

AGENDA

**CITY COUNCIL
CITY OF IMPERIAL
200 WEST 9TH STREET
IMPERIAL, CA 92251-1637
NOVEMBER 7, 2018
5:30 PM CLOSED SESSION
6:00 PM WORK SESSION
7:00 PM REGULAR MEETING**

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]

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

A. CITY COUNCIL CONVENES TO CLOSED SESSION AT 5:30 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 (54956.9 (d) (4))

Significant exposure to litigation – (36 potential cases)

A-2 SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (54956.9 (d) (4))

Significant exposure to litigation – (1 potential case)

CITY COUNCIL ADJOURNS CLOSED SESSION

B. CITY COUNCIL CONVENES IN A WORK SESSION AT 6:00 PM

B-1. SUBJECT: PRESENTATION/WORK SESSION: RENAMING OF SR 86 TO IMPERIAL AVENUE AND RENAMING OF CURRENT IMPERIAL AVENUE TO “MAIN STREET”

ADJOURN WORK SESSION AND CONVENE TO REGULAR MEETING.

C. CITY COUNCIL CONVENES TO OPEN SESSION AT 7:00 PM

ROLL CALL

PLEDGE OF ALLEGIANCE

ADJUSTMENTS TO THIS AGENDA

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

D. PUBLIC APPEARANCES:

D-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.

D-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.

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. Approval of Minutes for Council Meeting of October 17, 2018.

F PUBLIC HEARINGS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)

F-1. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: ADOPTING AN AMENDMENT TO THE RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX AND CERTIFYING THE RESULTS OF THE NOVEMBER 7, 2018 SPECIAL ELECTION FOR IMPROVEMENT AREA NO. 2, MONTERREY PARK.

1. APPROVAL OF RESOLUTION NO. 2018-62, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK) OF THE CITY OF IMPEIRAL, APPROVING AN AMENDED RATE AND METHOD OF APPORTIONMENT FOR IMPROVEMENT AREA NO. 2 THEREIN AND CALLING AN ELECTION THEREIN.
2. APPROVAL OF RESOLUTION NO. 2018-63, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF THE CITY OF IMPERIAL COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK) AND IMPROVEMENT AREA NO. 2 THEREIN, CERTIFYING THE RESULTS OF THE NOVEMBER 7, 2018 SPECIAL ELECTION.

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

G-1. SUBJECT: DISCUSSION/ACTION: PRESENTATION BY WEBB ASSOCIATES PROVIDING UPDATE OF THE CARBON COLUMNS (GAC) PROJECT AT THE CITY WATER TREATMENT PLANT AND TOTAL TRIHALOMETHANE (TTHM) LEVELS.

G-2. SUBJECT: DISCUSSION/ACTION: WASTEWATER TREATMENT PLANT IMPROVEMENTS.

1. AUTHORIZATION FOR STAFF TO ENGAGE WITH URBAN FUTURES, INC., NORTON ROSE FULBRIGHT AND HILLTOP SECURITIES FOR WASTEWATER REVENUE BOND MUNICIPAL ADVIORSY, BOND AND DISCLOSURE COUNSEL AND UNDERWRITING SERVICES.
2. ADOPTION OF RESOLUTION NO. 2018-64 AUTHORIZING CITY STAFF AND CONSULTANTS TO PREPARE NECESSARY DOCUMENTATION FOR THE ISSUANCE OF BONDS TO FINANCE WASTEWATER TREATMENT PLANT IMPROVEMENTS.

G-3. SUBJECT: DISCUSSION/ACTION: UPDATE OF CITY WATER AND WASTEWATER INFRASTRUCTURE MAPS.

1. APPROVE PROPOSAL SUBMITTED BY WEBB ASSOCIATES TO UPDATE THE CITY WATER AND WASTEWATER SYSTEM MAPS IN THE AMOUNT OF \$6,860.00

G-4. SUBJECT: DISCUSSION/ACTION: CDBG SIDEWALK IMPROVEMENT PROJECT – 15-CDBG-10577

1. APPROVAL OF BALANCING CHANGE ORDER.
2. ACCEPTANCE OF PROJECT AS COMPLETED AND AUTHORIZE CITY CLERK TO FILE THE NOTICE OF COMPLETION.

G-5. SUBJECT: DISCUSSION/ACTION: TRAFFIC SIGNAL LIGHT AND INTERSECTION IMPROVEMENTS AT SR-86 AND NECKEL ROAD. FEDERAL AID PROJECT #HSIP-5134(013)

1. APPROVAL OF CONSTRUCTION CHANGE ORDER #19 RELATED TO INTERSECTION IMPROVEMENTS IN THE AMOUNT OF \$27,896.66
2. APPROVAL OF BALANCING CHANGE ORDER FOR ADJUSTED QUANTITIES \$52,545.93

G-6. SUBJECT: DISCUSSION/ACTION: SKY RANCH WALL

1. ADOPT RESOLUTION NO. 2018-65 DECLARING AN EMERGENCY AND AUTHORIZING THE CITY MANAGER TO TAKE SUCH ACTION AS MAY BE NECESSARY IN RESPONSE THERETO

G-7. SUBJECT: DISCUSSION/ACTION: REPORT ON STATUS OF EMERGENCY AT CITY WASTEWATER TREATMENT PLANT – BIOLAC SYSTEM.

1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR REPAIRS TO THE BIOLAC PUMP STATION.

G-8. SUBJECT: DISCUSSION/ACTION: SUNRUNNERS CAR CLUB ANNUAL CAR SHOW.

1. APPROVAL OF THE SUNRUNNERS CAR CLUB TO HOST ITS 35TH ANNUAL CAR SHOW AT EAGER PARK ON MARCH 16, 2019.

2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING WEST 9TH, WEST 10TH, “G” AND “H” STREETS
3. APPROVAL OF BEER SALES AND CONSUMPTION DURING CAR SHOW AT EAGER PARK ON MARCH 16, 2019 FROM 10AM UNTIL 3PM.

G-9. SUBJECT: DISCUSSION/ACTION: PARADE OF LIGHTS.

1. APPROVAL OF THE IMPERIAL CHAMBER OF COMMERCE TO HOST THE ANNUAL PARADE OF LIGHTS ON DECEMBER 7, 2018.
2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING PERIMETER OF EAGER PARK AND IMPERIAL AVENUE FROM 4TH STREET THROUGH 10TH STREET FOR THE PARADE ROUTE.

G-10. SUBJECT: DISCUSSION/ACTION: CHRISTMAS IN A SMALL TOWN.

1. APPROVAL OF THE IMPERIAL CHAMBER OF COMMERCE TO HOST THE ANNUAL CHRISTMAS IN A SMALL TOWN ON DECEMBER 8, 2018.
2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING IMPERIAL AVE., WEST 9TH, WEST 6TH AND BARIONI BOULEVARD.
3. APPROVAL OF BEER SALES AND CONSUMPTION DURING CHRISTMAS IN A SMALL TOWN EVENT ON PUBLIC PROPERTY DECEMBER 8, 2018 FROM 9AM UNTIL 3PM.

G-11. SUBJECT: DISCUSSION/ACTION: GENERAL MAINTENANCE WORKER I POSITION.

1. APPROVAL TO ADD GENERAL MAINTENANCE WORKER I POSITION WITHIN WATER TREATMENT PLANT.

G-12. SUBJECT: DISCUSSION/ACTION: REGULAR CITY COUNCIL MEETING OF NOVEMBER 21, 2018.

1. DETERMINE IF QUORUM WILL BE PRESENT FOR THE REGULAR MEETING OF NOVEMBER 21, 2018 AND CANCEL OR POSTPONE MEETING AS NECESSARY.

H. REPORTS:

H-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

H-2. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS

H-3. SUBJECT: CITY MANAGER REPORT.

ADJOURN CITY COUNCIL MEETING UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, NOVEMBER 21, 2018 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

DATE SUBMITTED

10/31/18

SUBMITTED BY

City Manager's
Office

DATE ACTION REQUIRED

11/07/2018

COUNCIL ACTION

PUBLIC HEARING REQUIRED

RESOLUTION

ORDINANCE 1ST READING

ORDINANCE 2ND READING

CITY CLERK'S INITIALS

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IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: PRESENTATION/WORK SESSION: RENAMING OF SR 86 TO IMPERIAL AVENUE AND RENAMING OF (CURRENT) IMPERIAL AVENUE TO "MAIN" STREET.

DEPARTMENT INVOLVED: CITY MANAGER'S OFFICE

BACKGROUND/SUMMARY:

In April of 2018 the City held a renaming contest for State Route (SR) 86. Over 300 nominations were received with an overwhelming response for renaming SR 86 in honor of fallen USMC Lcpl. Marcus M. Cherry. After Council's review and consideration, it was determined to keep SR 86 as is for the purposes of Economic Development, however with the addition of "Imperial Avenue" for consistency with neighboring jurisdictions to the North and South of City limits. With the addition of "Imperial Avenue" to SR 86, Council's recommendation is to rename the current Imperial Avenue to "Main Street" pending community input from those directly impacted by the change. As directed, staff notified property owners and residents along SR 86 and (the current) Imperial Avenue to take part in the City Council's work session on November 7, 2018.

Further, Council has proposed that the intersection of Barioni and (the current) Imperial Avenue be designated as a Plaza and named after USMC Lcpl. Marcus M. Cherry. This decision will come a later date pending Council's decision to rename the streets.

FISCAL IMPACT: N/A

FINANCE
INITIALS

STAFF RECOMMENDATION: N/A

DEPT. INITIALS

MANAGER'S RECOMMENDATION: N/A

CITY
MANAGER'S
INITIALS

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ☐

DISAPPROVED ☐

REJECTED ☐

DEFERRED ☐

REFERRED TO:

Check Register Report

Date: 10/31/2018

Time: 5:22 PM

Page: 1

CITY OF IMPERIAL

BANK: UNION BANK

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Amount
UNION BANK Checks						
84199	10/17/2018	Printed		1701	ABEL HEREDIA	41.81
84200	10/17/2018	Printed		1642	ACME SAFETY & SUPPLY CORP	947.19
84201	10/17/2018	Printed		6390	ACTION TARGETS, INC.	142.83
84202	10/17/2018	Printed		1021	AGGREGATE PRODUCTS, INC.	2,480.69
84203	10/17/2018	Printed		023	AIRWAVE COMMUNICATIONS	342.50
84204	10/17/2018	Printed		1119	ALBERT VALENZUELA	27.61
84205	10/17/2018	Printed		1119	ALBERT VALENZUELA	231.00
84206	10/17/2018	Printed		4626	ALBERTO HERNANDEZ	270.51
84207	10/17/2018	Printed		5835	ALPINE TECHNICAL SERVICES, LLC	6,590.29
84208	10/17/2018	Printed		5956	AMAZON CAPITAL SERVICES	403.88
84209	10/17/2018	Printed		5287	ANDREA STIFF-RIOS	33.07
84210	10/17/2018	Printed		5287	ANDREA STIFF-RIOS	37.97
84211	10/17/2018	Printed		933	ANTHEM BLUE CROSS	27,162.64
84212	10/17/2018	Printed		3527	APPLIED	1,158.02
84213	10/17/2018	Printed		656	AQUA METRIC	1,011.11
84214	10/17/2018	Printed		2081	ARAMARK UNIFORM SERVICE	49.54
84215	10/17/2018	Printed		1009	ARCTIC AIR	1,555.00
84216	10/17/2018	Printed		1066	AT & T	1,787.58
84217	10/17/2018	Printed		1851	AT&T LONG DISTANCE	361.46
84218	10/17/2018	Printed		2173	ATEN EXPRESS INC	16.00
84219	10/17/2018	Printed		5994	AUTOZONE INC.	264.94
84220	10/17/2018	Printed		4400	BABCOCK LABORATORIES, INC.	745.00
84221	10/17/2018	Printed		732	BAKER & TAYLOR BOOKS	219.98
84222	10/17/2018	Printed		5522	BARTLE WELLS ASSOCIATES	4,261.62
84223	10/17/2018	Printed		674	BRENNTAG	12,419.18
84224	10/17/2018	Printed		6380	BRIANNAH BELL	20.05
84225	10/17/2018	Printed		6286	BURKE, WILLIAMS & SORENSEN, LL	750.00
84226	10/17/2018	Printed		455	CALIFORNIA STATE DISBURSEMENT	965.98
84227	10/17/2018	Printed		1053	CITY OF IMPERIAL	800.00
84228	10/17/2018	Printed		3029	CLAIREMONT EQUIPMENT	13.95
84229	10/17/2018	Printed		6222	CODE EXXPERTS, LLC	662.50
84230	10/17/2018	Printed		2676	CONSTANCIO S. TORRES	490.00
84231	10/17/2018	Printed		514	CORE & MAIN LP	850.55
84232	10/17/2018	Printed		3135	COUNTY OF SAN DIEGO, RCS	1,539.00
84233	10/17/2018	Printed		1069	CPS HR CONSULTING	9,420.00
84234	10/17/2018	Printed		3403	DANIELS TIRE CORPORATE ADMIN	70.34
84235	10/17/2018	Printed		4368	DAVID RAMIREZ	541.47
84236	10/17/2018	Printed		2815	DEVELOPMENT MANAGEMENT GROUP	6,000.00
84237	10/17/2018	Printed		4203	DUDLEYS	204.25
84238	10/17/2018	Printed		6389	ELCY ANTONIO	129.48
84239	10/17/2018	Printed		052	ERIC GRANADO	66.00
84240	10/17/2018	Printed		1307	EXECUTIVE LANDSCAPE INC	28,400.00
84241	10/17/2018	Printed		5134	FORENSIC DRUG TESTING SERVICES	98.00
84242	10/17/2018	Printed		5225	FRANCES A FINK	645.00
84243	10/17/2018	Printed		314	FRANCHISE TAX BOARD	56.00
84244	10/17/2018	Printed		6386	GEORGINA GONZALEZ	140.53
84245	10/17/2018	Printed		4894	GRANITE DATA SOLUTIONS	4,440.00
84246	10/17/2018	Printed		5791	HAL HAYS CONSTRUCTION	175,973.30
84247	10/17/2018	Printed		6388	HARRINGTON INDUSTRIAL PLASTICS	1,117.06
84248	10/17/2018	Printed		1485	HOWES, WEILER & ASSOCIATES	6,012.00

84249	10/17/2018	Printed	2226	I.V. REAL ESTATE	9,438.50
84250	10/17/2018	Printed	1190	ICMA RC	2,057.92
84251	10/17/2018	Printed	887	IMPERIAL COUNTY ECONOMIC	2,665.92
84252	10/17/2018	Printed	120	IMPERIAL COUNTY FIRE DEPT.	254,937.71
84253	10/17/2018	Printed	4271	IMPERIAL COUNTY HUMANE SOCIETY	740.00
84254	10/17/2018	Printed	2914	IMPERIAL COUNTY TRANSPORTATION	2,206.42
84255	10/17/2018	Printed	028	IMPERIAL IRRIGATION DISTRICT	8,742.17
84256	10/17/2018	Printed	4264	IMPERIAL IRRIGATION DISTRICT	7,920.00
84257	10/17/2018	Printed	102	IMPERIAL POLICE OFFICERS ASSN.	700.00
84258	10/17/2018	Printed	221	IMPERIAL PRINTERS	6,159.53
84259	10/17/2018	Printed	122	IMPERIAL STORES	282.62
84260	10/17/2018	Printed	3187	IMPERIAL TRUSS & LUMBER CO.	765.89
84261	10/17/2018	Printed	874	IMPERIAL VALLEY EDC	1,000.00
84262	10/17/2018	Printed	350	IMPERIAL VALLEY PAINT CENTER	115.56
84263	10/17/2018	Printed	1555	IMPERIAL VALLEY PRESS	643.18
84264	10/17/2018	Printed	5033	INFO SEND INC.	2,642.97
84265	10/17/2018	Printed	320	INTERNAL REVENUE SERVICE	250.00
84266	10/17/2018	Printed	2795	J & M AUTO REPAIR	297.20
84267	10/17/2018	Printed	1587	JADE SECURITY SYSTEMS, INC.	59.99
84268	10/17/2018	Printed	6381	JESUS CASTRO	83.51
84269	10/17/2018	Printed	6365	JOHN DEERE FINANCIAL	35.99
84270	10/17/2018	Printed	5367	JORDAN CENTRAL	7.04
84271	10/17/2018	Printed	2245	JULIAN PIE COMPANY	1,095.00
84272	10/17/2018	Printed	3245	JUPITER VENTURES I, LP	500.00
84273	10/17/2018	Printed	868	K-C WELDING & RENTALS, INC.	146.10
84274	10/17/2018	Printed	5776	KAESER COMPRESSORS, INC	1,420.16
84275	10/17/2018	Printed	2901	KIMBALL MIDWEST	371.21
84276	10/17/2018	Printed	035	KISCO SALES, INC.	978.75
84278	10/17/2018	Printed	5580	KOPPEL & GRUBER PUBLIC FINANCE	15,944.99
84279	10/17/2018	Printed	1647	LA BRUCHERIE IRRIGATION SUPPLY	73.11
84280	10/17/2018	Printed	101	LINCOLN LIFE	2,486.21
84281	10/17/2018	Printed	5756	LINDA CORONADO	143.65
84282	10/17/2018	Printed	6384	LISA HUFFINE	121.96
84283	10/17/2018	Printed	401	LOWE'S	937.83
84284	10/17/2018	Printed	6379	LUKE BOOTH	30.28
84285	10/17/2018	Printed	660	MARK GADDIS	1,500.00
84286	10/17/2018	Printed	2689	MAX SHEFFIELD	231.00
84287	10/17/2018	Printed	6382	MIRYAM ROSETTI	128.96
84291	10/17/2018	Printed	3998	NAPA	2,728.23
84293	10/17/2018	Printed	2295	NEW BORDER TACTICAL, INC	4,309.28
84294	10/17/2018	Printed	4481	O'REILLY	243.05
84295	10/17/2018	Printed	079	ONE SOURCE DISTRIBUTORS	3,446.79
84296	10/17/2018	Printed	219	PADRE USA	174.99
84297	10/17/2018	Printed	685	RELIANCE PUBLIC RELATIONS, INC	720.00
84298	10/17/2018	Printed	694	REXEL OF AMERICA, LLC	178.20
84299	10/17/2018	Printed	6387	ROBERT ARROYO	47.41
84300	10/17/2018	Printed	3121	ROBERT MARTINEZ	65.19
84301	10/17/2018	Printed	2564	ROGERS & ROGERS CHRYSLER JEEP	53.49
84302	10/17/2018	Printed	1637	ROMEO'S CAR WASH	88.00
84303	10/17/2018	Printed	3526	RSD	835.27
84304	10/17/2018	Printed	979	SELLERS PETROLEUM	8,388.22
84305	10/17/2018	Printed	1239	SHERWIN-WILLIAMS	226.78
84306	10/17/2018	Printed	5706	SHI INTERNATIONAL CORP	798.27
84307	10/17/2018	Printed	1367	SHRED-IT	54.99
84308	10/17/2018	Printed	5257	SKM INC	166.25

84309	10/17/2018	Printed	135	SOCALGAS	72.17
84310	10/17/2018	Printed	2365	SPARKLETTS	617.93
84311	10/17/2018	Printed	091	STAPLES CREDIT PLAN	996.47
84312	10/17/2018	Printed	6193	STRADLING YOCCA CARLSON&RAUTH,	241.80
84313	10/17/2018	Printed	1265	SUPERIOR READY MIX CONCRETE LP	89.78
84314	10/17/2018	Printed	1385	SWRCB ACCOUNTING OFFICE	5,139.20
84315	10/17/2018	Printed	1425	THE RENAILT-THOMAS CORPORATION	166.82
84316	10/17/2018	Printed	957	THE SOCO GROUP, INC	1,095.36
84317	10/17/2018	Printed	4533	TINA MICHELLE PACE	3,000.00
84318	10/17/2018	Printed	256	TORRENCE'S FARM IMPLEMENT	195.15
84323	10/17/2018	Printed	5837	U.S. BANK	14,446.75
84324	10/17/2018	Printed	275	UNDERGROUND SERVICE ALERT OF	52.90
84325	10/17/2018	Printed	2008	UNITED PARCEL SERVICE	54.73
84326	10/17/2018	Printed	944	UNITED WAY OF IMPERIAL COUNTY	6.00
84327	10/17/2018	Printed	1994	URBAN RESTORATION GROUP US INC	71.48
84328	10/17/2018	Printed	1100	USA BLUEBOOK	906.51
84329	10/17/2018	Printed	611	VERIZON WIRELESS	597.82
84330	10/17/2018	Printed	1456	VERONICA RODRIGUEZ	99.04
84331	10/17/2018	Printed	4572	VEXER ENGINEERING	8,030.00
84332	10/17/2018	Printed	5639	WAGEWORKS, INC	50.00
84333	10/17/2018	Printed	1568	WEBB AND ASSOCIATES	34,175.55
84334	10/17/2018	Printed	6385	YULIANA VELAZCO	50.71
84430	10/31/2018	Printed	5956	AMAZON CAPITAL SERVICES	33.08
84431	10/31/2018	Printed	2081	ARAMARK UNIFORM SERVICE	2,971.94
84432	10/31/2018	Printed	6399	ARLP TRUST 3	94.65
84433	10/31/2018	Printed	6360	BRENDA LOPEZ-RAMOS	68.07
84434	10/31/2018	Printed	455	CALIFORNIA STATE DISBURSEMENT	901.37
84435	10/31/2018	Printed	3669	CANON	363.96
84436	10/31/2018	Printed	4695	CARMEN FIERRO-GONZALEZ	33.89
84437	10/31/2018	Printed	010	CITY OF EL CENTRO	42,335.00
84438	10/31/2018	Printed	3029	CLAIREMONT EQUIPMENT	596.38
84439	10/31/2018	Printed	132	COSTCO WHOLESALE	28.97
84440	10/31/2018	Printed	6030	DANIEL BONTE & THE BONA FIDE	1,250.00
84441	10/31/2018	Printed	6394	DAVID PADILLA	109.36
84442	10/31/2018	Printed	6398	DENISE JACKSON	130.40
84443	10/31/2018	Printed	569	DESERT VETERINARY GROUP	38.00
84444	10/31/2018	Printed	412	DEVELOPMENT DESIGN &	10,059.45
84445	10/31/2018	Printed	314	FRANCHISE TAX BOARD	56.00
84446	10/31/2018	Printed	1616	FRANCISCO MENDEZ	95.89
84447	10/31/2018	Printed	2226	I.V. REAL ESTATE	103.23
84448	10/31/2018	Printed	1190	ICMA RC	2,207.92
84449	10/31/2018	Printed	028	IMPERIAL IRRIGATION DISTRICT	38,930.87
84450	10/31/2018	Printed	102	IMPERIAL POLICE OFFICERS ASSN.	700.00
84451	10/31/2018	Printed	221	IMPERIAL PRINTERS	143.85
84452	10/31/2018	Printed	122	IMPERIAL STORES	2.87
84453	10/31/2018	Printed	320	INTERNAL REVENUE SERVICE	250.00
84454	10/31/2018	Printed	6392	JESUS ANTONIO	793.50
84455	10/31/2018	Printed	6391	JUAN VACA	131.00
84457	10/31/2018	Printed	5568	KEENE MUSIC SERVICES, LLC	725.00
84458	10/31/2018	Printed	101	LINCOLN LIFE	2,486.21
84459	10/31/2018	Printed	6396	LORENZO GALINDO	300.00
84460	10/31/2018	Printed	6124	LUIS GUERRA	99.79
84461	10/31/2018	Printed	2295	NEW BORDER TACTICAL, INC	324.50
84462	10/31/2018	Printed	6397	PAULINA SOLIS	8.83
84465	10/31/2018	Printed	615	PESTMASTER SERVICES	1,332.00
84466	10/31/2018	Printed	084	PITNEY BOWES PURCHASE	446.16

84467	10/31/2018	Printed	3308	POWER	387.72
84468	10/31/2018	Printed	3897	PREMIER PRODUCE CO.	885.00
84469	10/31/2018	Printed	3121	QT SANITATION	437.88
84470	10/31/2018	Printed	3262	ROBERT MARTINEZ	8,990.94
84471	10/31/2018	Printed	5728	SIMNSA HEALTH PLAN	180.00
84472	10/31/2018	Printed	091	SOCAL TINTING	291.00
84473	10/31/2018	Printed	104	STAPLES CREDIT PLAN	1,532.00
84474	10/31/2018	Printed	6395	TEAMSTERS, LOCAL 542	4,625.00
				THE ENTERTAINMENT	
				CONTRACTOR	
84475	10/31/2018	Printed	2008	UNITED PARCEL SERVICE	19.16
84476	10/31/2018	Printed	944	UNITED WAY OF IMPERIAL	7.00
				COUNTY	

Total Checks: 171	Checks Total (excluding void	848,016.63
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Total Payments: 171	Bank Total (excluding void	848,016.63
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Total Payments: 171	Grand Total (excluding void	848,016.63
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**MINUTES
CITY COUNCIL
CITY OF IMPERIAL
OCTOBER 17, 2018**

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

A-1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(G.C. 54956.9 (d)(1))

EEOC Claim No. 488-2018-00883C

**A-2. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(G.C. 54956.8)**

Property:	Northwest Corner of 15 th St and SR-86
Agency Negotiators:	City Manager
Negotiating Parties:	Halferty Development Company LLC
Under Negotiation:	Pricing and Terms

**A-3 SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(G.C. 54956.8)**

Property:	APN: 064-106-001 and 064-106-004
Agency Negotiators:	City Manager
Negotiating Parties:	DG Strategic II, LLC
Under Negotiation:	Pricing and Terms

B. CITY COUNCIL RE-CONVENED TO OPEN SESSION

COUNCIL MEMBERS PRESENT: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

OTHER OFFICIALS PRESENT: CITY ATTORNEY MORITA, CITY MANAGER CHATWIN, PUBLIC SERVICES DIRECTOR LOPER, POLICE CHIEF BARRA, COMMUNITY SERVICES DIRECTOR HALLER, IT DIRECTOR ESTRADA, FINANCE MANAGER GUTIERREZ, COMMUNITY DEVELOPMENT DIRECTOR MORA, CITY CLERK JACKSON, AND PIO CHALUTNIK

Mayor DALE, called the meeting to order at 7:07 PM and the Pledge of Allegiance was led by Councilmember Tucker

ADJUSTMENTS TO THE AGENDA:

Item E-2 was pulled from agenda.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION:

There was no reportable action taken in Closed Session.

C. PUBLIC APPEARANCES:

Brawley Cattle Call Royalty, Brandi Whittle, Riley Walker, Cheyenne Cox, and Calista Lopez, introduced themselves and presented the Council with an autographed Cattle Call program.

Wally Leimgruber, addressed Council questioning the reason for tabling item E-2, supporting the fair sharing of water. Councilmember Pechtl responded that he would like to see additional information presented before making a decision.

Ronnie Liemgruber commented on the QSA and the amount of water transferred out of Imperial Valley.

Tom Brundy, valley farmer and Farm Bureau President thanked council for wanting to research and obtain as much information as possible and for wanting to consider both sides of the issue before making a decision. Would like to see a settlement reached by both sides regarding this matter.

Sharon McDowell and Noel Carrico, Community Pharmacy requested to be able to sell CBD products. Claims that our current ordinance they way that it is written will allow them to sell the products. The pharmacy received notice that they are in violation of our ordinance.

Staff responded that we are working with our consultant for clarification.

Juan Lopez, Imperial resident spoke about the last rain event and the flooding in the area where he lives. Feels that drain/gutters, etc. should have been checked and cleaned in advance of the rain. In addition, addressed the lack of street cleaning and requested that city council meetings be live streamed and council minutes be available on line.

Jerry Tucker, Imperial business owner inquired as too when the next phase of sidewalk improvements along Aten Boulevard might be performed.

D. CONSENT AGENDA:

- D-1.** Approval of claims/warrants report.
- D-2** Approval of Treasurers' Report for the month of September 2018.
- D-3.** Authorization to send claim rejection letter to Stephanie Torres as recommended by Carl Warren & Company.
- D-4.** Approval of minutes of the Regular meeting of October 3, 2018
- D-5.** Authorization to move funds from a 6-month Certificate of Deposit account to a Jumbo IRA with a sixty month term with Sun Community Federal Credit Union.

Motion by SAMPSON, seconded by PECHTL to approve the Consent Agenda as presented.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E. ACTION ITEMS:

E-1 SUBJECT: REPORT ON STATUS OF EMERGENCY AT CITY WASTEWATER TREATMENT PLANT – BIOLAC SYSTEM.

- 1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR REPAIRS TO THE BIOLAC SYSTEM.**

Motion by AMPARANO, seconded by PECHTL to continue the emergency.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-2. SUBJECT: IMPERIAL VALLEY COALITION FOR FAIR SHARING OF WATER.

- 1. APPROVE RESOLUTION NO. 2018-61, A RESOLUTION OF THE CITY COUNCIL SUPPORTING AND JOINING THE AMICUS BRIEF TO BE FILED BY THE IMPERIAL**

VALLEY COALITION FOR FAIR-SHARING-OF-WATER IN THE ABATTI V.
IMPERIAL IRRIGATION DISTRICT LITIGATION.

Item pulled from the agenda.

**E-3. SUBJECT: SALE OF CITY OWNED PROPERTY AT NORTHWEST CORNER OF 15TH ST
AND STATE ROUTE 86.**

1. APPROVAL OF PURCHASE AND SALE AGREEMENT BETWEEN CITY OF
IMPERIAL AND HALFERTY DEVELOPMENT COMPNAY, LLC FOR THE SALE OF
CITY OWNED PROPERTY AT THE NORTHWEST CORNER OF 15TH STREET AND
STATE ROUTE 86.

Motion by PECHTL, seconded by AMPARANO to approve the purchase and sale agreement with Halferty
Development Company subject to the Planning Commission making the finding that the sale of the property is in
conformance with the City's General Plan.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-4. SUBJECT: VICTORIA RANCH UNIT 6A FINAL MAP

1. APPROVE FINAL MAP AND RELATED DOCUMENTS FOR VICTORIA RANCH
UNIT 6A

Motion by AMPARANO, seconded by TUCKER to approve the final map and documents.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

2. AUTHORIZE CITY CLERK TO RECORD FINAL MAP AND RELATED DOCUMENTS.

Motion by AMPARANO, seconded by TUCKER to authorize the City Clerk to record the map and documents.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-5. SUBJECT: COPIER LEASE AGREEMENT.

1. APPROVE LEASE AGREEMENT WITH CANON SOLUTIONS AMERICA, INC FOR
FIVE COPIERS.

Motion by TUCKER, seconded by PECHTL to approve the lease with Canon Solutions America for the copiers.

AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-6. SUBJECT: DONATION OF CANINE TO IMPERIAL POLICE DEPARTMENT.

1. ACCEPTANCE OF DONATION OF CANINE TO IMPERIAL POLICE DEPARTMENT
FROM HERACLIO CARDENAS.

Motion by TUCKER, seconded by SAMPSON to accept the donation of the canine
AYES: AMPARANO, PECHTL, SAMPSON, TUCKER, AND DALE
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
MOTION CARRIED 5-0

F. REPORTS:

F-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

AMPARANO reported on behalf of SCAG wanting to thank city for participating in the Walk to School Day.

PECHTL congratulated City Manager for obtaining the Credentialed Manager designation from ICMA.

MAYOR DALE commented on how great this community is and the way it comes together in times of need. There was a great turn out for the memorial service of a young man from Imperial who lost his life in a traffic accident out of state. He would like to see landscaping installed in the Hwy 86 median.

F-2. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS

MORA gave an update on the CDBG sidewalk project. Punch list items to be completed.

HALLER reported on the number of participants in the various summer activities that the department offered. Informed council that Executive Landscape has prepared various parks for re-seeding in the next few days.

LOPER updated the council on the GAC project. The filters went online last week and that there is the possibility of one or two more letters going out the consumers regarding TTHM levels.

PARADIS, Chamber of Commerce, thanked candidates for participating in the city council candidate forum that they held. She highlighted the various chamber events coming up in the next few weeks.

F-3. SUBJECT: CITY MANAGER REPORT.

None.

CITY COUNCIL MEETING ADJOURNED AT 8:30 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, NOVEMBER 7, 2018 AT 7:00 P.M.

DATE SUBMITTED 10/31/18
 SUBMITTED BY COMMUNITY DEVELOPMENT DIRECTOR
 DATE ACTION REQUIRED 11/7/18

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED (X)
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS 80

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: ADOPTING AN AMENDMENT TO THE RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX AND CERTIFYING THE RESULTS OF THE NOVEMBER 7, 2018 SPECIAL ELECTION FOR IMPROVEMENT AREA NO. 2 MONTERREY PARK

1. APPROVAL OF RESOLUTION TO AMEND THE RATE METHOD
2. APPROVAL OF RESOLUTION CERTIFYING THE RESULTS OF THE NOVEMBER 7, 2018 SPECIAL ELECTION

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT/FINANCE

BACKGROUND/SUMMARY:

The City of Imperial has received a petition by Jupiter Ventures I, LP, a California limited partnership (the "Owner"), which owns all of the taxable land within Improvement Area No. 2, requesting that the City initiate proceedings to approve an amended rate and method of apportionment for Improvement Area No. 2 to exclude the special tax for Improvements.

Please see attachments.

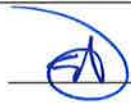
FISCAL IMPACT:

ADMIN SERVICES
SIGN INITIALS _____

STAFF RECOMMENDATION: Council conduct the Public Hearing and call a special landowner election and to approve the two resolutions.

DEPT. INITIALS _____

MANAGER'S RECOMMENDATION:

CITY MANAGER'S INITIALS 

MOTION:

SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()
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**NOTICE OF PUBLIC HEARING ON INTENTION TO
APPROVE A FIRST AMENDED AND RESTATED
RATE AND METHOD OF APPORTIONMENT OF
SPECIAL TAX FOR IMPROVEMENT AREA NO. 2 OF
CITY OF IMPERIAL COMMUNITY FACILITIES
DISTRICT NO. 2006-1 (MONTERREY PARK)**

NOTICE IS HEREBY GIVEN that on October 3, 2018, the City Council (the "City Council") of the City of Imperial (the "City Council") adopted its Resolution No. 2018-60 (the "Resolution of Intention"), declaring its intention to approve a First Amended and Restated Rate and Method of Apportionment of Special Tax (the "First Amended Rate and Method") for Improvement Area No. 2 ("Improvement Area No. 2") of City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) ("CFD No. 2006-1" or the "District") pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act").

Capitalized terms that are not otherwise defined herein shall have the respective meanings ascribed to them in the Resolution of Intention and the exhibits thereto.

The Resolution of Intention specifies the First Amended Rate and Method. The proposed First Amended Rate and Method eliminates the special tax requirement for facilities, but continues the Special Tax Requirement for Services at the rates set forth in the original Rate and Method of Apportionment for Improvement Area No. 2, which includes a Maximum Special Tax for Services within Improvement Area No. 2 for Developed Property to be \$159.35 per unit and \$637.42 per acre for Undeveloped Property.

To satisfy the Special Tax Requirement, the Board shall first levy the Special Tax proportionately on each Parcel of Developed Property at up to 100% of the applicable Assigned Special Tax as needed. If additional moneys are needed to satisfy the Special Tax Requirement for Services, the Special Tax shall be levied proportionately on each parcel of Undeveloped Property at up to 100% of the Maximum Special Tax for Undeveloped Property, at up to 100% of the Maximum Special Tax for Services.

The foregoing is only a summary of the Resolution of Intention which is on file with the City Clerk. The full text of the Resolution of Intention should be referred to by any interested party for greater detail.

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD ON NOVEMBER 7, 2018, AT THE HOUR OF 6:30 P.M., OR AS SOON THEREAFTER AS SUCH MATTER CAN BE HEARD, AT A REGULAR MEETING OF THE CITY COUNCIL TO BE HELD IN THE CITY COUNCIL MEETING ROOM LOCATED AT 420 SOUTH IMPERIAL AVENUE, IMPERIAL, CALIFORNIA 92251, AT WHICH TIME THE CITY COUNCIL WILL HEAR ALL EVIDENCE AND TESTIMONY BY ALL INTERESTED PERSONS, PROPERTY OWNERS, VOTERS AND TAXPAYERS FOR OR AGAINST (1) THE APPROVAL OF THE FIRST AMENDED RATE AND METHOD AND (2) ANY OTHER MATTERS AS SET FORTH IN THE RESOLUTION OF INTENTION.

ALL PERSONS INTERESTED, INCLUDING PROPERTY OWNERS, TAXPAYERS AND REGISTERED VOTERS, MAY APPEAR AT THE HEARING AND PRESENT EVIDENCE AND TESTIMONY ORALLY OR IN WRITING FOR OR AGAINST ITEMS (1) AND (2) ABOVE. EACH INDIVIDUAL WISHING TO SPEAK WILL BE LIMITED TO A THREE MINUTE ORAL PRESENTATION. ANY PROTEST PERTAINING TO THE REGULARITY OR SUFFICIENCY OF THE PROCEEDINGS RELATING TO THE PROPOSED ISSUES DESCRIBED IN ITEMS (1) AND (2) ABOVE MUST BE IN WRITING AND SHALL CLEARLY STATE THE IRREGULARITIES OR DEFECTS TO WHICH OBJECTION IS MADE, AND SHALL BE FILED WITH THE CITY CLERK ON OR BEFORE THE TIME SET FOR THE HEARING. IF THE OWNERS OF ONE-HALF (1/2) OR MORE OF THE AREA OF LAND WITHIN IMPROVEMENT AREA NO. 2 AND NOT EXEMPT FROM THE SPECIAL TAX FILE WRITTEN PROTESTS AGAINST ANY OF ITEMS (1) AND (2) ABOVE, AND PROTESTS ARE NOT WITHDRAWN SO AS TO REDUCE THE VALUE OF THE PROTESTS TO LESS THAN A MAJORITY, THE CITY COUNCIL SHALL ABANDON THAT PORTION OF THE PROCEEDINGS PERTAINING TO SUCH ITEM(S) AND NO FURTHER PROCEEDINGS WITH RESPECT TO SUCH ITEM(S) SHALL BE TAKEN FOR A PERIOD OF ONE YEAR FROM THE DATE OF THE DETERMINATION BY THE CITY COUNCIL. THE CITY COUNCIL MAY MODIFY THE PROCEEDINGS IF SUCH MAJORITY PROTESTS ARE ONLY AGAINST A SPECIFIED ISSUE.

UNDER THE ACT, THE CITY COUNCIL MAY EITHER CONCLUDE THE PUBLIC HEARING ON NOVEMBER 7, 2018 OR MAY CONTINUE THE PUBLIC HEARING TO A LATER DATE IF THE COMPLEXITY OF THE PROPOSED CHANGES OR THE NEED FOR PUBLIC PARTICIPATION REQUIRES ADDITIONAL TIME. IF THE CITY COUNCIL DETERMINES TO SUBMIT THE QUESTION OF THE APPROVAL OF THE FIRST AMENDED RATE AND METHOD, AN ELECTION WILL BE HELD WITHIN IMPROVEMENT AREA NO. 2 TO APPROVE THE FIRST AMENDED RATE AND METHOD. AT SUCH AN ELECTION, EACH LANDOWNER WITHIN IMPROVEMENT AREA NO. 2 SHALL BE ENTITLED TO CAST ONE VOTE FOR EACH ACRE OR PORTION THEREOF OWNED WITHIN IMPROVEMENT AREA NO. 2. FOR THE PROPOSITION TO BE ADOPTED, TWO-THIRDS OF THE VOTES CAST ON THE PROPOSITION AT THE ELECTION MUST FAVOR PASSAGE.

INQUIRIES

The full text of the Resolution of Intention, which includes the proposed First Amended Rate and Method may be obtained from the person specified below.

For any questions relating to the proceedings, or any particulars, please contact the following designated person:

Mr. Othon Mora, MCM, CBO
Community Development Director
City of Imperial
400 South Imperial Avenue, Suite A
Imperial, California 92251
(760) 355-1152

DATED: October __, 2018

Debra Jackson
CITY CLERK OF THE CITY OF IMPERIAL

RESOLUTION NO. 2018-62

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
IMPERIAL, ACTING AS THE LEGISLATIVE BODY OF
COMMUNITY FACILITIES DISTRICT NO. 2006-1
(MONTERREY PARK) OF THE CITY OF IMPERIAL,
APPROVING AN AMENDED RATE AND METHOD OF
APPORTIONMENT FOR IMPROVEMENT AREA NO. 2
THEREIN AND CALLING AN ELECTION THEREIN**

WHEREAS, on February 1, 2006, the City Council of the City of Imperial (the "City Council") adopted Resolution No. 2006-03 stating its intention to (i) form the City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) ("Community Facilities District No. 2006-1" or the "District"), and Improvement Area Nos. 1 and 2 (the "Improvement Areas") therein, pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5 of Part 1 of Division 2 of Title 5 of the Government Code of the State of California (the "Act") and (ii) to incur bonded indebtedness within the District in the amount not to exceed \$23,000,000 to finance the facilities and improvements identified therein (collectively, the "Improvements") and the incidental expenses to be incurred in financing the Improvements and forming and administering the District and the Improvement Areas therein (the "Incidental Expenses"); and

WHEREAS, the Resolution of Intention also called a public hearing for March 15, 2006 on the formation of the District and the Improvement Areas therein and the incurrence of bonded indebtedness thereby; and

WHEREAS, a notice calling a public hearing on March 15, 2006 was published as required by law relative to the intention of the City Council to establish the District and the Improvement Areas therein and to incur bonded indebtedness within the District and the Improvement Areas therein; and

WHEREAS, on March 15, 2006, the City Council conducted a noticed public hearing to determine whether it should proceed with the establishment of the District and the Improvement Areas therein, issue bonds by the District on behalf of each Improvement Area to pay for the Improvements and Incidental Expenses and authorize a rate and method of apportionment of a special tax for each Improvement Area (each a "Rate and Method") to be levied within each Improvement Area for the purposes described in the Resolution of Intention; and

WHEREAS, at the March 15, 2006 public hearing, all persons desiring to be heard on all matters pertaining to the establishment of the District and the Improvement Areas therein, the levy of special taxes in accordance with each Rate and Method and the issuance of bonds within the District on behalf of each Improvement Area to pay for the cost of the proposed Improvements and Incidental Expenses were heard and a full and fair hearing was held; and

WHEREAS, after the March 15, 2006 public hearing, the City Council called a special election within the District and the Improvement Areas therein relating to the levying of a special tax within each Improvement Area and the incurring of bonded indebtedness by the District on behalf of

each Improvement Area, which were approved by more than two-thirds vote by the qualified electors on March 15, 2006; and

WHEREAS, on April 5, 2006, the City Council adopted Ordinance No. 716 (the “Ordinance of Formation”) which formed the District and the Improvement Areas therein, authorized the levying of a special tax within each Improvement Area in accordance with the Rate and Method applicable to such Improvement Area, and authorized bonded indebtedness to be issued by the District on behalf of each Improvement Area in an aggregate principal amount not to exceed \$23,000,000; and

WHEREAS, in 2007, the District issued its City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) (Improvement Area No. 1) 2007 Special Tax Bonds in the aggregate principal amount of \$10,620,000 (the “2007 Bonds”), which were refunded by the District’s City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) (Improvement Area No. 1) Special Tax Refunding Bonds, Series 2016A, issued in the aggregate principal amount of \$7,370,000 (the “2016 Bonds”); and

WHEREAS, no bonds have been issued by the District secured by special taxes within Improvement Area No. 2; and

WHEREAS, the District has received a petition signed by Jupiter Ventures I, LP, a California limited partnership (the “Owner”), which owns all of the taxable land within Improvement Area No. 2, which petition meets the requirements of Section 53332 of the Act, requesting that the District initiate proceedings to approve an amended and restated rate and method of apportionment for Improvement Area No. 2 to exclude the special tax for Improvements.

WHEREAS, on October 3, 2018, the City Council, acting as the legislative body of Community Facilities District No. 2006-1, adopted Resolution No. 2018-60, stating its intention to consider the approval of the first amended and restated rate and method for Community Facilities District No. 2006-1 attached as Attachment “A” to Resolution No. 2018-60 (the “First Amended Rate and Method”); and

WHEREAS, a notice calling a public hearing on November 7, 2018 was published as required by law relative to the intention of the City Council to consider the approval the First Amended Rate and Method; and

WHEREAS, on November 7, 2018, this City Council conducted a noticed public hearing to determine whether it should proceed with the approval of the First Amended Rate and Method; and

WHEREAS, at the November 7, 2018 public hearing all persons desiring to be heard on all matters pertaining to the approval of the First Amended and Rate and Method were heard and a full and fair hearing was held; and

WHEREAS, the City Council has determined that there have been fewer than twelve registered voters residing in Improvement Area No. 2 for the period of 90 days prior to November 7, 2018 and that the qualified electors in Improvement Area No. 2 are the landowners within Improvement Area No. 2; and

WHEREAS, on the basis of all of the foregoing, the City Council has determined at this time to proceed with the approval of the First Amended and Rate and Method.

NOW, THEREFORE, the City Council, acting in its capacity as the legislative body of the District, does hereby resolve, determine and order as follows:

1. Each of the above recitals is true and correct.
2. The City Council hereby adopts the First Amended Rate and Method attached as Attachment "A" to Resolution No. 2018-60 as the rate and method for Improvement Area No. 2 of Community Facilities District No. 2006-1. Except where funds are otherwise available, it is the intention of the City Council, subject to the approval of the eligible voters within Improvement Area No. 2, to levy the proposed special taxes at the rates for Improvement Area No. 2 set forth in Attachment "A" to Resolution No. 2018-60 on all non-exempt property within Improvement Area No. 2. The First Amended Rate and Method is described in detail in Attachment "A" to Resolution No. 2018-60 which is incorporated herein by this reference, and the City Council hereby finds that Attachment "A" to Resolution No. 2018-60 contains sufficient detail to allow each landowner within Improvement Area No. 2 to estimate the maximum amount that may be levied against each parcel. The special tax shall be levied on each assessor's parcel for as long as it is needed to meet the Special Tax Requirement for Services (as defined in the First Amended Rate and Method), as determined at the sole discretion of the City Council.
3. Written protests against the approval of the First Amended Rate and Method have not been filed by one-half or more of the registered voters within the boundaries of Improvement Area No. 2 or by the property owners of one-half or more of the area of land within the boundaries of Improvement Area No. 2. The City Council hereby finds that the approval of the First Amended Rate and Method has not been precluded by a majority protest pursuant to Section 53337 of the Act.
4. An election is hereby called within Improvement Area No. 2 on the proposition of approving the First Amended Rate and Method. The proposition to be placed on the ballot for Improvement Area No. 2 is attached hereto as Attachment "A." Following certification of a landowner vote in favor of the adoption of the First Amended Rate and Method, the District shall record an amended and restated notice of special tax lien for Improvement Area No. 2.
5. The date of the foregoing election within Improvement Area No. 2 shall be November 7, 2018, or such later date as is consented to by the City Clerk and the landowners within Improvement Area No. 2. The City Clerk shall conduct the election. Except as otherwise provided by the Act, the election shall be conducted by personally delivered or mailed ballot and, except as otherwise provided by the Act, the election shall be conducted in accordance with the provisions of law regulating elections of the City insofar as such provisions are determined by the City Clerk to be applicable.
6. It is hereby found that there are not more than twelve registered voters within the territory of Improvement Area No. 2, and, pursuant to Section 53326 of the Act, each landowner who is the owner of record on the date hereof, or the authorized representative thereof, shall have one vote for each acre or portion thereof that he or she owns within Improvement Area No. 2.

7. This Resolution shall be effective upon its adoption.

The City Clerk shall certify the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 7th day of November, 2018.

Geoff Dale, Mayor

ATTEST:

Debra Jackson, City Clerk

ATTACHMENT “A”

SAMPLE

BALLOT

**COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK)
OF THE CITY OF IMPERIAL**

SPECIAL ELECTION

November 7, 2018

This ballot represents ____ votes.

To vote, write or stamp a cross (“+” or “X”) in the voting square after the word “YES” or after the word “NO”. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk of the City of Imperial and obtain another.

PROPOSITION A: Shall a special tax as set forth in the first amended and restated rate and method of apportionment as provided in Attachment “A” to Resolution No. 2018-60 of the City Council of the City of Imperial for Improvement Area No. 2 of the City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) be levied to pay for the Services for Improvement Area No. 2 of Community Facilities District No. 2006-1?

YES_____

NO_____

RESOLUTION NO. 2018-63

**RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF IMPERIAL, ACTING IN ITS CAPACITY AS
THE LEGISLATIVE BODY OF CITY OF IMPERIAL
COMMUNITY FACILITIES DISTRICT NO. 2006-1
(MONTERREY PARK) AND IMPROVEMENT AREA
NO. 2 THEREIN, CERTIFYING THE RESULTS OF
THE NOVEMBER 7, 2018 SPECIAL ELECTION**

WHEREAS, the City Council of the City of Imperial (the "City Council"), acting as the legislative body of City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) (the "District"), called and duly held an election on November 7, 2018 within the boundaries of Improvement Area No. 2 of the District ("Improvement Area No. 2") pursuant to Resolution No. 2018-62 for the purpose of presenting to the qualified electors within Improvement Area No. 2 the proposition attached hereto as Attachment "A"; and

WHEREAS, there has been presented to the City Council a certificate of the City Clerk canvassing the results of the election, a copy of which is attached hereto as Attachment "B";

NOW, THEREFORE, the City Council, acting in its capacity as the legislative body of the District, does hereby resolve, determine and order as follows:

1. Each of the above recitals is true and correct and is adopted by the legislative body of the District.
2. Proposition A presented to the qualified electors within Improvement Area No. 2 on November 7, 2018 was approved by more than two-thirds of the votes cast at the election held within Improvement Area No. 2, and Propositions A has carried. The City Council is hereby authorized to levy on the land within Improvement Area No. 2 the special tax as set forth in the First Amended Rate and Method for Improvement Area No. 2 attached as "Attachment A" to Resolution No. 2018-60 adopted by the City Council on October 3, 2018.
3. The City Clerk is hereby directed to record in the Office of the County Recorder within fifteen days of the date hereof an amended and restated notice of special tax lien for Improvement Area No. 2 which Bond Counsel to the District shall prepare in the form required by Streets and Highways Code Section 3114.5.
4. This Resolution shall be effective upon its adoption.

The City Clerk shall certify the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 7th day of November, 2018.

Geoff Dale, Mayor

ATTEST:

Debra Jackson, City Clerk

ATTACHMENT A

SAMPLE

BALLOT

**COMMUNITY FACILITIES DISTRICT NO. 2006-1 (MONTERREY PARK)
OF THE CITY OF IMPERIAL**

SPECIAL ELECTION

November 7, 2018

This ballot represents ____ votes.

To vote, write or stamp a cross (“+” or “X”) in the voting square after the word “YES” or after the word “NO”. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk of the City of Imperial and obtain another.

PROPOSITION A: Shall a special tax as set forth in the first amended and restated rate and method of apportionment as provided in Attachment “A” to Resolution No. 2018-60 of the City Council of the City of Imperial for Improvement Area No. 2 of the City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) be levied to pay for the Services for Improvement Area No. 2 of Community Facilities District No. 2006-1?

YES_____

NO_____

ATTACHMENT B

CERTIFICATE OF CITY CLERK AS TO THE RESULTS OF THE CANVASS OF THE ELECTION RETURNS

I, Debra Jackson, City Clerk of the City of Imperial, do hereby certify that I have examined the returns of the Special Tax and Bond Election for Improvement Area No. 2 of City of Imperial Community Facilities District No. 2006-1 (Monterrey Park) (the "District"). The election was held in the chambers of the City Council at 420 South Imperial Avenue, Imperial, California 92251, on November 7, 2018. I caused to be delivered ballots to each qualified elector. Sixty-six (66) ballots were returned.

I further certify that the results of said election and the number of votes cast for and against Proposition A is as follows:

PROPOSITION A

YES: 66

NO: 0

TOTAL: 66

Dated this 7th day of November, 2018.

Debra Jackson
Debra Jackson, City Clerk
City of Imperial

DATE SUBMITTED 10/31/2018
SUBMITTED BY Public Services Dir.
DATE ACTION REQUIRED 11/07/2018

Agenda Item No 6-1
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: PRESENTATION BY WEBB ASSOCIATES PROVIDING
UPDATE TO CARBON COLUMNS (GAC) PROJECT AT THE
CITY WATER TREATMENT PLANT AND TOTAL
TRICHALOMETHANE (TTHM) LEVELS.**

DEPARTMENT INVOLVED: Public Services

BACKGROUND/SUMMARY:

The City of Imperial for the past 3 years has been in violation in TTHM levels in the city's potable water. The city with the assistance of consulting engineering firm Webb Associates came up with a project that has been approved by the state Department of Water Resources to correct the issue of the high TTHM levels. The project approved was the installation of GAC system at the city's water treatment plant. Webb Associates will be on hand to provide an update on the overall project which is substantially complete and answer questions that the Council may have.

FISCAL IMPACT:

STAFF RECOMMENDATION

MANAGER'S RECOMMENDATION:

MANAGER'S INITIAL JS

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

10/31/18

CITY MANAGER'S
OFFICE

11/07/18

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

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: WASTEWATER TREATMENT PLANT IMPROVEMENTS

1. AUTHORIZATION FOR STAFF TO ENGAGE WITH URBAN FUTURES, INC., NORTON ROSE FULBRIGHT AND HILLTOP SECURITIES FOR WASTEWATER REVENUE BOND MUNICIPAL ADVISORY, BOND AND DISCLOSURE COUNSEL AND UNDERWRITING SERVICES;
2. ADOPTION OF RESOLUTION NO. 2018-24 AUTHORIZING CITY STAFF AND CONSULTANTS TO PREPARE NECESSARY DOCUMENTATION FOR THE ISSUANCE OF BONDS TO FINANCE WASTE WATER TREATMENT PLANT IMPROVEMENTS

DEPARTMENT INVOLVED: PUBLIC SERVICES, FINANCE, CITY MANAGER'S OFFICE

BACKGROUND/SUMMARY:

City staff is requesting the City Council to hereby authorize staff and consultants to move forward with all necessary documentation for the issuance of bonds to finance the improvements necessary at the City's Wastewater Treatment Facility. Please see attached paperwork for further information.

FISCAL IMPACT: \$50,000.00
As budgeted in Enterprise Funds



STAFF RECOMMENDATION:



MANAGER'S RECOMMENDATION: n/a

Q

MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

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

October 24, 2018

FROM: Urban Futures, Inc.
Douglas P. Anderson, Director, Public Finance Group

TO: Stefan T. Chatwin, City Manager
City of Imperial
420 South Imperial Avenue
Imperial, CA 92251

RE: Engagement Letter for 2019 Wastewater Revenue Bonds

Dear Mr. Chatwin,

This letter specifies the terms of the proposed engagement between Urban Futures, Inc., located at 17821 E. 17th Street, Suite 245, Tustin, CA 92780 and the City of Imperial, located at 420 South Imperial Avenue, Imperial, CA 92251.

This engagement between the City of Imperial (the "City") and Urban Futures, Inc. shall become effective as of the date of its acceptance as provided below.

Scope of Municipal Advisory Activities to be Performed

Assembling a team that works for the municipality is a key part of the debt issuance process. Among the first to join the team is the municipal advisor. As municipal advisor, Urban Futures, Inc. will successfully perform the following duties.

- Assist in developing the plan of finance and related transaction timetable;
- Identify and analyze financing solutions and alternatives for funding the capital improvement and/or refunding plan;
- Advise on the method of sale, taking into account market conditions and near-term activity in the municipal market;
- Assist in the preparation of any rating agency strategies and presentations;
- Coordinate internal/external accountants, feasibility consultants and escrow agents, as appropriate;
- Assist with the selection of the financing team including underwriters/placement agents, trustee, bond and disclosure counsel;
- Assist with underwriter compensation issues, syndicate structure and bond allocations;

- Assist with negotiated sales (as applicable), including advice regarding retail order periods and institutional marketing, analysis of comparable bonds and secondary market data, and verify cash flow calculations;
- Assist with competitive bond sales (as applicable), including posting of the notice of sale and preliminary official statement, and preparation of the bid verification, true interest cost (TIC) calculations and reconciliations/verifications of bidding platform calculations, preparation of notice of sale, obtaining CUSIP numbers;
- Prepare and/or review preliminary cash flows/ preliminary refunding analysis;
- Analyze whether to use SLGS, open markets and/or agency securities for purposes of investment of bond proceeds;
- Manage the escrow bids or review SLGs applications for structuring advance refunding escrow;
- Assist in procuring printers, verification agents, etc.;
- Plan and coordinate bond closings;
- Prepare any required post-sale reports of bond sales; and
- Evaluate market conditions and pricing performance of senior manager and co-managers' distribution of bonds.

Independent Registered Municipal Advisor ("IRMA")

If acting in the capacity of an Independent Registered Municipal Advisor ("IRMA") with regards to the IRMA exemption of the SEC Rule, Urban Futures, Inc. will review all third party recommendations submitted to Urban Futures, Inc. in writing by the City.

Term of Engagement Agreement

The commencement date of the agreement will be November 7, 2018 and the end date is one year after the effective date or at the successful close of the transaction, whichever occurs first. Any extensions must be mutually agreed upon by all parties in writing.

Termination of Engagement Agreement

The City may terminate the whole or any part of this Agreement at any time and without cause by giving sixty (60) days written notice to Urban Futures, Inc. of such termination, and specifying the effective date thereof. Urban Futures, Inc. shall discontinue all Services affected by such termination within thirty (30) days of receipt of such notice, unless otherwise instructed by the City in writing. Urban Futures, Inc. may terminate this agreement by giving the City sixty (60) days written notice.

In the event Services are terminated by the City and bonds are successfully issued, Urban Futures Inc. will be compensated pro-rata for services provided up to the termination date.

Urban Futures, Inc.

Compensation and Out-of-Pocket Expenses

Compensation for the municipal advisory activities to be performed for this engagement is contingent upon the successful sale of bonds, and such compensation may be paid from the costs of issuance account of the bond issue at bond closing.

For the subject transaction, the fee for financial advisory services is \$47,500. In addition, Urban Futures, Inc. will charge expenses in an amount not to exceed \$2,500. Such expenses may include the following:

- Mandatory SEC/MSRB Compliance Requirements & Reporting
- Data Services (Bloomberg, Thompson Reuters, DBC)
- Travel (mileage, airfare, hotels, etc.)

Fiduciary Duty

Urban Futures, Inc. is registered as a Municipal Advisor with the Securities and Exchange Commission ("SEC") and Municipal Securities Rulemaking Board ("MSRB"). As such, Urban Futures, Inc. has a Fiduciary Duty to the City and must provide both a Duty of Care and a Duty of Loyalty that entails the following.

Duty of Care:

- a) exercise due care in performing its municipal advisory activities;
- b) possess the degree of knowledge and expertise needed to provide the City with informed advice;
- c) make a reasonable inquiry as to the facts that are relevant to the City's determination as to whether to proceed with a course of action or that form the basis for any advice provided to the City; and
- d) undertake a reasonable investigation to determine that Urban Futures, Inc. is not forming any recommendation on materially inaccurate or incomplete information; Urban Futures, Inc. must have a reasonable basis for:
 - i. any advice provided to or on behalf of the City;
 - ii. any representations made in a certificate that it signs that will be reasonably foreseeably relied upon by the City, any other party involved in the municipal securities transaction or municipal financial product, or investors in the City securities; and
 - iii. any information provided to the City or other parties involved in the municipal securities transaction in connection with the preparation of an official statement.

Duty of Loyalty:

Urban Futures, Inc. must deal honestly and with the utmost good faith with the City and act in the City's best interests without regard to the financial or other interests of Urban Futures, Inc. Urban Futures, Inc. will eliminate or provide full and fair disclosure (included herein) to the City about each material conflict of interest (as applicable). Urban Futures, Inc. will not engage in municipal advisory activities with the City as a municipal entity, if it cannot manage or mitigate its conflicts in a manner that will permit it to act in the City's best interests.

Conflicts of Interest and Other Matters Requiring Disclosures

- As of the date of the Agreement, there are no material conflicts of interest that Urban Futures, Inc. is aware of that might impair its ability to render unbiased and competent advice or to fulfill its fiduciary duty. If Urban Futures, Inc. becomes aware of any potential conflict of interest that arises after this disclosure, Urban Futures, Inc. will disclose the detailed information in writing to the City in a timely manner.
- The fee paid to Urban Futures, Inc. increases the cost of investment to the City. The increased cost occurs from compensating Urban Futures, Inc. for municipal advisory services provided.
- Urban Futures, Inc. does not act as principal in any of the transaction(s) related to this Agreement.
- During the term of the municipal advisory relationship, this agreement will be promptly amended or supplemented to reflect any material changes in or additions to the terms or information within this agreement and the revised writing will be promptly delivered to the City.
- Urban Futures, Inc. does not have any affiliate that provides any advice, service, or product to or on behalf of the client that is directly or indirectly related to the municipal advisory activities to be performed by Urban Futures, Inc.;
- Urban Futures, Inc. has not made any payments directly or indirectly to obtain or retain the City's municipal advisory business;
- Urban Futures, Inc. has not received any payments from third parties to enlist Urban Futures, Inc. recommendation to the City of its services, any municipal securities transaction or any municipal finance product;
- Urban Futures, Inc. has not engaged in any fee-splitting arrangements involving Urban Futures, Inc. and any provider of investments or services to the City;
- Urban Futures, Inc. does not have any other engagements or relationships that might impair Urban Futures, Inc.'s ability either to render unbiased and competent advice to or on behalf of the City or to fulfill its fiduciary duty to the City, as applicable; and

- Urban Futures, Inc. does not have any legal or disciplinary event that is material to the City's evaluation of the municipal advisory or the integrity of its management or advisory personnel.

Legal Events and Disciplinary History

Urban Futures, Inc. does not have any legal events and disciplinary history on its Form MA and Form MA-I, which includes information about any criminal actions, regulatory actions, investigations, terminations, judgments, liens, civil judicial actions, customer complaints, arbitrations and civil litigation. The City may electronically access Urban Futures, Inc.'s most recent Form MA and each most recent Form MA-I filed with the Commission at the following website: www.sec.gov/edgar/searchedgar/companysearch.html.

There have been no material changes to a legal or disciplinary event disclosure on any Form MA or Form MA-I filed with the SEC.

Recommendations

If Urban Futures, Inc. makes a recommendation of a municipal securities transaction or municipal financial product or if the review of a recommendation of another party is requested in writing by the City and is within the scope of the engagement, Urban Futures, Inc. will determine, based on the information obtained through reasonable diligence of Urban Futures, Inc. whether a municipal securities transaction or municipal financial product is suitable for the City. In addition, Urban Futures, Inc. will inform the City of:

- the evaluation of the material risks, potential benefits, structure, and other characteristics of the recommendation;
- the basis upon which Urban Futures, Inc. reasonably believes that the recommended municipal securities transaction or municipal financial product is, or is not, suitable for the City; and
- whether Urban Futures, Inc. has investigated or considered other reasonably feasible alternatives to the recommendation that might also or alternatively serve the City's objectives.

If the City elects a course of action that is independent of or contrary to the advice provided by Urban Futures, Inc., Urban Futures, Inc. is not required on that basis to disengage from the City.

Record Retention

Effective July 1, 2014, pursuant to the Securities and Exchange Commission (SEC) record retention regulations, Urban Futures, Inc. is required to maintain in writing, all communication and created documents between Urban Futures, Inc. and the City for 5 years.

If there are any questions regarding the above, please do not hesitate to contact Urban Futures, Inc. If the foregoing terms meet with your approval, please indicate your acceptance by executing both copies of this letter and returning one copy.

Sincerely,

Douglas P. Anderson
Director, Public Finance Group
Urban Futures, Inc.

City of Imperial

By: _____

Title: _____



October 23, 2018

Norton Rose Fulbright US LLP
555 South Flower Street
Forty-First Floor
Los Angeles, California 90071
United States

Don Hunt
Partner
Direct line +1 213 892 9316
don.hunt@nortonrosefulbright.com

Tel +1 213 892 9200
Fax +1 213 892 9494
nortonrosefulbright.com

Mr. Stefan T. Chatwin
City Manager
City of Imperial
420 South Imperial Avenue
Imperial, California 92251

Re: Wastewater System Financing

Dear Mr. Chatwin

We are pleased to provide a proposal to serve as Bond Counsel and Disclosure Counsel to the City of Imperial (the "City") in connection with the issuance by the City or related entity of tax-exempt new money bonds for the City wastewater system.

Norton Rose Fulbright US LLP, which is one of the largest law firms in the United States, has consistently been among the leading law firms in terms of number of public finance transactions for which it has acted as Bond Counsel.

As Bond Counsel, Fulbright will assist in developing the structure of the financing and provide customary Bond Counsel services necessary to enable the City to authorize, issue, sell and deliver bonds or other obligations under existing laws, as more fully set forth below. In addition, we would make our offices available to the City for the purpose of conducting meetings with regard to the documents relating to an offering of bonds or other obligations, and for pre-closings and closings of any transactions.

To the extent necessary, we will undertake statutory, decisional and constitutional law research inquiries as to the validity and legal authority of any method of financing chosen by the City. We will prepare, where necessary, the various resolutions, ordinances, trust indentures, notices inviting bids and security agreements required for each transaction. Where necessary, the Firm will review agreements for any credit support facility, bond insurance policy, escrow deposit, trustee, paying agent or registrar agreement, and we would discuss and comment upon such agreements with City staff and the Municipal Advisor engaged by the City in connection therewith. The Firm will also be available to discuss and comment upon any aspect of the transaction related to its role as Bond Counsel, including any issues concerning the rating agencies or any other participant to the transaction. We will prepare or review all documents of the City necessary for the closing and delivery of the Bonds to the purchasers. The Firm will also prepare or review the various closing certificates and opinions required of trustees, accountants, consulting engineers, and other interested parties. At the closing, the Firm would deliver a final approving opinion in respect of the bonds or other obligations, stating, among other things, that such obligations are valid and binding obligations of the City and, if applicable, that interest on such obligations is

exempt from personal income taxes under the laws of the United States and the State of California.

The proposed financing will be reviewed by the Firm's Tax Department to assure that all aspects of the financing are in compliance with the requirements of the Internal Revenue Code, relevant Internal Revenue Service rulings and Treasury Department regulations so that the federal tax exemption of interest paid on the obligations is applicable to the extent possible. More specifically, such a review would entail an analysis of the financing structure to determine if such obligations are "arbitrage bonds" within the meaning of the Internal Revenue Code. In connection with such review, our Tax Department would prepare a certificate as to arbitrage which would be delivered at the closing. In addition, the Firm would review the applicable requirements under California tax laws, regulations and procedures to insure the availability of State tax exempt status.

Subject to completion of all legal proceedings and issuance of the bonds to our satisfaction, Norton Rose Fulbright US LLP will issue its approving legal opinions with respect to the authorization, sale and delivery of the bonds and, if applicable, the exclusion of the interest on the bonds from gross income for Federal and State income tax purposes. We will issue appropriate supplemental opinions and certificates as may be necessary or appropriate.

Our fees for services as Bond Counsel and Disclosure Counsel for the water financing for the City would be \$83,000, plus \$2,000 for disbursements and preparation of transcripts.

Such fees are entirely contingent on the successful delivery of the bonds. In the event the bonds are not sold and delivered, the City shall not be liable for any legal services provided or costs incurred by the Firm.

The provisions herein for payment of fees on a fixed fee basis pertain to the ordinary and customary services rendered in connection with transactions of the type described herein. Services performed which are occasioned by unforeseen delays, litigation, validation actions, the need to obtain federal tax rulings, the use of derivative products, investment agreements, guaranteed investment contracts, or other similar matters are to be initiated only upon written direction of the City and will be billed at our then applicable discounted Public Finance rates. No such services are expected to be performed as of this time, and will be performed only upon written direction of the City.

Mr. Stefan T. Chatwin
October 23, 2018
Page 3

 NORTON ROSE FULBRIGHT

You are advised that the firm maintains Professional Errors and Omissions insurance coverage applicable to the services which we would be rendering.

If this arrangement is satisfactory to you, please return to us a copy of this letter executed by an authorized officer of the City.

Respectfully submitted,

Norton Rose Fulbright LLP

By: 
Donald L. Hunt, Partner

Terms of Bond Counsel Employment

Approved This ____ Day

of _____, 2018

CITY OF IMPERIAL

Name: _____

Title: _____

October 22, 2018

Mr. Stefan T. Chatwin, City Manager
City of Imperial, California

Re: Underwriter Engagement Letter

Dear Mr. Chatwin:

On behalf of Hilltop Securities Inc. (“we” or “HilltopSecurities”), we wish to thank you for the opportunity to serve as underwriter for the planned financing (the “Securities”), in connection with the 2019 Wastewater Revenue Bonds. This letter will confirm the terms of our engagement; however, it is anticipated that this letter will be replaced and superseded by a bond purchase agreement to be entered into by the parties (the “Purchase Agreement”) if and when the Securities are priced following the successful completion of the public offering process.

1. Services to be provided by HilltopSecurities. City of Imperial (the “Issuer”) hereby engages HilltopSecurities to serve as the sole managing underwriter of the proposed offering and issuance of the Securities, and in such capacity HilltopSecurities agrees to provide customary underwriting services, including but not limited to:

- a. Review and evaluate of the proposed terms of the offering and the Securities
- b. Coordinate with the Issuer (if applicable) for the offering of the Securities
- c. Develop a marketing plan/bid specifics for the offering, including identification of potential investors
- d. Assist in the preparation of offering documents
- e. Assist in obtaining rating(s) for the Securities (if applicable)
- f. Contact potential investors, provide them with offering-related information, respond to their inquiries and, if requested, coordinate due diligence sessions
- g. Consult with Bond Counsel and other service providers about the offering and the terms of the Securities
- h. Relay information regarding the offering process to the Issuer

- i. Negotiate the pricing, including the interest rate, and other terms of the Securities
- j. Obtain CUSIP number(s) for the Securities and arrange for their DTC book-entry eligibility (if applicable)
- k. Plan and arrange for the closing and settlement of the issuance and the delivery of securities
- l. Such other usual and customary underwriting services as may be requested

As an underwriter, HilltopSecurities will not be required to purchase the Securities except pursuant to the terms of the Purchase Agreement, which will not be signed until successful completion of the pre-sale offering period. This letter does not obligate HilltopSecurities to purchase any of the Securities. Any commitment to purchase Securities is subject to future credit, legal and business approvals by HilltopSecurities.

2. No Advisory or Fiduciary Role. Issuer acknowledges and agrees that: (i) the primary role of HilltopSecurities, as an underwriter, is to purchase Securities for resale to investors in an arm's length commercial transaction between Issuer (and Borrower under a conduit issue), and HilltopSecurities and that HilltopSecurities has financial and other interests that may differ from those of the Issuer; (ii) HilltopSecurities is not acting as a municipal advisor, financial advisor, or fiduciary to Issuer or the Issuer and has not assumed any advisory or fiduciary responsibility to Issuer or the Issuer with respect to the transaction contemplated hereby and the discussions, undertakings and procedures leading thereto (irrespective of whether HilltopSecurities has provided other services or is currently providing other services to the Issuer on other matters); (iii) the only obligation HilltopSecurities has to Issuer or the Issuer with respect to the transaction contemplated hereby expressly are set forth in this agreement; and (iv) Issuer and the Issuer has consulted or will consult its own financial and/or municipal, legal, accounting, tax and other advisors, as applicable, to the extent it deems appropriate. Under the role of placement agent, Hilltop will arrange for the placement of Securities to investors in an arm's length commercial transaction between Issuer (and Borrower under a conduit issue), and the purchaser of such Securities.

3. Fees and Expenses. HilltopSecurities' underwriting fee/spread will not exceed 0.85% of the principal amount of the Securities issued. The underwriting fee/spread will represent the difference between the price that HilltopSecurities pays for the Securities and the public offering price stated on the cover of the final offering document. If the issue is privately placed, the fee will not exceed 0.85% of the principal amount of the Securities issued. The Issuer and/or Borrower will be responsible for paying all other costs of issuance, including without limitation, bond counsel, underwriter's counsel, rating agency, and all other expenses incident to the performance of the Issuer's obligations under the proposed offering. Issuer further acknowledges it is aware of the "Municipal Advisor Rule" of the Securities and Exchange Commission (effective July 1, 2014) and the underwriter exclusion from the definition of "municipal advisor" for a firm serving as an



underwriter or placement agent for a particular issuance of municipal securities. Issuer expects that HilltopSecurities will provide advice on the structure, timing, terms, and other matters concerning the Securities.

4. Term and Termination. The term of this engagement shall extend from the date of this letter to the closing of the offering or placement of the Securities. Notwithstanding the foregoing, either party may terminate HilltopSecurities' engagement at any time upon at least 30 days' prior written notice to the other party.

5. Miscellaneous. This letter shall be governed and construed in accordance with the laws of the State of California. This Agreement may not be amended or modified except by means of a written instrument executed by both parties hereto. This Agreement may not be assigned by either party without the prior written consent of the other party. This Agreement may be executed in counterparts.

If there is any aspect of this Agreement that you believe requires further clarification, please do not hesitate to contact us. If the foregoing is consistent with your understanding of our engagement, please sign and return the enclosed copy of this letter.

Again, we thank you for the opportunity to assist you with your proposed financing and the confidence you have placed in us.

Very truly yours,
Hilltop Securities Inc.

By: 

Mike Cavanaugh
Managing Director

This Letter and Agreement is hereby accepted for and on behalf of City of Imperial, California on this ____ day of ___, 2018.

By: _____

Title: _____

RESOLUTION NO. 201864

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL
AUTHORIZING STAFF AND CONSULTANTS TO PREPARE NECESSARY
DOCUMENTATION FOR THE ISSUANCE OF BONDS TO FINANCE
WASTEWATER TREATMENT PLANT IMPROVEMENTS AND
APPROVING FINANCING TEAM MEMBERS IN CONNECTION
THEREWITH

WHEREAS, the City desires to issue obligations to finance additional wastewater improvements; and

WHEREAS, the City desires to approve the members of the financing team in connection with the proposed issuance of wastewater revenue bonds to be issued on a tax-exempt basis (the “Bonds”);

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City (the “City Council”) as follows:

Section 1. Approval of Recitals. The City Council hereby finds and determines that the foregoing recitals are true and correct.

Section 2. Authorization to Prepare Documents. The City Council hereby authorizes staff, the Municipal Advisor, Bond Counsel and Disclosure Counsel to prepare necessary documentation for review and approval by the City Council for the issuance of bonds to finance Wastewater Treatment Plant Improvements. The bonds will be on a parity with the 2005 Wastewater Certificates of Participation and the 2012 Wastewater Revenue Bonds.

Section 3. Approval of Certain Financing Team Members. The City Council hereby approves the appointment of (a) Norton Rose Fulbright US LLP, to provide Bond Counsel and Disclosure Counsel services in connection with the Bonds, (b) Hilltop Securities, as Underwriter in connection with the Bonds, and (C) Urban Futures, Inc., as Municipal Advisor in connection with the Bonds. The City Manager is hereby authorized and directed to execute services agreements with these financing team members.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

Section 5. Certification. The City Clerk shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED this _____ day of _____ 2018.

Geoff Dale
Mayor

ATTEST:

Debra Jackson
City Clerk

I, Debra Jackson, the City Clerk of the City do hereby certify that the foregoing resolution was duly adopted by the City Council at a regular meeting thereof held on _____, 2018 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Debra Jackson
City Clerk

DATE SUBMITTED October 31, 2018
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED November 7, 2018

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

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: Update DISCUSSION/ACTION:

Water & Waste

Water Plan Maps

1. Discuss, Approve/Disapprove infrastructure maps for City of Imperial.

DEPARTMENT INVOLVED:

Public Services Water & Waste

Water

BACKGROUND/SUMMARY:

The City infrastructure maps were last updated in 2006. Due to changes since 2006, including remapping of housing areas, the City has a need to bring the maps current. Staff approached Webb & Associates to update both maps and a quote was given of \$6,860.

FISCAL IMPACT: \$6,860.00

50% Water – GL: 50-510-5210

50% Waste Water – GL: 55-520-5210

FINANCE
INITIALS _____

STAFF RECOMMENDATION: Approval

DEPT. INITIALS _____

MANAGER'S RECOMMENDATION: n/a

CITY
MANAGER'S
INITIALS 

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ☐

DISAPPROVED ☐

REJECTED ☐

DEFERRED ☐

REFERRED TO:

**Corporate Headquarters**

3788 McCray Street
Riverside, CA 92506
951.686.1070

Palm Desert Office

41-990 Cook St., Bldg. I-801B
Palm Desert, CA 92211
951.686.1070

Murrieta Office

41870 Kalmia Street #160
Murrieta, CA 92562
951.686.1070

October 31, 2018

Mr. Jackie Loper
Public Service Director
CITY OF IMPERIAL
420 S. Imperial Avenue
Imperial, CA 92251

RE: Water and Wastewater System Map Updates

Dear Mr. Loper,

Pursuant to your request, WEBB Associates has prepared this proposal to update the City's Water and Sewer System Maps to include development projects and new infrastructure constructed since the last water and sewer master plans were completed in 2006. In addition to updating the information and preparing new hardcopy maps for the City's use, WEBB will create a GIS database so that future infrastructure can be easily added to the system and new maps created quickly. The GIS map will have the ability to overlay Google Earth images or street centerlines and parcel data.

TASKS & DELIVERABLES

The following tasks and deliverables will be completed as part of this work.

- Prepare a system map in GIS format using the 2006 Water and Sewer Master Plans as the base map
- Add new development projects and City constructed infrastructure (new development maps will be delivered to WEBB by the City)
- Deliver two (2) hardcopies of the updated maps to the City for review and approval
- Update the maps and GIS based upon City comments
- Finalize the maps and GIS
- Deliver five (5) full size (24x36 inch) hardcopies of the maps to the City along with an electronic PDF file
- Participate in a 2 hour conference call with City staff to train on how to prepare a Google Earth overlay map of the water or sewer system.

SCHEDULE & FEES

WEBB will begin the work immediately upon approval. It is anticipated that the draft maps will be delivered to the City within three (3) weeks of receiving the development maps from the City. Upon receipt of City comments, WEBB will complete the maps and deliver the final hardcopies and PDF to the City within one (1) week. The training will occur based upon the City's availability after completion of the maps.



www.webbassociates.com

The total fee for this work will be \$6,860 based upon the following hours.

- Engineer 16 hours
- GIS Specialist 16 hours
- Principal 6 hours

If you have any questions, please contact our office.

Sincerely,

ALBERT A. WEBB ASSOCIATES

A handwritten signature in blue ink, appearing to read "B. Knoll", is written over a faint, light blue rectangular background.

Brian P. Knoll, PE
Vice President

cc: Kris Danielson, WEBB

Agenda Item No.

C-4

DATE SUBMITTED

10/31/2018

SUBMITTED BY

COMMUNITY
DEVELOPMENT
DIRECTOR MORA

DATE ACTION REQUIRED

11/7/2018

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:

15-CDBG-10577 STREET & SIDEWALK IMPROVEMENT PROJECT

1. APPROVAL OF BALANCING CHANGE ORDER

2. ACCEPTANCE OF PROJECT AS COMPLETED AND AUTHORIZE CITY CLERK FILING NOTICE OF COMPLETION

DEPARTMENT
INVOLVED:

COMMUNITY DEVELOPMENT

BACKGROUND/SUMMARY:

The City was able to secure a CDBG grant for street and sidewalk improvements along 15th, F, G, H streets (North Quadrant). Pyramid Construction & Aggregates, Inc. was awarded the project. The work included new sidewalk, ADA Ramps, and traffic control around the construction zone.

All work has been completed per approved improvement plans. Final quantities have been accounted in the balancing change order attached herewith for review and approval.

The Construction project was successfully completed on September 29, 2018.

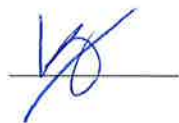
FISCAL IMPACT: CDBG/LTA MEASURE D AND TDA (ADA RAMPS AND SIDEWALKS)

Original Contract: \$976,642.35

CO#1: \$418,706.55

Balancing CO: \$35,714.05 (+2.56%)

Total: \$1,431,062.94

ADMIN
SERVICES
SIGN INITIALS


STAFF RECOMMENDATION: Staff recommends City Council approve balancing change order and acceptance of project.

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

CITY
MANAGER'S
INITIALS


MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED

()

DISAPPROVED

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REJECTED

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DEFERRED

()

REFERRED TO:

EXHIBIT "A"

APPLICATION NUMBER: 5
 PERIOD: September 09/01/2018 - 09/30/2018
 PROJECT: CDCR Street and Sidewalk Improvements
 18020

PAGE 1 of 3 PAGES

A	B	C1	C2	C3	C4	C5	C6	C7	D1	D2	E1	E2	F1	F2	F3	H	I
ITEM NO.	DESCRIPTION OF WORK	UNIT	UNIT PRICE	ESTIMATED QUANTITY	ONGOING SCHEDULED VALUE	ACTUAL QUANTITY	CHANGE ORDER INCREASED (+) / DECREASED (-) AMOUNT	NEW SCHEDULED VALUE	PREVIOUSLY COMPLETED QUANTITY OF PREVIOUS PAY REQUEST	COST OF PREVIOUS PAY REQUEST	COMPLETED QUANTITY	COMPLETED COST	TOTAL QUANTITY COMPLETED TO DATE D1+E1	TOTAL COST COMPLETED TO DATE D2+E2	% (G1 - C7)	BALANCE TO FINISH (C7-G2)	% RETAINAGE (G2 X 0.09)
1	Mobilization/ Bonds/ Insurances	LS	\$ 22,530.00	1	\$22,530.00	0	\$0.00	\$22,530.00	1.00	\$22,530.00	0.00	\$0.00	1.00	\$22,530.00	100.00%	\$0.00	1,126.50
2	Preparation/ Implementation	LS	\$ 9,180.00	1	\$9,180.00	0	\$0.00	\$9,180.00	1.00	\$9,180.00	0.00	\$0.00	1.00	\$9,180.00	100.00%	\$0.00	459.00
3	Traffic Control Plan	LS	\$ 10,200.00	1	\$10,200.00	0	\$0.00	\$10,200.00	1.00	\$10,200.00	0.00	\$0.00	1.00	\$10,200.00	100.00%	\$0.00	510.00
4	Water Pollution Control	LS	\$ 24.17	960	\$23,203.20	0	\$0.00	\$23,203.20	999.00	\$24,145.83	0.00	\$0.00	999.00	\$24,145.83	104.08%	-\$942.63	1,207.29
5	Remove and Dispose Existing PCC Curb and Gutter	SF	\$ 16.17	1,404	\$22,702.68	0	\$0.00	\$22,702.68	1,521.00	\$24,594.57	0.00	\$0.00	1,521.00	\$24,594.57	108.33%	-\$1,891.89	1,229.73
6	Remove and dispose existing PCC Sidewalk	SF	\$ 3.10	31,144	\$96,546.40	0	\$0.00	\$96,546.40	31,320.00	\$97,092.00	0.00	\$0.00	31,320.00	\$97,092.00	100.57%	-\$545.60	4,854.60
7	Remove and dispose existing PCC ADA Ramp	EA	\$ 1,122.00	48	\$53,856.00	0	\$0.00	\$53,856.00	48.00	\$53,856.00	0.00	\$0.00	48.00	\$53,856.00	100.00%	\$0.00	2,692.80
8	Remove/Trim Interfering Shrubs and Trees at City RW	LS	\$ 5,100.00	1	\$5,100.00	0	\$0.00	\$5,100.00	1.00	\$5,100.00	0.00	\$0.00	1.00	\$5,100.00	100.00%	\$0.00	255.00
9	Install 8" New PCC Curb & Gutter (City Std. No. 21)	LF	\$ 44.82	1,040	\$46,612.80	0	\$0.00	\$46,612.80	825.00	\$36,976.50	0.00	\$0.00	825.00	\$36,976.50	79.33%	\$9,636.30	1,848.83
10	Install new 6" PCC Spandrel (City Std. No. 27)	SF	\$ 23.19	1,404	\$32,558.76	0	\$0.00	\$32,558.76	990.00	\$22,958.10	0.00	\$0.00	990.00	\$22,958.10	70.51%	\$9,600.66	1,147.91
11	Install New PCC 4.5" wide sidewalk (City Std. No. 25)	SF	\$ 10.61	29,950	\$312,464.50	0	\$0.00	\$312,464.50	33,568.00	\$356,156.48	0.00	\$0.00	33,568.00	\$356,156.48	113.98%	-\$43,691.98	17,807.82
12	Install new 5" PCC ADA Ramp (City Std. No. 23-A, 23-B, 23-C)	LS	\$ 2,332.00	52	\$121,264.00	0	\$0.00	\$121,264.00	52.00	\$121,264.00	0.00	\$0.00	52.00	\$121,264.00	100.00%	\$0.00	6,063.20
13	Install 3" Min. Asphalt Hot Mix Patch	SF	\$ 6.00	5620	\$33,720.00	0	\$0.00	\$33,720.00	1,054.00	\$6,324.00	0.00	\$0.00	1,054.00	\$6,324.00	18.75%	\$27,396.00	316.20
14	Install New Driveway Approach Back Portion (only) (City Std. No.	SF	\$ 17.03	5619	\$95,691.57	0	\$0.00	\$95,691.57	6,181.00	\$105,262.43	0.00	\$0.00	6,181.00	\$105,262.43	110.00%	-\$9,570.86	5,263.12
15	Install New PCC Ramp-Sidewalk Taper (City Std. No. 25-A)	SF	\$ 16.84	216	\$3,637.44	0	\$0.00	\$3,637.44	249.00	\$4,193.16	0.00	\$0.00	249.00	\$4,193.16	115.28%	-\$555.72	209.66
16	Adjust Electrical Box/Covers	EA	\$ 816.00	10	\$8,160.00	0.00	\$0.00	\$8,160.00	11.00	\$8,976.00	0.00	\$0.00	11.00	\$8,976.00	110.00%	-\$816.00	448.80
17	Adjust Water Meter Box/Covers	EA	\$ 816.00	10	\$8,160.00	0	\$0.00	\$8,160.00	11.00	\$8,976.00	0.00	\$0.00	11.00	\$8,976.00	110.00%	-\$816.00	448.80
18	Geotechnical Quality Control & Material Testing Services	LS	\$ 41,055.00	1	\$41,055.00	0	\$0.00	\$41,055.00	1.00	\$41,055.00	0.00	\$0.00	1.00	\$41,055.00	100.00%	\$0.00	2,052.75
19	Proctoring	LS	\$ 30,000.00	1	\$30,000.00	0	\$0.00	\$30,000.00	0.4000	\$12,080.90	0.00	\$0.00	0.40	\$12,080.90	40.20%	\$17,939.10	603.05
					\$976,642.35			\$976,642.35		\$970,900.97		\$0.00		\$970,900.97	99.41%	\$5,741.38	48,545.05

APPLICATION NUMBER: 5
APPLICATION DATE: September 09/01/2018 - 09/30/2018
PERIOD: CD8C Street and Sidewalk Improvements
Project: 18020

A	B	C1	C2	C3	C4	C5	C6	C7	D1	D2	E1	E2	F1	F2	F3	H	I
ITEM NO.	DESCRIPTION OF WORK	UNIT	UNIT PRICE	ESTIMATED QUANTITY	DWING SCHEDULED VALUE	ACTUAL QUANTITY	CHANGE ORDER INCREASED (+) DECREASED (-) AMOUNT	NEW SCHEDULED VALUE	QUANTITY OF PREVIOUS PAY REQUEST	COST OF PREVIOUS PAY REQUEST	COMPLETED QUANTITY	COMPLETED COST	TOTAL QUANTITY COMPLETED TO DATE	TOTAL COST COMPLETED TO DATE	% (G1 + C7)	BALANCE TO FINISH (C7-G3)	3% RETAINAGE (G3 X 0.03)
Change Order/Additional Work																	
1	Mobilization/ Bonds/ Insurances	LS	\$ 11,265.00	1		0	\$11,265.00	\$11,265.00	0.50	\$5,632.50	0.50	\$5,632.50	1.00	\$11,265.00	100.00%	\$0.00	563.25
2	Preparation/ Intermentation	LS	\$ 9,180.00	1		0	\$9,180.00	\$9,180.00	0.50	\$4,590.00	0.50	\$4,590.00	1.00	\$9,180.00	100.00%	\$0.00	459.00
3	Traffic Control Plan	LS	\$ 10,200.00	1		0	\$10,200.00	\$10,200.00	0.50	\$5,100.00	0.50	\$5,100.00	1.00	\$10,200.00	100.00%	\$0.00	510.00
4	Water Pollution Control	LS	\$ 10,200.00	1		0	\$10,200.00	\$10,200.00	0.50	\$5,100.00	0.50	\$5,100.00	1.00	\$10,200.00	100.00%	\$0.00	510.00
5	Remove and Dispose Existing PCC Curb and Gutter	LS	\$ 24.17	60.67		0	\$1,466.39	\$1,466.39	132.00	\$3,190.44	0.00	\$0.00	132.00	\$3,190.44	217.57%	-\$1,724.05	159.52
6	Remove and Dispose Existing PCC Curb and Gutter	SF	\$ 16.17	660		0	\$10,672.20	\$10,672.20	330.00	\$5,336.10	330.00	\$5,336.10	660.00	\$10,672.20	100.00%	\$0.00	533.61
7	Remove and dispose existing PCC ADA Ramp	EA	\$ 3.10	14,050		0	\$43,555.00	\$43,555.00	1,931.94	\$5,989.01	12,118.06	\$37,565.99	14,050.00	\$43,555.00	100.00%	\$0.00	2,177.75
8	Remove/Trim Interfering Shrubs and Trees at City RWY	EA	\$ 1,122.00	15		0	\$16,830.00	\$16,830.00	6.00	\$6,732.00	11.00	\$12,342.00	17.00	\$19,074.00	113.33%	-\$2,244.00	933.70
9	Install 6" New PCC Curb & Gutter (City Std. No. 21)	LS	\$ 5,100.00	1		0	\$5,100.00	\$5,100.00	1.00	\$5,100.00	0.69	\$3,500.00	1.69	\$8,600.00	168.63%	-\$3,500.00	430.00
10	Install 6" New PCC Spandrel (City Std. No. 21)	LF	\$ 44.82	100		0	\$4,482.00	\$4,482.00	0.00	\$0.00	26.75	\$1,198.94	26.75	\$1,198.94	26.75%	\$3,283.07	59.95
11	Install new 6" PCC Spandrel (City Std. No. 27)	SF	\$ 23.19	660		0	\$15,305.40	\$15,305.40	0.00	\$0.00	630.00	\$14,609.70	630.00	\$14,609.70	95.45%	\$695.70	730.49
12	Install new 5" PCC ADA Ramp (City Std. No. 25)	SF	\$ 10.61	11745.05		0	\$124,614.98	\$124,614.98	2,767.00	\$29,357.87	6,949.86	\$73,738.01	9,716.86	\$103,095.88	82.73%	\$21,519.10	5,154.79
13	Install 3" Min. Asphalt Hot Mix Patch	LS	\$ 2,332.00	17		0	\$39,644.00	\$39,644.00	0.00	\$0.00	17.00	\$39,644.00	17.00	\$39,644.00	100.00%	\$0.00	1,982.20
14	Install New Driveway Approach Back Portion (only) (City Std. No. 14)	SF	\$ 6.00	500		0	\$3,000.00	\$3,000.00	0.00	\$0.00	234.00	\$1,404.00	234.00	\$1,404.00	46.80%	\$1,596.00	70.20
15	Install New PCC Ramp-Sidewalk Taper (City Std. No. 25-A)	SF	\$ 17.03	4500		0	\$76,635.00	\$76,635.00	1,416.00	\$24,114.46	6,413.12	\$109,215.43	7,829.12	\$133,329.91	173.98%	-\$56,694.91	6,666.50
16	Adjust Electrical Box/Covers	EA	\$ 16.84	250		0	\$4,210.00	\$4,210.00	0.00	\$0.00	60.00	\$1,010.40	60.00	\$1,010.40	24.00%	\$3,199.60	50.52
17	Adjust Water Meter Box/Covers	EA	\$ 816.00	10		0.00	\$8,160.00	\$8,160.00	0.00	\$0.00	1.00	\$816.00	1.00	\$816.00	10.00%	\$7,344.00	40.80
18	Adjust Water Meter Box/Covers	EA	\$ 816.00	10		0	\$8,160.00	\$8,160.00	0.00	\$0.00	10.00	\$8,160.00	10.00	\$8,160.00	100.00%	\$0.00	408.00
19	Geotechnical Quality Control & Material Testing Services CO #1	LS	\$ 20,527.50	1		0	\$20,527.50	\$20,527.50	0.29	\$6,000.19	0.7077	\$14,527.31	1.00	\$20,527.50	100.00%	\$0.00	1,026.36
20	Material Testing Services CO #1	LS	\$ 17,339.10	1		0	\$17,339.10	\$17,339.10	0.00	\$0.00	1.1499	\$20,629.00	1.15	\$20,629.00	114.99%	-\$2,699.90	1,031.45
			0.00		\$379,442.35		\$418,706.05	\$1,407,598.92		\$1,072,040.56		\$359,016.38		\$1,431,062.94	101.67%	(\$23,474.02)	\$71,553.15

ORIGINAL CONTRACT

CO #1

FINAL CONTRACT
\$1,431,062.94
(2.56%)

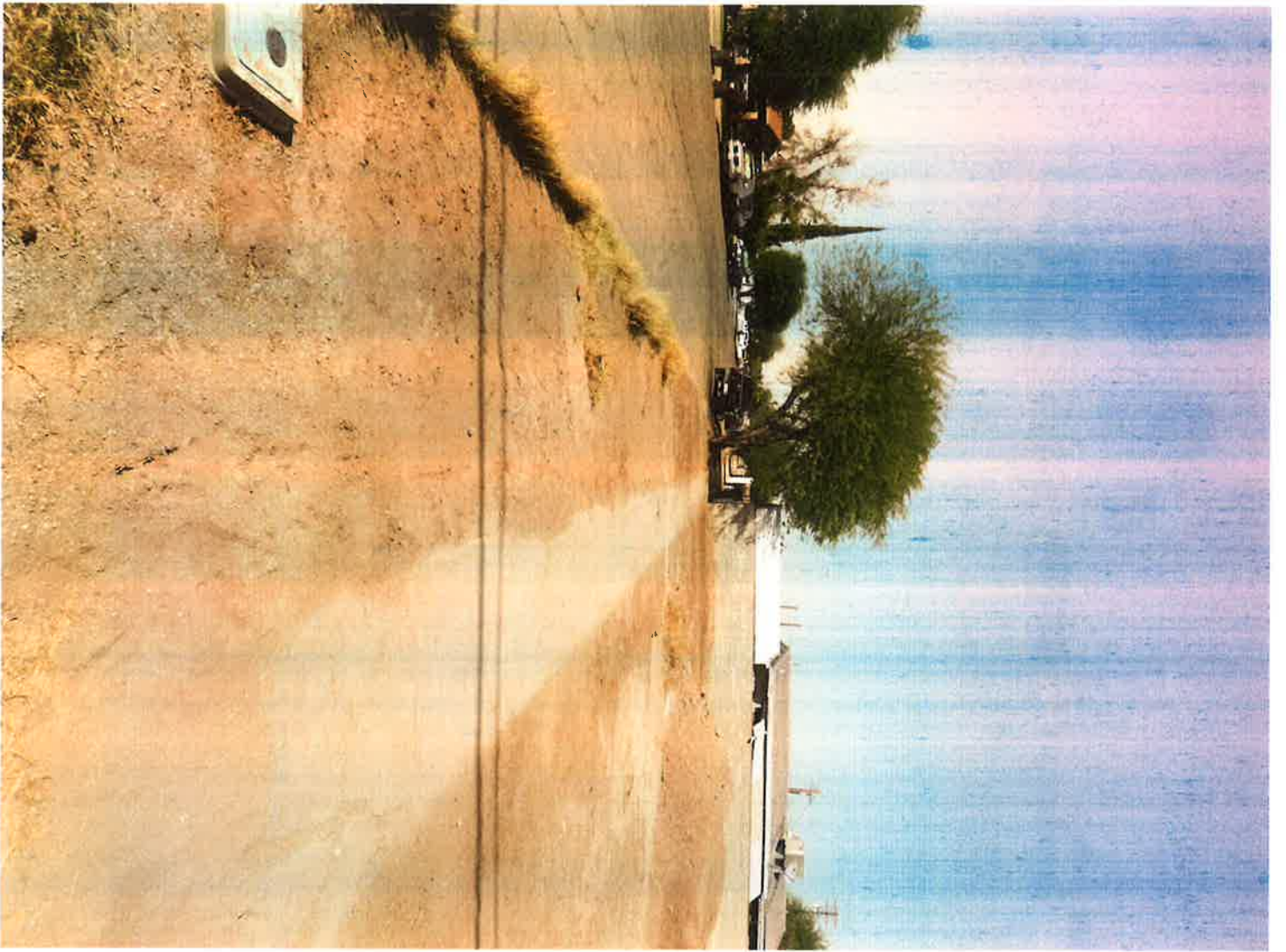
















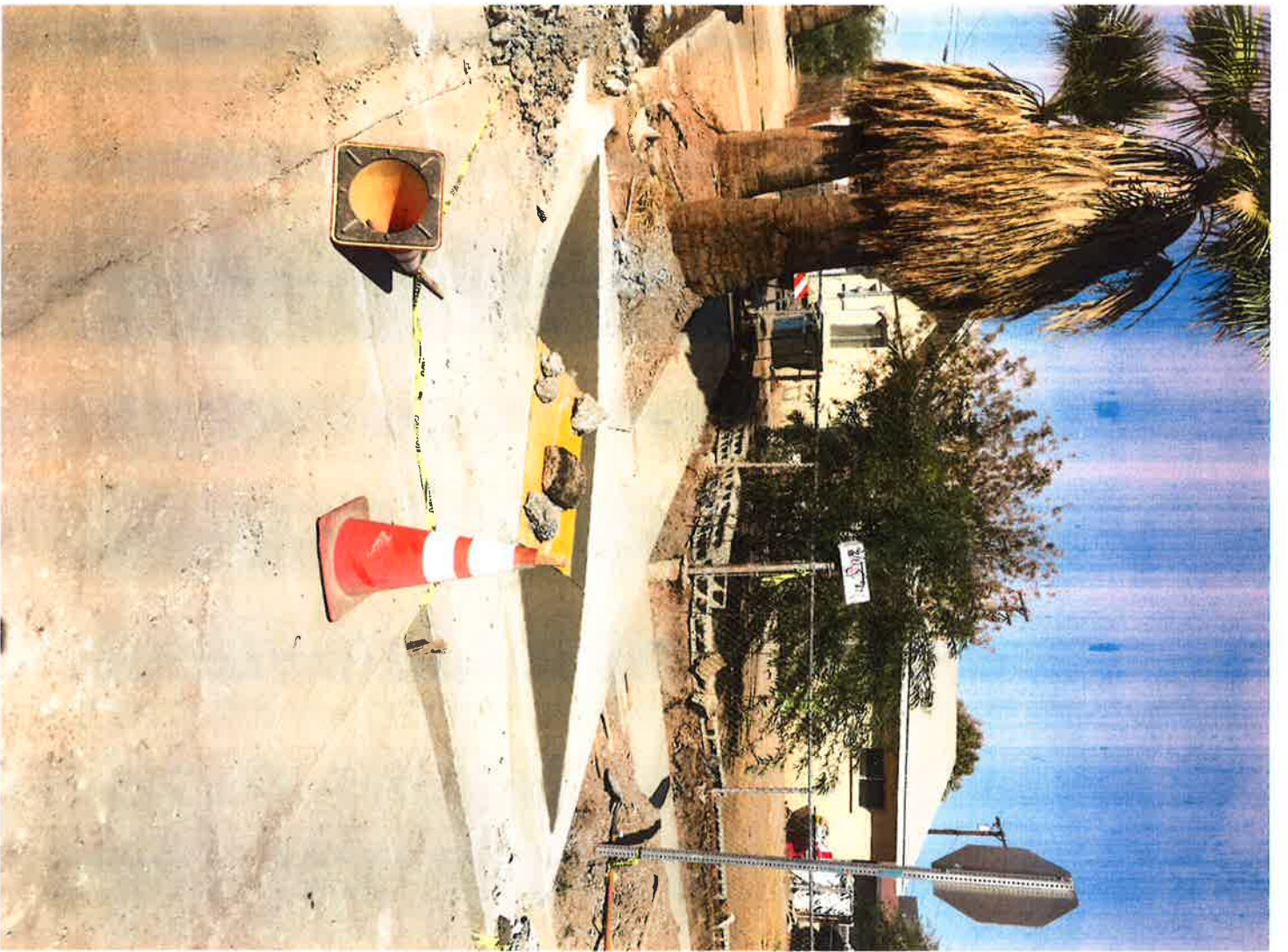


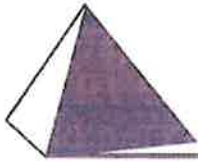












**PYRAMID
CONSTRUCTION**
and **AGGREGATES, INC.**

General Engineering Contractor
State Contractor Lic. No. 866533

October 4, 2018

Armando Aguilar
City of Imperial
420 South Imperial Ave.
Imperial, CA 92251

Reference: CDBG Street and Sidewalk Improvements
F, G, and H Streets
15-CDBG-10577
Project No. 2018-02

Dear Mr. Aguilar,

This is to notify you that all work on the above-mentioned project has been completed as of September 28, 2018.

Sincerely,

Ryan Dickerson
Project Manager

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(C)

(2)

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ABSENT:



COR/NOC NO: 019
SUBMITTED BY: Kenneth Hicks
SUBJECT: Unforeseen Asphalt Removal

DATE ISSUED: 10/5/2018

CONTRACT NO: HSIP-5134(013)

Drawings & Details: _____
Location/Building: Imperial, CA
Reference Document: Unforeseen Asphalt Removal

Specifications: _____
Discipline: _____

DESCRIPTION:

All costs associated with the removal of unforeseen asphalt and concrete in the south median on a time and material basis as directed by the City of Imperial.

Contractor: Hal Hays Construction Inc.

Proposed Change In Contract Scope: _____

Cost: \$ 27,896.66 Request Time Extension: 10 Calendar Days

Contractor: Kenneth Hicks, Hal Hays Construction Inc. Date: 10/5/2018

Client:

Select One: Agreed Cost / Credit \$ _____ Agreed Time Extension: _____ Calendar Days

Contractor: Kenneth Hicks, Hal Hays Construction Date: _____

CM: _____ Date: _____

Owner: _____ Date: _____

DATE: 10/5/2018

SPEC. SECTION:

DESCRIPTION		MATERIAL					LABOR					EQUIPMENT			
		QTY	UNIT	UNIT COST	EXTENSION		QTY	UNIT	UNIT COST	EXTENSION		QTY	UNIT	UNIT COST	EXTENSION
Project Manager				\$ -		0.5	WK	2500.00	\$ 1,250.00				\$ -		
Superintendent				\$ -		0.25	WK	2500.00	\$ 625.00				\$ -		
Foreman				\$ -		15.5	HR	78.33	\$ 1,214.12				\$ -		
Operator				\$ -		18	HR	78.67	\$ 1,416.06				\$ -		
Laborer				\$ -		11	HR	58.89	\$ 647.79				\$ -		
HHC Lodging				\$ -					\$ -		9	DAY	150.00 \$ 1,350.00		
Wacker				\$ -					\$ -		10	HR	8.26 \$ 82.60		
End Dump/Truck				\$ -					\$ -		5	HR	42.54 \$ 212.70		
Saw 20"				\$ -					\$ -		3.5	HR	25.38 \$ 88.83		
420D Backhoe				\$ -					\$ -		12	HR	40.07 \$ 480.84		
Superintendents Truck				\$ -					\$ -		7	DAY	176.00 \$ 1,232.00		
Water Truck 2000G				\$ -					\$ -		2	DAY	254.00 \$ 508.00		
415F Skip Loader				\$ -					\$ -		1	DAY	330.00 \$ 330.00		
313F Excavator				\$ -					\$ -		1	WEEK	2,008.80 \$ 2,008.80		
				\$ -					\$ -				\$ -		
Crash Cushion (Replacement)		6	EA	144.00	\$ 864.00				\$ -				\$ -		
Crash Cushion Lid (Replacement)		6	EA	35	\$ 210.00				\$ -				\$ -		
				\$ -					\$ -				\$ -		
				\$ -					\$ -				\$ -		
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				\$ -					\$ -				\$ -		
				\$ -					\$ -				\$ -		
COLUMN TOTALS				\$ 1,074.00					\$ 5,152.97				\$ 6,293.77		
MARK-UPS	20%			\$ 214.80	35%				\$ 1,803.54	15%			\$ 944.07		
CONTRACTOR TOTAL				\$ 1,288.80					\$ 6,956.50				\$ 7,237.84		

[illegible]

SUBTOTAL FOR CONTRACTOR SELF PERFORMANCE AND SUBCONTRACT WORK		\$	27,744.07
Bond	0.55%	\$	152.59
COR TOTAL		\$	27,896.66

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction		Date - Monday, February 20, 2018	
		2018	
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Steve Looney (Hal Hays Construction)	5	
Laborer	Ernesto Cardenas (Hal Hays)	5	
Operator	Rolan Garza (Hal Hays Construction)	5	
Equipment			
Caterpillar (CAT) 420 Backhoe		5	
End Dump Truck/Driver		5	
Company Truck		5	
Material			
Hauled (3) Three Truck Loads			

Description of Work Completed Today:

Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete and native material for new design section.

Mark Bautista

Name

Steve Looney

Name



Signature



Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Monday, February 26, 2018	
Labor	Name	Hours	
		On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	4	
Operator	Ernesto Cardenas (Hal Hays)	7	
Teamster: Driver 213	Jorge Chaves (Haven & Sons Trucking)	7	1
Teamster: Driver 199	Alan Angulo (Haven & Sons Trucking)	7	1
Equipment			
Caterpillar (CAT) 313F Excavator		7	
End Dump Haven& Sons Trucking No. 213		7	1
End Dump Haven& Sons Trucking No. 199		7	1
Company Truck No. 383		4	
Material			
9 Truck Loads End Dumps			

Description of Work Completed Today:

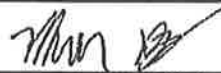
Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

Mark Bautista

Name

Johnny Harris

Name



Signature



Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Tuesday, February 27,	
2018			
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	1	
Operator	Jeff Cattaneo(CalPacific Constructors)	1	
Teamster: Driver 02	Eusebio Rodriguez (A&A Construction)	1	
Teamster: Driver 04	Manuel Hernandez (A&A Construction)	1	
Equipment			
Caterpillar (CAT) 313F Excavator		1	
Transfer Truck (Super 10s) No. 02		1	
Transfer Truck (Super 10s) No. 04		1	
Company Truck No. 383		1	
Material			
2 Transfer Truck (Super 10s) Loads			

Description of Work Completed Today:

Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

Mark Bautista

Name

Johnny Harris

Name



Signature



Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Tuesday, February 28,	
2018			
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	2	
Foreman	Steven Looney (Hal Hays Construction)	2	
Operator	Rolan Garza (Hal Hays Constructions)	4	
Laborer	David Uribe (Hal Hays Construction)	4	
Laborer	Ernesto Cardenas (HalHaysConst.)	4	
Equipment			
Hand Operated Compactor (Rental Wacker)		8	
420D CAT Backhoe		4	
2,000 Gallon Water truck		2	
Company Truck No. 383		2	
Hal Hays Company Truck		2	
Material			

Description of Work Completed Today:

Work for areas to have the native subgrade be brought back into compliance at the northeast of SR-86 and Neckel Road.

Mark Bautista

Name

Johnny Harris

Name

Signature

Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Friday, March 02,	
2018			
		Hours	
Labor	Name	On Site	Off Site
Foreman	Steven Looney (Hal Hays Construction)	2	
Operator: Excavator	Jeff Cattaneo(CalPacific Constructors)	2	
Teamster: Driver 02	Eusebio Rodriguez (A&A Construction)	2	
Teamster: Driver 04	Manuel Hernandez (A&A Construction)	2	
Operator: Skip Loader	Rolan Garza (Hal Hays Construction)	2	
Laborer	Ernesto Cardenas (Hal Hays Construction)	2	
Teamster: Water Truck Driver	David Uribe (Hal Hays Construction)	2	
Equipment			
Caterpillar (CAT) 313F Excavator		2	
Transfer Truck (Super 10s) No. 02		2	
Transfer Truck (Super 10s) No. 04		2	
Hal Hays Construction Company Truck		2	
2,000 gallon Water Truck		2	
415F Skip Loader		2	
Material			
3 Transfer Truck (Super 10s) Loads			

Description of Work Completed Today:

Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

Mark Bautista

Name

Johnny Harris

Name



Signature



Signature



**Roadway Excavation at buried A.C. on SR-86
City of Imperial New Traffic Signal Light
& Intersection Improv. SR-86 and Neckel Rd.**

[illegible]

Description of Work Completed Today:

Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. From 9:00 am - 11:00 am, contractor saw cut the west edge of mentioned existing asphalt concrete roadway. The length was measured to be 257 feet.

Mark Bautista

Name

Johnny Harris

Name

Signature

Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Friday, March 05,	
2018			
		Hours	
Labor	Name	On Site	Off Site
Foreman	Joe Tagliaferri (Hal Hays Construction)	2	
Operator: Excavator	Jeff Cattaneo(CalPacific Constructors)	4	
Teamster: Truck Driver No.65	Eusebio Rodriguez (A&A Construction)	4	
Teamster: Truck Driver No.9.15	Hector Acosta (AR Trucking)	3	
Equipment			
Caterpillar (CAT) 313F Excavator		4	
Transfer Truck (Super 10s) No. 65		4	
Transfer Truck (Super 10s) No. 9.15		3	
Material			
7 Transfer Truck (Super 10s) Loads			

Description of Work Completed Today:

Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

Mark Bautista

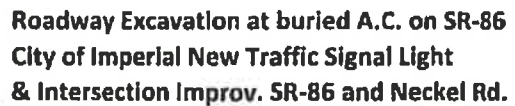
Name

Joe Tagliaferri

Name

Signature

Signature



Contractor - Hal Hays Construction Inc.		Date - Thursday, March 08, 2018	
		2018	
		Hours	
Labor	Name	On Site	Off Site
Foreman	Joe Tagliaferri (Hal Hays Construction)	3.5	
Operator: Excavator	Jeff Cattaneo(CalPacific Constructors)	3	
Teamster: Truck Driver No.65	Eusebio Rodriguez (A&A Construction)	3	
Laborer	David Uribe (Cal Pacific Constructors)	6	
Equipment			
Caterpillar (CAT) 313F Excavator		3	
Transfer Truck (Super 10s) No. 65		3	
Concrete Saw 20" Self Pro		3.5	
Caterpillar (CAT) 420D Backhoe		3	
Cal Pacific Constructors, Inc. Company Truck		3.5	
Material			
1 Transfer Truck (Super 10s) Loads			

Sawcut and removal of existing concrete slab underneath recently found asphalt concrete pavement below native material (dirt) on the south median of SR-86 south from Neckel Road. Contractor saw cut the concrete to a length of 41 feet. Contractor removed 38'x3' area of existing concrete slab.

Name

Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Monday, March 12,	
2018			
Labor	Name	Hours	
		On Site	Off Site
Laborer	David Uribe (Cal Pacific Constructors)	2	
Equipment			
Hand Operated Compactor (whacker)		2	
Material			

Description of Work Completed Today:
Contractor performed compaction efforts with whacker over small native subgrade area underneath previously removed 38'x3' concrete slab (03/08/18). This mentioned subgrade area was less accessible due to the remaining concrete slab that was left in place inside the median of SR-86 south from Neckel Road.

Mark Bautista
Name

Johnny Harris
Name

Signature

Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Thursday, March 15, 2018	
Labor	Name	Hours	
		On Site	Off Site
Operator	Johnny Harris (Hal Hays Construction)	2	
Laborer	David Uribe (Cal Pacific Constructors)	2	
Equipment			
CAT 413F Excavator		2	
Company Truck No. 383		2	
Material			
(6) temporary crash cushions			

Description of Work Completed Today:

Contractor repaired and replaced (6) temporary crash cushions at for south median of SR-86 just south from Neckel Road. The previous crash cushions were from a car accident dated 03/11/18.

Mark Bautista

Name

~~Johnny Harris~~

Name

Ken Harks



Signature



Signature

Water truck 2000-6

PO 566

SEND ALL PAYMENTS TO:

SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211



INVOICE NO.	76532501-0003
ACCOUNT NO.	417231
INVOICE DATE	4/16/18

1 of 1

INVOICE TO

Burch, Jess

76532501

1ax - 2122 - 2001



HAL HAYS CONSTRUCTION INC
4181 LATHAM ST
RIVERSIDE CA 92501-1729

JESS



1 - NECKEL ROAD REPA

JOB ADDRESS

NECKEL ROAD REPAIR
NECKEL ROAD
POC: STEVE LOONEY 714.408.5276
IMPERIAL, CA 92251

IMPERIAL PC527
2396 US HIGHWAY 86
IMPERIAL, CA 92251-9603
760-353-0190

714-408-5276

QTY	EQUIPMENT #	Min	Day	Week	4 week	Amount
1	WATER TRUCK 2000 GAL TIER 4	254.00	254.00	1182.00	2794.00	N/C
	649146 Make: FORD Model: F750	Ser #: 3FRNF7FA1FV642758				
	MI OUT: 8095.000 MI IN: 8162.800	TOTAL: 67.800				
SALES ITEMS:						
Qty	Item number	Unit	Price			
10	DIESEL	EA	8.450			
	2141XXX000 DIESEL					
	FINAL BILL: 4/20/18 10:00 AM THRU 4/16/18 12:29 PM.					

Vendor # 776
PO # 16245-566
G/L Code 21000
Entered by Date 12-05-30-18
Approved by K.H.

NO-PO in Sage

Equipment. Service. Guaranteed.

REMIT TO:

SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211

NET DUE UPON RECEIPT

Invoices not paid within 30 days may be subject
to a 1-1/2% per month charge.

SUBTOTAL	84.50
SALLES TAX	6.55
INVOICE TOTAL	91.05

RENTAL RETURN



SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211

INVOICE NO.	76532501-0001
ACCOUNT NO.	417231
INVOICE DATE	3/12/18

1 of 1

INVOICE TO

Burch, Jess

76532501



10x - 2907 - 3812
HAL HAYS CONSTRUCTION INC
4181 LATHAM ST
RIVERSIDE CA 92501-1729

JESS



1 - NECKEL ROAD REPA

JOB ADDRESS

NECKEL ROAD REPAIR
NECKEL ROAD
POC: STEVE LOONEY 714.408.5276
IMPERIAL, CA 92251
714-408-5276

IMPERIAL PC527
2396 US HIGHWAY 86
IMPERIAL, CA 92251-9603
760-353-0190

QTY	EQUIPMENT #	Min	Day	Week	4 Week	Amount
1	WATER TRUCK 2000 GAL TIER 4 649146 Make: FORD Model: F750 MI OUT: 8095.000 MI IN:	254.00	254.00	1182.00	2794.00	2794.00
TOTAL: 8095.000						
Rental Sub-total:						2794.00
SALES ITEMS:						
Qty	Item number	Unit	Price			
1	DLPKSRCHG	EA	24.720			24.72
	TRANSPORTATION SURCHARGE					
1	ENVIRONMENTAL	EA	39.110			39.11
	ENVIRONMENTAL					
	DELIVERY CHARGE					105.00
	PICKUP CHARGE					105.00
BILLED FOR FOUR WEEKS 2/23/18 THRU 3/22/18.						

Vendor # 796
Alt/Equip # 16245
To # 16245-564
& Cost Code 21000
Entered By/ Date Ken
Approved By Ken

NO PO = G-Drive

Equipment. Service. Guaranteed.

REMIT TO:

SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211

NET DUE UPON RECEIPT

Invoices not paid within 30 days may be subject
to a 1-1/2% per month charge.

SUBTOTAL
SALES TAX
INVOICE TOTAL

3,067.83

229.63

3,297.46

4 WEEK BILL

PO: 571

Invoice



951-515-3458
P.O. Box 447
Norco, CA 92860

Date	Invoice #
3/2/2018	10915

Bill To
Hal Hays Construction Inc. 4181 Latham Street Riverside CA 92501

P.O. Number	Terms	Ticket:	Project	Due Date
16245	Net 30	99673	Neckel Rd & Hwy 86 - 16245	4/1/2018

Quantity	Description	Price Each	Amount
8	Flatsaw- 44 HP Saw 1-12"	140.00	1,120.00
1.5	Flatsaw- 44 HP Saw 1-12" (OT RATE)	185.00	277.50

Vendor # 8304
 Job/Equip # 16245
 PO # 16245-571
 G. & Corp Code 57016
 Entered By/Date Ken
 Approved By Ken
 Project 16245
 Purchased By/Date: _____

Total \$1,397.50

JOB TICKET

99673



3166 Houseless Carriage Drive • Norco, CA 92860
 Mail: P.O. Box 447 • Norco, CA 92860
 Office: 951-515-3458 • Fax: 951-898-3694
 State Contractor's License No. 977475

Operator Frank Huerf

P.O. No. _____

Job No. 16245

Date 3/2/18

Customer HAL HAYS

Job Address Hwy 86 - Nether RD City Imperial

Arrival Time 7:00AM Departure Time 11:30AM Total Travel Time 5

QUANTITY	DESCRIPTION
4.5	#1s 1 location 30' x 6" A/C
	2 location 300' x 3" A/C over 8" C/C
	NO H2O CONTROL
	CUT CUSTOMER WAY OUT

Wastewater Disposal Barrels

TOTAL HOURS 9.5 APPROVED BY [Signature] PRINT NAME _____ PHONE # _____ DATE 3/2/18

ACKNOWLEDGMENT AND CONTRACT

I am an employee or agent of the Customer identified, above. The quantities of material and services described herein have been provided by Connor Concrete Cutting & Coring to Customer at Customer's request on the date(s) listed above. I am authorized by Customer: 1) to make this acknowledgment on behalf of Customer; and 2) to agree on behalf of Customer to the Terms and Conditions described on the back of this "Acknowledgment and Contract," which shall apply to the services described herein as well as to all future services provided by Connor Concrete Cutting & Coring to Customer unless otherwise agreed in writing in the future.

A/C	C/C
14" _____	14" _____
18" _____	18" _____
24" _____	24" _____
30" _____	30" _____

EMPIRE**CAT**

3393 US HIGHWAY 86, IMPERIAL, CA 92225
 IMPERIAL Ph: 760-355-2443 Fax:

Rental Invoice**Invoice EMRA00176914**

Invoice Amount: \$2,872.02
 Invoice Date: 03/21/2018
 Date Out: 02/23/2018 Fri 06:00 AM
 Billed From: 02/23/2018 Fri 06:00 AM
 Billed Thru: 03/23/2018 Fri 06:00 AM

Jobsite: IMPERIAL
 Contact: JESS BURCH
 Phone: 951-788-0703
 JOB 16245
 NECKEL RD AND HWY 86
 POC STEVE LOONEY
 714-408-5276
 IMPERIAL CA 92251
 Written By: Ben Garcia
 Sales Rep: BEN GARCIA
 PO #:

Customer: 2500426
 Bill to: HAL HAYS CONSTRUCTION INC.
 4181 LATHAM ST
 RIVERSIDE CA 92501

Signed By:
 Order By: JESS BURCH

QTY	DESCRIPTION	DAY	WEEK	4WEEK	TOTALS
-----	-------------	-----	------	-------	--------

Rental Items

1	ID NO: E130433 SERIAL NO: 0PF400262	\$330	\$880	\$2,200	2,200.00
	416E IL, 415 SKIPLOADER - 415F2 IL				

Rental Subtotal: 2,200.00

Miscellaneous Items

1	RENTAL SURCHARGE				46.20
1	TIRE REPAIR LEE TIRE INV.34538				111.25
1	FIRE, THEFT, & VANDALISM				308.00
	STATE 6.25% COUNTY 1.5% TOTAL TAX: 7.75%				206.57

Billed for 4 weeks from 2/23/2018 6:00 AM thru 3/23/2018 6:00 AM

Vendor # 36412
 Equip # 16245
 # 16245-561
 & Cost Code 21000
 Order By/ Date KEH
 Approved By KEH

Please Remit Payment To:
PO Box 29879
Phoenix, AZ 85038-9879

Invoice Total 2,872.02

EMPIRE SOUTHWEST, LLC

Terms: Machine sales payments are due Net 10; all others Net 30. Unless otherwise agreed in writing by a vice president of Empire Southwest, LLC ("Empire"), the purchase of goods (including, but not limited to, new and used equipment, attachments, parts and technology) or services from Empire will be governed solely by Empire's terms and conditions of sales and service (the "Sales and Service Terms"), which are available at www.empire-cat.com/salesandserviceterms, and the rental of equipment from Empire will be governed solely by Empire's Rental Terms and Conditions (the "Rental Terms"), which are available at www.empire-cat.com/rentalterms, or such other successor websites at which Empire posts its Sales and Service Terms and its Rental Terms (collectively, the "Terms") from time to time. A hard copy of the terms is available upon written request to terms.conditions@empire-cat.com. Empire's terms are hereby incorporated by reference into this document and all other documents related to your purchase of goods or services from Empire or the rental of equipment from Empire. By purchasing goods or services from Empire or renting equipment from Empire, you agree to be bound by Empire's Terms exactly as written.

Any on-road heavy-duty diesel, alternative-diesel, or off-road diesel vehicle, operated in California, may be subject to the California Air Resources Board In-Use On-Road (Truck and Bus) or In-Use Off-Road Diesel Vehicle Regulations. It therefore could be subject to exhaust retrofit or accelerated turnover requirements to reduce emissions of air pollutants. For more information, please visit the California Air Resources Board website at <http://www.arb.ca.gov/dieseltruck> for the Truck and Bus Regulation or <http://www.arb.ca.gov/msprog/diesel/ordiesel.htm> for the Off-Road Regulation.

INVOICE



MACHINERY

MESA • PHOENIX • TUCSON • KINGMAN • FLAGSTAFF
PRESCOTT • SHOW LOW • YUMA • IMPERIAL • LAKE HAVASU

Questions: 1-800-EMPIRE1 / (480) 633 4000

SOLD TO

HAL HAYS CONSTRUCTION INC.
TERM CODE 1-TEMP
4181 LATHAM ST
RIVERSIDE CA

92501

SHIP TO

JOB 16245
NECKEL RD AND HWY 86
POC STEVE LOONEY
714-408-5276
IMPERIAL

CA

INVOICE NUMBER	INVOICE DATE	CLIENT NUMBER	CLIENT ORDER NUMBER	STORE	DIV.	SALESMAN	TERMS	PAGE
EMRA00176963	03-21-18	2500426		01	G	BG1	2	1
AGREEMENT NUMBER	DOC. DATE	PC	LC	MC	SHIP VIA	INV. SEQ. NUMBER		
B16953	02-20-18		10		RENTAL TRANSPORT	676886		
MAKE	MODEL	SERIAL NUMBER		EQUIPMENT NUMBER	METER READING	MACH ID NUMBER		
AA	313FL GC P	HDK10167			170.0	E139831		

** INVOICE COPY **

CUSTOMER CONTACT: JEFF BURCH

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
ID NO: E139831 SERIAL NO: 0HDK10167 4400.00
313F TH EXCAVATOR THUMB - 313FL GC P
PIN: *CAT0313FAHDK10167*

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
ID NO: E127530-B SERIAL NO: 0MPH58203
HEX-311,212,314,315- 36 PO BU - 312-36 BU

Vendor # 3642
Job/Equip # 16245
16245-212
GL & Cost Code _____
Entered By/ Date _____
Approved By KEA

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
ID NO: E139131 SERIAL NO: 0THC04083
HEX-THUMB - 313F TH

1.0 RENTAL SURCHARGE 92.40
1.0 IMPERIAL DELIVER 125.00
1.0 IMPERIAL PICK UP 125.00

STATE SALES TAX 296.40

CITY/OTHER TAX 71.14

TERMS: Machine sales payments are due Net 10; all others Net 30. Unless otherwise agreed in writing by a vice president of Empire Southwest, LLC ("Empire"), the purchase of goods (including, but not limited to, new and used equipment, attachments, parts and technology) or services from Empire will be governed solely by Empire's Terms and Conditions of Sales and Service (the "Sales and Service Terms"), which are available at www.empire-cat.com/salesandserviceterms, and the rental of equipment from Empire will be governed solely by Empire's Rental Terms and Conditions (the "Rental Terms"), which are available at www.empire-cat.com/rentalterms, or such other successor websites at which Empire posts its Sales and Service Terms and its Rental Terms (collectively, the "Terms") from time to time. A hard copy of the Terms is available upon written request to terms.conditions@empire-cat.com. Empire's Terms are hereby incorporated by reference into this document and all other documents related to your purchase of goods or services from Empire or the rental of equipment from Empire. By purchasing goods or services from Empire or renting equipment from Empire, you agree to be bound by Empire's Terms exactly as written.

PAY THIS AMOUNT	USD	5109.94
-----------------	-----	---------

Any on-road heavy-duty diesel, alternative-diesel, or off-road diesel vehicle, operated in California, may be subject to the California Air Resources Board In-Use On-Road (Truck and Bus) or In-Use Off-Road Diesel Vehicle Regulations. It therefore could be subject to exhaust retrofit or accelerated turnover requirements to reduce emissions of all pollutants. For more information, please visit the California Air Resources Board website at <http://www.arb.ca.gov/dieseltruck> for the Truck and Bus Regulation or <http://www.arb.ca.gov/marineoffroadvehicles/diesel.htm> for the Off-Road Regulation.

Remit to: EMPIRE SOUTHWEST, LLC
PO BOX 29879
PHOENIX, AZ 85038-9879



INVOICE: 201803-7
Date: 03/07/18

603 E. MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760-352-7465
Lic#: CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/26/18	1629596	HAL HAYS	7.95	105.00	834.75
02/26/18	2707907	HAL HAYS	7.55	105.00	792.75

Amount Due: 1,627.50

Vendor # 7094
Job/Equip # 110245
PC # 110245-560
GL & Cost Code 321005-600
Entered By/ Date MA 4/12
Approved By Ken

[Handwritten signature]

[Handwritten signature]



INVOICE: 201803-94
Date: 03/19/18

Cust. #: HT1042
Havens Job: HT1042-8

603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760-352 7465
Lic# CA 0381646

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/08/18	2244088	HAL HAYS	7.50	105.00	787.50
03/08/18	2244447	HAL HAYS	7.50	105.00	787.50

Amount Due: 1,575.00

Vendor # 7094
Job/Equip # 7024
PC # 1051
GL & Cost Code 2111
Entered By/ Date
Approved By



603 E MAIN
EL CENTRO CA 92243
Office 760 352-6735 Fax 760-352-7465
Lic# CA 0381646

INVOICE: 201803-116
Date: 03/19/18

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/27/18	2244453	HAL HAYS	8.00	105.00	840.00

Amount Due: 840.00

Vendor # 70909
Job/Equip # 76015
PO # 10-27-18
GL & Cost Code 21-21-11
Entered By/ Date [Signature]
Approved By [Signature]



INVOICE: 201803-241
Date: 03/31/18

603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax 760-352-7465
Lic#: CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/05/18	3062511	HAL HAYS	8.00	105.00	840.00

Amount Due: 840.00

Vendor # 7694
Job/Equip # 10511
PO # 16205
GL & Cost Code 30-200
Entered By/ Date
Approved By



603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax 760-352-7465
Lic# CA 0381646

INVOICE: 201803-104
Date: 03/19/18

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/27/18	2244437	HAL HAYS	8.00	105.00	840.00
02/28/18	2244079	HAL HAYS	8.50	105.00	892.50
02/28/18	2244439	HAL HAYS	9.00	105.00	945.00

Amount Due: 2,677.50

NO PO
17.34
Project: _____
Purchased By/Date: _____

Vendor # 7094
Job/Equip # 16245
PO # 16245-560
GL & Cost Code 321005-1
Entered By/ Date HR 05-03-19
Approved By [Signature]



803 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760-352-7465
Lic# CA 0381646

INVOICE: 201803-91
Date: 03/19/18

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

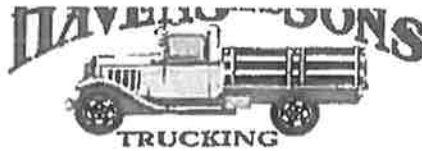
Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/05/18	2244084	HAL HAYS	8 50	105 00	892 50

Amount Due: 892.50

Vendor # 7096
Jou/Equip # 16350
PC # 16350
GL & Cost Code 214-50
Entered By/ Date
Approved By



603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760 352-7465
Lic#: CA 0381646

INVOICE: 201803-109
Date: 03/19/18

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/02/18	2244083	HAL HAYS	8.50	105.00	892.50
03/02/18	2244443	HAL HAYS	9.00	105.00	945.00

Amount Due: 1,837.50

Vendor # 7646
Job/Equip # 16-2415
PO # 16-2415
GL & Cost Code 1000
Entered By/ Date RET
Approved By RET



4181 Latham Street
Riverside CA 92501
(951) 788-0703 Fax (951) 788-1425

Invoice

Invoice#: 16245-3AQ
Date: 07/26/2018

Billed To: City of Imperial
420 S. Imperial Ave
Imperial CA 92251

Project # 16245
Neckel Rd Intersection Improve
SR-86 and Neckel Road
Imperial CA 92251

Due Date: 08/30/2018

Contract #: 153HSIP4-11-007
Client PO#:

Description	Unit	Qty	Price	Amount
Adjusted Qty's thru 5-31-18		1.00	52,545.93	52,545.93

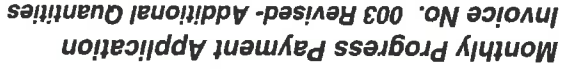
Subtotal: 52,545.93

Notes:

Please remit balance to above address.
Thank you for your prompt payment.

Amount Due

\$49,918.63



Period: 1/1/2018 to 5/31/2018		Contract No. HSIP-5134(013)	
Total Earnings for Work and Materials Installed.....		Previous Total	
Less: 5 % Retainage		This Billing Period	
Net Earnings.....		Total To Date	
Less: Previous Payments.....		\$ 52,545.93	
		\$ 2,627.30	
		\$ 49,918.63	
Net Payment this Invoice.....		\$ 49,918.63	
% Time Elapsed - As of : 5/31/2018		% Work Completed Based on Cost: 100.00%	
Contract Completion Date..... TBD		Contract Budget Data	
Notice to Proceed Date..... 7/17/2017		Original Contract Amount..... \$ 616,161.00	
Original Contract Completion Time..... 60		Quantity Adjustments..... \$ 49,215.93	
Approved Time Extensions..... 112		Total Contract Amount..... \$ 665,376.93	
Contract Completion Date..... TBD			
Certification of Contractor			
According to the best of my knowledge and belief, I certify that all items and amounts shown in this progress payment application are correct. All work has been performed and/or materials supplied in full accordance with the requirements of the referenced contract and/or additions, that the foregoing is a true statement of the contract amount up to and including the last day of the period covered in the progress payment application, that no part of the "balance" due this payment has been received.		Owners Rep Date 7/26/2018	



HICI Project No. 16245

City of Imperial
Traffic Signal Installation
Neckel Road and SR-86

PERIOD TO: 5/31/2018

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T
ITEM NO.	DESCRIPTION OF WORK	ORIG QTY	UM	UNIT PRICE	SCHEDULED VALUE (C+E)	QTY Adjustment	Adjustment Value	ACTUAL QUANTITY	REVISED VALUE (K+E)	PREVIOUS QTY	WORK COMPLETED FROM PREVIOUS APPLICATION	QTY THIS PERIOD (P-L)	WORK COMPLETED THIS PERIOD	TOTAL QTY COMP	MATERIALS STORED (NOT IN L OR O)	TOTAL COMPLETED (Q+O+M)	REMAINING QTY (R-P)	RETENTION	% COMP (R/J)
6.1	Concrete Curb & Gutter	154	LF	\$ 4.00	\$ 6,327.12	-	-	154	\$ 6,327.12	-	-	154	\$ 6,327.12	154	-	\$ 6,327.12	-	\$ 316.36	100.00%
7.1	Concrete Sidewalk & Pad	662	SF	\$ 27.00	\$ 17,879.40	-	-	662	\$ 17,879.40	-	-	662	\$ 17,879.40	662	-	\$ 17,879.40	-	\$ 888.97	100.00%
8.1	Concrete Driveway	142	SF	\$ 27.00	\$ 3,820.50	-	-	142	\$ 3,820.50	-	-	142	\$ 3,820.50	142	-	\$ 3,820.50	-	\$ 191.03	100.00%
10.1	Class II Aggregate Base (a) (Neckel / SR-86)	512	TON	\$ 26.00	\$ 13,314.86	-	-	512	\$ 13,314.86	-	-	512	\$ 13,314.86	512	-	\$ 13,314.86	-	\$ 665.74	100.00%
11.1	Asphalt Concrete (HMA Type "A" 1/2") Neckel Widening / SR-86 Left Lanes / Neckel Overlay	116	TON	\$ 95.00	\$ 11,038.05	-	-	116	\$ 11,038.05	-	-	116	\$ 11,038.05	116	-	\$ 11,038.05	-	\$ 551.90	100.00%
12.1	1" AC Grinding (b) (Neckel E / SR-86)	166	SF	\$ 1.00	\$ 166.00	-	-	166	\$ 166.00	-	-	166	\$ 166.00	166	-	\$ 166.00	-	\$ 8.30	100.00%
Total					\$ 52,545.93		\$ -		\$ 52,545.93		\$ -		\$ 52,545.93		\$ -	\$ 52,545.93		\$ 2,627.30	100.00%

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

California Civil Code Section 3262(d)(1)

Upon receipt by the undersigned of a check from

City of Imperial

(Maker of Check)

in the sum of \$ 49,918.63

(Amount of Check)

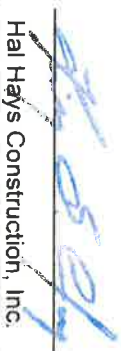
payable to Hal Hays Construction, Inc.

(Payee or Payees of Check)

and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of County of Riverside (Owner) located at 16245- New Traffic Signal Light & Intersection Improvements at SR-86 (Job Description) to the following extent. This release covers a progress payment for labor, services, equipment, or material furnished to City of Imperial (Your Customer) through May 31, 2018 (Date)

only and does not cover any retention retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

Dated: July 26, 2018

By:  Hal Hays Construction, Inc.

CEO

NOTE: CIVIL CODE 3262(d)(1) PROVIDES: Where the claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a progress payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.

Agenda Item No. 6-6

DATE SUBMITTED 10/31/18
 SUBMITTED BY EMBER HALLER
 DATE ACTION REQUIRED 11/07/18

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

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: SKY RANCH WALL		
1. RESOLUTION DECLARING AN EMERGENCY OF THE CONCRETE MASONRY UNIT WALL; 2. AUTHORIZATION OF THE CITY MANAGER TO TAKE IMMEDIATE ACTION TO REPAIR THE BREACH TO THE CONCRETE MASONRY WALL.		
DEPARTMENT INVOLVED: COMMUNITY SERVICES		
BACKGROUND/SUMMARY: During its meeting on October 3, 2018, City Council authorized proceeding with a bid process for the repair of approximately 161 linear feet of the Concrete Masonry Unit ("CMU") Wall located at Sky Ranch Park. As part of the bid preparation process, city staff conducted an inspection of the CMU Wall on October 22, 2018. The CMU Wall was found to be substandard and dangerous noting "the Wall has been damaged by causes unknown to such extent that the structural strength and stability is materially less than it was before such event. Various portions of the wall are likely to collapse and thereby injure persons and/or damage property." The public is seen utilizing the breach to the CMU Wall to the IID access road. In order to safeguard the public health and safety and to protect property, it is necessary to take immediate action to repair the breach to the CMU Wall.		
FISCAL IMPACT: \$70,000 from Sky Ranch Landscape District Fund.	FINANCE INITIALS <u>SB</u>	
STAFF RECOMMENDATION: It is the department's recommendation to declare an emergency of the Concrete Masonry Unit Wall at Sky Ranch Park and authorize the City Manager to take immediate action to repair the breach to the Concrete Masonry Unit Wall.	DEPT. INITIALS <u>MA</u>	
MANAGER'S RECOMMENDATION:	CITY MANAGER'S INITIALS <u>SA</u>	
MOTION:		
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO:	REJECTED () DEFERRED ()

RESOLUTION NO. 2018.45

**RESOLUTION DECLARING AN EMERGENCY, AND
AUTHORIZING THE CITY MANAGER TO TAKE SUCH
ACTION AS MAY BE NECESSARY IN RESPONSE TO
THERETO**

WHEREAS, there is a residential housing development in the City of Imperial known as Sky Ranch; and

WHEREAS, Sky Ranch is east and adjacent to the Imperial Irrigation District ("IID") canal known as the Central Main; and

WHEREAS, the developer of Sky Ranch was required, as one of its conditions of approval, to construct a six foot tall concrete masonry unit wall ("CMUW") in excess of 1000 feet in length on the east side and adjacent to the IID access road for the Central Main; and

WHEREAS, the city became aware that a small portion of the CMUW had fallen; and

WHEREAS, city staff has investigated various options to address the fallen portion of the CMUW as well as issues associated with the CMUW structural integrity, stability and aesthetics; and

WHEREAS, during its meeting of October 3, 2018, the city council authorized proceeding with a bid process for the repair of approximately 161 linear feet of the CMUW; and

WHEREAS, as part of the bid preparation process, city staff conducted an inspection of the CMUW on October 22, 2018, and discovered what appeared to be an increase to the ongoing vandalism to the CMUW causing removal of additional brick and block; and

WHEREAS, persons are seen utilizing the breach to the CMUW to access the IID access road; and

WHEREAS, the breach to the CMUW brings into question the structural integrity and stability of the CMUW and potentially exposes persons and property to injury and damage in the event the CMUW or portions thereof were to collapse; and

WHEREAS, the increasing vandalism and impact to the CMUA structural integrity and stability constitutes an emergency under applicable law and such emergency would not reasonably permit delays associated with a competitive solicitation for bids and the actions authorized herein are necessary to respond to the emergency; and

WHEREAS, in order to safeguard the public health and safety and to protect property, it is necessary to take immediate action to repair the breach to the CMUW; and

WHEREAS, the city council wishes to delegate authority to the city manager to take such action as may be necessary to repair the CMUW and address the emergency as described herein.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The above-referenced recitals are true and correct and are incorporated herein.

2. The City Council declares that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property, and hereby delegates to the city manager the authority to take such immediate further action as may be necessary to safeguard life, health or property in connection with repair to the CMUW in accordance with Public Contracts Code Sections 20168 and 22050 and without otherwise complying with bid requirements required by law.

3. The City Council authorizes action set forth herein on the basis that the emergency described herein will not permit a delay resulting from a competitive solicitation of bids and the action is necessary to respond to the emergency.

APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council this ____ day of _____, 2018.

Mayor

ATTEST:

City Clerk

POR. TR. 45 T155, R13 E, SKY RANCH SUBDIVISION AND

FM 22-86

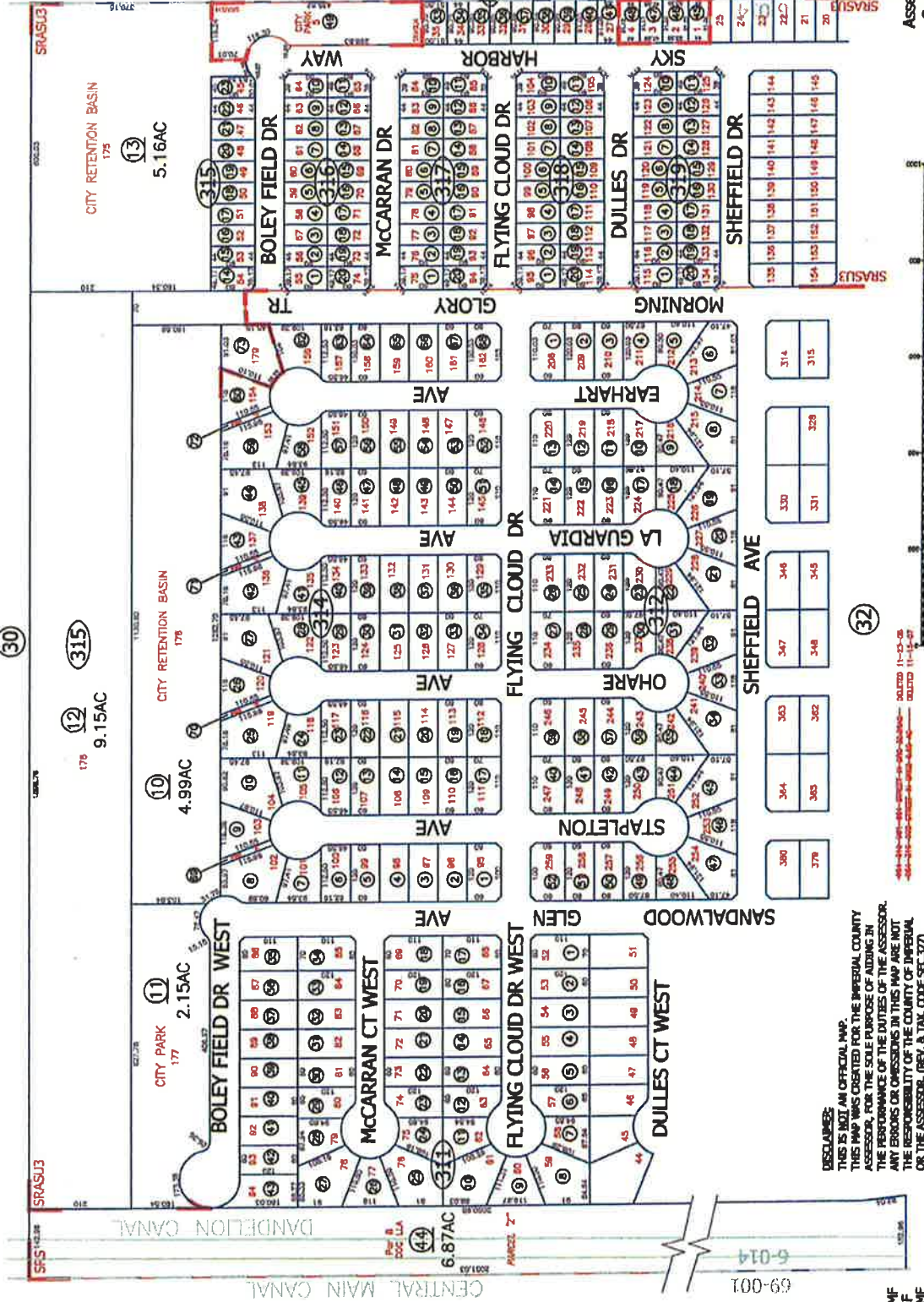
SKY SUBDIVISION UNIT NO. 2 AND SKY RANCH AVONES SUBDIVISION UNIT NO.3 AND UNIT NO. 4

FM 25-14

FM 25-60

Tax Area Code
6-014

64-31



DISCLAIMER:
THIS IS NOT AN OFFICIAL MAP.
THIS MAP WAS CREATED FOR THE IMPERIAL COUNTY
ASSESSOR, FOR THE SOLE PURPOSE OF AIDING IN
THE PERFORMANCE OF THE DUTIES OF THE ASSESSOR.
ANY ERRORS OR OMISSIONS IN THIS MAP ARE NOT
THE RESPONSIBILITY OF THE COUNTY OF IMPERIAL
OR THE ASSESSOR. (REV. & TAX CODE SEC. 327)

06-17-08 MF
11-27-07 MF
11-16-07 MF
01-29-07 MF
12-23-05 RM
FROM 43-32
02-28-05 AR
1-13-11 MF

CITY OF IMPERIAL
Assessors Map Bk. 64-Pg. 31
County of Imperial, Calif.

Bk. 62
Pg. 05

DATE SUBMITTED 10/31/2018
SUBMITTED BY Public Services Dir.
DATE ACTION REQUIRED 11/07/2018

Agenda Item No **6-7**
CITY COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED ()
RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS **JB**

IMPERIAL CITY COUNCIL AGENDA ITEM

**SUBJECT: DISCUSSION/ACTION: REPORT ON STATUS OF
EMERGENCY AT CITY WASTEWATER TREATMENT
PLANT – BIOLAC SYSTEM.**

1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR REPAIRS TO THE BIOLAC PUMP STATION.

DEPARTMENT INVOLVED: Public Services, City Manager

BACKGROUND/SUMMARY:

City Council declared an emergency for the biolac system at the WWTP at the meeting of September 5, 2018. In order to protect the public health and safety and protection of property, work commenced immediately at the plant. Council continued the emergency at the 09-19-18, 10-03-18 meetings and again on 10-17-18. Staff will provide an update at the meeting and recommend appropriate action at that time. Invoices received to date for necessary repairs are included for review.

FISCAL IMPACT: Not to exceed \$100,000 per Council action on 09-05-2018

STAFF RECOMMENDATION that City Council take appropriate action based on staff recommendation.

MANAGER'S RECOMMENDATION:

MANAGER'S INITIAL **EA**

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REFERRED TO:

REJECTED ()

DEFERRED ()

DATE SUBMITTED 10/31/18

SUBMITTED BY EMBER HALLER

DATE ACTION REQUIRED 11/07/18

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: SUNRUNNERS CAR CLUB ANNUAL CAR SHOW													
1. APPROVAL OF THE SUNRUNNERS CAR CLUB TO HOST ITS 35TH ANNUAL CAR SHOW AT EAGER PARK ON MARCH 16, 2019; 2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING WEST 9TH, WEST 10TH, G AND H STREETS; 3. APPROVAL OF BEER SALES AND CONSUMPTION DURING CAR SHOW AT EAGER PARK ON MARCH 16, 2019 FROM 10AM UNTIL 3PM.													
DEPARTMENT INVOLVED: COMMUNITY SERVICES													
BACKGROUND/SUMMARY: The Sunrunners Car Club is hosting its 35th Annual Car Show on Saturday, March 16th, 2019 and is requesting to host the annual event at Eager Park. The club has hosted its annual car show at Eager Park since 2013. The event is scheduled to take place from 10AM until 3PM with set up starting at 6AM and clean up by 5PM. It is requested that the City close the four street intersections at Eager Park which includes West 9th, West 10th, G and H Streets. It is also requested to close a section of G Street between Barioni Boulevard and West 9th Street. The request for the street closures is to provide participants safe access to and from the event. The requested closure time for the streets along the perimeter of Eager Park is from 6:00AM until 5:00PM. The Sunrunners Car Club has requested to allow the selling of beer by a local non-profit during the event at Eager Park. The non-profit will be required to obtain a temporary license to sell beer from the Alcoholic Beverage Control. Allowance of alcohol sales will also require the car club to provide event security. The car club has also requested to allow food and merchandise vendors in the park. All vendors will be required to obtain a City business license and if applicable, a temporary food facility permits from the Imperial County Health Department. The car club will provide a certificate of insurance naming the City of Imperial as additionally insured. The Development Review Committee approved the car club's special event application on October 30th, 2018. To review the site map of the event please see attachment.													
FISCAL IMPACT: There is no significant fiscal impact.	FINANCE INITIALS 												
STAFF RECOMMENDATION: It is the department's recommendation to approve the Sunrunners Car Club to host its 35 th Annual Car Show at Eager Park on March 16 th , 2019.	DEPT. INITIALS 												
MANAGER'S RECOMMENDATION:	CITY MANAGER'S INITIALS 												
MOTION: <table style="width: 100%;"> <tr> <td style="width: 33%;">SECONDED:</td> <td style="width: 33%;">APPROVED ()</td> <td style="width: 33%;">REJECTED ()</td> </tr> <tr> <td>AYES:</td> <td>DISAPPROVED ()</td> <td>DEFERRED ()</td> </tr> <tr> <td>NAYES:</td> <td></td> <td></td> </tr> <tr> <td>ABSENT:</td> <td>REFERRED TO:</td> <td></td> </tr> </table>		SECONDED:	APPROVED ()	REJECTED ()	AYES:	DISAPPROVED ()	DEFERRED ()	NAYES:			ABSENT:	REFERRED TO:	
SECONDED:	APPROVED ()	REJECTED ()											
AYES:	DISAPPROVED ()	DEFERRED ()											
NAYES:													
ABSENT:	REFERRED TO:												



DATE SUBMITTED 10/31/18
 SUBMITTED BY COMMUNITY SERVICES
 DATE ACTION REQUIRED 11/7/18

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

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: PARADE OF LIGHTS

1. APPROVAL OF THE IMPERIAL CHAMBER OF COMMERCE TO HOST THE ANNUAL PARADE OF LIGHTS ON DECEMBER 7TH, 2018;
2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING PERIMETER OF EAGER PARK, AND IMPERIAL AVENUE FROM 4TH STREET THROUGH 10TH STREET.FOR THE PARADE ROUTE.

DEPARTMENT INVOLVED: COMMUNITY SERVICES

BACKGROUND/SUMMARY:

The Imperial Chamber of Commerce is putting on the annual "Parade of Lights" on December 7th starting at 6:30PM. It is being requested that the City closes the affected streets starting at 4PM until 10PM for the staging of the parade and the parade route.

The parade route has been reviewed by the Development Review Committee (DRC); and it has been recommended that the staging area be located on the streets that make the perimeter of Eager Park, utilizing the park space and Public Library parking lots. The parade would begin its route from the staging area off of West 10th Street and down Imperial Ave to 4th street.

The Imperial Chamber of Commerce has also requested to allow food and merchandise vendors at the event. Vendors will be located at the City Hall Parking Lot and Barioni Boulevard. All vendors will be required to obtain a City business license and if applicable, a temporary food facility permits from the Imperial County Health Department.

The Development Review Committee approved the Imperial Chamber of Commerce's special event application based on their conditions of approval on October 30th, 2018.
 To review the site map of the event please see attachment.

FISCAL IMPACT:

FINANCE
INITIALS

[Signature]

STAFF RECOMMENDATION: It is the department's recommendation to approve the Imperial Chamber of Commerce to host its Annual Parade of Lights along Imperial Avenue on December 7th, 2018.

DEPT. INITIALS

[Signature]

MANAGER'S RECOMMENDATION:

CITY
MANAGER's
INITIALS

[Signature]

MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

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



HWY 86



IMPERIAL AVENUE



15TH STREET

STAGING

STAGING

STAGING

STAGING *** 14TH STREET *** STAGING



E STREET

F STREET

G STREET

H STREET

BARIONI AVENUE



H STREET



✖ = Baracades
★ = Start location -- stop location

Parade of Lights
Friday, December 7, 2018
Start time: 6:30 pm

4TH STREET

DATE SUBMITTED 10/31/18
 SUBMITTED BY Ember Haller
 DATE ACTION REQUIRED 11/7/18

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: CHRISTMAS IN A SMALL TOWN

1. APPROVAL OF THE IMPERIAL CHAMBER OF COMMERCE TO HOST THE ANNUAL CHRISTMAS IN A SMALL TOWN ON DECEMBER 8, 2018;
2. APPROVAL OF THE CLOSURE OF STREETS AFFECTING IMPERIAL AVE., WEST 9TH, WEST 6TH, AND BARIONI BOULEVARD;
3. APPROVAL OF BEER SALES AND CONSUMPTION DURING CHRISTMAS IN A SMALL TOWN EVENT ON PUBLIC PROPERTY DECEMBER 8TH, 2018 FROM 9AM UNTIL 3PM.

DEPARTMENT INVOLVED: COMMUNITY SERVICES

BACKGROUND/SUMMARY:

The Imperial Chamber of Commerce is organizing the annual "Christmas In A Small Town" street fair event for December 8, 2018 from 9AM until 3PM. The set up time will begin at 6AM and the tear down will be completed by 4PM. It is requested to host the event in Downtown Imperial on Imperial Avenue from 6th Street to 9th Street and on Barioni Boulevard from the intersection of Imperial Avenue to the intersection of H street. The Imperial Chamber of Commerce has requested to allow the selling and consumption of beer during the event. They will be required to obtain a temporary license to sell beer from the Alcoholic Beverage Control. The Imperial Chamber of Commerce has also requested to allow food and merchandise vendors at the event. All vendors will be required to obtain a City business license and if applicable, a temporary food facility permits from the Imperial County Health Department.

The Development Review Committee approved the Imperial Chamber of Commerce's special event application on October 30th, 2018.

To review the site map of the event please see attachment.

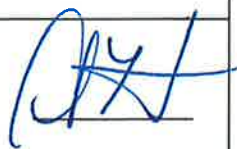
FISCAL IMPACT:

FINANCE
INITIALS



STAFF RECOMMENDATION: It is the department's recommendation to approve the Imperial Chamber of Commerce to host its Annual Christmas In A Small Town in the downtown area of the City of Imperial on December 8th, 2018.

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

CITY
MANAGER's
INITIALS



MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ()

DISAPPROVED ()

REJECTED ()

DEFERRED ()

REFERRED TO:

XX E. 6TH ST.

XXXX

W. 6TH ST. XX



DEPARTMENT OF
COMMUNITY SERVICES
760-355-3316

RASPALANDIA

MAYRA'S
BEAUTY SALON

XX E. 7TH ST.



HUMBLE
FARMER
BREWERY

147
148
149
150
151
152
153
154
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S. IMPERIAL AVE.

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121

VETERAN'S
HALL

COOPER'S
WEST

ADA PARKING

W. 7TH ST.

XX

FOR PUBLIC USE:
1 40FT DUMPSTER
15 TRASH CANS
15 RECYCLING CANS
BINS WILL BE PLACED
EVERY 50FT THROUGHOUT
THE EVENT

LEGEND

- PORTA POTTY
- HAND WASHING
- LIGHT TOWER
- FOOD VENDOR
- ELECTRICITY
- FULL SEASON VENDOR
- RESERVED FOR SPONSORS

Kidz Party Pals 171
172
173
174
175
176

Not Sow Basis 180
181
182
183
184
185
186
187
188
El Glacier 189
El Glacier 190
191
192
193
Ashurst Bee Company 194

XXXX

MAIN BAND

CIRCLE K

POST OFFICE
ADA PARKING

ADA PARKING

ADA PARKING

E. 9TH ST.

XXXX

S. IMPERIAL AVE.

Kay Campbell 120
Kay Campbell 119
118
117
116
115
114
113
112
Fashion Jewelry 111
JG Woodcrafters 110
109
108
107
106
Fine Art Living 105
Fine Art Livings 104
103
102
101
100
Kidz Party Pals 099
Victoria Homes 098
SANTA 097

EL ZARAYE

Potable Water

Sewage
Water
Disposal
Container



WATER WILL BE AVAILABLE
AT CITY HALL VIA A HOSE:
420 S. IMPERIAL AVE.
IMPERIAL, CA 92251

AFTER THE EVENT,
PUBLIC SERVICES WILL
HAUL AWAY WATER

JOHNNY'S BURRITOS

Hot Dogs B Unico 095
Imperial Chamber 096
097
098
099
100
101
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BARIONI BLVD.

J&K Enterprises 048
J&K Enterprises 047
046
045
044
043
042
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036
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026
025

KJB Enterprises

SEATING

ADA PARKING

CITY OF IMPERIAL
COMMUNITY SERVICES

076

POLICE
COMMAND
CENTER

XXXX

SUN COMMUNITY
FEDERAL CREDIT UNION

EAGER PARK

DATE SUBMITTED 10/31/2018
 SUBMITTED BY PUBLIC SERVICES
 DATE ACTION REQUIRED 11/07/2018

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: GENERAL MAINTENANCE WORKER (I) POSITION
 1. APPROVAL TO ADD GENERAL MAINTENANCE WORKER I POSITION WITHIN WATER TREATMENT PLANT

DEPARTMENT INVOLVED: PUBLIC SERVICES

BACKGROUND/SUMMARY:

Public Services Department is to amend our current position allocation list and add a General Maintenance Worker I to operate within the Water Treatment Plant.

FISCAL IMPACT: \$33,000.00
 Account# 50-510-5101 (2018-2019 Fiscal Year Budget)

FINANCE
INITIALS



STAFF RECOMMENDATION: It is staff's recommendation to approve the amendment to the current position allocation list and add a General Maintenance Worker I to the current Public Services roster.

DEPT. INITIALS



MANAGER'S RECOMMENDATION: City Manager agrees with Staff's recommendation.

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

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

DATE SUBMITTED 10/31/2018
SUBMITTED BY City Clerk
DATE ACTION REQUIRED 11/07/2018

Agenda Item No **G-12**
CITY COUNCIL ACTION (X)
PUBLIC HEARING REQUIRED ()
RESOLUTION ()
ORDINANCE 1ST READING ()
ORDINANCE 2ND READING ()
CITY CLERK'S INITIALS **mb**

IMPERIAL CITY COUNCIL AGENDA ITEM

**SUBJECT: DISCUSSION/ACTION: REGULAR CITY COUNCIL
MEETING OF NOVEMBER 21, 2018.**

1. DETERMINE IF QUORUM WILL BE PRESENT FOR THE
REGULAR MEETING OF NOVEMBER 21, 2018 AND
CANCEL OR POSTPONE MEETING AS NECESSARY.

BACKGROUND/SUMMARY:

The City Council of the City of Imperial meets on a regular basis on the 1st and 3rd Wednesday of the month. The next regular meeting is set for November 21, 2018 which is the day before the Thanksgiving Holiday. Staff would like for council to determine if a quorum will be present for said meeting so that they can prepare for the regular meeting or post a notice of cancellation or postponement.

FISCAL IMPACT: None

STAFF RECOMMENDATION Council to determine whether or not to hold the next meeting on November 21, 2018.

MANAGER'S RECOMMENDATION:

MANAGER'S INITIAL 

MOTION:

SECONDED:
AYES:
NAYES:
ABSENT:

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

REFERRED TO: