



AGENDA

Regular Meeting of the Calipatria City Council
City Council Chambers
125 North Park Avenue
Calipatria California 92233

Tuesday, April 22, 2025
Closed Session at 5:30 pm
Open Session at 6:00 pm

Michael Luellen, Mayor
 Javier Amezcua, Mayor Pro-Tem
 Sylvia Chavez, Council Member
 Fred Beltran, Council Member
 Jesse Rivas, Council Member

Laura Gutierrez, City Manager
 Gilbert G. Otero, City Attorney
 Jane Hurtado, City Clerk

Jesse Llanas, Fire Chief
 Cheryl Fowler, Police Chief
 Edgar Self, Public Work Director

NOTICE TO TELECONFERENCE PARTICIPATION

Pursuant to Government Code Section 54953(b), Police Chief Cheryl Fowler will be attending the Regular Meeting via teleconference from:
 10044 Pacific Mesa Blvd., San Diego, CA 92121

NOTICE TO THE PUBLIC

This is a public meeting. Any member of the public is invited to attend. The Calipatria City Council welcomes public input during the **Public Comment** period of the sessions.

5:30 P.M. CLOSED SESSION

CALL TO ORDER:

ROLL CALL:

PUBLIC COMMENTS FOR CLOSED SESSION ITEMS: Any member of the public wishing to address the City Council on any items appearing on the closed session agenda may do so at this time. Pursuant to State Law, the City Council may not discuss or take action on issues not on the meeting agenda. (*Government Code Section 54954.2*) There is a time limit of three (3) minutes for anyone wishing to address the City Council on these matters.

CITY COUNCIL ADJOURNS TO CLOSE SESSION

CONFERENCE WITH LEGAL COUNSEL:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – G.C. 54956.7(B)(1)

1. Title of Position: City Manager

CITY COUNCIL CONVENES TO OPEN SESSION

6:00 P.M. OPEN SESSION

CALL TO ORDER:

ROLL CALL:

PLEDGE OF ALLEGIANCE & INVOCATION:

CITY ATTORNEY: REPORT ON CLOSED SESSION ACTION

ADJUSTMENTS TO THE AGENDA: The City Council will discuss the order of the agenda, may amend the order, add urgent items and or remove items from the consent calendar prior to that portion of the agenda. For the purpose of the official city record, the City Council may take care of these issues by entertaining a formal motion.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

PUBLIC COMMENTS: The City Council welcomes your input. **Please remember to shut off all cell phones.** Now is the time for any member of the public to speak to the Council. If there is an item on the agenda on which you wish to be heard, we ask that you please step to the podium and state your name and address for the record.

For matters not appearing on the agenda: If you wish to address the City Council concerning a matter and or any item not on the agenda but is within the City Council's jurisdiction you may do so now. We ask that you please step to the podium and state your name and address for the record.

The Mayor reserves the right to place a time limit of three (3) minutes on each person's presentation. It is requested that longer presentations be submitted to the City Clerk in writing 48 hours before the meeting.

PRESENTATIONS:

1. PROCLAMATION: May Poppy Month – American Legion Auxiliary
2. 4LEAF, Inc. – Planning and Building Permit Services

CONSENT AGENDA: The items appearing under the Consent Agenda will be acted upon by the City Council in one motion without discussion. Should any Council member or other person wish to discuss any item, they may request that the item be removed from the Consent Agenda and placed on the REGULAR BUSINESS Agenda.

1. Continued Delta Street Pump Station Emergency
2. Minutes: April 8, 2025
3. Letter of Support – Letter of Opposition to Proposed CSU/SDSU Budget Cuts
4. Letter of Support – SB 534 – Salton Sea Green Empowerment Zone

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

PUBLIC HEARING:

1. Public Hearing – Discussion/Action: City of Calipatria Mural Application Fee Matrix

OPEN PUBLIC HEARING at _____.

Staff Report – The Holt Group, Francisco Barba

Public Comment

City Council Discussion

CLOSE PUBLIC HEARING at _____.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

2. Public Hearing – Discussion/Action: Introduction and first reading by title only of an Ordinance amending executed Ordinance No. 08-001 providing for a comprehensive system nuisance abatement within City limits.

OPEN PUBLIC HEARING at _____.

Staff Report – The Holt Group, Francisco Barba

Public Comment

City Council Discussion

CLOSE PUBLIC HEARING at _____.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

ACTION ITEMS REGULAR BUSINESS (DISCUSSION/ACTION):

1. Approve/Disapprove: Approval of Resolution NO. 25-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA
ESTABLISHING A FEE MATRIX FOR THE PROCESSING OF ORIGINAL ART
MURAL APPLICATIONS

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

2. Approve/Disapprove: Approval of Ordinance No. 03-25

INTRODUCTION AND FIRST READING BY TITLE ONLY OF AN
ORDINANCE AMENDING EXECUTED ORDINANCE NO. 08-001 PROVIDING
FOR A COMPREHENSIVE SYSTEM NUISANCE ABATEMENT WITHIN CITY
LIMITS

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

3. Approve/Disapprove: Approval of Resolution NO. 25-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA
AUTHORIZING FOR THE JOINT APPLICATION WITH NATIONAL
HEALTHCARE AND HOUSING ADVISORS TO PARTICIPATE IN THE
HOMEKEY PROGRAM

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

4. Approve/Disapprove: Approval of Purchase of one (1) Ford Explorer Police
Interceptor, one (1) Motorola Mobile Radio for Patrol Unit, two (2) Motorola
Handheld Radios for Officers, one (1) Mobile Data Computer (GTAC) for Patrol
Unit, and two (2) Lidar/Radars.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

DISCUSSION/DIRECTION:

1. Exploring the Option for the City to move forward with In-House Permitting.

STAFF and COUNCIL REPORTS:

ADJOURNMENT:

The next regular scheduled meeting of the City of Calipatria City Council is Tuesday,
May 13, 2025, at 6:00 pm

Close meeting at _____.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

I, JANE HURTADO, City Clerk of the City of Calipatria, California, DO HEREBY
CERTIFY that the agenda was duly posted at Calipatria City Hall, 125 N Park Avenue,
Calipatria, California and on the City of Calipatria's website not less than 72 hours prior
to the meeting per Government Code 54954(2).

Dated: April 18, 2025

**A PROCLAMATION OF THE CITY COUNCIL OF THE
CITY OF CALIPATRIA ACKNOWLEDGING MAY 2025 AS NATIONAL POPPY
MONTH**

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, Millions who have answered the call to arms have died on the field of battle; and

WHEREAS, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, the red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower; and

THEREFORE BE IT RESOLVED, that, I, Michael Luellen, Mayor, of the City of Calipatria do hereby proclaim May 2025 as POPPY MONTH and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy.

In **WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the official seal of the City of Calipatria, this 22th day of April 2025.

Michael Luellen, Mayor

Jane Hurtado, City Clerk



CALIPATRIA CITY COUNCIL AGENDA ITEM

Date Submitted: April 16, 2025

Submitted By: Edgar Self, Public Works Director

Council Meeting Date: April 22, 2025

CONSENT~ DELTA PUMP STATION EMERGENCY

Subject: Delta Pump Station Emergency

The Delta Pump Station continues to operate under emergency resolution until repairs are completed.

With the City Council approval of the NADBank Grant Execution on 04.09.2024, NADBank has authorized the City to proceed. Due to the delay in receiving parts, the completion of this project has been delayed.

Arc Performance has already demoed the old piping (suction and discharge) and has installed the new 8" suction valve, the new 10" discharge valve, and the lower and upper shutoff valves.

The new pump has arrived, and once the pipes are set in, we will proceed with the rebuild of the two existing pumps (\$45,000 estimated plus tax). The cost for the pump and rebuilds will be reimbursed by the \$250,000 grant funding.

As a reminder, the City will have a matching of 10% to the cost of the Delta Pump Station Project.

NO Change as of today's date.

To date expenses are as follows:

Pump	\$70,046.12*
Staircase Replacement:	\$26,845.03
Electrical:	\$83,146.81
Piping and valves:	\$46,549.30*
Contract Pump Station Labor	\$58,500.00* (50% progress payment)
Total expenses paid to date:	\$285,087.26 (Use of ARPA funding * to be reimbursed by NADBank)



TENTATIVE MINUTES

**Regular Meeting of the Calipatria City Council
City Council Chambers
125 North Park Avenue
Calipatria California 92233**

**Tuesday, April 8, 2025
Closed Session at 5:30 pm
Open Session at 6:00 pm**

Michael Luellen, Mayor
Javier Amezcua, Mayor Pro-Tem
Sylvia Chavez, Council Member
Fred Beltran, Council Member
Jesse Rivas, Council Member

Laura Gutierrez, City Manager
Gilbert G. Otero, City Attorney
Jane Hurtado, City Clerk

Jesse Llanas, Fire Chief
Cheryl Fowler, Police Chief
Edgar Self, Public Work Director

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5:30 P.M. CLOSED SESSION

CALL TO ORDER: 5:30 PM

ROLL CALL: *Fred Beltran, Jesse Rivas, Michael Luellen, Sylvia Chavez, and Javier Amezcua*

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CITY COUNCIL ADJOURNS TO CLOSE SESSION

CONFERENCE WITH LEGAL COUNSEL:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS – G.C. 54956.8

1. APN: 023-485-007
2. APN: 023-311-003

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – G.C. 54956.7(B)(1)

3. Title of Position: City Manager

CITY COUNCIL CONVENES TO OPEN SESSION**6:00 P.M. OPEN SESSION**

CALL TO ORDER: 6:22 PM

ROLL CALL: *ALL PRESENT*

PLEDGE OF ALLEGIANCE & INVOCATION: *Jesse Rivas/Gilbert Otero*

CITY ATTORNEY: REPORT ON CLOSED SESSION ACTION

1. *Staff direction given.*
2. *Staff direction given.*
3. *No Action Taken*

ADJUSTMENTS TO THE AGENDA: The City Council will discuss the order of the agenda, may amend the order, add urgent items and or remove items from the consent calendar prior to that portion of the agenda. For the purpose of the official city record, the City Council may take care of these issues by entertaining a formal motion.

No adjustments to the agenda.

MOTION: SECOND: ROLL CALL VOTE: FB- JR-ML-SC-JA

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Valerie Savala: I'm here to tell you about an event that we're having on April 24th at the Imperial Valley Equity Justice Coalition. We're collaborating with the Public Health Department in San Diego State Nurses school. The nurses are going to be presenting slides on various topics. We'll have the EMS Team from the Public Health Department demonstrate how to do the CPR on a manikin and it's open to the public. It's on

Thursday, April 24th from 1:00 pm to 3:00 pm. She will bring more flyers to distribute as well.

Elisa Bonnie Zendejas: 321 W. Alamo, I had a chance to attend a girls baseball game, the Stingers and it was really enjoyable, it was windy that day, but all the coaches were out there doing their best, It made me happy, the kids were so happy and everybody got a turn, it was a very good experience, they played with their hearts.

Gloria Rivas: 349 W. Alexandria St., Calipatria, she went across the street because we had that literacy program thru the Calipatria Foundation, and we talked to a parent yesterday that came to us and said that her daughter's doing very well. Before she came to the City Council Meeting, she talked to the President across the street and he said that the little girl that's in the program, she went from kindergarten to 2nd grade. That's a good thing, there is a waiting list, first there was nobody, now there's a waiting list.

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1. Continued Delta Street Lift Station Emergency
2. Warrants for the Month of March 2025
3. Minutes: March 25, 2025

MOTION: Sylvia Chavez SECOND: Javier Amezcua

ROLL CALL VOTE: FB-Abstain and JR-Abstain and ML-Y SC-Y JA-Y 3-0-2

ACTION ITEMS REGULAR BUSINESS (DISCUSSION/ACTION):

1. Approve/Disapprove: Approval of Resolution 2025-13, amending the City of Calipatria's Conflict of Interest Code and the list of designated employees.

LG: This year I received access to the FPPC website: Fair Political Practices Commission, as we navigated through there I did come across that our departments currently do not file the 700 form, so that is of concern cause in other communities the department heads are required including some top management within the communities so we brought this forward, the only 700 filers are the City Council and Planning Commissioners, so we are requesting to add the following positions: Fire Chief, Fire Captain, Police Chief, Police Sergeant, Public Service Director, Wastewater Plant Chief Operator and also to include Successor Agency to the Redevelopment Agency which is all of you and Successor Housing Agency to the Redevelopment Agency as filers for the 700 form. There is one correction to the amendment on page one where it says City of Calipatria Imperial Conflict of Interest Code, remove the word Imperial.

ML: I think this is a great step forward that FPPC required 700 annually for public officials, I think it's fair not only to the residents and those stakeholders in our community who have chosen to invest here, but all those who want to see the practices of Calipatria and everything we stand for, so this is an amazing set forward and I'm all for it.

MOTION: Sylvia Chavez SECOND: Jesse Rivas

ROLL CALL VOTE: FB-oppose JR-Y ML-Y SC-Y JA-Y 4-1

STAFF and COUNCIL REPORTS:

E Self: *Provided update to the Hernandez Park, East Side Storm Park Drain, Irrigation, and the Planting of Trees.*

J Llanas: *Presented to us the Incident Report-March 2025, Staff Report-March 2025, Code Enforcement- March 2025, Fill the Boot Event \$4,600 - they are in the lead.*

G Otero: *Nothing to report*

L Gutierrez: *Yesterday was the Kickoff Meeting with Kosmont for the Climate Resiliency District and Surplus Land; Tomorrow there will be a Quarterly Town Hall Meeting at 6:00pm; Requesting Save the Date~ Earth Day Tree Planting ~ April 22, 2025, 8:00 - 12:00, The event is sponsored by BHE/CALENERGY and will be planting the some of the 100 Trees the City received from a grant from the Imperial Irrigation District; for our next agenda we will bring forth the Nuisance Abatement Ordinance and as well as the Resolution for the mural fee.*

F Beltran: *They had a Traffic Advisory Board Meeting, same topics were discussed, he spoke about the Resolution 24-27 that was adopted regarding Pedestrian Safety Signage near the school, request from our budget-implement some kind of funding to finish the project we started at the school.*

J Rivas: *question regarding the 7million, how much is left, Sewer shut off update, what are we going to do there, and did you close out the Public Works Position.*

S Chavez: *Thursday she will be attending the Earthrise Nutritional Inauguration; Senior Day Event, April 16, 2025 at 10-12pm; Autism Awareness Event along with the Easter Egg Hunt, April 18, 2025, at 4:00pm she wanted to take a few minutes to thank Chief Llanas, they started this parade event in 2020, thanks for the events at the park and because he is always available. This event is very important.*

J Amezcua: *Nothing to report. Little League is going strong.*

M Luellen: *on April 4, 2025, he attended a meeting with the City Manager IID Director Gina Dockstader, they discussed Wastewater issues, Hernandez Park Project, the irrigation of our existing parks, they recently announced the new Glow Grant for \$35,000, they encouraged them to apply, they are offering Townhalls in every City within the district, they will be in Calipatria on April 21, 2025 at 6:00pm, on Wednesday you can come and meet with him, ask any questions about Calipatria government, if you have any policy ideas let him know, update on the Escape Bar, it is finally being sold.*

ADJOURNMENT:

The next regular scheduled meeting of the City of Calipatria City Council is Tuesday, April 22, 2025, at 6:00 pm

Close meeting at 6:57 PM

MOTION: Fred Beltran SECOND: Jesse Rivas

ROLL CALL VOTE: FB- JR-ML-SC-JA CARRIED

I, JANE HURTADO, City Clerk of the City of Calipatria, California, DO HEREBY CERTIFY that the agenda was duly posted at Calipatria City Hall, 125 N Park Avenue, Calipatria, California and on the City of Calipatria's website not less than 72 hours prior to the meeting per Government Code 54954-2.

Dated: April 17, 2025

Laura Gutierrez

From: Frank Salazar <frank@vencerpas.com>
Sent: Wednesday, April 9, 2025 5:46 PM
To: Laura Gutierrez
Subject: Request for Letter of Opposition to Proposed CSU/SDSU Budget Cuts
Attachments: SDSU Budget Support Letter-City of Calipatria.docx

CAUTION: This email originated from outside of the organization. Please take care when clicking links or opening attachments.

Laura—

It's been awhile....but Good afternoon! Hope you are doing well! :)

On behalf of SDSU-Imperial Valley, the University would like to request a letter of opposition from the City of Calipatria regarding the Governor's proposed budget cuts. These cuts would reduce funding by 7.95% for both the California State University (CSU) and University of California (UC) systems, which SDSU-IV is actively opposing—also as you know we are looking at launching our SDSU-IV Brawley STEM building for sciences and any proposed cuts may slow down our efforts.

I've gone ahead and attached the sample letter that I am circulating around to other cities. Please let me know if you have any questions or need additional context.

Frank G. Salazar
Vencer Public Affairs & Strategy
www.vencerpas.com
(760) 562-5034

Yesterday is not ours to recover, but tomorrow is ours to win or lose.—Lyndon B. Johnson

Date

The Honorable Scott Weiner
Chair, Senate Budget and Fiscal Review
Committee
1020 N Street, Room 553
Sacramento, CA 95814

The Honorable Jesse Gabriel
Chair, Assembly Committee on Budget
1020 N Street, Room 553
Sacramento, CA 95814

The Honorable John Laird
Chair, Senate Budget and Fiscal Review
Committee Subcommittee No. 1 on
Education
1021 O Street, Suite 8720
Sacramento, CA 95814

The Honorable David Alvarez
Chair, Assembly Committee on Budget
Subcommittee No. 3 on Education
Finance
1021 O Street, Suite 5320
Sacramento, CA 95814

Dear Chair Weiner, Chair Gabriel, Senator Laird, and Assemblymember Alvarez:

On behalf of the City of Calipatria, I write to urge you to reject the Governor's proposed budget cuts of 7.95 percent each to the California State University (CSU) and the University of California (UC) systems.

The CSU and UC systems are facing significant financial challenges resulting from the likely and forthcoming extensive decreases in federal and state funding. The Governor's January budget proposes an overall budget cut of approximately \$1.4 billion, of which CSU and UC's combined cut totals \$572 million or about 40 percent of the total state budget cut. It is disproportionate and inequitable to ask CSU and UC to take such a drastic cut on behalf of the entire state, especially while facing extreme uncertainty regarding federal funding.

The 7.95 percent cut amounts to \$29 million for San Diego State University (SDSU). Factoring in the proposed deferred funding for the Compact with the Governor amounts to an additional loss of \$14 million more resulting in a \$43 cumulative deficit.

These cuts will have significant consequences across CSU and UC, including reductions to enrollment, increased class sizes, lengthened time-to-degree, pausing of construction, sustained hiring freezes, and significant employee layoffs. This will also have substantial negative impacts on our regional economy.

San Diego State University is recognized as one of the top public research universities in the nation, with numerous undergraduate and graduate programs ranked in the top 10 nationally. Its nearly half a million alumni have played a vital role in driving the

prosperity of the Imperial County region and the state of California. Sustained funding for the CSU and UC systems is essential to securing continued success for our students and communities.

For these reasons, I urge you to avoid the proposed budget cuts. Thank you for your consideration of this request. If you have questions, please contact our City Manager Laura Gutierrez at (760) 348-4141

Sincerely,

Michael Luelllen
Mayor
City of Calipatria

Laura Gutierrez

From: Hernandez, Guillermo <Guillermo.Hernandez@sen.ca.gov>
Sent: Monday, April 14, 2025 1:59 PM
To: Hernandez, Guillermo
Subject: From the Office of Senator Padilla-Request for Support: SB 534 -Salton Sea Region Green Empowerment Zone
Attachments: SB 534 - Green Empowerment Zone Fact Sheet.pdf; SB 534 - Salton Sea Green Empowerment Zone Template Letter of Support.docx; How to Send a Letter Via Leg Advocate Portal.pdf; 202520260SB534 (2).pdf

CAUTION: This email originated from outside of the organization. Please take care when clicking links or opening attachments.

Good afternoon,

On behalf of **Senator Steve Padilla**, I'm reaching out to respectfully request your organization's **letter of support for Senate Bill 534**. This bill proposes the establishment of the **Salton Sea Region Green Empowerment Zone** — a bold step forward to attract investment and promote **inclusive, coordinated, and sustainable economic development** across **Imperial County**, the **Eastern Coachella Valley**, and the **Palo Verde Valley**. The proposal reflects **recommendations made by the Lithium Valley Blue Ribbon Commission** and builds on **ongoing regional and state-level efforts** to uplift communities historically left behind.

We understand folks are busy, so we've done our best to make this process as easy as possible:

What is SB 534?

- Creates a designated Empowerment Zone to help attract and draw down public and private investment.
- Supports workforce development, infrastructure, health access, and clean energy growth.
- Establishes a governing board to oversee the Zone's operations.
- Provides a **coordinated** structure for long-term regional economic success.

What we're asking from you:

- Submit a **letter of support** using the **attached template** (feel free to tailor it).
- Upload the signed letter to the [California Legislature's Position Letter Portal](#) (instructions attached).
- Please also email a copy to me at Guillermo.Hernandez@sen.ca.gov for our records.

Deadline:

- We kindly ask that letters be uploaded **no later than May 7, 2025.**

Questions?

- I'm happy to help walk you through the process. Don't hesitate to contact me directly at **(831) 595-9058.**

Thank you for your continued support and partnership.

Warm regards,



Guillermo Hernandez

District Representative



Office of State Senator Stephen C. Padilla, 18th District

El Centro: 760-335-3442

Indio: 760-398-6442

Capitol: 916-651-4018

San Diego: 619-409-7690

April 22, 2025

(Chair of the committee)

(Address)

Re: Senate Bill 534 (Padilla): Salton Sea Region Green Empowerment Zone

Dear Senator (Chair of the committee),

On behalf of (Name of Organization/Municipality), I am pleased to offer our strong support of SB 534, which would establish the Salton Sea Region Green Empowerment Zone.

(Brief statement describing what the organization/municipality does). *tip: use the organization's website to pull their mission or vision statement. Could use additional demographic details if available.

The Salton Sea Region suffers from a historic lack of public and private investment, which results in inadequate infrastructure to support economic development, poor air quality, high unemployment, workers without advanced and specialized skills, and limited access to health care. The California Environmental Protection Agency's [CalEnviroScreen mapping tool](#) identifies a majority of census tracts in the region as disadvantaged and disproportionately burdened by multiple sources of pollution.

Today, the Salton Sea Region stands at a critical juncture, with a chance to become a major domestic supplier of lithium. This opportunity could drive regional prosperity and create high-paid jobs, supported by well-articulated workforce training programs, expanded local supply chains, and new battery manufacturing and related R&D facilities. Central to this prosperity scenario is the region's ability to unite and attract private and public investment, paving the way for a brighter future.

Unfortunately, the region has experienced major boom-and-bust cycles - economic promises that have failed to deliver sustainable quality-of-life improvements to the residents and local communities. Name the state statistic, and Imperial County is usually near the top or the bottom, whichever is worse: unemployment, per capita income, welfare recipients, families below the poverty line, elderly living in poverty, and so on.

In 2020, Governor Newsom [signed legislation](#) establishing the [Blue Ribbon Commission on Lithium Extraction in California](#). The commission brought together a broad spectrum of government, nonprofit, and other private sector stakeholders to help the state better understand lithium recovery's opportunities and potential challenges in California and the Salton Sea Region. In its December 2022 report, the Blue Ribbon Commission recommended the establishment of an economic zone that would include Imperial County and the Eastern Coachella and Palo Verde Valleys. Federal, state, and local governments would recognize this zone, which would be eligible to compete for funding and investments.

To capture the full benefits of Lithium Valley renewable energy development, the southeastern desert valleys need a definitive economic development designation and structure that supports

efficient resource attraction and fosters economic relationships between business, labor, and community

(Feel free to include more reasons for your support).

For these reasons, SB 534 (Padilla) would further (Name of Organization's) goal of... (Insert short statement of bill's importance as it relates to organization), and we are proud to support SB 534(Padilla) and encourage your "aye" vote when it is heard in your committee.

Best regards,

Name, Title
Organization

CAPITOL OFFICE
1021 O STREET, SUITE 6640
SACRAMENTO, CA 95814
TEL (916) 651-4018
FAX (916) 651-4918

SAN DIEGO COUNTY DISTRICT OFFICE
780 BAY BOULEVARD, SUITE 204
CHULA VISTA, CA 91910
TEL (619) 409-7690

IMPERIAL COUNTY DISTRICT OFFICE
1224 STATE STREET, SUITE D
EL CENTRO, CA 92243
TEL (760) 335-3442

RIVERSIDE COUNTY DISTRICT OFFICE
82013 DR. CARREON BOULEVARD, SUITE L
INDIO, CA 92201
TEL (760) 398-6442

WWW.SENATE.CA.GOV/PADILLA
SENATOR.PADILLA@SENATE.CA.GOV

California State Senate

SENATOR
STEPHEN C. PADILLA
EIGHTEENTH SENATE DISTRICT



COMMITTEES

BUDGET SUBCOMMITTEE #4 ON
STATE ADMINISTRATION AND
GENERAL GOVERNMENT
CHAIR

MEMBER

AGRICULTURE

BUDGET

GOVERNMENTAL ORGANIZATION

HOUSING

NATURAL RESOURCES AND WATER

REVENUE AND TAXATION

SB 534 – Salton Sea Region Green Empowerment Zone

The Salton Sea Region suffers from a historic lack of public and private investment, which results in inadequate infrastructure to support economic development, poor air quality, high unemployment, workers without advanced and specialized skills, and limited access to health care. The California Environmental Protection Agency's [CalEnviroScreen mapping tool](#) identifies a majority of census tracts in the region as disadvantaged and disproportionately burdened by multiple sources of pollution.

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To capture the full benefits of Lithium Valley renewable energy development, the southeastern desert valleys need a definitive economic development designation and structure that supports efficient resource attraction and fosters economic relationships between business, labor, and community.

SB 534 would establish the Salton Sea Region Green Empowerment Zone.

1. States the Zone's purpose is to attract public and private investments by facilitating regional collaboration and strategically leveraging economic, workforce, and community development incentives.
2. Highlights attracting investments to historically overlooked and left behind areas in the region.

3. Sets the maximum Zone boundaries to align with those identified in the Governor's Blue Ribbon Commission on the Development of Lithium Valley.
4. Authorizes a process for initiating the formation of the Empowerment Zone, which includes Imperial County adopting the first resolution and other jurisdictions adopting resolutions to join the Zone.
5. Requires the Empowerment Zone to be governed by a 54-member board of directors, including voting and non-voting members. The voting membership comprises representatives from nine stakeholder groups within the region.
6. Requires the formation of an executive committee to help facilitate the Board's activities.
7. Requires annual reporting based on specific metrics related to Empowerment Zone activities.
8. Sunsets the Zone on January 1, 2035.

The region faces historic economic challenges and systemic barriers to sustained, action-oriented collaboration. A Green Empowerment Zone provides a platform for collaborating on and leveraging other efforts that benefit the region. These efforts include the California Jobs First Regional Investment Initiative, the High Road Training Partnership on Lithium, and the Lithium Valley Specific Plan. SB 534 is modeled after a previously established Green Empowerment Zone in Contra Costa and would allow the region to develop increased capacity, redress disparities, and draw down economic opportunities needed to sustain economic development.

Staff Contact

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Support

- Alianza Coachella Valley (joint sponsor)
- Communities for a New California (CNC) Action Fund (joint sponsors)
- Audobon California
- California Association of Recreation and Park Districts
- Cameo Network
- City of Imperial
- Coachella Valley Parents
- Comite Civico Del Valle
- Desert Healthcare District and Foundation
- Heber Public Utility District
- Imperial Valley Equity and Justice
- Inland Coalition for Immigrant Justice
- Inland Empire Latino Lawyers Association
- International Union, United Automobile, Aerospace, and Agricultural Implement Workers of America (UAW)
- Jobs to Move America
- Lideres Campesinas
- Loma Linda University Adventist Health Sciences Center
- Los Amigos De La Comunidad
- The Becoming Project, Inc
- Universidad Popular

How To Send a Letter Via Legislative Advocate Portal

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The Hon. (Committee Chair's Name), Name of Committee,
Sacramento CA, 95814



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San Diego, CA 92101
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August 19, 2022

Honorable Sharon Quirk-Silva
California State Assembly
1020 O Street, Suite 4210
Sacramento, CA 95814

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August 19, 2022

Honorable Sharon Quirk-Silva
California State Assembly
1020 O Street, Suite 4210
Sacramento, CA 95814

RE: AB 2749 (Quirk-Silva) Communications: California Advanced Services Fund.
As Amended – August 17, 2022

Step 3:

“Sign In” if you have been in the Portal before! If you are new, you will need to create a new account [here](#)

The screenshot shows the 'California Legislature Position Letter Portal' registration page. At the top, there is a header with the text 'California Legislature' and 'Position Letter Portal'. Below the header, there are links for 'Log In' and 'Registration'. The main content area contains three sections: 'Registration Status' with the question 'Are you registered lobbyist?' and radio buttons for 'Yes' and 'No'; 'Organization Status' with the question 'Do you represent an organization, registered or otherwise?' and radio buttons for 'Yes' and 'No'; and 'Organization Details' with a text box for selecting an organization from a drop-down autocomplete field, a button labeled 'ACLU', and a checkbox for 'I can't find my organization in the above drop down list'. A 'Proceed' button is located at the bottom right of the form.

Step 4:

On the activity page, click on → “Submit a letter” in the upper left hand corner.

Step 5:

Select the MOST RECENT “bill version and click next→ then select every legislative committee box that appears, click → “Select File”

Step 6:

Select “Oppose” or “Support” for the bill. Ignore the other choices

Step 7:

In “Subject,” type “I/we oppose this bill. Then click → CHOOSE FILE to upload your pre-written letter from your desktop/thumb drive. If an empty “text box” shows up, just copy and paste your letter right into the text box

Step 8:

Final Page! Hit **SUBMIT**

Introduced by Senator PadillaFebruary 20, 2025

An act to add and repeal Chapter 34.5 (commencing with Section 7599.105) of Division 7 of Title 1 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

SB 534, as introduced, Padilla. Green Empowerment Zone for the Salton Sea and Southeastern Desert Valleys.

Existing law establishes procedures for the formation of infrastructure financing districts, enhanced infrastructure financing districts, infrastructure and revitalization financing districts, community revitalization and investment authorities, and public-private partnerships, as specified, to undertake various economic development projects, including financing public facilities and infrastructure, affordable housing, and economic revitalization. Existing law, until January 1, 2028, authorizes the establishment of a Green Empowerment Zone for the Northern Waterfront area of the County of Contra Costa for the purpose of building upon the comparative advantage provided by the regional concentration of highly skilled energy industry workers by prioritizing access to tax incentives, grants, and loan programs, among other incentives.

This bill, until January 1, 2035, would authorize establishment of a Green Empowerment Zone for the Salton Sea and Southeastern Desert Valleys (empowerment zone). The bill would authorize the empowerment zone to be composed of specified land and communities within the Imperial, Eastern Coachella, and Palo Verde Valleys, upon adoption of a resolution by the Imperial County Board of Supervisors, and would provide for the empowerment zone to be governed by a

board of directors, as specified. The bill would task the empowerment zone with various duties, including, among other things, identification of projects and programs that will best utilize public dollars, distribute benefits to disinvested communities, and most quickly improve the economic vitality of California's southeastern desert valleys, as specified, in a coordinated effort to support the development and equitable transition to a clean energy economy. The bill would require the board of directors, beginning on January 1, 2027, to submit an annual progress report to the Legislature and the Governor's Office of Business and Economic Development, as specified. The bill would require the empowerment zone, commencing on January 1, 2027, as specified, to post the above-described report on its internet website and to submit a letter to the Legislature informing the Legislature that the report has been posted.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Southeastern Desert Valleys.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) The Legislature finds and declares all of the
2 following:

3 (1) A sustained effort is underway to support the state's equitable
4 transition to a net-zero-emissions economy. This includes
5 developing reliable and ongoing renewable energy sources and
6 the equipment, facilities, and raw materials necessary to support
7 that production. Full deployment of these renewable power
8 resources could provide a once-in-a-generation opportunity to
9 support catalytic economic growth within the Salton Sea region
10 and its historically disinvested communities.

11 (2) The region's access to economic incentives must be
12 improved to drive an inclusive high-road economic vision. If not
13 proactively addressed, resource extraction can result in the region
14 being less economically, environmentally, and socially well-off
15 when its critical minerals and renewable energy are exported to
16 benefit other areas of the state and nation. A more comprehensive
17 and balanced approach recognizes the environmental and public
18 health costs already borne by the people in the region and commits
19 that the buildout of Lithium Valley and its related economic

1 activities include processing, manufacturing, research facilities,
2 workforce development, public health improvements, infrastructure
3 enhancements, and other community benefits.

4 (3) One impediment to an inclusive transition to a
5 net-zero-emissions economy and realizing the economic and
6 national security benefits is government-imposed administrative
7 challenges to collaboratively applying for and deploying funds
8 within the region. Due to their historically small populations, these
9 desert valley regions have been legally assigned to regional
10 planning and state program delivery areas that lie beyond
11 significant geographic barriers. Most commonly, the County of
12 Imperial has been linked with the County of San Diego and the
13 Coachella Valley with the Inland Empire. However, these
14 southeastern communities have vastly different needs, resources,
15 and demographic profiles from other areas within their foster
16 homes. This shortsighted government administrative practice
17 dilutes the interests, voices, and opportunities of the people and
18 businesses that comprise the Imperial and Coachella Valleys.

19 (4) This misassignment of southeastern desert communities was
20 documented in the December 2022 report by the Blue Ribbon
21 Commission on Lithium Extraction in California, published by
22 the State Energy Resources Conservation and Development
23 Commission, which recommended the designation of a “Salton
24 Sea region” consisting of the Eastern Coachella and Imperial
25 Valleys. More specifically, the report called for the recognition of
26 a Salton Sea region that includes all of the County of Imperial and
27 the Eastern Coachella and Palo Verde Valleys of the County of
28 Riverside, extending from the City of Coachella to the
29 unincorporated communities near the Salton Sea and then farther
30 east to the California-Arizona border.

31 (5) The Blue Ribbon Commission on Lithium Extraction in
32 California report states that this large area is economically distinct
33 from other state regions, with approximately 150,000 people living
34 and working in its communities. Major employment sectors across
35 the region are described as agriculture and tourism, making these
36 communities more similar to each other than they are to the
37 economies of the Inland Empire and the County of San Diego. The
38 demographic makeup of the population in the Salton Sea region
39 designated in the commission report is also distinct from its
40 neighboring regions due to the substantially higher percentage of

1 households where Spanish, rather than English, is the primary
2 language.

3 (6) To capture the full benefits of the Lithium Valley renewable
4 energy development hub, the southeastern desert valleys need a
5 definitive economic development designation and structure that
6 supports efficient resource attraction and fosters economic
7 relationships between business, labor, and community. The goal
8 for such a designation and structure is to support this historically
9 disinvested area to build local career pathways to high-quality
10 jobs, a dynamic small business ecosystem, improved quality of
11 life, and critical extraction, processing, manufacturing, and supply
12 chain opportunities consistent with the needs and assets of the
13 southeastern desert valley communities.

14 (b) Therefore, it is the intent of the Legislature to authorize the
15 establishment of the Green Empowerment Zone for the Salton Sea
16 and Southeastern Desert Valleys. These actions will increase the
17 area's competitiveness in seeking funds and deploying resources
18 by facilitating collaboration with state, federal, tribal, regional,
19 and local organizations, entities, and governments on issues of
20 mutual interest that advance the economy and quality of life of
21 residents and businesses. A special focus of this work shall be
22 those communities and groups of individuals who have historically
23 been excluded from decisionmaking and the benefits of economic
24 development projects.

25 SEC. 2. Chapter 34.5 (commencing with Section 7599.105) is
26 added to Division 7 of Title 1 of the Government Code, to read:

27
28 CHAPTER 34.5. GREEN EMPOWERMENT ZONE FOR THE SALTON
29 SEA AND SOUTHEASTERN DESERT VALLEYS
30

31 7599.105. This chapter shall be known, and may be cited, as
32 the Green Empowerment Zone for the Salton Sea and Southeastern
33 Desert Valleys Act.

34 7599.106. For purposes of this chapter, the following
35 definitions apply:

36 (a) "Board" means the board of directors set forth in Section
37 7599.108.

38 (b) "Entrepreneurial ecosystem" means policies, structures, and
39 approaches to investment that support economic activity and
40 business enterprise throughout the business life cycle. Place-based

1 entrepreneurial ecosystems refer to the strategic alignment of
2 various public and private efforts, including, but not limited to,
3 education and training, funding and finance, human capital,
4 community culture, and regulatory frameworks.

5 (c) “Green Empowerment Zone for the Salton Sea and
6 Southeastern Desert Valleys” or “empowerment zone” means a
7 zone authorized and established pursuant to this chapter.

8 7599.107. (a) (1) The Green Empowerment Zone for the
9 Salton Sea and Southeastern Desert Valleys may be established
10 pursuant to subdivision (d).

11 (2) The geographic boundaries of the zone may extend to the
12 territories of the jurisdictions listed in subdivision (c), subject to
13 the jurisdiction’s approval, as provided in subdivision (d).

14 (b) (1) (A) The purpose of the empowerment zone is to
15 cultivate and stimulate targeted investments by the public and
16 private sectors in California’s southeastern desert region, which
17 has historically been overlooked and left behind by the state’s
18 existing economic planning and funding activities.

19 (B) The empowerment zone will accomplish the goal described
20 in this subdivision by facilitating the region to work collaboratively
21 on strategically leveraging state, federal, and local
22 government-provided tax incentives with grant, loan, and
23 workforce training programs and services offered through public
24 and private sector entities.

25 (2) (A) Success of the empowerment zone shall be measured
26 by the increased flow of public and private capital into the region,
27 the participation of local residents and businesses in the benefits
28 of those investments, and the expansion and innovation of a green
29 energy industrial center.

30 (B) The measurement of success of the empowerment zone
31 described in this subdivision includes, but is not limited to, the
32 development of the region’s lithium extraction and processing
33 capabilities, the development of related manufacturing, and an
34 increased quality of life for the residents and businesses located
35 within the empowerment zone, especially those communities and
36 groups of individuals who have historically experienced an unequal
37 distribution of environmental benefits and harm.

38 (c) (1) Subject to the limitations and requirements of this
39 chapter, the empowerment zone may include the land and

1 communities within the Imperial, Eastern Coachella, and Palo
2 Verde Valleys.

3 (2) The maximum boundaries of the empowerment zone include
4 each of the following jurisdictions and designated places:

5 (A) All unincorporated areas of the County of Imperial,
6 including the following census-designated places:

7 (i) Bombay Beach.

8 (ii) Desert Shores.

9 (iii) Heber.

10 (iv) Naval Air Facility El Centro.

11 (v) Niland.

12 (vi) Ocotillo.

13 (vii) Palo Verde.

14 (viii) Salton City.

15 (ix) Salton Sea Beach.

16 (x) Seeley.

17 (xi) Winterhaven.

18 (B) Unincorporated areas of the County of Riverside, which lie
19 south of 33.90 degrees north and east of 116.25 degrees west. This
20 includes the following census-designated places within the County
21 of Riverside:

22 (i) Desert Center.

23 (ii) Indio Hills.

24 (iii) Mecca.

25 (iv) Mesa Verde.

26 (v) North Shore.

27 (vi) Oasis.

28 (vii) Ripley.

29 (viii) Thermal.

30 (ix) Vista Santa Rosa.

31 (C) The following incorporated jurisdictions in the County of
32 Imperial:

33 (i) The City of Blythe.

34 (ii) The City of Brawley.

35 (iii) The City of Calexico.

36 (iv) The City of Calipatria.

37 (v) The City of El Centro.

38 (vi) The City of Holtville.

39 (vii) The City of Imperial.

40 (viii) The City of Westmorland.

1 (D) The following incorporated jurisdictions in the County of
2 Riverside:

3 (i) Coachella.

4 (ii) Indio.

5 (d) (1) (A) (i) The Imperial County Board of Supervisors may
6 adopt a resolution to initiate the establishment of the empowerment
7 zone.

8 (ii) The resolution shall state the county's support for the
9 creation of the empowerment zone and commit to appointing two
10 representatives to the board of directors within 10 business days.

11 (iii) Following the adoption of the County of Imperial's
12 resolution, the legislative body for jurisdictions listed in
13 subparagraph (C) of paragraph (2) of subdivision (c) may adopt a
14 resolution supporting their jurisdiction's inclusion in the
15 empowerment zone and commit to appointing one representative
16 to the board of directors within 10 business days.

17 (B) (i) Following the adoption of the County of Imperial's
18 resolution pursuant to subparagraph (A), the Riverside County
19 Board of Supervisors may adopt a resolution supporting their
20 jurisdiction's inclusion in the empowerment zone and commitment
21 to appoint two representatives to the board of directors within 10
22 business days.

23 (ii) If the County of Riverside adopts a resolution, the legislative
24 body for jurisdictions listed in subparagraph (D) of paragraph (2)
25 of subdivision (c) may adopt a resolution supporting their
26 jurisdiction's inclusion in the empowerment zone and commitment
27 to appointing one representative to the board of directors.

28 (2) (A) To ensure the timely establishment of the empowerment
29 zone, cities listed in subparagraphs (C) and (D) of paragraph (2)
30 of subdivision (c) shall adopt the resolution within 45 business
31 days of their respective county adopting their resolution.

32 (B) Following the 45 days described in subparagraph (A), a
33 jurisdiction shall not join the empowerment zone until the first
34 anniversary of the full establishment of the empowerment zone,
35 as prescribed in subdivision (e).

36 (3) (A) The legislative body of a city or county listed in
37 subdivision (c) may remove the land within its jurisdiction from
38 the empowerment zone by adopting a resolution stating that it no
39 longer wishes to participate.

1 (B) The resolution ending participation in the empowerment
2 zone shall identify a final date for inclusion in the empowerment
3 zone, which shall be no later than 60 days from the adoption of
4 the resolution.

5 (C) Any benefits or incentives awarded before the adoption of
6 a resolution removing the jurisdiction from the empowerment zone
7 shall continue under the same terms and conditions as would have
8 been applied if the jurisdiction were still in the empowerment zone
9 for not fewer than two years.

10 (e) The empowerment zone shall become a state-designated
11 zone with full powers and authorities provided in this chapter when
12 both of the following conditions are met:

13 (1) The County of Imperial has adopted the initiating resolution
14 pursuant to subparagraph (A) of paragraph (1) of subdivision (d).

15 (2) The board of directors has been formed and a public meeting
16 has been held.

17 7599.108. (a) (1) The Green Empowerment Zone for the
18 Salton Sea and Southeastern Desert Valleys shall be governed by
19 a board of directors composed of representatives of stakeholder
20 groups identified in subdivision (d).

21 (2) The board shall exercise all of the powers of the
22 empowerment zone, except as otherwise provided in this chapter.

23 (b) (1) All stakeholder group representatives on the board of
24 directors shall serve a three-year term and may be reappointed by
25 their appointing body for up to two additional terms.

26 (2) (A) In the initial round of appointing directors, the board
27 shall use a lottery system to decide which directors will serve
28 two-year and four-year terms.

29 (B) The appointment approach described in this subdivision
30 shall aim to stagger the turnover of board members so that no more
31 than one-third of the directors leave at the same time.

32 (3) (A) No representative for a public stakeholder entity shall
33 retain their seat on the empowerment zone board of directors after
34 ceasing to hold the position that qualifies them as an eligible
35 representative for the board. That person's membership on the
36 board shall thereafter be considered vacant.

37 (B) (i) The board member's eligibility from a private entity
38 shall be determined by the board in consultation with the appointing
39 entity if there is one.

1 (ii) The board shall have an approved policy for making the
2 determination before taking any action to determine the eligibility
3 of a board member pursuant to this subparagraph.

4 (4) A vacancy on the board shall be filled for the unexpired term
5 by the selection and appointment process used to appoint the
6 director whose position has become vacant.

7 (5) (A) A director who fails to attend at least 50 percent of the
8 board meetings in any 12-month period is subject to removal from
9 the board.

10 (B) The board shall have an approved policy for making the
11 determination before taking any action to determine the eligibility
12 of a board member pursuant to this subparagraph.

13 (c) (1) (A) All directors shall be voting members of the board,
14 except those directors appointed from stakeholder groups listed in
15 paragraph (11) of subdivision (d) that represent a state or federal
16 agency and paragraph (12) of subdivision (d) representing state
17 and federal elected officials.

18 (B) Individuals representing state and federal governmental
19 entities on the board shall be nonvoting members.

20 (2) (A) A majority of the voting directors shall constitute a
21 quorum for the transaction of business and may act for the board.

22 (B) Ex officio nonvoting members shall not be counted in
23 establishing a quorum.

24 (C) Vacancies shall not change the number of voting directors
25 required to be in attendance to constitute a quorum.

26 (D) Notwithstanding subparagraph (C), during the first 12
27 months following the establishment of the empowerment zone, a
28 quorum shall consist of a majority of voting directors sitting on
29 the board.

30 (d) The membership of the board of directors shall comprise all
31 of the following representatives who shall participate in meetings
32 and serve as a liaison with their appointing entities and related
33 organizations:

34 (1) Two local government directors selected by each of the
35 counties listed in subdivision (c) of Section 7599.107 and that have
36 adopted a resolution expressing their support for participating in
37 the empowerment zone.

38 (2) One local government director selected by each incorporated
39 city listed in subdivision (c) of Section 7599.107 that adopted a

1 resolution expressing their support for participating in the
2 empowerment zone.

3 (3) Three directors selected by the Southern California Tribal
4 Chairmen's Association to represent tribal governments with lands
5 in the empowerment zone.

6 (4) (A) Three directors representing large private sector
7 employers with facilities in the empowerment zone.

8 (B) Each of the three largest employers shall select a
9 representative to the board based on the number of employees and
10 whether the business is in the energy, health, or manufacturing
11 sector.

12 (C) Employer size shall be based on data from the local
13 workforce board and the boundaries of the empowerment zone at
14 the time the director is selected.

15 (5) Three directors from universities and laboratories with
16 specialized expertise and knowledge of clean energy who shall,
17 upon agreement by the Regents of the University of California, be
18 nominated by the office of the President of the University of
19 California and confirmed by the board.

20 (6) (A) Four directors representing the five largest private sector
21 organized labor organizations whose membership works in the
22 empowerment zone.

23 (B) The directors shall be selected by their organizations.

24 (7) (A) Eight directors representing workforce development
25 and public and private educational entities that serve residents and
26 businesses in the empowerment zone.

27 (B) The directors shall be selected as follows:

28 (i) The Imperial County Workforce Development Board and
29 the Riverside County Workforce Development Board shall each
30 designate one director responsible for participating in meetings
31 and serving as a liaison between the boards and their respective
32 appointing bodies.

33 (ii) The California State University system and the office of the
34 Chancellor of the California Community Colleges shall each select
35 two directors.

36 (iii) Two additional directors shall be nominated by the Southern
37 California Association of Governments and confirmed by the
38 board.

1 (8) (A) Three directors representing foundations with
2 specialized expertise and knowledge of green energy, public health,
3 or economic development.

4 (B) The foundation representatives shall be nominated by the
5 Southern California Association of Governments and confirmed
6 by the board.

7 (9) (A) Three directors representing community-based nonprofit
8 organizations with a mission to serve disinvested lower income
9 communities within the empowerment zone.

10 (B) The Governor shall appoint the directors.

11 (10) (A) Two directors representing the public interest.

12 (B) The Governor shall appoint the directors from individuals
13 whose residence and employment are within the empowerment
14 zone.

15 (11) (A) Six directors representing state government, from the
16 following state governmental agencies:

17 (i) The Governor's Office of Business and Economic
18 Development.

19 (ii) The Governor's Office of Land Use and Climate Innovation.

20 (iii) The Natural Resources Agency.

21 (iv) The Transportation Agency.

22 (v) The California Workforce Development Board.

23 (vi) The State Energy Resources Conservation and Development
24 Commission.

25 (B) Each state government director may designate a
26 representative to serve on the board.

27 (12) Every Member of the California Legislature and of the
28 United States Congress representing geographic areas within the
29 empowerment zone shall be ex officio members of the board of
30 directors.

31 (e) (1) The empowerment zone shall have an executive
32 committee composed of the chair and two deputy chairs selected
33 pursuant to paragraph (2) and up to eight additional members of
34 the board of directors, which shall be selected by a majority vote
35 of the board of directors.

36 (2) (A) The executive committee may carry on the
37 administrative and executive functions of the board between full
38 meetings.

39 (B) (i) Each executive committee member serves a two-year
40 term.

1 (ii) Although individuals may serve on the executive committee
2 more than once, they may not serve consecutive terms.

3 (C) The chair and deputy chairs shall be chosen from among
4 the following:

5 (i) One member shall be a Member of the Legislature who
6 represents one or more of the cities or a county listed in subdivision
7 (c) of Section 7599.107.

8 (ii) One member shall be a representative from a local agency
9 in a city or county listed in subdivision (c) of Section 7599.107
10 that serves an area within the empowerment zone.

11 (iii) One member shall be a representative whose residence and
12 place of employment is within the empowerment zone.

13 (3) The board may elect other officers as it deems necessary
14 from among its members.

15 (4) The provisions for the executive committee set forth in this
16 chapter shall not be construed to limit the board or the executive
17 committee from setting up any other committees or groups that it
18 may see fit.

19 (f) (1) The board shall meet at least six times per year.

20 (2) Additional meetings may be called at the discretion of the
21 chair or of a majority of the executive committee.

22 (g) (1) The board of directors members shall serve without
23 compensation.

24 (2) With the chair's prior approval, each board member shall
25 receive the actual and necessary travel-related expenses incurred
26 in attending board meetings and other events.

27 (h) Each member of the board of directors shall, upon identifying
28 a conflict of interest, or a potential conflict of interest, regarding
29 a matter before the board of directors of the empowerment zone,
30 immediately and before consideration of the matter, do all of the
31 following:

32 (1) (A) Provide written notice to the chair regarding the interest
33 that gives rise to the conflict of interest or potential conflict of
34 interest.

35 (B) In the case of the chair, written notice shall be given to one
36 of the deputy chairs.

37 (2) Recuse themselves from discussing or voting on the matter.

38 (3) Leave the meeting room until after discussion, vote, and any
39 other consideration of disposition of the matter is concluded.

1 (i) A board of directors member shall not use the name of the
2 empowerment zone on any letterhead, business code, or
3 identification badge unless the person has been authorized to do
4 so by the board of directors.

5 7599.109. (a) The Green Empowerment Zone for the Salton
6 Sea and Southeastern Desert Valleys shall have all of the following
7 powers:

8 (1) To establish and maintain such offices as are judged best to
9 facilitate the accomplishment of the empowerment zone's purposes.

10 (2) To contract with any person, firm, association, or
11 corporation, or to contract for any other types of services judged
12 by the board to be necessary or convenient for carrying out the
13 purposes of the empowerment zone.

14 (3) Receive and accept from any source, including, but not
15 limited to, the federal government, the state, or any agency thereof,
16 loans, contributions, or grants, in money, property, labor, or other
17 things of value in aid of the operations and activities of the
18 empowerment zone.

19 (b) (1) The executive director shall manage and conduct the
20 empowerment zone's business and affairs, subject to the board's
21 direction.

22 (2) The board may assign to the executive director, by resolution,
23 those duties generally necessary or convenient to carry out its
24 powers and purposes under this chapter.

25 7599.109.1. The empowerment zone may do all of the
26 following:

27 (a) Identify projects and programs that will best utilize public
28 dollars, distribute benefits to disinvested communities, and most
29 quickly improve the economic vitality of California's southeastern
30 desert valleys, especially those acts that leverage federal, state,
31 local, and private sector resources in a coordinated effort to support
32 the development and equitable transition to a clean energy
33 economy.

34 (b) (1) Prepare, maintain, and regularly review and revise a
35 regional economic plan that stimulates targeted public and private
36 investments that support transformative economic growth that
37 brings family-sustaining jobs and real economic opportunities to
38 California's most underserved residents.

39 (2) The plan shall be a blueprint that reflects, integrates,
40 leverages, amplifies, and fills program and service gaps in

1 economic and workforce development activities within the
2 empowerment zone.

3 (3) The purpose of the plan is to facilitate and supplement
4 regional activities, not supplant or override the work of other
5 governmental entities.

6 (c) Prepare, publish, or assist in making or publishing studies
7 or investigations of the region's resources, and of existing or
8 emerging problems related to the inclusive economic growth and
9 development or prosperity of the region, or any part thereof.

10 (d) Work with Members of the state Legislature, state
11 departments, and officials to gain state support for projects
12 identified by the zone as critical to the region's development and
13 equitable transition to a clean energy economy.

14 (e) Enhance the entrepreneurial ecosystem to support the
15 region's development and equitable transition to a clean energy
16 economy. This may include facilitating the establishment of one
17 or more business service centers to facilitate access to business
18 development incentive programs to benefit residents of
19 disadvantaged communities, tribal members, small businesses,
20 and other entrepreneurs.

21 (f) Partner with the University of California, the California State
22 University, community colleges, and the state's other research and
23 educational institutions, as well as private foundations, to provide
24 guidance, advice, and encouragement in support of studies of
25 particular interest and importance to the energy and manufacturing
26 industries and the quality of life in the southeastern desert valleys.

27 (g) Work with members of the state's congressional delegation
28 and federal officials, including the Border Governors Association,
29 to gain federal support for projects identified by the empowerment
30 zone as critical to the region.

31 (h) Review state and federal policies and regulations to ensure
32 they are fair and appropriate for the businesses, workers, and
33 residents of the economic region.

34 (i) Make recommendations to the Governor to improve the
35 region's economic well-being and residents' quality of life.

36 (j) Create and maintain an internet website to facilitate the goals
37 and projects of the empowerment zone.

38 (k) Take other actions that support the region's development
39 into a more diverse economy, including a clean power industrial
40 center that benefits the residents and businesses located within the

1 empowerment zone, especially those communities and groups of
2 individuals who have historically experienced an unequal
3 distribution of environmental benefits and harm.

4 7599.109.2. (a) (1) Beginning on January 1, 2027, the board
5 shall submit an annual progress report to the Legislature and the
6 Governor's Office of Business and Economic Development.

7 (2) The annual progress report shall cover empowerment zone
8 activities and their progress meeting reporting metrics during the
9 prior fiscal year.

10 (3) The scope of the first report shall include empowerment
11 zone activities from January 1, 2026, through June 30, 2026.

12 (4) The report shall be submitted in compliance with Section
13 9795.

14 (b) (1) The board shall appoint an advisory committee to
15 develop proposed annual reporting metrics.

16 (2) The advisory committee shall include board members and
17 stakeholders who live and work in the empowerment zone.

18 (3) The board shall review the proposed metrics and adopt final
19 reporting metrics on or before January 1, 2027.

20 (4) The reporting metrics shall include, but not be limited to,
21 all of the following:

22 (A) Progress on developing and implementing the regional
23 roadmap for economic recovery and inclusive transition.

24 (B) (i) The number, size, and industry sector of businesses
25 assisted through empowerment zone activities, including the type
26 of services provided.

27 (ii) The report shall include information voluntarily provided
28 by the businesses that received the assistance.

29 (iii) Providing the information shall not be a requirement for
30 obtaining the assistance.

31 (C) (i) The number, type of services, and demographic profile
32 of individuals served by empowerment zone activities.

33 (ii) The report shall include information voluntarily provided
34 by the individuals who received the services.

35 (iii) Providing the information shall not be a requirement for
36 obtaining the services.

37 (D) The number of jobs gained and lost in key industry sectors
38 of the regional economy in the empowerment zone.

39 (E) The average wage of the jobs gained in each economic
40 sector.

1 (F) The number and types of grants, other funding, and
2 incentives brought to the region through empowerment zone
3 activities.

4 (G) The type and amount of apprenticeship and
5 preapprenticeship positions facilitated by empowerment zone
6 activities.

7 (H) The type and amount of workforce training conducted in
8 the zone, by whom it was provided, and the amount of capital
9 investment associated with providing that training.

10 (c) Commencing on January 1, 2027, and on or before January
11 1 of each year thereafter, the empowerment zone shall post the
12 report described in subdivision (a) on its internet website and
13 submit a letter to the Legislature informing the Legislature that
14 the report has been posted.

15 7599.109.3. This chapter shall remain in effect only until
16 January 1, 2035, and as of that date is repealed.

17 SEC. 3. The Legislature finds and declares that a special statute
18 is necessary and that a general statute cannot be made applicable
19 within the meaning of Section 16 of Article IV of the California
20 Constitution because of the unique circumstances and challenges
21 relating to economic development in the Southeastern Desert
22 Valleys, and the state and national interests in fast tracking
23 renewable energy generation and extraction of critical minerals
24 within the region.

O



City Council Staff Report

To: City of Calipatria City Council
Laura Gutierrez, City Manager

From: George Galvan, AICP, City Planner

Prepared by: Francisco Barba, Associate Planner

Date: April 22, 2025

Project: City Council Resolution Establishing A Fee Matrix for the Processing of Original Art Mural Applications

Summary:

Subject of Report:	City Council Resolution Establishing a Fee Matrix for the Processing of Original Art Mural Applications
Project Location:	N/A
Pending Action:	Conduct a public hearing and after considering all pertinent information and considering all public comments, motion to adopt Resolution 25-14 establishing a fee matrix for the processing of original art mural applications.
Zoning:	N/A
General Plan:	N/A
Environmental:	Exempt – 15061(b)(3) Common Sense Exemption

INTRODUCTION AND BACKGROUND

On March 25, 2025, the City Council of the City of Calipatria adopted Ordinance No. 02-25 amending Chapter 5.10 and adding Chapter 3.15 to the City of Calipatria Zoning Ordinance to allow for the installation of new original art murals and preservation of existing original art murals in the city. Section 3.15.020(D) of the art mural ordinance grants the City Council the authority to adopt a resolution establishing applicable fees for the review of mural applications in an amount equal to the costs of processing said applications.

The purpose of this item is to present detailed information on mural application fees from other California cities with a similar mural ordinance along with additional supporting information to the City Council where upon reviewing all comments and documentation, the City Council will motion to adopt Resolution 25-14 establishing a fee matrix for the review of original art mural applications.

ISSUES FOR DISCUSSION

Application Fee. As stated in Section 3.15.020(D) of the adopted mural ordinance, the City Council may establish fees in the amount equal to the cost required for the review and processing of mural applications. The review process for mural applications consists of a public noticing requirement (door tags for properties within a 600-foot radius) and a review by the Development Review Committee consisting of the Fire Chief, Police Chief, Public Works Director, two City Council Members, and one Planning Commission member. Upon review, a recommendation will be given to the City Manager who will make a final ruling on the application.

While mural applications require a public noticing element, Section 3.15.020(C) of the mural ordinance states that the noticing shall be carried out by the applicant. Furthermore, maps and addresses of properties within a 600-foot radius of the mural site can be readily acquired by city staff and provided at no cost to the applicant as part of the existing County of Imperial Geographic Information System (GIS) services currently paid for by the City for permit processing. While fillable door tags can also be provided to applicants for distribution, the purchase of the tags will be carried out by the city in bulk for use in multiple applications. Regarding the Development Review Committee requirement, special consideration should be given to the time and material cost for a review by the Fire Chief, Police Chief, and Public Works Director.

Mural Fees from other California Cities. During the preparation of this item, city staff researched application fees and populations from twelve different cities throughout California with similar mural application requirements. Of the twelve identified cities, only the City of El Centro is located within the County of Imperial. Notably three of the twelve cities require no application fees for mural applications, four require a fee of less than \$100, two are between \$100 and \$150, two require a fee greater than \$950, and one requires a fee equal to 10%-15% of the proposed mural budget. Please refer to Table 1 below for additional information.

Table 1
Art Mural Application Fees from other California Cities

City	Population	Fee
El Centro	44,322	No Fee
St. Helena	5,430	No Fee
Costa Mesa	111,918	No Fee
Ventura	110,763	\$25
Redding	93,611	\$50
Hayward	162,954	\$50
Los Angeles	10,014,009	\$60

Ontario	175,265	\$105
San Fernando	23,946	\$130
Anaheim	346,824	\$966
Palm Springs ¹	44,575	\$1,426
West Hollywood	35,757	\$10%-15% of Mural Budget
¹ \$950 processing fee and \$476 noticing fee		

PUBLIC COMMENTS

During the second reading and adoption of Ordinance No. 02-25 on March 25, 2025, members of the public expressed concerns about the establishment of fees for mural applications. The primary concern was that the mural application would require high review fees which will dissuade local artists and property owners from applying for an original art mural application. It should be noted that the establishment of mural application fees is not intended to generate funds for the city, but instead to cover the amount equal to the costs of processing said applications.

An additional comment from the public during the second reading and adoption of Ordinance No. 02-25 on March 25, 2025, was regarding the items to be covered by the mural application fees. The primary concern was whether the City will assist applicants with the public noticing requirement and if applicants would be charged for the assistance. As mentioned earlier in this report, maps and addresses of properties within a 600-foot radius of the mural site can be readily acquired by city staff and provided with no cost to the applicant. Additionally, fillable door tags will be purchased in bulk by the City for use in mural applications and be provided to applicants along with the necessary information to help them carry-out the required noticing at no extra cost. The only items to be covered by the fee will be the time and material cost of having the Fire Chief, Police Chief, and Public Works Director review applications as part of the Development Review Committee. The fee will not exceed the amount needed to cover the costs of processing said applications.

ENVIRONMENTAL

The resolution is exempt from the California Environmental Quality Act (CEQA) via Section 15061(b)(3) of the California Code of Regulations. Under this section, projects that can be seen with certainty to have no potential for causing a significant effect on the environment are not subject to CEQA.

PUBLIC NOTICING

Pursuant to California Government Code Section 66016, a public hearing notice was sent to a local newspaper for posting on April 9, 2025 and subsequently posted at City Hall. Refer to Attachment A – Posted Public Hearing Notice for additional information.

PENDING ACTION

After conducting a public hearing and considering all pertinent information and public comments, the City Council may proceed with the following actions:

- Adopt Resolution No. 25-14 establishing a fee matrix for the processing of original art mural applications;
- or
- Not Adopt Resolution No. 25-14 establishing a fee matrix for the processing of original art mural applications;

Attachments: Attachment A – Posted Public Hearing Notice
 Attachment B – City Council Resolution 25-14

Attachment A – Posted Public Hearing Notice



Notice of Public Hearing

City of Calipatria

Notice is hereby given that a public hearing will be held by the City of Calipatria City Council at the date, time, and place indicated below. The purpose of the public hearing will be to hear comments from the public regarding the following subjects:

Project: City of Calipatria Mural Application Fee Matrix	Location: N/A
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On March 25, 2025, the City Council adopted Ordinance No. 02-25 amending Chapter 5.10 and adding Chapter 3.15 to the City of Calipatria Zoning Ordinance to allow for the installation of new original art murals and preservation of existing original art murals in the city. Chapter 3.15 of the City of Calipatria Zoning Ordinance provides for the establishment of fees for the review of original art mural applications. The City Council desires to adopt reasonably necessary fees for the review of original art mural applications pursuant to Chapter 3.15 of the City of Calipatria Zoning Ordinance. The purpose of this meeting is to present detailed information for the establishment of mural application fees to both the public and City Council for comments and a potential action.

Project: First reading by Title Only of a City Council Ordinance Establishing Standards for Comprehensive System Nuisance Abatement	Location: Citywide
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In order to ensure the health, safety and welfare of the Calipatria community, it is the intent of the City Council of the City of Calipatria to adopt a comprehensive system nuisance abatement ordinance to establish minimum standards for the maintenance of property in the City. Through the proposed nuisance ordinance, the City looks to eliminate detrimental conditions which contribute to the problems of expenditures for protection against hazards, diminution of property values, prevention of crime, accidents, fires, and disease. The purpose of this meeting is to present the proposed ordinance to both the public and City Council for a first reading by title only.

Both items are exempt from the California Environmental Quality Act (CEQA) via Section 15061(b)(3) of the CEQA Guidelines for Implementation of the California Code of Regulations.

City Council Hearing Date: April 22, 2025
Hearing Time: 6:00 PM
Hearing Location: Calipatria City Hall
125 N. Park Avenue

Copies of pertinent information are available for review at City Hall during regular business hours. If you would like to know more about the proposed project prior to the public hearing, please contact Francisco Barba, Associate Planner at the Holt Group, at (760) 337-3883 or fbarba@theholtgroup.net.

Any person desiring to comment on the above project may do so in writing or may appear in person at the public hearing. Written comments should be directed to the Calipatria City Clerk, 125 N. Park Avenue, Calipatria, CA 92233 and be delivered prior to the Public Hearing date. Please reference the project name in all written correspondence.

Posted:



Date:

4-9-25

Attachment B – City Council Resolution 25-14

RESOLUTION NO. 25-14

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA
ESTABLISHING A FEE MATRIX FOR THE PROCESSING OF ORIGINAL ART
MURAL APPLICATIONS**

WHEREAS, on March 25, 2025, the City Council adopted Ordinance No. 02-25 amending Chapter 5.10 and adding Chapter 3.15 to the City of Calipatria Zoning Ordinance to the City Council to allow for the installation of new original art murals and preservation existing original art murals in the city; and

WHEREAS, Chapter 3.15 of the City of Calipatria Zoning Ordinance provides for the establishment of fees for the review of original art mural applications; and

WHEREAS, a duly noticed public hearing was held on April 22, 2025, by the City Council pursuant to California Government Code Section 66016; and

WHEREAS, the City Council desires to adopt reasonably necessary fees for the review of original art mural applications pursuant to Chapter 3.15 of the City of Calipatria Zoning Ordinance; and.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

SECTION 1: The City Council hereby finds that the foregoing recitals are true and correct and are incorporated herein as substantive findings of this Resolution.

SECTION 2: The City Council finds and determines that the action proposed by this resolution is exempt from further review from the California Environmental Quality Act (CEQA) via Section 15061(b)(3) of the CEQA Guidelines for Implementation of the California Code of Regulations.

SECTION 3: After receiving a report on the proposed fees and considering all pertinent documentation and public comments, the City Council hereby authorizes the following fees for the review of original art mural applications:

Fee Name	Unit	Proposed Fee
Original Art Mural Application	Each	

SECTION 4: Per Government Code Section 66017, approved changes that relate to community development services shall be effective sixty (60) days following final action by the City Council.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Calipatria at a regularly scheduled meeting held on this 22nd day of April 2025, by the following roll call vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Michael Luellen, Mayor

Attest: _____

Jane Hurtado, City Clerk



City Council Staff Report

To: City of Calipatria City Council
Laura Gutierrez, City Manager

From: George Galvan, AICP, City Planner

Prepared by: Francisco Barba, Associate Planner

Date: April 22, 2025

Project: Introduction and first reading by title only of an ordinance amending executed Ordinance No. 08-001 providing for a comprehensive system nuisance abatement within city limits

Summary:

Subject of Report:	Introduction and first reading by title only of an ordinance amending executed Ordinance No. 08-001 providing for a comprehensive system nuisance abatement within city limits
Project Location:	Citywide
Recommended Action:	Conduct an introductory first reading by title only of an ordinance amending Executed Ordinance No. 08-001 providing for a comprehensive system nuisance abatement within city limits.
Zoning:	N/A
General Plan:	N/A
Environmental:	Exempt – 15061(b)(3) Common Sense Exemption

INTRODUCTION AND BACKGROUND

On April 26, 2008, the City of Calipatria adopted Ordinance No. 08-001 establishing a comprehensive system for nuisance abatement throughout the city. The main goal of Ordinance No. 08-001 is to regulate and improve property conditions to prevent crime, hazards, and decline in community standards. While the procedures established by Ordinance No. 08-001 were enforced by city staff, the ordinance lacked specific definitions and procedures which made enforcement difficult. The most notable was the lack in procedures for the abatement of nuisances related to automobiles. Thus, an amendment to Ordinance No. 08-001 is necessary to

update the old and establish new provisions for nuisance abatement throughout the city. Thus, the purpose of this item is to present the proposed ordinance to the City Council where upon reviewing all comments and documentation, an introduction and first reading by title only will be conducted.

ISSUES FOR DISCUSSION

Ordinance Amendments. The nuisance abatement ordinance consists of ten (10) divisions detailing the purpose, procedures, definitions, effective date, etc. Each division has been briefly summarized below, for more detailed information, please refer to Attachment C – Draft City Council Ordinance:

1. **Division 1.** This division establishes minimum property maintenance standards to protect public health, safety, and welfare by preventing conditions that lower property values or pose hazards. It holds property owners, tenants, and responsible parties accountable for violations, regardless of third-party agreements. The division also defines public nuisances broadly, including abandoned or deteriorated buildings, overgrown vegetation, trash accumulation, unsafe structures, offensive odors, vehicle repairs in public view, and other unsightly or hazardous conditions. Enforcement may involve administrative hearings, city-initiated cleanups, and recovery of abatement costs. It also provides a statement that the ordinance works in conjunction with other laws and aims to preserve the city's appearance and livability.
2. **Division 2.** Division 2 outlines the procedures for abating public nuisances in Calipatria. When a property violates nuisance laws, the Fire Marshal or Code Enforcement Officer may issue a written Notice to Abate, allowing at least 10 days for voluntary correction. If the nuisance is not voluntarily resolved, the city may proceed with abatement, either through city staff or contractors. Property owners or occupants can appeal to the City Council within 10 days, during which time enforcement is paused. A hearing will be held, and if the Council upholds the nuisance determination, a resolution will be issued requiring abatement within at least 30 days. If the nuisance remains, the city will abate it and bill the responsible party. All notices must be properly served, and interfering with abatement efforts is a misdemeanor. The ordinance allows for alternative legal action if needed.
3. **Division 3.** Division 3 outlines how the City recovers costs related to the abatement of public nuisances. The responsible city official must maintain an itemized account of abatement costs, including incidental expenses, and provide notice of these costs to the property owner at least 10 days before presenting them to the City Council. Property owners may file written protests before a scheduled hearing. At the hearing, the Council reviews and may revise the cost statement before confirming it. Once confirmed, the costs become a lien and personal obligation against the property owner. These costs can be added to property tax bills or enforced through a lien or legal action to ensure collection.
4. **Division 4.** Division 4 provides an alternative method for the City to abate public nuisances such as weeds, rubbish, refuse, and dirt on public and private properties. The City Council may declare these conditions a public nuisance by resolution, particularly identifying recurrent weed growth. Notices are posted or mailed to property owners, advising them to remove the nuisances or face City abatement, with costs charged to

them. If unaddressed, the Fire Marshal is authorized to enter the property to perform the work. Abatement costs, including administrative and enforcement expenses, become special assessments and liens on the property, collectible like municipal taxes. The City may allow installment payments and issue refunds for erroneous assessments if properly claimed. This procedure is an alternative to other existing abatement methods and carries the same legal weight as tax liens.

5. **Division 5.** Division 5 addresses the regulation and abatement of abandoned, wrecked, dismantled, or inoperative vehicles, declaring them public nuisances when left on public or private property (excluding highways). It defines key terms like "abandoned vehicle" and "inoperative vehicle," outlines exceptions (such as vehicles stored lawfully or of historic value), and affirms the City's authority—under California law—to remove such vehicles to protect property values, public safety, and health. Enforcement is handled by the Police Chief or designees, who may enter property to inspect and remove vehicles. A formal notice and hearing process is provided, with opportunities to contest or appeal. Owners who fail to comply may face misdemeanor charges, and unpaid abatement costs can be assessed to property tax rolls. The ordinance also prohibits unauthorized use of motor vehicles on others' land without written consent.
6. **Division 6.** Division 6 establishes a program to address abandoned residential properties to prevent neighborhood blight caused by neglect and lack of security. It defines key terms such as "abandoned," "vacant," and "distressed," and requires lenders (beneficiaries/trustees) to inspect properties in default, and register them with the City if found abandoned. Registered properties must be maintained in accordance with neighborhood standards and secured to prevent unauthorized access. Out-of-area owners must hire local property managers for upkeep and weekly inspections. A posting with contact information must be visible on the property. The City may impose additional maintenance/security requirements and, in chronic cases, pursue receivership to take control of noncompliant properties. Violations are subject to enforcement, fines, and possible legal action, and appeals must be filed within five days of a decision. Registration fees are set by City Council resolution, and all provisions remain effective even if parts are found invalid.
7. **Division 7.** Division 7 outlines procedures for emergency abatement of nuisances that pose immediate risks to life, health, or property. In such cases, an abatement official (e.g., Fire Marshal or Code Enforcement Official) may take swift action to address the hazard, potentially without prior notice to the affected parties if immediate intervention is deemed necessary. Any dangerous conditions that pose a risk to children must also be urgently abated. Following the emergency action, a written report detailing the location and justification for the abatement is submitted to the City Council and the property owner, and, if applicable, to the board of appeals.
8. **Division 8.** Division 8 addresses criminal violations related to maintaining a public nuisance. Violations of the ordinance are generally classified as misdemeanors, punishable by fines up to \$1,000, imprisonment for up to six months, or both. In some cases, violations may be charged as infractions, with fines escalating from \$100 for the first violation to \$2,500 for subsequent violations within a year. Repeated violations may lead to misdemeanor charges and fines up to \$5,000, or civil action and receivership by the City. Each day a violation continues constitutes a separate offense. The division also

establishes procedures for court appearances, failure to appear, and warrants for arrest when individuals fail to honor their written promise to appear in court.

9. **Division 9.** Division 9 describes prior ordinances that have been repealed and amended.

10. **Division 10.** Division 10 specifies that the ordinance will take effect 30 days after its passage. Additionally, a summary of the ordinance, along with the names of the City Council members who voted for and against it, must be published in a newspaper of general circulation in Imperial County within 15 days of its passage.

ENVIRONMENTAL

The proposed ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the California Code of Regulations. Under this section, projects that can be seen with certainty to have no potential for causing a significant effect on the environment are not subject to CEQA.

PUBLIC NOTICING

Pursuant to Section 36934 of the California Government Code, a public hearing notice was sent to a local newspaper for posting on April 9, 2025, and subsequently posted at City Hall. Refer to Attachment B – Posted Public Hearing Notice for additional information.

PENDING ACTION

Pursuant to Section 36934 of the California Government Code, the City Council must conduct a first reading by title only of the proposed ordinance no less than five days prior to approving the ordinance amendment. Once an introduction and first reading has been completed, and all public comments have been considered, the item will be presented for a second reading and possible adoption or denial at the next regularly scheduled City Council meeting.

Attachments: Attachment A – Executed Ordinance No. 08-001
 Attachment B – Posted Public Hearing Notice
 Attachment C – Draft City Council Ordinance

Attachment A – Executed Ordinance No. 08-001

ORDINANCE 08-001

AN ORDINANCE OF THE CITY OF CALIPATRIA PROVIDING FOR A COMPREHENSIVE SYSTEM NUISANCE ABATEMENT WITHIN CITY LIMITS

The City Council of the City of Calipatria does ordain as follows:

DIVISION 1. GENERALLY

Sec. 1-1. Findings:

The City Council of the City of Calipatria finds and determines as follows:

- (a) That the values and general welfare of this City are founded, in part, upon strict enforcement of building and zoning regulations, well-kept properties and upon the appearance and maintenance of properties and property values.
- (b) That certain detrimental conditions, as hereinafter set forth, are injurious or potentially injurious to the public health, safety and welfare of the community by contributing to the problems of, and the necessity for, expenditures for protection against hazards, diminution of property values, prevention of crime, accidents, fires, and disease, and the preservation of the community in a manner which is not offensive to the senses and which does not interfere with the comfortable enjoyment of life and property.
- (c) That the regulation of property as described herein reasonably relates to the proper exercise of the police power to protect the health, safety and welfare of the public and that unless corrective measures are undertaken to alleviate some present property conditions, the socio-economic standards of this community will be depreciated.
- (d) That the abatement of such detrimental conditions will enhance the appearance and the values of neighboring properties and will benefit the use and enjoyment of properties in the City.

Sec. 1-2. Intent:

- (a) It is not intended by this ordinance to repeal, abrogate, annul or in any way impair or interfere with existing provisions of other laws or ordinances, (unless the same are specifically repealed herein), or with private restrictions placed upon property by covenant, deed, or other private agreement or with restrictive covenants running with the land to which the City is a party.
- (b) The purpose of this ordinance is to provide minimum standards for the maintenance of property in the City.
- (c) Where this article imposes a greater restriction upon property or structures thereon than is imposed or required by existing provisions of law, ordinance, contract or deed, the provisions of this article shall control.

(d) It is the decision of the City Council that abatement of nuisances pursuant to this Ordinance may be performed by contract awarded by the City Council on the basis of competitive bids let to the lowest responsible bidder pursuant to California Public Contract Code sections 20164, 20166, 20167, and 20170 to 20174 inclusive. In such event the contractor shall keep the account and submit the itemized written report for each separate parcel of land required by section 3.1.

Sec. 1-3. Responsibility for property maintenance:

Every owner, lessee, occupant, or person having charge of property within the City shall maintain such property in a manner so as not to violate the provisions of this Ordinance, and such owner, lessee, occupant, or person having charge of property remains liable for violations hereof regardless of any contract or agreement with any third party regarding such property. The duty imposed by this section on a property owner shall in no instance relieve those persons herein referred to from the similar duty.

Sec. 1.4. Weeds; defined:

- (a) Weeds which bear seeds of a downy or wingy nature.
- (b) Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- (c) Weeds which are otherwise noxious or dangerous.
- (d) Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- (e) Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard.

Sec. 1-5. Classification of nuisance.

The following acts and conditions when performed or existing upon any lot or parcel of land within the City are hereby declared to be unlawful and a misdemeanor and are hereby defined as and declared to be public nuisances which are injurious or potentially injurious to the public health, safety and welfare, which have a tendency to degrade the appearance and property values of surrounding property or which cause damage to public rights-of-way:

- (a) Dead, decayed, diseased or hazardous trees, shrubs, weeds and other vegetation constituting an unsightly appearance, a danger to public safety and welfare or a detriment to nearby property or property values, including when by their size, manner of growth of location they may reasonably be deemed to constitute a fire hazard.
- (b) Overgrown vegetation likely to harbor rats, vermin and other nuisances or causing detriment to neighboring properties or property values.

(c) Any obstacle, landscaping or object installed or maintained in violation of this ordinance or any other City ordinance in effect at the time. Permanent buildings, constructed or maintained in accordance with applicable building and zoning regulations, public utility poles or trees trimmed at the trunk at least eight (8) feet above the ground surface shall not be classified as nuisances.

(d) Water contained in a swimming pool, pond or other body, excepting publicly maintained canals, which is unfiltered, unattended, abandoned or not otherwise maintained, resulting in pollution of the water. Contaminants include but are not limited to, algae or bacterial growth, animal remains, refuse, waste, rubbish and any other foreign material which because of its nature or location constitutes an unhealthy, unsafe or unsightly condition.

(e) Storage or scattering over the property and visible from the public right-of-way or adjacent private property or which constitutes a fire, health or safety hazard any of the following:

- (1) Debris, rubbish or trash, containers, cartons, boxes and barrels.
- (2) Abandoned, broken, wrecked, inoperable or discarded household furnishings, appliances, machines and tools, or similar objects or equipment.
- (3) Discarded building materials, machinery or parts thereof, other pieces of metal or similar objects or materials.

(f) Vehicles, recreational vehicles, trailers, boats, and other mobile equipment parked or stored in front yards, excluding driveways, for more than twelve (12) hours in any seven-day period. Such equipment, however, shall be permitted to be parked or stored in a back yard or a side yard immediately adjacent to the driveway, provided the area is within an enclosed area not visible from the public right-of-way or adjacent property, does not constitute a fire, health or safety hazard and is not in violation of any other provision of this ordinance or any other City ordinance in effect at the time.

(g) Structures or buildings, both permanent and temporary, or other lot improvements, which are subject to an of the following conditions:

- (1) Buildings or structures which are not completely erected within a reasonable time and for which the permit for such construction has expired.
- (2) Unoccupied buildings which have been left unlocked or otherwise open or unsecured from intrusion by persons, animals or the elements or which are boarded up by a method or materials not approved by the City Public Works Department.
- (3) Broken windows constituting hazardous conditions.

- (4) Faulty weather protection including, without limitation, crumbling, cracked, missing, broken or loose exterior plaster or other siding, roofs, foundations or floors, broken or missing windows or doors, or unpainted surfaces causing dry rot, warping, or termite infestation.
- (5) Fences or walls which are in a hazardous condition or which are in disrepair, or which hinder free access to public sidewalks.
- (h) Clotheslines or clothes hanging in front yard areas.
- (i) Garbage cans stored in front or side yards and visible from public streets for a period of more than twenty-four (24) hours.
- (j) Billboards, any type of sign, sign structure or portable display surface, not in conformance with State law.
- (k) Toxic materials, hazardous waste, waste oil, gasoline or chemicals that are improperly or unlawfully stored.
- (l) The accumulation of dirt, litter, or debris in vestibules, doorways or adjoining sidewalks of commercial or industrial buildings.
- (m) The accumulation of packing boxes, lumber, trash, dirt and other debris outside commercial buildings and visible from public streets.
- (n) Unpaved or deteriorated parking lots containing uneven surfaces, drainage problems that are hazardous to the public.
- (o) Attractive nuisances (those objects which by their nature, may attract children or other curious individuals) including, without limitations, abandoned and broken equipment, ice boxes, refrigerators, freezers, stoves, neglected machinery, and unprotected or hazardous pools, ponds or excavations, excepting publicly maintained canals.
- (p) Maintenance of premises in such condition as to be detrimental to public health, safety or general welfare or in such a manner as to constitute a public nuisance as defined in Civil Code section 3480, excepting publicly maintained canals.

Sec. 1-6. Authorized Code Enforcement Officer; citation authority.

- (a) The City Fire Marshall shall have the authority to do all acts necessary to enforce the provisions of this ordinance as well as other provisions of relevant City ordinances.
- (b) In addition to the Fire Marshall, the City Manager shall have authority to designate, by written order, particular officers or employees as a Code Enforcement Officer. The

Code Enforcement Officer shall have the authority to do all acts necessary to enforce the provisions of this ordinance as well as other provisions of relevant City ordinances as set forth in an order of the City Manager.

(c) The Fire Marshall and any Code Enforcement Officer appointed by the City Manager is hereby authorized by the City Council, pursuant to sections 836.5 and 119(d) of the California Penal Code and subject to the provisions thereof, to arrest a person without warrant whenever the Fire Marshall or Code Enforcement Officer has reasonable cause to believe that the person to be arrested has violated a provision of this article or such other section of this Code which he/she has been authorized by the City Manager to enforce, in the Fire Marshall or Code Enforcement Officer's presence or fails to correct a violation and therefore has committed an infraction which the Fire Marshall or Code Enforcement Officer has the discretionary duty to enforce.

(d) The Fire Marshall or any other Code Enforcement Officer appointed by the City Manager is further authorized by the City Council to issue a "Notice To Appear" and to release such person on his or her written promise to appear in court, pursuant to sections 853.5 and 853.6 of the California Penal Code. Under no circumstances may the Fire Marshall or any other Code Enforcement Officer appointed by the City Manager take the person to be arrested into custody. In the event that the person to be arrested demands to be taken before the magistrate or refuses to provide his or her written promise to appear in court, the Fire Marshall or Code Enforcement Officer must either summon a Calipatria police officer, explain the situation, and request that the police officer arrest the person and take the person into custody, or seek assistance of the City Attorney, and request that a misdemeanor complaint be prepared and filed against the person.

DIVISION 2. ABATEMENT PROCEDURE

Sec. 2-1. Abatement of public nuisances.

Any property found to constitute a public nuisance in violation of section 1-6 hereof may be abated by rehabilitation, removal, demolition, or repair pursuant to procedures set forth herein. The procedures for abatement set forth herein shall not be exclusive or restrict the City from enforcing other City ordinances or abating public nuisances in any other manner provided by law.

Sec. 2-2. Notice to abate.

Whenever the Fire Marshall or Code Enforcement Officer determines that property within the City is being maintained contrary to one or more provisions of section 1-6, he may give written "notice to abate." Such notice shall be served on any owner, lessee and occupant of said property stating the section(s) being violated. The notice shall set forth a reasonable time limit, in no event less than ten (10) calendar days, for correcting the violation(s) and may also set forth suggested correction methods. The notice shall be served upon the property owner, lessee or occupant in accordance with the provisions of section 2-4. The notice shall contain a reference to the right of appeal provided in section 2-6.

Sec. 2-3. Voluntary abatement of nuisances.

The owner, lessee or occupant of any building, structure or property alleged to be a nuisance under the provisions of this ordinance may abate the nuisance at any time within the abatement period provided in the notice of the Fire Marshall or the Code Enforcement Officer, by rehabilitation, repair, removal, or demolition. The owner, lessee, or occupant shall advise the Fire Marshall or Code Enforcement Officer of the abatement. Once so advised, the Fire Marshall or Code Enforcement Officer shall inspect the premises to ensure that the nuisance has, in fact, been abated.

Sec. 2-4. Service of notice.

Any "notice to abate," "notice of hearing," "resolution ordering abatement," "itemized statement of costs," or other mailing required of City shall be served in person, by first class mail, or by certified mail to the owner, lessee, tenant, and occupant, to the addressee's last known address, including the subject premises. Additionally, a copy of such notice shall be mailed to each property owner of record as shown on the last equalized assessment roll of the county or as known to the Fire Marshall or Code Enforcement Officer. Services shall be deemed complete at the time the document is personally served or deposited in the mail. Failure of any person to receive a document shall not affect the validity of any proceedings hereunder.

Sec. 2-5. Procedure--No appeal.

In the absence of any appeal, the property shall be rehabilitated, repaired, removed or demolished in the manner specifically set forth in said "notice to abate." If such nuisance is not abated as ordered within said abatement period or within such time as extended by the Fire Marshall or Code Enforcement Officer, the Fire Marshall shall cause same to be abated by City employees or by private contractor. The Fire Marshall is expressly authorized to enter said property for such purposes. Costs, as specified in section 3-1(a), shall be billed to the owner.

Sec. 2-6. Appeal procedure--Hearing by City Council.

(a) The owner, occupant or lessee may appeal the Fire Marshall or Code Enforcement Officer's "notice to abate" to the City Council by filing an appeal with the City Clerk within ten (10) calendar days of receipt of the code enforcement officer's order to abate.

The appeal shall contain:

- (1) Specific identification of subject property;
- (2) Names and addresses of all appellants;
- (3) A statement of appellant's legal interest in the subject property;
- (4) A statement (in ordinary, concise language) of the specific order or action protested and grounds for appeal, together with all supporting material facts;
- (5) Date and signatures of all appellants; and

(6) Verification of at least one appellant as to the truth of matters stated in the appeal.

(b) As soon as practical after receiving the appeal, the City Clerk shall set a date for the City Council to hear the appeal. This date shall be not less than ten (10) calendar days nor more than thirty (30) calendar days from date appeal was filed. The City Clerk shall give each appellant written "notice of hearing by City Council" specifying the time and place of the hearing. Notice of said hearing shall be served upon the appellant not less than ten (10) calendar days before the time fixed for hearing. Such notice shall be served upon the appellant at the address shown on the appeal in accordance with provisions of section 18-58. Continuance of the hearing may be granted by the City Council on request of the appellant when good cause is shown, or on the City Council's own motion.

(c) The Fire Marshall or Code Enforcement Officer's notice to abate shall be stayed during the pendency of an appeal there from which is properly and timely filed.

Sec. 2-7. Decision by the City Council.

(a) Upon conclusion of the hearing, the City Council shall determine whether the property or any part thereof, as maintained, constitutes a public nuisance. If the City Council so finds, they shall adopt a resolution declaring such property to be a public nuisance ("resolution ordering abatement"), setting forth their findings and ordering abatement by having such property rehabilitated, repaired, removed or demolished by manner and means specifically set forth in the resolution. The resolution shall set forth the time when such work shall be completed by the appellant, in no event less than thirty (30) days. The decision and order of the City Council shall be final.

(b) A copy of the "resolution ordering abatement" of said nuisance shall be served on the appellant and upon all owners if such persons are not the appellant of the subject property in accordance with provisions of section 2-4. Upon abatement in full by the appellant or any other person, the proceedings hereunder shall terminate.

Sec. 2-8. Hearing procedure.

Hearings may be tape recorded. Hearings need not be conducted according to technical rules of evidence. All testimony given shall be under oath. Hearsay evidence may be used for supplementing or explaining direct evidence. Any decision need not depend upon any particular evidence or showing of proof.

Sec. 2-9. Abatement by City.

(a) If a declared nuisance is not abated as ordered within the given abatement period, the applicable abatement official, including without limitation, the Fire Marshal, the Public Works Director or Code Enforcement Officer, (or their designee or representative) shall cause same to be abated by City employees or private contractor as appropriate. Said official or his designee is expressly authorized to enter said property for such purposes.

(b) Costs, including incidental expenses, of abating the nuisance shall be billed to the occupant and to the owner if the owner is not the occupant and shall become due and payable thirty (30) days thereafter. The term "incidental expenses" shall include, but not

be limited to, costs incurred in documenting the nuisance; personnel costs; printing and mailing costs; hearing costs; attorneys' fees; actual expenses of the City in preparing notices, specifications or contracts, and costs to inspect work.

(c) No person shall obstruct or interfere with the applicable abatement official including, without limitation, the Fire Marshal, Public Works Director or Code Enforcement Officer, (or their designees or representatives), or with any person who owns or holds an interest in a property, in the performance of necessary acts to execute an order to abate issued pursuant to this article. Violation of this section shall constitute a misdemeanor.

Sec. 2-10. Alternative actions.

Nothing in this ordinance shall be deemed to prevent the City from ordering the commencement of a civil proceeding to abate a public nuisance pursuant to applicable law or from pursuing any other remedy available under applicable law.

DIVISION 3. COST RECOVERY PROCEDURE

Sec. 3-1. Itemized statement of costs.

(a) The applicable abatement official including, without limitation, the Fire Marshal, the Public Works Director or Code Enforcement Officer, (or their designee or representative), shall keep an account of the cost, including incidental expenses, of abating such nuisance on each separate lot or parcel of land where work is performed by the City or private contractor. An "itemized statement of costs" shall be rendered in writing to the City Council showing the cost of abatement, including rehabilitation, demolition or repair of said property, including any salvage value relating thereto.

(b) Before an "itemized statement of costs" is submitted to the City Council, a copy of said statement and notice shall be served on the appellant and upon owners of said property, if the owners are not the appellant, in accordance with the provisions of section 2-4 at least ten (10) calendar days prior to submitting the report to Council. Proof of posting and service shall be made by affidavit or declaration under penalty of perjury filed with the City Clerk.

Sec. 3-2. Protests and objections.

Any person liable to be assessed for the cost of an abatement action may file a written protest to the applicable abatement official including, without limitation, the Fire Marshal, the Public Works Director or Code Enforcement Officer, (or their designees or representatives) "itemized statement of costs" with the City Clerk at any time prior to the time set for hearing. The City Clerk shall endorse each protest or objection received and shall present such protests or objections to the Council at the time set for the hearing. No other protests or objections shall be considered.

Sec. 3-3. Hearing of protests.

On the day and hour fixed for the hearing of protests and objections, the City Council shall hear and act on the "itemized statement of costs" and on protests or objections of

those liable to be assessed for the cost of abatement. The City Council may make revisions or corrections to the statement as it deems just and thereafter shall confirm the statement by motion or resolution. The decision of the City Council on all protests and objections which may be made regarding the statement shall be final and conclusive.

Sec. 3-4. Special assessment and personal obligation.

Pursuant to Government Code sections 38773 and 38773.5, the City Council shall thereupon order that all costs included in the confirmed "itemized statement of costs" constitute a lien against the property to which it relates and that all such costs be made a personal obligation against the property owner.

Sec. 3-5. Assessment lien.

(a) The total cost for abating such nuisance, as confirmed by the City Council, shall constitute a special assessment against the respective lot or parcel of land to which it relates, and upon recordation in the office of the county recorder of a "notice of lien," as so made and confirmed, shall constitute a lien on said property for such assessment.

(b) After such confirmation and recordation, a certified copy of the confirmed "itemized statement of costs" shall be filed with the Imperial County auditor-controller on or before

(c) August 1 of each year. It shall be the duty of the auditor-controller to add the amounts of the respective assessments to the next regular tax bills levied against said lots and parcels of land for municipal purposes.

Thereafter, said amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and the same procedures and sale in case of delinquency as provided for ordinary municipal taxes. All laws applicable to the levy, collection and enforcement of municipal taxes shall be applicable to such special assessment.

(c) In the alternative, after such recordation, such lien may be foreclosed by judicial or other sale in the manner and means provided by law.

(d) A "notice of lien" for recordation shall be provided according to a standard format kept on record by the Fire Marshall or Code Enforcement Officer.

Sec. 3-6. Personal obligation.

All costs associated with abatement proceedings which are not satisfied through the procedures of this ordinance may be collected on behalf of the City by the City Attorney or the City Attorney's designee using the appropriate legal remedies.

**DIVISION 4. ALTERNATIVE NUISANCE ABATEMENT PROCEDURE;
VEGETATION AND WASTE MATTER**

Sec. 4-1. City Council declaration of weeds, rubbish, refuse and dirt to be public nuisances, resolution.

The City Council may declare by resolution as public nuisances, and abate:

- (1) All weeds growing upon the streets, sidewalks, or private property in the City.
- (2) All rubbish, refuse, and dirt upon parkways, sidewalks, or private property in the City.
- (3)

Sec. 4-2. Resolution declaring public nuisance; contents.

The resolution adopted by the City Council pursuant to section 4-1 shall:

- (1) Refer to the street(s) by its/their commonly known name(s).
- (2) Describe the property(ies) upon which or in front of which the nuisance(s) exist(s) by giving the applicable lot and block number(s) according to the official or City assessment map.

Sec. 4-3. City Council declaration of weeds as recurrent nuisances.

Pursuant to California Government Code section 39562.1, at the time it adopts the resolution as provided for by sections 4-1 and 4-2 hereof, the City Council may also find and declare that weeds on specified parcels of property are seasonal and recurrent nuisances. Such seasonal and recurrent nuisances shall be abated in accordance with the provisions of this division, provided that upon the second and any subsequent occurrence of such nuisance on the same parcel or parcels within the same calendar year, no further hearings need to be held and it shall be sufficient to mail a post card notice to the owners of the property as they and their addresses appear upon the current assessment roll. The notice shall refer to and describe the property and shall state that noxious or dangerous weeds of a seasonal and recurrent nature are growing on or in front of the property, and that the same constitute a public nuisance which must be abated by the removal of said noxious or dangerous weeds, and that otherwise they will be removed and the nuisance will be abated by the City authorities, in which case the cost of such removal shall be assessed upon the parcel and lands from which or in front of which such weeds are removed and that upon confirmation such cost will constitute a lien upon such parcel or lands until paid.

Sec. 4-4. Recurrent nuisances; preventative abatement.

- (a) When the City Council has adopted findings and declared that weeds on specified parcels of property are seasonal and recurrent nuisances as provided in section 4-3, the City Council may provide for the preventive abatement of such seasonal and recurrent nuisance as provided in this section pursuant to California Government Code section 39562.2.
- (b) The notice required by section 4-3 shall, in addition to containing all other required matters, state that the efficient and economical control of such seasonal and recurrent nuisance requires preventive chemical control of such weeds, weed seeds and weed seedlings and that the City may require preventive chemical control of such nuisance.

- (b) In the event the City has previously been required to abate such nuisance, the City Council additionally may (before and during the next following germinating season of such weeds) provide for the preventive abatement of such nuisance by using chemical control of such weeds.

Sec. 4-5. Posting of notice; location.

After the City Council has adopted the resolution described in section 4-2 and 4-3 hereof, the Fire Marshall shall cause notices to be conspicuously posted on or in front of the property on or in front of which the nuisance exists. The Fire Marshall shall post:

- (1) One notice to each separately owned parcel of property of not over fifty (50) feet frontage.
- (2) Not more than two (2) notices to any such parcel of one hundred (100) feet frontage or less.
- (3) Notices at not more than one hundred (100) feet apart if the frontage of such a parcel is greater than one hundred (100) feet.

Sec. 4-6. Heading of notices to destroy weeds.

The heading of the notices described in section 4-5 shall be "Notice to destroy weeds and remove rubbish, refuse, and dirt" in letters not less than one inch in height.

Sec. 4-7. Text of notice to destroy weeds and remove rubbish.

The notice shall be substantially in the following form:

NOTICE TO DESTROY WEEDS AND REMOVE RUBBISH, REFUSE, AND DIRT
Notice is hereby given that on the 11th day of March, 2008, the City Council of the City of Calipatria passed a resolution declaring that noxious or dangerous weeds were growing upon or in front of the property on this street, and that rubbish, refuse, and dirt were upon or in front of property on this street, in the City of Calipatria, and more particularly described in the resolution, and that they constitute a public nuisance which must be abated by the removal of the weeds, rubbish, refuse, and dirt. Otherwise they will be removed and the nuisance abated by the City and the cost of removal assessed upon the land from or in front of which the weeds, rubbish, refuse, and dirt are removed and will constitute a lien upon such land until paid. Reference is hereby made to the resolution for further particulars. A copy of said resolution is on file in the office of the City Clerk.

All property owners having any objections to the proposed removal of the weeds, rubbish, refuse, and dirt are hereby notified to attend a meeting of the City Council of the City of Calipatria to be held _____; when their objections will be heard and given due consideration.

Dated this 11th day of March, 2008.
City of Calipatria

Sec. 4-8. Alternative to posting notice.

(a) As an alternative to posting notice of the resolution and notice of the meeting when objections will be heard, the City Council may direct the City Clerk to mail written notice of the proposed abatement to all persons owning property described in the resolution. The City Clerk shall cause such written notice to be mailed to each person to whom such described property is assessed in the last equalized assessment roll available on the date the resolution was adopted by the City Council.

(b) When the County Assessor performs the function of City Assessor, the County Assessor, at the request of the City Clerk shall within ten (10) days thereafter mail to the City Clerk a list of the names and addresses of all of the persons owning property described in the resolution. The address of the owners shown on the assessment roll shall be conclusively deemed to be the proper address for the purpose of mailing such notice. The City shall reimburse the county for the actual cost of furnishing such list and the cost shall be a part of the costs of abatement.

(c) The notices mailed by the City Clerk shall be mailed at least five (5) days prior to the time for hearing objections by the City Council.

(c) The notices mailed by the City Clerk shall be substantially in the form provided by section 4-7, except, that notices shall be signed by the City Clerk and the heading of the notice need not comply with section 4-7.

(d)

Sec. 4-9. City Council hearing.

At the time stated in the notices, the City Council shall hear and consider all objections to the proposed removal of weeds, rubbish, refuse, and dirt. It may continue the hearing from time to time.

Sec. 4-10. Council action; jurisdiction.

By motion or resolution at the conclusion of the hearing the City Council shall allow or overrule any objections. At that time the City Council acquires jurisdiction to proceed and perform the work of removal.

Sec. 4-11. Decision of the City Council final.

The decision of the City Council is final.

Sec. 4-12. City Council abatement order.

If objections have not been made, or after the City Council has disposed of those made, it shall order the Fire Marshall to abate the nuisance by having the weeds, rubbish, refuse, and dirt removed. The order shall be made by motion or resolution.

Sec. 4-13. Entry upon private property.

The Fire Marshall or his agent may enter upon private property to abate the nuisance.

Sec. 4-14. Abatement by property owner; possible assessment.

Before the Fire Marshall arrives, any property owner may remove the weeds, rubbish,

refuse, and dirt at his own expense. Nevertheless, in any case in which an order to abate is issued, the City Council by motion or resolution may further order that a special assessment and lien be imposed pursuant to section 39577 of the California Government Code. In that case the assessment and lien shall be limited to the costs incurred by the responsible agency in enforcing abatement upon the parcels, including investigation, boundary determination, measurement, clerical and other related costs.

Sec. 4-15. Account of abatement costs.

The Fire Marshall or applicable agent or contractor, shall keep an account of the cost of abatement in front of or on each separate parcel of land where the abatement work is performed. He shall submit to the City Council for confirmation an itemized written report showing such cost.

Sec. 4-16. Posting of copy of account of costs.

A copy of the report shall be posted for at least three (3) days prior to its submission to the City Council on or near the front door of City Hall, with a notice of the time of submission.

Sec. 4-17. City Council hearing on the account of costs.

At the time fixed for receiving and considering the report, the City Council shall hear it with any objections of the property owners liable to be assessed for the abatement. It may modify the report if it is deemed necessary. The City Council shall then confirm the report by motion or resolution.

Sec. 4-18. Authority for City to contract for abatement services.

Abatement of the nuisance may in the discretion of the City Council be performed by contract awarded by the City Council on the basis of competitive bids let to the lowest responsible bidder pursuant to California Public Contract Code sections 20164, 20166, 20167, and 20170 to 20174 inclusive. In such event the contractor shall keep the account and submit the itemized written report for each separate parcel of land required by section 4-15.

Sec. 4-19. Costs of abatement of nuisance; a special assessment.

The cost of abatement in front of or upon each parcel of land and the costs incurred by the responsible agency in enforcing abatement upon the parcels, including investigation, boundary determination, measurement, clerical and other related costs, constitutes a special assessment against that parcel. After the assessment is made and confirmed, a lien attaches on the parcel upon recordation of the order confirming the assessment in the office of the County Recorder of Imperial County, except that if any real property to which such lien would attach has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumbrancer for value has been created and attaches thereon, prior to the date on which the first installment of such taxes as imposed by California Government Code section 39578 and 4-20 of this ordinance would become delinquent, then the lien which would otherwise be imposed by this section shall not attach to such real property and the costs of abatement and the costs of enforcing abatement, as confirmed, relating to such property shall be transferred to the unsecured roll for collection.

Sec. 4-20. Copy of costs report to County Assessor and Tax Collector; to be added to next regular tax bill.

Except as provided in section 4-19, after confirmation of the report, a copy shall be given to the County Assessor and the Tax Collector, who shall add the amount of the assessment to the next regular tax bill levied against the parcel for municipal purposes.

Sec. 4-21. Filing of certified copy of cost report with county auditor; time limit.

Except as provided in section 4-19, if the County Assessor and the Tax Collector assess property and collect taxes for the City, a certified copy of the report shall be filed with the county auditor on or before August tenth. The descriptions of the parcels reported shall be those used for the same parcels on the County Assessor's map books for the current year.

Sec. 4-22. Duty of County Auditor.

Pursuant to California Government Code section 39580, the County Auditor shall enter each assessment on the county tax roll opposite the parcel of land.

Sec. 4-23. Collection of assessments as municipal taxes; provision for installment payments.

Pursuant to California Government Code section 39581, the amount of the assessment shall be collected at the time and in the manner of ordinary municipal taxes. If delinquent, the amount is subject to the same penalties and procedure of foreclosure and sale provided for ordinary municipal taxes.

The City Council may determine that, in lieu of collecting the entire assessment at the time and in the manner of ordinary municipal taxes, such assessments of fifty dollars (\$50.00) or more may be made in annual installments, in any event not to exceed five (5), and collected one installment at a time at the times and in the manner of ordinary municipal taxes in successive years. If any installment is delinquent, the amount thereof is subject to the same penalties and procedure for foreclosure and sale provided for ordinary municipal taxes. The payment of assessments so deferred shall bear interest on the unpaid balance at a rate to be determined by the City Council, not to exceed six (6) percent per annum.

Sec. 4-24. Ability of City to receive abatement costs after confirmation of costs report; time limit. The City Finance Officer may receive the amount due on the abatement cost and issue receipts at any time after the confirmation of the report and until ten (10) days before a copy is given to the County Assessor and Tax Collector, or, where a certified copy is filed with the County Auditor, until August first following the confirmation of the report.

Sec. 4-25. City Council ordered refund of taxes; findings; claim procedure.

The City Council may order refunded all or part of a tax paid pursuant to this division if it finds that all or part of the tax has been erroneously levied. A tax or part shall not be refunded unless a claim is filed with the City Clerk on or before November 1st after the tax became due and payable. The claim shall be verified by the person who paid the tax or by the person's guardian, conservator, executor, or administrator.

Sec. 4-26. Alternative proceedings.

Pursuant to California Government Code section 39587, the proceedings provided by this division are an alternative to the procedures established elsewhere by City ordinance.

Sec. 4-27. Priority of nuisance abatement lien assessment.

Pursuant to California Government Code section 39588, the lien of the assessment described in this division shall have the priority of the taxes with which it is collected.

DIVISION 5. EMERGENCY PROCEDURE

Sec. 5-1. Emergency abatement.

- (a) Whenever any nuisance as defined herein constitutes an immediate hazard to life, health or property and, in the opinion of the applicable abatement official including, without limitation, the Fire Marshal, the Public Works Director, Code Enforcement Officer, (or their designee or representative), abatement must be undertaken within less than the designated period, the Fire Marshall may abate or cause to be abated all or any portion of the nuisance as may be necessary to protect life, health or property. Notice shall be given to the parties concerned as circumstances will permit, but notice need not be given whenever, in the opinion of the Fire Marshall with the approval of the City Attorney, immediate action is necessary.
- (b) Any attractive nuisance dangerous to children shall be abated by emergency abatement procedures.

Sec. 5-2. Notice to City Council.

Whenever an emergency abatement action is taken pursuant to the preceding section, the applicable abatement official including, without limitation, the Fire Marshal, the Public Works Director, Code Enforcement Officer, (or their designee or representative) shall submit to all members of the Council a written report indicating the location of the nuisance and the reasons requiring emergency abatement thereof. A copy of this report shall be attached to, or included as part of, notice to the owner of record when notice is given as previously provided in this article. Additionally, said official or his designee will direct a copy of this report to the board of appeals.

DIVISION 6. CRIMINAL VIOLATION

Sec. 6-1. Maintaining a Public Nuisance is a Misdemeanor.

- (a) Whenever in this ordinance an act is prohibited or is made or declared to be unlawful or an offense, or whenever in this Ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision or the failure to perform any such act shall be a crime chargeable as a misdemeanor, (unless charged as an infraction by the City Attorney) and shall be punished by a fine not exceeding one thousand dollars(\$1,000.00) or by imprisonment not to exceed six (6) months, or by both such fine and imprisonment at the discretion of the court.

(b) Violation of any provision of this ordinance shall be a misdemeanor unless by such provision it is made an infraction or unless it is charged as (or reduced to) an infraction by the City Attorney. Such a violation may be prosecuted in the name of the people of the state, or redressed by civil action. Every violation determined to be an infraction is punishable by:

- (1) A fine not exceeding one hundred dollars (\$100.00) for a first violation;
- (2) A fine not exceeding two hundred dollars (\$200.00) for a second violation of the same provision within one (1) year;
- (3) A fine not exceeding five hundred dollars (\$500.00) for each additional violation of the same provision within one (1) year.

(c) Each day any such violation or failure to perform such act shall continue shall constitute a separate offense, unless otherwise specifically provided.

Sec. 6-2. Notice to appear in court.

Whenever any person is arrested or cited for a violation of this ordinance, and such person is not immediately taken before a magistrate as more fully set forth in the Penal Code of California, the arresting officer shall prepare at least in duplicate a written notice to appear in court that shall contain the name and address of such person, the offense charged, and the time and place where and when such person shall appear in court and shall fully follow the provisions of Section 853.6 of the Penal Code.

Sec. 6-3. Failure to appear in court or post bail.

Any person wilfully violating his written promise to appear in court or before an officer authorized to receive a deposit of bail is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally arrested.

Sec. 6-4. Warrant for arrest for failure to appear.

(a) Whenever any person who has signed, as provided in section 1-5 or 6-2, a written promise to appear at a time and place specified in his written promise to appear and has not posted bail, as provided in section 853.6 or 1269b of the Penal Code, the magistrate shall issue and have delivered for execution a warrant for such person's arrest within twenty (20) days after failure of such person to appear as promised, or if such person promises to appear before an officer authorized to accept bail other than a magistrate and fails to do so on or before the date which he promised to appear, then, within twenty (20) days after delivery of such written promise to appear by the officer to a magistrate having jurisdiction over the offense.

(b) When such person violates his written promise to appear before an officer authorized to accept bail other than a magistrate, the officer shall immediately deliver to the magistrate having jurisdiction over the offense charged the written promise to appear and the complaint, if any, filed by the arresting officer.

DIVISION 7. PRIOR ORDINANCES REPEALED

Sec. 7-1. Prior ordinances repealed.
Calipatria city ordinances 63, 72 and 323 are hereby repealed.

DIVISION 8. EFFECTIVE DATE

Sec. 8-1. Effective Date.

This ordinance shall take effect and be in force thirty days after its passage, and before the expiration of fifteen days after passage, a summary hereof shall be published once with the names of the members of this Council voting for and against it in a newspaper of general circulation published in the County of Imperial.

FIRST READING PASSED AND APPROVED at a regular scheduled meeting held on the 26th day of February, 2008 by the following vote:

AYES: Smith, Navarro, Beltran, Ours

NAYES: None

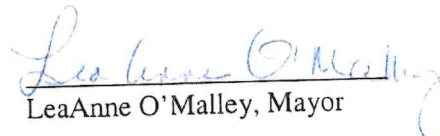
ABSENT: O'Malley

SECOND READING PASSED AND APPROVED at a regular scheduled meeting held on the 11th day of March, 2008 by the following vote:

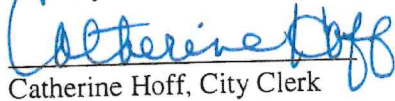
AYES: Smith, Beltran, Ours, Navarro, O'Malley

NAYES: None

ABSENT: None


LeaAnne O'Malley, Mayor

I, Catherine Hoff, City Clerk of the City of Calipatria State of California, hereby certify the above and foregoing to be a full, true and correct copy of an ordinance adopted by said city council on this 11th day of March 2008.


Catherine Hoff, City Clerk

Attachment B – Posted Public Hearing Notice



Notice of Public Hearing

City of Calipatria

Notice is hereby given that a public hearing will be held by the City of Calipatria City Council at the date, time, and place indicated below. The purpose of the public hearing will be to hear comments from the public regarding the following subjects:

Project: City of Calipatria Mural Application Fee Matrix	Location: N/A
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On March 25, 2025, the City Council adopted Ordinance No. 02-25 amending Chapter 5.10 and adding Chapter 3.15 to the City of Calipatria Zoning Ordinance to allow for the installation of new original art murals and preservation of existing original art murals in the city. Chapter 3.15 of the City of Calipatria Zoning Ordinance provides for the establishment of fees for the review of original art mural applications. The City Council desires to adopt reasonably necessary fees for the review of original art mural applications pursuant to Chapter 3.15 of the City of Calipatria Zoning Ordinance. The purpose of this meeting is to present detailed information for the establishment of mural application fees to both the public and City Council for comments and a potential action.

Project: First reading by Title Only of a City Council Ordinance Establishing Standards for Comprehensive System Nuisance Abatement	Location: Citywide
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In order to ensure the health, safety and welfare of the Calipatria community, it is the intent of the City Council of the City of Calipatria to adopt a comprehensive system nuisance abatement ordinance to establish minimum standards for the maintenance of property in the City. Through the proposed nuisance ordinance, the City looks to eliminate detrimental conditions which contribute to the problems of expenditures for protection against hazards, diminution of property values, prevention of crime, accidents, fires, and disease. The purpose of this meeting is to present the proposed ordinance to both the public and City Council for a first reading by title only.

Both items are exempt from the California Environmental Quality Act (CEQA) via Section 15061(b)(3) of the CEQA Guidelines for Implementation of the California Code of Regulations.

City Council Hearing Date: April 22, 2025
Hearing Time: 6:00 PM
Hearing Location: Calipatria City Hall
125 N. Park Avenue

Copies of pertinent information are available for review at City Hall during regular business hours. If you would like to know more about the proposed project prior to the public hearing, please contact Francisco Barba, Associate Planner at the Holt Group, at (760) 337-3883 or fbarba@theholtgroup.net.

Any person desiring to comment on the above project may do so in writing or may appear in person at the public hearing. Written comments should be directed to the Calipatria City Clerk, 125 N. Park Avenue, Calipatria, CA 92233 and be delivered prior to the Public Hearing date. Please reference the project name in all written correspondence.

Posted: 

Date: 4-9-25

Attachment C – Draft Ordinance Amendment

ORDINANCE NO. 03-25

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
CALIPATRIA, CALIFORNIA, AMENDING CALIPATRIA ORDINANCE
NO. 08-001 PROVIDING FOR A COMPREHENSIVE SYSTEM NUISANCE
ABATEMENT WITHIN CITY LIMITS**

WHEREAS, on March 11, 2008, the City Council adopted Ordinance No. 08-001 establishing a comprehensive system for nuisance abatement throughout the city; and

WHEREAS, the ordinance lacks specific definitions and procedures which make enforcement difficult; and

WHEREAS, the City Council desires to amend Ordinance No. 08-001 to establish new definitions and procedures for classifying a public nuisance, automobiles, and abandoned residential properties; and

WHEREAS, the City Council held a duly noticed public hearing on April 22, 2025, where an introduction and first reading by title only was conducted and all comments for and against the ordinance were considered; and

WHEREAS, the City Council held a second reading by title only on May 13, 2020, where upon considering all comments and documentation for the Zoning Text Amendment, the City Council took action.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

SECTION 1: The City Council hereby finds that the foregoing recitals are true and correct and are incorporated herein as substantive findings of this Ordinance.

SECTION 2: Calipatria Ordinance No. 08-001 shall be amended to read as follows:

“DIVISION 1. GENERALLY

Section 1-1. Findings:

The City Council of the City of Calipatria finds and determines as follows:

- (a) That the values and general welfare of this City are founded, in part, upon strict enforcement of building and zoning regulations, well-kept properties and upon the appearance and maintenance of properties and property values.
- (b) That certain detrimental conditions, as hereinafter set forth, are injurious or potentially injurious to the public health, safety and welfare of the community by contributing to the problems of, and the necessity for, expenditures for protection against hazards, diminution of property values, prevention of crime, accidents, fires, and disease, and the preservation of the community in a manner which is not offensive to the senses and which does not interfere with the comfortable enjoyment of life and property.

- (c) That the regulation of property as described herein reasonably relates to the proper exercise of the police power to protect the health, safety and welfare of the public and that unless corrective measures are undertaken to alleviate some present property conditions, the socio-economic standards of this community will be depreciated.
- (d) That the abatement of such detrimental conditions will enhance the appearance and the values of neighboring properties and will benefit the use and enjoyment of properties in the City.

Section 1-2. Intent:

- (a) It is not intended by this ordinance to repeal, abrogate, annul or in any way impair or interfere with existing provisions of other laws or ordinances, (unless the same are specifically repealed herein), or with private restrictions placed upon property by covenant, deed, or other private agreement or with restrictive covenants running with the land to which the City is a party.
- (b) The purpose of this ordinance is to provide minimum standards for the maintenance of property in the City.
- (c) Where this article imposes a greater restriction upon property or structures thereon than is imposed or required by existing provisions of law, ordinance, contract or deed, the provisions of this article shall control.
- (d) It is the decision of the City Council that abatement of nuisances pursuant to this Ordinance may be performed by contract awarded by the City Council on the basis of competitive bids let to the lowest responsible bidder pursuant to California Public Contract Code sections 20164, 20166, 20167, and 20170 to 20174 inclusive. In such event the contractor shall keep the account and submit the itemized written report for each separate parcel of land required by Section 3-1.

Section 1-3. Responsibility for ~~P~~property ~~M~~maintenance:

Every owner, lessee, occupant, or person having charge of property within the City shall maintain such property in a manner so as not to violate the provisions of this Ordinance, and such owner, lessee, occupant, or person having charge of property remains liable for violations hereof regardless of any contract or agreement with any third party regarding such property. The duty imposed by this section on a property owner shall in no instance relieve those persons herein referred to from the similar duty.

~~Sec. 1.4. Weeds; defined:~~

- ~~(a) Weeds which bear seeds of a downy or wingy nature.~~
- ~~(b) Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.~~

- ~~(e) Weeds which are otherwise noxious or dangerous.~~
- ~~(d) Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.~~
- ~~(e) Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard.~~

Section 1-4. Definitions:

For the purpose of this Ordinance, the following definitions shall apply unless the content clearly indicates or requires a different meaning.

ABATE - To remove the source of the public nuisance either by correcting specific problems or by removal from public or private property.

ABATEMENT COSTS - Also referred to as COSTS OF ABATEMENT and ADMINISTRATIVE COSTS. They include all costs and expenses incurred by the city in abating a public nuisance. Such costs include, but are not limited to, the following: the actual expenses and costs to the city in the preparation of notices, specification and contracts; inspection of the work; any attorney's fees expended in the abatement of the nuisance, through civil action or otherwise; all costs and expenses for which the city may be liable under state law arising from or related to the nuisance abatement action; and all costs or expenses to which the city may be entitled pursuant to California Health and Safety Code Section 520 and other statutory entitlements.

ABATEMENT COSTS - Shall begin to accrue at the time the city first receives a complaint regarding a problem on a property.

ABATEMENT HEARING - The administrative hearing before the Hearing Officer after issuance of a notice to abate by an Enforcement Official.

APPLICABLE STATE CODE - Any law of the State of California which protects the health, safety, or welfare of the citizens of the City of Calipatria.

BOARDED BUILDING - A building whose doors and windows have been covered with plywood or other material for the purpose of preventing entry into the building by persons or animals.

BUILDING OFFICIAL - The Building Official of the City of Calipatria.

CITY ATTORNEY - The City Attorney of the City of Calipatria.

CITY MANAGER - The City Manager of the City of Calipatria.

CITY CLERK - The City Clerk of the City of Calipatria.

ENFORCEMENT OFFICIAL - The City Manager, the Building Official, the Fire Chief, the Police Chief, and any employee or agent of the city so designated by them and charged with enforcing the City Ordinance/Municipal Code of the city, or applicable state code.

FIRE CHIEF - The Fire Chief of the Calipatria Fire Department.

FIRE MARSHALL - The Fire Marshall of the Calipatria Fire Department.

HEARING OFFICER - The official designated by the City Clerk charged with presiding over the abatement hearing and responsible for issuing orders to abate public nuisances and costs.

INTERESTED PARTY - The owner, legal occupant, or holder of a recorded interest of a property subject to a notice or order to abate.

NON-APPROVED MATERIAL - A material utilized that is not approved by the city.

NOTICE TO ABATE - The notice of a nuisance on the property and instructions to abate as ordered by an Enforcement Official upon the finding of a nuisance.

ORDER - The order to abate a public nuisance issued pursuant to Sec. 1-6 of this Ordinance.

ORDER TO ABATE - The order of the city to abate a nuisance.

OWNER - The owner of record of real property.

POLICE CHIEF - The Police Chief of the Calipatria Police Department.

PREMISES - Any real property or improvements thereon.

PUBLIC NUISANCE - Any nuisance designated in Sec. 1-4 of this Ordinance.

PUBLIC VIEW - Anything which can be seen by a person with average vision while on public property or areas of private property open to access by the public.

RECIPIENT - Any person, not necessarily the owner of the premises, who received a notice or order to abate pursuant to this Ordinance.

REFUSE AND WASTE - Unused or discarded matter or material having no substantial market value, and which consists of such matter and material as rubbish, refuse, debris, and matter of any kind, including but not limited to sludge, rubble, asphalt, concrete, plaster, tile, rocks, bricks, soil, building

materials, wood, crates, cartons, paper, containers, boxes, machinery or parts thereof, scrap metal and other pieces of metal, ferrous, or nonferrous, furniture, or parts thereof, trimmings from plants or trees, cans, bottles and barrels containing refuse and waste matter.

WEEDS - Weeds which bear seeds of downy or wingy nature, sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property, weeds which are otherwise noxious or dangerous, poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health, dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard.

Section 1-5. Classification of a Public Nuisance:

The following acts and conditions when performed or existing upon any lot or parcel of land within the City are hereby declared to be unlawful and a misdemeanor and are hereby defined as and declared to be public nuisances which are injurious or potentially injurious to the public health, safety and welfare, which have a tendency to degrade the appearance and property values of surrounding property or which cause damage to public rights-of-way:

- (a) Any violation of a Federal, State or Local Ordinance, Land Use Plan, rule, regulation, and/or any Ordinance adopted by reference in this Ordinance.
- (b) Any industrial, commercial, or residential property not maintained in a condition consistent with the approved plans or conditions.
- (c) Any land, the topography, geology, or configuration of which, whether in a natural state or as a result of grading operations, excavations, fill, or other alteration, interferes with the established drainage pattern over a property or from adjoining or other properties which does or may result in erosion, subsidence, or surface water drainage problems so as to be injurious to public health, safety, welfare, usability, or appearance to neighboring properties.
- (d) Any building or structure left permanently unoccupied, permanently abandoned, partially destroyed or in a state of partial construction for an unreasonable period of time; a period of 90 days shall serve as a guide in determining whether an unreasonable time has gone by. Exception: when there exists a valid and active building permit, issued by the City, and construction is actively ongoing to the satisfaction of the Chief Building Official, a period of 180 days shall govern in accordance with the most recently adopted edition of the California Building Code.
- (e) Any building or structure erected, altered, expanded, maintained or used, contrary to the provisions of this Ordinance or any condition or requirement imposed upon the structure.

(f) Any building or structure inadequately maintained or deteriorated in any of the following ways:

- (1) Peeling or discolored paint on the exterior of the structure;
- (2) Broken or boarded up windows;
- (3) Roof or ceiling in disrepair;
- (4) Damaged porch, balcony, or stairways;
- (5) Missing or damaged handrails or related safety equipment;
- (6) Broken or missing window screens, if required;
- (7) Broken or missing locks and latches on windows and doors.

(g) Any building, structure, or habitation constructed, maintained in violation of any Federal, State, or Local Ordinance adopted by the City.

(h) Any building, structure, or habitation, that is overcrowded with the persons such that it unreasonably interferes with a neighboring resident's right to access, use, or enjoy his/her property, or such that it impairs the general welfare of a neighboring resident, or provides inadequate sanitation for the number of occupants.

(i) Failure to secure and prevent public access into abandoned or vacant buildings, structures, or portions thereof.

(j) Any fence, wall, or gate in any of the following conditions:

- (1) Installed without proper permits;
- (2) Installed or maintained contrary with the conditions set forth in the approved plans or permits;
- (3) Damaged, broken, dilapidated, unsightly or inadequately maintained;
- (4) Patch painted with colors that do not match;
- (5) Patched or covered by plywood, metal, plastic, tarpaulin or other non-approved materials;
- (6) Constructed of metal or plywood garage doors;
- (7) Broken or non-working emergency access gates or equipment.

(k) Landscaping or any portion thereof, in the public view, in any of the following conditions:

- (1) Lack of turf, planted material, decorative rock, bark, planted ground cover or coverings;
- (2) Lawn or grass in excess of six (6) inches in height or which is dead, decayed, diseased or uncultivated;
- (3) Harbors rats, vermin, excessive amounts of insects, or other potential disease carriers;
- (4) Obstructs the vision of motorists or pedestrians;
- (5) Encroached into, over, or upon any public right-of-way, including, but not limited to streets, alleys or sidewalks.

(l) Offensive or nauseating odor or smell created by garbage, garbage or recycling containers, dead animals or other odor causing substances or materials.

(m) Any of the following conditions on any property or portion thereof viewable from the public right-of-way:

- (1) Lumber, trash, garbage, debris, refuse, water matter or other salvage material;
- (2) Hazardous pools, ponds and excavations;
- (3) Abandoned, broken or neglected equipment and machinery;
- (4) Furniture, appliances, play equipment or other household fixtures or equipment, except for lawn furniture;
- (5) Clotheslines, clothes or similar materials hanging or placed in front yards, side yards, porches, balconies or fencing;
- (6) Any type of item or material on roof top;
- (7) Accumulation of litter, trash, boxes, or other in front of doorways, on sidewalks, public walkways and other common areas used by the public;
- (8) Accumulation of litter, trash, boxes or other items in parking lots, planters and other landscaped areas;

- (9) Display, sale or use of merchandise, equipment, machinery or other items in, on or blocking public access sidewalks, walkways or common areas;
- (10) Temporary service bins, dumpsters, or storage containers stored on a public street or on private property;
- (11) Garbage cans, trash cans, recycling containers and bins, cans and other trash collection devices in place before 12AM on the day of pick up and 12AM the day after;
- (12) Commercial garbage or recycling bins stored outside the dumpster enclosure;
- (13) Accumulation of grease, oil or other hazardous liquids or materials on paved and unpaved surfaces, driveways, sidewalks, walkways or any other location;
- (14) Tarpaulins or other unapproved screening materials used for any purpose other than in emergency weather conditions;
- (15) Portable devices or equipment, including but not limited to play equipment, located or stored on any public street, sidewalk or public right-of-way;
- (16) Storage of construction equipment, machinery, or building materials other than during operations conducted under a valid building, grading or demolition permit;
- (17) Cement mixers, construction trailers or other equipment parked for more than four hours at a location other than the site of the construction project;
- (18) Weeds;
- (19) Trees and shrubs in the following conditions:
 - (i) Trees and shrubs with dead or fallen limbs or branches which present a safety hazard or restrict, impede or obstruct the public right-of-way, easement or roadway or;
 - (ii) Trees, shrubs and plants which grow out into or over a public right-of-way, easement, sidewalk or roadway where such growth restricts, impedes or obstructs pedestrian or vehicular use of said public right-of-way, easement, sidewalk or roadway.

(n) Any of the following conditions on parking lots, vehicular or pedestrian access areas:

- (1) Striping installed or maintained contrary to the conditions set forth in the approved plans or permit;
- (2) Potholes, major cracks or other conditions which reflect inadequate or poor maintenance;
- (3) Vehicular stall markings that have become deteriorated or are non-existent;
- (4) Pedestrian walkway markings, if required, which are deteriorated or non-existent;
- (5) Lack of required number of handicap parking stalls or handicap walkways;
- (6) Lack of required handicap stall signage;
- (7) Required curb markings or signs installed properly;
- (8) Required curb markings or signs not maintained in a good condition.

(o) Growth on palm trees, including but not limited to, dead or decayed palm fronds, noncommercial fruit, or flowers/pollen hanging from palm trees.

(p) Repairing or dismantling any vehicle or motorized equipment viewable from a public right-of-way unless:

- (1) The repairing or dismantling is conducted in an enclosed garage where the vehicle or equipment is registered to and owned by a person permanently residing on the property;
- (2) The repairing or dismantling can be started and completed in less than 24 hours.

(q) Any repairing or dismantling of any vehicle or motorized equipment on any vacant lot, commercial or industrial parking lot including those associated with auto repair or auto parts stores, public street, private street or alley.

(r) Any swimming pool, spa, pond, fountain or other body of water which is unfiltered or not otherwise maintained, resulting in the water becoming polluted. "Polluted water" means water which contains bacterial growth, algae, insects, animal life, rubbish, refuse, dirt, debris, papers, chemicals, or other matter or material which,

because of its magnitude, nature or location, constitutes an unhealthy or unsafe condition.

- (s) Any outdoor burning of any material, structure, matter or thing, unless authorized by the Fire Marshall or authorized representative by issuance of a permit to do so.
- (t) Any property with dirty water, sewage or any other substance, including but not limited to, urine or other bodily matter, discolored water, contents of septic tanks, cesspools or privy vaults, which flows onto public or private property.
- (u) Any premises, building or structure, wall, fence, pavement, or walkway which is painted in garish manner, or in bright, fluorescent, or luminescent colors, which is out of harmony or conformity with the standards of adjacent properties.
- (v) To leave or permit any abandoned, attended or discarded icebox, refrigerator, freezer or other container which has an airtight door or lid with a snap lock or other device which may not be released from the inside, to be left outside of any building or structure at any time.
- (w) Stockpiling of fill dirt or other material without a permit.
- (x) Maintain premises or property in such a manner as to cause a hazard to the public obscuring the visibility of any public right-of-way, road intersection or pedestrian walkway.
- (y) To construct or maintain a privy within the City in any manner that does not comply with the Health & Safety Code.

(1) California Drug Abatement Act. The City may:

- (i) Declare that a public nuisance exists whenever any member of the public creates, causes, commits, permits or maintains any condition or performs or causes to be performed any activity that falls within the scope of the definition of "Public Nuisance" as set forth in the California Health & Safety Code Section 11570; and
- (ii) Commence any action or proceeding pursuant to the California Drug Abatement Act to abate the public nuisance, to pursue all other remedies against the violator, to seek the imposition of all penalties against the violator and to recover any and all costs from the violator.

(2) Every owner, occupant, lessee or holder of any possessor interest of real property within the City is required to maintain such property so as not to violate the provisions of this Ordinance. The owner of

the property shall remain liable for violations thereof regardless of any contract or agreement with any third party regarding such property or the occupation of the property by any third party. Every successive owner of property who neglects to abate continuing nuisance upon, or in the use of, such property, created by the former owner is liable therefore in the same manner as the one who first created it.

- ~~(a) Dead, decayed, diseased or hazardous trees, shrubs, weeds and other vegetation constituting an unsightly appearance, a danger to public safety and welfare or a detriment to nearby property or property values, including when by their size, manner of growth or location they may reasonably be deemed to constitute a fire hazard.~~
- ~~(b) Overgrown vegetation likely to harbor rats, vermin and other nuisances or causing detriment to neighboring properties or property values.~~
- ~~(c) Any obstacle, landscaping or object installed or maintained in violation of this ordinance or any other City ordinance in effect at the time. Permanent buildings, constructed or maintained in accordance with applicable building and zoning regulations, public utility poles or trees trimmed at the trunk at least eight (8) feet above the ground surface shall not be classified as nuisances.~~
- ~~(d) Water contained in a swimming pool, pond or other body, excepting publicly maintained canals, which is unfiltered, unattended, abandoned or not otherwise maintained, resulting in pollution of the water. Contaminants include but are not limited to, algae or bacterial growth, animal remains, refuse, waste, rubbish and any other foreign material which because of its nature or location constitutes an unhealthy, unsafe or unsightly condition.~~
- ~~(e) Storage or scattering over the property and visible from the public right-of-way or adjacent private property or which constitutes a fire, health or safety hazard any of the following:
 - ~~(1) Debris, rubbish or trash, containers, cartons, boxes and barrels.~~
 - ~~(2) Abandoned, broken, wrecked, inoperable or discarded household furnishings, appliances, machines and tools, or similar objects or equipment.~~
 - ~~(3) Discarded building materials, machinery or parts thereof, other pieces of metal or similar objects or materials.~~~~
- ~~(f) Vehicles, recreational vehicles, trailers, boats, and other mobile equipment parked or stored in front yards, excluding driveways, for more than twelve (12) hours in any seven day period. Such equipment, however, shall be permitted to be parked~~

~~or stored in a back yard or a side yard immediately adjacent to the driveway, provided the area is within an enclosed area not visible from the public right-of-way or adjacent property, does not constitute a fire, health or safety hazard and is not in violation of any other provision of this ordinance or any other City ordinance in effect at the time.~~

~~(g) Structures or buildings, both permanent and temporary, or other lot improvements, which are subject to and of the following conditions:~~

~~(1) Buildings or structures which are not completely erected within a reasonable time and for which the permit for such construction has expired.~~

~~(2) Unoccupied buildings which have been left unlocked or otherwise open or unsecured from intrusion by persons, animals or the elements or which are boarded up by a method or materials not approved by the City Public Works Department Enforcement Official.~~

~~(3) Broken windows constituting hazardous conditions.~~

~~(4) Faulty weather protection including, without limitation, crumbling, cracked, missing, broken or loose exterior plaster or other siding, roofs, foundations or floors, broken or missing windows or doors, or unpainted surfaces causing dry rot, warping, or termite infestation.~~

~~(5) Fences or walls which are in a hazardous condition or which are in disrepair, or which hinder free access to public sidewalks.~~

~~(h) Clotheslines or clothes hanging in front yard areas.~~

~~(i) Garbage cans stored in front or side yards and visible from public streets for a period of more than twenty-four (24) hours.~~

~~(j) Billboards, any type of sign, sign structure or portable display surface, not in conformance with State law.~~

~~(k) Toxic materials, hazardous waste, waste oil, gasoline or chemicals that are improperly or unlawfully stored.~~

~~(l) The accumulation of dirt, litter, or debris in vestibules, doorways or adjoining sidewalks of commercial or industrial buildings.~~

~~(m) The accumulation of packing boxes, lumber, trash, dirt and other debris outside commercial buildings and visible from public streets.~~

- ~~(n) Unpaved or deteriorated parking lots containing uneven surfaces, drainage problems that are hazardous to the public.~~
- ~~(o) Attractive nuisances (those objects which by their nature, may attract children or other curious individuals) including, without limitations, abandoned and broken equipment, ice boxes, refrigerators, freezers, stoves, neglected machinery, and unprotected or hazardous pools, ponds or excavations, excepting publicly maintained canals.~~
- ~~(p) Maintenance of premises in such condition as to be detrimental to public health, safety or general welfare or in such a manner as to constitute a public nuisance as defined in Civil Code section 3480, excepting publicly maintained canals.~~

Section 1-6. Authorized Code Enforcement Official Officer; Ceitation Authority:

- (a) The City Fire Marshall shall have the authority to do all acts necessary to enforce the provisions of this Ordinance as well as other provisions of relevant City ordinances.
- (b) In addition to the Fire Marshall, the City Manager shall have authority to designate, by written order, particular officers or employees as a Code Enforcement Official Officer. The Code Enforcement Official Officer shall have the authority to do all acts necessary to enforce the provisions of this Ordinance as well as other provisions of relevant City Ordinances as set forth in an order of the City Manager.
- (c) The Fire Marshall and any Code Enforcement Official Officer appointed by the City Manager is hereby authorized by the City Council, pursuant to sections 836.5 and 119(d) of the California Penal Code and subject to the provisions thereof, to arrest a person without warrant whenever the Fire Marshall or Code Enforcement Official Officer has reasonable cause to believe that the person to be arrested has violated a provision of this article or such other section of this Code which he/she has been authorized by the City Manager to enforce, in the Fire Marshall or Code Enforcement Official's Officer's presence or fails to correct a violation and therefore has committed an infraction which the Fire Marshall or Code Enforcement Official Officer has the discretionary duty to enforce.
- (d) The Fire Marshall or any other Code Enforcement Official Officer appointed by the City Manager is further authorized by the City Council to issue a "Notice To Appear" and to release such person on his or her written promise to appear in court, pursuant to sections 853.5 and 853.6 of the California Penal Code. Under no circumstances may the Fire Marshall or any other Code Enforcement Official Officer appointed by the City Manager take the person to be arrested into custody. In the event that the person to be arrested demands to be taken before the magistrate or refuses to provide his or her written promise to appear in court, the Fire Marshall or Code Enforcement Official Officer must either summon a

Calipatria ~~P~~olice ~~O~~fficer, explain the situation, and request that the ~~P~~olice ~~O~~fficer arrest the person and take the person into custody, or seek assistance of the City Attorney, and request that a misdemeanor complaint be prepared and filed against the person.

DIVISION 2. ABATEMENT PROCEDURE

Section 2-1. Abatement of ~~P~~ublic ~~N~~uisances:

Any property found to constitute a public nuisance in violation of ~~S~~ection 1-~~56~~ hereof may be abated by rehabilitation, removal, demolition, or repair pursuant to procedures set forth herein. The procedures for abatement set forth herein shall not be exclusive or restrict the City from enforcing other City ~~O~~rdinances or abating public nuisances in any other manner provided by law.

Section 2-2. Notice to ~~A~~bate:

Whenever the Fire Marshall or Code Enforcement ~~Official~~~~Officer~~ determines that property within the City is being maintained contrary to one or more provisions of ~~S~~ection 1-~~56~~, he/~~she~~ may give written "~~N~~otice to ~~A~~bate.-" Such notice shall be served on any owner, lessee and occupant of said property stating the section(s) being violated. The notice shall set forth a reasonable time limit, in no event less than ten (10) calendar days, for correcting the violation(s) and may also set forth suggested correction methods. The notice shall be served upon the property owner, lessee or occupant in accordance with the provisions of ~~S~~ection 2-4. The notice shall contain a reference to the right of appeal provided in ~~S~~ection 2-6.

Section 2-3. Voluntary ~~A~~batement of ~~N~~uisances:-

The owner, lessee or occupant of any building, structure or property alleged to be a nuisance under the provisions of this ordinance may abate the nuisance at any time within the abatement period provided in the notice of the Fire Marshall or the Code Enforcement ~~Official~~~~Officer~~, by rehabilitation, repair, removal, or demolition. The owner, lessee, or occupant shall advise the Fire Marshall or Code Enforcement ~~Official~~~~Officer~~ of the abatement. Once so advised, the Fire Marshall or Code Enforcement ~~Official~~~~Officer~~ shall inspect the premises to ensure that the nuisance has, in fact, been abated.

Section 2-4. Service of ~~N~~otice:-

Any "~~N~~otice to ~~A~~bate," "~~N~~otice of ~~H~~earing," "~~R~~esolution ~~O~~rdering ~~A~~batement," "~~I~~temized ~~S~~tatement of ~~C~~osts," or other mailing required of City shall be served in person, by first class mail, or by certified mail to the owner, lessee, tenant, and occupant, to the addressee's last known address, including the subject premises. Additionally, a copy of such notice shall be mailed to each property owner of record as shown on the last equalized assessment roll of the ~~C~~ounty or as known to the Fire Marshall or Code Enforcement ~~Official~~~~Officer~~. Services shall be deemed complete at the time the document

is personally served or deposited in the mail. Failure of any person to receive a document shall not affect the validity of any proceedings hereunder.

Section 2-5. Procedure--No ~~A~~appeal:

In the absence of any appeal, the property shall be rehabilitated, repaired, removed or demolished in the manner specifically set forth in said "~~N~~notice to ~~A~~abate." If such nuisance is not abated as ordered within said abatement period or within such time as extended by the Fire Marshall or Code Enforcement ~~Official~~~~Officer~~, the Fire Marshall shall cause same to be abated by City employees or by private contractor. The Fire Marshall and the Code Enforcement Official are expressly authorized to enter said property for such purposes. Costs, as specified in ~~S~~section 3-1 (a), shall be billed to the owner.

Section 2-6. Appeal ~~P~~procedure--Hearing by City Council:

- (a) The owner, occupant or lessee may appeal the Fire Marshall or Code Enforcement ~~Official's~~~~Officer's~~ "~~N~~notice to ~~A~~abate" to the City Council by filing an appeal with the City Clerk within ten (10) calendar days of receipt of the code enforcement officer's order to abate. The appeal shall contain:
 - (1) Specific identification of subject property;
 - (2) Names and addresses of all appellants;
 - (3) A statement of appellant's legal interest in the subject property;
 - (4) A statement (in ordinary, concise language) of the specific order or action protested and grounds for appeal, together with all supporting material facts;
 - (5) Date and signatures of all appellants; and
 - (6) Verification of at least one appellant as to the truth of matters stated in the appeal.
- (b) As soon as practical after receiving the appeal, the City Clerk shall set a date for the City Council to hear the appeal. This date shall be not less than ten (10) calendar days nor more than thirty (30) calendar days from date appeal was filed. The City Clerk shall give each appellant written "~~N~~notice of ~~H~~hearing by City Council" specifying the time and place of the hearing. Notice of said hearing shall be served upon the appellant not less than ten (10) calendar days before the time fixed for hearing. Such notice shall be served upon the appellant at the address shown on the appeal in accordance with provisions of ~~S~~section ~~2-41858~~. Continuance of the hearing may be granted by the City Council on request of the appellant when good cause is shown, or on the City Council's own motion.

- (c) The Fire Marshall or Code Enforcement ~~Official's~~~~Officer's~~ notice to abate shall be stayed during the pendency of an appeal there from which is properly and timely filed.

Section 2-7. Decision by the City Council:

- (a) Upon conclusion of the hearing, the City Council shall determine whether the property or any part thereof, as maintained, constitutes a public nuisance. If the City Council so finds, they shall adopt a resolution declaring such property to public nuisance ("resolution ordering abatement"), setting forth their findings and ordering abatement by having such property rehabilitated, repaired, removed or demolished by manner and means specifically set forth in the resolution. The resolution shall set forth the time when such work shall be completed by the appellant, in no event less than thirty (30) days. The decision and order of the City Council shall be final.
- (b) A copy of the "~~R~~resolution ~~O~~ordering ~~A~~abatement" of said nuisance shall be served on the appellant and upon all owners if such persons are not the appellant of the subject property in accordance with provisions of ~~S~~section 2-4. Upon abatement in full by the appellant or any other person, the proceedings hereunder shall terminate.

Section 2-8. Hearing ~~P~~procedure:

Hearings may be ~~tape~~ recorded. Hearings need not be conducted according to technical rules of evidence. All testimony given shall be under oath. Hearsay evidence may be used for supplementing or explaining direct evidence. Any decision need not depend upon any particular evidence or showing of proof.

Section 2-9. Abatement by City:

- (a) If a declared nuisance is not abated as ordered within the given abatement period, the applicable abatement official, including without limitation, the Fire Marshal, ~~the Public Works Director~~ or Code Enforcement Officer, (or their designee or representative) shall cause same to be abated by City employees or private contractor as appropriate. Said official or his designee is expressly authorized to enter said property for such purposes.
- (b) Costs, including incidental expenses, of abating the nuisance shall be billed to the occupant and to the owner if the owner is not the occupant and shall become due and payable thirty (30) days thereafter. The term "incidental expenses" shall include, but not be limited to, costs incurred in documenting the nuisance; personnel costs; printing and mailing costs; hearing costs; attorneys' fees; actual expenses of the City in preparing notices, specifications or contracts, and costs to inspect work.

- (c) No person shall obstruct or interfere with the applicable abatement official including, without limitation, the Fire Marshal, ~~Public Works Director~~ or Code Enforcement Official Officer, (or their designees or representatives), or with any person who owns or holds an interest in a property, in the performance of necessary acts to execute an order to abate issued pursuant to this article. Violation of this section shall constitute a misdemeanor.

Section 2-10. Alternative Actions:

Nothing in this ordinance shall be deemed to prevent the City from ordering the commencement of a civil proceeding to abate a public nuisance pursuant to applicable law or from pursuing any other remedy available under applicable law.

DIVISION 3. COST RECOVERY PROCEDURE

Section 3-1. Itemized Statement of Ceosts:

- (a) The applicable abatement official including, without limitation, the Fire Marshal, ~~the Public Works Director~~ or Code Enforcement Official Officer, (or their designee or representative), shall keep an account of the cost, including incidental expenses, of abating such nuisance on each separate lot or parcel of land where work is performed by the City or private contractor. An "Itemized Statement of Ceosts" shall be rendered in writing to the City Council showing the cost of abatement, including rehabilitation, demolition or repair of said property, including any salvage value relating thereto.
- (b) Before an "Itemized Statement of Ceosts" is submitted to the City Council, a copy of said statement and notice shall be served on the appellant and upon owners of said property, if the owners are not the appellant, in accordance with the provisions of Section 2-4 at least ten (10) calendar days prior to submitting the report to Council. Proof of posting and service shall be made by affidavit or declaration under penalty of perjury filed with the City Clerk.

Section 3-2. Protests and Objections:

Any person liable to be assessed for the cost of an abatement action may file a written protest to the applicable abatement official including, without limitation, the Fire Marshal, ~~the Public Works Director~~ or Code Enforcement Official Officer, (or their designees or representatives) "Itemized Statement of Ceosts" with the City Clerk at any time prior to the time set for hearing. The City Clerk shall endorse each protest or objection received and shall present such protests or objections to the Council at the time set for the hearing. No other protests or objections shall be considered.

Section 3-3. Hearing of Protests:

On the day and hour fixed for the hearing of protests and objections, the City Council shall hear and act on the "Itemized Statement of Costs" and on protests or objections of those liable to be assessed for the cost of abatement. The City Council may make revisions or corrections to the statement as it deems just and thereafter shall confirm the statement by motion or resolution. The decision of the City Council on all protests and objections which may be made regarding the statement shall be final and conclusive.

Section 3-4. Special Assessment and Personal Obligation:

Pursuant to Government Code Sections 38773 and 38773.5, the City Council shall thereupon order that all costs included in the confirmed "Itemized Statement of Costs" constitute a lien against the property to which it relates and that all such costs be made a personal obligation against the property owner.

Section 3-5. Assessment Lien:

- (a) The total cost for abating such nuisance, as confirmed by the City Council, shall constitute a special assessment against the respective lot or parcel of land to which it relates, and upon recordation in the office of the county recorder of a "Notice of Lien," as so made and confirmed, shall constitute a lien on said property for such assessment.
- (b) After such confirmation and recordation, a certified copy of the confirmed "Itemized Statement of Costs" shall be filed with the Imperial County Auditor-Controller on or before August 1 of each year. It shall be the duty of the Auditor-Controller to add the amounts of the respective assessments to the next regular tax bills levied against said lots and parcels of land for municipal purposes.

Thereafter, said amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and the same procedures and sale in case of delinquency as provided for ordinary municipal taxes. All laws applicable to the levy, collection and enforcement of municipal taxes shall be applicable to such special assessment.

- (c) In the alternative, after such recordation, such lien may be foreclosed by judicial or other sale in the manner and means provided by law.
- (d) A "Notice of Lien" for recordation shall be provided according to a standard format kept on record by the Fire Marshall or Code Enforcement Official.

Section 3-6. Personal Obligation:

All costs associated with abatement proceedings which are not satisfied through the procedures of this Ordinance may be collected on behalf of the City by the City Attorney or the City Attorney's designee using the appropriate legal remedies.

DIVISION 4. ALTERNATIVE NUISANCE ABATEMENT PROCEDURE; VEGETATION AND WASTE MATTER

Section 4-1. City Council declaration of weeds, rubbish, refuse and dirt to be public nuisances, resolution:

The City Council may declare by resolution as public nuisances, and abate:

- (a) All weeds growing upon the streets, sidewalks, or private property in the City.
- (b) All rubbish, refuse, and dirt upon parkways, sidewalks, or private property in the City.

Section 4-2. Resolution ~~D~~declaring ~~P~~ublic ~~N~~uisance; ~~C~~ontents:

The resolution adopted by the City Council pursuant to ~~S~~ection 4-1 shall:

- (a) Refer to the street(s) by its/their commonly known name(s).
- (b) Describe the property(ies) upon which or in front of which the nuisance(s) exist(s) by giving the applicable lot and block number(s) according to the official or City assessment map.

Section 4-3. City Council ~~D~~claration of ~~W~~eeds as ~~R~~ecurrent ~~N~~uisances:

Pursuant to California Government Code ~~S~~ection 39562.1, at the time it adopts the resolution as provided for by ~~S~~ections 4-1 and 4-2 hereof, the City Council may also find and declare that weeds on specified parcels of property are seasonal and recurrent nuisances.

Such seasonal and recurrent nuisances shall be abated in accordance with the provisions of this division, provided that upon the second and any subsequent occurrence of such nuisance on the same parcel or parcels within the same calendar year, no further hearings need to be held and it shall be sufficient to mail a post card notice to the owners of the property as they and their addresses appear upon the current assessment roll.

The notice shall refer to and describe the property and shall state that noxious or dangerous weeds of a seasonal and recurrent nature are growing on or in front of the property, and that the same constitute a public nuisance which must be abated by the removal of said noxious or dangerous weeds, and that otherwise they will be removed and the nuisance will be abated by the City authorities, in which case the cost of such removal shall be assessed upon the parcel and lands from which or in front of which such weeds are removed and that upon confirmation such cost will constitute a lien upon such parcel or lands until paid.

Section 4-4. Recurrent ~~N~~uisances; ~~P~~reventative ~~A~~batement:

- (a) When the City Council has adopted findings and declared that weeds on specified parcels of property are seasonal and recurrent nuisances as provided in Section 4-3, the City Council may provide for the preventive abatement of such seasonal and recurrent nuisance as provided in this section pursuant to California Government Code Section 39562.2.
- (b) The notice required by ~~S~~section 4-3 shall, in addition to containing all other required matters, state that the efficient and economical control of such seasonal and recurrent nuisance requires preventive chemical control of such weeds, weed seeds and weed seedlings and that the City may require preventive chemical control of such nuisance.
- (c) In the event the City has previously been required to abate such nuisance, the City Council additionally may (before and during the next following germinating season of such weeds) provide for the preventive abatement of such nuisance by using chemical control of such weeds.

Section 4-5. Posting of ~~N~~notice; ~~L~~location:

After the City Council has adopted the resolution described in ~~S~~section 4-2 and 4-3 hereof, the Fire Marshall shall cause notices to be conspicuously posted on or in front of the property on or in front of which the nuisance exists. The Fire Marshall shall post:

- (a) One notice to each separately owned parcel of property of not over fifty (50) feet frontage.
- (b) Not more than two (2) notices to any such parcel of one hundred (100) feet of frontage or less.
- (c) Notices at not more than one hundred (100) feet apart if the frontage of such a parcel is greater than one hundred (100) feet.

Section 4-6. Heading of ~~N~~otices to ~~D~~estroy ~~W~~eeds:

The heading of the notices described in ~~S~~section 4-5 shall be "Notice to ~~D~~estroy ~~W~~eeds and ~~R~~emove ~~R~~ubbish, ~~R~~efuse, and ~~D~~irt" in letters not less than one inch in height.

Section 4-7. Text of ~~N~~otice to ~~D~~estroy ~~W~~eeds and ~~R~~emove ~~R~~ubbish.

The notice shall be substantially in the following form:

NOTICE TO DESTROY WEEDS AND REMOVE RUBBISH, REFUSE, AND DIRT

Notice is hereby given that on the _____~~I~~ day of _____, [~~year~~] ~~March, 2008~~, the City Council of the City of Calipatria passed a ~~R~~esolution declaring that noxious or

dangerous weeds were growing upon or in front of the property on this street, and that rubbish, refuse, and dirt were upon or in front of property on this street, in the City of Calipatria, and more particularly described in the Resolution, and that they constitute a public nuisance which must be abated by the removal of the weeds, rubbish, refuse, and dirt. Otherwise they will be removed and the nuisance abated by the City and the cost of removal assessed upon the land from or in front of which the weeds, rubbish, refuse, and dirt are removed and will constitute a lien upon such land until paid. Reference is hereby made to the resolution for further particulars. A copy of said Resolution is on file in the office of the City Clerk.

All property owners having any objections to the proposed removal of the weeds, rubbish, refuse, and dirt are hereby notified to attend a meeting of the City Council of the City of Calipatria to be held [give date], _____; when their objections will be heard and given due consideration.

Dated this _____ day of _____, [year] March, 2008.

City of Calipatria Fire Marshall

City of Calipatria

Section 4-8. Alternative to Posting Notice:

- (a) As an alternative to posting notice of the resolution and notice of the meeting when objections will be heard, the City Council may direct the City Clerk to mail written notice of the proposed abatement to all persons owning property described in the resolution. The City Clerk shall cause such written notice to be mailed to each person to whom such described property is assessed in the last equalized assessment roll available on the date the resolution was adopted by the City Council.
- (b) When the County Assessor performs the function of City Assessor, the County Assessor, at the request of the City Clerk shall within ten (10) days thereafter mail to the City Clerk a list of the names and addresses of all of the persons owning property described in the resolution. The address of the owners shown on the assessment roll shall be conclusively deemed to be the proper address for the purpose of mailing such notice. The City shall reimburse the County for the actual cost of furnishing such a list and the cost shall be a part of the costs of abatement.
- (c) The notices mailed by the City Clerk shall be mailed at least five (5) days prior to the time for hearing objections by the City Council.

- (d) The notices mailed by the City Clerk shall be substantially in the form provided by ~~S~~section 4-7, except, that notices shall be signed by the City Clerk and the heading of the notice need not comply with ~~S~~section 4-7.

Section 4-9. City Council ~~H~~hearing:

At the time stated in the notices, the City Council shall hear and consider all objections to the proposed removal of weeds, rubbish, refuse, and dirt. It may continue the hearing from time to time.

Section 4-10. Council ~~A~~action; ~~J~~jurisdiction:

By motion or resolution at the conclusion of the hearing the City Council shall allow or overrule any objections. At that time the City Council acquires jurisdiction to proceed and perform the work of removal.

Section 4-11. Decision of the City Council ~~F~~final:

The decision of the City Council is final.

Section 4-12. City Council ~~A~~abatement ~~O~~order:

If objections have not been made, or after the City Council has disposed of those made, it shall order the Fire Marshall to abate the nuisance by having the weeds, rubbish, refuse, and dirt removed. The order shall be made by ~~M~~motion or ~~R~~resolution.

Section 4-13. Entry ~~U~~pon ~~P~~private ~~P~~roperty:

The Fire Marshall or his agent may enter upon private property to abate the nuisance.

Section 4-14. Abatement by ~~P~~roperty ~~O~~wner; ~~P~~ossible ~~A~~assessment:

Before the Fire Marshall arrives, any property owner may remove the weeds, rubbish, refuse, and dirt at his own expense. Nevertheless, in any case in which an order to abate is issued, the City Council by ~~M~~motion or ~~R~~resolution may further order that a special assessment and lien be imposed pursuant to ~~S~~section 39577 of the California Government Code. In that case the assessment and lien shall be limited to the costs incurred by the responsible agency in enforcing abatement upon the parcels, including investigation, boundary determination, measurement, clerical and other related costs.

Section 4-15. Account of ~~A~~abatement ~~C~~osts:

The Fire Marshall or applicable agent or contractor, shall keep an account of the cost of abatement in front of or on each separate parcel of land where the abatement work is performed. He/~~she~~ shall submit to the City Council for confirmation an itemized written report showing such cost.

Section 4-16. Posting of Ccopy of Account of Costs:

A copy of the report shall be posted for at least three (3) days prior to its submission to the City Council on or near the front door of City Hall, with a notice of the time of submission.

Section 4-17. City Council Hearing on the Account of Costs:

At the time fixed for receiving and considering the report, the City Council shall hear it with any objections of the property owners liable to be assessed for the abatement. It may modify the report if it is deemed necessary. The City Council shall then confirm the report by Motion or Resolution.

Section 4-18. Authority for City to Contract for Abatement Services:

Abatement of the nuisance may in the discretion of the City Council be performed by contract awarded by the City Council on the basis of competitive bids let to the lowest responsible bidder pursuant to California Public Contract Code Sections 20164, 20166, 20167, and 20170 to 20174 inclusive. In such an event the contractor shall keep the account and submit the itemized written report for each separate parcel of land required by Section 4-15.

Section 4-19. Costs of Abatement of Nuisance; a Special Assessment:

The cost of abatement in front of or upon each parcel of land and the costs incurred by the responsible agency in enforcing abatement upon the parcels, including investigation, boundary determination, measurement, clerical and other related costs, constitutes a special assessment against that parcel. After the assessment is made and confirmed, a lien attaches on the parcel upon recordation of the order confirming the assessment in the office of the County Recorder of Imperial County, except that if any real property to which such lien would attach has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumbrancer for value has been created and attaches thereon, prior to the date on which the first installment of such taxes as imposed by California Government Code Section 39578 and Section 4-20 of this Ordinance would become delinquent, then the lien which would otherwise be imposed by this Section shall not attach to such real property and the costs of abatement and the costs of enforcing abatement, as confirmed, relating to such property shall be transferred to the unsecured roll for collection.

Section 4-20. Copy of Costs Report to County Assessor and Tax Collector; to be added to next Regular Tax Bill:

Except as provided in Section 4-19, after confirmation of the report, a copy shall be given to the County Assessor and the Tax Collector, who shall add the amount of the assessment to the next regular tax bill levied against the parcel for municipal purposes.

Section 4-21. Filing of Certified Copy of Cost Report with County Auditor; Time Limit:

Except as provided in Section 4-19, if the County Assessor and the Tax Collector assess property and collect taxes for the City, a certified copy of the report shall be filed with the County Auditor on or before August tenth. The descriptions of the parcels reported shall be those used for the same parcels on the County Assessor's map books for the current year.

Section 4-22. Duty of County Auditor:

Pursuant to California Government Code Section 39580, the County Auditor shall enter each assessment on the County Tax Roll opposite the parcel of land.

Section 4-23. Collection of Aassessments as Mmunicipal Taxes; Provision for Iinstallment Ppayments:

Pursuant to California Government Code Section 39581, the amount of the assessment shall be collected at the time and in the manner of ordinary municipal taxes. If delinquent, the amount is subject to the same penalties and procedure of foreclosure and sale provided for ordinary municipal taxes.

The City Council may determine that, in lieu of collecting the entire assessment at the time and in the manner of ordinary municipal taxes, such assessments of fifty dollars (\$50.00) or more may be made in annual installments, in any event not to exceed five (5), and collected one installment at a time at the times and in the manner of ordinary municipal taxes in successive years. If any installment is delinquent, the amount thereof is subject to the same penalties and procedure for foreclosure and sale provided for ordinary municipal taxes. The payment of assessments so deferred shall bear interest on the unpaid balance at a rate to be determined by the City Council, not to exceed six (6) percent per annum.

Section 4-24. Ability of City to Rceive Aabatement Costs after Confirmation of Costs Report; Time Limit:

The City Clerk Finance Officer may receive the amount due on the abatement cost and issue receipts at any time after the confirmation of the report and until ten (10) days before a copy is given to the County Assessor and Tax Collector, or, where a certified copy is filed with the County Auditor, until August first following the confirmation of the report.

Section 4-25. City Council Oordered Refund of Taxes; Ffindings; Celaim Pprocedure:-

The City Council may order refunded all or part of a tax paid pursuant to this division if it finds that all or part of the tax has been erroneously levied. A tax or part shall not be refunded unless a claim is filed with the City Clerk on or before November 1st after the tax became due and payable. The claim shall be verified by the person who paid the tax or by the person's guardian, conservator, executor, or administrator.

Section 4-26. Alternative Proceedings:

Pursuant to California Government Code Section 39587, the proceedings provided by this division are an alternative to the procedures established elsewhere by City Ordinance.

Section 4-27. Priority of Nuisance Abatement Lien Assessment:

Pursuant to California Government Code Section 39588, the lien of the assessment described in this division shall have the priority of the taxes with which it is collected.

DIVISION 5. AUTOMOBILES

Section 5-1. Definitions:

For the purpose of this Section, the following words and phrases shall have the meanings respectively ascribed to them:

ABANDONED VEHICLE - Any vehicle which is parked, resting, or otherwise immobilized on any highway or public right-of-way and which lacks an engine, transmission, wheels, tires, doors, windshield, or any other part or equipment necessary to operate safely, as described by California Vehicle Code Section 22669(d).

HIGHWAY - A way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. Highway includes street.

INOPERATIVE VEHICLE - Any motor vehicle that cannot be moved under its own power.

OWNER OF LAND - The owner of the land on which a vehicle, or parts thereof, is or are located, as shown on the last equalized assessment roll.

OWNER OF THE VEHICLE - The last registered owner and legal owner of record.

PUBLIC PROPERTY - Does not include "Highway."

VEHICLE - A device by which any person or property may be propelled, moved or drawn upon a highway, except a device moved by human power or used exclusively upon stationary rails or tracks.

VEHICLES OF HISTORIC VALUE - Any motor vehicle defined under California Vehicle Code Section 5004(a) through 5004(f).

Section 5-2. Findings:

In addition to and in accordance with the determination made and the authority granted by the State of California under Section 22660 of the Vehicle Code to remove abandoned, wrecked, dismantled or inoperative vehicles or parts thereof as public nuisances, the City Council hereby makes the following findings and declarations:

The accumulation and storage of abandoned, wrecked, dismantled or inoperative vehicles or parts thereof on private or public property, not including highways, hereby is found to create a condition tending to reduce the value of private property, to promote blight and deterioration, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety to minors, to create a harborage for rodents and insects and to be injurious to the health, safety and general welfare. Therefore, the presence of an abandoned, wrecked, dismantled or inoperative vehicle or parts thereof, on private or public property not including highways, except as expressly hereinafter permitted, hereby is declared to constitute a public nuisance which may be abated as such in accordance with the provisions of this Section.

Section 5-3. Scope:

The provisions of this Section shall not apply to:

- (a) A vehicle, or parts thereof, which is or are completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private or private property; or
- (b) A vehicle, or parts thereof, which is or are stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer, a junk dealer, or when such storage or parking is necessary to the operation of a lawfully conducted business or commercial enterprise.
- (c) A vehicle of Historic Value as described under California Vehicle Code Section 5004(a) through 5004(f).

Nothing in this Section shall authorize the maintenance of a public or private nuisance as defined under provisions of law other than Chapter 10 (commencing with Section 22650) of Division 11 of the Vehicle Code and this Section.

Section 5-4. Status:

The provisions of this Section are not the exclusive regulation of abandoned, wrecked, dismantled or inoperative vehicles within the City. It shall supplement and be in addition to the other regulatory codes, statutes and Ordinances heretofore or hereafter enacted by the City, the State or any other legal entity or agency having jurisdiction.

Section 5-5. Administration and Enforcement:

The provisions of this Division shall be administered and enforced by the Police Chief and/or his/her designee. In the enforcement of this Division, such officers and their designees may enter upon private or public property to examine a vehicle or parts, or obtain information as to the identity of a vehicle. Upon discovery of an abandoned, wrecked, dismantled, or inoperable vehicle, or vehicle parts on public or private property within the City, stored in violation of City Ordinance and constituting a public nuisance as defined by this Division, the Police Chief and/or his/her designee shall have the authority to cause the abatement and removal of the nuisance in accordance with the procedure prescribed herein. When the City Council has contracted with any person or persons for the removal of nuisances, such person or persons shall be authorized to enter upon public or private property to remove or cause the removal of a vehicle or vehicle parts declared to be a nuisance pursuant to this Division.

Section 5-6. Other Authorized Persons:

When the City Council has contracted with or granted a franchise to any person or persons, such person or persons shall be authorized to enter upon private property or public property to remove or cause the removal of a vehicle, or parts thereof, declared to be a nuisance pursuant to this Section.

Section 5-7. Administrative Costs:

The City Council shall from time to time determine and fix an amount to be assessed as administrative costs (excluding the actual cost of removal of any vehicle or any parts thereof) under this Section, which amount shall be set as fixed sum per vehicle removed or as percentage of the actual cost of removal.

Section 5-8. Abatement and Removal:

Upon discovering the existence of an abandoned, wrecked, dismantled or inoperative vehicle, or parts thereof, on private property within the City, the Police Chief shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein.

Section 5-9. Notice:

A fifteen (15) day notice of intention to abate and remove a vehicle, or parts thereof, as a public nuisance shall be mailed by registered mail to the owner of the land as shown on the last equalized assessment roll and to the last registered and legal owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine ownership. The notices of intention shall be in substantially the following form:

NOTICE OF INTENT TO ABATE AND REMOVE AN ABANDONED, WRECKED,
DISMANTLED, OR INOPERATIVE VEHICLE OR VEHICLE PARTS
CONSTITUTING A PUBLIC NUISANCE

(Name and address of owner of the land)

As owner shown on the last equalized assessment roll of the land located at _____ (address), you are hereby notified that the undersigned, pursuant to Ordinances of the City of Calipatria, has determined that there exists upon such land an (or parts of an) abandoned, wrecked, dismantled, or inoperative vehicle registered to (name of registered owner), license number _____ (vehicle license plate if available), which constitutes a public nuisance pursuant to the provisions of Ordinances of the City of Calipatria.

You are hereby notified to abate such nuisance by the removal of such vehicle (or vehicle parts) within fifteen (15) calendar days from the date of mailing of this notice, and upon your failure to do so, the same will be abated and removed by the City and the costs thereof, together with administrative costs, assessed to you as owner of the land on which such vehicle (or vehicle parts) is located.

As owner of the land on which such vehicle (or vehicle parts) is located, you hereby are notified that you may, within fifteen (15) calendar days after the mailing of this notice of intention, request a Public Hearing and if such a request is not received by the City Council within such fifteen (15) calendar day period, the Police Chief shall have the authority to abate and remove such vehicle (or parts of a vehicle) as a public nuisance and assess the costs as aforesaid without a Public Hearing.

You may submit a Sworn Statement within such fifteen (15) calendar day period denying responsibility for the presence of such vehicle (or said parts of a vehicle) on such land, with your reasons for denial, such statement shall be construed as a request for hearing at which your presence is not required. You may appear in person at any hearing requested by you or the owner of the vehicle or in lieu thereof may present a Sworn Written Statement as aforesaid in time for consideration at such hearing.

Notice mailed _____ (date)

_____, Police Chief

NOTICE OF INTENT TO ABATE AND REMOVE AN ABANDONED, WRECKED,
DISMANTLED OR INOPERATIVE VEHICLE OR VEHICLE PARTS
CONSTITUTING A PUBLIC NUISANCE

(Name and address of last registered and/or legal owner of record of vehicle - Notice should be given to both if different)

As last registered (and/or legal) owner of record of _____ (description of vehicle - make, model, license, etc.), you hereby are notified that the undersigned, pursuant to Ordinances of the

City of Calipatria, has determined that such vehicle (or parts of a vehicle) exists as an abandoned, wrecked, dismantled or inoperative vehicle at _____ (describe location on public or private property) and constitutes a public nuisance pursuant to the provisions of such Ordinance of the City of Calipatria.

You hereby are notified to abate said nuisance by the removal of said vehicle (or said parts of vehicle) within fifteen (15) calendar days from the date of the mailing of this notice.

As a registered (and/or legal) owner of records of said vehicle (or said parts of a vehicle), you hereby are notified that you may within fifteen (15) calendar days after the mailing of this notice of intention, request a Public Hearing and if such request is not received by the City Council within such fifteen (15) calendar day period, the Police Chief shall have the authority to abate and remove said vehicle (or parts of vehicle) without a hearing.

Notice mailed _____ (date)

_____, Police Chief

Section 5-10. Request for Public Hearing on Question of Abatement and Removal, Notice of Hearing Abatement by the City when Hearing Request not Filed:

- (a) Upon request by the owner of a vehicle or owner of land received by the Police Chief within fifteen (15) calendar days after the mailing of Notices of Intention to Abate and Remove a Vehicle pursuant to the Section, a Public Hearing shall be held by the Development and Review Committee, on the questions of abatement and removal of the vehicle, or parts thereof, as an abandoned, wrecked, dismantled or inoperative vehicle, and the assessment of the administrative costs and the costs of removal of the vehicle or parts thereof against the property on which it is located.
- (b) If the owner of the land submits a Sworn Written Statement denying responsibility for the presence of the vehicle on his/her land within such fifteen (15) calendar day period, such statement shall be construed as a request for a hearing which does not require his/her presence. Notice of the hearing shall be mailed, by registered mail, at least ten (10) calendar days before the hearing to the owner of the land and to the owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine ownership. If such a request for hearing is not received within fifteen (15) calendar days after mailing of the Notice of Intention to Abate and Remove, the City shall have the authority to abate and remove the vehicle or parts thereof as a public nuisance without holding a Public Hearing.

Section 5-11. Hearing Procedures:

- (a) All hearings under this Section shall be held before the Development and Review Committee, who shall hear all facts and testimony they deem pertinent. Such facts

and testimony may include testimony on the condition of the vehicle, or parts thereof, and the circumstances concerning its location on private or public property. The Development and Review Committee, shall be limited by the Technical Rules of Evidence. The owner of the land may appear in person at the hearing or present a Sworn Written Statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the land, with his/her reasons for such denial.

(b) The Development and Review Committee, may impose such conditions and take such other action as they deem appropriate under the circumstances to carry out the purposes of this Section. They may delay the time for removal of the vehicle, or parts thereof, if, in their opinion, the circumstances justify it. At the conclusion of the Public Hearing, the Development and Review Committee, may find that a vehicle, or parts thereof, has or have been abandoned, wrecked, dismantled, or is inoperative on private or public property and order the same removed from the property as a public nuisance and disposed of as hereinafter provided and determine the administrative costs and the cost of removal to be charged against the owner of the land. The order requiring removal shall include a description of the vehicle, or parts thereof, and the correct identification number and license number of the vehicle, if available at the site.

(c) If it is determined at the hearing that the vehicle was placed on the land without the consent of the owner of the land and that he/she has not subsequently acquiesced in its presence, the Development and Review Committee, shall not assess the costs of administrative or removal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect such costs from such owner of the land.

Section 5-12. Appeal:

If the owner of a vehicle or the owner of land is aggrieved by any decision of the City Manager at the hearing provided for in this Section, he/she may appeal the decision of the City Manager to the City Council by filing a Written Notice of Appeal with the City Clerk and paying a fee in the amount of fifty dollar (\$50.00) within five (5) calendar days after the decision of the City Manager. The City Council shall fix a time and place for hearing such appeal and the City Clerk shall give Written Notice of the time and place thereof in accordance with the requirements provided for the original hearing. The hearing shall be conducted in the same manner as provided for the hearing by the City Manager, and the City Council may affirm, modify or reverse the order or take other action deemed appropriate.

Section 5-13. Abate and Removal after Hearing:

Five (5) calendar days after the decision of the City Manager, or the City Council if appealed, declaring a vehicle or parts thereof to be a public nuisance, or five (5) calendar days from the date of mailing of notice of the decision of such notice as required by this

Section, the vehicle of parts thereof may be disposed of by removal to a scrap yard or automobile dismantler's yard. After a vehicle has been removed it shall not thereafter be reconstructed or made operable.

Section 5-14. Notification to Department:

Within five (5) calendar days after the date of removal of a vehicle, or parts thereof, pursuant to this Section, notice shall be given to the Department of Motor Vehicles identifying the vehicle or parts thereof removed. At the same time, there shall be transmitted to the Department of Motor Vehicles any evidence of registration available, including registration certificates, certificate of title and license plates.

Section 5-15. Assessment of Costs:

If the administrative costs and the cost of removal which are charged against the owner of a parcel of land pursuant to this Section are not paid within thirty (30) calendar days of the date of the decision, or the final disposition of an appeal therefrom, such costs shall be assessed against the parcel of land pursuant to Section 38773.5 of the Government Code and shall be transmitted to the County Tax Collector for collection. Such assessment shall have the same priority as other City taxes.

Section 5-16. Abandonment, Etc.; Misdemeanor:

It shall be unlawful and a misdemeanor for any person to abandon, park, store or leave or permit the abandonment, parking, storing or leaving of any licensed or unlicensed vehicle, or parts thereof, which is in an abandoned, wrecked, dismantled or inoperative condition upon any private or public property not including highways within the City for a period in excess of ten (10) days unless such vehicle or parts thereof is completely enclosed within a building in a lawful manner where it is not plainly visible from the street or other public or private property, or unless such vehicle is stored or parked in a lawful manner upon private property in connection with the business of a licensed dismantler, licensed vehicle dealer or junkyard.

Section 5-17. Failure or Refusal to Remove; Misdemeanor:

It shall be unlawful and a misdemeanor for any person to fail or refuse to remove an abandoned, wrecked, dismantled, or inoperative vehicle or parts thereof or refuse to abate such nuisance when ordered to do so in accordance with the abatement provisions of this Section or State Law where such State Law is applicable.

Section 5-18. Vehicles on Land of Another:

It shall be unlawful for any person to operate any motorcycle, motor-driven cycle, minibike, trail bike, motor scooter, jeep, dune buggy, or other motor vehicle on real property owned or occupied by another without the written consent of all the owners and occupiers in such operator's possession, unless the owners of the property have posted the

property permitting such use; provided, however, that this prohibition does not include the operation of a vehicle or cycle having a valid California Vehicle Registration by any person possessing a valid California operator's license, upon a public street or highway; provided, further, that this prohibition shall not apply to a public officer or employee acting within the course and scope of his/her employment; provided, further, that, the provisions of this Section shall not apply to the operation of such vehicles on driveways, parking lots, race courses, or other places where the public is invited to operate such vehicles so long as such vehicle is operated in the reasonable and ordinary manner customary for such use.

DIVISION 6. ABANDONED RESIDENTIAL PROPERTY

Section 6-1. Purpose/Scope:

It is the purpose and intent of the Calipatria City Council, through the adoption of this Section, to establish an abandoned residential property registration program as a mechanism to protect residential neighborhoods from becoming blighted through the lack of adequate maintenance and security of abandoned properties.

Section 6-2. Definitions:

The purpose of this Section, certain words and phrases used in the Ordinance are defined as follows:

ABANDONED - a property that is vacant and is under a current Notice of Default and/or Notice of Trustee's Sale, pending Tax Assessor's Lien Sale and/or properties that have been the subject of a foreclosure sale where the title was retained by the beneficiary of a Deed of Trust involved in the foreclosure and any properties transferred under a deed in lieu of foreclosure/sale.

ACCESSIBLE PROPERTY - a property that is accessible through a compromised/breached gate, fence, wall, etc.

ACCESSIBLE STRUCTURE - a property that is unsecured and/or breached in such a way as to allow access to the interior space by unauthorized persons.

AGREEMENT - any agreement or written instrument which provides that title to residential property shall be transferred or conveyed from one owner to another owner after the sale, trade, transfer, or exchange.

ASSIGNMENT OF RENTS - an instrument that transfers the beneficial interest under a Deed of Trust from one lender/entity to another.

BENEFICIARY - a lender under a Note Secured by a Deed of Trust.

BUYER - any person, co-partnership, association, corporation, or fiduciary who agrees to transfer anything of value in consideration for property described in an Agreement of Sale, as defined in this subsection.

DANGEROUS BUILDING - any building structure that is in violation of any condition referenced in Division 6 of this Ordinance.

DAYS - consecutive calendar days.

DEED OF TRUST - an instrument by which title to real estate is transferred to a third party trustee as security for a real estate loan and often used in California instead of a mortgage. This definition applies to any and all subsequent Deed of Trust, i.e., second Trust Deed, third Trust Deed, etc.

DEED IN LIEU OF FORECLOSURE/SALE - a recorded document that transfers ownership of a property from the Trustor to the holder of a Deed of Trust upon consent of the beneficiary of the Deed of Trust.

DEFAULT - the failure to fulfill a contractual obligation, monetary or conditional.

DISTRESSED - a property that is under a current Notice of Default and/or Notice of a Trustee Sale and/or pending Tax Assessor's Lien of Sale or has been foreclosed upon by the trustee or has been conveyed to the beneficiary/trustee via a Deed in lieu of foreclosure/sale.

EVIDENCE OF VACANCY - any condition that on its own or combined with other conditions present would lead a reasonable person to believe that the property is vacant. Such conditions include, but are not limited to, overgrown and/or dead vegetation, accumulation of newspapers, circulars, flyers, and/or mail, past due utility notices and/or disconnected utilities, accumulation of trash, junk and/or debris, the absence of window coverings such as curtains, blinds, and/or shutters, the absence of furnishings and/or personal items consistent with residential habitation, statements by neighbors, passersby, delivery agents, government employees that the property is vacant.

FORECLOSURE - the process by which a property, placed as security for a real estate loan, is sold at auction to satisfy the debt if the trustor (borrower) defaults.

LOCAL - within 10 road/driving miles distance of the subject property.

NEIGHBORHOOD STANDARD - the conditions that are present on a simple majority of properties within a 300-foot radius of an individual property. A property that is the subject of a neighborhood standard comparison, or any other abandoned property within the 300-foot radius, shall not be counted toward the simple majority.

OUT OF AREA - in excess of 10 road/driving miles distance of the subject property.

OWNER - any person, co-partnership, association, corporation, or fiduciary having a legal or equitable title or any interest in any real property.

OWNER OF RECORD - the person having recorded title to the property at any given point in time is provided by the Imperial County Recorder's Office.

PROPERTY - any unimproved or improved real property, or portion thereof, situated in the City and includes the buildings or structures located on the property regardless of conditions.

RESIDENTIAL BUILDING - any improved real property, or portion thereof, situated in the City, designated or permitted to be used for dwelling purposes, and shall include the buildings and structures located on such improved real property. This includes any real property being offered for sale, trade, transfer, or exchange as "residential" whether or not it is legally permitted and/or zoned for such use.

SECURING - such measures as may be directed by the Building Official or his/her designee that assist in rendering the property inaccessible to unauthorized persons, including but not limited to the repairing of fences and walls, chaining/padlocking of gates, the repair of boarding of door, window and/or other openings. Boarding shall be completed to a minimum of the current HUD securing standards at the time the boarding is completed or required.

TRUSTEE - the person, firm, or corporation holding a Deed of Trust on a property.

TRUSTOR - a borrower under a Deed of Trust, who deeds property to a trustee as security for the payment of debt.

VACANT - a building/structure that is not legally occupied.

Section 6-3. Recordation of Transfer of Loan/Deed of Trust/Assignment of Rents:

Within ten (10) calendar days of the purchase and/or transfer of a loan/Deed of Trust secured by residential property the new beneficiary/trustee shall record with the County of Imperial Recorder's Office, an assignment of rents, or similar document, that lists the name of the corporation, and/or individual, the mailing address and contact phone number of the new beneficiary/trustee responsible for receiving payments associated with the loan/Deed of Trust.

Section 6-4. Registration:

Any beneficiary/trustee, who holds a Deed of Trust on a property located within the City of Calipatria, shall perform an inspection of the property that is the security for the Deed

of Trust, upon default by the trustor, prior to recording a Notice of Default with the County of Imperial Recorder's Office. If the property is found to be vacant or shows evidence of vacancy, it is, by this Ordinance, deemed abandoned and the beneficiary/trustee shall, within ten (10) days of the inspection, register the property with the Finance Department on forms provided by the City.

If the property is occupied but remains in default it shall be inspected by the beneficiary/trustee, or his/her designee, monthly until (1) the trustor or party remedies the default or (2) it is found to be vacant or shows evidence of vacancy at which time it is deemed abandoned, and the trustee shall, within ten (10) calendar days of that inspection, register the property with the Finance Department on forms provided by the City.

In either case the registration shall contain the name of the beneficiary/trustee (corporation or individual), the direct street/office mailing address of the beneficiary/trustee, a direct contact name and phone number for the beneficiary/trustee and, in the case of a corporation or out-of-area beneficiary/trustee, the local property management company responsible for the security, maintenance, and marketing of the property. Registration fee will not be prorated.

An annual registration fee shall accompany the registration form. The fee and registration shall be valid for the calendar year, or remaining portion of the calendar year, in which the registration was initially required. Subsequent registrations and fees are due January 1st of each year and must be received no later than January 31st of the year due.

This Section shall also apply to properties that have been the subject of a foreclosure sale where the title was transferred to the beneficiary of a Deed of Trust involved in the foreclosure and any properties transferred under a deed in lieu of foreclosure/sale.

Properties subject to this Ordinance shall remain under the annual registration requirement, security, and maintenance standards of this Section as long as they remain vacant.

Any person, firm or corporation that has registered a property under this Ordinance must report any change or information contained in the registration within ten (10) calendar days of the change.

Section 6-5. Maintenance Requirements:

Properties subject to this Section shall be, in comparison to the neighborhood standards, kept free of weeds, dry brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspapers, circulars, flyers, notices, except those required by Federal, State, or Local Law, discarded personal items including but not limited to furniture, clothing, large and small appliances, printed material or any other items that give the appearance that the property is abandoned.

The property shall be maintained free of graffiti, tagging or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior of the structure.

Visible front and side yards shall be landscaped and maintained to the neighborhood standard at the time registration was required.

Landscape includes, but is not limited to, grass, ground covers, bushes, shrubs, hedges or similar plantings, decorative rock or bark or artificial turf/sod designed specifically for residential installation.

Landscape does not include weeds, gravel, broken concrete, asphalt, decomposed granite, plastic sheeting, mulch, indoor-outdoor carpet or any similar material.

Maintenance includes but is not limited to regular watering, irrigation, cutting, pruning, and moving of required landscape and removal of all trimmings.

Pools and spas shall be kept in working order so the water remains clear and free of pollutants and debris or drained and kept dry. In either case properties with pools and/or spas must comply with the minimum security fencing requirements of the State of California.

Adherence to the Section does not relieve the beneficiary/trustee or property owner of any obligations set for in any covenants, conditions and restrictions and/or homeowner's association rules and regulations which may apply to the property.

Section 6-6. Security Requirements:

Properties subject to this Section shall be maintained in a secure manner so as not to be accessible to unauthorized persons.

Secure manner includes but is not limited to the closure and locking of windows, doors (walk-through, sliding and garage), gates and any other opening of such size that it may allow a child to access the interior of the property and/or structure(s). In the case of broken windows securing means the reglazing or boarding of the window.

If the property is owned by a corporation and/or out-of-area beneficiary/trustee/owner, a local property management company shall be contracted to perform weekly inspections to verify that the requirements of this Section, and any other applicable laws, are being met.

The property shall be posted with name and 24-hour contact phone number of the local property management company. The posting shall be no less than 18 inches by 24 inches and shall be of a font that is legible from a distance of 45 feet and shall contain along with the name and 24-hour contact number the words "THIS PROPERTY MANAGED BY" and "TO REPORT PROBLEMS OR CONCERNS CALL." the posting shall be placed on the interior of a window facing the street to the front of the property so it is visible from

the street, or secured to the exterior of the building/structure facing the street to the front of the property so it is visible from the street or, if no such area exists, on a stake of sufficient size to support the posting in a location that is visible from the street to the front of the property but not readily accessible to vandals. Exterior posting must be constructed of and printed with weather resistant materials.

The local property management company shall inspect the property on a weekly basis to determine if the property is in compliance with the requirements of this Ordinance.

Section 6-7. Additional Authority:

In addition to the enforcement remedies established in this Ordinance, the Building Official or his/her designee shall have the authority to require the beneficiary/trustee/owner and/or owner of record of any property affected by this Section to implement additional maintenance and/or security measures, including but not limited to securing any/all doors, windows or other openings, installing additional security lighting, increasing on-site inspection frequency, employment of an on-site security guard or other measures as may be reasonably required to arrest the decline of the property.

Section 6-8. Fees:

The fee for registering an abandoned residential property shall be set by Resolution of the City Council.

Section 6-9. Enforcement:

Violation of this Ordinance may be enforced in any combination as allowed in the Calipatria Municipal Code.

Section 6-10. Receivership Authority

If a property is found to be in chronic violation of City maintenance standards or presents ongoing threats to public health, safety, or welfare, and if fines, vacant lot taxes, and abatement efforts have not resulted in compliance, the City may pursue legal action to place the property into receivership in accordance with California Health and Safety Code Sections 17980.6 and 17980.7. The City Attorney, upon direction from the City Council, may petition the County of Imperial Superior Court to appoint a receiver to take possession of the property, remediate conditions, and manage or dispose of the property in accordance with state law. Receivership shall be considered a last resort after all reasonable efforts to obtain voluntary compliance have failed.

Section 6-11. Appeals:

If the owner of a property is aggrieved by any decision of the City Manager at the hearing provided for in this Section, he/she may appeal the decision of the City Manager to the City Council by filing a Written Notice of Appeal with the City Clerk and paying a fee in

the amount of fifty dollar (\$50.00) within five (5) calendar days after the decision of the City Manager. The City Council shall fix a time and place for hearing such appeal and the City Clerk shall give Written Notice of the time and place thereof in accordance with the requirements provided for the original hearing. The hearing shall be conducted in the same manner as provided for the hearing by the City Manager, and the City Council may affirm, modify or reverse the order or take other action deemed appropriate.

Section 6-12. Violation/Penalty:

Violations of this Ordinance shall be treated as a strict liability offense regardless of intent. Any person, firm and/or corporation that violates any portion of this Section shall be subject to prosecution and/or administrative enforcement under the Calipatria Municipal Code.

Section 6-13. Severability:

Should any provision, Section, paragraph, sentence or word of this Ordinance be determined or declared invalid by any final court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, Section, paragraphs, sentences or words of this Ordinance shall remain in full force and effect.

DIVISION 75. EMERGENCY PROCEDURE

Section 75-1. Emergency Abatement:

- (a) Whenever any nuisance as defined herein constitutes an immediate hazard to life, health or property and, in the opinion of the applicable abatement official including, without limitation, the Fire Marshal, ~~the Public Works Director~~, Code Enforcement OfficialOfficer, (or their designee or representative), abatement must be undertaken within less than the designated period, the Fire Marshall may abate or cause to be abated all or any portion of the nuisance as may be necessary to protect life, health or property. Notice shall be given to the parties concerned as circumstances will permit, but notice need not be given whenever, in the opinion of the Fire Marshall with the approval of the City Attorney, immediate action is necessary.
- (b) Any attractive nuisance dangerous to children shall be abated by emergency abatement procedures.

Section 75-2. Notice to City Council:

Whenever an emergency abatement action is taken pursuant to the preceding section, the applicable abatement official including, without limitation, the Fire Marshal, ~~the Public Works Director~~, Code Enforcement OfficialOfficer, (or their designee or representative) shall submit to all members of the City Council a written report indicating the location of the nuisance and the reasons requiring emergency abatement thereof. A copy of this report

shall be attached to, or included as part of, notice to the owner of record when notice is given as previously provided in this division article. Additionally, said official or his designee will direct a copy of this report to the board of appeals (where such board is other than the City Council).

DIVISION 86. CRIMINAL VIOLATION

Section 86-1. Maintaining a Public Nuisance is a Misdemeanor:

- (a) Whenever in this Ordinance an act is prohibited or is made or declared to be unlawful or an offense, or whenever in this Ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision or the failure to perform any such act shall be a crime chargeable as a misdemeanor, (unless charged as an infraction by the City Attorney) and shall be punished by a fine not exceeding one thousand dollars (\$ 1 ,000.00) or by imprisonment not to exceed six (6) months, or by both such fine and imprisonment at the discretion of the court.
- (b) Violation of any provision of this Ordinance shall be a misdemeanor unless by such provision it is made an infraction or unless it is charged as (or reduced to) an infraction by the City Attorney. Such a violation may be prosecuted in the name of the people of the state, or redressed by civil action. Every violation determined to be an infraction is punishable by:
 - (1) A fine not exceeding one hundred dollars (\$ 100.00) for a first violation;
 - (2) A fine not exceeding five two hundred dollars (\$5200.00) for a second violation of the same provision within one (1) year;
 - (3) A fine not exceeding one thousand five hundred dollars (\$1,000.00 500.00) for third violation of the each additional violation of the same provision within one (1) year.
 - (4) A fine not exceeding two-thousand five hundred dollars (\$2,500.00) for each additional violation of the same provision within one (1) year.
 - (5) If a property owner has accrued three or more violations within a 24-month period, they may be subject to a misdemeanor citation, punishable by fines up to \$5,000 and/or civil action initiated by the City Attorney. Chronic non-compliance may also result in the City pursuing a receivership action to take control of the property for remediation and redevelopment.

- (c) Each day any such violation or failure to perform such act shall continue shall constitute a separate offense, unless otherwise specifically provided.

Section ~~86~~-2. Notice to ~~A~~appear in ~~C~~court:

Whenever any person is arrested or cited for a violation of this ~~O~~rdinance, and such person is not immediately taken before a magistrate as more fully set forth in the Penal Code of California, the arresting officer shall prepare at least in duplicate a written notice to appear in court that shall contain the name and address of such person, the offense charged, and the time and place where and when such person shall appear in court and shall fully follow the provisions of Section 853.6 of the Penal Code.

Section ~~86~~-3. Failure to ~~A~~appear in ~~C~~court or ~~P~~post ~~B~~bail:

Any person willfully violating his written promise to appear in court or before an officer authorized to receive a deposit of bail is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally arrested.

Section ~~86~~-4. Warrant for ~~A~~arrest for ~~F~~ailure to ~~A~~appear:

- (a) Whenever any person who has signed, as provided in ~~S~~section ~~1-5 or~~ 6-2, a written promise to appear at a time and place specified in his written promise to appear and has not posted bail, as provided in ~~S~~section 853.6 or 1269b of the Penal Code, the magistrate shall issue and have delivered for execution a warrant for such person's arrest within twenty (20) days after failure of such person to appear as promised, or if such person promises to appear before an officer authorized to accept bail other than a magistrate and fails to do so on or before the date which he promised to appear, then, within twenty (20) days after delivery of such written promise to appear by the officer to a magistrate having jurisdiction over the offense.
- (b) When such person violates his written promise to appear before an officer authorized to accept bail other than a magistrate, the officer shall immediately deliver to the magistrate having jurisdiction over the offense charged the written promise to appear and the complaint, if any, filed by the arresting officer.

DIVISION ~~97~~. PRIOR ORDINANCES REPEALED AND AMENDED

Section ~~97~~-1. Prior ~~O~~rdinances ~~R~~epealed and Amended:

Calipatria ~~C~~eity ~~O~~rdinances 63, 72 and 323 are hereby repealed and Ordinance 08-001 amended.

DIVISION ~~108~~. EFFECTIVE DATE

Section ~~108~~-1. Effective Date:

This Ordinance shall take effect and be in force thirty days after its passage, and before the expiration of fifteen days after passage, a summary hereof shall be published once with the names of the members of this City Council voting for and against it in a newspaper of general circulation published in the County of Imperial.”

SECTION 3: The City Council finds and determines that this Ordinance is exempt from further review from the California Environmental Quality Act (CEQA) via Section 15061(b)(3) of the CEQA Guidelines for Implementation of the California Code of Regulations.

SECTION 4: If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

SECTION 5: This Ordinance shall take effect and shall be in force thirty (30) days after the date of adoption, and prior to the expiration of fifteen (15) days from the passage thereof, shall be published at least once in a newspaper of general circulation printed and published in the City of Calipatria, together with the names of the members of the City Council voting for and against the same.

FIRST READING PASSED AND APPROVED at a regular scheduled meeting held on the 22nd day of April 2025, by the following vote:

AYES:

NAYES:

ABSENT:

Michael Luellen, Mayor

Attest: _____

Jane Hurtado, City Clerk

PROGRAM OVERVIEW

Program Overview: Calipatria Senior and Veterans Housing Project

Lead Applicant: City of Calipatria

Co-Applicant: National Healthcare and Housing Advisors (NHHA)

Key Partners: Encompass Housing (Operator), Tricana Group (Developer), Factory OS (Modular Housing Manufacturer), RDC Architecture (Architect)

Project Summary

The Calipatria Senior and Veterans Housing Project is a comprehensive, multi-phase initiative designed to address the critical need for permanent supportive housing for seniors and veterans in Imperial County. The project will be submitted to the State of California under the Homekey+ program, which aims to rapidly expand housing options for individuals at risk of or experiencing homelessness, with a focus on vulnerable populations such as seniors and veterans.

Site and Scope

- Location: 700 North Sorensen Avenue, Calipatria, CA 92233
- Acreage: 5 acres
- Existing Facility: The Calipatria Inn & Suites, featuring 40 studio units and one two-bedroom suite

Project Components

- Conversion and Rehabilitation: The existing hotel will be remodeled to create senior housing. All rooms will be upgraded, and a central shared common area will be developed where the swimming pool currently sits.
- New Construction: Approximately 5,000 square feet will be added to house a program manager's office, counseling rooms, and spaces for social services.
- Transportation Accessibility: The project will collaborate with the City of Calipatria to re-route the local bus line, ensuring seniors have reliable transportation options.
- Site Safety: Fencing will be installed along Sorensen Avenue to enhance privacy and protect residents from traffic on this busy thoroughfare.

Veterans Housing Expansion

- Permanent Supportive Housing: The rear acreage of the property will be used to construct 41 new one-bedroom units specifically for veterans.
- Modular Construction: These units will be custom-built by Factory OS, a Vallejo-based modular housing manufacturer. Factory OS is recognized for its innovative approach, combining advanced technology with efficient manufacturing to deliver high-quality, cost-effective multifamily housing. This approach

accelerates construction timelines, reduces waste, and supports local job creation.

Total Housing Provided

Upon completion, the project will offer:

- 82 total units: 40 Studios, 1 two-bedroom suite (converted for seniors), and 41 new one-bedroom units for veterans
- On-site amenities: Community center, gardens, walking paths, and spaces for supportive services and healthy lifestyle programming

Partnership Structure

- City of Calipatria: Lead applicant, providing local leadership and coordination.
- National Healthcare and Housing Advisors (NHHA): Co-applicant, leveraging experience in developing and operating supportive housing campuses.
- Encompass Housing: Facility operator, with a track record of successfully managing community care campuses and delivering housing supports to vulnerable individuals.
- Tricana Development Group Inc.: Project developer, responsible for acquiring the hotel and ensuring site control as required by Homekey+ guidelines. Tricana Group will oversee site development and is committed to trust, integrity, and translating community needs into effective housing solutions.
- Factory OS: Modular housing partner for the veteran units, providing innovative, efficient, and sustainable construction.
- RDC Architecture: Architectural lead, bringing over 40 years of experience in comprehensive, client-focused design.

Program Goals and Community Benefits

- Rapid Expansion of Housing: Utilizing both adaptive reuse and new construction to quickly deliver permanent supportive housing in line with Homekey+ priorities.
- Supportive Services: Integration of case management, counseling, and social services to ensure long-term resident stability and well-being.
- Community Integration: Enhanced transportation, safety features, and amenities to foster a vibrant, supportive community for seniors and veterans.
- Sustainability and Innovation: Leveraging modular construction and best practices in design and operations to maximize efficiency, affordability, and resident satisfaction.

Conclusion

The Calipatria Senior and Veterans Housing Project exemplifies a collaborative, innovative approach to addressing homelessness and housing insecurity among some of the region's most vulnerable populations. Through the combined expertise of the City of

Calipatria, NHHA, Encompass Housing, Tricana Group, Factory OS, and RDC Architecture, the project will deliver high-quality, service-enriched housing that supports healthy, stable, and dignified lives for seniors and veterans in Imperial County.

RESOLUTION NO. 25-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA AUTHORIZING FOR THE JOINT APPLICATION WITH NATIONAL HEALTHCARE AND HOUSING ADVISORS TO PARTICIPATE IN THE HOMEKEY PROGRAM

WHEREAS, the City of Calipatria recognizes the need for Multi-family Housing Program;
and

WHEREAS, the Department of Housing and Community Development (“Department”) has issued a Notice of Funding Availability, dated March 29, 2023 (“NOFA”), for the Homekey Program (“Homekey” or “Program”); and

WHEREAS, The Department has issued the NOFA for Homekey grant funds pursuant to Health and Safety Code section 50675.1.3 (Assem. Bill No. 140 (2021-2022 Reg. Sess.), § 20.); and

WHEREAS, THE CITY OF CALIPATRIA (“Co-Applicant”) desires to jointly apply for Homekey grant funds with NATIONAL HEALTHCARE AND HOUSING ADVISORS (“Corporation”). Therefore, Co-Applicant is joining Corporation in the submittal of an application for Homekey funds (“Application”) to the Department for review and consideration; and

WHEREAS, The Department is authorized to administer Homekey pursuant to the Multifamily Housing Program (Chapter 6.7 (commencing with Section 50675) of Part 2 of Division 31 of the Health and Safety Code); and

WHEREAS, Homekey funding allocations are subject to the terms and conditions of the NOFA, the Application, the Department-approved STD 213, Standard Agreement (“Standard Agreement”), and all other legal requirements of the Homekey Program.

NOW, THEREFORE, BE IT IS RESOLVED by the City Council of the City of Calipatria as follow:

1. Co-Applicant is hereby authorized and directed to submit a joint Application to the Department in response to the NOFA, and to jointly apply for Homekey grant funds in a total amount not to exceed \$35,000,000.
2. If the Application is approved, Co-Applicant is hereby authorized and directed to enter into, execute, and deliver a Standard Agreement in a total amount not to exceed \$35,000,000, any and all other documents required or deemed necessary or appropriate to secure the Homekey funds from the Department and to participate in the Homekey Program, and all amendments thereto (collectively, the “Homekey Documents”).
3. Co-Applicant acknowledges and agrees that it shall be subject to the terms and conditions specified in the Standard Agreement, and that the NOFA and Application will be incorporated in the Standard Agreement by reference and made a part thereof. Any and all activities, expenditures, information, and timelines represented in the Application are enforceable through the Standard Agreement. Funds are to be used for the allowable expenditures and activities identified in the Standard Agreement.

4. The Calipatria City Manager is authorized to execute the Application and the Homekey Documents on behalf of Co-Applicant for participation in the Homekey Program.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Calipatria at a regular scheduled meeting held on this 22nd day of April 2025, by the following roll call vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Michael Luellen, Mayor

ATTEST:

Jane Hurtado, City Clerk

[NOTICE AND INSTRUCTIONS APPEAR ON THE FOLLOWING PAGE]

NOTICE AND INSTRUCTIONS

1. **Notice.** The Department is providing this template Authorizing Resolution as informational guidance only. The Department encourages each Co-Applicant to consult with professional legal counsel during the development of its own formal, legally binding statement that it is authorized to apply to and participate in the Homekey Program.
 - a. Please note, however, that any limitations or conditions on the authority of the signatory or signatories to execute the Application or the Homekey Documents may result in the Department rejecting the Authorizing Resolution.
2. **Accuracy, Verification.** The Department will verify that this Authorizing Resolution comports with the legal authority and composition of Co-Applicant's governing body. Co-Applicant must timely notify the Department, in writing, of any factors that limit its ability to provide an Authorizing Resolution which is materially in line with this template.
3. **Dollar Amounts of Grant Awards.** The Department recommends identifying an authorized dollar amount that is at least double the anticipated award (based on current formula calculations). Award amounts are subject to change. If Co-Applicant is ultimately awarded an amount in excess of the amount identified in the Authorizing Resolution, the Department will require a new Authorizing Resolution from Co-Applicant before execution of a Standard Agreement.
4. **Authorized Signatory or Signatories, Designee.** Co-Applicant, as a state, regional, or local public entity, may designate an authorized signatory by title only. In addition, Co-Applicant may authorize multiple signatories, so long as there is clarifying language as to whether the signatories are authorized to execute the Homekey Documents individually or collectively. In addition, Co-Applicant may authorize a designee of the authorized signatory to execute the Homekey Documents. In such case, Co-Applicant must append a supporting document (e.g., memorandum, meeting notes of official action), which indicates the name and title of the designee who is authorized to legally bind the governing body.
5. **Vote Count.** Please fill out the field by every voting category (i.e., Ayes, Nays, Abstain, Absent). If none, please indicate zero (0) for that field. The vote count must comport with the legal authority and membership of the Co-Applicant's governing body.
6. **Certification of Authorizing Resolution.** The individual who certifies the Authorizing Resolution cannot also be authorized to execute the Homekey Documents on behalf of Co-Applicant.



CALIPATRIA CITY COUNCIL AGENDA ITEM

Date Submitted: April 17, 2025

Submitted By: Cheryl Fowler, Police Chief

Council Meeting Date: April 17, 2025

Discussion / Action

Subject: Approval of Purchase of one (1) Ford Explorer Police Interceptor, one (1) Motorola Mobile Radio for Patrol Unit, two (2) Motorola Handheld Radios for Officers, one (1) Mobile Data computer (GTAC) for patrol unit and two (2) Lidar/Radars.

Background:

The Calipatria Police Department submitted the 2023 Stonegarden Grant for the request to purchase a new police unit, equipment to outfit the unit, equipment for traffic enforcement and communications. The department was awarded \$95,000 and to meet the grant guidelines for the award, the City must provide proof of Purchase Orders, or encumbrance of funds within the next ninety (90) days. The purchase of the above-mentioned items will be reimbursed and the City must submit proof of purchases by no later than November 30, 2025 or funds will be forfeited and disseminated to other agencies.

Recommendation:

Staff recommends City Council approve for the purchase of awarded equipment.

Fiscal Impact:

\$95,000 (Stonegarden Grant).

Cheryl Fowler

From: Masad, Murad <MMasad@icso.org>
Sent: Thursday, April 17, 2025 9:32 AM
To: Cheryl Fowler
Subject: Fw: Stonegarden 2023 - Equipment Funding

CAUTION: This email originated from outside of the organization. Please take care when clicking links or opening attachments.

FYI



Chief Deputy Murad Masad
328 Applestill Road/P.O. Box 1040
El Centro, California 92243
Office (442) 265-2118 / Cell (760) 604-6057
mmasad@icso.org

From: Jimenez, Graciela <gjimenez@icso.org>
Sent: Thursday, April 17, 2025 9:13 AM
To: e_trevino@calipatria.com <e_trevino@calipatria.com>
Cc: ELC STRATEGIC PLANNING <elcstrategicplanning@cbp.dhs.gov>; RIOS, MARCO <MARCO.RIOS@cbp.dhs.gov>; Masad, Murad <MMasad@icso.org>; Valdez, Aristeo <AValdez@icso.org>; Figueroa, George <GFigueroa@icso.org>
Subject: Stonegarden 2023 - Equipment Funding

Good morning,

In an effort to ensure Stonegarden 2023 funds are expended in a timely manner, we are requesting that friendly forces provide proof of Purchase Order, or Encumbrance within the next ninety (90) days, and to submit invoice(s) for reimbursement to our agency no later than November 30, 2025.

For Fiscal Year 2023, your agency was awarded the funding to purchase the equipment below.

Calipat PD	6	04HW-01-MOBL	Mobile Data Computer	1	\$8,000.00	\$8,000.00
Calipat PD	7	06CP-01-MOBL	Radio, Mobile	1	\$8,000.00	\$8,000.00
Calipat PD	8	03OE-01-XDAR	Radar	2	\$2,500.00	\$5,000.00
Calipat PD	9	06CP-01-PORT	Radio, Portable	2	\$7,000.00	\$14,000.00
Calipat PD	2	12-VE-00-MISS	Vehicle	1	\$60,000.00	\$60,000.00

If you have any questions, feel free to contact me.

Thank you,



Graciela Jimenez, MPA

Administrative Analyst

328 Applestill Rd.

El Centro, CA 92243

Office: 442-265-2005

Cell: 760-540-0311

Email: GJimenez@icsso.org



IMPERIAL COUNTY SHERIFF'S OFFICE

Kearny Mesa



Kearny Mesa



7303 CLAIREMONT MESA BLVD.
SAN DIEGO , CA 92111

INVOICE

CITY OF CALIPATRIA

Attn: CHIEF FOWLER
Address 125 North Park Avenue
City CALIPATRIA State CA ZIP 92233
Phone (760) 455-1004

Date 2/20/2025
INVOICE # CCPD-002
SPECIAL ORDER

Qty	Description	Unit Price	TOTAL
1	2025 FORD EXPEDITION SSV 102A SHORT NO 3RD ROW SEAT PRIVACY GASS	\$53,588.00	\$53,588.00
1	DOC FEE	\$85.00	\$85.00
1	CA E-FILE FEE	\$39.00	\$39.00
1	CA TIRE FEE	\$8.75	\$8.75
1	CA SALES TAX 7.75%	\$4,153.07	\$4,153.07
SIGN: _____ DATE: _____		TOTAL	\$57,873.82
			\$57,873.82

ADD \$10.00 LATE CHARGE FEE PER DAY, PER VEHICLE IF PAID AFTER 30
DAYS FROM DATE OF DELIVERY

COPY

Kearny Mesa



Kearny Mesa



7303 CLAIREMONT MESA BLVD.

SAN DIEGO , CA 92111

INVOICE

CITY OF CALIPATRIA

Attn: CHIEF FOWLER
Address 125 North Park Avenue
City CALIPATRIA State CA ZIP 92233
Phone (760) 455-1004

Date 2/20/2025
INVOICE # CCPD-001
SPECIAL ORDER

Qty	Description	Unit Price	TOTAL
1	2025 FORD F-150 POLICE RESPONDER RUNNIG BOARDS DUAL SPOT LAMS WHELEN LED TRAILER BRAKE CONTROLLER KEY ALIKE 1435X PRIVACY GLASS	\$49,688.00	\$49,688.00
1	DOC FEE	\$85.00	\$85.00
1	CA E-FILE FEE	\$39.00	\$39.00
1	CA TIRE FEE	\$8.75	\$8.75
1	CA SALES TAX 7.75%	\$3,850.82	\$3,850.82
SIGN: _____ DATE: _____		TOTAL	\$53,671.57
			\$53,671.57

ADD \$10.00 LATE CHARGE FEE PER DAY, PER VEHICLE IF PAID AFTER 30
DAYS FROM DATE OF DELIVERY

COPY

Shipping Address:
CALIPATRIA POLICE
DEPARTMENT
140 WEST MAIN ST
CALIPATRIA, CA 92233
US

Quote Date:04/17/2025
Expiration Date:06/16/2025
Quote Created By:
Andy Grimm
agrimm@daywireless.com
858-864-3660

End Customer:
CALIPATRIA POLICE DEPT , CITY OF
Cheryl Fowler
c_fowler@calipatria.com
(760) 455-1004

Contract: 32526 - COUNTY OF SAN
DIEGO RCS 553982

Freight Terms:FREIGHT PREPAID
Payment Terms:30 NET

Summary:

Any sales transaction resulting from Motorola's quote is based on and subject to the applicable Motorola Standard Terms and Conditions, notwithstanding terms and conditions on purchase orders or other Customer ordering documents. Motorola Standard Terms and Conditions are found at www.motorolasolutions.com/product-terms.

Line #	Item Number	Description	Qty	List Price	Sale Price	Ext. Sale Price
	APX™ 6500 / Enh Series	ENHANCEDAPX6500				
1	M25URS9PW1BN	APX6500 ENHANCED 7/800 MHZ MOBILE	1	\$3,518.00	\$2,550.55	\$2,550.55
1a	G996AS	ENH: OVER THE AIR PROVISIONING	1	\$110.00	\$79.75	\$79.75
1b	GA00580AA	ADD: TDMA OPERATION	1	\$495.00	\$358.88	\$358.88
1c	G51AU	ENH: SMARTZONE OPERATION APX6500	1	\$1,320.00	\$957.00	\$957.00
1d	G67DT	ADD: REMOTE MOUNT E5 APXM	1	\$327.00	\$237.08	\$237.08
1e	G78AT	ENH: 3 YEAR ESSENTIAL SVC	1	\$288.00	\$288.00	\$288.00
1f	GA01606AA	ADD: NO BLUETOOTH/ WIFI/GPS ANTENNA NEEDED	1	\$0.00	\$0.00	\$0.00
1g	B18CR	ADD: AUXILIARY SPKR 7.5 WATT APX	1	\$66.00	\$47.85	\$47.85
1h	G843AH	ADD: AES ENCRYPTION AND ADP	1	\$523.00	\$379.18	\$379.18



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.
Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800

Line #	Item Number	Description	Qty	List Price	Sale Price	Ext. Sale Price
1i	G444AH	ADD: APX CONTROL HEAD SOFTWARE	1	\$0.00	\$0.00	\$0.00
1j	G335AW	ADD: ANT 1/4 WAVE 762-870MHZ	1	\$15.00	\$10.88	\$10.88
1k	G806BL	ENH: ASTRO DIGITAL CAI OP APX	1	\$567.00	\$411.08	\$411.08
1l	GA01670AA	ADD: APX E5 CONTROL HEAD	1	\$717.00	\$519.83	\$519.83
1m	W22BA	ADD: STD PALM MICROPHONE APX	1	\$79.00	\$57.28	\$57.28
1n	QA09113AB	ADD: BASELINE RELEASE SW	1	\$0.00	\$0.00	\$0.00
1o	W969BG	ENH: MULTIKEY OPERATION	1	\$363.00	\$263.18	\$263.18
1p	G361AH	ENH: P25 TRUNKING SOFTWARE APX	1	\$330.00	\$239.25	\$239.25
	APX™ 6000 Series	APX6000				
2	H98UCF9PW6BN	APX6000 700/800 MODEL 2.5 PORTABLE	2	\$3,667.00	\$2,658.58	\$5,317.16
2a	H869BZ	ENH: MULTIKEY	2	\$363.00	\$263.18	\$526.36
2b	G996AU	ADD: PROGRAMMING OVER P25 (OTAP)	2	\$110.00	\$79.75	\$159.50
2c	QA05570AA	ALT: LI-ION IMPRES 2 IP68 3400 MAH	2	\$115.50	\$83.74	\$167.48
2d	Q361AR	ADD: P25 9600 BAUD TRUNKING	2	\$330.00	\$239.25	\$478.50
2e	Q58AL	ADD: 3Y ESSENTIAL SERVICE	2	\$184.00	\$184.00	\$368.00
2f	QA00580AC	ADD: TDMA OPERATION	2	\$495.00	\$358.88	\$717.76
2g	H38BT	ADD: SMARTZONE OPERATION	2	\$1,320.00	\$957.00	\$1,914.00
2h	QA09113AB	ADD: BASELINE RELEASE SW	2	\$0.00	\$0.00	\$0.00
2i	Q806BM	ADD: ASTRO DIGITAL CAI OPERATION	2	\$567.00	\$411.08	\$822.16
2j	Q629AK	ENH: AES ENCRYPTION AND ADP	2	\$523.00	\$379.18	\$758.36
3	NNTN8860B	CHARGER, SINGLE-UNIT, IMPRES 2, 3A, 115VAC, US/NA	2	\$186.50	\$139.88	\$279.76
4	PMMN4069AL	MICROPHONE,IMPRES RSM, 3.5MM JACK, IP55	2	\$143.64	\$107.73	\$215.46
Subtotal						\$18,124.29
Estimated Tax						\$1,353.79



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800

Grand Total

\$19,478.08(USD)

Notes:

- Shipping is included at no charge. Warranty is not taxed. Taxable amount is \$17,468.29. Tax rate 7.75%.



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800



Purchase Order Checklist NA OM

Marked as PO/ Contract/ Notice to Proceed on Company Letterhead
(PO will not be processed without this)

PO Number/ Contract Number

PO Date

Vendor = Motorola Solutions, Inc.

Payment (Billing) Terms/ State Contract Number

Bill-To Name on PO must be equal to the *Legal* Bill-To Name

Bill-To Address

Ship-To Address (If we are shipping to a MR location, it must be documented on PO)

Ultimate Address (If the Ship-To address is the MR location then the Ultimate Destination address must be documented on PO)

PO Amount must be equal to or greater than Order Total

Non-Editable Format (Word/ Excel templates cannot be accepted)

Tax Exemption Status

Signatures (As required)

NOTE: When an email order is submitted a confirmation is sent from Motorola AutoNotify referencing a **case number**.

Once checklist is complete, order still must go through **Order Validation/Credit Approval**



applied concepts, inc.

855 E. Collins Blvd
Richardson, TX 75081
Phone: 972-398-3780
Fax: 972-398-3781

National Toll Free: 1-800- STALKER

Inside Sales Partner: Anthony Greene
+1-972-801-4892
anthony.greene@a-concepts.com

QUOTE
#2104232

Page 1 of 1

Date: 04/17/25

Reg Sales Mgr: Brian Wong
+1-310-429-0519
brianw@a-concepts.com

Effective From : 04/17/2025

Valid Through: 07/16/2025

Lead Time: 45 working days

Bill To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	Customer ID: P6828 Accounts Payable	Ship To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	FedEx Ground Chief Cheryl Fowler
---	---	---	--

Grp	Qty	Package	Description	Wrnty/Mo	Price	Ext Price
1	1	807-0001-00	DSR 2X Radar with Fast Lock Remote	36	\$3,435.00	\$3,435.00

Ln	Qty	Part Number	Description	Price	Ext Price
1	1	200-0965-50	2X Counting Unit, 1.5 PCB, ARM Processor		\$0.00
2	1	200-1570-00	2X Modular OSC Display		\$0.00
3	1	200-1468-00	Dual DSR Ka Antenna		\$0.00
4	1	200-1468-01	2X Rear Antenna		\$0.00
5	1	200-0919-00	2X Fast Lock Remote w/Screw Latch		\$0.00
6	1	200-0769-00	25 MPH/40 KPH KA Tuning Fork		\$0.00
7	1	200-0770-00	40 MPH/64 KPH KA Tuning Fork		\$0.00
8	1	200-0648-00	Display Sun Shield		\$0.00
9	1	200-1379-00	2020-2024 FI SUV CU/Display/Antenna Mount	\$105.00	\$105.00
10	1	200-1378-00	2020-2024 FI SUV Rear Antenna Mount	\$128.00	\$128.00
12	1	155-2591-02	2 Foot Antenna Cable, IP67		\$0.00
13	1	155-2591-20	20 Foot Antenna Cable, IP67		\$0.00
14	1	200-0622-00	VSS Cable Kit		\$0.00
15	1	200-0619-00	2X Documentation Kit		\$0.00
16	1	006-0094-00	Fan Noise Suppression Addendum - 2X		\$0.00
17	1	035-0361-00	Shipping Container, Dash Mounted Radar		\$0.00
18	1	060-1000-36	36 Month Warranty		\$0.00
Group Total					\$3,668.00

Product	\$3,668.00	Sub-Total:	\$3,668.00
Discount	\$0.00	Sales Tax 7.75%	\$284.27
Payment Terms: Net 30 days		Shipping & Handling:	\$0.00
		Total: USD	\$3,952.27

Vehicle Information:
2025 Ford Interceptor SUV

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This Quote or Purchase Order is subject in all respects to the Terms and Conditions detailed at the back of this document. These Terms and Conditions contain limitations of liability, waivers of liability even for our own negligence, and indemnification provisions, all of which may affect your rights. Please review these Terms and Conditions carefully before proceeding.

MIN-CA2
RADAR



applied concepts, inc.

855 E. Collins Blvd
Richardson, TX 75081
Phone: 972-398-3780
Fax: 972-398-3781

National Toll Free: 1-800- STALKER

Inside Sales Partner: Anthony Greene
+1-972-801-4892
anthony.greene@a-concepts.com

QUOTE
2104230

Page 1 of 2

Date: 04/17/25

Brian Wong
+1-310-429-0519
brianw@a-concepts.com

Effective From : 04/17/2025

Valid Through: 07/16/2025

Lead Time: 45 working days

Bill To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	Customer ID: P6828 Accounts Payable	Ship To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	<i>FedEx Ground</i> Chief Cheryl Fowler
---	---	---	--

Grp	Qty	Package	Description	Wrnty/Mo	Price	Ext Price
1	2	808-4025-00	LIDAR-XS-C - LI-Ion Handles, Charger, Soft Bag, 24	24	\$2,035.00	\$4,070.00
Ln	Qty	Part Number	Description		Price	Ext Price
1	2	200-1555-60	Lidar Assy, XS, X200, HV			\$0.00
2	4	200-0944-11	LI Battery Handle, SII, X-Series, Pro II, Pro 3s			\$0.00
3	2	200-0839-00	Desktop Charger for LI-ION Battery Handle			\$0.00
4	2	035-0211-00	Soft Storage Bag			\$0.00
5	2	011-0139-00	Lidar XS Operators Manual			\$0.00
6	2	057-1010-00	Label for Documentation Kit			\$0.00
7	2	011-0002-00	Lidar Certificate of Accuracy			\$0.00
8	2	011-0171-00	Lidar X-Series Quick Start Guide			\$0.00
9	2	035-0389-00	Lidar Shipping Box w/Foam			\$0.00
10	2	060-1000-24	24-Month Warranty			\$0.00
Group Total						\$4,070.00

Grp	Qty	Package	Description	Wrnty/Mo	Price	Ext Price
2	1		Accessories	0	\$0.00	\$0.00
Ln	Qty	Part Number	Description		Price	Ext Price
11	6	200-0944-11	LI Battery Handle, SII, X-Series, Pro II, Pro 3s		\$82.00	\$492.00
Group Total						\$492.00

Grp	Qty	Package	Description	Wrnty/Mo	Price	Ext Price
3	1		Accessories	0	\$0.00	\$0.00
Ln	Qty	Part Number	Description		Price	Ext Price
12	1	200-0944-11	LI Battery Handle, SII, X-Series, Pro II, Pro 3s		\$78.37	\$78.37
Group Total						\$78.37

HAND HELD



applied concepts, inc.

855 E. Collins Blvd
Richardson, TX 75081
Phone: 972-398-3780
Fax: 972-398-3781

National Toll Free: 1-800- STALKER

Inside Sales Partner: Anthony Greene
+1-972-801-4892
anthony.greene@a-concepts.com

QUOTE
2104230

Page 2 of 2

Date: 04/17/25

Reg Sales Mgr: Brian Wong
+1-310-429-0519
brianw@a-concepts.com

Effective From : 04/17/2025

Valid Through: 07/16/2025

Lead Time: 45 working days

Bill To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	Customer ID: P6828 Accounts Payable	Ship To: Calipatria Police Dept 140 W Main St Calipatria, CA 92233-9726	<i>FedEx Ground</i> Chief Cheryl Fowler
---	---	---	--

Product	\$4,640.37	Sub-Total:	\$4,640.37
Discount	\$0.00	Sales Tax 7.75%	\$359.63
Payment Terms: Net 30 days		Shipping & Handling:	\$0.00
		Total: USD	\$5,000.00

001

This Quote or Purchase Order is subject in all respects to the Terms and Conditions detailed at the back of this document. These Terms and Conditions contain limitations of liability, waivers of liability even for our own negligence, and indemnification provisions, all of which may affect your rights. Please review these Terms and Conditions carefully before proceeding.

Ready to go

Ecoboost Engine

F05476

1FD CHI-000370 CA

4-REAR, NB, 000370, RK232 16844 120241020 3638

CERTIFICATE OF TITLE

026486 150/790

1FMSK8AC2 SGA84982 NB

VEHICLE DESCRIPTION



POLICE INTERCEPTOR

2025 UTILITY AWD
119" WHEELBASE
3.0L ECOBOOST V6 ENGINE
10-SPEED AUTO TRANSMISSION

EXTERIOR
AGATE BLACK METALLIC
INTERIOR
EBONY CLOTH FRT/VINYL REAR

Fuel Economy and Environment

Standard SUV's range from 11 to 100 MPG. The best vehicle rates 140 MPGe.

20 MPG
combined city/hwy
5.0 gallons per 100 miles

17 city
24 highway

You spend \$3,500 more in fuel costs over 5 years
compared to the average new vehicle.

Annual fuel cost \$2,600

Fuel Economy & Greenhouse Gas Rating

Smog Rating

1 4 5 10

fuel economy.gov

GOVERNMENT 5-STAR SAFETY RATINGS

Overall Vehicle Score Not Rated

Frontal Crash Driver Not Rated

Side Crash Front seat Not Rated

Rollover Not Rated

Star ratings range from 1 to 5 stars (★★★★★), with 5 being the highest.

Source: National Highway Traffic Safety Administration (NHTSA).

www.safercar.gov or 1-888-327-4236

1FMSK8AC2SGA84982

WARNING: Operating, servicing and maintaining a passenger vehicle, pickup truck, or

vehicle can expose you to chemicals including engine exhaust, carbon monoxide, oil

leak, which are known to the State of California to cause cancer and birth defects or other reproductive harm.

To minimize exposure, avoid breathing exhaust, do not idle the engine except as necessary, service your

vehicle in a well-ventilated area and wear gloves or wash your hands frequently when servicing your vehicle.

For more information go to www.P65Warnings.ca.gov/passenger-vehicle.

STANDARD EQUIPMENT INCLUDED AT NO EXTRA CHARGE

- EXTERIOR**
 - 18" H.D. STEEL WHEELS
 - POLYURETHANE BSW
 - 250 WATT HALL LAMP
 - GLASS MIRROR RECEIVER
 - DUAL POWER MIRRORS
 - FULL SIZE 18" SPARE WTPMS
 - HEADLAMPS - AUTO, LED
 - LOW/HIGH INCLUDES FRONT HOUSING (W/ LED WIG-WAG)
 - KEY LOCKS (DR/PASS/LTGT)
 - PRIVACY GLASS 2ND/3RD ROW
- INTERIOR**
 - 35/20/35 SPLIT VINYL REAR SEAT
 - A/C W/AUTOMATIC CLIMATE CONTROL, DUAL ZONE
 - BLACK VINYL FLOOR COVERING
 - CERTIFIED SPEEDOMETER
 - CLOTH BUCKET FRONT SEATS
 - CLOTH BUCKET REAR SEAT
 - ENGINE HOUR METER
 - HTD SANITIZATION SALINITY
 - RED/WHITE TASK LIGHTING
 - PWR DR/PASS SEAT W/LUMBAR
 - SEATBACK INTRUSION PLATES
 - TILT/TELESCOPING STEERING WHEEL W/ 4 CONFIGURABLE LATCHING SWITCHES
- FUNCTIONAL**
 - UNIVERSAL TOP TRAY
 - AM/FM/MP3/BLUETOOTH & USB
 - COLUMN MOUNTED SHIFTER
 - ENGINE OIL COOLER
 - FULL-TIME ALL WHEEL DRIVE SYSTEM
 - HEAVY DUTY SUSPENSION
 - HEAVY DUTY 80-AMP BATTERY
 - REAR TRUNK LIFT GATE
 - POLICE BRAKES - 4 WHL DISC
 - W/ABS & TRACTION CONTROL
 - POWER STEERING W/EPAS
 - REAR VIEW CAMERA
 - TRANSMISSION OIL COOLER
- WARRANTY**
 - 3 YEAR/36K MILE BUMPER-TO-BUMPER WARRANTY
 - 5 YEAR/60K MILE POWERTRAIN WARRANTY
 - 3 YEAR/50K MILE SERVICE PLAN (ZERO DEDUCTIBLE)

INCLUDED ON THIS VEHICLE

EQUIPMENT GROUP 600A

OPTIONAL EQUIPMENT/OTHER

- 18" H.D. STEEL WHEELS
- 3.0L ECOBOOST V6 ENGINE
- 10-SPEED AUTO TRANSMISSION
- HID PLUNG WR HNDL INOPERABLE
- BADGE DELETE
- 50 STATE EMISSIONS
- DRIVER AND PASS LED SPOT LAMP
- KEYED ALIKE - KEY CODE B
- NOISE SUPPRESSION BOND STRAPS
- REAR DR HNDL AND LOCKS INOPR
- DEFLECTOR PLATE
- REAR CAMERA
- FRONT LICENSE PLATE BRACKET

PRICE INFORMATION

BASE PRICE

TOTAL OPTIONS/OTHER

TOTAL VEHICLE & OPTIONS/OTHER DESTINATION & DELIVERY

MSRP

\$49,979.00

\$34.00

\$53,330.00

TOTAL MSRP \$53,330.00

Whether you decide to lease or finance your vehicle, you'll find the choices that are right for you. See your dealer for details or visit

Ford Credit

www.ford.com/finance.

SPECIAL ORDER

RK232 R RB X 000370 10 23 24

ITEM # 71-3373 O/T 5B

8.75 tax

34.00

3873.37

53,895.12

1202410203638

2.3 V-8 standard eng

810505

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CALIPATRIA CITY COUNCIL AGENDA ITEM

Date Submitted: April 16, 2025

Submitted By: Edgar Self, Public Works Director

Council Meeting Date: April 22, 2025

Discussion / Direction

Subject: Exploring the Option for the City to move forward with In-House Permitting

Background:

Staff met with 4LEAF, Inc. which is a company that provides departmental services to aid with high project workloads that require additional staff assistance. They also provide jurisdictions with Plan Review, Inspection, and Planning services, with qualified staff available to serve the City with remote, on-site, part-time, or full-time project needs.

Their services include:

Plan Review: 4LEAF is an industry leader in Plan Review services and has a team of Structural Engineers, Accessibility Specialists, and Mechanical/Electrical/Plumbing/Fire Plans Examiners. We provide courier services that guarantee less than 24-hour pickup and delivery of all plan reviews performed off-site, and we also offer electronic and expedited plan review services upon request.

Inspection: We have over 200 inspectors on staff who specialize in Residential, Commercial, Industrial, Energy, Fire, ADA, Solar, and Public Works projects. We have a track record of providing inspectors as-needed for long- or short-term projects, including one day assignments to cover staff training, sick days, vacation days, or spikes in permit activity.

Permitting: 4LEAF's pool of talented professionals includes qualified and experienced permit technicians capable of providing all permit processing and counter services. 4LEAF can deploy such staff on short notice and offer training programs for department staff, if needed.

Planning: We have staff ranging from Planning Technicians to Principal Planners with specialties including Housing Policy, Entitlements, CEQA, and Current- and Long-Range Planning.