

DATE SUBMITTED 12/27/2023  
 SUBMITTED BY Administrative Services Department  
 DATE ACTION REQUIRED 01/03/2024

COUNCIL ACTION (X)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS ( )

**IMPERIAL CITY COUNCIL  
 AGENDA ITEM**

**SUBJECT:**  
**DISCUSSION/ ACTION; APPROVAL OF COMMUNITY FACILITIES DISTRICT (CFD) PARTIAL DISBURSEMENT OF FUNDS FOR REQUEST NO. 1-2018 FROM BRATTON CFD 2004-3.**

- APPROVE 4<sup>TH</sup> PAYMENT IN THE AMOUNT OF \$40,000 TO IMPERIAL BRATTON, LP.

DEPARTMENT INVOLVED: ADMINISTRATIVE SERVICES.

**BACKGROUND/SUMMARY:**

On July 18, 2018 the City approved CFD Disbursement Payment request 1-2018 from Bratton CFD 2004-3 to Imperial Bratton, LP, or Successor, totaling \$1,652,338.69 for construction, engineering and related costs incurred by the developer. Three payments totaling \$652,338.69 have already been disbursed leaving a remaining balance of \$1,000,000.

**FISCAL IMPACT:**  
 \$40,000 from Bratton CFD.

FINANCE INITIALS VHM

STAFF RECOMMENDATION: Council approval of the payment to Imperial Bratton, LP as presented.

DEPT. INITIALS DEP

CITY MANAGER'S RECOMMENDATION: approve

CM INITIALS HTM

**MOTION:**

SECONDED: APPROVED ( ) REJECTED ( )  
 AYES: DISAPPROVED ( ) DEFERRED ( )  
 NAYES:  
 ABSENT: REFERRED TO:



CITY COUNCIL  
James Tucker – Mayor  
Geoff Dale – Mayor Pro Tem  
Robert Amparano – Councilmember  
Darrell Pechtl – Councilmember  
Betty Sampson – Councilmember

CITY CLERK  
Debra Jackson

CITY TREASURER  
Stacy Cox

CITY ATTORNEY  
Dennis Morita

CITY MANAGER  
Stefan T. Chatwin

## CFD Disbursement Approval Procedure

CFD 2004-3 (Bratton)

Payment Request No. 1-2018

Date Requested: May, 11 2018

**Request Information:** Payment Request No. 2-2017 is for construction, engineering and related costs incurred for an Acquisition Agreement Exhibit "A" facilities/fees as shown in Attachment 1. The request is to reimburse the advanced amount as follows: \$1,652,338.69

**Actions required and steps taken in approving this request:**

1. **Special Tax Consultant:** *Confirms that the facilities/fees are per the Acquisition Agreement dated April 18, 2005, includes confirmation of three (3) bids, contracts to perform the work, invoices or cancelled checks, and lien releases.*

**Special Tax Consultant Recommendations:** To submit to the City Manager the request to pay as requested from Surplus Funds. The Request lists the facilities/fees and meets the requirements for reimbursement that include the submittal of support documents in the form of contracts, invoices, cancelled checks, and lien releases, so that it can be processed for submission to the City Finance Director for payment under the Acquisition Agreement. This request should be paid from **Surplus Funds** (less retention if applicable) as drawdowns as funds become available to not exceed the following:

\$1,652,338.69 representing fee reimbursements.

City Special Tax Consultant Approval

2. **Community Development Director:** *Confirm that the improvements have been completed, inspected, and meet the conditions set out in the Acquisition Agreement. Sign the original copy of the request and below.*

Community Development Director Approval



CITY COUNCIL  
James Tucker – Mayor  
Geoff Dale – Mayor Pro Tem  
Robert Amparano – Councilmember  
Darrell Pechtl – Councilmember  
Betty Sampson – Councilmember

CITY CLERK  
Debra Jackson

CITY TREASURER  
Stacy Cox

CITY ATTORNEY  
Dennis Morita

CITY MANAGER  
Stefan T. Chatwin

3. *City Manager: Review, submit to Council if appropriate, and approve the request for disbursement.*

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City Manager Approval

4. *City Finance Department: Please prepare and send payments.*

From: Surplus Funds in drawdowns as funds become available (with 0% retention of 0.00 to be held)  
\$1,652,338.69.

**Bratton 2004 - 3 CFD Reimbursement**

7/18/2018	Consent - . Approval of the 1-2018	1,652,338.69	
7/18/2018	Request 1st payment of reimbursement 1-2018	<u>450,000.00</u>	CK# 82907
		1,202,338.69	Remaining balance
4/9/2020	REQUEST 2ND PAYMENT OF REIMBURSEMENT 1-2020	<u>102,338.69</u>	CK# 92857
		1,100,000.00	Remaining balance
7/6/2022	REQUEST 3rd PAYMENT OF REIMBURSEMENT 1-2022	<u>100,000.00</u>	CK#105740
		1,000,000.00	Remaining balance
1/3/2024	REQUEST 4th PAYMENT OF REIMBURSEMENT 1-2024	<u>40,000.00</u>	
		960,000.00	Remaining balance