

City of Isleton

City Council
Staff Report

DATE: September 13, 2022

ITEM#: 4.A

CATEGORY: Communication

DELTA LOOP LOGO-RIO TEES.

THE ISLETON CHAMBER OF COMMERCE – CALL FOR ARTIST.

SUBJECT:

Rio Tees would like to help plan the t-shirts for the City of Isleton, 100 Year Anniversary Celebration. They are a family business out of Rio Vista and would love the opportunity to design the City of Isleton t-shirts.

The Isleton Chamber of Commerce would like to call for artist to design a Totem Project.

DISCUSSION

Discuss if the City Council would like to start getting quotes for shirt and mugs made for the 100 Year Anniversary?

The Isleton Chamber of Commerce would like to call for artist to design a Totem Project.

FISCAL IMPACT

There is no fiscal impact.

RECOMMENDATION

To receive communications.

Prepared and Submitted by: Deputy City Clerk, Yvonne Zepeda _____

Reviewed by: City Manager, Charles Bergson 

Yvonne Zepeda

From: Anne Branton <riotees@gmail.com>
Sent: Sunday, August 21, 2022 10:54 AM
To: yvonne.zepeda@cityofisleton.com
Subject: Crowdad Festival
Attachments: Simplified Delta Loop Logo.jpg; Hog August Bites 2022 Rio Vista.jpg

Hey Yvonne, Rio Tees would love to help you plan the t-shirt! Here are the two we have done lately, Phil did the artwork!

Howard and Anne

Thank you,
RioTees
<https://rio-tees.com>



Everything you ever offers...

DELTA LOOP

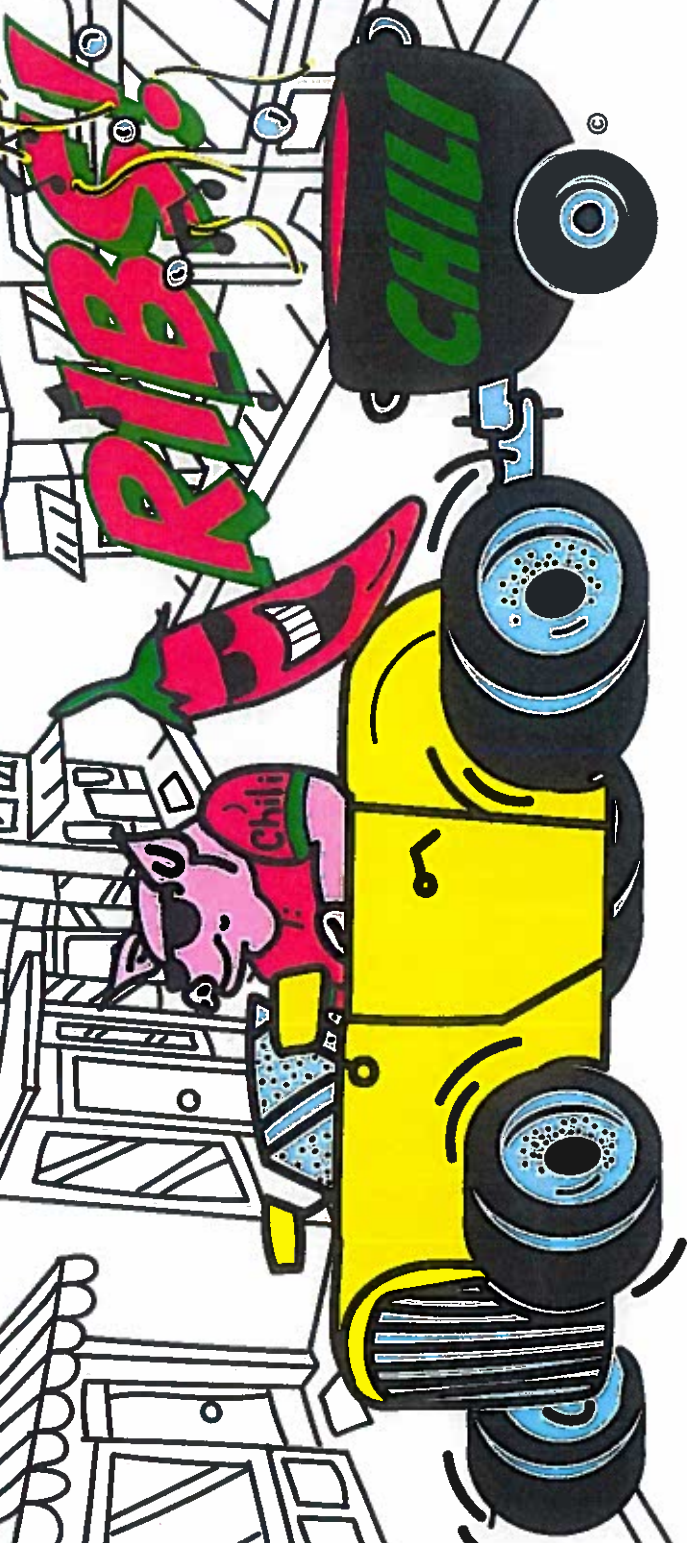
Welcome!

www.DeltaLoop.com

All in One Fun Place

©

HOG AUGUST BITES
2022



RIBS!

RIB AND CHILI COOK OFF

The Isleton Chamber of Commerce

Call for Artists

DIRECTIONAL TOTEMS PROJECT



CALL FOR ARTISTS

The Isleton Chamber of Commerce

DIRECTIONAL TOTEMS PROJECT

CALL FOR ARTISTS: The Isleton Chamber of Commerce (the "Chamber") is currently seeking artists to participate in its "Directional Totems Project" to create for permanent public display three 3-dimensional functional art installations, which are described below.

Directional Totems are signs containing directional information about public places owned or operated by the city, county, or state; publicly or privately owned natural phenomena, historic, cultural, scientific, educational, and religious sites; areas of natural scenic beauty; and areas that are naturally suited for outdoor recreation deemed to be in the interest of the traveling public.

Directional signage helps pedestrians and drivers navigate external spaces. In public places, they greatly help the flow of pedestrian, non-motorized, and motorized traffic by guiding people where they need to go. Directional signs also serve to market local businesses by informing the public of their existence and location within the town.

Work Media: 3-Dimensional; Repurposed, and Recycled Wood/Metal

Work Size: Approximately 7 Feet Tall, 3 Feet Wide

Entry Requirements: [LIST ANY REQUIREMENTS I.E. WORK SAMPLE, FEE CHECK, ETC.]

1. Cover letter and project statement describing the artist's approach to the project, material used, and other details specific to the proposal for submission.
2. Ten to twenty (10-20) digital images of any original artwork the artist believes would qualify them for selection for the project. Images should be presented in JPEG format with image size set to 300 dpi resolution, approximately 4" x 6" image size.
3. Letters of recommendations and personal references.
4. Attestation that the artist selected can commit to the time frame for completion of the project. If the artist is unable to complete the project in the time frame determined by the Chamber and agreed upon by the artist, the

artist will relinquish all unfinished work and related materials to the Chamber so that the piece can be completed by other participants.

Timeline: To be determined.

Entries Due: To be determined.

Selection Process:

All artist submissions will be reviewed by the Isleton Chamber of Commerce Board of Directors. Up to three artists may be selected for the Project, as there will be three directional totems to be installed in various parts of the city.

Terms of Compensation to the Artist:

While the Chamber is not able to pay the artist(s) fair market value for their work, it will compensate the artist in a number of other ways including, for instance, free promotion of their work on Chamber's social media, public acknowledgment of the artist's contribution to the City including a biographical plaque on the directional totem(s) for public display, inclusion of the artist's name in any media ads relating to the project, provide Chamber space for an art exhibit featuring the work of the artist, and publication of any upcoming events in which the artist might be participating. As well, the Chamber agrees to provide, within reason, materials and supplies for the creation and completion of their contribution to the Directional Totems Project.

Waiver and Release of Ownership and Entitlement to Artwork:

All work product completed by the artist and selected for use by the Chamber will become the property of the City of Isleton. The artist(s) will relinquish all rights to ownership in exchange for the in-kind services to the artist(s) described above.

Artists selected for the project must sign a release indicating they understand their contribution to the Directional Totems Project is without monetary compensation, aside from the in-kind services by the Chamber discussed above under "terms of compensation," and their effort and work product is strictly for the benefit of the City and the Chamber.

Notification to artist:

Artists selected for the project will be contacted by a Chamber Member by either email or telephone communication.

Accepted Artwork: [LIST REQUIREMENTS FOR HANGING OR DISPLAYING, WHO IS SETTING UP WORK, ARE EASELS PROVIDED, IS WALL SPACE PROVIDED, ARE TABLES AND TABLECLOTHS REQUIRED]

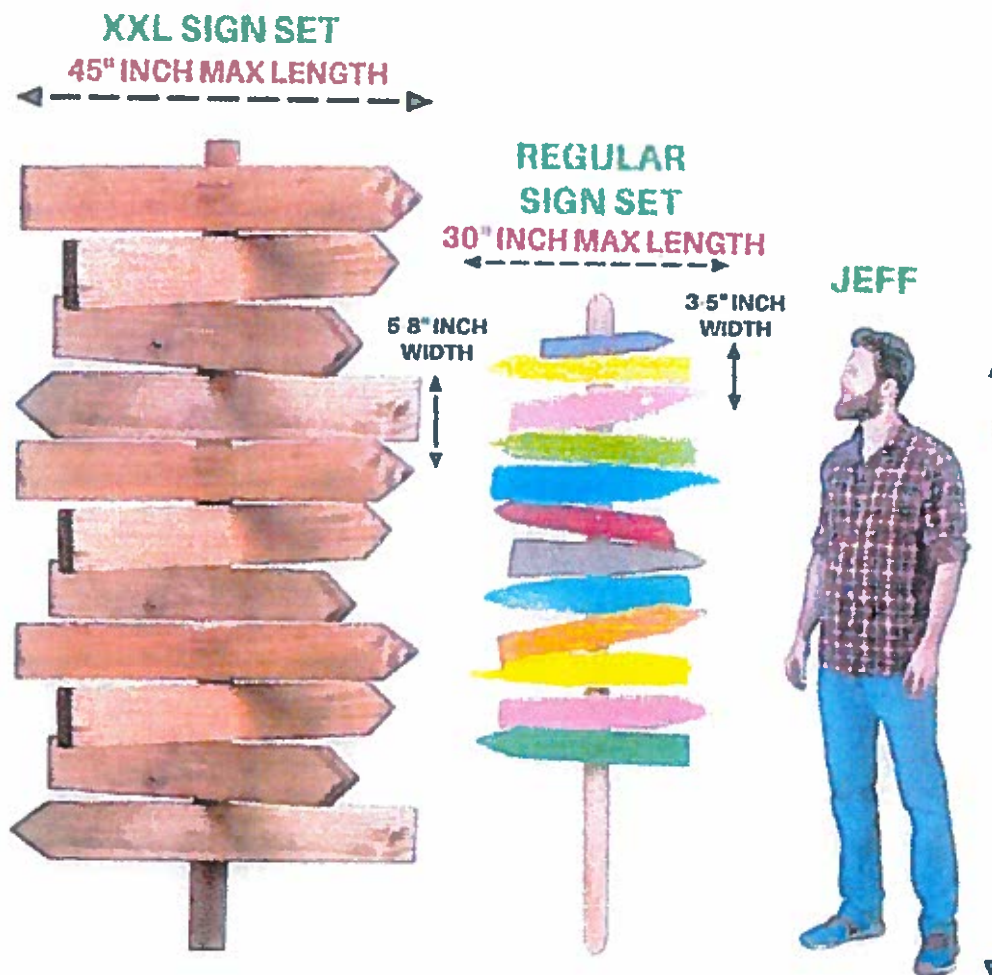
Delivery: [LOCATION AND TIME OF DELIVERY to be determined]

Reception: [LOCATION, WHEN, WHAT IS INCLUDED to be determined]

Exhibit or Event Ends: [DATE to be determined]

Publicity: [DESCRIBE HOW EVENT OR EXHIBIT WILL BE PUBLICIZED to be determined]

Contact: To be determined.





City of Isleton

City Council
Staff Report

DATE: September 13, 2022

ITEM#: 5.A

CATEGORY: Consent Calendar

MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF JULY 12, 2022.

SUMMARY

A. Review of the Special City Council Meeting minutes of July 12, 2022.

FISCAL IMPACT

There is no fiscal impact associated with this action.

RECOMMENDATION

A. City Council review and approve the draft minutes of the Special City Council Meeting of July 12, 2022.

ATTACHMENTS

- Minutes of the Special Meeting of July 12, 2022.

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



CITY OF ISLETON

Regular City Council Meeting Minutes

Tuesday, July 12, 2022 at 6:30pm

208 Jackson Boulevard

Isleton, California 95641

You can call in to join our public meeting

TELECONFERENCE OR IN PERSON MEETING

This meeting will be held via teleconference or in person, pursuant to Executive Order N-29-20 issued by the State of California Executive Order by Governor Gavin Newsom on March 17, 2020. All members of the public interested in participating in this Zoom meeting can dial in by phone at 408-638-0968 (do not put a 1 before the number), Personal Meeting ID 337-903-7904# (for Personal ID just hit #) and then Passcode 123456#. For computer log-in, follow the link below.

Join Zoom Meeting

<https://us02web.zoom.us/j/3379037904?pwd=cWdVNkN5aHUxcjVwRGR1M1BpajcwZz09>

Meeting ID: 337 903 7904

Passcode: 123456

1. OPENING CEREMONIES

- A. Welcome & Call to Order – Mayor Eric Pene called to order at 6:34pm.
- B. Pledge of Allegiance
- C. Roll Call

PRESENT: Councilmember Paul Steele, Kelly Hutson, Mayor Eric Pene.

ABSENT: Councilmember Iva Walton, Vice Mayor Pamela Bulahan.

2. AGENDA CHANGES OR DELETIONS

ACTION: City Manager Charles Bergson suggest to take 7.B after 5.A.

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.

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: Aleida Suarez- RV Report- City Manager said it will be ready in 6 months? City Manager said later part of the year they'll commence. Grant for Restroom on Main St. Park. Notolli 100k for Skate Park and bathroom. Aleida-proper sign.

4. COMMUNICATION

A. None.

5. CONSENT CALENDAR

A. **SUBJECT:** Approval of Minutes of the Regular City Council Meeting of June 14, 2022.

RECOMMENDATION: City Council review and approve draft minutes of the Regular City Council meeting of June 14, 2022.

ACTION: Councilmember Paul Steele motion to approve draft minutes of the Regular City Council meeting of June 14, 2022. Councilmember Kelly Hutson second the motion. **AYES:** Councilmember's Paul Steele, Kelly Hutson, Mayor Eric Pene. **NOES:** None. **ABSTAIN:** None. **ABSENT:** Councilmember Iva Walton and Vice Mayor Pamela Bulahan. **PASSED:** 3-0.

6. PUBLIC HEARING

A. **SUBJECT:** Resolution No. 22-22, a Resolution approving Delinquent Sewer Charges for the Fiscal Year 2021/2022 and authorizing the Deputy City Clerk to file same with the County Auditor.

RECOMMENDATION: It is recommended that City Council approve Resolution No. 22-22, a Resolution approving Delinquent Sewer Charges for the Fiscal Year 2021/2022 and authorizing the Deputy City Clerk to file same with the County Auditor.

ACTION: Mayor Eric Pene motion to approve Resolution No. 22-22, a Resolution approving Delinquent Sewer Charges for the Fiscal Year 2021/2022 and authorizing the Deputy City Clerk to file same with the County Auditor. Councilmember Paul Steele second the motion. **AYES:** Councilmember Paul Steele, Kelly Hutson, Mayor Eric Pene. **NOES:** None. **ABSENT:** Councilmember Iva Walton, Vice Mayor Pamela Bulahan. **ABSTAIN:** None. **PASSED** 5-0.

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7. OLD BUSINESS

- A. **SUBJECT:** City of Isleton 100th Anniversary Celebration.

RECOMMENDATION: It is recommended that City Council discuss the celebration of a 100th Anniversary celebration for Isleton.

ACTION: Paul Steele said, a gentleman is talking with the Isleton Chamber of Commerce regarding having Isleton 100th Anniversary. **Public Comments:** Michelle Burke - what is the nature of the celebration and what do we want and gain from that. Paul Steele- It's not until July 2023. Kelly the subject was 100 year anniversary. Paul Steele- It's the Chamber of Commerce meeting. Aleida the Chamber will meet tomorrow at 12noon 23 Main Street, public hearing.

- B. **SUBJECT:** City of Isleton, Wastewater System Evaluation, Status Report.

RECOMMENDATION: Receive and comment on the Wastewater System Feasibility Study presentation.

ACTION: CEQU document brought back to you as well as the grant application. The environmental and public hearing done. Paul Steele I'd like to see it get done before February. Dave Harden would like to get it done. Mayor said, start working on it. Dave Harden gave Wastewater System Feasibility Study and will bring CEQA back to City Council.

8. NEW BUSINESS

- A. **SUBJECT:** Ordinance No. 2022-05, Chapter 5.52 – Flood Damage Prevention repealing Ordinance No. 2015-04, an Ordinance establishing Flood Damage Prevention regulations and repealing Ordinance No. 291 and 350.

RECOMMENDATION: City Council introduce for first reading Ordinance No. 2022-05 Chapter 5.52 – Flood Damage Prevention Repealing Ordinance No. 201-04 an Ordinance establishing Flood Damage Prevention Regulations and Repealing Ordinance 2931 and 350.

ACTION: Our ordinance which was reviewed by FEMA, letter dated in March is included in packets. Needs to come back for second reading.

- B. **SUBJECT:** Resolution No. 23-22, a Resolution approving Delinquent Cal-Waste Charges for the Fiscal Year 2021/2022 and Authorizing the Deputy City Clerk to file same with the County Auditor.

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RECOMMENDATION: It is recommended that City Council approve Delinquent Cal-Waste charges for the Fiscal Year 2021/2022 and Authorizing the Deputy City Clerk to file with the County Auditor.

ACTION: Councilmember Paul Steele motion to approve Delinquent Cal-Waste charges for the Fiscal Year 2021/2022 and Authorizing the Deputy City Clerk to file with the County Auditor. Councilmember Kelly Hutson second the motion. **AYES:** Councilmember's Paul Steele, Kelly Hutson, Mayor Eric Pene. **NOES:** None. **ABSTAIN:** None. **ABSENT:** Councilmember Iva Walton and Vice Mayor Pamela Bulahan. **PASSED:** 3-0.

C. SUBJECT: Investment Policy, City of Isleton.

RECOMMENDATION: It is recommended that City Council review and discuss City of Isleton Investment Policy.

ACTION: To bring final draft back to council for approval.

9. COUNCIL REPORTS AND COMMITTEE UPDATES

- A. Councilmember Kelly Hutson – None.
- B. Councilmember Paul Steele – The Fourth of July event went well. Cooked 12 tri-tips and 80 people made it. Delta Protection meeting. Thank you everyone for coming out.
- C. Councilmember Iva Walton – Absent.
- D. Vice Mayor Pamela Bulahan – Absent.
- E. Mayor Eric Pene – Still working across the river.

10. STAFF GENERAL REPORTS AND DISCUSSION

- A. City Manager Report – 2 meetings one with pavement money TDA.
- B. Fire Chief Report – Absent.
- C. Code Enforcement Report – Absent.

11. CLOSED SESSION

- 11.1 None.

12. ADJOURNMENT

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AYES:
NOES:
ABSTAIN:
ABSENT:

MAYOR, Eric Pene

ATTEST: _____
DEPUTY CITY CLERK, Yvonne Zepeda

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City of Isleton

City Council
Staff Report

DATE: September 13, 2022

ITEM#: 7.A

CATEGORY: Old Business

CITY OF ISLETON 100th ANNIVERSARY CELEBRATION

SUMMARY

The City's 100th Anniversary will commence in mid-2023 and extend throughout the year. This historic event will take a large amount of planning and co-ordination, City staff is recommending that City Council create and appoint members to a 100th Anniversary planning committee in the near future.

City's often celebrate centennials or similar events through a wide array of public activities including commissioning public art and performances, hosting homecoming sporting events, scavenger hunts, concerts, parades, etc. Having a planning committee begin preparation and outreach well in advance for these or other activities will help to ensure the centennials success.

Volunteer Planning Committee so far we have - Iva Walton, Paul Steele, Michelle Burke and Kalani Haro.

FISCAL IMPACT

There is no fiscal impact associated with this action

RECOMMENDATION

Staff recommends that City Council discuss the celebration of a 100th anniversary celebration for Isleton

ATTACHMENT

Chamber of Commerce Statement of Participation in the 100 – Year Anniversary Celebration of Isleton's Incorporation June 17, 2023 9am to 2pm.

Reviewed by: Charles Bergson, City Manager 

Submitted and prepared by: Yvonne Zepeda, City Clerk _____



CRAWDAD FESTIVAL

AND
150 YEAR ANNIVERSARY OF ISLETON

2023



CRAWDAD FESTIVAL 2023

JUNE 17-18, 2023
ISLETON, CALIFORNIA

The return of Father's Day Weekend, Isleton's Crawdad Festival is back and better than ever! Also come join "The 150 years of Isleton" Celebration!

The best & largest Cajun, Zydeco, Blues, dining, dancing, and drinking festival in Northern California. This festival draws crowds reaching 200,000 people!

There is the largest consumption of crawdads outside of Louisiana, over a two-day period with some 25,000 pounds of crawdads, to be exact!

There will be contests such as the crawdad eating contest, dance contest, crawdad races, and more!

Listen to the sounds of Cajun. We're talking about 20 bands covering four stages!

ABOUT THE FESTIVAL

Two day music and food festival with Live entertainment and activities for all ages. featuring musical performances of traditional music genres of Louisiana live and on stage. New Orleans inspired cuisine (frog legs, catfish, gumbo, jambalaya, red beans and rice, bread pudding), beignets, including non-crawfish related items BBQ, Mexican, American, Chinese, and other international foods and desserts, adult beverages (beer, wine, specialty drinks and of course, CRAWFISH. Lots and lots of Crawfish. Carnival rides and games, children's area, dance floor, karaoke lounge, french quarter themed bars and designated beer gardens, parades, local artisans, free souvenir E-Photo booth, over 70 vendors and much more!

LOCATION

Located in the heart of Isleton, California on Main Street with a French Quarters look and feel. This festival is a tradition to many across the entire Northern Californian region. The festival is an upscale musical event, dining, drinking, dancing and family fun.

SPONSORS

Sponsorship opportunities that fit the demographic will be approached for a chance to partner with the celebration such as: Food Network, Aidells Sausage, Old Bay, Beer, Wine and Spirits Companies.

VENDORS

Over 70 Vendors anticipated to include food vendors, beverage vendors, beer and wine, arts, craft booths, souvenirs, face painting, inflatable bounces, games, and much more!

AGENCY

Powered by Evolution Digital & Branding and JMH Event Management as a stand-alone entity. Our mission is to bring back the heartbeat of Isleton and the Delta with the return of the legendary Crawdad Festival. We will bring back the annual tradition that will pump revenue and excitement back into the City of Isleton. EDB is a creative and marketing firm and JMH is our event logistics. Due to the pandemic, JMH dissolved the Corporation and became an arm of EDB in July, 2021.



The "150 Year Anniversary" of Isleton & The Crawdad Festival June 17th - 18th, 2023

Powered by Evolution Digital & Branding and JMH Event Management (as a stand-alone entity), our mission is to bring back the heartbeat of Isleton and the Delta with the return of the legendary Crawdad Festival. We will bring back the annual tradition that will pump revenue and excitement back into the City of Isleton. It is time the Crawdad Festival comes back "New, Improved, Bigger and Better!" by remaining true to its roots, we will include the Crawdad races, competitions and adding exciting new attractions in designated sections of Isleton.

Evolution Digital & Branding (Evol) & JMH will ensure efficient event management and personnel including job opportunities for the local community of Isleton to ensure the festival organization & parking are seamless and run with ease. There will be a centralized basecamp where internal event management for each department will coordinate crews and issue wireless communication for all involved staff members and security. All event staff will have an "event staff" shirt as well as a specific color wrist band. The entire festival parameters will be enclosed by fencing. We will also ensure ample security, including gate security to ensure weapons or other prohibited items enter the festival. We want this festival be a family environment for all ages to enjoy and feel safe.

Safety Manager (& Crew): An ambulatory section with paramedics for emergency situations will also be in place.

Security Manager (& Crew): Responsible for formulating, preparing, and implementing the security plan and strategies. i.e., how to protect delegates, guests, service providers, organizers, sponsors, partners, clients, target audience, goods, and merchandise, etc.

- Procurement management and resource management.
- Formulates, prepares, and implements the risk management plan. (Risks related to security like stampede, brawl etc.)

Facilitate Publicist and PR for servicing of all online, trade and media outlets servicing all of Northern California to engage with existing and new attendees to create excitement and announce the "100 Year Anniversary" and the return of the beloved "Crawdad Festival!"

Marketing will include:



- Social media campaigns - Create hashtags and offer ticket contests and giveaways when users share your content; this is low cost and high reward when executed effectively.
- Influencer sponsorships and giveaways - This marketing tactic can cause an eye-rolling, but if you select influencers who have your target audience as followers, one post can generate ticket sales.
- Local media - Contact local press, radio stations, and local organizations, and extend your giveaway and paid promotion to these channels. Those who are local will be more likely to buy tickets for your festival.
- Email marketing - It might be old fashioned, but it works. Reach out to your existing contacts from previous years and offer them exclusive ticket deals and giveaways to get them excited for your event.

Our agency will also secure partnerships with key supermarket chains, i.e., Raley's, Bel-Air, Safeway, Sprouts, etc. to be involved and engage with consumers.

Sponsorship opportunities that fit the demographic will be approached for a chance to partner with the celebration such as: Food Network, Aidells Sausage, Old Bay, Various Beer, Wine, and Spirits Companies,

Planning Agenda: TBD

The City of Isleton will not hold any liability for this event. All contracts, agreements, and liability will solely be the responsibility of Evolution Digital & Branding, LLC.

We are excited and honored to have the opportunity to bring back such an historical event. For more information, contact (1-866) 298-1950 or jami@evoldigital.com



City of Isleton

City Council
Staff Report

DATE: September 13, 2022

ITEM#: 7.B

CATEGORY: Old Business

NOTICE OF CAL-WASTE REFUSE REUSE AND RECYCLE RATE INCREASE TO START OCTOBER 1, 2022.

SUMMARY

Following the provisions of Section 3.02 of the Solid Waste Collection Agreement between California Waste Recovery Systems and the City of Isleton, they are submitting herein their rate adjustment notification. These rates will be effective beginning October 1, 2022. This is the second rate adjustment by Cal-Waste since the contract executed in 2017. Cal-Waste did not apply for the 2018 rate adjustment.

In accordance with Section 3.02.B of the Agreement, they are to use the Water and Sewer and Trash Collection Services Index (CUSR0000SEHG), as established by the United States Department of Labor Bureau of Labor Statistics, and base their percentage change to that of the index for the next 12-month period ending March. The provisions state that the annual rate adjustment shall not exceed four percent (4%) in any given year.

FISCAL IMPACT

According to the above referenced BLS index for the period of March 2022 over March 2021, the percentage change calculates to be 4.02%.

RECOMMENDATION

Staff recommends City Council review rates and receive public comment.

ATTACHMENTS

Letter from Cal-Waste
Water and Sewer and Trash Collection Services Index
Exhibit A. Res/Comm. & Roll off Services Rate Schedule
Exhibit A. City of Isleton Special Services Rate Schedule

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



Yvonne Zepeda

From: Todd Snider <Toddsnider@cal-waste.com>
Sent: Tuesday, August 30, 2022 2:37 PM
To: Charles Bergson; Yvonne Zepeda
Cc: Rudy Vaccarezza; Dave Vaccarezza; Jack Fiori; Janette de Jong; Karlee Kane
Subject: RE: Isleton Cal-Waste Annual Rate Adjustment Notification 2022-23
Attachments: Isleton Rate Adjustment Letter 053122.pdf

Hello Charles and Yvonne,

With the last day of the month approaching tomorrow we will begin to communicate with customers via our billing statements and that is where we typically include information regarding the annual rate increase that happens every October. Following up to make sure you received the annual rate adjustment package as well as my email from 8/19. Please advise if the City Review has been completed and if you have any further questions. We are happy to set up a meeting to discuss in further detail.

Regards,

Todd Snider

Director of Business Solutions

175 Enterprise Ct., Suite A, Galt Ca. 95632

Office: (209) 369-6887

ToddSnider@cal-waste.com

Cal-Waste.com



2020 RECIPIENT
POLLUTION PREVENTION



From: Todd Snider
Sent: Friday, August 19, 2022 5:18 PM
To: Charles Bergson <cbergson@cityofisleton.com>; Yvonne Zepeda <yvonne.zepeda@cityofisleton.com>
Cc: Rudy Vaccarezza <Rudyvac@cal-waste.com>; Dave Vaccarezza <dmv@cal-waste.com>; Jack Fiori <JackFiori@cal-waste.com>; Janette de Jong <JanettedeJong@cal-waste.com>; Karlee Kane <KarleeKane@cal-waste.com>
Subject: RE: Isleton Cal-Waste Annual Rate Adjustment Notification 2022-23

Hello Charles and Yvonne,

Following up to our Annual Rate Adjustment sent on 5/31/22. I did not see any action taken in the City Council meetings and we are approaching the *City Review of Application* deadline of 8/31/22 from Section 3.02 F of our contract. The goal of this deadline is to provide Cal-Waste the opportunity to communicate in advance with customers prior to the rate increase.

Please advise if the City Review has been completed and let us know any questions. We welcome the opportunity to make an informational presentation at a future City Council meeting if you would like us to. Thank you and have a nice weekend.

Regards,

Todd Snider

Director of Business Solutions

175 Enterprise Ct., Suite A, Galt Ca. 95632

Office: (209) 369-6887

ToddSnider@cal-waste.com

Cal-Waste.com



2020 RECIPIENT
POLLUTION PREVENTION



From: Todd Snider

Sent: Tuesday, May 31, 2022 4:19 PM

To: Charles Bergson <cbergson@cityofisleton.com>

Cc: Rudy Vaccarezza <Rudyvac@cal-waste.com>; Dave Vaccarezza <dmv@cal-waste.com>; Jack Fiori <JackFiori@cal-waste.com>

Subject: Isleton Cal-Waste Annual Rate Adjustment Notification 2022-23

Hello Chuck,

Per our agreement, please find the annual rate adjustment notification attached. Please reach out with any questions and we welcome the opportunity to make an informational presentation at a future City Council meeting if you would like us to. Thank you.

Regards,

Todd Snider

Director of Business Solutions

175 Enterprise Ct., Suite A, Galt Ca. 95632

Office: (209) 369-6887

ToddSnider@cal-waste.com

Cal-Waste.com



2020 RECIPIENT
POLLUTION PREVENTION



RECEIVED
8-22-22

May 31, 2022

Charles Bergson, City Manager
City of Isleton
P.O. Box 716
Isleton, CA 95641

Dear Mr. Bergson:

Following the provisions of Section 3.02 of the Solid Waste Collection Agreement between California Waste Recovery Systems and the City of Isleton, we are submitting herein our rate adjustment notification. These adjusted rates will be effective beginning October 1, 2022. This will be the fourth rate adjustment by Cal-Waste since the contract execution in 2017; Cal-Waste did not apply for the 2018 rate adjustment.

In accordance with Section 3.02.B of the Agreement, we are to use the Water and Sewer and Trash Collection Services Index (CUSR0000SEHG), as established by the United States Department of Labor Bureau of Labor Statistics, and base our percentage change to that of the index for the 12-month period ending March. Additionally, the provisions state that the annual rate adjustment shall not exceed four percent (4%) in any given year.

According to the above referenced BLS index for the period March 2022 over March 2021, the percentage change calculates to be 4.02%. Since agreement provisions state the rate shall not exceed 4.00%, all residential and commercial rates going into effect on October 1, 2022 shall have a 4.00% increase over the October 1, 2021 rates, a \$1.53 increase to the 64 Gallon Trash Cart rate. Also in accordance with Section 3.02B, the excess .02% will be carried by Cal-Waste for two years to be applied on a future rate increase.

On January 1st, 2022, California SB1383 legislation became effective regarding the mandatory collection of residential and commercial organic waste (including food waste). The purpose of this legislation is to reduce Greenhouse Gas Emissions and Short-Lived Climate Pollutants. Effective January 1, 2022 Isleton was granted a Department Approved Low Population Waiver that waives the organic waste collection requirements that are outlined in Article 3 (14 CCR



18984 – 18984.14) and is valid until December 31, 2026 . Therefore, the Isleton collection programs do not yet include new mandatory organics programs.

In accordance with Section 3.02.F of the Agreement, the City Manager is to review our rate application to confirm the adjustments are being made in accordance with the Agreement, prior to being implemented by Hauler. We request that you complete your review by August 31st so that we can notify our customers with their September billing.

We have enclosed the following;

- A copy of the BLS index and the mathematical calculation that produces the 4.00% increase
- Rate sheets that show the current and adjusted rates **(OPEN)**

Thank you in advance for your prompt attention to this rate application. Please advise if you would like us to make a presentation to the City Council and let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Rudy Vaccrezza". The signature is fluid and cursive, with the first name "Rudy" and the last name "Vaccrezza" clearly legible.

Rudy Vaccrezza
Director of Business Development

Water and Sewer and Trash Collection Services Index (CUSR0000SEHG)

California Waste Recovery Systems, LLC 2022 Isleton Rate Adjustment

Series Id: CUSR0000SEHG <https://data.bls.gov/cgi-bin/srgate>
Seasonally Adjusted
Series Title: Water and sewer and trash collection services in U.S. city
Area: U.S. city average
Item: Water and sewer and trash collection services
Base Period: DECEMBER 1997=100
Years: 2017 to 2022
Publish Date: 5/26/2022

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
2017	228.210	228.928	227.340	227.875	228.444	228.806	229.128	229.643	230.220	230.862	231.844	232.241
2018	232.737	233.508	234.030	234.860	235.880	236.606	237.281	238.383	238.864	239.208	241.883	242.628
2019	241.340	241.646	242.434	243.201	243.763	244.387	244.999	245.542	246.139	247.02	247.448	247.995
2020	248.58	249.386	250.181	250.384	251.016	251.671	252.546	253.826	254.378	254.992	255.628	256.572
2021	257.514	258.612	259.153	259.546	259.815	260.638	261.759	262.627	263.785	264.293	264.485	265.401
2022	267.913	269.366	269.568	270.382								

Current Year Rate Increase: **4.02%**

Rate Adjustment Calculation

(March 2022 minus March 2021) divided by March 2021

$$269.568 - 259.153 = 10.415$$

$$10.415 / 259.153 = 4.02\%$$

**EXHIBIT A: CITY OF ISLETON
RESIDENTIAL, COMMERCIAL & ROLLOFF SERVICES RATE SCHEDULE
EFFECTIVE OCTOBER 1, 2022**

Residential Waste Cart Services	Current Customer Rate	New Customer Rate
38 Gallon Trash Cart, 96 Gallon Recycle Cart, 96 Gallon Yard Cart	\$33.95	\$35.31
64 Gallon Trash Cart, 96 Gallon Recycle Cart, 96 Gallon Yard Cart	\$38.19	\$39.72
96 Gallon Trash Cart, 96 Gallon Recycle Cart, 96 Gallon Yard Cart	\$47.74	\$49.65
Additional 96 Gallon Recycling Cart or Yard Cart	\$7.43	\$7.72

Commercial Trash Services	Current Customer Rate	New Customer Rate
38 Gallon Trash Cart	\$33.95	\$35.31
64 Gallon Trash Cart	\$38.19	\$39.72
96 Gallon Trash Cart	\$47.74	\$49.65
1 YD 1X Week Trash Service	\$93.36	\$97.09
1 YD 2X Week Trash Service	\$190.96	\$198.60
2 YD 1X Week Trash Service	\$190.96	\$198.60
2 YD 2X Week Trash Service	\$371.31	\$386.16
3 YD 1X Week Trash Service	\$275.83	\$286.86
3 YD 2X Week Trash Service	\$556.96	\$579.24
4 YD 1X Week Trash Service	\$381.92	\$397.19
4 YD 2X Week Trash Service	\$636.53	\$661.99
5 YD 1X Week Trash Service	\$371.31	\$386.16
5 YD 2X Week Trash Service	\$689.57	\$717.15
6 YD 1X Week Trash Service	\$424.35	\$441.32
6 YD 2X Week Trash Service	\$742.61	\$772.32

Commercial Recycling Services	Current Customer Rate	New Customer Rate
96 Gallon Recycling Cart	\$12.73	\$13.24
		\$0.00
1 YD 1X Week Recycle Service	\$79.35	\$82.53
1 YD 2X Week Recycle Service	\$162.31	\$168.80
2 YD 1X Week Recycle Service	\$162.31	\$168.80
2 YD 2X Week Recycle Service	\$315.61	\$328.24
3 YD 1X Week Recycle Service	\$234.45	\$243.83
3 YD 2X Week Recycle Service	\$473.42	\$492.36
4 YD 1X Week Recycle Service	\$324.63	\$337.62
4 YD 2X Week Recycle Service	\$541.05	\$562.69
5 YD 1X Week Recycle Service	\$315.61	\$328.24
5 YD 2X Week Recycle Service	\$586.13	\$609.58
6 YD 1X Week Recycle Service	\$360.70	\$375.13
6 YD 2X Week Recycle Service	\$631.23	\$656.48

**EXHIBIT A: CITY OF ISLETON
RESIDENTIAL, COMMERCIAL & ROLLOFF SERVICES RATE SCHEDULE
EFFECTIVE OCTOBER 1, 2022**

Commercial Organics Services	Current Customer Rate	New Customer Rate
64 Gallon Food Waste Cart	\$159.47	\$165.85
64 Gallon Food Waste Cart 2X	\$318.93	\$331.69
1 YD 1X Week Food Waste Service	\$213.31	\$221.85
1 YD 2X Week Food Waste Service	\$426.63	\$443.69
2 YD 1X Week Food Waste Service	\$245.41	\$255.23
2 YD 2X Week Food Waste Service	\$490.83	\$510.46
3 YD 1X Week Food Waste Service	\$281.66	\$292.92
3 YD 2X Week Food Waste Service	\$563.31	\$585.84

Rolloff Bin Services	Current Customer Rate	New Customer Rate
Delivery Charge	\$251.29	\$261.34
Removal or Exchange Charge	\$452.76	\$470.87
Disposal Charge, per Ton	\$59.78	\$62.17
Diversion Charge, per Ton	\$63.10	\$65.62

**EXHIBIT A: CITY OF ISLETON
SPECIAL SERVICES RATE SCHEDULE
EFFECTIVE OCTOBER 1, 2022**

Special Services	Current Customer Rate	New Customer Rate
Extra service on scheduled service day (per dump). An extra service on an unscheduled service day is not available.	\$11.07	\$11.51
On-call bulky item pickup (per cubic yard, per pickup)	\$19.93	\$20.73
Backyard Charge (per household, per month)	\$17.71	\$18.42
Disabled Backyard Charge	\$0.00	\$0.00
<i>The City of Isleton has provided an exemption for handicapped and physically impaired residents. Customers that need this exemption must submit a letter from their physician attesting to their physical impairment and length of the impairment to the City. If there are others residing at the same premise that are not physically impaired a charge for backyard service will be applied.</i>		
Key charges (per container, per month)	\$0.00	\$0.00
Gate Service charge (per container, per month)	\$0.00	\$0.00
Long Walk/Push charges Per container, per month	\$0.00	\$0.00
Residential Account Activation charge	\$0.00	\$0.00
Commercial Account Activation charge	\$0.00	\$0.00
Residential Deliveries	\$0.00	\$0.00
Commercial Deliveries	\$0.00	\$0.00
Residential restart - with or without cart delivery	\$22.14	\$23.03
<i>An administrative charge will be applied when a service restart is requested after the account has been closed due to non-payment.</i>		
Commercial restart - with or without container delivery	\$22.14	\$23.03
<i>An administrative charge will be applied when a service restart is requested after the account has been closed due to non-payment.</i>		
Cart or Container Replacement Fee	\$55.36	\$57.57
<i>A service charge may be applied for each cart or container that is lost or damaged.</i>		
Contamination Charge	\$11.47	\$11.93
<i>On the third reminder or thereafter, a contamination charge will be applied to any recycling or green waste cart that is contaminated with unacceptable items.</i>		
Residential Overage Charge (lid will not fully close on cart/can due to overfull) per occurrence. Driver does not clean up material on ground	\$5.54	\$5.76
Commercial Overage Charge (lid will not fully close on cart/can due to overfull) per occurrence. Driver does not clean up material on ground	\$38.75	\$40.30
Bad/Return check fee (per check):	\$27.68	\$28.78
<i>Administrative charge will be applied when banks return payment checks due to insufficient funds.</i>		
Delinquent (late payment) Fee*	See below	See below
<i>A non-payment penalty will be applied when the customer fails to make a timely payment with 30 days of the invoice due date. Commencing sixty days following the delinquency date the amount of the delinquency, not including the penalty, shall be charged interest at a rate of 18% pursuant to Section 18 of the contract.</i>		

City of Isleton

Special City Council
Staff Report

DATE: 13 September 2022

ITEM#: 7.C

CATEGORY: New Business

MEASURE B OVERSIGHT COMMITTEE MEMORANDUM

SUBJECT

In June 2016 the City passed Measure B, a special transactions and use tax for the purpose of funding fire protection needs for the City. This Measure was valid from 2016 through 2021. In November 2021 the voters renewed this Measure for another five years. (These two measures are referred to as Measure B-16 and Measure B-21). This staff report addresses Measure B-16 which ended last year.

The Measure B-16 Oversight Committee has completed its review and its findings and recommendations are presented to City Council in the attached City of Isleton Measure B Oversight Committee memorandum. The Oversight Committee was a requirement for Measure B. The members of the Committee were Chris Jones, Mandy Elder, Michelle Burk, Don Cain, and Raul Salaices. Lyndon Gardiner was appointed to replace Mr Salaices in October 2021.

The Report notes that there were no discrepancies in the expenditure of Measure B funds supporting the Fire Department. There were several finding and recommendations contained in the report. The findings focused on City accounting, Fire Department Training and establishment of the Oversight Committee. The recommendations presented were on formation of a new oversight committee, increased Fire Department training, Fire Department Planning

Staff Comments on the Committee memorandum follow:

City Accounting - The memorandum states that the detail reports and account were not well organized and difficult to follow. The present administration inherited a financial operation that was disorganized, had several years of absent audits, has been through multiple account personnel, and is straddled with old accounting software not designed for municipal accounting. The revolving personnel has ceased having hired a full time accountant, the City has current on audits and is researching modern municipal finance systems. Some names of these systems are – Casselle, GovPilot, Tyler Technologies, TownSuite, MuniSoft. The cost of acquisition of a modern, city focused system costs in the range of \$40,000 to \$50,000.

Fire Department training. - the Committee's recommendation to use funds for more training is acknowledged and reflected in the present budget.

Establishment of the Oversight Committee

The memorandum notes that the Committee was not formed until a couple years into the term of Measure B. It is noted that recruitment for an adequate number of volunteers from which to appoint a committee took over a year to attain.

Formation of a New Oversight Committee Upon receipt and approval of the Measure B-2016 memorandum, the City will initiate a solicitation for members for the seating the Measure B-2021 Oversight Committee. Additionally the Council can adopt an ordinance establishing a standing Fire Department Tax Fund Oversight Committee.

Increased Fire Department Training – the Fire Department and City Staff have taken note of the Oversight recommendations and are incorporating them in the Department’s training plans.

Fire Department Planning - Reflected in the City’s Ten Year Capital improvement plan (CIP) is equipment acquisition. An equipment replacement schedule is also being prepared as recommended by this Report.

FISCAL IMPACT

There is no fiscal impact with this action. Measure B generated approximately \$330,000 of revenue during its term and expenditures against this Measure were approximately \$270,000, leaving a balance of approximately \$60,000 in the Measure B account.

RECOMMENDATION

It is recommended that the City Council review and accept the City of Isleton Measure B Oversight Committee memorandum.

ATTACHMENTS

City of Isleton Measure B Oversight Committee memorandum dated 01 August 2022

Reviewed by: Charles Bergson, City Manager  _____

Submitted and prepared by: Yvonne Zepeda, City Clerk _____

memo

City of Isleton Measure B Oversight Committee

To: City of Isleton City Council
From: City of Isleton Measure B Oversight Committee
Date: August 1, 2022
Re: Findings of the Measure B Oversight Committee

Introduction

On June 7, 2016, the voters of Isleton passed Measure B, the Isleton Special Transactions and Use Tax Ordinance (hereinafter referred to as Measure B), for the specific purpose of funding the fire protection needs of the City of Isleton. A copy of the Measure B ballot measure is included as an attachment to this memorandum. Section 12 (C.) of the ballot measure directed the Isleton City Council to convene an oversight committee to review expenditures made using the revenue generated by Measure B taxes. The specific language of the ballot measure states:

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.

This memorandum describes the formation of the Measure B Oversight Committee, the work completed by the Oversight Committee, and the findings of the Oversight Committee.

Oversight Process

Oversight Committee Formation

The Oversight Committee was first convened on August 13, 2019. The committee membership included Don Cain, Michelle Burke, Mandy Elder, Chris Jones, and Raul

Salaices. Lyndon Gardiner was appointed by the City Council to replace Raul Salaices on October 26, 2021.

Oversight Committee Meeting Process

The first Oversight Committee meeting was held on September 8, 2019. Subsequent meetings were held on November 6, November 19, and December 11, 2019. The next meeting was scheduled for February 24, 2020. This meeting was cancelled due to reasons unknown. Subsequent meetings during the remainder of 2020 and through Fall 2021 were not scheduled, presumably due to the COVID 19 health emergency declared in March 2020.

Following a request by Oversight Committee member Chris Jones, the Oversight Committee meetings reconvened on September 8, 2021. Subsequent meetings were held on September 15, October 14, November 10, and December 20, 2021, and January 19, February 23, March 16, and April 27, 2022.

Materials Reviewed by the Oversight Committee

The materials provided to the Oversight Committee meeting during the first round of meetings held in late 2019 generally consisted of photocopies of receipts for purchases made by the fire department accompanied by a check registry style list of partial transactions from 2018-2019. Fire Chief Scott Baroni was present to answer questions pertaining to these receipts. Several members of the committee found the records provided to be inadequate and requested the City provide a more thorough accounting showing all transactions, by account, listed by fiscal year. Subsequent documentation provided by the City included more information but did not include the level of detail requested by some committee members.

When meetings recommenced in September 2021, it was decided by the committee members that each subsequent meeting would be dedicated to reviewing transactions for each of the five fiscal years during which Measure B funds were collected and expended by the City. These materials included transaction detail reports for each fiscal year accompanied by photocopies of receipts for purchases made by the fire department. Again, Fire Chief Scott Baroni was available to answer questions pertaining to the transactions. Beginning with transactions for Fiscal Year 2018, reviewed during the October 14, 2021 meeting, the committee members went line by line through the transaction detail reports and verified the expenditures documented by the receipts provided. The Transaction Detail Report for Fiscal Year 2016-2017, the first year during which Measure B tax revenue was collected, was requested repeatedly by members of the Oversight Committee. This information was provided during the March 16 and April 27, 2022 meetings.

Findings

It is the consensus of the committee, that based on the materials provided by the City, there were no discrepancies in the expenditure of Measure B funds to support the Fire Department. However, during the Oversight Committee's tenure, there were some concerns raised with potential for negative effects to both the Fire Department and the City. The following sections discuss these concerns.

State of the City's Accounting

First, several members of the Oversight Committee were of the opinion that the transaction detail reports, and other accounting records provided by the City were not as well organized as they should be and were difficult to follow. For example, for purposes of accounting, the City's bookkeepers assigned expenditures made by the Fire Department to various, categories that seemingly changed based on which bookkeeper was entering the data at the time. While the condition of the City's records did show improvement over time, the Oversight Committee's work took longer than it should have in part because the City's records raised various questions that required additional documentation and discussion.

Evidence suggests that prior to 2016, the general public had some concerns over the City's spending and accounting, explaining why the requirement for an oversight committee to review revenue and spending was included in the measure's wording. While it was evident in the quality of the accounting presented to the Oversight Committee, and also by comments made by members of the Fire Department regarding their interactions with the City's various bookkeepers and accountants over the years, that the quality of Isleton's accounting has improved significantly since 2016, more work needs to be done to improve the City's accounting system so it can provide a quality tool for the Fire Department to use in tracking its accounts. The City should increase supervision of the bookkeepers and accountants it hires and standardize the chart of accounts. Greater transparency and better organization of data would enable the City and the Fire Department to make more informed choices in expenditure of funds, as well as increase public trust.

Fire Department Training

Another concern raised by some members of the Oversight Committee pertained to the amount of funds directed toward training for Fire Department staff. It was understood by at least some members of the Oversight Committee that part of the stated impetus for implementing Measure B funding was the need to pay for training for Fire Department staff. However, review of materials provided by the City indicated that very little funding was actually provided for training. The "Argument in Favor of Measure B" included in the Measure B language (see Attachment A) included the following statement:

This is a special sales tax to help supplement the funding of the Isleton Fire Department. The funds generated from this tax will help purchase and replace aging and outdated Fire Department equipment and *help update training for all Fire Department personnel* (emphasis added). With the passing of this sales tax increase we will be able to purchase much needed equipment that we have been going without and *help update our training to meet the ever changing guidelines set forth by both the state and federal government.* (emphasis added).

While this language was not included in the actual text of Measure B, it was understood by the general public that the funds raised through Measure B would be going in part towards training of Fire Department staff.

According to the documents provided by the City (see Oversight Committee meeting agenda packet for April 27, 2022), Isleton Fire Department has spent \$7,816.09 in training over the five years during which Measure B was in effect. Of that, only 25% of training expenses were paid for using Measure B funds. This means approximately \$1,954.77 of Measure B

funds were spent on training even though a large part of the stated support for passing Measure B was the need for funds for training. The City received at least \$245,801 in revenue from the Measure B sales tax. This means only 0.8% of Measure B funds went to training.

To assess the state of fire department training, multiple requests were made by Oversight Committee members to the Office of the State Fire Marshal, Division of State Fire Training for documentation of training. Requests were made to the City for State verifiable records of certified training but were told those records are confidential even though when asked, neighboring fire departments readily provided verifiable proof of training. Requests were also made for the history and upcoming schedule of training sessions for employees and volunteers at the Isleton Fire Department, but none were ever produced. Requests were also made to review the independent report Isleton taxpayers paid for regarding the fire at 99 Jackson Boulevard that occurred in 2021 in order to assess Isleton's readiness and training for fire, but this report was not provided. It should be noted that Fire Chief Scott Baroni was forthright in answering questions about fire department training and did provide a listing of certifications for volunteer fire fighters; however, this did not provide enough information to deduce the level of training provided.

Establishment of the Oversight Committee

Per the language of the tax measure, the Oversight Committee was to convene at least one full year after tax revenue was first received and subsequently make annual reports and recommendations to the City Council by a date that would allow them to be considered as part of the annual budget process. Per this requirement, the Oversight Committee should have convened in Autumn 2017, one full year after collection of tax revenue began in 4th Quarter 2016. However, the City did not meet the requirements of its own ballot measure as it was initially unable to attract volunteers. A second attempt at recruiting volunteers was delayed due to concerns raised by members of the public that the city did not provide adequate notice of the committee formation. This prompted the City to reject the first roster of volunteers in order to address public concerns and re-advertise the call for volunteers. Because of these delays, the Oversight Committee was not formed until well into the period Measure B tax revenues were collected. One of the key values of having an oversight committee is to provide the City regular information that would help it adaptively manage and more efficiently use the generated revenue. That the Oversight Committee was not able to do the actual work it was mandated to perform under the language of Measure B in the manner initially envisioned, prevented the City and the Fire Department of full use of a valuable and beneficial planning tool.

Recommendations

Based on the work conducted by the Oversight Committee, members make the following recommendations:

Formation of New Oversight Committee

A new tax measure was approved by the voters in 2021. This measure did not include provisions for the formation of an oversight committee. Given the concerns raised by some committee members over the City's accounting records, it would be highly advisable to form an oversight committee for the new tax measure. It is understood that the City Manager

drafted an ordinance authorizing the formation of a new oversight committee that was presented to the City Council and then removed for consideration at a later date. This ordinance should be reintroduced to the City Council and if passed, the new oversight committee should be permitted to perform its work throughout the five-year tax period as intended under the Measure B that was passed by voters in 2016.

There remains work to do in addressing past issues with the City's bookkeeping system. Once the City's chart of accounts have been reviewed and improved, it would be advisable to review the entire City budget for consistency.

Increased Fire Department Training

Based on the information provided and reviewed by the Oversight Committee, some members believe that the Isleton Fire Department needs to expend more funds towards training. It is understood that in the past, Isleton Fire Department held regular trainings on Tuesday nights to teach new skills to volunteer fire fighters and to hone old ones. Committee members strongly urge the Fire Department to reinstate regular training for volunteers. It is important to note that with an average of 80 calls per year for medical services, the use of funds for increased medical training should be a priority. Of the three levels of medical certification available, Isleton Fire Department staff have only basic Emergency Medical Technician (EMT) certification. There are no EMT+ nor paramedic certified personnel in the Isleton Fire Department. The City has a great need for staff with these levels of certification.

Fire Department Planning

Measure B was passed to help fund the Fire Department; however, there appears to be no plan for meeting the Fire Department's long-term needs. The Fire Department occupies buildings that were only intended for temporary use more than 30 years ago and are well past their prime. These facilities prevent the Fire Department from acquiring and housing a much-needed ladder truck. At least 10 percent of the buildings in Isleton cannot be adequately protected without a ladder truck. This includes all the buildings in the Village on the Delta housing development. While the City's Fire Department has agreements with the Rio Vista and Walnut Grove Fire Departments to employ their ladder trucks in the event they should be needed, as demonstrated by the fire at 99 Jackson Boulevard, during which a ladder truck was requested but not dispatched, these kinds of agreements cannot always be relied upon. It is understood that some Measure B funds have been allocated to savings to help solve problems like these. Committee members recommend the City develop a fire department master plan. Development of a fire department master plan, projecting and planning for the Fire Department's needs over a 20-year planning horizon, would help direct and efficiently manage fire department expenditures while ensuring both Fire Department and community needs are sufficiently met.

Attachment A

**CITY OF ISLETON
MEASURE B**

B "For a period of five (5) years shall a one-half percent transactions and use tax, to be used solely to fund fire protection needs for the City of Isleton, be adopted?"

IMPARTIAL ANALYSIS OF MEASURE B

Prepared by Isleton City Attorney

The City Council of the City of Isleton has placed Measure B on the June 7, 2016 ballot. California Revenue and Taxation Code section 7285.91 authorizes the City Council to levy a special transactions and use tax via ordinance, provided the ordinance establishing the tax is ultimately approved by the voters. Measure B would, if approved by voters, raise revenue for fire protection services in the City of Isleton by establishing a 0.50 percent (i.e., 1/2 cent) transactions and use tax for a period of five years.

A transactions and use tax is administered by the State Board of Equalization. Once established, a transactions and use tax is allocated to the city where any goods are delivered or placed into use. The transactions and use tax that would be established by Measure B is considered to be a "special tax."

As a "special tax," the revenue generated by Measure B may only be used for specific purposes. The ballot question for Measure B states that the 0.50 percent transactions and use tax will be used "solely to fund fire protection needs for the City of Isleton." Because this transactions and use tax would be a "special tax," the City of Isleton would be required to use tax proceeds only for these services. The Measure requires that the City Council appoint a committee to review and make a public report on the revenue generated from Measure B and expenditures of that revenue.

Finally, because Measure B is a "special tax," it will only be approved if it receives a 2/3 (over 66.66%) vote in favor of the Measure. If approved, Measure B would become operative on October 1, 2016, and would remain in effect until September 30, 2021, a period of five years. The tax would expire at the end of the five-year period.

A "YES" vote is a vote to approve the ordinance levying the 0.50 percent transactions and use tax. A "NO" vote is a vote against the tax.

Jeffrey A. Mitchell
City Attorney

FULL TEXT OF MEASURE B

**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

s/Mark Bettencourt, MAYOR

Attest: s/Yvonne Zepeda, CLERK

ARGUMENT IN FAVOR OF MEASURE B

This is a special sales tax to help supplement the funding of the Isleton Fire Department. The funds generated from this tax will help purchase and replace aging and outdated Fire Department equipment and help update training for all Fire Department personnel. With the passing of this sales tax increase we will be able to purchase much needed equipment that we have been going without and help update our training to meet the ever changing guidelines set forth by both the state and federal government. Please approve this measure and help better equip the Isleton Fire Department so that we can continue to provide the high level of service that this great community has come to expect from us.

s/Jason R Maria Mack
Laborer

s/Rosie Maria
Homemaker

s/Dean Dockery
Laborer

s/Mike Myers
Laborer

s/Charlotte Dockery
Homemaker

NO REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE B WAS FILED

NO ARGUMENT AGAINST MEASURE B WAS FILED

City of Isleton

Special City Council
Staff Report

DATE: 13 September 2022

ITEM#: 7.D

CATEGORY: New Business

PREFERENTIAL PARKING PROGRAM FOR ISLETON CENTRAL COMMERCIAL DISTRICT/RESIDENTIAL DISTRICT - SECOND STREET AND MAIN STREET, PROPOSED

SUBJECT

Preferential Parking

The purpose of this report is to familiarize Council with the proposed preferential parking program, its benefits for businesses in the City's commercial business district, and request Council authorization. As has been discussed several times, managing parking as a resource for the City's main business district has been an issue and a focus of complaints. This proposed concept - preferential parking is used successfully in hundreds of urban environs where there are conflicting and scarce parking resources.

The benefits of preferential parking are several and significant:

- > Emphasizes the commercial streets for business customers during business hours.
- > Establishes reliable parking for Main Street and Second Street businesses
- > Allows limited use of the business streets for residents during business hours.
- > Provides parking for residents of Main Street and Second Street during off business hours
- > Mitigates against the over use of commercial spaces as residential spaces

Main Street and Second Street in Isleton comprise the City's Central Commercial District/Residential District (CCRD) as delineated in the Isleton Municipal Code Section 802. "This District serves as the primary commercial district of the community where a wide range of retail, financial, governmental, professional, business service and entertainment activities and uses are encouraged to concentrate to serve the entire community."

Legislation

The State Vehicle Code (section 22507) provides that cities may establish preferential parking programs. The City's business district, Second Street and Main Street businesses, would comprise this program area. This can be accomplished by passing an ordinance (sample attached). This ordinance presents the broad rules governing establishing a district, issuance of permits, posting of signs, exemptions to restricting applications and district dissolution. The actual specifics regarding time zones, green spaces, signs, number of permits will be tailored based upon analysis and community meetings. Current numbers of available spaces along with proposed allotments are presented in table A.

Table A
**ISLETON PREFERENTIAL PERMIT PARKING DISTRICT
 PARKING INVENTORY & PROPOSED ALLOTMENT**

PPD Zone	Spaces, on street	Proposed Res. PPD allot.	Proposed Bus.Empl allot
Second Street	68	17	15
Main Street	169	40	35
Totals	237	57	50

As shown in this table, there are about 237 spaces in the CCRD comprised of Second Street and Main Street zones. It is proposed that the residents be allotted 57 permits and Businesses will be granted 50 permits for employees use. All other resident cars are to comply with PPD regulations. This will eliminate excess number of residential cars on the street during business hours.

Implementation

Proposed steps for implementing the Preferential Parking in Isleton

- A- Proposed map and permits and fees and zones to City Council
- B- Town Hall on Proposed PPD maps, administration, and zone schedule
- C- Council meeting to present PPD with citizen and business comments, & finances
- D -Proposed revision of PPD ordinance and fees and regulations
- E - Second Town Hall on the PPD Implementation
- F - Set Activation date, hire enforcement firm
- G- Order material - permits, tags, signs, applications
- H – Placement of signage
- I - Commence preferential parking program

SUMMARY

This report presents the basic components of the preferential parking program - the legislation, the costs, administration, and implementation. The plan is to include tow community meetings to take input and comments and tailor the program best for the City. Staff is requesting Council comment and direct the implementation of a preferential parking program for the City.

FISCAL IMPACT

Proposed revenues and cost impacts for a preferential parking program will be revenue neutral. Costs for administering the district will be comprised of enforcement, administration of permits, provision of actual permits per vehicle, household and businesses, and

signage. Revenues will be received from permit fees, fines and penalties, parking district fees, and the State Vehicle Theft Program allocation (Senate Bill 2139). The revenues will meet the costs.

RECOMMENDATION

Staff recommends that City Council review and direct the implementation of the Isleton preferential parking program.

ATTACHMENTS

- A. Draft City of Isleton Preferential Parking Program Ordinance
- B. Map of Second Street Business District
- C. Map of Main Street Business District

Reviewed by: Charles Bergson, City Manager



Submitted and prepared by: Yvonne Zepeda, City Clerk

ORDINANCE NO. 2021-005

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ISLETON,
CALIFORNIA ESTABLISHING A PREFERENTIAL PARKING PERMIT PROGRAM**

WHEREAS, California Vehicle Code Section 22507 provides that cities may establish preferential parking programs.

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

SECTION 1. Title 07.40 of the Isleton Municipal Code is hereby amended with the addition of Chapter 10.18 (Preferential Parking Program) as follows:

- 07.40.010 Definitions
- 07.40.020 Establishment of Districts
- 07.40.030 Issuance of Permits
- 07.40.040 Posting Signs in Preferential Parking Districts
- 07.40.050 Exception from Parking Restrictions
- 07.40.060 Vehicles Excepted from this Chapter
- 07.40.070 Application for the term of permit
- 07.40.080 Prohibited activities
- 07.40.090 Permit revocation
- 07.40.100 Guest permits
- 07.40.110 Dissolving a district
- 07.40.120 Penalties

07.40.010 Definitions

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) "Residence" means a house, apartment, condominium, mobile home or other type of dwelling, in conformance with the City's zoning ordinance and related zoning maps, having an address assigned consistent with the house numbering maps maintained by the City. An apartment having numbers or letters assigned in addition to the street address shall be deemed to be a residence.
- (b) "Guest" means any person visiting or intending to visit, for any purpose, either a resident or merchant located in preferential parking district.
- (c) "Merchant" means a person who, as proprietor, operates a commercial business involved in the retailing of goods or services within a preferential parking district.
- (d) "Permit" means a permit issued to an individual to park in a preferential parking district in the City.

- (e) “Preferential parking district” or “district” means certain streets or portions thereof, including residences and businesses adjacent thereto, designated by the resolution establishing the district, wherein vehicles displaying a valid permit applicable to that district shall be exempt from parking restrictions established pursuant to this chapter.
- (f) “Resident” means a person who lives in a residence located in a preferential parking district.

07.40.020 Establishment of Districts

The City Council may, by resolution, and at its discretion or upon receipt of a petition signed by no less than 51% of all property owners of record and/or lawful lessees of properties comprising all developed frontage of the street or streets proposed for designation, designate a street portion thereof, together with residences and/or businesses adjacent thereto, as a preferential parking district. Any person signing such a petition may be required to provide satisfactory evidence that he or she satisfies the requirements of this section.

07.040.30 Issuance of Permits

- (a) Permits shall be issued by the director of City Manager or his or her designee (herein in this chapter). Each permit issued shall remain property of the City at all times.
- (b) The number of permits to be issued to any one residence or to any merchant’s business establishment, including its employees, shall be determined by the number of residents and merchants, as well as the parking conditions within each district, and shall be set forth in the resolution establishing the district.
- (c) Permits may be issued only to the following persons: residents, merchants, employees of merchants, or guests within specified districts.

07.040.40 Posting Signs in Preferential Parking Districts

Upon the adoption by the City Council of a resolution designating a preferential parking district and the specific parking regulations applicable thereto, the City Manager shall cause signs to be erected in the district, indicating prominently thereon the parking restrictions and the fact that motor vehicles with valid permits shall be exempt there from.

07.040.50 Exemption from Parking Restrictions

- (a) A motor vehicle displaying a valid permit affixed to the vehicle’s interior rear-view mirror, or displayed as otherwise directed by the City Manager, may park or be parked in the district for which the permit is used without being subject to the parking restrictions in this chapter or the resolution establishing the preferential parking district; provided, however, that nothing herein shall affect or excuse a violation of any other provision of this code, the California Vehicle Code, the Streets and Highway Code, or any other laws applicable to the parking of motor vehicles.

- (b) A preferential parking permit shall not guarantee or reserve to the permittee an on-street parking space within any district.

07.40.60 Vehicles Excepted from this Chapter

No person shall, without a permit, park any motor vehicle in a preferential parking district in violation of any parking restrictions set forth herein or in a resolution establishing a preferential parking district, excepting the following:

- (a) Repair, maintenance, refuse, utility, fuel or delivery vehicles doing business in the district.
- (b) Vehicles delivering life support and health commodities to residential areas or schools located in the preferential parking district.
- (c) Police vehicles and other public safety or emergency vehicles operated by or under the authority of governmental entity while engaged in the performance of official duties.
- (d) Any other vehicle expressly authorized by law to park within the district, notwithstanding the provisions of this chapter.

07.40.70 Application for the Term of the Permit

- (a) Each person desiring to obtain a permit shall submit an application on such form as may be provided by the City, together with the filing fee as established by resolution of the City Council. No permit shall be issued unless the applicant is at least eighteen years of age, possesses a valid California driver's license, and is a resident or merchant within the district to be established. Residency shall be established by a valid driver's license or at least two utility bills. Permit issuance is subject to terms and conditions as may be set forth in this chapter or in the resolution establishing the district.
- (b) Each permit shall be valid for the period set forth in the resolution establishing the district, and may be renewed in accordance with procedures set forth in that resolution or in the manner provided for a new permit if no such procedures have been established.

07.40.80 Prohibited Activities

- (a) Unless exempted by provisions of this chapter, no person shall park a motor vehicle in any preferential parking district in violation of any parking restrictions set forth in this chapter or resolution establishing a preferential parking district. A violation of subsections (b), (c), (d), or (e) of this section shall constitute an infraction.
- (b) No person shall falsely represent himself/herself as eligible for a parking permit or furnish false information in an application for a permit.
- (c) No permit issued pursuant to this chapter shall thereafter be assigned, transferred or used

for any consideration, monetary or otherwise. Only the person to whom a permit has been issued or his/her minor child with a valid California driver's license or learner's permit may use the permit. This section does not apply to guest permits, which are governed by Section 10.18.100.

- (d) No person shall copy, produce or create a facsimile or counterfeit parking permit, nor shall any person use or display a facsimile or counterfeit preferential parking district permit.
- (e) No person shall display a permit that has been revoked.

07.40.90 Permit Revocation.

- (a) The permit of any permittee who has violated the provisions of subsection (b), (c) or (d) of section 10.18.080 may be immediately revoked upon written notice by the city of the permit revocation. Upon notification of such revocation, the permittee shall, within fifteen business days of the date of such notice, either surrender the permit or file a written request with the city clerk for a hearing before the City Manager or his or her designee.
- (b) Any written request for a hearing must be received within said fifteen-day period to be considered timely, and upon receipt of a timely request, the revocation shall be stayed pending a final decision following the hearing
- (c) A hearing shall be held by the city manager or designee, unless continued by agreement, no less than ten business days after the date notice of the hearing is mailed by first class mail, postage prepaid, to the permittee. At the hearing, any person may present evidence or argument as to whether the permit should be revoked.
- (d) The City Manager or designee, may give oral notice of the decision at the close of the hearing, or may send notice of the decision by mail to the permittee. The decision shall be final. If the decision to revoke is sustained following the hearing, the permittee shall, within twenty-four hours, surrender the permit to the City Clerk.
- (e) Any revoked permit not timely surrendered shall immediately be deemed null and void, and of no force or effect.
- (f) No permittee who has had a permit revoked may re-apply for another permit for twenty-four months following the effective date of the revocation.

07.40.100 Guest Permits.

Any rules governing the issuance of guest permits shall be as set forth in the resolution establishing the district.

07.40.110 Dissolving a District.

The procedures set forth in Section 10.18.020 of this chapter shall be utilized by the city council in determining whether to dissolve a preferential parking district.

07.40.120 Penalties

- (a) It shall be unlawful for any person to violate any provision, or fail to comply with any of the requirements of subsections (b) through (e) of Section 10.18.080. Any person violation any said subsections or failing to comply with any of their requirements shall be deemed guilty of an infraction.
- (b) Civil Remedies Available. A violation of any of the provisions of this chapter shall constitute a nuisance and may be abated by the city through civil process by means of restraining order, preliminary or permanent injunction, or in any other manner provided by Jaw for the abatement of such nuisance.

SECTION 2. Any provision of the Isleton Municipal Code or appendices thereto inconsistent with the provisions of the Ordinance, to the extent of such inconsistencies and no further, are repealed or modified to that extent necessary to affect the provisions of this Ordinance.

SECTION 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court or competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Isleton hereby declares that it would have adopted this Ordinance and each section, subsection, section, clause or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

PASSED AND ADOPTED by the City Council of the City of Isleton on this ____ day of _____ 2021, by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Eric Pene Mayor

ATTEST:

Yvonne Zepeda, Deputy City Clerk

CITY OF ISLETON
PROPOSED PREFERENTIAL PARKING DISTRICT
2ND STREET SECTION ZONE



CITY OF ISLETON
PROPOSED PREFERENTIAL PARKING DISTRICT
MAIN STREET SECTION ZONE



City of Isleton

City Council
Staff Report

DATE: September 13, 2022

ITEM#: 8.A

CATEGORY: New Business

RESOLUTION NO. 30-22, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ISLETON MAKING FINDINGS AND DETERMINATIONS UNDER AB 361 FOR THE CONTINUATION OF VIRTUAL MEETINGS AND AUTHORIZING VIRTUAL CITY COUNCIL, COMMISSION, BOARD, AND OTHER CITY MEETINGS PURSUANT TO AB 361

SUBJECT:

On September 16, 2021 the Governor signed AB 361 (in effect as of December 14, 2021 – Government Code Section 54953(e)), which allows legislative bodies to meet virtually provided there is a state of emergency, and either (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees.

State or local officials continue to impose and recommend measures to promote social distancing and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees.

DISCUSSION

The City Council of the City of Isleton desires to continue to hold virtual meetings pursuant to AB 361 and Government Code section 54953(e).

Teleconference Meetings: Consistent with the provisions of Government Code Section 54953(e), the City Council finds and determines that the City Council and all other legislative bodies of the City of Isleton created by the City Council shall continue to meet virtually in accordance with Government Code section 54953(e) and without compliance with section 54953(b) (3) based upon the findings and determinations hereby made by the City Council.

This Resolution shall take effect immediately upon its adoption and remain in effect for 30 days or until such time as the City Council adopts a subsequent resolution in accordance with Government Code section 54953(e) (3) to extend the time during which the City Council and all other legislative bodies of the City of Isleton may continue to teleconference without compliance with Government Code §54953(b) (3).

FISCAL IMPACT

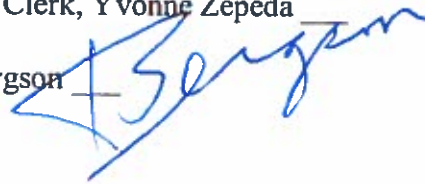
There is no fiscal impact.

RECOMMENDATION

That City Council of the City of Isleton shall certify the passage and adoption of this resolution.

Prepared and Submitted by: Deputy City Clerk, Yvonne Zepeda

Reviewed by: City Manager, Charles Bergson

A handwritten signature in blue ink, appearing to read "Bergson", is written over the printed name of the City Manager. The signature is stylized and cursive.

RESOLUTION NO. 30-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ISLETON MAKING FINDINGS AND DETERMINATIONS UNDER AB 361 FOR THE CONTINUATION OF VIRTUAL MEETINGS AND AUTHORIZING VIRTUAL CITY COUNCIL, COMMISSION, BOARD, AND OTHER CITY MEETINGS PURSUANT TO AB 361

The City Council of the City of Isleton does hereby find, order, and resolve as follows:

WHEREAS, the Ralph M. Brown Act (Gov. Code § 54950 et seq.) generally requires local agencies meeting via teleconference, including through other virtual or electronic means, to provide public access at each location in which members of the legislative body are teleconferencing;

WHEREAS, on September 16, 2021 the Governor signed AB 361 (in effect as of December 14, 2021 – Government Code Section 54953(e)), which allows legislative bodies to meet virtually provided there is a state of emergency, and either (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees;

WHEREAS, the Governor issued a proclamation declaring a state of emergency on March 4, 2020 due to the COVID-19 pandemic, pursuant to section 8625 of the California Emergency Services Act, and this proclaimed state of emergency currently remains in effect;

WHEREAS, State or local officials continue to impose and recommend measures to promote social distancing and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees;

WHEREAS, the City Council has considered the circumstances of the state of emergency and finds that the continuation of virtual meetings will allow for full participation by members of the public until social distancing recommendations are lifted; and

WHEREAS, the City Council of the City of Isleton desires to continue to hold virtual meetings pursuant to AB 361 and Government Code section 54953(e).

WHEREAS, Teleconference Meetings: Consistent with the provisions of Government Code Section 54953(e), the City Council finds and determines that the City Council and all other legislative bodies of the City of Isleton created by the City Council shall continue to meet virtually in accordance with Government Code section 54953(e) and without compliance with section 54953(b) (3) based upon the findings and determinations hereby made by the City Council.

WHEREAS, this Resolution shall take effect immediately upon its adoption and remain in effect for 30 days or until such time as the City Council adopts a subsequent resolution in accordance with Government Code section 54953(e) (3) to extend the time during which the City Council and all other legislative bodies of the City of Isleton may continue to teleconference without compliance with Government Code §54953(b) (3).

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

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Isleton shall certify the passage and adoption of this resolution and Deputy City Clerk enter it into the book of original resolutions.

PASSED AND ADOPTED at the regular meeting of the City Council of the City of Isleton held on this 13th day of September 2022.

AYES: Councilmember's

NOES:

ABSTAIN:

ABSENT:

MAYOR, Eric Pene

ATTEST:

DEPUTY CITY CLERK, Yvonne Zepeda