 June 2021
Last Modified On: 28 June 2021
Expiration Date: 28 July 2021

Equipment Summary	Selling Price	Qty	Extended
JOHN DEERE Z994R Diesel Commercial ZTrak Contract: Sourcewell Grounds Maintenance 031121-DAC (PG NB CG 70) Price Effective Date: June 27, 2021	\$ 15,386.08 X	1 =	\$ 15,386.08
Equipment Total			\$ 15,386.08

* Includes Fees and Non-contract items

Quote Summary

Equipment Total	\$ 15,386.08
Trade In	
SubTotal	\$ 15,386.08
Sales Tax - (7.75%)	\$ 1,192.42
CA Tire Fee	\$ 7.00
Est. Service Agreement Tax	\$ 0.00
Total	\$ 16,585.50
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 16,585.50

Salesperson : X _____

Accepted By : X _____

Confidential

**JOHN DEERE**

Selling Equipment

Quote Id: 24760475

Customer Name: CITY OF IMPERIAL

ALL PURCHASE ORDERS MUST BE MADE OUT
TO (VENDOR):Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580; DUNS#: 60-7690989ALL PURCHASE ORDERS MUST BE SENT
TO DELIVERING DEALER:RDO Agriculture Equipment Co
3275 Highway 86
Imperial, CA 92251
760-355-4331
act-imp@rdoequipment.com

JOHN DEERE Z994R Diesel Commercial ZTrak

Hours:

Stock Number:

Contract: Sourcewell Grounds Maintenance 031121-DAC
(PG NB CG 70)Selling Price *
\$ 15,386.08

Price Effective Date: June 27, 2021

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
2543TC	Z994R Diesel Commercial ZTrak	1	\$ 18,399.00	23.00	\$ 4,231.77	\$ 14,167.23	\$ 14,167.23
Standard Options - Per Unit							
001A	United States and Canada	1	\$ 0.00	23.00	\$ 0.00	\$ 0.00	\$ 0.00
1036	24x12x12 Pneumatic Turf Tire for 54 In. and 60 In. Decks	1	\$ 0.00	23.00	\$ 0.00	\$ 0.00	\$ 0.00
1504	60 In. 7-IRON PRO™ Side Discharge Mower Deck	1	\$ 270.00	23.00	\$ 62.10	\$ 207.90	\$ 207.90
2093	Fully Adjustable Suspension Seat with Armrests (24" High Back)	1	\$ 0.00	23.00	\$ 0.00	\$ 0.00	\$ 0.00
Standard Options Total			\$ 270.00		\$ 62.10	\$ 207.90	\$ 207.90
Dealer Attachments/Non-Contract/Open Market							
TCB10953	Mulch Kit (1524-mm (60-in.) 7-Iron, 7-Iron II and 7-Iron PRO)	1	\$ 346.69	23.00	\$ 79.74	\$ 266.95	\$ 266.95
Open Market	TA-TX1TX22 - Wiedmann Canopy	1	\$ 744.00	0.00	\$ 0.00	\$ 744.00	\$ 744.00
Dealer Attachments Total			\$ 1,090.69		\$ 79.74	\$ 1,010.95	\$ 1,010.95
Value Added Services			\$ 0.00			\$ 0.00	\$ 0.00
Total							
Total Selling Price			\$ 19,759.69		\$ 4,373.61	\$ 15,386.08	\$ 15,386.08



K-C WELDING & RENTALS, INC.
1549 Dogwood Rd.
El Centro, CA 92243

PAGE NO 1

PHONE: (760) 352-3832

25% RESTOCKING FEE ON ALL RETURNS!
 NO RETURNS ON SPECIAL ITEMS*

CUST NO: 1116 JOB NO: 000 PURCHASE ORDER: QUOTE

REFERENCE:

TERMS: NET 30 DAYS

CLERK: JOE

DATE / TIME: 6/29/21 2:11

TERMINAL: 552

SOLD TO:

CITY OF IMPERIAL
 ATTN: ADMINISTRATIVE SERVICE D
 420 S. IMPERIAL AVE.
 IMPERIAL CA 92251
 760-355-3807

SHIP TO:

EXP. DATE: 7/13/21

TAX: CA CA SALES TAX

ESTIMATE: 473951

LINE	SHIPPED	ORDERED	UM	SKU	DESCRIPTION	SUGG	UNITS	PRICE/ PER	EXTENSION
1		1	EA	K-C	ADD DESCRIPTION		1	20999.99 /EA	20,999.99
2					TORO 60" MODEL 72267 DIESEL				
3		1	EA	K-C	CANOPY ASSY.		1	379.99 /EA	379.99
4		1	EA	K-C	MULCHING KIT.		1	345.99 /EA	345.99

TAXABLE 21725.97
 NON-TAXABLE 0.00
 SUBTOTAL 21725.97

TAX AMOUNT 1792.39

TOTAL 23518.36

TOT WT: 0.00

X

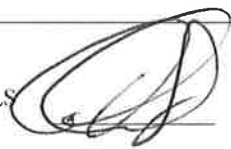
Received By

Received By

DATE SUBMITTED 06/30/21
 SUBMITTED BY PARKS
 DATE ACTION REQUIRED 07/7/21

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS 26

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: PURCHASE OF 4 NEW SERVICE TRUCKS FOR PARKS DEPARTMENT 1. APPROVE PURCHASE OF 4 NEW 2021 F350 WORK TRUCKS IN THE AMOUNT NOT TO EXCEED \$200,00.00	
DEPARTMENT INVOLVED: PARKS	
BACKGROUND/SUMMARY: On June 16, 2021 City Council approved Municipal Budget for fiscal year 21-22. Parks budgeted \$200,000 for 4 new service trucks 3 of which will be purchased as part of equipment and vehicles needed in the transition from contract services to city staff. The fourth will be purchased in replacement of older fleet vehicle to be surplus at a later date. Due to shortage in inventory staff asks that we be allowed to purchase these trucks as they become available with City Managers review and approval. Quote recommended includes Government Discount. Please see attached Quote from Chino Hills Ford	
FISCAL IMPACT: NOT TO EXCEED \$200,000. GENERAL FUND, LANDSCAPE DISTRICT FUNDS, AND COMMUNITY FACILITIES FUNDS	FINANCE INITIALS <u></u>
STAFF RECOMMENDATION: It is the department's recommendation for City Council to approve the purchase of 4 new work trucks for parks department	DEPT. INITIALS <u></u>
MANAGER'S RECOMMENDATION: <u>approve</u>	CITY MANAGER'S INITIALS <u></u>
MOTION:	
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REJECTED () DEFERRED () REFERRED TO:



4480 CHINO HILLS PARKWAY, CHINO CA 91710
FLEET OFFICE (909) 325-8100 FLEET FAX (909) 203-5707

COMMERCIAL VEHICLE PURCHASE INVOICE

SOLD TO: CITY OF IMPERIAL PARKS DEPT
420 S. IMPERIAL AVE.
IMPERIAL, CA. 92251
DATE: 06/29/2021
PHONE:
PO NUMBER:

YEAR: 2021 **MAKE:** FORD **MODEL:** F-350 SUPERCAB
VIN: TBD **STOCK NUMBER:** TBD

TERMS:

NET: 30 **DAYS:** **NET DUE \$:** 43,884.38

MUST BE RECEIVED NO LATER THAN:

DELIVERY RECEIPT:

I ACKNOWLEDGE THE RECEIPT OF THE ABOVE VEHICLE:

PAYABLE TO: CHINO HILLS FORD

**4880 CHINO HILLS PKWY
CHINO, CA 91710**

SIGNATURE: **DATE:**

FORD FLEET #:

RESALE #:

R.S. #:

BID #:

LEO GONZALEZ

FLEET MANAGER CONTACT:

SALES PRICE: 40,607

SALES TAX: 3,153.63

LICENSE FEE: 38.75

DOCUMENT FEE: 85

SUB TOTAL: 43,884.38

LESS TRADE:

LESS DOWN:

LESS REBATE:

NET DUE: 43,884.38



5247
07/30/2021
Retail
CASH
Normal
Stored
Status

sed
Demo
Cert.
FORD
F-350 SUPERCAB
8' SERVICE BODY

Retail Worksheet

Sales Price	52,240.00
MSRP	
Discount 22.27%	11,633.00
Selling Price	40,607.00
Aftermarkets	0.00
Doc Fee	85.00
VSI Premium	0.00
ESC Premium	0.00
Maintenance	0.00
GAP Premium	0.00
LAH/IUI	0.00
Prior Lease Bal	0.00
License Fee	0.00
Dealer Fees	38.75
Total Fees	3,153.63
Total Taxes	43,884.38
Total Price	40,607.00
Trade Difference	

Down Payment	0.00%	0.00
Cash Down		0.00
Deposit		0.00
Total Rebates		0.00
Total Trade Allow		0.00
Total Trade Payoff		0.00
Total Net Trade		0.00
Total Trade ACV		0.00
Total Def Down		0.00
Total Down Payment		0.00

Payment
Term
Sell Rate
Buy Rate
% Amt Financed
AOR
Days 1st Paym
Payments Per Yr
1st Payment Da
Prepaid Fin Ch
APR
Amount Finan
Finance Char
Total of Paym
Total Sales
Paymer





DATE SUBMITTED

6/30/2021

SUBMITTED BY

COMMUNITY
DEVELOPMENT
DIRECTOR

DATE ACTION REQUIRED

7/7/2021

COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED (X)
RESOLUTION ()

ORDINANCE 1ST READING (X)
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS (S)

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: TRAFFIC CONCERNS AT THE INTERSECTION OF 4TH STREET AND G STREET

1. Select and approve appropriate mitigation measure to address traffic concerns at the intersection of 4th street and G street.

DEPARTMENT COMMUNITY DEVELOPMENT
INVOLVED:

BACKGROUND/SUMMARY:

At a City Council meeting during reports, a council member requested an evaluation of the above reference location, be conducted in order to formulate possible mitigation measures regarding the rising safety concerns regarding pedestrian safety and speeding, at this intersection. The ideal mitigation, is the placement of a four-way stop.

G street is controlled by stop sign while 4th street is uncontrolled. Sidewalks are provided at all approaches to the intersection, there are no marked crosswalks, and there are not parking restrictions at the approaches of the intersection.

On June 9, 2021, the Traffic Commission reviewed the item and did not recommend a 4-way stop signs at the intersection of 4th street and G street.

FISCAL IMPACT: Please see mitigation measures costs outlined within the staff report

ADMIN
SERVICES
SIGN
INITIALS

STAFF RECOMMENDATION: Staff does not recommend the placement of a four way stop

DEPT.
INITIALS

MANAGER'S RECOMMENDATION:

agree with staff recommendation

CITY
MANAGER'S
INITIALS

MOTION:

SECONDED:
AYES:

APPROVED ()
DISAPPROVE ()
D

REJECTED ()
DEFERRED ()

NAYES:
ABSENT:

REFERRED
TO:



Staff Report

Agenda Item No. ~~G~~-8

To: City Council

From: Othon Mora, Community Development Director

Date: June 30, 2021

Subject: Proposed placement of new 4-way stop signs @ the intersection of 4th Street and G Street.

Background:

At a City Council meeting during reports, a council member requested an evaluation of the above reference location, be conducted in order to formulate possible mitigation measures regarding the rising safety concerns regarding pedestrian safety and speeding, at this intersection. The ideal mitigation, is the placement of a four-way stop.

G street is controlled by stop sign while 4th street is uncontrolled. Sidewalks are provided at all approaches to the intersection, there are no marked crosswalks, and there are not parking restrictions at the approaches of the intersection.

On June 9, 2021, the Traffic Commission reviewed the item and did not recommend a 4-way stop signs at the intersection of 4th street and G street.

Analysis:

The Development Review Committee has assessed the area in regards to the placement of a three-way stop at the intersections of 4th Street and G Street.

The following Development Review Committee members reviewed the item:

- Assistant City Manager, Alexis Brown
- Public Services Director, Jackie Loper
- Parks Superintendent, Tony Lopez
- Imperial County Fire Representative, Andrew Loper
- Community Development Director, Othon Mora
- Imperial Police Chief, Leonard Barra

- Planner, Lisa Tylenda

Based on the concerns expressed, the placement of a four-way stop may provide and fulfill the sought-after traffic safety mitigation. The Development Review Committee (DRC) has based the recommendation on the following guidelines from the “Manual on Uniform Traffic Control Devices (MUTCD)” as follows:

Section 2B.04, “Right of Way at Intersections”, of the CA-MUTCD states that “In addition, the use of YIELD or STOP signs should be considered at the intersection of two minor streets or local roads where the intersection has more than three approaches and where one or more of the following conditions exist:

- The combined vehicular, bicycle, and pedestrian volume entering the intersection from all approaches average more than 2,000 units per day
- The ability to see conflicting traffic on an approach is not sufficient to allow a road user to stop or yield in compliance with the normal right-of-way rule if such stopping or yielding is necessary
- Crash records indicate that five or more crashes that involve the failure to yield the right-of-way at the intersection under the normal right-of-way rule have been reported within a 3-year period, or that three or more such crashes have been reported within a 2-year period
- Section 2B.07, “Multi-way Stop Application”, of the CA-MUTCD stipulates that multi way stops to be considered as an option on “Locations where a road user, after stopping, cannot see conflicting traffic and is not able to negotiate the intersection unless conflicting cross traffic is also required to stop.”
- YIELD or STOP signs should not be used for speed control.

Staff’s findings are as follows:

- The CA-MUTCD defines minimum requirements for traffic volumes, pedestrian volumes, and bicycle volumes to warrant an all-way stop controlled intersection. Based on field observations, the intersection of 4th Street and G Street would not meet these minimum volume requirements. Currently, there is not a recent traffic study available for the area.
- Utilizing the Statewide Incident Traffic Reporting System and the City’s database, a review of the collision history at the intersection was conducted for a five-year period. Reports show that there have been 1 collision in the area.
- Based on field observations, there is “visibility” at the intersection for drivers at the intersection.

Other Mitigation Measures Options and Cost:

4 Way Stop Sign \$11,879.00

RRPF (Rectangular Rapid Flashing Beacons) Pedestrian Crosswalk Systems \$17,732

Asphalt Speed Bumps \$12,000.00

Asphalt Speed Humps \$15,000.00

Rubber Speed Bumps \$2,000.00

Rubber Speed Humps \$2,250.00

Speed Radar Signs \$29,500.00

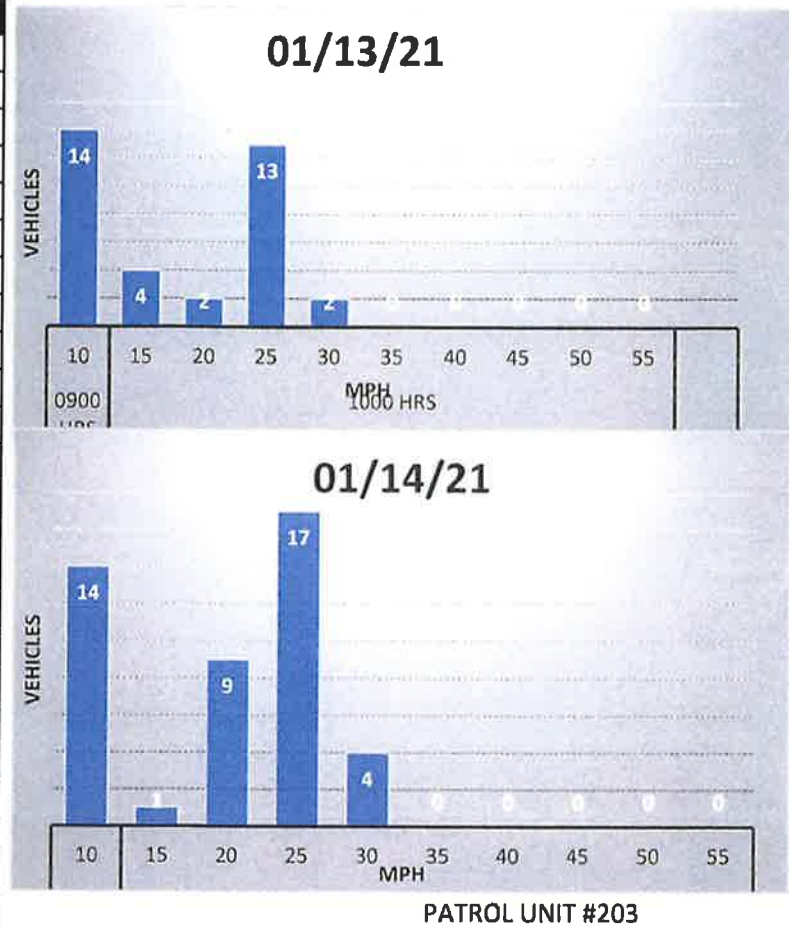
Staff Recommendation:

Based on these findings, staff does not recommend installation of a four-way stop at 4th Street and G Street.

Location Map:



1/13/2021	MPH	Vehicles
0900 HRS TO	10	14
1000 HRS	15	4
	20	2
	25	13
	30	2
	35	0
	40	0
	45	0
	50	0
	55	0
1/14/2021	MPH	VEHICLES
0700 HRS TO	10	14
0800 HRS	15	1
	20	9
	25	17
	30	4
	35	0
	40	0
	45	0
	50	0
	55	0
4th St & G St		

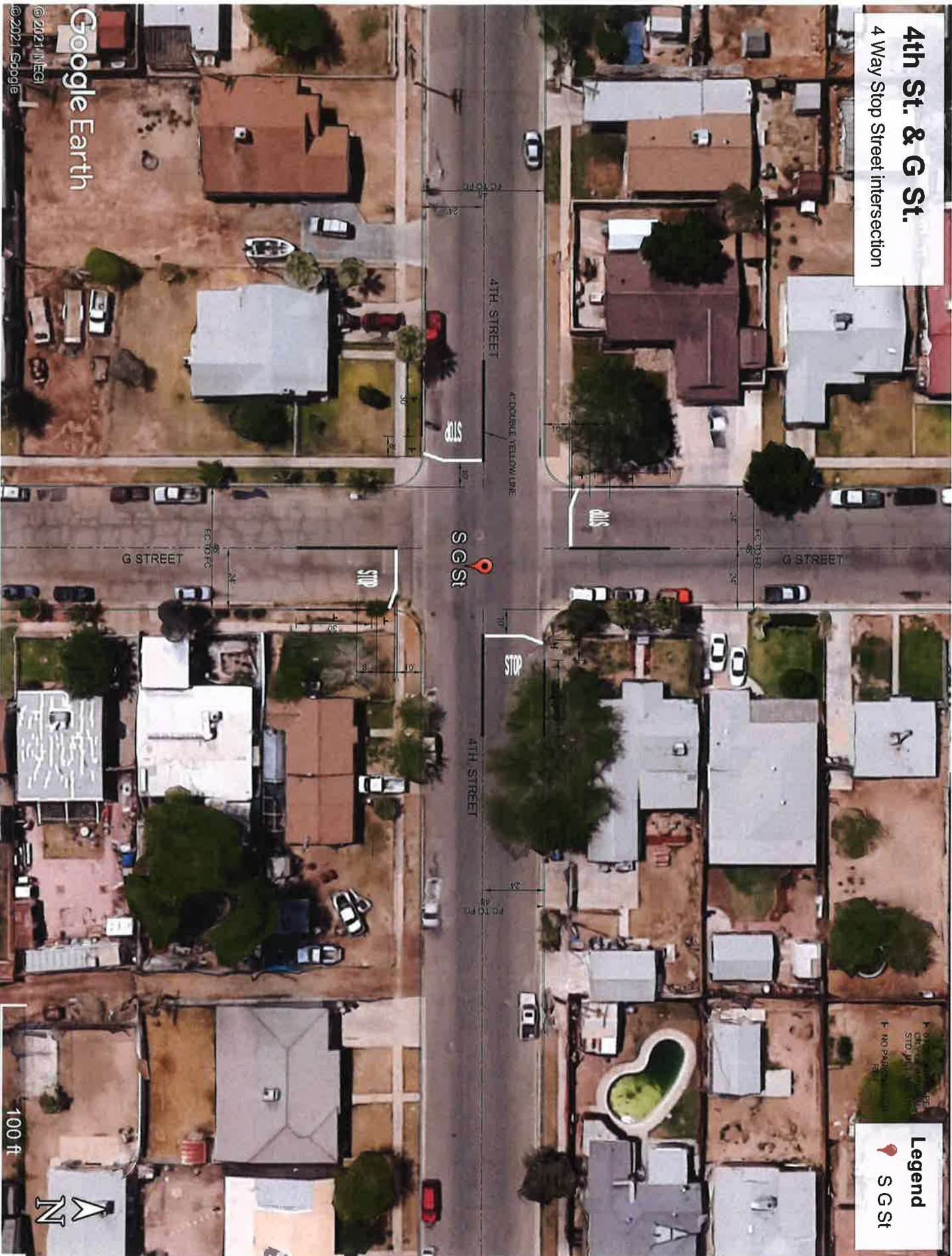


Record List - Total:1

CallID	When Reported	Typ	Nature	P	Location	Cty
201107036	08:03 11/07/20	Ife	Traffic Acc		4TH ST & G ST	IMP

4th St. & G St.

4 Way Stop Street Intersection



4th St. & G St.
STOP
NO PARKING
11:30 AM - 2:00 PM

Legend
📍 S G St

Google Earth

© 2021 INEGI
@ 2021 Google

100 ft



CITY OF IMPERIAL

COST ESTIMATE

FOR

**4th St. & G Street 4 Way Stop / Pedestrian Crossing
Stop and No Parking Signs**

Item No.	Description	Units	Estimate Quantity	Unit Price	Amount
1.	R1-1 36" x 36" Aluminum Stop Sign Complete Set Up	EA	4	\$ 641.00	\$ 2,564.00
2.	R26 (CA) 12" x 18" White Aluminum No Parking Sign Complete Set Up.	EA	4	\$ 600.00	\$ 2,400.00
3.	Sign Installation (Labor) T.C. Included	EA	8	\$ 500.00	\$ 4,000.00
4.	Striping (Street and Curb) Labor & Materials T.C. Included.	LT	1	\$ 2,915.00	\$ 2,915.00
TOTAL					\$ 11,879.00

DATE SUBMITTED 6/30/2021
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS g

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: Teamsters Local Union #542 1. ADOPTION OF RESOLUTION NO. 2021 <u>39</u> APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN TEAMSTERS LOCAL UNION #542 AND CITY OF IMPERIAL FOR A TERM OF TWO FISCAL YEARS (2021-2023).				
DEPARTMENT INVOLVED: City Manager's Office				
BACKGROUND/SUMMARY: Whereas the City of Imperial has completed the meet and confer process with Teamster's Local Union #542 for those items defined as terms and benefits. Amendments to the document include non-economic and economic benefits. Please see the attached documentation for additional information. The following articles shall be amended upon approval of the association resolution. - Article 3 -Employee and Union Rights - Article 4 – Work Schedules and Assignments - Article 5 – Compensation and Overtime - Article 6 – Discipline - Article 14 – Occupational Safety and Health				
FISCAL IMPACT: No negative impact to Municipal Budget for Fiscal Year 2021-2022 as approve on June 15, 2021.	ADMIN SERV INITIALS <u></u>			
STAFF RECOMMENDATION: It is the recommendation of staff to approve the MOU between Teamsters Local Union #542 and the City of Imperial for a two-year term of FY 21-23.	ACM. INITIALS <u></u>			
MANAGER'S RECOMMENDATION: Agrees with Staff's recommendation.	CITY MANAGER'S INITIALS <u></u>			
MOTION:				
<table style="width: 100%;"> <tr> <td style="width: 33%;"> SECONDED: AYES: NAYES: ABSENT: </td> <td style="width: 33%;"> APPROVED () DISAPPROVED () REFERRED TO: </td> <td style="width: 33%;"> REJECTED () DEFERRED () </td> </tr> </table>		SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()		

RESOLUTION NO. 2021-39

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, APPROVING A SUCCESSOR MEMORANDUM OF
UNDERSTANDING WITH TEAMSTERS LOCAL 542 FOR FISCAL YEARS 2021-2022
AND 2022-2023**

WHEREAS, the City of Imperial (City) and Teamsters Local 542 (Teamsters) have met and conferred in accordance with the requirements of the Meyers-Milias-Brown Act; and

WHEREAS, City and Teamsters have reached an agreement on the terms of a Memorandum of Understanding (MOU) for Fiscal Years 2021-2022 and 2022-2023.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Imperial hereby approves the MOU between the City and Teamsters for Fiscal Years 2021-2022 and 2022-2023 as set forth in Attachment A.

PASSED, APPROVED, AND ADOPTED at the regular meeting of the City Council of the City of Imperial held on the 7th day of July, 2021.

Karin Eugenio, Mayor

ATTEST:

Debra Jackson, City Clerk

DATE SUBMITTED 6/30/2021
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS 26

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: IMPERIAL POLICE OFFICERS ASSOCIATION 1. ADOPTION OF RESOLUTION NO. 2021 - <u>40</u> APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN IMPERIAL POLICE OFFICER ASSOCIATION AND CITY OF IMPERIAL FOR A TERM OF TWO FISCAL YEARS (2021-2023)					
DEPARTMENT INVOLVED: City Manager's Office					
BACKGROUND/SUMMARY: Whereas the City of Imperial has completed the meet and confer process with Imperial Police Officer's Association for those items defined as terms and benefits. Areas of focus include amendments to article XI regarding uniform allowance and Article XVII compensation.					
FISCAL IMPACT: No negative impact to Municipal Budget for Fiscal Year 2021-2022 as approve on June 15, 2021.	ADMIN SERV INITIALS <u>VB</u>				
STAFF RECOMMENDATION: It is the recommendation of staff to approve the MOU between IPOA and the City of Imperial for a two-year term of FY 21-23.	ACM. INITIALS <u>AB</u>				
MANAGER'S RECOMMENDATION: Agrees with Staff's recommendation.	CITY MANAGER'S INITIALS <u>0Hm</u>				
MOTION:					
<table style="width: 100%;"> <tr> <td style="width: 50%;"> SECONDED: AYES: NAYES: ABSENT: </td> <td style="width: 50%;"> APPROVED () DISAPPROVED () REFERRED TO: </td> </tr> <tr> <td> REJECTED () DEFERRED () </td> <td></td> </tr> </table>		SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()	
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:				
REJECTED () DEFERRED ()					

RESOLUTION NO. 2021-40

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, APPROVING A SUCCESSOR MEMORANDUM OF
UNDERSTANDING WITH IMPERIAL POLICE OFFICERS' ASSOCIATION FOR
FISCAL YEARS 2021-2022 AND 2022-2023**

WHEREAS, the City of Imperial (City) and the Imperial Police Officers' Association (IPOA) have met and conferred in accordance with the requirements of the Meyers-Milias-Brown Act; and

WHEREAS, City and IPOA have reached an agreement on the terms of a Memorandum of Understanding (MOU) for Fiscal Years 2021-2022 and 2022-2023.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Imperial hereby approves the MOU between the City and IPOA for Fiscal Years 2021-2022 and 2022-2023 as set forth in Attachment A.

PASSED, APPROVED, AND ADOPTED at the regular meeting of the City Council of the City of Imperial held on the 7th day of July, 2021.

Karin Eugenio, Mayor

ATTEST:

Debra Jackson, City Clerk

DATE SUBMITTED 6/30/2021

SUBMITTED BY ACM

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)

PUBLIC HEARING REQUIRED ()

RESOLUTION (X)

ORDINANCE 1ST READING ()

ORDINANCE 2ND READING ()

CITY CLERK'S INITIALS 28

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: CITY CLERK COMPENSATION AND BENEFITS

1. ADOPTION OF RESOLUTION NO. 2021 41 ESTABLISHING COMPENSATION AND BENEFITS FOR THE CITY CLERK THROUGH JULY 31, 2021.

DEPARTMENT INVOLVED: City Manager's Office/City Attorney

BACKGROUND/SUMMARY:

Please see attached documentation regarding recommended action relating to the City Clerk's compensation and benefits.

FISCAL IMPACT: As approved in the 2021-2022 Municipal Budget by the Imperial City Council on June 16, 2021

ADMIN SERV
INITIALS

AB

STAFF RECOMMENDATION: N/A

DEPT. INITIALS

MANAGER'S RECOMMENDATION: Approve Resolution establishing benefits and compensation for the City Clerk as provided.

CITY
MANAGER'S
INITIALS

JHM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

RESOLUTION NO. 2021-41

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL
ESTABLISHING COMPENSATION FOR THE CITY CLERK**

WHEREAS, Imperial City Code, Article 1, Chapter 2, Section 2-3.1 provides for the City Clerk's compensation to be established by resolution.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:**

1. Except as provided by duly adopted ordinance or resolution of the City Council, the duties and responsibilities of the City Clerk shall be those functions and duties as set forth by the Statutes of the State of California for City Clerks in General Law Cities of the State of California. The compensation of the City Clerk shall be \$6,979 per month.
2. In addition to the compensation provided for in Paragraph 1 above, the City Clerk shall receive only those benefits as described in Exhibit A.
3. This resolution shall be effective on the date of its adoption and shall be automatically repealed on July 31, 2021.
4. Resolution No. 2013-50 and all prior resolutions related to the compensation of the City Clerk are repealed.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City Council held on the ____ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

EXHIBIT "A"

- A. City will pick up 100% of Medical, Dental, Vision Health Plan Costs
- B. Employee will earn sick leave at the rate of hours 3.6923 per pay period.
- C. Employee will earn vacation at the rate of hours 7.6923 per pay period
- D. Accrues 63 Hours of Administrative Leave Time
- E. Group membership in REACH.
- F. Employee shall be provided with basic Group Term Life insurance paid for by the City through July 31, 2021.
- G. Employee shall be eligible to participate in the City sponsored Flexible Spending Account Plan through July 31, 2021.
- H. Holidays observed by the City.
- I. Car Allowance of \$200.00/month.

DATE SUBMITTED 6/30/2021
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

Handwritten mark resembling a checkmark or '2'.

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: SPECIAL MUNICIPAL ELECTION FOR QUESTION RELATING TO CITY CLERK

1. DISCUSSION ONLY: NEXT STEPS REGARDING ELECTED OFFICE OF THE CITY CLERK;
2. ADOPTION OF RESOLUTION NO. 2021- ____ CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 2, 2021 FOR THE SUBMISSION TO THE IMPERIAL VOTERS OF A QUESTION RELATING TO THE CITY CLERK; and
3. ADOPTION OF RESOLUTION NO. 2021- ____ REQUESTING BOARD OF SUPERVISORS OF THE COUNTY OF IMPERIAL TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION BE HELD ON NOVEMBER 2, 2021 PURSUANT TO § 10403 OF THE ELECTIONS CODE.

DEPARTMENT INVOLVED: City Manager's Office/City Attorney

BACKGROUND/SUMMARY:

Government Code section 36508 provides for the process to change the positions of City Treasurer and City Clerk from elected positions to positions appointed by the city council. The process for such a transition begins first with submitting the question of whether either or both of the positions of the City Treasurer or the City Clerk shall be appointed by the city council to the electors of the city on the ballot at any municipal election, or a special election held for that purpose.

The City Council of the City of Imperial has previously placed the question of whether the City Treasurer should be an appointed position. On November 6, 2018 to citizens of Imperial passed Measure H electing to make the office of the City Treasurer an appointed position.

At the City Council meeting on June 16, 2021, Ms. Debra Jackson, current City Clerk, announced her retirement from the City effective July 31, 2021, after a successful career with the City. This announcement will require the City Council to make a number of considerations regarding the position of City Clerk and Ms. Jackson's successor in the coming weeks and months.

One consideration for the City Council is whether to place on the ballot for the citizens of Imperial whether this position, like the city Treasurer before it, should become an appointed position. If the City Council were inclined to place this matter on the ballot, it could do so at a regularly scheduled municipal election or to call for a special election. There is currently an election scheduled for certain entities in Imperial County on November 2, 2021. This is a possible date for a special election to have voters decide whether the City Clerk position should be appointed. If the November 2, 2021 date were chosen, this would be the only matter on the ballot for the voters of Imperial. Because this is not a regular municipal election and no other federal, state, or local entities have items on the ballot, the cost to the City could be as high as \$30,000.

Alternatively, the City could wait and call for a special election in the Spring of 2022 when other federal, state, or local entities have items on the ballot, resulting in the sharing of the cost of the election.

Both the November 2021 and June 2022 elections would occur prior to the successor to the current City Clerk having to run for election (November 2022).

FISCAL IMPACT: Potential Fiscal Impact \$30,000.00 of Unbudgeted Funds

ADMIN SERV
INITIALS

Handwritten initials 'JS' with a large 'X' over them.

STAFF RECOMMENDATION: N/A	DEPT. INITIALS	<u>AB</u>
MANAGER'S RECOMMENDATION: City Manager's recommendation is for the City Council to consider all options relating to the office of the City Clerk.	CITY MANAGER'S INITIALS	<u>JHM</u>
MOTION:		
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()

RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL
MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 2, 2021 FOR THE
SUBMISSION TO THE VOTERS OF A QUESTION RELATING TO THE
CITY CLERK**

WHEREAS, California Government Code § 36508 provides that the City Council may submit to the electors the question whether the elective position of City Clerk shall be appointed by the City Council; and

WHEREAS, the City Council desires to submit to the voters the question of whether the elective position of City Clerk shall be appointed by the City Council.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS
FOLLOWS:**

SECTION 1. Pursuant to the laws of the State of California, a Special Municipal Election is hereby called and ordered to be held in the City of Imperial on November 2, 2021.

SECTION 2. That the City Council pursuant to its right and authority, does order submitted to the voters at the Special Municipal Election the following question and printed in substantially the following form:

"Shall the office of the City Clerk be appointive? "	Yes	
	No	

SECTION 3. That the proposed complete text of the measure submitted to the voters is attached as Exhibit A.

SECTION 4. That the vote requirement for the measure to pass is a majority of the votes cast.

SECTION 5. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 6. That the City Clerk is authorized, instructed and directed to coordinate with the County of Imperial Registrar of Voters to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 7. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed pursuant to Election Code § 10242, except as provided in § 14401 of the Elections Code of the State of California.

SECTION 8. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 9. That the City Clerk shall certify to the passage and adoption of this Resolution and enter in into the book of original Resolutions,

SECTION 10. The City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City Council held on the ____ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

Exhibit "A"

ORDINANCE NO.

**AN INITIATIVE ORDINANCE OF THE CITY OF BANNING CHANGING THE
OFFICE OF CITY CLERK FROM ELECTIVE TO APPOINTIVE**

THE PEOPLE OF THE CITY OF IMPERIAL DO ORDAIN AS FOLLOWS:

SECTION 1. The office of City Clerk shall be changed from elective to appointive pursuant to California Government Code § 36508.

SECTION 2. This ordinance shall take effect as provided in Elections Code § 9217 of the State of California.

SECTION 3. The City Clerk shall publish this ordinance according to law.

PASSED, APPROVED, AND ADOPTED this ____ day of ____ 2021.

_____, Mayor

City of Imperial

ATTEST:

_____, City Clerk

City of Imperial

RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF
IMPERIAL TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD
ON NOVEMBER 2, 2021 WITH ANY ELECTION TO BE
HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE**

WHEREAS, the City Council of the City of Imperial called a Special Municipal Election to be held on November 2, 2021; and

WHEREAS, the City Council is submitting to the voters the questions relating to the position of City Clerk; and

WHEREAS, it is desirable that the Special Municipal Election be consolidated with an election that may be held on the established date of November 2, 2021 and that within the polling places and election officers of the two elections be the same, and that the county election department of the County of Imperial canvass the returns of the Special Municipal Election and that the election be held in all respects as if there were only one election.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL, DOES
RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

SECTION 1. That pursuant to the requirement of Elections Code §10403, the Board of Supervisors of the County of Imperial is hereby requested to consent and agree to the consolidation of a Special Municipal Election with an election that may be held on the established date of Tuesday, November 2, 2021 for the question relating to the position of the City Clerk.

SECTION 2. That a measure is to appear on the ballot as follows:

Shall the office of the City Clerk be appointive?	Yes	
	No	

SECTION 3. That the proposed complete text of the measure submitted to the voters is attached as Exhibit A.

SECTION 4. That the vote requirement for the measure to pass is a majority of the votes cast.

SECTION 5. That the county election department is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide election.

SECTION 6. That the Board of Supervisors is requested to issue instructions to the county election department to take any and all steps necessary for the holding of the consolidated election.

SECTION 7. That the City of Imperial recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 8. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the county election department of the County of Imperial.

SECTION 9. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City Council held on the ____ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

Exhibit "A"

ORDINANCE NO.

**AN INITIATIVE ORDINANCE OF THE CITY OF BANNING CHANGING THE
OFFICE OF CITY CLERK FROM ELECTIVE TO APPOINTIVE**

THE PEOPLE OF THE CITY OF IMPERIAL DO ORDAIN AS FOLLOWS:

SECTION 1. The office of City Clerk shall be changed from elective to appointive pursuant to California Government Code § 36508.

SECTION 2. This ordinance shall take effect as provided in Elections Code § 9217 of the State of California.

SECTION 3. The City Clerk shall publish this ordinance according to law.

PASSED, APPROVED, AND ADOPTED this ____ day of ____ 2021.

_____, Mayor

City of Imperial

ATTEST:

_____, City Clerk

City of Imperial

RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, SETTING PRIORITIES FOR FILING A WRITTEN ARGUMENT(S)
REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO
PREPARE AN IMPARTIAL ANALYSIS**

WHEREAS, a Special Municipal Election is to be held in the City of Imperial, California on November 2, 2021 at which there will be submitted to the voters the following measure:

Shall the office of the city clerk be appointive?	Yes	
	No	

**NOW. THEREFORE. THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS
FOLLOWS:**

SECTION 1. that the City Council authorizes the following members of its body:
Member(s) Karin Eugenio, Geoff Dale, Robert Amparano, Katherine Burnworth, and James Tucker to file (a) written argument(s) not exceeding 300 words regarding the City measure as specified above, accompanied by the printed name(s) and signature(s) of the author(s) submitted it in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk. The arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. The arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument.

SECTION 2. that the City Council directs the City Clerk to transmit a copy of the measure to the city attorney unless the organization or salaries of the office of the city attorney are affected.

- a. The city attorney shall prepare an impartial analysis of the measure not exceeding 500 words showing the effect of the measure on the existing law and the operation of the measure. If the measure affects the organization or salaries of the office of the city attorney, the city clerk shall prepare the impartial analysis.
- b. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city.
- c. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the voter information guide, there shall be printed immediately below the impartial analysis, in no less than 10-point type, the following: "The above statement is an impartial analysis of Ordinance or Measure. If you desire a copy of the ordinance or measure, please call the election official's office at 760-355-3334 and a copy will be mailed at no cost to you."

d. The impartial analysis shall be filed by the date set by the City Clerk for the filing of primary arguments.

SECTION 3. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City Council held on the ____ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR
CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS**

WHEREAS, Elections Code § 9282 of the State of California provides for written arguments to be filed in favor of or against city measures not to exceed 300 words in length; and

WHEREAS, Elections Code § 9285 of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS
FOLLOWS:**

SECTION 1. That pursuant to Elections Code § 9285 of the State of California, when the elections official has selected the arguments for and against the measure (not exceed 300 words each) which will be printed and distributed to the voters, the elections official shall send a copy of the argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of any argument relating to a city measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 3. That the provisions of Section 1 shall apply only to the election to be held on November 2, 2021 and shall then be repealed.

SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City Council held on the
___ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

DATE SUBMITTED 6/30/2021
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS B

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION ONLY: HEALTH BENEFITS FOR ELECTED OFFICIALS
 1. DISCUSSION RELATING TO THE CITY OF IMPERIAL PROVIDING
 HEALTH BENEFITS FOR THE CITY COUNCIL

DEPARTMENT INVOLVED: City Manager's Office

BACKGROUND/SUMMARY:

The City Manager's Office is requesting direction from the City Council regarding the administration of health benefits for elected officials. At this time, the City does not provide medical or other health benefits for the City Council, and current contracts exclude elected officials from other benefits.

FISCAL IMPACT: Unknown at this time

ADMIN SERV
INITIALS

YH

STAFF RECOMMENDATION: N/A

ACM INITIALS

AB

MANAGER'S RECOMMENDATION: N/A

CITY
MANAGER'S
INITIALS

DM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

DATE SUBMITTED 6/30/2021

SUBMITTED BY ACM

DATE ACTION REQUIRED 7/7/2021

COUNCIL ACTION (X)

PUBLIC HEARING REQUIRED ()

RESOLUTION ()

ORDINANCE 1ST READING ()

ORDINANCE 2ND READING ()

CITY CLERK'S INITIALS EB

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: ARTS DISTRICT ADVISORY COMMITTEE

1. APPOINTMENT OF ONE (1) PRIMARY REPRESENTATIVE AND ONE (1) ALTERNATE TO PARTICIPATE ON THE CITY OF IMPERIAL ART'S DISTRICT ADVISORY COMMITTEE

DEPARTMENT INVOLVED: City Manager's Office

BACKGROUND/SUMMARY:

In 2015 the Imperial City Council named a portion of the downtown area as an Art's District. The boundaries include Imperial Avenue between 10th and 6th streets, and Barioni Blvd. between G and M streets. The City of Imperial is putting together an Advisory Committee for the Imperial Art's District. As such, we are requesting the Council to appoint one representative and an alternate to participate on the advisory committee.

FISCAL IMPACT: None

ADMIN SERV
INITIALS

10

STAFF RECOMMENDATION: It is staff's recommendation to appointment one representative and one alternate to the Art's District Advisory Committee

ACM INITIALS

AB

MANAGER'S RECOMMENDATION: City Manager agrees with Staff's recommendation.

CITY
MANAGER'S
INITIALS

AM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

IMPERIAL DOWNTOWN ARTS DISTRICT

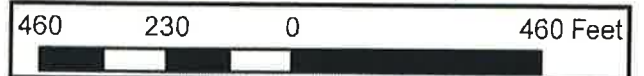


EXHIBIT A

DATE SUBMITTED 7/14/14
SUBMITTED BY City Manager's Office
DATE ACTION REQUIRED 7/16/14

Agenda Item No. **C-5**
COUNCIL ACTION (x)
PUBLIC HEARING REQUIRED ()
RESOLUTION (x)
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS ()

CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: RESOLUTION NO. 2014-43 DECLARING CITY OF IMPERIAL'S DOWNTOWN AN ARTS DISTRICT FOR THOSE PROPERTIES FRONTING ON BARIONI BLVD BETWEEN G STREET AND M STREET, 9TH STREET BETWEEN G STREET AND STATE HWY 86, AND IMPERIAL AVENUE BETWEEN 4TH STREET AND 11TH STREET.

DEPARTMENT INVOLVED: CITY MANAGER'S OFFICE

BACKGROUND/SUMMARY: The City of Imperial has already taken steps to enhance the quality of life of Imperial's downtown through the utilization of the local artists and programs such as the Rainforest Art Project. Through programs like these, the City of Imperial has established an artistic foothold in Downtown with murals at Eager Park, the implementation of mosaic bus stops, planter boxes and trash cans, and the construction of the Sculpture Park located adjacent to City Hall.

By formally naming the areas of Imperial's Downtown shown in Exhibit A of Resolution No. 2014-43, the City Council of the City of Imperial would advance the goals, policies and objectives of the City's General Plan, further enhance the existing local businesses and the community's quality of life, and promote creative arts that will draw audiences from throughout the region who will patronize local restaurants and businesses. As such, it is the City's belief that this "District" will facilitate development of public-private partnerships with local industries which will service as a catalyst to attract employers to the City of Imperial.

FISCAL IMPACT: NONE

F.O. INITIALS _____

MANAGER'S RECOMMENDATION:

MANAGER'S INITIALS **MDP**

It is the City Manager's Recommendation that the City Council declare the City of Imperial's Downtown an "Arts District" in the specified areas show in Exhibit A of Resolution No. 2014-43.

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

RESOLUTION NO. 2014-43

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
IMPERIAL ESTABLISHING AN ARTS DISTRICT**

WHEREAS, the City Council of the City of Imperial finds that a creative economy can be a positive influence on an overall plan of economic development as well as foster cultural expression and diversity; and

WHEREAS, the City Council of the City of Imperial further finds that formation of an Arts District ("District") would advance the goals, policies and objectives of the City and its general plan; including, but not limited to, enhancement of the area included within the District and the City as a whole; and

WHEREAS, the City Council of the City of Imperial further finds that a District which promotes creative arts will draw audiences from throughout the region who will also patronize local restaurants and businesses; and

WHEREAS, the City Council of the City of Imperial further finds that a District will facilitate development of public-private partnerships with local industries which will serve as a catalyst to attract employers to Imperial and the region; and

WHEREAS, the City Council of the City of Imperial further finds that the creative arts can encourage future generations of Imperialites to live, work and raise families in Imperial; and

WHEREAS, the City Council of the City of Imperial further finds that the creative arts can influence the City of Imperial's brand in a positive way; and

WHEREAS, the City Council of the City of Imperial further finds that a District and the creative arts it supports can assist in mitigating the loss of the City of Imperial Redevelopment Agency and reliance upon publicly funded art programs; and

WHEREAS, the City Council of the City of Imperial further finds that locating creative economy businesses within the District can facilitate collaboration between business, nonprofits and others to enhance tourism and the local economy.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1: The recitals are incorporated herein by this reference.

Section 2: The Imperial Downtown Arts District is hereby established.

Section 3: The area of the District is as follows:

Those properties fronting on Barioni Boulevard between G Street and M Street

Those properties fronting on 9th Street between G Street and State Highway 86

Those properties fronting on Imperial Avenue between 4th Street and 11th Street.

A map depicting the District is attached hereto as Exhibit A.

Section 4: The District shall, under the direction of the City Manager, pursue activities, collaborations and partnerships that would accomplish the goals as set forth in the recitals hereto, support development of a creative economy and engage in such other activities that would facilitate the District.

APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council this 16th day of July, 2014.



Mayor

ATTEST:



City Clerk

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)ss
CITY OF IMPERIAL)

I, the undersigned, City Clerk of the City of Imperial, DO HEREBY CERTIFY that the foregoing Resolution No. 2014-43 was duly and regularly adopted at a Regular meeting of the City Council of the City of Imperial held on the 16th day of July 2014, by the following vote:

AYES: BRELAND, COX, GRAN, SAMPSON, AND DALE
NAYES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0



DEBRA JACKSON, CITY CLERK
CITY OF IMPERIAL, CALIFORNIA

DATE SUBMITTED

06/30/2021

SUBMITTED BY

City Clerk

DATE ACTION REQUIRED

07/17/2021**Agenda Item No**G-15

CITY COUNCIL ACTION (X)

PUBLIC HEARING REQUIRED ()

RESOLUTION (X)

ORDINANCE 1ST READING ()ORDINANCE 2ND READING ()

CITY CLERK'S INITIALS

**IMPERIAL CITY COUNCIL
AGENDA ITEM****SUBJECT: DISCUSSION/ACTION: AIRPORT LAND USE COMMISSION
REPRESENTATIVE.**

1. NOMINATION OF MARK HAMMERNESS TO THE COUNTY
AIRPORT LAND USE COMMISSION.

DEPARTMENT INVOLVED: CITY COUNCIL

BACKGROUND/SUMMARY:

Mr. Kristopher Haugh, a member of the Imperial Planning Commission sat as a member of the County Airport Land Use Commission to represent the City of Imperial. Mr. Haugh recently resigned from the commission as he relocated out of state. Planning Commissioner Mark Hammerness has expressed an interest in being appointed to the ALUC.

The ALUC meetings are held on the 3rd Wednesday of each month as needed.

FISCAL IMPACT:

FINANCE 

STAFF RECOMMENDATION:

MANAGER'S RECOMMENDATION:



MANAGER'S INITIAL



MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

DATE SUBMITTED

06/30/2021

SUBMITTED BY

City Clerk

DATE ACTION REQUIRED

07/07/2021**Agenda Item No**G-116

CITY COUNCIL ACTION (X)

PUBLIC HEARING REQUIRED ()

RESOLUTION ()

ORDINANCE 1ST READING ()ORDINANCE 2ND READING ()CITY CLERK'S INITIALS (JS)**IMPERIAL CITY COUNCIL
AGENDA ITEM****SUBJECT: DISCUSSION/ACTION: CALIFORNIA JPIA BOARD OF DIRECTORS ANNUAL MEETING, OCTOBER 6, 2021.**

1. APPOINTMENT OF DELEGATE AND ALTERNATE TO THE CALIFORNIA JPIA BOARD OF DIRECTORS.

DEPARTMENT INVOLVED: City Council and City Clerk

BACKGROUND/SUMMARY:

California JPIA will be holding the Annual Board of Directors meeting on Wednesday, October 6, 2021 at 8:00 am. This meeting will coincide with the Annual Risk Management Educational forum which will be held as a virtual event on October 6-7, 2021. The Director must be a member of the governing body. The alternate may be an elected official or staff member.

FISCAL IMPACT:

FINANCE JS

STAFF RECOMMENDATION: Appoint a member of the council as the delegate and appoint a council member of staff person as the alternate.

MANAGER'S RECOMMENDATION:

MANAGER'S INITIAL DRMmake appointment

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

DATE SUBMITTED 06/30/2021
SUBMITTED BY City Clerk
DATE ACTION REQUIRED 07107/2021

Agenda Item No G-17
CITY COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED ()
RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS JS

**IMPERIAL CITY COUNCIL
AGENDA ITEM**

**SUBJECT: DISCUSSION/ACTION: LEAGUE OF CALIFORNIA CITIES
ANNUAL CONFERENCE – SEPTEMBER 22-24, 2021.**

1. APPOINT A VOTING DELEGATE AND ALTERNATE(S) FOR THE ANNUAL BUSINESS MEETING ON FRIDAY, SEPTEMBER 24, 2021.

DEPARTMENT INVOLVED: City Council and City Clerk

BACKGROUND/SUMMARY: The League of California Cities will hold its Annual Conference in Sacramento, CA, September 22-24, 2021. As part of the annual conference activities, the voting delegate considers and acts on resolutions that establish League policy. This vote is held during the annual business meeting portion of the conference.

In order to vote at the Annual Business Meeting, the City Council must appoint a voting delegate as well as an alternate delegate(s). The voting delegate and alternate must be registered to attend the conference.

Proposed resolutions will be submitted to member cities prior to the conference for consideration and review.

FISCAL IMPACT: To be determined as there is conference registration, travel and lodging expenses.

FINANCE JS

STAFF RECOMMENDATION: City Council makes appropriate appointment(s).

MANAGER'S RECOMMENDATION:

select delegate and alternate

MANAGER'S INITIAL JS

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

Council Action Advised by August 31, 2021
--

June 16, 2021

TO: City Managers and City Clerks

**RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES
League of California Cities Annual Conference & Expo – September 22-24, 2021**

Cal Cities 2021 Annual Conference & Expo is scheduled for September 22-24, 2021 in Sacramento. An important part of the Annual Conference is the Annual Business Meeting (during General Assembly) on Friday, September 24. At this meeting, Cal Cities membership considers and acts on resolutions that establish Cal Cities policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote if the designated voting delegate is unable to serve in that capacity.

Please complete the attached Voting Delegate form and return it to Cal Cities office no later than Wednesday, September 15. This will allow us time to establish voting delegate/alternate records prior to the conference.

Please note: Our number one priority will continue to be the health and safety of participants. We are working closely with the Sacramento Convention Center to ensure that important protocols and cleaning procedures continue, and if necessary, are strengthened. Attendees can anticipate updates as the conference approaches.

- **Action by Council Required.** Consistent with Cal Cities bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates **must** be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
- **Conference Registration Required.** The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. Conference registration will open mid-June at www.cacities.org. In order to cast a vote, at least one voter must be present at the Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.
- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but

only between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may *not* transfer the voting card to another city official.

- **Seating Protocol during General Assembly.** At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the Sacramento Convention Center, will be open at the following times: Wednesday, September 22, 8:00 a.m. – 6:00 p.m.; Thursday, September 23, 7:00 a.m. – 4:00 p.m.; and Friday, September 24, 7:30 a.m. – 11:30 a.m. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but will be closed during roll calls and voting.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to the League's office by Wednesday, September 15. If you have questions, please call Darla Yacub at (916) 658-8254.

Attachments:

- Annual Conference Voting Procedures
- Voting Delegate/Alternate Form



Annual Conference Voting Procedures

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to Cal Cities policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the Cal Cities Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in their possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



CITY: _____

**2021 ANNUAL CONFERENCE
VOTING DELEGATE/ALTERNATE FORM**

Please complete this form and return it to Cal Cities office by Wednesday, September 15, 2021. Forms not sent by this deadline may be submitted to the Voting Delegate Desk located in the Annual Conference Registration Area. Your city council may designate one voting delegate and up to two alternates.

To vote at the Annual Business Meeting (General Assembly), voting delegates and alternates must be designated by your city council. Please attach the council resolution as proof of designation. As an alternative, the Mayor or City Clerk may sign this form, affirming that the designation reflects the action taken by the council.

Please note: Voting delegates and alternates will be seated in a separate area at the Annual Business Meeting. Admission to this designated area will be limited to individuals (voting delegates and alternates) who are identified with a special sticker on their conference badge. This sticker can be obtained only at the Voting Delegate Desk.

1. VOTING DELEGATE

Name: _____

Title: _____

2. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

3. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

PLEASE ATTACH COUNCIL RESOLUTION DESIGNATING VOTING DELEGATE AND ALTERNATES OR

ATTEST: I affirm that the information provided reflects action by the city council to designate the voting delegate and alternate(s).

Name: _____ Email: _____

Mayor or City Clerk _____ Date _____ Phone _____
(circle one) (signature)

Please complete and return by Wednesday, September 15, 2021 to:

Darla Yacub, Assistant to the Administrative Services Director

E-mail: dyacub@cacities.org

Phone: (916) 658-8254

