

RESOLUTION NO. SARDA 2023-

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY APPROVING THE CAPITAL IMPROVEMENT PROGRAM FISCAL YEARS 2024-28, ADOPTING THE CAPITAL IMPROVEMENT PROGRAM BUDGET FOR FISCAL YEAR 2023-24, ADOPTING THE FISCAL YEAR 2023-24 ANNUAL OPERATING BUDGET AND ESTABLISHING CONTROLS ON CHANGES IN APPROPRIATIONS

THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Adoption of this Program is categorically exempt from environmental review under the California Environmental Quality Act (CEQA). Pursuant to Section 15262 of the State Guidelines for Implementation of CEQA, a project involving only feasibility or planning studies for possible future actions, which actions the City Council has not approved, adopted, or funded, does not require preparation of an EIR or Negative Declaration, but does require consideration of environmental factors. In reviewing this Program and conducting public hearings on it, the City Council has considered relevant environmental factors. This City Council, as the lead agency for environmental review, pursuant to the California Environmental Quality Act and the Guidelines promulgated there under (collectively “CEQA”), has reviewed the scope and nature of this Capital Improvement Program and has concluded that the planning and prioritization process comprising this activity is not a project pursuant to CEQA because it does not order or authorize the commencement of any physical or other activity that would directly or indirectly have a significant effect upon the environment. The Capital Improvement Program merely establishes a listing of priority and allocates funds for the City to commence the necessary planning studies, including review pursuant to CEQA, at a future unspecified date. The future planning studies will be conducted at the earliest possible time so as to ensure thorough review pursuant to CEQA. Recognizing that the protection of the environment is a key factor in the quality of life within the City of Temecula and to further the City’s strict adherence to both the spirit and letter of the law as regards to CEQA, this City Council has also considered this Capital Improvement Program as if it were a Project pursuant to CEQA. Reviewing this Program as an Project, this City Council concludes the Project would be exempt from review under CEQA, both pursuant to Section 15061(b)(3) and to the categorical exemption set forth in Section 15262 of CEQA. Section 15061(b)(3) would apply because it can be seen with certainty that this prioritizing and fund allocation program cannot and does not have the potential to cause a significant effect on the environment. No physical activity will occur until all required CEQA review is conducted at the time the physical improvements prioritized in the Program are undertaken. Section 15262 provides a categorical exemption to actions that are feasibility or planning studies related to possible future actions. This Council is aware of and has considered the current and relevant environmental factors as an integral component of the review of this Program. This Council, as lead agency, hereby determines and decides that the exemption provided in both Sections 15061(b)(3) and 15262 apply in the event this is deemed a Project pursuant to CEQA.

Section 2. On May 17, 2023, the Planning Commission found the Capital Improvement Program consistent with the General Plan in accordance with Government Code Section 65401 of State Planning and Zoning Law.

Section 3. The Board of Directors of the Successor Agency to the Temecula Redevelopment Agency hereby finds and declares that the requirements of Government Code Section 65402(a) shall not apply to: (1) the disposition of the remainder of a larger parcel which was acquired and used in part for street purposes; (2) acquisitions, dispositions, or abandonments for street widening; or (3) alignment projects, provided such dispositions for street purposes, acquisition, dispositions, or abandonments for street widening, or alignment projects are of a minor nature.

Section 4. The Board of Directors of the Successor Agency to the Temecula Redevelopment Agency hereby finds that the acquisition of land necessary for the City of Temecula Capital Improvement Program FY 2024-28 is consistent with the General Plan.

Section 5. That a certain document now on file in the office of the City Clerk of the City of Temecula, entitled "City of Temecula Capital Improvement Program Fiscal Years 2024-28" include herein appropriations for Fiscal Year 2023-24, is hereby adopted. The CIP appropriations for the Fiscal Year 2022-23 which have not been completed, encumbered, nor included in the Fiscal Years 2024-28 CIP, are hereby carried over for each applicable project to the Fiscal Year 2023-24.

Section 6. That the following controls are hereby placed on the use and transfers of budget appropriations:

A. No expenditures of funds shall be made unless there is an unencumbered appropriation available to cover the expenditure.

B. The Executive Director may authorize expenditures of funds in amounts up to \$100,000. Any expenditure of funds in excess of \$100,000 requires Board of Directors action.

C. The Executive Director may approve change orders on Public Works contracts in amounts up to \$100,000, if sufficient appropriated funds are available.

D. The Executive Director may authorize transfers up to \$100,000 between approved Capital Improvement Program projects.

E. Notwithstanding Section 7.B. above, pursuant to Section 3.32.050 of the Municipal Code, the Executive Director may authorize Public Works contracts in amounts up to \$100,000. Any expenditures of Public Works funds in excess of \$100,000 require City Council action, except that the Executive Director may approve change orders on Public Works contracts approved by the Council in amounts up to project contingency established by Council.

Section 7. That the Fiscal Year 2023-24 SARDA Operating Budget is hereby adopted.

Section 8. That the following controls are hereby placed on the use and transfers of budget appropriations:

A. No expenditure of funds shall be made unless the Oversight Board of the Successor Agency to the Temecula Redevelopment Agency has adopted a resolution approving the Fiscal Year 2023-24 SARDA Operating Budget and the State Department of Finance has approved the expenditure on the Recognized Obligation Payment Schedule (ROPS), pursuant to Health and Safety Code Section 34177.

B. The Department Director may prepare a transfer of appropriations within departmental budget accounts, with the approval of the Executive Director.

C. In accordance with City of Temecula Municipal Code Section 2.6.030, the Executive Director shall administer the City personnel system. The Executive Director is authorized to fix and alter the titles, compensation, and number of positions in the Schedule of Authorized Positions as needed, subject to the total personnel expenditure budget limitations approved by the Agency Board.

D. The Executive Director may authorize expenditures of funds in amounts up to \$100,000. Any expenditure of funds in excess of \$100,000 requires Agency Board action.

E. The Executive Director may authorize Public Works contracts in amounts up to \$100,000. Any expenditure of Public Works funds in excess of \$100,000 require Agency Member action, except that the Executive Director may approve change orders on Public Works contracts approved by the Agency Board in amounts up to the project contingency established by the Agency Board.

F. Pursuant to Section 3.28.130 of the Municipal Code, the Executive Director may authorize purchases of supplies and equipment in amounts up to \$100,000. Any purchases of supplies and equipment in excess of \$100,000 shall be awarded to the lowest responsible bidder pursuant to formal bid procedures and require Agency Board action, except that the Executive Director may approve change orders on purchases of supplies and equipment approved by the Agency Board in amounts up to the contingency established by Agency Board.

G. Pursuant to Section 3.28.250 of the Municipal Code, purchases of supplies and equipment of an estimated value of \$100,000 or less, may be made by the purchasing agent in the open market pursuant to the procedure prescribed in Sections 3.28.260 through 3.28.280 and without observing the procedure prescribed in Sections 3.28.130 through 3.28.240; provided, however, that all bidding may be dispensed with for purchases of supplies and equipment having a total estimated value of \$5,000 or less.

Section 9. The Director of Finance is authorized to make temporary short term interfund loans between appropriate funds in order to cover short term cash needs caused by cash flow timing differences. These interfund loans must have an identified repayment source.

Section 10. Outstanding encumbrances shown on the Agency books at June 30, 2023, are hereby appropriated for such contracts or obligations for Fiscal Year 2023-24.

Section 11. There are numerous occasions when small dollar valued purchases must be made for or on behalf of the Agency; and it is appropriate that a petty cash fund be used to provide for the purchase of these smaller dollar valued items; now, therefore, the Board of Directors of the Successor Agency to the Temecula Redevelopment Agency of the City of Temecula does hereby resolve, determine, and order as follows:

A. There is hereby established a renewable petty cash fund to be maintained in the Accounting and Purchasing Department.

B. The imprest balance amount of the petty cash fund shall be \$3,000.

C. Vouchers, receipts, or other evidence of payment shall be required before reimbursement shall be made from said petty cash fund, in such form as shall be required by Finance Director.

Section 12. The Agency Secretary shall certify adoption of the resolution.

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the Successor Agency to the Temecula Redevelopment Agency this 13th day of June, 2023.

Zak Schwank, Chair

ATTEST:

Randi Johl, Secretary

[SEAL]

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss
CITY OF TEMECULA)

I, Randi Johl, Secretary of the Successor Agency to the Temecula Redevelopment Agency, do hereby certify that the foregoing Resolution No. SARDA 2023- was duly and regularly adopted by the Board of Directors of the Successor Agency to the Temecula Redevelopment Agency at a meeting thereof held on the 13th day of June, 2023 by the following vote:

AYES: BOARD MEMBERS:

NOES: BOARD MEMBERS:

ABSTAIN: BOARD MEMBERS:

ABSENT: BOARD MEMBERS:

Randi Johl, Secretary