

City of Isleton

City Council
Staff Report

DATE: November 3, 2021

ITEM#: 4.A & B

CATEGORY: Communications

CITY COUNCIL COMMUNICATIONS

SUMMARY

City has received the following communications:

- A. County of Sacramento, Order of Health Office.
- B. The Delta Conservancy Board approved funding for the Asian Heritage Park.

FISCAL IMPACT


None

RECOMMENDATION

Information only.

ATTACHMENT

- County of Sacramento, Order of Health Officer
- Delta Conservancy Board email

Prepared and Submitted by: Yvonne Zepeda, Deputy City Clerk 
Reviewed by: Charles Bergson, City Manager



**ORDER OF THE HEALTH OFFICER OF THE COUNTY OF SACRAMENTO
DIRECTING ALL INDIVIDUALS IN THE COUNTY TO WEAR FACE
COVERINGS INDOORS IN WORKPLACES AND PUBLIC SETTINGS**

DATE OF ORDER: July 29, 2021

BACKGROUND

Since June 15, 2021 when most restrictions from the State of California's Blueprint for a Safer Economy were lifted, the average daily incident case rate of COVID-19 in Sacramento County has increased 5.5-fold to reach the "High Transmission" level of the US Centers for Disease Control and Prevention's (CDC) Indicators for Levels of Community Transmission. The testing positivity rate in Sacramento County has also risen 4.3-fold since June 15.

Hospitalizations from COVID-19 in Sacramento County have risen from 60 patients on June 15 to 175 patients on July 27.

The significantly more transmissible Delta variant of the SARS-CoV-2 virus has become the predominant strain in the US and in Sacramento County. Since June 15, nearly two thirds (64.8 Percent) of positive specimens collected from Sacramento County residents and genotyped were identified as the Delta variant.

In considering options to stem this rapid increase in COVID-19 transmission, a continued increase in the proportion of the population vaccinated is the best protection against this virus. Universal indoor use of face coverings, also known as masking, is the least disruptive and most immediately impactful additional measure to take. All individuals, especially those who are unvaccinated or at higher risk of severe outcomes from COVID-19, should take personal measures to reduce risk in addition to masking.

CDC recommends that vaccinated individuals wear face coverings in indoor public settings in areas of substantial or high COVID-19 transmission (<https://www.cdc.gov/coronavirus/2019-ncov/vaccines/fully-vaccinated-guidance.html>).

CDPH requires face coverings in specific indoor public settings and recommends that individuals wear face coverings in all other indoor public settings, regardless of their vaccination status.

(<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx>)

This Order is necessary to control and reduce the rate of community spread and to reinforce the need for safe interactions. The Health Officer will continue to assess the public health situation as it evolves and may modify this Order, or issue additional Orders, related to COVID-19, as changing circumstances dictate.

ORDER

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, 120175, AND 120220, THE HEALTH OFFICER OF THE COUNTY OF SACRAMENTO ("HEALTH OFFICER") HEREBY ORDERS AS FOLLOWS:

1. This Order **shall become effective July 30, 2021 at 12:01 a.m.** and will continue to be in effect until rescinded or amended in writing by the Health Officer.
2. Except as otherwise set forth herein, the June 24, 2021 Guidance for the Use of Face Coverings issued by the California Department of Public Health (CDPH), as may be amended from time to time, continues to apply throughout the County.
(<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx>)
3. This Order directs that face coverings shall be worn, regardless of vaccination status, over the mouth and nose, in all indoor public settings, venues, gatherings, and workplaces, such as, but not limited to: offices, retail stores, restaurants and bars, theaters, family entertainment centers, conference centers, and State and local government offices serving the public.
4. Individuals, businesses, venue operators, hosts, and others responsible for the operation of indoor public settings must:
 - a. Require all patrons to wear face coverings for all indoor settings, regardless of their vaccination status; and

- b. Post clearly visible and easy-to-read signage at all entry points for indoor settings to communicate the masking requirements to all patrons.
 - c. In addition, those responsible for indoor public settings are strongly encouraged to provide face coverings at no cost to individuals required to wear them.
5. Individuals are **not required** to wear face coverings in the following circumstances:
- a. Persons who are working alone in a closed office or room;
 - b. Persons who are actively eating and/or drinking;
 - c. Persons swimming or showering in a fitness facility;
 - d. Persons who are obtaining a medical or cosmetic service involving the nose or face for which temporary removal of the face covering is necessary to perform the service;
 - e. Persons who are specifically exempted from wearing face masks pursuant to other CDPH guidance.
6. Employers and businesses subject to the Cal/OSHA COVID-19 Emergency Temporary Standards (ETS) and/or the Cal/OSHA Aerosol Transmissible Diseases Standards should consult the applicable regulations for additional requirements. The ETS allow local health jurisdictions to mandate more protective measures. This Order, which requires face coverings for all individuals in indoor settings and businesses, regardless of vaccination status, takes precedence over the more permissive ETS regarding employee face coverings.
7. The following requirements apply to Mega-Events:
- a. Indoor Mega-Events: All attendees of indoor mega-events (defined as 5,000 or more attendees) must wear face coverings while indoors and must otherwise comply with the restrictions set forth in the CDPH guidance Beyond the Blueprint for Industries and Sectors.
(<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/Beyond-Blueprint-Framework.aspx>)

- b. Outdoor Mega-Events: Attendees of outdoor mega-events (defined as 10,000 or more attendees) are required to wear face coverings while in an indoor setting and in areas where 50% of the structure has adjacent impermeable walls, such as concourses and concession stands, and must otherwise comply with the restrictions set forth in the CDPH guidance Beyond the Blueprint for Industries and Sectors.

(<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/Beyond-Blueprint-Framework.aspx>)

8. Persons should continue to follow CDC guidance for unvaccinated people (<https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/prevention.html>) and for fully vaccinated people (<https://www.cdc.gov/coronavirus/2019-ncov/vaccines/fully-vaccinated.html>) to protect themselves and others, including:

- a. wearing a well-fitted face covering (<https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/about-face-coverings.html>)
- b. avoiding crowds
- c. avoiding poorly ventilated spaces
- d. covering coughs and sneezes
- e. washing hands often (<https://www.cdc.gov/handwashing/when-how-handwashing.html>)
- f. following any applicable workplace, school, or business sector guidance or requirements including the Cal/OSHA Emergency Temporary Standards.

People should still watch for symptoms of COVID-19, especially following an exposure to someone with suspected or confirmed COVID-19 (<https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html>). If symptoms develop, all people, regardless of vaccination status, should isolate and be clinically evaluated for COVID-19, including SARS-CoV-2 testing. Anyone testing positive for SARS-CoV-2, regardless of vaccination status, must follow the General Isolation Order of the Sacramento County Health Officer (<https://dhs.saccounty.net/PUB/Documents/Communicable-Disease->

[Control/ME-COVID19IsolationOrder.pdf](#)).

9. This Order **shall become effective July 30, 2021 at 12:01 a.m.** and will continue to be in effect until rescinded or amended in writing by the Health Officer.
10. All State orders and guidance documents referenced in State orders are complementary to this Order. By way of this Order, the Health Officer adopts such directives as orders as well. Where a conflict exists between a local order and any State public health order related to the COVID-19 pandemic, the most restrictive provision controls pursuant to, and consistent with, California Health and Safety Code § 131080.
11. **Copies of Order.** Copies of this Order shall promptly be: (1) made available at the County Administration Building at 700 H Street, Sacramento 95814, First Floor; (2) posted on the Sacramento County COVID-19 website (COVID19.saccounty.net) and County Health Department's website (dhs.saccounty.net/PUB); and (3) provided to any member of the public requesting a copy of this Order.
12. **Severability.** If any provision of this Order or the application thereof to any person or circumstance is held to be invalid by a court of competent jurisdiction, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

IT IS SO ORDERED:



Olivia Kasirye, MD, MS
Health Officer of the County of Sacramento

Dated: July 29, 2021

Charles Bergson

From: Marcia Eymann <MEymann@cityofsacramento.org>
Sent: Wednesday, October 27, 2021 11:29
To: ssprowls; Lisa Park-Steskal; Nathanael Gray; Douglas Nelson; Charles Bergson; Yoshio Taylor; Lindsay, Anne
Cc: Jean Yokotobi
Subject: RE: Project funded

Wonderful news. This is a great project! Let me know if I can help you in any way.

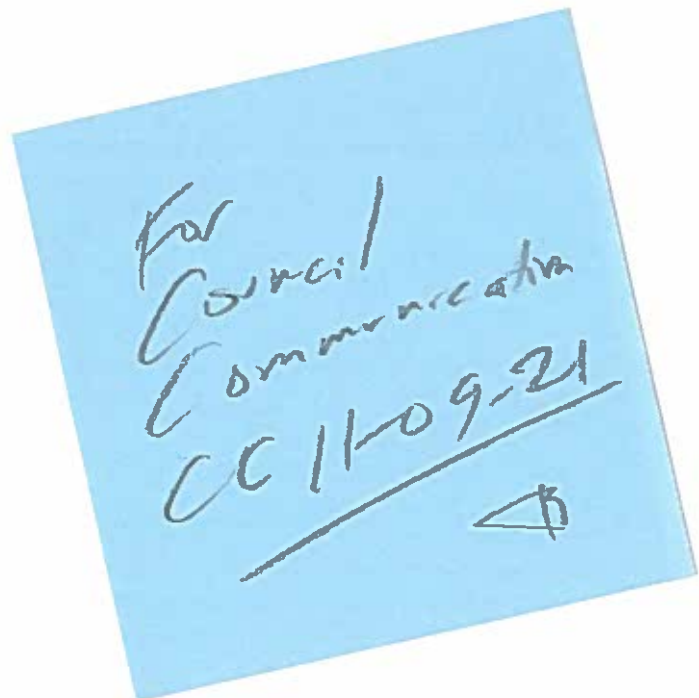
From: ssprowls <ssprowls@dcn.org>
Sent: Wednesday, October 27, 2021 11:16 AM
To: Lisa Park-Steskal <lsdesign@icloud.com>; Nathanael Gray <Nathanael.Gray@rhaa.com>; Douglas Nelson <Doug@rhaa.com>; Charles Bergson <cbergson@cityofisleton.com>; Yoshio Taylor <ytaylor.art@gmail.com>; Lindsay, Anne <anne.lindsay@csus.edu>; Marcia Eymann <MEymann@cityofsacramento.org>
Cc: Jean Yokotobi <isleton25@frontiernet.net>
Subject: Project funded

It's been a long time coming but I wanted to share some great news with you. This morning the Delta Conservancy Board approved the funding for the Asian American Heritage Park. Thank you to all of you for your many contributions to the proposal and helping to bring Jean's dream one step closer to fruition!

From what staff has said, we're probably looking at a start on the project early next year since it will take a bit of time to complete the grant agreement. We'll keep you posted. In the meantime, many thanks and a virtual toast to this collective success!

Best,

Sharon Sprowls



City of Isleton

City Council
Staff Report

DATE: November 3, 2021

ITEM#: 5.A

CATEGORY: Consent Calendar

**MINUTES OF THE REGULAR CITY COUNCIL MEETINGS OF OCTOBER 26, 2021
ORDINANCE NO. 2021-007 OF THE CITY COUNCIL OF THE CITY OF ISLETON
PARKING ESTABLISHING STREET SWEEPING COMMERCIAL ZONES; SECOND
READING**

SUMMARY

- A. Review of the Regular City Council Meetings of October 26, 2021.
- B. Ordinance No. 2021-007 of the City Council of the City of Isleton parking establishing street sweeping commercial zones.

FISCAL IMPACT

There is no fiscal impact associated with this action.

RECOMMENDATION

- A. City Council review and approve the draft minutes of the Regular City Council Meeting on October 26, 2021.
- B. City Council hold second reading and adopt Ordinance 2021-007 Establishing Street Sweeping Commercial Zones; second reading adoption and direction to staff to advertise for proposals and purchase signage.

ATTACHMENTS

- Minutes of October 26, 2021.
- Ordinance No. 2021-007.

Reviewed by: Charles Bergson, City Manager __

Submitted and prepared by: Yvonne Zepeda, Deputy City Clerk 

CITY OF ISLETON

Regular City Council Meeting Minutes

Tuesday, October 26, 2021 at 6:30pm

208 Jackson Boulevard

Isleton, California 95641

You can call in to join our public meeting or come in person

TELECONFERENCE OR IN PERSON

**ORDER OF THE HEALTH OFFICER OF THE COUNTY OF SACRAMENTO DIRECTING
ALL INDIVIDUALS IN THE COUNTY TO WEAR FACE COVERINGS INDOORS IN
WORKPLACES AND PUBLIC SETTINGS**

1. OPENING CEREMONIES

A. Welcome & Call to Order – Mayor Eric Pene called to order 6:30pm.

B. Pledge of Allegiance

C. Roll Call

PRESENT: Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene, City Manager Charles Bergson.

2. AGENDA CHANGES OR DELETIONS

ACTION: None.

3. PUBLIC COMMENT

This is an opportunity for the public to speak to the Council on any item other than those listed for public hearing on this Agenda. Speakers are requested to use the podium in front of the Council and to begin by stating their name, whether they reside in Isleton and the name of the organization they represent if any. The Mayor may impose a time limit on any speaker depending on the number of people wanting to speak and the time available for the rest of the Agenda. In the event comments are related to an item scheduled on the Agenda, speakers will be asked to wait to make their comments until that item is being considered.

ACTION: Matt Balzarini-RDFD-Thank you IFD for the mutual aid on 10/11/21. Joe Kessner-Reason for and cost of Boat-Fire Boat Accounting, funding and calls, request City Council to look into it. Mike Comfort – Fire Department and Sacramento Bee Article. Michelle Burke – IFD and email needs set up. Security system IFD. Chris Jones – Sacramento Bee quote taken out of context.

4. COMMUNICATIONS

A. County of Sacramento, Order of Health Officer.

B. Local Road Safety Plan.

C. Measure B, Special Transaction and Use Tax, One Vacant Volunteer Committee Board Member Seat.

AMERICANS WITH DISABILITIES ACT NOTICE: In compliance with the Americans with Disabilities Act, persons needing a disability-related modification or accommodation, including auxiliary aids or services, to participate in this meeting, may contact Deputy City Clerk Yvonne Zepeda, at (916) 777-7770, by fax at (916) 777-7775 or by email to Yvonne.zepeda@cityofisleton.com at least 48 hours prior to the meeting.

GOV. CODE § 54957.5 NOTICE: Public records related to an agenda item that are distributed less than 72 hours before this meeting are available for public inspection during normal business hours at Isleton City Hall located at 101 Second Street, Isleton, California 95641.

ACTION: Information only.

5. CONSENT CALENDAR

- A. **SUBJECT:** Approval of Minutes of the Regular City Council Meeting of October 12, 2021.

RECOMMENDATION: City Council review and approve draft minutes of the Regular City Council Meeting of October 12, 2021.

ACTION: City Councilmember Iva Walton motion to approve draft minutes of the Regular City Council Meeting of October 12, 2021. City Councilmember Paul Steele second the motion. AYES: Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene. NOES: None. ABSTAIN: None. ABSENT: None. PASSED 4-0.

- B. **SUBJECT:** Purchasing Policy Ordinance No. 2021-008, amendment to Ordinance No. 2021-002 adding section 2a, Ordinance of the City Council of the City of Isleton, California, adopting policies and procedures for purchasing of supplies and equipment, for procuring professional and maintenance services, and for the disposal of surplus property.

RECOMMENDATION: It is recommended that City Council hold second reading and adopt Ordinance No. 2021-008.

ACTION: City Councilmember Iva Walton motion to hold second reading and adopt Ordinance No. 2021-008. City Councilmember Paul Steele second the motion. AYES: Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene. NOES: None. ABSTAIN: None. ABSENT: None. PASSED 4-0.

6. PUBLIC HEARINGS

- A. **SUBJECT:** None.

7. OLD BUSINESS

- A. **SUBJECT:** Resolution No. 027-21 of the City Council of the City of Isleton establishing the formation, structure, and membership of the Measure B Citizen's Oversight Committee and adopting Bylaws relating to same.

RECOMMENDATION: It is recommended that the City Council approve Resolution No. 027-21 establishing the formation, structure, and membership of the Measure B Citizen's Oversight Committee and adopting Bylaws relating to same.

ACTION: Tabled.

- B. **SUBJECT:** California Consulting, Inc. for Grant Management Services; Discussion and Presentation by Consultant

RECOMMENDATION: It is recommended the City Council authorize the City Manager to enter into a one-year contract with California Consulting for Grants Administration for Fiscal Year 2021-2022.

ACTION: City Councilmember Paul Steele motion that City Council authorize the City Manager to enter into a one-year contract with California Consulting for Grants

Administration for Fiscal Year 2021-2022. City Councilmember Iva Walton second the motion. AYES: Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene. NOES: None. ABSTAIN: None. ABSENT: None. PASSED 4-0.

8. NEW BUSINESS

- A. **SUBJECT:** An Ordinance No. 2021-007 of the City Council of the City of Isleton Establishing Street Sweeping Program; First reading.

RECOMMENDATION: Staff request City to adopt Ordinance 2021-007 Establishing Street Sweeping Program.

ACTION: City Councilmember Iva Walton motion that City Council adopt Ordinance No. 2021-007, Establishing Street Sweeping Program and to come back to City Council for review. Councilmember Paul Steele second the motion. AYES: Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene. NOES: None. ABSTAIN: None. ABSENT: None. PASSED 4-0.

9. COUNCIL REPORTS AND COMMITTEE UPDATES

- A. Councilmember Vacant-
- B. Councilmember Paul Steele- Delta Protection Commission meeting, November 15, 2021. SPAM FESTIVAL at Peter's Steak House, Feb. 5, 2022.
- C. Councilmember Iva Walton-Delta Chamber at Mei Wah on November 10, 2021 at 6:00pm.
- D. Vice Mayor Pamela Bulahan – None.
- E. Mayor Eric Pene – None.

10. STAFF GENERAL REPORTS AND DISCUSSION

- A. City Manager Report – Attached. Paving on Delta West. Striping will take place Thursday due to rain. Dec. and Jan. speed bumps. Main St. next year, curb repair and industrial lighting.
- B. Fire Chief Report – None.

11. CLOSED SESSION

Closed Session – Gov't Code § 54956.8

Property Negotiations.

ACTION: No reportable action.

12. ADJOURNMENT

AYES:

NOES:

ABSTAIN:

ABSENT:

MAYOR, Eric Pene

ATTEST:

DEPUTY CITY CLERK, Yvonne Zepeda

City of Isleton

City Council
Staff Report

DATE: November 9, 2021

ITEM#: 5.B

CATEGORY: Consent Calendar

AN ORDINANCE 2021-007 OF THE CITY COUNCIL OF THE CITY OF ISLETON ESTABLISHING STREET SWEEPING; 2nd READING SCHEDULE INCLUDED

SUMMARY

The Street Sweeping program is a good public practice to remove debris from the streets and gutters before it can enter the storm drain system. Street sweeping is also keeps the streets clean and prevents local flooding due to blocked facilities.

DISCUSSION

The City has not had a street sweeping program since the 1970's. Staff requests adoption of Ordinance 2021-007 establishing Street Sweeping and in which Ordinance 2015-007 authorizes the removal of vehicles from streets and directs the disposition of such vehicles.

Staff also requests direction and authorization to advertise for proposals for street sweeping services and purchase signage. Streets will be swept once a month.

The City Manager is authorized to determine the locations of and to place and maintain, or cause to be maintained, signs designating the hours during which, and day o days of the month on which, parking is prohibited in order to facilitate street sweeping. The City Manager shall ensure that such signs are posted at a conspicuous place at each street entrance and contain a notice at least 17 inches by 22 inches in size, with lettering not less than one inch in height, setting forth the day or days and hours parking is prohibited on such street. "Entrance" as used herein means the intersection of any street or street comprising an area of restricted parking for street-sweeping purposes on the same day or days and hours with another street not subject to such a parking restriction, or subject to parking restrictions on different days and hours. The parking regulations set forth in this section shall not be effective until signs are posted meeting the requirements of this subsection C.

FISCAL IMPACT

It is estimated that this effort will cost about \$15,000 annually.

RECOMMENDATION

Staff requests City to adopt Ordinance 2021-007 Establishing Street Sweeping.

ATTACHMENTS

- A. Ordinance 2021-007 of the City Council of the City of Isleton Establishing Street Sweeping
- B. Isleton Street Sweeping Schedule

Prepared by: Diana O'Brien

Reviewed by: Charles Bergson, City Manager

Submitted by: Yvonne Zepeda, Deputy City Clerk

ORDINANCE NO. 2021-007

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ISLETON PARKING
ESTABLISHING STREET SWEEPING**

WHEREAS, Ordinance 2021-07 establishes Street Sweeping and in which Ordinance 2015-07 authorizes the removal of vehicles from streets and directs the disposition of such vehicles; and

WHEREAS, No operator of any motor vehicle, and no person who owns or has possession, custody, or control of any vehicle shall stop, stand, or park such vehicle upon any street in the City of Isleton that is designated as to days and times for street sweeping during the time period parking is prohibited for street sweeping; and

WHEREAS, The City Council may, by resolution from time to time, determine the hours during which and the day or days of the month on which parking shall be prohibited on specified streets or alleys or on all streets and/or alleys within a specific geographical area of the City to facilitate street sweeping; and

WHEREAS, The City Manager is authorized to determine the locations of and to place and maintain, or cause to be maintained, signs designating the hours during which, and day or days of the month on which, parking is prohibited in order to facilitate street sweeping. The City Manager shall ensure that such signs are posted at a conspicuous place at each street entrance and contain a notice at least 17 inches by 22 inches in size, with lettering not less than one inch in height, setting forth the day or days and hours parking is prohibited on such street. "Entrance" as used herein means the intersection of any street or street comprising an area of restricted parking for street-sweeping purposes on the same day or days and hours with another street not subject to such a parking restriction, or subject to parking restrictions on different days and hours. The parking regulations set forth in this section shall not be effective until signs are posted meeting the requirements of this subsection C; and

WHEREAS, The parking regulations of this ordinance shall not apply to the parking or standing of commercial vehicles making pickups or deliveries of goods, wares, or merchandise from or to any building or structure located on the restricted street, or for the purpose of delivering materials to be used in the repair, alteration remodeling or reconstruction of any building for which a building permit has previously been obtained from the City of Isleton; and

NOW, THEREFORE, the City Council of the City of Isleton does hereby ordain as follows:

Section 1: Ordinance 2021-007 establishes the City of Isleton Street Sweeping.

Section 2: Parking is prohibited at certain times for street cleaning as determined by the City Manager.

Section 3: Compliance with California Environmental Quality Act. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060 (c) (2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060 (c) (3) (the activity is not a project as defined in

Section 15378) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Further, if the activity is deemed a project this City Council finds that this Ordinance is exempt pursuant to Section 15061(b)(3) of the State CEQA Guidelines in that the Ordinance is covered by general rule that CEQA applies only to projects which have a potential for causing a significant effect on the environment. It can be seen with certainty that there is no possibility that this Ordinance will have a significant effect on the environment and there therefore the activity is not subject to CEQA.

Section 4: Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. The City Council hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion.

Section 5: Effective Date: This Ordinance shall become effective 26th day of October 2021.

Section 6: Publication. The Deputy City Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published in a newspaper of general circulation printed and published within the City of Isleton, pursuant to all legal requirements.

PASSED AND ADOPTED by the City Council of the City of Isleton this 9th day of November, 2021, by the following vote:

AYES:	Councilmember's Paul Steele, Iva Walton, Vice Mayor Pamela Bulahan, Mayor Eric Pene.
NOES:	None.
ABSTAIN:	None.
ABSENT:	None.

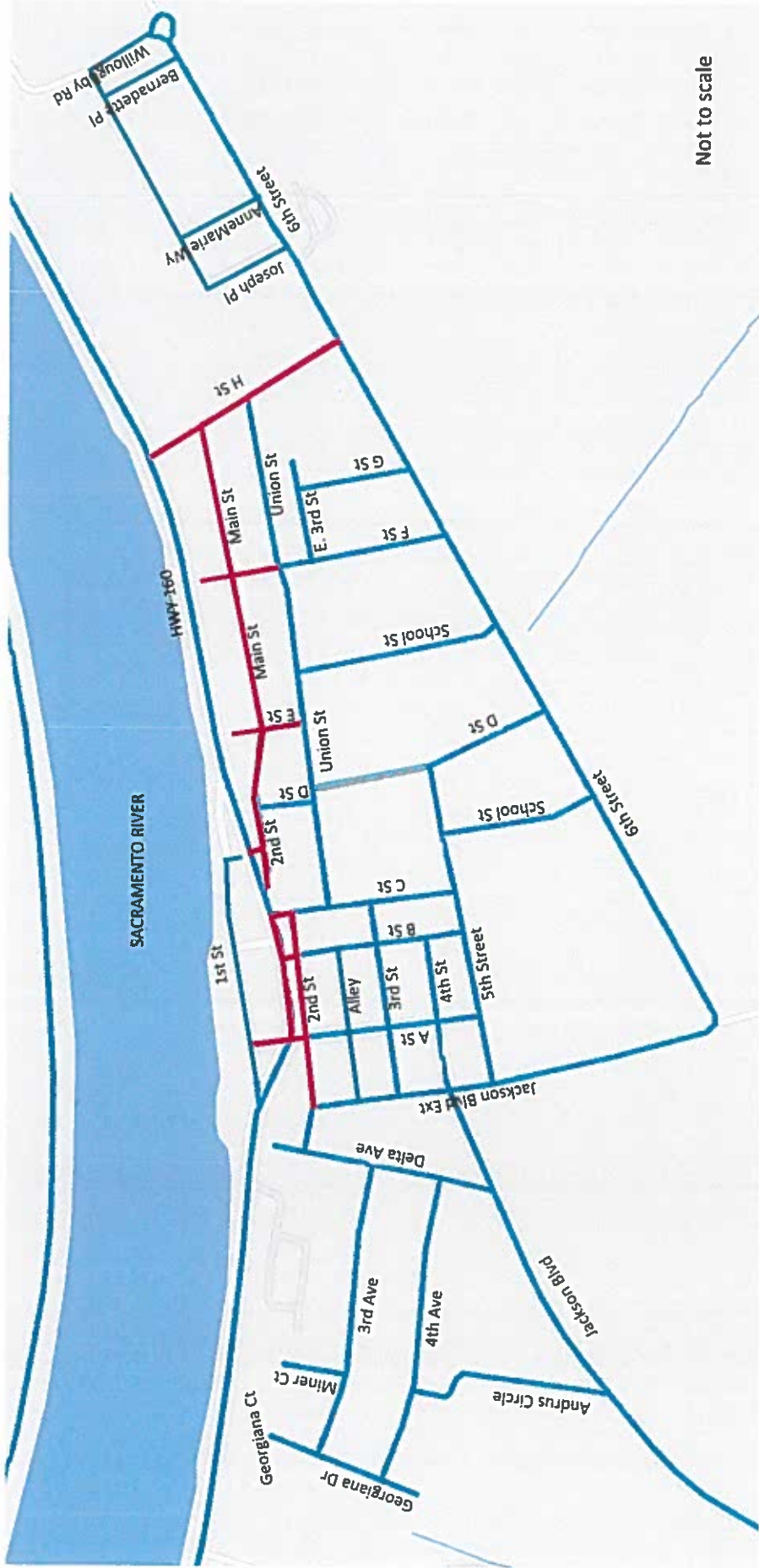
Eric Pene, Mayor

ATTEST:

Yvonne Zepeda, Deputy City Clerk



CITY OF ISLETON PROPOSED STREET SWEEPING SCHEDULE



- **COMMERCIAL STREETS—No Parking/Tow Away, First Tuesdays & First Wednesdays 7:00AM—Noon**
- **RESIDENTIAL STREETS—No Parking, First Tuesdays & First Wednesdays 7:00AM—Noon**
- **SCHOOL PROPERTY GATED**

City of Isleton

Special City Council
Staff Report

DATE: November 9, 2021

ITEM# 7.A

CATEGORY: Old Business

RESOLUTION 024-21 PRESENTING ISLETON GEOLOGIC HAZARD ABATEMENT DISTRICT PLAN OF CONTROL AND SETTING A PUBLIC HEARING TO CONSIDER FORMATION OF THE ISLETON GEOLOGIC HAZARD ABATEMENT DISTRICT; ADOPT

SUMMARY

A Geological Hazard Abatement District (GHAD) is an independent, state-level public agency that oversees geologic hazard prevention, mitigation, abatement and control. GHADs operate with a focus on the prevention of geologic hazards, with mitigation and abatement also being primary functions. A "geologic hazard" is broadly defined as an actual or threatened landslide, land subsidence, soil erosion, earthquake, fault movement or any other natural or unnatural movement of land or earth, including floods.

A GHAD can offer lower costs of flood insurance, safer floodplains, more effective emergency responses, greater protection of public safety and property and affordable adaptive infrastructure improvements (see attached).

DISCUSSION

On June 29, 2021 presented Resolution 019-21 Declaring that the City of Isleton is subject to GHAD law.

Staff prepared GHAD Plan of Control (attached) and request City Council set public hearing for December 14, 2021.

Presently, the average homeowner with National Flood Insurance Program (NFIP) coverage pays \$1,126 per year. It is noted that some homes do not have flood insurance.

With the establishment of a GHAD, each property will be the benefactor of a onetime disbursement of \$10,000 in the event of a geologic emergency, whether the owner has insurance or not. Those properties with insurance will realize a reduction in NFIP insurances due to the establishment of the GHAD and the \$10,000 emergency disbursement. The average reduction in annual premium is estimated to be \$450, (see Table A).

Table A

Cost Items for each property owner	Median	Maximum
NFIP Premium in Isleton (FEMA data, 2019)	\$1,126/yr	\$6,707/yr
GHAD Assessment (see assumptions below)	\$200/yr	\$200/yr
Approx. NFIP savings due to GHAD coverage	\$450/yr	\$2,682/yr
Approx. Reduced NFIP premium	\$876/yr	\$4,225/yr

This action receives the Isleton Plan of Control and sets the public hearing for formation on December 14, 2021.

FISCAL IMPACT

There is no fiscal impact associated with the recommended action. Actual fiscal obligations will commence with the formation of the GHAD.

Coverage Assumptions (2022 Dollars):

- Total number of Parcels covered: 800
- Maximum coverage limit: \$10,000
- Complete Loss Event every 75 years

Budget Assumptions (2022 Dollars):

- Annual Administration Costs: \$10,000
- Annual Maintenance Costs: \$35,000
- Annual Capital Improvement Funds: \$135,000 (starting year 10)
- GHAD formation and funding reimbursement: \$120,000 (year 4)
- Annual revenue estimated to be \$160,000

RECOMMENDATION

City Council adopt Resolution 024-021 presenting the Isleton Geologic Hazard Abatement District Plan of Control and setting a Public Hearing Date to Consider Formation of the Isleton Geologic Hazard Abatement District.

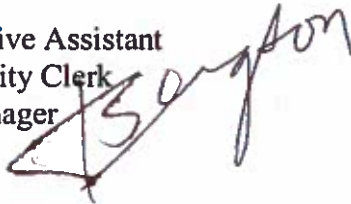
ATTACHMENT:

- A. Resolution 024-21 Setting a Public Hearing Date to Consider Formation of the Isleton Geologic Hazard Abatement District (GHAD) and Present Plan of Control for GHAD
- B. Isleton GHAD Plan of Control
- C. Public Hearing Notice

Prepared by: Diana O'Brien, Administrative Assistant

Submitted by: Yvonne Zepeda, Deputy City Clerk

Reviewed by: Charles Bergson, City Manager



BEFORE THE CITY COUNCIL OF THE CITY OF ISLETON

In the Matter of:

**Present Isleton Geologic Hazard)
Abatement District (GHAD) Plan of)
Control and Setting a Public Hearing)
to Consider Formation of the Isleton)
(GHAD)**

Resolution No. 024 - 21

WHEREAS, on June 29, 2021 the City Council of the City of Isleton adopted Resolution 019-21 declaring that the City is subject to the provisions of the GHAD Law and directed the Deputy City Clerk to forward a copy of this resolution to the State Controller; and

WHEREAS, the City Council is now presented with and has reviewed the draft City GHAD Plans of Control which is contained in Exhibit B. The draft Plans of Control describes potential geologic hazards within the territory to be included within the Isleton GHAD and addressed the prevention, mitigation, abatement and control of such hazards.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Isleton hereby orders that:

1. This Resolution No. 024-21 is made pursuant to the provisions of Division 17 of the Public Resources Code with particular references to Chapter 1 (commencing with Section 26500), Article 3 (commencing with Section 26550), Initiation and Proceedings, and Article 4 (commencing with Section 26561) Notice and Hearing.
2. The City Council of the City of Isleton has been presented with and reviewed the draft Isleton GHAD Plans of Control, included as Attachment B of the November 9, 2021 staff report and incorporated herein by reference.
3. A public hearing on the GHAD Resolution for Formation will be held on December 14, 2021 at 6:30 p.m. at the Isleton Community Center, 208 Jackson Blvd. Ext., Isleton, CA 95641

The Deputy City Clerk, shall mail, by first class mail, a written notice of the hearing on the City newspaper of circulation, City Hall, Post Office, local store bulletin boards, website and social media 26562 and 26563 to consider the proposed formation and the proposed Isleton GHAD Plans of Control. This notice must be mailed at least twenty (20) days preceding the December 14, 2021 hearing date. Draft Plan of Control is available on City Website.

5. These proceedings are exempt from the provisions of the California Environmental Quality Act (Pub. Res. Code §§ 2100 et seq.) in accordance with Public Resources Code section 21080(b)(4).

6. The recitals are incorporated herein by this reference. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED by the City Council of the City of Isleton at a regular meeting held on November 9, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Eric Pene, Mayor

Attest:

Yvonne Zepeda, Deputy City Clerk



**DELTA COMMUNITY GEOLOGIC HAZARD ABATEMENT DISTRICT
(GHAD)**

PLAN OF CONTROL – DRAFT 1

SUBMITTED TO
Mr. Charles Bergson
City Manager
City of Isleton
101 Second Street
Isleton, CA 95641

PREPARED BY
ENGEO Incorporated

November 5, 2021

PROJECT NO.
P2012.000.365

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**APPENDIX C: Declaration of Disclosures, Right of Entry and Restrictive Covenants
Regarding Delta Community Geologic Hazard Abatement District**

DRAFT

1.0 AUTHORITY AND SCOPE

As provided in *Public Resources Code § 26567*, the City of Isleton proposes to form the Delta Community Geologic Hazard Abatement District (“GHAD” or “District”).

State law allows GHADs to be formed to undertake emergency actions necessary or incidental to the prevention, mitigation, abatement, or control of a geologic hazard (*Public Resources Code § 26500, “GHAD Law”*). GHAD Law gives local agencies the authority to form districts that can speedily address “an actual or threatened landslide, land subsidence, soil erosion, earthquake, or any other natural or unnatural movement of land or earth.” (*Public Resources Code § 26507*).

GHAD “improvements” (as defined in GHAD Law) and all GHAD activities undertaken in furtherance of, or in connection therewith, are deemed to be specific actions necessary to prevent or mitigate an emergency within Public Resources Code Section 21080(b)(4) (See, Pub. Res. Code Sections 26601 and 26505). Consistent therewith, all GHAD Activities (as defined in Section 7 below) are exempt from review under the California Environmental Quality Act and are not subject to local permitting requirements.

Section 26509 of the Public Resources Code requires a Plan of Control, prepared by a State-Certified Engineering Geologist, as a prerequisite to formation of a GHAD. Pursuant to Section 26509, this Plan of Control was prepared by an Engineering Geologist certified pursuant to Section 7822 of the Business and Professions Code and describes, in detail, the geologic hazards, their location, and the area affected by them. It also provides a plan for the prevention, mitigation, abatement, or control thereof.

As used in this Plan of Control, and as provided in Section 26507, “geologic hazard” means an actual or threatened landslide, land subsidence, soil erosion, earthquake, fault movement, or any other natural or unnatural movement of land or earth.

1.1 PROPERTY IDENTIFICATION

The GHAD is coincident with the boundary of the City of Isleton, California in November 2021 (“District Area”). The location of the land included within the Delta Community GHAD is included in Appendix B.

2.0 BACKGROUND

The Sacramento-San Joaquin River Delta consists of a 1,000-mile waterway system with four primary rivers, including the Sacramento, San Joaquin, Mokelumne, and Calaveras Rivers. The Sacramento-San Joaquin Delta Conservancy Act of 2010 states, “The Delta’s history is rich with a distinct natural, agricultural, and cultural heritage. It is home to the community of Locke, the only town in the United States built primarily by early Chinese immigrants. Other legacy communities include Bethel Island, Clarksburg, Courtland, Freeport, Hood, Isleton, Knightsen, Rio Vista, Ryde, and Walnut Grove.” These towns have each played their part in the historical and agricultural development of the Central Valley and retain an individual culture and community.

Lands within the Sacramento-San Joaquin River Delta are protected by a system of levees, the purpose of which is to hold back river waters. Additionally, those lands are served by a network of drainage channels and ditches which transport seepage and run-off from those properties to pumping stations where the water is removed from the islands.

City of Isleton: The City of Isleton is located on Brannan and Andrus Islands and was founded in 1874 by Josiah Pool, who built a wharf to promote commerce and trade along the Sacramento River. Isleton was incorporated in 1923 and is the smallest city in Sacramento County. The Delta's rich peat soil made Isleton a thriving agricultural and economic center. With the construction of railroads and highways after World War II, the Sacramento River's importance as a transportation route diminished. During this period, agriculture also shifted to large-scale farming, which led to a loss in economic activity and outmigration.

2.1 PROJECT DESCRIPTION

The District Area is coincident with the boundary of the City of Isleton, California (November 2021), and measures approximately 0.49 square mile in area. The District Area is south of the Sacramento River and is primarily surrounded by agricultural land use area on the south, east, and west. The District Area is currently developed with residential, commercial, industrial, municipal, and open-space parcel uses identified with the Assessor's Parcel Numbers (APNs) presented in Appendix B.

The District Area is located within the Brannan-Andrus Levee Maintenance District (BALMD) boundary. BALMD has oversight over the levee system forming its boundary. Within that boundary are three, independent reclamation districts which oversee the dewatering (reclamation) activities: Reclamation Districts (RD) 317, 407, and 2067.

2.2 GHAD-MAINTAINED IMPROVEMENTS

The GHAD is charged with responsibilities that relate to the prevention, mitigation, abatement, or control of geologic hazards, which include the maintenance of flood control facilities and associated improvements as outlined in Section 7.

3.0 SITE GEOLOGY

3.1 GEOLOGIC SETTING

Brannan and Andrus Islands are located in an area of former freshwater marsh traversed by numerous existing and former delta rivers and distributary channels, including the Sacramento and San Joaquin Rivers and Georgiana, Jackson, and Sevenmile Sloughs. Brannan and Andrus Islands are located within the Sacramento-San Joaquin River Delta in the Great Valley Geomorphic Province of California. The Sacramento-San Joaquin Delta lies at the junction of the Sacramento and San Joaquin Rivers, the two major waterways that drain the Central Valley. This valley is an asymmetric trough filled with a thick sequence of sediments from the Jurassic (180 million years ago) to Recent age. The sediments within the Valley were mostly derived from erosion of the Sierra Nevada mountain range to the east, with lesser material from the Coast Range Mountains to the west. The Sacramento-San Joaquin River Delta, sedimentary assemblages of soil and rock are believed to extend up to 6 miles in thickness (Atwater, 1982).

Most of the sediments deposited in the Sacramento-San Joaquin River Delta more than 25 million years ago were accumulated in marine environments, and the younger deposits (less than 25 million years) are generally described as non-marine (Burroughs, 1967). The depositional history of the Delta during the late Quaternary period was likely controlled by several cycles related to fluctuations in regional and global climate in which each cycle consisted of a period of deposition followed by a period of non-deposition and erosion (Atwater, 1982).

The Delta region during the late Quaternary time experienced scenarios of wetlands and flood plain creation as the tidewater rose in the valley from the west; areas of erosion when tidedwaters receded; deposition of alluvial fans that were reworked by wind to create extensive sand dunes; and alluvial fan deposition from streams emanating from the adjacent mountain ranges (Atwater, 1982). As sea levels rose during the Holocene following the end of the last glacial period, flooding of the delta region increased depositing silt, clay, and sand above the older Pleistocene-age deposits. During this time, plant growth initiated wetlands and bogs and resulted in the deposition of thick layers of peat and organic soils.

4.0 GEOLOGIC HAZARDS

The following geologic hazards were identified for the District in the draft geotechnical exploration report prepared by GEI (GEI, 2021) and are expected to remain to some extent even after construction of continued levee and flood-risk mitigation improvements.

- Inundation due to embankment failure
- Soil transport as a result of flood water movement
- Climate change

The GHAD will provide a financial reserve for the ongoing reduction of these geologic hazards. Hazard reduction items may include slope stability enhancements, seepage reduction improvements, erosion repair/prevention, drainage channel/pipeline expansion, pump station capacity upgrades, temporary flood barrier erection, flood damage recovery improvements, and flood-fight staging improvement construction.

4.1 FLOOD PROTECTION SYSTEM (LEEVE EMBANKMENT STABILITY)

Inundation due to levee embankment failure is the GHAD's primary geotechnical concern within the District Area. This is not unique to this District Area, but is of importance for communities in the Sacramento-San Joaquin River Delta. This section describes several types of slope inundation that are within the GHAD's responsibility, subject to the provisions of Sections 5 through 7.

In the referenced geotechnical exploration report (GEI, 2021), several levee embankment failure mechanisms are described relative to the District Area (Table 4.1).

TABLE 4.1: Identified Embankment Failure Mechanism Assessment Results (GEI, 2021)

LEEVE SEGMENT LOCATION	REACH	SLOPE STABILITY	UNDER SEEPAGE	THROUGH SEEPAGE	EROSION
Left Bank Sacramento River	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Left Bank Sacramento River	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Right Bank Georgiana Slough	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Right Bank Georgiana Slough	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Right Bank San Joaquin River	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Right Bank Sevenmile Slough	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD
Right Bank Sevenmile Slough	Reach X LM X.X to X.X	TBD	TBD	TBD	TBD

Proposed Flood Protection Improvements within the District Area would be designed to mitigate the effects of earth movement that may result in inundation due to embankment failure.

Slope stability failures are often triggered by increased pore water pressure due to the infiltration of flood water or erosion of embankment material due to river scour. The resulting decrease of shear resistance (internal resistance to deformation by shearing) can cause the levee slope to move. If pore water pressure becomes sufficiently high, or scour removal of embankment mass becomes sufficiently great, initiation of slope movement may be triggered.

Seepage of flood water under or through the levee embankment can result in internal erosion of levee embankment and/or foundation soil. If the resulting transportation of levee embankment and/or foundation soil away from the levee becomes sufficiently great, initiation of levee embankment movement may be triggered.

4.2 DRAINAGE RELATED FLOODING AND CLIMATE CHANGE

Flooding, associated with high-precipitation storms, excessive seepage, and/or poor run-off discharge and pumping, may pose adverse effects to the residents of the GHAD. Inundation of sediment laden flood water may result from an inadequate capacity of surface drainage channels, subsurface storm drain infrastructure, and pump stations. Estuary zones such as the Sacramento-San Joaquin River Delta are particularly vulnerable to the potential increased exposure of these geologic hazards that may be enhanced by climate change.

The improvements and ongoing maintenance provided by the GHAD will mitigate the effects of climate change. Drainage improvement projects are designed and engineered to improve the collection, conveyance, and discharge of storm and seepage water. Drainage channels, storm drain pipes, and pump stations are designed to collect rainfall and seepage water and transport it away from developed property for discharge into adjacent waterways and/or detention facilities.

5.0 CRITERIA FOR GHAD RESPONSIBILITY

In forming the GHAD and establishing the assessment levels and budgets for GHAD Activities (as defined in Section 7 below) within the District, it is important to clearly define the limits of the GHAD's responsibilities. The GHAD will accept responsibility for property as described in Section 6 of this Plan of Control. However, the intent of this Plan of Control is not to extend the GHAD's responsibilities to every potential situation of inundation or instability; rather, the following are exclusions from GHAD responsibility.

5.1 ISOLATED OR REMOTE FEATURE REQUIRING MITIGATION

The GHAD shall not have sole responsibility to monitor, abate, mitigate, or control slope instability, seepage, or erosion that does not pose a significant threat of damage or inundation of Site Improvements. As used herein, the term "Site Improvements" means buildings, public and private roads, sidewalks, utilities, wastewater treatment facilities, levees, surface drainage facilities, pump stations, swimming pools, tennis courts, gazebos, cabanas, or similar improvements.

5.2 SINGLE PROPERTY

The GHAD will not prevent, mitigate, abate, or control geologic hazards which are limited in area to a single parcel of property unless the geologic hazard has significantly damaged or poses a significant threat of damage to Site Improvements located on other property(ies) within the District.

5.3 GEOLOGIC HAZARDS RESULTING FROM NEGLIGENCE OF PROPERTY OWNER

The GHAD may, in the GHAD Manager's sole discretion, decline to prevent, mitigate, abate, or control geologic hazards which occurred or resulted from any negligence of the homeowner and/or the homeowner's contractors, agents, or employees in developing, investigating, grading, constructing, maintaining, or performing or not performing any work on the subject property as long as the geologic hazard is limited to a single lot, pursuant to the single-property exclusion noted above. If the GHAD bears expense as the result of negligence described in this section, the GHAD may pursue reimbursement from the negligent parties.

5.4 PROPERTY NOT ACCEPTED

The GHAD shall not have responsibility to repair damage on a parcel of real property, which the GHAD has not accepted in accordance with Section 6 below. The GHAD, however, may monitor, abate, mitigate, or control geologic hazards on a parcel of real property which the GHAD has not accepted in accordance with Section 6 and is not excluded from GHAD responsibility by Sections 5.1, 5.2, and 5.3, provided, however, that GHAD responsibility on such parcel shall be limited to the extent necessary to address significant damage to or a significant threat of damage to Site Improvements which are within a parcel of real property which the GHAD has accepted in accordance with Section 6. Should the GHAD be required to respond to a geologic hazard outside the District, the GHAD may take such actions as may be appropriate to recover costs incurred as a result of preventing, mitigating, abating, or controlling such geologic hazard from the responsible party, if any.

5.5 GEOLOGIC HAZARD WHICH REQUIRES EXPENDITURE IN AMOUNT EXCEEDING THE VALUE OF THE THREATENED OR DAMAGED IMPROVEMENT

The GHAD may elect not to prevent, mitigate, abate, or control a geologic hazard where, in the GHAD Manager's sole discretion, the anticipated expenditure required to be funded by the GHAD to prevent, mitigate, abate, or control the geologic hazard will exceed the value of the structure(s) and Site Improvement(s) threatened with damage or loss.

5.6 INUNDATION OF BASEMENTS OR INUNDATION DUE TO FAILURE OF BUILDING PLUMBING

The GHAD may elect not to prevent, mitigate, abate, control, or provide recovery for building inundation of basements or in the event that building inundation results from the failure of plumbing associated with the building.

5.7 NO REIMBURSEMENT OF EXPENSES INCURRED BY PROPERTY OWNERS

The GHAD will not be obligated to reimburse a property owner, municipal agency, levee maintenance district, or reclamation district for expenses incurred for the prevention, mitigation, abatement, or control of a geologic hazard absent a written agreement between the property owner and the GHAD to that effect, which agreement has been executed prior to the property owner incurring said expenses and following an exploration conducted by the GHAD.

5.8 RECONSIDERATION AND APPEAL PROCEDURES

A property owner directly affected by a decision of the GHAD Manager ("GHAD Manager Decision") may request reconsideration of that decision through the following procedures. The property owner shall, within thirty (30) days from the date of a written GHAD Manager Decision, file a written request with the GHAD Manager, specifying the grounds for reconsideration, and the relief sought, including the owner's special interest and injury. Within fifteen (15) days of receipt of the property owner's written request for reconsideration, the GHAD Manager shall reconsider its decision and shall provide a copy of its written decision to the property owner ("GHAD Manager Reconsideration Decision"). The property owner may appeal the GHAD Manager Reconsideration Decision to the Board of Directors. This appeal must be filed with the GHAD Manager within fifteen (15) days from the date of the GHAD Manager Reconsideration Decision. The appeal must include the specific grounds for the appeal and the property owner's requested relief on a form provided by the GHAD Manager. The Board will make the final decision on the appeal. The GHAD Manager will proceed based on the decision of the Board of Directors.

6.0 ACCEPTANCE

6.1 ACTIVATION OF ASSESSMENT

An annual assessment shall be authorized on all parcels in the GHAD. The assessment shall be levied by the GHAD on each individual parcel beginning the first fiscal year following formation of the GHAD and the authorization of the assessment.

6.2 RESPONSIBILITY FOR GHAD ACTIVITIES

The GHAD shall not have the responsibility to perform the outlined activities until (1) the GHAD has been formed, (2) the assessment has been activated as outlined in the previous section, and (3) the GHAD has accepted responsibility for the project improvements. The GHAD shall accept responsibility once the criteria for transfer of responsibility have been met. This turn-over date may be extended at the sole discretion of the GHAD Board of Directors provided that the assessments shall continue to be levied during the extension period and that notice of such extension is delivered to the GHAD Manager at least 30 days prior to the turn-over date.

6.3 PROCESS FOR TRANSFERRING RESPONSIBILITY FOR GHAD ACTIVITIES

After the Acceptance Date for the GHAD Parcels, the process for transferring responsibility for performing GHAD Activities and Responsibilities on such Parcel(s) shall be as follows.

1. Following midnight (Pacific Time) following 60 full calendar days following the levy of the approved GHAD assessment the GHAD will undertake the activities and responsibilities defined in Section 7 herein below for the Parcels within the District.
2. Prior to the GHAD accepting any responsibility for GHAD Activities, the City of Isleton shall record a Declaration of Restrictive Covenants, Right of Entry and Disclosures Regarding Geologic Hazard Abatement District ("Declaration") as approved by the GHAD Manager and GHAD Attorney.
3. Any monies owed to the GHAD by the City of Isleton have been paid.

As part of the transfer, the City of Isleton will provide the GHAD, for its use, copies of the applicable geotechnical exploration reports, as-built grading plans, as-built corrective grading plans, as-built improvement plans, as-built subdrain plans, or other pertinent documents as requested by the GHAD.

The GHAD is not responsible for any GHAD Activities as defined in Section 7 until it accepts such responsibilities pursuant to this section.

7.0 GHAD MONITORING, MAINTENANCE, REPAIR AND/OR RECOVERY RESPONSIBILITIES

Several entities shall have ownership, maintenance, and repair duties of flood protection structures and drainage improvements within the District Area. Flood protection structures (levees and floodwalls) and drainage improvements (open channels, storm drain pipes, and pump stations) are the primary responsibility of Levee Maintenance Districts, Reclamation Districts, Municipal Public Works Departments, County Flood Control Agencies, and local Joint Powers Authorities. The GHAD will assume monitoring, maintenance, repair, and/or recovery responsibilities, in cooperation with or in support of the primary responsible entity, for the following site facilities, improvements, and activities (“GHAD Activities”).

- Monitoring and repair of flood protection levees and floodwalls
- Monitoring and emergency repair of drainage channels
- Monitoring and emergency repair of storm drain inlets, outfalls, pipelines, and pump stations
- Monitoring and maintenance of GHAD installed measurement devices, such as piezometers, inclinometers, and tiltmeters, if any
- Design, acquisition, and deployment of temporary flood barriers and flood fight staging improvements
- Flood damage recovery of residential, commercial, industrial, and public buildings
- Installation and operation of temporary flood fighting materials (e.g. portable flood walls, pumps, etc.)

7.1 GEOTECHNICAL TECHNIQUES FOR MITIGATION OF INUNDATION DUE TO EMBANKMENT FAILURE AND EROSION/SOIL TRANSPORTATION HAZARDS

The techniques that may be employed by the GHAD to prevent, mitigate, abate, or control geologic hazards include, but are not limited to, the following.

- Stabilization (either partial or total) of the landside or waterside of levee embankments by removal and replacement with compacted fill
- Construction of structures to retain or divert sediment laden floodwater
- Construction of downstream relief cuts
- Placement of drained or undrained engineered seepage berm fill
- Placement of subsurface seepage barrier materials

- Construction of additional surface ditches, detention basins, and/or pump stations

In the event that building inundation cannot be wholly or partially prevented, the detrimental impacts of the inundation can be minimized through monetary recovery distributions.

8.0 PRIORITY OF GHAD EXPENDITURES

The GHAD is responsible for responding to emergencies and completing scheduled repairs and maintenance, and constructing improvements that reduce the potential for flood related geologic hazards. The GHAD's ability to respond, and the extent of the responsiveness, depends on the amount of the available funds and the parameters set forth in the GHAD Board-approved operating budget. The GHAD is financed through a real property assessment and this assessment cannot be increased without a favorable vote of the residents within the GHAD boundaries. When available funds are not sufficient to undertake all emergency and/or the identified remedial and preventive measures or recovery costs, the expenditures are to be prioritized as follows in descending order of priority.

- (A) Prevention, mitigation, abatement, or control of, or recovery from, geologic hazards that have either significantly damaged or pose a significant threat of damage to residential, commercial, and industrial buildings; levees and floodwalls; critical underground utilities, surface drainage channels, and pump stations; or paved streets.
- (B) Prevention, mitigation, abatement, or control of geologic hazards which have either significantly damaged or pose a significant threat of damage to ancillary structures, including but not limited to water quality facilities, pools, cabanas or restroom buildings.
- (C) Prevention, mitigation, abatement, or control of geologic hazards which have either significantly damaged or pose a significant threat of damage to open space amenities.

In performing its duties as described above, the GHAD may seek funding or reimbursements from public and private entities or agencies including, but not limited to, FEMA, the U.S. Army Corps of Engineers, other California state agencies, City and County agencies, insurance companies, etc.

9.0 MAINTENANCE AND MONITORING SCHEDULE

Geologic features and GHAD-maintained improvements defined in Section 7 shall be inspected by the GHAD Manager or its assigned consultants as presented below. The site inspections shall be undertaken at appropriate intervals as determined by the GHAD Manager using supporting documents prepared for the District Area and the Site Improvements. The GHAD budget should provide for three or more inspections in years of heavy rainfall and/or high riverine flow. Generally, the inspections should take place in October, prior to the first significant rainfall; mid-winter as necessary during heavy rainfall and/or high riverine flow; and in early April at the end of the rainy season. The frequency of the inspections should increase, depending upon the intensity and recurrence of rainfall and/or high river flow.

The GHAD shall obtain copies of hydraulic assessments and geologic or geotechnical exploration reports related to levees and other improvements, and the GHAD shall retain these reports in the records of the GHAD. In addition, copies of any earthwork-related testing and observation reports and as-built drawings available shall be obtained to the GHAD and maintained as part of the GHAD records.

Following are guidelines for a monitoring plan. The actual timing, scope, frequency and other details regarding such maintenance, inspection, and similar activities shall be at the discretion of the GHAD Manager.

- The GHAD Manager's engineer and/or geologist should inspect the outboard and (as applicable) inboard levee slopes and access roads on a regular schedule. Inspections should be scheduled twice each year, budget permitting. One inspection should be in the fall prior to the onset of winter rains. The inspector should check any deformations, including evidence of erosion, seepage, and sloughing. Repairs and maintenance should be coordinated with the levee maintenance or reclamation district and performed on a regular schedule.
- Subsurface drain outlets should be checked. Water flowing from these outlets should be measured and recorded during each inspection. The inspections should take place at least twice annually, preferably in the fall and spring. Any suspicious interruption in flow should signal a need to unplug or clean by flushing the affected drain.
- Excess silt, sediment, or other obstructions in channels/ditches or other drainage courses should be removed, in coordination with the flood control district, JPA, or reclamation district.
- Piezometers to measure groundwater levels, or instruments such as inclinometers or tiltmeters measuring potential slope instability should be monitored as recommended, if installed.
- Settlement monitoring devices, if any, should be measured periodically and tracked. In the event of anomalous readings or excessive settlement, the monitoring frequency should be increased.
- Inlets, outfalls, or trash racks, if used, must be kept free of debris and spillways maintained. Additionally, water detention facilities and water quality facilities should be inspected and maintained. It is anticipated that initially cleanup of vegetation and removal of silt at least once every two years would be in order. Attention should be given to plantings or other obstructions which may interfere with access by power equipment.
- An annual inspection shall be made by a State-licensed Professional Engineer and/or Certified Engineering Geologist to assess the effectiveness of the preventive maintenance program and to make recommendations as to which inundation reduction erosion/sediment transportation reduction measures should be undertaken in the next fiscal year. Any appropriate site-specific study of potential flooding conditions shall be determined at that time. Consultants, if necessary, will be retained to undertake the needed studies. An annual inspection report to the GHAD shall be prepared by the Professional Engineer and/or Certified Engineering Geologist.

10.0 OWNERSHIP AND MANAGEMENT

Ownership, funding sources and maintenance responsibilities shall be as shown on the following table.

TABLE 10.0-1: Operation and Maintenance Responsibilities, Funding Sources

FACILITY/ACTIVITY	RESPONSIBLE ENTITY	FUNDING
a. Levee ongoing maintenance, including slope stability, erosion/underseepage control, and emergency response	Brannan-Andrus Levee Maintenance District (BALMD)	BALMD Assessment DWR Subventions Funding
b. Interior drainage and pumping operation maintenance and emergency response	RD 407 RD 317 RD 2067	RD Assessments
c. Flood-fighting and Emergency Operation Plan implementation (e.g., temporary barriers)	BALMD/GHAD	BALMD/GHAD Assessments
d. Specifically identified flood infrastructure improvement projects (local cost share)	BALMD/GHAD	BALMD/GHAD Assessments
e. To Be Determined abatement and improvement projects	GHAD	GHAD Assessment
f. Baseline flood inundation recovery benefit	GHAD	GHAD Assessment
g. Private improvements	Private	Private
h. Public improvements	Public	Public, non-GHAD funding sources

11.0 RIGHT-OF-ACCESS

The GHAD Board of Directors, officers, employees, consultants, contractors, agents, and representatives shall have the right to enter upon all lands within the District Area as shown on Appendix C for the purpose of performing the GHAD Activities defined in this Plan of Control. Such GHAD Activities include, but are not limited to the monitoring, maintenance repair, and/or recovery of those improvements listed in Section 7. Should the District need to access private residential lots to fulfill its duties under the Plan of Control, the District shall provide the affected landowner and/or resident with 72 hours advanced notice unless, in the reasonable judgment of the District, an emergency situation exists which makes immediate access necessary to protect the public health and safety, in which case no advanced notice is required, but the District shall inform the landowner and/or resident as soon as reasonably possible.

12.0 GLOSSARY

District Area – General area within the boundaries and subjected to the GHAD, as shown in Appendix B, Exhibit B.

Engineer's Report – The document that establishes the individual property owners' GHAD assessment limit based on the projected expenses (budget) of the GHAD.

Geologic Hazard – An actual or threatened embankment failure soil erosion/flood water transportation, earthquake, fault movement, or any other natural or unnatural movement of land or earth as defined in GHAD Law, Public Resource Code Section 26507).

Geologic Hazard Abatement District (GHAD) Manager – An entity with a licensed Geotechnical Engineer and a Certified Engineering Geologist who will oversee the operations of the GHAD, including preparation of GHAD budgets. The GHAD Manager is appointed by and reports to the GHAD Board of Directors.

GHAD Activities – Improvements and responsibilities listed in Section 7 of this Plan of Control.

GHAD Attorney – An entity with a law license that will advise the GHAD Board and Manager.

Site Improvements – Buildings, public and private roads, sidewalks, utilities, wastewater treatment facilities, levees, surface drainage facilities, pump stations, swimming pools, tennis courts, gazebos, cabanas, or similar improvements.

SELECTED REFERENCES

1. GEI; Flood Risk Reduction Feasibility Study for: Delta Legacy Community of Isleton, California; DRAFT, 2021.

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APPENDIX A

FIGURE 1: District Geologic Map



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APPENDIX B

**EXHIBIT A
LEGAL DESCRIPTION
Delta Community Geologic Hazard Abatement District**

**EXHIBIT B
Plat to Accompany Legal Description**

EXHIBIT C – List of APNs within GHAD



0 750 1 500
FEET

BASE MAP SOURCE: GOOGLE EARTH/MAPPING SERVICE 6/25/2021



SITE PLAN
DELTA COMMUNITIES GHAD
ISLETON, CALIFORNIA

PROJECT NO.	17012 010 340
DATE AS SHOWN	
DATE BY	12/15/20

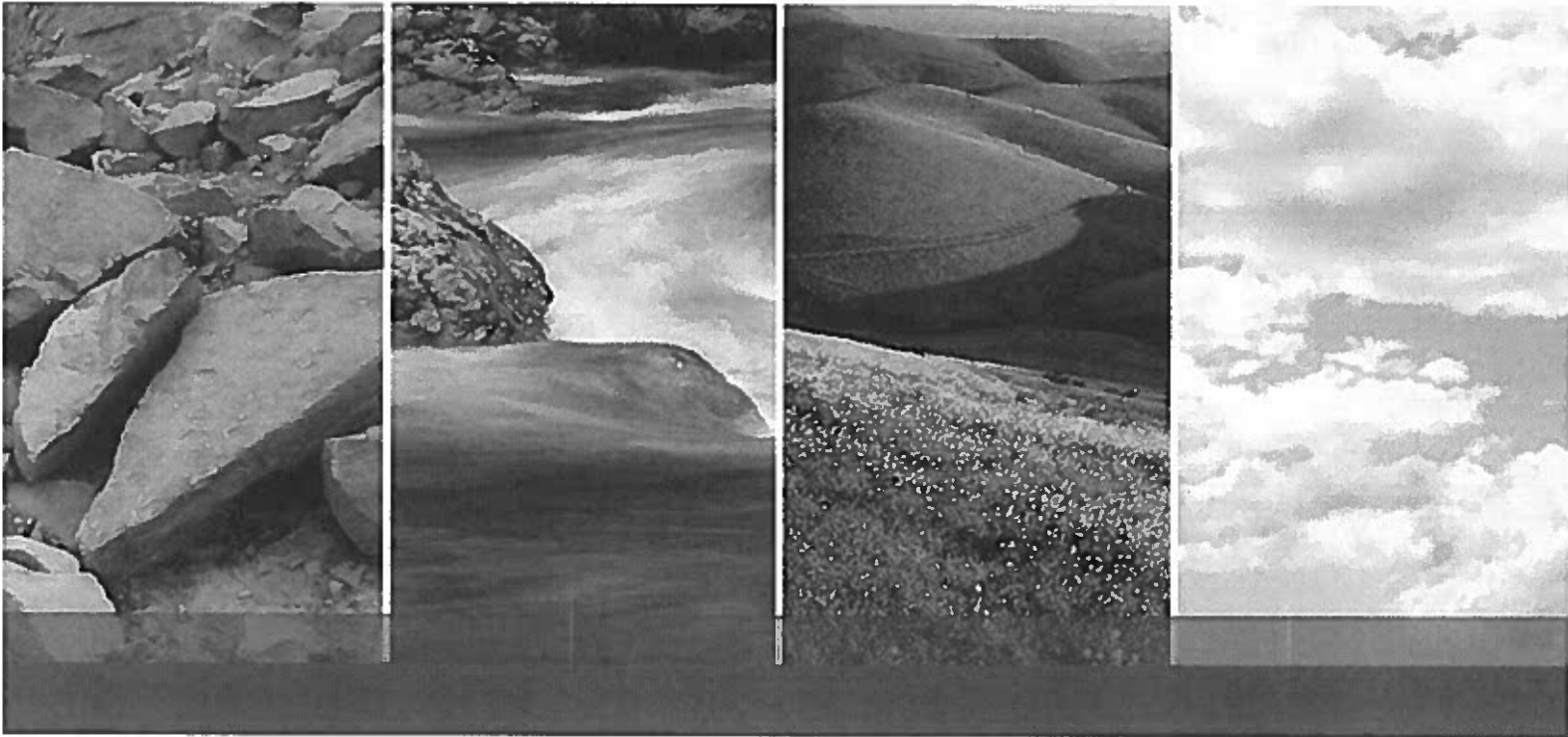


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APPENDIX C

**DECLARATION OF DISCLOSURES, RIGHT OF ENTRY
AND RESTRICTIVE COVENANTS REGARDING DELTA
COMMUNITY GEOLOGIC HAZARD ABATEMENT DISTRICT**





DRAFT





City of Isleton

101 Second Street / P.O. Box 716 Isleton, California 95641
Tel: 916-777-7770 Fax: 916-777-7775 Info: yvonne.zepeda@cityofisleton.com

PUBLIC HEARING NOTICE

NOTICE IS HEREBY GIVEN that the City of Isleton City Council will hold a public hearing on December 14, 2021 at 6:30 p.m. at Isleton Community Center, 101 Second Street with public participation via Teleconference, to consider the following:

ADOPTION OF THE GEOLOGICAL HAZARD ABATEMENT DISTRICT (GHAD). A Geological Hazard Abatement District (GHAD) is an independent, state-level public agency that oversees geologic hazard prevention, mitigation, abatement and control. GHADs operate with a focus on the prevention of geologic hazards, with mitigation and abatement also being primary functions. A “geologic hazard” is broadly defined as an actual or threatened landslide, land subsidence, soil erosion, earthquake, fault movement or any other natural or unnatural movement of land or earth, including floods. **Benefits:** GHAD can offer lower cost of flood insurance, safer floodplains, more effective emergency response, greater protection of public safety and property and affordable adaptive infrastructure improvements (see attached).

Sacramento County Public Works District informed Delta communities can establish a GHAD throughout the Delta region. Staff has requested that representatives to present this program to the public. Consulting firm ENGEO will be presenting this subject for this public hearing.

All interested persons are invited to attend and present questions and concerns on the matter and/or submit written comments prior to the meeting. Submit any written comments to the Deputy City Clerk, City of Isleton, P.O. Box 716, Isleton, CA 95641 or by e-mail at Yvonne.zepeda@cityofisleton.com. Teleconference log-in information will be provided on the meeting’s agenda which will be posted on the City website at least 72 hours in advance of the meeting.

In compliance with the Americans with Disabilities Act, if you require special accommodations in order for you to attend or participate in this public meeting process, please contact the City Clerk at (916) 777-7770 or by e-mail at Yvonne.zepeda@cityofisleton.com in advance of the public hearing so that we may make every reasonable effort to accommodate you.

POSTED: _____, _____, 2021
By: Yvonne Zepeda, Deputy City Clerk

DRAFT

City of Isleton

City Council
Staff Report

DATE: November 9, 2021

ITEM#: 7.B

CATEGORY: Old Business

APPOINTMENT TO THE SACRAMENTO – YOLO MOSQUITO & VECTOR CONTROL DISTRICT; TO FILL THE OPEN POSITION AND REPRESENT THE CITY OF ISLETON

SUMMARY

The Council is being requested to appoint a representative to the Sacramento – Yolo Mosquito & Vector Control District. One letter of interest is attached from Mrs. Gardiner.

DISCUSSION

Ms. Butler-Moore has been the City's representative on this Vector Control Board for the past 21 years. The District has advised the City that Ms. Moore has retired. The District has stated that an appointment soon would be appreciated. Staff recommended that City Council put a notice for vacancy. The City has posted and put on website and brought to council.

The first term of any member shall not exceed two years. Each subsequent consecutive reappointment, if any, may be for a term of two or four years, at the discretion of the appointing power.

Meetings are held monthly on the Third Tuesday of every month, 10:00a.m., at 8631 Bond Road, in Elk Grove, CA. 95624-1477. With a compensation of \$100.00 per meeting. You must reside within the District Represented and Statement of Economic Interests Required.

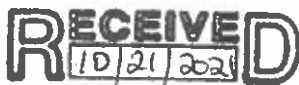
FISCAL IMPACT

There is no fiscal impact associated with this action.

RECOMMENDATION

It is recommended that the City Council appoint Mrs. Gardiner to the Sacramento – Yolo Mosquito & Vector Control District

Prepared and Submitted by: Deputy City Clerk, Yvonne Zepeda 
Reviewed by: City Manager, Charles Bergson 



October 22 2021

To the City of Isleton / City Council

My Name is Staci Gardiner. I would like the opportunity to fill the open position and represent the City of Isleton on the Governing Board at the Sacramento -Yolo Mosquito & Vector Control District. I have lived in Isleton for over 38 years. I reside at [REDACTED] Street in Isleton.

I just recently retired from the River Delta School District as a school bus driver after 25 years of service.

The Gardiner name has been around for generations and was the founding fathers of Isleton.

I love my community and would so much to be involved that's why I'm interested to become a board member. I'm very concerned about the West Nile Virus affecting our community and surrounding areas.

Thank you for the opportunity for me to introduce myself if anyone has any further questions I would be more than happy to answer. I can be reached at [REDACTED].

Sincerely

Staci Gardiner

A handwritten signature in cursive script that reads "Staci Gardiner".

[REDACTED]

[REDACTED]

City of Isleton

City Council
Staff Report

DATE: November 9, 2021

ITEM#: 7.C

CATEGORY: Old Business

MEASURE B, A SPECIAL TRANSACTION AND USE TAX, APPOINTMENT VOLUNTEER COMMITTEE MEMBER

SUMMARY

Measure B, A Special Transactions and Use Tax, includes a oversight review committee of five volunteers. This committee is to review expenditures from Measure B passed in 2016.

DISCUSSION

Measure B is required to establish a committee of five (5) residents or business representatives to review and report on the receipts of revenue and expenditure of Measure B funds.

This committee has reconvened meeting monthly this past September. Committee member Salices has resigned leaving a seat vacant. In response to a solicitation, the City has received communication from one individual interested in serving on this board. The individual letter is attached.

FISCAL IMPACT

Other than minor administrative costs associated with staffing this panel, there is no significant fiscal impact associated with this item.

RECOMMENDATION

It is recommended that the City Council appoint Mr. Lester Lyndon Gardiner to the Measure B Oversight Committee.

ATTACHMENTS

Measure B requirements.
List of Measure B Board applicant.

Reviewed by: Charles Bergson, City Manager



Submitted and prepared by: Yvonne Zepeda, City Clerk

[Faint handwritten signature]

ORDINANCE NO. CC 2015-11

**AN AMENDMENT TO ORDINANCE NO. 2014-05-AN ORDINANCE
OF THE CITY OF ISLETON
IMPOSING A SPECIAL TRANSACTIONS AND USE TAX TO BE
ADMINISTERED BY THE STATE BOARD OF EQUALIZATION**

Section 1. TITLE. This ordinance shall be known as the Isleton Special Transactions and Use Tax Ordinance. The city of Isleton hereinafter shall be called "City." This ordinance shall be applicable in the incorporated territory of the City.

Section 2. OPERATIVE DATE. "Operative Date" means the first day of the first calendar quarter commencing more than 110 days after the adoption of this ordinance, the date of such adoption being as set forth below.

Section 3. PURPOSE. This ordinance is adopted to achieve the following, among other purposes, and directs that the provisions hereof be interpreted in order to accomplish those purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code and Section 7285.91 of Part 1.7 of Division 2 which authorizes the City to adopt this tax ordinance which shall be operative if two-thirds of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose.

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefore that can be administered and collected by the State Board of Equalization in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the State Board of Equalization in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this ordinance.

Section 4. CONTRACT WITH STATE. Prior to the operative date, the City shall contract with the State Board of Equalization to perform all functions incident to the administration and operation of this transactions and use tax ordinance; provided, that if the City shall not have contracted with the State Board of Equalization prior to the operative date, it shall nevertheless so

contract and in such a case the operative date shall be the first day of the first calendar quarter following the execution of such a contract.

Section 5. TRANSACTIONS TAX RATE. For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the City at the rate of 0.5% of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this ordinance.

Section 6. PLACE OF SALE. For the purposes of this ordinance, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the State Board of Equalization.

Section 7. USE TAX RATE. An excise tax is hereby imposed on the storage, use or other consumption in the City of tangible personal property purchased from any retailer on and after the operative date of this ordinance for storage, use or other consumption in said territory at the rate of 0.5% of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

Section 8. ADOPTION OF PROVISIONS OF STATE LAW. Except as otherwise provided in this ordinance and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Revenue and Taxation Code are hereby adopted and made a part of this ordinance as though fully set forth herein.

Section 9. LIMITATIONS ON ADOPTION OF STATE LAW AND COLLECTION OF USE TAXES. In adopting the provisions of Part 1 of Division 2 of the Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this City shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Board of Control, State Board of Equalization, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this City or any agency, officer, or employee thereof rather than by or against the State Board of Equalization, in performing the functions incident to the administration or operation of this Ordinance.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this

tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Revenue and Taxation Code, or;

b. Impose this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that code.

4. In Sections 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Revenue and Taxation Code.

B. The word "City" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in Section 6203 and in the definition of that phrase in Section 6203.

Section 10. PERMIT NOT REQUIRED. If a seller's permit has been issued to a retailer under Section 6067 of the Revenue and Taxation Code, an additional transactor's permit shall not be required by this ordinance.

Section 11. EXEMPTIONS AND EXCLUSIONS.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any state-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the City which is shipped to a point outside the City, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this paragraph, delivery to a point outside the City shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code by registration to an out-of-City address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-City and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this ordinance, the storage, use or other consumption in this City of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in Sections 6366 and 6366.1 of the Revenue and Taxation Code of the State of California.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in subparagraph (7), a retailer engaged in business in the City shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the City or participates within the City in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the City or through any representative, agent, canvasser, solicitor, subsidiary, or person in the City under the authority of the retailer.

7. "A retailer engaged in business in the City" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the

Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the City.

D. Any person subject to use tax under this ordinance may credit against that tax any transactions tax or reimbursement for transactions tax paid to a district imposing, or retailer liable for a transactions tax pursuant to Part 1.6 of Division 2 of the Revenue and Taxation Code with respect to the sale to the person of the property the storage, use or other consumption of which is subject to the use tax.

Section 12. EXPENDITURE PLAN. Revenue and Taxation Code section 7285.91 requires that this ordinance include “an expenditure plan describing the specific projects for which the revenues from the tax may be expended.”

A. All revenue from the tax shall be restricted revenue used solely to fund Fire Department Services.

B. The City's independent auditor shall complete a report reviewing the collection, management and expenditure of revenue from the tax levied by this chapter, the results of which shall be included in the City's annual financial audit.

C. Following approval of this special tax by the Isleton voters, the Council shall appoint a committee consisting of no fewer than five individuals to review and report on the receipt of revenue and expenditure of funds from the tax authorized by this ordinance. The committee members shall be either Isleton residents or representatives of Isleton businesses. The committee's report and recommendations shall be completed by a date to allow for it to be considered as part of each annual budget process, commencing at least one full year after the tax revenue is first received. The committee's report and recommendations shall be a matter of public record and shall be considered and reported by the City Council at a public meeting.

Section 13. AMENDMENTS. All amendments subsequent to the effective date of this ordinance to Part 1 of Division 2 of the Revenue and Taxation Code relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, shall automatically become a part of this ordinance, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this ordinance.

Section 14. ENJOINING COLLECTION FORBIDDEN. No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against the State or the City, or against any officer of the State or the City, to prevent or enjoin the collection under this ordinance, or Part 1.6 of Division 2 of the Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

Section 15. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 16. EFFECTIVE DATE. This ordinance relates to the levying and collecting of the City transactions and use taxes and shall take effect immediately.

Section 17. TERMINATION DATE. The authority to levy the tax imposed by this ordinance shall expire five (5) years after the Operative Date.

PASSED AND ADOPTED by the City Council of the City of Isleton, State of California, on the 29th day of December 2015, by the following vote:

AYES: Councilmembers: Mayor Bettencourt, Vice Mayor Jankovitz, Bulahan, Pene, Samano

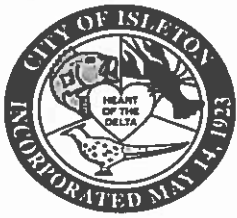
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ABSTAIN: Councilmembers: None

Mark Bettencourt, MAYOR

Attest: _____
Yvonne Zepeda, CLERK



RECEIVED
10/21/2021

City of Isleton

101 Second Street P.O. Box 716 Isleton, California 95641
Tel: 916-777-7770

APPLICATION FOR APPOINTMENT TO COMMITTEE OR COMMISSION

Please fill out application form completely in blue or black ink.

NOTE: Your application will be copied to the City Council and becomes a public record available for public inspection. (Personal information is redacted).

Return completed applications to:
City Clerk's Department, City of Isleton, P.O. Box 716, Isleton, California 95641 or email yvonne.zepeda@cityofisleton.com

Applicant Information: (All information is required)

Name: LESTER LYNDON GARDINER

Residence Address: [REDACTED]

Email: [REDACTED]

Phone: [REDACTED]

Employer and Occupation: Retired

Currently serving on a Committee/Commission? If yes, please specify:

City of Isleton Residency / Registered to Vote: Yes No

All Elected Officials shall be required to complete a Financial Disclosure / Ethics Training:

◆ requires filling of annual Statement of Economic Interests with the FPPC. Yes

◆ Commission and Committee members must complete ethics and harassment training. Yes

I certify that the information contained on this form is true and accurate:

Signature: Lester Gardiner Date: 10/22/2021

CITY OF ISLETON COMMISSION AND COMMITTEE APPLICATION

Applicant Name: Lester Lyndon Gardiner

Commission or Committee you are applying for: MEASURE B

1. Please list any other boards, commissions, or committees on which you have served, and the year(s) of service:

ISLETON POLICE ADVISORY COMMITTEE 2001-2004

2. Why do you want to serve on this committee or commission:

I HAVE LIVED IN ISLETON MY WHOLE LIFE. NOW THAT I AM RETIRED I WOULD LIKE TO VOLUNTEER MY TIME. BEING A PART OF THE MEASURE B COMMITTEE. AS A LIFE LONG RESIDENT, I AM VERY MUCH INTERESTED IN MAKING SURE TAXPAYERS MONEY IS BEING SPENT APPROPRIATELY

3. Briefly describe your experiences and how you qualify to serve on the committee or commission:

AS SOMEONE WHO HAS 40+ YEARS OF EXPERIENCE IN THE FIRE SERVICE, I UNDERSTAND FIRE APPARATUS & EQUIPMENT AND HAVE FIRST HAND KNOWLEDGE OF WHAT IS NEEDED & NOT NEEDED TO OPERATE A FIRE DEPARTMENT

4. Any other additional information you wish to attribute:

Signature: Lester A. Quinn Date: 10/22/2021

City of Isleton

City Council
Staff Report

DATE: November 9, 2021

ITEM#: 8.A

CATEGORY: New Business

ISLETON HISTORICAL PRESERVATION REVIEW BOARD (IHPRB); CLAY BODENHAMER REVIEW/REPORT PRESENTATION

In December 2009 the Isleton Historical Preservation Stakeholder Committee was formed to help develop historical goals for the City of Isleton. The committee developed policies and objectives to advance the historical interest of the city.

Ordinance Number 05-2011 An Ordinance of the City Council of the City of Isleton Adopting a Historical Preservation Ordinance and Accompanying Negative Declaration was approved on August 24th, 2011. Per Ordinance Number 05-2011 1.03 the City established a historical review board consisting of:

DISCUSSION

Clay Bodenhamer, Public Board Member, will provide the following items in his presentation and regarding the IHPRB:

1. Review/Report of the City Ordinance 05-2011

FISCAL IMPACT

There is no Fiscal Impact.

RECOMMENDATION

That City Council receive presentation for the Isleton Historical Preservation Review Board.

ATTACHMENTS

- A. Ordinance Number 05-2011
- B. Ordinance Review Notes
- C. Application for Certificate of Appropriateness (COA)
- D. IHPRB completed reviews

Prepared by: Diana O'Brien

Reviewed by: Charles Bergson, City Manager

Submitted by: Yvonne Zepeda, Deputy City Clerk

**ISLETON HISTORICAL PRESERVATION REVIEW BOARD (IHPRB)
COA APPLICATIONS**

NO.	PROPERTY ADDRESS	DATE	APPROVED DATE	DESCRIPTION
1	14 Main Street	07/01/21	7/16/2021	Paint Exterior Paint
2	23 Main Street	09/25/19	10/4/2019	Mount Neon Fish
3	33 Main Street	03/06/18	3/13/2018	Paint 2 front doors and upper front deck
4	35 Main Street	07/29/20	None	COA Pending building inspection review and supporting documents regarding side door entrance
5	39 Main Street	02/18/18	Not Approved	Drywall repair, replace siding and front/balcony repair Not approved
6	46 Main Street	10/29/18	11/1/2018	Water-Gas-Drywall-Paint-Floor-Electrical-Plumbing-Paint Colors
7	47 Main Street	03/10/17	3/13/2017	Install wood window sill
8	48 Main Street	06/11/21	6/13/2019	Repaint building
9	49 Main Street	08/16/19	8/21/2019	Replace of existing vinyl windows with double hung wooden windows
10	50 Main Street	06/04/18	6/11/2018	Siding and Façade
11	54 Main Street	07/07/17	7/11/2017	Exterior Prime and paint, caulk all seams in metal sheets
12	61 Main Street	08/01/18	9/21/2018	Restore exterior to original luses. Paint brick,new windows, new doors, roll up or slide style on garage side
13	66 Main Street	12/30/19	1/14/2020	Replace front entrance doors

Review notes:

ORDINANCE NO. 05-2011, HISTORIC PRESERVATION

1.01 (p.1) Purpose

In order to provide for the protection and perpetuation of features and sites within the city, that reflect the city's historical and cultural heritage, a historic review board is established which conducts the following:

1. Make recommendations to the city council concerning the designation of historic landmarks.
2. Oversees the issuance of Certificates Of Appropriateness (COA)
3. Makes recommendations to the city council concerning the issuance of hardship certificates

1.02 B. (p.2) Composition of the historic review board

5 members total:

- 1 appointee from the Historical Society
- 2 appointees from the Planning commission
- 2 appointees from public members (appointed by the city council)

No member shall serve more than 8 consecutive years.

1.03 D. 1 b (p.3) Powers and duties of board; investigate and report to the city council...funding sources

1. Certified Local Government (CLG) status. Packet submitted over 2 years ago. Provides access to apply for grant monies for historic preservation via National Park Service funding.
2. The Mills Act, provides for the possibility of property tax relief for recorded owners of historic properties.

1.06 D. (p.6) Designation of Historic Landmarks and Districts; Automatic designations

Any property listed in the National Register of Historic Places...will automatically be designated as a local historic landmark and any neighborhood so designated will automatically be designated as a local historic district.

In 1991, a National Park Service Survey was done on Main Street, and the 2 block area became designated as a historic district.

1.09 (p.6) Certificates of Appropriateness (COA)

COA's are a stop gap measure to insure a record of appropriate work is conducted per federal guidelines. For those activities conducted without a COA, and it is determined that a violation has occurred, penalties could be incurred.

See attachment COA

1.15 (p9) Appeals

A COA can be appealed. The appeal must be in writing, explain the basis, and be submitted to the city clerk within 5 calendar days.

1.18 (p.9) Duty to Maintain

The owner, or other person in charge of a historical landmark or a contributing structure in a historic district has a duty to keep in good repair all of the exterior features of such landmark.

1.23 (p.9) Penalties

- A. Misdemeanor – any provision violated per the ordinance
- B. Nuisance – any unauthorized alteration or demolition of a historical landmark, shall be abated by restoring or reconstructing the property to its condition prior to the violation.
- C. Civil Penalties - in the case of demolition or alteration, the civil penalty shall be one-half the cost of restoration of the altered portion of the landmark of structure.
- D. Moratorium - not to exceed 24 months for development of subject property from the date the city becomes aware of the violation.

ORDINANCE NO. 05-2011

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF ISLETON ADOPTING A HISTORIC
PRESERVATION ORDINANCE AND ACCOMPANYING
NEGATIVE DECLARATION**

WHEREAS, in December 2009 the Isleton Historic Preservation Stakeholder Committee was formed to help develop historical preservation goals for the city;

WHEREAS, the committee met every month for more than a year;

WHEREAS, the committee has developed policies and objectives to advance the historical interests of the city;

WHEREAS, this ordinance establishes procedures and regulations to identify, preserve, designate, and maintain historic resources;

WHEREAS, the California Environmental Quality Act is being complied with through use of a categorical exemption (CEQA Guideline § 154308); and

WHEREAS, having reviewed this ordinance on April 12, 2011 the Isleton Planning Commission is recommending City Council approval;

NOW, THEREFORE, the Isleton City Council does ordain as follows:

Section 1. The Historic Preservation Ordinance is adopted to read in its entirety as follows:

HISTORIC PRESERVATION ORDINANCE

Sections:

- 1.01 Purpose
- 1.03 Establishment of Historic Review Board
- 1.06 Designation of Historic Landmarks and Districts
- 1.09 Certificates of Appropriateness
- 1.12 Certificates of Hardship
- 1.15 Appeals
- 1.18. Duty to Maintain
- 1.21 Unsafe or Dangerous Conditions
- 1.23 Penalties

1.01 Purpose

The purpose of this chapter is to promote the public health, safety, and welfare by providing for the identification, protection, enhancement and perpetuation of such things as buildings, structures, signs, features and sites within the city, that reflect the city's

historical, architectural, archaeological and cultural heritage. The way this chapter has accomplished this is by establishing a historic review board which: (i) makes recommendations to the city council concerning the designation of historic landmarks and districts; (ii) oversees the issuance of certificates of appropriateness which are required in order to make specified changes to historic landmarks and districts; and (iii) makes recommendations to the city council concerning the issuance of hardship certificates which are available under specified circumstances to allow an owner to be relieved from the strict application of this chapter. City council is sensitive to the competing needs of preserving its heritage as provided herein while at the same time avoiding unnecessary regulation of private property. Accordingly, city council has directed the board to distinguish between "minor" and "major" repairs, modifications, alterations and construction as the board develops its operating rules and regulations, which rules and regulations shall be reviewed and adopted by city council resolution and bound in an operational manual together with adopted policies for easy counter reference.

1.03 Establishment of Historic Review Board

A. Establishment of historic review board

The Isleton Historic Review Board is established to promote the goals and objectives of this chapter through exercise of its powers and duties which are outlined below.

B. Composition of the historic review board

The board shall consist of five members as follows: (1) one historical society board member; (2) two public members; and (3) two planning commissioners. The historical society board member shall be selected by the historical society board, the public members shall be appointed by city council; and the planning commission members shall be selected by the planning commission, all subject to city council confirmation.

C. Term, officers and rules

Except as otherwise provided, each board member shall serve at the pleasure of the city council until his or her successor is seated. No member shall serve more than eight consecutive years.

1. Vacancies shall be filled by majority vote of the city council.
2. The term of a member who has been absent for three consecutive meetings without prior board approval, shall automatically terminate.
3. The board shall elect a chair and vice-chair, who shall each hold office for up to two years.

4. The chair and vice-chair shall be elected at the first board meeting after July 1st of each year or as soon there after as possible.

5. The board shall adopt its own operating rules, regulations and policies, and shall designate the time and place for its meetings.

D. Powers and duties of board

1. The board shall:

a. maintain a list of possible landmarks and districts which may merit official historic recognition;

b. investigate and report to the city council on the use of various federal, state, local, and private funding sources;

c. be available to advise people concerning the goals and objectives of this chapter as they relate to proposed work on architectural historical or cultural resources in the community. Examples of such work include exterior painting, roofing, fencing, landscaping, glazing, and installation of light fixtures; and

d. encourage public awareness, understanding and involvement concerning the unique historical, architectural and environmental heritage of the city through educational and interpretative programs.

2. The board shall also:

a. make recommendations to the city council concerning the its designation of historic landmarks and districts which city council is hereby authorized to designate as provided herein;

b. review applications for certificates of appropriateness as follows:

(1) the board shall review applications asking for permission to demolish structures, and recommend to city council whether and under what circumstances a certificate should issue;

(2) the board shall review and rule on applications asking permission to move, alter or construct structures, as well as all other 'major' proposals; and

(2) the board shall review all other applications for certificates of appropriateness to determine whether the board or the building official should rule on them.

c. review applications for certificates of hardship and recommend to the city council whether and under what circumstances such a certificate should issue.

3. The board shall have all other powers which are incidental and necessary to carry out its enumerated powers and duties.

1.06 Designation of Historic Landmarks and Districts

A. Procedure for designation of historic landmarks and districts

1. The development and amendment of the city's list of historic landmarks and districts may be initiated:

a. at the recommendation of staff;

b. by recommendation of the board ; or

c. by application of the property owner.

2. Upon initiation, the board shall review the request and make a recommendation to be considered at a public hearing before the city council, which will make the final decision concerning adoption or amendment of the list.

3. The city council hearing shall be noticed as follows in addition to the extent otherwise required by law:

a. in the case of a historic landmark, notice of the hearing shall be given to the owners and occupants (if any) of the historic landmark and advertised in a newspaper of general circulation at least ten days prior to the public hearing;

b. in the case of a historic district, notice of the hearing shall be given to the applicants and owners of all properties within the proposed historic district and advertised in a newspaper of general circulation at least ten days prior to the public hearing;

c. at the conclusion of the public hearing city council shall make a decision supported by written findings; and

d. if city council makes a designation, the city clerk will forthwith cause to be recorded notice that such property has been designated and placed on the city's register of historic landmarks and districts and said notice shall state that the designation runs with the land.

B. Criteria for designation of landmarks and districts

1. In designating a landmark or district as being of historical or cultural significance and worthy of protection under this chapter, the property must be found to have historical or cultural interest or special character to the public.

2. The criteria to be used is that the place, site, building, structure, object, or improvement possesses integrity of location, design, setting, materials, and workmanship; and meets one or more of the following:

a. the proposed landmark or district reflects interest or value as part of the heritage of the city;

b. the proposed landmark or district was the location of a significant historic event;

c. the proposed landmark or district identifies with a person(s) who significantly contributed to the history and development of the city; or whose work has influenced the heritage of the city, state or country;

d. the proposed landmark or district contains outstanding or exemplary elements of attention to architectural design, detail, materials or craftsmanship of a particular historic period;

e. the proposed landmark or district is in a unique location or contains one or more physical characteristics representing an established and familiar visual feature of a neighborhood;

f. the proposed landmark or district is a source, site or repository of archeological interest; or

g. the proposed resource or district contains a natural setting that strongly contributes to the well being of the people of the city.

C. Additional criteria for districts

Where the designation of an historic district is being considered, the following additional criteria will be considered:

1. whether it is a geographically definable area, urban or rural, possessing a significant concentration of objects, sites or structures unified by past events, or aesthetically by plan of development; or

2. whether the collective value of the area is greater than the value of each individual component.

D. Automatic designations

Any property listed in the National Register of Historic Places or the California Register of Historic Resources will automatically be designated as a local historic landmark, and any neighborhood so designated will automatically be designated as a local historic district. Any property identified as a contributing structure (e.g. one that enhances the historical nature of the area) to a district so listed will also be considered a contributing structure to the local historic district.

E. Findings for deletion of historic landmarks or historic districts

The deletion of any designated historic landmark or district may be approved only if city council first finds that the historic landmark or district no longer qualifies as such based on the criteria in section 1.06 B or is otherwise entitled to a certificate of hardship.

1.09 Certificates of Appropriateness

A. When certificates of appropriateness are required

Except as provided herein, the following activities are only allowed after the city has issued a certificate of appropriateness:

1. exterior alterations (e.g. exterior painting, roofing, fencing, landscaping, glazing, and installation of light fixtures) to a designated historic landmark;
2. new construction on the site of a designated historic landmark;
3. moving of a historic landmark;
4. a lot split or subdivision of a historic landmark;
5. the erection or relocation of a sign in a historic district; and
6. new construction on property in a historic district.

B. Applying for a certificate of appropriateness

Applications shall be made on a form prescribed by the building official and shall be accompanied by a fee set by resolution of the city council. The application shall include information required by the building official including elevation drawings, proposed colors and materials, plan view of new construction, and color photographs of all sides of all existing onsite structures.

C. Processing of a certificate of appropriateness

1. The building official will use a "preservation check list" to determine if a proposal is "minor" or "major," and shall use design guidelines to determine if the proposal is compatible with the existing surroundings. All requests for new construction, subdivision, lot splits, demolition, or moving of a historic landmark shall be considered a major alteration. Applications for a certificate of appropriateness for major alterations, except demolition, shall be reviewed by the board. A certificate for demolition shall be reviewed by city council.

2. A certificate of appropriateness for minor improvements may be approved by the building official unless otherwise determined by the board.

3. The building official shall inform the board in writing of all decisions made regarding minor alterations within ten calendar days thereafter.

4. To approve an application, the proposed activity must be found to be consistent with this chapter and with the Secretary of Interior's standards and not detrimental to a historic landmark or district.

5. The board's decision will be supported by written findings.

6. A certificate of appropriateness shall become void unless construction is commenced and diligently pursued within eighteen months of the date of issuance. Certificates of appropriateness may be renewed for up to thirty-six-months through the building official.

D. Additional criteria for moving a historic landmark or structure

Approval of a certificate of appropriateness for the moving of a historic landmark or structure in a designated historic district may only be granted if, in addition to the above, the board determines that:

1. the moving will not have a significant negative effect on the applicable goals and objectives of this chapter; and

2. the structure in its original setting is not of such interest or quality that it would reasonably meet federal or state criteria for designation as a historic landmark.

E. Additional criteria for demolishing a historic landmark or structure

Approval of a certificate of appropriateness for the demolition of a historic landmark or structure in a designated historic district may only be granted if, in addition to the above, the board determines that:

1. the demolition will not have a significant negative effect on the applicable goals and objectives of this ordinance;
2. the structure is not of such unusual design, texture or materials that it cannot be reproduced or can only be reproduced with great difficulty and expense;
3. the structure is not of such interest or quality that it would reasonably meet federal or state criteria for designation as a historic landmark; and
4. conversion to a new use, rehabilitation and preservation are unfeasible.

F. Demolition mitigation measures

Prior to the issuance of a certificate allowing demolition the following mitigation measures in addition to any others required by law shall be completed by the applicant:

1. Each historic structure shall be documented as follows:
 - a. plans shall be prepared which include a site plan, floor plans, elevations, and detailed drawings of character defining features such as moldings, light fixtures, trim patterns and stairs, and given to the city for preservation; and
 - b. photographs shall be taken which include the exterior and interior of the structure, along with interior and exterior character defining features, and given to the city for preservation.
2. In an effort to preserve features and artifacts from historic structures, a determination whether items within or on the building should be salvaged will be made by the city prior to the issuance of a demolition permit.

1.12 Certificates of Hardship

A certificate of hardship permitting demolition, moving, subdivision, or a lot split, new construction, or alteration, etc., for which a certificate of appropriateness has been refused, may be granted by the city council under the conditions described below. Application shall be made in the form required by the building official, and the same procedure required for a certificate of appropriateness shall be followed. A certificate of hardship may only be granted if the city finds:

1. Reasonable use or return on the property is not likely; and
2. Alternative plans in keeping with this chapter are infeasible.

1.15 Appeals

A. Appeal of building official's decision

Any two members of the board or a member of the public may appeal a decision of the building official made pursuant to this chapter within five calendar days thereafter. The appeal must be in writing, explain the basis and be delivered to the city clerk within that time.

B. Appeal of board decision

Any member of the city council or of the public may appeal a decision of the board made pursuant to this chapter within five calendar days thereafter. The appeal must be in writing, explain the basis and be delivered to the city clerk within that time.

C. Stay of approval

All approvals shall be stayed pending the outcome of an appeal.

1.18 Duty to Maintain

The owner, or other person in charge of a Historical Landmark or a contributing structure in a Historic District has a duty to keep in good repair all of the exterior features of such Landmark, and all interior features thereof which, if not maintained, may cause or tend to cause the exterior features of such resource to deteriorate, decay become damaged or fall into a state of disrepair.

1.21 Unsafe or Dangerous Conditions

Nothing in this chapter shall be interpreted to prohibit the construction, alteration, restoration, demolition, or relocation of any historical resource if such would jeopardize public safety or result in an unsafe or dangerous condition which cannot be satisfactorily rectified in the professional opinion of the building official.

1.23 Penalties

A. Misdemeanor

Violation of any provision in this chapter shall constitute a misdemeanor.

B. Nuisance

The unauthorized alteration or demolition of a historical landmark in violation of this chapter is expressly declared to be a nuisance and shall be abated

by restoring or reconstructing the property to its condition prior to the violation.

C. Civil penalties

Any person or entity which demolishes or substantially alters or causes substantial alteration or demolition of a structure, in violation of the provisions of this chapter, shall be liable for a civil penalty. In the case of demolition, the civil penalty shall be one-half the assessed value of the landmark or structure prior to demolition. In the case of alteration, the civil penalty shall be one-half the cost of restoration of the altered portion of the landmark or structure.

D. Moratorium

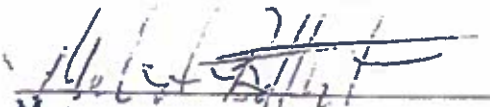
Alteration or demolition of a landmark or structure in violation of this chapter shall authorize the city to issue a temporary moratorium for the development of the subject property for a period not to exceed twenty-four (24) months from the date the city becomes aware of the unauthorized alteration or demolition. The purpose of the moratorium is to provide the city an opportunity to study and determine appropriate mitigation measures for the alteration or removal of the landmark or structure, and to ensure measures are incorporated into any future development plans and approvals for the subject property.

The City Clerk shall cause this ordinance to be posted at the following three (3) locations within the City within (15) days after it is certified to be entered in the Book of Ordinances of the City:

Isleton City Hall, 101 Second Street; Isleton Post Office, 202-205 Second and C Street; and the market at 106-107 Second Street.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Isleton duly held on the 24th day of August, 2011, and was approved and enacted at a duly held regular meeting or adjourned meeting of the Council held on the 24th day of August, 2011 by the following roll call vote:

AYES: Councilmember's Jankovitz, Samano, Villones, Mayor Bettencourt
NOES: None
ABSENT: None




Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney



PAR ENVIRONMENTAL SERVICES, INC. 1990



0 100 FT.
Approx. Scale

**APPLICATION FOR
CERTIFICATE OF APPROPRIATENESS (COA)
PRESERVATION CHECKLIST**

This checklist is based upon the Federal Department of the Secretary of Interior's Standards which the City of Isleton has adopted for preservation, and is to be used as a guide to insure work done on properties within the Isleton Asian-American District are in compliance. Refer to the Isleton Asian American National Register District Design Guidelines to determine the extent of requirements.

Upon completion of this Preservation Checklist please return it to Isleton City Hall for review. Upon completion of review of your COA you will be notified by mail as to the results. Note: Review your information to insure it is correct and complete. Depending on the scope of work to be performed, you could be required to attend a preconstruction meeting (as determined by the Isleton Building Department) and or, to attend an Isleton Historic Preservation Review Board (IHPRB) meeting to discuss your COA plans.

NOTE: COA will not be accepted without photographs

Photos of your structure are required; photos must be current to date, all sides of the structure will be photographed annotated with orientation of view (i.e. North, South, East, West)

Contact Information of person applying for COA (Name/Address/Phone/Email):

Address of property that the COA is being applied for:

Is Property within the boundaries of the Isleton Asian-American District?

Yes

No

If yes COA must be reviewed by Isleton Historic Preservation Review Board (IHPRB).

Is the property listed as historically contributing within the National Register District?

Yes

No

Description of work to be performed (i.e. attach drawings, photos, material samples etc).

ITEMS A THRU D FOR ISLETON BUILDING DEPARTMENT USE ONLY - DO NOT FILL IN

A. Requested work to be performed is:

 MAJOR; if major, a preconstruction meeting is triggered.

Time / date, other info concerning the preconstruction meeting.

 MINOR

Comment:

B. Current condition / configuration of building documented with photographs, all sides of the building have been photo-documented with current date, time, and orientation (N-E-S-W).

C. Area where work is to be completed has been specified and detailed.

D. Specifications and images for materials to be utilized are documented.

PRESERVATION

1. Property requires stabilization until additional work may be undertaken.

Yes

No

Comment: _____

2. Structural work will not alter the features, spaces and spatial relationships that characterize the property.

Yes

No

Comment: _____

3. Distinctive materials, features, finishes and construction techniques that characterize the property are preserved.

Yes

No

Comment: _____

4. New materials match the old in composition, design, color and texture.

Yes

No

Comment: _____

5. Work methods will not damage historic materials.

Yes

No

Comment: _____

6. Archeological controls required.

Yes

No

Comment: _____

REHABILITATION

1. Does the planned use of the property affect distinctive materials, textures, spaces and spatial relationships?

Yes

No

Comment: _____

2. Will distinctive materials have to be removed or altered including features, spaces and spatial relationships?

Yes

No

Comment: _____

3. Conjectural, historic developmental features or elements will not be undertaken.

Yes

No

Comment: _____

4. Distinctive materials, features, finishes and construction techniques are preserved.

Yes

No

Comment: _____

5. New work shall be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment (Note: If such new work is removed in the future, the essential form and integrity of the historic property and its environment will be unimpaired).

Yes

No

Comment: _____

RESTORATION

1. Will the properties new use reflect the restoration period?

Yes

No

Comment: _____

2. Removal of materials, alterations of features, spaces, and spatial relationships that characterize the period will not be undertaken.

Yes

No

Comment: _____

3. Documentation of work is required. Each property will be recognized as a physical record of its time, place, and use. Work needed to stabilize, consolidate and conserve materials and features from the restoration period will be physically and visually compatible, identifiable upon close inspection, and properly documented for future research. Replacement of missing features from the restoration period will be substantiated by documentary and physical evidence. A false sense of history will not be created by adding conjectural features, features from other properties, or by combining features that never existed together historically.

Yes

No

Comment: _____

4. Project design is historically accurate for time period.

Yes

No

Comment _____

RECONSTRUCTION

1. Is reconstruction of vanished or non-surviving portions of project required?
 Yes
 No
Comment: _____

2. Is there documentary / physical evidence to permit accurate reconstruction?
 Yes
 No
Comment: _____

3. Has a thorough archeological investigation been conducted to identify features which are essential for an accurate reconstruction?
 Yes
 No
Comment: _____

4. Will measures be used to preserve any remaining historic materials, features, and spatial relationships? If yes, please briefly describe.
 Yes
 No
Comment: _____

5. Reconstructed property will re-create the appearance of the non-surviving historic property in materials, design, color and texture.
 Yes
 No
Comment: _____

6. A reconstruction will be clearly identified as a contemporary re-creation.

Yes

No

Comment: _____

7. Designs that were never executed historically will not be constructed.

Yes

No

Comment: _____

Signature of Applicant: _____

Date Submitted: _____

OFFICE USE

COA submitted for review (Received by City Hall)

Signature: _____

Date Submitted: _____

COA received for review (Received by IHPRB)

Signature: _____

Date received: _____

COA reviewed (IHPRB)

Signature: _____

Date of review: _____



City of Isleton

101 Second Street, Isleton, California 95641

CITY MANAGER REPORT

Date: 05 November 2021

To: Mayor & City Councilmembers

From: Charles Bergson, City Manager

Re: City Manager Report for 09 November 2021

Covid 19 – City Operations

The City is still operating under County Order of July 2021, which includes masking in all indoor public settings and workplaces.

The Delta Street West Paving project has completed all paving. The striping portion of the work has been delayed due to inclement weather. Standard constructed speed humps will be reinstalled within the next few months to replace the “parking lot bumps” that have been removed. Also, plans are being considered to repave Jackson Boulevard from Second to Fifth Street.

The year to date financials from July through September are attached along with the checks register.

Staff has initiated the Code Enforcement recruitment and anticipates applications by the middle of November.

The current cannabis business status list is attached.

Respectfully,
Charles Bergson, P.E.

General Fund - City of Isleton
Profit & Loss
 July through September 2021

	<u>Jul 21</u>	<u>Aug 21</u>	<u>Sep 21</u>	<u>TOTAL</u>
Ordinary Income/Expense				
Income				
4700013 · Parking Enforcement	0.00	0.00	57.50	57.50
Charges for Services	938.85	3,719.49	1,027.41	5,685.75
Licenses and Permits	40.00	1,365.00	4,534.42	5,939.42
Other Revenues	1,865.97	0.00	0.00	1,865.97
4810112 · State of CA Covid	100,951.00	0.00	0.00	100,951.00
Taxes and Assessments	28,865.05	118,829.34	128,229.73	275,924.12
Use of Money	0.00	8.13	4.17	12.30
Grant Income - Other	0.00	10,500.00	17,208.75	27,708.75
Total Income	<u>132,660.87</u>	<u>134,421.96</u>	<u>151,061.98</u>	<u>418,144.81</u>
Gross Profit	132,660.87	134,421.96	151,061.98	418,144.81
Expense				
SB1	664.89	0.00	0.00	664.89
8450054 · Weed Abatement - BILLABLE	512.40	0.00	0.00	512.40
Grant Expense	0.00	0.00	9,193.47	9,193.47
10 · General Government	43,348.89	61,947.28	38,829.99	144,126.16
20 · Public Safety	29,198.41	31,544.74	25,237.20	85,980.35
30 · Parks & Recreation	500.20	499.72	812.79	1,812.71
52 · Public Ways and Facilities	17,210.16	9,392.99	12,491.17	39,094.32
53 · Community Development	761.05	1,398.03	762.29	2,921.37
56 · Non Departmental Expenses	56.91	0.00	0.00	56.91
66900 · Reconciliation Discrepancies	0.00	18.15	0.00	18.15
57 · Covid 19	2,230.12	2,032.44	509.82	4,772.38
83150SW · Repairs & Maintenance Sewer	864.00	0.00	0.00	864.00
8440000 · Professional Services	0.00	10,500.00	0.00	10,500.00
Total Expense	<u>95,347.03</u>	<u>117,333.35</u>	<u>87,836.73</u>	<u>300,517.11</u>
Net Ordinary Income	37,313.84	17,088.61	63,225.25	117,627.70
Other Income/Expense				
Other Income				
9200112 · Indirect cost allocation	1,874.80	3,259.34	863.34	5,997.48
Total Other Income	<u>1,874.80</u>	<u>3,259.34</u>	<u>863.34</u>	<u>5,997.48</u>
Net Other Income	1,874.80	3,259.34	863.34	5,997.48
Net Income	<u><u>39,188.64</u></u>	<u><u>20,347.95</u></u>	<u><u>64,088.59</u></u>	<u><u>123,625.18</u></u>

General Fund - City of Isleton
September Checks
As of September 30, 2021

Type	Date	Num	Name	Credit
Check	09/01/2021	ACH	Paychex	167.00
Bill Pmt -Check	09/07/2021	17865	Delta Computer Consultants	532.50
Bill Pmt -Check	09/07/2021	17866	IMAGE SOURCE	294.37
Bill Pmt -Check	09/07/2021	17867	Krohne	1,916.00
Bill Pmt -Check	09/07/2021	17868	Cooper Controls, Inc.	2,194.76
Bill Pmt -Check	09/07/2021	17869	A. PLESCIA & CO.	4,834.10
Bill Pmt -Check	09/07/2021	17870	Ramos Oil Company	269.71
Bill Pmt -Check	09/07/2021	17858	Verizon Wireless	397.56
Bill Pmt -Check	09/07/2021	17859	Napa Auto Parts/Stewart Ind Suppl	36.87
Bill Pmt -Check	09/07/2021	17860	Contra Costa Radiator, Inc.	5,000.00
Bill Pmt -Check	09/07/2021	17861	CAL-WASTE RECOVERY SYSTEMS	649.11
Bill Pmt -Check	09/07/2021	17862	XEROX FINANCIAL SERVICES	325.22
Bill Pmt -Check	09/07/2021	17863	Rio Vista Ace Hardware	282.46
Bill Pmt -Check	09/07/2021	17864	Aramark	66.78
Bill Pmt -Check	09/07/2021	17871	PG&E- WILSON BALLPARK	9.85
Bill Pmt -Check	09/07/2021	17854	California Dept of Consumer Affairs	180.00
Bill Pmt -Check	09/09/2021	17943	Ramos Oil Company	413.71
Bill Pmt -Check	09/13/2021	17856	Sacramento County Sheriff's Dept.	5,000.00
Bill Pmt -Check	09/14/2021	17944	Bergson, Charles L.	8,033.33
Bill Pmt -Check	09/15/2021	17857	Sacramento County-Env.Mgmt.Dept	836.00
Bill Pmt -Check	09/15/2021	17946	Sacramento-Alliant Insurance Services Inc	375.00
Bill Pmt -Check	09/15/2021	ach	STANDARD INSURANCE CO	37.05
Bill Pmt -Check	09/15/2021	ach	STANDARD INSURANCE CO	37.05
Bill Pmt -Check	09/15/2021	ach	STANDARD INSURANCE CO	37.05
Check	09/15/2021	17945	Andrew N Pabjanek	274.49
Check	09/15/2021	ACH	Paychex	167.00
Bill Pmt -Check	09/16/2021	17947	PCWR	1,250.00
Bill Pmt -Check	09/16/2021	17948	RADIAL TIRE OF WALNUT GROVE	16.00
Bill Pmt -Check	09/16/2021	17949	Ramos Oil Company	153.63
Bill Pmt -Check	09/16/2021	17950	Frontier Communications	665.91
Bill Pmt -Check	09/16/2021	17942	Brookcrest by Culligan Water	22.90
Bill Pmt -Check	09/16/2021	17927	State Compensation Insurance Fund	210.64
Bill Pmt -Check	09/20/2021	17913	California American Water-30 1/2 Andrus	202.14
Bill Pmt -Check	09/20/2021	17914	California American Water-44 Main St.	64.59
Bill Pmt -Check	09/20/2021	17915	California American Water-499 H ST	320.19
Bill Pmt -Check	09/20/2021	17916	California American Water - 100 2nd St	89.69
Bill Pmt -Check	09/20/2021	17917	California American Water - 101 2nd St	124.13
Bill Pmt -Check	09/20/2021	17918	California American Water - 401 2nd	55.45
Bill Pmt -Check	09/20/2021	17919	California American Water - 409 2nd St	48.91
Bill Pmt -Check	09/20/2021	17920	California American Water - 504 2nd	57.29
Bill Pmt -Check	09/20/2021	17921	California American Water - 6TH St	62.22
Bill Pmt -Check	09/20/2021	17922	Ramos Oil Company	196.41
Bill Pmt -Check	09/20/2021	17923	Rio Vista Ace Hardware	227.84
Bill Pmt -Check	09/20/2021	17924	River Rats Tiolet	282.00
Bill Pmt -Check	09/20/2021	17925	Premier Access Insurance Co.	693.68
Bill Pmt -Check	09/23/2021	17926	Isleton Chamber of Commerce	1,704.93
Bill Pmt -Check	09/23/2021	17928	Home Depot	511.98
Bill Pmt -Check	09/23/2021	17929	4Leaf Inc	2,565.00
Bill Pmt -Check	09/23/2021	17930	IMAGE SOURCE	376.35
Bill Pmt -Check	09/23/2021	17931	US BANK	1,862.06
Bill Pmt -Check	09/24/2021	17932	DYNAMIC PLANNING + SCIENCE	9,193.47
Check	09/29/2021	ACH	Paychex	167.00
Bill Pmt -Check	09/30/2021	17933	PG&E- City of Isleton	3,817.11
Bill Pmt -Check	09/30/2021	17934	Aramark	33.39
Bill Pmt -Check	09/30/2021	17855	California American Water - 206 Jackson	94.38
Bill Pmt -Check	09/30/2021	17935	California American Water - 307 2nd IRR	127.81
Bill Pmt -Check	09/30/2021	17936	Delta Computer Consultants	390.00
Bill Pmt -Check	09/30/2021	17937	Ramos Oil Company	118.81
Bill Pmt -Check	09/30/2021	17938	Rio Vista Ace Hardware	124.03
Bill Pmt -Check	09/30/2021	17939	RIO VISTA BEACON	90.00
Bill Pmt -Check	09/30/2021	17940	Verizon Wireless	397.20
Bill Pmt -Check	09/30/2021	17941	Kaiser Foundation Health Plan	6,988.00
Bill Pmt -Check	09/30/2021	17942	CAL-WASTE RECOVERY SYSTEMS	600.04
Bill Pmt -Check	09/30/2021	17872	Clark Pest Control Svs	1,005.00
Bill Pmt -Check	09/30/2021	17873	GEI Consultants, Inc.	8,000.00
Bill Pmt -Check	09/30/2021	17874	Contra Costa Radiator, Inc.	470.87
				75,748.02

410 Sewer O&M - City of Isleton
Profit & Loss
 July through September 2021

	Jul 21	Aug 21	Sep 21	TOTAL
Ordinary Income/Expense				
Income				
45100SW · Sewer - Single Family - City	18,288.05	18,216.05	18,216.05	54,720.15
45101SW · Sewer - Multi Family City	9,376.63	10,132.63	10,132.63	29,641.89
45102SW · Sewer - Commercial City	7,790.21	7,790.21	7,718.21	23,298.63
45103SW · Sewer - Resident Outside City	7,900.01	7,892.11	7,900.01	23,692.13
45104SW · Sewer - Commercial Outside City	2,085.64	2,085.64	2,085.64	6,256.92
6100051 · Grant - State Water Resources	0.00	0.00	3,199.00	3,199.00
Total Income	<u>45,440.54</u>	<u>46,116.64</u>	<u>49,251.54</u>	<u>140,808.72</u>
Gross Profit	45,440.54	46,116.64	49,251.54	140,808.72
Expense				
7000012 · Assess Fees (Tax Distribution)	10,283.18	0.00	0.00	10,283.18
71100SW · Salaries & Wage - Sewer	7,584.57	11,896.27	7,827.54	27,308.38
72104SW · Social Security Contr - Sewer	613.12	948.51	606.00	2,167.63
73200SW · Workers' Comp Ins - Sewer 410	415.30	0.00	105.32	520.62
80100SW · Postage - Sewer	0.00	200.00	0.00	200.00
8170000 · Uniforms	33.39	133.56	267.12	434.07
82200SW · GAS - Sewer	693.13	585.50	425.15	1,703.78
82201SW · Electricity - Sewer	475.93	437.60	446.87	1,360.40
82203SW · WATER - SEWER	503.91	426.98	499.27	1,430.16
83050SW · Protective Equip & Suppl Sewer	0.00	0.00	8,165.00	8,165.00
83111SW · Computer Service- SEWER	195.00	266.25	195.00	656.25
83150SW · Repairs & Maintenance Sewer	381.88	0.00	2,169.00	2,550.88
83151SW · Repairs & Maint - Sewer	0.00	471.59	0.00	471.59
83152SW · LAB TESTING	90.26	0.00	2,246.00	2,336.26
83153SW · Vehicle Parts/Repair Sewer	0.00	16.00	1,123.00	1,139.00
83830SW · Supplies - Sewer	1,364.06	1,146.01	479.62	2,989.69
83831SW · Equipment - Sewer	0.00	0.00	2,731.09	2,731.09
83840SW · Copier Costs SEWER	75.05	163.11	163.06	401.22
83910SW · Fuel - Sewer	-778.11	186.13	816.18	224.20
84300SW · Engineering Services Sewer	0.00	1,916.00	0.00	1,916.00
84400SW · Prof Services Sewer	9,832.27	6,852.11	2,008.33	18,692.71
89900SW · Misc Exp - Sewer	0.00	1,005.00	0.00	1,005.00
92101SW · Bank Service Charges - SW	5.00	0.00	0.00	5.00
Total Expense	<u>31,767.94</u>	<u>26,650.62</u>	<u>30,273.55</u>	<u>88,692.11</u>
Net Ordinary Income	13,672.60	19,466.02	18,977.99	52,116.61
Other Income/Expense				
Other Income				
91100SW · Indirect Cost Allocation	-1,229.65	-1,926.71	-1,265.03	-4,421.39
Total Other Income	-1,229.65	-1,926.71	-1,265.03	-4,421.39
Other Expense				
90100SP · Interest Exp - USDA Sewer Proj	47,650.00	0.00	0.00	47,650.00
Total Other Expense	<u>47,650.00</u>	<u>0.00</u>	<u>0.00</u>	<u>47,650.00</u>
Net Other Income	-48,879.65	-1,926.71	-1,265.03	-52,071.39
Net Income	<u><u>-35,207.05</u></u>	<u><u>17,539.31</u></u>	<u><u>17,712.96</u></u>	<u><u>45.22</u></u>

410 Sewer O&M - City of Isleton
September Checks
As of September 30, 2021

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Credit</u>
Bill Pmt -Check	09/07/2021	2366	Rio Vista Ace Hardware	651.36
Bill Pmt -Check	09/07/2021	2367	ARAMARK	133.56
Bill Pmt -Check	09/07/2021	2368	SRCSO	1,123.00
Bill Pmt -Check	09/07/2021	2369	Rio Vista Ace Hardware	169.46
Bill Pmt -Check	09/07/2021	2370	California American Water	166.37
Bill Pmt -Check	09/09/2021	2371	NextPoint Bearing	273.71
Bill Pmt -Check	09/09/2021	2372	Cooper Controls, Inc.	919.85
Bill Pmt -Check	09/20/2021	2373	California American Water	179.08
Bill Pmt -Check	09/20/2021	2374	Rio Vista Ace Hardware	78.39
Bill Pmt -Check	09/20/2021	2375	PG&E - SEWER PONDS	446.87
Bill Pmt -Check	09/21/2021	2376	Franklin Miller	8,165.00
Bill Pmt -Check	09/23/2021	2377	SRCSO	75.00
Bill Pmt -Check	09/23/2021	2378	Ramos Oil Company	571.63
Bill Pmt -Check	09/30/2021	2382	Clark Pest Control	2,169.00
Bill Pmt -Check	09/30/2021	2383	ARAMARK	33.39
				15,155.67

Cannabis Business Permit Master List

GREEN = Approved **RED = Withdrawn**

Date Submitted	Applicant(s)	Applicant's Name	Description	Premises Address	Permit Status
06/26/18	Bang Mingo	Yandow	Cultivation	100 H Street	PC Public Hearing 1/16/19 1st CC Meeting 1/29/19 2nd CC Meeting 2/12/19
		Harris	Manufacturing		
			Retail /Delivery	301 H street	
			Distribution		
06/26/18	Delta Agricultural Holdings LLC.	Maldonado		14719 State Hwy 160	Withdrawn
07/18/18	Apothek Ventures	Fletcher	Retail/delivery	61 Main Street	PC Meeting 1/16/19 1st CC Meeting 1/29/29 2nd CC Meeting 1/22/19 OPENED: 6/14/19
			Cultivation		
			Distribution		
07/19/18	Timeless Palliative Care Collective, Inc.		Manufacturing	51 Main Street	CC Public Hearing 1/8/19 2nd CC Meeting 1/22/19 DELIVERY OPERATION Started
			Delivery-Only		
			Distribution		
08/23/18	River City Farms	Ozomaro	Cultivation	401 6th Street	PC Meeting 3/17/20 1st CC Meeting 3/24/20
			Distribution		
					Pending Parcel Map
09/18/18	Delta Agricultural holdings, LLC	Maldonado	Manufacturing	402 Jackson Blvd.	PC 6/13/19 1st CC 7/9 2nd CC 7/23
			distribution		
09/20/18	Gallaty Consulting, Inc.	Gallaty	Manufacturing	49 Main Street	PC Public Hearing 12/27/18 1st CC meeting 1/29/19 2nd CC meeting 2/12/19 LIMITED OPERATION STARTED CUP REVOKED 6/24/21 Withdrawn
			Delivery-only		
			Distribution		
11/29/18	101 H Street Group LLC	Maldonado		101 H Street	
11/29/18	66 Main Group LLC	Maldonado	Retail Dispensary	66 Main Street	PC Public Hearing 2/05/19 1st CC Meeting 2/12/19 2nd CC meeting 2/26/19 OPENED: 2/22/20

Cannabis Business Permit Master List

			Consumption Lounge			Amendment PC	3/17/20
12/20/18	WTO Essentials, Inc	Smith	Manufacturing	14719 Hwy 160		PC 6/13/19	
			Distribution			1st CC 7/9/19	
						Amended: CC 11/12/19	
						OPENED: 11/12/19	
						Amendment pending	

2019 Applications

5/10/2019	CanDo Cannabis	Lamb	Delivery-only	60 Main Street		PC 7/25/19	
			Distribution			1st CC 8/13/19	
						2nd CC 8/27/19	
5/30/2019	Wook Bros, LLC	Maldonado	Manufacturing	45 Main Street		PC 9/3/19	
			Distribution			1st CC 9/24/19	
						2nd CC 10/8/19	
						Minor Revision PC 10/06/20	
8/15/2019	402 Jackson, LLC	Maldonado	Cultivation	402 Jackson		PC 10/1/19	
			Distribution			1st CC 10/8/19	
						2nd CC 10/22/19	
11/15/2019	LD Deliveries, LLC	Williams	Delivery only	54 Main Street		Tentative SPC 3/17/20	
			Distribution			1st CC 3/24/20	
						2nd CC 4/14/20	

2020 Applications

6/24/2020	Foo Flower LLC	Maldonado	Distribution	46 Main Street		PC 9/01/2020	
						1st CC 9/22/2020	
						2nd CC 10/13/2020	
						OPENED: 4/1/2021	

Updated 7-20-21