



**Brawley City Council &  
Successor Agency to Brawley  
Community Redevelopment Agency  
Regular Meeting Agenda  
Tuesday, July 19, 2016 @ 6:00 PM  
City Council Chambers  
383 Main Street  
Brawley, California 92227**

*Donald L. Wharton*, Mayor  
*Sam Couchman*, Mayor Pro-Tempore  
*Helen M. Noriega*, Council Member  
*George A. Nava*, Council Member  
*Norma Kastner-Jauregui*, Council Member

*Alma Benavides*, City Clerk  
*Ruby D. Walla*, City Treasurer  
*William S. Smerdon*, City Attorney  
*Rosanna Bayon Moore*, City Manager/  
Executive Director

**CALL TO ORDER**

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**1. APPROVAL OF AGENDA**

**2. PUBLIC APPEARANCES/COMMENTS** (Not to exceed 4 minutes) this is the time for the public to address the Council **on any item not appearing on the agenda** that is within the subject matter jurisdiction of the City Council. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy. **Please direct your questions and comments to the City Council.**

a. Certificates of Appreciation presented to Brawley Police Explorers by Ceci Gastelo, Chairperson for the American Cancer Society-Relay for Life Brawley and Northern Imperial County

**3. CONSENT AGENDA** Items are approved by one motion. Council Members or members of the public may request consent items be considered separately at a time determined by the Mayor.

a. Approve Accounts Payable: June 30, 2016 **Pgs 5-18**  
July 8, 2016 **Pgs 19-32**

b. Approve City Council Minutes: June 7, 2016 **Pgs 33-37**

c. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, acting as the Legislative Body of Community Facilities District No. 2005-1 of the City of Brawley (**Victoria Park**), authorizing the levy of Special Taxes within Community Facilities District No. 2005-1 for Fiscal Year 2016-2017. **Pgs 38-59**

d. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, acting as the Legislative Body of Community Facilities District No. 2005-4 of the City of Brawley (**Latigo Ranch**), authorizing the levy of Special Taxes within Community Facilities District No. 2005-4 for Fiscal Year 2016-2017. **Pgs 60-79**

e. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, acting as the Legislative Body of Community Facilities District No. 2006-1 of the City of Brawley (**Malan Park**), authorizing the levy of Special Taxes within Community Facilities District No. 2006-1 for Fiscal Year 2016-2017. **Pgs 80-102**

f. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, acting as the Legislative Body of Community Facilities District No. 2007-1 of the City of Brawley (**Luckey Ranch**), authorizing the levy

of Special Taxes within Community Facilities District No. 2007-1 for Fiscal Year 2016-2017. **Pgs 103-136**

- g. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, acting as the Legislative Body of Community Facilities District No. 2007-2 of the City of Brawley (**Springhouse**), authorizing the levy of Special Taxes within Community Facilities District No. 2007-2 for Fiscal Year 2016-2017. **Pgs 137-170**
- h. Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, Approving the Purchase of New Patrol Rifles and Vehicle Secure Mounting Equipment Utilizing State Asset Forfeiture Funds in the Amount of \$46,090.83. **Pgs 171-178**
- i. Approve Request for Travel Greater than 500 Miles for Library Director and Assistant Library Director to Attend the Annual California Library Association Conference from November 3 through 6, 2016 in Sacramento, California. **Pgs 179-183**

#### **4. REGULAR BUSINESS**

- a. Discussion and Potential Action to Approve Program Development Agreement with Siemens Industry, Inc. and Proceed with Preparation of a Comprehensive Engineering Study for a City of Brawley Energy Services and Facilities Modernization Program. **Pgs 184-208**
- b. Discussion and Potential Action to Approve Development Agreement with La Paloma Subdivision, Units 1 & 2.
- c. Discussion and Potential Action to Approve Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California, Acting as the Legislative Body of Community Facilities District No. 2005-3 of the City of Brawley (**La Paloma**), Authorizing the Levy of Special Taxes A and B within Community Facilities District No. 2005-3 for Fiscal Year 2016-2017. **Pgs 209-244**
- d. Discussion and Potential Action to Award Contract to Masters Construction Inc. for Project No. 2016-11, 1st Street Pedestrian Improvements Project, in the Amount of \$328,385 and Adopt City Council Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Amending the Fiscal Year (FY) 2016/2017 City of Brawley Budget. **Pgs 245-250**
- e. Discussion and Potential Action to Adopt Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Declaring an Emergency, Ratifying Action Taken by the City Manager and Approving Emergency Replacement of a Collapsed Sewer Pipeline and Severely Damaged Manhole on

the North Half of Adams St. between B Street and Magnolia St. in an Amount Not to Exceed \$120,000 to A & R Construction. **Pgs 251-258**

- f. Discussion and Potential Action to Approve Change Order No. 1 for Contract No. 2016-02: 3 Million Gallon Airport Reservoir Improvements in an Amount Not to Exceed \$150,000.59 to West Coast Industrial Coatings, Inc. **Pgs 259-267**
- g. Discussion and Staff Direction re: Superior Court Services in the City of Brawley
- h. Discussion and Staff Direction re: Administration Office Staffing as Requested by Council Member George A. Nava.

**5. DEPARTMENTAL REPORTS**

**6. CITY TREASURER'S REPORT**

**7. CITY COUNCIL MEMBER REPORTS**

**8. CITY MANAGER'S REPORT**

**9. CITY ATTORNEY'S REPORT**

**10. CITY CLERK'S REPORT**

**11. CLOSED SESSION**

**ANTICIPATED LITIGATION** (Government Code §54956.9, paragraph (4) of subdivision (d))

- a. Conference with Legal Counsel – There is one (1) potential case.

**PERSONNEL MATTERS** (G.C. §54957)

- a.
- b. Public Employment of the Position of City Manager

**ADJOURNMENT** Next Regular Meeting, **September 6, 2016 @ 6:00 PM**, 383 Main Street, Brawley, California. Supporting Documents are available for public review in the Office of the City Clerk, 383 Main Street, Brawley, California 92227 - Monday through Friday during Regular Business Hours; Individuals who require special accommodations are requested to give 48 hours prior notice. Contact: Office of the City Clerk @ 760-351-3080.

*Alma Benavides*, City Clerk

Check Register Report

Date: 06/30/2016  
 Time: 4:21 PM  
 Page: 1

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
AMEX	06/30/2016	Printed	B781	BRODART COMPANY	Adult Plan Sept 2016-Aug 2017	4,276.80
AMEX	06/30/2016	Printed	B411	BSN SPORTS, LLC	Pitchers Rubber	177.10
AMEX	06/30/2016	Printed	C544	CANON FINANCIAL SERVICES, INC	Copier Lease	271.50
AMEX	06/30/2016	Printed	E171	EMERGENCY MEDICAL PRODUCTS,	Medical Supplies	169.28
AMEX	06/30/2016	Printed	I176	IWORQ SYSTEMS INC	Internet Prev Maint/WWTP	799.98
AMEX	06/30/2016	Printed	P257	PITNEY BOWES	Postage Machine Rental/P.D.	356.40
AMEX	06/30/2016	Printed	S689	STAPLES ADVANTAGE	Boxes	53.45
AMEX	06/30/2016	Printed	U200	UPSTART	Items for Summer Reading	1,108.65
<b>8</b>					<b>Checks Total (excluding void checks):</b>	<b>7,213.16</b>
41266	06/27/2016	Printed	C013	CASH	SWRCB State Water Discharge	133,333.33
41267	06/30/2016	Printed	A147	CARLOS D ALCANTAR	Softball Umpire 6/23/16	56.00
41268	06/30/2016	Printed	A554	ALLIED WASTE SERVICES #467	Solid Waste Services/June 2016	181,159.75
41269	06/30/2016	Printed	A126	ALSCO AMERICAN LINEN DIV.	Cleaning Services	276.69
41270	06/30/2016	Printed	A202	APWA	APWA Membership Dues	1,080.00
41271	06/30/2016	Printed	A901	AT&T-CALNET 3	Telephone Services	4,110.03
41272	06/30/2016	Printed	A784	AT&T	Telephone Services/Teen Center	126.05
41273	06/30/2016	Printed	A592	AUTO ZONE, INC. #2804	License Light	639.89
41274	06/30/2016	Printed	M766	MICHAEL BARRAZA	Softball Umpire 6/22-6/23	112.00
41275	06/30/2016	Printed	B469	CORNELIO & SARA BAYON	Refund Deposit 467 I Street	485.20
41276	06/30/2016	Printed	B556	BRAWLEY RADIATOR	Service Radiator #3912 F.D.	475.00
41277	06/30/2016	Printed	B122	BRAWLEY WORKWEAR & SHOES	Safety Boots/Refugio Martinez	147.91
41278	06/30/2016	Printed	B747	BRENNTAG PACIFIC INC.	Sodium Hypochlorite	2,142.98
41279	06/30/2016	Printed	C312	CA PUBLIC EMP. RETIREMENT SYST	July 2016 Medical Insurance	90,354.82
41280	06/30/2016	Printed	C101	CALIFORNIA JPIA	2016-17 Annual Contribution	1,275,136.00
41281	06/30/2016	Printed	C072	BLANCA CARLON	Refund Swim Lessons	60.00
41282	06/30/2016	Printed	C076	REBECCA CATO	Softball Scorekeeper 6/20,	24.00
41283	06/30/2016	Printed	C275	CDW GOVERNMENT, INC.	Wireless Keyboard	4,170.52
41284	06/30/2016	Printed	C902	CHEVRON & TEXACO CARD	Fuel - Fire Department	275.11
41285	06/30/2016	Printed	C472	CLAIREMONT EQUIPMENT, INC.	Scaffold Tower/Meserve Park	92.00
41286	06/30/2016	Printed	C140	COOL BREEZE AIR	A/C Maintenance/WTP	421.00
41287	06/30/2016	Printed	C827	DAVID CORONA JR	Softball Umpire 6/20,	64.00
41288	06/30/2016	Printed	C310	STEPHANIE CORONA	Softball Scorekeeper 6/20,	72.00
41289	06/30/2016	Printed	C007	SAM COUCHMAN	Reimb. Travel/SCAG Assembly	158.73
41290	06/30/2016	Printed	C255	CPCA	2016-17 CPCA Membership Dues	419.00
41291	06/30/2016	Printed	C347	MARIA E CRISTOBAL	Softball Scorekeeper 6/20-6/23	96.00
41292	06/30/2016	Printed	D402	DAPPER TIRE CO., INC.	Tires/Shop	236.28
41293	06/30/2016	Printed	D103	DELTA DENTAL	Dental Insurance - July 2016	8,569.51
41294	06/30/2016	Printed	D478	DEPARTMENT OF JUSTICE	Fingerprint Applications	842.00
41295	06/30/2016	Printed	D097	CARL DICKSON	Refund Ovrpmt 609 Sunset Drive	2.76
41296	06/30/2016	Printed	E145	ELMS EQUIPMENT	Repair Hedger	53.14
41297	06/30/2016	Printed	G515	ABRAHAM GARCIA	Softball Umpire 6/21/16	56.00
41298	06/30/2016	Printed	G966	GIBSON & SCHAEFER, INC.	Concrete/Meserve Park	974.70
41299	06/30/2016	Printed	G084	ELVIA CATHERINE GLORIA	Refund Deposit 350 N 11th St.	164.12
41300	06/30/2016	Printed	G287	RICHARD GRANADOS	Softball Umpire 6/23/16	28.00
41301	06/30/2016	Printed	H109	DEBBIE HOUSER	Refund Ovrpmt 1018 Jennifer	33.28
41302	06/30/2016	Printed	H377	HYDRAULICS & BEARING SUPPLY IN	Hose, Clamp	61.97
41303	06/30/2016	Void	06/30/2016		Void Check	0.00
41304	06/30/2016	Printed	I301	IMPERIAL HARDWARE CO., INC.	Padlocks, Keys	820.20
41305	06/30/2016	Printed	I608	IMPERIAL TRUSS & LUMBER CO	Nail Gun, Nails/Meserve Park	163.56
41306	06/30/2016	Printed	I602	IMPERIAL VALLEY PAINT CENTE	Paint Supplies	484.49
41307	06/30/2016	Printed	J168	JESSE JACKSON	Softball Umpire 6/20, 6/22	112.00
41308	06/30/2016	Printed	K154	K-C WELDING RENTALS INC.	Helmet, Sheild, Gloves	273.18
41309	06/30/2016	Printed	K793	KME FIRE APPARATUS	Front Axle	61.82

Check Register Report

Date: 06/30/2016  
 Time: 4:21 PM  
 Page: 2

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
41310	06/30/2016	Printed	L659	LIFE-ASSIST, INC	Medical Supplies	1,826.16
41311	06/30/2016	Printed	M730	MALLORY SAFETY & SUPPLY LLC	Coolers	70.00
41312	06/30/2016	Printed	M004	MCNEECE BROS OIL COMPANY	Fuel/Parks & Rec Dept.	404.57
41313	06/30/2016	Printed	N184	NOBEL SYSTEMS, INC.	Geo Viewer Online Services	4,800.00
41314	06/30/2016	Printed	0567	JIM O'MALLEY PLUMBING	Drinking Fountain	157.77
41315	06/30/2016	Printed	O793	OFFICE SUPPLY COMPANY	Calculator, Tape, Binder Clips	66.29
41316	06/30/2016	Printed	O305	OOH LA LA DANCE & STUDIOS	Refund Deposit/Lions Gym	100.00
41317	06/30/2016	Printed	O901	ORANGE COMMERCIAL CREDIT	Copper Analysis	4,283.00
41318	06/30/2016	Printed	O244	ORANGE COUNTY REGISTER	Ad/Public Works Director	1,315.00
41319	06/30/2016	Printed	P110	PESTMASTER SERVICES	Pest Control/Lions Center	155.00
41320	06/30/2016	Printed	P442	PHOENIX UNIFORMS, INC.	Badges	305.86
41321	06/30/2016	Printed	P903	PRINCIPAL FINANCIAL GROUP	Life Insurance - July 2016	3,438.27
41322	06/30/2016	Printed	P104	PUBLIC EMPLOYEES RETIREMENT	PERS 06/07/16-06/20/16	60,348.37
41323	06/30/2016	Printed	R311	R & K AIR CONDITIONING	Install Condenser	2,700.00
41324	06/30/2016	Printed	R177	RDO WATER	Saw Blade, Pipe Cutter	86.40
41325	06/30/2016	Printed	R612	LANCE REEVES	Settlement Agreement/	42,856.91
41326	06/30/2016	Printed	R130	ANDREW ROMO	Softball Umpire	112.00
41327	06/30/2016	Printed	R449	JAZMINE RUIZ	Refund Deposit/Pool	100.00
41328	06/30/2016	Printed	S438	S&W HEALTHCARE CORPORATION	Gloves	182.54
41329	06/30/2016	Printed	P932	EVELYN PEREZ SANDOVAL	Reimb. Apr-June Mileage	9.72
41330	06/30/2016	Printed	S445	SCAG	2016-17 Membership Dues	2,821.00
41331	06/30/2016	Printed	S126	MARLA SOTO	Refund Ovrpmt 1129 Elm Court	6.23
41332	06/30/2016	Printed	S495	SOUTHERN CALIFORNIA GAS CO.	172 969 1728 3 5/11/16-6/10/16	59.27
41333	06/30/2016	Printed	S803	SOUTHWEST WINDOW CLEANING	Window Cleaning/Admin Bldg	90.00
41334	06/30/2016	Printed	S849	STILLS ELECTRIC	Replace Bulb	1,735.54
41335	06/30/2016	Printed	S666	OSCAR SUAREZ	Refund Deposit /Lions Pool	100.00
41336	06/30/2016	Printed	T524	TYCO INTEGRATED SECURITY, LLC	Alarm Monitoring 7/1-7/30/16	102.95
41337	06/30/2016	Printed	U901	UNITED STATES POSTAL SERVIC	City Hall Postage Refill	809.86
41338	06/30/2016	Printed	V956	RUDY VALLARTA	Softball Umpire 6/20-6/22	168.00
41339	06/30/2016	Printed	V308	VIC'S AIR CONDITIONING & ELECT	A/C Repair	252.60
41340	06/30/2016	Printed	V452	VISION SERVICE PLAN (CA), I	July Vision Insurance	1,971.36
41341	06/30/2016	Printed	W221	WAL-MART STORES, INC. #01-1555	Paint Supplies	203.00
41342	06/30/2016	Printed	W250	WESTAIR GASES & EQUIPMENT INC	Umbrella	162.00

77

Checks Total (excluding void checks): 1,840,224.69

85

Grand Total (excluding void checks): 1,847,437.85



INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 1

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Fund: 101 General Fund</b>							
<b>Dept: 000.000</b>							
101-000.000-202.000	Accounts						
	CASH	AL-0000868	SWRCB State Water Pollution	41266	06/01/2016	06/27/2016	50,400.00
	CASH	AL-0000867	SWRCB State Water Discharge	41266	06/01/2016	06/27/2016	82,933.33
							<b>133,333.33</b>
<b>Total Dept. 000000:</b>							<b>133,333.33</b>
<b>Dept: 110.000 General Revenues</b>							
101-110.000-410.910	Utility users						
	DICKSON/CARL//		Refund Ovrpmt 609 Sunset Drive	41295	06/20/2016	06/30/2016	1.39
							<b>1.39</b>
<b>Total Dept. General Revenues:</b>							<b>1.39</b>
<b>Dept: 111.000 City Council</b>							
101-111.000-730.200	Technical						
	TYCO INTEGRATED	26692118	Alarm Monitoring 7/1-7/30/16	41336	07/01/2016	06/30/2016	25.73
							<b>25.73</b>
101-111.000-750.401	Travel - S.C.						
	COUCHMAN/SAM//		Reimb. Travel/SCAG Assembly	41289	06/01/2016	06/30/2016	158.73
							<b>158.73</b>
<b>Total Dept. City Council:</b>							<b>184.46</b>
<b>Dept: 112.000 City Clerk</b>							
101-112.000-710.300	P E R S						
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	382.79
							<b>382.79</b>
101-112.000-720.100	Office						
	OFFICE SUPPLY COMPANY///		Calculator, Tape, Binder Clips	41315	06/22/2016	06/30/2016	66.29
							<b>66.29</b>
101-112.000-730.200	Technical						
	TYCO INTEGRATED	26692118	Alarm Monitoring 7/1-7/30/16	41336	07/01/2016	06/30/2016	25.74
							<b>25.74</b>
<b>Total Dept. City Clerk:</b>							<b>474.82</b>
<b>Dept: 131.000 City Manager</b>							
101-131.000-710.300	P E R S						
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	446.88
							<b>446.88</b>
101-131.000-730.200	Technical						
	TYCO INTEGRATED	26692118	Alarm Monitoring 7/1-7/30/16	41336	07/01/2016	06/30/2016	25.74
							<b>25.74</b>
<b>Total Dept. City Manager:</b>							<b>472.62</b>
<b>Dept: 151.000 Finance</b>							
101-151.000-710.300	P E R S						
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	1,356.19
							<b>1,356.19</b>
101-151.000-750.200							
	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	0.25
							<b>0.25</b>
101-151.000-750.210	Postage						
	UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	77.05

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016  
 Time: 3:42 pm  
 Page: 2

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<u>77.05</u>
101-151.000-750.400	Travel SANDOVAL/EVELYN PEREZ//		Reimb. Apr-June Mileage	41329	06/30/2016	06/30/2016	9.72
							<u>9.72</u>
<b>Total Dept. Finance:</b>							<b>1,443.21</b>
<b>Dept: 152.000 Utility Billing</b>							
101-152.000-721.200	Other IMPERIAL HARDWARE CO.,	442513/2	Insect Killer	41304	06/20/2016	06/30/2016	9.71
							<u>9.71</u>
101-152.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	471.68
							<u>471.68</u>
<b>Total Dept. Utility Billing:</b>							<b>481.39</b>
<b>Dept: 153.000 Personnel</b>							
101-153.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	259.84
							<u>259.84</u>
101-153.000-730.200	Technical DEPARTMENT OF JUSTICE/// TYCO INTEGRATED	169410	Fingerprint Applications	41294	06/03/2016	06/30/2016	842.00
		26692118	Alarm Monitoring 7/1-7/30/16	41336	07/01/2016	06/30/2016	25.74
							<u>867.74</u>
101-153.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	88.73
							<u>88.73</u>
101-153.000-750.300	Advertising & ORANGE COUNTY		Ad/Public Works Director	41318	06/01/2016	06/30/2016	1,315.00
							<u>1,315.00</u>
<b>Total Dept. Personnel:</b>							<b>2,531.31</b>
<b>Dept: 171.000 Planning</b>							
101-171.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	377.98
							<u>377.98</u>
101-171.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	165.12
							<u>165.12</u>
101-171.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	56.97
							<u>56.97</u>
<b>Total Dept. Planning:</b>							<b>600.07</b>
<b>Dept: 181.000 Information</b>							
101-181.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	271.49
							<u>271.49</u>
<b>Total Dept. Information technology:</b>							<b>271.49</b>
<b>Dept: 191.000 Non-departmental</b>							
101-191.000-730.200	Technical NOBEL SYSTEMS, INC.///	13840	Geo Viewer Online Services	41313	07/01/2016	06/30/2016	4,800.00

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 3

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
	PESTMASTER SERVICES///	1382458	Rodent Control/City Hall	41319	06/21/2016	06/30/2016	85.00
	PESTMASTER SERVICES///	1382459	Pest Control/City Hall	41319	06/21/2016	06/30/2016	35.00
							<b>4,920.00</b>
101-191.000-740.100	Repair & R & K AIR CONDITIONING VIC'S AIR CONDITIONING &	29539 56632	Install Condenser A/C Repair	41323 41339	06/18/2016 06/10/2016	06/30/2016 06/30/2016	2,700.00 252.60
							<b>2,952.60</b>
101-191.000-740.200	Cleaning ALSCO AMERICAN LINEN ALSCO AMERICAN LINEN SOUTHWEST WINDOW		Cleaning Services Cleaning Services Window Cleaning/Admin Bldg	41269 41269 41333	06/20/2016 06/20/2016 06/21/2016	06/30/2016 06/30/2016 06/30/2016	18.05 15.00 90.00
							<b>123.05</b>
101-191.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	344.63
							<b>344.63</b>
101-191.000-750.600	SCAG///		2016-17 Membership Dues	41330	07/01/2016	06/30/2016	2,821.00
							<b>2,821.00</b>
							<b>Total Dept. Non-departmental: 11,161.28</b>
<b>Dept: 211.000</b>	<b>Police Protection</b>						
101-211.000-710.300	P E R S PUBLIC EMPLOYEES PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16 PERS 06/07/16-06/20/16	41322 41322	06/30/2016 06/30/2016	06/30/2016 06/30/2016	14,473.92 1,823.22
							<b>16,297.14</b>
101-211.000-720.100	Office STAPLES ADVANTAGE///		Boxes	41	06/11/2016	06/30/2016	53.45
							<b>53.45</b>
101-211.000-725.400	Fuel CHEVRON & TEXACO CARD MCNEECE BROS OIL MCNEECE BROS OIL MCNEECE BROS OIL	638057 127424 127814 127815	Fuel - Police Department Fuel/Police Dept. Fuel/Police Dept. Fuel/Police Dept.	41284 41312 41312 41312	06/06/2016 06/16/2016 06/21/2016 06/21/2016	06/30/2016 06/30/2016 06/30/2016 06/30/2016	215.10 56.89 9.68 36.31
							<b>317.98</b>
101-211.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41269	06/20/2016	06/30/2016	134.11
							<b>134.11</b>
101-211.000-740.400	Rent PITNEY BOWES///		Postage Machine Rental/P.D.	40	06/04/2016	06/30/2016	356.40
							<b>356.40</b>
101-211.000-750.200	AT&T-CALNET 3/// AT&T-CALNET 3///		Telephone Services Telephone Services	41271 41271	06/03/2016 06/20/2016	06/30/2016 06/30/2016	1,203.20 412.22
							<b>1,615.42</b>
101-211.000-750.600	CPCA///	574	2016-17 CPCA Membership Dues	41290	07/01/2016	06/30/2016	419.00
							<b>419.00</b>
							<b>Total Dept. Police Protection: 19,193.50</b>
<b>Dept: 211.300</b>	<b>Graffiti Abatement</b>						
101-211.300-721.200	Other WAL-MART STORES, INC.	03475	Paint Supplies	41341	06/22/2016	06/30/2016	122.86

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 4

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<b>122.86</b>
<b>Total Dept. Graffiti Abatement:</b>							<b>122.86</b>
<b>Dept: 221.000 Fire Department</b>							
101-221.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	7,314.72
							<b>7,314.72</b>
101-221.000-721.200	Other						
	EMERGENCY MEDICAL	1828497	Medical Supplies	38	06/07/2016	06/30/2016	169.28
	HYDRAULICS & BEARING	49542	Hose, Clamp	41302	06/01/2016	06/30/2016	61.97
	IMPERIAL HARDWARE CO.,	442161/2	Oven Cleaner, Filter	41304	06/16/2016	06/30/2016	13.41
	IMPERIAL HARDWARE CO.,	442392/2	Paint	41304	06/18/2016	06/30/2016	7.54
	IMPERIAL HARDWARE CO.,	441844/2	Baking Soda, Range Hood, Paint	41304	06/14/2016	06/30/2016	64.37
	IMPERIAL HARDWARE CO.,	442235/2	Spray Paint, Edger Pads	41304	06/17/2016	06/30/2016	15.75
	IMPERIAL HARDWARE CO.,	442404/2	Spacer	41304	06/18/2016	06/30/2016	8.19
	LIFE-ASSIST, INC	753942	Medical Supplies	41310	06/01/2016	06/30/2016	757.80
	LIFE-ASSIST, INC	753973	Medical Supplies	41310	06/01/2016	06/30/2016	380.60
	PHOENIX UNIFORMS, INC.///	954445	Badges	41320	06/01/2016	06/30/2016	305.86
	S&W HEALTHCARE	221813	Gloves	41328	06/13/2016	06/30/2016	182.54
							<b>1,967.31</b>
101-221.000-721.900	Small tools & IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO.,	442159/2	Return Range Hood	41304	06/16/2016	06/30/2016	-70.44
		441844/2	Baking Soda, Range Hood, Paint	41304	06/14/2016	06/30/2016	70.44
							<b>0.00</b>
101-221.000-725.400	Fuel CHEVRON & TEXACO CARD	638057	Fuel - Fire Department	41284	06/06/2016	06/30/2016	60.01
							<b>60.01</b>
101-221.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	156.38
							<b>156.38</b>
101-221.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	19.95
							<b>19.95</b>
<b>Total Dept. Fire Department:</b>							<b>9,518.37</b>
<b>Dept: 221.100 Fire Station #2</b>							
101-221.100-720.400	Automotive AUTO ZONE, INC. #2804/// KME FIRE APPARATUS///		License Light	41273	06/01/2016	06/30/2016	21.04
		ca 537001	Front Axle	41309	06/07/2016	06/30/2016	61.82
							<b>82.86</b>
101-221.100-721.200	Other LIFE-ASSIST, INC	754004	Medical Supplies	41310	06/01/2016	06/30/2016	74.37
							<b>74.37</b>
101-221.100-721.900	Small tools & LIFE-ASSIST, INC	754004	Medical Supplies	41310	06/01/2016	06/30/2016	613.39
							<b>613.39</b>
<b>Total Dept. Fire Station #2:</b>							<b>770.62</b>
<b>Dept: 231.000 Building Inspection</b>							
101-231.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	720.74
							<b>720.74</b>
101-231.000-721.900	Small tools &						

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016  
 Time: 3:42 pm  
 Page: 5

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
	CDW GOVERNMENT, INC.///		Computers	41283	06/22/2016	06/30/2016	1,786.36
	CDW GOVERNMENT, INC.///		Wireless Mouse	41283	06/23/2016	06/30/2016	191.87
	CDW GOVERNMENT, INC.///		Wireless Keyboard	41283	06/20/2016	06/30/2016	107.03
							<b>2,085.26</b>
101-231.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	107.11
							<b>107.11</b>
101-231.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	39.51
							<b>39.51</b>
							<b>Total Dept. Building Inspection: 2,952.62</b>
<b>Dept: 241.000 Animal Control</b>							
101-241.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	118.42
							<b>118.42</b>
101-241.000-721.100	Uniforms BRAWLEY WORKWEAR &	15413	Safety Boots/Refugio Martinez	41277	06/17/2016	06/30/2016	147.91
							<b>147.91</b>
							<b>Total Dept. Animal Control: 266.33</b>
<b>Dept: 311.000 Engineering</b>							
101-311.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	1,063.92
							<b>1,063.92</b>
101-311.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41269	06/20/2016	06/30/2016	26.12
							<b>26.12</b>
101-311.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	764.61
							<b>764.61</b>
101-311.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	2.32
							<b>2.32</b>
101-311.000-750.600	APWA///	677750	APWA Membership Dues	41270	07/01/2016	06/30/2016	1,080.00
							<b>1,080.00</b>
							<b>Total Dept. Engineering: 2,936.97</b>
<b>Dept: 411.000 Community</b>							
101-411.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	267.55
							<b>267.55</b>
101-411.000-721.900	Small tools & CDW GOVERNMENT, INC.///		Computers	41283	06/22/2016	06/30/2016	2,085.26
							<b>2,085.26</b>
101-411.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	82.05
							<b>82.05</b>
101-411.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	7.61

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 6

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<u>7.61</u>
<b>Total Dept. Community Development:</b>							<b>2,442.47</b>
<b>Dept: 511.000 Parks</b>							
101-511.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	848.12
							<u>848.12</u>
101-511.000-720.600	Plumbing O'MALLEY PLUMBING/JIM// RDO WATER	93898 J17083	Copper, PVC Adapter, Bushing	41314 41324	06/17/2016 06/17/2016	06/30/2016 06/30/2016	15.20 1.62
							<u>16.82</u>
101-511.000-721.200	Other IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., MALLORY SAFETY & SUPPLY UPSTART///	442567/2 442968/2 4099323 5860121	Batteries Padlocks, Keys Coolers Items for Summer Reading	41304 41304 41311 42	06/20/2016 06/23/2016 06/15/2016 06/01/2016	06/30/2016 06/30/2016 06/30/2016 06/30/2016	17.26 16.74 70.00 1,111.08
							<u>1,215.08</u>
101-511.000-721.900	Small tools & O'MALLEY PLUMBING/JIM// RDO WATER	93902 J17084	Drinking Fountain Saw Blade, Pipe Cutter	41314 41324	06/17/2016 06/17/2016	06/30/2016 06/30/2016	64.75 84.78
							<u>149.53</u>
101-511.000-725.400	Fuel MCNEECE BROS OIL MCNEECE BROS OIL	127417 127745	Fuel/Parks & Rec Dept. Fuel/Parks & Rec Dept.	41312 41312	06/16/2016 06/20/2016	06/30/2016 06/30/2016	23.51 71.41
							<u>94.92</u>
101-511.000-740.100	Repair & ELMS EQUIPMENT///		Repair Hedger	41296	06/21/2016	06/30/2016	41.72
							<u>41.72</u>
<b>Total Dept. Parks:</b>							<b>2,366.19</b>
<b>Dept: 521.000 Recreation &amp; Lions</b>							
101-521.000-440.410	Swimming CARLON/BLANCA// RUIZ/JAZMINE// SUAREZ/OSCAR//	496861 215743 495491	Refund Swim Lessons Refund Deposit/Pool Refund Deposit /Lions Pool	41281 41327 41335	06/09/2016 06/17/2016 06/01/2016	06/30/2016 06/30/2016 06/30/2016	60.00 100.00 100.00
							<u>260.00</u>
101-521.000-470.110	Rents and OOH LA LA DANCE &	495631	Refund Deposit/Lions Gym	41316	06/01/2016	06/30/2016	100.00
							<u>100.00</u>
101-521.000-710.300	P E R S PUBLIC EMPLOYEES PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16 PERS 06/07/16-06/20/16	41322 41322	06/30/2016 06/30/2016	06/30/2016 06/30/2016	375.91 431.07
							<u>806.98</u>
101-521.000-720.300	Chemicals BRENNTAG PACIFIC INC./// BRENNTAG PACIFIC INC./// IMPERIAL HARDWARE CO.,	BPI632833 BPI632175 442485/2	Sodium Hypochlorite Sodium Hypochlorite Chlorine Tablets	41278 41278 41304	06/15/2016 06/10/2016 06/20/2016	06/30/2016 06/30/2016 06/30/2016	733.86 1,409.12 80.35
							<u>2,223.33</u>
101-521.000-721.110	Food and WAL-MART STORES, INC.	07087	Coffee, Cups, Forks	41341	06/23/2016	06/30/2016	47.74
							<u>47.74</u>
101-521.000-721.200	Other						

**INVOICE APPROVAL LIST BY FUND REPORT**

Date: 06/30/2016

Time: 3:42 pm

Page: 7

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
	WAL-MART STORES, INC.	07087	Coffee, Cups, Forks	41341	06/23/2016	06/30/2016	32.40
							<b>32.40</b>
101-521.000-730.200	Technical						
	PESTMASTER SERVICES///	1382452	Pest Control/Lions Center	41319	06/21/2016	06/30/2016	35.00
							<b>35.00</b>
101-521.000-740.100	Repair &						
	STILLS ELECTRIC///	4957	Disconnet Compressor	41334	06/16/2016	06/30/2016	558.35
	STILLS ELECTRIC///	4958	Install Contactor	41334	06/16/2016	06/30/2016	592.09
	STILLS ELECTRIC///	4959	Replace Bulb	41334	06/16/2016	06/30/2016	585.10
							<b>1,735.54</b>
101-521.000-740.200	Cleaning						
	ALSCO AMERICAN LINEN		Cleaning Services	41269	06/20/2016	06/30/2016	28.48
							<b>28.48</b>
101-521.000-740.400	Rent						
	CANON FINANCIAL	16182210	Fax Board Lease	37	06/12/2016	06/30/2016	14.90
	CANON FINANCIAL	16182208	Copier Lease	37	06/12/2016	06/30/2016	178.20
							<b>193.10</b>
101-521.000-750.200							
	AT&T///		Telephone Services/Teen Center	41272	06/06/2016	06/30/2016	126.05
	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	107.11
							<b>233.16</b>
101-521.000-750.210	Postage						
	UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	6.98
							<b>6.98</b>
							<b>Total Dept. Recreation &amp; Lions Center: 5,702.71</b>
<b>Dept: 521.100</b>	<b>Recreation Leagues</b>						
101-521.100-721.200	Other						
	BSN SPORTS, LLC///	97980395	Pitchers Rubber	36	06/13/2016	06/30/2016	177.10
							<b>177.10</b>
101-521.100-730.200	Technical						
	ALCANTAR/CARLOS D//		Softball Umpire 6/23/16	41267	06/24/2016	06/30/2016	56.00
	BARRAZA/MICHAEL//		Softball Umpire 6/22-6/23	41274	06/24/2016	06/30/2016	112.00
	CATO/REBECCA//		Softball Scorekeeper 6/20,	41282	06/24/2016	06/30/2016	24.00
	CORONA JR/DAVID//		Softball Umpire 6/20,	41287	06/24/2016	06/30/2016	64.00
	CORONA/STEPHANIE//		Softball Scorekeeper 6/20,	41288	06/24/2016	06/30/2016	72.00
	CRISTOBAL/MARIA E//		Softball Scorekeeper 6/20-6/23	41291	06/24/2016	06/30/2016	96.00
	GARCIA/ABRAHAM//		Softball Umpire 6/21/16	41297	06/24/2016	06/30/2016	56.00
	GRANADOS/RICHARD//		Softball Umpire 6/23/16	41300	06/24/2016	06/30/2016	28.00
	JACKSON/JESSE//		Softball Umpire 6/20, 6/22	41307	06/24/2016	06/30/2016	112.00
	ROMO/ANDREW//		Softball Umpire	41326	06/24/2016	06/30/2016	112.00
	VALLARTA/RUDY//		Softball Umpire 6/20-6/22	41338	06/24/2016	06/30/2016	168.00
							<b>900.00</b>
							<b>Total Dept. Recreation Leagues: 1,077.10</b>
<b>Dept: 522.000</b>	<b>Senior Citizens</b>						
101-522.000-725.300	Natural gas						
	SOUTHERN CALIFORNIA GAS	193 926 4200 5 5/11/16-6/10/16		41332	06/14/2016	06/30/2016	42.91
							<b>42.91</b>
101-522.000-750.200							
	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	206.29
							<b>206.29</b>
							<b>Total Dept. Senior Citizens Center: 249.20</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 8

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Dept: 551.000 Library</b>							
101-551.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	769.55
							<u>769.55</u>
101-551.000-720.200	Books and BRODART COMPANY///		Adult Plan Sept 2016-Aug 2017	35	07/01/2016	06/30/2016	4,276.80
							<u>4,276.80</u>
101-551.000-721.200	Other UPSTART///	C 5284612	Return Keychain	42	06/30/2015	06/30/2016	-2.43
							<u>-2.43</u>
101-551.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	23.95
							<u>23.95</u>
101-551.000-750.210	Postage UNITED STATES POSTAL		City Hall Postage Refill	41337	06/27/2016	06/30/2016	39.06
							<u>39.06</u>
<b>Total Dept. Library:</b>							<b>5,106.93</b>
<b>Dept: 551.100 Library Grant -</b>							
101-551.100-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	314.47
							<u>314.47</u>
<b>Total Dept. Library Grant - LAMBS:</b>							<b>314.47</b>
<b>Total Fund General Fund:</b>							<b>203,975.71</b>
<b>Fund: 201 ECD - Program Income</b>							
<b>Dept: 650.000 P.I. General</b>							
201-650.000-470.400	Loan REEVES/LANCE//		Settlement Agreement/	41325	06/29/2016	06/30/2016	42,856.91
							<u>42,856.91</u>
<b>Total Dept. P.I. General Administration:</b>							<b>42,856.91</b>
<b>Total Fund ECD - Program</b>							<b>42,856.91</b>
<b>Fund: 211 Gas Tax</b>							
<b>Dept: 312.000 Street Maintenance</b>							
211-312.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	499.91
							<u>499.91</u>
<b>Total Dept. Street Maintenance &amp;</b>							<b>499.91</b>
<b>Total Fund Gas Tax:</b>							<b>499.91</b>
<b>Fund: 451 Developer</b>							
<b>Dept: 521.400 Recreational</b>							
451-521.400-800.200	Buildings CLAIREMONT EQUIPMENT,	64628101	Scaffold Tower/Meserve Park	41285	06/17/2016	06/30/2016	92.00
	GIBSON & SCHAEFER, INC.///	64417	Concrete/Meserve Park	41298	06/13/2016	06/30/2016	974.70
	IMPERIAL TRUSS & LUMBER	B10366	Nail Gun, Nails/Meserve Park	41305	06/17/2016	06/30/2016	163.56
							<u>1,230.26</u>
<b>Total Dept. Recreational facilities:</b>							<b>1,230.26</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016  
 Time: 3:42 pm  
 Page: 9

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Total Fund Developer</b>							<b>1,230.26</b>
<b>Fund: 501 Water</b>							
<b>Dept: 000.000</b>							
501-000.000-205.200	Water						
	BAYON/CORNELIO & SARA//		Refund Deposit 467 I Street	41275	06/24/2016	06/30/2016	485.20
	GLORIA/ELVIA CATHERINE//		Refund Deposit 350 N 11th St.	41299	06/22/2016	06/30/2016	164.12
							<b>649.32</b>
<b>Total Dept. 000000:</b>							<b>649.32</b>
<b>Dept: 321.000 Water Treatment</b>							
501-321.000-440.710	Water sales						
	HOUSER/DEBBIE//		Refund Ovrpmt 1018 Jennifer	41301	06/22/2016	06/30/2016	33.28
	SOTO/MARLA//		Refund Ovrpmt 1129 Elm Court	41331	06/22/2016	06/30/2016	6.23
							<b>39.51</b>
501-321.000-710.300	P E R S						
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	1,188.04
							<b>1,188.04</b>
501-321.000-720.500	Electrical						
	IMPERIAL HARDWARE CO.,	441936/2	Screwdriver, Bulbs	41304	06/15/2016	06/30/2016	70.17
							<b>70.17</b>
501-321.000-720.600	Plumbing						
	O'MALLEY PLUMBING/JIM//	93892	Gauge, Bushing, Cable Saw	41314	06/16/2016	06/30/2016	77.82
							<b>77.82</b>
501-321.000-721.200	Other						
	ELMS EQUIPMENT///		Filter	41296	06/16/2016	06/30/2016	11.42
	IMPERIAL HARDWARE CO.,	441655/2	Towels, Degreaser, Tire Gauge	41304	06/13/2016	06/30/2016	39.13
	IMPERIAL HARDWARE CO.,	441899/2	Hammer Drill, Trash Bags	41304	06/14/2016	06/30/2016	35.46
	IMPERIAL HARDWARE CO.,	441934/2	Tape, Plier Set	41304	06/15/2016	06/30/2016	59.72
	IMPERIAL VALLEY PAINT	354872B	Paint Supplies	41306	06/17/2016	06/30/2016	484.49
	K-C WELDING RENTALS,	12380	Helmet, Sheild, Gloves	41308	06/16/2016	06/30/2016	273.18
							<b>903.40</b>
501-321.000-721.900	Small tools &						
	IMPERIAL HARDWARE CO.,	441899/2	Hammer Drill, Trash Bags	41304	06/14/2016	06/30/2016	314.29
	IMPERIAL HARDWARE CO.,	441934/2	Tape, Plier Set	41304	06/15/2016	06/30/2016	8.61
	IMPERIAL HARDWARE CO.,	441936/2	Screwdriver, Bulbs	41304	06/15/2016	06/30/2016	2.15
	IMPERIAL HARDWARE CO.,	442203/2	Tube Cutter	41304	06/17/2016	06/30/2016	10.96
							<b>336.01</b>
501-321.000-730.200	Technical						
	ORANGE COMMERCIAL	8131	Microbiology Analysis	41317	06/06/2016	06/30/2016	271.00
	ORANGE COMMERCIAL	8137	Microbiology Analysis	41317	06/08/2016	06/30/2016	1,371.00
							<b>1,642.00</b>
501-321.000-740.100	Repair &						
	COOL BREEZE AIR///	4284	A/C Maintenance/WTP	41286	06/03/2016	06/30/2016	421.00
							<b>421.00</b>
501-321.000-740.400	Rent						
	CANON FINANCIAL	16182209	Copier Lease	37	06/12/2016	06/30/2016	78.40
							<b>78.40</b>
501-321.000-750.200							
	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	268.36
							<b>268.36</b>
<b>Total Dept. Water Treatment:</b>							<b>5,024.71</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 10

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Dept: 322.000 Water Distribution</b>							
501-322.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	985.55
							<u>985.55</u>
501-322.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	99.57
							<u>99.57</u>
<b>Total Dept. Water Distribution:</b>							<b>1,085.12</b>
<b>Total Fund Water:</b>							<b>6,759.15</b>
<b>Fund: 511 Wastewater</b>							
<b>Dept: 331.000 Wastewater</b>							
511-331.000-440.730	Sewer DICKSON/CARL//		Refund Ovrpmt 609 Sunset Drive	41295	06/20/2016	06/30/2016	1.37
							<u>1.37</u>
511-331.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	357.10
							<u>357.10</u>
511-331.000-725.300	Natural gas SOUTHERN CALIFORNIA GAS		172 969 1728 3 5/11/16-6/10/16	41332	06/14/2016	06/30/2016	16.36
							<u>16.36</u>
511-331.000-730.200	Technical ORANGE COMMERCIAL	8115	Copper Analysis	41317	06/01/2016	06/30/2016	1,809.00
							<u>1,809.00</u>
511-331.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	38.71
							<u>38.71</u>
<b>Total Dept. Wastewater Collection:</b>							<b>2,222.54</b>
<b>Dept: 332.000 Wastewater</b>							
511-332.000-710.300	P E R S PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	1,129.49
							<u>1,129.49</u>
511-332.000-721.200	Other IMPERIAL HARDWARE CO., MCNEECE BROS OIL WESTAIR GASES &	441469/2 127214 10299110	Chain, Padlock Oil Umbrella	41304 41312 41342	06/10/2016 06/14/2016 06/01/2016	06/30/2016 06/30/2016 06/30/2016	46.39 206.77 162.00
							<u>415.16</u>
511-332.000-721.900	Small tools & AUTO ZONE, INC. #2804/// AUTO ZONE, INC. #2804///		Hammer, Ratchet, Wrench Tool Box	41273 41273	06/10/2016 06/01/2016	06/30/2016 06/30/2016	240.86 377.99
							<u>618.85</u>
511-332.000-730.200	Technical ORANGE COMMERCIAL	8129	Microbiology Analysis	41317	06/06/2016	06/30/2016	832.00
							<u>832.00</u>
511-332.000-740.100	Repair & IWORQ SYSTEMS INC///	7932	Internet Prev Maint/WWTP	39	07/01/2016	06/30/2016	799.98
							<u>799.98</u>
511-332.000-750.200	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	91.05

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 11

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<u>91.05</u>
<b>Total Dept. Wastewater treatment:</b>							<b>3,886.53</b>
<b>Total Fund Wastewater:</b>							<b>6,109.07</b>
 <b>Fund: 521 Solid Waste</b>							
<b>Dept: 341.000 Solid Waste</b>							
521-341.000-730.200 Technical							
	ALLIED WASTE SERVICES		Solid Waste Services/May 2016	41268	06/27/2016	06/30/2016	90,584.07
	ALLIED WASTE SERVICES		Solid Waste Services/June 2016	41268	06/27/2016	06/30/2016	90,575.68
							<u>181,159.75</u>
<b>Total Dept. Solid Waste Collection:</b>							<b>181,159.75</b>
<b>Total Fund Solid Waste:</b>							<b>181,159.75</b>
 <b>Fund: 601 Maintenance</b>							
<b>Dept: 000.000</b>							
601-000.000-200.034 Health							
	CA PUBLIC EMP.		July 2016 Medical Insurance	41279	07/01/2016	06/30/2016	90,354.82
							<u>90,354.82</u>
<b>Total Dept. 000000:</b>							<b>90,354.82</b>
 <b>Dept: 801.000 Vehicle</b>							
601-801.000-710.300 P E R S							
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	422.13
							<u>422.13</u>
601-801.000-720.410 Tires							
	DAPPER TIRE CO., INC.///	43311643	Tires/Shop	41292	06/16/2016	06/30/2016	236.28
							<u>236.28</u>
601-801.000-740.100 Repair &							
	BRAWLEY RADIATOR///	8478	Service Radiator #3912 F.D.	41276	06/15/2016	06/30/2016	475.00
							<u>475.00</u>
601-801.000-740.200 Cleaning							
	ALSCO AMERICAN LINEN		Uniform Cleaning Services	41269	06/20/2016	06/30/2016	25.32
	ALSCO AMERICAN LINEN		Cleaning Services	41269	06/20/2016	06/30/2016	29.61
							<u>54.93</u>
601-801.000-750.200							
	AT&T-CALNET 3///		Telephone Services	41271	06/20/2016	06/30/2016	39.42
							<u>39.42</u>
<b>Total Dept. Vehicle Maintenance Shop:</b>							<b>1,227.76</b>
<b>Total Fund Maintenance:</b>							<b>91,582.58</b>
 <b>Fund: 602 Risk Management</b>							
<b>Dept: 000.000</b>							
602-000.000-200.034 Health							
	DELTA DENTAL///		Dental Insurance - July 2016	41293	07/01/2016	06/30/2016	8,569.51
	PRINCIPAL FINANCIAL		Life Insurance - July 2016	41321	07/01/2016	06/30/2016	3,438.27
	VISION SERVICE PLAN (CA),		July Vision Insurance	41340	07/01/2016	06/30/2016	1,971.36
							<u>13,979.14</u>
<b>Total Dept. 000000:</b>							<b>13,979.14</b>

Dept: 811.000 Liability & Property

602-811.000-750.100 Insurance

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/30/2016

Time: 3:42 pm

Page: 12

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
	CALIFORNIA JPIA//		2016-17 Annual Contribution	41280	07/01/2016	06/30/2016	1,275,136.00
							<b>1,275,136.00</b>
						<b>Total Dept. Liability &amp; Property</b>	<b>1,275,136.00</b>
						<b>Total Fund Risk</b>	<b>1,289,115.14</b>
<b>Fund: 802</b>	<b>Payroll Clearing</b>						
<b>Dept: 000.000</b>							
802-000.000-200.008	Retirement						
	PUBLIC EMPLOYEES		PERS 06/07/16-06/20/16	41322	06/30/2016	06/30/2016	24,149.37
							<b>24,149.37</b>
						<b>Total Dept. 000000:</b>	<b>24,149.37</b>
						<b>Total Fund Payroll</b>	<b>24,149.37</b>
						<b>Grand Total:</b>	<b>1,847,437.85</b>

Check Register Report

Date: 07/08/2016

Time: 4:51 PM

Page: 1

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
41449	07/08/2016	Printed	A368	AFLAC INC.	Cancer, ICU, Disability	2,854.73
41450	07/08/2016	Printed	C889	CALIFORNIA STATE	Deductions	1,083.00
41451	07/08/2016	Printed	C110	COLUMBUS BANK & TRUST	Unreimbursed Medical &	305.38
41452	07/08/2016	Printed	F689	FRANCHISE TAX BOARD	Deductions	285.00
41453	07/08/2016	Printed	G387	KRISTINA D. GREEN(BAILEY)	Deductions	175.00
41454	07/08/2016	Printed	N944	NATIONAL PLAN COORDINATORS	Deferred Comp Plan #340233-01	5,013.22
41455	07/08/2016	Printed	N187	NATIONWIDE RETIREMENT	Deferred Compensation #05270	270.00
41456	07/08/2016	Printed	S325	SUN COMMUNITY FED. CREDIT	Credit Union Deductions	1,521.00
41457	07/08/2016	Printed	U660	UNITED STATES TREASURY	Deductions	177.50
41458	07/08/2016	Printed	U761	UNITED STATES TREASURY	Deductions	200.00
41459	07/08/2016	Printed	U110	UNITED WAY OF IMPERIAL	United Way Deductions	15.00
				<b>11</b>	<b>Grand Total (excluding void checks):</b>	<b>11,899.83</b>



Check Register Report

Date: 07/08/20  
 Time: 9:34 A  
 Page:

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
41343	07/08/2016	Void	07/08/2016			0.00
41344	07/08/2016	Void	07/08/2016			0.00
41345	07/08/2016	Void	07/08/2016			0.00
41346	07/08/2016	Void	07/08/2016			0.00
41347	07/08/2016	Void	07/08/2016			0.00
41348	07/08/2016	Void	07/08/2016			0.00
41349	07/08/2016	Void	07/08/2016			0.00
41350	07/08/2016	Void	07/08/2016			0.00
41351	07/08/2016	Void	07/08/2016			0.00
41352	07/08/2016	Void	07/08/2016			0.00
41353	07/08/2016	Void	07/08/2016			0.00
41354	07/08/2016	Void	07/08/2016			0.00
41355	07/08/2016	Void	07/08/2016			0.00
41356	07/08/2016	Void	07/08/2016			0.00
41357	07/08/2016	Void	07/08/2016			0.00
41358	07/08/2016	Void	07/08/2016			0.00
41359	07/08/2016	Void	07/08/2016			0.00
41360	07/08/2016	Void	07/08/2016			0.00
41361	07/08/2016	Void	07/08/2016			0.00
41362	07/08/2016	Void	07/08/2016			0.00
41363	07/08/2016	Void	07/08/2016			0.00
41364	07/08/2016	Void	07/08/2016			0.00
41365	07/08/2016	Void	07/08/2016			0.00
41366	07/08/2016	Void	07/08/2016			0.00
41367	07/08/2016	Void	07/08/2016			0.00
41368	07/08/2016	Void	07/08/2016			0.00
41369	07/08/2016	Printed	A994	A GARAGE DOOR & GATE STORE INC	Repair Gate/Police Dept.	999.00
41370	07/08/2016	Printed	A631	ACA	2016-17 Membership/Alan Chan	75.00
41371	07/08/2016	Printed	A230	ALARM COMMUNICATION EXPERT	Alarm Monitoring/WWTP	360.00
41372	07/08/2016	Printed	A147	CARLOS D ALCANTAR	Softball Umpire 6/27-6/30	224.00
41373	07/08/2016	Void	07/08/2016		Void Check	0.00
41374	07/08/2016	Printed	A126	ALSCO AMERICAN LINEN DIV.	Cleaning Services	356.89
41375	07/08/2016	Printed	A017	AMERICAN EXPRESS	AP Credit Card Payments	112,048.36
41376	07/08/2016	Printed	A138	ATCO INTERNATIONAL	Swipes	136.00
41377	07/08/2016	Printed	A592	AUTO ZONE, INC. #2804	Exhaust Gasket #914 P.D.	79.74
41378	07/08/2016	Printed	M766	MICHAEL BARRAZA	Softball Umpire 6/27-6/30	224.00
41379	07/08/2016	Printed	B578	BRAWLEY MASONIC TEMPLE ASSO	Office Space Rent - July 2016	500.00
41380	07/08/2016	Printed	B480	BRAWLEY WILDCAT BAND BOOSTERS	Refund Deposit/Lions Pool	100.00
41381	07/08/2016	Printed	B747	BRENNTAG PACIFIC INC.	Sodium Hypochlorite	733.86
41382	07/08/2016	Printed	B192	THOMAS BRUFF, MD	Vaccines	140.00
41383	07/08/2016	Printed	C275	CDW GOVERNMENT, INC.	EMC Backup & Recovery	29,842.72
41384	07/08/2016	Printed	C093	CIT	City Hall Phone System	150.89
41385	07/08/2016	Printed	C827	DAVID CORONA JR	Softball Umpire 6/27, Softball	112.00
41386	07/08/2016	Printed	C310	STEPHANIE CORONA	Softball Scorekeeper 6/27-6/30	72.00
41387	07/08/2016	Printed	C341	CORTECH ENGINEERING, LLC	Pump	3,558.70
41388	07/08/2016	Printed	C347	MARIA E CRISTOBAL	Softball Scorekeeper 6/27-6/30	96.00
41389	07/08/2016	Printed	C596	CURTIS ROADRUNNER LOCK & SAFE	Keys	126.20
41390	07/08/2016	Printed	D144	DANIELS TIRE SERVICE	Tires #177T Parks	2,719.71
41391	07/08/2016	Printed	D397	DION INTERNATIONAL TRUCKS, LLC	Headlight Switch #3911 F.D.	71.38
41392	07/08/2016	Printed	D961	DRISCOLLS	COB Shirts/Council	565.63
41393	07/08/2016	Printed	E145	ELMS EQUIPMENT	Spark Plug	39.96
41394	07/08/2016	Printed	F105	FEDERAL EXPRESS CORP.	Mailings - City Clerk	38.39
41395	07/08/2016	Printed	F266	FIRE ETC., INC.	Safety Boots	253.80
41396	07/08/2016	Printed	H158	HD SUPPLY WATERWORKS, LTD	Clamps	2,672.14

Check Register Report

Date: 07/08/2016

Time: 9:34 A

Page:

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
41397	07/08/2016	Printed	H104	HOLMAN PROFESSIONAL COUNSELING	Employee Assistance July 2016	611.8
41399	07/08/2016	Printed	I421	IMPERIAL COUNTY ASSESSOR	Geographic Information Systems	513.6
41400	07/08/2016	Void	07/08/2016		Void Check	0.0
41401	07/08/2016	Void	07/08/2016		Void Check	0.0
41402	07/08/2016	Void	07/08/2016		Void Check	0.0
41403	07/08/2016	Printed	I301	IMPERIAL HARDWARE CO., INC.	Entrance Alarm	1,994.1
41404	07/08/2016	Printed	I412	IMPERIAL LANDFILL, INC.	Biosolids Disposal	1,033.0
41405	07/08/2016	Printed	I608	IMPERIAL TRUSS & LUMBER CO	Lumber/Meserve Park	1,439.2
41406	07/08/2016	Printed	J168	JESSE JACKSON	Softball Umpire 6/27, 6/29	112.0
41407	07/08/2016	Printed	M438	LAW OFFICES OF JONES & MAYER	Labor Relations, Emp Law Svcs	331.5
41408	07/08/2016	Printed	K797	KEARNY MESA AUTOMOTIVE CO.	Clips/Shop	347.9
41409	07/08/2016	Printed	K731	KEARNY PEARSON FORD, LLC.	2016 Police Interceptor Sedan	49,736.1
41410	07/08/2016	Printed	K103	KISCO SALES, INC.	Valve, Repair Kit	230.4
41411	07/08/2016	Printed	K793	KME FIRE APPARATUS	Handle	130.5
41412	07/08/2016	Printed	K543	KNORR SYSTEMS, INC.	Install Centerline Check Valve	3,685.1
41413	07/08/2016	Printed	L920	LABRUCHERIE IRRIGATION SUPP	Suction Hose	426.2
41414	07/08/2016	Printed	M730	MALLORY SAFETY & SUPPLY LLC	Back Support	16.2
41415	07/08/2016	Printed	M093	NATALIE V MARTINEZ	Softball Scorekeeper 6/27/16	12.0
41416	07/08/2016	Printed	M004	MCNEECE BROS OIL COMPANY	Fuel/Police Dept.	392.1
41417	07/08/2016	Printed	N045	NORTHEND AUTOPARTS, INC.	Cordless Wrench	409.3
41418	07/08/2016	Printed	N205	RODOLFO NUNEZ	Reimb. Travel/Public Works	42.4
41419	07/08/2016	Printed	0567	JIM O'MALLEY PLUMBING	Ball Valve, Rector Seal	223.4
41420	07/08/2016	Printed	O880	OFFICE DEPOT, INC.	Chairs	835.9
41421	07/08/2016	Printed	O793	OFFICE SUPPLY COMPANY	Butcher Paper Rolls	974.2
41422	07/08/2016	Printed	O901	ORANGE COMMERCIAL CREDIT	Toxicity Bioassay Analysis	6,888.0
41423	07/08/2016	Printed	O946	DIONICIO ORDONEZ	Rfnd Overpmt/946 Calle del Sol	25.1
41424	07/08/2016	Printed	O751	ROBERTO OROZCO	Reimb. D2 Certification Fee	60.0
41425	07/08/2016	Printed	P930	POLYDYNE, INC.	Clarifloc	4,814.9
41426	07/08/2016	Printed	R311	R & K AIR CONDITIONING	Repair A/C - WWTP	802.5
41427	07/08/2016	Printed	R964	R. GARCIA CONSTRUCTION	Reimb. Demo Permit Deposit	500.0
41428	07/08/2016	Printed	U551	RAILROAD MGT. CO. LLC	30" Sanitary Sewer Pipeline	520.4
41429	07/08/2016	Printed	R163	RDO EQUIPMENT CO.	Caps, Bolts/Parks #85	59.56
41430	07/08/2016	Printed	R177	RDO WATER	Sprinklers/Plaza Park	156.39
41431	07/08/2016	Printed	R462	REDDY ICE, CORPORATION	Ice	144.00
41432	07/08/2016	Printed	R201	REDWOOD TOXICOLOGY	Evidentiary Drug Testing	188.99
41433	07/08/2016	Printed	R517	ROCKWOOD CHEMICAL	Pool Sentry	174.96
41434	07/08/2016	Printed	R130	ANDREW ROMO	Softball Umpire 6/29	28.00
41435	07/08/2016	Printed	S155	SAN DIEGO COUNTY	P.W. Radio System Fees/June	2,200.00
41436	07/08/2016	Printed	S511	LINDA S SELF	Reimb. Health Card Fees	90.00
41437	07/08/2016	Printed	S169	SMALL EQUIPMENT CENTER	Starter Rope Assembly	110.60
41438	07/08/2016	Printed	S1002	SEAN SOLOMAN	Refund Dep/674 N. El Cerrito	125.68
41439	07/08/2016	Printed	S760	SPECTRUM ADVERTISING	Video Tape Council Mtg 6/21	500.00
41440	07/08/2016	Printed	T027	TIGER SUPPLIES INC.	Spectra, Tripod, Rod Quote #06	3,750.00
41441	07/08/2016	Printed	T306	TIMEPAYMENT CORP.	Drinking Water Service P.D.	64.81
41442	07/08/2016	Printed	U602	USA BLUEBOOK, INC	Pump	1,401.24
41443	07/08/2016	Printed	V079	VERIZON WIRELESS SERVICES L	MDC Network Connection	244.41
41444	07/08/2016	Printed	V308	VIC'S AIR CONDITIONING & ELECT	A/C Diagnostic Fee	286.56
41445	07/08/2016	Printed	W233	WAGE WORKS	FSA Service Fee - May 2016	100.00
41446	07/08/2016	Printed	W221	WAL-MART STORES, INC. #01-1555	SD Cards	219.23

Check Register Report

Date: 07/08/2016

Time: 9:34 AM

Page: 3

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
41447	07/08/2016	Printed	W351	MARICELA WEBSTER	Reimb. Mileage/Jan-June 2016	24.54
41448	07/08/2016	Printed	Z189	ZAMORA'S BACKFLOW SERVICE	Backflow Prevention Assembly	350.00
				106	Bank Total (excluding void checks):	<u>243,652.95</u>
				106	Grand Total (excluding void checks):	<u>243,652.95</u>



INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page: 1

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Fund: 101 General Fund</b>							
<b>Dept: 000.000</b>							
101-000.000-202.000	Accounts AMERICAN EXPRESS///		AP Credit Card Payments	41375	06/28/2016	07/08/2016	71,640.27
							<u>71,640.27</u>
101-000.000-205.260	C & D recycle R. GARCIA CONSTRUCTION///		Reimb. Demo Permit Deposit	41427	07/07/2016	07/08/2016	500.00
							<u>500.00</u>
<b>Total Dept. 000000:</b>							<b>72,140.27</b>
<b>Dept: 111.000 City Council</b>							
101-111.000-730.200	Technical SPECTRUM ADVERTISING///	12768	Video Tape Council Mtg 6/21	41439	06/22/2016	07/08/2016	500.00
							<u>500.00</u>
101-111.000-750.200	VERIZON WIRELESS		IPad Mobile Broadband	41443	06/15/2016	07/08/2016	114.03
							<u>114.03</u>
<b>Total Dept. City Council:</b>							<b>614.03</b>
<b>Dept: 112.000 City Clerk</b>							
101-112.000-750.210	Postage FEDERAL EXPRESS CORP.///	5-460-96375	Mailings - City Clerk	41394	06/24/2016	07/08/2016	38.39
							<u>38.39</u>
<b>Total Dept. City Clerk:</b>							<b>38.39</b>
<b>Dept: 131.000 City Manager</b>							
101-131.000-721.200	Other DRISCOLLS///	39251	COB Shirts/Council	41392	06/24/2016	07/08/2016	565.63
							<u>565.63</u>
101-131.000-750.200	VERIZON WIRELESS		IPad Mobile Broadband	41443	06/15/2016	07/08/2016	38.01
							<u>38.01</u>
<b>Total Dept. City Manager:</b>							<b>603.64</b>
<b>Dept: 151.000 Finance</b>							
101-151.000-740.100	Repair & CIT///	28752860	City Hall Phone System	41384	06/20/2016	07/08/2016	75.45
							<u>75.45</u>
101-151.000-750.400	Travel WEBSTER/MARICELA//		Reimb. Mileage/Jan-June 2016	41447	06/30/2016	07/08/2016	24.54
							<u>24.54</u>
<b>Total Dept. Finance:</b>							<b>99.99</b>
<b>Dept: 152.000 Utility Billing</b>							
101-152.000-740.100	Repair & CIT///	28752860	City Hall Phone System	41384	06/20/2016	07/08/2016	75.44
							<u>75.44</u>
<b>Total Dept. Utility Billing:</b>							<b>75.44</b>
<b>Dept: 153.000 Personnel</b>							
101-153.000-730.100	Professional JONES & MAYER/LAW	77785	Labor Relations, Emp Law Svcs	41407	06/01/2016	07/08/2016	331.50
							<u>331.50</u>
							<b>331.50</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
101-153.000-730.200	Technical BRUFF, MD/THOMAS// WAGE WORKS///	01050	Vaccines FSA Service Fee - May 2016	41382 41445	06/17/2016 06/17/2016	07/08/2016 07/08/2016	140.00 100.00
							<b>240.00</b>
<b>Total Dept. Personnel:</b>							<b>571.50</b>
<b>Dept: 171.000 Planning</b>							
101-171.000-720.100	Office OFFICE SUPPLY COMPANY///		File Fastners, Ink Cartridge	41421	06/27/2016	07/08/2016	68.47
							<b>68.47</b>
101-171.000-721.900	Small tools & OFFICE SUPPLY COMPANY///		Desk/Planning Dept.	41421	06/29/2016	07/08/2016	787.24
							<b>787.24</b>
<b>Total Dept. Planning:</b>							<b>855.71</b>
<b>Dept: 181.000 Information</b>							
101-181.000-750.200	VERIZON WIRELESS		IPad Mobile Broadband	41443	06/15/2016	07/08/2016	38.01
							<b>38.01</b>
101-181.000-800.400	Equipment CDW GOVERNMENT, INC./// CDW GOVERNMENT, INC./// CDW GOVERNMENT, INC.///		EMC Date EMC Hardware Support EMC Backup & Recovery	41383 41383 41383	06/01/2016 06/01/2016 06/01/2016	07/08/2016 07/08/2016 07/08/2016	12,405.21 10,701.10 6,736.41
							<b>29,842.72</b>
<b>Total Dept. Information technology:</b>							<b>29,880.73</b>
<b>Dept: 191.000 Non-departmental</b>							
101-191.000-730.200	Technical IMPERIAL COUNTY	2178	Geographic Information Systems	41399	07/01/2016	07/08/2016	513.65
							<b>513.65</b>
101-191.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/20/2016	07/08/2016	12.70
							<b>12.70</b>
<b>Total Dept. Non-departmental:</b>							<b>526.35</b>
<b>Dept: 211.000 Police Protection</b>							
101-211.000-720.100	Office WAL-MART STORES, INC.	03536	SD Cards	41446	06/27/2016	07/08/2016	38.36
							<b>38.36</b>
101-211.000-721.200	Other CURTIS ROADRUNNER LOCK	16220	Keys	41389	06/28/2016	07/08/2016	16.20
							<b>16.20</b>
101-211.000-725.400	Fuel MCNEECE BROS OIL	128162	Fuel/Police Dept.	41416	06/24/2016	07/08/2016	50.84
							<b>50.84</b>
101-211.000-730.200	Technical REDWOOD TOXICOLOGY///	561500	Evidentiary Drug Testing	41432	06/22/2016	07/08/2016	188.99
							<b>188.99</b>
101-211.000-740.100	Repair & A GARAGE DOOR & GATE CURTIS ROADRUNNER LOCK	31445 16308	Repair Gate/Police Dept. Repair Locks/Police Dept.	41369 41389	06/29/2016 06/24/2016	07/08/2016 07/08/2016	999.00 110.00
							<b>1,109.00</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page: 1

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
101-211,000-740.400	Rent TIMEPAYMENT CORP.		Drinking Water Service P.D.	41441	06/15/2016	07/08/2016	64.81
							<b>64.81</b>
101-211,000-750.200	SAN DIEGO COUNTY/// VERIZON WIRELESS		Police Radio System Fee/June MDC Network Connection	41435 41443	07/01/2016 06/06/2016	07/08/2016 07/08/2016	2,007.50 54.36
							<b>2,061.86</b>
<b>Total Dept. Police Protection:</b>							<b>3,530.06</b>
<b>Dept: 211.300 Graffiti Abatement</b>							
101-211,300-721.200	Other WAL-MART STORES, INC. WAL-MART STORES, INC.	01673 00295	Paint Supplies Paint Supplies	41446 41446	06/29/2016 06/24/2016	07/08/2016 07/08/2016	90.97 22.87
							<b>113.84</b>
<b>Total Dept. Graffiti Abatement:</b>							<b>113.84</b>
<b>Dept: 221.000 Fire Department</b>							
101-221,000-721.100	Uniforms FIRE ETC., INC.///	91011	Safety Boots	41395	06/25/2016	07/08/2016	253.80
							<b>253.80</b>
101-221,000-721.200	Other ELMS EQUIPMENT/// IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., REDDY ICE, CORPORATION/// WAL-MART STORES, INC.		Spark Plug Trim Line Gloves Tile Adhesive Ice Detergent, Bottled Water	41393 41403 41403 41403 41431 41446	06/24/2016 06/19/2016 06/24/2016 06/24/2016 06/24/2016 06/21/2016	07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016	5.07 10.54 15.78 38.98 110.30 67.03
							<b>247.70</b>
101-221,000-730.200	Technical I. V. TERMITES & PEST	0234703	Pest Control Svcs F.D. #1	41398	06/17/2016	07/08/2016	29.00
							<b>29.00</b>
101-221,000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/20/2016	07/08/2016	28.40
							<b>28.40</b>
<b>Total Dept. Fire Department:</b>							<b>558.90</b>
<b>Dept: 221.100 Fire Station #2</b>							
101-221,100-720.400	Automotive IMPERIAL HARDWARE CO., KME FIRE APPARATUS///	443441/2 ca 537222	Flourescent Tube, Gas Can Handle	41403 41411	06/27/2016 06/23/2016	07/08/2016 07/08/2016	63.77 130.51
							<b>194.28</b>
101-221,100-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/15/2016	07/08/2016	25.00
							<b>25.00</b>
<b>Total Dept. Fire Station #2:</b>							<b>219.28</b>
<b>Dept: 231.000 Building Inspection</b>							
101-231,000-721.200	Other IMPERIAL HARDWARE CO.,	441732/2	Batteries, Maglite	41403	06/13/2016	07/08/2016	70.17
							<b>70.17</b>
101-231,000-721.900	Small tools & IMPERIAL HARDWARE CO., OFFICE DEPOT, INC.///	443377/2	Entrance Alarm Chairs	41403 41420	06/27/2016 06/14/2016	07/08/2016 07/08/2016	30.96 835.97

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<b>866.90</b>
101-231.000-740.100	Repair & SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	55.00
							<b>55.00</b>
<b>Total Dept. Building Inspection:</b>							<b>992.10</b>
<b>Dept: 241.000 Animal Control</b>							
101-241.000-721.200	Other IMPERIAL HARDWARE CO.,	442946/2	Bleach, Dish Soap, Bird Seed	41403	06/23/2016	07/08/2016	51.60
							<b>51.60</b>
101-241.000-740.200	Cleaning ALSCO AMERICAN LINEN		Uniform Cleaning Services	41374	06/13/2016	07/08/2016	6.50
	ALSCO AMERICAN LINEN		Uniform Cleaning Services	41374	06/20/2016	07/08/2016	6.50
							<b>13.12</b>
<b>Total Dept. Animal Control:</b>							<b>64.74</b>
<b>Dept: 311.000 Engineering</b>							
101-311.000-721.900	Small tools & TIGER SUPPLIES INC.///	0230078-IN	Spectra, Tripod, Rod Quote #06	41440	06/17/2016	07/08/2016	3,750.00
							<b>3,750.00</b>
101-311.000-730.200	Technical ALARM COMMUNICATION	08325	Alarm Monitoring/Public Works	41371	06/02/2016	07/08/2016	90.00
	ALARM COMMUNICATION	08323	Alarm Monitoring/Sts-Utilities	41371	06/02/2016	07/08/2016	90.00
							<b>180.00</b>
101-311.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/27/2016	07/08/2016	26.12
							<b>26.12</b>
101-311.000-750.200	SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	27.50
							<b>27.50</b>
<b>Total Dept. Engineering:</b>							<b>3,983.62</b>
<b>Dept: 511.000 Parks</b>							
101-511.000-720.600	Plumbing IMPERIAL HARDWARE CO.,	443345/2	Bubbler Flood Head, Nipple	41403	06/27/2016	07/08/2016	3.84
	O'MALLEY PLUMBING/JIM//	93944	Ball Valve, Rector Seal	41419	06/24/2016	07/08/2016	31.81
	RDO WATER	J17223	Couplings, Slips, Adapters	41430	06/24/2016	07/08/2016	13.06
	RDO WATER	J17254	Sprinklers/Plaza Park	41430	06/27/2016	07/08/2016	12.66
							<b>61.37</b>
101-511.000-721.200	Other IMPERIAL HARDWARE CO.,	442515/2	Screws, Tee Hinge	41403	06/20/2016	07/08/2016	26.04
	IMPERIAL HARDWARE CO.,	442548/2	Return Tee Hinge	41403	06/20/2016	07/08/2016	-11.86
	IMPERIAL HARDWARE CO.,	442549/2	Hinge	41403	06/20/2016	07/08/2016	12.36
	IMPERIAL HARDWARE CO.,	443468/2	Key	41403	06/28/2016	07/08/2016	2.10
	IMPERIAL HARDWARE CO.,	443500/2	Roller Covers, Mixer	41403	06/28/2016	07/08/2016	20.74
	IMPERIAL HARDWARE CO.,	443514/2	Water Jug	41403	06/28/2016	07/08/2016	11.33
	IMPERIAL HARDWARE CO.,	443602/2	Bolts, Nuts, Keys	41403	06/29/2016	07/08/2016	18.26
	IMPERIAL HARDWARE CO.,	443685/2	Keys, Key Rings	41403	06/29/2016	07/08/2016	32.93
	MALLORY SAFETY & SUPPLY	4103885	Back Support	41414	06/23/2016	07/08/2016	16.21
							<b>128.11</b>
101-511.000-721.900	Small tools & IMPERIAL HARDWARE CO.,	443684/2	Telescopic Reacher	41403	06/29/2016	07/08/2016	108.87
							<b>108.87</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page: 5

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
101-511.000-730.200	Technical VIC'S AIR CONDITIONING &	56545	A/C Diagnostic Fee	41444	06/13/2016	07/08/2016	75.00
							<b>75.00</b>
<b>Total Dept. Parks:</b>							<b>373.35</b>
<b>Dept: 521.000 Recreation &amp; Lions</b>							
101-521.000-440.410	Swimming BRAWLEY WILDCAT BAND	495659	Refund Deposit/Lions Pool	41380	06/01/2016	07/08/2016	100.00
							<b>100.00</b>
101-521.000-720.300	Chemicals BRENNTAG PACIFIC INC./// IMPERIAL HARDWARE CO.,	BPI634460 443686/2	Sodium Hypochlorite Tile, Adhesive, Ant Killer	41381 41403	06/21/2016 06/29/2016	07/08/2016 07/08/2016	733.86 10.78
							<b>744.64</b>
101-521.000-720.600	Plumbing KNORR SYSTEMS, INC.///	SI180405	Tubing Connection Kit, Valve	41412	06/17/2016	07/08/2016	940.67
							<b>940.67</b>
101-521.000-720.800	Janitorial IMPERIAL HARDWARE CO.,	443065/2	Dish Soap, Trash Bags, Vinegar	41403	06/24/2016	07/08/2016	107.69
							<b>107.69</b>
101-521.000-721.200	Other IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., OFFICE SUPPLY COMPANY/// REDDY ICE, CORPORATION///	443065/2 443467/2 443686/2 443787/2	Dish Soap, Trash Bags, Vinegar Brush Set, Tray Liner Tile, Adhesive, Ant Killer Tile, Rope Butcher Paper Rolls Ice	41403 41403 41403 41403 41421 41431	06/24/2016 06/28/2016 06/29/2016 06/30/2016 06/27/2016 06/24/2016	07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016	16.43 22.55 56.61 16.07 118.54 33.70
							<b>263.90</b>
101-521.000-730.200	Technical SELF/LINDA S//		Reimb. Health Card Fees	41436	06/28/2016	07/08/2016	90.00
							<b>90.00</b>
101-521.000-740.100	Repair & KNORR SYSTEMS, INC.///	SI180070	Install Centerline Check Valve	41412	06/01/2016	07/08/2016	2,744.52
							<b>2,744.52</b>
101-521.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/27/2016	07/08/2016	29.98
							<b>29.98</b>
<b>Total Dept. Recreation &amp; Lions Center:</b>							<b>5,021.40</b>
<b>Dept: 521.100 Recreation Leagues</b>							
101-521.100-730.200	Technical ALCANTAR/CARLOS D// BARRAZA/MICHAEL// CORONA JR/DAVID// CORONA/STEPHANIE// CRISTOBAL/MARIA E// JACKSON/JESSE// MARTINEZ/NATALIE V// ROMO/ANDREW///		Softball Umpire 6/27-6/30 Softball Umpire 6/27-6/30 Softball Umpire 6/27, Softball Softball Scorekeeper 6/27-6/30 Softball Scorekeeper 6/27-6/30 Softball Umpire 6/27, 6/29 Softball Scorekeeper 6/27/16 Softball Umpire 6/29	41372 41378 41385 41386 41388 41406 41415 41434	06/30/2016 06/30/2016 06/30/2016 06/30/2016 06/30/2016 06/30/2016 06/30/2016 07/07/2016	07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016 07/08/2016	224.00 224.00 112.00 72.00 96.00 112.00 12.00 28.00
							<b>880.00</b>
<b>Total Dept. Recreation Leagues:</b>							<b>880.00</b>
<b>Dept: 522.000 Senior Citizens</b>							
101-522.000-740.100	Repair & VIC'S AIR CONDITIONING &	56451	Repair A/C - Senior Center	41444	06/06/2016	07/08/2016	211.56

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
							<u>211.50</u>
<b>Total Dept. Senior Citizens Center:</b>							<b>211.50</b>
<b>Dept: 551.000 Library</b>							
101-551.000-740.400 Rent							
	BRAWLEY MASONIC TEMPLE		Office Space Rent - July 2016	41379	07/07/2016	07/08/2016	500.00
							<u>500.00</u>
<b>Total Dept. Library:</b>							<b>500.00</b>
<b>Total Fund General Fund:</b>							<b>121,854.90</b>
<b>Fund: 211 Gas Tax</b>							
<b>Dept: 312.000 Street Maintenance</b>							
211-312.000-720.500 Electrical							
	RDO WATER	J17131	Timer/ROW Calle Estrella	41430	06/21/2016	07/08/2016	130.67
							<u>130.67</u>
<b>Total Dept. Street Maintenance &amp;</b>							<b>130.67</b>
<b>Total Fund Gas Tax:</b>							<b>130.67</b>
<b>Fund: 215 Measure D - Sales Tax</b>							
<b>Dept: 000.000</b>							
215-000.000-202.000 Accounts							
	AMERICAN EXPRESS///		AP Credit Card Payments	41375	06/28/2016	07/08/2016	17,272.00
							<u>17,272.00</u>
<b>Total Dept. 000000:</b>							<b>17,272.00</b>
<b>Total Fund Measure D -</b>							<b>17,272.00</b>
<b>Fund: 221 Dial-A-Ride</b>							
<b>Dept: 000.000</b>							
221-000.000-202.000 Accounts							
	AMERICAN EXPRESS///		AP Credit Card Payments	41375	06/28/2016	07/08/2016	20,957.43
							<u>20,957.43</u>
<b>Total Dept. 000000:</b>							<b>20,957.43</b>
<b>Total Fund Dial-A-Ride:</b>							<b>20,957.43</b>
<b>Fund: 222 Law Enforcement</b>							
<b>Dept: 211.200 Asset</b>							
222-211.200-800.500 Vehicles							
	KEARNY PEARSON FORD,		2016 Police Interceptor Sedan	41409	06/30/2016	07/08/2016	49,736.16
							<u>49,736.16</u>
<b>Total Dept. Asset Forfeiture-Federal:</b>							<b>49,736.16</b>
<b>Total Fund Law</b>							<b>49,736.16</b>
<b>Fund: 451 Developer</b>							
<b>Dept: 521.400 Recreational</b>							
451-521.400-800.200 Buildings							
	IMPERIAL HARDWARE CO.,	443148/2	Anchor, Strap Tie/Meserve Park	41403	06/24/2016	07/08/2016	31.53
	IMPERIAL HARDWARE CO.,	443155/2	Spade Bit, Wedge Anchor/	41403	06/24/2016	07/08/2016	23.85
	IMPERIAL TRUSS & LUMBER	C15029	Lumber/Meserve Park	41405	06/23/2016	07/08/2016	688.34
	IMPERIAL TRUSS & LUMBER	C15030	Lumber/Meserve Park	41405	06/24/2016	07/08/2016	750.90
							<u>1,494.62</u>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Total Dept. Recreational facilities:</b>							<b>1,494.62</b>
<b>Total Fund Developer</b>							<b>1,494.62</b>
<b>Fund: 501 Water</b>							
<b>Dept: 000.000</b>							
501-000.000-202.000	Accounts AMERICAN EXPRESS///		AP Credit Card Payments	41375	06/28/2016	07/08/2016	49.23
							<b>49.23</b>
501-000.000-205.200	Water SOLOMAN/SEAN//		Refund Dep/674 N. El Cerrito	41438	06/27/2016	07/08/2016	125.68
							<b>125.68</b>
<b>Total Dept. 000000:</b>							<b>174.91</b>
<b>Dept: 321.000 Water Treatment</b>							
501-321.000-440.710	Water sales ORDONEZ/DIONICIO//		Rfnd Overpmt/946 Calle del Sol	41423	06/30/2016	07/08/2016	25.15
							<b>25.15</b>
501-321.000-720.300	Chemicals ROCKWOOD CHEMICAL///	328757	Pool Sentry	41433	06/15/2016	07/08/2016	174.96
							<b>174.96</b>
501-321.000-720.600	Plumbing KISCO SALES, INC./// LABRUCHERIE IRRIGATION O'MALLEY PLUMBING/JIM// USA BLUEBOOK, INC///	394192 121685c 93929 973382	Valve, Repair Kit Suction Hose Test Plug Pump	41410 41413 41419 41442	06/22/2016 06/22/2016 06/22/2016 06/08/2016	07/08/2016 07/08/2016 07/08/2016 07/08/2016	230.49 426.20 31.86 995.82
							<b>1,684.37</b>
501-321.000-721.200	Other IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO., IMPERIAL HARDWARE CO.,	442597/2 442603/2 442978/2	Gatorade, Paper Cups, Cooler Cone Cups, Water Cooler Straw Hat	41403 41403 41403	06/20/2016 06/20/2016 06/23/2016	07/08/2016 07/08/2016 07/08/2016	200.25 57.34 8.90
							<b>266.49</b>
501-321.000-721.900	Small tools & IMPERIAL HARDWARE CO.,	442678/2	Dolly, Window Cooler	41403	06/21/2016	07/08/2016	626.38
							<b>626.38</b>
501-321.000-730.200	Technical ORANGE COMMERCIAL ZAMORA'S BACKFLOW	8157 2238	Microbiology Analysis/WTP Backflow Prevention Assembly	41422 41448	06/15/2016 06/21/2016	07/08/2016 07/08/2016	1,371.00 350.00
							<b>1,721.00</b>
501-321.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/20/2016	07/08/2016	58.52
							<b>58.52</b>
501-321.000-750.200	SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	27.50
							<b>27.50</b>
501-321.000-750.400	Travel NUNEZ/RODOLFO//		Reimb. Travel/Public Works	41418	06/28/2016	07/08/2016	42.40
							<b>42.40</b>
501-321.000-750.650	Taxes, Fees, OROZCO/ROBERTO//	35025	Reimb. D2 Certification Fee	41424	06/15/2016	07/08/2016	60.00
							<b>60.00</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/201

Time: 8:53 a

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
<b>Total Dept. Water Treatment:</b>							<b>4,686.7</b>
<b>Dept: 322.000 Water Distribution</b>							
501-322.000-720.300	Chemicals						
	IMPERIAL HARDWARE CO.,	442594/2	Ant Killer, Batteries	41403	06/20/2016	07/08/2016	7.5
	IMPERIAL HARDWARE CO.,	442560/2	Lubricant, Pipe Cutter	41403	06/20/2016	07/08/2016	19.3
							<b>26.9</b>
501-322.000-720.600	Plumbing						
	HD SUPPLY WATERWORKS,	F738954	Brass Fittings	41396	06/28/2016	07/08/2016	893.4
	HD SUPPLY WATERWORKS,	F742443	Ball Valve	41396	06/29/2016	07/08/2016	886.8
	HD SUPPLY WATERWORKS,	F712798	Clamps	41396	06/23/2016	07/08/2016	475.2
							<b>2,255.5</b>
501-322.000-721.200	Other						
	ELMS EQUIPMENT///		Oil	41393	06/23/2016	07/08/2016	34.8
	HD SUPPLY WATERWORKS,	F719840	Gasket	41396	06/24/2016	07/08/2016	25.9
	IMPERIAL HARDWARE CO.,	443125/2	Hose	41403	06/24/2016	07/08/2016	47.5
	IMPERIAL HARDWARE CO.,	442702/2	Umbrella	41403	06/21/2016	07/08/2016	98.4
	IMPERIAL HARDWARE CO.,	442594/2	Ant Killer, Batteries	41403	06/20/2016	07/08/2016	12.9
	IMPERIAL HARDWARE CO.,	442560/2	Lubricant, Pipe Cutter	41403	06/20/2016	07/08/2016	25.2
							<b>244.9</b>
501-322.000-721.900	Small tools &						
	HD SUPPLY WATERWORKS,	F713766	Shut Off Tool	41396	06/24/2016	07/08/2016	390.6
	IMPERIAL HARDWARE CO.,	442560/2	Lubricant, Pipe Cutter	41403	06/20/2016	07/08/2016	76.8
	NORTHEND AUTOPARTS,	562525	Cordless Wrench	41417	06/22/2016	07/08/2016	409.3
	O'MALLEY PLUMBING/JIM//	93938	Pipe Cutters, Measuring Tape	41419	06/23/2016	07/08/2016	159.7
							<b>1,036.63</b>
501-322.000-725.400	Fuel						
	MCNEECE BROS OIL	127874	Fuel/Public Works	41416	06/21/2016	07/08/2016	55.6
	MCNEECE BROS OIL	127510	Fuel/Public Works	41416	06/17/2016	07/08/2016	62.1
	MCNEECE BROS OIL	127517	Fuel/Public Works	41416	06/17/2016	07/08/2016	103.5
	MCNEECE BROS OIL	127869	Fuel/Public Works	41416	06/21/2016	07/08/2016	51.5
							<b>272.99</b>
501-322.000-740.400	Rent						
	RAILROAD MGT. CO. LLC///	330337	30" Sanitary Sewer Pipeline	41428	07/01/2016	07/08/2016	520.49
							<b>520.49</b>
501-322.000-750.200							
	SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	27.50
							<b>27.50</b>
<b>Total Dept. Water Distribution:</b>							<b>4,385.09</b>
<b>Total Fund Water:</b>							<b>9,246.77</b>
<b>Fund: 511 Wastewater</b>							
<b>Dept: 000.000</b>							
511-000.000-202.000	Accounts						
	AMERICAN EXPRESS///		AP Credit Card Payments	41375	06/28/2016	07/08/2016	2,129.43
							<b>2,129.43</b>
<b>Total Dept. 000000:</b>							<b>2,129.43</b>
<b>Dept: 331.000 Wastewater</b>							
511-331.000-721.200	Other						
	IMPERIAL HARDWARE CO.,	442267/2	Key, Key Ring, Snap Link	41403	06/17/2016	07/08/2016	8.42
							<b>8.42</b>

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/2016

Time: 8:53 am

Page: 9

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
	MCNEECE BROS OIL	127512	Fuel/Public Works	41416	06/17/2016	07/08/2016	68.30
							<b>68.30</b>
511-331.000-750.200	SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	27.50
							<b>27.50</b>
<b>Total Dept. Wastewater Collection:</b>							<b>104.22</b>
<b>Dept: 332.000 Wastewater</b>							
511-332.000-720.300	Chemicals POLYDYNE, INC.///	1057418	Clarifloc	41425	06/24/2016	07/08/2016	4,814.90
							<b>4,814.90</b>
511-332.000-720.800	Janitorial ATCO INTERNATIONAL///	10462888	Swipes	41376	06/20/2016	07/08/2016	136.00
							<b>136.00</b>
511-332.000-721.200	Other USA BLUEBOOK, INC.///	981728	BOD Packs, Buffer Pillows	41442	06/17/2016	07/08/2016	276.08
							<b>276.08</b>
511-332.000-721.900	Small tools & USA BLUEBOOK, INC.///	942163	Pry Bars	41442	05/02/2016	07/08/2016	129.34
							<b>129.34</b>
511-332.000-730.200	Technical ALARM COMMUNICATION IMPERIAL LANDFILL, INC./// ORANGE COMMERCIAL ORANGE COMMERCIAL	08313 8145 8146	Alarm Monitoring/WWTP Biosolids Disposal Effluent, Influent Analysis Toxicity Bioassay Analysis	41371 41404 41422 41422	06/02/2016 06/15/2016 06/13/2016 06/13/2016	07/08/2016 07/08/2016 07/08/2016 07/08/2016	90.00 1,033.02 2,781.00 2,736.00
							<b>6,640.02</b>
511-332.000-740.100	Repair & CORTECH ENGINEERING, CORTECH ENGINEERING, R & K AIR CONDITIONING	8746654 8746654 29458	Pump Pump Repair A/C - WWTP	41387 41387 41426	06/01/2016 06/01/2016 06/16/2016	07/08/2016 07/08/2016 07/08/2016	33.58 3,525.12 802.50
							<b>4,361.20</b>
511-332.000-740.200	Cleaning ALSCO AMERICAN LINEN		Cleaning Services	41374	06/20/2016	07/08/2016	108.12
							<b>108.12</b>
511-332.000-750.200	SAN DIEGO COUNTY///		P.W. Radio System Fees/June	41435	06/30/2016	07/08/2016	27.50
							<b>27.50</b>
<b>Total Dept. Wastewater treatment:</b>							<b>16,493.16</b>
<b>Total Fund Wastewater:</b>							<b>18,726.81</b>
<b>Fund: 531 Airport</b>							
<b>Dept: 351.000 Airport</b>							
531-351.000-750.600	ACA///		2016-17 Membership/Alan Chan	41370	07/01/2016	07/08/2016	75.00
							<b>75.00</b>
<b>Total Dept. Airport:</b>							<b>75.00</b>
<b>Total Fund Airport:</b>							<b>75.00</b>

Fund: 601 Maintenance  
Dept: 801.000 Vehicle

INVOICE APPROVAL LIST BY FUND REPORT

Date: 07/08/20

Time: 8:53 a

Page:

City of Brawley

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Check Date	Amount
601-801.000-720.300	Chemicals AUTO ZONE, INC. #2804///		Brake Cleaner/Shop	41377	06/21/2016	07/08/2016	73.6
							<b>73.6</b>
601-801.000-720.400	Automotive AUTO ZONE, INC. #2804///		Exhaust Gasket #914 P.D.	41377	06/23/2016	07/08/2016	6.0
	DION INTERNATIONAL	C188745	Headlight Switch #3911 F.D.	41391	06/22/2016	07/08/2016	71.0
	KEARNY MESA AUTOMOTIVE	430802	Panel #114 Streets	41408	06/24/2016	07/08/2016	301.0
	KEARNY MESA AUTOMOTIVE	430260	Clips #47 Parks	41408	06/20/2016	07/08/2016	9.0
	KEARNY MESA AUTOMOTIVE	430261	Clips/Shop	41408	06/21/2016	07/08/2016	37.5
	RDO EQUIPMENT CO.///	P16282	Caps, Bolts/Parks #85	41429	06/24/2016	07/08/2016	59.5
	SMALL EQUIPMENT	073591	Starter Rope Assembly	41437	06/16/2016	07/08/2016	110.0
							<b>595.5</b>
601-801.000-720.410	Tires DANIELS TIRE SERVICE///		Tires #177T Parks	41390	06/24/2016	07/08/2016	180.5
							<b>180.5</b>
601-801.000-720.500	Electrical IMPERIAL HARDWARE CO.,	443159/2	Batteries	41403	06/24/2016	07/08/2016	12.9
							<b>12.9</b>
601-801.000-730.200	Technical ALARM COMMUNICATION	08324	Alarm Monitoring/P.W.-Shop	41371	06/02/2016	07/08/2016	90.0
							<b>90.0</b>
601-801.000-740.100	Repair & DANIELS TIRE SERVICE///		Tires #3913 F.D.	41390	06/27/2016	07/08/2016	2,539.20
							<b>2,539.20</b>
601-801.000-740.200	Cleaning ALSCO AMERICAN LINEN		Uniform Cleaning Services	41374	06/27/2016	07/08/2016	25.30
	ALSCO AMERICAN LINEN		Cleaning Services	41374	06/27/2016	07/08/2016	29.60
							<b>54.93</b>
<b>Total Dept. Vehicle Maintenance Shop:</b>							<b>3,546.79</b>
<b>Total Fund Maintenance:</b>							<b>3,546.79</b>
<b>Fund: 602 Risk Management</b>							
<b>Dept: 814.000 Employee Health</b>							
602-814.000-750.100	Insurance HOLMAN PROFESSIONAL		Employee Assistance July 2016	41397	07/01/2016	07/08/2016	611.80
							<b>611.80</b>
<b>Total Dept. Employee Health Benefits:</b>							<b>611.80</b>
<b>Total Fund Risk</b>							<b>611.80</b>
<b>Grand Total:</b>							<b>243,652.95</b>

**CITY OF BRAWLEY**  
**June 7, 2016**

The City Council of the City of Brawley, California met in a regular session at 6:00 PM, Council Chambers, 383 Main, Brawley, California, the date, time and place duly established for the holding of said meeting. The City Clerk attests to the posting of the agenda pursuant to G.C. §54954.2.

The meeting was called to order by **Mayor Wharton @ 6:02 PM**

**PRESENT:** Couchman, Kastner-Jauregui, Nava, Noriega  
**ABSENT:** Wharton

Invocation was offered by **Father Ed Horning, St. Margaret Mary's Church**

Pledge of Allegiance was led by **CM Kastner-Jauregui**

**1. APPROVAL OF AGENDA**

The agenda was **approved** as submitted. m/s/c Couchman/Noriega 5-0

**2. PUBLIC APPEARANCES/COMMENTS**

- a. **Mike Crankshaw, Brawley Police Chief**, introduced newly hired City of Brawley Police Officer Nicholas Jodar.
- b. **Pat Dorsey, Parks & Recreation Director**, introduced newly promoted Parks & Recreation Leadperson Cesar Duarte.

**3. SPECIAL PRESENTATIONS**

- a. **Steven Mireles, Chairperson of the Imperial Valley LGBT Resource Center Board of Directors**, re: Organization, Advocacy Efforts and Resources.
- b. **Cailee Roper, California High School Rodeo Association District 8 Queen**, re: Request for Sponsorship.

The Council **approved** a \$500 sponsorship to be paid from remaining end of fiscal year funds in the City Council budget. m/s/c Couchman/Kastner-Jauregui 5-0

**3. CONSENT AGENDA** Items are approved by one motion. Council Members or members of the public may request consent items be considered separately at a time determined by the Mayor.

The consent agenda was **approved** as submitted. m/s/c Noriega/Couchman 5-0

**AYES:** Couchman, Kastner-Jauregui, Nava, Noriega, Wharton  
**NAYES:** None  
**ABSTAIN:** None  
**ABSENT:** None

- a. **Approved** Accounts Payable: May 12, 2016  
May 13, 2016  
May 19, 2016  
May 20, 2016
- b. **Approved** City Council Minutes: March 29, 2016  
April 5, 2016
- c. **Adopt** Resolution No. 2016-20: Resolution of the City Council of the City of Brawley, California Amending Fiscal Year 2015/2016 City of Brawley Budget for the Library Department/LAMBS in the Amount of \$5,003.00.

**4. PUBLIC HEARING**

- a. 2015 Urban Water Management Plan Update

**Staff Report** – Guillermo Sillas, Interim Public Works Director

The UWMP Act directs water agencies in carrying out their long-term resource planning responsibilities to ensure adequate water supplies are available to meet existing and future demands. Urban water suppliers are required to assess current demands and supplies over a 20-year planning horizon and consider various drought scenarios.

The UWMP Act also requires that water shortage contingency planning and drought response actions be included in a UWMP. UWMPs are to be prepared every five years by urban water suppliers with 3,000 or more service connections or supplying 3,000 or more acre-feet of water per year.

**OPEN PUBLIC HEARING @6:41PM**

No public comments received.

**CLOSED PUBLIC HEARING @6:48PM**

- 1. Discussion and Potential Action to Adopt Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Adopting the Urban Water Management Plan.

The City Council **approved** Resolution No. 2016-21: Resolution of the City Council of the City of Brawley, California Adopting the Urban Water Management Plan. m/s/c Nava/Kastner-Jauregui 5-0

**5. REGULAR BUSINESS**

- a. Discussion and Potential Action to Approve Amended Capacity Reservation Agreement between the City of Brawley and One World Beef for 57 Shank Road, Brawley, CA.

**CM Bayon Moore** stated to the City Council that the City of Brawley entered into an agreement regarding water supply, wastewater treatment fees and capacity reservation with National Beef

California LP in March of 2011. At the time, the City was addressing several subjects, including the operator's transition to fully metered commercial rates for water and sewer. This agreement runs with the property and is transferrable to new owners. Staff and the City Attorney have worked with One World Beef, LLC to accomplish a number of changes to the now transferred agreement. The revised agreement is presented by City staff with the recommendation for approval.

The City Council **approved** to amend the Capacity Reservation Agreement between the City of Brawley and One World Beef for 57 Shank Road, Brawley, CA. m/s/c Noriega/Couchman 5-0

- b. Discussion and Potential Action to Award Contract to Cal Stripe, for Project No. 2016-08 Streets Striping Project Phase II in the amount of \$116,238.74.

The City Council **approved** the Award of Contract to Cal Stripe, for Project No. 2016-08 Streets Striping Project Phase II in the amount of \$116,238.74. m/s/c Nava/Noriega 5-0

- c. Discussion and Potential Action re: City Council's summer 2016 Public Meeting Schedule

The City Council **approved** "going dark" in the month of August 2016. m/s/c Nava/Couchman 5-0

**6. DEPARTMENTAL REPORTS**

- a. Monthly Staffing Report for June, 2016 – Shirley Bonillas, Personnel & Risk Management Administrator
- b. Update re: 3 Million Gallon Water Reservoir Improvements Project – Guillermo Sillas, Interim Public Works Director

The 3 Million Airport Water Reservoir is in the process of rehabilitation. The City is currently reviewing a number of unanticipated additional features requiring address. It is anticipated that a future recommendation will be forthcoming to the City Council in the form of a change order. Among the items currently being evaluated is a water mixer that would aid with water quality as well as replacement of an interior pole and rafters. City staff is working closely with Lee & Ro as its consultant.

**7. INFORMATIONAL REPORTS** None to report

**8. CITY COUNCIL MEMBER REPORTS**

**Noriega:** Attended the last meeting of the Women's Community Club in Brawley, Brownies Diner Grand Re-Opening, Swearing In of Officer Jodar, Branding Iron Award Dinner, Calipatria High School Scholar Award Ceremony. Met with Assembly Member Eduardo Garcia regarding the Cesar Chavez Statue. Attended Library Book Sale, Car Show, Kiwanis Mixer, Cesar Chavez Celebration. Requested that the City research and install benches on Main on the east side.

- Kastner-Jauregui:** Attended Gallery Night at Del Rio, Brownies Diner Re-Opening, Mega Mixer, Branding Iron Award Dinner and met with several committee members, volunteers of the Cattle Call Committee.
- Nava:** Attended League Dinner at Imperial Palms in Holtville, Brownie's Diner Re-Opening, ICTC and Film Commission Meetings. Reported on complaints about the conditions of the restrooms in City parks and also about parking in front of the Administrative Offices.
- Couchman:** Attended Brownie's Diner Re-Opening, Mega Mixer, Branding Iron Award Dinner, Field Day at Sacred Heart School. Presented scholarships on behalf of IVROP to Southwest/Calipatria students and attended the Memorial Service at the Cemetery where Sheriff Loera and Congressional candidate Hidalgo were speakers.
- Wharton:** Attend Brownie's Diner Re-Opening, League Dinner, Branding Iron Award Dinner, Cattle Call Committee Meeting and California Fire and Disaster Regional Conference. Publicly recognized the contributions of Dr. Price for all of his service to Pioneers Memorial Hospital.

## **9. CITY MANAGER'S REPORT**

- a. Update on Proposed Program Income Supplemental Activities
- Future Improvements at Alyce Gereaux Park
  - Improvement per City's ADA Transition Plan at Hinojosa, including sidewalks and pathways
- Local funds may be needed to prepare design plans and accomplish improvement projects within the specific timeframe.
- b. Update on Fiscal Year 2016/2017 Overall Budget Process
- Reached conceptual agreements with all bargaining units.

## **10. CITY TREASURER'S REPORT**

- a. Currently working with Sun Community Federal Credit Union regarding existing account and opportunity to improve yield.

## **11. CITY ATTORNEY'S REPORT**

- a. Currently working through several topics with One World Beef.

## **12. CITY CLERK'S REPORT** None to report

## **13. CLOSED SESSION**

CONFERENCE WITH LABOR NEGOTIATOR

- a. Agency Designated Representative: Rosanna Bayon Moore, City Manager Employee  
Organization: Brawley Public Safety Employees, Brawley Police Sergeants' Association, Brawley Firefighter's Local No. 1967, and Teamsters Local No. 542

PERSONNEL MATTERS

- a. Public Employee Appointment to the Position of Parks and Recreation Director
- b. Public Employee Appointment to the Position of Fire Chief.

ADJOURNMENT @ 7:30 PM

---

**Alma Benavides**, City Clerk

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 19, 2016

City Manager:



**Prepared by:** Ruby D. Walla, Finance Director/City Treasurer  
Gordon R. Gaste, Planning Director

**Presented by:** Ruby D. Walla, Finance Director/City Treasurer

**SUBJECT:** Special Taxes for the Various Community Facilities Districts in the City of Brawley for Fiscal Year 2016-17

**CITY MANAGER RECOMMENDATION:** Approve City Council Resolution Authorizing Levy of Special Taxes for the various Community Facilities Districts within the City of Brawley for Fiscal Year 2016-2017.

**DISCUSSION:** Attached are the Administration Reports and Annual City Council Resolutions for the 2016-17 Fiscal Year authorizing the levy of the special tax for various Community Facilities Districts (CFD) within the City of Brawley's jurisdiction.

Please note that Tax A (improvement bonding) for the districts of Luckey Ranch and Springhouse continue to be temporarily suspended and not levied since the 2009-10 Fiscal Year per direction of the City Council.

Tax B (maintenance and services) continues to be levied and is provided to all districts as per City Council direction.

**FISCAL IMPACT:** **Tax B (maintenance and services)**  
(2005-1) Victoria Park \$26,563.04; (2005-4) Latigo Ranch \$17,763.48; (2006-1) Malan Park \$79,672.12; (2007-1) Luckey Ranch \$10,419.72; (2007-2) Springhouse \$38,803.50

**ATTACHMENTS:** City Council Resolutions  
Administration Reports

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY, CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CITY OF BRAWLEY (VICTORIA PARK) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-1 FOR FISCAL YEAR 2016-17.

**WHEREAS**, the City of Brawley (the "City") previously established Community Facilities District No. 2005-1 of the City of Brawley (Victoria Park) ("CFD No. 2005-1") all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

**WHEREAS**, the City Council for the City acting as the legislative body of CFD No. 2005-1 is authorized pursuant to Resolution No. 2005-25 approved on June 7, 2005 (the "Resolution of Formation") and the Ordinance Authorizing the Levy of the Special Tax adopted in connection therewith (the "Ordinance") to levy a special tax on property in CFD No. 2005-1 to pay for the maintenance of certain real or other tangible property described in Resolution No. 2005-22 including all furnishings, equipment and supplies related thereto (collectively, the "District Facilities"), which District Facilities have a useful life of five years or longer and incidental expenses to be incurred in connection with and maintaining the District Facilities and forming and administering the District (the "District Incidental Expenses") by the levy of special taxes for CFD No. 2005-1 pursuant to the Resolution of Formation; and

**WHEREAS**, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purpose specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

**WHEREAS**, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

**NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-1, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct.

**SECTION 2.** The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

**SECTION 3.** In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2017-17 at the tax rates set forth in the report prepared by David Taussig and Associates for CFD No. 2005-1 entitled "City of Brawley Community Facilities District No. 2005-1 (Victoria Park)" (the "Report") submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After

adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and Resolution of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in Resolution of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-17 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

**ATTEST:**

Alma Benavides, City Clerk

DAVID  
TAUSSIG  
& Associates, Inc.

CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT  
No. 2005-1  
(VICTORIA PARK)

July 7, 2016

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

---

*Newport Beach*  
Riverside  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT No. 2005-1  
(VICTORIA PARK)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 7, 2016**

## TABLE OF CONTENTS

Section	Page
Introduction .....	1
I. Special Tax Classifications and Development Update .....	2
Special Tax Classifications .....	2
Development Update .....	2
II. Fiscal Year 2015-2016 Special Tax Levy .....	3
III. Fiscal Year 2016-2017 Special Tax Requirement.....	4
IV. Method of Apportionment.....	5
Maximum Special Taxes.....	5
Apportionment of Special Taxes .....	5

### EXHIBITS

- Exhibit A: Boundary Map
- Exhibit B: Rate and Method of Apportionment
- Exhibit C: Fiscal Year 2016-2017 Special Tax Levy

---

## INTRODUCTION

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Community Facilities District No. 2005-1 ("CFD No. 2005-1") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2005-1 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Pursuant to the Rate and Method of Apportionment for CFD No. 2005-1, the Special Tax is an annual Special Tax that shall be levied as long as necessary to (i) pay for maintenance of parks, parkways, and open space, and (ii) pay for police and fire protection services. CFD No. 2005-1 is not authorized to sell bonds.

A map showing the property in CFD No. 2005-1 is included in Exhibit A.

The authorized services are funded through the annual levy and collection of special taxes from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within CFD No. 2005-1. Pursuant to the Rate and Method of Apportionment ("RMA"), the special tax shall be levied as long as necessary to meet the Special Tax Requirement. The RMA is included in Exhibit B.

This report is organized into the following sections:

### Section I

Section I provides an update of the development status of property within CFD No. 2005-1.

### Section II

Section II analyzes the previous year's special tax levy.

### Section III

Section III determines the financial obligations of CFD No. 2005-1 for fiscal year 2016-2017.

### Section IV

Section IV reviews the methodology used to apportion the special tax requirement between Developed Property and Undeveloped Property. A table of the 2016-2017 special taxes for each classification of property is included.

**I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE**

**Special Tax Classifications**

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment. The Rate and Method of Apportionment defines two categories of property, namely "Developed Property," and "Undeveloped Property." The category of Developed Property is in turn divided into two separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2005-1  
Developed Property Classifications**

Land Use Class	Description
1	Single Family Property
2	Non-Residential Property

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2005-1 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

**Development Update**

As of January 1, 2016 building permits had been issued for 56 single family units within CFD No. 2005-1. The table below indicates the cumulative Developed Property within CFD No. 2005-1.

**Community Facilities District No. 2005-1  
Fiscal Year 2015-2016  
Cumulative Developed Property**

Class	Land Use	Number of Units / Acres
1	Single Family Property	56 units
2	Non-Residential Property	0 acres

---

**II. FISCAL YEAR 2015-2016 SPECIAL TAX LEVY**

---

The aggregate special tax levy for fiscal year 2015-2016 equaled \$26,042.24. As of June 30, 2016, all \$26,042.24 in special taxes had been collected by the County.

---

### III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT

---

Pursuant to the Rate and Method of Apportionment, the special tax may be levied in CFD No. 2005-1 to: pay for (a) maintenance of parks, parkways, and open space, (b) police and fire protection services, and (c) administrative expenses; less (d) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator. For fiscal year 2016-2017, the funds required from CFD No. 2005-1 exceed the maximum special taxes that can be collected from Developed Property. Therefore, the special tax requirement is limited to \$26,563.04, the amount that can be collected through the levy of the maximum special tax.

**IV. METHOD OF APPORTIONMENT**

**Maximum Annual Special Taxes**

The amount of special taxes that CFD No. 2005-1 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Taxes for each classification of Developed Property are specified in Table 1 of Section C of the Rate and Method of Apportionment. On each July 1, commencing on July 1, 2006, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

Please note, pursuant to the Rate and Method of Apportionment, no special tax shall be levied on Undeveloped Property.

**Apportionment of Annual Special Taxes**

The annual special tax that is apportioned to each parcel is determined through the application of Section D of the Rate and Method of Apportionment.

Commencing with Fiscal Year 2005-2006 and for each following Fiscal Year, the Council shall levy the special tax so that the amount of the special tax equals the special tax requirement. The special tax shall be levied proportionally on each Assessor's Parcel of Developed Property at up to 100% of the applicable maximum special tax.

Using this methodology generates special tax revenues of \$26,563.04 from Developed Property. The fiscal year 2016-2017 maximum and actual special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2005-1  
 Fiscal Year 2016-2017 Annual Special Taxes  
 for Developed Property**

Land Use Class	Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax
1	Single Family Property	\$474.35 per unit	\$474.34 per unit
2	Non-Residential Property	\$2,885.89 per acre	\$0.00 per acre

A list of the actual special tax levied against each parcel in CFD No. 2005-1 is included in Exhibit C.

**EXHIBIT A**

---

**CFD No. 2005-1 of  
City of Brawley**

**Boundary Map**

---

City of Brawley  
Community Facilities District No. 2005-1  
(Victoria Park)



© 2016 Google  
50

**EXHIBIT B**

---

**CFD No. 2005-1 of  
City of Brawley**

**Rate and Method of Apportionment**

**RATE AND METHOD OF APPORTIONMENT FOR  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2005-1  
(VICTORIA PARK)**

A Special Tax as hereinafter described shall be levied on all Assessor's Parcels in City of Brawley Community Facilities District No. 2005-1 (Victoria Park) ("CFD No. 2005-1") and collected each Fiscal Year commencing in Fiscal Year 2005-2006, in an amount determined by the Council according to the method of apportionment set forth herein. All of the real property in CFD No. 2005-1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final map, parcel map, condominium plan, or other recorded County parcel map.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5 of Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the costs associated with the determination of the amount of the Special Tax, collection of the Special tax, payment of the Special Tax, or otherwise incurred in order to carry out the authorized purposes of CFD No. 2005-1. Administrative Expenses include costs described in the previous sentence which the City has paid or incurred, is obligated to pay or incur in the future, or reasonably expects to pay or incur. Administrative Expenses also include attorney's fees and other costs related to the consideration and review of any appeal of a Special Tax pursuant to Section F herein, to the defense or prosecution of any legal action related to the Special Tax and to the commencement and pursuit to completion of any foreclosure action related to a lien for the Special Tax.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned Assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by Assessor's Parcel number.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

"**CFD No. 2005-1**" means Community Facilities District No. 2005-1 (Victoria Park) of the City.

"**City**" means the City of Brawley.

"**Council**" means the City Council of the City, acting as the legislative body of CFD No. 2005-1.

"**County**" means the County of Imperial.

"**Developed Property**" means, for each Fiscal Year all Taxable Property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year.

"**Fiscal Year**" means the period starting July 1 and ending on the following June 30.

"**Land Use Class**" means any of the classes listed in Table 1.

"**Maximum Special Tax**" with respect to an Assessor's Parcel for a Fiscal Year means the Maximum Special Tax, determined as provided in Section C below, that can be levied in that Fiscal Year on that Assessor's Parcel.

"**Non-Residential Property**" means all Assessor's Parcels of Developed Property for which a building permit has been issued for a non-residential use.

"**Property Owner Association**" means a private entity that owns and maintains property incidental to the development within CFD No. 2005-1 for the common use of its members, as determined by the CFD Administrator.

"**Property Owner Association Property**" means, for each Fiscal Year, any Assessor's Parcel within the boundaries of CFD No. 2005-1 that was owned by, or irrevocably offered for dedication to, a Property Owner Association, including any master or sub-association, as of January 1 of the previous Fiscal Year. Notwithstanding this definition any Assessor's Parcel upon which a dwelling unit is located shall not be classified as Property Owner Association Property, but shall be classified and taxed as Developed Property.

"**Proportionately**" means that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels of Developed Property.

"**Public Property**" means, for each Fiscal Year, (i) any property within the boundaries of CFD No. 2005-1 that was owned by or irrevocably offered for dedication to the federal government, the State, the City or any other public agency as of January 1 of the previous Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use; and (ii) any property within the boundaries of CFD No. 2005-1 that was encumbered, as of January 1 of the previous Fiscal Year, by an unmanned utility

easement making impractical its utilization for other than the purpose set forth in the easement.

**"Single Family Property"** means all Assessor's Parcels of Developed Property for which building permits have been issued for residential units.

**"Special Tax"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement.

**"Special Tax Requirement"** means that amount required in any Fiscal Year for CFD No. 2005-1 to: (i) pay for maintenance of parks, parkways, and open space; (ii) pay for police and fire protection; and (iii) pay Administrative Expenses; less (iv) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of CFD No. 2005-1 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within CFD No. 2005-1 shall be classified as Developed Property or Undeveloped Property and shall be subject to the Special Tax in accordance with this rate and method of apportionment. Single Family Property shall be assigned to Land Use Class 1. Non-Residential Property shall be assigned to Land Use Class 2 and taxed based on the Acreage of the Assessor's Parcel.

**C. MAXIMUM SPECIAL TAX RATE**

**1. Developed Property**

**a. Maximum Special Tax**

The Maximum Special Tax for Fiscal Year 2005-2006 for each Land Use Class is shown below in Table 1.

**TABLE 1**

**Maximum Special Taxes for Developed Property  
For Fiscal Year 2005-2006  
Community Facilities District No. 2005-1**

<b>Land Use Class</b>	<b>Description</b>	<b>Maximum Special Tax</b>
1	Single Family Property	\$381.51 per unit
2	Non-Residential Property	\$2,321 per Acre

b. Increase in the Maximum Special Tax

On each July 1, commencing on July 1, 2006, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

c. Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Maximum Special Tax that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax that can be levied for each Land Use Class located on that Assessor's Parcel.

For an Assessor's Parcel that contains more than one land use, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The CFD Administrator's allocation to each type of property shall be final.

**2. Undeveloped Property**

No Special Tax shall be levied on Undeveloped Property.

**D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX**

Commencing with Fiscal Year 2005-2006 and for each following Fiscal Year, the Council shall levy the Special Tax so that the amount of the Special Tax equals the Special Tax Requirement. The Special Tax shall be levied Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the applicable Maximum Special Tax.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel for which an occupancy permit for private residential use has been issued

be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within CFD No. 2005-1.

**E. EXEMPTIONS**

No Special Tax shall be levied on Property Owner Association Property or Public Property. However, should an Assessor's Parcel no longer be classified as Property Owner Association Property or Public Property, its tax-exempt status will be revoked.

**F. APPEALS AND INTERPRETATIONS**

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

**G. MANNER OF COLLECTION**

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that CFD No. 2005-1 may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

**H. TERM OF SPECIAL TAX**

The Special Tax shall be levied as long as necessary to meet the Special Tax Requirement.

K:\Clients2\Brawley\Mello\Victoria\rma\ victoria-rma\_final.doc

**EXHIBIT C**

---

**CFD No. 2005-1 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

## Exhibit C

**City of Brawley CFD No. 2005-1  
FY 2016-2017 Special Tax Levy**

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-271-034-000	1	\$474.34
048-271-035-000	1	\$474.34
048-271-036-000	1	\$474.34
048-271-037-000	1	\$474.34
048-271-038-000	1	\$474.34
048-271-039-000	1	\$474.34
048-271-040-000	1	\$474.34
048-271-047-000	1	\$474.34
048-271-048-000	1	\$474.34
048-271-049-000	1	\$474.34
048-271-050-000	1	\$474.34
048-271-051-000	1	\$474.34
048-271-052-000	1	\$474.34
048-271-053-000	1	\$474.34
048-271-054-000	1	\$474.34
048-274-001-000	1	\$474.34
048-274-002-000	1	\$474.34
048-274-003-000	1	\$474.34
048-274-004-000	1	\$474.34
048-274-005-000	1	\$474.34
048-274-006-000	1	\$474.34
048-274-012-000	1	\$474.34
048-274-013-000	1	\$474.34
048-275-001-000	1	\$474.34
048-275-002-000	1	\$474.34
048-275-003-000	1	\$474.34
048-275-004-000	1	\$474.34
048-275-005-000	1	\$474.34
048-275-006-000	1	\$474.34
048-275-007-000	1	\$474.34
048-275-008-000	1	\$474.34
048-275-009-000	1	\$474.34
048-275-010-000	1	\$474.34
048-275-011-000	1	\$474.34
048-275-012-000	1	\$474.34
048-275-013-000	1	\$474.34
048-275-014-000	1	\$474.34
048-275-015-000	1	\$474.34
048-275-016-000	1	\$474.34
048-275-017-000	1	\$474.34
048-275-018-000	1	\$474.34

Exhibit C

City of Brawley CFD No. 2005-1  
FY 2016-2017 Special Tax Levy

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-401-001-000	1	\$474.34
048-401-002-000	1	\$474.34
048-401-003-000	1	\$474.34
048-401-004-000	1	\$474.34
048-401-005-000	1	\$474.34
048-401-006-000	1	\$474.34
048-401-007-000	1	\$474.34
048-401-008-000	1	\$474.34
048-401-009-000	1	\$474.34
048-402-001-000	1	\$474.34
048-402-002-000	1	\$474.34
048-402-003-000	1	\$474.34
048-402-004-000	1	\$474.34
048-402-005-000	1	\$474.34
048-402-006-000	1	\$474.34
Total Number of Parcels Taxed		<b>56</b>
Total FY 2016-2017 Special Tax		<b>\$26,563.04</b>

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY, CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-4 OF THE CITY OF BRAWLEY (LATIGO RANCH) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-4 FOR FISCAL YEAR 2016-17.

WHEREAS, the City of Brawley (the "City") previously established Community Facilities District No. 2005-4 of the City of Brawley (Latigo Ranch) ("CFD No. 2005-4") all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

WHEREAS, the City Council for the City acting as the legislative body of CFD No. 2005-4 is authorized pursuant to Resolution No. 2005-57 approved on November 1, 2005 (the "Resolution of Formation") and Ordinance No. 2005-13, approved on November 15, 2005 (the "Ordinance") to levy a special tax on property in CFD No. 2005-4 to pay for (i) the maintenance of parks and open space as described in Resolution No. 2005-48, including all furnishings, equipment and supplies related thereto, and (2) the provision of those police protection and fire protection and suppression services described in Resolution No. 2005-48 to the property in CFD No. 2005-4 ((1) and (2) being referred to herein, collectively, as the "District Services") and (3) the incidental expenses to be incurred in connection with providing the District Services and forming and administering the District (the "District Incidental Expenses") by the levy of special taxes for CFD No. 2005-4 pursuant to the Resolution of Formation; and

WHEREAS, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purpose specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

WHEREAS, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-4, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The above recitals are true and correct.

SECTION 2. The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

SECTION 3. In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2016-17 at the tax rates set forth in the report prepared by David Taussig and Associates for CFD No. 2005-4 entitled "City of Brawley Community Facilities District No. 2005-4 (Latigo Ranch)" (the "Report") submitted herewith, which rates do not

exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and Resolution of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in Resolution of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-17 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

**ATTEST:**

Alma Benavides, City Clerk

DAVID  
TAUSSIG  
& Associates, Inc.

CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT  
No. 2005-4  
(LATIGO RANCH)

July 7, 2016

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

---

*Newport Beach*  
Riverside  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT No. 2005-4  
(LATIGO RANCH)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 7, 2016**

## TABLE OF CONTENTS

Section	Page
Introduction .....	1
I. <b>Special Tax Classifications and Development Update</b> .....	2
Special Tax Classifications .....	2
Development Update .....	2
II. <b>Fiscal Year 2015-2016 Special Tax Levy</b> .....	3
III. <b>Fiscal Year 2016-2017 Special Tax Requirement</b> .....	4
IV. <b>Method of Apportionment</b> .....	5
Maximum Special Taxes .....	5
Apportionment of Special Taxes .....	5

### EXHIBITS

Exhibit A:	Boundary Map
Exhibit B:	Rate and Method of Apportionment
Exhibit C:	Fiscal Year 2016-2017 Special Tax Levy

---

## INTRODUCTION

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Community Facilities District No. 2005-4 ("CFD No. 2005-4") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2005-4 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Pursuant to the Rate and Method of Apportionment for CFD No. 2005-4, the Special Tax is an annual Special Tax that shall be levied as long as necessary to (i) pay for maintenance of parks, parkways, and open space, and (ii) pay for police and fire protection services. CFD No. 2005-4 is not authorized to sell bonds.

A map showing the property in CFD No. 2005-4 is included in Exhibit A.

The authorized services are funded through the annual levy and collection of special taxes from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within CFD No. 2005-4. Pursuant to the Rate and Method of Apportionment ("RMA"), the special tax shall be levied as long as necessary to meet the Special Tax Requirement. The RMA is included in Exhibit B.

This report is organized into the following sections:

**Section I**

Section I provides an update of the development status of property within CFD No. 2005-4.

**Section II**

Section II analyzes the previous year's special tax levy.

**Section III**

Section III determines the financial obligations of CFD No. 2005-4 for fiscal year 2016-2017.

**Section IV**

Section IV reviews the methodology used to apportion the special tax requirement between Developed Property and Undeveloped Property. A table of the 2016-2017 special taxes for each classification of property is included.

**I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE**

**Special Tax Classifications**

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment. The Rate and Method of Apportionment defines two categories of property, namely "Developed Property," and "Undeveloped Property." The category of Developed Property is in turn divided into two separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2005-4  
Developed Property Classifications**

Land Use Class	Description
1	Single Family Property
2	Non-Residential Property

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2005-4 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

**Development Update**

As of January 1, 2016 building permits had been issued for 18 single family units within CFD No. 2005-4. The table below indicates the cumulative Developed Property within CFD No. 2005-4.

**Community Facilities District No. 2005-4  
Fiscal Year 2016-2017  
Cumulative Developed Property**

Class	Land Use	Number of Units / Acres
1	Single Family Property	18 units
2	Non-Residential Property	0 acres

---

**II. FISCAL YEAR 2015-2016 LEVY**

---

The aggregate special tax levy for fiscal year 2015-2016 equaled \$17,415.00. As of June 30, 2016, all \$17,415.00 in special taxes had been collected by the County.

---

### **III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT**

---

Pursuant to the Rate and Method of Apportionment, the special tax may be levied in CFD No. 2005-4 to: pay for (a) maintenance of parks, parkways, and open space, (b) police and fire protection services, and (c) administrative expenses; less (d) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator. For fiscal year 2016-2017, the funds required from CFD No. 2005-4 exceed the maximum special taxes that can be collected from Developed Property. Therefore, the special tax requirement is limited to \$17,763.48, the amount that can be collected through the levy of the maximum special tax.

#### IV. METHOD OF APPORTIONMENT

##### Maximum Annual Special Taxes

The amount of special taxes that CFD No. 2005-4 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Taxes for each classification of Developed Property are specified in Table 1 of Section C of the Rate and Method of Apportionment. On each July 1, commencing on July 1, 2006, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

Please note, pursuant to the Rate and Method of Apportionment, no special tax shall be levied on Undeveloped Property.

##### Apportionment of Annual Special Taxes

The annual special tax that is apportioned to each parcel is determined through the application of Section D of the Rate and Method of Apportionment.

Commencing with Fiscal Year 2005-2006 and for each following Fiscal Year, the Council shall levy the special tax so that the amount of the special tax equals the special tax requirement. The special tax shall be levied proportionally on each Assessor's Parcel of Developed Property at up to 100% of the applicable maximum special tax.

Using this methodology generates special tax revenues of \$17,763.48 from Developed Property. The fiscal year 2016-2017 maximum and actual special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2005-4  
Fiscal Year 2016-2017 Annual Special Taxes  
for Developed Property**

Land Use Class	Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax
1	Single Family Property	\$986.86 per unit	\$986.86 per unit
2	Non-Residential Property	\$7,242.66 per acre	\$0.00 per acre

A list of the actual special tax levied against each parcel in CFD No. 2005-4 is included in Exhibit C.

taussig-client/Brawley/Admin/CFD 2005-4/FY 2016-17/2005\_4ADM.doc

**EXHIBIT A**

---

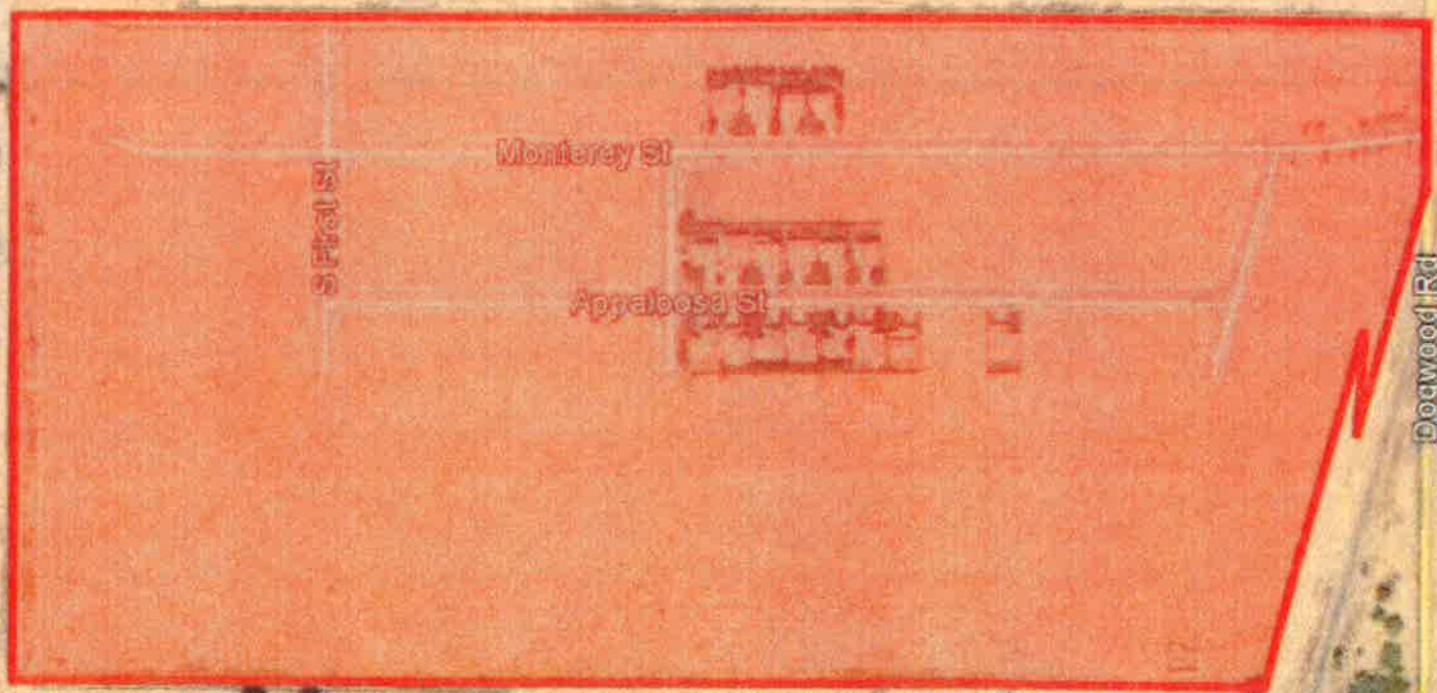
**CFD No. 2005-4 of  
City of Brawley**

**Boundary Map**

---

City of Brawley  
Community Facilities District No. 2005-4  
(Latigo Ranch)

S31



**EXHIBIT B**

---

**CFD No. 2005-4 of  
City of Brawley**

**Rate and Method of Apportionment**

---

**RATE AND METHOD OF APPORTIONMENT FOR  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2005-4  
(LATIGO RANCH)**

A Special Tax as hereinafter described shall be levied on all Assessor's Parcels in City of Brawley Community Facilities District No. 2005-4 (Latigo Ranch) ("CFD No. 2005-4") and collected each Fiscal Year commencing in Fiscal Year 2005-2006, in an amount determined by the Council according to the method of apportionment set forth herein. All of the real property in CFD No. 2005-4, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final map, parcel map, condominium plan, or other recorded County parcel map.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5 of Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the costs associated with the determination of the amount of the Special Tax, collection of the Special Tax, payment of the Special Tax, or otherwise incurred in order to carry out the authorized purposes of CFD No. 2005-4. Administrative Expenses include costs described in the previous sentence which the City has paid or incurred, is obligated to pay or incur in the future, or reasonably expects to pay or incur. Administrative Expenses also include attorney's fees and other costs related to the consideration and review of any appeal of a Special Tax pursuant to Section F herein, to the defense or prosecution of any legal action related to the Special Tax and to the commencement and pursuit to completion of any foreclosure action related to a lien for the Special Tax.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned Assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by Assessor's Parcel number.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

**"CFD No. 2005-4"** means Community Facilities District No. 2005-4 (Latigo Ranch) of the City.

**"City"** means the City of Brawley.

**"Council"** means the City Council of the City, acting as the legislative body of CFD No. 2005-4.

**"County"** means the County of Imperial.

**"Developed Property"** means, for each Fiscal Year all Taxable Property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Land Use Class"** means any of the classes listed in Table 1.

**"Maximum Special Tax"** with respect to an Assessor's Parcel for a Fiscal Year means the Maximum Special Tax, determined as provided in Section C below, that can be levied in that Fiscal Year on that Assessor's Parcel.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for a non-residential use.

**"Property Owner Association"** means a private entity that owns and maintains property incidental to the development within CFD No. 2005-4 for the common use of its members, as determined by the CFD Administrator.

**"Property Owner Association Property"** means, for each Fiscal Year, any Assessor's Parcel within the boundaries of CFD No. 2005-4 that was owned by, or irrevocably offered for dedication to, a Property Owner Association, including any master or sub-association, as of January 1 of the previous Fiscal Year. Notwithstanding this definition any Assessor's Parcel upon which Single Family Property is located shall not be classified as Property Owner Association Property, but shall be classified and taxed as Single Family Property.

**"Proportionately"** means that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels of Developed Property.

**"Public Property"** means, for each Fiscal Year, (i) any property within the boundaries of CFD No. 2005-4 that was owned by or irrevocably offered for dedication to the federal government, the State, the City or any other public agency as of January 1 of the previous Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use; and (ii) any property within the boundaries of CFD No. 2005-4 that was encumbered, as of January 1 of the previous Fiscal Year, by an unmanned utility

easement making impractical its utilization for other than the purpose set forth in the easement.

**"Single Family Property"** means all Assessor's Parcels of Developed Property for which building permits have been issued for residential units.

**"Special Tax"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement.

**"Special Tax Requirement"** means that amount required in any Fiscal Year for CFD No. 2005-4 to: (i) pay for maintenance of parks, parkways, and open space; (ii) pay for police and fire protection; and (iii) pay Administrative Expenses; less (iv) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of CFD No. 2005-4 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within CFD No. 2005-4 shall be classified as Developed Property or Undeveloped Property and shall be subject to the Special Tax in accordance with this rate and method of apportionment. Single Family Property shall be assigned to Land Use Class 1. Non-Residential Property shall be assigned to Land Use Class 2 and taxed based on the Acreage of the Assessor's Parcel.

**C. MAXIMUM SPECIAL TAX RATE**

**1. Developed Property**

**a. Maximum Special Tax**

The Maximum Special Tax for Fiscal Year 2005-2006 for each Land Use Class is shown below in Table 1.

**TABLE 1**

**Maximum Special Taxes for Developed Property  
For Fiscal Year 2005-2006  
Community Facilities District No. 2005-4**

<b>Land Use Class</b>	<b>Description</b>	<b>Maximum Special Tax</b>
1	Single Family Property	\$793.69 per unit
2	Non-Residential Property	\$5,825 per Acre

b. Increase in the Maximum Special Tax

On each July 1, commencing on July 1, 2006, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

c. Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Maximum Special Tax that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax that can be levied for each Land Use Class located on that Assessor's Parcel.

For an Assessor's Parcel that contains more than one land use, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The CFD Administrator's allocation to each type of property shall be final.

**2. Undeveloped Property**

No Special Tax shall be levied on Undeveloped Property.

**D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX**

Commencing with Fiscal Year 2005-2006 and for each following Fiscal Year, the Council shall levy the Special Tax so that the amount of the Special Tax equals the Special Tax Requirement. The Special Tax shall be levied Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the applicable Maximum Special Tax.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel for which an occupancy permit for private residential use has been issued

be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within CFD No. 2005-4.

**E. EXEMPTIONS**

No Special Tax shall be levied on Property Owner Association Property or Public Property. However, should an Assessor's Parcel no longer be classified as Property Owner Association Property or Public Property, its tax-exempt status will be revoked.

**F. APPEALS AND INTERPRETATIONS**

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

**G. MANNER OF COLLECTION**

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that CFD No. 2005-4 may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

**H. TERM OF SPECIAL TAX**

The Special Tax shall be levied as long as necessary to meet the Special Tax Requirement.

K:\CLIENTS2\Brawley\Mello\Latigo Ranch\rma\latigoranch-rma\_2.doc

**EXHIBIT C**

---

**CFD No. 2005-4 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

## Exhibit C

**City of Brawley CFD No. 2005-4  
FY 2016-2017 Special Tax Levy**

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-412-012-000	1	\$986.86
048-412-013-000	1	\$986.86
048-412-014-000	1	\$986.86
048-412-015-000	1	\$986.86
048-415-027-000	1	\$986.86
048-415-028-000	1	\$986.86
048-415-029-000	1	\$986.86
048-415-030-000	1	\$986.86
048-415-031-000	1	\$986.86
048-415-032-000	1	\$986.86
048-416-001-000	1	\$986.86
048-416-002-000	1	\$986.86
048-416-003-000	1	\$986.86
048-416-004-000	1	\$986.86
048-416-005-000	1	\$986.86
048-416-006-000	1	\$986.86
048-416-007-000	1	\$986.86
048-416-010-000	1	\$986.86
Total Number of Parcels Taxed		<b>18</b>
Total FY 2016-2017 Special Tax		<b>\$17,763.48</b>

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY, CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2006-1 OF THE CITY OF BRAWLEY (MALAN PARK) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2006-1 FOR FISCAL YEAR 2016-17.

**WHEREAS**, the City of Brawley (the "City") previously established Community Facilities District No. 2006-1 of the City of Brawley (Malan Park) ("CFD No. 2006-1") all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

**WHEREAS**, the City Council for the City acting as the legislative body of CFD No. 2006-1 is authorized pursuant to its Resolution Establishing Community Facilities District No. 2006-1 of the City of Brawley (Malan Park), Authorizing the Levy of Special Taxes and Calling an Election therein approved on October 17, 2006 (the "Resolution of Formation") and the Ordinance Authorizing the Levy of the Special Tax adopted in connection therewith (the "Ordinance") to levy a special tax on property in CFD No. 2006-1 for the purpose of financing (1) the maintenance of certain real or other tangible property within the City of Brawley, California, including all furnishings, equipment and supplies related thereto (collectively, the "District Facilities"), which District Facilities have a useful life of five years or longer; (2) the provision of those police protection services and fire protection and suppression services to the property in the District (collectively, the "District Services") and (3) the incidental expenses to be incurred in connection with and maintaining the District Facilities, providing the District Services and forming and administering the District (the "District Incidental Expenses"); and

**WHEREAS**, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purposes specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

**WHEREAS**, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

**NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2006-1, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct.

**SECTION 2.** The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

**SECTION 3.** In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2016-17 at the tax rates set forth in the report prepared by David Taussig

and Associates for CFD No. 2006-1 entitled "City of Brawley Community Facilities District No. 2006-1 (Malan Park)" (the "Report") (the "Report") submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and the Resolution of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in the Resolution of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-17 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

**ATTEST:**

Alma Benavides, City Clerk

DAVID  
TAUSSIG  
& Associates, Inc.

CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT  
No. 2006-1  
(MALAN PARK)

July 7, 2016

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

*Newport Beach*  
Fresno  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT No. 2006-1  
(MALAN PARK)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 7, 2016**

## TABLE OF CONTENTS

Section	Page
Introduction .....	1
I. <b>Special Tax Classifications and Development Update</b> .....	2
Special Tax Classifications .....	2
Development Update .....	2
II. <b>Fiscal Year 2015-2016 Special Tax Levy</b> .....	3
III. <b>Fiscal Year 2016-2017 Special Tax Requirement</b> .....	4
IV. <b>Method of Apportionment</b> .....	5
Maximum Special Taxes.....	5
Apportionment of Special Taxes .....	5

### EXHIBITS

- Exhibit A: Boundary Map  
Exhibit B: Rate and Method of Apportionment  
Exhibit C: Fiscal Year 2016-2017 Special Tax Levy

---

## **INTRODUCTION**

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Community Facilities District No. 2006-1 ("CFD No. 2006-1") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2006-1 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Pursuant to the Rate and Method of Apportionment for CFD No. 2006-1, the Special Tax is an annual Special Tax that shall be levied as long as necessary to (i) pay for maintenance of parks, parkways, and open space, and (ii) pay for police and fire protection services. CFD No. 2006-1 is not authorized to sell bonds.

A map showing the property in CFD No. 2006-1 is included in Exhibit A.

The authorized services are funded through the annual levy and collection of special taxes from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within CFD No. 2006-1. Pursuant to the Rate and Method of Apportionment ("RMA"), the special tax shall be levied as long as necessary to meet the Special Tax Requirement. The RMA is included in Exhibit B.

This report is organized into the following sections:

### **Section I**

Section I provides an update of the development status of property within CFD No. 2006-1.

### **Section II**

Section II analyzes the previous year's special tax levy.

### **Section III**

Section III determines the financial obligations of CFD No. 2006-1 for fiscal year 2016-2017.

### **Section IV**

Section IV reviews the methodology used to apportion the special tax requirement between Developed Property and Undeveloped Property. A table of the 2016-2017 special taxes for each classification of property is included.

**I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE**

**Special Tax Classifications**

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment. The Rate and Method of Apportionment defines two categories of property, namely "Developed Property," and "Undeveloped Property." The category of Developed Property is in turn divided into three separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2006-1  
Developed Property Classifications**

Land Use Class	Description
1	Single Family Detached Property
2	Single Family Attached Property
3	Non-Residential Property

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2006-1 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

**Development Update**

As of January 1, 2016 building permits had been issued for 96 single family detached units and 41 single family attached units within CFD No. 2006-1. The table below indicates the cumulative Developed Property within CFD No. 2006-1.

**Community Facilities District No. 2006-1  
Fiscal Year 2016-2017  
Cumulative Developed Property**

Class	Land Use	Number of Units / Acres
1	Single Family Detached Property	96 units
2	Single Family Attached Property	41 units
3	Non-Residential Property	0 acres

---

**II. FISCAL YEAR 2015-2016 LEVY**

---

The aggregate special tax levy for fiscal year 2015-2016 equaled \$56,949.12. As of June 30, 2016, all \$56,949.12 in special taxes had been collected by the County.

All prior year special taxes have been paid.

---

### **III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT**

---

Pursuant to the Rate and Method of Apportionment, the special tax may be levied in CFD No. 2006-1 to: pay for (a) maintenance of parks, parkways, and open space, (b) police and fire protection services, and (c) administrative expenses; less (d) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator. For fiscal year 2016-2017 the funds required from CFD No. 2006-1 exceed the maximum special taxes that can be collected from Developed Property. Therefore, the special tax requirement is limited to \$79,672.12, the amount that can be collected through the levy of the maximum special tax.

#### IV. METHOD OF APPORTIONMENT

##### Maximum Annual Special Taxes

The amount of special taxes that CFD No. 2006-1 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Taxes for each classification of Developed Property are specified in Table 1 of Section C of the Rate and Method of Apportionment. On each July 1, commencing on July 1, 2008, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

Please note, pursuant to the Rate and Method of Apportionment, no special tax shall be levied on Undeveloped Property.

##### Apportionment of Annual Special Taxes

The annual special tax that is apportioned to each parcel is determined through the application of Section D of the Rate and Method of Apportionment.

Commencing with Fiscal Year 2008-2009 and for each following Fiscal Year, the Council shall levy the special tax so that the amount of the special tax equals the special tax requirement. The special tax shall be levied proportionally on each Assessor's Parcel of Developed Property at up to 100% of the applicable maximum special tax.

Using this methodology generates special tax revenues of \$79,672.12 from Developed Property. The fiscal year 2016-2017 maximum and actual special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2006-1  
Fiscal Year 2016-2017 Annual Special Taxes  
for Developed Property**

Land Use Class	Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax
1	Single Family Detached Property	\$605.08 per unit	\$605.08 per unit
2	Single Family Attached Property	\$526.45 per unit	\$526.45 per unit
3	Non-Residential Property	\$3462.28 per acre	\$0.00 per acre

A list of the actual special tax levied against each parcel in CFD No. 2006-1 is included in Exhibit C.

taussig-client/Brawley/Admin/CFD 2006-1/FY 2016-17/2006\_1ADM.doc

**EXHIBIT A**

---

**CFD No. 2006-1 of  
City of Brawley**

**Boundary Map**

---

City of Brawley  
Community Facilities District No. 2006-1  
(Malan Park)



**EXHIBIT B**

---

**CFD No. 2006-1 of  
City of Brawley**

**Rate and Method of Apportionment**

---

**RATE AND METHOD OF APPORTIONMENT FOR  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2006-1  
(MALAN PARK)**

A Special Tax as hereinafter described shall be levied on all Assessor's Parcels in City of Brawley Community Facilities District No. 2006-1 (Malan Park) ("CFD No. 2006-1") and collected each Fiscal Year commencing in Fiscal Year 2007-2008, in an amount determined by the Council according to the method of apportionment set forth herein. All of the real property in CFD No. 2006-1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final map, parcel map, condominium plan, or other recorded County parcel map.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5 of Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the costs associated with the determination of the amount of the Special Tax, collection of the Special tax, payment of the Special Tax, or otherwise incurred in order to carry out the authorized purposes of CFD No. 2006-1. Administrative Expenses include costs described in the previous sentence which the City has paid or incurred, is obligated to pay or incur in the future, or reasonably expects to pay or incur. Administrative Expenses also include attorney's fees and other costs related to the consideration and review of any appeal of a Special Tax pursuant to Section F herein, to the defense or prosecution of any legal action related to the Special Tax and to the commencement and pursuit to completion of any foreclosure action related to a lien for the Special Tax.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned Assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by Assessor's Parcel number.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

**"CFD No. 2006-1"** means Community Facilities District No. 2006-1 (Malan Park) of the City.

**"City"** means the City of Brawley.

**"Council"** means the City Council of the City, acting as the legislative body of CFD No. 2006-1.

**"County"** means the County of Imperial.

**"Developed Property"** means, for each Fiscal Year all Taxable Property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Land Use Class"** means any of the classes listed in Table 1.

**"Maximum Special Tax"** with respect to an Assessor's Parcel for a Fiscal Year means the Maximum Special Tax, determined as provided in Section C below, that can be levied in that Fiscal Year on that Assessor's Parcel.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for a non-residential use.

**"Property Owner Association"** means a private entity that owns and maintains property incidental to the development within CFD No. 2006-1 for the common use of its members, as determined by the CFD Administrator.

**"Property Owner Association Property"** means, for each Fiscal Year, any Assessor's Parcel within the boundaries of CFD No. 2006-1 that was owned by, or irrevocably offered for dedication to, a Property Owner Association, including any master or sub-association, as of January 1 of the previous Fiscal Year. Notwithstanding this definition any Assessor's Parcel upon which a dwelling unit is located shall not be classified as Property Owner Association Property, but shall be classified and taxed as Developed Property.

**"Proportionately"** means that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels of Developed Property.

**"Public Property"** means, for each Fiscal Year, (i) any property within the boundaries of CFD No. 2006-1 that was owned by or irrevocably offered for dedication to the federal government, the State, the City or any other public agency as of January 1 of the previous Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use; and (ii) any property within the boundaries of CFD No. 2006-1 that was encumbered, as of January 1 of the previous Fiscal Year, by an unmanned utility

easement making impractical its utilization for other than the purpose set forth in the easement.

**"Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for purposes of constructing one or more residential dwelling units.

**"Single Family Attached Property"** means all Assessor's Parcels of Residential Property, for which building permits have been issued for attached residential units.

**"Single Family Detached Property"** means all Assessor's Parcels of Residential Property for which building permits have been issued for detached residential units.

**"Special Tax"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement.

**"Special Tax Requirement"** means that amount required in any Fiscal Year for CFD No. 2006-1 to: (i) pay for maintenance of parks, parkways, and open space; (ii) pay for police and fire protection; and (iii) pay Administrative Expenses; less (iv) a credit for funds available to reduce the annual Special Tax levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of CFD No. 2006-1 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within CFD No. 2006-1 shall be classified as Developed Property or Undeveloped Property and shall be subject to the Special Tax in accordance with this rate and method of apportionment. Single Family Detached Property shall be assigned to Land Use Class 1. Single Family Attached Property shall be assigned to Land Use Class 2. Non-Residential Property shall be assigned to Land Use Class 3 and taxed based on the Acreage of the Assessor's Parcel.

C. MAXIMUM SPECIAL TAX RATE

1. **Developed Property**

a. Maximum Special Tax

The Maximum Special Tax for Fiscal Year 2007-2008 for each Land Use Class is shown below in Table 1.

**TABLE 1**

**Maximum Special Taxes for Developed Property  
For Fiscal Year 2007-2008  
Community Facilities District No. 2006-1**

<b>Land Use Class</b>	<b>Description</b>	<b>Fiscal Year 2007-2008 Maximum Special Tax</b>
1	Single Family Detached Property	\$506.30 per unit
2	Single Family Attached Property	\$440.50 per unit
3	Non-Residential Property	\$2,897.08 per acre

b. Increase in the Maximum Special Tax

On each July 1, commencing on July 1, 2008, the Maximum Special Tax shall be increased by an amount equal to two percent (2%) of the Maximum Special Tax in effect for the previous Fiscal Year.

c. Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Maximum Special Tax that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax that can be levied for each Land Use Class located on that Assessor's Parcel.

For an Assessor's Parcel that contains more than one land use, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The CFD Administrator's allocation to each type of property shall be final.

2. **Undeveloped Property**

No Special Tax shall be levied on Undeveloped Property.

**D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX**

Commencing with Fiscal Year 2007-2008 and for each following Fiscal Year, the Council shall levy the Special Tax so that the amount of the Special Tax equals the Special Tax Requirement. The Special Tax shall be levied Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the applicable Maximum Special Tax.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel for which an occupancy permit for private residential use has been issued be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within CFD No. 2006-1.

**E. EXEMPTIONS**

No Special Tax shall be levied on Property Owner Association Property or Public Property. However, should an Assessor's Parcel no longer be classified as Property Owner Association Property or Public Property, its tax-exempt status will be revoked.

**F. APPEALS AND INTERPRETATIONS**

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

**G. MANNER OF COLLECTION**

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that CFD No. 2006-1 may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

**H. TERM OF SPECIAL TAX**

The Special Tax shall be levied as long as necessary to meet the Special Tax Requirement.

K:\CLIENTS2\Brawley\Mello\Malan Park\RMA\RMA\_final.doc

**EXHIBIT C**

---

**CFD No. 2006-1 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

Exhibit C

City of Brawley CFD No. 2006-1  
FY 2016-2017 Special Tax Levy

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-275-019-000	1	\$605.08
048-275-020-000	1	\$605.08
048-275-021-000	1	\$605.08
048-275-022-000	1	\$605.08
048-275-023-000	1	\$605.08
048-275-024-000	1	\$605.08
048-275-025-000	1	\$605.08
048-275-026-000	1	\$605.08
048-275-027-000	1	\$605.08
048-275-028-000	1	\$605.08
048-275-029-000	1	\$605.08
048-275-030-000	1	\$605.08
048-275-031-000	1	\$605.08
048-275-032-000	1	\$605.08
048-275-033-000	1	\$605.08
048-275-034-000	1	\$605.08
048-275-035-000	1	\$605.08
048-275-036-000	1	\$605.08
048-275-037-000	1	\$605.08
048-275-038-000	1	\$605.08
048-275-039-000	1	\$605.08
048-275-040-000	1	\$605.08
048-275-041-000	1	\$605.08
048-275-042-000	1	\$605.08
048-275-043-000	1	\$605.08
048-275-044-000	1	\$605.08
048-275-045-000	1	\$605.08
048-275-046-000	1	\$605.08
048-275-047-000	1	\$605.08
048-275-048-000	1	\$605.08
048-275-049-000	1	\$605.08
048-275-050-000	1	\$605.08
048-275-051-000	1	\$605.08
048-275-052-000	1	\$605.08
048-275-053-000	1	\$605.08
048-275-054-000	1	\$605.08
048-275-055-000	2	\$21,584.44
048-276-001-000	1	\$605.08
048-276-002-000	1	\$605.08
048-276-003-000	1	\$605.08

Exhibit C

City of Brawley CFD No. 2006-1  
FY 2016-2017 Special Tax Levy

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-276-004-000	1	\$605.08
048-276-005-000	1	\$605.08
048-276-006-000	1	\$605.08
048-276-007-000	1	\$605.08
048-276-008-000	1	\$605.08
048-276-009-000	1	\$605.08
048-276-010-000	1	\$605.08
048-276-011-000	1	\$605.08
048-276-012-000	1	\$605.08
048-277-001-000	1	\$605.08
048-277-002-000	1	\$605.08
048-277-003-000	1	\$605.08
048-277-004-000	1	\$605.08
048-277-005-000	1	\$605.08
048-277-006-000	1	\$605.08
048-277-007-000	1	\$605.08
048-277-008-000	1	\$605.08
048-277-009-000	1	\$605.08
048-277-010-000	1	\$605.08
048-277-011-000	1	\$605.08
048-277-012-000	1	\$605.08
048-278-001-000	1	\$605.08
048-278-002-000	1	\$605.08
048-278-003-000	1	\$605.08
048-278-004-000	1	\$605.08
048-278-005-000	1	\$605.08
048-278-006-000	1	\$605.08
048-278-007-000	1	\$605.08
048-278-008-000	1	\$605.08
048-278-009-000	1	\$605.08
048-278-010-000	1	\$605.08
048-278-011-000	1	\$605.08
048-278-012-000	1	\$605.08
048-279-001-000	1	\$605.08
048-279-002-000	1	\$605.08
048-279-003-000	1	\$605.08
048-279-004-000	1	\$605.08
048-279-005-000	1	\$605.08
048-279-006-000	1	\$605.08
048-279-007-000	1	\$605.08

**Exhibit C**

**City of Brawley CFD No. 2006-1  
FY 2016-2017 Special Tax Levy**

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-279-008-000	1	\$605.08
048-279-009-000	1	\$605.08
048-279-010-000	1	\$605.08
048-279-011-000	1	\$605.08
048-279-012-000	1	\$605.08
048-279-013-000	1	\$605.08
048-279-014-000	1	\$605.08
048-279-015-000	1	\$605.08
048-279-016-000	1	\$605.08
048-279-017-000	1	\$605.08
048-279-018-000	1	\$605.08
048-279-019-000	1	\$605.08
048-279-020-000	1	\$605.08
048-279-021-000	1	\$605.08
048-279-022-000	1	\$605.08
048-279-023-000	1	\$605.08
048-279-024-000	1	\$605.08
Total Number of Parcels Taxed		<b>97</b>
Total FY 2016-2017 Special Tax		<b>\$79,672.12</b>

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY, CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2007-1 OF THE CITY OF BRAWLEY (LUCKEY RANCH) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2007-1 FOR FISCAL YEAR 2016-17.

WHEREAS, the City of Brawley (the "City") previously established Community Facilities District No. 2007-1 of the City of Brawley (Luckey Ranch) ("CFD No. 2007-1") all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

WHEREAS, the City Council for the City acting as the legislative body of CFD No. 2007-1 is authorized pursuant to Resolution Nos. 2007-39 and 2007-40 approved on September 18, 2007 (collectively, the "Resolutions of Formation") and the Ordinance Authorizing the Levy of the Special Tax adopted in connection therewith (the "Ordinance") to levy a special tax on property in CFD No. 2007-1 for the purpose of financing: (1) the maintenance of parks and open space as described in Resolution No. 2007-40, including all furnishings, equipment and supplies related thereto and (2) the provision of those police protection and fire protection and suppression services described in Resolution No. 2007-40 within the boundaries of the City ((1) and (2) being referred to herein, collectively, as the "City Services"), (3) the purchase, construction, expansion, improvement or rehabilitation of the facilities identified in Attachment B to Resolution No. 2007-33 and incorporated herein by this reference, including storm drain, sewer, water, landscaping, curb and gutter, park, roadway, highway and bridge, traffic signals and safety lighting, flood control library, police, fire and recreation facilities (collectively, the "Facilities"), which Facilities have a useful life of five years or longer, and (4) the incidental expenses to be incurred in connection with financing the Facilities and forming and administering the District, all by the levy of special taxes for CFD No. 2007-1 pursuant to the Resolutions of Formation; and

WHEREAS, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purposes specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

WHEREAS, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2007-1, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The above recitals are true and correct.

SECTION 2. The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

**SECTION 3.** In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2016-17 at the tax rates set forth in the report prepared by David Taussig and Associates for CFD No. 2007-1 entitled "City of Brawley Community Facilities District No. 2007-1 (Luckey Ranch)" (the "Report") submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and Resolutions of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in Resolutions of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-17 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015:

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

DAVID  
TAUSSIG  
& Associates, Inc.

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT  
No. 2007-1  
(LUCKEY RANCH)

July 7, 2016

*Newport Beach*  
Riverside  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT No. 2007-1  
(LUCKEY RANCH)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 7, 2016**

## Table of Contents

Section	Page
Introduction .....	1
I. <b>Special Tax Classifications and Development Update</b> .....	2
Special Tax A Classifications .....	2
Special Tax B Classifications .....	3
Development Update .....	3
II. <b>Fiscal Year 2015-2016 Special Tax Levies</b> .....	5
Fiscal Year 2015-2016 Special Tax A Levy .....	5
Fiscal Year 2015-2016 Special Tax B Levy .....	5
III. <b>Fiscal Year 2016-2017 Special Tax Requirement for Facilities</b> .....	6
IV. <b>Fiscal Year 2016-2017 Special Tax Requirement for Services</b> .....	7
V. <b>Method of Apportionment</b> .....	8
Maximum Special Taxes .....	8
Apportionment of Special Tax A .....	8
Apportionment of Special Tax B .....	9

### EXHIBITS

- Exhibit A: Boundary Map  
Exhibit B: Rate and Method of Apportionment  
Exhibit C: Fiscal Year 2016-2017 Special Tax Levy

---

## INTRODUCTION

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Community Facilities District No. 2007-1 ("CFD No. 2007-1") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2007-1 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Specifically, CFD No. 2007-1 is authorized to issue up to \$20,000,000 in bonds. The proceeds of the bonds will be used to finance the construction, purchase, modification, expansion, improvement or rehabilitation of storm drain, sewer, landscaping, curb and gutter, park, water, roadway, highway and bridge, traffic signals and safety lighting, flood control, libraries, police, fire and recreation facilities. In addition, CFD No. 2007-1 is authorized to levy the Special Tax B to pay for (i) maintenance of parks, parkways, and open space, and (ii) police and fire protection services.

A map showing the property in CFD No. 2007-1 is included in Exhibit A.

The bonded indebtedness of CFD No. 2007-1 is both secured and repaid through the annual levy and collection of the Special Tax A from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within CFD No. 2007-1. Pursuant to the Rate and Method of Apportionment ("RMA"), the Special Tax A shall be levied each year to fully satisfy the special tax requirement, but in no event shall it be levied after Fiscal Year 2057-2058. The Special Tax B shall be levied as long as necessary to meet the special tax requirement for services. The RMA is included in Exhibit B.

This report is organized into the following sections:

### **Section I**

Section I provides an update of the development status of property within CFD No. 2007-1.

### **Section II**

Section II analyzes the previous year's Special Tax A and Special Tax B levies.

### **Section III**

Section III determines the special tax requirement for facilities for CFD No. 2007-1 for fiscal year 2016-2017.

### **Section IV**

Section IV determines the special tax requirement for services for CFD No. 2007-1 for fiscal year 2016-2017.

### **Section V**

Section V reviews the methodology used to apportion the special tax requirement for facilities and the special tax requirement for services between Developed Property and Undeveloped Property. Tables of the 2016-2017 Special Tax A and Special Tax B for each classification of property are included.

**I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE**

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment ("RMA"). The RMA establishes the Special Tax A which is used to pay debt service on bonds and pay directly for the construction of facilities and the Special Tax B which is used to fund the cost of annual services. The RMA defines two categories of property, namely "Developed Property," and "Undeveloped Property."

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2007-1 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

**Special Tax A Classifications**

For purposes of calculating the Special Tax A, the category of Developed Property is divided into twelve separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2007-1  
Special Tax A  
Developed Property Classifications**

Land Use Class	Description	Square Footage
1	Single Family Detached Property	≥ 2,400 s.f.
2	Single Family Detached Property	2,100 - 2,399 s.f.
3	Single Family Detached Property	1,800 - 2,099 s.f.
4	Single Family Detached Property	< 1,800 s.f.
5	Duplex Property	≥ 1,800 s.f.
6	Duplex Property	1,500 - 1,799 s.f.
7	Duplex Property	< 1,500 s.f.
8	Condominium Property	≥ 1,550 s.f.
9	Condominium Property	1,350 - 1,549 s.f.
10	Condominium Property	1,150 - 1,349 s.f.
11	Condominium Property	< 1,150 s.f.
12	Non-Residential Property	Not Applicable

**Special Tax B Classifications**

For purposes of calculating the Special Tax B, the category of Developed Property is divided into four separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2007-1  
Special Tax B  
Developed Property Classifications**

Description
Single Family Detached Property
Duplex Property
Condominium Property
Non-Residential Property

No Special Tax B is levied on Undeveloped Property.

**Development Update**

As of January 1, 2016 building permits had been issued for 10 single family detached units and 8 duplex units within CFD No. 2007-1. The table below indicates the cumulative Developed Property within CFD No. 2007-1.

The table below lists the aggregate amount of Developed Property by special tax classification.

**Community Facilities District No. 2007-1  
Fiscal Year 2016-2017  
Cumulative Developed Property**

Land Use Class	Description	Square Footage	Number of Units/Acres
1	Single Family Detached Property	≥ 2,400 s.f.	3 units
2	Single Family Detached Property	2,100 - 2,399 s.f.	4 units
3	Single Family Detached Property	1,800 - 2,099 s.f.	1 unit
4	Single Family Detached Property	< 1,800 s.f.	2 units
5	Duplex Property	≥ 1,800 s.f.	3 units
6	Duplex Property	1,500 - 1,799 s.f.	4 units
7	Duplex Property	< 1,500 s.f.	1 unit
8	Condominium Property	≥ 1,550 s.f.	0 units
9	Condominium Property	1,350 - 1,549 s.f.	0 units
10	Condominium Property	1,150 - 1,349 s.f.	0 units
11	Condominium Property	< 1,150 s.f.	0 units
12	Non-Residential Property	Not Applicable	0 acres

---

**II. FISCAL YEAR 2015-2016 SPECIAL TAX LEVIES**

---

***Fiscal Year 2015-2016 Special Tax A Levy***

The Special Tax A was not levied in fiscal year 2015-2016.

***Fiscal Year 2015-2016 Special Tax B Levy***

The aggregate special tax levy for fiscal year 2015-2016 equaled \$10,215.52. As of June 30, 2016, all of the special taxes had been collected by the County.

---

### **III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR FACILITIES**

---

Since bonds have not yet been issued for CFD No. 2007-1, the City is authorized to levy Special Tax A on Developed Property to pay directly for the acquisition or construction of facilities eligible to be financed by CFD No. 2007-1 and annual administrative expenses as provided for by the RMA.

Notwithstanding the foregoing, the City has decided not to levy Special Tax A in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA.

---

#### **IV. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR SERVICES**

---

Pursuant to the RMA, the Special Tax B may be levied in CFD No. 2007-1 to pay for (a) maintenance of parks, parkways, and open space, (b) police and fire protection services, and (c) administrative expenses; less (d) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator. For fiscal year 2016-2017 the funds required from CFD No. 2007-1 exceed the maximum Special Tax B that can be collected from Developed Property. Therefore, the special tax requirement for services is limited to \$10,419.72, the amount that can be collected through the levy of the maximum Special Tax B.

---

## **V. METHOD OF APPORTIONMENT**

---

### **Maximum Annual Special Taxes**

The amount of special taxes that CFD No. 2007-1 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Tax A is specified in Section C.1 of the RMA<sup>1</sup>. The Maximum Special Tax B is specified in Section C.2. On each July 1, commencing on July 1, 2008, the Maximum Special Tax B shall be increased by an amount equal to two percent (2%) of the maximum Special Tax B in effect for the previous Fiscal Year.

### **Apportionment of Special Tax A**

The annual Special Tax A that is apportioned to each parcel is determined through the application of Section D.1 of the RMA.

The first step states that the Council shall levy the Special Tax A Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A. If the sum of the amount collected in step one is insufficient to satisfy the Special Tax Requirement for Facilities, then the second step is applied. The second step states that the Council shall Proportionately levy the Special Tax A on each Assessor's Parcel of Undeveloped Property up to the Maximum Special Tax A applicable to each Assessor's Parcel of Undeveloped Property to satisfy the Special Tax Requirement for Facilities. The third and fourth steps are designed to accommodate changes in land use and are intended to be used only as a last resort. Since actual land uses have not substantially deviated from the original projections, these steps are not necessary.

As discussed in Section III, the Special Tax A will not be levied in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA. The fiscal year 2016-2017 Assigned Special Tax A and actual Special Tax A are shown in the following table.

---

<sup>1</sup> Technically, Section C states that the Maximum Special Tax A for a parcel of Developed Property is equal to the greater of (i) the "Backup Special Tax A" or (ii) the Assigned Special Tax A. The Backup Special Tax A was established for the contingency of a shortfall in revenues resulting from significant changes in development densities. The contingency for which the Backup Special Tax A was established does not exist and hence, all discussion of Maximum Special Tax A for Developed Property focuses on the Assigned Special Tax A.

**Community Facilities District No. 2007-1  
Fiscal Year 2016-2017 Special Tax A**

Land Use Class	Description	Residential Floor Area	FY 2016-2017 Assigned/Maximum Special Tax A	FY 2016-2017 Actual Special Tax A
1	Single Family Detached Property	≥ 2,400 s.f.	\$805.00 per unit	\$0.00 per unit
2	Single Family Detached Property	2,100 – 2,399 s.f.	\$717.00 per unit	\$0.00 per unit
3	Single Family Detached Property	1,800 – 2,099 s.f.	\$648.00 per unit	\$0.00 per unit
4	Single Family Detached Property	< 1,800 s.f.	\$561.00 per unit	\$0.00 per unit
5	Duplex Property	≥ 1,800 s.f.	\$601.00 per unit	\$0.00 per unit
6	Duplex Property	1,500 – 1,799 s.f.	\$539.00 per unit	\$0.00 per unit
7	Duplex Property	< 1,500 s.f.	\$460.00 per unit	\$0.00 per unit
8	Condominium Property	≥ 1,550 s.f.	\$571.00 per unit	\$0.00 per unit
9	Condominium Property	1,350 – 1,549 s.f.	\$497.00 per unit	\$0.00 per unit
10	Condominium Property	1,150 – 1,349 s.f.	\$455.00 per unit	\$0.00 per unit
11	Condominium Property	< 1,150 s.f.	\$414.00 per unit	\$0.00 per unit
12	Non-Residential Property	NA	\$7,095.00 per Acre	\$0.00 per unit
NA	Undeveloped Property	NA	\$7,095.00 per Acre	\$0 per Acre

**Apportionment of Special Tax B**

The annual Special Tax B that is apportioned to each parcel is determined through the application of Section D.2 of the RMA.

Commencing with Fiscal Year 2016-2017 and for each following Fiscal Year, the Council shall levy Special Tax B so that the amount of Special Tax B equals the special tax requirement for services. The special tax shall be levied proportionally on each Assessor's Parcel of Residential Property at up to 100% of the maximum Special Tax B.

Using this methodology generates Special Tax B revenues of \$10,419.72 from Residential Property. The fiscal year 2016-2017 assigned special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2007-1  
Fiscal Year 2016-2017 Special Tax B**

Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax B
Single Family Detached Property	\$617.55 per unit	\$617.54 per unit
Duplex Property	\$530.55 per unit	\$530.54 per unit
Condominium Property	\$400.10 per unit	\$0.00 per unit
Non-Residential Property	\$4,074.83 per Acre	\$0.00 per Acre

Please note, pursuant to the RMA, no Special Tax B shall be levied on Undeveloped Property.

A list of the actual Special Tax B levied against each parcel in CFD No. 2007-1 is included in Exhibit C.

taussig-client/Brawley/Admin/CFD 2007-1/FY 2016-17/2007\_1ADM 01.doc

**EXHIBIT A**

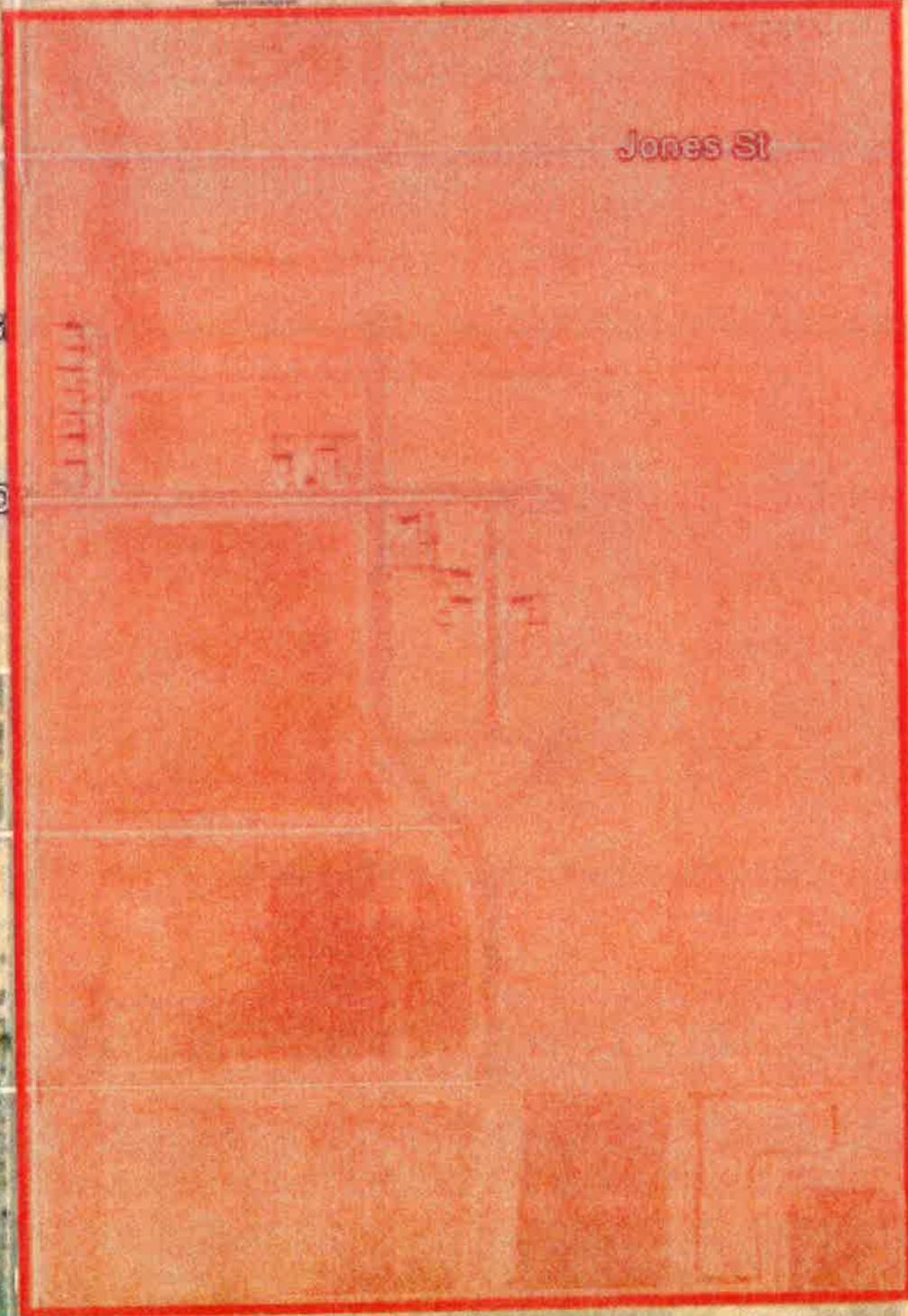
---

**CFD No. 2007-1 of  
City of Brawley**

**Boundary Map**

---

**City of Brawley  
Community Facilities District No. 2007-1  
(Luckey Ranch)**



78

Victor V. Veysey Expressway

Brawley

**EXHIBIT B**

---

**CFD No. 2007-1 of  
City of Brawley**

**Rate and Method of Apportionment**

---

**RATE AND METHOD OF APPORTIONMENT FOR  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2007-1  
(LUCKEY RANCH)**

A Special Tax as hereinafter defined shall be levied on all Assessor's Parcels in the City of Brawley Community Facilities District No. 2007-1 (Luckey Ranch) ("CFD No. 2007-1") and collected each Fiscal Year commencing in Fiscal Year 2007-08, in an amount determined by the Council, according to the method of apportionment set forth herein. All of the real property in CFD No. 2007-1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final map, parcel map, condominium plan, or other recorded County parcel map.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the following actual or reasonably estimated costs directly related to the administration of CFD No. 2007-1: the costs of computing the Special Taxes and preparing the annual Special Tax collection schedules (whether by the City or designee thereof or both); the costs of collecting the Special Taxes (whether by the City or otherwise); the costs of remitting the Special Taxes to the Trustee; the costs of the Trustee (including its legal counsel) in the discharge of the duties required of it under the Indenture; the costs to the City, CFD No. 2007-1 or any designee thereof of complying with arbitrage rebate requirements; the costs to the City, CFD No. 2007-1 or any designee thereof of complying with City, CFD No. 2007-1 or obligated persons disclosure requirements associated with applicable federal and state securities laws and of the Act; the costs associated with preparing Special Tax disclosure statements and responding to public inquiries regarding the Special Taxes; the costs of the City, CFD No. 2007-1 or any designee thereof related to an appeal of the Special Tax; the costs associated with the release of funds from an escrow account; and the City's annual administration fees and third party expenses. Administrative Expenses shall also include amounts estimated or advanced by the City or CFD No. 2007-1 for any other administrative purposes of CFD No. 2007-1, including attorney's fees and other costs related to commencing and pursuing to completion any foreclosure, or otherwise addressing the disposition of delinquent Special Taxes.

**"Assessor's Parcel"** means any real property to which an Assessor's parcel number is assigned as shown on an Assessor's Parcel Map.

**"Assessor's Parcel Map"** means an official map of the County Assessor of the County designating parcels by Assessor's parcel number.

**"Assigned Special Tax A"** means the Special Tax A for each Land Use Class of Developed Property within CFD No. 2007-1, as determined in accordance with Section C below.

**"Backup Special Tax A"** means the Special Tax A applicable to each Assessor's Parcel of Residential Property within CFD No. 2007-1, as determined in accordance with Section C below.

**"Bonds"** means any bonds or other debt (as defined in Section 53317(d) of the Act), whether in one or more series, issued by CFD No. 2007-1 under the Act.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement for Facilities, the Special Tax Requirement for Services, and providing for the levy and collection of the Special Taxes.

**"CFD No. 2007-1"** means the City of Brawley Community Facilities District No. 2007-1 (Luckey Ranch).

**"City"** means the City of Brawley.

**"Condominium Property"** means all Assessor's Parcels of Residential Property for which building permits have been issued for attached residential units meeting the statutory definition of a condominium contained in the California Civil Code, Section 1351.

**"Council"** means the City Council of the City, acting as the legislative body of CFD No. 2007-1.

**"County"** means the County of Imperial.

**"Developed Property"** means, for each Fiscal Year, all Taxable Property, exclusive of Other Taxable Property, for which a building permit for new construction was issued after January 1, 2006 and prior to January 1 of the prior Fiscal Year.

**"Duplex Property"** means all Assessor's Parcels of Residential Property for which building permits have been issued for attached residential units, excluding Condominium Property.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Indenture"** means the indenture, fiscal agent agreement, resolution or other instrument pursuant to which Bonds are issued, as modified, amended and/or supplemented from time to time.

**"Land Use Class"** means any of the classes listed in Table 1 or Table 2 below.

**"Maximum Special Tax"** means the Maximum Special Tax A and/or Maximum Special Tax B, as applicable.

**"Maximum Special Tax A"** means the Maximum Special Tax A, determined in accordance with Section C.1 below, that can be levied in any Fiscal Year on any Assessor's Parcel within CFD No. 2007-1.

**"Maximum Special Tax B"** means the Maximum Special Tax B, determined in accordance with Section C.2 below, that can be levied in any Fiscal Year on any Assessor's Parcel within CFD No. 2007-1.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit(s) was issued for a non-residential use.

**"Outstanding Bonds"** means all Bonds which are deemed to be outstanding under the Indenture.

**"Other Taxable Property"** means Taxable Public Property and Taxable Property Owner Association Property.

**"Property Owner Association Property"** means, for each Fiscal Year, any property within the boundaries of CFD No. 2007-1 that was owned by a property owner association, including any master or sub-association, as of January 1 of the prior Fiscal Year.

**"Proportionately"** means, for Developed Property, that the ratio of the actual Special Tax A levy to the Assigned Special Tax A is equal for all Assessor's Parcels of Developed Property, and that the ratio of the actual Special Tax B levy to the Maximum Special Tax B is equal for all Assessor's Parcels of Developed Property. For Undeveloped Property and Other Taxable Property, "Proportionately" means that the ratio of the actual Special Tax A levy per Acre to the Maximum Special Tax A per Acre is equal for all Assessor's Parcels of Undeveloped Property or Other Taxable Property.

**"Public Property"** means, for each Fiscal Year, any property within CFD No. 2007-1 that is owned by, irrevocably offered for dedication to, or dedicated to the federal government, the State, the County, the City, or any other public agency as of June 30 of the prior Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use. To ensure that property is classified as Public Property in the first Fiscal Year after it is acquired by, irrevocably offered for dedication to, or dedicated to a public agency, the property owner shall notify the CFD Administrator in writing of such acquisition, offer, or dedication not later than June 30 of the Fiscal Year in which the acquisition, offer, or dedication occurred.

**"Residential Floor Area"** means all of the square footage of living area within the perimeter of a residential structure, not including any carport, walkway, garage, overhang, patio, enclosed patio, or similar area. The determination of Residential Floor Area shall be made by reference to the building permit(s) issued for such Assessor's Parcel.

**"Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for purposes of constructing one or more residential dwelling units.

**"Single Family Detached Property"** means all Assessor's Parcels of Residential Property for which building permits have been issued for detached residential units.

**"Special Tax"** means the Special Tax A and/or Special Tax B, as applicable.

**"Special Tax A"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement for Facilities.

**"Special Tax B"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement for Services.

**"Special Tax Requirement for Facilities"** means that amount required in any Fiscal Year for CFD No. 2007-1 to: (i) pay debt service on all Outstanding Bonds; (ii) pay periodic costs on the Bonds, including but not limited to, credit enhancement and rebate payments on the Bonds; (iii) pay all or a portion of the Administrative Expenses as determined by the CFD Administrator; (iv) pay any amounts required to establish or replenish any reserve funds for all Outstanding Bonds; (v) pay directly for acquisition or construction of CFD No. 2007-1 facilities eligible under the Act; and (vi) pay for reasonably anticipated Special Tax A delinquencies based on the historical delinquency rate for CFD No. 2007-1 as determined by the CFD Administrator; less (vii) a credit for funds available to reduce the annual Special Tax A levy, as determined by the CFD Administrator pursuant to the Indenture.

**"Special Tax Requirement for Services"** means that amount required in any Fiscal Year for CFD No. 2007-1 to: (i) pay directly for maintenance of parks, parkways, and open space; (ii) pay directly for police and fire protection services; (iii) pay Administrative Expenses not funded through the Special Tax Requirement for Facilities as determined by the CFD Administrator; less (iv) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of CFD No. 2007-1 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Taxable Property Owner Association Property"** means all Assessor's Parcels of Property Owner Association Property that are not exempt pursuant to Section E below.

**"Taxable Public Property"** means all Assessor's Parcels of Public Property that are not exempt pursuant to Section E below.

**"Trustee"** means the trustee or fiscal agent under the Indenture.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Other Taxable Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within CFD No. 2007-1 shall be classified as Developed Property, Other Taxable Property, or Undeveloped Property, and shall be subject to Special Taxes in accordance with the rate and method of apportionment determined pursuant to Sections C and D below. Developed Property shall be classified as Single Family Detached Property, Duplex Property, Condominium Property, and Non-Residential Property. Single Family Detached Property shall be assigned to Land Use Classes 1 through 4. Duplex Property shall be assigned to Land Use Classes 5 through 7. Condominium Property shall be assigned to Land Use Classes 8 through 10. Non-Residential Property shall be assigned to Land Use Class 11.

The Assigned Special Tax A for Residential Property shall be based on the Residential Floor Area of the dwelling unit(s) located on the Assessor's Parcel, as specified in Table 1 below. The Assigned Special Tax A for Non-Residential Property shall be based on the Acreage of the Assessor's Parcel.

**C. MAXIMUM SPECIAL TAX**

**1. SPECIAL TAX A**

a. Developed Property

(i) Maximum Special Tax A

The Maximum Special Tax A for each Assessor's Parcel classified as Developed Property shall be the greater of (i) the amount derived by application of the Assigned Special Tax A or (ii) the amount derived by application of the Backup Special Tax A.

(ii) Assigned Special Tax A

The Assigned Special Tax A for each Land Use Class is shown below in Table 1.

**TABLE 1**  
**Assigned Special Tax A for Developed Property in**  
**CFD No. 2007-1**

Land Use Class	Description	Residential Floor Area	Assigned Special Tax A
1	Single Family Detached Property	≥ 2,400 s.f.	\$805 per unit
2	Single Family Detached Property	2,100 – 2,399 s.f.	\$717 per unit
3	Single Family Detached Property	1,800 – 2,099 s.f.	\$648 per unit
4	Single Family Detached Property	< 1,800 s.f.	\$561 per unit
5	Duplex Property	≥ 1,800 s.f.	\$601 per unit
6	Duplex Property	1,500 – 1,799 s.f.	\$539 per unit
7	Duplex Property	< 1,500 s.f.	\$460 per unit
8	Condominium Property	≥ 1,550 s.f.	\$571 per unit
9	Condominium Property	1,350 – 1,549 s.f.	\$497 per unit
10	Condominium Property	1,150 – 1,349 s.f.	\$455 per unit
11	Condominium Property	< 1,150 s.f.	\$414 per unit
12	Non-Residential Property	NA	\$7,095 per Acre

(iii) Backup Special Tax A

The Backup Special Tax A shall be \$7,095 per Acre.

(iv) Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Assigned Special Tax A levied on an Assessor's Parcel shall be the sum of the Assigned Special Tax A for all Land Use Classes located on that Assessor's Parcel. The Maximum Special Tax A that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax A that can be levied for all Land Use Classes located on that Assessor's Parcel. For an Assessor's Parcel that contains both Residential

Property and Non-Residential Property, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The CFD Administrator's allocation to each type of property shall be final.

b. Maximum Special Tax A for Undeveloped Property and Other Taxable Property

The Maximum Special Tax A for Undeveloped Property and Other Taxable Property shall be \$7,095 per Acre.

**2. SPECIAL TAX B**

a. Developed Property

(i) Maximum Special Tax B

The Fiscal Year 2007-08 Maximum Special Tax B for each Assessor's Parcel shall be the amount shown below in Table 2.

**TABLE 2**

**Maximum Special Tax B for Developed Property  
Fiscal Year 2007-08**

<b>Description</b>	<b>FY 2007-08 Maximum Special Tax B</b>
Single Family Detached Property	\$516.73 per unit
Duplex Property	\$443.95 per unit
Condominium Property	\$334.78 per unit
Non-Residential Property	\$3,409.63 per Acre

On each July 1, commencing July 1, 2008, the Assigned Special Tax A for each Land Use Class shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

b. Undeveloped Property and Other Taxable Property

There shall be no Special Tax B levied on Undeveloped and Other Taxable Property.

**D. APPORTIONMENT OF THE ANNUAL SPECIAL TAX**

**1. SPECIAL TAX A**

Commencing with Fiscal Year 2007-08 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Facilities and shall levy the Special Tax A as follows:

First: The Special Tax A shall be levied proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A;

Second: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first step has been completed, the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property at up to 100% of the Maximum Special Tax A for Undeveloped Property;

Third: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first two steps have been completed, then the levy of the Special Tax A on each Assessor's Parcel of Developed Property whose Maximum Special Tax A is determined through the application of the Backup Special Tax A shall be increased in equal percentages from the Assigned Special Tax A up to the Maximum Special Tax A for each such Assessor's Parcel;

Fourth: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first three steps have been completed, then the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Other Taxable Property at up to the Maximum Special Tax A for Other Taxable Property.

**2. SPECIAL TAX B**

Commencing with Fiscal Year 2007-08 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Services and shall levy the Special Tax B as follows:

The Special Tax B shall be levied Proportionately on each Assessor's Parcel of Residential Property at up to 100% of the Maximum Special Tax B.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel of Residential Property for which an occupancy permit for private residential use has been issued be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within CFD No. 2007-1

**E. EXEMPTIONS**

**1. SPECIAL TAX A**

No Special Tax A shall be levied on up to 65.99 Acres of Public Property and Property Owner Association Property in CFD No. 2007-1. Tax-exempt status will be assigned by the CFD Administrator in the chronological order in which property becomes Public Property or Property Owner Association Property. However, should an Assessor's Parcel no longer be classified as Public Property or Property Owner Association Property, its tax-exempt status will be revoked.

Public Property or Property Owner Association Property that is not exempt from Special Tax A under this section shall be subject to the levy of the Special Tax A and shall be taxed Proportionately as part of the fourth step in Section D.1 above, at up to 100% of the applicable Maximum Special Tax A for Other Taxable Property, to the extent permitted by law.

**2. SPECIAL TAX B**

No Special Tax B shall be levied on Undeveloped Property, Public Property, or Property Owner Association Property.

**F. APPEALS AND INTERPRETATIONS**

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

G. MANNER OF COLLECTION

The Special Tax will be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that CFD No. 2007-1 may directly bill the Special Tax, may collect the Special Tax at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

H. PREPAYMENT OF SPECIAL TAX

The following definition applies to this Section H:

"**CFD Public Facilities**" means either \$5.8 million in 2007 dollars, which shall increase by the Construction Inflation Index on July 1, 2008, and on each July 1 thereafter, or such lower number as (i) shall be determined by the CFD Administrator as sufficient to provide the public facilities to be provided by CFD No. 2007-1 under the authorized bonding program for CFD No. 2007-1, or (ii) shall be determined by the Council concurrently with a covenant that it will not issue any more Bonds to be supported by Special Taxes levied under this Rate and Method of Apportionment as described in Section D.

"**Construction Fund**" means an account specifically identified in the Indenture to hold funds which are currently available for expenditure to acquire or construct public facilities eligible under the Act.

"**Construction Inflation Index**" means the annual percentage change in the Engineering News-Record Building Cost Index for the City of Los Angeles, measured as of the calendar year which ends in the previous Fiscal Year. In the event this index ceases to be published, the Construction Inflation Index shall be another index as determined by the CFD Administrator that is reasonably comparable to the Engineering News-Record Building Cost Index for the City of Los Angeles.

"**Future Facilities Costs**" means the CFD Public Facilities minus (i) public facility costs previously paid from the Construction Fund, (ii) moneys currently on deposit in the Construction Fund, and (iii) moneys currently on deposit in an escrow fund that are expected to be available to finance facilities costs.

"**Outstanding Bonds**" means all Previously Issued Bonds which are deemed to be outstanding under the Indenture after the first interest and/or principal payment date following the current Fiscal Year.

"**Previously Issued Bonds**" means all Bonds that have been issued by CFD No. 2007-1 prior to the date of prepayment.

**1. Prepayment in Full**

The obligation of an Assessor's Parcel to pay the Special Tax A may be prepaid and permanently satisfied as described herein; provided that a prepayment may be made only for Assessor's Parcels of Developed Property or Undeveloped Property for which a building permit has been issued, and only if there are no delinquent Special Taxes with respect to such Assessor's Parcel at the time of prepayment. An owner of an Assessor's Parcel intending to prepay the Special Tax A obligation shall provide the CFD Administrator with written notice of intent to prepay. Within 30 days of receipt of such written notice, the CFD Administrator shall notify such owner of the prepayment amount of such Assessor's Parcel. The CFD Administrator may charge a reasonable fee for providing this service. Prepayment must be made not less than 45 days prior to the next occurring date that notice of redemption of Bonds from the proceeds of such prepayment may be given to the Trustee pursuant to the Indenture.

The Special Tax A Prepayment Amount (defined below) shall be calculated as summarized below (capitalized terms as defined below):

Bond Redemption Amount	
plus	Redemption Premium
plus	Future Facilities Amount
plus	Defeasance Amount
plus	Administrative Fees and Expenses
less	Reserve Fund Credit
less	<u>Capitalized Interest Credit</u>
Total: equals	Prepayment Amount

As of the proposed date of prepayment, the Special Tax A Prepayment Amount (defined below) shall be calculated as follows:

**Paragraph No.:**

1. Confirm that no Special Tax delinquencies apply to such Assessor's Parcel.
2. For Assessor's Parcels of Developed Property, compute the Assigned Special Tax A and Backup Special Tax A applicable for the Assessor's Parcel to be prepaid. For Assessor's Parcels of Undeveloped Property (for which a building permit has been issued) to be prepaid, compute the Assigned Special Tax A and Backup Special Tax A for that Assessor's Parcel as though it was already designated as Developed Property, based upon the building permit which has already been issued for that Assessor's Parcel.
3. (a) Divide the Assigned Special Tax A computed pursuant to paragraph 2 by the total estimated Assigned Special Tax A for the entire CFD No. 2007-1 based on the Developed Property Special Tax A which could be charged in the current Fiscal Year on all expected development through buildout of the CFD No. 2007-1, excluding any Assessor's Parcels which have been prepaid, and

- (b) Divide the Backup Special Tax A computed pursuant to paragraph 2 by the estimated total Backup Special Tax A at buildout of the CFD No. 2007-1, excluding any Assessor's Parcels which have been prepaid.
4. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the Outstanding Bonds to compute the amount of Outstanding Bonds to be retired and prepaid (the "Bond Redemption Amount").
  5. Multiply the Bond Redemption Amount computed pursuant to paragraph 4 by the applicable redemption premium, if any, on the Outstanding Bonds to be redeemed (the "Redemption Premium").
  6. Compute the current Future Facilities Costs.
  7. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the amount determined pursuant to paragraph 6 to compute the amount of Future Facilities Costs to be prepaid (the "Future Facilities Amount").
  8. Compute the amount needed to pay interest on the Bond Redemption Amount from the first bond interest and/or principal payment date following the current Fiscal Year until the earliest redemption date for the Outstanding Bonds.
  9. Determine the Special Tax A levied on the Assessor's Parcel in the current Fiscal Year which has not yet been paid.
  10. Compute the minimum amount the CFD Administrator reasonably expects to derive from the reinvestment of the Special Tax Prepayment Amount less the Future Facilities Amount and the Administrative Fees and Expenses from the date of prepayment until the redemption date for the Outstanding Bonds to be redeemed with the prepayment.
  11. Add the amounts computed pursuant to paragraphs 8 and 9 and subtract the amount computed pursuant to paragraph 10 (the "Defeasance Amount").
  12. Verify the administrative fees and expenses of CFD No. 2007-1, including the costs of computation of the prepayment, the costs to invest the prepayment proceeds, the costs of redeeming Bonds, and the costs of recording any notices to evidence the prepayment and the redemption (the "Administrative Fees and Expenses").
  13. The reserve fund credit ("Reserve Fund Credit") shall equal the lesser of: (a) the expected reduction in the reserve requirement (as defined in the Indenture), if any, associated with the redemption of Outstanding Bonds as a result of the prepayment, or (b) the amount derived by subtracting the new reserve requirement (as defined in the Indenture) in effect after the redemption of Outstanding Bonds as a result of the prepayment from the balance in the reserve fund on the prepayment date, but in no event shall such amount be less than zero.

14. If any capitalized interest for the Outstanding Bonds will not have been expended at the time of the first interest and/or principal payment following the current Fiscal Year, a capitalized interest credit shall be calculated by multiplying the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the expected balance in the capitalized interest fund after such first interest and/or principal payment (the "Capitalized Interest Credit").
15. The Special Tax A prepayment is equal to the sum of the amounts computed pursuant to paragraphs 4, 5, 7, 11 and 12, less the amounts computed pursuant to paragraphs 13 and 14 (the "Prepayment Amount").
16. From the Prepayment Amount, the amounts computed pursuant to paragraphs 4, 5, 11, 13 and 14 shall be deposited into the appropriate fund as established under the Indenture and be used to retire Outstanding Bonds or make debt service payments. The amount computed pursuant to paragraph 7 shall be deposited into the construction fund. The amount computed pursuant to paragraph 12 shall be retained by CFD No. 2007-1.

The Special Tax A Prepayment Amount may be sufficient to redeem other than a \$5,000 increment of Bonds. In such cases, the increment above \$5,000 or integral multiple thereof will be retained in the appropriate fund established under the Indenture to be used with the next prepayment of bonds or to make debt service payments.

As a result of the payment of the current Fiscal Year's Special Tax A levy as determined under paragraph 9 (above), the CFD Administrator shall remove the current Fiscal Year's Special Tax A levy for such Assessor's Parcel from the County tax rolls. With respect to any Assessor's Parcel that is prepaid, the Council shall cause a suitable notice to be recorded in compliance with the Act, to indicate the prepayment of Special Tax A and the release of the Special Tax A lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay the Special Tax A shall cease.

Notwithstanding the foregoing, no prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

The Special Tax B may not be prepaid.

## **2. Prepayment in Part**

The Special Tax A on an Assessor's Parcel of Developed Property or an Assessor's Parcel of Undeveloped Property for which a building permit has been issued may be partially prepaid.

The amount of the prepayment shall be calculated as in Section H.1; except that a partial prepayment shall be calculated according to the following formula:

$$PP = [(P_E - AE) \times F] + AE$$

These terms have the following meaning:

- AE = the Administrative Fees and Expenses
- PP = the partial prepayment
- P<sub>E</sub> = the Prepayment Amount calculated according to Section H.1
- F = the percentage by which the owner of the Assessor's Parcel is partially prepaying the Special Tax A.

The owner of any Assessor's Parcel who desires such prepayment shall notify the CFD Administrator of such owner's intent to partially prepay the Special Tax A and the percentage by which the Special Tax A shall be prepaid. The CFD Administrator shall provide the owner with a statement of the amount required for the partial prepayment of the Special Tax A for an Assessor's Parcel within thirty (30) days of the request and may charge a reasonable fee for providing this service. With respect to any Assessor's Parcel that is partially prepaid, the City shall (i) distribute the funds remitted to it according to Section H.1, and (ii) indicate in the records of CFD No. 2007-1 that there has been a partial prepayment of the Special Tax A and that a portion of the Special Tax A with respect to such Assessor's Parcel, equal to the outstanding percentage (1.00 - F) of the remaining Maximum Special Tax A, shall continue to be levied on such Assessor's Parcel pursuant to Section D.

Notwithstanding the foregoing, no partial prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

#### **I. TERM OF SPECIAL TAX**

The Special Tax A shall be levied for a period not to exceed 50 years commencing in FY 2007-08. The Special Tax B shall be levied as long as necessary to meet the Special Tax Requirement for Services.

K:\CLIENTS2\Brawley\Mello\Luckey Ranch\RMA\IRMA\_final\_2.doc

**EXHIBIT C**

---

**CFD No. 2007-1 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

## Exhibit C

**City of Brawley**  
**CFD No. 2007-1**  
**FY 2016-2017 Special Tax Levy**

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX A</u>	<u>FY 2016-2017 SPECIAL TAX B</u>	<u>FY 2016-2017 TOTAL</u>
047-492-001-000	4	\$0.00	\$617.54	\$617.54
047-492-002-000	2	\$0.00	\$617.54	\$617.54
047-492-003-000	2	\$0.00	\$617.54	\$617.54
047-492-004-000	4	\$0.00	\$617.54	\$617.54
047-492-005-000	1	\$0.00	\$617.54	\$617.54
047-492-006-000	2	\$0.00	\$617.54	\$617.54
047-492-007-000	1	\$0.00	\$617.54	\$617.54
047-496-019-000	1	\$0.00	\$617.54	\$617.54
047-496-020-000	2	\$0.00	\$617.54	\$617.54
047-496-021-000	3	\$0.00	\$617.54	\$617.54
047-502-001-000	6	\$0.00	\$530.54	\$530.54
047-502-002-000	5	\$0.00	\$530.54	\$530.54
047-502-022-000	6	\$0.00	\$530.54	\$530.54
047-502-023-000	5	\$0.00	\$530.54	\$530.54
047-502-024-000	7	\$0.00	\$530.54	\$530.54
047-502-025-000	6	\$0.00	\$530.54	\$530.54
047-503-007-000	6	\$0.00	\$530.54	\$530.54
047-503-008-000	5	\$0.00	\$530.54	\$530.54
Total Number of Parcels Taxed		<b>0</b>	<b>18</b>	<b>18</b>
Total FY 2016-2017 Special Tax		<b>\$0.00</b>	<b>\$10,419.72</b>	<b>\$10,419.72</b>

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY, CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2007-2 OF THE CITY OF BRAWLEY (SPRINGHOUSE) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2007-2 FOR FISCAL YEAR 2016-17.

WHEREAS, the City of Brawley (the "City") previously established Community Facilities District No. 2007-2 of the City of Brawley (Springhouse) ("CFD No. 2007-2") all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

WHEREAS, the City Council for the City acting as the legislative body of CFD No. 2007-2 is authorized pursuant to Resolution Nos. 2007-44 and 2007-45 approved on November 20, 2007 (collectively, the "Resolutions of Formation") and the Ordinance Authorizing the Levy of the Special Tax adopted in connection therewith (the "Ordinance") to levy a special tax on property in CFD No. 2007-2 for the purpose of financing: (1) the provision of those police protection and fire protection and suppression services described in Resolution No. 2007-38, (2) the payment of certain impact fees related to the Springhouse Development Project to be applied by the City to the purchase, construction, expansion, improvement or rehabilitation of certain real or other tangible property described in Resolution No. 2007-38, (3) payment of acquisition costs of certain real or other tangible property described in Resolution No. 2007-38 ((2) and (3) collectively, the "Facilities"), which Facilities have a useful life of five years or longer and (4) the incidental expenses to be incurred in connection with financing the Facilities and forming and administering the District (the "Incidental Expenses"), all by the levy of special taxes for CFD No. 2007-2 pursuant to the Resolutions of Formation; and

WHEREAS, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purposes specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

WHEREAS, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2007-2, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The above recitals are true and correct.

SECTION 2. The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

SECTION 3. In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2016-17 at the

tax rates set forth in the report prepared by David Taussig and Associates for CFD No. 2007-2 entitled "City of Brawley Community Facilities District No. 2007-2 (Springhouse)" (the "Report") submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and Resolutions of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in Resolutions of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-14 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

**ATTEST:**

Alma Benavides, City Clerk

DAVID  
TAUSSIG  
& Associates, Inc.

CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT  
No. 2007-2  
(SPRINGHOUSE)

July 7, 2016

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

---

*Newport Beach*  
Riverside  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT No. 2007-2  
(SPRINGHOUSE)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 7, 2016**

## TABLE OF CONTENTS

Section	Page
Introduction .....	1
I. <b>Special Tax Classifications and Development Update</b> .....	2
Special Tax A Classifications .....	2
Special Tax B Classifications .....	3
Development Update .....	3
II. <b>Fiscal Year 2015-2016 Special Tax Levies</b> .....	4
Fiscal Year 2015-2016 Special Tax A Levy .....	4
Fiscal Year 2015-2016 Special Tax B Levy .....	4
III. <b>Fiscal Year 2016-2017 Special Tax Requirement for Facilities</b> .....	5
IV. <b>Fiscal Year 2016-2017 Special Tax Requirement for Services</b> .....	6
V. <b>Method of Apportionment</b> .....	7
Maximum Special Taxes .....	7
Apportionment of Special Tax A .....	7
Apportionment of Special Tax B .....	8

### EXHIBITS

- Exhibit A: Boundary Map
- Exhibit B: Rate and Method of Apportionment
- Exhibit C: Fiscal Year 2016-2017 Special Tax Levy

---

## INTRODUCTION

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Community Facilities District No. 2007-2 ("CFD No. 2007-2") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2007-2 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Specifically, CFD No. 2007-2 is authorized to issue up to \$4,500,000 in bonds. The proceeds of the bonds will be used to finance the construction, purchase, modification, expansion, improvement or rehabilitation of storm drain, sewer, landscaping, curb and gutter, park, water, roadway, highway and bridge, traffic signals and safety lighting, flood control, libraries, police, fire and recreation facilities. In addition, CFD No. 2007-2 is authorized to levy the Special Tax B to pay for police and fire protection services.

A map showing the property in CFD No. 2007-2 is included in Exhibit A.

The authorized services are funded through the annual levy and collection of special taxes from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within CFD No. 2007-2. Pursuant to the Rate and Method of Apportionment ("RMA"), the Special Tax A shall be levied each year to fully satisfy the special tax requirement, but in no event shall it be levied after Fiscal Year 2047-2048. The Special Tax B shall be levied as long as necessary to meet the special tax requirement for services. The RMA is included in Exhibit B.

This report is organized into the following sections:

### **Section I**

Section I provides an update of the development status of property within CFD No. 2007-2.

### **Section II**

Section II analyzes the previous year's Special Tax A and Special Tax B levies.

### **Section III**

Section III determines the special tax requirement for facilities for CFD No. 2007-2 for fiscal year 2016-2017.

### **Section IV**

Section IV determines the special tax requirement for services for CFD No. 2007-2 for fiscal year 2016-2017.

### **Section V**

Section V reviews the methodology used to apportion the special tax requirement for facilities and the special tax requirement for services between Developed Property and Undeveloped Property. Tables of the 2016-2017 Special Tax A and Special Tax B for each classification of property are included.

## I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment ("RMA"). The RMA establishes the Special Tax A which is used to pay debt service on bonds and pay directly for the construction of facilities and the Special Tax B which is used to fund the cost of annual services. The RMA defines two categories of property, namely "Developed Property," and "Undeveloped Property."

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2007-2 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

### Special Tax A Classifications

For purposes of calculating the Special Tax A, the category of Developed Property is divided into five separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2007-2  
Special Tax A  
Developed Property Classifications**

Land Use Class	Description	Square Footage
1	Residential Property	≥ 1,700 s.f.
2	Residential Property	1,400 - 1,699 s.f.
3	Residential Property	1,200 - 1,399 s.f.
4	Residential Property	< 1,200 s.f.
5	Non-Residential Property	Not Applicable

**Special Tax B Classifications**

For purposes of calculating the Special Tax B, the category of Developed Property is divided into two separate special tax classifications for Residential Property and Non-Residential Property.

No Special Tax B is levied on Undeveloped Property.

**Development Update**

As of January 1, 2016 building permits had been issued for 75 residential units within CFD No. 2007-2. The table below indicates the cumulative Developed Property within CFD No. 2007-2.

The table below lists the aggregate amount of Developed Property by special tax classification.

**Community Facilities District No. 2007-2  
Fiscal Year 2016-2017  
Cumulative Developed Property**

Land Use Class	Description	Square Footage	Number of Units/Acres
1	Residential Property	≥ 1,700 s.f.	33 units
2	Residential Property	1,400 – 1,699 s.f.	29 units
3	Residential Property	1,200 – 1,399 s.f.	0 units
4	Residential Property	< 1,200 s.f.	13 units
5	Non-Residential Property	Not Applicable	0 units

---

## II. FISCAL YEAR 2015-2016 SPECIAL TAX LEVIES

---

### Fiscal Year 2015-2016 Special Tax A Levy

The Special Tax A was not levied in fiscal year 2015-2016.

### Fiscal Year 2015-2016 Special Tax B Levy

The aggregate special tax levy for fiscal year 2015-2016 equaled \$26,376.48. As of June 30, 2016, all \$26,376.48 in special taxes had been collected by the County.

---

**III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR FACILITIES**

---

Since bonds have not yet been issued for CFD No. 2007-2, the City is authorized to levy Special Tax A on Developed Property to pay directly for the acquisition or construction of facilities eligible to be financed by CFD No. 2007-2 and annual administrative expenses as provided for by the RMA.

Notwithstanding the foregoing, the City has decided not to levy Special Tax A in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA.

---

#### **IV. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR SERVICES**

---

Pursuant to the RMA, the Special Tax B may be levied in CFD No. 2007-2 to pay for (a) police and fire protection services, and (b) administrative expenses; less (c) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator. For fiscal year 2016-2017 the funds required from CFD No. 2007-2 exceed the maximum Special Tax B that can be collected from Developed Property. Therefore, the special tax requirement for services is limited to \$38,803.50, the amount that can be collected through the levy of the maximum Special Tax B.

---

## V. METHOD OF APPORTIONMENT

---

### Maximum Annual Special Taxes

The amount of special taxes that CFD No. 2007-2 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Tax A is specified in Section C.1 of the RMA<sup>1</sup>. The Maximum Special Tax B is specified in Section C.2. On each July 1, commencing on July 1, 2008, the Maximum Special Tax A and Maximum Special Tax B shall be increased by an amount equal to two percent (2%) of the maximum Special Tax in effect for the previous Fiscal Year.

### Apportionment of Special Tax A

The annual Special Tax A that is apportioned to each parcel is determined through the application of Section D.1 of the RMA.

The first step states that the Council shall levy the Special Tax A proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A. If the sum of the amount collected in step one is insufficient to satisfy the Special Tax Requirement for Facilities, then the second step is applied. The second step states that the Council shall Proportionately levy the Special Tax A on each Assessor's Parcel of Undeveloped Property up to the Maximum Special Tax A applicable to each Assessor's Parcel of Undeveloped Property to satisfy the Special Tax Requirement for Facilities. The third and fourth steps are designed to accommodate changes in land use and are intended to be used only as a last resort. Since actual land uses have not substantially deviated from the original projections, these steps are not necessary.

As discussed in Section III, the Special Tax A will not be levied in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA. The fiscal year 2016-2017 Assigned Special Tax A and actual Special Tax A are shown in the following table.

---

<sup>1</sup> Technically, Section C states that the Maximum Special Tax A for a parcel of Developed Property is equal to the greater of (i) the "Backup Special Tax A" or (ii) the Assigned Special Tax A. The Backup Special Tax A was established for the contingency of a shortfall in revenues resulting from significant changes in development densities. The contingency for which the Backup Special Tax A was established does not exist and hence, all discussion of Maximum Special Tax A for Developed Property focuses on the Assigned Special Tax A.

**Community Facilities District No. 2007-2  
Fiscal Year 2016-2017 Special Tax A**

Land Use Class	Description	Residential Floor Area	FY 2016-2017 Assigned/Maximum Special Tax A	FY 2016-2017 Actual Special Tax A
1	Residential Property	≥ 1,700 s.f.	\$1,515.37 per unit	\$0.00 per unit
2	Residential Property	1,400 – 1,699 s.f.	\$1,447.26 per unit	\$0.00 per unit
3	Residential Property	1,200 – 1,399 s.f.	\$1,318.19 per unit	\$0.00 per unit
4	Residential Property	< 1,200 s.f.	\$1,189.12 per unit	\$0.00 per unit
5	Non-Residential Property	Not Applicable	\$22,465.35 per Acre	\$0.00 per unit
NA	Undeveloped Property	NA	\$22,784.44 per Acre	\$0.00 per Acre

**Apportionment of Special Tax B**

The annual Special Tax B that is apportioned to each parcel is determined through the application of Section D.2 of the RMA.

Commencing with Fiscal Year 2007-2008 and for each following Fiscal Year, the Council shall levy Special Tax B so that the amount of Special Tax B equals the special tax requirement for services. The special tax shall be levied proportionally on each Assessor's Parcel of Residential Property at up to 100% of the maximum Special Tax B.

Using this methodology generates Special Tax B revenues of \$38,803.50 from Residential Property. The fiscal year 2016-2017 assigned special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2007-2  
Fiscal Year 2016-2017 Special Tax B**

Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax B
Residential Property	\$517.38 per unit	\$517.38 per unit
Non-Residential Property	\$8,003.13 per Acre	\$0 per Acre

Please note, pursuant to the RMA, no Special Tax B shall be levied on Undeveloped Property.

A list of the actual Special Tax B levied against each parcel in CFD No. 2007-2 is included in Exhibit C.

**EXHIBIT A**

---

**CFD No. 2007-2 of  
City of Brawley**

**Boundary Map**

---

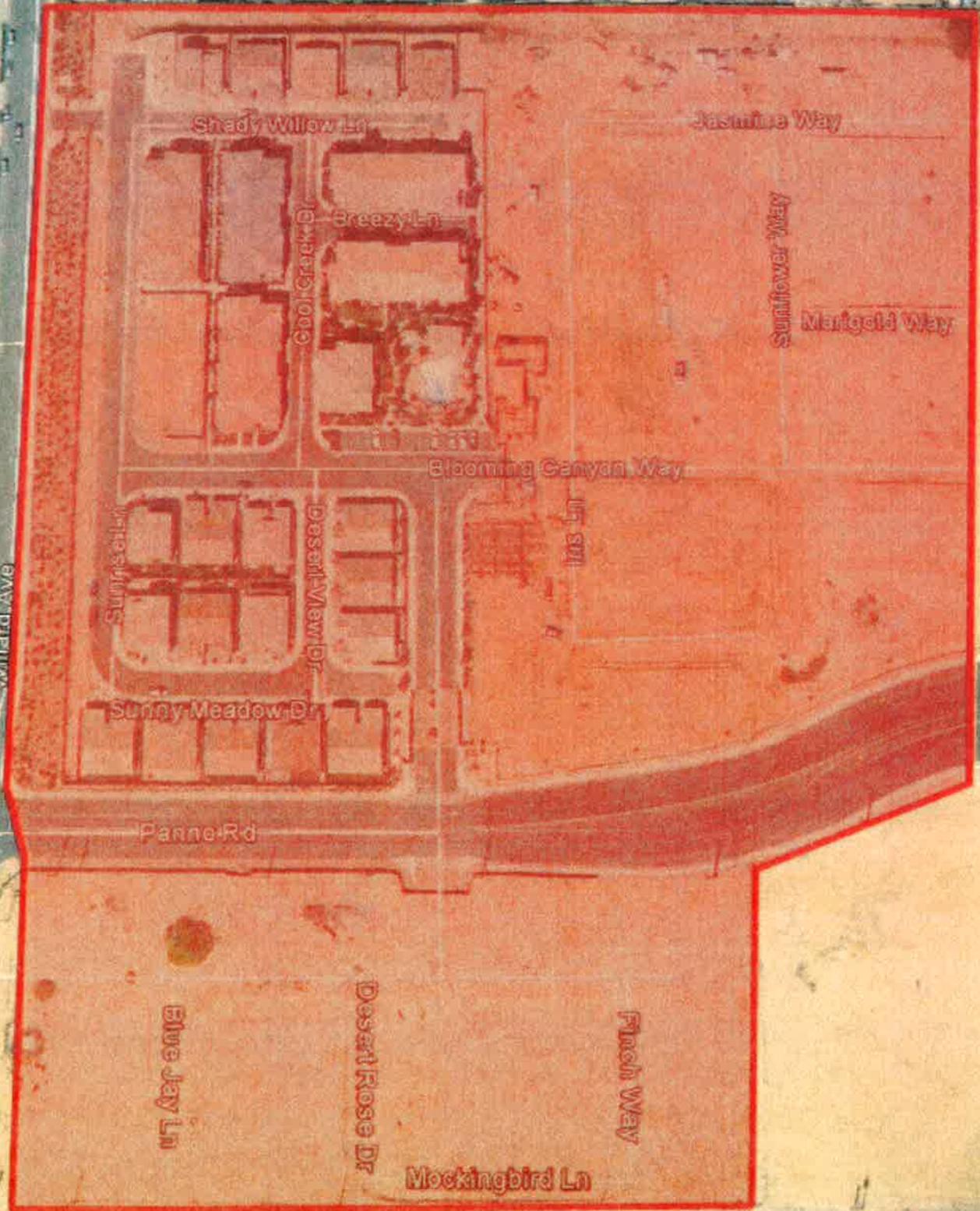
## Exhibit C

**City of Brawley CFD No. 2005-1  
FY 2016-2017 Special Tax Levy**

---

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX</u>
048-401-001-000	1	\$474.34
048-401-002-000	1	\$474.34
048-401-003-000	1	\$474.34
048-401-004-000	1	\$474.34
048-401-005-000	1	\$474.34
048-401-006-000	1	\$474.34
048-401-007-000	1	\$474.34
048-401-008-000	1	\$474.34
048-401-009-000	1	\$474.34
048-402-001-000	1	\$474.34
048-402-002-000	1	\$474.34
048-402-003-000	1	\$474.34
048-402-004-000	1	\$474.34
048-402-005-000	1	\$474.34
048-402-006-000	1	\$474.34
Total Number of Parcels Taxed		<b>56</b>
Total FY 2016-2017 Special Tax		<b>\$26,563.04</b>

City of Brawley  
Community Facilities District No. 2007-2  
(Springhouse)



**EXHIBIT B**

---

**CFD No. 2007-2 of  
City of Brawley**

**Rate and Method of Apportionment**

---

**RATE AND METHOD OF APPORTIONMENT FOR  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2007-2  
(SPRINGHOUSE)**

A Special Tax as hereinafter defined shall be levied on all Assessor's Parcels in the City of Brawley Community Facilities District No. 2007-2 (Springhouse) ("CFD No. 2007-2") and collected each Fiscal Year commencing in Fiscal Year 2007-08, in an amount determined by the Council, according to the method of apportionment set forth herein. All of the real property in CFD No. 2007-2, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre" or "Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final map, parcel map, condominium plan, or other recorded County parcel map.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the following actual or reasonably estimated costs directly related to the administration of CFD No. 2007-2: the costs of computing the Special Taxes and preparing the annual Special Tax collection schedules (whether by the City or designee thereof or both); the costs of collecting the Special Taxes (whether by the City or otherwise); the costs of remitting the Special Taxes to the Trustee; the costs of the Trustee (including its legal counsel) in the discharge of the duties required of it under the Indenture; the costs to the City, CFD No. 2007-2 or any designee thereof of complying with arbitrage rebate requirements; the costs to the City, CFD No. 2007-2 or any designee thereof of complying with City, CFD No. 2007-2 or obligated persons disclosure requirements associated with applicable federal and state securities laws and of the Act; the costs associated with preparing Special Tax disclosure statements and responding to public inquiries regarding the Special Taxes; the costs of the City, CFD No. 2007-2 or any designee thereof related to an appeal of the Special Tax; the costs associated with the release of funds from an escrow account; and the City's annual administration fees and third party expenses. Administrative Expenses shall also include amounts estimated or advanced by the City or CFD No. 2007-2 for any other administrative purposes of CFD No. 2007-2, including attorney's fees and other costs related to commencing and pursuing to completion any foreclosure, or otherwise addressing the disposition of delinquent Special Taxes.

**"Assessor's Parcel"** means any real property to which an Assessor's parcel number is assigned as shown on an Assessor's Parcel Map.

**"Assessor's Parcel Map"** means an official map of the County Assessor of the County designating parcels by Assessor's parcel number.

**"Assigned Special Tax A"** means the Special Tax A for each Land Use Class of Developed Property within CFD No. 2007-2, as determined in accordance with Section C below.

**"Backup Special Tax A"** means the Special Tax A applicable to each Assessor's Parcel of Developed Property within CFD No. 2007-2, as determined in accordance with Section C below.

**"Bonds"** means any bonds or other debt (as defined in Section 53317(d) of the Act), whether in one or more series, issued by CFD No. 2007-2 under the Act.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement for Facilities, the Special Tax Requirement for Services, and providing for the levy and collection of the Special Taxes.

**"CFD No. 2007-2"** means the City of Brawley Community Facilities District No. 2007-2 (Springhouse).

**"City"** means the City of Brawley.

**"Condominium"** means a unit, whether attached or detached, meeting the statutory definition of a condominium contained in the California Civil Code Section 1351.

**"Council"** means the City Council of the City, acting as the legislative body of CFD No. 2007-2.

**"County"** means the County of Imperial.

**"Developed Property"** means, for each Fiscal Year, all Taxable Property, exclusive of Other Taxable Property, for which a building permit for new construction was issued after January 1, 2007 and prior to January 1 of the prior Fiscal Year.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Indenture"** means the indenture, fiscal agent agreement, resolution or other instrument pursuant to which Bonds are issued, as modified, amended and/or supplemented from time to time.

**"Land Use Class"** means any of the classes listed in Table 1 or Table 2 below.

**"Maximum Special Tax"** means the Maximum Special Tax A and/or Maximum Special Tax B, as applicable.

**"Maximum Special Tax A"** means the Maximum Special Tax A, determined in accordance with Section C.1 below, that can be levied in any Fiscal Year on any Assessor's Parcel within CFD No. 2007-2.

**"Maximum Special Tax B"** means the Maximum Special Tax B, determined in accordance with Section C.2 below, that can be levied in any Fiscal Year on any Assessor's Parcel within CFD No. 2007-2.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit(s) was issued for a non-residential use.

**"Outstanding Bonds"** means all Bonds which are deemed to be outstanding under the Indenture.

**"Other Taxable Property"** means Taxable Public Property and Taxable Property Owner Association Property.

**"Property Owner Association Property"** means, for each Fiscal Year, any property within the boundaries of CFD No. 2007-2 that was owned by a property owner association, including any master or sub-association, as of January 1 of the prior Fiscal Year.

**"Proportionately"** means, for Developed Property, that the ratio of the actual Special Tax A levy to the Assigned Special Tax A is equal for all Assessor's Parcels of Developed Property, and that the ratio of the actual Special Tax B levy to the Maximum Special Tax B is equal for all Assessor's Parcels of Developed Property. For Undeveloped Property and Other Taxable Property, "Proportionately" means that the ratio of the actual Special Tax A levy per Acre to the Maximum Special Tax A per Acre is equal for all Assessor's Parcels of Undeveloped Property or Other Taxable Property.

**"Public Property"** means, for each Fiscal Year, any property within CFD No. 2007-2 that is owned by, irrevocably offered for dedication to, or dedicated to the federal government, the State, the County, the City, or any other public agency as of June 30 of the prior Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use. To ensure that property is classified as Public Property in the first Fiscal Year after it is acquired by, irrevocably offered for dedication to, or dedicated to a public agency, the property owner shall notify the CFD Administrator in writing of such acquisition, offer, or dedication not later than June 30 of the Fiscal Year in which the acquisition, offer, or dedication occurred.

**"Residential Floor Area"** means all of the square footage of living area within the perimeter of a residential structure, not including any carport, walkway, garage, overhang, patio, enclosed patio, or similar area. The determination of Residential Floor Area shall be

made by reference to the building permit(s) issued for such Assessor's Parcel, or if the square footage is not available from this source, as otherwise determined by the CFD Administrator based on the recorded condominium plan or other available documents.

**"Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for purposes of constructing one or more residential dwelling units.

**"Special Tax"** means the Special Tax A and/or Special Tax B, as applicable.

**"Special Tax A"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement for Facilities.

**"Special Tax B"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement for Services.

**"Special Tax Requirement for Facilities"** means that amount required in any Fiscal Year for CFD No. 2007-2 to: (i) pay debt service on all Outstanding Bonds; (ii) pay periodic costs on the Bonds, including but not limited to, credit enhancement and rebate payments on the Bonds; (iii) pay all or a portion of the Administrative Expenses as determined by the CFD Administrator; (iv) pay any amounts required to establish or replenish any reserve funds for all Outstanding Bonds; (v) pay directly for acquisition or construction of CFD No. 2007-2 facilities eligible under the Act to the extent that the inclusion of such amount does not increase the Special Tax levy on Undeveloped Property; and (vi) pay for reasonably anticipated Special Tax A delinquencies based on the historical delinquency rate for CFD No. 2007-2 as determined by the CFD Administrator; less (vii) a credit for funds available to reduce the annual Special Tax A levy, as determined by the CFD Administrator pursuant to the Indenture.

**"Special Tax Requirement for Services"** means that amount required in any Fiscal Year for CFD No. 2007-2 to: (i) pay directly for police and fire protection services; (ii) pay Administrative Expenses not funded through the Special Tax Requirement for Facilities as determined by the CFD Administrator; less (iii) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of CFD No. 2007-2 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Taxable Property Owner Association Property"** means all Assessor's Parcels of Property Owner Association Property that are not exempt pursuant to Section E below.

**"Taxable Public Property"** means all Assessor's Parcels of Public Property that are not exempt pursuant to Section E below.

"Trustee" means the trustee or fiscal agent under the Indenture.

"Undeveloped Property" means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Other Taxable Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within CFD No. 2007-2 shall be classified as Developed Property, Other Taxable Property, or Undeveloped Property, and shall be subject to Special Taxes in accordance with the rate and method of apportionment determined pursuant to Sections C and D below. Developed Property shall be classified as Residential Property and Non-Residential Property. Residential Property shall be assigned to Land Use Classes 1 through 4. Non-Residential Property shall be assigned to Land Use Class 5.

The Assigned Special Tax A for Residential Property shall be based on the Residential Floor Area of the dwelling unit(s) located on the Assessor's Parcel, as specified in Table 1 below. The Assigned Special Tax A for Non-Residential Property shall be based on the Acreage of the Assessor's Parcel.

**C. MAXIMUM SPECIAL TAX**

**1. SPECIAL TAX A**

a. Developed Property

(i) Maximum Special Tax A

The Maximum Special Tax A for each Assessor's Parcel classified as Developed Property shall be the greater of (i) the amount derived by application of the Assigned Special Tax A or (ii) the amount derived by application of the Backup Special Tax A.

(ii) Assigned Special Tax A

The Assigned Special Tax A for each Land Use Class is shown below in Table 1.

**TABLE 1**

**Assigned Special Tax A for Developed Property in  
CFD No. 2007-2**

Land Use Class	Description	Residential Floor Area	FY 2007-08 Assigned Special Tax A
1	Residential Property	≥ 1,700 s.f.	\$1,268 per unit
2	Residential Property	1,400 – 1,699 s.f.	\$1,211 per unit
3	Residential Property	1,200 – 1,399 s.f.	\$1,103 per unit
4	Residential Property	< 1,200 s.f.	\$995 per unit
5	Non-Residential Property	NA	\$18,798 per Acre

On each July 1, commencing July 1, 2008, the Assigned Special Tax A for each Land Use Class shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

(iii) Backup Special Tax A

The Fiscal Year 2007-08 Backup Special Tax A shall be \$18,798 per Acre. On each July 1, commencing July 1, 2008, the Backup Special Tax A shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

For the purpose of calculating the Backup Special Tax, the land area applicable to a Condominium shall be computed from the Acreage of the lot on which the Condominium is located, with the Acreage for such lot allocated equally among all of the Condominiums located or to be located on such lot.

(iv) Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Assigned Special Tax A levied on an Assessor's Parcel shall be the sum of the Assigned Special Tax A for all Land Use Classes located on that Assessor's Parcel. The Maximum Special Tax A that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax A that can be levied for all Land Use Classes located on that Assessor's Parcel. For an Assessor's Parcel that contains both Residential Property and Non-Residential Property, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The

CFD Administrator's allocation to each type of property shall be final.

b. Maximum Special Tax A for Undeveloped Property and Other Taxable Property

The Fiscal Year 2007-08 Maximum Special Tax A for Undeveloped Property and Other Taxable Property shall be \$19,065 per Acre. On each July 1, commencing July 1, 2008, the Maximum Special Tax A for Undeveloped Property and Other Taxable Property shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

**2. SPECIAL TAX B**

a. Developed Property

(i) Maximum Special Tax B

The Fiscal Year 2007-08 Maximum Special Tax B for each Assessor's Parcel shall be the amount shown below in Table 2.

**TABLE 2**

**Maximum Special Tax B for Developed Property  
Fiscal Year 2007-08**

<b>Land Use Class</b>	<b>Description</b>	<b>FY 2007-08 Maximum Special Tax B</b>
1 - 4	Residential Property	\$432.92 per unit
5	Non-Residential Property	\$6,696.68 per Acre

On each July 1, commencing July 1, 2008, the Maximum Special Tax B shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

b. Undeveloped Property and Other Taxable Property

There shall be no Special Tax B levied on Undeveloped and Other Taxable Property.

**D. APPORTIONMENT OF THE ANNUAL SPECIAL TAX**

**1. SPECIAL TAX A**

Commencing with Fiscal Year 2007-08 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Facilities and shall levy the Special Tax A until the Special Tax A levy equals the Special Tax Requirement for Facilities, as follows:

First: The Special Tax A shall be levied Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A;

Second: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first step has been completed, the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property at up to 100% of the Maximum Special Tax A for Undeveloped Property;

Third: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first two steps have been completed, then the levy of the Special Tax A on each Assessor's Parcel of Developed Property whose Maximum Special Tax A is determined through the application of the Backup Special Tax A shall be increased in equal percentages from the Assigned Special Tax A up to the Maximum Special Tax A for each such Assessor's Parcel;

Fourth: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first three steps have been completed, then the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Other Taxable Property at up to the Maximum Special Tax A for Other Taxable Property.

**2. SPECIAL TAX B**

Commencing with Fiscal Year 2007-08 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Services and shall levy the Special Tax B until the Special Tax B levy equals the Special Tax Requirement for Services, as follows:

The Special Tax B shall be levied Proportionately on each Assessor's Parcel of Residential Property at up to 100% of the Maximum Special Tax B.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel of Residential Property for which an occupancy permit for private residential use has been issued be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within CFD No. 2007-2

**E. EXEMPTIONS**

**1. SPECIAL TAX A**

No Special Tax A shall be levied on up to 1.45 Acres of Public Property and Property Owner Association Property in CFD No. 2007-2. Tax-exempt status will be assigned by the CFD Administrator in the chronological order in which property becomes Public Property or Property Owner Association Property. However, should an Assessor's Parcel no longer be classified as Public Property or Property Owner Association Property, its tax-exempt status will be revoked.

Public Property or Property Owner Association Property that is not exempt from Special Tax A under this section shall be subject to the levy of the Special Tax A and shall be taxed Proportionately as part of the fourth step in Section D.1 above, at up to 100% of the applicable Maximum Special Tax A for Other Taxable Property, to the extent permitted by law.

**2. SPECIAL TAX B**

No Special Tax B shall be levied on Undeveloped Property, Public Property, or Property Owner Association Property.

**F. APPEALS AND INTERPRETATIONS**

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

**G. MANNER OF COLLECTION**

The Special Tax will be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that CFD No. 2007-2 may directly bill the

Special Tax, may collect the Special Tax at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

## **H. PREPAYMENT OF SPECIAL TAX**

The following definition applies to this Section H:

**"CFD Public Facilities"** means either \$3.3 million in 2007 dollars, which shall increase by the Construction Inflation Index on July 1, 2008, and on each July 1 thereafter, or such lower number as (i) shall be determined by the CFD Administrator as sufficient to provide the public facilities to be provided by CFD No. 2007-2 under the authorized bonding program for CFD No. 2007-2, or (ii) shall be determined by the Council concurrently with a covenant that it will not issue any more Bonds to be supported by Special Taxes levied under this Rate and Method of Apportionment as described in Section D.

**"Construction Fund"** means an account specifically identified in the Indenture to hold funds which are currently available for expenditure to acquire or construct public facilities eligible under the Act.

**"Construction Inflation Index"** means the annual percentage change in the Engineering News-Record Building Cost Index for the City of Los Angeles, measured as of the calendar year which ends in the previous Fiscal Year. In the event this index ceases to be published, the Construction Inflation Index shall be another index as determined by the CFD Administrator that is reasonably comparable to the Engineering News-Record Building Cost Index for the City of Los Angeles.

**"Future Facilities Costs"** means the CFD Public Facilities minus (i) public facility costs previously paid from the Construction Fund, (ii) moneys currently on deposit in the Construction Fund, and (iii) moneys currently on deposit in an escrow fund that are expected to be available to finance facilities costs.

**"Outstanding Bonds"** means all Previously Issued Bonds which are deemed to be outstanding under the Indenture after the first interest and/or principal payment date following the current Fiscal Year.

**"Previously Issued Bonds"** means all Bonds that have been issued by CFD No. 2007-2 prior to the date of prepayment.

### **1. Prepayment in Full**

The obligation of an Assessor's Parcel to pay the Special Tax A may be prepaid and permanently satisfied as described herein; provided that a prepayment may be made only for Assessor's Parcels of Developed Property, Undeveloped Property for which a building permit has been issued, Taxable Public Property, or Taxable Property Owner Association Property and only if there are no delinquent Special Taxes with

respect to such Assessor's Parcel at the time of prepayment. An owner of an Assessor's Parcel intending to prepay the Special Tax A obligation shall provide the CFD Administrator with written notice of intent to prepay. Within 30 days of receipt of such written notice, the CFD Administrator shall notify such owner of the prepayment amount of such Assessor's Parcel. The CFD Administrator may charge a reasonable fee for providing this service. Prepayment must be made not less than 45 days prior to the next occurring date that notice of redemption of Bonds from the proceeds of such prepayment may be given to the Trustee pursuant to the Indenture.

The Special Tax A Prepayment Amount (defined below) shall be calculated as summarized below (capitalized terms as defined below):

Bond Redemption Amount	
plus	Redemption Premium
plus	Future Facilities Amount
plus	Defeasance Amount
plus	Administrative Fees and Expenses
less	Reserve Fund Credit
<u>less</u>	<u>Capitalized Interest Credit</u>
Total: equals	Prepayment Amount

As of the proposed date of prepayment, the Special Tax A Prepayment Amount (defined below) shall be calculated as follows:

**Paragraph No.:**

1. Confirm that no Special Tax delinquencies apply to such Assessor's Parcel.
2. For Assessor's Parcels of Developed Property, compute the Assigned Special Tax A and Backup Special Tax A applicable for the Assessor's Parcel to be prepaid. For Assessor's Parcels of Undeveloped Property (for which a building permit has been issued) to be prepaid, compute the Assigned Special Tax A and Backup Special Tax A for that Assessor's Parcel as though it was already designated as Developed Property, based upon the building permit which has already been issued for that Assessor's Parcel. For Taxable Public Property or Taxable Property Owner Association Property, compute the Maximum Special Tax A for the Assessor's Parcel to be prepaid.
3. (a) Divide the Assigned Special Tax A or Maximum Special Tax A, as applicable, computed pursuant to paragraph 2 by the total estimated Assigned Special Tax A for the entire CFD No. 2007-2 based on the Developed Property Special Tax A which could be charged in the current Fiscal Year on all expected development through buildout of the CFD No. 2007-2 plus the Maximum Special Tax A for an Assessor's Parcel of Taxable Public Property or Taxable Property Owner Association Property being prepaid, excluding any Assessor's Parcels which have been prepaid, and

- (b) Divide the Backup Special Tax A computed pursuant to paragraph 2 by the estimated total Backup Special Tax A at buildout of the CFD No. 2007-2, excluding any Assessor's Parcels which have been prepaid.
4. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the Outstanding Bonds to compute the amount of Outstanding Bonds to be retired and prepaid (the "Bond Redemption Amount").
  5. Multiply the Bond Redemption Amount computed pursuant to paragraph 4 by the applicable redemption premium, if any, on the Outstanding Bonds to be redeemed (the "Redemption Premium").
  6. Compute the current Future Facilities Costs.
  7. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the amount determined pursuant to paragraph 6 to compute the amount of Future Facilities Costs to be prepaid (the "Future Facilities Amount").
  8. Compute the amount needed to pay interest on the Bond Redemption Amount from the first bond interest and/or principal payment date following the current Fiscal Year until the earliest redemption date for the Outstanding Bonds.
  9. Determine the Special Tax A levied on the Assessor's Parcel in the current Fiscal Year which has not yet been paid.
  10. Compute the minimum amount the CFD Administrator reasonably expects to derive from the reinvestment of the Special Tax Prepayment Amount less the Future Facilities Amount and the Administrative Fees and Expenses from the date of prepayment until the redemption date for the Outstanding Bonds to be redeemed with the prepayment.
  11. Add the amounts computed pursuant to paragraphs 8 and 9 and subtract the amount computed pursuant to paragraph 10 (the "Defeasance Amount").
  12. Verify the administrative fees and expenses of CFD No. 2007-2, including the costs of computation of the prepayment, the costs to invest the prepayment proceeds, the costs of redeeming Bonds, and the costs of recording any notices to evidence the prepayment and the redemption (the "Administrative Fees and Expenses").
  13. The reserve fund credit ("Reserve Fund Credit") shall equal the lesser of: (a) the expected reduction in the reserve requirement (as defined in the Indenture), if any, associated with the redemption of Outstanding Bonds as a result of the prepayment, or (b) the amount derived by subtracting the new reserve requirement (as defined in the Indenture) in effect after the redemption of Outstanding Bonds as a result of the prepayment from the balance in the reserve fund on the prepayment date, but in no event shall such amount be less than zero.

14. If any capitalized interest for the Outstanding Bonds will not have been expended at the time of the first interest and/or principal payment following the current Fiscal Year, a capitalized interest credit shall be calculated by multiplying the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the expected balance in the capitalized interest fund after such first interest and/or principal payment (the "Capitalized Interest Credit").
15. The Special Tax A prepayment is equal to the sum of the amounts computed pursuant to paragraphs 4, 5, 7, 11 and 12, less the amounts computed pursuant to paragraphs 13 and 14 (the "Prepayment Amount").
16. From the Prepayment Amount, the amounts computed pursuant to paragraphs 4, 5, 11, 13 and 14 shall be deposited into the appropriate fund as established under the Indenture and be used to retire Outstanding Bonds or make debt service payments. The amount computed pursuant to paragraph 7 shall be deposited into the Construction Fund. The amount computed pursuant to paragraph 12 shall be retained by CFD No. 2007-2.

The Special Tax A Prepayment Amount may be sufficient to redeem other than a \$5,000 increment of Bonds. In such cases, the increment above \$5,000 or integral multiple thereof will be retained in the appropriate fund established under the Indenture to be used with the next prepayment of bonds or to make debt service payments.

As a result of the payment of the current Fiscal Year's Special Tax A levy as determined under paragraph 9 (above), the CFD Administrator shall remove the current Fiscal Year's Special Tax A levy for such Assessor's Parcel from the County tax rolls. With respect to any Assessor's Parcel that is prepaid, the Council shall cause a suitable notice to be recorded in compliance with the Act, to indicate the prepayment of Special Tax A and the release of the Special Tax A lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay the Special Tax A shall cease.

Notwithstanding the foregoing, no prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

The Special Tax B may not be prepaid.

## **2. Prepayment in Part**

The Special Tax A on an Assessor's Parcel of Developed Property or an Assessor's Parcel of Undeveloped Property for which a building permit has been issued may be partially prepaid.

The amount of the prepayment shall be calculated as in Section H.1; except that a partial prepayment shall be calculated according to the following formula:

$$PP = [(P_E - AE) \times F] + AE$$

These terms have the following meaning:

- AE = the Administrative Fees and Expenses
- PP = the partial prepayment
- P<sub>E</sub> = the Prepayment Amount calculated according to Section H.1
- F = the percentage by which the owner of the Assessor's Parcel is partially prepaying the Special Tax A.

The owner of any Assessor's Parcel who desires such prepayment shall notify the CFD Administrator of such owner's intent to partially prepay the Special Tax A and the percentage by which the Special Tax A shall be prepaid. The CFD Administrator shall provide the owner with a statement of the amount required for the partial prepayment of the Special Tax A for an Assessor's Parcel within thirty (30) days of the request and may charge a reasonable fee for providing this service. With respect to any Assessor's Parcel that is partially prepaid, the City shall (i) distribute the funds remitted to it according to Section H.1, and (ii) indicate in the records of CFD No. 2007-2 that there has been a partial prepayment of the Special Tax A and that a portion of the Special Tax A with respect to such Assessor's Parcel, equal to the outstanding percentage (1.00 - F) of the remaining Maximum Special Tax A, shall continue to be levied on such Assessor's Parcel pursuant to Section D.

Notwithstanding the foregoing, no partial prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

#### **I. TERM OF SPECIAL TAX**

The Special Tax A shall be levied for a period not to exceed 40 years commencing in FY 2007-08. The Special Tax B shall be levied as long as necessary to meet the Special Tax Requirement for Services.

K:\CLIENTS2\Brawley\Mello\Springhouse\RMA\RMA\_final.doc

**EXHIBIT C**

---

**CFD No. 2007-2 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

## Exhibit C

**City of Brawley**  
**CFD No. 2007-2**  
**FY 2016-2017 Special Tax Levy**

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX A</u>	<u>FY 2016-2017 SPECIAL TAX B</u>	<u>FY 2016-2017 TOTAL</u>
048-460-001-000	1	\$0.00	\$517.38	\$517.38
048-460-002-000	2	\$0.00	\$517.38	\$517.38
048-460-003-000	4	\$0.00	\$517.38	\$517.38
048-460-004-000	4	\$0.00	\$517.38	\$517.38
048-460-005-000	2	\$0.00	\$517.38	\$517.38
048-460-006-000	1	\$0.00	\$517.38	\$517.38
048-460-007-000	1	\$0.00	\$517.38	\$517.38
048-460-008-000	2	\$0.00	\$517.38	\$517.38
048-460-009-000	4	\$0.00	\$517.38	\$517.38
048-460-010-000	4	\$0.00	\$517.38	\$517.38
048-460-011-000	2	\$0.00	\$517.38	\$517.38
048-460-012-000	1	\$0.00	\$517.38	\$517.38
048-460-013-000	1	\$0.00	\$517.38	\$517.38
048-460-014-000	2	\$0.00	\$517.38	\$517.38
048-460-015-000	4	\$0.00	\$517.38	\$517.38
048-460-016-000	4	\$0.00	\$517.38	\$517.38
048-460-017-000	2	\$0.00	\$517.38	\$517.38
048-460-018-000	1	\$0.00	\$517.38	\$517.38
048-460-019-000	1	\$0.00	\$517.38	\$517.38
048-460-020-000	2	\$0.00	\$517.38	\$517.38
048-460-021-000	4	\$0.00	\$517.38	\$517.38
048-460-024-000	4	\$0.00	\$517.38	\$517.38
048-460-025-000	2	\$0.00	\$517.38	\$517.38
048-460-026-000	1	\$0.00	\$517.38	\$517.38
048-460-027-000	1	\$0.00	\$517.38	\$517.38
048-460-028-000	2	\$0.00	\$517.38	\$517.38
048-460-029-000	4	\$0.00	\$517.38	\$517.38
048-460-030-000	4	\$0.00	\$517.38	\$517.38
048-460-031-000	2	\$0.00	\$517.38	\$517.38
048-460-032-000	1	\$0.00	\$517.38	\$517.38
048-460-033-000	1	\$0.00	\$517.38	\$517.38
048-460-034-000	2	\$0.00	\$517.38	\$517.38
048-460-035-000	4	\$0.00	\$517.38	\$517.38
048-460-036-000	4	\$0.00	\$517.38	\$517.38
048-460-037-000	2	\$0.00	\$517.38	\$517.38
048-460-038-000	1	\$0.00	\$517.38	\$517.38
048-460-039-000	1	\$0.00	\$517.38	\$517.38
048-460-040-000	2	\$0.00	\$517.38	\$517.38
048-460-041-000	4	\$0.00	\$517.38	\$517.38
048-460-042-000	1	\$0.00	\$517.38	\$517.38

## Exhibit C

**City of Brawley**  
**CFD No. 2007-2**  
**FY 2016-2017 Special Tax Levy**

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX A</u>	<u>FY 2016-2017 SPECIAL TAX B</u>	<u>FY 2016-2017 TOTAL</u>
048-460-043-000	1	\$0.00	\$517.38	\$517.38
048-460-044-000	2	\$0.00	\$517.38	\$517.38
048-460-046-000	1	\$0.00	\$517.38	\$517.38
048-460-047-000	1	\$0.00	\$517.38	\$517.38
048-460-048-000	2	\$0.00	\$517.38	\$517.38
048-460-049-000	1	\$0.00	\$517.38	\$517.38
048-460-050-000	2	\$0.00	\$517.38	\$517.38
048-460-051-000	1	\$0.00	\$517.38	\$517.38
048-460-052-000	2	\$0.00	\$517.38	\$517.38
048-460-053-000	2	\$0.00	\$517.38	\$517.38
048-460-054-000	2	\$0.00	\$517.38	\$517.38
048-460-055-000	1	\$0.00	\$517.38	\$517.38
048-460-056-000	2	\$0.00	\$517.38	\$517.38
048-460-058-000	1	\$0.00	\$517.38	\$517.38
048-460-059-000	1	\$0.00	\$517.38	\$517.38
048-460-060-000	2	\$0.00	\$517.38	\$517.38
048-460-061-000	1	\$0.00	\$517.38	\$517.38
048-460-062-000	2	\$0.00	\$517.38	\$517.38
048-460-063-000	1	\$0.00	\$517.38	\$517.38
048-460-064-000	2	\$0.00	\$517.38	\$517.38
048-460-065-000	1	\$0.00	\$517.38	\$517.38
048-460-066-000	1	\$0.00	\$517.38	\$517.38
048-460-067-000	2	\$0.00	\$517.38	\$517.38
048-460-068-000	2	\$0.00	\$517.38	\$517.38
048-460-069-000	1	\$0.00	\$517.38	\$517.38
048-460-070-000	2	\$0.00	\$517.38	\$517.38
048-460-071-000	2	\$0.00	\$517.38	\$517.38
048-460-072-000	1	\$0.00	\$517.38	\$517.38
048-460-073-000	2	\$0.00	\$517.38	\$517.38
048-460-075-000	1	\$0.00	\$517.38	\$517.38
048-460-076-000	1	\$0.00	\$517.38	\$517.38
048-460-077-000	1	\$0.00	\$517.38	\$517.38
048-460-082-000	1	\$0.00	\$517.38	\$517.38
048-460-083-000	1	\$0.00	\$517.38	\$517.38
048-460-084-000	2	\$0.00	\$517.38	\$517.38
Total Number of Parcels Taxed		<b>0</b>	<b>75</b>	<b>75</b>
Total FY 2016-2017 Special Tax		<b>\$0.00</b>	<b>\$38,803.50</b>	<b>\$38,803.50</b>

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 19, 2016

City Manager:



**PREPARED BY:** Michael Crankshaw, Chief of Police

**PRESENTED BY:** Michael Crankshaw, Chief of Police

**SUBJECT:** Acquisition of (35) new M4 Patrol Rifles (Windham) and (20) vehicle secure rifle mounting racks, utilizing GSA discount pricing with ProForce Law Enforcement Corp.

**CITY MANAGER RECOMMENDATION:** Adopt City Council Resolution approving purchase of thirty-five (35) new M4 Patrol Rifles (Windham) in the amount of \$34,118.25 and twenty (20) vehicle secure rifle mounting racks in the amount of \$11,972.58, utilizing the Department's State Asset Forfeiture Funds.

**DISCUSSION:** In January 2016, the Brawley Police Department conducted an internal needs assessment of its department issued equipment. Identified in the assessment was the need to replace the PD's patrol rifles. Currently, the department has a total of 35 rifles in its inventory. The patrol rifle inventory has a mix of weapon types of various barrel size, caliber and manufacturer. Additionally, none of the current rifles has any type of integrated rifle optics affixed to them, which has become an industry standard for law enforcement. Several of the rifles have an antiquated lighting system attached.

Based on the recommendation of Brawley Police Department's Range Master, a full rifle replacement review was initiated. Over a period of six months, department range staff contacted law enforcement firearm representatives and requested test and evaluation (T&E) of different models of patrol rifles that would meet specific needs. After extensive testing was conducted, the Windham MPC-14PHRF-7 was selected. In addition, the following tactical rifle accessories were also recommended: Aimpoint Pro – patrol rifle optics and Streamlight ProTac 2 - weapon mounted lighting system.

After the T&E and recommendation phase was completed, department range staff contacted ProForce Law Enforcement. As the sole source provider for law enforcement specific weaponry in California, it is the only Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) NFA class III licensee that can accept trade-in NFA class III firearms. ProForce provided both a quote for the new rifles and tactical rifle accessories and a trade-in credit value quote for existing department rifles. It should be noted that ProForce Law Enforcement was the same vendor used when the department replaced its handguns inventory with a trade-in option in 2014.

Based on the weapon stock, overall length and optic / lighting configuration of the proposed patrol rifles, it was discovered our current vehicle mounting racks would not function with the new rifles. The department range staff explored various types of secured weapon storing systems, including horizontal trunk vaults. In the final analysis, the best solution was the Blac-Rack Single Rail Vehicle Weapons Mount for secured mounting racks inside the vehicles specific to the type of weapon selected and outfitted.

The vehicle secure rifle mounting racks will be purchased and installed by the local area vendor, Airwave Communications of Imperial, CA. Airwave Communications is an authorized distributor of Blac-Rac Single Rail Weapon Mount products and should be considered a sole-source bid for the proposed equipment purchase and installation.

**FISCAL IMPACT:** Total cost of weapons, optics, lighting system, secure vehicle rifle mounts and installation after trade-in credit - \$46,090.83 in State Asset Forfeiture Funds

- ATTACHMENTS:**
- 1) City Council Resolution of the City Council of the City of Brawley, California, Approving the Purchase of New Patrol Rifles and Vehicle Secure Mounting Equipment Utilizing State Asset Forfeiture Funds in the Amount of \$46,090.83
  - 2) ProForce new rifle purchase quote
  - 3) ProForce rifle trade-in credit quote
  - 4) Airwave Communication new rifle mount purchase & installation quote

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY,  
CALIFORNIA, APPROVING THE PURCHASE OF NEW PATROL RIFLES AND  
VEHICLE SECURE MOUNTING EQUIPMENT UTILIZING STATE ASSET  
FORFEITURE FUNDS IN THE AMOUNT OF \$46,090.83

WHEREAS, the City of Brawley Police Department has identified an operational need to replace its current rifle inventory of thirty-five (35) rifles; and

WHEREAS, the need for tactical rifle accessories has been identified for each rifle to include rifle optics and weapon lighting systems; and

WHEREAS, twenty (20) new vehicle rifle mounting racks have been deemed vital to securing these weapons inside Police Department vehicles; and

WHEREAS, the use of State Asset Forfeiture Funds for the above listed equipment is an allowable purchase; and

WHEREAS, the use of these funds has been designated as follows:

1. \$34,118.25: Purchase of thirty-five (35) Windham M4 patrol rifles, thirty-five (35) Aimpoint Pro Patrol rifle optics and thirty-five (35) Streamlight ProTac 2 - weapon mounted lighting system accessories.
2. \$11,972.58: Purchase of twenty (20) Blac-Rac Single Rail Vehicle Weapons Mounts.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Brawley City Council held on July 19, 2016.

CITY OF BRAWLEY, CALIFORNIA

Donald L. Wharton, Mayor

ATTEST:

Alma Benavides, City Clerk

# PROFORCE LAW ENFORCEMENT

3009 North Highway 89  
Tel: (928) 776-7192  
sales@proforceonline.com  
FFL # 9-88-025-01-4G-00508

Prescott, AZ 86301  
Fax: (928) 446-3468  
www.proforceonline.com

QUOTE# PAGE

PRICE

307940 1

QUOTE

SHIP DATE

A.S.A.P.

SOLD  
TO

CITY OF BRAWLEY  
400 MAIN STREET

BRAWLEY CA 92227

760-351-1719

SHIP  
TO

BRAWLEY POLICE DEPT

351 MAIN STREET  
BRAWLEY

CA 92227

JOB #	DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
N/A	05/03/16	000384	A	GREGG MCCLUNG	EX G-FOB OPICIN	
QTY. QUOTED	ITEM NO./DESC.	UNIT PRICE	UOM DISC.	NET PRICE		
35	NON-STOCK WINDRAM ITEM# MPC-14PHRF-7	737.6100	EA .00	25,816.35		
35	MAG424BLK MPI M-LOK HAND GUARD BLK CARB LENGTH	21.1400	EA .00	739.90		
35	MAG591BLK MPI M-LOK ALUM RAIL SECTION 5 SLOTS	12.3300	EA .00	431.55		
35	12841 AIM PRO PATROL PIPELE OPTIC 2 MOA 1X 3 YP BATT LIFE	402.2000	EA .00	14,077.00		
35	88059 SLI PROTAC RAIL MNT 2 LGT BLK 625LUM	86.7000	EA .00	3,034.50		
1	KFEET THIS ITEM FET OUT	.0000	EA .00	.00		
<p>IMPORTANT NOTICES: This quotation is based on the issuance of a department purchase order, F.A.E.I. Exemption, payment by check in 30 days (unless otherwise agreed) and in stated quantities. ATF or the manufacturer may require additional</p>						
COMMENT						
TERMS						

# PRO FORCE LAW ENFORCEMENT

3009 North Highway 89  
 Tel: (928) 776-7192  
 sales@proforceonline.com  
 FFL # 9-88-025-01-4G-00508

Prescott, AZ 86301  
 Fax: (928) 445-3468  
 www.proforceonline.com

P R I C E	QUOTE#	PAGE
	307840	2
Q U O T E	SHIP DATE	
	A.S.A.P.	

SOLD TO

CITY OF BRAWLEY  
 400 MAIN STREET  
 BRAWLEY CA 92227  
 760-351-1719

SHIP TO

BRAWLEY POLICE DEPT  
 351 MAIN STREET  
 BRAWLEY CA 92227

JOB #	DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
N/A	05/03/16	000384	A	GREGG MCCLUNG	FX G-FOB ORIGIN	
QTY. QUOTED	ITEM NO./DESC.	UNIT PRICE	COM DISC.	NET PRICE		
	<p>forms. Sample forms may be found at:  <a href="http://www.ProForceonline.com/forms.htm">http://www.ProForceonline.com/forms.htm</a></p> <p>Ordering Instructions: Please fax a copy of the department purchase order and F.E.T. form to (928)445-2468. PLEASE MAIL ORIGINALS to ProForce Law Enforcement, 3009 N. Hwy 89, Prescott, AZ 86301.</p> <p>Standard Terms are Net 30 days. If department policy does not allow for partial shipments and payments, separate purchase orders for each item will be necessary.</p> <p>Standard manufacturer's warranty applies to all department purchases unless otherwise specifically noted.</p> <p>This quote is valid for 45 days from the date of issue, pending credit approval, and is subject to manufacturer's availability and price change. Please call (800) 367-5855 if this bid is still pending on the expiration date for updated pricing.</p> <p>A 20% restocking fee will apply to all returned goods. Please call us for a return authorization number.</p>					
COMMENT FOR: JESSE ROTNER				SALES AMOUNT	44,099.30	
BY: KARI MARTIN				8.000% SALES TAX	3,527.95	
TERMS DUE NET 30 DAYS				SUB TOTAL	47,627.25	

Trade in

Corporate: 3009 N. Highway 89. Prescott, AZ 86301  
Store: 655 Berry Street, Suite H Brea, CA 92821  
Tel: (800) 367-5855 Fax: (928) 445-3468



Date: April 29, 2016  
Dept: Brawley Police Department  
Customer #: 384  
Attn: Jesse Rotner  
Email: [jrotner@brawley-ca.gov](mailto:jrotner@brawley-ca.gov)

ITEM #	QTY	PRODUCT DESCRIPTION	EXTENDED PRICE
Trade Guns	11	Bushmaster XM-15 Entry Carbines, 11.5" BBL, HBAR Profile Barrels with Fixed A2 Front Sights, Semi-Auto. All have Aimpoint CompM3 sights affixed to the flat-top upper receiver M1913 rails. All have Surefire weapon light fore-ends that have a high intensity white light and LED low intensity light. Semi-Auto, Less than 7 years old. Great Condition @ \$382.50 ea	\$4,207.50
Trade Guns	10	Bushmaster XM-15 Carbines, 14.5" BBL, M4 Profile Barrels with Affixed Long Flash Hiders with Fixed, A2 Front Sights and Carry Handle Rear Sights. Semi Auto, Approx. 5 years old. Great Condition @ \$382.50 ea	\$3,825.00
Trade Guns	4	Bushmaster XM-15 Carbine, 16.1" BBL, M4 Profile Barrels with A2 Front Sights. Have A3 Removable Carry Handle Rear Sights. Semi-Auto Approx. 7 years old. Great Condition @ \$396.00 ea	\$1,584.00
Trade Guns	5	Bushmaster XM-15 Carbines, 16.1" BBL, HBAR Profile Barrels with A2 Front Sights. Have A3 Removable Carry Handle Rear Sights, Semi-Auto, Approx. 7 years old, Great Condition @ \$396.00 ea	\$1,980.00
Trade Guns	20	Remington 870 Pump Shotguns, 18" BBL. Bead Sights, Less than 10 years old @ \$105.60 ea	\$2,112.00
Trade Gun	1	Remington 870 Marina Magnum Pump Shotgun, 18" BBL, Bead Sights, Folding Stock & 2 Shot Magazine Extension. Less than 10 years old. Good Condition @ \$176.00 ea	\$176.00
Trade Guns	2	H&K MP5 Sub-Machineguns. Have Surefire Dedicated Weapon Light Fore-End that have a High Intensity White Light. Less than 10 years old. Great Condition. Parts Only @ \$510.00 ea	\$1,020.00
Trade Guns	3	H&K G36 E4 Machineguns. 18" BBL and Folding Stock. Less than 1 year old. Great Condition. Parts Only @ \$297.50 ea	\$892.50
<p>Note: Trade guns are to be delivered to</p> <p><b>**Please do not ship guns to Proforce, please call for instructions**</b></p> <p><b>**Please Note: When shipping trade guns, please supply a letter with the guns from the department that the guns have been inspected by an armorer and that they are safe and functional. All confiscated weapons must be cleared by an N.C.I.C check, and stated on your paperwork prior to being shipped to Proforce Law Enforcement**</b></p> <p><b>**Please email the completed Trade Weapons Form in Excel format prior to shipping the trades to Proforce Law Enforcement**</b></p> <p>No Saturday deliveries and must have adult signature required</p>			
(See instructions below)			
Total credit for trades:			13,509. <sup>00</sup>
			<del>\$16,797.00</del>

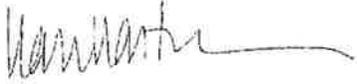
NOT TO BE TRADED

Removed

Removed

We sincerely appreciate your law enforcement business and look forward to serving you in the future!

Respectfully,  
ProForce Law Enforcement



Kari Martin  
Law Enforcement Specialist

**IMPORTANT:**

Trade guns are to be delivered to ProForce Law Enforcement in Arizona at the department's expense within 45 days of acceptance of new product.

ProForce reserves the right to deduct for guns that are not in stated condition. \$10.00 will be deducted for every missing magazine. The credit is to be applied after the receipt of trade guns.

This quote is valid for 45 days from the date of issue, and is subject to manufacturer's availability and price change. Please call (844) 899-1701 if this bid is still pending at expiration of quote.



**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/19/16

City Manager:



**PREPARED BY:** Marjo Mello, Library Director

**PRESENTED BY:** Marjo Mello, Library Director

**SUBJECT:** Travel Authorization for Library Director and Assistant Director to attend California Library Association Conference from November 3 through 6, 2016 in Sacramento, California

**CITY MANAGER RECOMMENDATION:** Authorize travel request.

**DISCUSSION:** In accordance with Brawley City Council action taken on March 18, 2008 regarding the City's Employee Travel Policy, travel of 500 miles or greater requires City Council approval. The California Library Association provides leadership for the development, promotion and improvement of library services, librarianship and the library community. Approval is requested for the Library Director and Assistant Director to travel to Sacramento to attend the 2016 California Library Association Conference.

**FISCAL IMPACT:** Estimated at \$1,940 for meals and travel  
2016/2017 Travel & Training Budget

The California State Library underwrites a portion of the expense. Airfare and two hotel nights are covered as a Library Director's Forum will be held concurrently with the Conference.

**ATTACHMENTS:** Registration receipts for the conference; cover sheet for CLA Conference



# Invoice

Date	Invoice #
7/5/2016	200004282

California Library Association  
1055 E. Colorado Blvd, 5th Floor  
Pasadena, CA 91106  
Tel: (626)204-4071  
finance@cla-net.org

<b>Bill To</b>
Marjo Mello Brawley Public Library 400 Main St. Brawley, CA 92227 United States

<b>Member Information</b>
Marjo Mello Brawley Public Library 281 W. Duarte Brawley, CA 92227 United States

PO	Terms	Due Date
07052016	Due on receipt	7/5/2016

Qty	Description	Price	Totals
1	2016 Conference Admission: Full (Sessions & Exhibits) - Marjo Mello	\$350.00	\$350.00
1	Discount (EARLY BIRD)	(\$130.00)	(\$130.00)
1	2016 Preconference Workshop: The Message Matters - Marjo Mello	\$45.00	\$45.00
1	2016 Special Event: California State Library Discussion - Marjo Mello	----	----
<b>Sub-Total</b>			<b>\$265.00</b>
<b>Total</b>			<b>\$265.00</b>
<b>Balance Due</b>			<b>\$265.00</b>

**Thank you for your support of CLA and California Libraries!**

If you have chosen to pay by invoice, please print invoice and include a copy along with your payment and mail to CLA Headquarters using mailing address provided on invoice.



# Invoice

Date	Invoice #
7/5/2016	200004281

California Library Association  
 1055 E. Colorado Blvd, 5th Floor  
 Pasadena, CA 91106  
 Tel: (626)204-4071  
 finance@cla-net.org

<b>Bill To</b>
Susan Manger 1555 Brockman Road El Centro, 92243 United States

<b>Member Information</b>
Susan Manger Brawley Public Library 1555 Brockman Road El Centro, CA 92243 United States

PO	Terms	Due Date
	Due on receipt	7/5/2016

Qty	Description	Price	Totals
1	2016 Conference Admission: Full (Sessions & Exhibits) - Susan Manger	\$350.00	\$350.00
1	Discount (EARLY BIRD)	(\$130.00)	(\$130.00)
1	2016 Preconference Workshop: Early Learning With Families - Closing Reception - Susan Manger	----	----
1	2016 Preconference Workshop: Early Learning With Families - Opening Session - Susan Manger	----	----
1	2016 Preconference Workshop: Student Resources for Literacy Tutors - Susan Manger	\$45.00	\$45.00
1	2016 Special Event: California State Library Discussion - Susan Manger	----	----
1	2016 Special Event: California Young Reader Medal and Beatty Award Literary Tea - Susan Manger	\$45.00	\$45.00
		<b>Sub-Total</b>	<b>\$310.00</b>
		<b>Total</b>	<b>\$310.00</b>

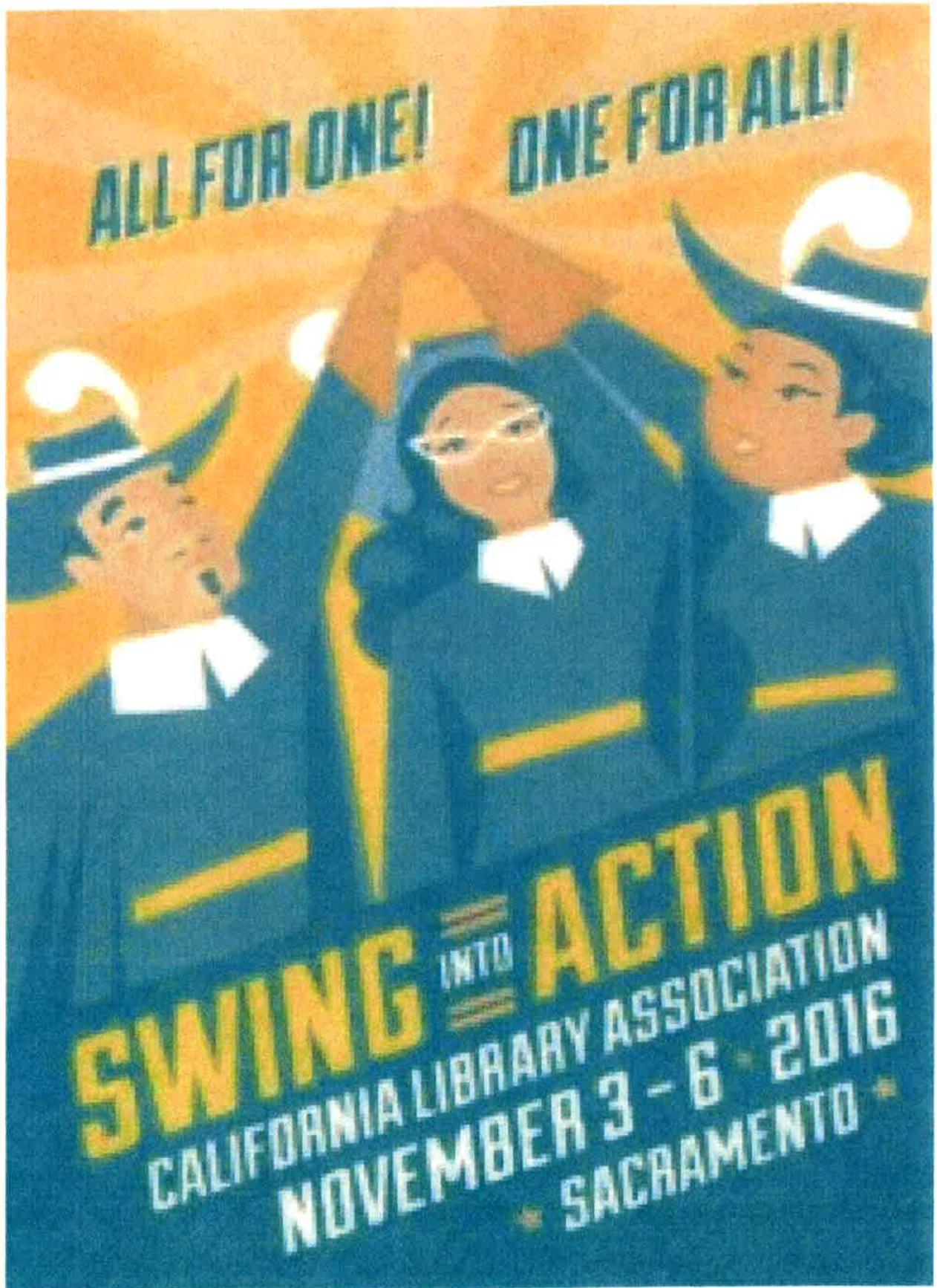
## Payments/Adjustments

--	--	--	--

Qty	Description	Price	Totals
1	Payment via Credit Card (using card xxxxxxxxxxxx7115) <i>Applied to invoice on 7/5/2016 4 43:45 PM</i>	(\$310.00)	(\$310.00)
<b>Total Payments/Adjustments</b>			(\$310.00)
<b>Balance Due</b>			\$0.00

**Thank you for your support of CLA and California Libraries!**

If you have chosen to pay by invoice, please print invoice and include a copy along with your payment and mail to CLA Headquarters using mailing address provided on invoice.



**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 19, 2016  
City Manager: 

**PREPARED BY:** Ruby D. Walla, Finance Director/City Treasurer

**PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Siemens Project Development Agreement (PDA) for City of Brawley Energy Services and Facilities Modernization Program

**CITY MANAGER RECOMMENDATION:** Authorize execution of the Project Development Agreement with Siemens for development of a City of Brawley Energy Services and Facilities Modernization Program.

**DISCUSSION:** The City of Brawley was introduced to the benefits of the design/build solution for energy efficiency initiatives at the 2014 California League of Cities Annual Conference. At that time, Siemens was featured as a model partner for local jurisdictions seeking to undertake capital intensive improvements that packaged financing, design and construction features. Siemens provides a financial performance guarantee for all of its projects. If the City does not financially realize the bottom line operational and energy savings, Siemens will refund the difference.

As the project approach has become much more widely practiced among local jurisdictions, the League of Cities Annual Conference has attracted numerous design/build firms with global reputations. The design/build approach is attractive to public agencies as a value proposition in the context of increasingly lean staffing models, the practical challenges presented by deferred facilities maintenance and the operational and financial benefits associated with efficiency improvements.

Exploratory discussions between the City of Brawley and Siemens commenced in 2015 and the City entered into a no cost arrangement to propose the feasibility of providing a program of energy conservation and capital improvements. In spring of 2015, a preliminary feasibility study was undertaken involving field surveys of various properties including but not limited to the Public Works Yard, Lions Center, Water Treatment Plant and a number of the City's park facilities. In December of 2015, Siemens presented its preliminary findings and recommendations to the City's management and key operations personnel. The projects identified potentially involve repair, replacement and /or new solutions to address operational needs. Water meters, interior and exterior lighting, pool improvements and smart irrigation are contemplated.

The Preliminary Energy Services and Facilities Modernization Program was presented to the Brawley City Council on March 1, 2016. The City Council provided staff direction to proceed with development of a letter of formal interest. Siemens and the City of Brawley recognize a potential joint opportunity to modernize facilities and improve energy efficiency, utilizing operational cost savings to finance the improvements.

The preliminary audit results have been reviewed in consultation with the City Attorney and Financial Advisor Bartle Wells. Following various revisions to the embedded assumptions, the City is in the position to consider next steps with Siemens.

Overall, all projects are expected to pay for themselves (including capital and financing costs) through operational savings. However, depending on the results of the full scale audit, grant funding may need to be secured to achieve the desired financial outcome. A significant component of the overall approach is the replacement of existing water meters and installation of new water meters. The project is anticipated to achieve savings within the Water Fund due to more accurate meter readings.

Staff is recommending to the City Council to proceed with the next step of approving the Program Development Agreement (PDA). Execution of the PDA will launch the Final Comprehensive Engineering Study. This detailed audit will determine if the program is financially worthwhile for the City to implement. At this stage, improvements are estimated to range between \$8.5-9.5M. Over a 15 year time horizon, the projected savings (after accounting for capital and financing costs) are estimated to be \$749,000.

Should the results indicate the above-referenced positive cash flow over the 15 year term, the PDA obligates the City to proceed with the design/build program. If the City elects to opt out despite the positive cash flow over the 15 year term, Siemens shall be reimbursed for the cost of the Comprehensive Engineering Study in the amount of \$129,721. If the project does not prove to be financially beneficial to the City, the agency has no obligation to move forward.

**FISCAL IMPACT:** None at this time, potentially \$129,721 if the City elects not to proceed

**ATTACHMENTS:** Program Development Agreement  
Excerpt from March 1, 2016 City Council Presentation  
July 19, 2016 City Council Presentation



**Industry**  
**Building Technologies Division**

**Project Development Agreement**

Siemens Industry, Inc., a Delaware corporation, through its Building Technologies Division, with its principal place of business located at 1000 Deerfield Parkway, Buffalo Grove, Illinois 60089, and with offices at 6141 Katella Ave. #100, Cypress, CA 90630 ("Siemens"), and City of Brawley, California, with its principal place of business located at 383 Main Street, Brawley, CA 92227 ("Client") (collectively the "Parties"), enter into this Project Development Agreement ("PDA") this 19th day of July, 2016 ("Effective Date") and agree as follows:

**RECITALS**

WHEREAS, Siemens has concluded a Feasibility Study/Preliminary Audit pursuant to a Letter of Understanding entered into between the Parties dated \_\_\_\_\_, 20\_\_;

WHEREAS, the Client has requested that Siemens perform further work for the Client;

WHEREAS, the Parties agree that Siemens will perform work under this PDA with the intention that Siemens will prepare a draft Performance Contracting Agreement ("PCA");

WHEREAS, Siemens' obligations under the PCA will include a guarantee by Siemens of the estimated savings intended to be generated by implementing the scope identified therein;

WHEREAS, Siemens must first perform a Final Comprehensive Engineering Study (the "Study") of Client's facilities to determine a feasible scope of work and estimated savings to be included in the PCA); and,

WHEREAS, the Parties agree that Siemens shall perform the Study in accordance with the terms herein and that the Client shall pay Siemens in accordance with the same.

**NOW THEREFORE**, as a result of the Recitals, which are specifically incorporated herein and for the mutual consideration contained herein, the Parties agree as follows:

**AGREEMENT**

1. **Term.** Upon the Effective Date hereof, or upon such later date as agreed upon by the Parties, Siemens shall commence performing the Study. The term for performing the Study shall conclude upon the submission of the draft PCA to the Client by Siemens. Siemens shall use reasonable efforts to complete the Study no later than one hundred-twenty (120) days from the Effective Date.
2. **Scope.** Siemens will develop a draft PCA which shall detail: (i) the proposed facility improvement measures ("FIMs"), (ii) the program costs, (iii) the total estimated cost savings resulting from the program, and (iv) the amount of guaranteed cost savings. The scope will also identify any water bill revenue that is lost annually. Each FIM will be detailed per each Client's building (collectively, "Facilities"). The Study will include a corresponding energy calculation for each FIM and, if applicable, utility incentives and potential state and federal grants. A list of Facilities and potential FIMs to be implemented in those Facilities is provided in in **Attachment A**. The project engineering and FIM design for energy and water conservation at a minimum will include the following:
  - a. Detailed inventory and analysis of existing equipment and existing conditions;
  - b. Development of an energy system plan outlining potential energy and water conservation improvements;
  - c. Design and engineering for applicable improvements;
  - d. Development of an energy usage baseline; and
  - e. Evaluation, support and assistance to Client in submitting applications for available utility

incentives, and/or state building aid grants.

The Project engineering and water meter FIMs will include an audit of the City's existing water meters, including all of the Client-owned commercial buildings. Siemens will also provide the following services during the course of the Study:

- a. Remove 68 existing water meters and install 68 new direct-read water meters;
- b. Transport the meters to an independent AWWA (American Water Works Association) Certified independent entity to conduct a bench test to determine the level of accuracy of the existing meters based on the size, geography and statistical variation of the total population of water meters in the Agency;
- c. Survey for the installation of the large commercial meters (sizes vary from 3" and up);
- d. Analyze meter-testing results and include a list of meter sizes and locations for those surveyed;
- e. Prepare an audit report complete with Program costs and savings.

In addition, during the audit, Siemens will investigate a potential replacement of irrigation piping serving five municipal public parks.

Formatted: Indent: Left: 0", First line: 0"

Formatted: Indent: Left: 0.44", First line: 0"

3. **Project Criteria.** The Study will include a calculation of guaranteed annual energy and water cost savings and of the projected revenue enhancement through increase in billable water usage. The Study will also include operational cost savings, including elimination or reduction in outside contracts and reduction in maintenance and repair budgets. The Study will explore the feasibility of satisfying the following Project Criteria:

- a. Total cost savings, including energy and water cost savings, revenue enhancement and operational savings, over a period not to exceed 15 years must offset the program costs, including financing. Annual energy and water cost savings will be guaranteed for the first guarantee year and each subsequent year of the program.
- b. The projected program cost in the range of \$8.5-\$9.5 Million as seen on **Attachment A**, has been determined by industry standards and is an indicative project pricing. Siemens will assist the Client in obtaining third-party financing per the Customer's approval.

4. **Project Funding.** The project will be funded utilizing the following sources:

- Any utility incentives and/or grants.
- Energy and water conservation savings
- Recapturing lost water meter revenue

Siemens will use its best efforts to assist the Client in securing any available grants.

5. **Required Information.** The Client authorizes Siemens, its employees, agents, consultants and subcontractors, on a need to know basis, to inspect and copy all information and data that Siemens reasonably deems is necessary to sufficiently perform the Study, whether such information is in the Client's possession or in the possession of a third-party to which the Client shall provide Siemens with sufficient releases in order to obtain such information. The Client shall provide Siemens, its employees, agents and contractors, with reasonably unrestricted access to the Facilities that will be addressed in the Study. In addition, Client shall promptly provide Siemens with the following:

- a. Utility data for the Facilities for the past three (3) year(s), including but not limited to, actual copies of electrical, gas, water invoices, or other utility invoices requested by Siemens ("Utility Data");
- b. Information on the Facilities' hours of operation and modes of operation ("Operational Data");
- c. Names and contact information of persons with whom Siemens can confer regarding any of the Utility Data, Operational Data, financial information and general day-to-day issues that may arise during performance of the Study ("Contact Persons");
- d. If applicable, an audited financial statement for the fiscal year immediately preceding the Effective Date; and
- f. Any other information requested by Siemens reasonably necessary in order for Siemens to perform the Study.

In addition, for the water meter FIM, the Client must provide Siemens with the following:

- g. Provide input and work cooperatively to agree on a list of accounts for meter testing based on a fair, representative sample of meter population; and
- h. Provide reasonable access to existing billing system to enable Siemens to evaluate the accuracy of existing water meters, feasibility of an automatic meter-reading system, and operational practices.

6. Representations, Warranties and Covenants of the Parties. Each party represents, warrants and covenants to the other that:

- a. It has all requisite power and authority, whether statutory or otherwise, to enter into this PDA, and that its execution hereof has been duly authorized and does not and will not constitute a breach or violation of any of its organizational documents, any applicable laws or regulations, or any agreements with third parties;
- b. It has done and will continue to do all things necessary to preserve and keep in full force and effect its existence and the PDA;
- c. This PDA is a legal, valid and binding obligation of the party, in accordance with its terms, and all requirements of the party have been met and procedures have been followed by the party to ensure the enforceability of the PDA; and,
- d. To the party's best knowledge, there is no pending or threatened suit, action, litigation or proceeding against or affecting the party that impacts the validity or enforceability of this PDA.
- e. Siemens further represents, warrants and covenants to the Client that Siemens is duly authorized to do business in all locations where the work under the PDA is to be performed.
- f. Client further represents, warrants and covenants to the Siemens that 1) any information provided to Siemens, or that is provided to Siemens, by the Client or on behalf of the Client, is accurate and that Siemens is entitled to rely on the accuracy of the same in performing the Study, and 2) Siemens shall not be held liable to the Client in any manner whatsoever for any error, inaccuracy or omission that is caused solely by Siemens' reliance on the information supplied by the Client or information provided to Siemens on behalf of the Client.

7. Fee. Siemens shall perform the Study for the fixed fee of **\$129,721 (One hundred and twenty-nine thousand and seven hundred and twenty-one dollars and no cents)** (the "Fee").

8. Payment of the Fee.

- a. In the event that the Study demonstrates that the Project Criteria is feasible as scope to be performed under the PCA and Siemens is able to draft a PCA to include the Project Criteria, then the Client shall be liable to Siemens for the Fee. For avoidance of doubt, for the Study to demonstrate that the Project Criteria is feasible, the conditions set forth in Sections 3a and 3b of

~~the PDA must be met even if the Client is unable to obtain any grant financing to fund the Project.~~

- b. On the Effective Date and during the period of time that the Study is being performed, Siemens will direct resources to develop the draft PCA. Where a draft PCA is completed, it will be submitted to the Client within the time period set forth in Section 1 hereof. The draft PCA will include a price that will include the Fee amount. Therefore, if the PCA is executed, the Client will have no obligation to pay the Fee under the terms hereof as the Fee will be paid to Siemens under the terms of the PCA.
- c. In the event that the Client is liable to Siemens for the Fee pursuant to clause 8.a. and Siemens has provided the Client with a draft PCA pursuant to clause 8.b., but the Client does not enter into the PCA with Siemens within thirty (30) days following submission of the draft PCA to the Client, Siemens will submit an invoice to the Client for the Fee. The Client shall pay Siemens in immediately available funds no later than thirty (30) days from the date of invoice.

~~d. In the event that the Study demonstrates that the Project Criteria is not feasible as scope to be performed under the PCA, but would become feasible if the Client is able to secure grant financing for the Project, then the Client shall be liable to Siemens for the Fee only if it secures such grant financing within 12 months of completion of the Study. (By way of example, if the Study shows that the costs of the Project including financing are \$9 million, but the savings resulting from the Project, including energy and water cost savings, revenue enhancement and operational savings, are only \$8 million over 15 years, then the Client will be liable to Siemens for the Fee only if it secures \$1 million in grant money within 12 months of the completion of the Study.)~~

~~e. In the event that the Client is liable to Siemens for the Fee pursuant to clause 8.d. and Siemens has provided the Client with a draft PCA, then, if the PCA is executed, the Client will have no obligation to pay the Fee under the terms hereof as the Fee will be paid to Siemens under the terms of the PCA.~~

~~f. In the event that the Client is liable to Siemens for the Fee pursuant to clause 8.d. and Siemens has provided the Client with a draft PCA pursuant to clause 8.e., but the Client does not enter into the PCA with Siemens within thirty (30) days following submission of the draft PCA to the Client, Siemens will submit an invoice to the Client for the Fee. The Client shall pay Siemens in immediately available funds no later than thirty (30) days from the date of invoice.~~

g. If during the performance of the Study, Siemens believes that the Project Criteria cannot be reasonably achieved ~~even if grant financing is available~~, and, therefore, a draft PCA cannot be provided to the Client, then the Client shall not have any obligation to pay the Fee.

9. **Termination.** The Client may terminate this Agreement at any time with fifteen (15) days prior written notice to Siemens. The Client shall then pay to Siemens a termination fee equal to Siemens' reasonable costs and expenses incurred up to the date of termination.
10. **Insurance.** Both Parties shall maintain fully adequate, comprehensive insurance on their respective goods, services, and operations, as applicable.
11. **Indemnity.** Siemens and the Client shall indemnify and hold each other harmless from and against all damages, losses and expenses suffered or paid as a result of any and all claims, demands, suits, causes of action, proceedings, judgments and liabilities, fines, penalties and costs, including reasonable attorney's fees and disbursements, incurred in litigation or otherwise assessed, incurred or sustained by or against the indemnified party arising out of or in connection with this PDA to the extent that such

Deleted: ¶

Deleted: d

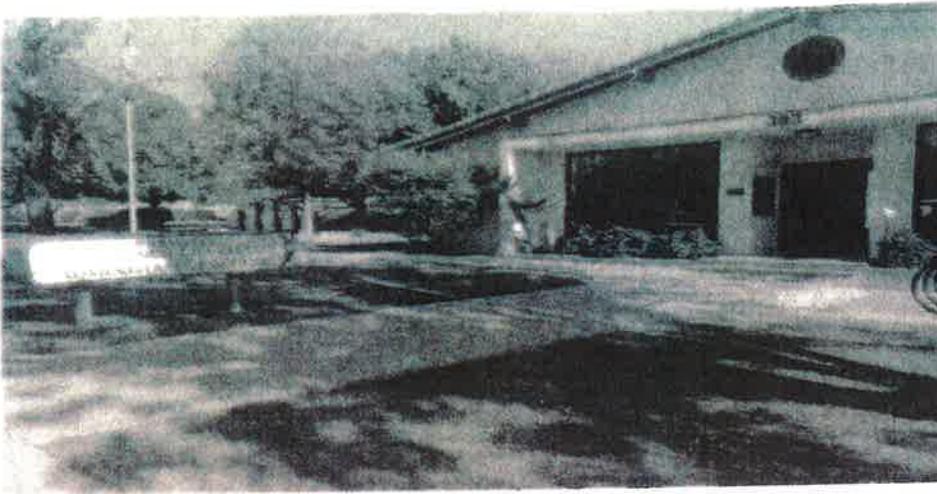
damages, losses and expenses result from the negligence or willful misconduct of the indemnifying party.

12. Limitation of Liability. ANYTHING HEREIN NOTWITHSTANDING, IN NO EVENT SHALL EITHER THE CLIENT OR SIEMENS BE LIABLE TO THE OTHER PARTY FOR SPECIAL, INDIRECT, INCIDENTAL OR CONSEQUENTIAL DAMAGES, INCLUDING COMMERCIAL LOSS, LOSS OF USE, OR LOST PROFITS, EVEN IF EITHER PARTY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES AND, IN ANY EVENT, SIEMENS' AGGREGATE LIABILITY FOR ANY AND ALL CLAIMS, LOSSES OR EXPENSES ARISING OUT OF THIS PDA, OR OUT OF ANY DELIVERABLES FURNISHED UNDER THIS PDA, WHETHER BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY, AGENCY, WARRANTY, TRESPASS, INDEMNITY OR ANY OTHER THEORY OF LIABILITY, SHALL BE LIMITED TO THE LESSER OF \$1,000,000 OR THE TOTAL COMPENSATION RECEIVED BY SIEMENS FROM THE CLIENT UNDER THIS PDA.
13. Exclusivity. During the term of this PDA, the Client shall not negotiate with any third-party for the same or a substantially similar project as that which is the subject of this PDA.
14. Deliverables. All non-proprietary notes and reports that are specifically prepared by Siemens under this PDA (the "Deliverables") shall become the Client's personal property upon the Client's execution of the PCA or upon the Client's payment of the Fee, whichever is earlier. Any reuse of the Deliverables for other projects or locations without the written consent of Siemens, or use other than by the Client, will be at such other user's sole risk and without liability to Siemens; and, unless expressly prohibited by law, the Client and the other users, jointly and severally shall indemnify, defend and hold Siemens harmless from any claims, losses or damages arising from such unauthorized use.
15. Intellectual Property. Notwithstanding the foregoing, the Client shall not, by virtue of this PDA, acquire any ownership interest in any formulas, patterns, devices, secret inventions or processes, copyrights, patents, other intellectual proprietary rights, or similar items of property which are owned by Siemens, any of Siemens' subcontractors, or by any of Siemens' consultants, whether or not they are used in connection with the work provided under this PDA.
16. Confidentiality. Any information concerning Siemens or the Client that is designated as proprietary and disclosed in confidence to the other party during the term of this PDA is disclosed in confidence. The party that receives such confidential information shall not publish or disclose the same to any other entity or person without the prior written approval of the disclosing party. To the extent that the Parties have entered into a confidentiality agreement or will enter into such an agreement during the term of this PDA, then the terms contained in the confidentiality agreement shall be incorporated by reference herein.
17. Choice of Law, Jurisdiction and Venue. THIS PDA SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE LAWS OF THE CALIFORNIA, WITHOUT REGARD TO CHOICE OF LAW PROVISIONS. JURISDICTION AND VENUE SHALL LIE WITH THE STATE OR FEDERAL COURTS IN THE COUNTY IN WHICH THE SUBJECT PROJECT WILL BE PERFORMED. THE PARTIES EACH WAIVE ANY RIGHTS THAT EACH OF THEM MAY HAVE TO A TRIAL BY JURY. FURTHERMORE, EACH PARTY WAIVES ANY OBJECTION THAT IT MAY HAVE BASED ON IMPROPER VENUE OR FORUM NON CONVENIENS.
18. Merger Clause. Upon execution and delivery, this PDA: (a) constitutes the entire agreement and understanding between the Parties relating to the subject matter hereof; (b) supersedes any and all prior agreements and understandings of the Parties, oral or written, relating to the subject matter hereof, and, (c) shall not be amended, supplemented, contradicted or otherwise modified by evidence of prior, contemporaneous or subsequent oral agreements of the Parties.

**IN WITNESS WHEREOF**, the Parties hereto have caused this Project Development Agreement to be duly executed by their respective authorized signatories as of the date first above written.

Agreed for **City of Brawley, California**  
(Signature) by: \_\_\_\_\_  
Print Name and Title: \_\_\_\_\_

Agreed for **Siemens Industry, Inc.**  
(Signature) by: \_\_\_\_\_  
Print Name and Title: \_\_\_\_\_



## SIEMENS

Energy Services and  
Facilities Modernization Program

## City of Brawley

Siemens Industry, Inc.,  
Building Technologies

Energy and Environmental Solutions

March 1, 2016

Ernest Kim – Business Development Manager  
Gabriel Teran – Business Development Manager  
Sirisha Nerella – Sr. Energy Engineer



# SIEMENS

## EXECUTIVE SUMMARY

The City of Brawley pays for energy to maintain a comfortable environment for its employees and residents. The City commissioned Siemens Industry, Inc. (Siemens) to propose the feasibility of providing a program of energy conservation and capital improvements to the City. Similar to most budget-conscious California Cities, the City of Brawley strives to develop a more energy efficient infrastructure and hedge against climbing energy costs.

Based upon a preliminary survey of City of Brawley buildings, Siemens finds it is feasible to provide a program of energy conservation measures and capital improvements to save the City significant funds. Depending on the type of financing chosen, preliminary calculations indicate that the City can reduce its total utility bills and operating costs by an estimated amount of approximately \$750,000 over the term of the project.

On April 22<sup>nd</sup> of 2015, select members of the Siemens team had the privilege to visit the City of Brawley. Facilities and equipment were inspected via a site visit to assess the general operation and condition of the buildings. Follow up interviews were also conducted with select staff members. Siemens recommends the following Facility Improvement Measures (FIMs) that will result in energy efficiency and conservation:

- Water Meter Replacement and AMI System
- Smart Irrigation
- Building Automation and Controls
- Exterior and Interior Lighting (LED)
- Heating, Ventilation and Air Conditioning (HVAC) Systems
- Variable Frequency Drive for Community Pool

The combination of the energy and water efficiency measures is a strategy to put the City in top energy shape and to make the City financially and environmentally sustainable.

Siemens is pleased to present the City of Brawley with the details of our preliminary feasibility study and recommendations, keeping the City's objectives and goals at the center of our proposed solution. We are asking the Council for formal approval of the submitted Letter of Intent (LOI).

---

## INTRODUCTION

In preparation for this preliminary proposal, Siemens performed facility surveys at: City Hall, Police Station, Library, City Yard, Lions Center, City Parks and the Water Treatment Plant.

Looking to the most energy and operation consumptive systems, Siemens analysis has included the City's lighting systems, HVAC systems, smart irrigation controls, and its aging water meter system.

# SIEMENS

The energy service program in this preliminary assessment is a guaranteed program. This means that, once our final engineering analysis has been conducted, we will stipulate how much the City will realize in terms of energy costs savings and operational costs savings. Our financial guarantee will be based on our engineered savings.

The guarantee will be an annual reconciliation of our engineered energy and operational savings versus the actual savings. If the energy services program exceeds our estimated savings, all the increased savings dollars remain with the City. If the energy services program does not meet our guaranteed savings, Siemens will make up the difference between the actual operational and energy savings and our guaranteed amount. This reconciliation would be in the form of a direct payment to the City of Brawley.

Siemens has built an accurate picture of the energy and operational conditions in the City and asserts that this preliminary assessment is an excellent foundation for a sustainable infrastructure program for the City of Brawley. We are confident that we can provide a program which can modernize and upgrade the City's facilities and affect the budget through energy and operational savings, generated with specific energy and operational efficiency measures at the City.

---

## PROGRAM GOALS AND OBJECTIVES

Siemens gauges success by its ability to meet the goals and objectives of its customers. Through the course of our initial time getting to know Brawley, the following goals and objectives have been identified:

- Reduce costs
  - Fund upgrades
  - Reduce energy usage
  - Modernize water metering services
  - Transfer of risk
- 

## SUSTAINABILITY AND ENVIRONMENTAL STEWARDSHIP

In addition to energy and operational savings, the program would have a significant positive impact on the environment. Financial savings are not the only consideration in energy reduction. Working to reduce carbon emissions is a worthy cause in an effort to make the Earth's environment sustainable for generations to come.

# SIEMENS

## ENERGY SERVICES PROGRAM OVERVIEW

Siemens Energy Services Program is a guarantee-based program that allows Cities to make capital improvements and facility upgrades with energy savings. The program uses savings resulting from the energy efficiency upgrades to repay for the cost of the project. The design, installation, cost guarantee and performance financial risk is shifted from the City and guaranteed by Siemens.

Siemens Energy Services Program has been used by Cities for many years and is a smart, affordable and popular approach to implementing required improvements during these economically challenging times. Due to the lack of State-provided funding, many California Cities have turned to Siemens to combat rising energy and infrastructure repair costs by replacing aging equipment and leveraging the future savings to pay for the improvements, all while transferring the risk.

The State of California is committed to making the implementation of energy efficiency projects easier for public entities to procure. As such, California Code 4217 allows cities to select and negotiate a turn-key performance contracting energy services company based on the City's preference, avoiding the lengthy and costly bid process, and allows for an expedited program to realize savings and transfer risks. This code has been regularly used by cities and other public institutions to realize the benefits and implement a custom, co-authored program solution to meet their individual needs.

We understand your City's facility challenges and their economic and operational impacts. Our Energy Services agreements and programs take a partnership approach.

---

## QUALIFICATIONS

For over 168 years, Siemens has provided exceptional products and services to our customers. We are the only energy services company with the global experience and local presence and unique portfolio dedicated to cities and states of all sizes in North America. At Siemens we believe in investing in local people, resources and communities.

Our objective is to facilitate the long-term success of our clients and partners by leveraging the combined power and capabilities of the entire Siemens Corporation. Our ability to provide abundant capabilities as a combined package sets us apart from other corporations. Our experience with energy strategy and management study and implementation in all sectors of the market, as well as our large integrated project experience, provides us with a solid foundation for delivering turnkey solutions and guaranteed results.

# SIEMENS

Siemens also has a history of proven success in performance based contracting, delivering over \$1.7 billion in performance contracts in over 600 projects nationwide. Siemens has implemented over 70 successful performance contracting projects in the State of California.

We have been serving Southern California for over 65 years. The local branches are comprised of over 500 professionally trained team members representing different disciplines.

Siemens stands alone among its peers in performance contracting with a record of 99.84% against \$450 million in financial guarantees, which are audited annually by KPMG.

---

## ORGANIZATIONS AND MEMBERSHIPS

Siemens is an active member in a number of leading industry associations at a national and local level, including:

- Platinum Sponsor of League of California Cities
- Platinum Sponsor of National League of Cities (NLC)
- Platinum Sponsor of ICMA (International City/County Management Association)
- Member of the U.S. Green Building Council (USGBC)
- ENERGY STAR Partner
- Member of the Clinton Climate Initiative C40 Large Building Retrofit Program
- Member of the Alliance to Save Energy (ASE)
- National Association of Counties (NACo)
- United States Conference of Mayors (USCM)



Siemens has been a long standing partner for the League of California Cities. As a platinum sponsor, Siemens has been dedicated to educate and inform the leaders of local governments. We work closely with the League to foster long term relationships. For many years, the League's Member Cities and Siemens have been using private/public partnerships to provide the essential infrastructure improvements that make our cities even better for the benefit of our communities.

### Accreditations

In 2004, Siemens Building Technologies was accredited by the National Association for Energy Service Companies (NAESCO) as an Energy Service Provider, the highest level of accreditation for companies serving the energy market. Additionally, Siemens is listed on the U.S. Department of Energy's Qualified List of Energy Services Companies.

City of Brawley – Preliminary Assessment  
Copyright 2016: Confidential  
5 of 5



**SIEMENS**

# City of Brawley

Energy Services and Facilities  
Modernization Program - Summary

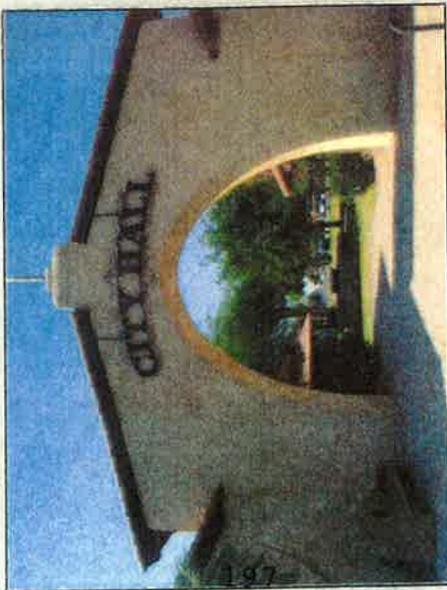
July 19, 2016

**Gabriel Teran**  
*Business Development Manager*

**Ernest Kim**  
*Business Development Manager*

**Sirisha Nerella**  
*Energy Engineer*

**Michael Kempa**  
*Zone Sales Manager*



# Agenda



# SIEMENS

## City of Brawley

- Challenges
- Quick Recap of the Project
  - Preliminary Assessment
  - Focus Areas for Detailed Study
- What's New?
- Next Steps
- The Brawley/Siemens Partnership
- Questions

# Challenges



- Unpredictable Rate Escalation
- Limited Leverage with Utility Negotiations



- Equipment Failures
- Deferred Maintenance



- CA State Meter Mandate – 9 Years
- Drought Restrictions
- Reduce Carbon Footprint

## Preliminary Assessment

**SIEMENS**

- Utility Data Analysis
- Facility Surveys
- Examine Equipment
- Water Master Plan
- Cash Flow Analysis



## Focus Areas (FIM's)



- Water Meters - AMR
- Indoor Lighting & HVAC
- Outdoor Lighting
- Community Pool
  - Variable Frequency Drive
  - Solar Heating (TBD)
- Smart Irrigation



## Revision Summary – What’s New?

**SIEMENS**



- Program Development Agreement
- Revised Cash Flow Scenarios
- Possible utilization of “Grant” monies
  - If approved, may be up to \$4M
  - Possible lower interest rate
  - Principal Forgiveness
  - Financed for 20 year term

# Project Cash Flow - Scenarios



Energy & Environmental Solutions

Project financial impacts due to aging water infrastructure and grant monies.

	<b>Scenario A (90% Meter Accuracy)</b>	<b>Scenario B (85% Meter Accuracy)</b>
	<b>Project Cost \$9.20 Million</b>	<b>Project Cost \$9.20 Million</b>
<b>Contribution from Grant monies*</b>	<b>\$2,500,000</b>	<b>\$0</b>
<b>Estimated Average Annual Energy Savings</b>	\$28,000	\$28,000
<b>Estimated Annual Increased Water &amp; Sewer Revenues</b>	\$236,000	\$365,000
<b>Estimated Annual Maintenance &amp; Operations Savings</b>	\$68,000	\$68,000
<b>15 Years Cumulative Estimated Cash Flow</b>	<b>\$15,000</b>	<b>\$749,000</b>

\* Cash Contribution monies will be applied from any qualified state and/or federal grant monies that the City applies for and if awarded. Siemens will assist the City in the entire application process.

# Next Step – Program Development Agreement (PDA)

**SIEMENS**

Energy & Environmental Solutions

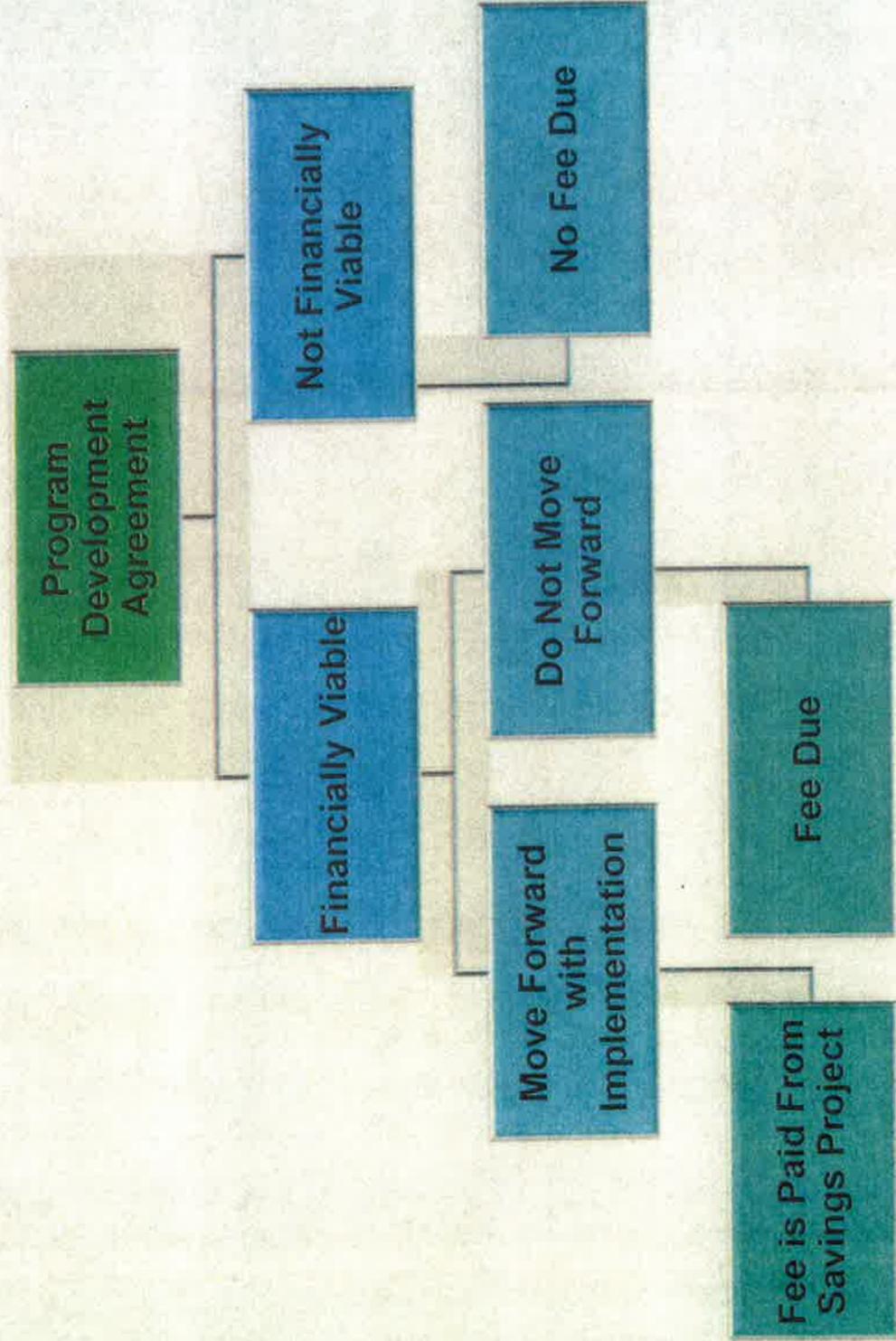
PDA

Prelim  
Assessment

Detailed Study

Implement  
Program  
Recognize  
Savings

# Program Development



## **Brawley's Siemens Team**

**SIEMENS**  
Energy & Environmental Solutions

Local Resources – 200 professionals

- Andy, P.E. – Sr. Ops Manager
- Prashanth – Ops Manager
- Shaun – Procurement
- Steve C. – Project Manager
- Sirisha – Sr. Engineer
- Steve P. – Sr. Project Developer
- Ernest – Business Development
- Gabe – Business Development
- Mike – Zone Sales Manager

Global Resources – 360,000 professionals

- 168 years of Innovation
- Centers of Excellence



## **Proven Track Record in California**

**City of Riverside - \$22,000,000 Total Saved**

**City of Santa Ana - \$750,000 Total Saved**

**City of Pomona – \$5,832,000 Total Saved**

**County of Merced - \$14,000,000 Total Saved**

**City of El Segundo - \$249,000 Total Saved**

**City of Camarillo - \$1,701,000 Total Saved**

**City of Costa Mesa - \$1,339,000 Total Saved**

# Questions?

**SIEMENS**

Energy & Environmental Solutions

## Unique Customer Benefits

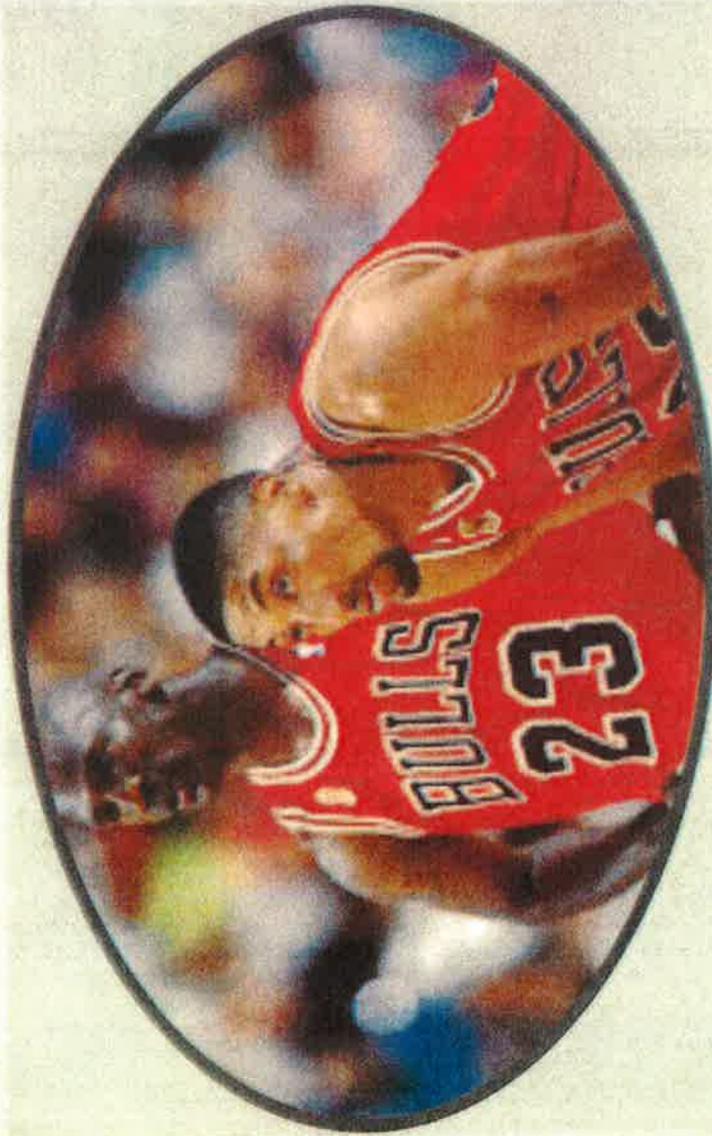
Energy and Water Conservation

Operational Efficiency

Revenue Enhancement

GHG Reduction

Sustainability



**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 19, 2016

City Manager:

*RBW*

**PREPARED BY:** Ruby D. Walla, Finance Director/City Treasurer  
Gordon R. Gaste, Planning Director

**PRESENTED BY:** Ruby D. Walla, Finance Director/City Treasurer

**SUBJECT:** Special Tax for the La Paloma Community Facilities District in the City of Brawley for Fiscal Year 2016-17

**CITY MANAGER RECOMMENDATION:** Approve City Council Resolution Authorizing Levy of Special Tax B for the various Community Facilities Districts within the City of Brawley for Fiscal Year 2016-2017. Consider reinstatement of Special Tax Levy A per City Council discussion of May 17, 2016.

**DISCUSSION:** Attached is the Administration Report and City Council Resolution for the 2016-17 Fiscal Year authorizing the levy of the special tax for the La Paloma Subdivision. Per City Council action on May 17, 2016 and subject to the City Council approving a Development Agreement for Units 1 and 2, Special Tax A levy is potentially scheduled for re-instatement for the community of La Paloma (2005-3).

The City Council may act to reinstate Tax A at the rate in effect at the time of suspension (2009/2010) or continue the suspension one more year at a rate of \$0.00. Please be advised that the levy amount may be subject to the assigned/maximum rate once all agreements and cost estimates are completed for the required improvements. Such a change may require the assessment of the maximum rate at a future time. However, the assessment of the maximum rate would not become effective until the next tax year of 2017/2018 with the approval of the Brawley City Council.

**FISCAL IMPACT:** **Tax B (maintenance and services)**  
(2005-3) La Paloma \$16,204.50

**Tax A (improvements bonding)**  
2005-3, La Paloma \$34,586.82

**ATTACHMENTS:** City Council Resolution  
Administration Report

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRAWLEY,  
CALIFORNIA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES  
DISTRICT NO. 2005-3 OF THE CITY OF BRAWLEY (LA PALOMA)  
AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN IMPROVEMENT AREA NO.  
1 OF COMMUNITY FACILITIES DISTRICT NO. 2005-3 FOR FISCAL YEAR  
2016-17.

**WHEREAS**, the City of Brawley (the "City") previously established Community Facilities District No. 2005-3 of the City of Brawley (La Paloma) ("CFD No. 2005-3"), and Improvement Area No. 1 therein ("Improvement Area No. 1"), all pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53111 (the "Act"); and

**WHEREAS**, the City Council for the City acting as the legislative body of CFD No. 2005-3 is authorized pursuant to Resolution Nos. 2006-20 and 2006-21 approved on June 6, 2006 (collectively, the "Resolutions of Formation") and the Ordinance Authorizing the Levy of the Special Tax adopted in connection therewith (the "Ordinance") to levy a special tax on property in CFD No. 2005-3 for the purpose of financing: (1) the maintenance of parks and open space as described in Resolution No. 2006-10, including all furnishings, equipment and supplies related thereto and (2) the provision of those police protection and fire protection and suppression services described in Resolution No. 2006-10 to the property in the CFD No. 2005-3 ((1) and (2) being referred to herein, collectively, as the "City Services"), (3) the purchase, construction, expansion, improvement or rehabilitation of certain real or other tangible property described in Resolution No. 2006-10 and incorporated herein by this reference, including storm drain, sewer, water, landscaping, curb and gutter, park, roadway, highway and bridge, traffic signals and safety lighting, flood control library, police, fire and recreation facilities (collectively, the "Facilities"), which Facilities have a useful life of five years or longer, and (4) the incidental expenses to be incurred in connection with financing the Facilities and forming and administering CFD No. 2005-3, all by the levy of special taxes for CFD No. 2005-3 pursuant to the Resolutions of Formation; and

**WHEREAS**, it is now necessary and appropriate that this City levy and collect the special taxes for Fiscal Year 2016-17 for the purposes specified in the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

**WHEREAS**, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance; and

**NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF BRAWLEY, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-3, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct.

**SECTION 2.** The special tax ("Special Tax") is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

**SECTION 3.** In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the City which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2016-17 at the tax rates set forth in the report prepared by David Taussig and Associates for CFD No. 2005-3 entitled "City of Brawley Improvement Area No. 1 of Community Facilities District No. 2005-3 (La Paloma)" (the "Report") submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the City Manager, for the City, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Imperial County Auditor.

**SECTION 4.** All of the collections of the special tax shall be used only as provided for in the Act and Resolutions of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in Resolutions of Formation.

**SECTION 5.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this City Council from time to time.

**SECTION 6.** The actions of City staff heretofore taken in order to obtain consent from the Imperial County Auditor to a later filing date are hereby ratified and the City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution and the Report to the Imperial County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for Fiscal Year 2016-17 on or before August 10, 2016, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**APPROVED, PASSED AND ADOPTED** at a regular meeting held on the 19th day of July, 2015.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

DAVID  
TAUSSIG  
& Associates, Inc.

CITY OF BRAWLEY  
IMPROVEMENT AREA No. 1 OF  
COMMUNITY FACILITIES DISTRICT  
No. 2005-3  
(LA PALOMA)

July 12, 2016

*Public Finance*  
*Public Private Partnerships*  
*Urban Economics*

---

*Newport Beach*  
Riverside  
San Francisco  
San Jose  
Dallas

---

**ADMINISTRATION REPORT  
FISCAL YEAR 2016-2017**

**CITY OF BRAWLEY  
IMPROVEMENT AREA No. 1 OF  
COMMUNITY FACILITIES DISTRICT No. 2005-3  
(LA PALOMA)**

---

**Prepared For**

**CITY OF BRAWLEY  
400 Main Street  
Brawley, California 92227**

**Prepared By**

**DAVID TAUSSIG & ASSOCIATES, INC.  
5000 Birch Street, Suite 6000  
Newport Beach, California 92660  
(949) 955-1500**

**July 12, 2016**

## TABLE OF CONTENTS

Section	Page
Introduction .....	1
<b>I. Special Tax Classifications and Development Update .....</b>	<b>2</b>
Special Tax A Classifications .....	2
Special Tax B Classifications .....	3
Development Update .....	3
<b>II. Fiscal Year 2015-2016 Special Tax Levies .....</b>	<b>4</b>
Fiscal Year 2015-2016 Special Tax A Levy .....	4
Fiscal Year 2015-2016 Special Tax B Levy .....	4
<b>III. Fiscal Year 2016-2017 Special Tax Requirement for Facilities .....</b>	<b>5</b>
<b>IV. Fiscal Year 2016-2017 Special Tax Requirement for Services .....</b>	<b>6</b>
<b>V. Method of Apportionment .....</b>	<b>7</b>
Maximum Special Taxes .....	7
Apportionment of Special Tax A .....	7
Apportionment of Special Tax B .....	8

### EXHIBITS

- Exhibit A: Boundary Map
- Exhibit B: Rate and Method of Apportionment
- Exhibit C-1: Fiscal Year 2016-2017 Special Tax Levy – Scenario 1
- Exhibit C-2: Fiscal Year 2016-2017 Special Tax Levy – Scenario 2

---

## INTRODUCTION

---

This Mello-Roos Community Facilities District Administration Report presents the findings of the research and financial analysis performed by David Taussig & Associates, Inc. to determine the special tax requirement for Improvement Area No. 1 ("IA No. 1") of Community Facilities District No. 2005-3 ("CFD No. 2005-3") of the City of Brawley ("the City") for fiscal year 2016-2017.

CFD No. 2005-3 is a legally constituted governmental entity established under the Mello-Roos Community Facilities Act of 1982, (the "Act") as amended. The Act provides an alternative method for the financing of certain public facilities and services. Specifically, IA No. 1 is authorized to issue up to \$7,000,000 in bonds. The proceeds of the bonds will be used to finance the construction, purchase, modification, expansion, improvement or rehabilitation of storm drain, sewer, landscaping, curb and gutter, park, water, roadway, highway and bridge, traffic signals and safety lighting, flood control, libraries, police, fire and recreation facilities. In addition, IA No. 1 is authorized to levy the Special Tax B to pay for (i) maintenance of parks, parkways, and open space, and (ii) police and fire protection services.

A map showing the property in IA No. 1 of CFD No. 2005-3 is included in Exhibit A.

The bonded indebtedness of IA No. 1 is both secured and repaid through the annual levy and collection of the Special Tax A from all property subject to the tax within the community facilities district. In calculating the special tax liability for fiscal year 2016-2017, this report examines the financial obligations of the current fiscal year and analyzes the level of development within IA No. 1. Pursuant to the Rate and Method of Apportionment ("RMA"), the Special Tax A shall be levied each year to fully satisfy the special tax requirement, but in no event shall it be levied after Fiscal Year 2046-2047. The Special Tax B shall be levied as long as necessary to meet the special tax requirement for services. The RMA is included in Exhibit B.

This report is organized into the following sections:

### Section I

Section I provides an update of the development status of property within IA No. 1.

### Section II

Section II analyzes the previous year's Special Tax A and Special Tax B levies.

### Section III

Section III determines the special tax requirement for facilities for IA No. 1 for fiscal year 2016-2017.

### Section IV

Section IV determines the special tax requirement for services for IA No. 1 for fiscal year 2016-2017.

### Section V

Section V reviews the methodology used to apportion the special tax requirement for facilities and the special tax requirement for services between Developed Property and Undeveloped Property. Tables of the 2016-2017 Special Tax A and Special Tax B for each classification of property are included.

**I. SPECIAL TAX CLASSIFICATIONS AND DEVELOPMENT UPDATE**

The methodology employed to calculate and apportion the special tax is contained in a document entitled the Rate and Method of Apportionment for Improvement Area No. 1 ("RMA"). The RMA establishes the Special Tax A which is used to pay debt service on bonds and pay directly for the construction of facilities and the Special Tax B which is used to fund the cost of annual services. The RMA defines two categories of property, namely "Developed Property," and "Undeveloped Property."

Developed Property is distinguished from Undeveloped Property by the issuance of a building permit. Specifically, property for which a building permit for new construction was issued as of January 1 of the previous Fiscal Year shall be considered Developed Property. For example, all property in CFD No. 2005-3 for which building permits were issued as of January 1, 2016, will be classified as Developed Property in fiscal year 2016-2017.

**Special Tax A Classifications**

For purposes of calculating the Special Tax A, the category of Developed Property is divided into eight separate special tax classifications based on the type of structure built. A table of the Developed Property special tax classifications is shown below.

**Community Facilities District No. 2005-3  
Improvement Area No. 1  
Special Tax A  
Developed Property Classifications**

Land Use Class	Description	Square Footage
1	Residential Property	≥ 2,850 s.f.
2	Residential Property	2,600 - 2,849 s.f.
3	Residential Property	2,350 - 2,599 s.f.
4	Residential Property	2,100 - 2,349 s.f.
5	Residential Property	1,850 - 2,099 s.f.
6	Residential Property	1,600 - 1,849 s.f.
7	Residential Property	< 1,600 s.f.
8	Non-Residential Property	Not Applicable

**Special Tax B Classifications**

For purposes of calculating the Special Tax B, the category of Developed Property is divided into two separate special tax classifications for Residential Property and Non-Residential Property.

No Special Tax B is levied on Non-Residential Property and Undeveloped Property.

**Development Update**

As of January 1, 2016 building permits had been issued for 25 single family detached units within CFD No. 2005-3. The table below indicates the cumulative Developed Property within IA No. 1 of CFD No. 2005-3.

The table below lists the aggregate amount of Developed Property by special tax classification.

**Community Facilities District No. 2005-3  
Improvement Area No. 1  
Fiscal Year 2016-2017  
Cumulative Developed Property**

Land Use Class	Description	Square Footage	Number of Units/Acres
1	Residential Property	≥ 2,850 s.f.	4 units
2	Residential Property	2,600 – 2,849 s.f.	3 units
3	Residential Property	2,350 – 2,599 s.f.	2 units
4	Residential Property	2,100 – 2,349 s.f.	2 units
5	Residential Property	1,850 – 2,099 s.f.	4 units
6	Residential Property	1,600 – 1,849 s.f.	3 units
7	Residential Property	< 1,600 s.f.	7 units
8	Non-Residential Property	Not Applicable	0 acres

---

## **II. FISCAL YEAR 2015-2016 SPECIAL TAX LEVIES**

---

### **Fiscal Year 2015-2016 Special Tax A Levy**

The Special Tax A was not levied in fiscal year 2015-2016.

### **Fiscal Year 2015-2016 Special Tax B Levy**

The aggregate special tax levy for fiscal year 2015-2016 equaled \$15,886.50. As of June 30, 2016, all \$15,886.50 in special taxes had been collected by the County.

---

### III. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR FACILITIES

---

Since bonds have not yet been issued for IA No. 1, the City is authorized to levy Special Tax A on Developed Property to pay directly for the acquisition or construction of facilities eligible to be financed by IA No. 1 and annual administrative expenses as provided for by the RMA. This report presents the levy of the Special Tax A under two scenarios.

#### **Scenario 1: Levy Special Tax A**

Under Scenario 1, the City will levy Special Tax A at 87.06% of the Assigned Special Tax A on Developed Property to pay directly for the acquisition or construction of facilities and administrative expenses. Under this scenario, the total amount of Special Tax A to be levied for fiscal year 2016-2017 is equal to \$34,586.82.

#### **Scenario 2: No Levy of Special Tax A**

Under Scenario 2, the City will not levy Special Tax A in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA.

---

**IV. FISCAL YEAR 2016-2017 SPECIAL TAX REQUIREMENT FOR SERVICES**

---

Pursuant to the RMA, the Special Tax B may be levied in IA No. 1 to pay for (a) maintenance of parks, parkways, and open space, (b) police and fire protection services, and (c) administrative expenses; less (d) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator. For fiscal year 2016-2017 the funds required from IA No. 1 exceed the maximum Special Tax B that can be collected from Developed Property. Therefore, the special tax requirement for services is limited to \$16,204.50, the amount that can be collected through the levy of the maximum Special Tax B.

---

## V. METHOD OF APPORTIONMENT

---

### Maximum Annual Special Taxes

The amount of special taxes that CFD No. 2005-3 may levy is strictly limited by the maximum special taxes set forth in the Rate and Method of Apportionment. The Maximum Special Tax A is specified in Section C.1 of the RMA for IA No. 1<sup>1</sup>. The Maximum Special Tax B is specified in Section C.2. On each July 1, commencing on July 1, 2007, the Maximum Special Tax A and Maximum Special Tax B shall be increased by an amount equal to two percent (2%) of the maximum Special Tax in effect for the previous Fiscal Year.

### Apportionment of Special Tax A

The annual Special Tax A that is apportioned to each parcel is determined through the application of Section D.1 of the RMA for IA No. 1.

The first step states that the Council shall levy the Special Tax A Proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A. If the sum of the amount collected in step one is insufficient to satisfy the Special Tax Requirement for Facilities, then the second step is applied. The second step states that the Council shall Proportionately levy the Special Tax A on each Assessor's Parcel of Undeveloped Property up to the Maximum Special Tax A applicable to each Assessor's Parcel of Undeveloped Property to satisfy the Special Tax Requirement for Facilities. The third and fourth steps are designed to accommodate changes in land use and are intended to be used only as a last resort. Since actual land uses have not substantially deviated from the original projections, these steps are not necessary.

#### Scenario 1: Levy Special Tax A

Application of the first step generates Special Tax A revenues of \$39,729.48 from Developed Property, which is more than sufficient to satisfy the special tax requirement for facilities. Therefore, under Scenario 1 the fiscal year 2016-2017 Special Tax A levy for each parcel is equal to 87.06 percent of the Assigned Special Tax A.

#### Scenario 2: No Levy of Special Tax A

Under Scenario 2, Special Tax A will not be levied in fiscal year 2016-2017. However, the City reserves the right to levy the Special Tax A in all subsequent fiscal years as authorized under the RMA.

The fiscal year 2016-2017 Assigned Special Tax A, as well as the proposed tax rates to be levied under Scenario 1 and Scenario 2 are shown in the following table.

---

<sup>1</sup> Technically, Section C states that the Maximum Special Tax A for a parcel of Developed Property is equal to the greater of (i) the "Backup Special Tax A" or (ii) the Assigned Special Tax A. The Backup Special Tax A was established for the contingency of a shortfall in revenues resulting from significant changes in development densities. The contingency for which the Backup Special Tax A was established does not exist and hence, all discussion of Maximum Special Tax A for Developed Property focuses on the Assigned Special Tax A.

**Community Facilities District No. 2005-3  
Improvement Area No. 1  
Fiscal Year 2016-2017 Special Tax A**

Land Use Class	Description	Residential Floor Area	FY 2016-2017 Assigned/Maximum Special Tax A	FY 2016-2017 Proposed Special Tax A (Scenario 1)	FY 2016-2017 Proposed Special Tax A (Scenario 2)
1	Residential Property	≥ 2,850 s.f.	\$2,050.33 per unit	\$1,784.94 per unit	\$0.00 per unit
2	Residential Property	2,600 - 2,849 s.f.	\$1,973.56 per unit	\$1,718.10 per unit	\$0.00 per unit
3	Residential Property	2,350 - 2,599 s.f.	\$1,821.18 per unit	\$1,585.44 per unit	\$0.00 per unit
4	Residential Property	2,100 - 2,349 s.f.	\$1,668.81 per unit	\$1,452.80 per unit	\$0.00 per unit
5	Residential Property	1,850 - 2,099 s.f.	\$1,516.43 per unit	\$1,320.14 per unit	\$0.00 per unit
6	Residential Property	1,600 - 1,849 s.f.	\$1,362.83 per unit	\$1,186.42 per unit	\$0.00 per unit
7	Residential Property	< 1,600 s.f.	\$1,210.47 per unit	\$1,053.78 per unit	\$0.00 per unit
8	Non-Residential Property	NA	\$14,560.88 per Acre	\$0.00 per Acre	\$0.00 per Acre
NA	Undeveloped Property	NA	\$19,208.91 per Acre	\$0.00 per Acre	\$0.00 per Acre

Exhibits C-1 and C-2 include a list of the proposed Special Tax A to be levied against each parcel in CFD No. 2005-3 under Scenario 1 and Scenario 2, respectively.

**Apportionment of Special Tax B**

The annual Special Tax B that is apportioned to each parcel is determined through the application of Section D.2 of the RMA for IA No. 1.

Commencing with Fiscal Year 2006-2007 and for each following Fiscal Year, the Council shall levy Special Tax B so that the amount of Special Tax B equals the special tax requirement for services. The special tax shall be levied proportionally on each Assessor's Parcel of Residential Property at up to 100% of the maximum Special Tax B.

Using this methodology generates Special Tax B revenues of \$16,204.50 from Residential Property. The fiscal year 2016-2017 assigned special taxes are shown for each classification of Developed Property in the following table.

**Community Facilities District No. 2005-3  
Improvement Area No. 1  
Fiscal Year 2016-2017 Special Tax B**

Description	FY 2016-2017 Maximum Special Tax	FY 2016-2017 Actual Special Tax B
Residential Property	\$648.18 per unit	\$648.18 per unit

Please note, pursuant to the RMA for IA No. 1, no Special Tax B shall be levied on Non-Residential Property and Undeveloped Property.

A list of the actual Special Tax B levied against each parcel in CFD No. 2005-3 is included in Exhibit C-1 and C-2.

**EXHIBIT A**

---

**IA No. 1 of  
CFD No. 2005-3 of  
City of Brawley**

**Boundary Map**

---



**EXHIBIT B**

---

**IA No. 1 of  
CFD No. 2005-3 of  
City of Brawley**

**Rate and Method of Apportionment**

---

**RATE AND METHOD OF APPORTIONMENT FOR  
IMPROVEMENT AREA NO. 1 OF  
CITY OF BRAWLEY  
COMMUNITY FACILITIES DISTRICT NO. 2005-3  
(LA PALOMA)**

A Special Tax as hereinafter defined shall be levied on all Assessor's Parcels in Improvement Area No. 1 ("IA No. 1") of the City of Brawley Community Facilities District No. 2005-3 (La Paloma) ("CFD No. 2005-3") and collected each Fiscal Year commencing in Fiscal Year 2006-07, in an amount determined by the Council, in an amount determined by the Council according to the method of apportionment set forth herein. All of the real property in IA No. 1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable Final Map, parcel map, condominium plan, or other recorded County parcel map. An Acre equals 43,560 square feet of land area.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the following actual or reasonably estimated costs directly related to the administration of IA No. 1: the costs of computing the Special Taxes and preparing the annual Special Tax collection schedules (whether by the City or designee thereof or both); the costs of collecting the Special Taxes (whether by the City or otherwise); the costs of remitting the Special Taxes to the Trustee; the costs of the Trustee (including its legal counsel) in the discharge of the duties required of it under the Indenture; the costs to the City, IA No. 1 or any designee thereof of complying with arbitrage rebate requirements; the costs to the City, IA No. 1 or any designee thereof of complying with City, IA No. 1 or obligated persons disclosure requirements associated with applicable federal and state securities laws and of the Act; the costs associated with preparing Special Tax disclosure statements and responding to public inquiries regarding the Special Taxes; the costs of the City, IA No. 1 or any designee thereof related to an appeal of the Special Tax; the costs associated with the release of funds from an escrow account; and the City's annual administration fees and third party expenses. Administrative Expenses shall also include amounts estimated or advanced by the City or IA No. 1 for any other administrative purposes of IA No. 1, including attorney's fees and other costs related to commencing and pursuing to completion any foreclosure, or otherwise addressing the disposition of delinquent Special Taxes.

**"Assessor's Parcel"** means any real property to which an Assessor's parcel number is assigned as shown on an Assessor's Parcel Map.

**"Assessor's Parcel Map"** means an official map of the County Assessor of the County designating parcels by Assessor's parcel number.

**"Assigned Special Tax A"** means the Special Tax A for each Land Use Class of Developed Property within IA No. 1, as determined in accordance with Section C below.

**"Backup Special Tax A"** means the Special Tax A applicable to each Assessor's Parcel of Residential Property within IA No. 1, as determined in accordance with Section C below.

**"Bonds"** means any bonds or other debt (as defined in Section 53317(d) of the Act), whether in one or more series, issued by IA No. 1 under the Act.

**"CFD Administrator"** means the official of the City, or designee thereof, responsible for determining the Special Tax Requirement for Facilities, the Special Tax Requirement for Services, and providing for the levy and collection of the Special Taxes.

**"CFD No. 2005-3"** means the City of Brawley Community Facilities District No. 2005-3 (La Paloma).

**"City"** means the City of Brawley.

**"Council"** means the City Council of the City, acting as the legislative body of CFD No. 2005-3.

**"County"** means the County of Imperial.

**"Developed Property"** means, for each Fiscal Year, all Taxable Property, exclusive of Other Taxable Property, for which a building permit for new construction was issued after January 1, 2006 and prior to January 1 of the prior Fiscal Year.

**"Final Map"** means (i) a final map, or portion thereof, approved by the City pursuant to the Subdivision Map Act (California Government Code Section 66410 *et seq.*) that creates individual lots or parcels for which residential building permits may be issued, or (ii) for condominiums, a final map approved by the City and a condominium plan recorded pursuant to California Civil Code Section 1352 creating such individual lots or parcels.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Improvement Area No. 1" or "IA No. 1"** means Improvement Area No. 1 of CFD No. 2005-3, as identified on the boundary map for CFD No. 2005-3.

**"Indenture"** means the indenture, fiscal agent agreement, resolution or other instrument pursuant to which Bonds are issued, as modified, amended and/or supplemented from time to time.

**"Land Use Class"** means any of the classes listed in Table I below.

**"Maximum Special Tax"** means the Maximum Special Tax A and/or Maximum Special Tax B, as applicable.

**"Maximum Special Tax A"** means the Maximum Special Tax A, determined in accordance with Section C.1 below, that can be levied in any Fiscal Year on any Assessor's Parcel within IA No. 1.

**"Maximum Special Tax B"** means the Maximum Special Tax B, determined in accordance with Section C.2 below, that can be levied in any Fiscal Year on any Assessor's Parcel within IA No. 1.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit(s) was issued for a non-residential use.

**"Outstanding Bonds"** means all Bonds which are deemed to be outstanding under the Indenture.

**"Other Taxable Property"** means Taxable Public Property and Taxable Property Owner Association Property.

**"Property Owner Association Property"** means, for each Fiscal Year, any property within the boundaries of IA No. 1 that was owned by a property owner association, including any master or sub-association, as of January 1 of the prior Fiscal Year.

**"Proportionately"** means, for Developed Property, that the ratio of the actual Special Tax A levy to the Assigned Special Tax A is equal for all Assessor's Parcels of Developed Property, and that the ratio of the actual Special Tax B levy to the Maximum Special Tax B is equal for all Assessor's Parcels of Developed Property. For Undeveloped Property and Other Taxable Property, "Proportionately" means that the ratio of the actual Special Tax A levy per Acre to the Maximum Special Tax A per Acre is equal for all Assessor's Parcels of Undeveloped Property or Other Taxable Property.

**"Public Property"** means, for each Fiscal Year, any property within IA No. 1 that is owned by, irrevocably offered for dedication to, or dedicated to the federal government, the State, the County, the City, or any other public agency as of June 30 of the prior Fiscal Year; provided however that any property leased by a public agency to a private entity and subject to taxation under Section 53340.1 of the Act shall be taxed and classified in accordance with its use. To ensure that property is classified as Public Property in the first Fiscal Year after it is acquired by, irrevocably offered for dedication to, or dedicated to a public agency, the property owner shall notify the CFD Administrator in writing of such acquisition, offer, or

dedication not later than June 30 of the Fiscal Year in which the acquisition, offer, or dedication occurred.

**"Residential Floor Area"** means all of the square footage of living area within the perimeter of a residential structure, not including any carport, walkway, garage, overhang, patio, enclosed patio, or similar area. The determination of Residential Floor Area shall be made by reference to the building permit(s) issued for such Assessor's Parcel.

**"Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for purposes of constructing one or more residential dwelling units.

**"Special Tax"** means the Special Tax A and/or Special Tax B, as applicable.

**"Special Tax A"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement for Facilities.

**"Special Tax B"** means the special tax to be levied in each Fiscal Year on each Assessor's Parcel of Developed Property to fund the Special Tax Requirement for Services.

**"Special Tax Requirement for Facilities"** means that amount required in any Fiscal Year for IA No. 1 to: (i) pay debt service on all Outstanding Bonds; (ii) pay periodic costs on the Bonds, including but not limited to, credit enhancement and rebate payments on the Bonds; (iii) pay all or a portion of the Administrative Expenses as determined by the CFD Administrator; (iv) pay any amounts required to establish or replenish any reserve funds for all Outstanding Bonds; (v) pay directly for acquisition or construction of IA No. 1 facilities eligible under the Act; and (vi) pay for reasonably anticipated Special Tax A delinquencies based on the historical delinquency rate for IA No. 1 as determined by the CFD Administrator; less (vii) a credit for funds available to reduce the annual Special Tax A levy, as determined by the CFD Administrator pursuant to the Indenture.

**"Special Tax Requirement for Services"** means that amount required in any Fiscal Year for IA No. 1 to: (i) pay directly for maintenance of parks, parkways, and open space; (ii) pay directly for police and fire protection services; (iii) pay Administrative Expenses not funded through the Special Tax Requirement for Facilities as determined by the CFD Administrator; less (iv) a credit for funds available to reduce the annual Special Tax B levy, as determined by the CFD Administrator.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of IA No. 1 which are not exempt from the Special Tax pursuant to law or Section E below.

**"Taxable Property Owner Association Property"** means all Assessor's Parcels of Property Owner Association Property that are not exempt pursuant to Section E below.

**"Taxable Public Property"** means all Assessor's Parcels of Public Property that are not exempt pursuant to Section E below.

**"Trustee"** means the trustee or fiscal agent under the Indenture.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Other Taxable Property.

**B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year, all Taxable Property within IA No. 1 shall be classified as Developed Property, Other Taxable Property, or Undeveloped Property, and shall be subject to Special Taxes in accordance with the rate and method of apportionment determined pursuant to Sections C and D below. Developed Property shall be classified as Residential Property and Non-Residential Property. Residential Property shall be assigned to Land Use Classes 1 through 7. Non-Residential Property shall be assigned to Land Use Class 8.

The Assigned Special Tax A for Residential Property shall be based on the Residential Floor Area of the dwelling unit(s) located on the Assessor's Parcel, as specified in Table 1 below. The Assigned Special Tax A for Non-Residential Property shall be based on the Acreage of the Assessor's Parcel.

**C. MAXIMUM SPECIAL TAX**

**1. SPECIAL TAX A**

a. Developed Property

(i) Maximum Special Tax A

The Maximum Special Tax A for each Assessor's Parcel classified as Developed Property shall be the greater of (i) the amount derived by application of the Assigned Special Tax A or (ii) the amount derived by application of the Backup Special Tax A.

(ii) Assigned Special Tax A

The FY 2006-07 Assigned Special Tax A for each Land Use Class is shown below in Table 1.

**TABLE 1**

**Assigned Special Tax A for Developed Property in  
IA No. 1 of CFD No. 2005-3**

Land Use Class	Description	Residential Floor Area	FY 2006-07 Assigned Special Tax A
1	Residential Property	≥ 2,850 s.f.	\$1,682 per unit
2	Residential Property	2,600 – 2,849 s.f.	\$1,619 per unit
3	Residential Property	2,350 – 2,599 s.f.	\$1,494 per unit
4	Residential Property	2,100 – 2,349 s.f.	\$1,369 per unit
5	Residential Property	1,850 – 2,099 s.f.	\$1,244 per unit
6	Residential Property	1,600 – 1,849 s.f.	\$1,118 per unit
7	Residential Property	< 1,600 s.f.	\$993 per unit
8	Non-Residential Property	NA	\$11,945 per Acre

On each July 1, commencing July 1, 2007, the Assigned Special Tax A for each Land Use Class shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

(iii) Backup Special Tax A

a. Residential Property

The Fiscal Year 2006-07 Backup Special Tax A attributable to Residential Property within a Final Map will equal \$11,945 multiplied by the Acreage of all Taxable Property located within such Final Map, excluding current or expected Non-Residential Property, Taxable Public Property and Taxable Property Owner Association Property.

The Fiscal Year 2006-07 Backup Special Tax A for each Assessor's Parcel of Residential Property in a Final Map shall be computed by dividing the aggregate Backup Special Tax A attributable to the Assessor's Parcel of Taxable Property for which building permits for residential construction have or may be issued, as determined in the preceding paragraph, by the number of such Assessor's Parcels (i.e., the expected number of residential units).

Notwithstanding the foregoing, if all or any portion of a Final Map is subsequently changed or modified, then the Backup Special Tax A for each Assessor's Parcel of Residential

Property in such Final Map that is changed or modified shall be a rate per Acre calculated as follows:

1. Determine the total Backup Special Tax A anticipated to apply to the changed or modified portion of the Final Map prior to the change or modification.
2. The result of paragraph 1 above shall be divided by the total Acreage of Residential Property, excluding Taxable Public Property and Taxable Property Owner Association Property which is ultimately expected to exist in such changed or modified Final Map area as reasonably determined by the CFD Administrator.
3. The result is the Backup Special Tax A per Acre which shall be applicable to all Assessor's Parcels of Residential Property in such changed or modified Final Map.

On each July 1, commencing July 1, 2007 the Backup Special Tax A shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

b. Non-Residential Property

There shall be no Backup Special Tax A levied on Non-Residential Property.

(iv) Multiple Land Use Classes

In some instances an Assessor's Parcel of Developed Property may contain more than one Land Use Class. The Assigned Special Tax A levied on an Assessor's Parcel shall be the sum of the Assigned Special Tax A for all Land Use Classes located on that Assessor's Parcel. The Maximum Special Tax A that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax A that can be levied for all Land Use Classes located on that Assessor's Parcel. For an Assessor's Parcel that contains both Residential Property and Non-Residential Property, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The CFD Administrator's allocation to each type of property shall be final.

b. Maximum Special Tax A for Undeveloped Property and Other Taxable Property

The FY 2006-07 Maximum Special Tax A for Undeveloped Property and Other Taxable Property shall be \$15,758 per Acre. On each July 1, commencing July 1, 2007 the Maximum Special Tax A for Undeveloped Property and Other Taxable Property shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

2. **SPECIAL TAX B**

a. Residential Property

The Fiscal Year 2006-07 Maximum Special Tax B for each Assessor's Parcel classified as Residential Property shall be \$531.73 per dwelling unit. On each July 1, commencing July 1, 2007 the Maximum Special Tax B shall be increased by an amount equal to two percent (2%) of the amount in effect for the previous Fiscal Year.

b. Non-Residential Property, Undeveloped Property, and Other Taxable Property

There shall be no Special Tax B levied on Non-Residential Property, Undeveloped Property, and Other Taxable Property.

D. APPORTIONMENT OF THE ANNUAL SPECIAL TAX

1. **SPECIAL TAX A**

Commencing with Fiscal Year 2006-07 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Facilities and shall levy the Special Tax A as follows:

First: The Special Tax A shall be levied proportionately on each Assessor's Parcel of Developed Property at up to 100% of the Assigned Special Tax A;

Second: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first step has been completed, the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property at up to 100% of the Maximum Special Tax A for Undeveloped Property;

Third: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first two steps have been completed, then the levy of the Special Tax A on each Assessor's Parcel of Developed Property whose Maximum Special Tax A is determined through the application of the Backup Special Tax A shall be increased in equal percentages from the Assigned Special Tax A up to the Maximum Special Tax A for each such Assessor's Parcel;

Fourth: If additional monies are needed to satisfy the Special Tax Requirement for Facilities after the first three steps have been completed, then the Special Tax A shall be levied Proportionately on each Assessor's Parcel of Other Taxable Property at up to the Maximum Special Tax A for Other Taxable Property.

**2. SPECIAL TAX B**

Commencing with Fiscal Year 2006-07 and for each following Fiscal Year, the Council shall determine the Special Tax Requirement for Services and shall levy the Special Tax B as follows:

The Special Tax B shall be levied Proportionately on each Assessor's Parcel of Residential Property at up to 100% of the Maximum Special Tax B.

Notwithstanding the above, under no circumstances will the Special Tax levied against any Assessor's Parcel of Residential Property for which an occupancy permit for private residential use has been issued be increased by more than ten percent as a consequence of delinquency or default by the owner of any other Assessor's Parcel within IA No. 1.

**E. EXEMPTIONS**

**1. SPECIAL TAX A**

No Special Tax A shall be levied on up to 35.97 Acres of Public Property and Property Owner Association Property in IA No. 1. Tax-exempt status will be assigned by the CFD Administrator in the chronological order in which property becomes Public Property or Property Owner Association Property. However, should an Assessor's Parcel no longer be classified as Public Property or Property Owner Association Property, its tax-exempt status will be revoked.

Public Property or Property Owner Association Property that is not exempt from Special Tax A under this section shall be subject to the levy of the Special Tax A and shall be taxed Proportionately as part of the fourth step in Section D.1 above, at up to 100% of the applicable Maximum Special Tax A for Other Taxable Property, to the extent permitted by law.

**2. SPECIAL TAX B**

No Special Tax B shall be levied on Non-Residential Property, Undeveloped Property, Public Property, or Property Owner Association Property.

F. APPEALS AND INTERPRETATIONS

Any landowner or resident may file a written appeal of the Special Tax on his/her property with the CFD Administrator, provided that the appellant is current in his/her payments of Special Taxes. During the pendency of an appeal, all Special Taxes previously levied must be paid on or before the payment date established when the levy was made. The appeal must specify the reasons why the appellant claims the Special Tax is in error. The CFD Administrator shall review the appeal, meet with the appellant if the CFD Administrator deems necessary, and advise the appellant of its determination. If the CFD Administrator agrees with the appellant, the CFD Administrator shall eliminate or reduce the Special Tax on the appellant's property and/or provide a refund to the appellant. If the CFD Administrator disagrees with the appellant and the appellant is dissatisfied with the determination, the appellant then has 30 days in which to appeal to the Council by filing a written notice of appeal with the City Clerk, provided that the appellant is current in his/her payments of Special Taxes. The second appeal must specify the reasons for its disagreement with the CFD Administrator's determination.

Interpretations may be made by the Council by ordinance or resolution for purposes of clarifying any vagueness or ambiguity in this Rate and Method of Apportionment.

G. MANNER OF COLLECTION

The Special Tax will be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that IA No. 1 may directly bill the Special Tax, may collect the Special Tax at a different time or in a different manner if necessary to meet its financial obligations, and may covenant to foreclose and may actually foreclose on delinquent Assessor's Parcels as permitted by the Act.

H. PREPAYMENT OF SPECIAL TAX

The following definition applies to this Section H:

**"CFD Public Facilities"** means either \$5.0 million in 2006 dollars, which shall increase by the Construction Inflation Index on July 1, 2007, and on each July 1 thereafter, or such lower number as (i) shall be determined by the CFD Administrator as sufficient to provide the public facilities to be provided by IA No. 1 under the authorized bonding program for IA No. 1, or (ii) shall be determined by the Council concurrently with a covenant that it will not issue any more Bonds to be supported by Special Taxes levied under this Rate and Method of Apportionment as described in Section D.

**"Construction Fund"** means an account specifically identified in the Indenture to hold funds which are currently available for expenditure to acquire or construct public facilities eligible under the Act.

**"Construction Inflation Index"** means the annual percentage change in the Engineering News-Record Building Cost Index for the City of Los Angeles, measured as of the calendar year which ends in the previous Fiscal Year. In the event this index ceases to be published, the Construction Inflation Index shall be another index as determined by the CFD Administrator that is reasonably comparable to the Engineering News-Record Building Cost Index for the City of Los Angeles.

**"Future Facilities Costs"** means the CFD Public Facilities minus (i) public facility costs previously paid from the Construction Fund, (ii) moneys currently on deposit in the Construction Fund, and (iii) moneys currently on deposit in an escrow fund that are expected to be available to finance facilities costs.

**"Outstanding Bonds"** means all Previously Issued Bonds which are deemed to be outstanding under the Indenture after the first interest and/or principal payment date following the current Fiscal Year.

**"Previously Issued Bonds"** means all Bonds that have been issued by IA No. 1 prior to the date of prepayment.

**1. Prepayment in Full**

The obligation of an Assessor's Parcel to pay the Special Tax A may be prepaid and permanently satisfied as described herein; provided that a prepayment may be made only for Assessor's Parcels of Developed Property or Undeveloped Property for which a building permit has been issued, and only if there are no delinquent Special Taxes with respect to such Assessor's Parcel at the time of prepayment. An owner of an Assessor's Parcel intending to prepay the Special Tax A obligation shall provide the CFD Administrator with written notice of intent to prepay. Within 30 days of receipt of such written notice, the CFD Administrator shall notify such owner of the prepayment amount of such Assessor's Parcel. The CFD Administrator may charge a reasonable fee for providing this service. Prepayment must be made not less than 45 days prior to the next occurring date that notice of redemption of Bonds from the proceeds of such prepayment may be given to the Trustee pursuant to the Indenture.

The Special Tax A Prepayment Amount (defined below) shall be calculated as summarized below (capitalized terms as defined below):

	Bond Redemption Amount
plus	Redemption Premium
plus	Future Facilities Amount
plus	Defeasance Amount
plus	Administrative Fees and Expenses
less	Reserve Fund Credit
less	<u>Capitalized Interest Credit</u>
Total: equals	Prepayment Amount

As of the proposed date of prepayment, the Special Tax A Prepayment Amount (defined below) shall be calculated as follows:

**Paragraph No.:**

1. Confirm that no Special Tax delinquencies apply to such Assessor's Parcel.
2. For Assessor's Parcels of Developed Property, compute the Assigned Special Tax A and Backup Special Tax A applicable for the Assessor's Parcel to be prepaid. For Assessor's Parcels of Undeveloped Property (for which a building permit has been issued) to be prepaid, compute the Assigned Special Tax A and Backup Special Tax A for that Assessor's Parcel as though it was already designated as Developed Property, based upon the building permit which has already been issued for that Assessor's Parcel.
3. (a) Divide the Assigned Special Tax A computed pursuant to paragraph 2 by the total estimated Assigned Special Tax A for the entire IA No. 1 based on the Developed Property Special Tax A which could be charged in the current Fiscal Year on all expected development through buildout of the IA No. 1, excluding any Assessor's Parcels which have been prepaid, and  
  
(b) Divide the Backup Special Tax A computed pursuant to paragraph 2 by the estimated total Backup Special Tax A at buildout of the IA No. 1, excluding any Assessor's Parcels which have been prepaid.
4. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the Outstanding Bonds to compute the amount of Outstanding Bonds to be retired and prepaid (the "Bond Redemption Amount").
5. Multiply the Bond Redemption Amount computed pursuant to paragraph 4 by the applicable redemption premium, if any, on the Outstanding Bonds to be redeemed (the "Redemption Premium").
6. Compute the current Future Facilities Costs.
7. Multiply the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the amount determined pursuant to paragraph 6 to compute the amount of Future Facilities Costs to be prepaid (the "Future Facilities Amount").
8. Compute the amount needed to pay interest on the Bond Redemption Amount from the first bond interest and/or principal payment date following the current Fiscal Year until the earliest redemption date for the Outstanding Bonds.
9. Determine the Special Tax A levied on the Assessor's Parcel in the current Fiscal Year which has not yet been paid.

10. Compute the minimum amount the CFD Administrator reasonably expects to derive from the reinvestment of the Special Tax Prepayment Amount less the Future Facilities Amount and the Administrative Fees and Expenses from the date of prepayment until the redemption date for the Outstanding Bonds to be redeemed with the prepayment.
11. Add the amounts computed pursuant to paragraphs 8 and 9 and subtract the amount computed pursuant to paragraph 10 (the "Defeasance Amount").
12. Verify the administrative fees and expenses of IA No. 1, including the costs of computation of the prepayment, the costs to invest the prepayment proceeds, the costs of redeeming Bonds, and the costs of recording any notices to evidence the prepayment and the redemption (the "Administrative Fees and Expenses").
13. The reserve fund credit ("Reserve Fund Credit") shall equal the lesser of: (a) the expected reduction in the reserve requirement (as defined in the Indenture), if any, associated with the redemption of Outstanding Bonds as a result of the prepayment, or (b) the amount derived by subtracting the new reserve requirement (as defined in the Indenture) in effect after the redemption of Outstanding Bonds as a result of the prepayment from the balance in the reserve fund on the prepayment date, but in no event shall such amount be less than zero.
14. If any capitalized interest for the Outstanding Bonds will not have been expended at the time of the first interest and/or principal payment following the current Fiscal Year, a capitalized interest credit shall be calculated by multiplying the larger quotient computed pursuant to paragraph 3(a) or 3(b) by the expected balance in the capitalized interest fund after such first interest and/or principal payment (the "Capitalized Interest Credit").
15. The Special Tax A prepayment is equal to the sum of the amounts computed pursuant to paragraphs 4, 5, 7, 11 and 12, less the amounts computed pursuant to paragraphs 13 and 14 (the "Prepayment Amount").
16. From the Prepayment Amount, the amounts computed pursuant to paragraphs 4, 5, 11, 13 and 14 shall be deposited into the appropriate fund as established under the Indenture and be used to retire Outstanding Bonds or make debt service payments. The amount computed pursuant to paragraph 7 shall be deposited into the construction fund. The amount computed pursuant to paragraph 12 shall be retained by IA No. 1.

The Special Tax A Prepayment Amount may be sufficient to redeem other than a \$5,000 increment of Bonds. In such cases, the increment above \$5,000 or integral multiple thereof will be retained in the appropriate fund established under the Indenture to be used with the next prepayment of bonds or to make debt service payments.

As a result of the payment of the current Fiscal Year's Special Tax A levy as determined under paragraph 9 (above), the CFD Administrator shall remove the current Fiscal Year's

Special Tax A levy for such Assessor's Parcel from the County tax rolls. With respect to any Assessor's Parcel that is prepaid, the Council shall cause a suitable notice to be recorded in compliance with the Act, to indicate the prepayment of Special Tax A and the release of the Special Tax A lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay the Special Tax A shall cease.

Notwithstanding the foregoing, no prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

The Special Tax B may not be prepaid.

## 2. Prepayment in Part

The Special Tax A on an Assessor's Parcel of Developed Property or an Assessor's Parcel of Undeveloped Property for which a building permit has been issued may be partially prepaid. The amount of the prepayment shall be calculated as in Section H.1; except that a partial prepayment shall be calculated according to the following formula:

$$PP = [(P_E - AE) \times F] + AE$$

These terms have the following meaning:

- AE = the Administrative Fees and Expenses
- PP = the partial prepayment
- P<sub>E</sub> = the Prepayment Amount calculated according to Section H.1
- F = the percentage by which the owner of the Assessor's Parcel is partially prepaying the Special Tax A.

The owner of any Assessor's Parcel who desires such prepayment shall notify the CFD Administrator of such owner's intent to partially prepay the Special Tax A and the percentage by which the Special Tax A shall be prepaid. The CFD Administrator shall provide the owner with a statement of the amount required for the partial prepayment of the Special Tax A for an Assessor's Parcel within thirty (30) days of the request and may charge a reasonable fee for providing this service. With respect to any Assessor's Parcel that is partially prepaid, the City shall (i) distribute the funds remitted to it according to Section H.1, and (ii) indicate in the records of IA No. 1 that there has been a partial prepayment of the Special Tax A and that a portion of the Special Tax A with respect to such Assessor's Parcel, equal to the outstanding percentage (1.00 - F) of the remaining Maximum Special Tax A, shall continue to be levied on such Assessor's Parcel pursuant to Section D.

Notwithstanding the foregoing, no partial prepayment will be allowed unless the amount of Assigned Special Tax A that may be levied on Taxable Property (excluding Taxable Public Property and Taxable Property Owner Association Property) based on expected development at build out, both prior to and after the proposed prepayment, less expected Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all Outstanding Bonds (excluding Bonds to be redeemed by such prepayment and all prior prepayments) in each future Fiscal Year and such prepayment will not impair the security of all Outstanding Bonds, as reasonably determined by the CFD Administrator.

**I. TERM OF SPECIAL TAX**

The Special Tax A shall be levied for the period necessary to fully satisfy items (i) and (ii) of the Special Tax Requirement for Facilities, but in no event shall it be levied after 2046-47. The Special Tax B shall be levied as long as necessary to meet the Special Tax Requirement for Services.

K:\CLIENTS2\Brawley\Mello\La Paloma\RMA\LaPalomaIA1RMA\_final.doc

**EXHIBIT C-1**

**SCENARIO 1  
LEVY SPECIAL TAX A**

---

**IA No. 1 of  
CFD No. 2005-3 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

**Exhibit C-1  
Scenario 1: Levy Special Tax A**

**City of Brawley  
CFD No. 2005-3, IA No. 1  
FY 2016-2017 Special Tax Levy**

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX A</u>	<u>FY 2016-2017 SPECIAL TAX B</u>	<u>FY 2016-2017 TOTAL</u>
049-321-001-000	7	\$1,053.78	\$648.18	\$1,701.96
049-321-002-000	7	\$1,053.78	\$648.18	\$1,701.96
049-321-003-000	6	\$1,186.42	\$648.18	\$1,834.60
049-321-004-000	5	\$1,320.14	\$648.18	\$1,968.32
049-321-017-000	3	\$1,585.44	\$648.18	\$2,233.62
049-321-018-000	2	\$1,718.10	\$648.18	\$2,366.28
049-321-019-000	1	\$1,784.94	\$648.18	\$2,433.12
049-321-020-000	4	\$1,452.80	\$648.18	\$2,100.98
049-322-001-000	7	\$1,053.78	\$648.18	\$1,701.96
049-322-002-000	7	\$1,053.78	\$648.18	\$1,701.96
049-322-003-000	5	\$1,320.14	\$648.18	\$1,968.32
049-322-004-000	7	\$1,053.78	\$648.18	\$1,701.96
049-322-005-000	6	\$1,186.42	\$648.18	\$1,834.60
049-322-006-000	1	\$1,784.94	\$648.18	\$2,433.12
049-322-007-000	6	\$1,186.42	\$648.18	\$1,834.60
049-324-026-000	5	\$1,320.14	\$648.18	\$1,968.32
049-324-027-000	7	\$1,053.78	\$648.18	\$1,701.96
049-324-028-000	1	\$1,784.94	\$648.18	\$2,433.12
049-324-029-000	4	\$1,452.80	\$648.18	\$2,100.98
049-324-030-000	2	\$1,718.10	\$648.18	\$2,366.28
049-324-031-000	1	\$1,784.94	\$648.18	\$2,433.12
049-324-032-000	3	\$1,585.44	\$648.18	\$2,233.62
049-324-033-000	2	\$1,718.10	\$648.18	\$2,366.28
049-324-034-000	5	\$1,320.14	\$648.18	\$1,968.32
049-324-035-000	7	\$1,053.78	\$648.18	\$1,701.96
Total Number of Parcels Taxed		<b>25</b>	<b>25</b>	<b>25</b>
Total FY 2016-2017 Special Tax		<b>\$34,586.82</b>	<b>\$16,204.50</b>	<b>\$50,791.32</b>

**EXHIBIT C-2**

**SCENARIO 2  
NO LEVY OF SPECIAL TAX A**

---

**IA No. 1 of  
CFD No. 2005-3 of  
City of Brawley**

**Special Tax Levy  
Fiscal Year 2016-2017**

---

Exhibit C-2  
Scenario 2: No Levy of Special Tax A

City of Brawley  
CFD No. 2005-3, IA No. 1  
FY 2016-2017 Special Tax Levy

<u>APN</u>	<u>TAX CLASS</u>	<u>FY 2016-2017 SPECIAL TAX A</u>	<u>FY 2016-2017 SPECIAL TAX B</u>	<u>FY 2016-2017 TOTAL</u>
049-321-001-000	7	\$0	\$648.18	\$648.18
049-321-002-000	7	\$0	\$648.18	\$648.18
049-321-003-000	6	\$0	\$648.18	\$648.18
049-321-004-000	5	\$0	\$648.18	\$648.18
049-321-017-000	3	\$0	\$648.18	\$648.18
049-321-018-000	2	\$0	\$648.18	\$648.18
049-321-019-000	1	\$0	\$648.18	\$648.18
049-321-020-000	4	\$0	\$648.18	\$648.18
049-322-001-000	7	\$0	\$648.18	\$648.18
049-322-002-000	7	\$0	\$648.18	\$648.18
049-322-003-000	5	\$0	\$648.18	\$648.18
049-322-004-000	7	\$0	\$648.18	\$648.18
049-322-005-000	6	\$0	\$648.18	\$648.18
049-322-006-000	1	\$0	\$648.18	\$648.18
049-322-007-000	6	\$0	\$648.18	\$648.18
049-324-026-000	5	\$0	\$648.18	\$648.18
049-324-027-000	7	\$0	\$648.18	\$648.18
049-324-028-000	1	\$0	\$648.18	\$648.18
049-324-029-000	4	\$0	\$648.18	\$648.18
049-324-030-000	2	\$0	\$648.18	\$648.18
049-324-031-000	1	\$0	\$648.18	\$648.18
049-324-032-000	3	\$0	\$648.18	\$648.18
049-324-033-000	2	\$0	\$648.18	\$648.18
049-324-034-000	5	\$0	\$648.18	\$648.18
049-324-035-000	7	\$0	\$648.18	\$648.18
Total Number of Parcels Taxed		<b>0</b>	<b>25</b>	<b>25</b>
Total FY 2016-2017 Special Tax		<b>\$0</b>	<b>\$16,204.50</b>	<b>\$16,204.50</b>

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 19, 2016  
City Manager: 

**PREPARED BY:** Ana Gutierrez, Labor Compliance/Contracts Officer

**PRESENTED BY:** Guillermo Sillas, Interim Public Works Director

**SUBJECT:** Project No. 2016-11: 1<sup>st</sup> Street Pedestrian Improvements Project

**CITY MANAGER RECOMMENDATION:** Award Contract to Masters Construction Inc. for Project No. 2016-11: 1<sup>st</sup> Street Pedestrian Improvements Project in the amount of \$328,385.00 and a 10% contingency for incidentals in an amount of \$32,838.50 for a total amount of \$361,223.50; authorize the City Manager to execute all documentation in relation to this project and adopt City Council Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Amending the Fiscal Year (FY) 2016/2017 City of Brawley Budget.

**DISCUSSION:** The City received a Congestion Management and Air Quality Grant (CMAQ) grant award of \$265,590. A minimum local match of 11.48% is required to be paired with an 88.52% CMAQ award of funds. The City aims to construct pedestrian improvements along 1<sup>st</sup> Street between Main Street and A Street. The project consists of new concrete sidewalks, accessibility handicap ramps, driveways, curb and gutter and other items not mentioned that are required by the Plans, Drawings and Specifications.

On June 17, 2016, the Engineering Department advertised the above mentioned project.

On July 8, 2016 three bids were received as follows:

Masters Construction Brawley, CA	\$328,385.00
Pyramid Construction and Aggregate Inc. Heber, CA	\$335,615.00
Hazard Construction Company San Diego, CA	\$468,800.00

The Local Bidder Preference Factor is not shown, as it does not apply to Federally Funded Projects. The project cost was initially estimated at \$300,000. To bridge the difference of up to \$61,224, it is proposed that the Measure D Fund be utilized.

**FISCAL IMPACT:** Total of \$361,224, including a 10% contingency if needed

\$265,590	FY 16/17 Capital Street Projects Fund 421, CMAQ funds
\$34,440	Local Match from Gas Tax
\$61,244	Measure D Fund

**ATTACHMENTS:** Bid Results; City Council Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Amending the Fiscal Year (FY) 2016/2017 City of Brawley Budget

**BID SUMMARY FOR SPECIFICATION NO. 2016-11 1<sup>st</sup> Street Pedestrian Improvements Project**

**BID OPEN DATE:** July 8, 2016 @ 2:00 PM

CONTRACTOR	BID SCHEDULE	
<p><b>Hazard Construction 646 Marindustry Place San Diego, CA 92121</b></p>	<p><b>\$468,800</b></p>	<p> <input checked="" type="checkbox"/> Proposal  <input checked="" type="checkbox"/> Proposal Signature Page  <input checked="" type="checkbox"/> Bid Schedule  <input checked="" type="checkbox"/> Acknowledgement of Addendum  <input checked="" type="checkbox"/> Bid Bond  <input checked="" type="checkbox"/> Non-Collusion Affidavit  <input checked="" type="checkbox"/> Public Contract Code Section 10162 Questionnaire  <input checked="" type="checkbox"/> List of Proposed Sub-Contractors  <input checked="" type="checkbox"/> Major Material  <input checked="" type="checkbox"/> Debarment and Suspension Certification  <input checked="" type="checkbox"/> Nondiscrimination Clause  <input checked="" type="checkbox"/> Equal Employment Opportunity Clause  <input checked="" type="checkbox"/> Equal Employment Certification  <input checked="" type="checkbox"/> Drug Free Workplace Certification  <input checked="" type="checkbox"/> Declaration of Eligibility to Contract (SB 854)  <input checked="" type="checkbox"/> Buy American Requirement Certification  <input checked="" type="checkbox"/> Required Federal Contract Language  <input checked="" type="checkbox"/> Disadvantaged Business Enterprise Information  <input checked="" type="checkbox"/> Exhibit 15-G Local Agency Bidder DBE Commitment  <input checked="" type="checkbox"/> Exhibit 15-H DBE Information – Good Faith Efforts  <input checked="" type="checkbox"/> Exhibit 12-B Bidders List of Subcontractors (DBE and Non DBE) Part I &amp; II  <input checked="" type="checkbox"/> Exhibit 12-G Required Contract Provisions Federal Aide Contracts  <input checked="" type="checkbox"/> Disclosure of Lobby Activities                 </p>

<p><b>Masters Construction</b>  <b>1610 East Main Street</b>  <b>Brawley, CA 92227</b></p>	<p><b>\$328,385</b></p>	<ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Proposal</li> <li><input checked="" type="checkbox"/> Proposal Signature Page</li> <li><input checked="" type="checkbox"/> Bid Schedule</li> <li><input checked="" type="checkbox"/> Acknowledgement of Addendum</li> <li><input checked="" type="checkbox"/> Bid Bond</li> <li><input checked="" type="checkbox"/> Non-Collusion Affidavit</li> <li><input checked="" type="checkbox"/> Public Contract Code Section 10162 Questionnaire</li> <li><input checked="" type="checkbox"/> List of Proposed Sub-Contractors</li> <li><input checked="" type="checkbox"/> Major Material</li> <li><input checked="" type="checkbox"/> Debarment and Suspension Certification</li> <li><input checked="" type="checkbox"/> Nondiscrimination Clause</li> <li><input checked="" type="checkbox"/> Equal Employment Opportunity Clauses</li> <li><input checked="" type="checkbox"/> Equal Employment Certification</li> <li><input checked="" type="checkbox"/> Drug Free Workplace Certification</li> <li><input checked="" type="checkbox"/> Declaration of Eligibility to Contract (SB 854)</li> <li><input checked="" type="checkbox"/> Buy American Requirement Certification</li> <li><input checked="" type="checkbox"/> Required Federal Contract Language</li> <li><input checked="" type="checkbox"/> Disadvantaged Business Enterprise Information</li> <li><input checked="" type="checkbox"/> Exhibit 15-G Local Agency Bidder DBE Commitment</li> <li><input checked="" type="checkbox"/> Exhibit 15-H DBE Information – Good Faith Efforts</li> <li><input checked="" type="checkbox"/> Exhibit 12-B Bidders List of Subcontractors (DBE and Non DBE) Part I &amp; II</li> <li><input checked="" type="checkbox"/> Exhibit 12-G Required Contract Provisions Federal Aide Contracts</li> <li><input checked="" type="checkbox"/> Disclosure of Lobby Activities</li> </ul>
--	-------------------------	---

<p><b>Pyramid Construction</b>  <b>839 Dogwood Road</b>  <b>Heber, CA 92249</b></p>	<p><b>\$335,615</b></p>	<ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Proposal</li> <li><input checked="" type="checkbox"/> Proposal Signature Page</li> <li><input checked="" type="checkbox"/> Bid Schedule</li> <li><input checked="" type="checkbox"/> Acknowledgement of Addendum</li> <li><input checked="" type="checkbox"/> Bid Bond</li> <li><input checked="" type="checkbox"/> Non-Collusion Affidavit</li> <li><input checked="" type="checkbox"/> Public Contract Code Section 10162 Questionnaire</li> <li><input checked="" type="checkbox"/> List of Proposed Sub-Contractors</li> <li><input checked="" type="checkbox"/> Major Material</li> <li><input checked="" type="checkbox"/> Debarment and Suspension Certification</li> <li><input checked="" type="checkbox"/> Nondiscrimination Clause</li> <li><input checked="" type="checkbox"/> Equal Employment Opportunity Clause</li> <li><input checked="" type="checkbox"/> Equal Employment Certification</li> <li><input checked="" type="checkbox"/> Drug Free Workplace Certification</li> <li><input checked="" type="checkbox"/> Declaration of Eligibility to Contract (SB 854)</li> <li><input checked="" type="checkbox"/> Buy American Requirement Certification</li> <li><input checked="" type="checkbox"/> Required Federal Contract Language</li> <li><input checked="" type="checkbox"/> Disadvantaged Business Enterprise Information</li> <li><input checked="" type="checkbox"/> Exhibit 15-G Local Agency Bidder DBE Commitment</li> <li><input checked="" type="checkbox"/> Exhibit 15-H DBE Information – Good Faith Efforts</li> <li><input checked="" type="checkbox"/> Exhibit 12-B Bidders List of Subcontractors (DBE and Non DBE) Part I &amp; II</li> <li><input checked="" type="checkbox"/> Exhibit 12-G Required Contract Provisions Federal Aide Contracts</li> <li><input checked="" type="checkbox"/> Disclosure of Lobby Activities</li> </ul>
---	-------------------------	--

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY,  
CALIFORNIA, AMENDING THE FISCAL YEAR (FY) 2016/2017  
CITY OF BRAWLEY BUDGET.

Amendment No. 2016-01: Department: Public Works - Streets

WHEREAS, Minute Order dated June 21, 2016 adopted the Fiscal Year 2016 - 2017 City of Brawley Budget and appropriated expenses on a cost center basis: and

WHEREAS, adjustments to the FY 2016-2017 Special Revenue Fund Budget for Streets have been determined to be necessary.

THEREFORE, BE IT RESOLVED, That the FY 2016-2017 City of Brawley Budget is hereby amended as follows;

REVENUE

BUDGET NUMBERS	ACCOUNT NAME	INCREASE	DECREASE
421-310.000-600.215	Transfer from Measure D	\$ 61,244	
	<b>TOTAL</b>	\$ 61,244	

EXPENDITURES

BUDGET NUMBERS	ACCOUNT NAME	INCREASE	DECREASE
421-310.000-800.300	Improvements	\$ 61,244	
215-312.000-920.421	Transfer to Capital Streets	\$ 61,244	
	<b>TOTAL</b>	\$ 61,244	

REASON: To account for the lowest bid amount in excess of the amount adopted in the budget for Pedestrian Improvement Project. The project was initially estimated at \$300,000 (\$265,590 CMAQ Funds; \$34,440 local match - Gas Tax). The Measure D Fund is proposed for designation to address the excess sum of \$61,244.

PASSED, APPROVED and ADOPTED at a regular meeting of the Brawley City Council held on July 19, 2016.

CITY OF BRAWLEY, CALIFORNIA

Donald L. Wharton, Mayor

**COUNCIL AGENDA REPORT**  
City of Brawley

MEETING DATE: 07/19/2016

CITY MANAGER: RBM

**PREPARED BY:** Guillermo Sillas, P.E., Interim Public Works Director

**PRESENTED BY:** Guillermo Sillas, P.E., Interim Public Works Director

**SUBJECT:** Declaration of an Emergency, Emergency Replacement of a Collapsed Sewer Pipeline and Severely Damaged Manhole - Adams St. between B Street and Magnolia St.

**CITY MANAGER RECOMMENDATION:** Adopt Resolution No. 2016- : Resolution of the City Council of the City of Brawley, California Declaring an Emergency, Ratifying Action Taken by the City Manager and Approving Emergency Replacement of a Collapsed Sewer Pipeline and Severely Damaged Manhole on the North Half of Adams St. between B Street and Magnolia St. in an amount not to exceed \$120,000 to A&R Construction.

**DISCUSSION:** During routine maintenance work on Tuesday July 6, 2016, a Public Works crew detected sewage backup on the drainage inlet located at the south side of the intersection of Adams St. and B Street. Staff proceeded to clean up the pipeline by jetting but they were unable to advance and remove the hose. With clean up the manhole, it was observed that the manhole base was severely damaged and the sewer pipeline was collapsed due to hydrogen sulfide gas corrosion.

Due to the nature of the work, the potential scale involved and personnel required for the repair, the City Engineer in consultation with the City Manager, recommended the use of an outside contractor to expeditiously and effectively address the problem with minimal service interruption to residents. On July 7, 2016, the City's Streets and Utilities Supervisor requested three quotes from licensed contractors to perform the repair. On July 8, 2016, the contractors met at the site to evaluate the situation prior to proposal preparation. The only quote submitted was from A&R Construction, providing an initial cost estimate for the repair in the amount of \$39,927.93 to replace 100 LF of 8" sewer pipeline, connect 3 sewer laterals, and replace one sewer manhole.

On Monday, July 11, 2016, A& R Construction initiated work to replace the manhole and 100 LF of concrete sewer pipeline. As of July 13<sup>th</sup>, the 100 LF were replaced. However, the existing remaining concrete pipe was determined to be significantly damaged. The contractor was instructed to continue with the replacement due to the deteriorated pipe conditions observed. A revised quote for the pipe replacement up to Magnolia St. intersection was requested by City personnel.

On July 14, 2016, the contractor provided a revised quote for the pipe replacement that spans approximately 350 LF, connects 10 sewer laterals, and replaces one manhole in an amount not exceed \$120,000.00. The work shall be billed on a time and materials basis and subject to City Engineer review and approval. For cost reduction purposes, the Public Works Department has provided traffic control, materials testing and utilities coordination.

**FISCAL IMPACT:** Not to Exceed \$120,000, FY 16/17 Budget Wastewater Collection Fund

Upon project completion, a Budget Adjustment Resolution will be prepared for City Council review and potential action.

**ATTACHMENTS:** City Council Resolution No. 2016- : Resolution Declaring an Emergency, Ratifying Action Taken by the City Manager and Approving Emergency Replacement of a Collapsed Sewer Pipeline and Severely Damaged Manhole on the North Half of Adams Street between B Street and Magnolia Street

A&R Construction initial cost estimate

RESOLUTION NO. 2016-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY, CALIFORNIA DECLARING AN EMERGENCY, RATIFYING ACTION TAKEN BY THE CITY MANAGER AND APPROVING EMERGENCY REPLACEMENT OF A COLLAPSED SEWER PIPELINE AND SEVERELY DAMAGED MANHOLE ON N. ADAMS STREET BETWEEN B STREET AND MAGNOLIA ST. IN AN AMOUNT NOT TO EXCEED \$120,000.00 TO A&R CONSTRUCTION

**WHEREAS**, the City of Brawley owns and operates its sanitary sewer system; and

**WHEREAS**, the City of Brawley operates and maintains an 8-inch concrete sewer collection pipeline on Adams St. between B Street and Magnolia St. ("Sewer Line") and sewer manholes; and

**WHEREAS**, a collapsed sewer line was discovered on July 6, 2016 that is currently estimated to span an approximate distance of 350 linear feet and;

**WHEREAS**, the sewer manhole located approximately at the middle of the block between B St. and Magnolia St. is observed to include a base severely corroded due to hydrogen sulfide gas; and

**WHEREAS**, City staff were not utilized to perform the work due to the significant scope of work involved and the; and

**WHEREAS**, the City of Brawley is committed to protecting public health and maintaining continuous operation of essential sewer collection services for its residents; and

**WHEREAS**, the limited access to through traffic and driveway access resulted in an inconvenience to residents; and

**WHEREAS**, because of concern of the consequences associated with the above described conditions, 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 to protect property, it is necessary to take immediate action to repair/replace the sewer pipeline, manhole, and asphalt concrete along Adams St. from B St. to Magnolia St.; and

**WHEREAS**, the City Council wishes to ratify action of the City Manager to initiate repair/replacement of the referenced sewer line, manhole, and asphalt concrete along Adams St. from B St. to Magnolia St.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The recitals hereto are true and correct and are incorporated herein by this reference.
2. The City Council declares that the public interest and necessity demanded the immediate expenditure of public money to safeguard life, health or property and hereby ratifies action taken by the City Manager as described above to replace the sewer pipeline,

manhole, and asphalt concrete along Adams St. from B St. to Magnolia St. in accordance with Public Contracts Code §20168.

3. In ratifying the action of the City Manager, the City Council finds that the potential for harm associated with the conditions described herein is such that the delay resulting from a competitive solicitation for bids would not be appropriate and immediate action was necessary to safeguard life, health and property.
4. The City Manager is hereby authorized to take such further action as may be necessary to replace the sewer line, manhole, and asphalt concrete along Adams St. from B St. to Magnolia St. in accordance with Public Contracts Code §20168 and 22050.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the Brawley City Council held on July 19, 2016.

**CITY OF BRAWLEY, CALIFORNIA**

Donald L. Wharton, Mayor

**ATTEST:**

Alma Benavides, City Clerk

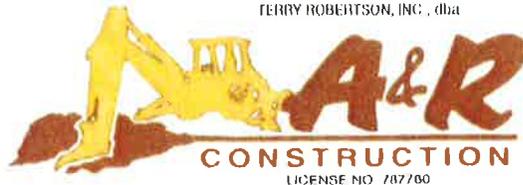
STATE OF CALIFORNIA  
COUNTY OF IMPERIAL  
CITY OF BRAWLEY

I, **ALMA BENAVIDES**, City Clerk of the City of Brawley, California, **DO HEREBY CERTIFY** that the foregoing Resolution No. 2015- was passed and adopted by the City Council of the City of Brawley, California, at an a regular meeting held on the 19<sup>th</sup> day of July 2016, and that it was so adopted by the following roll call vote:

**AYES:**  
**NAYES:**  
**ABSTAIN:**  
**ABSENT:**

**DATED:** July 19, 2016

Alma Benavides, City Clerk



OFFICE (760) 344-4653 • FAX (760) 344-4146  
1631 RIVER DRIVE • BRAWLEY, CA 92227-1747

## Unitary Proposal

Proposal# 2787

PROPOSAL SUBMITTED TO City of Brawley	PHONE (760) 344-5800	FAX	DATE 07/07/2016
STREET/BOX 400 Main Street	PROJECT NAME T&M 8" Sewer Main		PLANS APPROVED
CITY/STATE AND ZIP Brawley CA 92227	PROJECT LOCATION "B" Street & North Adams St		CITY Brawley
ENGINEER	PROJECT DESCRIPTION Sewer		DATE OF PLANS

Bid Item	Description	Unit	Quantity	Unit price	Total Price
1	We propose to provide all Labor Equipment & Materials to remove and replace approximately 100 Lf of 8" sewer & (1) each 48" Manhole complete less the Ring & Cover. Three new 4" Sewer service connections are included as well as asphalt removal and replacement. The Interior coating of the new sewer manhole is excluded.	**			
	Materials:				
2	CL II BASE	TON	50	14.50	725.00
3	Crusher Fines	TON	80	10.50	840.00
4	Asphalt	TON	20	98.00	1,960.00
5	Demo	TON	25	55.00	1,375.00
6	8" SDR-35	LF	100	7.35	735.00

**We propose hereby to furnish material and labor - complete in accordance with above specifications, for the total sum above.  
Which is due and payable upon completion of job.**

This proposal does not include: permits, including any required fees or bonds, engineering, asbestos, testing or staking; bond premiums, and swppp Unless expressly included in above listing of work, unusual site conditions such as buried trash, concrete, abandoned utilities, mud, rock, etc., that were not apparent on the surface or expressly disclosed in writing to the date hereof, shall be deemed for additional compensation and cessation of work until agreement for same has been reached.

A 2% service charge (annual 24%) will be charged for all past due amounts. If any action is brought to enforce collection, attorney's fees and court costs will be charged.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control.

Owner to carry fire and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized  
Signature \_\_\_\_\_  
Johnnie Combs Jr.

**NOTE: This proposal may be withdrawn by us  
if not accepted within thirty days.**

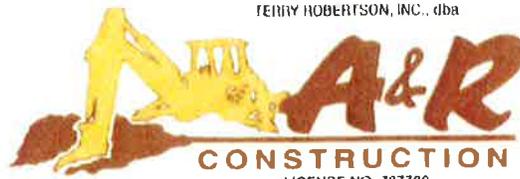
### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: \_\_\_\_\_

Date of \_\_\_\_\_

Acceptance: \_\_\_\_\_



OFFICE (760) 344-4653 • FAX (760) 344-4146  
1631 RIVER DRIVE • BRAWLEY, CA 92227-1747

## Unitary Proposal

Proposal# 2787

PROPOSAL SUBMITTED TO City of Brawley	PHONE (760) 344-5800	FAX	DATE 07/07/2016
STREET/BOX 400 Main Street	PROJECT NAME T&M 8" Sewer Main	PLANS APPROVED	
CITY/STATE AND ZIP Brawley CA 92227	PROJECT LOCATION "B" Street & North Adams St	CITY Brawley	
ENGINEER	PROJECT DESCRIPTION Sewer	DATE OF PLANS	

Bid Item	Description	Unit	Quantity	Unit price	Total Price
7	48" ID Manhole Material	VF	7	250.00	1,750.00
8	Concrete	CY	5	125.00	562.50
9	AB-219 Charges	LOAD	1	150.00	150.00
10	8X4 Wyes	EA	3	79.44	238.32
11	4" ST 1/8 bends	EA	3	9.57	28.71
12	4" SDR-35	LF	20	4.12	82.40
13	4" Fernco Couplings	EA	2	21.20	42.40
14	8" Fernco Couplings	EA	2	79.10	158.20

**We propose hereby to furnish material and labor - complete in accordance with above specifications, for the total sum above. Which is due and payable upon completion of job.**

This proposal does not include: permits, including any required fees or bonds, engineering, asbestos, testing or staking, bond premiums, and swppp. Unless expressly included in above listing of work, unusual site conditions such as buried trash, concrete, abandoned utilities, mud, rock, etc., that were not apparent on the surface or expressly disclosed in writing to the date hereof, shall be deemed for additional compensation and cessation of work until agreement for same has been reached.

A 2% service charge (annual 24%) will be charged for all past due amounts. If any action is brought to enforce collection, attorney's fees and court costs will be charged.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control.

Owner to carry fire and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized  
Signature: \_\_\_\_\_

Johnnie Combs Jr.

**NOTE: This proposal may be withdrawn by us if not accepted within thirty days.**

### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: \_\_\_\_\_

Date of  
Acceptance: \_\_\_\_\_



TERRY ROBERTSON, INC., dba

OFFICE (760) 344 4653 • FAX (760) 344 4146  
1631 RIVER DRIVE • BRAWLEY, CA 92227-1747

# Unitary Proposal

Proposal# 2787

PROPOSAL SUBMITTED TO City of Brawley	PHONE (760) 344-5800	FAX	DATE 07/07/2016
STREET/BOX 400 Main Street	PROJECT NAME T&M 8" Sewer Main		PLANS APPROVED
CITY/STATE AND ZIP Brawley CA 92227	PROJECT LOCATION "B" Street & North Adams St		CITY Brawley
ENGINEER	PROJECT DESCRIPTION Sewer		DATE OF PLANS

Bid Item	Description	Unit	Quantity	Unit price	Total Price
15	Misc Concrete Products	LS	1	100.00	100.00
16	Trucking	HRS	32	100.00	3,150.00
17	Equipment: 315 Excavator	HRS	16	190.00	3,040.00
18	938 Loader	HRS	16	160.00	2,560.00
19	Water Truck	HRS	10	130.00	1,300.00
20	Asphalt Zipper	HRS	4	95.00	380.00
21	Service Truck	HRS	32	65.00	2,080.00
22	Labor: Foreman	HRS	32	85.00	2,720.00

**We propose hereby to furnish material and labor - complete in accordance with above specifications, for the total sum above.**

**Which is due and payable upon completion of job.**

This proposal does not include; permits, including any required fees or bonds, engineering, asbestos, testing or staking, bond premiums, and swppp. Unless expressly included in above listing of work, unusual site conditions such as buried trash, concrete, abandoned utilities, mud, rock, etc., that were not apparent on the surface or expressly disclosed in writing to the date hereof, shall be deemed for additional compensation and cessation of work until agreement for same has been reached.

A 2% service charge (annual 24%) will be charged for all past due amounts. If any action is brought to enforce collection, attorney's fees and court costs will be charged.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control.

Owner to carry fire and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized  
Signature \_\_\_\_\_  
Johnnie Combs Jr.

**NOTE: This proposal may be withdrawn by us if not accepted within thirty days.**

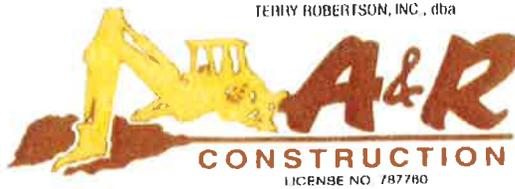
### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: \_\_\_\_\_

Date of \_\_\_\_\_

Acceptance: \_\_\_\_\_



TERRY ROBERTSON, INC., dba

OFFICE (760) 344-4653 • FAX (760) 344-4146  
1631 RIVER DRIVE • BRAWLEY, CA 92227-1747

## Unitary Proposal

Proposal# 2787

PROPOSAL SUBMITTED TO City of Brawley	PHONE (760) 344-5800	FAX	DATE 07/07/2016
STREET/BOX 400 Main Street	PROJECT NAME T&M 8" Sewer Main		PLANS APPROVED
CITY STATE AND ZIP Brawley CA 92227	PROJECT LOCATION "B" Street & North Adams St		CITY Brawley
ENGINEER	PROJECT DESCRIPTION Sewer		DATE OF PLANS

Bid Item	Description	Unit	Quantity	Unit price	Total Price
23	Labor	HRS	128	80.00	10,240.00
24	15% Overhead & Profit	LS	1	5,132.62	5,132.62
25	Tax @ 8%	LS	1	577.78	577.78
<b>Totals:</b>					<b>39,927.93</b>

**We propose hereby to furnish material and labor - complete in accordance with above specifications, for the total sum above. Which is due and payable upon completion of job.**

This proposal does not include, permits, including any required fees or bonds, engineering, asbestos, testing or staking; bond premiums, and swppp. Unless expressly included in above listing of work, unusual site conditions such as buried trash, concrete, abandoned utilities, mud, rock, etc., that were not apparent on the surface or expressly disclosed in writing to the date hereof, shall be deemed for additional compensation and cessation of work until agreement for same has been reached.

A 2% service charge (annual 24%) will be charged for all past due amounts. If any action is brought to enforce collection, attorney's fees and court costs will be charged.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized  
Signature

Johnnie Combs Jr.

**NOTE: This proposal may be withdrawn by us if not accepted within thirty days.**

### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: \_\_\_\_\_

Date of  
Acceptance: \_\_\_\_\_

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/19/2016

City Manager: RBM

**PREPARED BY:** Guillermo Sillas, P.E., Interim Public Works Director

**PRESENTED BY:** Guillermo Sillas, P.E., Interim Public Works Director

**SUBJECT:** Contract Change Order No. 1 for Contract No. 2016-02: 3 Million Gallon Airport Reservoir Improvements in an Amount Not to Exceed \$146,640.59.

**CITY MANAGER RECOMMENDATION:** Approve Change Order No. 1 for Contract No. 2016-02: 3 Million Gallon Airport Reservoir Improvements in an amount not to exceed \$150,000.59 to West Coast Industrial Coatings, Inc. and authorize the City Manager to execute all documentation in relation to this project.

**DISCUSSION:** Project No. 2016-02: 3 Million Gallon Airport Reservoir Improvements was awarded on March 31, 2016 to West Coast Industrial Coatings, Inc. in the amount of \$377,949.00. The scope of work is to rehabilitate the interior and exterior coatings of the tank. During the construction process, a number of unanticipated issues were encountered. At this juncture, staff is recommending that the scope of work be expanded to incorporate roof repair and address other improvements that can be effectively performed when the reservoir is empty:

1. Interior Center Pole and Rafters Repair: During the course of surface preparation and interior coating removal, it was discovered that the interior pole and rafters are severely corroded. These conditions significantly weaken the tank structure.

It is proposed to install a halo beam by removing the existing dollar plate at the center and cutting the corroded areas of the rafters back to install the new halo beam and columns. The contractor has provided a structural design for the repair, which has been reviewed and approved by the City's consultant, Lee & Ro. The proposed cost for this repair is \$83,944.40

2. Submersible Mixer: A submersible mixer is proposed to be incorporated into the contractor's scope of work. The system is designed to normalize the City's TTHMs (Total TriHaloMethanes) and HAA5 (HaloAcetic Acids) within normal operational ranges of 60 to 80 ppb (parts per billion) as required by the State Water Board.

In 2015, the City failed to meet the State Water Board's TTHM requirements in the City's northeast quadrant, requiring public notification regarding water quality. After extensive testing, it was determined that the TTHMs were generated within the airport tank. The tank's aged water, combined with summer temperatures, created elevated TTHMs and HAA5.

Staff lowered the operating water levels and initiated a flushing program to address TTHMs and HAA5. When National Beef ceased operations in northeast Brawley, the 24 year old water storage

tank was identified for renovation. Staff reviewed various TTHMs removal systems and dependent upon removal efficiencies, the cost of the systems varied widely from approximately \$50,000 to \$150,000. West Coast Industrial Coatings, Inc. has provided a cost estimate of \$44,846.19 to install the water mixing system.

3. Internal Cathodic Protection: The Cathodic Protection system used in the water tank is beyond its normal life span and requires replacement. The current system is 24 years old and outdated. The company that sold the system has closed its operations. The Cathodic Protection system protects the steel tank from metal corrosion by sacrificial anodes that are evenly hung throughout the tank's interior. The aggressive water attacks the anodes and spares the steel tank walls, floors, and piping. The anodes are positively charged with low voltage and attract negative ions, thereby reducing corrosion. The cathodic protection system is estimated to provide an additional 25 years of life to the tank.

Staff adjusts the electrical output on a monthly basis to ensure that the system is functional and remains in the established recommended electrical charged ranges. The cost of the proposed system is \$21,210.00

The Contractor will be paid the agreed price upon completion of the work. The above listed prices include full compensation for all labor, materials, tools and equipment required to complete the work in compliance with plans and original contract specifications and to the satisfaction of the Director of Public Works.

The Change Order No. 1 document shall become an Amendment to the Contract and all provisions of the Contract shall apply thereto.

In connection to the proposed change order, it is anticipated that an amendment to the Professional Services Agreement with Lee & Ro for construction management services will be needed. This topic will be prepared and presented for future City Council action.

**FISCAL IMPACT:** Total Cost of \$150,000.59, FY 2016/17 Water Enterprise Fund  
\$56,692.35 Contingency Set Aside  
\$93,308.24 Proposed Fund Swap with \$100,000 Annual Valve Replacement Capital Project for FY 2016/17

**ATTACHMENTS:** Contract Change Order No. 1 with backup documentation



## CONTRACT CHANGE ORDER

Date: July 13, 2016  To: West Coast Industrial Coatings, Inc. 3883 Wentworth Drive Hemet, CA 92545  Attn.: Josh Wimer	Project Name: 3 Million Gallon Airport Reservoir Improvements Contractor: West Coast Industrial Coatings, Inc. Contract No.: 2016-02 Change Order No.: 001 Schedule: Bid Schedule A Subject: Interior Center Pole and Rafters Repair, Submersible Mixer, and Internal Cathodic Protection
---	--

### Description and Justification of Change in Scope:

ITEM	DESCRIPTION
	<p><b>1. Interior Center Pole and Rafters Repair:</b> During the course of surface preparation and interior coating removal, it was discovered that the interior pole and rafters are severely corroded. These conditions significantly weaken the tank structure. It is proposed to install a halo beam by removing the existing dollar plate at the center and cutting the corroded areas of the rafters back to install the new halo beam and columns. The contractor has provided a structural design for the repair, which has been reviewed and approved by the City's consultant, Lee &amp; Ro.</p> <p style="text-align: right;">\$83,944.40</p>
	<p><b>2. Submersible Mixer:</b> A submersible mixer is proposed to be incorporated into the contractor's scope of work. The system is designed to normalize the City's TTHMs (Total TriHaloMethanes) and HAA5 (HaloAcetic Acids) within normal operational ranges of 60 to 80 ppb (parts per billion) as required by the State Water Board. After extensive testing, it was determined that the TTHMs were generated within the airport tank. The tank's aged water, combined with summer temperatures, created elevated TTHMs and HAA5.</p> <p>Staff lowered the operating water levels and initiated a flushing program to address TTHMs and HAA5. When National Beef ceased operations in northeast Brawley, the 24 year old water storage tank was identified for renovation. Staff reviewed various TTHMs removal systems and dependent upon removal efficiencies, the cost of the systems varied widely from approximately \$50,000 to \$150,000.</p> <p style="text-align: right;">\$44,846.19</p>
	<p><b>3. Internal Cathodic Protection:</b> Cathodic Protection system used in the water tank is beyond its normal life span and requires replacement. The current system is 24 years old and outdated. The company that sold the system has closed its operations. The Cathodic Protection system protects the steel tank from metal corrosion by sacrificial anodes that are evenly hung throughout the tank's interior. The aggressive water attacks the anodes and spares the steel tank walls, floors, and piping. The anodes are positively charged with low voltage and attract negative ions, thereby reducing corrosion. The cathodic protection system is estimated to provide an additional 25 years of life to the tank.</p>



**CONTRACT CHANGE ORDER**

Staff adjusts the electrical output on a monthly basis to ensure that the system is functional and remains in the established recommended electrical charged ranges.

\$2,120.10

**Cost Estimate for the above:**

<u>Item</u>	<u>Description</u>	<u>Qty</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>
<b>Bid Schedule A</b>					
1	Interior center pole and rafters repair	1	LS	\$83,944.40	\$83,944.40
2	Submersible Mixer	1	LS	\$44,846.19	\$44,846.19
3	Internal Cathodic Protection	1	LS	\$21,210.00	\$21,210.00
				SUBTOTAL	<b>\$150,000.59</b>
				5% Retention	\$7,500.03
<b>TOTAL AMOUNT OF THIS CHANGE ORDER LESS 5% RETENTION:</b>					<b>\$142,500.56</b>

The contractor will be paid the agreed price upon completion of the work. The above list prices includes full compensation for all labor, materials tools and equipment required to complete the work in compliance with plans and original contract specifications and to the satisfaction of the Director of Public Works. Specifications, where pertinent and not in conflict with the above shall apply to these changes.

Time Extension: The duration of this work is estimated of 18 calendar days and this Change Order will extend the contract date of completion from August 6, 2016 to August 24, 2016.

In accordance with Sections C-14 "Delays and Extension of Time" of the General Conditions of the contract, the City hereby grants a time extension of 18 calendar days.

The justification for this time extension is the additional construction items and the change in scope of work described in CCO No. 1 that the City asked the contractor to perform.

This document shall become an amendment to the contract and all provisions of the contract shall apply thereto.

**TOTAL ADDITIVE CHANGE: \$150,000.59**

Current Contract amount :	\$377,949.00
Amount of Change :	\$150,000.59
New Contract amount :	\$527,949.59



---

**CONTRACT CHANGE ORDER**

	_____ Contractor Representative	_____ Date
City:	_____ Construction Manager	_____ Date
City:	_____ Director of Public Works	_____ Date
City:	_____ City Manager	_____ Date
City:	_____ Director of Finance	_____ Date

## Guillermo Sillas

---

**From:** Josh Wimer <jwimer@wcicinc.com>  
**Sent:** Monday, June 06, 2016 1:16 PM  
**To:** Guillermo Sillas  
**Cc:** tonymacielvire@msn.com; steve.ro@lee-ro.com; Randy Gordon;  
Ruben Mireles; Rodolfo Nunez  
**Subject:** RE: Brawley Airport Reservoir Rafter/Center Pole Corrosion  
**Importance:** High

Guillermo,

Below you will find the cost for the 144" diameter halo needed on the Brawley Airport Reservoir with a 148" diameter center plate with 36" center vent and 48" FRP covered ROOF VENT. I will have calcs for you most likely by Wednesday indicating the tank being structurally sound.

Note this work will take approx. 9 days for welders to come in remove corroded areas and install new. This would shut down all blasting/coating work and WCIC requesting 9 additional days to the contract.

Also note that these are fully burden cost including (welding equipment, labor surcharge, etc.)

Should you have any questions please call me 949.413.1059

### 144" center support with (03) columns

• ENG	10 hrs. @ \$150/hr.	\$1,500
• CAD	24 hrs. @ \$75/hr.	\$1,800
• Mat		\$6,950
○ Steel	(includes taxes)	\$1,900
○ Paint/media/misc.	(includes taxes)	
• Shop		\$5,070
○ Steel work	78 hrs. @ \$65/hr.	\$2,080
○ Blast and prime	32 hrs. @ \$65/hr.	
• Field		\$23,250
○ Boilermakers	150 hrs. @ \$155/hr.	\$1,330
○ Sub	19 days @ \$70/day	\$360
○ Foreman truck	08 days @ \$45/day	\$1,900
• FOB JOB SITE		
• Special equipment		
○ Manlifts	BY WCIC – NEED TWO (02)	\$6,800
○ Gradals	(02) gradals	
	• Sub-total	\$52,940
	• 15% markup	\$7,941
	• Total	\$60,881

148" diameter center plate with 36" center vent and 48" FRP covered ROOF VENT (make in TWO sections at 74" each half)

• ENG	04 hrs. @ \$150/hr.	\$600
• CAD	06 hrs. @ \$75/hr.	\$450
• Mat		
o Steel	(includes taxes)	\$1,900
o Paint/media/misc.	(includes taxes)	\$600
• Shop		
o Steel work	20 hrs. @ \$65/hr.	\$1,300
o Blast and prime	08 hrs. @ \$65/hr.	\$520
• Field		
o Boilermakers	40 hrs. @ \$155/hr.	\$6,200
o Sub	06 days @ \$70/day	\$420
o Travel		NA (with
door sheet)		
o Foreman truck	02 days @ \$45/day	\$90
		included
• FOB Job side above		
• Special equipment		
o Gradals - 48' boom	(01) gradals	\$2,000
	• Sub-total	\$14,080
	• 15% markup	\$2,112
	• Total	\$16,192

(03) column 144" halo with ¼" self-supporting center plate and 36" center vent with 48" FRP cover = **\$77,073.00**

• WCIC 5% markup  $\$77,073.00 + \$3,853.65 (5\%) = \$80,926.65$

Inspection blast, (2) guys at 8 hours:

Journeyman = \$45.77 + 16% = \$53.09

Foreman = \$51.82 + 16% = \$60.11

\$424.74 + \$480.88 for a total of \$905.62 + 25% markup = \$1,132.03

- 9 day SB (1600 Compressor) \$1,035.72
- 9 days scissor lift rent \$850.00

▪ **TOTAL= \$83,944.40**

From: Guillermo Sillas [mailto:GSillas@brawley-ca.gov]  
 Sent: Friday, June 3, 2016 12:00 PM  
 To: Josh Wimer <jwimer@wcicinc.com>

## Guillermo Sillas

---

**From:** Josh Wimer <jwimer@wcicinc.com>  
**Sent:** Thursday, July 14, 2016 11:57 AM  
**To:** Ruben Mireles  
**Cc:** Guillermo Sillas; Randy Gordon  
**Subject:** RE: Mixing System Proposal

Ruben,

See below for additional work needed on the electrical for mixing system

- Mixing System with **POWER AVAILABLE ONSITE** \$36,300.00
  - WCIC 5% - \$1,815
- PRT Installing Support \$3,210.66
  - WCIC 5% - 160.53
- Electrician 32 hours (2 guys 2 days) at \$100/hr = \$3200.00
  - WCIC 5% 160.00
  - **TOTAL = \$44,846.19**
  
- Mixing system with **SOLAR POWER** \$45,750.00
  - WCIC 5% - \$2,287.50
- PRT Installing Supports \$3,210.66
  - WCIC 5% - 160.53
- Electrician 32 hours(2 guys 2 days) at \$100/hr = \$3,200.00
  - WCIC 5% 160.00
  - **TOTAL = \$54,408.69**

---

**From:** Ruben Mireles [mailto:RMireles@brawley-ca.gov]  
**Sent:** Thursday, July 14, 2016 11:44 AM  
**To:** Josh Wimer <jwimer@wcicinc.com>  
**Cc:** Guillermo Sillas <GSillas@brawley-ca.gov>  
**Subject:** RE: Mixing System Proposal

The TTHM,s ranges 80 to 100 during summer months. A 40 percent reduction is acceptable. Josh, Public Works needs the revised cost estimates for the tank today in order to have it ready for council action. Can you please provide a number so that we can finalize our actions to council?

---

**From:** Guillermo Sillas  
**Sent:** Thursday, July 14, 2016 10:46 AM  
**To:** Ruben Mireles <RMireles@brawley-ca.gov>; Rodolfo Nunez <RNunez2@brawley-ca.gov>; Jay.Jung@lee-ro.com; tonymacielcvre <tonymacielcvre@msn.com>  
**Subject:** Fwd: Mixing System Proposal

Gentlemen,

Can you please address those questions?

## Ruben Mireles

---

**From:** Josh Wimer <jwimer@wccinc.com>  
**Sent:** Friday, July 08, 2016 4:42 PM  
**To:** Guillermo Sillas  
**Cc:** Ruben Mireles; Rodolfo Nunez; Jay Jung; tonymacielcvre@msn.com; Randy Gordon  
**Subject:** RE: Brawley 3MG Airport Reservoir RFI #01 Cathodic Protection  
**Attachments:** ACCI (CP) bid proposal.pdf

Guillermo,

Attached is the quote WCIC had at bid time prior to addendum no. 3 from Accurate Corrosion Control, Inc.

- New Cathodic Protection System \$20,200.00
  - WCIC 5% - \$1,010.00
    - **TOTAL - \$21,210.00**

**From:** Guillermo Sillas [mailto:GSillas@brawley-ca.gov]  
**Sent:** Friday, July 8, 2016 3:08 PM  
**To:** Josh Wimer <jwimer@wccinc.com>  
**Cc:** Ruben Mireles <RMireles@brawley-ca.gov>; Rodolfo Nunez <RNunez2@brawley-ca.gov>; Jay Jung <Jay.Jung@lee-ro.com>; tonymacielcvre@msn.com  
**Subject:** FW: Brawley 3MG Airport Reservoir RFI #01 Cathodic Protection

Josh,

Please provide a recommendation and cost estimate for a new Cathodic Protection System.

Thank you,

Guillermo Sillas, P.E  
Interim Public Works Director  
City of Brawley  
180 S. Western Ave.  
Brawley, CA 92227  
Ph: (760) 344-5800 Ext 14  
Fax: (760) 344-5612  
[gsillas@brawley-ca.gov](mailto:gsillas@brawley-ca.gov)  
[www.brawley-ca.gov](http://www.brawley-ca.gov)

**From:** Josh Wimer [mailto:jwimer@wccinc.com]  
**Sent:** Wednesday, July 06, 2016 9:46 AM  
**To:** Guillermo Sillas <GSillas@brawley-ca.gov>  
**Cc:** Jesse Nichols <jnichols@wccinc.com>  
**Subject:** Brawley 3MG Airport Reservoir RFI #01 Cathodic Protection

Guillermo,