



AGENDA  
Brawley City Council &  
Successor Agency to  
Brawley Community Redevelopment Agency  
Adjourned Regular Meeting  
Tuesday, July 31, 2012 @ 6:00 PM

Brawley Council Chambers  
383 Main Street  
Brawley, California 92227

*George A. Nava*, Mayor  
*Sam Couchman*, Mayor Pro-Tempore  
*Miguel C. Miranda*, Council Member  
*Ryan E. Kelley*, Council Member  
*Don C. Campbell*, Council Member

*Alma Benavides*, City Clerk  
*Jim Hamilton*, City Treasurer  
*Dennis H. Morita*, City Attorney  
*Rosanna Bayon Moore* City Manager/  
Executive Director

**CALL TO ORDER**

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

1. **PUBLIC APPEARANCES/COMMENTS** This is the time for the public to address the Council on **any item not appearing on the agenda (not to exceed 4 minutes)** 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.

**2. DEPARTMENTAL REPORT**

- a. Monthly Staffing Report – Shirley Bonillas, Personnel & Risk Management Administrator **Pg 4**
- b. Update regarding \$500,000 Award of Grant by North American Development Bank for Lift Station # 2 Rehabilitation – Yazmin Arellano, Public Works Director

**3. CONSENT AGENDA**

- a. Approval Minutes July 17, 2012 **Pp 5-9**
- b. Approve Accounts Payable:
  - July 11, 2012 **Pp 10-11**
  - July 12, 2012 **Pg 12**
  - July 19, 2012 **Pp 13-15**
  - Invoice Approval List **Pp 16-24**
- c. Approve Federal Transit Administration (FTA) Disadvantaged Business Enterprise (DBE) Goal for FY 2012-2013. **Pp 25-55**
- d. Bid Award for Project No. 2012-16: Emergency Operations Center & Police Department Painting & Flooring Remodel **Pp 56-57**
- e. Amend Terms of Loan Agreement for Carl & Merry Haynes and Sheila & Ted Riley dba The Rock Coffee Shop & Café. **Pp 58-65**
- f. Approve Contract with Moss, Levy & Hartzheim in an Amount Not to Exceed \$25,500 for Accounting Services for Year End Close FY 2012-2013. **Pp 66-69**

**3. REGULAR BUSINESS**

- a. Adopt Resolution No. 2012- : Relating to New Employees not Represented by a Recognized Bargaining Unit Regarding Payment of CalPERS Member Contributions (Approving Second Tier Retirement Benefit Policy for New Hires) **Pp 70-75**
- b. Adopt Resolution No. 2012- : Relating to Employees Represented by the Brawley Firefighters Association Local 1967 Bargaining Unit Regarding Payment of CalPERS Member Contributions (9% of the Employee Portion of CalPERS Beginning August 1, 2012). **Pp 76-78**
- c. Adopt Resolution No. 2012- : Relating to the City Manager's Payment of CalPERS Contributions (7% of the Employee Portion of CALPERS Beginning August 1, 2012). **Pp 79-83**

- d. Consideration of Potential Future Relinquishment of State Highway 86 from .3 Miles South of Legion Road to City of Brawley West City Limits **Pp 84-105**
- e. Adopt Resolution No. 2012- : Approving the Recognized Obligation Payment Schedule for the Period of January through June 2013 & Approving Certain Related Actions. **Pp 106-114**
- f. Review and Authorize Letter of Public Convenience & Necessity to Department of Alcoholic Beverage Control for Dollar Tree Stores, Inc. at 283 Main Street. **Pp 115-121**

**4. INFORMATION ITEM**

- a. Building Permits Summary for June 2012, Prepared by Francisco Soto, Building Official. **Pp 122-123**

**5. CITY COUNCIL MEMBERS REPORT**

**6. CITY MANAGER'S REPORT**

**7. CITY ATTORNEY'S REPORT**

- a. Update Regarding 1592 East A Street; APN# 047-240-065

**8. CLOSED SESSION**

- a. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a): City of Brawley vs. La Paloma
- b. Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation Pursuant to Subdivision 9(b) of Section 54956.9: (1 potential case)
- c. Conference with Labor Negotiator  
Agency Designated Representative: Rosanna Bayon Moore  
Employee Organization

- (1) Brawley Firefighters Local No. 1967

**ADJOURNMENT** Next Regular Meeting, **Tuesday, September 4, 2012, @ 6:00 PM**, City Council Chambers, 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: City Clerk @ 760-351-3080.

*Janet P. Smith*, Deputy City Clerk

# Fiscal Year 2012-2013

## Monthly Staffing Report

Prepared as of: 8/01/2012

Full-time Regular EE Groups	Authorized Positions	Filled Positions	Vacant Positions	Notes
Building & Community Development	5	5	0	
Finance	7	7	0	
Fire	13	12	1	Firefighter - in house recruitment posted 7 23 12
Personnel & Risk Management	1	1	0	
Information Technology	1	1	0	
Library	4	4	0	
Parks & Recreation	11	10	1	
Planning	2	2	0	
Police	49	47	2	Dispatcher test date 8/11 Sgt - Test date 8/6
Public Works	41	40	1	Assist. Chief Op/WWTP 3 - position accepted- will start 8/6
Records Management/City Clerk	3	3	0	Clerk as 2 positions
Council Members	5	5	0	
Treasurer	1	1	0	
City Manager	1	1	0	
<b>Total</b>	<b>144</b>	<b>139</b>	<b>5</b>	
<b>Groups</b>	<b>Limited Term Positions</b>	<b>Temp Positions</b>	<b>Temp Agency Positions</b>	
Building & Community Dev	0	0	0	
City Manager				Admin Clerk PT
Economic Development	0	0	0	
Finance	0	1	0	Accounting Assistant
Fire - Call Paid	0	17	0	Budgeted for 25. Possible recruitment in September
R & Risk Management	0	0	0	
Information Technology	0	0	0	
Library	3	0	0	LAMBS
Parks & Recreation	0	52	0	2 full time, 49 seasonal, 1 PT
Planning	0	0	0	
Police	0	3	0	Graffiti, Car Washer, PT Dispatcher
Public Works	0	4	0	WWTP OIT, Equip Mech Assist., Pre Treatment, Sts & Util.
Records Management	0	2	0	Janitor & Deputy City Clerk - PT

Prepared by: Shirley Bonillas, Personnel & Risk Management Administrator



**CITY OF BRAWLEY**  
**July 17, 2012**

The City Council of the City of Brawley, California met in regular session at 6:00 PM, Council Chambers, 383 Main Street, 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 Nava** @ 6:00 PM

**PRESENT:** Campbell, Couchman, Kelley, Miranda, Nava

**ABSENT:** None

The invocation was offered by Pastor Troy S. Douady, Brawley Assembly of God Church.

The pledge of allegiance was led by Council Member Miranda.

**APPROVAL OF AGENDA**

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

**1. PUBLIC APPEARANCES/COMMENTS**

Jim Hamilton, Brawley Veterans Wall of Honor, and committee members, thanked Karin Morgan, Director of Parks & Recreation for all of her help and support in the building of the Veterans Wall of Honor. He told the Council that Brawley's wall will be expanded as necessary and was the envy of other cities.

Carmen Araujo, 1065 K Street, voiced her complaint regarding a lot next door to her son's house. She described property in the 1500 block of A Street as a public nuisance, overgrown with weeds and a fire hazard. Photos were provided.

The City Manager acknowledged this was a previous complaint, and that the city has been unable to obtain cooperation from the owner. It is now in receivership.

The City Attorney advised that this is one of various city properties he is working on that is in receivership. He reviewed the receivership process versus the nuisance abatement process for the Council.

It was the consensus of the Council address the nuisance and it was agreed that the City Attorney should furnish updates at City council meetings until resolution is achieved. The City council requested that a quote be obtained by staff for the cost of cleanup.

**2. PROCLAMATION**

Mayor Nava presented a plaque, plant and a proclamation, declaring July 17, 2012 as "Karin Morgan Day" in the City of Brawley, to Karin Morgan, Director of Parks & Recreation for her 34 years of service to the City of Brawley.

**3. DEPARTMENTAL REPORTS**

- a. Code Enforcement Report, July 2012, was presented by Francisco Soto, Community Development Services Director.
- b. Library update re: Imperial County Gaming Local Benefit Committee Award of Funds to LAMBS in the amount of \$31,084.00 was presented by Marjo Mello, Library Director.
- c. Chuck Peraza, Interim Fire Chief, reported that Victoria Carrillo, BUHS 2012 graduate, has been selected by the Southern California Assn. of Governments (SCAG), a scholarship awardee. She will be placed as intern with the Fire Department to create a program to address Senate Bill SB183 Monoxide Monitoring program.

**4. CONSENT AGENDA**

The consent agenda was **approved** as submitted. m/s/c Campbell/Miranda

**AYES:** Campbell, Couchman, Kelley, Miranda, Nava  
**NAYES:** None  
**ABSTAIN:** None  
**ABSENT:** None

- a. **Approved** City Council Minutes for: July 3, 2012
- b. **Approved** Accounts Payable for: June 21, 2012  
June 28, 2012  
July 6, 2012
- c. **Accepted** an Easement for Public Utilities & Emergency Vehicles Access Dedication from Brawley Pioneers, L.P. to the City of Brawley.
- d. **Resolution No. 2012-29:** Resolution Approving the Destruction of Certain Police Department Records, Documents & Papers, Pursuant to Section 34090 of the Government Code of the State of California, was **passed and adopted**.
- e. **Approval** to Name the Southwest Ball Field at Meserve Park in Memory of Anthony L. Garcia.

5. **REGULAR BUSINSS**

- a. Authorization to Proceed with Construction of Panno Street/Highway 86 Intersection; City Council Direction Regarding Any Non-Reimbursable City Contribution to The Project and Timing Obligation For Phase 2.

Staff report: Rosanna Bayon Moore, City Manager  
Steven Sullivan, Associate Civil Engineer

Developers represented by: Steve Hyman, Stuart Chelin, Mario Gonzalez and Sue Volner, My Value Realty.

**Approved** cap to City non-reimbursable contribution from street impact fees in the amount of \$300,000.00 for the construction of the Panno Street/Highway 86 Intersection, contingent upon execution of a reimbursement agreement between the City of Brawley and Panno & Highway 86 Associates LP and Sartan-Nahar LLC. All other costs to be paid by participating developers. Proceed within thirty (30) days of execution of reimbursement agreement. m/s/c Couchman/Miranda 5-0

- b. Mayoral Appointments & Ratification of appointments to City Of Brawley Boards, Committees, and Commission Vacancies:

<u>Brawley Public Library Board of Trustees</u>	m/s/c Nava/Kelley 5-0
Judy Grant	Term Expiring 06-30-2015
Diane Lohr	Term Expiring 06-30-2015
Dixie Smith	Term Expiring 06-30-2015

<u>Parks &amp; Recreation Department</u>	m/s/c Nava/Kelley 5-0
John Hernandez	Term Expiring 06-30-2015
Mary Miller	Term Expiring 06-30-2015
Ramon Sagredo	Term Expiring 06-30-2012

<u>Airport Advisory Commission</u>	m/s/c Nava/Kelley 4-0 Couchman abstaining
Don Gibson	Term Expiring 06-30-2014
Peter Osterkamp	Term Expiring 06-30-2014
Thomas Boyd Rutherford	Term Expiring 06-30-2014

Planning Commission

m/s/c Nava/Kelley 4-1  
Miranda voting no

George Marquez  
Kevan Hutchinson

Term Expiring 06-30-2016  
Term Expiring 06-30-2016

- c. **Resolution No. 2012-30:** Resolution Appointing Members to Fill Vacancies on Various Boards, Committees & Commissions, was **passed and adopted** m/s/c Nava/Kelley

**AYES:** Campbell, Couchman, Kelley, Miranda, Nava  
**NAYES:** None  
**ABSTAIN:** None  
**ABSENT:** None

6. **COUNCIL MEMBER REPORTS**

**Miranda:** None

**Kelley:** Karin Morgan "roast"

**Campbell:** None, Thank you City Council & Staff

**Couchman:** Thank you to all of the applicants for their interest in City boards and commissions.

**Nava:** Thank you Karin Morgan; thank you staff during water plant and water failure; congratulations to board and commission appointees; had a good 4<sup>th</sup> of July with family, friends and neighbors. Look forward to organizations being able to have fund raisers selling fireworks next year. Will be attending the Southern California Joint Powers Insurance Authority (SCJPIA) annual meeting.

7. **CITY MANAGER**

Met with the Executive Director and staff for the Coachella Valley Housing Coalition. Letter of support was requested to help with USDA rural designation change.

Mayor Nava urged the Council to move forward with a letter of support. Ms. Moore agreed to prepare the letter for signature.

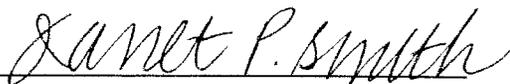
Introduced Victoria Carrillo, SCAG Intern. Ms. Carrillo told Council she was a Brawley Union High School graduate, class of 2012. She will be working with the SCAG/City of Brawley Task Force re: the SB183 CO<sup>2</sup> Monitoring Program.

**8. ADJOURNED TO CLOSED SESSION 8:00 PM**

- a. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)):
  - 1. City of Brawley vs. La Paloma
  - 2. Jupiter Ventures vs. City of Brawley
- b. Conference with Legal Counsel – Anticipated Litigation Significant Exposure to Litigation pursuant to Subdivision (b) of Section 54956.9: One (1) Potential Case
- c. Conference with Labor Negotiator  
Agency designated representative: Rosanna Bayon Moore, City Manager  
Employee organizations:
  - 1. Brawley Public Safety Employees Association
  - 2. Brawley Firefighters Local No. 1967
  - 3. Management, Confidential & Unrepresented Employees

**8. REPORT OF ACTION FROM CLOSED SESSION - Nothing to Report**

**ADJOURNMENT** Adjourned to Tuesday, July 31, 2012, 6:00 PM, City Council Chambers, 383 Main Street, Brawley, California.

  
Janet P. Smith, Deputy City Clerk

Check Register Report

Date: 07/11/2012  
 Time: 3:34 PM  
 Page: 1

City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
19692	07/11/2012	Printed	A158	LUIS ABALOS	Refund Deposit 171 D Street	176.68
19693	07/11/2012	Printed	A414	AIRWAVE COMMUNICATIONS ENT	Repair Siren #906	235.94
19694	07/11/2012	Printed	A147	CARLOS ALCANTAR	Softball Umpire 6/25-28	264.00
19695	07/11/2012	Printed	A554	ALLIED WASTE SERVICES #467	Solid Waste Services July 2012	85,284.55
19696	07/11/2012	Void			Void Check	0.00
19697	07/11/2012	Printed	A126	ALSCO AMERICAN LINEN DIV.	Cleaning Services	323.45
19698	07/11/2012	Printed	A140	ASSOCIATED DESERT	Notice Of Public Hearing	903.34
19699	07/11/2012	Printed	A785	AT&T	U-Verse Internet 5/24-6/23	30.00
19700	07/11/2012	Printed	A688	AT&T LONG DISTANCE	Telephone Service 5/25-06/24	14.08
19701	07/11/2012	Printed	A592	AUTO ZONE, INC. #2804	Freon Cylinder - Shop Stock	217.60
19702	07/11/2012	Printed	B787	JESSICA BARRERA	Refund Depost - Pool	100.00
19703	07/11/2012	Printed	B684	LAURA P. BLAKE	Zumba Instructor Evenings June	819.40
19704	07/11/2012	Printed	B269	BRAWLEY TRACTOR PARTS	Filters - #922 and #903	147.67
19705	07/11/2012	Printed	B747	BRENNTAG PACIFIC INC.	Hypochlorite Sodium, Chemclor	7,035.49
19706	07/11/2012	Printed	C752	CALIFORNIA BUILDING STANDAR	SB-1473 Permit Fees QE 6/30/12	80.10
19707	07/11/2012	Printed	C123	VIRIDIANA Y. CATLETT	Zumba Instructor June	344.25
19708	07/11/2012	Printed	C076	BECKY CATO	Softball Scorekeeper 7/2-7/5	120.00
19709	07/11/2012	Printed	C879	COUNTY OF IMPERIAL	IVEZ 2012-13 Contribution	57,500.00
19710	07/11/2012	Printed	C347	MARIA CRISTOBAL	Softball Scorekeeper 7/2-7/5	120.00
19711	07/11/2012	Printed	C596	CURTIS ROADRUNNER LOCK &	Repair Briefing Room Door	75.00
19712	07/11/2012	Printed	D171	D & M WATER COMPANY	Bulk Water	55.05
19713	07/11/2012	Printed	D144	DANIELS TIRE SERVICE	Oil Change #210	32.04
19714	07/11/2012	Printed	D155	DASH MEDICAL GLOVES, INC	Medical Gloves	64.54
19715	07/11/2012	Printed	D505	DEPARTMENT OF CONSERVATION	Strong Motion Fees QE 6/30/12	200.98
19716	07/11/2012	Printed	D528	DEPARTMENT OF CORRECTIONS	Prison Crew/Dec 2011	91,984.08
19717	07/11/2012	Printed	D997	DEPARTMENT OF PUBLIC HEALTH	Grade T4,D2 Cert Fee/R Bernal	60.00
19718	07/11/2012	Printed	E216	EL CENTRO MOTORS	Clip - #922	26.37
19719	07/11/2012	Printed	E145	ELMS EQUIPMENT	Chain	216.54
19720	07/11/2012	Printed	F358	THE FAIR STORE	Safety Boots/E Garcia	150.00
19721	07/11/2012	Printed	F105	FEDERAL EXPRESS CORP.	Mailings - City Clerk	5.74
19722	07/11/2012	Printed	F520	FILEMAKER, INC.	Filemaker Maintenance Program	120.00
19723	07/11/2012	Printed	G005	IRMA LETICIA NAVA GARCIA	Softball Scorekeeper 7/2-7/5	90.00
19724	07/11/2012	Printed	G820	GOPHER SPORT & PLAY	Large Rescue Tubes	374.17
19725	07/11/2012	Printed	H119	HAAKER EQUIPMENT CO., INC.	Hose Clamps #15	42.79
19726	07/11/2012	Printed	H182	HACH COMPANY, INC.	Reagent Sets	504.00
19727	07/11/2012	Printed	H646	HAZARD CONSTRUCTION CO. INC	9th Street Paving Project	217,696.50
19728	07/11/2012	Printed	I102	I. I. D.	Canal Water Mansfield/3056449	61,404.00
19729	07/11/2012	Void			Void Check	0.00
19730	07/11/2012	Void			Void Check	0.00
19731	07/11/2012	Void			Void Check	0.00
19732	07/11/2012	Printed	I301	IMPERIAL HARDWARE CO., INC.	Snap Fastener Kit	1,614.98
19733	07/11/2012	Printed	I103	IMPERIAL IRRIGATION DISTRIC	Power Bills 5/31/12-06/28/12	57,231.51
19734	07/11/2012	Printed	I443	IMPERIAL PRINTERS	Name Plate	891.26
19735	07/11/2012	Printed	J066	ROSA M. JUAREZ	Refund Deposit - Pool	100.00
19736	07/11/2012	Printed	K090	KAMAN INDUSTRIAL TECH CORP.	Coupling Elements/A/P Pump	356.36
19737	07/11/2012	Printed	K542	KNORR POOL SYSTEMS, INC.	Repair Lions Center Pool	1,319.69
19738	07/11/2012	Printed	L223	LANDMARK CONSULTANTS, INC.	Soil Sampling/K St Storm Drain	3,521.30
19739	07/11/2012	Printed	L182	LORI'S SANITATION SERVICES	Portable Restroom Prison Crew	214.65
19740	07/11/2012	Printed	G936	MANSFIELD GAS EQUIPMENT	Repair Compressors	341.75
19741	07/11/2012	Printed	M004	MCNEECE BROS OIL COMPANY	Fuel	4,142.09
19742	07/11/2012	Printed	M780	SONIA MERCADO	Softball Scorekeeper 7/2-7/5	120.00

Check Register Report

Date: 07/11/2012  
 Time: 3:34 PM  
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City of Brawley

Check Number	Check Date	Status	Vendor Name	Check Description	Amount
19743	07/11/2012	Printed	M303 DENNIS H. MORITA, APC	Attorney Services March 2012	7,329.20
19744	07/11/2012	Printed	M936 MUNICIPAL CODE CORPORATION	Supplemental Pages, Images	822.63
19746	07/11/2012	Printed	N754 NAVOR BOOKSTORE	Refund Business Lic#4025	8.00
19747	07/11/2012	Printed	N418 NEXTEL COMMUNICATIONS, INC.	Cell Phone Charges/Varlous	199.71
19748	07/11/2012	Printed	N948 ALEX NORIEGA	Softball Umpire 7/2-7/5	198.00
19749	07/11/2012	Printed	N045 NORTHEND AUTOPARTS, INC.	Air Filter	51.15
19750	07/11/2012	Printed	0567 JIM O'MALLEY PLUMBING	Pasco Cartridge	178.17
19751	07/11/2012	Printed	O233 O'REILLY AUTO PARTS	Mini Bulb - Landscape Trailer	24.75
19752	07/11/2012	Void	O125 OFFICE SUPPLY CO.	VOID	0.00
19753	07/11/2012	Printed	P304 VICTOR PADILLA	Softball Umpire 6/25-7/5	264.00
19754	07/11/2012	Printed	P110 PESTMASTER SERVICES	Pest Control Services	250.00
19755	07/11/2012	Printed	P521 PETTY CASH-RECREATION	Petty Cash - Parks & Rec	71.26
19756	07/11/2012	Printed	P370 PIONEERS MEMORIAL HOSPITAL	Physicals	270.00
19757	07/11/2012	Printed	P903 PRINCIPAL FINANCIAL GROUP	Life Insurance July 2012	3,851.88
19758	07/11/2012	Printed	P558 PRO RECORD STORAGE, INC.	Document Storage	269.95
19759	07/11/2012	Printed	R651 R.J. SAFETY SUPPLY CO., INC	Anti-Fog Lens, Gloves	18.91
19760	07/11/2012	Printed	R107 RAIN FOR RENT	Sprinkler	109.91
19761	07/11/2012	Printed	R275 RECREATION SUPPLY COMPANY	Signs For Pool	155.00
19762	07/11/2012	Printed	R462 REDDY ICE, CORPORATION	Ice	135.92
19763	07/11/2012	Printed	R517 ROCKWOOD CHEMICAL	Dry Chlorine	559.22
19764	07/11/2012	Printed	S155 SAN DIEGO COUNTY	Police Radio System Fees June	1,855.00
19765	07/11/2012	Printed	S826 JESUS SANTANA	Softball Umpire 7/2-7/5	264.00
19766	07/11/2012	Printed	S882 ARACELY SIQUEIROZ	Refund Swimming Lesson	60.00
19767	07/11/2012	Printed	S412 SONIA CORINA, INC.	Dial A Ride July 2012	18,532.00
19768	07/11/2012	Printed	S760 SPECTRUM	Vido Tape Council Mtg 6/5/12	400.00
19769	07/11/2012	Printed	S689 STAPLES ADVANTAGE	Green Binders	287.44
19770	07/11/2012	Printed	T233 THATCHER CO. OF CALIFORNIA, IN	Ferric Sulfate	5,466.00
19771	07/11/2012	Printed	U790 U.S. BANK CORPORATE	Credit Card Charges D Campbell	1,905.35
19772	07/11/2012	Printed	U630 UNITED PARCEL SERVICE, INC	Maillngs - Engineering	40.61
19773	07/11/2012	Printed	W221 WAL-MART STORES, INC. #01-1555	Craft Supplies, Gum, Diapers	465.06
19774	07/11/2012	Printed	W833 WATER TECH	Adapter, PVC, Coupling	174.71
19775	07/11/2012	Printed	W351 MARICELA WEBSTER	Reimb Mileage June 2012	4.66
19776	07/11/2012	Printed	X100 XEROX CORPORATION	Copier Usuage 3/30-5/30	50.97
19777	07/11/2012	Printed	Z010 STEPHANIE ZAMORA	Reimb Tuition/Field Sobriety	180.00

86

Checks Total (excluding void checks):

646,801.27



Check Register Report

Date: 07/12/2012

Time: 12:41 PM

Page: 1

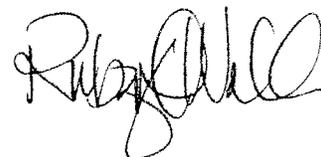
City of Brawley

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
19778	07/13/2012	Printed	A368	AFLAC INC.	Cancer, Disability Withheld	2,973.03
19779	07/13/2012	Printed	C889	CALIFORNIA STATE DISBURSEME	Deductions	2,888.53
19780	07/13/2012	Printed	C110	COLUMBUS BANK & TRUST	Unreimbursed Medical	561.73
19781	07/13/2012	Printed	C240	COURT SERVICES (CIVIL)	Deductions	75.00
19782	07/13/2012	Printed	F689	FRANCHISE TAX BOARD	Deductions	514.81
19783	07/13/2012	Printed	N944	NATIONAL PLAN COORDINATORS	Deferred Compensation 34023301	7,710.77
19784	07/13/2012	Printed	N187	NATIONWIDE RETIREMENT	Deferred Compensation #05270	820.81
19785	07/13/2012	Printed	S325	SUN COMMUNITY FED. CREDIT	Credit Union Deductions	2,022.00
19786	07/13/2012	Printed	U110	UNITED WAY OF IMPERIAL COUN	United Way Deductions	38.00

9

Checks Total (excluding void checks):

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# Check Register Report

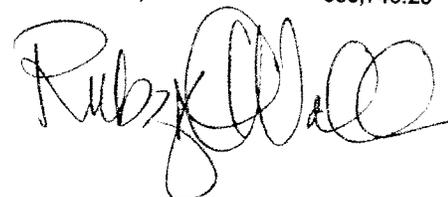
City of Brawley

Date: 07/19/2012  
 Time: 3:42 PM  
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Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
19883	07/19/2012	Printed	S495	SOUTHERN CALIFORNIA GAS CO.	187 525 6200 1	53.52
19884	07/19/2012	Printed	S566	SPARKLETTS	Water, Cooler Rentals	624.60
19885	07/19/2012	Printed	S760	SPECTRUM	Video Tape Council Mtg 6/19/12	400.00
19886	07/19/2012	Printed	S518	VERONICA SPENCE	Refund Deposit	100.00
19887	07/19/2012	Printed	S750	STAPLES, INC	Files, Paper, Letter	249.72
19888	07/19/2012	Printed	T430	D TAUSSIG & ASSOCIATES, INC.	Springhouse CFD Services	3,159.89
19889	07/19/2012	Printed	U702	U.S. BANK TRUST N.A.	Debt Service Pymt CIEDB 01-017	177,330.01
19890	07/19/2012	Printed	U630	UNITED PARCEL SERVICE, INC	Mailings - Engineering	65.86
19891	07/19/2012	Printed	U901	UNITED STATES POSTAL SERVIC	City Hall Postage Refill	291.40
19892	07/19/2012	Printed	W221	WAL-MART STORES, INC. #01-1555	Kleenex, Fan	26.70
19893	07/19/2012	Printed	W833	WATER TECH	Landscape Fabric	58.24
19894	07/19/2012	Printed	W135	WAXIE SANITARY SUPPLY	Janitorial Supplies	1,542.68
19895	07/19/2012	Printed	Z032	ZOLL MEDICAL CORPORATION	AED Electrodes	142.23

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**Checks Total (excluding void checks): 855,748.25**



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Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
19835	07/19/2012	Void				
19836	07/19/2012	Void			Void Check	0.00
19837	07/19/2012	Printed	I301	IMPERIAL HARDWARE CO., INC.	Void Check	0.00
19838	07/19/2012	Printed	I103	IMPERIAL IRRIGATION DISTRICT	Gatorade	1,094.31
19839	07/19/2012	Printed	I443	IMPERIAL PRINTERS	Power Bill 7/1/12-7/2/12	48,150.59
19840	07/19/2012	Printed	I975	IMPERIAL VALLEY HUMANE SOCIETY	Notice Of Correction Forms	295.97
19841	07/19/2012	Printed	I194	INDUSTRIAL TECHNICAL SERVICES	Animal Control July 2012	4,500.00
19842	07/19/2012	Printed	I241	INSTITUTE FOR SOCIO ECONOMIC	Preventive Maintenance/WTP	2,297.50
19843	07/19/2012	Printed	I218	INTERSTATE BATTERY	Refund Deposit 1173 Welcome St	134.34
19844	07/19/2012	Printed	I127	IVECA	Batteries #15	231.01
19845	07/19/2012	Printed	J108	JUST BATS.COM	Shared Cost/Civil Works2012-13	91,056.68
19846	07/19/2012	Printed	K731	KEARNY PEARSON FORD, LLC.	Bats	969.79
19847	07/19/2012	Printed	L603	LIEBERT CASSIDY WHITMORE	Motor & Fan Assembly #909	387.19
19848	07/19/2012	Printed	M004	MCNEECE BROS OIL COMPANY	IVERC 2012-2013 Membership	8,888.00
19849	07/19/2012	Printed	M821	RICHARD MENDOZA	Fuel - P.D.	10,879.97
19850	07/19/2012	Printed	M780	SONIA MERCADO	Refund Over Payment LAVC 1123	20.38
19851	07/19/2012	Printed	M765	GEOR MITCHELL BUILDERS, INC.	Softball Scorekeeper 7/9-7/12	80.00
19852	07/19/2012	Printed	M936	MUNICIPAL CODE CORPORATION	Clean 924 Ivy, 622 N 11th	915.39
19853	07/19/2012	Printed	N948	ALEX NORIEGA	Municipal Code Annual Internet	500.00
19854	07/19/2012	Printed	N045	NORTHEND AUTOPARTS, INC.	Softball Umpire 7/9-7/12	132.00
19855	07/19/2012	Printed	0567	JIM O'MALLEY PLUMBING	Tire Air Gauge	134.85
19856	07/19/2012	Printed	0755	OCE IMAGISTICS, INC.	PVC Coupling	1,227.02
19857	07/19/2012	Printed	0880	OFFICE DEPOT, INC.	Copier Maint/Supplies 5/1-6/30	279.65
19858	07/19/2012	Void			Pencils, Pens, Dividers	152.44
19859	07/19/2012	Printed	O125	OFFICE SUPPLY CO.	Void Check	0.00
19860	07/19/2012	Printed	O824	OFSI	Binders, Border Paper, Tape	627.63
19861	07/19/2012	Printed	O901	ORANGE COMMERCIAL CREDIT	P.D. Copier Lease July 2012	1,266.90
19862	07/19/2012	Printed	P304	VICTOR PADILLA	Effient Analysis	8,820.00
19863	07/19/2012	Printed	P344	PADRE JANITORIAL SUPPLIES, INC	Softball Umpire 7/9-7/12	176.00
19864	07/19/2012	Printed	P110	PESTMASTER SERVICES	Cleaning Supplies	454.31
19865	07/19/2012	Printed	P370	PIONEERS MEMORIAL HOSPITAL	Pest Control Services	70.00
19866	07/19/2012	Printed	P229	PONTON INDUSTRIES, INC.	Evidence Gathering/June	50.00
19867	07/19/2012	Printed	P558	PRO RECORD STORAGE, INC.	Cap	1,910.02
19868	07/19/2012	Printed	P340	PROTECTION ONE ALARM	Document Storage June 2012	88.60
19869	07/19/2012	Printed	P104	PUBLIC EMPLOYEES RETIREMENT	Alarm Monitoring 5/21-7/31	31.15
19870	07/19/2012	Printed	R651	R.J. SAFETY SUPPLY CO., INC	6/26-07/09/2012 PERS	114,049.21
19871	07/19/2012	Printed	R107	RAIN FOR RENT	Medical Supplies	219.73
19872	07/19/2012	Printed	R629	OLIVIA RAMIREZ	Solenoid, Batteries	157.74
19873	07/19/2012	Printed	R904	MICHELE ROJAS	Refund Swim Lessons	60.00
19874	07/19/2012	Printed	S155	SAN DIEGO COUNTY	Refund Deposit 464 Adler St	72.09
19875	07/19/2012	Printed	S826	JESUS SANTANA	Fire Radio System Fee June	636.00
19876	07/19/2012	Printed	S830	JONI SANTANA	Softball Umpire 7/9-7/12	176.00
19877	07/19/2012	Printed	S574	SHARP ELECTRONICS CORPORATION	Refund Summer Day Camp	75.00
19878	07/19/2012	Printed	S368	SIERRA AIR INC.	Copier Maintenance May	135.58
19879	07/19/2012	Printed	S871	SIGMANET, INC.	Repair Senior Ctr A/C	729.50
19880	07/19/2012	Printed	S882	ARACELY SIQUEIROZ	Laser Printer	810.28
19881	07/19/2012	Printed	S965	SONORA DIESEL ROAD SVC & PARTS	Refund Swim Lessons	30.00
19882	07/19/2012	Printed	S654	MARY HELEN SOTO	Service Call #16	110.00
					Refund Deposit	176.68

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Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
19787	07/19/2012	Printed	A480	A & R CONSTRUCTION	K Street Improvements Project	
19788	07/19/2012	Printed	A242	A T & T	Telephone Services 7/7-8/6	27,107.94
19789	07/19/2012	Printed	A105	A T S LABS, INC.	TDS Testing/June	36.61
19790	07/19/2012	Printed	A793	AUGUSTINE ADIBOSHI MD	Refund Deposit 1122 Cedar Ct	1,200.00
19791	07/19/2012	Printed	A147	CARLOS ALCANTAR	Softball Umpire 7/9-7/12	94.87
19792	07/19/2012	Void			Void Check	176.00
19793	07/19/2012	Printed	A126	ALSCO AMERICAN LINEN DIV.	Cleaning Services	0.00
19794	07/19/2012	Printed	A813	AMERINATIONAL COMMUNITY SERVIC	Disbursement Fee/R. Rubio	636.74
19795	07/19/2012	Printed	A202	APWA	ASCE Lunch Meeting/Arellano	105.00
19796	07/19/2012	Printed	A232	ARC INDUSTRIES	Park Litter Control June 2012	60.00
19797	07/19/2012	Printed	A461	AT&T-CALNET 2	Telephone Services 6/3-7/2	2,756.00
19798	07/19/2012	Printed	A592	AUTO ZONE, INC. #2804	Hitch Pin, Clip	32.17
19799	07/19/2012	Printed	B231	JONATHAN BLACKSTONE	Travel Adv/Tactical Workshop	77.92
19800	07/19/2012	Printed	B269	BRAWLEY TRACTOR PARTS	Filter	562.50
19801	07/19/2012	Printed	C803	CAL-TEST	Drug Prevention Fee July 2012	16.33
19802	07/19/2012	Printed	C745	CALIFORNIA CONTRACTORS	Rubber Mallets, Chisel Set	89.70
19803	07/19/2012	Printed	C101	CALIFORNIA JPIA	2012-2013 Property Insurance	121.09
19804	07/19/2012	Printed	C158	NELSON CASTORILLO	Refund Deposit 350 Willard Ave	248,502.00
19805	07/19/2012	Printed	C076	BECKY CATO	Softball Scorekeeper 7/9-7/12	87.26
19806	07/19/2012	Printed	C902	CHEVRON & TEXACO CARD SERVICES	Fuel - Police Department	80.00
19807	07/19/2012	Printed	C280	J MICHAEL COOK	Refund Dep/Ovpmt 313 W K St	513.59
19808	07/19/2012	Printed	C039	LINDSAY CORICA	Refund Deposit 312 J Street	247.68
19809	07/19/2012	Printed	C006	COSTCO MEMBERSHIP	Membership #000111800887266	113.16
19810	07/19/2012	Printed	C129	CREDIT BUREAU OF IMP. COUNT	Bulletin Fees, Credit Report	275.00
19811	07/19/2012	Printed	C347	MARIA CRISTOBAL	Softball Scorekeeper 7/9-7/12	39.00
19812	07/19/2012	Printed	C596	CURTIS ROADRUNNER LOCK & SAFE	Duplicate Keys	80.00
19813	07/19/2012	Printed	D832	MARIA DEL SOCORRO DE LEON	Refund Deposit 1277 J St	393.54
19814	07/19/2012	Printed	D478	DEPARTMENT OF JUSTICE	Evidentiary Drug Analysis/June	16.87
19815	07/19/2012	Printed	D806	DEPT OF TOXIC SUBSTANCES CONTR	EPA CAL000326329/WTP	215.00
19816	07/19/2012	Printed	D621	DAVID DORAME	Refund Deposit 1111 H Street	200.00
19817	07/19/2012	Printed	T150	ECLIPSE GROUP, LLP	Attorney Services/Jupiter	87.35
19818	07/19/2012	Printed	E216	EL CENTRO MOTORS	Motor Fan Assembly #903	53,488.13
19819	07/19/2012	Printed	E145	ELMS EQUIPMENT	Return Back Pack Blower	736.69
19820	07/19/2012	Printed	F105	FEDERAL EXPRESS CORP.	Mailings City Clerk	862.67
19821	07/19/2012	Printed	F254	YENESSA FIGUEROA	Refund Summer Day Camp	294.50
19822	07/19/2012	Printed	G005	IRMA LETICIA NAVA GARCIA	Softball Scorekeeper 7/9-7/12	75.00
19823	07/19/2012	Printed	G207	JOE GODINEZ	Refund Deposit 690 Gilmour	60.00
19824	07/19/2012	Printed	G393	SERGIO GOMEZ	Refund Swim Lessons	65.79
19825	07/19/2012	Printed	G010	GOYAL ENTERPRISES	Fuel For Motor Units	30.00
19826	07/19/2012	Printed	G537	GRAFFIK GRAFFITI	Summer Day Camp Shirts	235.48
19827	07/19/2012	Printed	G536	GRAFFIK INDUSTRIES, INC.	Lifeguard Shirts	3,066.57
19828	07/19/2012	Printed	G520	GROUP DELTA CONSULTANTS	Soil Sampling 9th St. Project	275.57
19829	07/19/2012	Printed	G075	ANA GUTIERREZ	Travel Adv/Prevailing Wage Con	6,531.00
19830	07/19/2012	Printed	G765	SHARON GUTIERREZ	Refund/Pool Party Fees	933.85
19831	07/19/2012	Printed	H266	ELMO HAMILTON	Refund Over Payment 246 I St	100.00
19832	07/19/2012	Printed	H646	HAZARD CONSTRUCTION CO. INC	Airport Taxiway Rehabilitation	37.08
19833	07/19/2012	Printed	I447	I. V. TERMITE & PEST CONTRO	Pest Control Services	17,477.78
19834	07/19/2012	Printed	I569	IMP. VALLEY PROPERTIES, LLC	Refund Over Payment FLAM-606	145.00
						105.47

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Fund	Department	GL Number	Vendor Name	Check	Invoice	Due	Amount
Account	Account	Abbrev	Invoice Description	Number	Number	Date	
Fund: General Fund							
Dept:							
101-000.000-205.306		Surcharge	CALIFORNIA BUILDING STANDAR	19706		06/30/2012	80.10
			SB-1473 Permit Fees QE 6/30/12				
101-000.000-205.500		Strong mot	DEPARTMENT OF CONSERVATION	19715		06/30/2012	198.08
			Strong Motion Fees QE 6/30/12				
							-----
Total							278.18
Dept: General Revenues							
101-110.000-410.800		Business 1	NAVOR BOOKSTORE	19746		07/03/2012	8.00
			Refund Business Lic#4025				
							-----
Total General Revenues							8.00
Dept: City Council							
101-111.000-720.100		Office sup	IMPERIAL PRINTERS	19734		06/30/2012	46.33
			Business Cards/ M Miranda		64958		
101-111.000-721.200		Other oper	U.S. BANK CORPORATE	19771		06/22/2012	53.86
			Credit Card Charges D Campbell				
101-111.000-730.200		Technical	SPECTRUM	19768		06/19/2012	400.00
			Vido Tape Council Mtg 6/5/12		10535		
101-111.000-750.402		Travel - D	U.S. BANK CORPORATE	19771		06/22/2012	108.90
			Credit Card Charges D Campbell				
101-111.000-750.402		Travel - D	U.S. BANK CORPORATE	19771		06/22/2012	144.63
			Credit Card Charges D Campbell				
101-111.000-750.403		Travel - G	U.S. BANK CORPORATE	19771		06/22/2012	259.27
			Credit Card Charges G Nava				
101-111.000-750.403		Travel - G	U.S. BANK CORPORATE	19771		06/22/2012	441.48
			Credit Card Charges G Nava				
101-111.000-750.404		Travel - M	U.S. BANK CORPORATE	19771		06/22/2012	94.86
			Credit Card Charges M Miranda				
101-111.000-750.404		Travel - M	U.S. BANK CORPORATE	19771		06/22/2012	108.01
			Credit Card Charges M Miranda				
101-111.000-750.501		Training -	U.S. BANK CORPORATE	19771		06/22/2012	475.00
			Credit Card Charges S Couchman				
							-----
Total City Council							2,132.34
Dept: City Clerk							
101-112.000-730.200		Technical	MUNICIPAL CODE CORPORATION	19744		06/25/2012	822.63
			Supplemental Pages, Images		00218514		
101-112.000-740.400		Rent	PRO RECORD STORAGE, INC.	19758		07/02/2012	101.90
			Documents Storage June 2012		00010934		
101-112.000-750.210		Postage	FEDERAL EXPRESS CORP.	19721		06/29/2012	5.74
			Mailings - City Clerk		7-937-55611		
101-112.000-750.300		Advertisin	ASSOCIATED DESERT NEWSPAPER	19698		06/12/2012	441.56
			Notice Of Accepting Apps		10478363		
101-112.000-750.300		Advertisin	ASSOCIATED DESERT NEWSPAPER	19698		06/24/2012	36.00
			Hangar For Rent		10494626		
101-112.000-750.300		Advertisin	ASSOCIATED DESERT NEWSPAPER	19698		06/26/2012	245.82
			Notice Of Accepting Apps		10492448		
101-112.000-750.300		Advertisin	ASSOCIATED DESERT NEWSPAPER	19698		06/26/2012	179.96
			Notice Of Public Hearing		10493182		
							-----
Total City Clerk							1,833.61
Dept: City Manager							
101-131.000-721.200		Other oper	U.S. BANK CORPORATE	19771		06/22/2012	33.38
			Credit Card Charges R Moore				
101-131.000-750.400		Travel	U.S. BANK CORPORATE	19771		06/22/2012	46.06
			Credit Card Charges R Moore				
							-----
Total City Manager							79.44
Dept: Finance							
101-151.000-730.200		Technical	PRO RECORD STORAGE, INC.	19758		07/02/2012	90.05
			Document Storage		11006		
101-151.000-740.400		Rent	PRO RECORD STORAGE, INC.	19758		07/02/2012	78.00
			Document Storage		11006		
101-151.000-750.400		Travel	MARICELA WEBSTER	19775		06/29/2012	4.66
			Reimb Mileage June 2012				
							-----
Total Finance							172.71
Dept: Utility Billing							
101-152.000-720.100		Office sup	IMPERIAL PRINTERS	19734		06/27/2012	199.91
			Water Service Applications		65471		

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Fund Department Account	GL Number Abbrev	Vendor Name Invoice Description	Check Number	Invoice Number	Due Date	Amount
Fund: General Fund Dept: Utility Billing 101-152.000-720.100	Office sup	IMPERIAL PRINTERS Utility Letterhead	19734	65470	06/27/2012	73.85
						-----
				Total Utility Billing		273.76
Dept: Personnel 101-153.000-730.200	Technical	PIONEERS MEMORIAL HOSPITAL Physicals	19756		06/06/2012	180.00
101-153.000-730.200	Technical	PIONEERS MEMORIAL HOSPITAL Physicals	19756		06/06/2012	90.00
						-----
				Total Personnel		270.00
Dept: City Attorney 101-161.000-730.100	Profession	DENNIS H. MORITA, APC Attorney Services March 2012	19743	1558	06/01/2012	7,329.20
						-----
				Total City Attorney		7,329.20
Dept: Non-departmental 101-191.000-720.100	Office sup	IMPERIAL PRINTERS Envelopes - Admin	19734	64955	06/30/2012	117.31
101-191.000-720.100	Office sup	IMPERIAL PRINTERS Pencils	19734	64082	06/24/2012	325.41
101-191.000-725.200	Electricit	IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	1,657.28
101-191.000-730.200	Technical	ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM623238	06/29/2012	15.00
101-191.000-730.200	Technical	PESTMASTER SERVICES Pest Control Services	19754	1331704	07/03/2012	35.00
101-191.000-730.200	Technical	PESTMASTER SERVICES Rodent Control Services	19754	1331665	07/02/2012	85.00
101-191.000-730.200	Technical	PESTMASTER SERVICES Pest Control Services	19754	1331664	07/02/2012	35.00
101-191.000-740.200	Cleaning s	ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM623241	06/29/2012	18.05
101-191.000-740.200	Cleaning s	MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	273.51
101-191.000-740.200	Cleaning s	MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	64.76
101-191.000-740.200	Cleaning s	MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	245.32
101-191.000-750.600	Membership	COUNTY OF IMPERIAL IVEZ 2012-13 Contribution	19709	10	07/01/2012	57,500.00
						-----
				Total Non-departmental		60,371.64
Dept: Police Protection 101-211.000-725.200	Electricit	IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	3,492.29
101-211.000-740.100	Repair & m	CURTIS ROADRUNNER LOCK & SAFE Repair Briefing Room Door	19711	12383	06/29/2012	75.00
101-211.000-740.200	Cleaning s	MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	2,813.40
101-211.000-740.200	Cleaning s	PESTMASTER SERVICES Pest Control Services	19754	1331703	07/03/2012	35.00
101-211.000-750.200	Communicat	SAN DIEGO COUNTY Police Radio System Fees June	19764	12BRAWPDN12	06/30/2012	1,855.00
101-211.000-750.510	Training/P	STEPHANIE ZAMORA Reimb Tuition/Field Sobriety	19777		06/30/2012	180.00
						-----
				Total Police Protection		8,450.69
Dept: Fire Department 101-221.000-721.200	Other oper	DASH MEDICAL GLOVES, INC Medical Gloves	19714	INV0743064	06/25/2012	64.54
101-221.000-725.200	Electricit	IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	963.32
101-221.000-740.200	Cleaning s	ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM623237	06/29/2012	31.35
						-----
				Total Fire Department		1,059.21
Dept: Fire Station #2 101-221.100-721.200	Other oper	D & M WATER COMPANY Bulk Water	19712	200349	06/25/2012	55.05

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Fund	Department	GL Number	Vendor Name	Check	Invoice	Due	Amount
Account	Account	Abbrev	Invoice Description	Number	Number	Date	
Fund: General Fund							
Dept: Fire Station #2							
101-221.100-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC	19733		06/28/2012	1,109.65
			Power Bills 5/31/12-06/28/12				
101-221.100-750.200	Communicat		AT&T	19699		06/23/2012	30.00
			U-Verse Internet 5/24-6/23				
							-----
Total Fire Station #2							1,194.70
Dept: Building Inspection							
101-231.000-730.200	Technical		DEPARTMENT OF CONSERVATION	19715		06/30/2012	2.90
			Strong Motion Fees QE 6/30/12				
							-----
Total Building Inspection							2.90
Dept: Animal Control							
101-241.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV.	19697		07/02/2012	6.05
			Uniform Cleaning Services		LYUM623703		
101-241.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV.	19697		07/09/2012	6.05
			Uniform Cleaning Services		LYUM625742		
							-----
Total Animal Control							12.10
Dept: Engineering							
101-311.000-721.200	Other oper		AIRWAVE COMMUNICATIONS ENT INC	19693		07/05/2012	10.99
			Crimps, Connectors		424416		
101-311.000-725.400	Fuel		DEPARTMENT OF CORRECTIONS	19716		06/07/2012	72.04
			Prison Crew Fuel Charge/May 12		1800151281		
101-311.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/07/2012	4,592.00
			Prison Crew/Nov 2011		1800151337		
101-311.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	4,592.00
			Prison Crew/Jan 2012		1800151451		
101-311.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	3,808.00
			Prison Crew/Feb 2012		1800151452		
101-311.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	4,704.00
			Prison Crew/Mar 2012		1800151453		
101-311.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/07/2012	4,144.00
			Prison Crew/Dec 2011		180015338		
101-311.000-740.100	Repair & m		FILEMAKER, INC.	19722		07/02/2012	120.00
			Filemaker Maintenance Program		4504009		
101-311.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV.	19697		07/02/2012	26.02
			Cleaning Services		LYUM623702		
101-311.000-740.200	Cleaning s		MYLO JANITORIAL	19745		06/30/2012	540.00
			Cleaning Services/June		5066544		
101-311.000-740.400	Rent		LORI'S SANITATION SERVICES	19739		07/01/2012	107.33
			Portable Restroom Prison Crew		7674		
101-311.000-750.200	Communicat		NEXTEL COMMUNICATIONS, INC.	19747		06/29/2012	24.74
			Cell Phone Charges/Various		890086314-127		
101-311.000-750.200	Communicat		AT&T LONG DISTANCE	19700		06/26/2012	14.08
			Telephone Service 5/25-06/24				
101-311.000-750.210	Postage		UNITED PARCEL SERVICE, INC	19772		06/30/2012	40.61
			Mailings - Engineering		2XX926262		
							-----
Total Engineering							22,795.81
Dept: Parks							
101-511.000-720.500	Electrical		IMPERIAL HARDWARE CO., INC.	19732		06/19/2012	2.83
			Bulbs		274079/2		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		06/15/2012	20.46
			Closet Kit		81863		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		07/02/2012	34.95
			Brass Coupling		82047		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		07/03/2012	11.85
			Washers, Slips		82101		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		06/27/2012	8.16
			Plumbing Supplies		82007		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		06/27/2012	4.39
			Tubing, Nut, Brass Ring		82000		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		06/03/2012	59.57
			Bubbler		81643		
101-511.000-720.600	Plumbing s		JIM O'MALLEY PLUMBING	19750		06/07/2012	38.79
			Pasco Cartridge		81635		
101-511.000-720.600	Plumbing s		RAIN FOR RENT	19760		06/14/2012	109.91
			Sprinkler		037539664		
101-511.000-720.600	Plumbing s		WATER TECH	19774		06/07/2012	31.90
			Sprinklers		195994		



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Account	Account	Abbrev	Invoice Description	Number	Number	Date	
Fund: General Fund							
Dept: Recreation & Lions Center							
101-521.000-720.600	Plumbing s		KNORR POOL SYSTEMS, INC. Dial Motor	19737	SI137077	06/22/2012	199.69
101-521.000-721.200	Other oper		GOPHER SPORT & PLAY Large Rescue Tubes	19724	8474048	06/26/2012	374.17
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Hangar, Washers, Lock, Nut	19732	274979/2	06/26/2012	6.61
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Straw Hat	19732	270834/2	06/22/2012	7.67
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Tray Liner, Paint Paddle	19732	270175/2	06/16/2012	8.26
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Return Strainer, Fan	19732	274922/2	06/26/2012	-5.43
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Reflector Bowl, Bleach	19732	274817/2	06/25/2012	27.61
101-521.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Clocks, Ties, Reflector Bowl	19732	274923/2	06/26/2012	75.93
101-521.000-721.200	Other oper		IMPERIAL PRINTERS Name Plate	19734	64158	06/24/2012	19.40
101-521.000-721.200	Other oper		PETTY CASH-RECREATION DEPARTME Petty Cash - Parks & Rec	19755		06/30/2012	71.26
101-521.000-721.200	Other oper		REDDY ICE, CORPORATION Ice	19762	2543717	06/29/2012	38.83
101-521.000-721.200	Other oper		WAL-MART STORES, INC. #01-1555 Microwave, Watermelons	19773	09359	07/02/2012	97.00
101-521.000-721.200	Other oper		WAL-MART STORES, INC. #01-1555 Craft Supplies, Gum, Diapers	19773	05668	07/03/2012	292.02
101-521.000-721.900	Small tool		IMPERIAL HARDWARE CO., INC. Cordless Phone, Step Stool	19732	275379/2	06/29/2012	57.27
101-521.000-721.900	Small tool		RECREATION SUPPLY COMPANY Signs For Pool	19761	245317	06/28/2012	155.00
101-521.000-721.900	Small tool		WAL-MART STORES, INC. #01-1555 Microwave, Watermelons	19773	09359	07/02/2012	76.04
101-521.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	5,757.14
101-521.000-730.200	Technical		LAURA P. BLAKE Zumba Instructor Mornings June	19703	613012-1	06/30/2012	309.40
101-521.000-730.200	Technical		LAURA P. BLAKE Zumba Instructor Evenings June	19703	613012-2	06/30/2012	510.00
101-521.000-740.100	Repair & m		KNORR POOL SYSTEMS, INC. Repair Lions Center Pool	19737	SVI-001700	06/30/2012	1,120.00
101-521.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM621525	06/25/2012	35.92
101-521.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM623704	07/02/2012	32.27
101-521.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM625744	07/09/2012	32.23
Total Recreation & Lions Center							17,561.32
Dept: Recreation Leagues							
101-521.100-730.200	Technical		CARLOS ALCANTAR Softball Umpire 6/25-28	19694		06/30/2012	176.00
101-521.100-730.200	Technical		BECKY CATO Softball Scorekeeper 6/25-6/28	19708		06/30/2012	80.00
101-521.100-730.200	Technical		MARIA CRISTOBAL Softball Scorekeeper 6/26-6/28	19710		06/30/2012	80.00
101-521.100-730.200	Technical		VIRIDIANA Y. CATLETT Zumba Instructor June	19707	613012	06/30/2012	344.25
101-521.100-730.200	Technical		IRMA LETICIA NAVA GARCIA Softball Scorekeeper 6/25-6/28	19723		06/30/2012	60.00
101-521.100-730.200	Technical		SONIA MERCADO Softball Scorekeeper 6/25-6/28	19742		06/30/2012	80.00
101-521.100-730.200	Technical		ALEX NORIEGA Softball Umpire 6/25-6/28	19748		06/30/2012	132.00
101-521.100-730.200	Technical		VICTOR PADILLA Softball Umpire 6/25-7/5	19753		07/06/2012	264.00
101-521.100-730.200	Technical		JESUS SANTANA Softball Umpire 6/25-6/28	19765		06/30/2012	176.00
101-521.100-730.200	Technical		CARLOS ALCANTAR Softball Umpire 7/2-7/5	19694		07/06/2012	88.00
101-521.100-730.200	Technical		BECKY CATO Softball Scorekeeper 7/2-7/5	19708		07/06/2012	40.00

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Fund: General Fund							
Dept: Recreation Leagues							
101-521.100-730.200	Technical		MARIA CRISTOBAL	19710		07/06/2012	40.00
			Softball Scorekeeper 7/2-7/5				
101-521.100-730.200	Technical		IRMA LETICIA NAVA GARCIA	19723		07/06/2012	30.00
			Softball Scorekeeper 7/2-7/5				
101-521.100-730.200	Technical		SONIA MERCADO	19742		07/06/2012	40.00
			Softball Scorekeeper 7/2-7/5				
101-521.100-730.200	Technical		ALEX NORIEGA	19748		07/06/2012	66.00
			Softball Umpire 7/2-7/5				
101-521.100-730.200	Technical		JESUS SANTANA	19765		07/06/2012	88.00
			Softball Umpire 7/2-7/5				
Total Recreation Leagues							1,704.25
Dept: Senior Citizens Center							
101-522.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC.	19732		07/03/2012	47.66
			Plunger, Spackle, Rollers		275736/2		
101-522.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC	19733		06/28/2012	909.20
			Power Bills 5/31/12-06/28/12				
101-522.000-730.200	Technical		PESTMASTER SERVICES	19754		06/30/2012	30.00
			Pest Control Services		1330580		
101-522.000-730.200	Technical		PESTMASTER SERVICES	19754		06/28/2012	30.00
			Pest Control Services		1331537		
Total Senior Citizens Center							1,016.86
Dept: Library							
101-551.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC	19733		06/28/2012	1,194.48
			Power Bills 5/31/12-06/28/12				
101-551.000-740.200	Cleaning s		MYLO JANITORIAL	19745		06/30/2012	1,138.88
			Cleaning Services/June		5066544		
Total Library							2,333.36
Dept: Library Grant - LAMBS							
101-551.100-750.200	Communicat		NEXTEL COMMUNICATIONS, INC.	19747		06/29/2012	58.29
			Cell Phone Charges/Various		890086314-127		
101-551.100-750.200	Communicat		NEXTEL COMMUNICATIONS, INC.	19747		06/29/2012	59.99
			Cell Phone Charges/Various		890086314-127		
Total Library Grant - LAMBS							118.28
Fund Total							157,217.15
Fund: Dial-A-Ride							
Dept: Dial - a - Ride							
221-193.000-730.200	Technical		SONIA CORINA, INC.	19767		07/01/2012	18,532.00
			Dial A Ride July 2012		1294		
Total Dial - a - Ride							18,532.00
Fund Total							18,532.00
Fund: Bernardo Padilla Land/Light							
Dept: Parks, Landscape & Lighting							
241-511.100-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC	19733		06/28/2012	8.54
			Power Bills 5/31/12-06/28/12				
Total Parks, Landscape & Lighting							8.54
Fund Total							8.54
Fund: Successor Agency to the BCRA							
Dept: CRA Project Area No. 1							
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/07/2012	9,184.00
			Prison Crew/Nov 2011		1800151337		
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	9,184.00
			Prison Crew/Jan 2012		1800151451		
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	7,616.00
			Prison Crew/Feb 2012		1800151452		
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/12/2012	9,408.00
			Prison Crew/Mar 2012		1800151453		
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS	19716		06/15/2012	4,480.00
			Prison Crew/April 2012		1800151766		

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Fund: Successor Agency to the BCRA							
Dept: CRA Project Area No. 1							
401-611.000-730.200	Technical		DEPARTMENT OF CORRECTIONS Prison Crew/Dec 2011	19716	180015338	06/07/2012	8,288.00
							-----
						Total CRA Project Area No. 1	48,160.00
							-----
						Fund Total	48,160.00
Fund: Capital Projects - Streets							
Dept:							
421-000.000-201.750	Retention		HAZARD CONSTRUCTION CO. INC 9th Street Paving Project	19727	15241	06/27/2012	-24,188.50
							-----
						Total	-24,188.50
Dept: Street Projects							
421-310.000-730.100	Profession		LANDMARK CONSULTANTS, INC. Soil Sampling/K St Storm Drain	19738	LE0612-47	06/27/2012	3,521.30
							-----
						Total Street Projects	3,521.30
Dept: 9th Street							
421-312.205-800.300	Improvement		HAZARD CONSTRUCTION CO. INC 9th Street Paving Project	19727	15241	06/27/2012	241,885.00
							-----
						Total 9th Street	241,885.00
							-----
						Fund Total	221,217.80
Fund: Water							
Dept:							
501-000.000-205.200	Water depo		LUIS ABALOS Refund Deposit 171 D Street	19692		07/09/2012	176.68
							-----
						Total	176.68
Dept: Water Treatment							
501-321.000-720.300	Chemicals		THATCHER CO. OF CALIFORNIA, IN Ferric Sulfate	19770	227370	06/11/2012	5,466.00
501-321.000-720.600	Plumbing s		IMPERIAL HARDWARE CO., INC. Cable Ties, Sprinklers	19732	273521/2	06/14/2012	42.11
501-321.000-720.600	Plumbing s		WATER TECH Fittings, Teflon Tape	19774	196210	06/13/2012	31.19
501-321.000-720.600	Plumbing s		WATER TECH Shrubblers, Saw, Glue	19774	196261	06/13/2012	102.31
501-321.000-721.200	Other oper		HACH COMPANY, INC. Reagent Sets	19726	7799555	06/14/2012	504.00
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Drill Bit, Shade Cloth, Ladder	19732	274500/2	06/22/2012	87.69
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Goop, Fastener Kit, Drill Bit	19732	274531/2	06/22/2012	21.58
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Utility Bucket	19732	274532/2	06/22/2012	12.92
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Insecticide, Caulk, Screws	19732	274795/2	06/25/2012	41.87
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. C-Clip	19732	274871/2	06/26/2012	3.99
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Nuts, Washer, Bolts	19732	274965/2	06/26/2012	12.20
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Pine-Sol, Insecticide, Stencil	19732	273455/2	06/13/2012	33.11
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Wedge Anchors	19732	273477/2	06/13/2012	8.08
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Trash Bags, Pliers, Connectors	19732	273535/2	06/14/2012	20.13
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Caution Tape	19732	273663/2	06/15/2012	10.67
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. PVC Tube, Blades, Valve, Tape	19732	274238/2	06/20/2012	132.67
501-321.000-721.200	Other oper		IMPERIAL HARDWARE CO., INC. Snap Fastener Kit	19732	274315/2	06/21/2012	16.95
501-321.000-721.200	Other oper		KAMAN INDUSTRIAL TECH CORP. Coupling Elements/A/P Pump	19736	G883836	06/05/2012	356.36
501-321.000-721.200	Other oper		MCNEECE BROS OIL COMPANY Shell Oil	19741	152637	06/07/2012	910.72

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<b>Fund: Water</b>							
<b>Dept: Water Treatment</b>							
501-321.000-721.200	Other oper		MCNEECE BROS OIL COMPANY Grease	19741	156212	06/14/2012	31.34
501-321.000-721.200	Other oper		MCNEECE BROS OIL COMPANY Oil	19741	157042	06/14/2012	993.84
501-321.000-721.900	Small tool		IMPERIAL HARDWARE CO., INC. Sump Pump	19732	273439/2	06/13/2012	126.93
501-321.000-721.900	Small tool		IMPERIAL HARDWARE CO., INC. Trash Bags, Pliers, Connectors	19732	273535/2	06/14/2012	18.63
501-321.000-725.100	Water		I. I. D. Canal Water Mansfield/3056449	19728		06/30/2012	61,404.00
501-321.000-725.400	Fuel		MCNEECE BROS OIL COMPANY Fuel	19741	152604	06/07/2012	22.58
501-321.000-725.400	Fuel		MCNEECE BROS OIL COMPANY Fuel (Correction Inv)	19741	152671	06/08/2012	-3.97
501-321.000-725.400	Fuel		MCNEECE BROS OIL COMPANY Fuel	19741	156166	06/14/2012	108.52
501-321.000-740.200	Cleaning s		ALSCO AMERICAN LINEN DIV. Cleaning Services	19697	LYUM618948	06/15/2012	54.72
501-321.000-740.200	Cleaning s		MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	300.00
501-321.000-750.650	Taxes, Fee		DEPARTMENT OF PUBLIC HEALTH Grade T4,D2 Cert Fee/R Bernal	19717		07/09/2012	60.00
Total Water Treatment							70,931.14
<b>Dept: Water Distribution</b>							
501-322.000-721.200	Other oper		AIRWAVE COMMUNICATIONS ENT INC Antennas	19693	424415	07/05/2012	124.95
501-322.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	33,798.62
501-322.000-750.200	Communicat		NEXTEL COMMUNICATIONS, INC. Cell Phone Charges/Various	19747	890086314-127	06/29/2012	56.69
Total Water Distribution							33,980.26
Fund Total							105,088.08
<b>Fund: Wastewater</b>							
<b>Dept: Wastewater Collection</b>							
511-331.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	567.27
Total Wastewater Collection							567.27
<b>Dept: Wastewater treatment</b>							
511-332.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	4,552.61
511-332.000-740.100	Repair & m		XEROX CORPORATION Copier Usuage 3/30-5/30	19776	062232926	06/20/2012	50.97
511-332.000-740.200	Cleaning s		MYLO JANITORIAL Cleaning Services/June	19745	5066544	06/30/2012	300.00
511-332.000-750.200	Communicat		U.S. BANK CORPORATE Credit Card Charges R Walla	19771		06/22/2012	139.90
Total Wastewater treatment							5,043.48
Fund Total							5,610.75
<b>Fund: Solid Waste</b>							
<b>Dept: Solid Waste Collection</b>							
521-341.000-730.200	Technical		ALLIED WASTE SERVICES #467 Solid Waste Services July 2012	19695		07/05/2012	85,284.55
Total Solid Waste Collection							85,284.55
Fund Total							85,284.55
<b>Fund: Airport</b>							
<b>Dept: Airport</b>							
531-351.000-725.200	Electricit		IMPERIAL IRRIGATION DISTRIC Power Bills 5/31/12-06/28/12	19733		06/28/2012	421.10
Total Airport							421.10

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Fund: Airport									
								Fund Total	421.10
Fund: Maintenance									
Dept: Vehicle Maintenance Shop									
601-801.000-720.400	Automotive			AUTO ZONE, INC. #2804	19701		06/29/2012	38.77	
				Engine Oil #16		2804502533			
601-801.000-720.400	Automotive			AUTO ZONE, INC. #2804	19701		06/29/2012	38.77	
				Engine Oil		2804502463			
601-801.000-720.400	Automotive			AUTO ZONE, INC. #2804	19701		06/01/2012	93.18	
				Throttle Valve		2804446571			
601-801.000-720.400	Automotive			AUTO ZONE, INC. #2804	19701		06/01/2012	-93.18	
				Credit Throttle Valve		2804446572			
601-801.000-720.400	Automotive			AUTO ZONE, INC. #2804	19701		06/01/2012	140.06	
				Freon Cylinder - Shop Stock		2804445956			
601-801.000-720.400	Automotive			BRAWLEY TRACTOR PARTS	19704		07/02/2012	147.67	
				Filters - #922 and #903		23284			
601-801.000-720.400	Automotive			EL CENTRO MOTORS	19718		07/02/2012	26.37	
				Clip - #922		5067883			
601-801.000-720.400	Automotive			HAAKER EQUIPMENT CO., INC.	19725		06/26/2012	42.79	
				Hose Clamps #15		C88707			
601-801.000-720.400	Automotive			IMPERIAL HARDWARE CO., INC.	19732		07/03/2012	20.12	
				Coil, Anchor - #922 P.D.		275701/2			
601-801.000-720.400	Automotive			IMPERIAL HARDWARE CO., INC.	19732		07/03/2012	-4.18	
				Return Anchor Shackle		275702/2			
601-801.000-720.400	Automotive			IMPERIAL HARDWARE CO., INC.	19732		07/03/2012	8.09	
				Anchor Shackle #15		275703/2			
601-801.000-720.400	Automotive			NORTHEM AUTOPARTS, INC.	19749		06/29/2012	21.55	
				Work Lamp		435558			
601-801.000-720.400	Automotive			NORTHEM AUTOPARTS, INC.	19749		06/29/2012	29.60	
				Air Filter		435640			
601-801.000-720.400	Automotive			O'REILLY AUTO PARTS	19751		07/05/2012	14.00	
				Ball Hitch #48 Parks		2648-217893			
601-801.000-720.400	Automotive			O'REILLY AUTO PARTS	19751		07/03/2012	10.75	
				Mini Bulb - Landscape Trailer		2648-217635			
601-801.000-721.100	Uniforms			THE FAIR STORE	19720		06/29/2012	150.00	
				Safety Boots/E Garcia		3446			
601-801.000-721.200	Other oper			ELMS EQUIPMENT	19719		06/26/2012	122.65	
				Spool, Insert		1053779-0001			
601-801.000-721.200	Other oper			R.J. SAFETY SUPPLY CO., INC	19759		07/02/2012	18.91	
				Anti-Fog Lens, Gloves		302769-00			
601-801.000-740.100	Repair & m			AIRWAVE COMMUNICATIONS ENT INC	19693		07/03/2012	100.00	
				Repair Siren #906		424391			
601-801.000-740.100	Repair & m			DANIELS TIRE SERVICE	19713		06/28/2012	32.04	
				Oil Change #210		226004212			
601-801.000-740.100	Repair & m			MANSFIELD GAS EQUIPMENT	19740		06/27/2012	341.75	
				Repair Compressors		2335			
601-801.000-740.200	Cleaning s			ALSCO AMERICAN LINEN DIV.	19697		07/02/2012	37.98	
				Uniform Cleaning Services		LYUM623700			
601-801.000-740.200	Cleaning s			ALSCO AMERICAN LINEN DIV.	19697		07/02/2012	27.81	
				Cleaning Services		LYUM623701			
								Total Vehicle Maintenance Shop	1,365.50
Dept: Grounds & Facility Maintenance									
601-802.000-725.200	Electricit			IMPERIAL IRRIGATION DISTRIC	19733		06/28/2012	43.92	
				Power Bills 5/31/12-06/28/12					
								Total Grounds & Facility Maintenance	43.92
								Fund Total	1,409.42
Fund: Risk Management									
Dept:									
602-000.000-200.034	Health ins			PRINCIPAL FINANCIAL GROUP	19757		07/03/2012	3,851.88	
				Life Insurance July 2012					
								Total	3,851.88
								Fund Total	3,851.88
								Grand Total	646,801.27

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/31/12  
City Manager: 

**PREPARED BY:** Ana Gutierrez, Contract Manager

**PRESENTED BY:** Yazmin Arellano-Torres, P.E., Public Works Director

**SUBJECT:** Federal Transit Administration (FTA) Disadvantaged Business Enterprise (DBE) Plan for Fiscal Year 2012-2013

**CITY MANAGER RECOMMENDATION:** Adopt the Federal Transit Administration DBE Plan for Fiscal Year 2012-2013 and authorize the City Manager to execute all documentation in relation to this Plan.

**DISCUSSION:** In accordance with 49 CFR Part 26.45(g), the City of Brawley has developed a Federal Transportation Administration (FTA) Disadvantaged Business Enterprise (DBE) Plan with a goal of 8.2%. The City Council approved advertisement of the draft plan at the June 13, 2012 Special Meeting. The plan was advertised in the Imperial Valley Press on June 15, 2012 and on July 13, 2012. Additionally, the plan was placed on the City of Brawley website.

The City of Brawley did not receive any comments regarding the FTA DBE Plan for Fiscal Year 2012-2013 as a result of the publication. Said plan development, the 45 day public comment period, adoption, and implementation are required for utilization of FTA funding.

Staff is requesting the adoption of the City of Brawley FTA DBE Plan and goal of 8.2% for Fiscal Year 2012-2013. This goal represents the percentage of work to be accomplished by certified DBE subcontractors on FTA funded projects within the City of Brawley during FY 20112-13. The funds associated with the construction of the Brawley Transit Transfer Station require adoption of the plan and goal.

**FISCAL IMPACT:** None at this time.

**ATTACHMENTS:** Proof of Advertisement, Draft Disadvantage Business Enterprise (DBE) Plan for Project Funded Through the Federal Transit Administration.

PROOF OF PUBLICATION  
(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Imperial

I am a resident of the County aforesaid;  
I am over the age of eighteen years, and  
not a party to or interested in the above  
entitled matter. I am the principal clerk\*  
of the printer of the

IMPERIAL VALLEY PRESS

a newspaper of general circulation,  
printed and published daily in the City of  
El Centro, County of Imperial and which  
newspaper has been adjudged a  
newspaper of general circulation by the  
Superior Court of the County of Imperial,  
State of California, under the date of  
October 9, 1951, Case Number 26775;  
that the notice, of which the annexed is  
a printed copy, has been published in  
each regular and entire issue of said  
newspaper and not in any supplement  
thereof on the following dates, to-wit:

June 15  
July 13  
all in the year 20 12

I certify (or declare) under penalty of  
perjury that the foregoing is true and  
correct.

[Signature]  
SIGNATURE

\* Printer, Foreman of the Printer, or  
Principal Clerk of the Printer

Date 7-13 20 12  
at El Centro, California.

This space is for the County Clerk's  
Filing Stamp:

Proof of Publication of:

CITY OF BRAWLEY  
Public Notice  
2012-2013  
Federal Transit Administration DBE Goal for Fiscal Year

NOTICE IS HEREBY GIVEN that in accordance with 49 CFR Part 26.45 (g), the City of Brawley announces a proposed Federal Transportation Administration (FTA) Disadvantaged Business Enterprise (DBE) goal of 8.2 percent for Fiscal Year 2012-2013. This goal represents the percentage of work to be accomplished by certified DBE subcontractors on FTA funded transit projects with the City of Brawley during FY 2012-2013.

The City of Brawley's proposed goal and the methodology used to determine that goal will be available for inspection for thirty (30) days from the date of this notice from 7:30 AM to 5:30 PM, Pacific Standard Time, Monday through Thursday and Friday from 7:30 - 4:30 PM at the Office of the City Clerk, 383 Main Street, Brawley, CA 92227. The goal and supporting methodology are also available for review on the City of Brawley's website: [www.brawley-ca.gov](http://www.brawley-ca.gov).

The US Department of Transportation and the City of Brawley will accept comments on this proposed goal for 45 days from the date of this notice. Comments should be forwarded to the City Clerk at the above stated address.

DATED: June 13, 2012  
PUBLISHED: IV Press  
June 15, 2012  
July 13, 2012

Alma Betavides, City Clerk

Jun 15, 2012

# DRAFT



**Disadvantaged Business Enterprise Plan (DBE)  
For Projects Funded Through  
the Federal Transit Administration (FTA)**

**FY 2012-13**

**CITY OF BRAWLEY**  
**DEPARTMENT OF TRANSPORTATION**  
**DBE PROGRAM – 49 CFR PART 26**

**POLICY STATEMENT**

**Section 26.1, 26.23**

**Objectives/Policy Statement**

The City of Brawley has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26. The City of Brawley has received federal financial assistance from the Department of Transportation, and as a condition of receiving this assistance, the City of Brawley has signed an assurance that it will comply with 49 CFR Part 26.

It is the policy of the City of Brawley to ensure that DBEs are defined in part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. It is also our policy:

1. To ensure nondiscrimination in the award and administration of DOT – assisted contracts;
2. To create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
3. To ensure that the DBE Program is narrowly tailored in accordance with applicable law;
4. To ensure that only firms that fully meet 49 CFR Part 26 eligibility standards are permitted to participate as DBEs;
5. To help remove barriers to the participation of DBEs in DOT assisted contracts;
6. To assist the development of firms that can compete successfully in the market place outside the DBE Program.

Yazmin Arellano-Torres has been delegated as the DBE Liaison Officer. In that capacity, Yazmin Arellano-Torres is responsible for implementing all aspects of the DBE program. Implementation of the DBE program is accorded the same priority as compliance with all other legal obligations incurred by the City of Brawley in its financial assistance agreements with the Department of Transportation.

The City of Brawley has disseminated this policy statement to the City Council and all of the relative components of our organization. We have distributed this statement to DBE and non-DBE business communities that perform, or are anticipated to perform work for our organization on DOT assisted contracts. This distribution is accomplished through 1. Adoption of the program by the City Council; 2. Publication available to all interested parties via the City's website; 3. Inclusion in all relative competitive bid documents.

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Date

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**SUBPART A – GENERAL REQUIREMENTS****Section 26.1 Objectives**

The objectives are found in the policy statement on the first page of this program.

**Section 26.3 Applicability**

The City of Brawley through the Imperial County Transportation Commission (ICTC) is the recipient of federal transit funds authorized by Titles I, III, V, and VI of ISTEA, Pub. L. 102-240 or by Federal transit laws in Title 49, U.S. Code, or Titles I, II, and V of the Teas-21, Pub. L. 105-178.

**Section 26.5 Definitions**

The City of Brawley will adopt the definitions contained in Section 26.5 for this program.

**Section 26.7 Non-discrimination Requirements**

The City of Brawley will never exclude any person from participation in, deny any person the benefits of, or otherwise discriminate against anyone in connection with the award and performance of any contract covered by 49 CFR part 26 on the basis of race, color, sex, or national origin.

In administering its DBE program, the City of Brawley will not, directly or through contractual or other arrangements, use criteria or methods of administration that have the effect of defeating or substantially impairing accomplishment of the objectives of the DBE program with respect to individuals of a particular race, color, sex, or national origin.

**Section 26.11 Record Keeping Requirements****Reporting to DOT: 26.11(b)**

We will report DBE participation to DOT as follows:

We will report DBE participation on a quarterly basis, using DOT Form 4630 or through the FTA TEAM website. These reports will reflect payments actually made to DBEs on DOT-assisted contracts.

**Bidders List: 26.11(c)**

The City of Brawley will create a bidders list, consisting of information about all DBE and non-DBE firms that bid or quote on DOT-assisted contracts. The purpose of this requirement is to allow use of the bidders list approach to calculating overall goals. The bidder list will include the name, address, DBE non-DBE status, age, and annual gross receipts of firms.

We will collect this information in the following ways: requiring prime bidders to report the names/addresses and possible other information, of all firms who quote to them on subcontracts, providing a notice in solicitations and post it on the City website.

**Section 26.13 Federal Financial Assistance Agreement**

The City of Brawley has signed the following assurances, applicable to all DOT-assisted contracts and their administration:

Assurance: 26.13(a)

The City of Brawley shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT assisted contract or in the administration of its DBE Program or the requirements of 49 CFR part 26. The City of Brawley shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of DOT assisted contracts. The City of Brawley's DBE Program, as required by 49 CFR part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the City of Brawley of its failure to carry out its approved program, the Department may impose sanction as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 *et seq.*).

This language will appear in financial assistance agreements with sub-recipients.

Contract Assurance: 26.13b

We will ensure that the following clause is placed in every DOT-assisted contract and subcontract:

The contractor, sub-recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR part 26 in the award and administration of DOT assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the City of Brawley deems appropriate.

## **SUBPART B - ADMINISTRATIVE REQUIREMENTS**

### **Section 26.23 Policy Statement**

The Policy Statement is elaborated on the first page of this program.

### **Section 26.25 DBE Liaison Officer (DBELO)**

We have designated the following individual as our DBE Liaison Officer:

Yazmin Arellano-Torres, P.E., City Engineer/Public Works Director  
City of Brawley  
180 S. Western Ave.  
Brawley, CA 92227  
760-344-5800  
[yarellano@brawley-ca.gov](mailto:yarellano@brawley-ca.gov)

In that capacity, the DBELO is responsible for implementing all aspects of the DBE program and ensuring that the City of Brawley complies with all provision of 49 CFR Part 26. The DBELO has direct, independent access to the City Manager of the City of Brawley concerning DBE program matters. An organization chart displaying the DBELO's position in the organization is found in Attachment A to this program.

The DBELO is responsible for developing, implementing and monitoring the DBE program, in coordination with other appropriate officials. The DBELO has a staff of 0 to assist in the administration of the program. The duties and responsibilities include the following:

1. Gathers and reports statistical data and other information as required by DOT.
2. Reviews third party contracts and purchase requisitions for compliance with this program.
3. Works with all components within the City of Brawley to set overall annual goals.
4. Ensures that bid notices and requests for proposals are available to DBEs in a timely manner.
5. Identifies contracts and procurements so that DBE goals are included in solicitations (both race-neutral methods and contract specific goals attainment and identifies ways to improve progress.
6. Analyzes the City of Brawley's progress toward attainment and identifies ways to improve progress.
7. Participates in pre-bid meetings.
8. Advises the City Manager/City Council on DBE matters and achievement.
9. Participates in pre-bid meetings.
10. Provides DBEs with information and assistance in preparing bids.
11. Plans and participates in DBE training seminars.
12. Acts as liaison to the Uniform Certification Process in California.
13. Provides outreach to DBEs and community organizations to advise them of opportunities.
14. Maintains the City of Brawley's updated directory on certified DBEs.

#### **Section 26.27 DBE Financial Institutions**

It is the policy of the City of Brawley to investigate the full extent of services offered by financial institutions owned and controlled by socially and economically disadvantaged individuals in the community, to make reasonable efforts to use these institutions, and to encourage prime contractors on DOT-assisted contract to make use of these institutions. We have made the following efforts to identify and use such institutions: research the credit unions and commercial banks in the community through on site visits and website reviews.

To date we have identified the following such institutions: None

#### **Section 26.29 Prompt Payment Mechanisms**

The City of Brawley will include the following clause in each DOT-assisted prime contract:

The prime contractor agrees to pay each subcontractor under this prime contract for satisfactory performance of its contract no later than 30 days from the receipt of each payment the prime contract receives from the City of Brawley. The prime contractor agrees further to return retainage payments to each subcontractor within 30 days after the subcontractors work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval of the City of Brawley. This clause applies to both DBE and non-DBE subcontracts.

Any failure to comply with this section by the prime contractor shall be considered as a breach of the contract, subject to the provisions of the agreement. In addition, the prime contractor will not be reimbursed for work performed by subcontractors unless and until the prime contractors ensures that the subcontractors are promptly paid for the work that they have performed.

#### **Section 26.31 Directory**

The City of Brawley maintains a directory identifying all firms eligible to participate as DBEs. The directory lists the firm's name, address, phone number, date of the most recent certification, and the type of work the firm has been certified to perform as a DBE. We revise the Directory annually.

We make the Directory available online at [http://www.dot.ca.gov/hq/bep/find\\_certified.htm](http://www.dot.ca.gov/hq/bep/find_certified.htm).

Further information may be found about California's Uniform Certification Program at <http://www.dot.ca.gov/hq/bep/ucp.htm>

#### **Section 26.33 Overconcentration**

The City of Brawley has not identified that overconcentration exists in the types of work that DBEs perform.

#### **Section 26.35 Business Development Programs**

The City of Brawley has not established a business development program.

#### **Section 26.37 Monitoring and Enforcement Mechanisms**

The City of Brawley will take the following monitoring and enforcement mechanisms to ensure compliance with 49 CFR Part 26.

1. We will bring to the attention of the Department of Transportation any false, fraudulent, or dishonest conduct in connection with the program, so that DOT can take the steps (e.g., referral to the Department of Justice for criminal prosecution, referral to the DOT Inspector General, action under suspension and debarment or Program Fraud and Civil Penalties rules) provided in 26.109.
2. We will consider similar action under our own legal authorities, including responsibility determinations in future contracts. Attachment 3 lists the regulation, provisions, and contract remedies available to us in the events of non-compliance with the DBE regulation by a participant in our procurement activities.
3. We will also provide a monitoring and enforcement mechanism to verify that work committed to DBEs at contract award is actually performed by the DBEs. This will be accomplished via a reporting mechanism.
4. We will keep a running tally of actual payments to DBE firms for work committed to them at the time of contract award.

### **SUBPART C – GOALS, GOOD FAITH EFFORTS, AND COUNTING**

#### **Section 26.43 Set-asides or Quotas**

The City of Brawley does not use quotas in any way in the administration of this DBE program.

**Section 26.45 Overall Goals**

A description of the methodology to calculate the overall goal and the goal calculations can be found in Attachment 4 to this program. This section of the program will be updated annually.

In accordance with Section 26.45(f) the City of Brawley will submit its overall goal to DOT on August 1 of each year. Before establishing the overall goal each year, the City of Brawley will consult with the Chambers of Commerce and CALTRANS Local District Offices to obtain information concerning the availability of disadvantaged and non-disadvantaged businesses, the effects of discrimination on opportunities for DBEs, and the City of Brawley's efforts to establish a level playing field for the participation of DBEs.

Following this consultation, we will publish a notice of the proposed overall goals, informing the public that the proposed goal and its rationale are available for inspection during normal business hours at our office for 30 days following the date of the notice, and informing the public that you and DOT will accept comments on the goals for 45 days from the date of the notice. The notice will be available on the Commission's website and the local newspaper of general circulation. We, we will issue this notice by June 1 of each year. The notice must include addresses to which comments may be sent and addresses (including offices and websites) where the proposal may be reviewed.

Our overall goal submission to DOT will include a summary of information and comments received during this public participation process and our responses.

We will begin using our overall goal on October 1 of each year, unless we have received other instructions from DOT. If we establish a goal on a project basis, we will begin using our goal by the time of the first solicitation for a DOT-assisted contract for the project.

**Section 26.49 Transit Vehicle Manufacturers Goals**

The City of Brawley will require each transit vehicle manufacturer, as a condition of being authorized to bid or propose on FTA-assisted transit vehicle procurements, to certify that it has complied with the requirements of this section. Alternatively, the City of Brawley may, at its discretion and with FTA approval, establish project-specific goals for DBE participation in the procurement of transit vehicles in lieu of the TVM complying with this element of the program.

**Section 26.51(a-c) Breakout of Estimated Race-Neutral & Race-Conscious Participation**

The breakout of estimated race-neutral and race-conscious participation can be found in Attachment 5 to this program. This section of the program will be updated annually when the goal calculation is updated.

**Section 26.51(d-g) Contract Goals**

The City of Brawley will use contract goals to meet any portion of the overall goal. The City of Brawley does not project being able to meet using race-neutral means. Contract goals are established so that, over the period to which the overall goal applies, they will cumulatively result in meeting any portion of our overall goal that is not projected to be met through the use of race-neutral means.

We will establish contract goals only on those DOT-assisted contracts that have subcontracting possibilities. We need not establish a contract goal on every such contract, and the size of

contract goals will be adapted to the circumstances of each such contract (e.g., type and location of work, availability of DBEs to perform the particular type of work.)

We will express our contract goals as a percentage of total amount of a DOT-assisted contract.

### **Section 26.53 Good Faith Efforts Procedures**

#### Demonstration of Good Faith Efforts (26.53(a) & (c))

The obligation of the bidder/offeror is to make good faith efforts. The bidder/offeror can demonstrate that it has done so either by meeting the contract goal or documenting good faith efforts. Examples of good faith efforts are located in Appendix A to 49 CFR Part 26.

The following personnel is responsible for determining whether a bidder/offeror who has not met the contract goal has documented sufficient good faith efforts to be regarded as responsive

Yazmin Arellano-Torres, P.E., City Engineer/Public Works Director  
City of Brawley  
180 S. Western Ave.  
Brawley, CA 92227  
760-344-5800  
[yarellano@brawley-ca.gov](mailto:yarellano@brawley-ca.gov)

We will ensure that all information is complete and accurate and adequately documents the bidder/offer's good faith efforts before we commit to the performance of the contract by the bidder/offeror.

#### Information to be submitted (26.53(b))

The City of Brawley treats bidder/offers' compliance with good faith efforts' requirements as a matter of responsiveness.

Each solicitation for which a contract goal has been established will require the bidders/offerors to submit the following information:

1. The names and addresses of DBE firms that will participate in the contract;
2. A description of the work that each DBE will perform;
3. The dollar amount of the participation of each DBE firm participating;
4. Written and signed documentation of commitment to use a DBE subcontractor whose participation it submits to meet a contract goal;
5. Written and signed confirmation from the DBE that it is participating in the contract as provided in the prime contractors commitment and
6. If the contract goal is not met, evidence of good faith efforts.

#### Administrative reconsideration (26.53(d))

Within 10 days of being informed by the City of Brawley that it is not responsive because it has not documented sufficient good faith efforts, a bidder/offeror may request administrative reconsideration. Bidder/offerors should make this request in writing to the following reconsideration official:

Rosanna Bayon Moore, City Manager  
City of Brawley  
383 Main St.  
Brawley, CA 92227

760-351-3048  
[rbmoore@brawley-ca.gov](mailto:rbmoore@brawley-ca.gov)

The reconsideration official will not have played any role in the original determination that the bidder/offeror did not document sufficient good faith efforts.

As part of this reconsideration, the bidder/offeror will have the opportunity to provide written documentation or argument concerning the issue of whether it met the goal or made adequate good faith efforts to do so. The bidder/offeror will have the opportunity to meet in person with our reconsideration official to discuss the issue of whether it met the goal or made adequate good faith efforts to do. We will send the bidder/offeror a written decision on reconsideration, explaining the basis for finding that the bidder did or did not meet the goal or make adequate good faith efforts to do so. The result of the reconsideration process is not administratively appealable to the Department of Transportation.

#### Good Faith Efforts when a DBE is replaced on a contract (26.53(f))

The City of Brawley will require a contractor to make good faith efforts to replace a DBE that is terminated or has otherwise failed to complete its work on a contract with another certified DBE, to the extent needed to meet the contract goal. We will require the prime contractor to notify the DBE Liaison officer immediately of the DBE's inability or unwillingness to perform and provide reasonable documentation.

In this situation, we will require the prime contractor to obtain our prior approval of the substitute DBE and to provide copies of new or amended subcontracts, or documentation of good faith efforts.

If the contractor fails or refuses to comply in the time specified, the City of Brawley will issue an order stopping all or part of payment/work until satisfactory action has been taken. If the contractor still fails to comply, the contracting officer may issue a termination for default proceeding.

#### Sample Bid Specification:

The requirements of 49 CFR Part 26, Regulations of the U.S. Department of Transportation, apply to this contract. It is the policy of the City of Brawley to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. All firms qualifying under this solicitation are encouraged to submit bids/proposals. Award of this contract will be conditioned upon satisfying the requirements of this bid specification. These requirements apply to all bidders/offerors, including those who qualify as a DBE. A DBE contract goal of \_\_\_\_ percent has been established for this contract. The bidder/offeror shall make good faith efforts, as defined in Appendix A, 49 CFR Part 26 (Attachment 1), to meet the contract goal for DBE participation in the performance of this contract.

The bidder/offeror will be required to submit the following information: (1) the names and addresses of DBE firms that will participate in the contract; (2) a description of the work that each DBE firm will perform; (3) the dollar amount of the participation of each DBE firm participating; (4) Written documentation of the bidder/offeror's commitment to use a DBE subcontractor whose participation it submits to meet the contract goal; (5) Written confirmation from the DBE that it is participating in the contract as provided in the commitment made under (4); and (5) if the contract goal is not met, evidence of good faith efforts.

**Section 26.55 Counting DBE Participation**

We will count DBE participation toward overall and contract goals as provided in 49 CFR 26.55.

**SUBPART D – CERTIFICATION STANDARDS****Section 26.61 – 26.73 Certification Process**

The City of Brawley will use the certification standards of Subpart D of Part 26 to determine the eligibility of firms to participate as DBEs in DOT-assisted contracts. To be certified as a DBE, a firm must meet all certification eligibility standards. We will make our certification decisions based on the facts as a whole.

For information about the certification process or to apply for certification, firms should contact:

CALTRANS Civil Rights  
ATTN: Certification Unit  
1823 14<sup>th</sup> Street  
Sacramento, Ca. 95811  
(866) 810-6346  
[http://www.caltrans.ca.gov/hq/bep/business\\_forms.htm](http://www.caltrans.ca.gov/hq/bep/business_forms.htm)

**SUBPART E – CERTIFICATION PROCEDURES****Section 26.81 Unified Certification Programs**

The City of Brawley adopts the California Unified Certification program (CUCP) procedures administered by the Certifying agencies of the CUCP. The UCP meets all of the requirements of this section. The following is a description of the UCP (as provided on the CUCP website located at <http://www.californiaucp.com/index.html>)

"The California Unified Certification Program (CUCP) went into effect on January 1, 2002. It is a one stop shopping certification procedure that eliminates the need for Disadvantaged Business Enterprises (DBE) firms to obtain certifications from multiple agencies within the State.

The CUCP is charged with the responsibility of certifying firms and compiling and maintaining a single Statewide database of certified DBEs, pursuant to 49 CFR Part 26. The database is intended to expand the use of DBE firms by maintaining complete and current information on those businesses and the products and services they can provide to all DOT assisted grantees in California.

The CUCP has established two regional DBE certification clusters throughout the State, designated by geographical boundaries to effectively facilitate Statewide DBE certification activities.

The CUCP certifying agencies are responsible for certifying DBE firms. It is not necessary to apply for DBE certification at more than one agency. If your firm meets the general criteria for DBE certification as provided on the Application package, please submit your completed application, along with the requested documentation to one of the Certifying agencies serving the County where your firm has its principal place of business."

## **Section 26.83 Procedures for Certification Decisions**

### Re-certifications 26.83(a) & (c)

We will review the eligibility of DBEs, to make sure that they will meet the standards of Subpart E of Part 26. We will complete this review no later than five years from the most recent certification date of each firm.

For firms that we have reviewed and found eligible under part 26, we will again review their eligibility every five years. These reviews will include the following components: filing out a new application, performing on site visits in the City of Brawley local area, and reviewing work history, qualifications and equipment of the firm.

### "No Change" Affidavits and Notices of Change (26.83(j))

To the extent as required by the CUCP, we require all DBEs to inform us, in a written affidavit, of any change in its circumstances affecting its ability to meet size, disadvantaged status, ownership or control criteria of 49 CFR Part 26 or of any material changes in the information provided with the CUCP's application for certification.

We also require all owners of all DBEs to submit, on the anniversary date of their certification, a "no change" affidavit meeting the requirements of 26.83(j). The test of this affidavit is the following:

I swear (or affirm) that there have been no changes in the circumstances of [name of DBE firm] affecting its ability to meet the size, disadvantaged status, ownership, or control requirements of 49 CFR part 26. There have been no material changes in the information provided with [name of DBE]'s application for certification, except for any changes about which you have provided written notice to the ICTC under 26.83(j). [Name of firm] meets Small Business Administration (SBA) criteria for being a small business concern and its average annual gross receipts (as defined by SBA rules) over the firm's previous three fiscal years do not exceed \$16.6 million.

We require DBEs to submit with this affidavit documentation of the firm's size and gross receipts.

We will notify all currently certified DBE firms of these obligations. This notification will inform DBEs that to submit the "no change" affidavit, their owners must swear or affirm that they meet all regulatory requirements of part 26, including personal net worth. Likewise, if a firm's owner knows or should know that he or she, or the firm, fails to meet a part 26 eligibility requirement (e.g. personal net worth), the obligation to submit a notice of change applies.

## **Section 26.85 Denials of Initial Requests for Certification**

If the CUCP denies a firm's application or decertify it, it may not reapply until 12 months have passed from the action.

## **Section 26.87 Removal of a DBE's Eligibility**

In the event the CUCP proposes to remove a DBE's certification, we will follow procedures consistent with 26.87.

**Section 26.89 Certification Appeals**

Any firm or complainant may appeal the CUCP decision in a certification matter to DOT. Such appeals may be sent to:

Department of Transportation  
Office of Civil Rights Certification Appeals Branch  
400 7<sup>th</sup> Street, SW  
Room 2104  
Washington, D.C. 20590

We will promptly implement any DOT certification appeal decisions affecting the eligibility of DBEs for our DOT-assisted contracting

**SUBPART F – COMPLIANCE AND ENFORCEMENT**

**Section 26.109 Information, Confidentiality, Cooperation**

We will safeguard from disclose to third parties information that may reasonably be regarded as confidential business information, consistent with Federal, state, and local law.

Notwithstanding any contrary provisions of state or local law, we will not release personal financial information submitted in response to the personal net worth requirement to a third party (other than DOT) without the written consent of the submitter.

**Monitoring Payments to DBEs**

We will require prime contractors to maintain records and documents of payments to DBEs for three years following the performance of the contract. These records will be made available for inspection upon request by any authorized representative of the City of Brawley or DOT. This reporting requirement also extends to any certified DBE subcontractor.

We will perform interim audits of contract payments to DBEs. The audit will review payments to DBE subcontractors to ensure that the actual amount paid to DBE subcontractors equals or exceeds the dollar amounts states in the schedule of DBE participation.

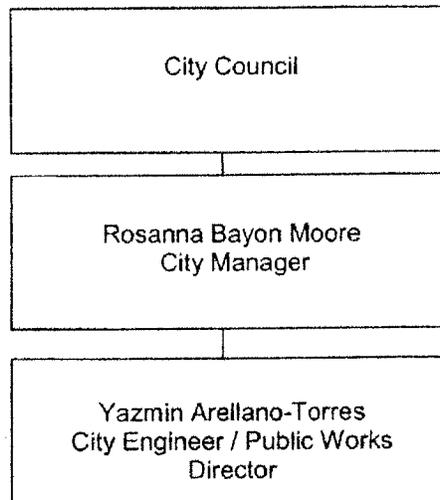
**ATTACHMENTS**

- |              |   |
|--------------|---|
| Attachment 1 | Organizational Chart  |
| Attachment 2 | DBE Directory   |
| Attachment 3 | Monitoring and Enforcement Mechanisms                             |
| Attachment 4 | Overall Goal Calculation  |
| Attachment 5 | Breakout of Estimated Race-Neutral & Race-Conscious Participation |
| Attachment 6 | Forms for Demonstration of Good Faith Efforts                     |
| Attachment 7 | Certification Application   |
| Attachment 8 | Procedures for Removal of DBE's Eligibility                       |
| Attachment 9 | Regulations: 49 CFR part 26                                       |

Attachment 1

Organizational Chart

**DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM**



Attachment 2

DBE Directory

See the CUCP directory, found at <http://www.dot.ca.gov/ucp/GetLicenseForm.do>

The City of Brawley encourages prime contract bidders to search this directory when seeking subcontractors that are certified as a DBE.

**Attachment 3**

**Monitoring and Enforcement Mechanisms**

The City of Brawley has available several remedies to enforce the DBE requirements contained in its contracts, including, but are not limited to, the following:

1. Breach of contract action, pursuant to the terms of the contract;
2. Breach of contract action pursuant to California Civil Code S 3300, et. seq;
3. Any other enforcement mechanism in law or equity allowable in California

In addition, the federal government has available several enforcement mechanisms that it may apply to firms participating in the DBE problem, including, but not limited to, the following:

1. Suspension or debarment proceedings pursuant to 49 CFR part 26
2. Enforcement action pursuant to 49 CFR part 31
3. Prosecution pursuant to 18 USC 1001.

Attachment 4

**The City of Brawley Methodology for adopting an FY 2012-13  
DBE goal for FTA purposes**

Pursuant to Section 49 CFR Part 26, The City of Brawley presents the following information as it relates to the development of the City of Brawley Methodology for adopting a FY 2012-13 DBE goal for FTA purposes.

Anticipated City of Brawley contracting opportunities during FY 2012-13 utilizing FTA funds:

1. One (1) Contract anticipated for construction

Total FY 12-13 contract cost = \$1,224,815

This contract will construct the City of Brawley Transit Transfer Terminal.

Unique factors affecting the development of the DBE Goal for FY 2012-13

1. Recognition and local knowledge that there is limited DBE participation in the immediate geographic area. The area is 84 miles to the south of Riverside and 120 miles to the east of San Diego counties, which represent the closest populated areas. The market area, or region, therefore has been expanded to include the Counties of Imperial, Riverside and San Diego Counties.
2. The DBE firms certified by the California Unified Certification Program with the most appropriate NAICS classification code
3. There may exist opportunities for the prime contractor to utilize outside firms to provide needed services.

**Step 1 – Development of the Base Goal Figure**

In order to determine an overall goal the first step is to determine a base figure:

Potential funding available for the contracting opportunities

**Table 1 Amount of DOT Funding**

NAICS CODE	Description of the Work	Amount of DOT funds	Percent of Total Weight
221310	Water Supply and Irrigation Systems	\$ 11,733.00	0.0096
236220	Commercial and Institutional Building Construction	\$ 85,000.00	0.0694
237110	Water and Sewer Line and Related Structures Construction	\$ 56,825.00	0.0464
237310	Highway, Street, and Bridge Construction	\$ 659,015.00	0.5380
238210	Electrical Contractors and Other Wiring Installation Contractors	\$ 223,838.00	0.1828
238910	Site Preparation Contractors	\$ 85,000.00	0.0694
484110	General Freight Trucking, Local	\$ 11,404.00	0.0093
561730	Landscaping Services	\$ 92,000.00	0.0751
	<b>TOTALS</b>	<b>\$ 1,224,815.00</b>	<b>100%</b>

The number of DBE and non DBE firms ready, willing, and able to bid on contracting opportunities

**Table 2 Relative Availability of DBEs**

NAICS CODE	Description of the Work	Available DBEs in the Region	Number of all Firms Available	Relative Availability
221310	Water Supply and Irrigation Systems	7	43	0.163
236220	Commercial and Institutional Building Construction	25	678	0.037
237110	Water and Sewer Line and Related Structures Construction	22	158	0.139
237310	Highway, Street, and Bridge Construction	16	137	0.117
238210	Electrical Contractors and Other Wiring Installation Contractors	11	1190	0.009
238910	Site Preparation Contractors	15	481	0.031
484110	General Freight Trucking, Local	11	401	0.027
561730	Landscaping Services	6	1391	0.004
	<b>TOTALS</b>	<b>113</b>	<b>4479</b>	

**Local Potential Subcontracting Opportunities**

NAICS CODE	Description of the Work	Weight	Relative Availability	Weighted Base Figure
221310	Water Supply and Irrigation Systems	0.0096	0.163	0.0016
236220	Commercial and Institutional Building Construction	0.0694	0.037	0.0026
237110	Water and Sewer Line and Related Structures Construction	0.0464	0.139	0.0064
237310	Highway, Street, and Bridge Construction	0.5380	0.117	0.0629
238210	Electrical Contractors and Other Wiring Installation Contractors	0.1828	0.009	0.0016
238910	Site Preparation Contractors	0.0694	0.031	0.0022
484110	General Freight Trucking, Local	0.0093	0.027	0.0003
561730	Landscaping Services	0.0751	0.004	0.0003
<b>TOTALS</b>		<b>100%</b>		<b>7.8%</b>

**Step 2: Adjustments to the Base DBE relative Availability Figure**

Adjustments to the base figure goal may be necessary and justified for a variety of reasons including: lower or higher than expected past participation by DBE firms, additional evidence from disparity studies, etc.

FFY	Goals	Annual Participation
2012	Transit Station Design 4%	8.6%

The median participation FFYs 2013 and Step 2 Goal

DBE Median Participation (2013)	8.60%
Step One Base Goal	7.80%
Total	16.4%
Divided by 2 =	2
	8.20 %

**FY 2012-13 DBE Goal = 8.2%**

**Attachment 5**

**Section 26.51: Breakout of Estimated  
Race-Neutral & Race Conscious Participation**

The City of Brawley will meet the maximum feasible portion of its overall goal by using race-neutral means of facilitating DBE participation as required in Section 26.51(a). Planned outreach efforts by the City of Brawley are all race/gender neutral and it is anticipated that the City of Brawley will accomplish its DBE goal solely through race/gender neutral means.

The City of Brawley will use the following race neutral means to increase DBE participation:

1. Arranging solicitations, times for the presentations of bids, quantities, specifications and delivery schedules in a manner that facilitate DBE and other small businesses participation. I.e unbundling large contracts to make them more accessible, requiring large contractors to subcontract portions of the work effort
2. Reducing bonding requirements when possible
3. Providing technical assistance and other services
4. Providing information and communications in a bilingual format
5. Coordinating with resource agencies i.e. workforce development, small business alliance, chambers of commerce and economic development centers

**Attachment 6**

**Forms for Demonstration of Good Faith Efforts**

*[Forms should be provided as part of the solicitation documents.]*

## PROVIDERS LIST OF PARTICIPATING FIRMS

PROJECT NAME \_\_\_\_\_ DATE \_\_\_\_\_

PRIME PROVIDER NAME/ADDRESS	DBE?	FIRM AGE/YEARS IN BUSINESS	ANNUAL GROSS REVENUE \$\$\$	WORK TYPE*
<b>SUBCONTRACTORS</b>				

\*P = PROFESSIONAL CONSULTING SERVICES, C = CONSTRUCTION, S = SUPPLIES, E = EQUIPMENT, O = OTHER (describe)

Report prepared by: \_\_\_\_\_ Signature: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

**DBE/ NON-DBE PARTICIPATION**

PROJECT NAME \_\_\_\_\_ DATE \_\_\_\_\_

SUBCONTRACTOR NAME/ADDRESS	WORK TO BE PERFORMED	ESTIMATED \$\$ PARTICIPATION	PERCENT OF TOTAL CONTRACT VALUE

Report prepared by: \_\_\_\_\_ Signature: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

**DRAFT**

**UNAVAILABILITY CERTIFICATION  
DISADVANTAGED BUSINESS ENTERPRISES**

Project \_\_\_\_\_

Provider's Name \_\_\_\_\_

In order to demonstrate a good faith effort to utilize Disadvantaged Business Enterprises, Provider's who cannot meet their DBE participation goals must respond to either Item A or Item B below:

ITEM A

<u>Name and Address of Firms Contacted</u>	<u>DBE</u>	<u>Dates Contacted</u>	<u>Method of Contact</u>	<u>Results</u>
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ITEM B

There exists no opportunity for subcontracting as part of this project. It is the general practice of \_\_\_\_\_ (Name of Bidder) to perform all work of this nature solely with its own work force and to do otherwise would \_\_\_\_\_

I, \_\_\_\_\_ of \_\_\_\_\_ (Name) \_\_\_\_\_ (Title) do hereby certify that the above information is true and correct, and that \_\_\_\_\_ (Name of Firm)

I have made a good faith effort as documented in Item A or Item B above to obtain Disadvantaged Business participation in the performance of this contract.

\_\_\_\_\_  
(Signature) \_\_\_\_\_ (Date)

610

**DRAFT**

## SUMMARY OF SUBCONTRACT AWARD AND MONTHLY PAYMENTS REPORT

PROJECT NAME: \_\_\_\_\_ PROVIDER NAME: \_\_\_\_\_

REPORTING PERIOD: From \_\_\_\_\_ To: \_\_\_\_\_

SUBCONTRACTOR NAME/ADDRESS	SUBCONTRACT \$\$ AMOUNT	DBE?	WORK ASSIGNMENT	DBE DOLLARS COMMITTED

Report prepared by: \_\_\_\_\_ Signature: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

**Attachment 7**

**Certification Application Forms**

The certification application forms for the CUCP are found at:

[http://caltrans.ca.gov/hq/bep/downloads/pdf/UCP\\_application\\_package\\_rev\\_06\\_2](http://caltrans.ca.gov/hq/bep/downloads/pdf/UCP_application_package_rev_06_2)

The application package includes an affidavit of personal net worth.

**Attachment 8**

**Procedures for Removal of DBE's Eligibility**

The City of Brawley is not a certifying agency under the CUCP.

**Ineligibility complaints**

Any person may file a written complaint alleging that a currently certified firm is not eligible and specifying the alleged reasons why the firm is ineligible. The City of Brawley is not required to accept a general statement or allegation that a firm is ineligible, or an anonymous complaint. The complaint must include information supporting the assertion that the firm is ineligible and should not continue to be certified. Complainants identified must be protected as provided in Sec 26.109(b)

The City of Brawley will review its records concerning the firm and any materials provided by the complainant. The City of Brawley may request additional information or conduct any other investigation that the City of Brawley deems necessary.

If the City of Brawley determines that there is reasonable cause to believe that the firm is ineligible, the City of Brawley will provide written notice to the firm that the City of Brawley proposes to find the firm ineligible, setting forth the reasons. If the City of Brawley determines that reasonable cause does not exist, the City of Brawley will notify the complainant and the firm in writing of this determination and the reasons for it. All statement and reasons for findings on the issue of reasonable cause must specifically reference the evidence in the record on which the reason is based.

**Recipient initiated**

If based on notifications by the firm of a change in its circumstances or other information that comes to the City's attention, the City of Brawley determines that there is reasonable cause to believe that a currently certified firm is ineligible, the City of Brawley will provide written notice to the firm that the City of Brawley proposes to find the firm ineligible, setting forth the reasons for the proposed determination. The statement of reasons for the finding of reasonable cause must specifically reference the evidence in the record on which each reason is based.

**DOT directive**

If the DOT determines that a firm does not meet the requirements for eligibility, the DOT will provide a notice setting forth the reasons for the record with relevant documentation and the City of Brawley may initiate appropriate actions after consultation with the DOT.

**Attachment 9**

**Regulations: 49 CFR Part 26**

Please refer to: <http://www.fhwa.dot.gov/HEP/49cfr26.htm>

**Attachment 10**

Affidavit(s) of Publication

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/31/2012  
City Manager: REM

**PREPARED BY:** Ana Gutierrez, Contract Manager  
**PRESENTED BY:** Yazmin Arellano-Torres, P.E., Public Works Director

**SUBJECT:** Bid Award for Project No. 2012-16, Emergency Operations Center & Police Department Painting and Flooring Remodel

**CITY MANAGER RECOMMENDATION:** Award Bid to \_\_\_\_\_ for Project No. 2012-06, Emergency Operations Center & Police Department Painting and Flooring Remodel for \$ \_\_\_\_\_ and authorize the City Manager to execute all documentation in relation to this project.

**DISCUSSION:** In August 2010, the City sought a grant from the California Emergency Management Agency (Cal EMA). On October 20, 2010, the City of Brawley was granted a \$500,000 award for the construction of a new Emergency Operations Center (EOC) located at the Police Department at 351 Main Street.

Aside from the EOC project, the Police Department had planned a renovation project in FY 2011/2012 that included flooring replacement and painting. Asset forfeiture funds, derived from staff-involved seizures, were set aside for this work. To achieve economies of scale and minimize construction impacts to the Police Department operations, the renovation project was carried forward to FY 2012-2013 and combined with the EOC project.

On October 19, 2011, the City entered into an Agreement with STK Architecture for the design of the above mentioned projects. On June 29, 2012, the City of Brawley Engineering Department advertised Project No. 2012-16 Emergency Operations Center & Police Department Painting and Flooring Remodel.

On July 30, 2012, \_\_\_\_\_ bids were received as follows:

_____	\$ _____
_____	\$ _____
_____	\$ _____

**FISCAL IMPACT:** \$500,000 from U.S. Department of Homeland Security Grant & \$165,000 from U.S. Department of Justice Forfeiture Funds for Police Department Fiscal Year 2012/2013 Budget.

**ATTACHMENTS:** Bid Summary

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/31/12

City Manager: 

**PREPARED AND PRESENTED BY:** Ruby D. Walla, Finance Director

**SUBJECT:** Amendment to Terms of Loan Agreement for Carl & Merry Haynes and Sheila and Ted Riley DBA The Rock Coffee Shop & Cafe

**CITY MANAGER RECOMMENDATION:** Approve amendment to the loan agreement – Change in terms and minimum monthly installment.

**DISCUSSION:** On January 3, 2005, the City of Brawley entered into a loan agreement with Carl & Merry Haynes and Ted & Sheila Riley in the amount of \$130,000. The existing installment note required monthly installments of principal and interest based on a seven (7) year amortization schedule commencing on February 15, 2005. The monthly installment payments were in the amount of \$1,822.18 with final payment due on January 15, 2012.

The loan is currently in default with an outstanding debt of \$84,601.81 which includes principal, interest and late charges (accrued through July 31, 2012). City staff has met and discussed the status of the loan with the Borrowers and all four borrowers have indicated their commitment to make City whole. The following options were made available to the Borrowers:

1. By no later than 8/31/12, pay-off the outstanding loan principal and interest in the amount of \$74,709.03 and benefit from a waiver of outstanding late charges in the amount of \$9,892.78 (accrued through July 31, 2012).
2. Rewrite the terms of the loan and reduce the minimum monthly payment from \$1,822.18 to \$800 (approximate) without the option to waive accrued late charges.

Staff recommends option 2 (amortization schedule attached), amending the monthly payment amount to \$801.22 with the first payment due on August 15, 2012 and final payment due on December 15, 2023. In addition, Staff is recommending that Council leave open the pay-off option until August 31, 2012, allowing the borrowers to pay-off the outstanding principal and interest without late charges. If pay-off is not received by August 31, 2012, all accrued late charges apply.

**FISCAL IMPACT:** \$84,602 in Loan Repayments to Program Income Fund

**ATTACHMENTS:** Installment Amendment, Original and Amended Loan Amortization Schedules

**SECOND AMENDMENT TO LOAN AGREEMENT**

This amendment is entered this \_\_\_\_ day of \_\_\_\_\_, 2010, by and between Carl and Merry Haynes and Ted and Sheila Riley ("Borrower") and the City of Brawley, a municipal corporation of the State of California ("Lender").

**Recitals**

- A. Borrower and Lender entered a loan agreement dated January 3, 2005, and thereafter amended on September 7, 2010 ("Agreements").
- B. The Agreements require Borrower to grant Lender a security interest in real property and authorized substitution of real property.
- C. Borrower has requested a modification to the payment requirements of the loan which is set forth in the attached amortization schedule.
- D. Lender is amenable to payment in accordance with the attached amortization schedule.

**NOW, THEREFORE, IT IS AGREED AS FOLLOWS:**

- 1. The terms of re-payment of the loan are hereby amended such that Borrower shall repay in accordance with the amortization schedule attached hereto and incorporated herein.
- 2. Borrower shall execute such documents as may be necessary to effectuate the change in the amortization schedule.
- 3. All the remaining terms and conditions set forth in the Agreements, deeds of trust and promissory notes shall remain in full force and effect.

**BORROWER:**

By \_\_\_\_\_  
Carl Haynes

By \_\_\_\_\_  
Merry Haynes

By \_\_\_\_\_  
Ted Riley

By \_\_\_\_\_  
Sheila Riley

**LENDER:**

CITY OF BRAWLEY

By \_\_\_\_\_  
Mayor

**ATTEST:**

By \_\_\_\_\_  
City Clerk

Loan Amortization Schedule - The Rock Coffee Shop and Café

Principal	130,000.00	
Interest	4.7500%	23,062.77
Term (in months)	84	
Monthly payment	1,822.18	Final payment 1,821.83

Payment #	Due Date	Beginning Balance	Interest	Principal	Ending Balance
1	2 15 2005	130,000.00	514.58	1,307.60	128,692.40
2	3 15 2005	128,692.40	509.41	1,312.77	127,379.63
3	4 15 2005	127,379.63	504.21	1,317.97	126,061.66
4	5 15 2005	126,061.66	498.99	1,323.19	124,738.47
5	6 15 2005	124,738.47	493.76	1,328.42	123,410.05
6	7 15 2005	123,410.05	488.50	1,333.68	122,076.37
7	8 15 2005	122,076.37	483.22	1,338.96	120,737.41
8	9 15 2005	120,737.41	477.92	1,344.26	119,393.15
9	10 15 2005	119,393.15	472.60	1,349.58	118,043.57
10	11 15 2005	118,043.57	467.26	1,354.92	116,688.65
11	12 15 2005	116,688.65	461.89	1,360.29	115,328.36
12	1 15 2006	115,328.36	456.51	1,365.67	113,962.69
13	2 15 2006	113,962.69	451.10	1,371.08	112,591.61
14	3 15 2006	112,591.61	445.68	1,376.50	111,215.11
15	4 15 2006	111,215.11	440.23	1,381.95	109,833.16
16	5 15 2006	109,833.16	434.76	1,387.42	108,445.74
17	6 15 2006	108,445.74	429.26	1,392.92	107,052.82
18	7 15 2006	107,052.82	423.75	1,398.43	105,654.39
19	8 15 2006	105,654.39	418.22	1,403.96	104,250.43
20	9 15 2006	104,250.43	412.66	1,409.52	102,840.91
21	10 15 2006	102,840.91	407.08	1,415.10	101,425.81
22	11 15 2006	101,425.81	401.48	1,420.70	100,005.11
23	12 15 2006	100,005.11	395.85	1,426.33	98,578.78
24	1 15 2007	98,578.78	390.21	1,431.97	97,146.81
25	2 15 2007	97,146.81	384.54	1,437.64	95,709.17
26	3 15 2007	95,709.17	378.85	1,443.33	94,265.84
27	4 15 2007	94,265.84	373.14	1,449.04	92,816.80
28	5 15 2007	92,816.80	367.40	1,454.78	91,362.02
29	6 15 2007	91,362.02	361.64	1,460.54	89,901.48
30	7 15 2007	89,901.48	355.86	1,466.32	88,435.16
31	8 15 2007	88,435.16	350.06	1,472.12	86,963.04
32	9 15 2007	86,963.04	344.23	1,477.95	85,485.09
33	10 15 2007	85,485.09	338.38	1,483.80	84,001.29
34	11 15 2007	84,001.29	332.51	1,489.67	82,511.62
35	12 15 2007	82,511.62	326.61	1,495.57	81,016.05
36	1 15 2008	81,016.05	320.69	1,501.49	79,514.56
37	2 15 2008	79,514.56	314.75	1,507.43	78,007.13
38	3 15 2008	78,007.13	308.78	1,513.40	76,493.73
39	4 15 2008	76,493.73	302.79	1,519.39	74,974.34

40	5	15	2008	74,974.34	296.77	1,525.41	73,448.93
41	6	15	2008	73,448.93	290.74	1,531.44	71,917.49
42	7	15	2008	71,917.49	284.67	1,537.51	70,379.98
43	8	15	2008	70,379.98	278.59	1,543.59	68,836.39
44	9	15	2008	68,836.39	272.48	1,549.70	67,286.69
45	10	15	2008	67,286.69	266.34	1,555.84	65,730.85
46	11	15	2008	65,730.85	260.18	1,562.00	64,168.85
47	12	15	2008	64,168.85	254.00	1,568.18	62,600.67
48	1	15	2009	62,600.67	247.79	1,574.39	61,026.28
49	2	15	2009	61,026.28	241.56	1,580.62	59,445.66
50	3	15	2009	59,445.66	235.31	1,586.87	57,858.79
51	4	15	2009	57,858.79	229.02	1,593.16	56,265.63
52	5	15	2009	56,265.63	222.72	1,599.46	54,666.17
53	6	15	2009	54,666.17	216.39	1,605.79	53,060.38
54	7	15	2009	53,060.38	210.03	1,612.15	51,448.23
55	8	15	2009	51,448.23	203.65	1,618.53	49,829.70
56	9	15	2009	49,829.70	197.24	1,624.94	48,204.76
57	10	15	2009	48,204.76	190.81	1,631.37	46,573.39
58	11	15	2009	46,573.39	184.35	1,637.83	44,935.56
59	12	15	2009	44,935.56	177.87	1,644.31	43,291.25
60	1	15	2010	43,291.25	171.36	1,650.82	41,640.43
61	2	15	2010	41,640.43	164.83	1,657.35	39,983.08
62	3	15	2010	39,983.08	158.27	1,663.91	38,319.17
63	4	15	2010	38,319.17	151.68	1,670.50	36,648.67
64	5	15	2010	36,648.67	145.07	1,677.11	34,971.56
65	6	15	2010	34,971.56	138.43	1,683.75	33,287.81
66	7	15	2010	33,287.81	131.76	1,690.42	31,597.39
67	8	15	2010	31,597.39	125.07	1,697.11	29,900.28
68	9	15	2010	29,900.28	118.36	1,703.82	28,196.46
69	10	15	2010	28,196.46	111.61	1,710.57	26,485.89
70	11	15	2010	26,485.89	104.84	1,717.34	24,768.55
71	12	15	2010	24,768.55	98.04	1,724.14	23,044.41
72	1	15	2011	23,044.41	91.22	1,730.96	21,313.45
73	2	15	2011	21,313.45	84.37	1,737.81	19,575.64
74	3	15	2011	19,575.64	77.49	1,744.69	17,830.95
75	4	15	2011	17,830.95	70.58	1,751.60	16,079.35
76	5	15	2011	16,079.35	63.65	1,758.53	14,320.82
77	6	15	2011	14,320.82	56.69	1,765.49	12,555.33
78	7	15	2011	12,555.33	49.70	1,772.48	10,782.85
79	8	15	2011	10,782.85	42.68	1,779.50	9,003.35
80	9	15	2011	9,003.35	35.64	1,786.54	7,216.81
81	10	15	2011	7,216.81	28.57	1,793.61	5,423.20
82	11	15	2011	5,423.20	21.47	1,800.71	3,622.49
83	12	15	2011	3,622.49	14.34	1,807.84	1,814.65
84	1	15	2012	1,814.65	7.18	1,814.65	0.00

Loan Amortization Schedule - The Rock Coffee Shop and Café

Principal	84,601.81	
Interest	4.7500%	25,166.10
Term (in months)	137	
Monthly payment	801.22	Final payment 801.99

Payment #	Due Date	Beginning Balance	Interest	Principal	Ending Balance
1	8 15 2012	84,601.81	334.88	466.34	84,135.47
2	9 15 2012	84,135.47	333.04	468.18	83,667.29
3	10 15 2012	83,667.29	331.18	470.04	83,197.25
4	11 15 2012	83,197.25	329.32	471.90	82,725.35
5	12 15 2012	82,725.35	327.45	473.77	82,251.58
6	1 15 2013	82,251.58	325.58	475.64	81,775.94
7	2 15 2013	81,775.94	323.70	477.52	81,298.42
8	3 15 2013	81,298.42	321.81	479.41	80,819.01
9	4 15 2013	80,819.01	319.91	481.31	80,337.70
10	5 15 2013	80,337.70	318.00	483.22	79,854.48
11	6 15 2013	79,854.48	316.09	485.13	79,369.35
12	7 15 2013	79,369.35	314.17	487.05	78,882.30
13	8 15 2013	78,882.30	312.24	488.98	78,393.32
14	9 15 2013	78,393.32	310.31	490.91	77,902.41
15	10 15 2013	77,902.41	308.36	492.86	77,409.55
16	11 15 2013	77,409.55	306.41	494.81	76,914.74
17	12 15 2013	76,914.74	304.45	496.77	76,417.97
18	1 15 2014	76,417.97	302.49	498.73	75,919.24
19	2 15 2014	75,919.24	300.51	500.71	75,418.53
20	3 15 2014	75,418.53	298.53	502.69	74,915.84
21	4 15 2014	74,915.84	296.54	504.68	74,411.16
22	5 15 2014	74,411.16	294.54	506.68	73,904.48
23	6 15 2014	73,904.48	292.54	508.68	73,395.80
24	7 15 2014	73,395.80	290.53	510.69	72,885.11
25	8 15 2014	72,885.11	288.50	512.72	72,372.39
26	9 15 2014	72,372.39	286.47	514.75	71,857.64
27	10 15 2014	71,857.64	284.44	516.78	71,340.86
28	11 15 2014	71,340.86	282.39	518.83	70,822.03
29	12 15 2014	70,822.03	280.34	520.88	70,301.15
30	1 15 2015	70,301.15	278.28	522.94	69,778.21
31	2 15 2015	69,778.21	276.21	525.01	69,253.20
32	3 15 2015	69,253.20	274.13	527.09	68,726.11
33	4 15 2015	68,726.11	272.04	529.18	68,196.93
34	5 15 2015	68,196.93	269.95	531.27	67,665.66
35	6 15 2015	67,665.66	267.84	533.38	67,132.28
36	7 15 2015	67,132.28	265.73	535.49	66,596.79
37	8 15 2015	66,596.79	263.61	537.61	66,059.18
38	9 15 2015	66,059.18	261.48	539.74	65,519.44
39	10 15 2015	65,519.44	259.35	541.87	64,977.57

40	11	15	2015	64,977.57	257.20	544.02	64,433.55
41	12	15	2015	64,433.55	255.05	546.17	63,887.38
42	1	15	2016	63,887.38	252.89	548.33	63,339.05
43	2	15	2016	63,339.05	250.72	550.50	62,788.55
44	3	15	2016	62,788.55	248.54	552.68	62,235.87
45	4	15	2016	62,235.87	246.35	554.87	61,681.00
46	5	15	2016	61,681.00	244.15	557.07	61,123.93
47	6	15	2016	61,123.93	241.95	559.27	60,564.66
48	7	15	2016	60,564.66	239.74	561.48	60,003.18
49	8	15	2016	60,003.18	237.51	563.71	59,439.47
50	9	15	2016	59,439.47	235.28	565.94	58,873.53
51	10	15	2016	58,873.53	233.04	568.18	58,305.35
52	11	15	2016	58,305.35	230.79	570.43	57,734.92
53	12	15	2016	57,734.92	228.53	572.69	57,162.23
54	1	15	2017	57,162.23	226.27	574.95	56,587.28
55	2	15	2017	56,587.28	223.99	577.23	56,010.05
56	3	15	2017	56,010.05	221.71	579.51	55,430.54
57	4	15	2017	55,430.54	219.41	581.81	54,848.73
58	5	15	2017	54,848.73	217.11	584.11	54,264.62
59	6	15	2017	54,264.62	214.80	586.42	53,678.20
60	7	15	2017	53,678.20	212.48	588.74	53,089.46
61	8	15	2017	53,089.46	210.15	591.07	52,498.39
62	9	15	2017	52,498.39	207.81	593.41	51,904.98
63	10	15	2017	51,904.98	205.46	595.76	51,309.22
64	11	15	2017	51,309.22	203.10	598.12	50,711.10
65	12	15	2017	50,711.10	200.73	600.49	50,110.61
66	1	15	2018	50,110.61	198.35	602.87	49,507.74
67	2	15	2018	49,507.74	195.97	605.25	48,902.49
68	3	15	2018	48,902.49	193.57	607.65	48,294.84
69	4	15	2018	48,294.84	191.17	610.05	47,684.79
70	5	15	2018	47,684.79	188.75	612.47	47,072.32
71	6	15	2018	47,072.32	186.33	614.89	46,457.43
72	7	15	2018	46,457.43	183.89	617.33	45,840.10
73	8	15	2018	45,840.10	181.45	619.77	45,220.33
74	9	15	2018	45,220.33	179.00	622.22	44,598.11
75	10	15	2018	44,598.11	176.53	624.69	43,973.42
76	11	15	2018	43,973.42	174.06	627.16	43,346.26
77	12	15	2018	43,346.26	171.58	629.64	42,716.62
78	1	15	2019	42,716.62	169.09	632.13	42,084.49
79	2	15	2019	42,084.49	166.58	634.64	41,449.85
80	3	15	2019	41,449.85	164.07	637.15	40,812.70
81	4	15	2019	40,812.70	161.55	639.67	40,173.03
82	5	15	2019	40,173.03	159.02	642.20	39,530.83
83	6	15	2019	39,530.83	156.48	644.74	38,886.09
84	7	15	2019	38,886.09	153.92	647.30	38,238.79
85	8	15	2019	38,238.79	151.36	649.86	37,588.93
86	9	15	2019	37,588.93	148.79	652.43	36,936.50
87	10	15	2019	36,936.50	146.21	655.01	36,281.49
88	11	15	2019	36,281.49	143.61	657.61	35,623.88
89	12	15	2019	35,623.88	141.01	660.21	34,963.67
90	1	15	2020	34,963.67	138.40	662.82	34,300.85
91	2	15	2020	34,300.85	135.77	665.45	33,635.40

92	3	15	2020	33,635.40	133.14	668.08	32,967.32
93	4	15	2020	32,967.32	130.50	670.72	32,296.60
94	5	15	2020	32,296.60	127.84	673.38	31,623.22
95	6	15	2020	31,623.22	125.18	676.04	30,947.18
96	7	15	2020	30,947.18	122.50	678.72	30,268.46
97	8	15	2020	30,268.46	119.81	681.41	29,587.05
98	9	15	2020	29,587.05	117.12	684.10	28,902.95
99	10	15	2020	28,902.95	114.41	686.81	28,216.14
100	11	15	2020	28,216.14	111.69	689.53	27,526.61
101	12	15	2020	27,526.61	108.96	692.26	26,834.35
102	1	15	2021	26,834.35	106.22	695.00	26,139.35
103	2	15	2021	26,139.35	103.47	697.75	25,441.60
104	3	15	2021	25,441.60	100.71	700.51	24,741.09
105	4	15	2021	24,741.09	97.93	703.29	24,037.80
106	5	15	2021	24,037.80	95.15	706.07	23,331.73
107	6	15	2021	23,331.73	92.35	708.87	22,622.86
108	7	15	2021	22,622.86	89.55	711.67	21,911.19
109	8	15	2021	21,911.19	86.73	714.49	21,196.70
110	9	15	2021	21,196.70	83.90	717.32	20,479.38
111	10	15	2021	20,479.38	81.06	720.16	19,759.22

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: 07/31/12

City Manager: 

**PREPARED AND PRESENTED BY:** Ruby D. Walla, Finance Director

**SUBJECT:** Accounting Services – Year End Close FY 2012-13

**CITY MANAGER RECOMMENDATION:** Approve proposal from Moss, Levy and Hartzheim for Accounting Services for year-end close and financial statement preparation.

**DISCUSSION:** In mid-April, City Council was presented with the FY 2010-11 Audited financial statements for review and approval. During that presentation, it was discussed that the City's auditors Moss, Levy and Hartzheim had been auditing the City since 1999 and it was time to retain new auditors for the City. Staff is currently working on an RFP for Audit services for the 2011-12 Fiscal Year. Year-end accounting assistance is needed to fully prepare the City of a successful audit for this year.

In the past, the City has utilized the firm of Hutchinson and Bloodgood for various accounting services. Attached are two proposals from for year-end close assistance for Hutchinson & Bloodgood and Moss, Levy and Hartzheim. The quotes obtained can be described as follows:

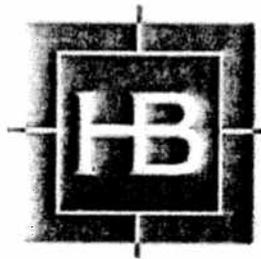
Hutchinson and Bloodgood LLP	Not to exceed \$15,000	100 hours	\$150.00 avg hrly rate
Moss, Levy and Hartzheim	Not to exceed \$20,500	250 hours	\$97.50 avg hrly rate

Based on the average hourly rate and accounting services to be provided and prior experience with both consulting teams, staff's recommendation is to approve the proposal of Moss, Levy and Hartzheim for year-end accounting services.

**FISCAL IMPACT:** Not to exceed \$20,500; amount allocated from Finance and Non-Departmental Budget.

**ATTACHMENTS:** Proposal from Hutchinson and Bloodgood and Proposal from Moss, Levy and Hartzheim

**PROPOSAL**  
**TO PROVIDE ACCOUNTING SERVICES**  
**TO THE**  
**CITY OF BRAWLEY**



Hutchinson and Bloodgood LLP

3205 S. Dogwood Avenue  
El Centro, California 92243  
Tel: 760.352.1021  
Fax: 760.352.3325  
[www.hbllp.com](http://www.hbllp.com)



**HUTCHINSON and**  
**BLOODGOOD LLP**  
 CERTIFIED PUBLIC ACCOUNTANTS AND CONSULTANTS

3205 South Dogwood Avenue  
 El Centro, CA 92243  
 t 760.352.1021 f 760.352.3325  
 www.hblg.com

July 17, 2012

Ms. Ruby Walla  
 City of Brawley  
 400 Main Street  
 Brawley, California 92227

Dear Ms. Walla:

We are pleased to submit this proposal to provide the following professional services:

**ACCOUNTING SERVICES**

We propose to assist the City of Brawley's staff in preparing the financial information necessary to enable the City's outside auditors to be able to audit the financial statements for the fiscal year ended June 30, 2012.

**FEES**

Fees for these services will be based on actual time spent at the below hourly rates not to exceed \$15,000. Our hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to the work involved. These rates are as follows:

Staff Accountant	\$110 per hour
Senior Accountant	\$125 per hour
Manager	\$165 per hour
Partner	\$200 per hour

We appreciate the opportunity to submit this proposal and hope it meets your satisfaction. If it does meet your satisfaction, please sign this letter as an agreement of approval and return it to us.

If you have any questions or comments with respect to this proposal, please do not hesitate to contact me. We are at your service.

Respectfully submitted,

HUTCHINSON AND BLOODGOOD

Richard A. Preciado

APPROVED:

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF BRAWLEY  
ACCOUNTING SERVICES  
SCOPE AND FEE STRUCTURE**

**Scope:**

Our firm will perform on-site accounting services prior to the commencement of your annual audit. Our services will include a review of each balance sheet account, limited analytical review of revenue and expenditure accounts, preparation of year-end adjusting journal entries, preparation of the City's Schedule of Expenditures of Federal Awards, preparation of an "audit binder" which contains schedules and supporting documentation on each balance sheet account, and preparation of the City's financial statement (which will be reviewed by the technical partner and Craig Hartzheim).

**Compensation:**

Total All-inclusive (not-to-exceed) Maximum Price:

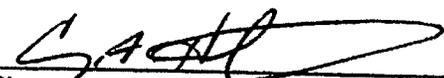
Schedule of Professional Fees and Expenses for Accounting Services	Hours	Standard Hourly Rates	Quoted Hourly Rates	Total
Partner	10	\$ 200	\$ 150	\$ 1,500
Manager	40	150	100	4,000
Senior Accountant	100	110	80	8,000
Staff Accountant	100	80	60	6,000
Travel costs				1,000
<b>Total</b>	<b>250</b>			<b>\$ 20,500</b>

Rates for additional services:

Schedule of Professional Fees for Additional Services	Standard Hourly Rates	Quoted Hourly Rates
Partner	\$ 200	\$ 150
Manager	150	100
Senior Accountant	110	80
Staff Accountant	80	60

**FIRM SUBMITTING PROPOSAL:**

Moss, Levy & Hartzheim, LLP  
5800 Hannum Ave., Suite E  
Culver City, CA 90230  
(310) 670-2745

  
 \_\_\_\_\_  
 Signature of Authorized Representative

Craig A. Hartzheim, CPA  
 \_\_\_\_\_  
 Name of Authorized Representative

Partner  
 \_\_\_\_\_  
 Title

July 16, 2012  
 \_\_\_\_\_  
 Date

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 31, 2012  
City Manager: *RBM*

**PREPARED BY:** Shirley Bonillas, Personnel & Risk Management Administrator

**PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Second Tier Retirement Benefit for New Hires

**CITY MANAGER RECOMMENDATION:** Approve Second Tier Retirement Benefit for New Hires Policy.

**DISCUSSION:** Today, public agencies are operating in a reduced revenue environment to deliver a defined and often underfunded retirement benefits plan. Pension reform continues to be one of the most challenging issues confronting public agencies statewide.

Cities are responding in a variety of ways. At this time last year, the League of California Cities adopted the City Managers Department Pension Reform Action Plan. The Plan articulates a Principled Approach to pension reform that *shares public pension costs between employees and employers*.

Over the course of the last 10 months, the Brawley City Council has considered the sustainability of the City's current retirement benefit in a number of public meetings. Utilizing the State of California Governor's Twelve Point Plan as reference, City staff has examined three different ways to address the rising costs of retirement for City employees:

- 1) Increase the retirement age
- 2) Use of a three year average as opposed to highest year of compensation
- 3) Second tier benefit for new hires

At this time, it is recommended that the City Council consider the second tier benefit for new hires. The attached policy proposes this change to reduce the City's overall retirement benefit costs:

**Employee Pays Employee Portion:** At a date determined by the City Council by resolution, anyone hired on or after that date will pay the employee portion of the CalPERS contribution. Currently the rate is 9% for Safety personnel and 7% for Miscellaneous.

Once the City Council approves the Second Tier Benefit Policy for New Hires, a meet and confer will be pursued with each bargaining unit to request approval. The Second

Tier Retirement Benefit Policy for Management, Confidential, and Unrepresented New Hires will become effective with the passage of the Second Tier Retirement Benefit New Hires Resolution.

**FISCAL IMPACT:** The fiscal impact is dependent on the number of new hires that occur under the new policy.

**ATTACHMENTS:** Second Tier Retirement System Policy for New Hires

## City of Brawley

SUBJECT: Second Tier Retirement Benefit for New Hires    DATE: July 18, 2012

POLICY NUMBER: 153-

RESPONSIBLE DEPARTMENT: Personnel & Risk Management

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### **Second Tier Retirement Benefit for New Hires**

#### **I. THE CITY'S PURPOSE**

The City of Brawley's (the "City") intent is to provide a financially sustainable retirement benefit to future employees that the City can financially afford. Current employees would retain the original retirement benefit from the time of hire unless otherwise negotiated. The second tier would be applied to all employees hired after the date of ratification from the Brawley City Council and acceptance by the new employee's bargaining unit, if any.

#### **II. DEFINITIONS**

For purposes of this Policy:

- A. New hires: Any employee hired after the ratification of this policy.
- B. Ratification: Brawley City Council formally adopts this policy by Resolution.
- C. Bargaining Unit: An Association or Union that the City of Brawley recognizes as a group that represents a particular class of employees.

#### **III. THE CITY'S CONSENT FOR A SECOND TIER RETIREMENT SYSTEM**

As soon as is reasonably practicable following passage, approval and adoption of a Resolution by the Brawley City Council, all safety employees hired on and after the effective date of said Resolution shall pay the Employee portion now in effect (currently 9%) or as amended from time to time, and miscellaneous

employees hired on or after the effective date of said Resolution shall pay the Employee portion now in effect (currently 7%) or as amended from time to time.

**IV. RESPONSIBILITIES**

As soon as reasonably possible, it is the responsibility of the City Manager or her designee to obtain approval from the bargaining units for a second tier retirement system for new hires. The approval from the bargaining units can be recorded through side letters to the existing Memorandum of Understanding (MOU) or through contract negotiations on an expiring MOU. When an agreement between the City and a bargaining unit has been reached, and each member of that unit comprises all the members in one of the three separate groups in CalPERS (Safety-Fire, Safety-Police, or Miscellaneous), the resolution will be submitted to CalPERS.

**RESOLUTION NO. 2012-**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY  
RELATING TO NEW EMPLOYEES NOT REPRESENTED BY A RECOGNIZED  
BARGAINING UNIT REGARDING PAYMENT OF CALPERS MEMBER  
CONTRIBUTIONS**

**RECITALS**

WHEREAS, the governing body of the City of Brawley has the authority to implement Government Code Section 20691; and

WHEREAS, the governing body of the City of Brawley has adopted a written labor policy ("Policy") for new employees not represented by a recognized bargaining unit which provides for the manner in which the normal member contributions will be paid; and

WHEREAS, the Policy calls for new hires not represented by a recognized bargaining unit to pay the normal member contribution; and

WHEREAS, one of the steps in the procedure to implement Government Code Section 20691 is the adoption of a Resolution regarding payment of the normal member contribution (Employer Paid Member Contributions, "EPMC"); and

WHEREAS, the governing body of the City of Brawley has identified the following conditions for the purpose of its election regarding EPMC as follows:

- This benefit shall apply to all employees who are hired on or after August 1, 2012 who are not represented by a recognized bargaining unit at the time of hire.
- This benefit shall consist of the City of Brawley paying 0% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be August 1, 2012.

**NOW, THEREFORE, BE IT RESOLVED** that the foregoing recitals are true and correct and are incorporated herein by this reference and the governing body of the City of Brawley elects to pay EPMC, as set forth above.

**APPROVED, PASSED AND ADOPTED AN** at an adjourned regular meeting of the City Council of the City of Brawley held on the 31<sup>st</sup> day of July, 2012.

CITY OF BRAWLEY

-----  
George A. Nava, Mayor

ATTEST:

\_\_\_\_\_  
Janet Smith, Deputy City Clerk

**STATE OF CALIFORNIA  
COUNTY OF IMPERIAL  
CITY OF BRAWLEY**

**I, JANET P. SMITH**, Deputy City Clerk of the City of Brawley; California, **DO HEREBY CERTIFY** that the foregoing Resolution No. 2012- was passed and adopted by the City Council of the City of Brawley, California, at an adjourned regular meeting held on the 31st day of July, 2012, and that it was so adopted by the following roll call vote: m/s/c Nava/Kelley

**AYES:  
NAYES:  
ABSTAIN:  
ABSENT:**

**DATED:** July 31, 2012

\_\_\_\_\_  
**Janet P. Smith, Deputy City Clerk**

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 31, 2012

City Manager:



**PREPARED BY:** Shirley Bonillas, Personnel & Risk Management Administrator

**PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Employee Paid Member Contributions to CALPERS – Brawley Firefighters Association, Local 1967

**CITY MANAGER RECOMMENDATION:** Approve Resolution No. 12-\_\_\_ pertaining to employees represented by the Brawley Firefighters Association Local 1967 bargaining unit and payment of 9% of employee portion of CALPERS beginning August 1, 2012.

**DISCUSSION:** For the last several months, management and Local 1967 leadership have met to review joint opportunities to address the long term sustainability of the City's pension plan. The attached resolution represents the outcome of productive dialogue with the Brawley Firefighters Association (BFFA). In combination with the agreement to extend the existing Memorandum of Understanding between the City and Local 1967 to June 30, 2016, members of the BFFA will contribute 9% of base pay, incentives and uniform allowance to the employee portion of the CALPERS benefit as of August 1, 2012.

**FISCAL IMPACT:** Each member of the BFFA will pay the employee portion of CALPERS which is currently at 9% of their base pay, including incentives and the uniform allowance of \$950 per year.

**ATTACHMENTS:** Resolution of the City of Brawley Relating to Employees Represented by the Brawley Firefighters Association, Local 1967 Bargaining Unit Regarding Payment of CalPERS Member Contributions.

**RESOLUTION NO. 2012-**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY RELATING TO EMPLOYEES REPRESENTED BY THE BRAWLEY FIRE FIGHTERS ASSOCIATION, LOCAL 1967 BARGAINING UNIT REGARDING PAYMENT OF CALPERS MEMBER CONTRIBUTIONS**

**RECITALS**

WHEREAS, the governing body of the City of Brawley has the authority to implement Government Code Section 20691; and

WHEREAS, the governing body of the City of Brawley has approved a contract extension of the Brawley Firefighters Association, a recognized bargaining unit which provides for the manner in which the normal member contributions will be paid; and

WHEREAS, one of the steps in the procedure to implement Government Code Section 20691 is the adoption of a Resolution regarding payment of the normal member contribution (Employer Paid Member Contributions, "EPMC"); and

WHEREAS, the governing body of the City of Brawley has identified the following conditions for the purpose of its election regarding EPMC as follows:

- This benefit shall apply to all employees who are represented by the Brawley Fire Fighters Association as of August 1, 2012.
- This benefit shall consist of the City of Brawley paying 0% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be August 1, 2012.
- 

**NOW, THEREFORE, BE IT RESOLVED** that the foregoing recitals are true and correct and are incorporated herein by this reference and the governing body of the City of Brawley elects to pay EPMC, as set forth above.

**APPROVED, PASSED, AND ADOPTED** at an adjourned regular meeting of the City Council of the City of Brawley held on the 31<sup>st</sup> day of July, 2012.

CITY OF BRAWLEY

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George A. Nava, Mayor

ATTEST:

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Janet Smith, Deputy City Clerk

**STATE OF CALIFORNIA  
COUNTY OF IMPERIAL  
CITY OF BRAWLEY**

**I, JANET P. SMITH**, Deputy City Clerk of the City of Brawley; California, **DO HEREBY CERTIFY** that the foregoing Resolution No. 2012- was passed and adopted by the City Council of the City of Brawley, California, at an adjourned regular meeting held on the 31st day of July, 2012, and that it was so adopted by the following roll call vote: m/s/c Nava/Kelley

**AYES:  
NAYES:  
ABSTAIN:  
ABSENT:**

**DATED:** July 31, 2012

---

**Janet P. Smith**, Deputy City Clerk

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 31, 2012  
City Manager: RBM

**PREPARED BY:** Rosanna Bayon Moore, City Manager

**PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Employee Paid Member Contributions to CALPERS – City Manager

**CITY MANAGER RECOMMENDATION:** Approve Resolution No. 12-\_\_\_ pertaining to the City Manager and payment of 7% of employee portion of CALPERS beginning August 1, 2012.

**DISCUSSION:** Amendment No. 1 to the Brawley City Manager's Employment Agreement was approved at the Brawley City Council meeting of March 6, 2012. The amendment established the threshold that once a City employee contributes to the employee portion of CALPERS, the City Manager will contribute in a parallel proportion. With the passage of the resolution pertaining to Brawley Firefighters Association (BFFA) Local 1967 and member contributions at the City Council meeting of July 31, 2012, the City Manager will contribute 100 per cent of the employee portion at 7%. A resolution is required to implement the change.

**FISCAL IMPACT:** Savings to the General Fund of seven percent (7%) of \$130,000, or \$9,100 per year.

**ATTACHMENTS:** Resolution of the City of Brawley Relating to the City Manager and Payment of CALPERS Member Contributions; Amendment No. 1 to the Brawley City Manager's Employment Agreement.

FIRST AMENDMENT TO CITY OF BRAWLEY EMPLOYMENT AGREEMENT  
WITH CITY MANAGER ROSANNA BAYON MOORE

This agreement is made and entered into this 6<sup>th</sup> of March, 2012, by and between the City of Brawley, California, a municipal corporation, acting through its Mayor ("Employer") and Rosanna Bayon Moore, (Employee).

**WITNESSETH:**

**WHEREAS**, the parties hereto entered an employment agreement dated August 23, 2011 ("Agreement"); and

**WHEREAS**, the parties hereto wish to amend the agreement as set forth herein.

**NOW THEREFORE**, in consideration of the mutual covenants herein contained, the parties agree as follows:

**Section 1**

Section 6 of the Agreement is amended to read:

6. Retirement.

Employee shall be eligible to participate in the Employer's Retirement Plan with the with the Public Employee Retirement System (PERS). Employer shall pay in the same manner as other employees. If a bargaining unit or unrepresented contributes to the employee portion or any percentage thereof, City Manager will also contribute the same proportion towards the employee portion of PERS.

**Section 2**

Section 11 of the Agreement is amended to read:

11. Termination/Severance Pay.

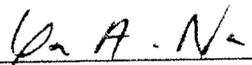
In the event Employer wishes to terminate Employee for other than willful misconduct, it shall give Employee thirty days written notice. In the absence of any further action by the City Council, the City Manager shall be entitled to any applicable benefits provided under the California Joint Powers Insurance Authority's ("CJPIA") Termination of City Manager's Employment Liability Protection Coverage ("Coverage") so long as the City Manager complies with the requirements of the Coverage, the City of Brawley is a member of the CJPIA and the CJPIA continues to offer the coverage. If the coverage is no longer available or does not offer a minimum of 90 days coverage, the Employee shall receive a severance in an amount equal to ninety (90) days salary at the end of the notice period.

**Section 3**

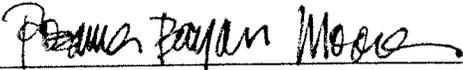
Except as specifically set forth herein, the terms of the Agreement shall remain in full force and effect.

**EMPLOYER:**

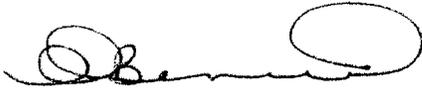
City of Brawley, California

By:   
**George Nava**, Mayor

**EMPLOYEE:**

By:   
**Rosanna Bayon Moore**, City Manager

**ATTEST:**

By:   
**Alma Benavides**, City Clerk

**RESOLUTION NO. 2012-**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY  
RELATING TO THE CITY MANAGER'S PAYMENT OF CALPERS MEMBER  
CONTRIBUTIONS**

**RECITALS**

WHEREAS, the governing body of the City of Brawley has the authority to implement Government Code Section 20691; and

WHEREAS, the governing body of the City of Brawley has approved a contract amendment with the City Manager which provides for the manner in which the normal member contributions will be paid; and

WHEREAS, the Policy calls for new hires not represented by a recognized bargaining unit to pay the normal member contribution; and

WHEREAS, one of the steps in the procedure to implement Government Code Section 20691 is the adoption of a Resolution regarding payment of the normal member contribution (Employer Paid Member Contributions, "EPMC"); and

WHEREAS, the governing body of the City of Brawley has identified the following conditions for the purpose of its election regarding EPMC as follows:

- This benefit shall consist of the City of Brawley paying 0% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be August 1, 2012.

**NOW, THEREFORE, BE IT RESOLVED** that the foregoing recitals are true and correct and are incorporated herein by this reference and the governing body of the City of Brawley elects to pay EPMC, as set forth above.

**APPROVED, PASSED AND ADOPTED** at an adjourned regular meeting of the City Council of the City of Brawley held on the 31<sup>st</sup> day of July, 2012.

CITY OF BRAWLEY

-----  
George A. Nava, Mayor

ATTEST:

\_\_\_\_\_  
Janet Smith, Deputy City Clerk

**STATE OF CALIFORNIA  
COUNTY OF IMPERIAL  
CITY OF BRAWLEY**

**I, JANET P. SMITH**, Deputy City Clerk of the City of Brawley; California, **DO HEREBY CERTIFY** that the foregoing Resolution No. 2012- was passed and adopted by the City Council of the City of Brawley, California, at an adjourned regular meeting held on the 31st day of July, 2012, and that it was so adopted by the following roll call vote: m/s/c Nava/Kelley

**AYES:  
NAYES:  
ABSTAIN:  
ABSENT:**

**DATED:** July 31, 2012

\_\_\_\_\_  
**Janet P. Smith, Deputy City Clerk**

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date:

07/31/12

City Manager:



**PREPARED AND PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Potential Future Relinquishment of State Highway 86 from .3 Miles South of Legion Road to City of Brawley West City Limits

**CITY MANAGER RECOMMENDATION:** Forward a letter to Caltrans indicating interest in preparation of a Project Scope Study Report (PSSR) to analyze the status of conditions related to State Route 86.

**DISCUSSION:** In order for Caltrans to relinquish any portion of the state highway, a broad analysis is required. In July of 2011, the Caltrans District 11 System Planning Branch published a report entitled *System Analysis and Evaluation for State Route 86 Relinquishment*. The document examines the appropriateness of relinquishing portions of the state designated highway.

Within Brawley City Limits, the area of study spans .3 miles south of Legion Road to City of Brawley West City Limits. Since the time of publication, District 11 staff has engaged in a number of exploratory discussions with jurisdictions in Imperial County, including the City of Brawley.

Should the City wish to pursue relinquishment in the future, a Project Scope Study Report (PSSR) provides the basis for discussion and negotiation. Given the financial constraints facing Caltrans, staff respectfully requests that the PSSR only be sought by jurisdictions with genuine interest in future relinquishment. Initiation and completion of a PSSR does not obligate the City of Brawley to accept SR-86 relinquishment. However, the PSSR places a jurisdiction in the cue for future years when State of California resources are available for a new relinquishment project with terms such as state of repair or a financial settlement that are negotiated and agreed upon by the State of California and the City of Brawley.

**FISCAL IMPACT:** None at this time.

**ATTACHMENTS:** *System Analysis and Evaluation for State Route 86 Relinquishment*: July 2011, Caltrans District 11 System Planning Branch

# SYSTEM ANALYSIS AND EVALUATION FOR ROUTE RELINQUISHMENT



## STATE ROUTE 86

11-IMP-86-PM 0.0/23.8

From State Route 111 to 0.5 mile south of Fredricks Road



Prepared by: Caltrans District 11 System Planning Branch



July 2011

Caltrans Headquarters – Transportation Planning  
System Planning Branch – Christian Bushong (916) 653-0548

**System Analysis and Evaluation for Route Relinquishment Report: SR-86**  
**11-Imp-86-PM 0.0/23.8**

**General**

Overall, the SR-86 TSAE Report is well presented, clear, and concise. Obviously, the PSR/PSSR will flesh more specifics, detailed maps, and funding requirements. Headquarters System Planning Branch concurs with District 11's decision to relinquishment SR-86. At this time, we have no further comments.

Reviewers:

Office Chief of System and Freight Planning – Bruce De Terra

Branch Chief of System Planning – Christian Bushong

System Planner – Jeff Morneau

**Transportation System Analysis and Evaluation (TSAE) for State Route 86**  
**Relinquishment**

**July 2011**

This Transportation System Analysis and Evaluation (TSAE) was developed by the District 11 Regional & System Planning Branch in conjunction with the Imperial County and Development Review Branch of the District 11 Planning Division. This document addresses the elements described below in determining the appropriateness of relinquishing portions of SR 86 between the beginning of the route at SR-111 (PM IMP R0.00) and 0.5 mile south of Fredricks Road (PM IMP 23.8) at the junction with the SR-78 Brawley Bypass.

Imperial County has been experiencing rapid growth and development, especially along the SR-86 corridor. This development growth is expected to continue in the future. The County of Imperial, the City of El Centro, the City of Imperial, and the City of Brawley have expressed an interest in having full control of portions of SR-86 so they would have the ability to issue permits to new developments for roadway connections, thereby eliminating the need to obtain State encroachment permits or State involvement.

The SR-111 expressway is a completed facility that runs parallel to SR-86 from SR-98 to SR-78. SR-111 is an integral part of the "NAFTA Farm-To-Market Highway", which consists of the SR-7 expressway, the SR-111 expressway, the SR-78/111 Brawley Bypass, and the existing SR-86 expressway north of Brawley. This high level expressway system is designed to facilitate interregional travel throughout the Imperial and Coachella Valleys, improves intercity and international travel between Baja California, Mexico, and Los Angeles, and provides an improved facility for the movement of goods throughout the region. This system will be complete once construction is completed on the Brawley Bypass.

Although SR-111 can accommodate existing and short-term future traffic growth, an additional north/south highway is necessary to handle future traffic growth. A new four-lane highway in the vicinity of the existing two-lane Forrester Road is planned to extend from SR-98 to SR-78. The Forrester Road corridor has also been identified as part of the "NAFTA Net" as a high percentage of vehicle traffic in this corridor will be transporting international cargo to destinations in the Los Angeles region and beyond. One alternative under consideration is to develop Forrester Road as a State Highway between SR-98 and SR-78.

Both the SR-111 and Forrester Road facilities will carry the majority of interregional and international traffic which will provide traffic relief on SR-86. South of the City of Brawley, SR-86 carries primarily localized and regional traffic, and this portion of the roadway clearly does not function as an interregional transportation facility or serve its purpose as a State Highway.

For purposes of discussion in this report, SR-86 will be separated into seven segments:

- Segment 1 - County of Imperial - SR-111 (PM IMP 0.0) to Duff Road (PM IMP 5.0)
- Segment 2 - City of El Centro - Duff Road to I-8 (PM IMP 6.0)
- Segment 3 - City of El Centro - I-8 to Treshill Road (PM IMP 8.8)
- Segment 4 - City of Imperial - Treshill Road to Ralph Road (PM IMP 12.3)
- Segment 5 - County of Imperial - Ralph Rd to 0.3 miles south of Legion Rd (PM IMP 18.9)
- Segment 6 - City of Brawley - 0.3 miles south of Legion Rd to City of Brawley West City Limits (PM IMP 21.4)

Segment 7 – City of Brawley West City Limits (PM IMP 21.4) to 0.5 mile south of Fredricks Road (PM IMP 23.8).

**1. Description of Route and Basis of Request for Relinquishment**

**A) Provide county, route number, post miles, functional classification, and other designations (such as STAA truck terminal access route or other designations as applicable).**

State Route 86 (SR-86) is a north-south State highway facility located in Imperial County. SR-86 begins at State Route 111 (SR-111) (PM IMP R0.00) north of the U.S./Mexico International Border and the City of Calexico, and extends 67.8 miles northward (roughly parallel to SR-111) along the western shore of the Salton Sea, terminating at the Imperial County/Riverside County line (PM IMP 67.80).

The portion of SR-86 being evaluated for relinquishment is from the beginning of the route at Junction SR-111 (PM IMP R0.0) to 0.5 mile south of Fredricks Road (PM IMP 23.8).

The existing facility is shown in the following table:

SR-111 (PM IMP 0.0) to Danenberg Rd (PM IMP 5.5)	Two lane conventional highway
Danenberg Road to I-8 (PM IMP 6.0)	Four lane conventional highway
I-8 to Adams Avenue/Imperial Avenue (PM IMP 7.3)	Four lane conventional highway
Adams Avenue/Imperial Avenue junction to 0.3 miles south of Legion Road (PM IMP 18.9)	Four lane expressway
0.3 miles south of Legion Road to Brandt Road (PM IMP 21.7)	Four lane conventional highway
Brandt Road to 0.5 mile south of Fredricks Road (PM IMP 23.8).	Four Lane Expressway

The federal functional classification of SR-86 from SR-111 (PM IMP R 0.0) to 0.5 mile south of Fredricks Road (PM IMP 23.8) is shown in the following table:

SR-111 (PM IMP R 0.0) to urban/rural limit of El Centro (PM IMP 5.1)	Rural Major Collector
Urban/rural limit of El Centro to I-8 (PM IMP 6.0)	Urban Collector
I-8 to Aten Road (PM IMP 9.3)	Other Rural Principal Arterial
Aten Road to 0.6 miles north of 14th Street (PM IMP 11.3)	Urban Minor Arterial
0.6 miles north of 14th Street to 0.3 miles south of Legion Road (PM IMP 18.9)	Rural Minor Arterial
0.3 miles south of Legion Road to Cattle Call Drive (PM IMP R20.0)	Urban Principal Arterial
Cattle Call Drive to City of Brawley West City Limits (PM IMP 21.4)	Other Urban Principal Arterial
City of Brawley West City Limits (PM IMP 21.4) to 0.5 mile south of Fredricks Road (PM IMP 23.8).	Other Rural Principal Arterial

Upon completion of this relinquishment, the new southern terminus for SR-86 will be located at the north junction of SR-78 (PM IMP 43.6).

SR-86 in its entirety is a designated State Highway Terminal Access Route connecting to the National Truck Network as per the Surface Transportation Assistance Act (STAA) for trucks.

The portion of SR-86 from the south junction of SR-78 (PM IMP 20.6) to 0.5 mile south of Fredricks Road (PM IMP 23.8) is currently included in the Interregional Road System (IRRS). A statutory legislative description change will be required to remove this portion of SR-86 from the IRRS.

In addition, since the existing portion of SR-86 from 0.5 mile south of Fredricks Road (PM IMP 23.8) to the north junction of SR-78 (PM IMP 43.6) will be redesignated as SR-78 after completion of the relinquishment, the IRRS description for this segment will have to be legislatively changed from SR-86 to SR-78.

This portion of SR-86 is not eligible for Scenic Highway Designation.

There are two additional relinquishments in the Brawley area that are not on SR-86. The first relinquishment is a portion of existing SR-111 from the west junction of SR-78 (PM IMP-111-22.1) to the new Brawley Bypass expressway (PM IMP-111-23.6). This item is anticipated to be approved by the California Transportation Commission (CTC) at their June 2011 meeting.

The second relinquishment will be on SR-78/Main Street from the south junction of SR-86 (PM IMP-78-13.2) to the east junction of SR-111 (PM IMP-78-15.0). This relinquishment is expected to coincide with the completion of Stage 3 of the Brawley Bypass at the end of 2012.

**B) Identify the category the route and route segment is included in the Two Tier System Report (primary or secondary). Identify if the district concurs with the category and why.**

The Two-Tier Highway System was developed by Caltrans in 1995 in response to local entities expressing interest in gaining control of State Highways traversing their communities. This interest resulted from the limitations of the Caltrans encroachment permit process, workload and resulting controversies over sidewalks, landscaping, lane widths, parking, access control, design standards and other criteria that Caltrans uses to operate our system.

The legislative intent was that the State highway "Primary" system shall be an interconnected network of routes that provide the greatest mobility in both rural and urban areas. Although the Two-Tier Highway System was never legislatively finalized or officially adopted, it still provides a good basis for route analysis. The Primary routes are generally characterized by their higher speed and limited access control.

The State highway "Secondary" system shall consist of routes that should be operated and maintained by the appropriate governmental agency which can be most responsive to the public interests in the administration, planning, and/or construction of that facility. The legislative intent was that Caltrans has the authority to negotiate relinquishment agreements with local agencies for any State highway Secondary route or portions of that route.

The portion of SR-86 being evaluated for relinquishment is included in the Secondary category of this Two-Tier System. District 11 concurs with the placement of this portion of SR 86 into the Secondary category since several segments of SR-86, especially Segments 1-4, behave operationally more like a busy city street than a highway. There are numerous driveways that create significant side friction resulting in slow speeds. This portion of the route clearly does not function as an interregional transportation facility. SR-86 parallels the SR-111 expressway, which carries most of the interregional commercial and passenger vehicular traffic.

- C) Evaluate if the segment proposed is in fact between two logical termini and identify any issues with the proposed limits of the relinquishment. Identify how these will be addressed. Examples of issues with logical termini are relinquishments that will create a stub route, terminate in mid block or intersection, etc.**

The portion of SR-86 being evaluated for relinquishment has a southern terminus at the beginning of the route where it joins with SR-111 in the County of Imperial. The northern terminus is 0.5 mile south of Fredricks Road (PM IMP 23.8) in the County of Imperial. This location is a logical northern terminus because it is where the new four-lane Brawley Bypass expressway will intersect with existing SR-86. Two of the three stages of construction for the Brawley Bypass are completed. Construction is anticipated to be completed on the westernmost remaining portion of the Brawley Bypass (Stage 3) at the end of 2012.

- D) Describe the basis of request for relinquishment and identify local jurisdiction(s) requesting it. Explain why the city or county does not want the State Highway designation. Explain the issues and history including requests for encroachment permits and issues with approving or denying requests. Include district/local jurisdiction IGR/CEQA discussions, comments, and issues. This is important for multiple reasons including documenting context sensitive solutions efforts and what could and could not be resolved. Explain how the relinquishment benefits local planning and community design and circulation considerations.**

**Segments 1 and 2: SR-111 (PM IMP 0.0) to I-8 (PM IMP 6.0) - County of Imperial and City of El Centro**

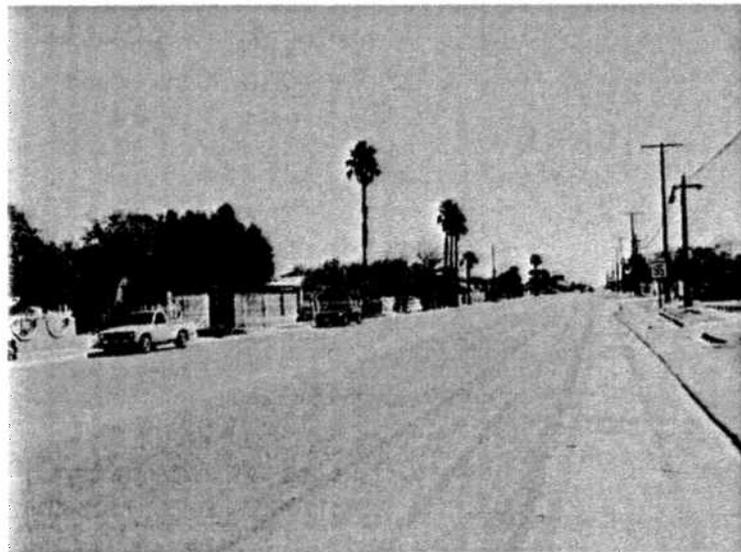
Both the County of Imperial and the City of El Centro have expressed strong interest in having this portion of SR-86 relinquished. District 11 is also supportive of the relinquishment. Relinquishment would give the County of Imperial and the City of El Centro full control over the right of way and ability to issue permits to new developments in lieu of developments needing to obtain State Encroachment permits. Land adjacent to this portion of SR-86 has been rapidly changing from predominantly agricultural land uses to developed commercial and residential properties, including, hotels, fast food outlets, shopping centers, malls, single family home subdivisions, etc. There are several planned major developments near or adjacent to this portion of SR-86 that are projected to cumulatively generate additional traffic.

In 1997, Caltrans entered into a Memorandum of Understanding (MOU) with the City of El Centro for the portion of SR-86 from McCabe Road (PM 4.53) to I-8. (See Attachment 3)

An MOU between Caltrans and the County of Imperial for the portion of SR-86 between the beginning of the route at junction SR-111 (PM R 0.0) and McCabe Road was also developed in 1997, but was never finalized. Although these portions of SR-86 are not classified as expressway, access control is still a major issue.

The purpose of the MOU is to provide policy and procedure for the lead agencies and developers regarding specific access locations and intersection controls for sections of SR-86. The use of the MOU for El Centro has been only modestly successful in that regard. Developers have re-subdivided properties to create more lots fronting on SR-86, arguing that each is entitled to a driveway. Other developers have argued that poor economic impacts would result from proposed limited access.

SEGMENT 1 (SR-111 TO DUFF ROAD)



SEGMENT 1 (SR-111 TO DUFF ROAD)



## SEGMENT 2 (DUFF ROAD TO I-8)



### **Segment 3: I-8 (PM 6.0) to Treshill Road (PM IMP 8.8) - City of El Centro**

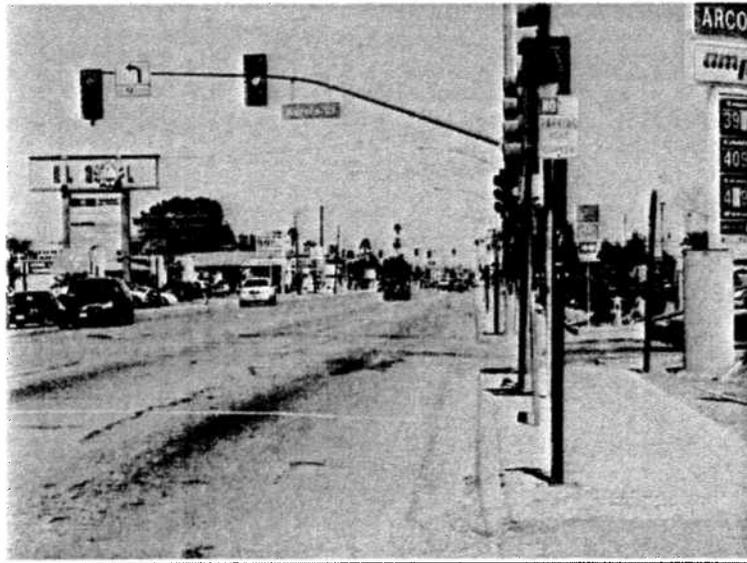
This portion of SR-86 traverses a mostly built-out area of the City of El Centro. The conventional highway portion of SR-86 from I-8 to Adams Avenue/Imperial Avenue (PM IMP 7.3) behaves operationally like a busy city street due to the prevalence of traffic signals and turning lanes. There are numerous driveways that create significant side friction resulting in slow speeds. This portion of the route clearly does not function as an interregional transportation facility and no longer serves its purpose as a State highway. The expressway portion of SR-86 from Adams Avenue/Imperial Avenue to Treshill Road also has numerous signals and slow-moving traffic.

Land use within the City of El Centro's sphere of influence adjacent to this portion of SR-86 consists of mixed use commercial, including large department and big-box retail stores. Route 86 in this area has designated access points connecting to the expressway. As additional development occurs, the construction of new or expansion of existing access points to SR-86 becomes problematic. From a procedural point of view, new access, including widening existing access, must follow Caltrans public road connection policy, requiring California Transportation Commission (CTC) approval to de-certify the access control. This is a lengthy and expensive process that includes development of environmental reports, a real estate value enhancement report, a Project Study Report, and detailed traffic studies and analysis. From an operational viewpoint, the continued expansion of new development traffic utilizing SR-86 as prime access downgrades the Level of Service (LOS) on the facility and further reduces the State highway functionality. The City of El Centro is strongly supportive of this relinquishment so they can have full access control to the roadway and ultimately streamline the permitting process for their local development projects.

SEGMENT 3 (I-8 TO TRESHILL ROAD)



SEGMENT 3 (I-8 TO TRESHILL ROAD)



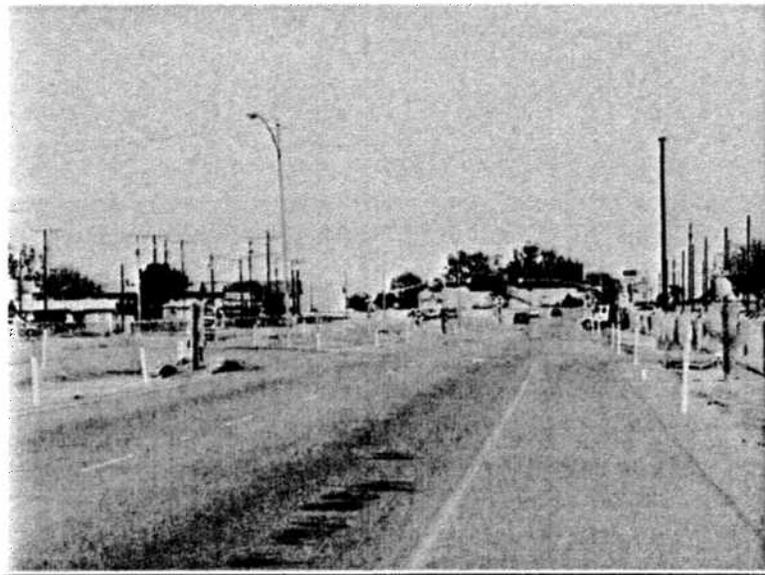
**Segment 4: Treshill Road (PM IMP 8.8) to Ralph Road (PM IMP 12.3) City of Imperial**

This expressway segment within the City of Imperial has signals and slower moving local and regional traffic. Issues related to new public road connections are the same as mentioned in the previous segment. There are numerous existing commercial developments adjacent to SR-86, and there are several proposed major developments near or adjacent to SR-86 that are expected to cumulatively generate significant additional traffic. The City of Imperial is supportive of this relinquishment.

SEGMENT 4 (TRESHILL ROAD TO RALPH ROAD)



SEGMENT 4 (TRESHILL ROAD TO RALPH ROAD)



**Segment 5: Ralph Road (PM IMP 12.3) to 0.3 miles south of Legion Road (PM IMP 18.9) - -County of Imperial**

This expressway segment provides direct access to local traffic between the City of El Centro and the City of Imperial to the City of Brawley. Current land use adjacent to this portion of SR-86 is mostly agricultural. This area is expected to accommodate a large amount of the rapid development growth in the Imperial Valley that is expected to continue in the future. There are several large scale developments or Specific Plan Areas that are expected to cumulatively generate significant additional traffic. Many of these new developments will need public road access to SR-86, which will create new traffic conflict points and further degrade the level of service at these access points with SR-86. Again, this will be

problematic as long as SR-86 is a State facility. Relinquishing this portion of SR-86 to the County of Imperial will provide them with full access control to the roadway and ultimately streamline the permitting process for their local development projects.

SEGMENT 5 (RALPH ROAD TO 0.3 MILE SOUTH OF LEGION ROAD)



SEGMENT 5 (RALPH ROAD TO 0.3 MILE SOUTH OF LEGION ROAD)



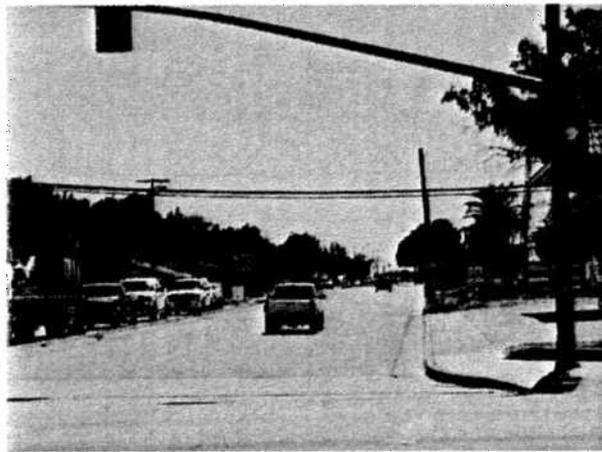
**Segment 6: 0.3 miles south of Legion Road (PM IMP 18.9) to City of Brawley West City Limit (PM IMP 21.4)**

This segment of SR-86 is within the City of Brawley and is a four lane conventional highway. The north/south portion of this segment is from Legion Road (PM IMP 18.9) to the south junction of SR-78 (PM IMP 20.6). Land use on the west side of SR-86 consists mostly of residential with some individual commercial developments such as restaurants and small businesses. The east side of SR-86 is agricultural up to Cattle Call Road and mostly

residential and commercial between Cattle Call Road and the junction with SR-78. There are five or six proposed developments that are projected to cumulatively generate approximately 35,000 additional daily vehicular trips, including the Brawley Gateway Specific Plan: The Specific Plan includes 145 acres located along the east side of Highway 86, south of Malan Street. The amended Specific Plan proposes 125 single family dwelling units on 25.5 acres, 300 multi-family dwelling units on 18.3 acres, 36.5 acres of retail commercial development, 5.5 acres of office commercial development, and 44 acres of light industrial/business park development. Access control and new public road connections will still be problematic until this relinquishment is completed.

The east/west portion of this segment is from the south junction of SR-78 (PM IMP 20.6) to the City of Brawley West City Limit (PM IMP 21.4). This portion of SR-86 is also named Main Street and is the principal east-west arterial through downtown Brawley. It is characterized by signalized and non-signalized intersections, reduced speed zones, and developed property adjacent to the state right-of-way. Few streets traverse the city in an east-west direction, forcing local and interregional traffic to concentrate on Main Street. Most of the traffic on Main Street is destined for locations outside of the city. In addition, 20% of the traffic on Main Street is truck traffic, which is unusually high for an urban arterial. Heavy congestion and time delays are experienced daily on this portion of SR-86.

SEGMENT 6 (0.3 MILE SOUTH OF LEGION ROAD TO BRAWLEY WEST CITY LIMIT



SEGMENT 6 (0.3 MILE SOUTH OF LEGION ROAD TO BRAWLEY WEST CITY LIMIT



**Segment 7: City of Brawley West City Limit (PM IMP 21.4) to 0.5 mile south of Fredricks Road (PM IMP 23.8).**

The first portion of this segment is a four lane conventional highway extending west from the City of Brawley West City Limit (PM IMP 21.4) and extending across the New River to Brandt Road (PM IMP 21.7). From Brandt Road to the northern terminus of this relinquishment 0.5 mile south of Fredricks Road (PM IMP 23.8), SR-86 is a four lane expressway. Adjacent land use is almost exclusively agricultural.

The Brawley Bypass project is a four lane divided expressway that extends from 1.5 miles south of the eastern junction of SR-111 and SR-78 to SR-86 0.5 mile south of Fredricks Road. This project is being constructed in three stages. Stage 1 and 2 of the Brawley Bypass are already complete. Stage 3, the westernmost portion connecting to SR-86, is anticipated to be completed at the end of 2012.

**SEGMENT 7 (CITY OF BRAWLEY WEST CITY LIMIT TO 0.5 MILE SOUTH OF FREDRICKS ROAD)**



**SEGMENT 7 (CITY OF BRAWLEY WEST CITY LIMIT TO 0.5 MILE SOUTH OF FREDRICKS ROAD)**



**Identify status of the route in local agency circulation element of the General Plan and any current applicable local planning studies or community initiatives impacting the request.**

SR-86 is discussed and classified as a "State Highway" in the Open Space/Circulation Element of the Imperial County General Plan. Specifically, the General Plan states:

"In order to plan the ultimate circulation system for the County of Imperial, it is critical to account for existing as well as future development patterns. The methodology utilized to forecast traffic volumes on future roadways within Imperial County consisted of a variety of commonly used tools. These include trend line analysis, future population projections, projections contained in Caltrans District 11 Route Concept Reports (RCRs), and manual assignment of approved projects and land use decisions made by the County Board of Supervisors. Circulation Elements from the incorporated cities were also examined to ensure consistency on a county-wide basis."

In the City of El Centro General Plan Circulation Element, SR-86 in the City of El Centro is classified as a "Four-Lane Arterial", not a "State Highway".

The City of Imperial General Plan was completed in May 1993. SR-86 in the City of Imperial is classified in their "Master Plan Classification" as a "Four lane freeway" They do not include an "Expressway classification" in their General Plan.

The City of Brawley General Plan was updated in September 2008. SR-78 and SR-86 through Brawley are classified as a "Four Lane Arterial". Specifically the City of Brawley General Plan states:

"Caltrans addresses the construction of a four-lane divided expressway from State Route 86, northwest of the City of Brawley, to State Route 111, southeast of Brawley. The proposed improvements represent realignment and upgrading of State Route 111 and State Route 78. The project is part of a series of projects planned to address the regional highway concerns in the Imperial Valley and provide for improved international and interstate movement of goods. Under this alternative, regional through traffic will be diverted around the City. The City of Brawley experiences substantial truck traffic within the urbanized area due to the City's locations at the intersection of State Routes 86, 78, and 111. The agricultural sector of Imperial Valley generates a large number of local and regional truck trips. While truck traffic is necessary for the agricultural sector and should be supported by the City, trucking can impact urban uses if not properly controlled. Potential impacts from truck traffic include congestion of local roadways, excessive noise, and inappropriate truck parking in local residential and commercial areas. With the completion of the Brawley Bypass, Main Street should no longer be a Main Truck Route".

## **2. Route or Corridor Concept and Recommendations for Route Development**

### **A) Identify the route development or relinquishment recommendations in the districts route concept or transportation corridor report and other applicable internal reports or studies. (Cite date of latest Transportation Concept Report or Transportation Corridor Report).**

A Route Concept Report for State Route 86 was completed in February, 1995. At that time, there were no relinquishment considerations under discussion.

The District completed a Transportation Concept Report Summary for SR-86 in April 2011. This Summary extensively discusses the proposed relinquishment, and specifically states,

“The proposed relinquishment should extend from SR-111 to the logical northern terminus 0.5 mile south of Fredricks Road. This is the location where the new 4-lane expressway known as the Brawley Bypass will connect with SR-86.”

Additional planning documents include an SR-86 Issue Paper that was developed by the District 11 System Planning Branch in May 2003. This is an internal, information only document that analyzes specific relinquishment issues on SR-86 and recommends that additional studies consider relinquishing SR-86 from SR-111 to the City of Brawley.

On a statewide level, besides the development of the proposed Two-Tier Primary/Secondary Highway System, there was an effort to reduce the inventory of State Highways which were inconsistent with legislative intent. Consequently, a 1996 proposal for a Relinquishable Highway System was developed but not approved by the legislative process. However, the proposed legislation stated that "Relinquishable Route 86 is from Route 111 to Route 8 near El Centro, and from Route 8 near El Centro to Route 78 near Brawley."

### **B) Describe current and projected future traffic and components of the traffic stream (5 plus axle trucks) for the route as it exists in the state highway system and any system restrictions for large trucks. Identify how this is forecasted to change based on the relinquishment.**

Some future 2025 traffic volumes shown below may be lower than expected. The projected 2025 traffic in the Imperial County Transportation Model does not reflect several recently completed developments and some proposed developments. This Transportation Model is currently being upgraded, and it is anticipated that the 2025 projected volumes shown below will be higher based on the land use changes in the upgraded model.

Accurate and current truck volume and truck volume percentage data is either unavailable or outdated. The Caltrans publication entitled 2009 Annual Average Daily Truck Traffic on the California State Highway System (December 2010) shows very old (1978) or estimated truck volumes and percentages on SR-86. However, the Corridor Mobility Improvement Account (CMIA) Application for the Brawley Bypass Expressway Stage 3 (January 2006) states that, “20% of the traffic on SR-86/Main Street is truck traffic, which is unusually high for an urban arterial”. This application also states that 60-70% of future truck traffic on SR-86/Main Street will be diverted to the Brawley Bypass expressway once it is completed in late 2012.

The aforementioned 2009 Annual Average Daily Truck Traffic on the California State Highway System does include a 2007 verified truck percentage of 25% of total traffic on the SR-111 expressway from I-8 to SR-78. 5 axle trucks make up 39-65% of these total trucks.

The following volumes are total traffic volumes for Segments 1-7:

Segments 1 and 2-SR-111 to I-8: Current 2010 traffic volumes range from 4,900-23,200. Future 2025 traffic volumes range from 10,000- 24,100.

Segment 3 - I-8 to Treshill Road: Current 2010 traffic volumes approx. 18,600-29,500. Future 2025 traffic volumes approx. 46,000.

Segment 4 - Treshill Road to Ralph Road: Current 2010 traffic volumes approx. 13,700-22,600. Future 2025 traffic volumes approx. 46,000.

Segment 5 - Ralph Road to 0.3 miles south of Legion Road: Current 2010 traffic volumes approx. 13,700 -14,500. Future 2025 traffic volumes approx. 30,000.

Segment 6 - 0.3 miles south of Legion Road to City of Brawley West City Limits: Current 2010 traffic volumes approx. 11,600-18,400. Future 2025 traffic volumes approx. 30,000.

Segment 7 - City of Brawley West City Limits to 0.5 mile south of Fredricks Road. 2010 traffic volumes approx .10,500-12,700. Future 2025 traffic volumes approx 19,000.

- C) Identify the primary origins and destinations for travel on the route segment in terms of interregional and major regional trips and sub area localized trips as applicable. Identify any primary route segment functions that may impact relinquishment considerations, for example, connectivity to a regional mall, a regional area industrial park, regional airport, and other functions.**

Travel on SR-86 between SR-111 and 0.5 mile south of Fredricks Road consists of a wide mix of local, regional and interregional and international traffic. However, interregional and international traffic on the north/south portions of SR-86 has declined due to the existence of both the parallel SR-111 expressway from SR-98 to SR-78 and the SR-7 expressway from the U.S./Mexico border to I-8. SR-111 and SR-7 carry the majority of the international and interregional trips, further reducing the need to retain SR-86 in the State system. In addition, once the Brawley Bypass 4 lane expressway is completed, interregional and international traffic, especially commercial vehicles, will be reduced on SR-86/Main Street through the City of Brawley.

- D) Identify any issues with the local agencies request that will or may negatively impact interregional or regional travel and connectivity, inter-modal transfer for freight, and other functions. Identify how the concerns will be addressed. This includes potential local restrictions of truck access and timing for deliveries.**

None anticipated by the relinquishment.

- E) Identify if the relinquishment is expected to cause diversion of interregional and regional trips (including large trucks) to other state routes or local arterials thus creating a potential need for additional improvements to accommodate increased travel demand on the routes.**

The 20-year plan for Imperial Valley purposefully moves interregional and international traffic to the SR-111 expressway facility. Once the SR-78/111 Brawley Bypass is completed, diversion of interregional trips to SR-111 is expected to be slightly higher than today. The SR-111 expressway is a relatively new facility with sufficient capacity to carry regional and interregional commercial and automobile vehicular trips. As mentioned in a previous section, it is expected that truck traffic through the City of Brawley on SR-78 and SR-86 will be diverted to the new Brawley Bypass facility.

- F) Identify any compatibility issues with the transition created by the proposed relinquishment for the adjoining jurisdiction and any "gaps" created by the relinquishment. For example will a relinquishment terminate at an intersection or mid-way in an identified bikeway segment creating potential traveler confusion or differences in design standards Identify how compatibility issues will be resolved.**

No gaps or traveler confusion are expected to result from the relinquishment.

- G) Identify any issues with signal coordination and control along the route and existing agreements with local jurisdictions that will need to be modified with the relinquishment. Identify recommended actions to resolve.**

Caltrans will work closely with all the Imperial County jurisdictions throughout the relinquishment process on coordination and future ownership of City-owned and Caltrans-owned traffic signals.

- H) Identify actions that may be needed to advise interregional travelers and the trucking industry on connecting routes or adjacent route segments if the segment recommended for relinquishment will not accommodate through or connecting trips based on anticipated or known local redesign and development plans.**

No notification need is currently foreseen. Localized truckers serving local developments adjacent to SR-86 will continue to serve these commercial businesses via the relinquished SR-86.

International and interregional truckers are very familiar with the "North American Free Trade Agreement (NAFTA) Farm-To-Market Highway", which consists of the SR-7 expressway, the SR-111 expressway, the SR-78/111 Brawley Bypass, and the existing SR-86 expressway north of Brawley. This system facilitates interregional travel throughout the Imperial and Coachella Valleys, improves intercity and international travel between Baja

California, Mexico and Los Angeles, and provides an improved facility for the movement of goods throughout the region.

The Southern California Regional Intelligent Transportation System (ITS) Architecture document was prepared by a consultant for the Southern California Association of Governments (SCAG) in March 2005. The document recommends several ITS strategies for Imperial County, several of which have the potential to benefit interregional and international commercial vehicle traffic. This strategies include: enroute traveler information, highway advisory radio, in vehicle navigation route guidance, additional call boxes, commercial truck speed notification , additional changeable message signs (CM), improved emergency response using 911 service , improved security and Port of Entry control, improved traffic management on major commercial vehicle routes, real time traveler and trip information, and traffic/traveler information.

- D) Identify any Department of Transportation funded studies ongoing or completed that impact the route portion (Environmental Justice, Community Planning, State Planning and Research and others) and related recommendations.**

There are no DOT-funded studies of this type that would impact the relinquishment recommendations.

- J) Identify adjacent local agency position(s) on the relinquishment and how they have been coordinated and addressed between jurisdictions.**

The County of Imperial, the City of El Centro, the City of Imperial, and the City of Brawley are supportive of this relinquishment. They have expressed an interest in having full control of these portions of SR-86 within their jurisdictions so they would have the ability to issue permits to new developments for roadway connections, thereby eliminating the need to obtain State encroachment permits or State involvement.

### **3. District Coordination with Regional Transportation Planning Agency**

- A) Identify steps the district has taken to coordinate the relinquishment request with the Regional Transportation Planning Agency (RTPA) and Metropolitan Planning Organization (MPO).**

The Imperial County Transportation Commission (ICTC) is aware of the historical interest in relinquishment possibilities for SR-86. Discussions and coordination has taken place between Caltrans and ICTC, as well as with the affected Imperial Count jurisdictions. Caltrans will continue to work closely with the RTPA, the County of Imperial, the City of El Centro, the City of Imperial, and the City of Brawley throughout the relinquishment negotiation process.

- B) Identify the route development strategy in the Regional Transportation Plan and any supportive or contrary recommendations on the relinquishment.**

The Southern California Association of Governments' (SCAG) Adopted RTP from May 2008 includes a project list of improvements to SR-7, SR-98, SR-11 and SR-115. The RTP also

includes a discussion of Imperial County Strategic Plan projects, which includes a new north/south facility in the Forrester Road Corridor, the development of the Westmorland Bypass, and additional improvements to SR-111 and SR-115.

SCAG is currently in the process of developing their 2012 RTP. Relinquishment recommendations and/or actual relinquishment of portions of SR-86 will be coordinated closely with SCAG RTP planning staff and the ICTC staff. Another benefit of relinquishment from a funding perspective is that more dollars may potentially be available for improvements to remaining State routes in Imperial County.

- C) Identify district actions to provide information and recommendations to the RTPA technical committee and as applicable the policy committee and other applicable groups to educate and inform on state highway issues and coordinate the relinquishment. This should include how the district has worked with the technical advisory committee to encourage consideration of relinquishment of entire routes and route segments that were identified as eligible in the Two Tier analyses from 1995.**

As mentioned, ICTC is aware of the local jurisdictional interests regarding this proposed relinquishment and has met with the Caltrans District 11 Director. Caltrans planning staff also met with former RTPA staff when the Two-Tier Highway System was proposed, the potential for relinquishment of Secondary routes was discussed.

- D) Identify regional studies on this portion of the route or impacting it and the related recommendations from the studies. Identify if the study recommendations support the relinquishment request.**

The Forrester Road Interregional Corridor Study was completed in April 2009. The report analyzes a variety of short-term and long-term alternatives to improve Forrester Road between SR-98 and SR-78. These alternatives including widening the existing two lane roadway to a four and six lane facility, and developing interchange improvements at I-8/Forrester Road. The study also evaluates transportation demands and resulting infrastructure needs required to serve the demand for growing regional, interregional, and international traffic. In addition, the study looks at transportation improvements intended to facilitate the movement of freight and related goods to meet the needs of agriculture and related industries in Imperial Valley, including cross-border commercial vehicle traffic.

One of the study's long range future network alternatives is to develop Forrester Road as a Caltrans facility between SR-98 and SR-78. The study discusses the need to relinquish SR-86, which supports this current relinquishment recommendation. By providing the additional Forrester Road corridor for commercial goods movement and international, interregional and regional traffic, the need to retain SR-86 as a State highway is minimized.

- E) In regional areas where State congestion management planning and program statutes apply (counties with an urbanized area or portion of urbanized area) and where the county and cities have not exercised the "opt out" provision, identify district actions to encourage relinquishment of the entire Two Tier route in order to most effectively link local land use decisions to transportation planning and**

**funding decisions across jurisdictions for comprehensive congestion management.**

CMP Program statutes applicable to Imperial County, however, the CMP provisions are not currently being enforced for a variety of reasons.

**4. Coordination with State Plans and Programs**

- A) Identify any known Plans of other State Agencies, Departments or Public entities impacting the route portion and adjacent portions (Coastal Plans, Coastal Bike Trails and Pedestrian Plans, other plans).**

There are no known plans from other State or public entities that would impact the proposed relinquishment.

- B) Identify projects that are now programmed or planned on the state highway within the area or in adjacent segments that may be impacted by the relinquishment. Include all programs regardless of funding type (STIP, SHOPP, Local Programs – CMAQ, TEA, RSTP) and include transit capital programs as applicable.**

There are no programmed projects on this portion of SR-86. Smaller planned projects in the District 11 10-Year SHOPP Needs Plan include the provision of rumble strips and upgrading end treatments (PM IMP 0.0-67.8) scheduled for FY 2012/13, and some Bridge Rail upgrades, rehabilitation, and scour mitigation (Various Postmiles) scheduled for FY 2012/13. There is also a planned project to construct ADA curb ramps at various locations along SR-86 in the City of El Centro, the City of Imperial, the County of Imperial, and the City of Brawley (PM IMP 6.1 -21.3).

**5. Internal District Coordination**

- A) Identify the functional unit in the district and project manager for the relinquishment package and person to call for questions on the system evaluation.**

For Transportation System Analysis and Evaluation (TSAE) contact Bill Figge, District 11 Planning Director (619) 688-6681, or Kim Sturmer, San Diego Regional/System Planning Branch (619) 688-6967.

For Relinquishment Project Manager, contact Sam Amen, (619) 718-7835.

For Relinquishment PSR/PDS information, contact Chi Vargas, 619-688-3157.

- B) Identify the responsible unit and individual for coordinating the revised state highway information based on the approved relinquished segment within the district (maintenance, traffic operations, design, other units), to Headquarters Divisions, and for ensuring local enforcement and safety agencies are informed of the**

**status of the change in route status from a state highway to a local road when it occurs.**

Relinquishment Project Manager , Sam Amen (619) 718-7835

**Identify functional unit and responsible position in the district for ensuring that the state highway inventory accurately reflects the relinquished segment post miles with final approval.**

Kim Sturmer, San Diego Regional/System Planning Branch (619) 688-6967.

**SUCCESSOR AGENCY REPORT**  
City of Brawley

Meeting Date: July 31, 2012

City Manager: 

**FROM:** Rosanna Bayon Moore, Executive Director

**SUBJECT:** Recognized Obligation Payment Schedule for the period of January through June 2013

**CITY MANAGER RECOMMENDATION:** Adopt a Resolution approving the Recognized Obligation Payment Schedule for the period of January through June 2013 and approving certain related actions as the Successor Agency for the Brawley Community Redevelopment Agency.

**BACKGROUND:** Pursuant to Health and Safety Code § 34172 (a)(1), the Brawley Community Redevelopment Agency was dissolved on February 1, 2012. Consistent with the provisions of the Health and Safety Code, on January 17, 2012, the City Council elected to serve in the capacity of the Successor Agency for the Brawley Community Redevelopment Agency, (the "Successor Agency"). Per Health and Safety Code § 34177 (l)(1), the Successor Agency is required to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period, which corresponds to equal halves of a fiscal year (i.e., July through December and January through June). The ROPS is the basis for the Successor Agency's authority to make payments due for enforceable obligations. Subsequent to its approval by the Successor Agency, the ROPS must also be approved by the Oversight Board ("OS Board") to the Successor Agency and is reviewable by the County Auditor-Controller, the California Department of Finance and the California State Controller's Office.

Staff, together with Urban Futures, Inc., has prepared the ROPS for the period of January through June 2013, which consists of several spreadsheets that are appended to the attached Resolution as Exhibit "A". Pursuant to Health and Safety Code § 34177 (m), an Oversight Board-approved ROPS for the period of January through June 2013 must be submitted to the California Department of Finance and the County Auditor-Controller not later than September 1, 2012. Therefore, subsequent to the approval of the attached Resolution, the ROPS will be considered by the OS Board and once approved by the OS Board the ROPS will be forwarded to the County Auditor-Controller, County Administrative Officer, the State Controller and the State Department of Finance.

Approval of the attached Resolution will authorize the City Manager, or designee, to:

1. Post the ROPS for the period of January through June 2013 on the City's website;
2. Transmit the ROPS for the period of January through June 2013 to the OS Board for their review;
3. Subsequent to OS Board approval, transmit the ROPS for the period of January through June 2013 to the County Auditor-Controller, County Administrative Officer, the State Controller and the State Department of Finance; and

4. Make ministerial revisions to the ROPS, take such other actions and execute such other documents as are necessary to effectuate the intent of the Resolution, and to implement the ROPS for the period of January through June 2013 on behalf of the Successor Agency, including authorizing and causing such payments.

The attached Resolution has been reviewed with respect to applicability of the California Environmental Quality Act ("CEQA"), the State CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000 *et seq.*, hereafter the "Guidelines"), and the City's environmental guidelines. The attached Resolution does not constitute a "project" for purposes of CEQA, as that term is defined by Guidelines § 15378, because this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment, per § 15378(b)(5) of the Guidelines.

**FISCAL IMPACT:** Pursuant to Health and Safety Code § 34177, the Successor Agency is legally required to continue to make payments due for enforceable obligations. Approval of the ROPS will ensure that the Successor Agency has the authority to continue to pay its enforceable obligations. The recommended action does not, in itself, cause any new financial obligations.

**ALTERNATIVES:**

- Do not approve the Resolution.
- Provide staff with alternate direction.

**PUBLIC NOTICE REQUIREMENTS:** The proposed action is a business item that does not require a public hearing. All public noticing requirements prescribed by applicable law have been made with respect to this matter.

**ATTACHMENTS:** Resolution No. 2012-

**RESOLUTION NO. 2012-\_\_**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRAWLEY, ACTING IN ITS  
CAPACITY AS THE SUCCESSOR AGENCY FOR THE BRAWLEY COMMUNITY  
REDEVELOPMENT AGENCY, APPROVING THE RECOGNIZED OBLIGATION PAYMENT  
SCHEDULE FOR THE PERIOD OF JANUARY THROUGH JUNE 2013 AND APPROVING  
CERTAIN RELATED ACTIONS**

**WHEREAS,** pursuant to Health and Safety Code § 34172 (a)(1), the Brawley Community Redevelopment Agency was dissolved on February 1, 2012; and

**WHEREAS,** consistent with the provisions of the Health and Safety Code, on January 17, 2012, the City Council elected to serve in the capacity of the Successor Agency for the Brawley Community Redevelopment Agency, (the “Successor Agency”); and

**WHEREAS,** per Health and Safety Code § 34177 (l)(1), the Successor Agency is required to prepare a Recognized Obligation Payment Schedule (“ROPS”) before each six-month fiscal period, which corresponds to equal halves of a fiscal year (i.e., July through December and January through June); and

**WHEREAS,** the ROPS is the basis for the Successor Agency’s authority to make payments due for enforceable obligations; and

**WHEREAS,** subsequent to its approval by the Successor Agency, the ROPS must also be approved by the Oversight Board (“OS Board”) to the Successor Agency and is reviewable by the County Auditor-Controller, the California Department of Finance and the California State Controller’s Office; and

**WHEREAS,** staff, together with Urban Futures, Inc., has prepared the ROPS for the period of January through June 2013, which consists of several spreadsheets that are appended to this Resolution as Exhibit “A”; and

**WHEREAS,** pursuant to Health and Safety Code § 34177 (m), an Oversight Board-approved ROPS for the period of January through June 2013 must be submitted to the California Department of Finance and the County Auditor-Controller not later than September 1, 2012; and

**WHEREAS,** subsequent to the approval of this Resolution, the ROPS will be considered by the OS Board and once approved by the OS Board the ROPS will be forwarded to the County Auditor-Controller, County Administrative Officer, the State Controller and the State Department of Finance; and

**WHEREAS,** this Resolution has been reviewed with respect to applicability of the California Environmental Quality Act (“CEQA”), the State CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000 *et seq.*, hereafter the “Guidelines”), and the City’s environmental guidelines; and

**WHEREAS,** this Resolution is not a “project” for purposes of CEQA, as that term is defined by Guidelines § 15378, because this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment, per § 15378(b)(5) of the Guidelines; and

**WHEREAS,** all of the prerequisites with respect to the approval of this Resolution have been met.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Brawley, acting in its capacity as the Successor Agency for the Brawley Community Redevelopment Agency, as follows:

- Section 1.** The foregoing recitals are true and correct and are a substantive part of this Resolution.
- Section 2.** The Successor Agency’s ROPS for the period of January through June 2013, which is attached hereto as Exhibit “A”, is approved and adopted.
- Section 3.** The City Manager, or designee, is hereby authorized and directed to: i) post the ROPS for the period of January through June 2013 on the City’s website; ii) transmit the ROPS for the period of January through June 2013 to the OS Board for their review; iii) subsequent to OS Board approval, transmit the ROPS for the period of January through June 2013 to the County Auditor-Controller, County Administrative Officer, the State Controller and the State Department of Finance; and iv) make ministerial revisions to the ROPS, take such other actions and execute such other documents as are necessary to effectuate the intent of this Resolution, and to implement the ROPS for the period of January through June 2013 on behalf of the Successor Agency, including authorizing and causing such payments.
- Section 4.** This Resolution is not a “project” for purposes of CEQA, as that term is defined by Guidelines § 15378, because this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment, per § 15378(b)(5) of the Guidelines.
- Section 5.** This Resolution shall take effect upon the date of its adoption.

**PASSED, APPROVED AND ADOPTED** this      day of      2012.

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George A. Nava, Chairman

APPROVED AS TO FORM

ATTEST

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Dennis Morita,  
Successor Agency Counsel

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Janet P. Smith, Deputy Agency Secretary

**CERTIFICATION:**

I, Janet P. Smith, Deputy City Clerk of the City of Brawley, as Successor Agency for the Brawley Community Redevelopment Agency, do hereby certify that the foregoing Resolution No. 2012-\_\_\_\_\_ was duly adopted by the City Council of the City of Brawley, acting in its capacity as the Successor Agency for the Brawley Community Redevelopment Agency, at a regular meeting thereof held on the \_\_\_\_\_ day of \_\_\_\_\_ 2012, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Janet P. Smith, Deputy Agency Secretary

**EXHIBIT "A"**

**SUCCESSOR AGENCY FOR THE  
BRAWLEY COMMUNITY REDEVELOPMENT AGENCY  
RECOGNIZED OBLIGATION PAYMENT SCHEDULE  
(JANUARY THROUGH JUNE 2013)**

(See Attachment)

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE - CONSOLIDATED  
FOR THE PERIOD OF JANUARY THROUGH JUNE 2013**

**Name of Successor Agency: Successor Agency to the Brawley Community Redevelopment Agency**

	Current	
	Total Outstanding Debt or Obligation	Total Due During Fiscal Year
Outstanding Debt or Obligation	\$ 9,171,293.00	\$ 817,931.00
	<b>Total Due for Six Month Period</b>	
Outstanding Debt or Obligation for this Period (all sources)	\$ 354,633.75	
Available Revenues other than anticipated funding from RPTTF	\$ -	
Enforceable Obligations paid with RPTTF	\$ 229,633.75	
Administrative Cost paid with RPTTF	\$ 125,000.00	

Certification of Authorized Person:  
Pursuant to Section 34177(l) of the Health and Safety code,  
I hereby certify that, to the best of my knowledge, the above is a true  
and accurate Recognized Enforceable Payment Schedule  
for the above named agency for the period indicated.  
This ROPS is subject to Revision.

Name \_\_\_\_\_

Title \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

Name of Redevelopment Agency: Successor Agency to the Brawley Community Redevelopment Agency  
 Project Name(s): Brawley Community Redevelopment Area No. 1 (RDA No. 1)

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE**  
 Per Cal. H. & S Code Section 34177 (i)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debtor Obligation	Total Due During Fiscal Year 2012-2013**	Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)							
								Jan. 2012	Feb. 2012	Mar. 2012	Apr. 2012	May 2012	June 2012	Total	
1) 2006 Tax Allocation Bonds	9/19/2006	Bank of NY Trust Co.	Funding for RDA Projects	RDA No. 1	\$ 8,837,843.00	\$ 969,261.00	RPTTF	0.00	0.00	120,863.75	0.00	0.00	0.00	0.00	\$ 120,863.75
2) Securities Servicing	9/19/2006	Bank of NY Trust Co.	Annual Servicing for 2006 TABs	RDA No. 1	3,000.00	3,000.00	RPTTF	0.00	0.00	0.00	3,000.00	0.00	0.00	0.00	\$ 3,000.00
3) Auditing Services	7/1/1994	Moss Levy & Herzstein	Prepare Financial Reports Required by HSC	RDA No. 1	9,000.00	9,000.00	RPTTF	4,500.00	4,500.00	0.00	0.00	0.00	0.00	0.00	\$ 9,000.00
4) Housing Compliance Monitoring	8/27/2004	Raney (Laura Div.)	Monitoring of Covenants for BI Senior Apartments	RDA No. 1	4,500.00	4,500.00	RPTTF	0.00	4,500.00	0.00	0.00	0.00	0.00	0.00	\$ 4,500.00
5) Consulting/Disburse Services	9/19/2006	Urban Futures, Inc.	Annual Disclosure Services for 2006 TABs	RDA No. 1	2,150.00	2,150.00	RPTTF	0.00	2,150.00	0.00	0.00	0.00	0.00	0.00	\$ 2,150.00
6) Consulting Board Services	1/25/2011	Urban Futures, Inc.	Successor Agency Wind-Down Services	RDA No. 1	12,500.00	25,000.00	RPTTF	2,084.00	2,084.00	2,084.00	0.00	0.00	0.00	0.00	\$ 2,084.00
7) Hospital Board Services	4/1/2012	City of Brawley	GS Board meetings, analyses and legal expenses	RDA No. 1	7,500.00	15,000.00	RPTTF	1,250.00	1,250.00	1,250.00	1,250.00	0.00	0.00	0.00	\$ 1,250.00
8) Legal Services	14/2011	Dariusz Morla, Esq.	Successor Agency General Counsel Services	RDA No. 1	15,000.00	30,000.00	RPTTF	2,500.00	2,500.00	2,500.00	2,500.00	0.00	0.00	0.00	\$ 2,500.00
9) CA Dept. of Corrections & Rehab	5/27/2011	State of California	Maintenance Services Within RDA No. 1	RDA No. 1	55,000.00	110,000.00	RPTTF	9,167.00	9,167.00	9,167.00	9,167.00	0.00	0.00	0.00	\$ 9,167.00
10)															\$ -
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Totals - This Page (RPTTF Funding)					\$ 9,046,253.00	\$ 967,931.00	N/A	\$ 19,501.00	\$ 26,151.00	\$ 135,867.75	\$ 16,000.00	\$ 15,001.00	\$ 14,336.00	\$ 229,637.75	\$ -
Totals - Page 2 (Other Funding)					\$ -	\$ -	N/A	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 3 (Administrative Cost Allowance)					\$ 125,000.00	\$ 250,000.00	N/A	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00
Totals - All Pages					\$ 9,171,253.00	\$ 917,931.00	N/A	\$ 40,335.00	\$ 46,985.00	\$ 156,681.75	\$ 36,834.00	\$ 35,835.00	\$ 35,170.00	\$ 354,467.75	\$ 20,834.00

\*All totals due during fiscal year and payment amounts are projected.  
 \*\*Funding sources from the successor agency. (references to "Other" could also include RPTTF allocated to the Successor Agency prior to January 1, 2013.)  
 RPTTF = Redevelopment Property Tax Trust Fund  
 LHMIF = Low and Moderate Income Housing Fund  
 \*\*\* Per HSC § 34176(b)(B), SERAF repayments shall not be made prior to FY 2013-14 and shall be based on a specified formula.  
 Bonds = Bond proceeds  
 Admin = Successor Agency Administrative Allowance  
 Other = reserves, rents, interest earnings, etc.

Name of Redevelopment Agency: Successor Agency to the Brawley Community Redevelopment Agency  
 Project Area(s): Brawley Community Redevelopment Area No. 1 (RDA No. 1\*)  
 RECOGNIZED OBLIGATION PAYMENT SCHEDULE  
 Per Cal. H & S Code Section 34177 (f)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013*	Funding Source **	Payable from the Administrative Allowance Allocation						Total	
							Jan. 2012	Feb. 2012	Mar. 2012	Apr. 2012	May 2012	June 2012		
1. Successor Agency Admin.	City of Brawley	Successor Agency Administration	RDA No. 1	125,000.00	250,000.00	RPTTF	20,834.00	20,834.00	20,834.00	20,834.00	20,834.00	20,834.00	125,000.00	
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<b>Totals - This Page</b>														
							\$ 125,000.00	\$ 250,000.00		\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 20,834.00	\$ 125,000.00

\* All total due during fiscal year and payment amounts are projected.  
 \*\* Funding sources from the successor agency: (references to "Other" could also include RPTTF allocated to the Successor Agency prior to January 1, 2013.)  
 RPTTF = Redevelopment Property Tax Trust Fund  
 Bonds = Bond proceeds  
 Admin = Successor Agency Administrative Allowance  
 Other = reserves, rents, interest earnings, etc

**COUNCIL AGENDA REPORT**  
City of Brawley

Meeting Date: July 31, 2012

City Manager: RBM

**PREPARED BY:** Rosanna Bayon Moore, City Manager  
**PRESENTED BY:** Rosanna Bayon Moore, City Manager

**SUBJECT:** Dollar Tree Stores, Inc. Located at 283 Main Street, Brawley, CA, Public Convenience and Necessity Letter and Alcoholic Beverage Control Zoning Affidavit

**RECOMMENDATION:** Authorize City Manager to execute letter of Public Convenience and Necessity to be submitted with Department of Alcoholic Beverage Control (ABC) Zoning Affidavit.

**DISCUSSION:** Per Business & Professions Code Section 23817.7, formal City of Brawley correspondence must be presented to the Department of Alcoholic Beverage Control stating that a public convenience or necessity is served by a proposed license to sell alcoholic beverages. Formal consideration by the governing body or an authorized and delegated City representative is required because an undue concentration exists in the vicinity of the premises.

This subject has been reviewed by the Police and Planning Departments. It is staff's recommendation that a single condition be applied to the license. The applicant is requested to install high quality digital recorders that are accessible to law enforcement upon request.

**FISCAL IMPACT:** None.

**ATTACHMENTS:** Draft letter of Public Convenience and Necessity; ABC Forms 245 and 255; Business & Professions Code Section 23817.7

August #, 2012

Ms. Donna M. Hogan  
Licensing Representative II  
Department of Alcohol Beverage Control Board  
Palm Desert District Office  
34-160 Gateway Dr Ste 120  
Palm Desert, CA 92211

*Re: ABC License for Dollar Tree Stores, Inc. Located at 283 Main Street, Brawley, CA*

Dear Ms. Hogan:

The City of Brawley has reviewed the request for a letter of Public Convenience and Necessity and has made the determination that the issuance of a Type 20 ABC license for *Dollar Tree Stores, Inc. located at 283 Main Street, Brawley, CA* will provide for the convenient patronage of the public, whereby that convenience does not adequately exist in the immediate area and meets the need in the community.

Pursuant to Business & Professions Code Section 23817.7, a letter of Public Convenience and Necessity is required to be issued by the City Council or a delegated City representative. On July 31, 2012 the City Council voted to approve this letter of Public Convenience and Necessity provided that *the applicant agrees to install high quality digital recorders that are accessible to law enforcement 24 hours per day*. At this juncture, Dollar Tree Stores, Inc. has provided the City with reasonable assurance of their cooperation.

If there are additional questions or you are in need of further information, please to contact me at (760) 351-3054.

Sincerely,

Rosanna Bayon Moore  
City Manager

*Instructions to the Applicant: Complete Items 1 - 14. Sign and date the form and submit it to ABC.*

1 APPLICANT(S) NAME (Last, first, middle) Dollar Tree Stores, Inc. (P-12)		
2 PREMISES ADDRESS (Street number and name, city, zip code) 283 Main Street, Brawley, CA 92227		3 PARCEL NUMBER OF PROPERTY (Obtain from County Assessor's Office)
4 TYPE OF LICENSE APPLIED FOR Type 20	5 UPGRADE OF LICENSED PRIVILEGES <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6 CURRENT LICENSE TYPE AT THIS LOCATION, IF ANY None
7 TYPE OF BUSINESS (i.e., restaurant, mini-mart, gas station, etc.) Variety Retail Sales		8 ARE THE PREMISES INSIDE THE CITY LIMITS? <input type="checkbox"/> Yes <input type="checkbox"/> No
9 HOW ARE APPLICANT PREMISES ZONED? STATE TYPE (i.e., "C" commercial, "R" residential, etc.) C-2 (Medium Commercial)		
10 DOES ZONING PERMIT INTENDED USE? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	11 IS A CONDITIONAL USE PERMIT (C.U.P.) NEEDED? (If yes, please attach copy of receipt or C.U.P.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	12 IF YES, DATE YOU FILED APPLICATION FOR C.U.P.
13 NAME OF PLANNER CONTACTED AT PLANNING DEPARTMENT Gordon R. Gaste, AICP		14 PLANNER'S PHONE NUMBER (766) 344-8822
Under the penalty of perjury, I declare the information in this affidavit is true to the best of my knowledge.		
15 APPLICANT'S SIGNATURE (One signature per office) <i>Edward J. Miller</i>		16 DATE SIGNED 5-9-12

**FOR DEPARTMENT USE ONLY**

<input type="checkbox"/> C.U.P. Approved	IF APPROVED, EFFECTIVE DATE	FILE NUMBER
<input type="checkbox"/> C.U.P. Denied	DATE DENIED	

**GENERAL INFORMATION**

•Section 23790 of the Business and Professions Code says that ABC may not issue a retail license contrary to a valid zoning ordinance. This form will help us determine whether your proposed business is properly zoned for alcoholic beverage sales.

•A conditional use permit (CUP) (Item 11) is a special zoning permit granted after an individual review of proposed land-use has been made. CUP's are used in situations where the proposed use may create hardships or hazards to neighbors and other community members who are likely to be affected by the proposed use. The ABC district office will not make a final recommendation on your license application until after the local CUP review process has been completed. If the local government denies the CUP, ABC must deny your license application.

**23790. Zoning ordinances.** No retail license shall be issued for any premises which are located in any territory where the exercise of the rights and privileges conferred by the license is contrary to a valid zoning ordinance of any county or city.

Premises which had been used in the exercise of those rights and privileges at a time prior to the effective date of the zoning ordinance may continue operation under the following conditions:

- (a) The premises retain the same type of retail liquor license within a license classification.
- (b) The licensed premises are operated continuously without substantial change in mode or character of operation. For purposes of this subdivision, a break in continuous operation does not include:
  - (1) A closure for not more than 30 days for purposes of repair, if that repair does not change the nature of the licensed premises and does not increase the square footage of the business used for the sale of alcoholic beverages.
  - (2) The closure for restoration of premises rendered totally or partially inaccessible by an act of God or a toxic accident, if the restoration does not increase the square footage of the business used for the sale of alcoholic beverages.

**INFORMATION AND INSTRUCTIONS -**

**SECTION 23958.4 B&P**

Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.

- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
- Part 2 is to be completed by the applicant, and returned to ABC.
- Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

**PART 1 - TO BE COMPLETED BY ABC**

1. APPLICANT'S NAME  
**DOLLAR TREE STORES INC**

2. PREMISES ADDRESS (Street number and name, city, zip code) **283 MAIN ST, BRAWLEY, CA 92227-2350**

3. LICENSE TYPE **20**

4. TYPE OF BUSINESS

<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Hofbrau/Cafeteria	<input type="checkbox"/> Cocktail Lounge	<input type="checkbox"/> Private Club
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club	<input type="checkbox"/> Veterans Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern: Beer	<input type="checkbox"/> Fraternal Club
<input type="checkbox"/> Bed & Breakfast:	<input type="checkbox"/> Theater	<input type="checkbox"/> Tavern: Beer & Wine	<input type="checkbox"/> Wine Tasting Room
<input type="checkbox"/> Wine only	<input type="checkbox"/> All		
<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station	<input type="checkbox"/> Swap Meet/Flea Market
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market	<input type="checkbox"/> Drive-in Dairy
<input type="checkbox"/> Drug/Variety Store	<input type="checkbox"/> Florist/Gift Shop	<input type="checkbox"/> Convenience Market w/Gasoline	

Other - describe: **DISCOUNT VARIETY RETAIL**

5. COUNTY POPULATION **N/A**

6. TOTAL NUMBER OF LICENSES IN COUNTY **N/A**

7. RATIO OF LICENSES TO POPULATION IN COUNTY

<input type="checkbox"/> On-Sale	<input type="checkbox"/> Off-Sale	<b>N/A</b>	<input type="checkbox"/> On-Sale	<input type="checkbox"/> Off-Sale
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8. CENSUS TRACT NUMBER **[ 0105. ]**

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT **[ 5 ]**

10. NO. OF LICENSES EXISTING IN CENSUS TRACT

<input type="checkbox"/> On-Sale	<input checked="" type="checkbox"/> Off-Sale	<b>[ 8 ]</b>	<input type="checkbox"/> On-Sale	<input checked="" type="checkbox"/> Off-Sale
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11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)

Yes, the number of existing licenses exceeds the number allowed

No, the number of existing licenses is lower than the number allowed

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?

Yes (Go to Item #13)

No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER **N/A**

14. TOTAL NUMBER OF REPORTING DISTRICTS **N/A**

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS **N/A**

16. AVERAGE NO. OF OFFENSES PER DISTRICT **N/A**

17. 120% OF AVERAGE NUMBER OF OFFENSES **N/A**

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT **N/A**

19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)

Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17

No, the total number of offenses in the reporting district is lower than the total number in item #17

20. CHECK THE BOX THAT APPLIES (check only one box)

a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.

b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.

c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.

Governing Body/Designated Subordinate Name:

**FOR DEPARTMENT USE ONLY**

PREPARED BY (Name of Department Employee)

**DONNA M HOGAN**



(2) The number of premises for which an off-sale beer and wine license is issued in a city and county, in combination with the number of premises for which an off-sale general license is issued in a city and county, shall be limited to one for each 1,250, or fraction thereof, inhabitants of the city and county in which the premises are situated. No additional off-sale beer and wine license, other than a renewal or transfer or as permitted by Section 23821, shall be issued in any city and county where the number of premises for which all off-sale beer and wine licenses in combination with off-sale general licenses are issued is more than one for each 1,250, or fraction thereof, inhabitants of the city and county.

(b) Notwithstanding subdivision (a), a retail off-sale beer and wine replacement license shall be issued upon application when all of the following conditions exist:

(1) The replacement license is only for use at a premises which was licensed and operated within the past 90 days.

(2) The prior licensee abandoned the premises or the original license is subject to a bankruptcy proceeding and the prior licensee has no right to operate at that location. For purposes of this paragraph, "abandoned" means that the prior license has not been transferred to a new location and the prior licensee is not exercising dominion or control over the premises. "Abandoned" does not mean a license which has been voluntarily surrendered pursuant to department rule.

(3) The application for a replacement license shall be accompanied by a fee of one hundred dollars (\$100).

(c) The following limitations shall apply to the issuance of a replacement license:

(1) The replacement license shall not be transferred to another premises.

(2) All conditions imposed on the original license shall apply to the replacement license.

(3) The original license shall be canceled by operation of law upon the issuance of the replacement license.

**23817.7.** (a) Notwithstanding Section **23817.5**, the department may approve an application for an off-sale beer and wine license in areas covered by Section **23817.5**, if the applicant shows that public convenience or necessity would be served by the issuance, and where all of the following conditions are found to exist:

(1) The applicant premises are located in a crime reporting district that is below that specified pursuant to paragraph (1) of subdivision (a) of Section 23958.4. In considering an application, the department may take into account adjacent crime reporting districts, if the applicant premises are located within 100 feet of the boundaries of any adjacent district. The department shall use an average of reported crimes in the crime reporting district in which the premises are located and reported crimes in any adjacent crime reporting district, if the total of crimes reported in the adjacent district or districts is greater than the crime reporting district in which the premises are located.

(2) The applicant premises are located in an area that falls below the concentration level provided in paragraph (3) of subdivision (a) of Section 23958.4.

(3) The local governing body of the area in which the applicant premises are located, or its designated subordinate officer or body, determines that public convenience or necessity would be served by the issuance.

(b) The department may impose reasonable conditions on a licensee as may be needed in the interest of the public health, safety, and welfare regarding signing, training for responsible beverage sales and hours, and mode of sale.

**23817.8.** (a) Notwithstanding Section **23817.5**, the department may approve an application for an off-sale beer and wine license by a licensed beer and wine wholesaler, even though the applicant premises will be located in an area having an undue concentration of off-sale beer and wine licenses, as provided in paragraph (3) of subdivision (a) of Section 23958.4, provided each of the following conditions are met:

(1) The off-sale beer and wine license shall be held at the same location as the beer and wine wholesaler license.

(2) The off-sale beer and wine license shall be restricted to sales solicited and accepted by direct mail, telephone, or on-line computer. The off-sale beer and wine license shall not be used for operations conducted from a retail store open to the public.

(b) The department may impose reasonable conditions on a licensee as may be needed in the interest of the public health, safety, and welfare regarding signing, training for responsible beverage sales, hours, and mode of sale.

**23817.10.** Whenever it is made to appear to the department by satisfactory evidence that the population in any city or county has increased by more than 2,500 or multiples of 2,500 inhabitants or the population in a city and county has increased by more than 1,250 or multiples of 1,250 inhabitants since the most recent United States decennial census and if the total number of off-sale beer and wine licenses in that city, county, or city and county does not then exceed the maximum specified in Section **23817.5**, the department may issue additional licenses, not to exceed one off-sale beer and wine license for each increase of 2,500 inhabitants in the city or county or for each increase of 1,250 inhabitants in the city and county since the taking of the census.

**23817.9.** For the purposes of Section **23817.5**, beginning with the year 2000, population shall be determined by the most recent United States decennial census or a single subsequent census between United States decennial censuses validated by the Population Research Unit of the Department of Finance five years after a United States decennial census.

**23818.** Population, for the purpose of Sections 23816 and **23817**, shall be determined by the most recent United States decennial or special census or a subsequent census validated by the Population Research Unit of the Department of Finance.

**23819.** Nothing in this article authorizes the cancellation of any license which may be outstanding in any county in excess of the



# RECORD OF BUILDING PERMITS

## June 2012

Prepared by: Francisco Soto, Building Official

Prepared As of: 07-10-12

DATE ISSUED	PERMIT NUMBER	PERMIT DESCRIPTION	ASSESSOR PARCEL NUMBER	ADDRESS	OWNER	ISSUED TO	COST OF IMPROVEMENTS
06/01/12	24446	Mechanical	046-260-051	461 W. Main Street	John Huang	Cool Breeze Air Conditioning	N/A
06/04/12	24447	Encroachment	049-051-017	1198 Main Street	City of Brawley	Geocal, Inc.	N/A
06/05/12	24448	Porch	046-144-007	595 N. Imperial Avenue	Joel Sanchez	Owner	8,648.00
06/05/12	24449	Garage Conversion	047-461-074	692 Flammang Avenue	Julian De Lucas	Owner	17,660.00
06/06/12	24450	Patio	046-351-014	1125 Willow Court	Alejandro Castillo	Owner	6,720.00
06/06/12	24451	Mechanical	048-111-026-000	331 "H" Street	Jose Lorenzo	Desert Air Conditioning	N/A
06/06/12	24452	Mechanical	048-283-006	304 Terrace Circle	Joe Zimmerman	Desert Air Conditioning	N/A
06/06/12	24453	Mechanical	048-271-036	788 Cameron Court	Sergio Banuelos	Desert Air Conditioning	N/A
06/06/12	24454	Remodel House	049-150-032	957 "K" Street	Angel E. Romero	Owner	2,001.00
06/06/12	24455	Reroof	049-211-016	657 S. Adams Street	Carlos Terriquez	Owner	2,000.00
06/08/12	24456	Remodel Office	047-344-001-000	245 N. 8th Street	Elms Equipment Rental, Inc.	R. Garcia Construction, Inc.	31,300.00
06/13/12	24457	Plumbing	048-221-024	668 S. 3rd Street	Chris Taylor	Owner	N/A
06/14/12	24458	Patio	048-275-034	127 Mc Kenzie Place	Josh & Ashley Mendibles	Owner	6,000.00
06/18/12	24459	Mechanical	049-012-020	214 S. Imperial Avenue	Brandi Pratt	Home Pro, Inc.	N/A
06/19/12	24460	Electrical	047-221-025-000	1036 Magnolia Street	Martin C. Ramirez	Owner	N/A
06/19/12	24461	New Apartments	047-353-027-000	986 "E" Street	4Sons Development	Owner	221,321.00
06/19/12	24462	Right of Way	047-353-027-000	986 "E" Street	4Sons Development	TBD	N/A
06/21/12	24463	Office Remodel	047-010-029-000	57 Shank Road	National Beef	Mill Construction	2,500.00
06/21/12	24464	House Addition	047-480-087	250 N. Eastern Avenue	Fernando Z. Mata	Owner	40,003.50
06/21/12	24465	Plumbing	049-161-001	1004 "J" Street	Patricia Ferrel	Campesinos Unidos, Inc.	N/A
06/21/12	24466	Plumbing	047-201-014	733 "A" Street	Martha C. Diaz	Campesinos Unidos, Inc.	N/A
06/22/12	24467	Right of Way	048-221-002-000	620 S. 3rd Street	Arthur & Rosalba Briceno	Owner	N/A
06/25/12	24468	Mechanical	047-461-021	664 Armando Aviles Street	Raul & Maria Pena	Desert Air Conditioning	N/A
06/25/12	24469	Electrical	046-292-014	365 W. River Drive	James & Tara Stiff	Owner	N/A
06/26/12	24470	Grease Trap	048-032-004	275 S. Marjorie Avenue	Stockmens Club	George Mitchell Builders	5,500.00
06/26/12	24471	Bathroom Remodel	048-051-008	180 S. Western Avenue	City of Brawley	George Mitchell Builders	5,000.00
06/26/12	24472	House Remodel	047-122-033	633 N. 7th Street	Richard & Rosario Rubio	R. Garcia Construction, Inc.	39,110.00
06/27/12	24473	Sign	048-430-006	1120 S. Brawley Avenue	Del Taco	Loren Electric Sign	20,000.00
06/28/12	24474	Mechanical	049-111-012	1082 "H" Street	Rito Chacon	Desert Air Conditioning	N/A
06/28/12	24475	Electrical	048-391-008	1331 La Valencia Drive	Michael T. Taylor	Owner	N/A
06/28/12	24476	Reroof	048-161-002	444 S. 3rd Street	Olivia & Benny Fernandez	Trade Mark Construction	9,500.00
06/28/12	24477	Right of Way	N/A	Btwn Hwy. 86 & S. Western	City of Brawley	So Cal	N/A



# RECORD OF BUILDING PERMITS

## June 2012

Prepared by: Francisco Soto, Building Official

Prepared As of: 07-10-12

DATE ISSUED	PERMIT NUMBER	PERMIT DESCRIPTION	ASSESSOR PARCEL NUMBER	ADDRESS	OWNER	ISSUED TO	COST OF IMPROVEMENTS