

CITY COUNCIL
Lori Wilson, Mayor
Alma Hernandez, Mayor Pro-Tem
Jane Day
Michael J. Hudson
Wanda Williams



CITY COUNCIL MEETING

First and Third Tuesday
Every Month

A G E N D A

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

TUESDAY, MARCH 1, 2022

5:30 P.M.

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

NOTICE

Pursuant to Government Code Section 54953, subdivision (b), and in accordance with the provisions of SB 361 (2021), the following Council/Successor Agency/Housing Authority meeting includes teleconference participation by: Council/Board Members Jane Day, Michael Hudson, Wanda Williams, Mayor Pro Tem Alma Hernandez, and Mayor/Chair Lori Wilson. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH REQUIRES ONLY UNVACCINATED PERSONS ARE REQUIRED TO MASK IN ALL INDOOR PUBLIC SETTINGS. FULLY VACCINATED INDIVIDUALS ARE RECOMMENDED TO CONTINUE INDOOR MASKING WHEN THE RISK MAY BE HIGH. PER CITY POLICY, MEMBERS OF THE PUBLIC ARE REQUIRED TO WEAR FACE MASKS WHILE IN CITY FACILITIES IF NOT FULLY VACCINATED. IF YOU DO NOT HAVE A FACE MASK, ONE WILL BE PROVIDED FOR YOU.

THE CITY COUNCIL HAS RESUMED IN-PERSON MEETINGS IN ADDITION TO ZOOM. A LIMITED NUMBER OF SEATS ARE AVAILABLE, TO RESERVE A SEAT PLEASE CONTACT THE CITY CLERK AT clerk@suisun.com OR 707 421-7302.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 869 0147 8672

CALL IN PHONE NUMBER: (707) 438-1720

**REMOTE PUBLIC COMMENT IS AVAILABLE FOR THE CITY COUNCIL MEETING
BY EMAILING CLERK@SUISUN.COM (PRIOR TO 4pm) OR
VIA WEBSITE OR PHONE APPLICATION, ZOOM**

*(If attending the meeting via phone press *9 to raise your hand and *6 to unmute/mute for public comment.)*

ROLL CALL

Council Members

CONFLICT OF INTEREST NOTIFICATION

(Any items on this agenda that might be a conflict of interest to any Councilmembers/Boardmembers should be identified at this time.)

01107.0001/770779.1

DEPARTMENTS: AREA CODE (707)

ADMINISTRATION 421-7300 ■ PLANNING 421-7335 ■ BUILDING 421-7310 ■ FINANCE 421-7320
FIRE 425-9133 ■ RECREATION & COMMUNITY SERVICES 421-7200 ■ POLICE 421-7373 ■ PUBLIC WORKS 421-7340
SUCCESSOR AGENCY 421-7309 FAX 421-7366

PUBLIC COMMENT

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

CLOSED SESSION

Pursuant to California Government Code Section 54950 the Suisun City Council will hold a Closed Session for the purpose of:

1. **PERSONNEL MATTERS**

Pursuant to California Government Code Section 54957(b)(1) et seq. the Suisun City Council will hold a Closed Session for the purpose of Public Employee Performance Evaluation: City Manager

2. **Conference with Legal Counsel - Significant Exposure to Litigation/Initiation of Litigation (1 potential case)**

Pursuant to Government Code Section 54956.9(d)(2), (e)(1) and (d)(4).

3. **CONFERENCE WITH LABOR NEGOTIATOR**

Pursuant to Government Code Section 54957.6

Agency negotiator: City Manager

Employee organizations:

Unrepresented Employees;

SCEA (Suisun City Employees' Association);

SCMPEA (Suisun City Management and Professional Employees' Association).

SCPOA (Suisun City Police Officers Association).

CONVENE OPEN SESSION

Announcement of Actions Taken, if any, in Closed Session.

ADJOURNMENT

A complete packet of information containing staff reports and exhibits related to each item for the open session of this meeting, and provided to the City Council, are available for public review at least 72 hours prior to a Council /Agency/Authority Meeting at Suisun City Hall 701 Civic Center Blvd., Suisun City. Agenda related writings or documents provided to a majority of the Council/Board/Commissioners less than 72 hours prior to a Council/Agency/Authority meeting related to an agenda item for the open session of this meeting will be made available for public inspection during normal business hours. An agenda packet is also located at the entrance to the Council Chambers during the meeting for public review. The City may charge photocopying charges for requested copies of such documents. Assistive listening devices may be obtained at the meeting

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 - Suisun City Senior Center, 318 Merganser Drive, Suisun City, CA;
 - Joe Nelson Center, 611 Village Drive, Suisun City, CA;
 - Harbor Master Office, 800 Kellogg Street, Suisun City, CA.

I, Donna Pock, Deputy City Clerk for the City of Suisun City, declare under penalty of perjury that the above agenda for the meeting of March 1, 2022 was posted and available for review, in compliance with the Brown Act.

CITY COUNCIL
Lori Wilson, Mayor
Alma Hernandez, Mayor Pro-Tem
Jane Day
Michael J. Hudson
Wanda Williams



CITY COUNCIL MEETING

First and Third Tuesday
Every Month

A G E N D A

REGULAR MEETING OF THE SUISUN CITY COUNCIL

**SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY,**

AND HOUSING AUTHORITY

TUESDAY, MARCH 1, 2022

6:30 P.M.

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

NOTICE

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(Next Ord. No. – 791)

(Next City Council Res. No. 2022 – 26)

Next Suisun City Council Acting as Successor Agency Res. No. SA2022 - 01)

(Next Housing Authority Res. No. HA2022 – 01)

DEPARTMENTS: AREA CODE (707)

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SUCCESSOR AGENCY 421-7309 FAX 421-7366

ROLL CALL

Council / Board Members

Pledge of Allegiance

Invocation

CONFLICT OF INTEREST NOTIFICATION

(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)

REPORTS: (Informational items only)

1. City Manager/Executive Director/Staff

PRESENTATION/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

CONSENT CALENDAR

Consent calendar items requiring little or no discussion may be acted upon with one motion.

City Council

2. Council Consideration and possible action to adopt Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the use of remote teleconference meeting procedures by the City's legislative bodies, as authorized by government code section 54953(e) *et seq.*, through March 30, 2022 – (Folsom: gfolson@suisun.com).
3. Council Adoption of Resolution No. 2022-__: Accepting the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as Complete, and Authorizing the City Manager to Record the Notice of Completion for the Project – (Vue: nvue@suisun.com).
4. Approving Purchase of Groundmaster Mowers - – (Vue: nvue@suisun.com).
 - a. Council Adoption of Resolution No. 2022-__: Approving the Purchase of a Groundmaster 40000-D T4 Diesel Mower and a Groundmaster 3200 Mower; and
 - b. Council Adoption of Resolution No. 2022-__: Approving the 7th Amendment to the Annual Appropriate Resolution No. 2021-57 to Appropriate Funds to Purchase Groundmaster 4000-D T4 Diesel Mower and Groundmaster 3200 Mower.
5. Council Adoption of Resolution No. 2022-__: Authorizing the City Manager to have Settlement Authority for General Civil Liability Claims in amounts under \$35,000 – (Folsom: gfolson@suisun.com).

PUBLIC COMMENTS

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PUBLIC HEARING NONE**GENERAL BUSINESS****City Council**

6. Council Adoption of Resolution No. 2022-____: Adopting the Updated Multi-Jurisdiction Hazard Mitigation Plan – (Roth: aroeth@suisun.com).
7. Discussion and Direction Regarding the Waterfront District Specific Plan Residential High Density and Downtown Commercial Land Use Zones – (Bermudez: jbermudez@suisun.com).
8. Council Adoption of Resolution No. 2022-____: Opposing Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act – (Folsom: gfolson@suisun.com).
9. Discussion and Direction – Legislative Advocacy Policy – (Folsom: gfolson@suisun.com).

REPORTS: (Informational items only)

10. Council Updates
 - a. Council/Boardmembers
 - b. Mayor
11. Non-Discussion Items

ADJOURNMENT

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Consideration and possible action to adopt Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the use of remote teleconference meeting procedures by the City's legislative bodies, as authorized by government code section 54953(e) *et seq.*, through March 30, 2022.

FISCAL IMPACT: None.

STRATEGIC PLAN: Provide Good Governance

BACKGROUND: A number of laws have changed since the beginning of the COVID pandemic related to the Brown Act as it relates to teleconferenced public meetings, both from Governor Newsom's Executive Orders and recently from the enactment of Assembly Bill 361, which took effect October 1, 2021, allowing continued remote teleconference meetings without traditional Brown Act compliance, provided certain findings can be made related to the ongoing state of emergency and subject to adherence to certain new noticing and public participation requirements.

The City, as all public agencies in California, must now invoke and adhere to AB 361 and its modifications on certain elements of remote public meetings, or else revert to traditional Brown Act compliance. The major change associated with continuing remote meetings under AB 361 is that the public must now be allowed to make comments in real-time during the public comment period, either telephonically or electronically (such as by Zoom). No physical location for public comment need be provided.

The other major change is that all public agencies, if they want to continue to conduct public meetings remotely, must adopt a resolution every 30 days making the findings of necessity to do so and affirming the measures in place to allow remote public comments by the public.

On October 19, 2021 the City of Suisun City passed a resolution proclaiming that a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) *et seq.*, for the initial period of October 19, 2021 through November 18, 2021.

STAFF REPORT: This is a recurring resolution, after 30 days following the initial invocation of AB 361, continued reliance on AB 361 for subsequent meetings requires the following:

1. Either the "state of emergency" must remain active, or state or local officials have imposed or recommended measures to promote social distancing; and
2. No later than 30 days after teleconferencing for the first time under AB 361 rules, and every 30 days thereafter, the legislative body, by majority vote, finds that it has reconsidered the circumstances of the state of emergency and at least one of the following circumstances exist:

PREPARED/APPROVED BY:

Greg Folsom, City Manager

- The state of emergency continues to impact the ability of the members to meet safely in person; or
- State or local officials continue to impose recommended measures to promote social distancing

Continued reliance on AB 361 will require adoption of a new resolution making the required findings every 30 days.

STAFF RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2022- ____: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) et seq., through March 30, 2022.

ATTACHMENTS:

1. Resolution 2022-____ A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) et seq., through March 30, 2022.

RESOLUTION NO. 2022-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY PROCLAIMING A LOCAL EMERGENCY PERSISTS AND AUTHORIZING THE TRANSITION TO USE OF REMOTE TELECONFERENCE MEETING PROCEDURES BY CITY'S THE LEGISLATIVE BODIES, AS AUTHORIZED BY GOVERNMENT CODE SECTION 54953(E) *ET SEQ.*, THROUGH MARCH 30, 2022

WHEREAS, the City Council of the City of Suisun City is committed to preserving and nurturing public access, transparency, observation and participation in its meetings and the meetings of each of its legislative bodies; and

WHEREAS, all meetings of the City's legislative bodies are open and public, as required by the Ralph M. Brown Act, codified as Government Code sections 54950 *et seq.*, so that any member of the public may attend, participate, and observe the City's legislative bodies conduct their business; and

WHEREAS, the Brown Act, as amended by Assembly Bill 361 (2021), amending Government Code section 54953(e) *et seq.*, allows for remote teleconferencing observation and participation in meetings by members of a legislative body and members of the public, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, the initial required condition is a declaration of a state of emergency by the Governor pursuant to the California Emergency Services Act, Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state and within the boundaries of the City, as provided in Government Code section 8558; and

WHEREAS, on March 4, 2020, pursuant to Government Code Section 8625, Governor Newsom declared the existence of a state of emergency for the State of California, in response to the outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19); and

WHEREAS, on March 16, 2020, the City's Director of Emergency Services declared a local emergency for the City pursuant to Chapter 2.32 of the Suisun City Municipal Code, finding that conditions of extreme peril to the safety of persons and property have arisen within the City as a result of the COVID-19 virus and that these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, on March 17, 2020, the City Council adopted Resolution No. 2020-40, ratifying the Director of Emergency Services' declaration of local emergency; and

WHEREAS, Government Code section 54953(e) further requires that state or local officials have imposed or recommended measures to promote social distancing; or, the legislative body of the City finds that meeting in person would present imminent risk to the health and safety of attendees; and

1 **WHEREAS**, the Council hereby finds that such emergency conditions now exist in
2 the City, such that meeting in person for the meetings of the legislative bodies of the City
3 would present imminent risk to the health and safety of attendees as a result of the increased
4 risk of the spread of the COVID-19 virus among those in attendance; and

5 **WHEREAS**, the Council hereby finds that the state of emergency due to the COVID-
6 19 virus and the conditions related thereto has caused, and will continue to cause, conditions
7 of extreme peril to the safety of persons within the City that are likely to be beyond the
8 control of services, personnel, equipment, and facilities of the City, and thereby affirms,
9 authorizes, and proclaims that the existence of a local emergency persists throughout the City,
10 and ratifies the proclamation of state of emergency by the Governor of the State of California;
11 and

12 **WHEREAS**, the Council hereby finds that, as a consequence of the existing local
13 emergency, the legislative bodies of the City shall conduct their meetings without compliance
14 with Government Code section 54953(b)(3), and shall instead comply with the remote
15 teleconference meeting requirements as authorized by Government Code section 54953(e) *et*
16 *seq.*; and

17 **WHEREAS**, the Council affirms that it will allow for observation and participation by
18 Councilmembers and the public by allowing limited in-person attendance, as well as allowing
19 public participation and comment in real time via Zoom or by telephone, in an effort to
20 protect the constitutional and statutory rights of all attendees.

21 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUISUN CITY**
22 **FINDS, RESOLVES, AND ORDERS AS FOLLOWS:**

23 Section 1. The Recitals set forth above are true and correct and are incorporated herein
24 Resolution by reference.

25 Section 2. The Council hereby recognizes and affirms the existence and conditions of
26 a state of emergency as proclaimed by the Governor, the existence of emergency conditions in
27 the City, and affirms, authorizes, and proclaims that the existence of a local emergency
28 persists throughout the City.

29 Section 3. The Council hereby ratifies the Governor of the State of California's
30 Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

31 Section 4. Further, the Council finds that holding the meetings of the City's legislative
32 bodies in person with no limitations to attendance would present imminent risk to the health
33 and safety of attendees as a result of the increased risk of the spread of the COVID-19 virus
34 among those in attendance, as required by Government Code section 54953(e) *et seq.*

35 Section 5. The City Manager and legislative bodies of the City are hereby authorized
36 and directed to take all actions necessary to carry out the intent and purpose of this Resolution
37 including, conducting open and public meetings in accordance with Government Code section
38 54953(e) and other applicable provisions of the Brown Act.

Section 6. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) March 30, 2022, or (ii) such time the Council adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the City may continue to teleconference without compliance with Government Code section 54953(b)(3).

PASSED AND ADOPTED at the Regular Meeting of the City Council of the City of Suisun City duly held on March 1, 2022, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

WITNESS my hand and the seal of said City this 1st day of March 2022.

Anita Skinner
City Clerk

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Adoption of Council Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City Accepting the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as Complete, and Authorizing the City Manager to Record the Notice of Completion for the Project

FISCAL IMPACT: Acceptance of this Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as complete will not have a fiscal impact on the General Fund as project costs were accounted for in the budget. The project work has been completed for a final project amount of \$480,653.

STRATEGIC PLAN: Revitalize Historic Downtown, Provide Good Governance

BACKGROUND: The City of Suisun City is responsible for maintenance of the Joseph A. Nelson Community Center, Harbor Theater, Fire Station, City Hall and Police Department. These aging buildings were in need of roof rehabilitation. Each facility was designed with flat roofs, of which most are leaking due to deteriorated roof materials and settling issues. Due to the nature of flat roofing systems, these issues are more prevalent; need more maintenance and fail quicker than a pitched roof. The roofs mentioned above have received multiple repairs and continue to leak. The roof rehabilitation project will extend the useful life of the roofs and protect the overall integrity of the city owned structures.

STAFF REPORT: On June 1, 2021, Pacific Polymers, Inc. DBA American Foam Experts was awarded a construction contract in the amount of \$409,180 to apply Sprayed Polyurethane Foam (SPF) Roofing systems to five (5) city owned buildings. The work included cleaning of the roofs and performing minor repairs to the roofs in preparation for the sprayed polyurethane foam roof system. The SPF roof system consists of the sprayed foam and sealed with several courses of granulated topcoat material, which will protect the foam underneath and provide a stable walking surface. Additionally, this roofing system provides insulation to the building. This roofing system has a 20-year warranty and yearly inspections provided by the manufacturer.

Pacific Polymers, Inc. DBA American Foam Experts completed the work to satisfaction of the roof spray material manufacturer and the City Engineer for a final construction cost of \$480,653. The final construction cost is within the approved project budget of \$500,000.

There was a total of two Contract Change Orders (CCO) in the amount of \$71,473. CCO No.1, in the amount of \$68,578, consisted of applying addition foam to a corrugated section of the roof at the Fire Department building to create an even walking surface. CCO No.2, in the amount of \$2,895, addressed the roof leaks at the Fire Department Training Room.

PREPARED BY:
REVIEWED BY:
APPROVED BY:

Gemma Geluz, Administrative Assistant II
 Nouae Vue, Public Works Director
 Greg Folsom, City Manager

Staff recommends accepting the Project as completed and authorizing the City Manager to file and record the Notice of Completion with the County, which will then start the one-year warranty period on the completed improvements.

RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City Accepting the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as Complete, and Authorizing the City Manager to Record the Notice of Completion for the Project

ATTACHMENTS:

1. Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City Accepting the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as Complete, and Authorizing the City Manager to Record the Notice of Completion for the Project
2. Notice of Completion

RESOLUTION NO. 2022-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
ACCEPTING THE SUISUN SPRAYED POLYURETHANE FOAM ROOFING
SYSTEMS FOR CITY BUILDINGS PROJECT AS COMPLETE, AND AUTHORIZING
THE CITY MANAGER TO RECORD THE NOTICE OF COMPLETION FOR THE
PROJECT**

WHEREAS, there are several City facilities that are in need of new roofs; and

WHEREAS, a sprayed polyurethane foam roofing system was deemed the best solution for repairing the leaking flat roofs; and

WHEREAS, This new roofing system also has a 20-year warranty with annual inspections by the manufacturer; and

WHEREAS, the City advertised the plans and specifications for this Project in late March 2021 and bids were opened on May 2021; and

WHEREAS, on June 1, 2021, the City Council awarded the construction contract for the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project to Pacific Polymers, Inc. DBA American Foam Experts; and

WHEREAS, Pacific Polymers, Inc. DBA American Foam Experts has completed all work under the contract for the Project and is ready to receive a Notice of Completion.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City does hereby accept the Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project as completed, and authorizes the City Manager to take such measures as necessary to execute the Notice of Completion.

PASSED AND ADOPTED at a Regular Meeting of said City Council of the City of Suisun City duly held on Tuesday, the 1st day of March 2022, by the following vote:

AYES:	Council Members:	_____
NOES:	Council Members:	_____
ABSENT:	Council Members:	_____
ABSTAIN:	Council Members:	_____

WITNESS my hand and the seal of said City this 1st day of March 2021.

Anita Skinner
City Clerk

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WHEN RECORDED MAIL TO:

Name Public Works Department
Street CITY OF SUISUN CITY
Address 701 CIVIC CENTER BLVD.
City & SUISUN CITY, CA 94585
State, Zip

SPACE ABOVE THIS LINE FOR RECORDER'S USE

No Fee, per code 27283

NOTICE OF COMPLETION

A.P.N. 0032-141-140, 0173-010-300
0173-131-140, 0032-180-280

Notice is hereby given that:

1. The undersigned is owner of the interest or estate stated below in the property hereinafter described.
2. The full name of the undersigned is City of Suisun City
3. The full address of the undersigned is 701 Civic Center Blvd.
Suisun City, CA 94585
4. The nature of the title of the undersigned is: In fee. N/A
(If other than fee, strike "In fee" and insert, for example, "purchaser under contract of purchase," or "lessee.")
5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are: **NONE**

NAMES

ADDRESSES

6. The names of the predecessors in the interest of the undersigned, if the property was transferred subsequent to the commencement of the work of improvement herein referred to: **NONE**

NAMES

ADDRESSES

(If no transfer made, insert "none.")

7. A work of improvement on the property hereinafter described was completed on: March 1, 2022
8. The name of the contractor, if any, for such work of improvement was Pacific Polymers, Inc. DBA American Foam Experts

(If no contractor for work of improvement as a whole, insert "none.")

9. The property on which said work of improvement was completed is in the City of Suisun City, County of Solano, State of California, and is described as follows:
Suisun Sprayed Polyurethane Foam Roofing Systems for City Buildings Project

10. The street address of said property is Harbor Theater, 720 Main St., Joseph A. Nelson, Community Center, 611 Village Dr., Suisun Fire Station, 621 Pintail Dr., Suisun City Hall, 701 Civic Center Blvd., and Police Department, 701 Civic Center Blvd.

11. I declare under penalty of perjury the foregoing is true and correct.

Signature of
owner named
in paragraph 2

Dated: _____

By Greg Folsom, City Manager

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Approving Purchase of Groundmaster Mowers

- a. Council Adoption of Resolution No. 2022-__: Approving the Purchase of a Groundmaster 40000-D T4 Diesel Mower and a Groundmaster 3200 Mower; and
- b. Council Adoption of Resolution No. 2022-__: Approving the 7th Amendment to the Annual Appropriate Resolution No. 2021-57 to Appropriate Funds to Purchase Groundmaster 4000-D T4 Diesel Mower and Groundmaster 3200 Mower.

FISCAL IMPACT: The total purchase price for the requested Groundmaster 40000-D T4 Diesel Mower (\$87,282) and a Groundmaster 3200 Mower (\$25,255) is \$112,222. Total cost would be paid for by the General Fund. The Landscaping & Lighting Districts (LLDs) that benefit from the new mowers will be paying back their fair share to the General Fund for the use of these mowers. The General Fund budget will be amended under account number 010-96415-1910 to fund this purchase for \$112,300.

The two mowers would be purchased through Sourcewell (formally NJPA) a National Intergovernmental Purchasing Alliance (IPA) Company. Sourcewell offers lowest price to its members since it does competitive bids for vehicles and equipment. The city will take advantage of the lowest pricing since it holds membership with Sourcewell.

STRATEGIC PLAN IMPACT: Ensure Public Safety, Provide Good Governance, and Enhance Environment.

BACKGROUND: The Public Works Maintenance Division (PWM) currently utilizes the existing 4000-T Diesel mower to maintain all City turf areas. The purchase of two new mowers will increase the efficiency of PWMD's turf maintenance program, particularly with the additional maintenance of all turf areas within the Landscaping & Lighting Districts (LLDs). With these purchases, this will allow a mower to be available at all times for turf maintenance and also allow the flexibility of using the right mower for the job.

STAFF REPORT: The new current weather patterns are proving to lend themselves to more of a year-around mowing schedule which is different from in previous years where mowing could be put on hold from roughly December to March. We are now seeing turf growing all year-around and thus the need to mow all City maintained areas, including the LLDs, essentially year around, even in months that have historically seen the turf go dormant. Having a back-up larger mower and a more agile smaller mower will offer staff more options and the ability to work more effectively and efficiently within all City maintained areas, including the LLDs. Notably, this flexibility will be a huge asset to the Division with the additional service needs of the LLDs. These mowers are two different sizes, one large for larger turf areas and one smaller and more

PREPARED BY:
REVIEWED BY:
APPROVED BY:

Amanda Dum, Management Analyst
 Nouae Vue, Public Works Director
 Greg Folsom, City Manager

agile for smaller turf areas. Crews will now be able to mow two different areas, a city area and an LLD area, on the same day.

The requested Groundmaster 40000-D T4 Diesel Mower and a Groundmaster 3200 Mower are essential pieces of equipment for the maintenance of the turf within the city. Turf is one of the most time-consuming and high visibility landscaping features to maintain. Having a back-up large mower that can be used on larger areas as well as the purchase of a new smaller mower for tighter locations will ensure PWM crew has the tool necessary to address routine turf maintenance in all City turf areas in the city in an efficient and flexible manner.

RECOMMENDATION: It is recommended that the City Council:

- a. Adopt Resolution No. 2022-__: Approving the Purchase of a Groundmaster 40000-D T4 Diesel Mower and a Groundmaster 3200 Mower; and
- b. Adopt Resolution No. 2022-__: Approving the 7th Amendment to the Annual Appropriate Resolution No. 2021-57 to Appropriate Funds to Purchase Groundmaster 4000-D T4 Diesel Mower and Groundmaster 3200 Mower.

ATTACHMENTS:

1. Resolution No. 2022-__: Approving the Purchase of a Groundmaster 40000-D T4 Diesel Mower and a Groundmaster 3200 Mower; and
2. Quote for Groundmaster 4000-D T4 Diesel Mower.
3. Quote for Groundmaster 3200 Mower.
4. Resolution No. 2022-__: Approving the 7th Amendment to the Annual Appropriate Resolution No. 2021-57 to Appropriate Funds to Purchase Groundmaster 4000-D T4 Diesel Mower and Groundmaster 3200 Mower.

RESOLUTION NO. 2022-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
APPROVING THE PURCHASE OF A GROUNDMASTER 4000-D T4 DIESEL
MOWER AND GROUNDMASTER 3200 MOWER**

WHEREAS, the Public Works Maintenance Division (PWMD) has the responsibility of maintaining the City's turf; and

WHEREAS, The PWMD is now responsible for all maintenance in the City's Landscaping & Lighting Districts (LLDs); and

WHEREAS, the acquisition of all tools and equipment required for landscape maintenance is necessary for the effective and efficient maintenance of said landscaping area; and the purchase of the 4000-D T4 Diesel Mower and the 3200 Mower will allow the Maintenance Division to accomplish all required turf related tasks, in all areas, in an expeditious manner; and

WHEREAS, staff has obtained a quote through Sourcewell (formerly NJPA), a National Government Purchasing Alliance (IPA) Company vendor. Sourcewell requires a membership and the City is a member in good standing. Sourcewell gathers competitive bids for vehicles and equipment which can then be utilized by governmental agencies; and

WHEREAS, the Suisun City Council recognizes the essential nature of acquiring these pieces of equipment for maintenance of the turf areas within the City.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City does hereby authorize the City Manager, or his designee, to execute the Purchase Agreement to acquire a Groundmaster 4000-D T4 Diesel Mower and a Groundmaster 3200 Mower from Sourcewell.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Suisun City duly held on Tuesday, the 1st day of March 2022, by the following vote:

AYES:	Councilmembers:	_____
NOES:	Councilmembers:	_____
ABSENT:	Councilmembers:	_____
ABSTAIN:	Councilmembers:	_____

WITNESS my hand and the seal of said City this 1st day of March 2022.

Anita Skinner
City Clerk

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Quotation for City of Suisun City

Quote No:628955-00

Prepared For: Jim Herrod	Quote No: 628955-00
City of Suisun City	iQuote No: 93754
701 Civic Center Blvd	Sales Person: Tim McCoy
Suisun City, CA 94585-2600	tim.mccoy@turfstar.com (916) 709-7124

Sourcewell Procurement Member # 24034

Summary

Configuration Name	Qty	Unit Price	Sub Total	Sales Tax	Total
010-Groundsmaster 4000-D T4 Compliant Diesel 54HP	1	\$80,546.79	\$80,546.79	\$6,745.80	\$87,292.59
Totals:			\$80,546.79	\$6,745.80	\$87,292.59



Quotation for City of Suisun City

Quote No:628955-00

Configuration Product Details 010-Groundsmaster 4000-D T4 Compliant Diesel 54HP

Model	Product Description	Qty	Unit Price	Extended	Sales Tax	Total
30609	Groundsmaster 4000-D T4 Compliant Diesel 54HP	1	\$78,074.88	\$78,074.88	\$6,538.77	\$84,613.65
30422	Leaf Mulching Kit	1	\$1,481.22	\$1,481.22	\$124.05	\$1,605.27
108-1450	BLADE SERVICE PACK, 21.7 5 IN (107-0214)	1	\$188.24	\$188.24	\$15.77	\$204.01
30671	Universal Sunshade Red	1	\$759.72	\$759.72	\$63.63	\$823.35
131-6691	SEAT COVER, LARGE	1	\$42.73	\$42.73	\$3.58	\$46.31
Totals:						\$87,292.59



Quotation for City of Suisun City

Quote No:628955-00

Standard Terms and Conditions

Prices, including all finance options, are valid for 30 days from date of quotation. Open Account Terms are N30, subject to credit approval. Used and demo equipment is in high demand and availability is subject to change. Delivery is FOB Destination, unless otherwise stated

Office Locations

Northern California:

3928 N.Blattela Lane
Fresno, CA 93727
Fax: (559) 277-7123

2438 Radley Court
Hayward, CA 94545
Fax: (510) 785-3576

11373 Sunrise Gold Circle
Rancho Cordova, CA 95742
Fax: (800) 241-1997

Southern California:

79-253 Country Club Drive
Bermuda Dunes, CA 92203
Fax: (760) 345-4297

955 Beacon Street
Brea, CA 92821
Fax: (800) 775-8873

2110 La Mirada Ste 100
Vista, CA 92083
Fax: (760) 734-4285

Pacific Northwest:

1750 Industrial Dr.NE
Salem, OR 97301
Ph: (503) 691-0250

5869 South 194th
Kent, WA 98032
Fax: (253) 872-6942

2824 East Garland
Spokane, WA 99207
Fax: (509) 483-7563



WARNING:

Cancer and Reproductive Harm-<http://www.P65Warnings.ca.gov>
For more information, please visit <http://www.tcoCAProp65.com>

CALIFORNIA SPARK ARRESTER WARNING

Operation of this equipment in the State of California may create sparks that can start fires around dry vegetation. A spark arrestor may be required. The operator should contact local fire agencies for laws or regulations relating to fire prevention requirements.

TORO®

Groundsmaster® 4000-D/4010-D

WIDE AREA ROTARY MOWERS

FEATURES

- 55 hp (41 kW) Yanmar® engine, Tier 4 Final Compliant, turbo-diesel engine
- Smart Power® - optimized mowing in all conditions
- Foldable ROPS
- 11' (3.4 m) width of cut
- Full-time 4WD forward and reverse
- All-time traction assist assures full-time 4WD
- 0" uncut circle in turns
- SmartCool™ auto-reversing cooling fan
- HybridDrive™ cutting deck system delivers unmatched reliability
- 4-way adjustable seat and Air Ride Suspension
- InfoCenter™ displays simple operating info while monitoring machine health
- Integrated ControlHub™ with fingertip electronic controls
- Top and rear air intake for increased cooling
- Climate-controlled safety cab with air conditioning and heater (4010-D)
- Isolated operator platform for greater comfort and smoother ride

Operator-friendly and smart by design.

With Smart Power® technology, high engine torque and patented, HybridDrive™ cutting deck system, the Groundsmaster 4000-D and 4010-D deliver power where you need it most – to cut grass, no matter how tough the conditions. With their excellent trimming capability, you'll maneuver around obstacles with ease. Both mowers can mow a 0" uncut circle, allowing you to mow back and forth patterns without leaving any uncut grass. The patented, parallel hydraulic traction system maintains consistent hydraulic flow between the front and rear wheels to assure full time 4-wheel drive. This allows you to mow with confidence, even on hills and wet grass.

toro.com/4000



Groundsmaster® 4010-D



Groundsmaster® 4000-D

**4
TIER****SMART POWER**

	GROUNDMASTER 4000-D, TIER 4 DIESEL, MODEL 30609 GROUNDMASTER 4010-D, TIER 4 DIESEL, MODEL 30636				
ENGINE	Yanmar® 4-cylinder, liquid-cooled, turbo-charged diesel. 127 cu. in. (2.1 liter) displacement. Engine rated at 55 hp (41 kW) net and 125 ft.-lbs. (169 Nm) torque at 2,000 rpm. 8 quart (7.6 liter) oil capacity. EPA Tier IV Final Compliant				
AIR CLEANER	Dry, replaceable primary and safety elements.				
RADIATOR	Rear-mount, cross-flow, 7-row, 6.3 fins per inch, 9 quart (8.5 liter) capacity.				
FUEL CAPACITY	21 gallons (79.5 liters) diesel fuel. Biodiesel-Ready for use up to B-20(20% biodiesel and 80% petroleum blend)				
TRACTION DRIVE	Parallel hydrostatic, closed loop system with full-time 4WD. Forward/reverse in low (mow) and high (transport) range with full-time, automatic traction assist (forward only) standard on Groundsmaster 4000-D models. Variable displacement piston pump with electronic servo control powers dual speed displacement piston motor drive into double reduction planetary in front, and mechanical axle in rear. SmartPower™ feature controls traction speed to maintain optimal cutting blade speed.				
HYDRAULICS/COOLING	8.75 gallon (33.1 liter) capacity with 10 micron remote spin-on filter. 9 row, single pass cooler, 6.3 fins per inch, that tilts out for cleaning. Variable speed radiator cooling fan with automatic (based on coolant and oil temps) and manual reversing capabilities.				
DIAGNOSTICS	Diagnostic pressure test ports: forward and reverse traction, left, center and right decks, reverse 4WD, lift, steering, charge and deck counterbalance circuits.				
GROUND SPEED	Transport: 0-16.2 mph (0-26.1 km/h) forward, 0-8.1 mph (0-13 km/h) reverse. Mow: 0-8.3 mph (0-13.4 km/h) forward, 0-4 mph (0-6.4 km/h) reverse.				
TIRES	Front: 26 x 12-12, 6-ply tubeless Multi-Trac. Rear: 20 x 10-10, 6-ply tubeless Multi-Trac.				
MAIN FRAME	All welded formed-steel frame with integral tie-down anchors.				
BRAKES	Mechanically actuated, internal wet disc brakes on input to each planetary drive. Individual foot-operated steering brake control of left and right wheel. Lock pedals together and latch to engage parking brake.				
SEAT	4-way adjustable, right armrest travels with seat and suspension.				
STEERING	Power steering with dedicated power source. Steering wheel tilts to desired operator position. Uncut circle: 0" diameter.				
INSTRUMENTATION	InfoCenter™: Onboard LCD display shows gauges, alerts/faults, service reminders, electrical system diagnostics. Indicates fuel level, coolant temp, intake temperature, low oil pressure, alternator, engine hours, engine rpm, hydraulic oil temperature, voltage				
CONTROLS	Tilt steering, ignition switch, throttle switch, foot-operated traction pedal, lockable individual brake pedals, parking brake lock, mow/transport speed selector switch, 3-two position switches for individual deck lift/lower, counterbalance adjustment, tow valves, cup holder, toolbox, radio holder, fan switch and 12-volt power outlet.				
CRUISE CONTROL	Standard				
ELECTRICAL	12-volt, 690 cold cranking amps battery, 80 amp alternator (4010-D). Overload protection with automotive type fuses.				
INTERLOCKS	Prevents engine from starting unless traction pedal is in neutral and deck is disengaged. If operator leaves seat while moving or deck is engaged, traction and / or deck stops, info center alarms and gives message. Mowing only permitted in low range. Traction not allowed if parking brake engaged and pedal moved out of neutral, info center alarms and gives message. Deck transport latches.				
GROUND CLEARANCE	6.5" (16.5 cm)				
OVERALL DIMENSIONS	Height 85" (216 cm) w/ROPS up 93.9" (237 cm) w/ cab	Length 135" (343 cm) w/decks down	Width 136" (346 cm) w/decks down	Transport Width 71" (180 cm) @ 2" (5 cm) HOC	Wheelbase 55.5" (140 cm)
WEIGHT	4205 lbs. (1907 kg) w/ full fluids (GM4000).		4759 lbs. (2159 kg) w/ full fluids (GM4010).		
SAFETY CAB (4010)	MODEL 30636: ROPS certified cab with heat, AC and the following standard features: climate system pressurized cab, heavy-duty pantograph front windshield wiper and washer, front windshield has 38" of visibility, interior mirror, fold away exterior side mirrors, molded front fenders, right and left doors and rear window have tinted (50%) glass, front and rear windows open, quick release window latches act as emergency exit, rubber sound isolator cab mounts and upholstered interior panels and headliner, textured neoprene floor mat, interior dome light.				
SAFETY	Complies with American National Standards Institute (ANSI B71.4-2012) and applicable ISO EN 5395 (CE) (machine directive 89/392, 91/368, 93/44, 84/538, 89/336) requirements; Optional lights. Meets ANSI/ASAE 5279.12 (Lighting and Marking of Agricultural Equipment on Highways). Foldable ROPS, ISO 21299 certified.				
SOUND PRESSURE OPERATOR EAR**	<80 dB when GM4010-D models (30636 & 30635) have "Quiet Mode" activated by Toro Distributor.				
WARRANTY	Two-year limited warranty. Refer to operator's manual for further details.				
ACCESSORIES	Work light, Road lights consisting of dual taillights, dual headlights, slow moving vehicle sign, turn signal, flasher and lights; Sunshade Beacon				
	CUTTING DECKS				
WIDTH OF CUT	Overall: 132" (335 cm), Front: 62" (157.5 cm), Wings: 42" (106.7 cm), Overlap: 7" (12.8 cm).				
MOWING RATE	Mows up to 11.0 acres/h (4.5 hectares/h) at 8.5 mph (13.4 km/h) (assumes no overlap or stops).				
CONSTRUCTION	Welded .100" (25 mm) steel with 7 and 10-guage steel channel and plate reinforcements, bullnose bumpers.				
DECK DRIVE	Direct mounted hydraulic motor into spindle. Remaining spindle(s) driven by individual B section Kevlar belt. Quick release belt covers.				
HEIGHT-OF-CUT	1"-5" (25-127 mm) in .5" (13 mm) increments.				
SPINDLES	1.25" (3.17 cm) diameter spindle shafts, 9" (22.9 cm) diameter conical ductile iron housing, and 2 greaseable tapered roller bearings.				
BLADES	21.75" (55.2 cm) long, 2.5" (6.4 cm) wide, .25" (.64 cm) thick.				
CASTER WHEELS	8 x 3.50-4, 4-ply, smooth, pneumatic, sealed precision ball bearings.				
GROUND FOLLOWING	6" anti-scalp cups on each blade, adjustable skids on each deck, 4 anti-scalp rollers on front deck and 1 on each wing.				
WING PROTECTION	Bi-directional, impact absorption device on each wing deck.				
RECYCLER KIT	Model 30420 will convert decks into Guardian® Recycler® decks.				
MULCHING KIT	Model 30422.				
SKIDS	Reversible polymetric.				





ROTARY BROOM, MB MODEL HCT**	
TYPE	Windrow type, front mounted hydraulic broom with dual motors. Electric/hydraulic angling, 30° left and right.
BROOM SIZE	32" (81 cm) diameter x 60" (153 cm) wide.
BRUSH	Sectional brush with combination polypropylene/wire radial segments.
WEIGHT	460 lbs. (209 kg)
OPTIONS	Dirt Deflector, Storage Stands.



SUNSHADE	
UNIVERSAL MOUNT SUNSHADE	White, Model 30349
UNIVERSAL MOUNT SUNSHADE	Red, Model 30552



(GM5900 SHOWN)



SNOWTHROWER ERSKINE MODEL 2000***	
STAGE	2
WIDTH OF CUT	61" (155 cm)
CUTTING HEIGHT	29" (74 cm)
CUTTING EDGE	3/8" x 3" (9.5 mm x 7.6 cm) bolt-on
SKID SHOES	Adjustable
AUGER DIAMETER	16" (41 cm) open flight
FAN DIAMETER	20" (51 cm) 4-blade
CHUTE ROTATION	Hydraulic 270°
SHEAR PROTECTION	Pressure relief
CASTING DISTANCE	Up to 30' (9.14 m)
APPROXIMATE SHIPPING WT.	850 lbs. (386 kg)
HOSES	Included

TWO-POST ROPS EXTENSION SYSTEM	
GM4000 MODELS	Fits Models 30605 or 30609
TWO-POST ROPS EXTENSION KIT	Base steel frame attached to existing ROPS and includes a white sunshade. Model 31352
EXTERIOR MIRROR	Quantity (1) Part Number 130-5448
INTERIOR MIRROR	Quantity (1) Part Number 130-5449
ABRASION-RESISTANT POLYCARBONATE WIND SCREEN	Improved resistance to golf ball impacts or vandalism. Model 31324
TEMPERED GLASS WINDSHIELD	Similar safety glass used in Toro all-season safety cabs. Model 31325
WINDSHIELD WIPER KIT FOR TEMPERED GLASS WINDSHIELD	For use with the tempered glass windshield only. Not for use with the polycarbonate wind screen. Model 31311
OPERATOR FAN & INTERIOR HEADLINER KIT	Overhead fan with adjustable speeds – mounts directly over operator. Part Number 132-3435
WIRE HARNESS KIT	Required for all electrical accessories such as wipers, lights and fan. Part Number 122-0729

*Specifications and design subject to change without notice.

** Manufactured by M-B Companies Inc.

*** Manufactured by Erskine Attachments.

Note: The Toro Company does not manufacture or sell the snowthrower or rotary broom, nor does Toro guarantee these accessories in any manner whatsoever.





Quotation for City of Suisun City

Item 4
Attachment 3
Date: February 2, 2022
Quote No:629626-00

Prepared For:	Jim Herrod	Quote No:	629626-00
	City of Suisun City	iQuote No:	97306
	701 Civic Center Blvd	Sales Person:	Tim McCoy
	Suisun City, CA 94585-2600		tim.mccoy@turfstar.com
			(916) 709-7124

Summary

Configuration Name	Qty	Unit Price	Sub Total	Sales Tax	Total
010-Groundsmaster 3200 24HP 2WD	1	\$23,003.79	\$23,003.79	\$1,926.57	\$24,930.36
Totals:			\$23,003.79	\$1,926.57	\$24,930.36



Quotation for City of Suisun City

Quote No:629626-00

Configuration Product Details 010-Groundsmaster 3200 24HP 2WD

Model	Product Description	Qty	Unit Price	Extended	Sales Tax	Total
31900	Groundsmaster 3200 24HP 2WD	1	\$17,297.28	\$17,297.28	\$1,448.64	\$18,745.92
31978	Recycler Kit	1	\$407.94	\$407.94	\$34.17	\$442.11
110-0624-03	BLADE-ROTARY, ATOMIC .5)	3	\$28.31	\$84.93	\$7.12	\$92.05
114-4096	WEIGHT	1	\$114.79	\$114.79	\$9.61	\$124.40
31982	Seat Asm Air Ride Susp	1	\$1,114.62	\$1,114.62	\$93.35	\$1,207.97
31972	72in SD Deck GM32/33XX	1	\$3,941.34	\$3,941.34	\$330.09	\$4,271.43
117-0095	SEAT COVER W/ARM REST - Z MASTERS	1	\$42.89	\$42.89	\$3.59	\$46.48
Totals:						\$24,930.36



Quotation for City of Suisun City

Quote No:629626-00

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Rancho Cordova, CA 95742
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Bermuda Dunes, CA 92203
Fax: (760) 345-4297

955 Beacon Street
Brea, CA 92821
Fax: (800) 775-8873

2110 La Mirada Ste 100
Vista, CA 92083
Fax: (760) 734-4285

Pacific Northwest:

1750 Industrial Dr.NE
Salem, OR 97301
Ph: (503) 691-0250

5869 South 194th
Kent, WA 98032
Fax: (253) 872-6942

2824 East Garland
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WARNING:

Cancer and Reproductive Harm-<http://www.P65Warnings.ca.gov>
For more information, please visit <http://www.tcoCAProp65.com>

CALIFORNIA SPARK ARRESTER WARNING

Operation of this equipment in the State of California may create sparks that can start fires around dry vegetation. A spark arrestor may be required. The operator should contact local fire agencies for laws or regulations relating to fire prevention requirements.

TORO®

Groundsmaster® 3200/3300

OUT-FRONT ROTARY MOWERS

F E A T U R E S

Power & Durability

- Powerful 24.7 HP (18.4 kW) or 37.4 HP (27.9 kW) Yanmar® EPA Tier 4/Stage V diesel engines
- Rugged 7-gauge high-strength steel rotary decks Available 60" (152 cm) or 72" (183 cm) width of cut. Side and rear discharge options.

Performance

- CrossTrax® all-wheel drive provides superior traction
- 7.8" (19.8 cm) ground clearance for exceptional maneuverability

Productivity

- Innovative tilt-up deck for easy cleaning and maintenance
- Up to 15 mph (24 km/h) ground speed
- 1"-6" (25–152 mm) height of cut with a simple pin adjustment
- Comfortable operator platform
- Easy to access maintenance points

Versatility

- Rotary and Fine Cut Flail mowing decks available
- Year-round versatility with a variety of multi-season attachments
- Cab option helps keep operators comfortable and productive all season long



A Revolution in Out-Front Rotaries.

Toro has been creating world-class out front rotary mowers for over 45 years.

We are continuing this legacy with the new Groundsmaster 3200/3300.

The Groundsmaster 3200/3300 delivers unparalleled productivity. Featuring a powerful 37.4 HP (27.9 kW) or 24.7 HP (18.4 kW) engine, CrossTrax® all-wheel drive and legendary Groundsmaster decks, the Groundsmaster 3200/3300 makes quick work in even the toughest terrain while delivering an exceptional quality of cut. From the fully-adjustable suspension seat and steering column, the fingertip engine controls and optional all-season cab, this new mower is designed for all-day comfort. Routine maintenance is also easy with the Groundsmaster 3200/3300. The innovative Tilt-Up Deck design making blade maintenance and deck cleaning simple. Additionally, all engine maintenance points are easily accessible to help ensure your Groundsmaster runs smoothly and reliably for years. Productivity, comfort, reliability. That's the all-new Groundsmaster 3200/3300.

toro.com/outfront



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*Specifications and design subject to change without notice. Products depicted in this literature are for demonstration purposes only. Actual products offered for sale may vary in use, design, required attachments and safety features. All trademarks are property of their respective owners.

Call your Toro distributor at 800-803-8676

	GROUNDMASTER 3200 2WD, MODEL 31900	GROUNDMASTER 3200 AWD, MODEL 31901	GROUNDMASTER 3300 AWD, MODEL 31902	GROUNDMASTER 3310 AWD CAB, MODEL 31903
ENGINE	Yanmar®, 3 Cylinder, liquid cooled diesel, Power: 24.7 HP (18.4kW) @ 3000 rpm, Torque peak: 50.9 ft-lbs. (69 Nm) @ 2100 rpm. Displacement 1267cc. High Idle: 3230 rpm (no load). Remote mounted Donaldson air cleaner. Fuel filter water seperator. EPA Tier 4 / Stage V compliant		Yanmar, 3 Cylinder, liquid cooled diesel, Power: 37.4 HP (27.9kW) @ 3000 rpm, Torque peak: 80.4 ft-lbs. (109 Nm) @ 1950 rpm. Displacement 1642. High Idle: 3150 rpm (no load). Remote mounted Donaldson air cleaner. Fuel filter water seperator. EPA Tier 4 / Stage V compliant	
RADIATOR	Rear mount, cross flow, 8.5 fins per 1" (25 mm), 7 quart (6.6 liter) capacity		Rear mount, cross flow, 8.5 fins per 1" (25 mm), 8 quart (7.6 liter) capacity	
FUEL CAPACITY	12 gallon (45 L)			
TRACTION DRIVE	2WD Parallel hydraulic traction system. Parallel hydraulic flow between the front wheel motors powered by hydrostatic pump	Patented CrossTrax® AWD. Series parallel hydraulic traction system w/full time, bi-directional 4-wheel drive. Parallel hydraulic flow between front and rear wheels.		
GROUND SPEED	Up to 12.5 MPH (20 km/h)		Up to 15 MPH (24 km/h)	
MAIN FRAME	All welded tubular and formed steel			
IMPLEMENT DRIVE	Engine mounted 350 ft. lb. (475 Nm) rated electro-magnetic PTO clutch drives 2" (5 cm) telescoping shaft. Rotary deck connection allows for tip-up service position without disconnection of PTO.			
IMPLEMENT LIFT	Twin 2.5" (6.4 cm) bore, 1.25" (3.2 cm) rod hydraulic cylinders operate lift arms. Hydraulic counterbalance for optimum traction and stability.			
TIRES	Front: 23 x 10.5 - 12 4-ply, Rear: 16 x 6.5 - 8, 4-ply	Front: 23 x 10.5 - 12 4-ply, Rear: 18 x 9.5 - 8, 4-ply	Front: 24 x 12 - 12, 4-ply, Rear: 18 x 9.5 - 8, 4-ply	
BRAKES	Dynamic braking through hydrostat and foot pedal. Parking Brake: Hand-actuated drum type on front left and right traction wheels			
SEAT	Deluxe Bolstered Seat (model 31980), Mechanical Suspension Seat (Model 31981), Air Ride Suspension Seat (Model 31982)			
STEERING	Hydraulic Power Steering. Tilt steering wheel released and locked by a foot actuated lever			
OPERATOR AREA	Operator step, beverage holder, control arm, retractable seat belt, standard			
INSTRUMENTATION	InfoCenter™: Onboard LCD display shows gauges, alerts/faults, service reminders, electrical system diagnostics. Indicates coolant temps, oil pressure, alternator voltage, engine hours, (37.4 HP models, engine RPM).			
CONTROLS	Foot-operated pedal for forward and reverse. Manually adjustable forward speed limiter. Control arm includes hand-operated throttle, PTO switch, deck/implement lift lower switch, ignition switch, (24.7 HP models, glow plug switch)			
ELECTRICAL	12V maintenance-free battery with 540 cold cranking amps at 0 degrees F (-18 degrees C). 80 minute reserve capacity at 80 degrees F (27 degrees C). 40-amp alternator on 24.7 HP models, 55-amp alternator on 37.4 HP models. Seat, PTO, lift/lower, traction and parking brake interlock switches. Easy access to fuse panel.			
GROUND CLEARANCE	8.3" (21 cm) traction unit only			
LENGTH	107" (271.7 cm)			
WIDTH	52" (132 cm)		53.1" (134.8 cm)	
HEIGHT	79" (200.6 cm) with ROPS up			89" (226 cm)
WHEELBASE	51.5" (130.8 cm)			
WEIGHT	1,751 lbs. (794 kg)		1,886 lbs. (855 kg)	2,486 lbs. (1128 kg)
SAFETY CAB	Optional ROPS certified cab with heat only. Tempered curved windshield, tinted side and rear glass (50% tint); front wiper/washer; interior mirror and exterior side mirrors; SMV sign; road light kit and work light kit sold separately. All glass windows meets ANSI Z-26.1999 and ECE R43			Factory installed, ROPS certified cab with AC and heat. Tempered curved windshield, tinted side and rear glass (50% tint); front wiper/washer; interior mirror and exterior side mirrors; SMV sign; road light kit and work light kit sold separately. All glass windows meets ANSI Z-26.1999 and ECE R43
WARRANTY	Two-year limited warranty. Refer to operators manual for further information.			
ACCESSORIES	LED work light kit, LED road light kit, beacon, recycler kits, slope sensor kit, optional cab (heat only)			

CUTTING DECK CONFIGURATIONS	CUTTING DECKS (SOLD SEPARATELY)			
	60" (152 CM) SIDE DISCHARGE DECK, MODEL 31970	72" (183 CM) SIDE DISCHARGE DECK, MODEL 31972	60" (152 CM) REAR DISCHARGE DECK, MODEL 31971	72" (183 CM) REAR DISCHARGE DECK, MODEL 31973
CONSTRUCTION	7-gauge (4.5 mm) high-strength steel, 5.5" (14 cm) deep; welded deck with grass discharged on the right side. A 5/16" (8 mm) thick rubber discharge chute covers the discharge opening to limit the throw distance of clippings. Adjustable baffle.		7-gauge (4.5 mm) high-strength steel, 5.5" (14 cm) deep; welded deck with a rear rubber flap to direct clippings down through the rear of the machine	
SERVICE POSITION	Cutting deck can tip up to the service position from the transport position to conduct routine maintenance quickly. Driveshaft stays connected during tip up.			
HEIGHT OF CUT	1"-6" (25 - 152 mm) adjustable in 0.25" (6 mm) increments.			
MOWING RATE**	Up to 4.2 acres (1.7 hectares) per hour	Up to 5 acres (2.1 hectares) per hour	Up to 4.2 acres (1.7 hectares) per hour	Up to 5 acres (2.1 hectares) per hour
SPINDLE ASSEMBLY	Ductile cast iron 9" (23 cm) diameter conical spindle housing; Dual greaseable tapered roller bearings; Spindle shaft is 1.25" (3.2 cm) diameter, solid cold finished steel, splined connection between spindle shaft and pulley; Welded blade retainer plus anti-scalp cups.			
CUTTER DRIVE	Solid mounted, splined PTO-driven gearbox transfers power to three separate spindles via one "B" section belt.			
BLADES	Three 0.25" (6 mm) thick, 2.5" (63 mm) wide, heat-treated steel blades.			
BLADE TIP SPEED (3000 RPM)	17,500		16,000	
DECK SUSPENSION	Independent, 2" (5 cm) square tubing, lift/push arms each attached to separate castor arms.			
BELT IDLER	Spring-loaded (torsion) idler			
DECK SKID	Replaceable, bolt-on, non-marking UHMW skid on both sides for rear discharge decks and on left side only for side discharge decks. Interchangeable left to right.			
ANTI SCALP	Anti-scalp cup located on each blade spindle. Additional anti-scalp gauge wheels.			
DECK COVERS	Quick-release type latches			
LIFT ARMS	Independent lift arms and hydraulic weight transfer provide deck flotation.			
SHIPPING WEIGHT	450 lbs. (204 kg)	510 lbs. (231 kg)	460 lbs. (208 kg)	512 lbs. (232 kg)
OPTIONAL ACCESSORIES	Recycler kits, blade options (low sail, medium sail, high sail, atomic), blowout baffle, roller striper		Recycler kits, blade options (low sail, medium sail, high sail, atomic)	

	OPTIONAL ATTACHMENTS
CAB	Heat only cab that fits ROPS models.
UNIVERSAL SUNSHADE	Universal sunshade, red or white
ROTARY BROOM	60" (152 cm) clearing width, from M-B®.
SNOWTHROWER	53" (134 cm) clearing width, from Erskine®.
SNOW BLADE	60" (152 cm) straight blade, from BOSS®.

	60" (152 CM) F60 FLAIL CUTTING DECK, MODEL 02835
FRAME CONSTRUCTION	Welded, high strength steel frame
ROTOR CONSTRUCTION	4" (100 mm) diameter, dynamically balanced flail rotor. Greaseable tapered roller bearings mounted in rigid mounted bearing housings. Rotor can be removed from frame without prior removal of bearings and bearing housings.
HEIGHT OF CUT	0.75" - 4" (20-100 mm)
MOWING RATE**	Up to 4.2 acres (1.7 hectares) per hour
BLADES	32x TEMPEST™ paddle-style flail blades
BELT IDLER	Mechanical adjustable Idler. Locked with M20 bolt.
DECK SKID	Replaceable, bolt-on steel skid
CASTOR WHEELS	8 x 3.5-4 4-Ply , pneumatic, sealed ball bearings.
LIFT ARMS	Independent lift arms and hydraulic weight transfer provide deck flotation. Supplied complete with the flail.
SHIPPING WEIGHT	564 lbs. (256 kg)
OPTIONAL ACCESSORIES	Fine Cut Baffle Kit, Mulching Bar, Back to Back Flail Blades, Replacement Blade Kits, choice of 2x blades or 16x blades (2x per flail required)



*Specifications and design subject to change without notice. Products depicted in this literature are for demonstration purposes only. Actual products offered for sale may vary in use, design, required attachments and safety features. See distributor for details on all warranties.

**Assumes 7 mph (11.3 km/h) mow speed, no overlap and 100% efficiency.

RESOLUTION NO. 2022-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
ADOPTING THE 7TH AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2021-57
TO APPROPRIATE FUNDS TO PURCHASE GROUNDMASTER 40000-D T4 DIESEL MOWER AND
GROUNDMASTER 3200 MOWER.**

WHEREAS, On June 29, 2021, the City Council adopted the Annual Appropriation Resolution No. 2021-57 to appropriate from each of the several funds of the City to each department of the City amounts set forth in the Annual Budget Business and Financial Plan for Fiscal Year 2021-2022.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUISUN CITY:

THAT the annual appropriation for General Fund is hereby amended as follows:

		Increase/ (Decrease)
TO:	General Fund	\$ 112,300
	Total Fund 010	<u>\$ 112,300</u>

THAT account titles and numbers requiring adjustment by this Resolution are as follows:

	<u>Sources</u>	<u>Uses</u>
General Fund -Fund 010		
Revenue:		
A/C No. 010-70101-1910 General Fund - Beginning Balance	\$ 112,300	
Appropriations:		
A/C No. 010-96415-1910 General Fund-Non -Departmental- Vehicle/Equipment Acquisition		\$ 112,300
	<u>\$ 112,300</u>	<u>\$ 112,300</u>

THAT the purpose is to appropriate funds into the budget.

ADOPTED AND PASSED at a regular meeting of the City Council of the City of Suisun City duly held on the 1st day of March, 2022 by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS
ABSTAIN: COUNCILMEMBERS

WITNESS my hand and seal of the said City this 1st day of March 2022.

Anita Skinner
City Clerk

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Council Adoption of Resolution No. 2022-___: Authorizing the City Manager to have Settlement Authority for General Civil Liability Claims in amounts under \$35,000

FISCAL IMPACT: There is no fiscal impact to the General Fund. The new procedural updates would update the settlement authorization levels of the City Manager to be in line with Administrative Directive 5.

STRATEGIC PLAN IMPACT: Provide Good Governance

BACKGROUND: On November 17, 2020 Administrative Directive 5 (AD 5) was last amended which, among other things, increased the City Manager's purchasing authority to \$34,999. AD 5 is the City purchasing policy and authorizes City staff to make purchases in accordance with the directive requirements. AD 5 establishes purchasing authority levels for Department Heads and the City Manager, as well as the procedures to make purchases.

The last time the City Manager Settlement Authority was reviewed by Council was on August 7th, 1990 which established the existing settlement authority limit of \$10,000 (see attachment 2).

STAFF REPORT: When AD 5 was amended in 2020, it was not realized that there was a separate settlement authority that was well below the regular purchasing authority of the City Manager. This action is recommended to put the City Manager's settlement authority on par with the City Manager's existing purchasing authority.

RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2022-___: Authorizing the City Manager to have Settlement Authority for General Civil Liability Claims in amounts under \$35,000

ATTACHMENTS:

1. Council Resolution No. 2022-___: Authorizing the City Manager to have Settlement Authority for General Civil Liability Claims in amounts under \$35,000
2. Resolution No. 90-82

PREPARED/APPROVED BY:

Greg Folsom, City Manager

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RESOLUTION NO. 2022-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
AUTHORIZING THE CITY MANAGER TO HAVE SETTLEMENT AUTHORITY
FOR GENERAL CIVIL LIABILITY CLAIMS IN AMOUNTS UNDER \$35,000**

WHEREAS, the City of Suisun City is a member of ABAG PLAN, which provides general liability, self-insured, pooled insurance for member cities in the Bay Area; and

WHEREAS, City staff need to act on all general liability claims in a timely manner for their appropriate resolution; and

WHEREAS, the City Manager currently has signature authority under Administrative Directive 5 (AD 5) up to \$35,000; and

WHEREAS, the current limitation of \$10,000 is below the City Manager’s signature authority under AD 5.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City does hereby authorize the City Manager to have settlement authority for general civil liability claims in amounts under \$35,000.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Suisun City duly held on Tuesday, the 1st day of March 2022, by the following vote:

AYES:	Councilmembers:	_____
NOES:	Councilmembers:	_____
ABSENT:	Councilmembers:	_____
ABSTAIN:	Councilmembers:	_____

WITNESS my hand and the seal of said City this 1st day of March 2022.

Anita Skinner
City Clerk

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RESOLUTION NO. 90- 82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY PROVIDING FOR THE DELEGATION OF AUTHORITY TO THE CITY MANAGER/RISK MANAGER OR DESIGNEE TO RESOLVE GENERAL CIVIL LIABILITY CLAIMS FILED AGAINST THE CITY OF SUISUN CITY COUNCIL IN AMOUNTS UNDER \$10,000.

WHEREAS, the City of Suisun City is a member of ABAG PLAN Corporation, which provides general liability self insured pooled insurance for twenty-six member cities in the bay area; and

WHEREAS, City staff need to act on all general liability claims in a timely manner for their appropriate resolution; and

WHEREAS, the resolution of general liability claims under \$10,000.00 are considered a ministerial duty of City staff; and

WHEREAS, the City Council shall have ultimate authority and responsibility for resolving any general liability claim above \$10,000,000; and

WHEREAS, by endorsing this delegation of authority to City staff, the City Council, shall be able to concentrate their work on major civic issues and problems;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Suisun City that the City Council shall grant to the City Manager, or his/her designee, the authority to resolve all general liability claims under \$10,000.00. The City Council shall have the ultimate authority for resolving any general liability claims above \$10,000.00.

CERTIFICATION:

I, ARLYS HERBAUGH, City Clerk of the City of Suisun City and ex-officio clerk of the City Council of said City, do hereby certify that the above and foregoing is a full, true, and correct copy of a resolution duly introduced, passed, and adopted by the said City Council at a regular meeting thereof held on Tuesday, the 7th day of August, 1990, by the following vote:

AYES	COUNCILMEMBERS	<u>DAY, DODINI, LOTZ, RUNDLETT, SPERING</u>
NOES	COUNCILMEMBERS	<u>NONE</u>
ABSENT:	COUNCILMEMBERS	<u>NONE</u>

WITNESS my hand and the seal of the City of Suisun City this 7th day of August, 1990.


ARLYS HERBAUGH, CITY CLERK

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Council Adoption of Resolution No. 2022-__: A resolution of the City Council of Suisun City adopting the updated multi-jurisdiction hazard mitigation plan.

FISCAL IMPACT: There is no cost associated with the adoption of the Solano County Multi-Jurisdictional Hazard Mitigation Plan (MJHMP).

STRATEGIC PLAN: Section 4: Provide Good Governance; 1. Review and update required planning and financial documents as needed; 2. Develop partnerships with education, governmental and other agencies to deliver services and/or support efforts on behalf of the City.

BACKGROUND: Solano County, along with participating jurisdictions, developed the first county-wide multi-jurisdictional hazard mitigation plan as an update to the County's 2012 Hazard Mitigation Plan. The plan was developed over the past 18 months to reduce losses resulting from natural disasters. Hazard mitigation is the use of long-term actions to reduce the loss of life, personal injury, and property damage that can result from a disaster. All participating jurisdictions, the MJHMP Planning Committee, and the public have reviewed the MJHMP.

Boards and councils of participating jurisdictions are now being asked to adopt the Solano MJHMP.

STAFF REPORT:

The plan was developed by the MJHMP Planning Committee, made up of participants from all participating jurisdictions advising on hazard and mitigation action priorities both for the County as a whole and each jurisdiction individually, with expertise from consultants on the project, Dynamic Planning + Science. The plan was reviewed by the public from July 29-October 26, 2021, and all comments have been addressed. The MJHMP has also been reviewed by the California Office of Emergency Services (Cal OES) and the Federal Emergency Management Agency (FEMA). FEMA issued a December 16, 2021 letter confirming that the MJHMP is "approvable pending adoption."

A current and approved hazard mitigation plan is a prerequisite for jurisdictions wishing to pursue funding under FEMA's Hazard Mitigation Assistance Program (HMA). The Solano County MJHMP must be updated every five (5) years to remain in compliance with regulations and Federal mitigation grant conditions.

The following jurisdictions are participating in this 2021 MJHMP:

- ☐ Solano County
- ☐ City of Benicia
- ☐ City of Dixon
- ☐ City of Fairfield

PREPARED BY:

REVIEWED AND APPROVED BY:

Aaron Roth, Police Chief
Greg Folsom, City Manager

- ☐ City of Rio Vista
- ☐ City of Suisun City
- ☐ City of Vacaville
- ☐ City of Vallejo

RECOMMENDATION: It is recommended that the City Council:

Adopt Resolution No. 2022-__: A resolution of the City Council of Suisun City adopting the updated multi-jurisdiction hazard mitigation plan.

ATTACHMENTS:

1. Council Adoption of Resolution No. 2022-__: A resolution of the City Council of Suisun City adopting the updated multi-jurisdiction hazard mitigation plan.
2. Annex – Suisun City
3. PowerPoint Presentation
4. Updated Multi-Jurisdictional Hazard Mitigation Plan (Due to Size Document is Provided under Separate Cover)

RESOLUTION NO. 2022 - ____

**A RESOLUTION OF THE CITY COUNCIL OF SUISUN CITY
ADOPTING THE UPDATED MULTI-JURISDICTION HAZARD
MITIGATION PLAN**

WHEREAS, the City of Suisun City, a political subdivision of the State of California, is an official participating jurisdiction in the updated Solano Multi-Jurisdiction Hazard Mitigation Plan (“MJHMP”); and

WHEREAS, the City of Suisun City recognizes the updated MJHMP as the official hazard mitigation plan for participating jurisdictions; and

WHEREAS, the City of Suisun City has gathered information and prepared the updated MJHMP in accordance with Federal Emergency Management Agency (FEMA) requirements at 44 CFR § 201.6; and

WHEREAS, Volume 1 of the updated MJHMP recognizes the threat that natural hazards pose to people and property Solano County-wide; and

WHEREAS, the City of Suisun City’s Annex to Volume 1 of the updated MJHMP provides additional information specific to the Suisun City, with a focus on providing additional details on the planning process, risk assessment, and mitigation strategy for this community; and

WHEREAS, the City of Suisun City has reviewed Volume 1 of the updated MJHMP and its Annex and affirms that the plan actions in Volume 1 and its Annex should reduce the potential for harm to people and property from future hazard occurrences within the community; and

WHEREAS, the U. S. Congress passed the Disaster Mitigation Act of 2000 (“Disaster Mitigation Act”) emphasizing the need for pre-disaster mitigation of potential hazards; and

WHEREAS, the Disaster Mitigation Act made available mitigation grants to state and local governments; and

WHEREAS, an adopted hazard mitigation plan is required as a condition of future funding for mitigation projects under multiple FEMA pre- and post-disaster mitigation grant programs; and

WHEREAS, the City of Suisun City fully participated in the FEMA-prescribed mitigation planning process to prepare this updated MJHMP; and

WHEREAS, the residents were afforded opportunities to comment and provide input in the updated MJHMP and the mitigation actions in the Plan; and

WHEREAS, The City of Suisun City, as a fully participating jurisdiction of the updated MJHMP, is an eligible sub-applicant to the State of California under FEMA’s hazard mitigation grant program guidance; and

SECTION 5

JURISDICTIONAL ANNEX:

City of Suisun City



SOLANO COUNTY

MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN



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Solano County

Multi-Jurisdiction Hazard Mitigation Plan

CITY OF SUISUN CITY (SU.)

Municipal Annex

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Adoption Resolution

To comply with DMA 2000, the City of Suisun City has officially adopted this Solano County Multi-Jurisdictional Hazard Mitigation Plan (MJHMP), Volume 1, and its jurisdictional annex. The adoption of the MJHMP recognizes the City's commitment to reducing the impacts of natural hazards. See included adoption resolution.

ADOPTION RECORD TO BE INSERTED UPON COMPLETION.

Section 5. City of Suisun City

5.1 Purpose

This Annex details the hazard mitigation planning elements specific to the City of Suisun City. This Annex is not intended to be a standalone document but appends to and supplements the information contained in the umbrella plan document. As such, all sections of the umbrella plan, including the planning process and other procedural requirements apply to and were met by the City of Suisun City. This Annex provides additional information specific to the City of Suisun City, with a focus on providing additional details on the planning process, risk assessment, and mitigation strategy for this community.

Hazard Mitigation Plan Points of Contact

Primary Point of Contact

Aaron Roth, Chief of Police
Suisun City Police Department
701 Civic Center Blvd.
Suisun City, CA 94585
Telephone: (707)421-7383
e-mail: aroth@suisun.com

Alternate Point of Contact

Greg Folsom
City of Suisun
701 Civic Center Blvd.
Suisun City, CA 94585
(707)421-7300
gfolson@suisun.com

5.2 Planning Methodology

The City of Suisun City followed the planning process detailed in Volume 1, Section 3, including participating in the County Hazard Mitigation Planning Committee (HMPC) and Steering Committee and formulating their own internal planning team to support the broader planning process. Internal planning participants, their positions, and how they participated in the planning process are shown in Table 5-1.

Table 5-1: Planning Committee Members

Planning Committee Members	Department
Aaron Roth	Chief of Police
Alma Hernandez	Council Member
April Conner	Building Technician
Greg Folsom	City Manager
Justin Vincent	Fire Chief
John Kearns	Senior Planner
Lakhwinder Deol	Finance Director
Matt Medill	Public Works Director & City Engineer
Nick Lozano	Associate Engineer
Harvey Higgs	Contract Building Official

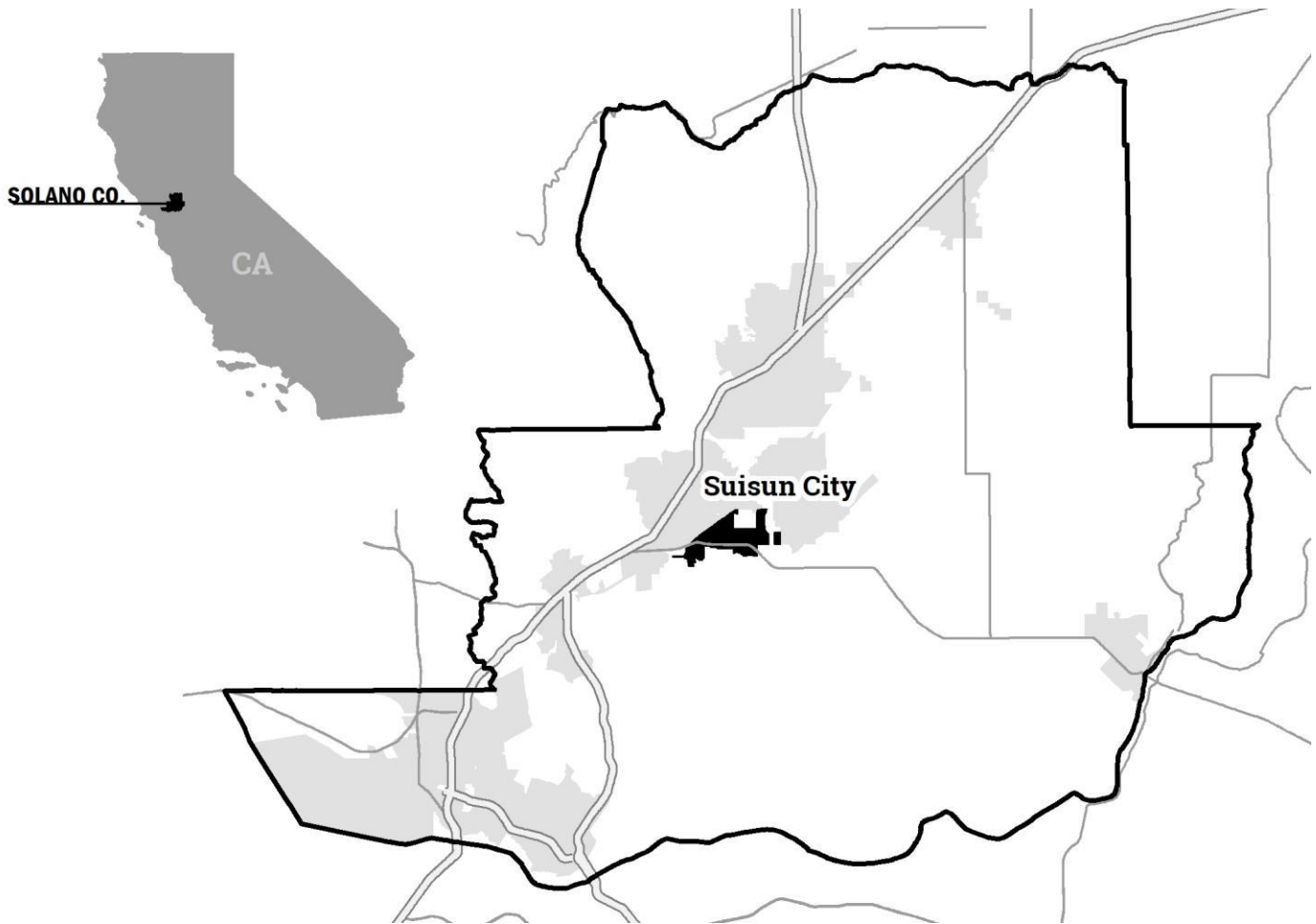


Figure 5-1: Suisun City

5.3 What's New

The City of Suisun City has been making improvements toward reducing natural hazard risks to life and property since the existing MJHMP was adopted.

The City reevaluated previous mitigation actions. The City determined to cancel some due to reprioritization, lack of funding, or other listed reasons. Currently there are no previous mitigation actions designated completed. Table 5-2 lists those cancelled mitigation actions along with an explanation for why. Other mitigation actions are pending or ongoing and are included in Table 5-15.

Success Story: New Suisun City Flood Resiliency Plan 2022. The City, along with Sustainable Solano, San Francisco Bay Conservation and Development Commission (BCDC), and stakeholders are developing the Suisun City Flood Resiliency Plan. The plan will consist of three major components: a guide to impacts of flooding and rising sea levels; a technical roadmap to inform stakeholders, government, and residents of emergency preparedness; and an extensive community informed process with educational outreach.



Table 5-2: Cancelled Mitigation Actions

Mitigation No.	Hazard Type	Status	Year	Primary Agency	Title/Description	Reason Cancelled
ma-AH-SU-194	All Hazard	Cancelled	2018	City of Suisun City	Develop the integral use of the Local Hazard Mitigation Plan by periodic review, maintenance and updating of the document. Incorporate appropriate updates into other City plans and City of Suisun City Local Hazard Mitigation Plan 178 documents such as the General Plan, Building Code, Zoning Ordinances, Site Plan Requirements and Disaster Emergency Response and Recovery Plans.	This is ongoing work under the HMP, not a specific mitigation action.
ma-AH-SU-195	All Hazard	Cancelled	2018	City of Suisun City	Through review and experience, identify and publicize updated hazard mitigation actions through community education, forums, and media. Include input from stakeholders and other agencies and jurisdictions, as appropriate, into the process.	Mitigation action is covered under new mitigation actions - MA-EQ-SU-128 & MA-WF-SU-135.
ma-AH-SU-196	All Hazard	Cancelled	2018	City of Suisun City	Stay informed of new standards and regulations in building requirements by working with County and State agencies tasked with their development. Use the information to update Building Codes and Land Use plans to reflect current requirements.	Already happening on an ongoing basis; not needed as mitigation action.

5.4 Risk Assessment

The intent of this section is to profile the City of Suisun City's hazards and assess the City's vulnerabilities, distinct from that of the County wide planning area. The hazard profiles in Volume 1 discuss overall impacts to the planning area and describes the hazard problem description, hazard extent, magnitude/severity, previous occurrences of hazard events and the likelihood of future occurrences. For more information on Risk Assessment Methodologies, see Vol. 1 and Appendix A.

5.4.1 Hazard Screening Criteria

Planning Team members from each participating jurisdiction collectively discussed which hazards should be profiled in the Plan and which should not. The results of that discussion can be found in Table 5-3. Detailed hazard profiles of the most significant County wide hazards are described in Section 4 of Volume 1. The Planning Team reviewed previously prepared hazard mitigation plans and other relevant documents to determine the realm of natural hazards that have the potential to affect the City of Suisun City. Table 5-4 provides a crosswalk of hazards identified in Vol. 1 of this plan, the City of Suisun City General Plan, and 2018 California State Hazard Mitigation Plan. The crosswalk was used to develop a preliminary hazards list, providing a framework for the Planning Team members to evaluate which hazards were truly relevant to the City of Suisun City and which ones were not. Section 5.4.2 below describes the hazard risk ranking process that was performed by the planning team which prioritized hazards that are specifically relevant to the City of Suisun City.



Table 5-3: County-Wide Hazard Prioritization

Hazard Type	Explanation
Climate Change	High priority county-wide, profiled hazard.
Dam/ Levee failure	Dam failure is possible in Solano County but is best addressed in other plans, specifically Emergency Action Plans for high hazard dams affecting Solano County.
Drought	High priority county-wide, profiled hazard.
Earthquake/ Geologic Hazards	High priority county-wide, profiled hazard.
Flood	High priority county-wide, profiled hazard.
Hazardous Material	While hazardous materials can release and impact the County, there are better avenues to address this hazard outside this plan.
High Winds/ Straight Line Winds	High priority county-wide, profiled as part of Extreme Weather.
Insect Hazards	While hazardous insects exist in Solano County, this was not considered a priority and is not profiled in this plan.
Pandemic Disease	While pandemic disease can impact the County, there are better avenues to address this hazard outside this plan.
Extreme Weather, including:	High priority county-wide for high wind, heavy rain, and high heat.
Extreme Heat	Profiled as part of Extreme Weather.
Hail	Hail events are rare and not considered a priority.
High Wind	Profiled as part of Extreme Weather.
Heavy Rain	Profiled as part of Extreme Weather.
Fog	Fog events are rare and are not considered a priority.
Lightning	Not a priority as an extreme weather event; discussed as source of wildfire.
Severe Thunderstorm	Severe thunderstorms were not identified as a priority in this plan.
Winter Storm / Extreme Cold/ Freeze Events	Winter storms are rare in Solano County and not identified as a priority for this plan.
Slope Failure	High priority county-wide, profiled hazard.
Soil Hazards	While limited soil hazards exist in Solano County (erosion and shifting soils), these are not prioritized in this plan. Erosion discussed under flood hazard.
Terrorism/Human Caused Threats	While terrorism is certainly a threat to the County and participating jurisdictions, it is best addressed in other plans as this HMP does not address human-caused threats.
Tornado	Impacts to the County from tornados are extremely unlikely, if any.
Volcanic Activity	Due to distance from volcanoes and the limited chance of an eruption, this hazard was not identified as a priority.
Wildfire	High priority county-wide, profiled hazard.

Table 5-4: City Document Review Crosswalk

Hazards	2015 Suisun General Plan	2017 Suisun HMP	2014 Solano County HMP	2018 California HMP
Agricultural Pests				■
Climate Change			■	■
Dam Failure			■	■
Drought			■	■
Earthquake	■	■	■	■
Flood	■	■	■	■
Landslide	■		■	■
Levee Failure				■
Manmade Hazards	■			■
Pandemic Disease				■
Sea Level Rise			■	■
Severe Weather		■	■	■
Soil Hazards	■			■
Terrorism & Tech Hazards	■			■
Tsunami				■
Volcano				■
Wildfire	■	■	■	■

5.4.2 Hazard Risk Ranking

The City of Suisun City's Planning Team used the same hazard prioritization process as the Solano County Hazard Mitigation Planning Committee. This process is described in detail in Section 4.3.1 of Vol. 1. Figure 5-2 displays the results of the hazard risk ranking exercise that was performed by the Planning Team. The Planning Team chose to assess the City of Suisun City's vulnerability to the following hazards:

- Wildfire
- Earthquake
- Flood
- Extreme Weather (high wind, heavy rain, and high heat)
- Climate Change

All these hazards have been profiled in Vol. 1 of this document. The purpose of this annex to specifically address the City of Suisun City's vulnerability to these specifically-identified hazards.

5.4.3 Vulnerability Assessment

Assessing vulnerabilities exposes the unique characteristics of individual hazards and begins the process of narrowing down which areas within the City of Suisun City are vulnerable to specific hazard events. The vulnerability assessment considered unique local knowledge of hazards and impacts and a GIS overlaying method for examining such vulnerabilities more in depth. Using these methods, participating jurisdictions estimated vulnerable populations, infrastructure, and potential losses from hazards.



5.4.3.1 Risk Assessment

Each participating jurisdiction developed a risk matrix that assessed the probability and impact of various hazards within the jurisdiction. Figure 5-2 is the jurisdiction's risk assessment, which was completed in part using the web based and interactive Risk Assessment Mapping Platform (RAMP), accessed via the project website at www.mitigatehazards.com. RAMP allows interactive discovery of robust risk, vulnerability, and exposure data developed especially for Solano County. RAMP is a mapping platform built specifically for mitigation planning. It displays County/jurisdiction facilities and buildings overlaid with natural hazards layers to bring interactivity and individual discovery to the GIS analysis performed for the MJHMP. See Vol. 1 for a detailed description of RAMP. The Planning Team used RAMP in meetings and as needed to understand vulnerabilities to the City of Suisun City. Users interactively filter facilities and buildings by natural hazard zones and/or construction characteristics. The City of Suisun City also conducted a more detailed climate vulnerability assessment, included as Appendix A to this. The climate vulnerability assessment analyzed climate-related vulnerabilities by considering the impact from the climate vulnerability and the community's adaptive capacity to respond to the particular vulnerability.

5.4.3.2 Exposure Maps and Damage Estimation

The included snapshot maps and damage estimation tables illustrate the City of Suisun City's vulnerability to specific hazards. Based on the risk assessment, the snapshot maps focus on those hazards prioritized by the jurisdiction. These maps helped the Planning Team understand the exposure of population, parcels, and critical infrastructure to specific hazards. Each map contains an exposure summary that displays the percent of the population, the improvement and content value of parcels, and the amount of critical infrastructure that is exposed to each respective hazard. For flood and earthquake, detailed damage estimations were conducted through FEMA's Hazus software and are shown in tabular form. Additional mapping is also included. Figures and tables include:

- Figure 5-3: Suisun City - Wildfire Risk Exposure
- Figure 5-4: Suisun City - Mean Fire Return Interval
- Figure 5-5: Suisun City - FEMA Flood Risk Exposure
- Table 5-5: Suisun City - Damage Estimate Summaries, 100YR Flood
- Table 5-6: Suisun City - Damage Estimate Summaries, 500YR Flood
- Figure 5-7: Suisun City - Hayward Rodger's Creek EQ Scenario (M7.1)
- Table 5-7: Suisun City - Hayward Rodger's Creek Damage Estimate Summaries
- Figure 5-8: Suisun City - Concord Green Valley EQ Scenario (M6.8)
- Table 5-8: Suisun City - Concord Green Valley Damage Estimate Summaries
- Figure 5-9: Suisun City - Areas with Potential for Liquefaction
- Figure 5-10: Suisun City - 30-YR Normal Maximum Temperature for July
- Figure 5-11: Suisun City - Average Annual Precipitation
- Figure 5-12: Suisun City - Average Annual Wind Speed (Power Class)
- Figure 5-13: Suisun City - RCP Comparison
- Figure 5-14: Suisun City - Sea Level Rise Exposure



Risk Assessment Matrix Definitions

PROBABILITY RATING

The likelihood of a hazard event occurring within a time period?

PROBABILITY	Highly Likely	Highly likely - 100% annual probability. Or likely to occur every year in your lifetime.
	Likely	Likely - Between 10 and 100% annual probability. Or will occur several times in your lifetime.
	Possible	Possible - Between 1 and 10% annual probability. Or likely to occur some time in your lifetime.
	Unlikely	Unlikely - Less than 1% annual probability. Or unlikely but possible to occur in your lifetime.

IMPACT RATING

In terms of injuries, damage, or death, would you anticipate impacts to be minor, limited, critical, or catastrophic when a significant hazard event occurs? The impact could be in terms of one hazard event (flooding from a culvert failure) or a large-scale event (multiple rivers flooding) in the same jurisdictional boundary.

IMPACT			
Minor	Limited	Critical	Catastrophic
Minor - Very few injuries, if any. Only minor property damage and minimal disruption on quality of life. Temporary shutdown of critical facilities.	Limited - Minor injuries only. Approx. 10% or less of property in disaster footprint damaged or destroyed. Complete shutdown of critical facilities for more than one day.	Critical - Multiple deaths/injuries possible. Between 25% and 50% of property in disaster footprint is damaged or destroyed. Complete shutdown of critical facilities for more than one week.	Catastrophic - High number of deaths/injuries possible. More than 50% of property in affected area damaged or destroyed. Complete shutdown of critical facilities for 30 days or more.

To concentrate resources on highest priority hazards, the jurisdictional planning team will focus on "High" and "Extreme" risk hazards in this annex. These hazards have higher probability and greater impact as it relates to the jurisdiction's planning area.

Hazard definitions are included in Vol. 1 of this plan.

Hazard Information / Legend:



Climate Change is prioritized for all jurisdictions.

Sea-Level Rise is a subhazard of climate change for some jurisdictions (County, Vallejo, Benicia, Suisun City, Fairfield).



Extreme Weather in Solano County includes high heat, high wind, and heavy rain.



If a hazard symbol is grey, the planning team did not develop hazard vulnerability information due to lower perceived probability and impact.

City Of Suisun City Risk Matrix

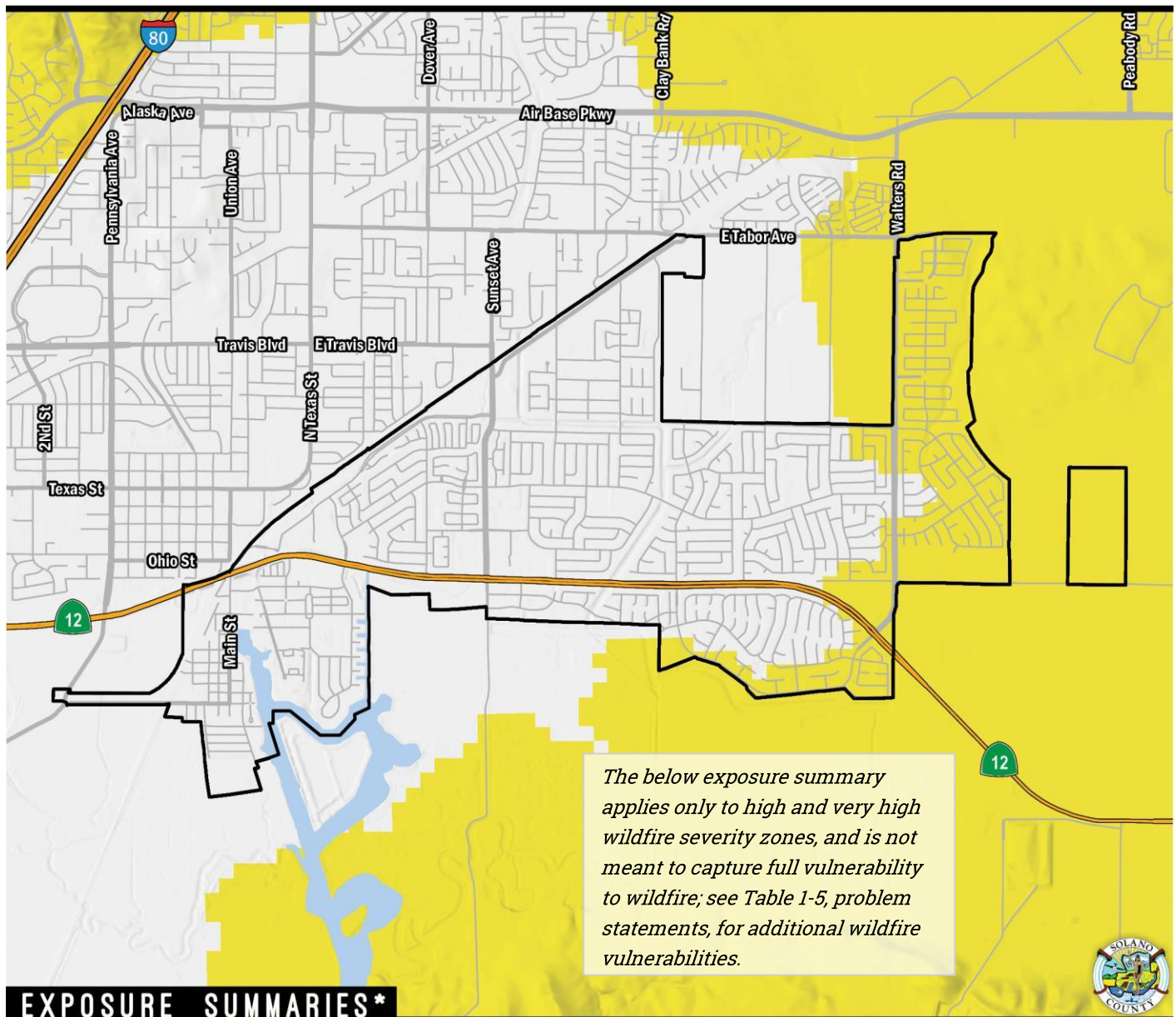
		IMPACT			
		Minor	Limited	Critical	Catastrophic
PROBABILITY	Highly Likely	DROUGHT	High	WILDFIRE	Extreme
	Likely	Medium	FLOOD	EXTREME WEATHER EARTHQUAKE	Extreme
	Possible	Low	Medium	High	High
	Unlikely	SLOPE FAILURE	Low	Medium	Medium

Figure 5-2: City of Suisun City Risk Assessment



WILDFIRE RISK EXPOSURE

SUISUN CITY



EXPOSURE SUMMARIES*

POPULATION COUNT IN HAZARD AREA		PARCEL COUNT IN HAZARD AREA		PARCEL VALUE IN HAZARD AREA		CRITICAL INFRASTRUCTURE COUNTS IN HAZARD AREA			
Count	Exp. Rate**	Count	Exp. Rate**	Sum of Improvement Value	Exp. Rate**	Infrastructure Category	Count	Exp. Rate**	Count/Sum Includes:
0	0%	0	0%	\$0	0%	Essential Facilities	0	0%	H VH
Count Includes: H VH		Count Includes: H VH		Sum of Content Value	0%	High Potential Loss	0	0%	Sum of Transportation & Lifeline Linear Mileage
				\$0	0%	Transportation & Lifeline	0	0%	
				Count Includes: H VH					0 0%

MAP LEGEND



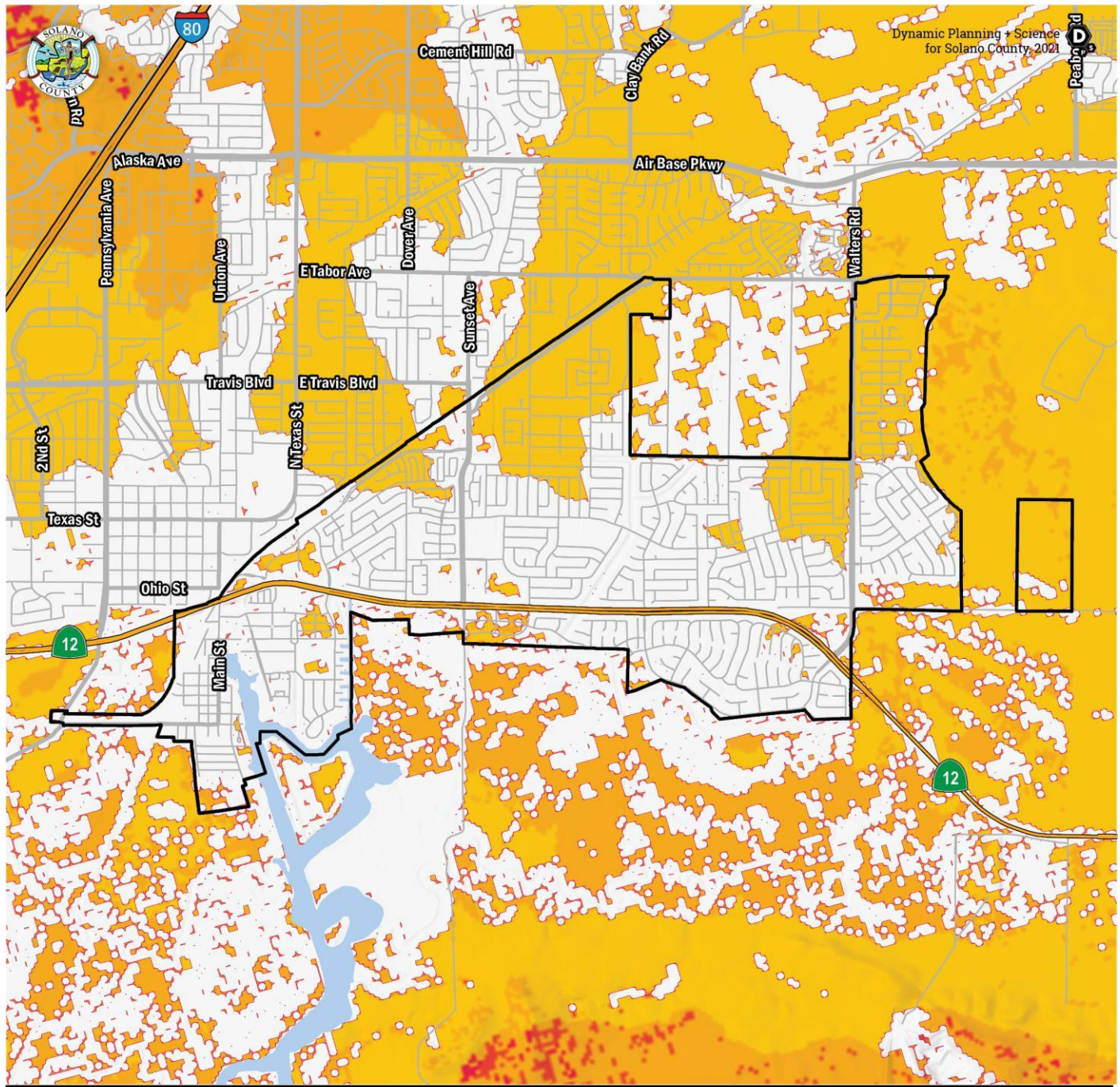
*Exposure summaries include high and very high risk areas. Hazard data source: Cal Fire, CPUC.

**Exposure Rate - Exposed summary or count as a percentage of total summary or count within jurisdiction.

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Figure 5-3: Suisun City - Wildfire Risk Exposure



MEAN FIRE RETURN INTERVAL SUISUN CITY

*Data sources: USGS LANDFIRE.

AVERAGE PERIOD BETWEEN FIRES (YEARS)

0-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-60	61-70	71-80	81-90	91-100	101-125	126-150	151-200	201-300	301-500	501-1000	>1000
-----	------	-------	-------	-------	-------	-------	-------	-------	-------	-------	-------	-------	-------	--------	---------	---------	---------	---------	---------	----------	-------

Figure 5-4: Suisun City - Mean Fire Return Interval



FEMA FLOOD RISK EXPOSURE

SUISUN CITY

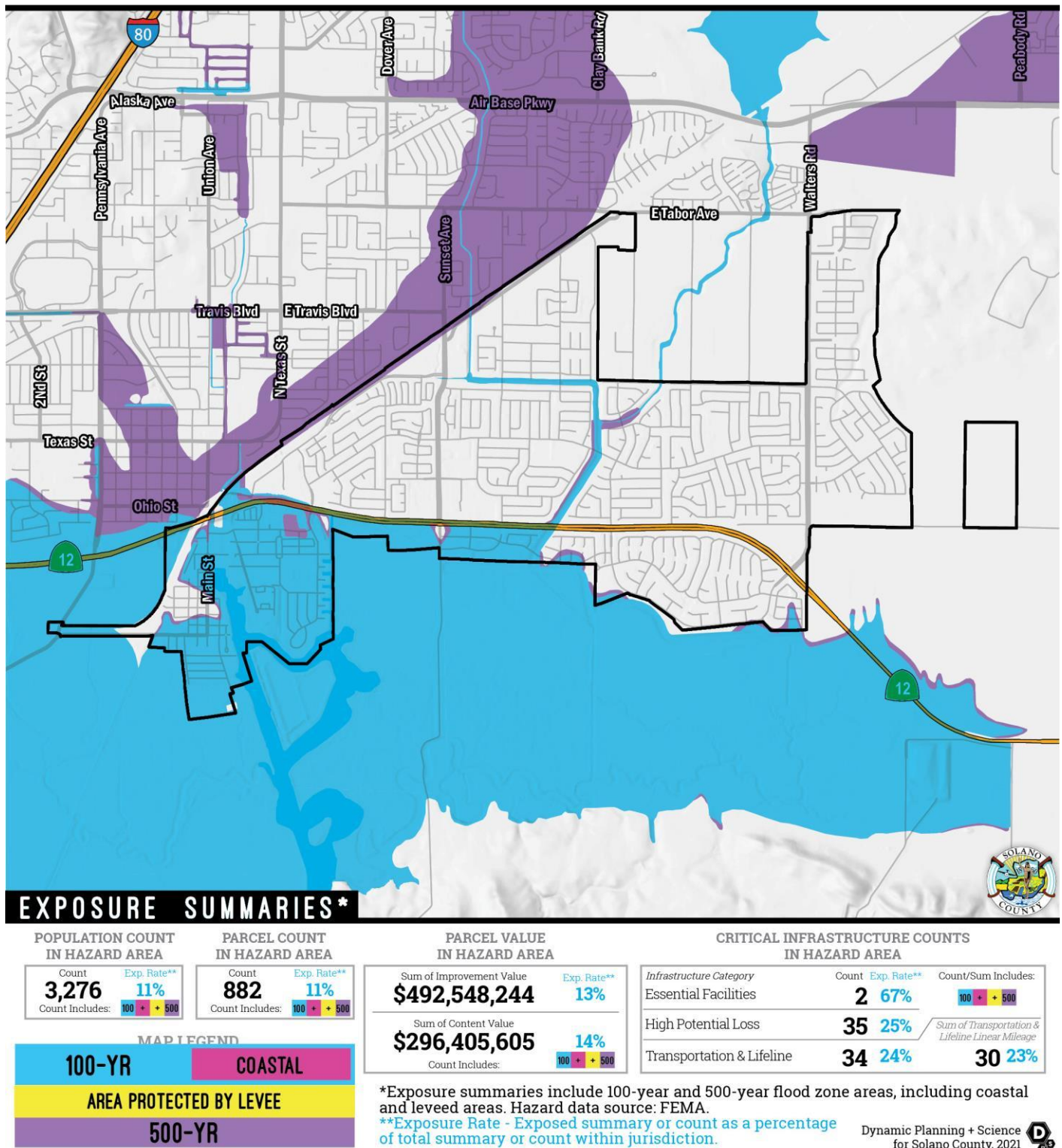


Figure 5-5: Suisun City - FEMA Flood Risk Exposure



Table 5-5: Suisun City - Damage Estimate Summaries, 100YR Flood

Building Type	Building Damage (\$)	Building Damage (% of total loss)	Content Damage (\$)	Content Damage (% of total loss)	Total Damage (\$)	Proportion of Loss (%)
Agriculture	\$0	0.0%	\$0	0.0%	\$0	0%
Commercial	\$4,513,767	3.7%	\$12,756,296	10.4%	\$17,270,062	14%
Education*	\$0	0.0%	\$0	0.0%	\$0	0%
Emergency	\$0	0.0%	\$0	0.0%	\$0	0%
Government	\$701,527	0.6%	\$114,683	0.1%	\$816,210	1%
Industrial	\$7,114	0.0%	\$30,541	0.0%	\$37,655	0%
Religion	\$51,854	0.0%	\$437,304	0.4%	\$489,158	0%
Residential	\$78,160,698	63.5%	\$26,226,628	21.3%	\$104,387,326	85%
Total	\$83,434,960	68%	\$39,565,452	32%	\$123,000,411	

*School district asset information not available during time of Hazus analysis.

Note: Total Inventory Values

1 - Building Replacement Costs = \$3,773,922,295

2 - Content Replacement Costs = \$2,667,166,517

3 - Total Value = \$6,441,088,812

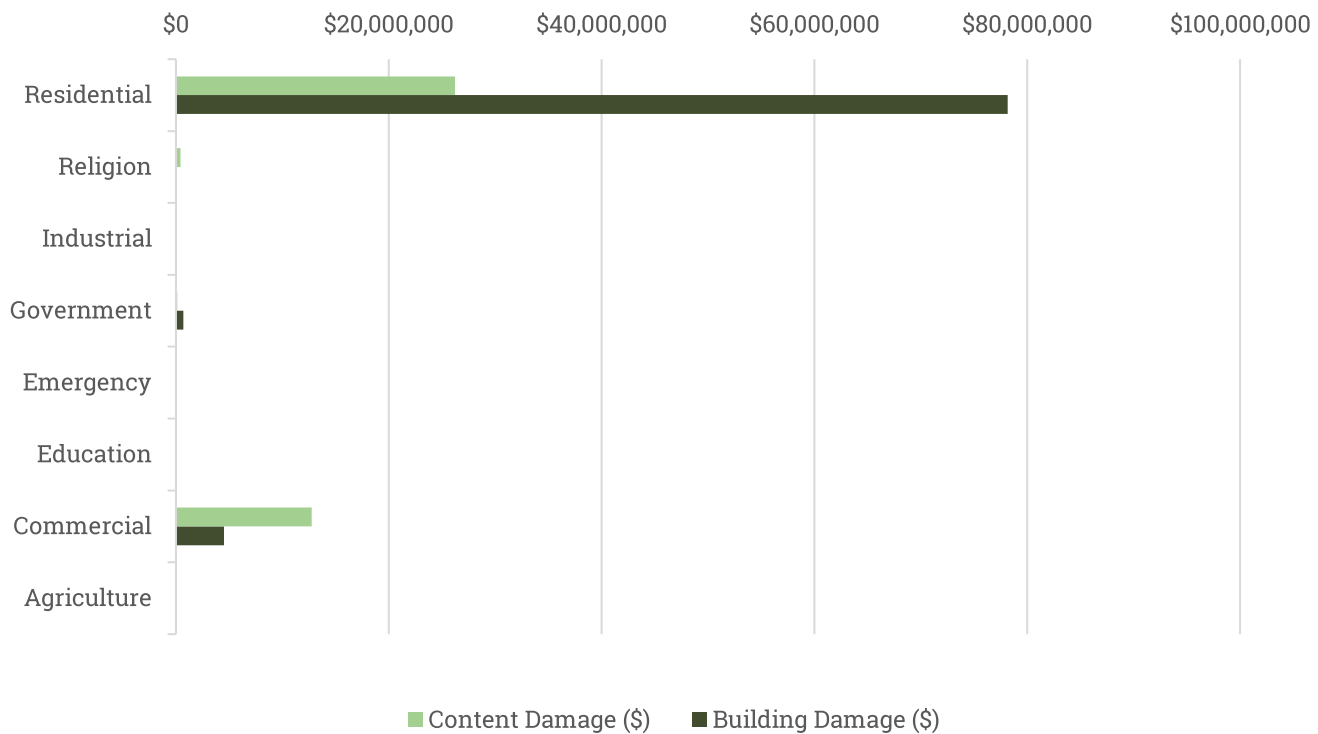




Table 5-6: Suisun City - Damage Estimate Summaries, 500YR Flood

Building Type	Building Damage (\$)	Building Damage (% of total loss)	Content Damage (\$)	Content Damage (% of total loss)	Total Damage (\$)	Proportion of Loss (%)
Agriculture	\$0	0.0%	\$0	0.0%	\$0	0%
Commercial	\$19,227	0.7%	\$41,094	1.6%	\$60,321	2%
Education*	\$0	0.0%	\$0	0.0%	\$0	0%
Emergency	\$0	0.0%	\$0	0.0%	\$0	0%
Government	\$0	0.0%	\$0	0.0%	\$0	0%
Industrial	\$32	0.0%	\$0	0.0%	\$32	0%
Religion	\$0	0.0%	\$0	0.0%	\$0	0%
Residential	\$1,898,073	72.9%	\$645,713	24.8%	\$2,543,786	98%
Total	\$1,917,332	74%	\$686,808	26%	\$2,604,140	

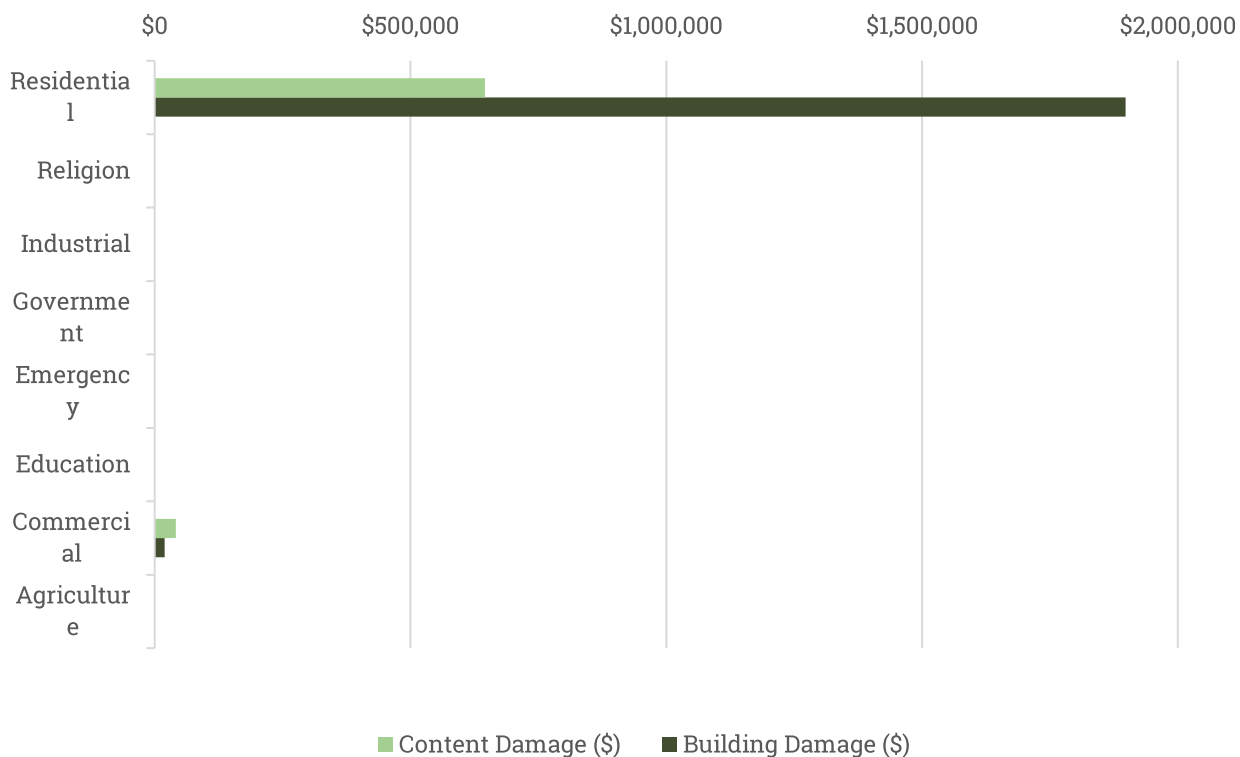
*School district asset information not available during time of Hazus analysis.

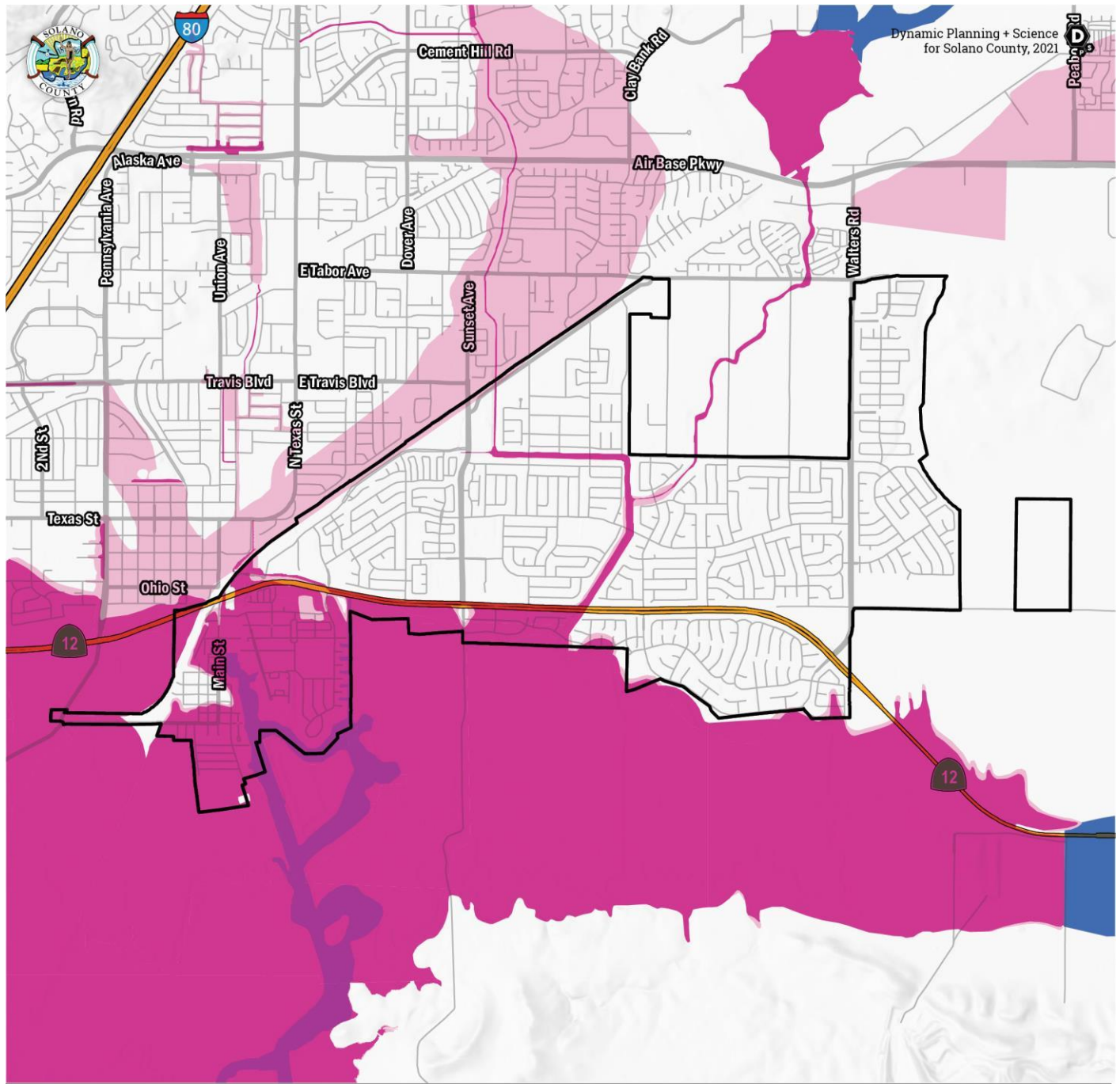
Note: Total Inventory Values

1 - Building Replacement Costs = \$3,773,922,295

2 - Content Replacement Costs = \$2,667,166,517

3 - Total Value = \$6,441,088,812





BAM 200-YR FLOODING AND AWARENESS ZONES SUISUN CITY

*Data sources: DWR.

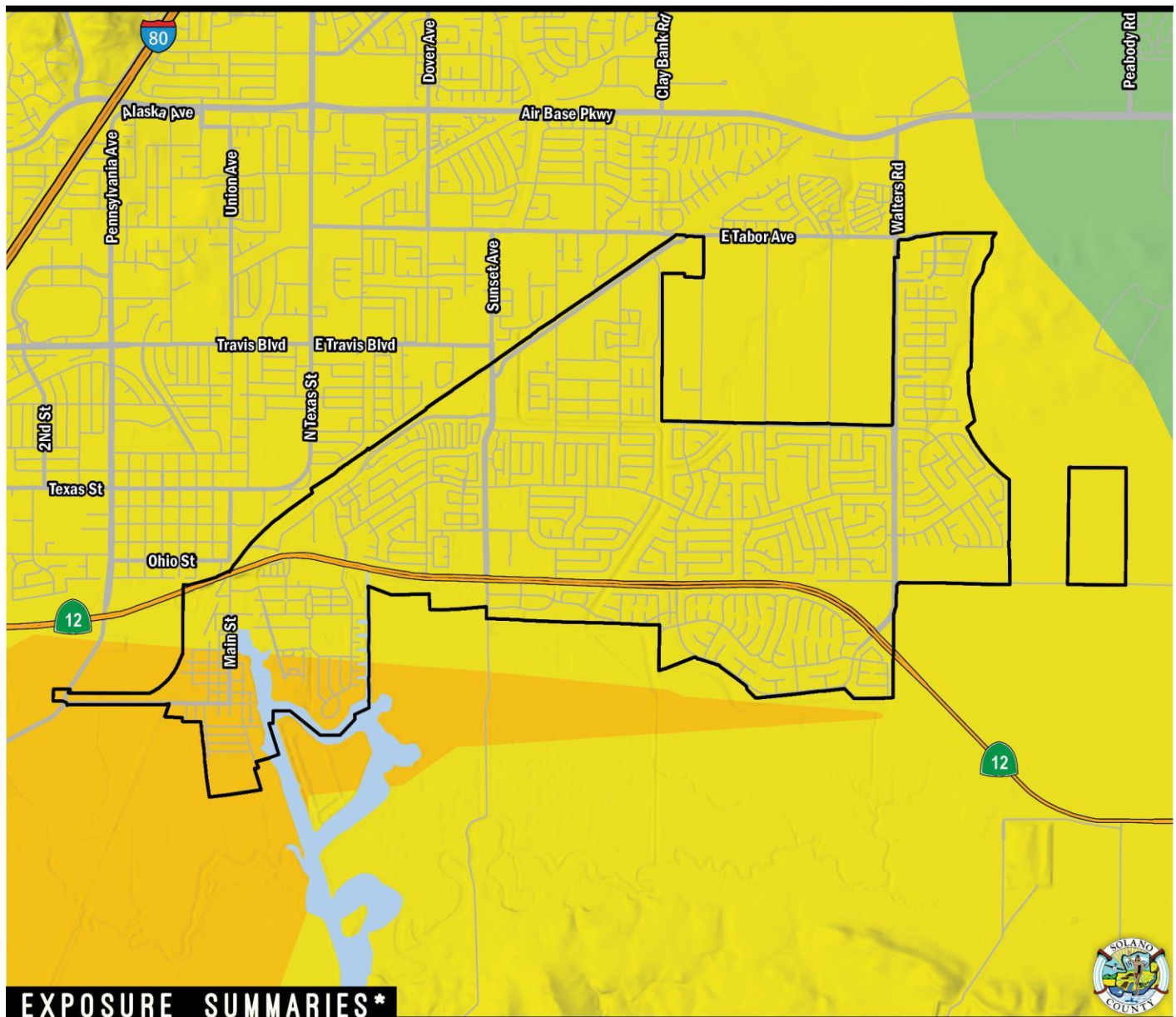


Figure 5-6: Suisun City - BAM 200YR Flooding and Awareness Zones



HAYWARD-RODGER'S CREEK EARTHQUAKE SCENARIO (M7.1)

SUISUN CITY



EXPOSURE SUMMARIES*

POPULATION COUNT IN HAZARD AREA		PARCEL COUNT IN HAZARD AREA		PARCEL VALUE IN HAZARD AREA		CRITICAL INFRASTRUCTURE COUNTS IN HAZARD AREA		
Count	Exp. Rate**	Count	Exp. Rate**	Sum of Improvement Value	Exp. Rate**	Infrastructure Category	Count	Exp. Rate**
29,379	100%	8,210	100%	\$3,878,378,775	100%	Essential Facilities	3	100%
Count Includes: S+++E		Count Includes: S+++E		Sum of Content Value		High Potential Loss	140	100%
				\$2,165,387,111	100%	Transportation & Lifeline	143	100%
				Count Includes: S+++E				Count/Sum Includes: S+++E
MAP LEGEND								
III	IV	V	VI	VII	VIII	IX	X	
WEAK	LIGHT	MODERATE	STRONG	VERY	SEVERE	VIOLENT	EXTREME	
MMI				STRONG				
*Exposure summaries include strong, very strong, violent, and severe MMI classes. Hazard data source: USGS.								
**Exposure Rate - Exposed summary or count as a percentage of total summary or count within jurisdiction.								
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Figure 5-7: Suisun City - Hayward Rodger's Creek EQ Scenario (M7.1)



Table 5-7: Suisun City - Hayward Rodger's Creek Damage Estimate Summaries

Building Type	Average of Potential Damage to Exceed "Slight"	Average of Potential Damage to Exceed "Moderate"	Average of Potential Damage to Exceed "Extensive"	Average Economic Loss for Each Building Category	Sum of Economic Loss	Proportion of Loss (%)
Agriculture	23%	10%	1%	\$1,572	\$1,572	0%
Commercial	15%	4%	1%	\$50,230	\$4,219,345	11%
Education*	0%	0%	0%	\$0	\$0	0%
Emergency	9%	2%	0%	\$18,526	\$37,051	0%
Government	12%	5%	1%	\$21,760	\$718,064	2%
Industrial	21%	8%	1%	\$99,412	\$2,882,958	8%
Religion	13%	2%	0%	\$15,107	\$120,852	0%
Residential	7%	0%	0%	\$3,634	\$29,391,140	79%
Total					\$37,370,982	

*School district asset information not available during time of Hazus analysis.

Note: Total Inventory Values

1 - Building Replacement Costs = \$3,773,922,295

2 - Content Replacement Costs = \$2,667,166,517

3 - Total Value = \$6,441,088,812





CONCORD-GREEN VALLEY EARTHQUAKE SCENARIO (M6.8)

SUISUN CITY

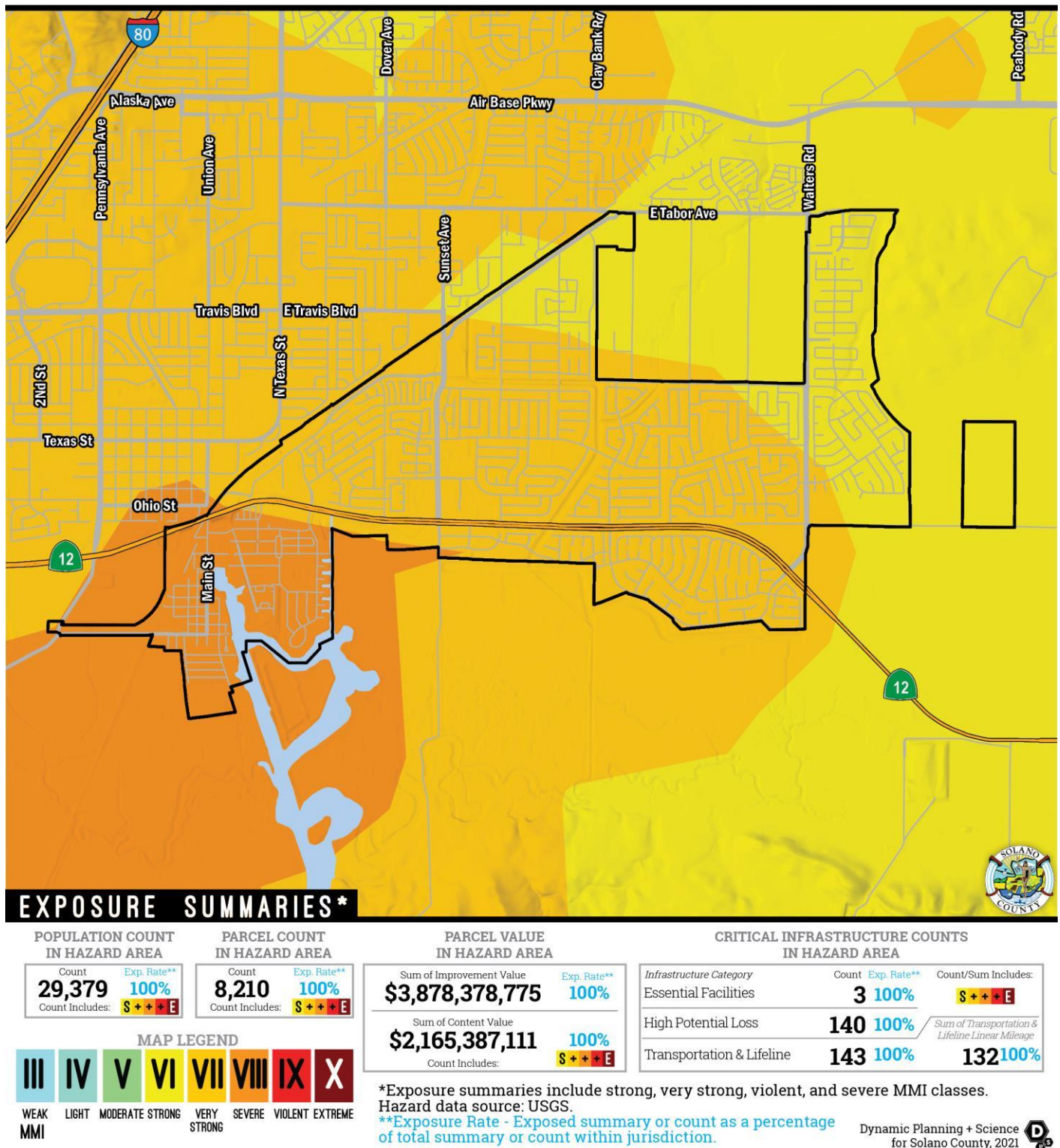


Figure 5-8: Suisun City - Concord Green Valley EQ Scenario (M6.8)



Table 5-8: Suisun City - Concord Green Valley Damage Estimate Summaries

Building Type	Average of Potential Damage to Exceed "Slight"	Average of Potential Damage to Exceed "Moderate"	Average of Potential Damage to Exceed "Extensive"	Average Economic Loss for Each Building Category	Sum of Economic Loss	Proportion of Loss (%)
Agriculture	47%	25%	5%	\$3,925	\$3,925	0%
Commercial	34%	12%	4%	\$174,092	\$14,623,739	12%
Education*	0%	0%	0%	\$0	\$0	0%
Emergency	24%	8%	1%	\$55,042	\$110,084	0%
Government	28%	13%	2%	\$58,603	\$1,933,907	2%
Industrial	48%	23%	4%	\$340,890	\$9,885,813	8%
Religion	35%	13%	2%	\$66,424	\$531,392	0%
Residential	22%	2%	0%	\$12,270	\$99,230,690	79%
Total					\$126,319,550	

*School district asset information not available during time of Hazus analysis.

Note: Total Inventory Values

1 - Building Replacement Costs = \$3,773,922,295

2 - Content Replacement Costs = \$2,667,166,517

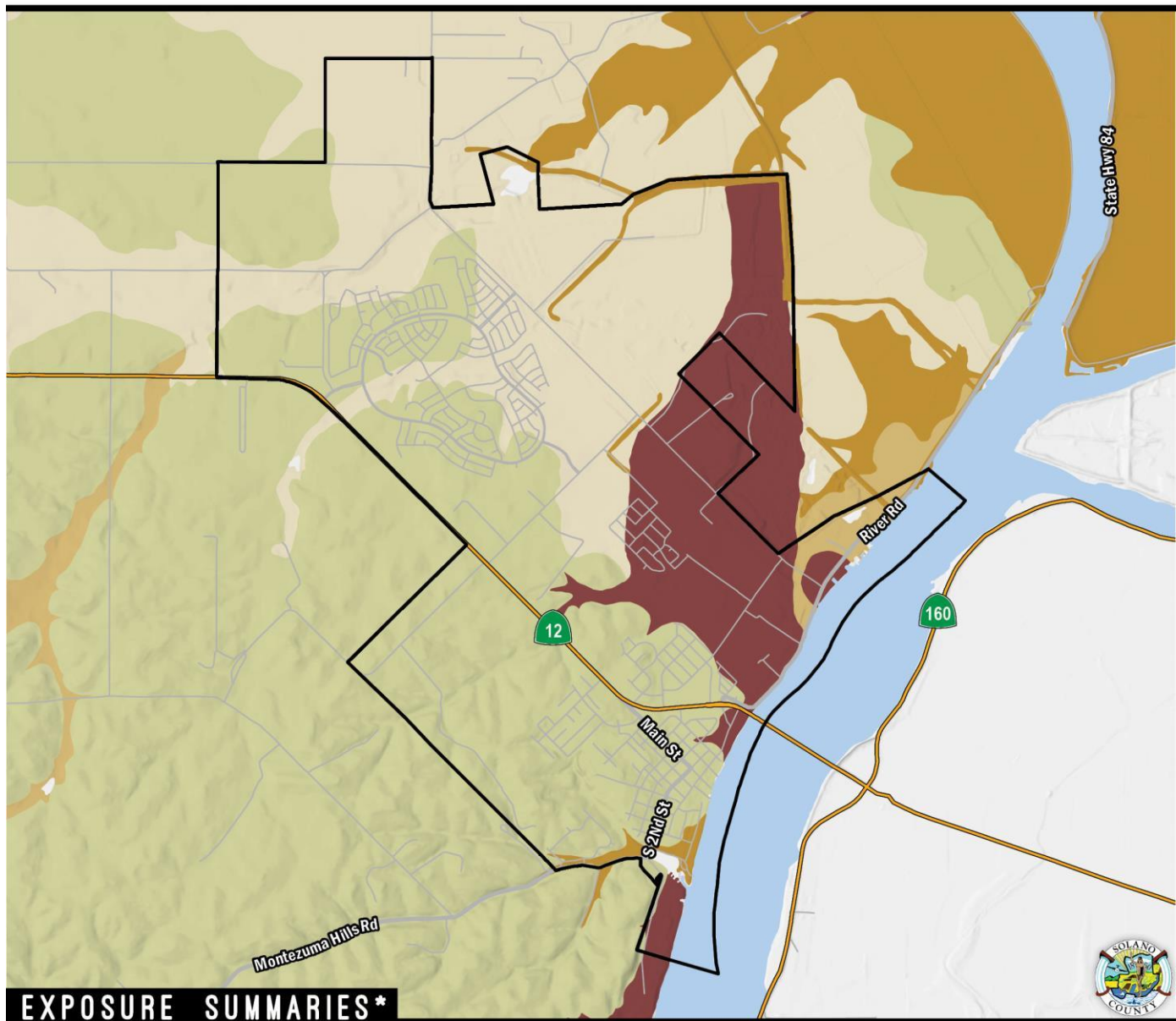
3 - Total Value = \$6,441,088,812





AREAS WITH POTENTIAL FOR LIQUEFACTION

RIO VISTA



EXPOSURE SUMMARIES *

POPULATION COUNT
IN HAZARD AREA

Count	Exp. Rate**
3,348	39%
Count Includes: M H VH	

PARCEL COUNT
IN HAZARD AREA

Count	Exp. Rate**
320	7%
Count Includes: M H VH	

PARCEL VALUE
IN HAZARD AREA

Sum of Improvement Value	Exp. Rate**
\$167,294,585	8%
Count Includes: M H VH	
Sum of Content Value	
\$126,118,858	11%
Count Includes: M H VH	

CRITICAL INFRASTRUCTURE COUNTS
IN HAZARD AREA

Infrastructure Category	Count	Exp. Rate**	Count/Sum Includes:
Essential Facilities	1	33%	M H VH
High Potential Loss	38	38%	Sum of Transportation & Lifeline Linear Mileage
Transportation & Lifeline	1	13%	
			16 18%



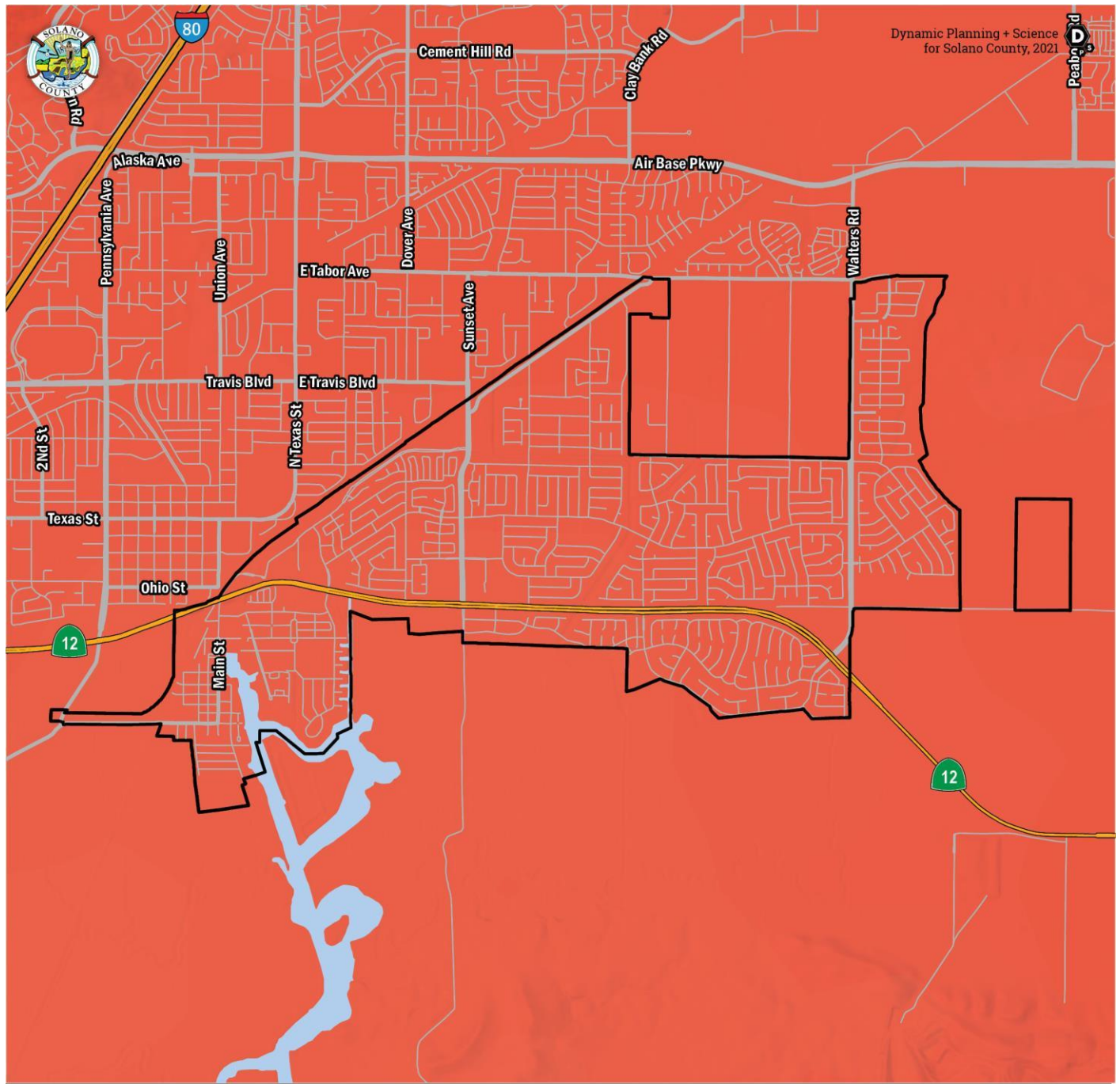
*Exposure summaries include medium, high, very high susceptibility. Hazard data source: USGS.

**Exposure Rate - Exposed summary or count as a percentage of total summary or count within jurisdiction.

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Figure 5-9: Suisun City - Areas with Potential for Liquefaction

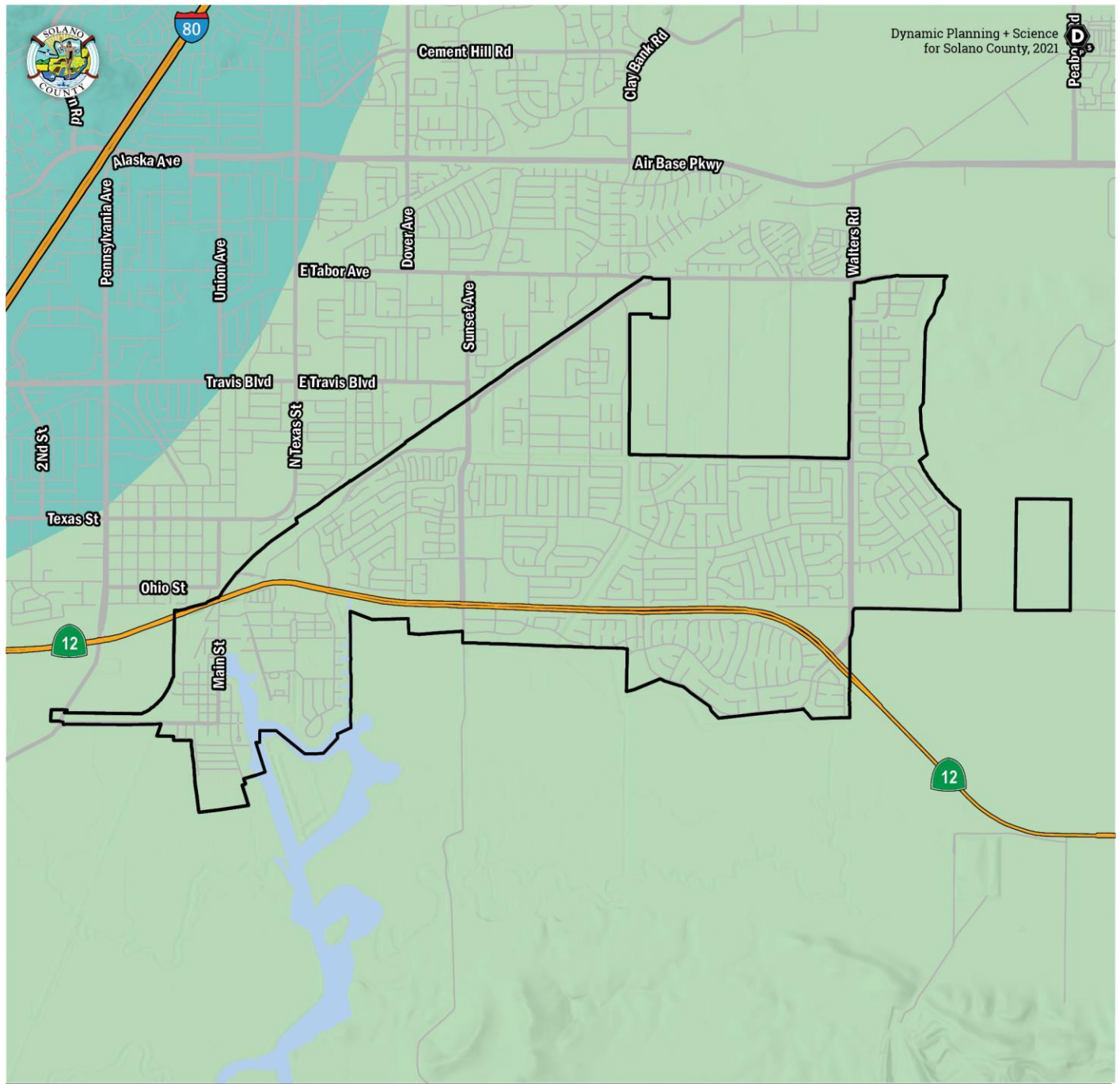


30-YR NORMAL MAXIMUM TEMPERATURE FOR JULY SUISUN CITY

*Data sources: PRISM 800m Resolution 30-YR Normals.



Figure 5-10: Suisun City - 30-YR Normal Maximum Temperature for July

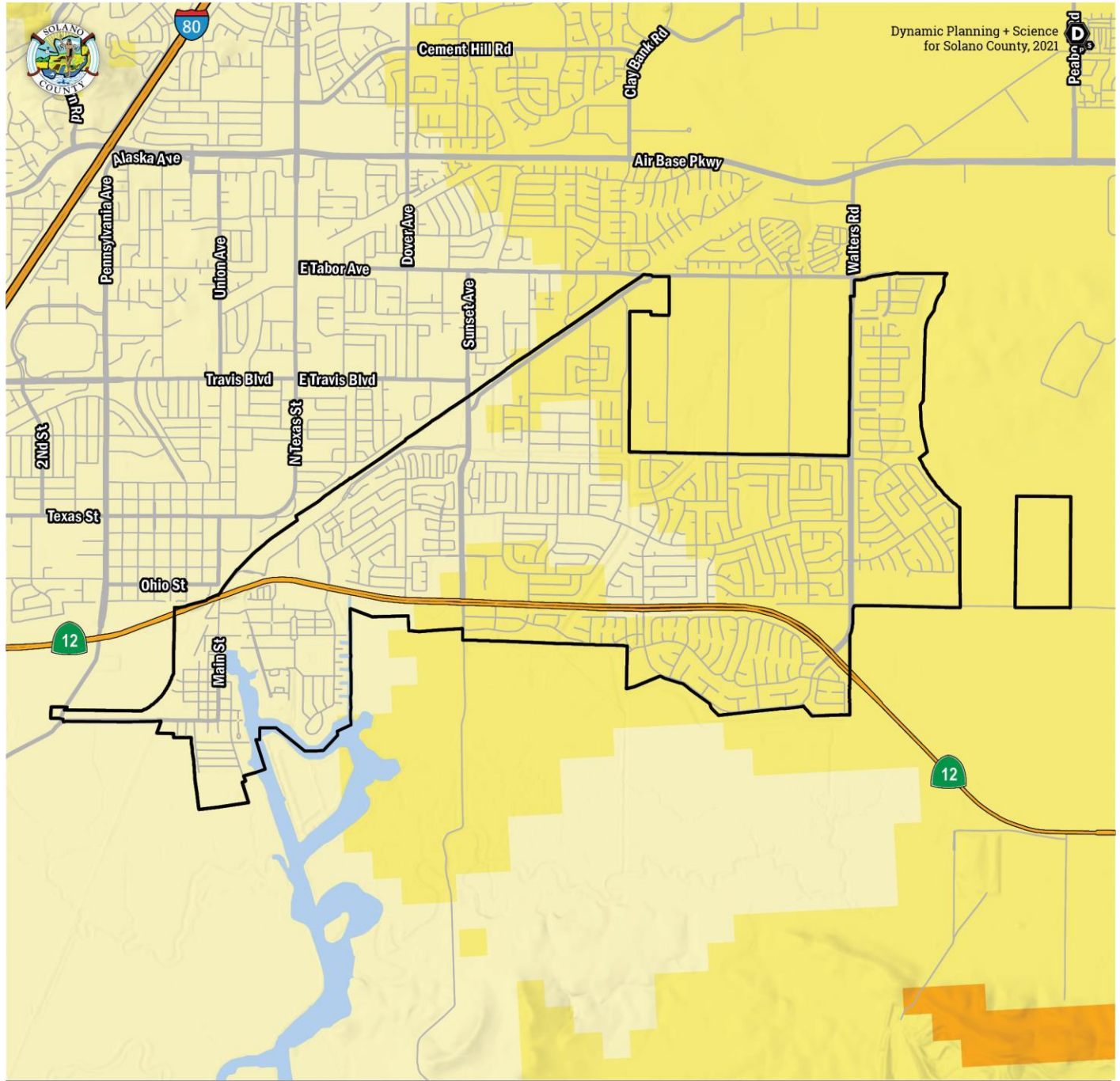


AVERAGE ANNUAL PRECIPITATION (1981-2010, INCHES) SUISUN CITY

*Data sources: USDA - 1981-2010 Annual Average Precipitation by State.



Figure 5-11: Suisun City - Average Annual Precipitation (1981-2010)



ANNUAL AVERAGE WIND SPEED (POWER CLASS) SUISUN CITY

*Data sources: NREL.



Figure 5-12: Suisun City – Average Annual Wind Speed (Power Class)



SUISUN CITY AVERAGE ANNUAL MAXIMUM TEMPERATURE

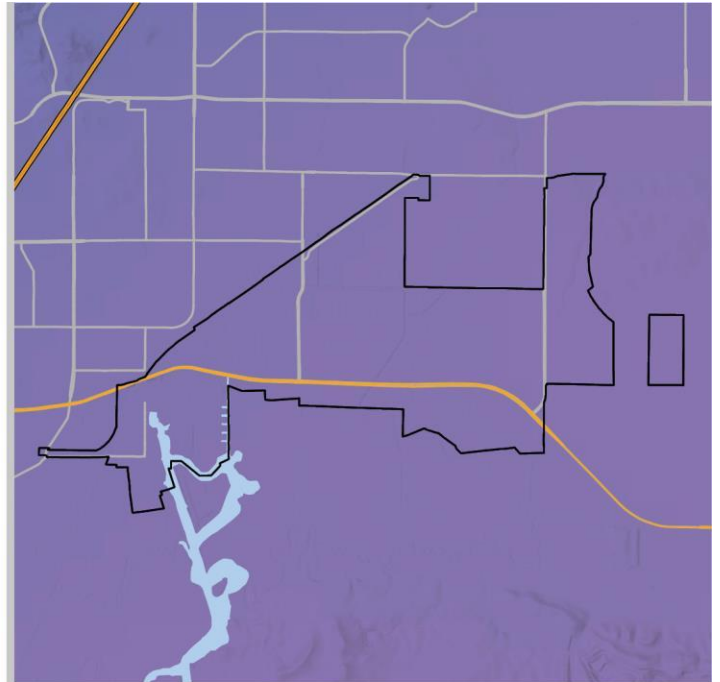
COMPARISON OF CURRENT OBSERVED TO RCP 4.5 AND RCP 8.5 SCENARIOS



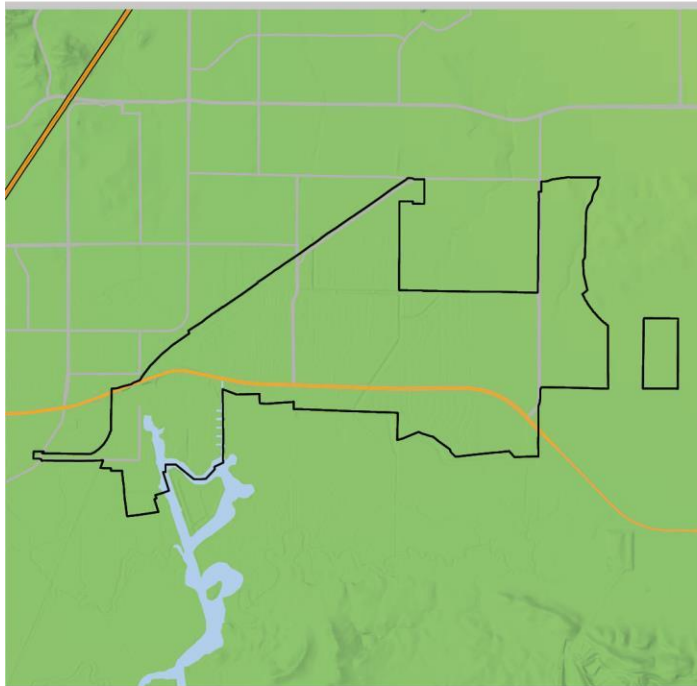
*Data sources: Cal-Adapt CanESM2 RCP 4.5 & 8.5, PRISM 30-YR Norms Annual Max Temp



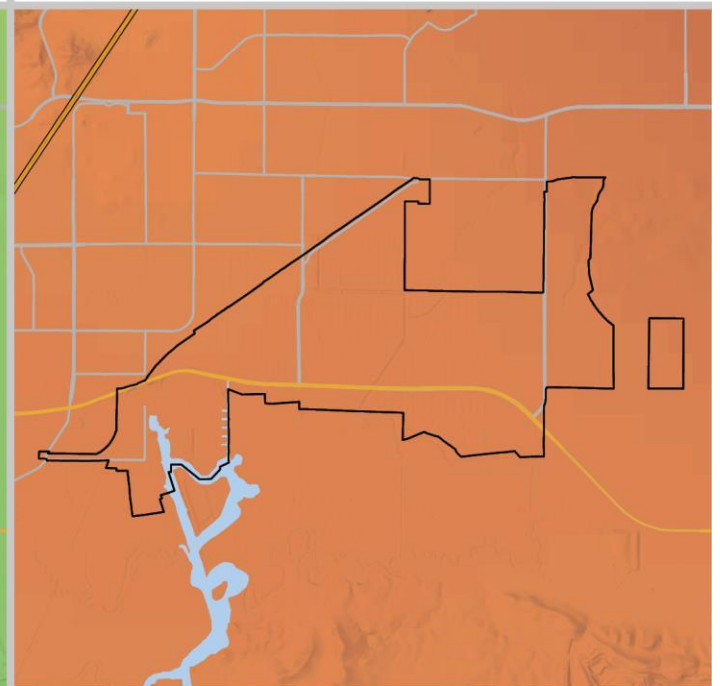
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for Solano County, 2021



CURRENT 30-YR NORMAL



RCP 4.5 YEAR 2100



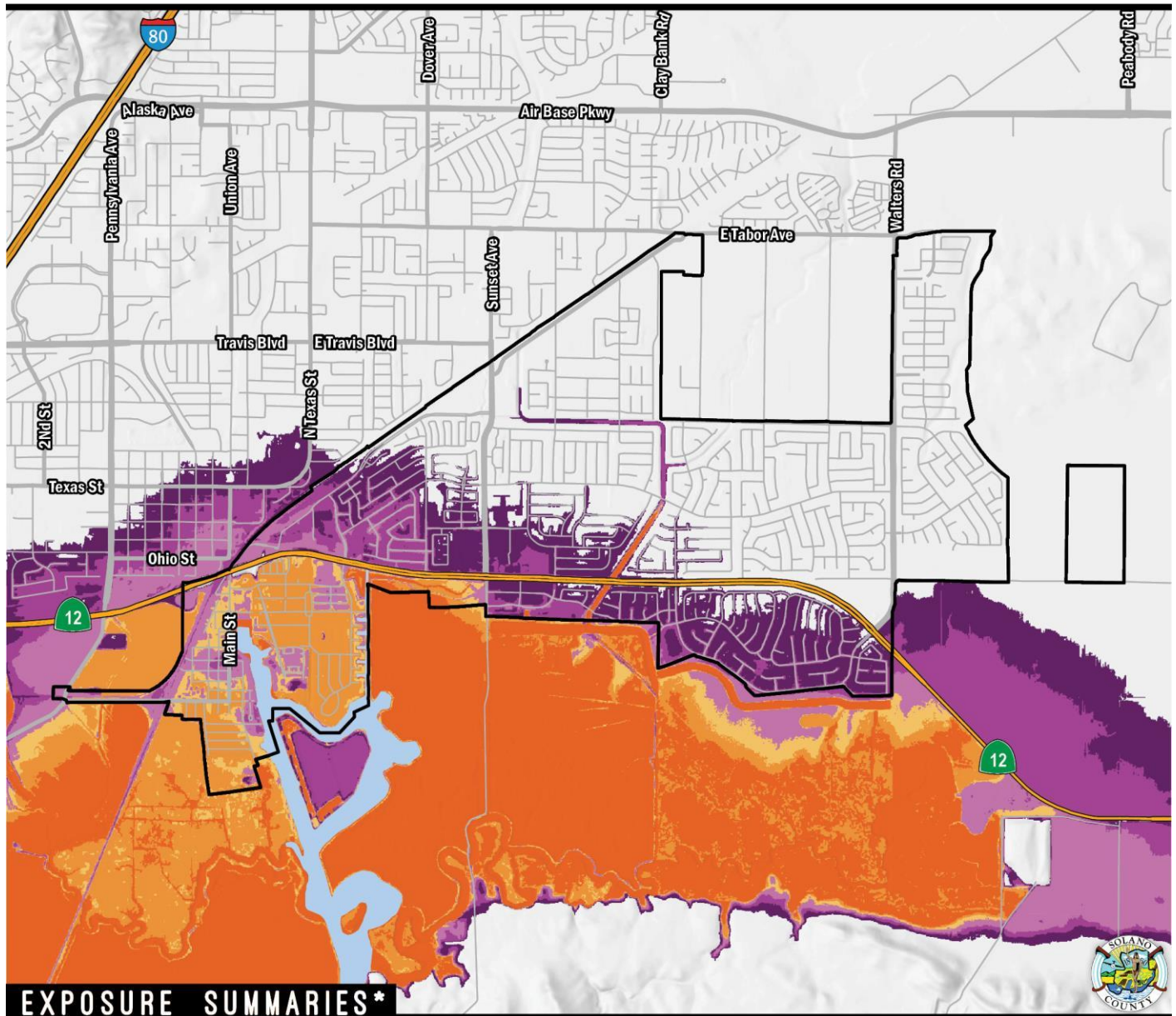
RCP 8.5 YEAR 2100

Figure 5-13: Suisun City - RCP Comparison



SEA LEVEL RISE EXPOSURE

SUISUN CITY



EXPOSURE SUMMARIES*

POPULATION COUNT
IN HAZARD AREA

Count	Exp. Rate**
9,212	31%
Count Includes: L+++E	

PARCEL COUNT
IN HAZARD AREA

Count	Exp. Rate**
2,716	33%
Count Includes: L+++E	

PARCEL VALUE
IN HAZARD AREA

Sum of Improvement Value	Exp. Rate**
\$1,431,040,455	37%
Sum of Content Value	Exp. Rate**
\$824,825,653	38%
Count Includes: L+++E	

CRITICAL INFRASTRUCTURE COUNTS
IN HAZARD AREA

Infrastructure Category	Count	Exp. Rate**	Count/Sum Includes:
Essential Facilities	2	67%	L+++E
High Potential Loss	82	59%	Sum of Transportation & Lifeline Linear Mileage
Transportation & Lifeline	70	49%	
			64 48%

MAP LEGEND

AMOUNT OF RISE

EXTREME (2.5M)	INTERMEDIATE (1.0M)
HIGH (2.0M)	INTERMEDIATE LOW (0.5M)
INTERMEDIATE HIGH (1.5)	LOW (0.3M)

*Exposure summaries include scenarios low rise to extreme rise. Hazard data source: NOAA.

**Exposure Rate - Exposed summary or count as a percentage of total summary or count within jurisdiction.

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Figure 5-14: Suisun City - Sea Level Rise Exposure



5.4.3.3 Past and Future Development

The City of Suisun City is a general law city that crafts its own development regulations and is subject to State law. Future development is subject to compliance with state and local planning, zoning, subdivision, and architecture laws.

The City of Suisun City's General Plan (GP) establishes long-range development policies. The GP is designed to help the City address issues related to land use, circulation (traffic), housing, open space, conservation, noise, and safety. The Land Use portion of the plan helps guide the City in determining the location of future development(s), including possible future annexation. In addition to the GP, the City has other plans that guide development in specific areas, including specific plans, policy plans, and master plans. These plans help to shape future development and dictate the City's Sphere of Influence (SOI). One of the central functions in these planning documents is to decrease risk of impact from natural hazards.

Development since Previous HMP

The City considered its growth since the last HMP and determined it is currently completing a significant mitigation activity that will substantially decrease its vulnerability to hazards. The City is currently developing a Flood Resiliency Plan to evaluate sea level rise impacts to flooding. This HMP Annex has been revised to reflect this substantial change in past development and continues to focus on avenues to better mitigate impacts from problematic past development.

Future Development

City of Suisun City is required to update building codes to meet the minimum standards to those required in the California Building Code last updated in 2019. California Building Codes provide some of the safest construction standards in the world and are meant to reduce risk to occupants from high wind, seismic activity, landslides, flood, wildfire, and other natural hazards. In addition to California minimum development standards, all jurisdictions belong to the NFIP, and all development must meet minimum flood protection standards set forth by FEMA. See Section 4.3.5 of Volume 1 for more information about past and future development in Solano County.

As the General Plan is updated and incorporates information from this HMP, City of Suisun City staff are continually improving hazard information through these hazard mitigation plan updates. With this 2020 update, improved online mapping about natural hazards available on RAMP will inform those responsible for future development to make better decisions where and how future development occurs.

City of Suisun City reviewed its general plans under the capability assessments undertaken for this hazard mitigation plan. See Section 5.5.1. Deficiencies revealed by these reviews are identified as mitigation actions to decrease risks to move beyond past trends.

The City's municipal codes includes regulations to mitigate the impact of hazards on new and existing development, including:

- Drainage and stormwater retention requirements,
- Steep slope restrictions for new development,
- Waterbody buffer requirements,
- Floodplain management regulations,
- Zoning that prevents development in hazardous areas of the community such as floodplains, landslide areas, the wildland-urban interface (WUI), or other known hazard areas, and
- Building codes that include the most up-to-date California Fire Code, seismic standards, and many other provisions crafted to protect new construction from hazard events.

Even in the event that limited development did occur within a hazard area, the municipal code should ensure impacts from a hazard event are mitigated and losses are minimal. If development does occur in hazard areas, evacuation and emergency planning should take into consideration the anticipated local impacts of the hazard event, including potential interrupted services or the elimination of access.

The anticipated growth in the City will not cause significant change in vulnerability to the City for identified priority hazards.

National Flood Insurance Program (NFIP)

The NFIP makes federally backed flood insurance available to homeowners, renters, and business owners in participating communities. FEMA has prepared a detailed Flood Insurance Study (FIS) for Solano County and municipalities. The study presents water surface elevations for floods of various magnitudes, including the 1-percent annual chance flood and the 0.2-percent annual chance flood (the 500-YR flood). Base flood elevations and the boundaries of the 100- and 500-YR floodplains are shown on Flood Insurance Rate Maps (FIRMs), which are the principal tools for identifying the extent and location of the flood hazard. FIRMs are the most detailed and consistent data source available, and for many communities they represent the minimum area of oversight under their floodplain management program. See Section 4 of Volume 1 for general information on the NFIP.

The City of Suisun City has participated in the NFIP since 1982. The City of Suisun City is currently in good standing with the provisions of the NFIP. Compliance is monitored by FEMA regional staff and by the California Department of Water Resources under a contract with FEMA. Maintaining compliance under the NFIP is an important component of flood risk reduction. See Table 5-9 for more information on the City's policies and historic flood insurance claims.



Table 5-9: NFIP Status Table

NFIP and CRS Status & Information	
City of Suisun City	
NFIP Status	06/01/82
CRS Class	-
Policies in Force	317
Policies in SFHA	283
Policies in non-SFHA	34
Total Claims Paid	\$367,005
Paid Losses	61
Repetitive Loss Properties	3
Severe Repetitive Loss Properties	1
Repetitive Loss Payment by NFIP on Building	\$106,051
Repetitive Loss Payment by NFIP on Contents	\$20,945

Source: FEMA CIS 2021, OpenFEMA Data, FIMA RUL Solano County

Note: Policies and claims provided directly from FEMA Region IX CIS Report (8/2021). Repetitive loss tabulations by jurisdiction derived via GIS-based intersect of data available at OpenFEMA Data (<https://www.fema.gov/about/openfema/data-sets>). Countywide data reported for entire county area including municipalities. The Privacy Act of 1974 (5 U.S.C. 522a) restricts the release of certain types of data to the public. Flood insurance policy and claims data are included in the list of restricted information. FEMA can only release such data to state and local governments, and only if the data are used for floodplain management, mitigation, or research purposes. Therefore, this plan does not identify the repetitive loss properties or include claims data for any individual property.

See Volume 1, Section 4.5 for more information on the NFIP

5.4.3.4 Identify Hazard Problem Statements

As part of the mitigation action identification process, the Planning Committee for each jurisdiction identified areas of concern (aka problem statements) for their respective facilities based on the risk assessment and vulnerability analysis, utilizing the RAMP mapping and static snapshot maps. Problem statements focused on the impact, victim, or threat that the hazard could create in the jurisdiction, as described in Figure 5-15. Identifying common issues and weaknesses through these problem statements assisted the Planning Committee in understanding the realm of resources needed for mitigation. Jurisdiction problem statements are listed in Table 5-10.

The goal is to have at least one mitigation action for every problem statement. Projects or actions have been developed to mitigate each problem identified. See Table 5-15 for a full list of mitigation actions and corresponding problem statements that they address. Each problem statement is coded with a problem number for cross-referencing between Table 5-10 and Table 5-15.



Figure 5-15: Guidance for Problem Statements

Table 5-10: Problem Statements

Problem No.	Hazard Type	Area of Concern	Mitigation Alternatives	Primary Agency	Problem Description	Related MA
ps-CC-SU-161	Climate Change	Impact	PPRO - Property Protection, PE&A - Public Education & Awareness, SP - Structural Projects	City of Suisun City	King tide events are causing worsened flooding events. Exposure to sea level rise, increased risk.	ma-CC-SU-127, ma-SR-SU-197
ps-WF-SU-162	Wildfire	Threat	PRV - Prevention, PE&A - Public Education & Awareness	City of Suisun City	The city canal system (for flooding) that runs through the jurisdiction, grows vegetation causing increased fire risk/fuel.	ma-WF-SU-135, ma-AH-SU-198
ps-WF-SU-163	Wildfire	Threat	PRV - Prevention, PE&A - Public Education & Awareness	City of Suisun City	The city railway that runs through the jurisdiction, grows vegetation causing increased fire risk/fuel.	ma-WF-SU-136, ma-WF-SU-135, ma-AH-SU-198
ps-EQ-SU-164	Earthquake	Impact	PRV - Prevention, PE&A - Public Education & Awareness, SP - Structural Projects	City of Suisun City	Old town was built on reclaimed marsh, provided the soil conditions, it is likely that old town will be subject to liquefaction.	ma-EQ-SU-128, ma-AH-SU-198
ps-EQ-SU-165	Earthquake	Impact	PRV - Prevention, PE&A - Public Education & Awareness, ES - Emergency Services	City of Suisun City	A split in the railway could impact egress throughout the jurisdiction.	ma-EQ-SU-184
ps-EQ-SU-166	Earthquake	Impact	PRV - Prevention, SP - Structural Projects	City of Suisun City	The fire station is susceptible to earthquake due to construction type and year built.	ma-EQ-SU-129



Problem No.	Hazard Type	Area of Concern	Mitigation Alternatives	Primary Agency	Problem Description	Related MA
ps-EQ-SU-167	Earthquake	Impact	PPRO - Property Protection, PE&A - Public Education & Awareness, SP - Structural Projects	City of Suisun City	Tsunami risk will be growing with sea level rise.	ma-EQ-SU-180
ps-FL-SU-168	Flood	Impact	PRV - Prevention, PE&A - Public Education & Awareness, SP - Structural Projects	City of Suisun City	Highway 12 suffers major impacts from large flood events.	ma-FL-SU-133
ps-FL-SU-169	Flood	Impact	PRV - Prevention, PPRO - Property Protection, PE&A - Public Education & Awareness	City of Suisun City	Old town is vulnerable to flooding and flood damage, especially during king tide events.	ma-FL-SU-134, ma-AH-SU-198
ps-EW-SU-170	Extreme Weather	Impact	PRV - Prevention, SP - Structural Projects	City of Suisun City	Storm water drains are in place under highway 12, one failed two years ago.	ma-EW-SU-130
ps-EW-SU-171	Extreme Weather	Impact	PRV - Prevention, PE&A - Public Education & Awareness, ES - Emergency Services	City of Suisun City	High wind events cause more consistent power outages.	ma-EW-SU-131, ma-EW-SU-132
ps-EW-SU-172	Extreme Weather	Impact	PRV - Prevention, PE&A - Public Education & Awareness, ES - Emergency Services	City of Suisun City	Need for more generators throughout the jurisdiction (EOC and suggested permanent solution to cooling centers).	ma-EW-SU-132

5.4.4 Mitigation Action Support Tool (MAST)

As a living document, hazard problem statements and mitigation activities will be updated through a web interface application developed specifically for participating jurisdictions. The Mitigation Action Support Tool (MAST) is accessible through mitigatehazards.com/SolanoHMP/.

MAST is a web-based interactive tool that enables multiple users to search, view, enter, and update mitigation actions, ideas or projects, and other information. MAST provides participating jurisdictions and plan reviewers (Cal OES/FEMA) access to valuable mitigation information that can be leveraged by future planning or other risk reduction efforts within the County. Participating jurisdictions can update the status of their mitigation projects throughout the planning lifecycle, and this web-based tool will improve participating jurisdiction's ability to apply for FEMA's Hazard Mitigation Assistance (HMA) grant programs including initial grant application processes through Cal OES.

5.5 Mitigation Strategy

The mitigation strategy is the guidebook to future hazard mitigation administration, capturing the key outcomes of the MJHMP planning process. The mitigation strategy is intended to reduce vulnerabilities outlined in the previous section (a.k.a. problem statements) with a prescription of policies and physical projects. These mitigation actions should be compatible with existing planning mechanisms and should outline specific roles and resources for implementation success.

5.5.1 Capabilities & Adaptive Capacity Assessment

This section examines the planning and regulatory, administrative, technical, financial, educational, and outreach capabilities to augment known issues and weaknesses from identified natural hazards.

Capabilities assessments in this Volume 1 and in Volume 2 include considerations of a community's adaptive capacity for climate change, as outlined in Cal OES' 2020 California Adaptation Planning Guide. Adaptive capacity is a community or region's existing ability to moderate climate change impacts. Assessing adaptive capacity includes analysis of policies, plans, programs, funding, and staffing capacity.

The tables in this section explore various local planning mechanisms, administrative capacity, financial capabilities, and education and outreach initiatives. The columns in each table represent deeper dives into the following questions:

- Is the existing planning or regulatory mechanism used currently? (Column 1, Status)
- Has the HMP been integrated into the planning mechanism currently so that the named mechanism is currently used in HMP planning? (Column 2, Current Mitigation Use)
- Is there a future opportunity to expand, improve upon, and incorporate this 2020 HMP Update into the planning or regulatory mechanism? (Column 3, Future Opportunity)

The capabilities assessment is easily digestible and based on color coding to indicate which policies and plans are adequate, need improvement or in which the HMP could be integrated. Each table includes a legend that explain how each one of these questions are being answered according to the color indicated: green, yellow, and orange.

For more information on the regulatory environment surrounding each hazard, see hazard-specific sections of Volume 1. Volume 1, Section 5.3.5 includes an extensive list of federal and state funding opportunities as well.



5.5.1.1 Planning and Regulatory Capabilities

Table 5-11: Planning and Regulatory Capabilities

CAPABILITY ASSESSMENT LEGEND		
Status	Current Mitigation Use	Future Opportunity
Currently in use or present.	Used widely for mitigation.	Opportunity to expand and integrate.
(Sort of) Seldomly used or limited presence.	Limited use in mitigation planning.	Limited opportunity to expand and integrate.
(No) Not present or available.	Not used in mitigation planning.	No opportunity to expand or integrate.

Resource	HMP Integration			Notes / Additional Detail
	Status	Current Mitigation Use	Future Opportunity	
Planning and Regulatory Capabilities				
Construction and Future Development Regulations				
Building Codes				2019 California Building Code
Building Code Effectiveness Grading Schedule (BCEGS) Rating	N/A	N/A	N/A	Unknown
Public Protection (ISO Class)				ISO Class up for review from the last 18 months, ISO 3
Hazard Related Development Standards				Light on hazard-related siting and requirements beyond building code
Hazard-Specific Ordinance				Basis for establishing the areas of special flood hazard (15.08), Seismic hazards identification program (15.60), Water efficient landscape (20.04)
Zoning Ordinance				Title 18 - Zoning, no hazard related zones
Growth Management Ordinance			N/A	
Hazard Reduction Programs (Annually Conducted)				
Capital Improvements Program (CIP) or Plan				Opportunity to integrate hazard planning and funding needs into CIP
Erosion/Sediment Control Program				Erosion Control Standards 15.12 - Article III
Hazard-Related Public Outreach Program				See Education & Outreach Capabilities for more specifics.



Resource	HMP Integration			Notes / Additional Detail
	Status	Current Mitigati on Use	Future Opportun ity	
Planning and Regulatory Capabilities				
Stormwater Management Program (Annual Inspections)				The Suisun City Public Works Department participates in efforts to control the amount and quality of storm water running off hard scape surfaces in the City. https://www.suisun.com/departments/public-works/stormwater-programs/
Seismic Safety Program (Non-structural Inspections)				Seismic hazards identification program (15.60)
Earthquake Modernization Program (Building Safety Inspections)				
Hazard Plans				
General Plan Safety Element				Safety (Chapter 9); 2015
Noteworthy Area/ Specific Plan with Hazard Focus				Waterfront District Specific Plan (2016)
Community Wildfire Protection Plan (CWPP)	N/A	N/A	N/A	
Wildfire Vulnerability Assessment				
Urban or Integrated Regional Water Management Plan				2015 Solano County Water Agency urban water management plan: https://www.scwa2.com/documents/publications/2015%20SCWA%20UWMP.pdf
Floodplain Management Plan				Solano Flood Resiliency Plan underway (2021-2022)
Stormwater Management Plan				The Suisun City Public Works Department participates in efforts to control the amount and quality of storm water running off hard scape surfaces in the City. https://www.suisun.com/departments/public-works/stormwater-programs/
Ground Water Management Plan(s)				Solano County GSP underway
Open Space and Land Management Plan(s)				Suisun City General Plan Chapter 7 - Open space and Conservation
Emergency Operations Plan				2017 Solano County Emergency Operations Plan
Climate Action Plan, Vulnerability Ass'mt, or Adaptation Plan				2011 County of Solano Climate Action Plan
Sustainable Community Plan (SB 375)				ABAG Plan Bay Area 2040 (2017)



Resource	HMP Integration			Notes / Additional Detail
	Status	Current Mitigati on Use	Future Opportun ity	
Planning and Regulatory Capabilities				
Local Delta/ Wetlands Program(s)				Suisun Marsh Protection Plan: https://www.scwa2.com/groundwater/sgma/ The Delta Plan https://www.deltacouncil.ca.gov/delta-plan/
Downtown Plan with hazard focus				Waterfront District Specific Plan (2016)
Community Health Assessment(s)				2016 Solano County Community Health Assessment https://www.solanocounty.com/civicax/filebank/blobdload.aspx?BlobID=27541
National Flood Protection Program (NFIP)				
Floodplain Management Regulations				Basis for establishing the areas of special flood hazard (15.08), Seismic hazards identification program (15.60), Water efficient landscape (20.04)
Flood Insurance Education and Technical Assist.				
Flood Hazard Mapping / Re-Mapping				2013 Flood Insurance Study
Community Rating System (CRS)				



5.5.1.2 Administrative and Technical Capabilities

Table 5-12: Administrative and Technical Capabilities

CAPABILITY ASSESSMENT LEGEND		
Status	Current Mitigation Use	Future Opportunity
Currently in use or present.	Used widely for mitigation.	Opportunity to expand and integrate.
(Sort of) Seldomly used or limited presence.	Limited use in mitigation planning.	Limited opportunity to expand and integrate.
(No) Not present or available.	Not used in mitigation planning.	No opportunity to expand or integrate.

Resource	HMP Integration			Notes / Additional Detail
	Status	Current Mitigation Use	Future Opportunity	
Administrative and Technical				
Community Planning and Development Services				
Community Planner				No hazard mitigation additional staffing is identified; staff will continue to integrate hazard mitigation into various roles.
Civil Engineer				
Building Code Official				
Floodplain Administrator				
Fire Marshall				
Dedicated Public Outreach Personnel				
GIS Specialist and Capability				
Emergency Manager				Fire Marshal
Grant Manager, Writer, or Specialist				Shared responsibilities
Other				
Warning Systems/Services				
General				AlertSolano
Flood				AlertSolano Flood Risk: California Department of Water Resources Flood Risk Notification Program Flood Control: Solano County Water Agency
Wildfire				AlertSolano
Geological Hazards				AlertSolano ShakeAlert.org (nation-wide)



5.5.1.3 Financial Capabilities

Table 5-13: Financial Capabilities

CAPABILITY ASSESSMENT LEGEND		
Status	Current Mitigation Use	Future Opportunity
Currently in use or present.	Used widely for mitigation.	Opportunity to expand and integrate.
(Sort of) Seldomly used or limited presence.	Limited use in mitigation planning.	Limited opportunity to expand and integrate.
(No) Not present or available.	Not used in mitigation planning.	No opportunity to expand or integrate.

Resource	HMP Integration			Notes / Additional Detail	
	Status	Current Mitigation Use	Future Opportunity		
Fiscal Capabilities					
Financial Resources for Hazard Mitigation					
Levy for Specific Purposes with Voter Approval				While the City has employed these various financial capabilities to varying degrees, there are no examples of employing them for hazard mitigation projects or planning. However, it's not anticipated that many of these would be used to fund hazard mitigation projects in the future, either, unless paired with other grant funding.	
Utilities Fees					
Benefit assessments					
System Development Fee					
Various Bonds to Incur Debt					
Withheld Spending in Hazard-Prone Areas	N/A	N/A	N/A		
Stormwater Service Fees					
Capital Improvement Project Funding					

5.5.1.4 Education and Outreach

Table 5-14: Education and Outreach Capabilities

CAPABILITY ASSESSMENT LEGEND		
Status	Current Mitigation Use	Future Opportunity
Currently in use or present.	Used widely for mitigation.	Opportunity to expand and integrate.
(Sort of) Seldomly used or limited presence.	Limited use in mitigation planning.	Limited opportunity to expand and integrate.
(No) Not present or available.	Not used in mitigation planning.	No opportunity to expand or integrate.

Resource	HMP Integration			Notes / Additional Detail
	Status	Current Mitigation Use	Future Opportunity	
Education / Outreach Capabilities				
Education/Outreach Resources				
Website Dedicated to Hazard Topics				Emergency Preparedness page on City website.
Dedicated Social Media				
Hazard Info. Avail. at Library/ Planning Desk				
Annual Public Safety Events				
Ability to Field Public Tech. Assistance Requests				
Public Safety Newsletters or Printed Outreach				
Fire Safe Councils	N/A	N/A	N/A	
Resource Conservation Districts				Solano Resource Conservation District
Other				

5.5.1.5 Capability and Adaptive Capacity Opportunities

The City of Suisun City identified many opportunities for strengthening community capabilities and adaptive capacity. The City considered this assessment in developing its Mitigation Strategy. The City identified additional staffing, typical of a smaller jurisdiction. Notably, the City is updating several planning documents that will improve planning and regulatory capacity. The City also had good capacity under its current planning documentation and is developing a new Flood Resiliency Plan as well.

Volume 1, Section 5.3.5 includes an extensive list of federal and state funding opportunities to leverage to improve community capabilities.



5.5.2 Mitigation Actions

Mitigation actions were developed based upon the jurisdiction's priorities, risk assessment results, and mitigation alternatives. The mitigation action prioritization method used by all participating jurisdictions is described in Section 5.5.1 of Volume 1. Table 5-15 lists each priority mitigation action, responsible party, time frame, potential funding source, implementation steps, and resources need to implement based upon the Planning Committee consensus.

Each participating jurisdiction, including the City of Suisun City, considered ongoing relevancy of mitigation actions from the existing MJHMP and retained or removed such actions while adding new relevant actions as well. Mitigation actions were examined for relevancy and the potential for future implementation and then evaluated for potential follow-up. Some mitigation actions developed during the previous HMP effort were not included because they were an inherent part of the HMP update process or were not detailed enough for implementation at a local jurisdiction level. The City of Suisun City has made significant changes to other mitigation actions because of the updated risk assessment and implementation strategy, to include more detail, or to update based on current mitigation practices. Volume 1, Section 5.5.2 provides a record of County wide mitigation actions, the status, and additional notes for each action.

Table 5-15 lists each mitigation action for the City of Suisun City. Each participating jurisdiction developed unique mitigation actions, targeted at their own unique priorities and vulnerabilities. Each mitigation action identifies the responsible party, time frame, potential funding source, implementation steps and resources needed to implement these priority mitigation actions. As a living document, hazard problem statements and mitigation activities will be updated through MAST. The detail in Table 5-15 meets the regulatory requirements of FEMA and DMA 2000.

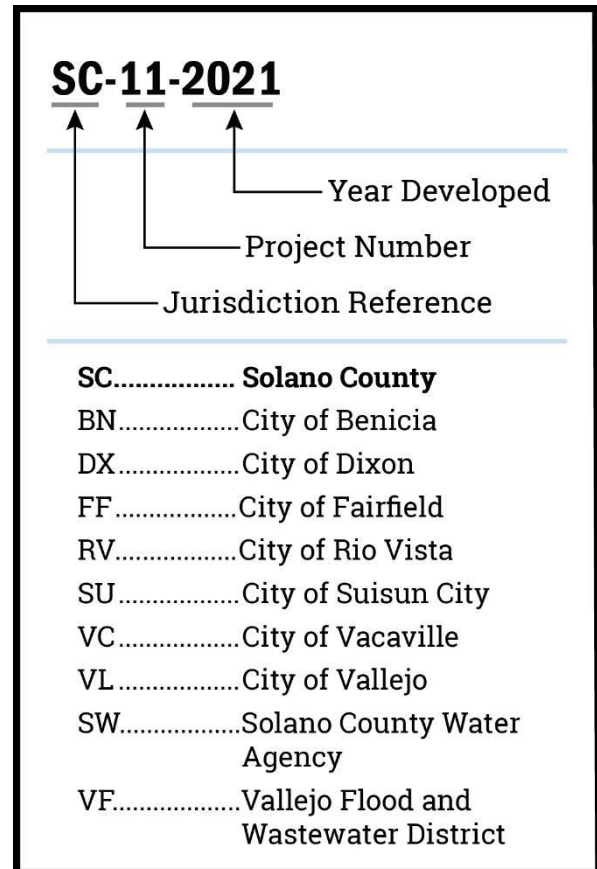


Figure 5-16: Mitigation Action Key

Table 5-15: City of Suisun City Mitigation Actions

Mitigation No.	Hazard Type	Mitigation Type	Status	Year	Primary Agency	Title/Description	Responsible Party	Estimated Cost	Estimated Benefit	Time Frame	HMA Activity Type	Potential Grant Source	Priority	Related Goal(s)	Related Problem Statements
ma-SR-SU-197	All Hazard	PRV - Prevention, PE&A - Public Education & Awareness, SP - Structural Projects	Ongoing	2018	City of Suisun City	Review zoning and development standards for opportunities to strengthen, especially in areas susceptible to sea level rise, and update as necessary.	Development Services	Medium - The project could be implemented with existing funding but would require a re-apportionment of the budget or a budget amendment, or the cost of the project would have to be spread over multiple years.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	Planning	HMGP / BRIC, FMA, Internal Funding	Medium	Goal 4: Resilience	ps-CC-SU-161
ma-AH-SU-198	All Hazard	PE&A - Public Education & Awareness	Ongoing	2018	City of Suisun City	Encourage the public to prepare for disasters by developing personal emergency response plans and by maintaining a 3-day preparedness kit for home and work. Do this through community forums, presentations and media.	City of Suisun City	Low - The project could be funded under the existing budget. The project is part of or can be part of an ongoing existing program.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	5%	HMGP / BRIC, EMPG, Internal Funding	Medium	Goal 1: People, Goal 4: Resilience	ps-WF-SU-162, ps-WF-SU-163, ps-EQ-SU-164, ps-FL-SU-169
ma-CC-SU-127	Climate Change	PRV - Prevention	Pending	2021	City of Suisun City	Implement specific actions identified in the City Flood and Sea Level Rise Resiliency Plan, underway in 2021.	City of Suisun City	Medium - The project could be implemented with existing funding but would require a re-apportionment of the budget or a budget amendment, or the cost of the project would have to be spread over multiple years.	High - Project will provide an immediate reduction of risk exposure for life and property.	3-5 Years	Project	HMGP / BRIC, FMA, Internal Funding	High	Goal 4: Resilience	ps-CC-SU-161
ma-EQ-SU-180	Climate Change	SP - Structural Projects	Pending	2021	City of Suisun City	Improve marina facilities to withstand king tide events and sea level rise.	City Public Works & Engineering	High - Existing funding will not cover the cost of the project, implementation would require new revenue through an alternative source (for example, bonds, grants, and fee increases).	High - Project will provide an immediate reduction of risk exposure for life and property.	5-10 Years	Project	HMGP / BRIC, FMA	Medium	Goal 2: Infrastructure	ps-EQ-SU-167
ma-EQ-SU-128	Earthquake	PRV - Prevention	Pending	2021	City of Suisun City	Conduct Public Education campaign(s) on earthquake preparedness and liquefaction.	City of Suisun City	Low - The project could be funded under the existing budget. The project is part of or can be part of an ongoing existing program.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	5%	EMPG, Internal Funding	High	Goal 1: People, Goal 4: Resilience	ps-EQ-SU-164
ma-EQ-SU-129	Earthquake	SP - Structural Projects	Pending	2021	City of Suisun City	Retrofit or replace un-reinforced masonry Fire Station.	Fire Department	High - Existing funding will not cover the cost of the project, implementation would require new revenue through an alternative source (for example, bonds, grants, and fee increases).	High - Project will provide an immediate reduction of risk exposure for life and property.	3-5 Years	Project	HMGP / BRIC, Internal Funding	High	Goal 1: People, Goal 2: Infrastructure, Goal 4: Resilience	ps-EQ-SU-166

Mitigation No.	Hazard Type	Mitigation Type	Status	Year	Primary Agency	Title/Description	Responsible Party	Estimated Cost	Estimated Benefit	Time Frame	HMA Activity Type	Potential Grant Source	Priority	Related Goal(s)	Related Problem Statements
ma-EQ-SU-184	Earthquake	ES - Emergency Services	Pending	2021	City of Suisun City	Develop an assessment plan to determine railway points of vulnerability to more accurately predict areas of which would be impacted most during railway damage events. The plan can include preparedness plans to quickly initiate detours to maintain a secondary access point to the interstate and operations to activate.	Fire Department	Low - The project could be funded under the existing budget. The project is part of or can be part of an ongoing existing program.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	N/A	EMPG, Internal Funding	High	Goal 2: Infrastructure, Goal 4: Resilience	ps-EQ-SU-165
ma-EW-SU-130	Extreme Weather	PRV - Prevention	Pending	2021	City of Suisun City	Reinforce the city's storm water drains systems to enhance the survivability of the systems during heavy rain event, which are compounded by high wind events creating debris, and other flooding incidents.	City Public Works & Engineering	High - Existing funding will not cover the cost of the project; implementation would require new revenue through an alternative source (for example, bonds, grants, and fee increases).	High - Project will provide an immediate reduction of risk exposure for life and property.	5-10 Years	Project	HMGP / BRIC, FMA, Internal Funding	High	Goal 2: Infrastructure	ps-EW-SU-170
ma-EW-SU-132	Extreme Weather	ES - Emergency Services	Pending	2021	City of Suisun City	Install backup power generators to support operation of critical facilities, including water and wastewater systems, emergency services, and cooling and heating centers.	Fire Department	Medium - The project could be implemented with existing funding but would require a re-apportionment of the budget or a budget amendment, or the cost of the project would have to be spread over multiple years.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	3-5 Years	5%	EMPG, Internal Funding	High	Goal 2: Infrastructure, Goal 4: Resilience	ps-EW-SU-172, ps-EW-SU-171
ma-FL-SU-133	Flood	SP - Structural Projects	Pending	2021	City of Suisun City	Reinforce highway 12 drainage systems from flooding through protection activities, including elevating the highway, installing culverts beneath roads or building a higher bridge across areas that experiences regular flooding.	City Public Works & Engineering	High - Existing funding will not cover the cost of the project; implementation would require new revenue through an alternative source (for example, bonds, grants, and fee increases).	High - Project will provide an immediate reduction of risk exposure for life and property.	5-10 Years	Project	HMGP / BRIC, Internal Funding	High	Goal 2: Infrastructure	ps-FL-SU-168
ma-FL-SU-134	Flood	SP - Structural Projects	Pending	2021	City of Suisun City	Reinforce local ramps, bridges, and roads from flooding through protection activities, including elevating road(s) and installing culverts beneath roads or building a higher bridge across areas that experiences regular flooding.	City Public Works & Engineering	High - Existing funding will not cover the cost of the project; implementation would require new revenue through an alternative source (for example, bonds, grants, and fee increases).	High - Project will provide an immediate reduction of risk exposure for life and property.	5-10 Years	Project	HMGP / BRIC, FMA, Internal Funding	Medium	Goal 2: Infrastructure	ps-FL-SU-169

Mitigation No.	Hazard Type	Mitigation Type	Status	Year	Primary Agency	Title/Description	Responsible Party	Estimated Cost	Estimated Benefit	Time Frame	HMA Activity Type	Potential Grant Source	Priority	Related Goal(s)	Related Problem Statements
ma-FL-SU-200	Flood	PE&A - Public Education & Awareness	Pending	2021	City of Suisun City	Explore benefits for City and residents for participation in the Community Rating System (CRS) for reduced flood insurance under the National Flood Insurance Program.	City of Suisun City	Low - The project could be funded under the existing budget. The project is part of or can be part of an ongoing existing program.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	5%	FMA, EMPG, Internal Funding	Medium	Goal 4: Resilience	ps-FL-SU-169
ma-WF-SU-135	Wildfire	PRV - Prevention	Ongoing	2021	City of Suisun City	Develop a wildfire mitigation plan to identify specific projects the City may wish to undertake related to wildfire	Fire Department	Low - The project could be funded under the existing budget. The project is part of or can be part of an ongoing existing program.	Medium - Project will have a long-term impact on the reduction of risk exposure for life and property, or project will not provide an immediate reduction in the risk exposure for property.	1-3 Years	N/A	FP&S, Internal Funding	High	Goal 4: Resilience	ps-WF-SU-162, ps-WF-SU-163

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Solano County Multi-Jurisdictional Hazard Mitigation Plan

**Suisun City
City Council Adoption Consideration
Tues., March 1, 2022**



Why have a Hazard Mitigation Plan?

- Save Lives
- Reduce Property and Infrastructure Damage
- Reduce Recovery \$\$\$\$
- Minimize Societal Disruption
- Reduce Liability
- Keep Critical Facilities Operational
- **QUALIFY FOR FEMA'S HAZARD MITIGATION ASSISTANCE GRANTS**

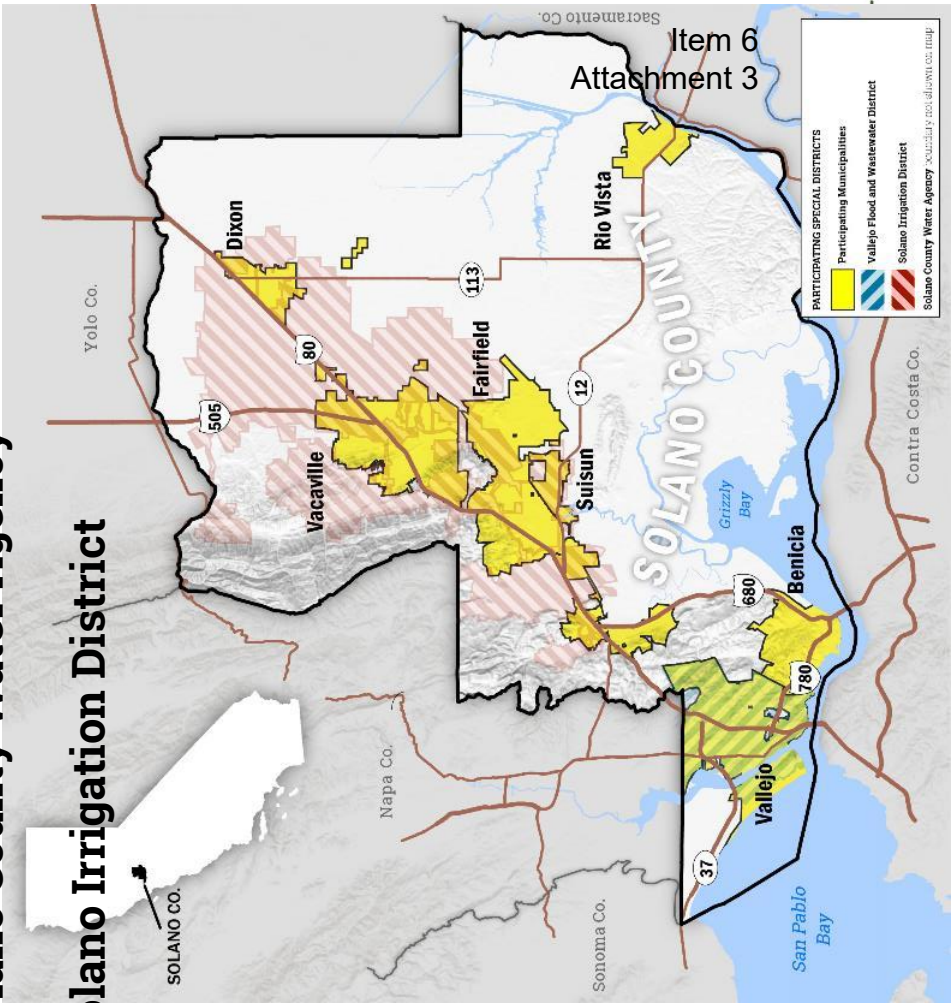
MJHMP Background

- Update of Suisun City’s 2018 Hazard Mitigation Plan.
- First County-wide multi-jurisdictional plan
- Approval of plan and updates is condition of mitigation grant assistance
- FEMA requires an update every 5 years to remain grant eligible
- **Vol. 1 = county-wide & unincorporated**
- **Vol. 2= jurisdictional annexes**



PARTICIPATING JURISDICTIONS (11):

- Solano County (lead)
- 7 Municipalities
- Vallejo Flood & Wastewater District
- Solano County Water Agency
- Solano Irrigation District



Risk Assessment:

1. Inventory historic plans and identify hazards.

2. Develop the “universe” of hazards

3: Understand Each Hazard

Demographics

Frequency & Severity

Hazard Perceptions

4. Quantify, Map, Describe Vulnerabilities!

Describe Areas of Concern

Risk Assessment Mapping Platform (RAMP)

In-Plan Mapping and Vulnerability Assessment

Attachment 3

Item 6

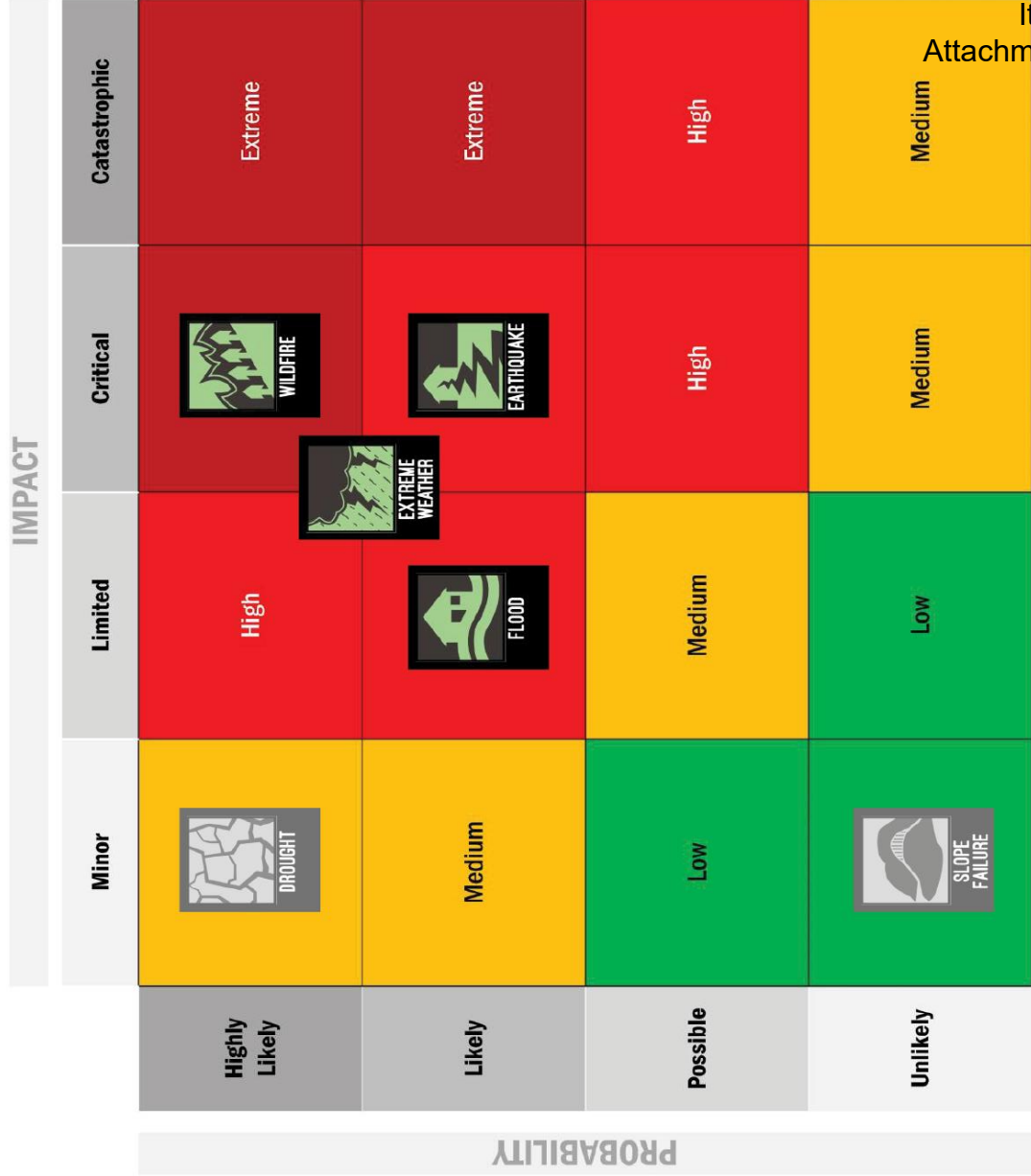



Hazard Profiles (section 4.5)

Hazard Profile Sections:


- Regulatory Environment
- Past Events
- Location
- Frequency/Probability
- Severity
- Warning Time
- Secondary Hazards
- Climate Change Impacts

City Of Suisun City Risk Matrix

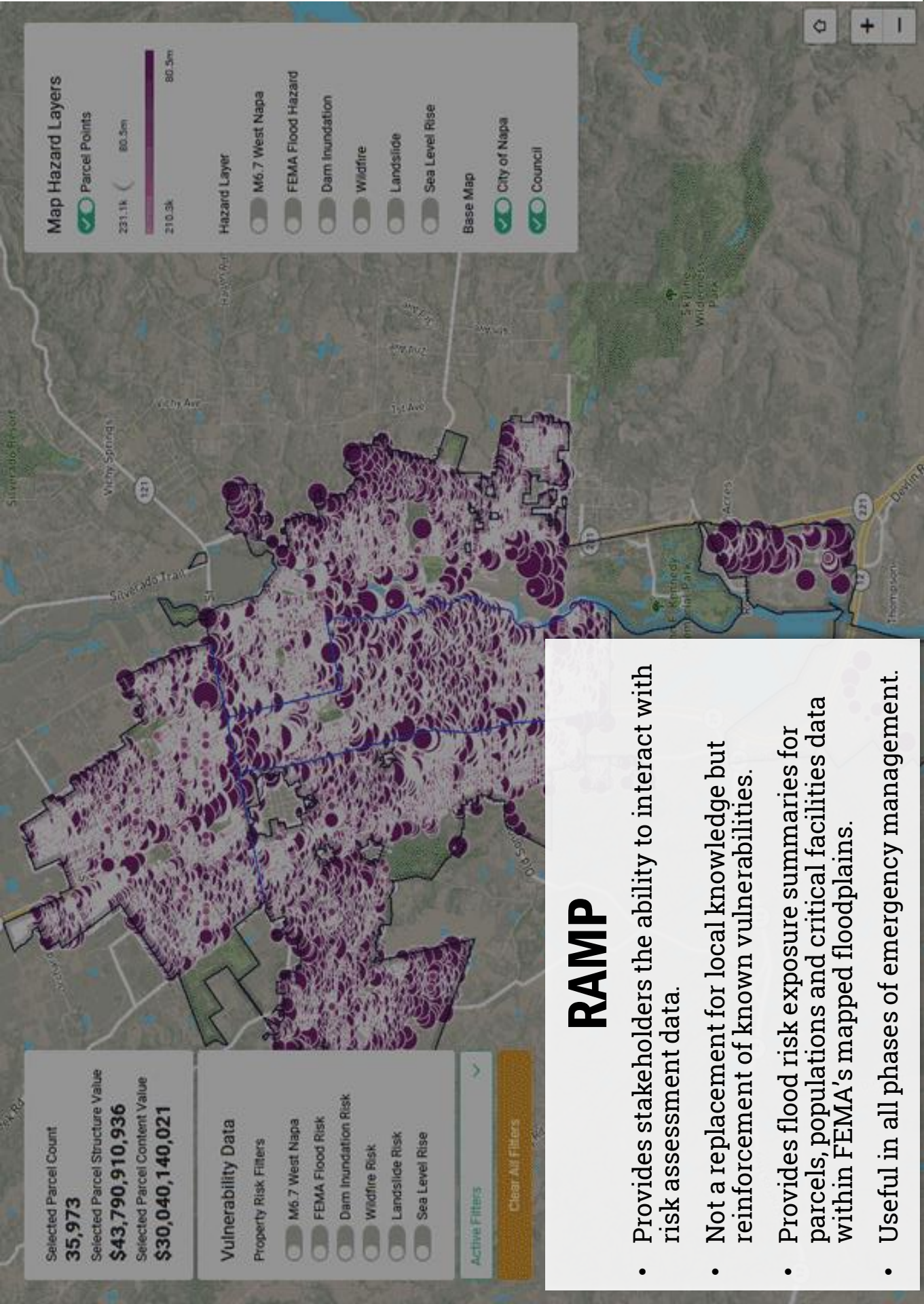


CLIMATE CHANGE

+

SEA LEVEL RISE





RAMP

- Provides stakeholders the ability to interact with risk assessment data.
- Not a replacement for local knowledge but reinforcement of known vulnerabilities.
- Provides flood risk exposure summaries for parcels, populations and critical facilities data within FEMA’s mapped floodplains.
- Useful in all phases of emergency management.

Public Survey Response

English Survey Responses

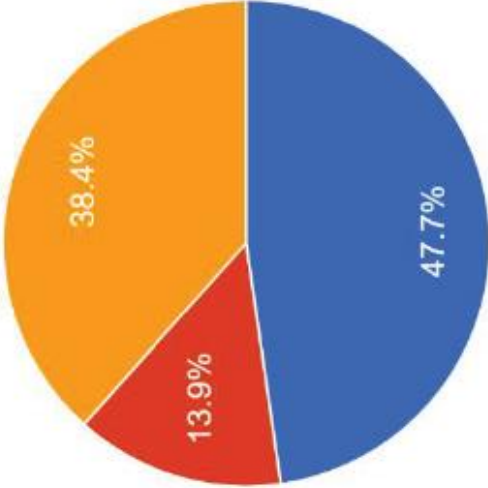
1,842

Spanish Survey Responses

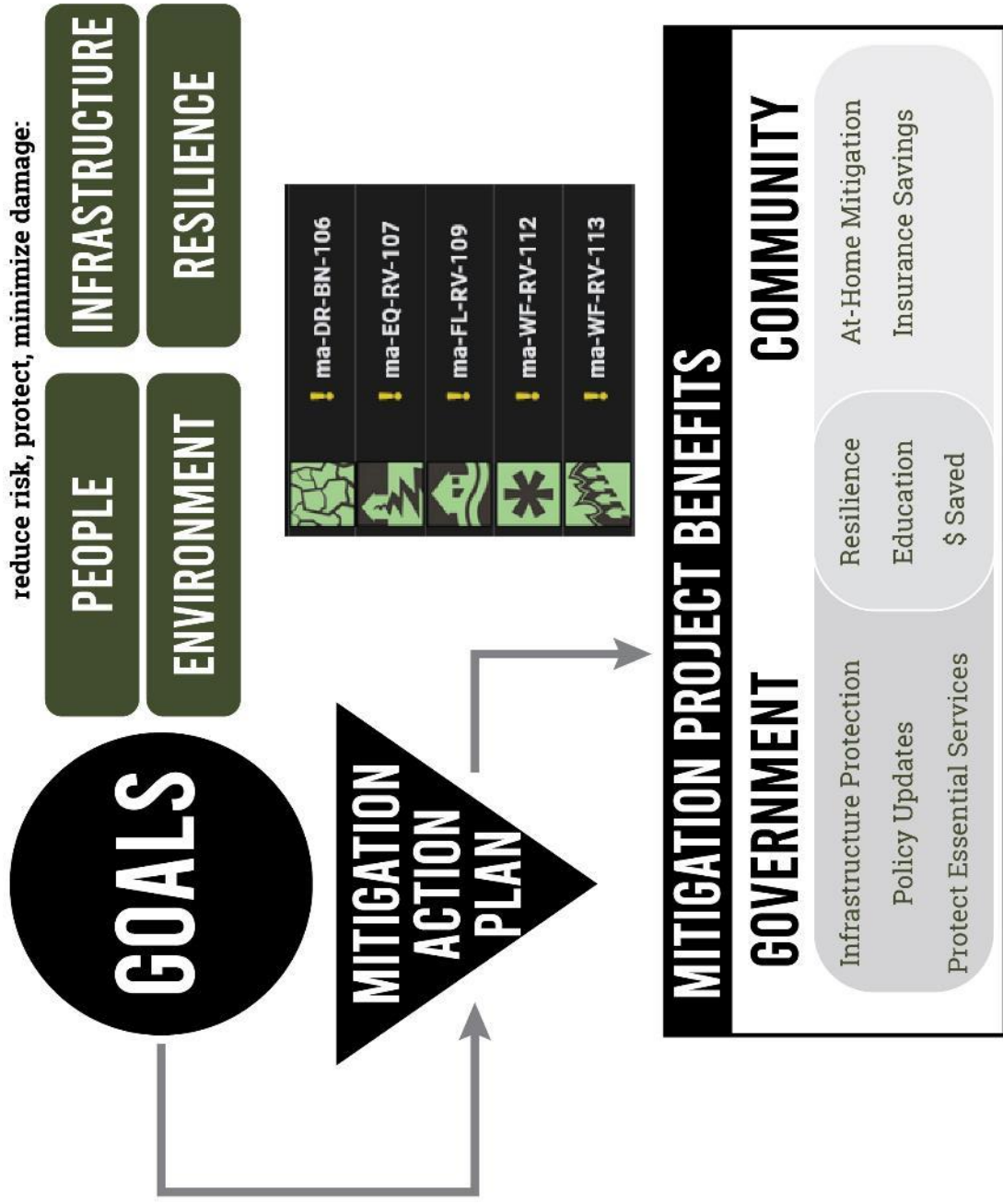
8

Do you think you are well informed about the dangers of natural hazards in this area?
1,842 responses

- Yes
- No
- Somewhat



Goals and Mitigation Actions



Sample Mitigation Actions



Reinforce highway 12 drainage systems from flooding through protection activities, including elevating the highway, installing culverts beneath roads or building a higher bridge across areas that experiences regular flooding. (ma-FL-SU-133)



Retrofit or replace un-reinforced masonry Fire Station. (ma-EQ-SU-129)

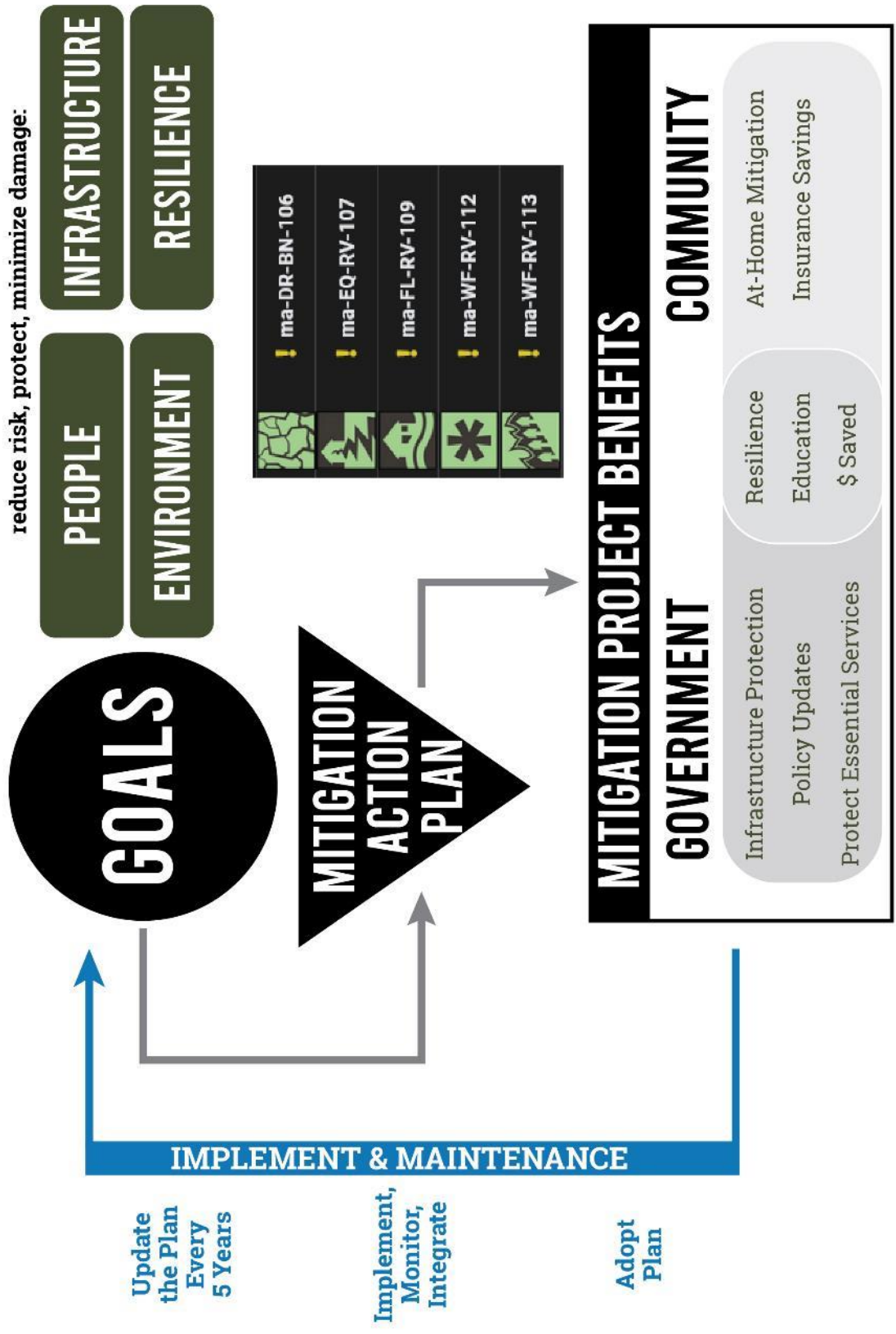


Review zoning and development standards for opportunities to strengthen, especially in areas susceptible to sea level rise, and update as necessary. (ma-AH-SU-197)



Implement specific actions identified in the Suisun City Flood Resiliency Action Plan, underway in 2021. (ma-CC-SU-127)

Implement & Maintain



Thank you!

Questions?



ETHAN MOBLEY, Owner/ Project Manager

970-323-4331

BRIAN GREER, Co-Owner/ Data Visualization Manager

510-253-0054

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AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Discussion and Direction Regarding the Waterfront District Specific Plan Residential High Density and Downtown Commercial Land Use Zones

FISCAL IMPACT: Dependent on direction, there is no immediate fiscal impact resulting from a discussion and possible direction related to the Waterfront District Specific Plan (WDSP) land use zones. Direction to change the zoning or allowed uses would result in additional costs.

STRATEGIC PLAN GOALS:

- Develop Sustainable Economy
 - Enhance Environment
-

BACKGROUND: On January 18, 2022, the City Council received correspondence from residents regarding the rezoning of property located at the northwest intersection of Marina Boulevard and Lotz Way (Attachment 1- Rezoning Request Letter). Subsequently, the City Council heard public comments regarding the land use and zoning of the property at the February 1, 2022, meeting. The attached letter from residents focused on the future development of the property, specifically the desire for land use to complement the adjacent community's characteristics. The following statements reflect residents' concerns:

- Request that the L-shaped remainder of the vacant areas, which borders Lotz Way and Marina Boulevard, be rezoned to ensure that future development is compatible with our adjacent neighborhoods and is more beneficial to the City.
 - Ensure future development of the site is geared towards housing, as this use benefits the City. Any other use that deviates from the land uses permitted in the WDSP raises property value concerns.
 - If land-use changes occur, then planned land use should be appropriate and consider the characteristics of the neighborhood; warehousing is not a compatible use.
-

STAFF REPORT: This particular property at the northwest location of Marina Boulevard and Lotz Way is in the Waterfront District Specific Plan (WDSP) and zoned Residential High Density (RHD) and Downtown Commercial (DC) (Attachment 2 – Property Zoning Map). The RHD zone provides a wide variety of multifamily residential development types and accommodates between 24.1-54 dwelling units per net acre, supporting high-density infill development in appropriate locations. The residential portion of the property is in the City's General Plan Housing Element as a potential affordable housing site.

The site's DC zoning is a commercial zone and replaced the General Commercial and Commercial Service zone designations phased out in the 2035 General Plan. This zone is

PREPARED BY:
APPROVED BY:

Jim Bermudez, Development Services Director
Greg Folsom, City Manager

intended to accommodate primarily retail and commercial services and allows complementary office, civic, and recreational uses.

Staff is requesting either City Council confirmation that the WDSP land uses and zoning remain appropriate for the subject properties or direction on what Council feels would be more appropriate zoning/uses for the properties.

CEQA ANALYSIS: The City Council providing discussion and direction on this item does not trigger environmental review itself; however, if the General Plan were to be amended as part of direction received, that would constitute a “project” and environmental review will need to be completed with an amendment.

RECOMMENDATION: It is recommended that the City Council provide direction to staff regarding the Waterfront District Specific Plan Residential High Density and Downtown Commercial Land Use Zones located at the northwest intersection of Marina Boulevard and Lotz Way.

ATTACHMENTS:

1. Rezoning Request Letter
2. Property Zoning Map
3. PowerPoint Presentation

RECEIVED

JAN 31 2022

CITY OF SUISUN CITY

Suisun City Mayor Lori Wilson
City Council Member Jane Day
City Council Member Alma Hernandez
City Council Member Mike Hudson
City Council Member Wanda Williams

Cc: City Manager Greg Folsom
City Clerk Anita Skinner
Senior Planner John Kearns

January 18, 2022

Rezoning Request

Dear Mayor Wilson and City Council Members Day, Hernandez, Hudson, and Williams,

This is a response to receipt of public notice of the proposed Marina Center Self Storage project, to be added to the Marina Shopping Center on part of the vacant area bounded by Highway 12 on the north and Lotz Way on the south, between the Marina Shopping Center and Marina Boulevard. We do not welcome the Self Storage business proposed for that site. **This is to request that the L-shaped remainder of that vacant area, which borders Lotz Way and Marina Boulevard, be rezoned to ensure that further development is compatible with our adjacent neighborhoods and more beneficial to the city.**

The public notice we received alarmed us by describing an undesirable project without providing much useful context or information. This project is not mentioned on city Planning Department Web pages. The notice says "For additional information, please contact: info@pellarin.com," but e-mail to that address, sent long ago, has gone unanswered.

The public notice should have provided a link to the Suisun City community meeting Web page, which contains important additional information about the project, including a site plan and vicinity map: <https://www.suisun.com/community-meeting-set-to-discuss-marina-center-self-storage-project/>. It also should clearly explain ownership and zoning of the project parcel, the stage the project has reached in the city approval process, remaining stages of the approval process with a tentative timeline, and contact information for providing public comment at each stage. Moreover, Good Neighbor Policy public notices should be circulated more widely than to property owners within 600 feet of the development. Interested parties from outside that radius provided useful feedback at the January 3 community meeting about the development.

The project was not well received during the meeting. Self storage businesses are normally sited in industrial areas on the outskirts of town. People associate them with neighborhoods that are generally unsafe and undesirable to live in. We owners of neighboring homes think that this project is inappropriate for the site, and expect it will lower our property values. Several other meeting participants expressed concern about garbage, incursions by homeless people, and people squatting in storage units. Still others noted that this sort of business brings little financial

benefit to the city, and does nothing to draw visitors downtown. Not least, it squanders land within easy walking distance of downtown and public transportation that could provide housing for many steady customers needed by downtown businesses.

We care about our community and neighborhoods and oppose development projects that make Suisun City look trashy and charmless. Apparently since the parcel in question is private property and the proposed Self Storage project conforms to present zoning regulations, little can be done to stop it. It is urgent that you place rezoning of the remaining undeveloped area bordering Lotz Way and Marina Boulevard on the City Council agenda, for discussion and direction to staff. Hopefully this rezoning request can be considered quickly as part of the Specific Plan amendment process. Going forward, we would be grateful if you could notify us any time Council or the Planning Commission will address this issue.

Thank you in advance for giving careful consideration to this request.

Respectfully submitted,

Patricia Matteson

Patricia Matteson and Michael Zeiss
832 Driftwood Drive

Mr.

Marcia Dufton-Woll
Marcia Dufton-Woll
807 Bay Street

Michael Moore
1002 FREEDOM DRIVE

~~John~~ Patrick Ayache / ~~Miranda~~ Mirandathan
(836 Driftwood Drive)

Susan V. Cove 819 DRIFTWOOD DR Suisun City CA 94585

Michael & Margo KUCSERA 711 Bay St Suisun City.

~~DEB~~
Margo A KUCSERA 711 Bay Street Suisun City

Reguelene Ayman 220 Justice Ave, Suisun
94585

John 935 Lotz way Suisun 94585

Melba Clark 930 Liberty Dr Suisun City

Win Payne II - 930 Driftwood Dr.
Suisun City CA. 94585

Jim Taylor Brian Taylor 403 Josiah Circle

John Payne JOHANNES PARAGOS Suisun City CA 94585
403 JOSIAH CIRCLE
SUISUN CITY CA 94585

Pat O'Leary PETER OQUENDO 827 DRIFTWOOD DR
SUISUN CITY CA 94585

Brian Milton Brian Milton 823 Driftwood Dr.
Suisun City CA 94585

Katy Milton Katy Milton 823 Driftwood Dr
Suisun City CA 94585

Robert Wilson ~~Robert Wilson~~ 807 Lotz Way
Suisun City, CA 94585

Rebecca Soliz Rebecca Soliz 807 Lotz Way Suisun
94585
Darren Sealy 807 Lotz Way Suisun

Larry Wood

S. Wood

Jane Wood
Susan Wood

807 Driftwood Dr
Suisun 94585

807 Driftwood Dr
Suisun City, CA 94585

Terry Nykolich

731 Bay St
Suisun City
94585

JULIA SMITH

GREG SMITH

JOMI PAGE

ROGER PAGE

715 Driftwood Dr
Suisun City CA
715 Driftwood Dr
SE CA

824 Driftwood Dr
Suisun City, CA 94585
824 Driftwood Dr
Suisun City, CA.

Luke Besselink *Luke Besselink*

Item 7
78 Driftwood Dr.
Suisun CA, 94585
Attachment 1

Sharyn Nykoluk *Sharyn Nykoluk* 731 Bay Street
Suisun, Ca 94585

Lorna Marlou Muñoz *Lorna Marlou*

Ramón Muñoz *Ramón*

836 BAY STREET
SUISUN CITY, CA
94585
836 Bay St.
Suisun City, CA

JP

Megan Stone

823 Bay St. 94585
Suisun City, CA 94585

Kathleen Bunnell-Cable *Kathleen Bunnell-Cable* 803 Lot 2 way
LAWRENCE A CABLE *Lawrence A Cable* 820 Driftwood Dr
SUISUN CITY CA 94585

Benjamin H Flora Jr. *BH*

824 Driftwood Dr.
Suisun City CA 94585

Aris Linnins

Aris Linnins

Gerald Linnins
Gerald Linnins

716 Bay Street
Suisun City, CA

Brian Grossman *Brian* Brianna Grossman

716 Bay St 94585
SUISUN CITY, CA
927 Lot 2 Way 94585
Suisun City, Ca 94585

MICHAEL VILLANUEVA
Michael Villanueva

Michael Villanueva

MAX GROSSMAN

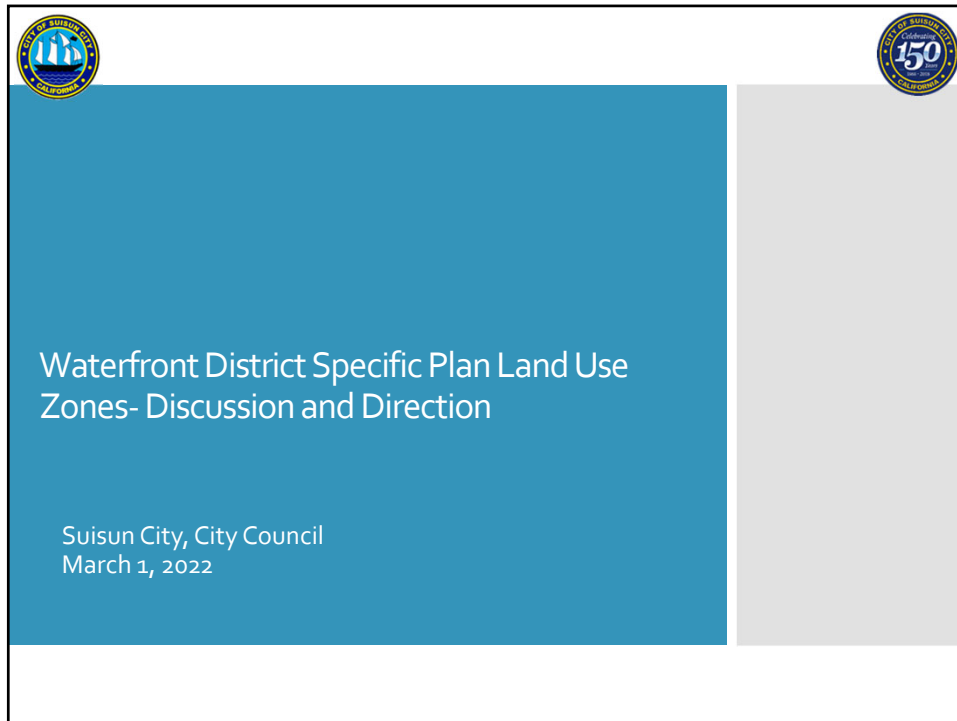
907 LOT 2 WAY
SUISUN CITY CA 94585
927 Lot 2 way
Suisun city, CA 94585

Robert S. Boston 831 Bay St., Suisun City, CA 94585
Brenda Boston 831 Bay St Suisun City 94585

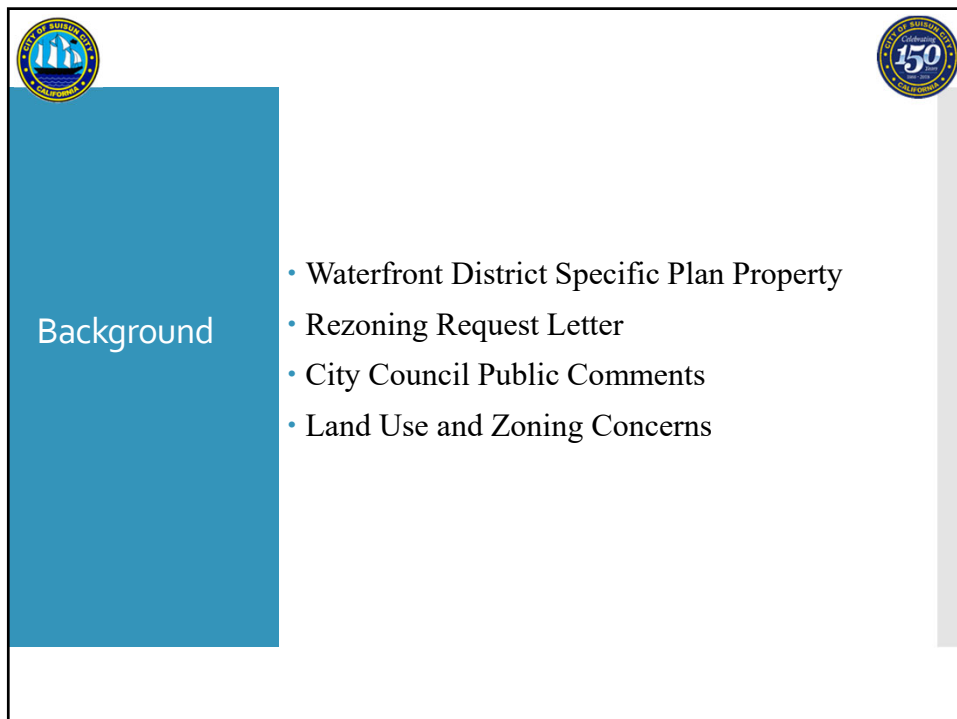
THIS LETTER IS
SIGNED BY
43 PEOPLE IN
28 HOMEOWNER
HOUSEHOLDS IN
VICTORIAN HARBOR
& VICTORIAN VILLAGE,
THE NEIGHBORHOODS
CLOSEST TO
THE MARINA
SHOPPING CENTER

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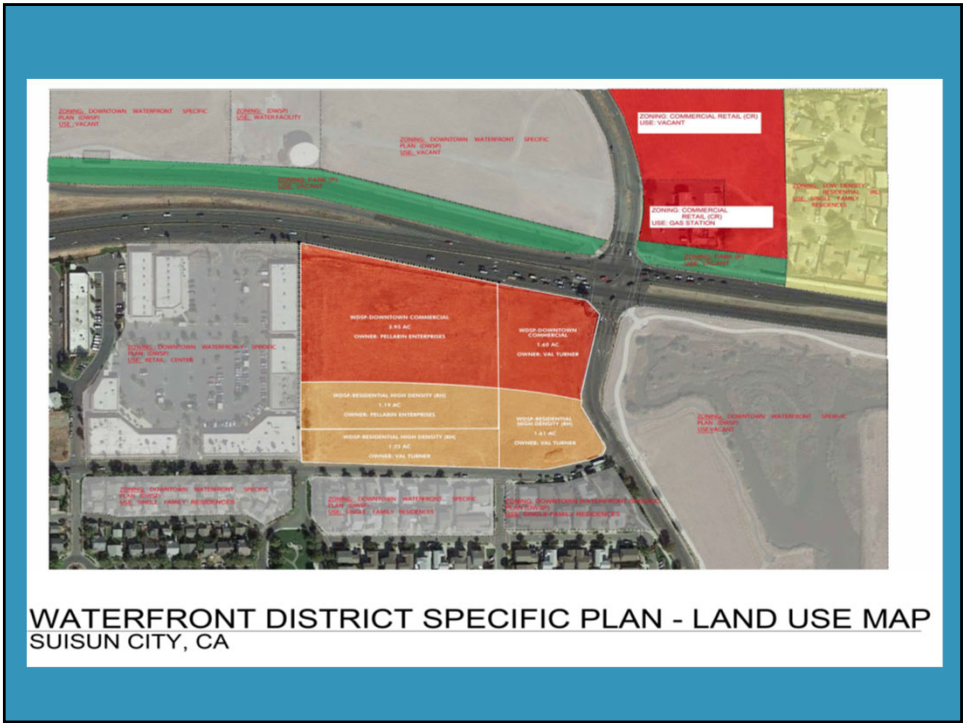
2



WDSP Zoning

- Residential High Density (RHD)
 - Multifamily residential
 - 24.1-54 du. Acre
 - Affordable housing site
- Downtown Commercial (DC)
 - Replaced previous General Commercial Zone
 - Accommodate retail and commercial service

3



4

AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Council Adoption of Resolution No. 2022-____: Opposing Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act

FISCAL IMPACT: There would be a no fiscal impact to the City.

STRATEGIC PLAN: Provide Good Governance.

BACKGROUND: Initiative 21-0042A1, otherwise known as the Taxpayer Protection and Government Accountability Act, would amend the California Constitution to restrict the ability of the state, counties, other local agencies, and the electorate to approve or collect taxes, fees, and other revenues. It would require voter approval of all state taxes, would further restrict local fee authority by limiting it to the “minimum amount necessary” to provide government services, and would require voter approval for local measures such as franchise fees. Its provisions would make it easier to challenge local revenue measures by increasing the burden of proof on local agencies while disallowing an agency’s characterization of a measure from being considered in court.

The purpose of the ballot measure is to make it more difficult for counties, cities, schools, special districts, and the state to raise revenue by any means. It places new and increased restrictions on every manner of revenue measure and narrows exceptions to its most onerous requirements. Its provisions are so broad that while the proponents cite specific examples they are targeting for change, the measure would no doubt have many unintended consequences.

The effect will be to increase city costs, reduce tax and fee revenue for cities, subject de rigueur charges such as franchise fees to voter approval requirements, and open more government actions to legal challenges while simultaneously making those challenges more difficult to defend against.

Further, as is the case with many ballot measures, it would write into the California Constitution contradictory and confusing language that cannot be changed or clarified without another future ballot measure that receives voter approval. The fundamental provision of the proposed initiative would be to designate every levy, charge, or exaction of any kind imposed by the state or a local agency as either a tax or an “exempt charge.” Every revenue measure not defined as an exempt charge would be subject to voter approval requirements, some of which the initiative newly imposes or increases.

It would also disallow local agencies from placing advisory measures on the same ballot as any general revenue measure and would raise the threshold for voter approval of local revenue measures proposed by initiative to two-thirds, although this measure itself would only require majority approval to be adopted.

The measure would have far-reaching and yet undefined impacts to how local government functions. Future funding measures, such as the extension of Measure S, could be imperiled and even fees such as nuisance abatement charges, franchise fees, document processing fees, and

PREPARED/APPROVED BY:

Greg Folsom, City Manager

facility use fees would be subject to new standards and threat of legal action. Some fees and tax changes would now require voter approval. For example, if the City were to annex additional land, Measure S would need to be added to the ballot again in order to approve collection in the new territory.

Additionally, even though the state now requires cities analyze new development for vehicle miles traveled (VMT), the city would not be allowed to charge development fees as a condition that mitigates VMT. There are several attachments with additional facts and information about the anticipated impacts to local governments if this initiative passes.

The proposed constitutional initiative is sponsored by the California Business Round Table (CBRT), an association comprised of the largest corporations in California. The initiative discussed in this memo is designated by the Attorney General as “21-0042A1.” A previous version of the initiative that included even more onerous restrictions has since been withdrawn. Proponents will have until April 29, 2022 to turn in signatures to the Secretary of State in order to qualify for the November 2022 ballot.

STAFF REPORT: The League of California Cities (Cal Cities) has asked that cities consider adopting a resolution opposing Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act. Per the Cal Cities Board of Directors, “the deceptively named *Taxpayer Protection and Government Accountability Act* would significantly jeopardize cities’ ability to provide necessary services and critical infrastructure to residents. It would impose onerous and undemocratic restrictions on local governments and local voters that would reduce local revenues by billions every year, decimating vital services like fire and emergency response, infrastructure, libraries, parks, sanitation, economic development, and virtually all local services.”

In addition to the League of California Cities, California Professional Firefighters, SEIU California, California Alliance for Jobs, AFSCME California, and the California Special Districts Association have all announced their strong opposition to this initiative. The Executive Board of the California State Association of Counties recommended opposition to this initiative and the full board will be considering it on March 3rd.

STAFF RECOMMENDATION: It is recommended that the City Council Adopt Resolution No. 2022-____: Opposing Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act

ATTACHMENTS:

1. Resolution No. 2022-____: Opposing Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act
2. Full text of Ballot Initiative 21-0042A1
3. CBRT Measure Opposition Fact Sheet (CalCities)
4. CBRT Fiscal Analysis (CaliforniaCityFinance.com)
5. Legal Analysis (CalCities)

RESOLUTION NO. 2022-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
OPPOSING INITIATIVE 21-0042A1, THE TAXPAYER PROTECTION AND
GOVERNMENT ACCOUNTABILITY ACT**

WHEREAS, an association representing California's wealthiest corporations is behind a deceptive proposition aimed for the November 2022 statewide ballot; and

WHEREAS, the measure creates new constitutional loopholes that allow corporations to pay far less than their fair share for the impacts they have on our communities, including local infrastructure, our environment, water quality, air quality, and natural resources; and

WHEREAS, the measure includes undemocratic provisions that would make it more difficult for local voters to pass measures needed to fund local services and infrastructure, and would limit voter input by prohibiting local advisory measures where voters provide direction on how they want their local tax dollars spent; and

WHEREAS, the measure makes it much more difficult for state and local regulators to issue fines and levies on corporations that violate laws intended to protect our environment, public health and safety, and our neighborhoods; and

WHEREAS, the measure puts billions of dollars currently dedicated to state and local services at risk, and could force cuts to public schools, fire and emergency response, law enforcement, public health, parks, libraries, affordable housing, services to support homeless residents, mental health services, and more; and

WHEREAS, the measure would also reduce funding for critical infrastructure like streets and roads, public transportation, drinking water, new schools, sanitation, and utilities.

THEREFORE, BE IT RESOLVED that the City of Suisun City opposes Initiative 21-0042A1, the Taxpayer Protection and Government Accountability Act.

BELL, McANDREWS & HILTACHK, LLP
ATTORNEYS AND COUNSELORS AT LAW
455 CAPITOL MALL, SUITE 600
SACRAMENTO, CALIFORNIA 95814

(916) 442-7757
FAX (916) 442-7759
www.bmhlaw.com

21 - 0042 Amdt. # 1

January 4, 2022

RECEIVED

JAN 04 2022

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Anabel Renteria
Initiative Coordinator
Office of the Attorney General
State of California
PO Box 994255
Sacramento, CA 94244-25550

Re: Initiative 21-0042 - Amendment Number One

Dear Initiative Coordinator:

Pursuant to subdivision (b) of Section 9002 of the Elections Code, enclosed please find Amendment #1 to Initiative No. 21-0042 "The Taxpayer Protection and Government Accountability Act." The amendments are reasonably germane to the theme, purpose or subject of the initiative measure as originally proposed.

I am the proponent of the measure and request that the Attorney General prepare a circulating title and summary of the measure as provided by law, using the amended language.

Thank you for your time and attention processing my request.

Sincerely,



Thomas W. Hiltachk

The Taxpayer Protection and Government Accountability Act

[Deleted codified text is denoted in ~~strikeout~~. Added codified text is denoted by *italics and underline*.]

Section 1. Title

This Act shall be known, and may be cited as, the Taxpayer Protection and Government Accountability Act.

Section 2. Findings and Declarations

(a) Californians are overtaxed. We pay the nation's highest state income tax, sales tax, and gasoline tax. According to the U.S. Census Bureau, California's combined state and local tax burden is the highest in the nation. Despite this, and despite two consecutive years of obscene revenue surpluses, state politicians in 2021 alone introduced legislation to raise more than \$234 *billion* in new and higher taxes and fees.

(b) Taxes are only part of the reason for California's rising cost-of-living crisis. Californians pay billions more in hidden "fees" passed through to consumers in the price they pay for products, services, food, fuel, utilities and housing. Since 2010, government revenue from state and local "fees" has more than doubled.

(c) California's high cost of living not only contributes to the state's skyrocketing rates of poverty and homelessness, they are the pushing working families and job-providing businesses out of the state. The most recent Census showed that California's population dropped for the first time in history, costing us a seat in Congress. In the past four years, nearly 300 major corporations relocated to other states, not counting thousands more small businesses that were forced to move, sell or close.

(d) California voters have tried repeatedly, at great expense, to assert control over whether and how taxes and fees are raised. We have enacted a series of measures to make taxes more predictable, to limit what passes as a "fee," to require voter approval, and to guarantee transparency and accountability. These measures include Proposition 13 (1978), Proposition 62 (1986), Proposition 218 (1996), and Proposition 26 (2010).

(e) Contrary to the voters' intent, these measures that were designed to control taxes, spending and accountability, have been weakened and hamstrung by the Legislature, government lawyers, and the courts, making it necessary to pass yet another initiative to close loopholes and reverse hostile court decisions.

Section 3. Statement of Purpose

(a) In enacting this measure, the voters reassert their right to a voice and a vote on new and higher taxes by requiring any new or higher tax to be put before voters for approval. Voters also intend that all fees and other charges are passed or rejected by the voters themselves or a governing body elected by voters and not unelected and unaccountable bureaucrats.

(b) Furthermore, the purpose and intent of the voters in enacting this measure is to increase transparency and accountability over higher taxes and charges by requiring any tax measure placed on the ballot—

either at the state or local level—to clearly state the type and rate of any tax, how long it will be in effect, and the use of the revenue generated by the tax.

(c) Furthermore, the purpose and intent of the voters in enacting this measure is to clarify that any new or increased form of state government revenue, by any name or manner of extraction paid directly or indirectly by Californians, shall be authorized only by a vote of the Legislature and signature of the Governor to ensure that the purposes for such charges are broadly supported and transparently debated.

(d) Furthermore, the purpose and intent of the voters in enacting this measure is also to ensure that taxpayers have the right and ability to effectively balance new or increased taxes and other charges with the rapidly increasing costs Californians are already paying for housing, food, childcare, gasoline, energy, healthcare, education, and other basic costs of living, and to further protect the existing constitutional limit on property taxes and ensure that the revenue from such taxes remains local, without changing or superseding existing constitutional provisions contained in Section 1(c) of Article XIII A.

(e) In enacting this measure, the voters also additionally intend to reverse loopholes in the legislative two-thirds vote and voter approval requirements for government revenue increases created by the courts including, but not limited to, *Cannabis Coalition v. City of Upland*, *Chamber of Commerce v. Air Resources Board*, *Schmeer v. Los Angeles County*, *Johnson v. County of Mendocino*, *Citizens Assn. of Sunset Beach v. Orange County Local Agency Formation Commission*, and *Wilde v. City of Dunsmuir*.

Section 4. Section 3 of Article XIII A of the California Constitution is amended to read:

Sec. 3(a) Every levy, charge, or exaction of any kind imposed by state law is either a tax or an exempt charge.

(b)(1) (a) Any change in state statute law which results in any taxpayer paying a new or higher tax must be imposed by an act passed by not less than two-thirds of all members elected to each of the two houses of the Legislature, and submitted to the electorate and approved by a majority vote, except that no new ad valorem taxes on real property, or sales or transaction taxes on the sales of real property, may be imposed. Each Act shall include:

(A) A specific duration of time that the tax will be imposed and an estimate of the annual amount expected to be derived from the tax.

(B) A specific and legally binding and enforceable limitation on how the revenue from the tax can be spent. If the revenue from the tax can be spent for unrestricted general revenue purposes, then a statement that the tax revenue can be spent for "unrestricted general revenue purposes" shall be included in a separate, stand-alone section. Any proposed change to the use of the revenue from the tax shall be adopted by a separate act that is passed by not less than two-thirds of all members elected to each of the two houses of the Legislature and submitted to the electorate and approved by a majority vote.

(2) The title and summary and ballot label or question required for a measure pursuant to the Elections Code shall, for each measure providing for the imposition of a tax, including a measure proposed by an elector pursuant to Article II, include:

(A) The type and amount or rate of the tax;

(B) The duration of the tax; and

(C) The use of the revenue derived from the tax.

(c) Any change in state law which results in any taxpayer paying a new or higher exempt charge must be imposed by an act passed by each of the two houses of the Legislature. Each act shall specify the type of exempt charge as provided in subdivision (e), and the amount or rate of the exempt charge to be imposed.

(d) ~~(b)~~ As used in this section and in Section 9 of Article II, "tax" means every ~~any~~ levy, charge, or exaction of any kind imposed by the State ~~state law that is not an exempt charge~~, except the following:

(e) As used in this section, "exempt charge" means only the following:

(1) ~~a charge imposed for a specific benefit conferred or privilege granted directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the State of conferring the benefit or granting the privilege to the payor.~~

(1) ~~(2)~~ A reasonable charge imposed for a specific government service or product provided directly to the payor that is not provided to those not charged, and which does not exceed the reasonable actual costs to the State of providing the service or product to the payor.

(2) ~~(3)~~ A charge imposed for the reasonable regulatory costs to the State incident to issuing licenses and permits, performing investigations, inspections, and audits, enforcing agricultural marketing orders, and the administrative enforcement and adjudication thereof.

(3) A levy, charge, or exaction collected from local units of government, health care providers or health care service plans that is primarily used by the State of California for the purposes of increasing reimbursement rates or payments under the Medi-Cal program, and the revenues of which are primarily used to finance the non-federal portion of Medi-Cal medical assistance expenditures.

(4) A reasonable charge imposed for entrance to or use of state property, or the purchase, rental, or lease of state property, except charges governed by Section 15 of Article XI.

(5) A fine, or penalty, ~~or other monetary charge~~ including any applicable interest for nonpayment thereof, imposed by the judicial branch of government or the State, as a result of a state administrative enforcement agency pursuant to adjudicatory due process, to punish a violation of law.

(6) A levy, charge, assessment, or exaction collected for the promotion of California tourism pursuant to Chapter 1 (commencing with Section 13995) of Part 4.7 of Division 3 of Title 2 of the Government Code.

(f) ~~(e)~~ Any tax or exempt charge adopted after January 1, ~~2022~~ 2010, but prior to the effective date of this act, that was not adopted in compliance with the requirements of this section is void 12 months after the effective date of this act unless the tax or exempt charge is reenacted by the Legislature and signed into law by the Governor in compliance with the requirements of this section.

(g) ~~(1) (d)~~ The State bears the burden of proving by a preponderance of the clear and convincing evidence that a levy, charge, or other exaction is an exempt charge and not a tax. The State bears the burden of proving by clear and convincing evidence that the amount of the exempt charge is reasonable and that the amount charged does not exceed the actual cost of providing the service or product to the payor., that the amount is no more than necessary to cover the reasonable costs of the governmental activity and

that the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor's burdens on, or benefits received from, the governmental activity

(2) The retention of revenue by, or the payment to, a non-governmental entity of a levy, charge, or exaction of any kind imposed by state law, shall not be a factor in determining whether the levy, charge, or exaction is a tax or exempt charge.

(3) The characterization of a levy, charge, or exaction of any kind as being voluntary, or paid in exchange for a benefit, privilege, allowance, authorization, or asset, shall not be a factor in determining whether the levy, charge, or exaction is a tax or an exempt charge.

(4) The use of revenue derived from the levy, charge or exaction shall be a factor in determining whether the levy, charge, or exaction is a tax or exempt charge.

(h) As used in this section:

(1) "Actual cost" of providing a service or product means: (i) the minimum amount necessary to reimburse the government for the cost of providing the service or product to the payor, and (ii) where the amount charged is not used by the government for any purpose other than reimbursing that cost. In computing "actual cost" the maximum amount that may be imposed is the actual cost less all other sources of revenue including, but not limited to taxes, other exempt charges, grants, and state or federal funds received to provide such service or product.

(2) "Extend" includes, but is not limited to, doing any of the following with respect to a tax or exempt charge: lengthening its duration, delaying or eliminating its expiration, expanding its application to a new territory or class of payor, or expanding the base to which its rate is applied.

(3) "Impose" means adopt, enact, reenact, create, establish, collect, increase or extend.

(4) "State law" includes, but is not limited to, any state statute, state regulation, state executive order, state resolution, state ruling, state opinion letter, or other legal authority or interpretation adopted, enacted, enforced, issued, or implemented by the legislative or executive branches of state government. "State law" does not include actions taken by the Regents of the University of California, Trustees of the California State University, or the Board of Governors of the California Community Colleges.

Section 5. Section 1 of Article XIII C of the California Constitution is amended, to read:

Sec. 1. Definitions. As used in this article:

(a) "Actual cost" of providing a service or product means: (i) the minimum amount necessary to reimburse the government for the cost of providing the service or product to the payor, and (ii) where the amount charged is not used by the government for any purpose other than reimbursing that cost. In computing "actual cost" the maximum amount that may be imposed is the actual cost less all other sources of revenue including, but not limited to taxes, other exempt charges, grants, and state or federal funds received to provide such service or product.

(b) "Extend" includes, but is not limited to, doing any of the following with respect to a tax, exempt charge, or Article XIII D assessment, fee, or charge: lengthening its duration, delaying or eliminating its expiration, expanding its application to a new territory or class of payor, or expanding the base to which its rate is applied.

(c) (a) "General tax" means any tax imposed for general governmental purposes.

(d) "Impose" means adopt, enact, reenact, create, establish, collect, increase, or extend.

(e) (b) "Local government" means any county, city, city and county, including a charter city or county, any special district, or any other local or regional governmental entity, or an elector pursuant to Article II or the initiative power provided by a charter or statute.

(f) "Local law" includes, but is not limited to, any ordinance, resolution, regulation, ruling, opinion letter, or other legal authority or interpretation adopted, enacted, enforced, issued, or implemented by a local government.

(g) (c) "Special district" means an agency of the State, formed pursuant to general law or a special act, for the local performance of governmental or proprietary functions with limited geographic boundaries including, but not limited to, school districts and redevelopment agencies.

(h) (d) "Special tax" means any tax imposed for specific purposes, including a tax imposed for specific purposes, which is placed into a general fund.

(i) (e) As used in this article, and in Section 9 of Article II, "tax" means every ~~any~~ levy, charge, or exaction of any kind, imposed by a local government law that is not an exempt charge, ~~except the following:~~

(i) As used in this section, "exempt charge" means only the following:

(1) ~~A charge imposed for a specific benefit conferred or privilege granted directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the local government of conferring the benefit or granting the privilege.~~

(1) (2) A reasonable charge imposed for a specific local government service or product provided directly to the payor that is not provided to those not charged, and which does not exceed the reasonable actual costs to the local government of providing the service or product.

(2) (3) A charge imposed for the reasonable regulatory costs to a local government for issuing licenses and permits, performing investigations, inspections, and audits, enforcing agricultural marketing orders, and the administrative enforcement and adjudication thereof.

(3) (4) A reasonable charge imposed for entrance to or use of local government property, or the purchase, rental, or lease of local government property.

(4) (5) A fine, or penalty, or other monetary charge including any applicable interest for nonpayment thereof, imposed by the judicial branch of government or a local government administrative enforcement agency pursuant to adjudicatory due process, as a result of to punish a violation of law.

(5) (6) A charge imposed as a condition of property development. No levy, charge, or exaction regulating or related to vehicle miles traveled may be imposed as a condition of property development or occupancy.

(6) (7) An Assessments and property related fees assessment, fee, or charge imposed in accordance with the provisions of subject to Article XIII D, or an assessment imposed upon a business in a tourism marketing district, a parking and business improvement area, or a property and business improvement district.

(7) A charge imposed for a specific health care service provided directly to the payor and that is not provided to those not charged, and which does not exceed the reasonable costs to the local government of providing the health care service. As used in this paragraph, a "health care service" means a service licensed or exempt from licensure by the state pursuant to Chapters 1, 1.3, or 2 of Division 2 of the Health and Safety Code.

The local government bears the burden of proving by a preponderance of the evidence that a levy, charge, or other exaction is not a tax, that the amount is no more than necessary to cover the reasonable costs of the governmental activity and that the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor's burdens on, or benefits received from, the governmental activity.

Section 6. Section 2 of Article XIII C of the California Constitution is amended to read:

Sec. 2. Local Government Tax Limitation. Notwithstanding any other provision of this Constitution:

(a) Every levy, charge, or exaction of any kind imposed by local law is either a tax or an exempt charge. All taxes imposed by any local government shall be deemed to be either general taxes or special taxes. Special purpose districts or agencies, including school districts, shall have no power to levy general taxes.

(b) No local ~~law government, whether proposed by the governing body or by an elector,~~ may impose, extend, or increase any general tax unless and until that tax is submitted to the electorate and approved by a majority vote. A general tax shall not be deemed to have been increased if it is imposed at a rate not higher than the maximum rate so approved. The election required by this subdivision shall be consolidated with a regularly scheduled general election for members of the governing body of the local government, except in cases of emergency declared by a unanimous vote of the governing body.

(c) Any general tax imposed, extended, or increased, without voter approval, by any local government on or after January 1, 1995, and prior to the effective date of this article, shall continue to be imposed only if approved by a majority vote of the voters voting in an election on the issue of the imposition, which election shall be held within two years of the effective date of this article and in compliance with subdivision (b). ~~(d) No local law government, whether proposed by the governing body or by an elector,~~ may impose, extend, or increase any special tax unless and until that tax is submitted to the electorate and approved by a two-thirds vote. A special tax shall not be deemed to have been increased if it is imposed at a rate not higher than the maximum rate so approved.

(d) The title and summary and ballot label or question required for a measure pursuant to the Elections Code shall, for each measure providing for the imposition of a tax, include:

(1) The type and amount or rate of the tax;

(2) the duration of the tax; and

(3) The use of the revenue derived from the tax. If the proposed tax is a general tax, the phrase "for general government use" shall be required, and no advisory measure may appear on the same ballot that would indicate that the revenue from the general tax will, could, or should be used for a specific purpose.

(e) Only the governing body of a local government, other than an elector pursuant to Article II or the initiative power provided by a charter or statute, shall have the authority to impose any exempt charge. The governing body shall impose an exempt charge by an ordinance specifying the type of exempt charge

as provided in Section 1(j) and the amount or rate of the exempt charge to be imposed, and passed by the governing body. This subdivision shall not apply to charges specified in paragraph (7) of subdivision (j) of Section 1.

(f) No amendment to a Charter which provides for the imposition, extension, or increase of a tax or exempt charge shall be submitted to or approved by the electors, nor shall any such amendment to a Charter hereafter submitted to or approved by the electors become effective for any purpose.

(g) Any tax or exempt charge adopted after January 1, 2022, but prior to the effective date of this act, that was not adopted in compliance with the requirements of this section is void 12 months after the effective date of this act unless the tax or exempt charge is reenacted in compliance with the requirements of this section.

(h)(1) The local government bears the burden of proving by clear and convincing evidence that a levy, charge or exaction is an exempt charge and not a tax. The local government bears the burden of proving by clear and convincing evidence that the amount of the exempt charge is reasonable and that the amount charged does not exceed the actual cost of providing the service or product to the payor.

(2) The retention of revenue by, or the payment to, a non-governmental entity of a levy, charge, or exaction of any kind imposed by a local law, shall not be a factor in determining whether the levy, charge, or exaction is a tax or exempt charge.

(3) The characterization of a levy, charge, or exaction of any kind imposed by a local law as being paid in exchange for a benefit, privilege, allowance, authorization, or asset, shall not be factors in determining whether the levy, charge, or exaction is a tax or an exempt charge.

(4) The use of revenue derived from the levy, charge or exaction shall be a factor in determining whether the levy, charge, or exaction is a tax or exempt charge.

Section 7. Section 3 of Article XIII D of the California Constitution is amended, to read:

Sec. 3. Property Taxes, Assessments, Fees and Charges Limited

(a) No tax, assessment, fee, ~~or~~ charge, ~~or surcharge, including a surcharge based on the value of property,~~ shall be assessed ~~by any agency~~ upon any parcel of property or upon any person as an incident of property ownership except:

(1) The ad valorem property tax ~~imposed pursuant to~~ described in Section 1(a) of Article XIII and Section 1(a) of Article XIII A, and described and enacted pursuant to the voter approval requirement in Section 1(b) of Article XIII A.

(2) Any special non-ad valorem tax receiving a two-thirds vote of qualified electors pursuant to Section 4 of Article XIII A, or after receiving a two-thirds vote of those authorized to vote in a community facilities district by the Legislature pursuant to statute as it existed on December 31, 2021.

(3) Assessments as provided by this article.

(4) Fees or charges for property related services as provided by this article.

(b) For purposes of this article, fees for the provision of electrical or gas service shall not be deemed charges or fees imposed as an incident of property ownership.

Section 8. Sections 1 and 14 of Article XIII are amended to read:

Sec. 1 Unless otherwise provided by this Constitution or the laws of the United States:

(a) All property is taxable and shall be assessed at the same percentage of fair market value. When a value standard other than fair market value is prescribed by this Constitution or by statute authorized by this Constitution, the same percentage shall be applied to determine the assessed value. The value to which the percentage is applied, whether it be the fair market value or not, shall be known for property tax purposes as the full value.

(b) All property so assessed shall be taxed in proportion to its full value.

(c) All proceeds from the taxation of property shall be apportioned according to law to the districts within the counties.

Sec. 14. All property taxed by state or local government shall be assessed in the county, city, and district in which it is situated. Notwithstanding any other provision of law, such state or local property taxes shall be apportioned according to law to the districts within the counties.

Section 9. General Provisions

A. This Act shall be liberally construed in order to effectuate its purposes.

B. (1) In the event that this initiative measure and another initiative measure or measures relating to state or local requirements for the imposition, adoption, creation, or establishment of taxes, charges, and other revenue measures shall appear on the same statewide election ballot, the other initiative measure or measures shall be deemed to be in conflict with this measure. In the event that this initiative measure receives a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and the provisions of the other initiative measure or measures shall be null and void.

(2) In furtherance of this provision, the voters hereby declare that this measure conflicts with the provisions of the "Housing Affordability and Tax Cut Act of 2022" and "The Tax Cut and Housing Affordability Act," both of which would impose a new state property tax (called a "surcharge") on certain real property, and where the revenue derived from the tax is provided to the State, rather than retained in the county in which the property is situated and for the use of the county and cities and districts within the county, in direct violation of the provisions of this initiative.

(3) If this initiative measure is approved by the voters, but superseded in whole or in part by any other conflicting initiative measure approved by the voters at the same election, and such conflicting initiative is later held invalid, this measure shall be self-executing and given full force and effect.

C. The provisions of this Act are severable. If any portion, section, subdivision, paragraph, clause, sentence, phrase, word, or application of this Act is for any reason held to be invalid by a decision of any court of competent jurisdiction, that decision shall not affect the validity of the remaining portions of this Act. The People of the State of California hereby declare that they would have adopted this Act and each and every portion, section, subdivision, paragraph, clause, sentence, phrase, word, and application not

declared invalid or unconstitutional without regard to whether any portion of this Act or application thereof would be subsequently declared invalid.

D. If this Act is approved by the voters of the State of California and thereafter subjected to a legal challenge alleging a violation of state or federal law, and both the Governor and Attorney General refuse to defend this Act, then the following actions shall be taken:

(1) Notwithstanding anything to the contrary contained in Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code or any other law, the Attorney General shall appoint independent counsel to faithfully and vigorously defend this Act on behalf of the State of California.

(2) Before appointing or thereafter substituting independent counsel, the Attorney General shall exercise due diligence in determining the qualifications of independent counsel and shall obtain written affirmation from independent counsel that independent counsel will faithfully and vigorously defend this Act. The written affirmation shall be made publicly available upon request.

(3) A continuous appropriation is hereby made from the General Fund to the Controller, without regard to fiscal years, in an amount necessary to cover the costs of retaining independent counsel to faithfully and vigorously defend this Act on behalf of the State of California.

(4) Nothing in this section shall prohibit the proponents of this Act, or a bona fide taxpayers association, from intervening to defend this Act.

Stop the Corporate Loopholes Scheme

Deceptive Proposition Allows Major Corporations to Avoid Paying their Fair Share and Evade Enforcement when they Violate Environmental, Health & Safety Laws

An association representing California's wealthiest corporations — including oil, insurance, banks and drug companies — is behind a deceptive proposition aimed for the November 2022 statewide ballot. Their measure would create major new loopholes that allow corporations to avoid paying their fair share for the impacts they have on our communities; while also allowing corporations to evade enforcement when they violate environmental, health, safety and other state and local laws. Here's why a broad coalition of local governments, labor and public safety leaders, infrastructure advocates, and businesses **oppose** the Corporate Loophole Scheme:

Gives Wealthy Corporations a Major Loophole to Avoid Paying their Fair Share - Forcing Local Residents and Taxpayers to Pay More

- The measure creates new constitutional loopholes that **allow corporations to pay far less than their fair share for the impacts they have on our communities**, including local infrastructure, our environment, water quality, air quality, and natural resources – shifting the burden and making individual taxpayers pay more.

Allows Corporations to Dodge Enforcement When They Violate Environmental, Health, Public Safety and Other Laws

- The deceptive scheme creates new loopholes that makes it much more difficult for state and local regulators to issue fines and levies on corporations that violate laws intended to protect our environment, public health and safety, and our neighborhoods.

Jeopardizes Vital Local and State Services

- This far-reaching measure **puts at risk billions of dollars currently dedicated to critical state and local services**.
- It could **force cuts** to public schools, fire and emergency response, law enforcement, public health, parks, libraries, affordable housing, services to support homeless residents, mental health services and more.
- It would also **reduce funding for critical infrastructure** like streets and roads, public transportation, drinking water, new schools, sanitation, utilities and more.

Opens the Door for Frivolous Lawsuits, Bureaucracy and Red Tape that Will Cost Taxpayers and Hurt Our Communities

- The measure will encourage **frivolous lawsuits, bureaucracy and red tape that will cost local taxpayers millions** — while significantly **delaying and stopping investments in infrastructure and vital services**.

Undermines Voter Rights, Transparency, and Accountability

- This misleading measure changes our constitution to make it more difficult for local voters to pass measures needed to fund local services and local infrastructure.
- It also includes a hidden provision that **would retroactively cancel measures that were passed by local voters** — effectively undermining the rights of voters to decide for themselves what their communities need.
- It would **limit voter input** by prohibiting local advisory measures, where voters provide direction to politicians on how they want their local tax dollars spent.

Fiscal and Program Effects of Initiative 21-0042A1 on Local Governments

If Initiative 21-0042A1 is placed on the ballot and passed by voters, it will result in:

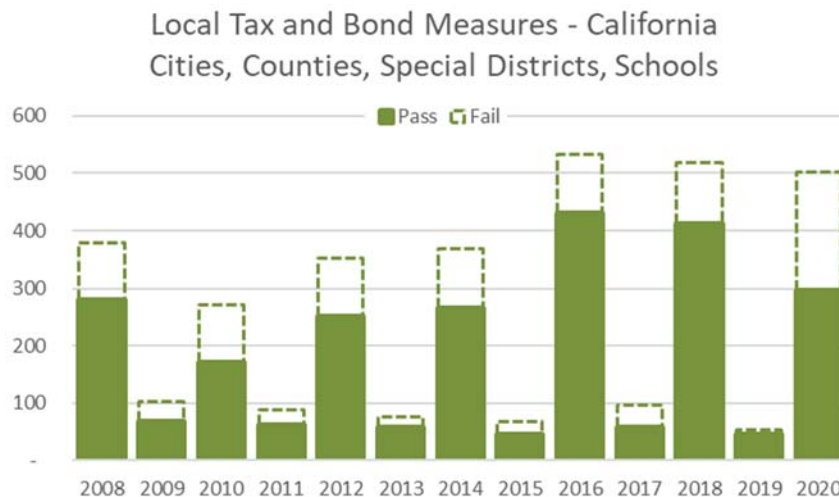
- Billions of local government fee and charge revenues placed at heightened legal peril. Related public service reductions across virtually every aspect of city, county, special district, and school services especially for transportation, and public facility use.
- Hundreds of millions of dollars of annual revenues from dozens of tax and bond measures approved by voters between January 1, 2022 and November 9, 2022 subject to additional voter approval if not in compliance with the initiative.
- Indeterminable legal and administrative burdens and costs on local government from new and more empowered legal challenges, and bureaucratic cost tracking requirements.
- The delay and deterrence of municipal annexations and associated impacts on housing and commercial development.
- Service and infrastructure impacts including in fire and emergency response, law enforcement, public health, drinking water, sewer sanitation, parks, libraries, public schools, affordable housing, homelessness prevention and mental health services.

1. Local Government Taxes and Services Threatened

With regard to taxes, Initiative 21-0042A1:

- Prohibits advisory, non-binding measures as to use of tax proceeds on the same ballot.
 - Voters may be less informed and more likely to vote against measures.
- Eliminates the ability of special tax measures proposed by citizen initiative to be enacted by majority voter approval (*Upland*).
 - Because the case law regarding citizen initiative special taxes approved by majority vote (*Upland*) is so recent, it is unknown how common these sorts of measures might be in the future. This initiative would prohibit such measures after the effective date of the initiative. Any such measures adopted after January 1, 2022 through November 8, 2022 would be void after November 9, 2023.
- Requires that tax measures include a specific duration of time that the tax will be imposed. This seems to require that all tax increases or extensions contain a sunset (end date).
 - This would require additional tax measures to extend previously approved taxes at additional cost to taxpayers.
- Requires that a tax or bond measure adopted after January 1, 2022 and before the effective date of the initiative (November 9, 2022) that was not adopted in accordance with the measure be readopted in compliance with the measure or will be void twelve months after the effective date of the initiative (November 9, 2023).
 - If past election patterns are an indication, dozens of tax and bond measures approving hundreds of millions of annual revenues may not be in compliance and would be subject to reenactment. Most will be taxes without a specific end date. Because there is no regularly scheduled election within the 12 months following the effective date of the initiative, measures not in compliance would need to be placed on a special election ballot for approval before November 9, 2023 or the tax will be void after that date. General tax measures would require declaration of emergency and unanimous vote of the governing board.

- Requires voter approval to expand an existing tax to new territory (annexations). This would require additional tax measures and would deter annexations and land development in cities.
 - If a tax is "extended" to an annexed area without a vote after January 1, 2022, it will be void 12 months later until brought into compliance. Because there is no regularly scheduled election within the 12 months following the effective date of the initiative, such extensions for general taxes would, under current law, each require unanimous vote of the agency board to be placed on a special election ballot or would be void after November 9, 2023.



1.a. Number of Measures and Value of Local Taxes at Risk¹

In 2020, voters in California approved 293 local tax and bond measures for cities, counties, special districts and schools (95 in March and 198 in November). The approved measures enacted \$3.85 billion in new annual taxes including \$1.3 billion for cities, \$302 million for counties, \$208 million for special districts (fire, wastewater, open space and transit districts), and \$2.037 billion for schools (including for school bonds).

Most tax measures go to the ballot during a presidential or gubernatorial primary or general election in an even year. However, some tax measures are decided at other times. During 2019, there were 45 approved tax and bond measures (24 city, 14 special district, 7 school) adopting \$154.0 million in new annual taxes (\$124.0 million city, \$10.5 million special district and \$19.2 million school).

Most tax and bond measures comply with the new rules in Initiative 21-0042Amdt#1 except:

- Dozens of taxes would require end dates. This would require additional measures in future years to extend the taxes further. Very few extensions of existing local taxes fail.
- Majority vote general tax measures could not be accompanied on the same ballot with an advisory, non-binding measure as to use of tax proceeds.
- Special taxes placed on the ballot via citizen initiative would require two-thirds voter approval.

Bond measures have fixed terms. Historically, about 20 percent of other tax measures have included specific durations (i.e. sunsets). Advisory measures as to use of revenues are uncommon. I do not expect the provisions of 21-0042A1 to have any substantial effect on passage rates. However, some 2022 approved measures would likely have to put back on the ballot.

Based on history, a reasonable estimate of the annualized tax revenues estimated to be approved by

¹ Source: Compilation and summary of data from County elections offices.

voters in 2022 and placed at risk by this initiative is at least **\$1.5 billion, including \$1.0 billion from cities and \$500 million from counties and special districts.**²

1.b. Additional Costs and Public Service Effects of the Tax Provisions

In addition to service delays and disruption due to new tax revenues placed at greater legal risk, there will be substantial additional costs for legal defense. The deterrence of taxes for annexations will delay and deter municipal annexations.

2. “Exempt Charges” (fees and charges that are not taxes) and Services Threatened

With regard to fees and charges adopted after January 1, 2022, Initiative 21-0042A1:

- Subjects new fees and charges for a product or service to a new "actual cost" test defined as "(i) the minimum amount necessary to reimburse the government for the cost of providing the service to the payor, and (ii) where the amount charged is not used by the government for any purpose other than reimbursing that cost. In addition, subjects these same charges to a new, undefined, "reasonable" standard.
- Subjects fees and charges for entrance to local government property; and rental and sale of local government property to a new, undefined, "reasonable" test.
- Subjects a challenged fee or charge to new, higher burdens of proof if legally challenged.
- Prohibits a levy, charge or exaction regulating or related to vehicle miles traveled, imposed as a condition of property development or occupancy.

2.a. Value on New Local Government Fees and Charges at Risk³

Virtually every city, county, and special district must regularly (e.g., annually) adopt increases to fee rates and charges and revise rate schedules to accommodate new users and activities. Most of these would be subject to new standards and limitations under threat of legal challenge. Based on the current volume of fees and charges imposed by local agencies and increases in those fees simply to accommodate inflation, the amount of local government fee and charge revenue placed at risk is about **\$1 billion per year including those adopted since January 1, 2022. Of this \$1 billion, about \$570 million is for special districts, \$450 million is cities, and \$260 million is counties.**⁴

Major examples of affected fees and charges are:

1. Nuisance abatement charges - such as for weed, rubbish and general nuisance abatement to fund community safety, code enforcement, and neighborhood cleanup programs.
2. Commercial franchise fees.
3. Emergency response fees - such as in connection with DUI.
4. Advanced Life Support (ALS) transport charges.
5. Document processing and duplication fees.
6. Transit fees, tolls, parking fees, public airport and harbor use fees.
7. Facility use charges, fees for parks and recreation services, garbage disposal tipping fees.

In addition to fees and charges, the measure puts fines and penalties assessed for the violation of state and

² This does not include citizen initiative special tax approved by majority but not two-thirds. Because this approach is new, the number of these measures and amount of revenue involved cannot be estimated.

³ Source: California State Controller Annual Reports of Financial Transactions concerning cities, counties and special districts, summarized with an assumed growth due to fee rate increases (not population) of 2 percent annually.

⁴ School fees are also affected but the amount is negligible by comparison.

local law at risk, making them taxes subject to voter approval under certain circumstances.

2.b. Additional Costs and Public Service Effects of the Fee/Charge Provisions

In addition to service delays and disruptions due to fee and charge revenues placed at greater legal risk, there would be substantial additional costs for legal defense. The risk to fees and charges will make infrastructure financing more difficult and will deter new residential and commercial development.

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The Taxpayer Protection and Government Accountability Act
Initiative No. 21-0042A1
January 21, 2022

Summary: The measure limits the voters' input, adopts new and stricter rules for raising taxes and fees, and makes it more difficult to hold state and local law violators accountable.

Limiting Voter Authority and Accountability

- Limits voter input. Prohibits local voters from providing direction on how local tax dollars should be spent by prohibiting local advisory measures.
- Invalidates Upland decision that allows majority of local voters to pass special taxes. Taxes proposed by the Initiative are subject to the same rules as taxes placed on the ballot by a city council. All measures passed between January 2022 and November 2022 would be invalidated unless reenacted within 12 months.

Restricting Local Fee Authority to Provide Local Services

- Franchise fees. Sets new standard for fees and charges paid for the use of local and state government property. The standard may significantly restrict the amount oil companies, utilities, gas companies, railroads, garbage companies, cable companies, and other corporations pay for the use of local public property. Rental and sale of local government property must be "reasonable" which must be proved by "clear and convincing evidence."
- Except for licensing and other regulatory fees, fees and charges may not exceed the "actual cost" of providing the product or service for which the fee is charged. "Actual cost" is the "minimum amount necessary." The burden to prove the fee or charge does not exceed "actual cost" is changed to "clear and convincing" evidence.

Restricting Authority of State and Local Governments to Issue Fines and Penalties for Violations of Law.

- Requires voter approval of fines, penalties, and levies for corporations and property owners that violate state and local laws unless a new, undefined adjudicatory process is used to impose the fines and penalties.

Restricting Local Tax Authority to Provide Local Services

- Expanding existing taxes (e.g., UUT, use tax, TOT) to new territory (e.g., annexation) or expanding the base (e.g., new utility service) requires voter approval.
- City charters may not be amended to include a tax or fee.
- New taxes can be imposed only for a specific time period.
- Taxes adopted after January 1, 2022, that do not comply with the new rules, are void unless reenacted.
- All state taxes require majority voter approval.
- Prohibits any surcharge on property tax rate and allocation of property tax to state.

Other Changes

- No fee or charge or exaction regulating vehicle miles traveled can be imposed as a condition of property development or occupancy.

AGENDA TRANSMITTAL

MEETING DATE: March 1, 2022

CITY AGENDA ITEM: Discussion and Direction – Legislative Advocacy Policy

FISCAL IMPACT: There is no fiscal impact from this discussion.

STRATEGIC PLAN IMPACT: Provide Good Governance

BACKGROUND: The League of California Cities (“Cal Cities”) and the National League of Cities (NLC) monitor, track, and engage on hundreds of bills each year that potentially impact cities. Cal Cities and NLC employ full-time staff of advocates and policy analysts to do this work, and engages with city officials, legislators, and diverse stakeholders to advance city priorities and increase control for local governments.

Cal Cities and NLC frequently ask their members to support their positions regarding critical legislation that either Cal Cities or NLC believes will significantly impact cities. Often, these requests for support or opposition to specific legislation must be completed in short timeframes that are insufficient to allow Council to consider each position. As a result, the City has not consistently acted on these calls to action to support or oppose significant draft legislation.

STAFF REPORT: Many cities have adopted Legislative Advocacy Policies that range from being robust (usually cities that have staff and resources to monitor legislation and hire lobbyists), to being supportive of NLC and/or Cal Cities requests for support or opposition of proposed legislation, to somewhere in between. Suisun City has no Legislative Advocacy Policy, so it is rare that Suisun City takes any position on proposed legislation due to either time and effort needed by staff to put the information together for Council discussion, or simply lack of time to have the issue discussed at a Council meeting.

Council has multiple options to consider and discuss:

1. Take no action;
2. Authorize the Mayor to sign letters of support or opposition on behalf of the City Council regarding pending State legislation in accordance with City policy, Council goals, and Cal Cities’ or NLC’s official position. Some cities allow the Vice Mayor to sign in the Mayor’s absence and some cities allow the City Manager to sign when it impacts city operations;
3. Direct staff to develop a more robust legislative platform for Council to discuss in order to guide the Mayor’s specific letters of support or opposition; or
4. Provide alternative direction to staff.

RECOMMENDATION: It is recommended that the City Council discuss this issue and provide direction to staff.


PREPARED/APPROVED BY:

Greg Folsom, City Manager

ATTACHMENTS:

1. Examples of Legislative Advocacy Policies from several cities.

Appendix B: Legislative Platform Policy

 LEGISLATIVE ADVOCACY PROGRAM		POLICY TYPE: Administrative
		SECTION/POLICY NO: No. 1.12
		ORIGINATING DEPT./DIV.: City Manager
APPROVED BY: City Council Resolution CC 2019-____	EFFECTIVE DATE:	SUPERSEDES: 2013 Legislative Advocacy Program (Sept, 2013)

I. Policy Objective:

To provide guidance on how to implement the Legislative Platform adopted by the City Council. The policy is aimed at prompt and transparent repose to pending county, state and federal legislation affecting Glendora and its municipal interests.

II. Authority:

The original Administrative Policy governing the City's stance on legislative items was adopted by the City Council in 1977 and was more recently updated in 2013. This policy, and all future updates are adopted via Resolution of the City Council.

III. Assigned Responsibility:

City Manager or their designee.

IV. Correspondence:

Pursuant to this policy, "correspondence" is generally referred to as communication in the formal letter format. However, correspondence shall be considered any communication expressing an opinion on proposed legislation, including, but not limited to: emails, phone calls, and text messages.

V. Individual Views:

It is recognized that preparing a letter of support or opposition is not intended to indicate that every member of the City Council shares the same opinion on proposed legislation. Any action to support or oppose proposed legislation reflects the overall views City Council body and not individual member. Further, any proposed action to support or oppose proposed legislation does not reflect the individual views of any singular staff member.

Any Councilmember may express their personal views as an individual Councilmember, taking care to clearly identify those views as their personal opinion and not the views of the City.

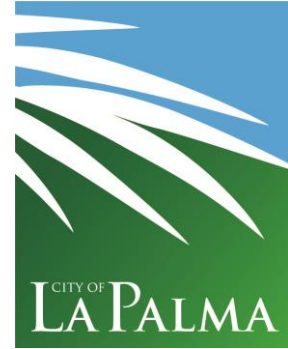
Any City staff member may express their personal views as a private citizen, taking care to clearly identify those views as their personal opinion and not the views of the City.

VI. Procedure:

1. Annually, the City Manager or their designee updates the City's Legislative Platform for consideration by the City Council. Input is received by the City's Boards/Commissions, Department Directors, Mayor and Mayor Pro-Tem. Upon adoption by the City Council:
 - a. The Legislative Platform will be posted to the City's website, under Legislative Advocacy Correspondence:
<http://www.cityofglendora.org/departments/government/city-council/legislative-advocacy-correspondence>
 - b. The Legislative Platform will be sent to the League of California Cities for posting on their website: <https://www.cacities.org/Policy-Advocacy/Legislative-Platforms>
 - c. The Legislative Platform will be sent to all other applicable parties, including the City's legislative advocacy firm, if applicable.
2. The City Manager or their designee is authorized to prepare letters supporting or opposing legislation on behalf of the City:
 - a. When the City's Legislative Platform provides clear guidance on the stance of the City.
 - b. When requested by an organization where the City of Glendora is a member agency and has appointed a City Council Member or City staff member: League of California Cities; San Gabriel Valley Council of Governments, Independent Cities; Contract Cities; San Gabriel Valley Economic Partnership; Glendora Chamber of Commerce; Gold Line Construction Authority; Foothill Transit; and San Gabriel Water Association.
 - c. If the City Manager or their designee has doubt that the Legislative Platform clearly articulates direction on a certain proposed piece of legislation, the Mayor, one additional Councilmember and City staff, where applicable, may be consulted. If ambiguity still exists, an item should be presented to the City Council for consideration.
3. Letters prepared by the City Manager or their designee supporting or opposing legislation on behalf of the City may be signed:
 - a. By the Mayor
 - b. By the Mayor Pro-Tem in the absence of the Mayor
 - c. By the City Manager in 1) the absence of the Mayor and Mayor Pro-Tem; or 2) when time is of the essence.
4. All executed letters prepared supporting or opposing legislation on behalf of the City:
 - a. Will be posted to the City's website, under Legislative Advocacy Correspondence: <http://www.cityofglendora.org/departments/government/city-council/legislative-advocacy-correspondence>
 - b. Will be sent to all applicable County, State and Federal legislators (e.g. local representation, committee chairs, etc.) and the City's legislative advocacy firm.
 - c. Will be uploaded to all applicable legislative correspondence portals.

City of La Palma

Agenda Item No. 10



MEETING DATE: January 19, 2021

TO: CITY COUNCIL

FROM: CITY MANAGER

SUBMITTED BY: Ryan Hallett Hinton, Assistant to the City Manager

AGENDA TITLE: City Council Policy Update and 2021 Legislative Platform

RECOMMENDED ACTION:

It is recommended that the City Council take the following actions:

- a) Adopt amended City Council Policy 2: Legislative Advocacy and Official City Positions; and,
- b) Adopt the City of La Palma's 2021 State and Federal Legislative Platform.

BACKGROUND:

At its Strategic Planning and Goal Setting meeting on January 25, 2019, the City Council directed the City Manager to bring forward an annual legislative platform in the fall. The City Council adopted their 2020 Legislative Platform at their meeting on November 5, 2019.

SUMMARY:

Below are the recommended changes to City Council Policy 2 and a draft 2021 State and Federal Legislative Platform.

City Council Policy 2: Legislative Advocacy and Official City Positions

A copy of the recommended changes to the policy is provided as attachments to the staff report in both clean (Attachment 1) and redline (Attachment 2) formats. The recommended changes to City Council Policy 2 are as follows:

- Changing the date on which the City Council shall adopt an annual legislative platform from January 1 to January 31. The reason for this change is to allow input from newly elected City Council members in election years.
- Adding an amended date to the policy that memorializes the change above.

2021 State and Federal Legislative Platform

Many cities have a legislative platform that is formally adopted by the governing body annually and is used to guide a city's legislative advocacy efforts during the year.

The City of La Palma is a member of the League of California Cities (League), which advocates on behalf of California cities at the state and federal level. The League frequently requests immediate action by member cities to send letters of support or opposition on pending legislation or regulation. The timing of the League's requests does not always coincide with the City Council's meeting schedule, which may limit the City's ability to influence legislation. Adopting a legislative platform and authorizing the Mayor, Mayor Pro Tem, and the City Manager to submit advocacy letters on behalf of the City if the proposed legislation is within the City's adopted legislative platform will enable the City to participate in the legislative process actively.

Pending legislation or regulations that do not clearly fall within the adopted legislative platform or are highly politicized will continue to be brought to the City Council for consideration and action on a case-by-case basis.

The draft 2021 City of La Palma legislative platform, as seen in Attachment 3, is divided into two sections: Guiding Principles and Policy Statements. Guiding Principles are broad statements and values that guide an organization regardless of changes in goals and strategies. The draft 2021 legislative platform has four Guiding Principles:

- Preserve Local Control
- Promote Fiscal Stability
- Promote Economic Development
- Support Funding Opportunities



The second section of the draft legislative platform contains specific policy statements that are divided into the City's various departments and cover topics ranging from elections, school district boundaries, sales tax, housing, parks and recreation, water, utility undergrounding, and public safety.

There are no changes between the 2021 and 2020 State and Federal Legislative Platforms.

FISCAL IMPACT:

None.

APPROVED:

 _____ Asst. to the City Manager	 _____ City Manager
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- Attachments:
1. City Council Policy 2 – Clean Copy
 2. City Council Policy 2 – Redline Copy
 3. Draft 2021 State and Federal Legislative Platform

CITY OF LA PALMA

COUNCIL POLICY

NUMBER: 2

**DATE (Adopted/Amended): Adopted March 20, 2018; Amended November 5, 2019;
Amended January 19, 2021**

SUBJECT: Legislative Advocacy and Official City Positions

POLICY:

This Policy includes procedures for adopting a legislative platform and communicating official City positions on legislation, regulations, or grant applications by or to other government bodies as well as maintaining positive intergovernmental relations. The City Council recognizes the need to protect the City's interests and local legislative authority and to identify various avenues to implement its strategic goals. The purpose of the policy is to guide City officials and staff in considering legislative or regulatory proposals and to allow for a timely response to legislative issues important to the City, including letters from the Mayor to the Legislature and/or Congress consistent with this policy.

LEGISLATIVE PLATFORM

The primary objective of the legislative platform is for the City Council to adopt official positions on specific legislative issues prior to the start of each legislative session. The legislative platform is developed and maintained using the goals and objectives adopted by the City Council, input from City Council and staff, a review of legislative priorities from the League of California Cities, and research of current law and pending legislation. Before January 31 of every year, the City Council shall adopt a legislative platform that will be used to guide the City's legislative advocacy efforts during the upcoming legislative session.

ADVOCACY PROCESS AND PROCEDURES

It is the policy of the City of La Palma to proactively monitor and advocate for legislation as directed by the legislative platform and by the specific direction of the City Council. This process involves interaction with federal, state, and local government entities both in regards to specific items of legislation and to promote positive ongoing intergovernmental relationships. Such ongoing positive relationships are fostered by ongoing participation and involvement by the City Council and City staff in national, state, and regional organizations and through ongoing communications and cooperation with local legislators. Therefore, to the extent practical, involvement in such organizations or efforts is encouraged and supported by the City.

Monitoring legislation is also a shared function of the City Council and City staff. City Council Members can request consideration of legislative positions through the Council Request process set forth in Council Policy 1, Council Norms.

The Mayor is authorized to submit advocacy letters on behalf of the City if the proposed State or Federal legislation clearly follows the City's adopted legislative platform. If the Mayor is unavailable, the Mayor Pro Tem or City Manager is authorized to do the same.

Policy No. 2
Legislative Advocacy and Official City Positions
Page 2

Such communication should be in the form of letters unless other forms have been requested by a legislator or a body to which the City is a member such as the League of California Cities (LOCC). For legislation, positions will generally be communicated initially to the author, the La Palma City Council, the representative of the City to the legislative body, and advocacy organizations to which the City belongs, such as the LOCC. As legislation progresses, further correspondence may be sent to pertinent legislative committee members, other legislators or to the Governor or President without additional action by the City Council.

Pending legislation or regulations that do not clearly fall within the adopted legislative platform or are highly politicized will continue to be brought to the City Council for consideration and action on a case-by-case basis.

Staff is responsible to provide periodic updates to the City Council relating to the item once a letter of support or opposition has been sent. In providing the necessary information, staff shall include the following:

- A basic summary of the legislation;
- How the legislation may impact the City of La Palma, including potential fiscal impacts;
- Positions taken by other bodies including the League of California Cities (LOCC), Association of California Cities – Orange County (ACC-OC), other cities or local agencies, and/or other relevant professional or non-profit organizations; and,
- Current status of the legislation.

In addition to official City positions on legislation, regulations or grant applications, individual City Council Members, the City Manager, and members of the City's Management Team (Police Chief, Department Directors, Police Captains) may take a position on such items and communicate regarding those positions so long as they clearly indicate that the letter reflects their individual position and is not the position of the City of La Palma. In no case shall a member of City staff take or communicate a position which is contrary to an official position of the City. Copies of any communication from an individual City Council Member or City staff member shall be provided to the full City Council for information.

BACKGROUND:

This policy replaces prior City Council Policy 33, Communication of Official City Positions adopted on April 18, 2008, amended on March 20, 2018, and further amended on January 19, 2021.

REVIEW:

This policy is to be reviewed as needed.

CITY OF LA PALMA
COUNCIL POLICY

NUMBER: 2

DATE (Adopted/Amended): Adopted March 20, 2018; Amended November 5, 2019;
Amended January 19, 2021

SUBJECT: Legislative Advocacy and Official City Positions

POLICY:

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LEGISLATIVE PLATFORM

The primary objective of the legislative platform is for the City Council to adopt official positions on specific legislative issues prior to the start of each legislative session. The legislative platform is developed and maintained using the goals and objectives adopted by the City Council, input from City Council and staff, a review of legislative priorities from the League of California Cities, and research of current law and pending legislation. Before January 31 of every year, the City Council shall adopt a legislative platform that will be used to guide the City's legislative advocacy efforts during the upcoming legislative session.

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It is the policy of the City of La Palma to proactively monitor and advocate for legislation as directed by the legislative platform and by the specific direction of the City Council. This process involves interaction with federal, state, and local government entities both in regards to specific items of legislation and to promote positive ongoing intergovernmental relationships. Such ongoing positive relationships are fostered by ongoing participation and involvement by the City Council and City staff in national, state, and regional organizations and through ongoing communications and cooperation with local legislators. Therefore, to the extent practical, involvement in such organizations or efforts is encouraged and supported by the City.

Monitoring legislation is also a shared function of the City Council and City staff. City Council Members can request consideration of legislative positions through the Council Request process set forth in Council Policy 1, Council Norms.

The Mayor is authorized to submit advocacy letters on behalf of the City if the proposed State or Federal legislation clearly follows the City's adopted legislative platform. If the Mayor is unavailable, the Mayor Pro Tem or City Manager is authorized to do the same.

Policy No. 2
Legislative Advocacy and Official City Positions
Page 2

Such communication should be in the form of letters unless other forms have been requested by a legislator or a body to which the City is a member such as the League of California Cities (LOCC). For legislation, positions will generally be communicated initially to the author, the La Palma City Council, the representative of the City to the legislative body, and advocacy organizations to which the City belongs, such as the LOCC. As legislation progresses, further correspondence may be sent to pertinent legislative committee members, other legislators or to the Governor or President without additional action by the City Council.

Pending legislation or regulations that do not clearly fall within the adopted legislative platform or are highly politicized will continue to be brought to the City Council for consideration and action on a case-by-case basis.

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- A basic summary of the legislation;
- How the legislation may impact the City of La Palma, including potential fiscal impacts;
- Positions taken by other bodies including the League of California Cities (LOCC), Association of California Cities – Orange County (ACC-OC), other cities or local agencies, and/or other relevant professional or non-profit organizations; and,
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In addition to official City positions on legislation, regulations or grant applications, individual City Council Members, the City Manager, and members of the City's Management Team (Police Chief, Department Directors, Police Captains) may take a position on such items and communicate regarding those positions so long as they clearly indicate that the letter reflects their individual position and is not the position of the City of La Palma. In no case shall a member of City staff take or communicate a position which is contrary to an official position of the City. Copies of any communication from an individual City Council Member or City staff member shall be provided to the full City Council for information.

BACKGROUND:

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REVIEW:

This policy is to be reviewed as needed.

City of La Palma

2021 State and Federal Legislative Platform

Adopted by the City Council on _____

The Mayor, Mayor Pro Tem, and City Manager are authorized to submit advocacy letters on behalf of the City if the State or Federal legislation clearly follows the City's adopted legislative platform.

GUIDING PRINCIPLES

I. PRESERVE LOCAL CONTROL

Preserve and protect the City's powers, duties, and prerogatives to enact legislation and policy direction concerning local affairs, and oppose legislation that preempts local authority. Local agencies should preserve and enhance authority and accountability for revenues raised and services provided.

II. PROMOTE FISCAL STABILITY

Support measures that promote fiscal stability, predictability, and financial independence. Support measures that preserve the City's revenue base and local control over local government budgeting, recognizing that economic cost is a determinate in considering the merits and/or impacts of any proposed legislation or regulation. Oppose measures that make cities more dependent on the County, State, or Federal Governments for financial stability, such as mandated costs with no guarantee of local reimbursement or offsetting benefits. Oppose measures that shift local funds to the County, State, or Federal Governments, without offsetting benefits.

III. PROMOTE ECONOMIC DEVELOPMENT

Support legislation and regulatory reforms that provide the City with the necessary tools and opportunity to continue to grow its economy and enhance economic development efforts. Support measures that provide the City with the capability to attract and retain businesses, as well as encourage current businesses to expand and retain jobs locally.

IV. SUPPORT FUNDING OPPORTUNITIES

Support opportunities that allow the City to compete for its fair share of regional, state, and federal funding. Support funding for programs including, but not limited to, economic development, transportation projects, utility undergrounding, public works, water infrastructure, parks and recreation, and public safety.

City of La Palma
2021 State and Federal Legislative Platform
Page 2 of 4

POLICY STATEMENTS

GENERAL GOVERNMENT

1. Support legislation that preserves the ability of local governments to determine the appropriate type of election for their jurisdiction. A 2018 community survey found that 70% of residents indicated that they want to be able to vote for all five city council members.
2. Continue to support legislation that allows La Palma children to have a choice of attending schools within La Palma. Since the City is served by five school districts, the City has been actively advocating for La Palma children to be able to attend La Palma schools for some time. Due to the location of school district boundaries, some La Palma children are not eligible to attend a school located within the City limits and have to attend a school that is miles from their home.
3. Support legislation maintaining maximum local flexibility in all areas of the City's responsibility and operations, and oppose legislation that imposes intrusive, unnecessary, or unfunded state-imposed mandates or preempts local authority.
4. Oppose legislation that creates unnecessary regulations, and/or restricts the City's capability to choose the most cost-efficient and effective form of providing essential services.

ADMINISTRATIVE SERVICES

Finance

1. Oppose State or Federal efforts to "borrow" local revenues and encourage the State to find other methods of balancing its budget.
2. Support legislation that includes state, federal, and regional funding formulas that ensure equitable distribution of funds at the local level.
3. Support efforts that ensure the retention of existing local revenue sources.

Human Resources

1. Oppose measures that reduce local control over employee relations issues.
2. Oppose legislation mandating new or enhanced local government employee benefits.
3. Support efforts to further reform pension benefits administered by California Public Employees' Retirement System (CalPERS) that would help protect the long-term solvency of local entities and CalPERS.
4. Support changes in state law or judicial precedent to allow employers to negotiate plan changes with classic CalPERS members.

City of La Palma
2021 State and Federal Legislative Platform
Page 3 of 4

COMMUNITY DEVELOPMENT

Economic Development

1. Support efforts that are designed to provide local governments with the tools necessary to bolster economic development.
2. Support legislation and regulatory streamlining initiatives that would enhance the City's ability to attract and retain businesses as well as encourage business expansion and job retention.

Housing & Land Use

1. Oppose legislation that imposes regional, state, or federal growth, development, or land use planning standards within the City.
2. Oppose legislation that penalizes local governments for noncompliance with their housing element, or regional housing needs assessment requirements.
3. Support efforts to strengthen the legal and fiscal capability of local agencies to prepare, adopt, and implement plans for orderly growth, development, and conservation of local planning areas.
4. Support State and Federal legislation that would provide resources for the City to meet its housing needs as described in the Housing Element of the General Plan.
5. Support measures that provide municipalities with increased input in the development of the Regional Housing Needs Assessment (RHNA).

Regional Governance

1. Support proposals encouraging regional, sub-regional, or countywide cooperation in planning urban development strategies, especially those that provide funding for effective implementation of agreed-upon goals.
2. Support measures to achieve fair and proportionate representation on countywide and regional boards.

COMMUNITY SERVICES

Parks and Recreation

1. Support legislation and funding for youth-related prevention and intervention programs, including after school educational and recreational programs.
2. Support efforts to provide an expedited process for the fair distribution of State bond funds and other grant opportunities.

City of La Palma
2021 State and Federal Legislative Platform
Page 4 of 4

Public Works

1. Support legislation that would increase funding for local transportation projects.
2. Support legislation that affords local agencies greater discretionary authority to expend available transportation funds and affords local jurisdictions greater flexibility over transportation-related issues.
3. Support legislation that would require public utilities to underground power lines and support funding for undergrounding of utilities.

Solid Waste

1. Support measures that maintain and enhance local authority and economic flexibility to regulate solid waste and recyclables.

Water Supply

1. Support legislation that encourages strong water efficiency standards and increased water conservation strategies.
2. Support legislation that would increase the availability of, and funding for, water reuse technologies, water recycling, local water storage, and other water supply technologies.
3. Support measures to increase water supply and improve water quality in the region, including drought relief legislation.

PUBLIC SAFETY

1. Support measures that encourage community safety and well-being.
2. Support legislation and implementation of State programs and policies that promote pedestrian and bicycling safety.
3. Support legislation to provide a greater share of asset forfeiture funds and increased latitude for spending local funds.
4. Support legislative efforts to increase the amount of grant funding for local law enforcement operations, including school resource officers, and disaster preparedness initiatives.
5. Support legislation that discourages drivers from operating motor vehicles while under the influence of drugs or alcohol and maintain state funding to conduct sobriety checkpoints.
6. Support initiatives involving County, State, and Federal governments to reduce and prevent homelessness.



CITY OF MILPITAS

Item 9
Attachment 1

Revision	Date
Original	5/18/2021

CITY COUNCIL POLICY

Policy No: 1-2	LEGISLATIVE ADVOCACY POLICY	Effective Date: 5/18/2021
Revision No: N/A	Policy Administrator: City Manager	Next Review Due: Click or tap to enter a date.
Related Policies and Procedures: Click or tap here to enter text.	Approved by: City Council, 5/18/2021, Item # C9: 5-0 vote	Date Approved: 5/18/2021

1. PURPOSE

- 1.1. To establish clear guidelines for advancing City goals and positions through legislative review and advocacy at the regional, state, and federal levels of government and to provide guidance for City officials who serve on regional, state, and national boards, committees, and commissions when they are asked to review public policy matters and issues.

2. POLICY

- 2.1. This policy outlines the guiding principles and process to enable a comprehensive review of legislation affecting the City of Milpitas, seek Council's position on proposed legislation, and to make the City's position known.
- 2.2. All legislative reviews shall be made on the basis of the effect on the City and the community as a whole, and taking into account existing City positions, policies, or goals.
- 2.3. The City shall support the legislative positions of the Cities Association of Santa Clara County, League of California Cities, and the National League of Cities, on priority bills that benefit the City of Milpitas.
- 2.4. The City shall adopt Legislative Guiding Principles (LGP) based on approved Council Priority Areas, the adopted General Plan, the Economic Development Strategy, and other Council approved master plans and strategic plans.
- 2.5. On an annual basis, the LGP shall be updated as needed, and shall be approved by the City Council at the beginning of the calendar year.

3. DEFINITIONS

- 3.1. The following definitions are provided solely as a guide to assist in the application of this policy and may be subject to change.
 - 1.1.1. Department – Includes all City departments and offices
 - 1.1.2. Economic Development Strategy – A five year strategy document adopted by the City Council in May 2020
 - 1.1.3. General Plan – A comprehensive planning document adopted by the Council in March 2021



CITY OF MILPITAS

Revision	Date
Original	5/18/2021

LEGISLATIVE ADVOCACY POLICY / POLICY # 1-2

- 1.1.4. Legislative Advocacy – A position of support or opposition to proposed legislation
- 1.1.5. Legislative Guiding Principles – Principles adopted on an annual basis by the City Council to guide the City's position on proposed legislation
- 1.1.6. Milpitas Municipal Code – Codification of the General Ordinances of Milpitas

4. PROCEDURE

- 4.1. Legislation and issues of interest are brought to the City's attention through several means: League of California Cities, National League of Cities, Cities Association of Santa Clara County, Councilmembers, legislators, City staff, community members, and professional or governmental organizations. All legislation or issues of interest shall be referred to the City Manager's Office.
- 4.2. City Manager's Office (CMO) shall review the proposed legislation and, if warranted, request assistance from the City Attorney and/or from one or more departments.
- 4.3. The process for evaluation and action related to proposed legislation of particular interest to the City shall be as follows:
 - 1.1.1. CMO/Department shall evaluate the proposed bill for its impact on Milpitas, recommend a position and potential action, and draft a position statement or support/opposition letter.
 - 1.1.2. If Council has previously adopted a policy directly relevant to the proposed legislation or if the proposed legislation is generally consistent with the City's Legislative Guiding Principles, the Mayor or City Manager may sign a letter supporting or opposing legislation on behalf of the City as further detailed below.
 - 1.1.3. If there is no Council policy relative to the legislation, the issue is politically controversial, or there is significant community interest in the issue, the proposed legislation, including a recommendation to support, remain neutral, or oppose the legislation, will be brought to Council for consideration.
 - 1.1.4. Letters and other communications expressing the City's position on legislation will bear the signature of the Mayor in accordance with the Milpitas Municipal Code. If the legislation will mainly impact the City's operations, the communication may be signed by the City Manager or designee.
 - 1.1.5. In order to keep the City Council informed of all City communications on legislation, copies of the letter or summary of actions will be distributed to the City Council as information items.
- 4.4. Quarterly legislative updates on items of interest will be provided to the City Council.



Revision	Date
Original	5/18/2021

LEGISLATIVE ADVOCACY POLICY / POLICY # 1-2**CITY OF MILPITAS – LEGISLATIVE GUIDING PRINCIPLES****1. Protect Local Control**

The City values its ability and authority to exercise local control, enable excellent public services and protect and enhance the quality of life for Milpitas residents and businesses. The City supports efforts to streamline regulations that benefit the administration of the City and opposes efforts that erode the City's authority to control its own affairs.

2. Support Efforts to Keep Milpitas Safe

The City supports legislation and policies that enable local officials to access resources to provide quality police, fire, emergency management, emergency medical services, youth violence prevention initiatives, and to engage the community in its own safety.

3. Support Efforts to Create Affordable Housing

The City supports legislation and policies that enable local officials to access resources to support the creation of affordable housing and to strive for a balance of jobs and housing in each city across the region.

4. Support City's Vision for Strategic, Sustainable, and Smart Growth

The City strives to foster economic development, including planning and implementation of regional transportation and traffic congestion relief projects. The City supports legislation and policies that support local initiatives to develop or redevelop the community to strengthen the local and regional economy, to accommodate local workers' housing needs in places close to transit and jobs, and to continually improve services provided to the community.

5. Protect and Increase Local Funding, No Unfunded Mandates

The City opposes legislation, policies, or budgets that have negative impacts on City services, revenues or costs. The City supports efforts that protect and enhance local governments' revenues, maximize access to State and Federal funding sources, and increase local funding flexibility including legislation that allows the City to recover costs related to state and federal mandates.

6. Pursue or Retain Federal and State Funding for Key Efforts

In order to support the City's efforts and key policies to provide quality services, affordable housing, transportation, and public infrastructure for its residents and businesses, and to fund the needed strategic support services, it is necessary that the federal and state governments act as partners with local government and provide appropriate levels of funding for these City and regional efforts.

7. Support and Promote Inclusive Communities

The City values diversity and recognizes all residents, including immigrants, as valuable contributors to our community's success. Support legislation that helps our residents be safe, healthy, and able to thrive, while providing opportunities to actively engage in civic, cultural, and economic life.



CITY OF MILPITAS

Item 9
Attachment 1

Revision	Date
Original	5/18/2021

LEGISLATIVE ADVOCACY POLICY / POLICY # 1-2

8. Promote Livability and Environmental Stewardship

The City values a sustainable quality of life in an urban environment. The City supports legislation and policies that emphasize sustainable development; improve environmental standards and the regulatory process; provide incentives and financial support for preservation of natural resources; promote sustainable energy and water policies; and support efforts to mitigate odor issues.

9. Promote Investment in Infrastructure

The City supports legislation and policies that promote investing in the maintenance and rehabilitation of aging infrastructure and build system capacity expansion in a smart and sustainable manner.



LEGISLATIVE ADVOCACY POSITION POLICY

PURPOSE

To establish clear guidelines for advancing City goals and positions through legislative review and advocacy at the regional, state, and federal levels of government and to provide guidance for City officials who serve on regional, state, and national boards, committees, and commissions when they are asked to review public policy matters and issues.

POLICY

To attain a comprehensive review of legislation affecting cities, to obtain the Council position on proposed legislation, to make the City's position known, and to maintain a record of pertinent information, the following guidelines shall be followed.

All legislative reviews are to be made on the basis of the effect on the City and citizens as a whole, and taking into account existing City positions, policies, or goals, rather than on the individual's personal feelings.

The guiding principles for legislative advocacy include and are not limited to:

- Support the League of California Cities and National League of Cities positions on priority bills that benefit Santa Clara.
- Protect local revenue sources and prevent unfunded mandates.
- Protect and/or increase funding for specific programs and services.
- Protect and/or increase local government discretion.
- Advance approved policies such as the City's Statement of Values, the General Plan, or the Climate Action Plan.

Annually, Legislative Advocacy Positions (LAP) shall be adopted or updated by the City Council at the beginning of the calendar year to identify specific legislative priorities outside of the legislative guiding principles listed above and posted on the City's website.

PROCEDURE FOR EVALUATING AND SUPPORTING LEGISLATIVE ADVOCACY

Legislation and issues of interest are brought to the City's attention through several means: the League of California Cities, the National League of Cities, the Cities Association of Santa Clara County, Council Members, city staff, citizens, and professional or governmental organizations and legislators. All legislation or issues of interest are to be referred to the City Manager's Office.

1. City Manager's Office (CMO) reviews the proposed legislation and, if warrants, requests assistance from one or more departments.

LEGISLATIVE ADVOCACY POSITION POLICY (cont.)

2. CMO/Department evaluates the bill for its impact upon Santa Clara, recommends a position and potential action, and drafts a position statement or support/opposition letter.
3. If Council has previously adopted a policy directly relevant to the legislation or the proposed legislation is generally consistent with the City's overall guiding principles for legislative advocacy or LAP, the Mayor or City Manager may sign a letter supporting or opposing legislation on behalf of the city as further detailed below.
4. If a Council policy relative to the legislation does not exist, the issue is politically controversial, or there is significant local interest in the issue, the proposed legislation including a recommendation to support, remain neutral, or not support the legislation is brought to Council for consideration.
5. Letters and other communications expressing the City's position on legislation will customarily bear the signature of the Mayor in accordance with City Charter Section 704.2 – 704.3. If the legislation's principal impact affects the City's operation, the communication may be signed by the City Manager.
6. In order to keep the Council informed of all City communications on legislation, copies of the letter or summary of actions will be distributed to the City Council as information items in the Council Meeting Agendas.
7. Staff will provide and/or coordinate quarterly legislative updates on public policy items of interest to Council and departments.

RESOLUTION NO. 18-8611

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
ADOPTING A LEGISLATIVE ADOVACY POSITION POLICY AND
RESCINDING COUNCIL POLICY 018 POSITION ON NON-CITY-
RELATED ISSUES**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, establishing a Legislative Advocacy Position Policy will provide guidelines for advancing City goals and positions through legislative review and advocacy at the regional, state, and federal levels of government; and,

WHEREAS, establishing a Legislative Advocacy Position Policy will provide guidance for City officials who serve on regional, state, and national boards, committees, and commission when they are asked to review public policy matters and issues; and,

WHEREAS, the Legislative Advocacy Position Policy, attached hereto as Attachment 1, will expedite and streamline the City of Santa Clara's legislative advocacy processes.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the Legislative Advocacy Position Policy, attached hereto as Attachment 1, is hereby approved and adopted, and the City Manager is directed to number (and renumber, as appropriate) the Council Policy Manual such that they are organized in a logical fashion.
2. That Council Policy 018 Position on Non-City-Related Issues is hereby rescinded.

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3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED
AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING
THEREOF HELD ON THE 9th DAY OF OCTOBER, 2018, BY THE FOLLOWING VOTE:

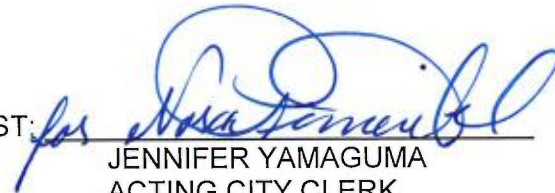
AYES: COUNCILORS: Davis, Kolstad, Mahan, O'Neill, and Watanabe and
Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: None

ATTEST:



JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:
1. Legislative Advocacy Position Policy