

RESOLUTION NO. XX-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEAUMONT MAKING FINDINGS FOR UNEXPENDED DEVELOPMENT FEES IN ACCORDANCE WITH GOVERNMENT CODE SECTION 66000 AND REVIEWING AND ACCEPTING ANNUAL DEVELOPMENT FEE DISCLOSURE INFORMATION

WHEREAS, the Mitigation Fee Act, Government Code Section 66000 *et seq.*, authorizes the City to impose, collect, and expend mitigation fees to offset the impacts of development within the City; and

WHEREAS, among the procedural requirements mandated by the Mitigation Fee Act is a requirement that beginning with the fifth fiscal year following deposit of development fees into a designated account, and each fifth fiscal year thereafter, the City make specified findings regarding any portion of the fees that remain unexpended; and

WHEREAS, the City has deposited all development impact fees that it has received in a separate non-commingled capital facilities fund established for such a purpose, pursuant to Government Code Sections 66006(a) and (b); and

WHEREAS, a portion of the fees currently deposited in the City's Development Impact Funds for: Alley in Leiu, Recreation Facilities, Traffic Impact, Railroad Crossing, Police Facilities, Road and Bridge, Recycled Water, Community Park, Regional Park, Neighborhood Park, Noble Creek, Upper Potrero, Lower Potrero, San Timoteo #2, San Timoteo #3, Southern Trunk Main, and 4th Street Extension were collected over five years ago, and therefore the City wishes to make the findings required by Government Code Section 66001(d); and

WHEREAS, the City also wishes to memorialize that it has made public certain information, pursuant to the annual information disclosure requirements of Government Code Section 66006(b), including but not limited to the amount of the fee, the beginning and ending balance of the fee account or fund, and the interest earned thereon, available to the public at least fifteen (15) days before the City Council considers this matter. The information required by Government Code Sections 66001 and 66006 is set forth in the FY 2023-24 AB1600 Annual and Five-Year Report: City of Beaumont ("Development Impact Fee Report") considered concurrently herewith; and

WHEREAS, on December 16, 2024, the information in the above-referenced recital was made available to the public as required by Government Code Section 66006(b); and

WHEREAS, on January 21, 2025, the above-referenced recitals were presented to City Council at a duly noticed, regularly scheduled public meeting.

NOW, THEREFORE, the City Council of the City of Beaumont hereby finds, determines, and resolves as follows:

Section 1. The recitals set forth above are true and correct and are incorporated herein by

reference.

Section 2. The City Council has considered the full record before it, which may include but is not limited to the staff report, the Development Impact Fee Report, testimony by staff and the public, and other materials and evidence submitted or provided.

Section 3. The City Council finds that the Alley In-Lieu Development Impact Fee Fund currently contains \$6,100 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete certain alley improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because expanded City facilities are required to accommodate the additional service needs associated with the properties that paid these fees.
- C. The estimated total cost of expanded alleys will be completed within improvements made by the Public Works Department. The City's funding sources will include the unexpended Development Impact Fees of \$6,100
- D. The unexpended fees were deposited in the Alley In Lieu Development Impact Fees Fund, which is the appropriate fund to alley facilities. There will be no future fees as this fee is no longer collected. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure in 2026.

Section 4. The City Council finds that the Recreation Development Impact Fee Fund currently contains \$724,467.51 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to design and construct Sports Park and Nicklaus Park Recreation Facilities to mitigate impacts of new development.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the improvements will mitigate impacts of development of the properties that paid these fees.
- C. The estimated total cost of the Sports Park and Nicklaus Park recreation facilities was included in the 2024 Development Impact Fee Study. The City's funding sources will include unexpended Development Impact Fees of \$724,467.51, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Recreation Development Impact Fees Fund, which is the appropriate fund to finance these recreation facilities improvements. All future fees

will also be deposited into this fund. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure is 2026.

Section 5. The City Council finds that the Traffic Impact Development Impact Fee Fund currently contains \$80,726.15 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to design and improve the City's traffic light facilities to accommodate new development.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the traffic light improvements will mitigate impacts of development from the properties that paid these fees.
- C. The estimated total cost of traffic light improvements will have been included in the adopted 2024 Development Impact Fee Study. The City's funding sources will include unexpended Development Impact Fees of \$80,726.15, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Traffic Impact Development Impact Fees Fund, which is the appropriate fund to finance these traffic light improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure is 2026.

Section 6. The City Council finds that the Railroad Crossing Development Impact Fee Fund currently contains \$1,215,629.24 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to make improvements identified in the Development Impact Fee Study including but not limited to design and improve the Pennsylvania Ave Grade Separation to accommodate new development.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the improvements to the identified improvements in the Development Impact Fee Study including but not limited to the Pennsylvania Ave Grade Separation project will help mitigate the impact from development of the properties that paid these fees.
- C. The estimated total cost of this railroad crossing improvement was included in the 2024 Development Impact Fee Study. The City's funding sources will include unexpended Development Impact Fees of \$1,215,629.24, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Railroad Crossing Development Impact Fees Fund, which is the appropriate fund to finance this railroad crossing improvement. The approximate date by which the above Development Impact Fee funds will be

deposited into the appropriate account or fund for expenditure is 2026.

Section 7. The City Council finds that the Police Facilities Development Impact Fee Fund currently contains \$379,910.12 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to make improvements identified in the Development Impact Fee Study including but not limited to update the new police station design.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the police station design will positively impact the properties that paid these fees.
- C. The estimated total cost of the improvements identified in the Development Impact Fee Study including but not limited to the new police station design was included in the 2024 Development Impact Fee Study. The City's funding sources will include unexpended Development Impact Fees of \$379,910.12, future fees, and contributions from the Sewer Operating Fund.
- D. The unexpended fees were deposited in the Police Facilities Development Impact Fees Fund, which is the appropriate fund to finance the new police station design. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure is 2026.

Section 8. The City Council finds that the Road and Bridge Development Impact Fee Fund currently contains \$3,479,621.25 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to make the improvements identified in the Development Impact Fee Study including but not limited to the Potrero Interchange Ramps in the city.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the improvements identified in the Development Impact Fee Study including but not limited to the Potrero Interchange Ramps will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated total cost of improvements identified in the Development Impact Fee Study including but not limited to the Potrero Interchange Ramps was included in the 2024 Development Impact Fee Study. The City's funding sources will include unexpended Development Impact Fees of \$3,479,621.25, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Road and Bridge Development Impact Fees Fund, which is the appropriate fund to finance the improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure

is 2026.

Section 9. The City Council finds that the Recycled Water Development Impact Fee Fund currently contains \$855,203.91 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A.** Additional funds are needed to complete the Recycled Water Study.
- B.** There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the improvements from the study will help mitigate impacts from development of the properties that paid these fees.
- C.** The estimated total cost of the study was included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$855,203.91, future fees, and other available capital funding sources.
- D.** The unexpended fees were deposited in the Recycled Water Development Impact Fee Fund, which is the appropriate fund to finance the study. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee funds will be deposited into the appropriate account or fund for expenditure in 2026.

Section 10. The City Council finds that the Community Park Development Impact Fee Fund currently contains \$118,987.28 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A.** Additional funds are needed to make improvements identified in the Development Impact Fee Study including but not limited to complete the Stewart Park improvement.
- B.** There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because improvements identified in the 2024 Development Impact Fee Study including but not limited to the Stewart Park improvements will help mitigate impacts from development of the properties that paid these fees.
- C.** The estimated cost of the improvements identified in the 2024 Development Impact Fee Study including but not limited to the Stewart Park project is included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$118,987.28, future fees, and other available capital funding sources.
- D.** The unexpended fees were deposited in the Community Park Development Impact Fee Fund, which is the appropriate fund to finance the Stewart Park improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the

appropriate account or fund for expenditure in 2025.

Section 11. The City Council finds that the Regional Park Development Impact Fee Fund currently contains \$1,721,883.97 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete the Stewart Park improvement.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Stewart Park improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Stewart Park project is included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$1,721,883.97, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Regional Park Development Impact Fee Fund, which is the appropriate fund to finance the Stewart Park improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2025.

Section 12. The City Council finds that the Neighborhood Park Development Impact Fee Fund currently contains \$288,391.16 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to make improvements identified in the Development Impact Fee Study including but not limited to complete the Nicklaus Park improvement.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the improvements identified in the Development Impact Fee Study including but not limited to Nicklaus Park improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Nicklaus Park project is included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$288,391.16, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Neighborhood Park Development Impact Fee Fund, which is the appropriate fund to finance the Nicklaus Park improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the

appropriate account or fund for expenditure in 2025.

Section 13. The City Council finds that the Noble Creek Development Impact Fee Fund currently contains \$55,199.22 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete the Force Main at the Elevated Sewer Bridge improvement.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Force Main at the Elevated Sewer Bridge improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Force Main at the Elevated Sewer Bridge project are included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$55,199.22, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Noble Creek Development Impact Fee Fund, which is the appropriate fund to finance the Force Main at the Elevated Sewer Bridge improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2025.

Section 14. The City Council finds that the Upper Potrero Development Impact Fee Fund currently contains \$92,008.81 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Sewer and Manhole improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Sewer and Manhole improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Sewer and Manhole project are included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$92,008.81, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Upper Potrero Development Impact Fee Fund, which is the appropriate fund to finance the Sewer and Manhole improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the

appropriate account or fund for expenditure in 2025.

Section 15. The City Council finds that the Lower Potrero Development Impact Fee Fund currently contains \$473,987.38 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Sewer and Manhole improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Sewer and Manhole improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Sewer and Manhole project are included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$473,987.38, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Lower Potrero Development Impact Fee Fund, which is the appropriate fund to finance the Sewer and Manhole improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2025.

Section 16. The City Council finds that the San Timoteo #2 Development Impact Fee Fund currently contains \$100,568.54 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Embankment Protection for Sewer Lines improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Embankment Protection for Sewer Lines improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Embankment Protection for Sewer Lines project is included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$100,568.54, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the San Timoteo #2 Development Impact Fee Fund, which is the appropriate fund to finance the Embankment and Protection for Sewer Lines improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be

deposited into the appropriate account or fund for expenditure in 2025.

Section 17. The City Council finds that the San Timoteo #3 Development Impact Fee Fund currently contains \$7,500.14 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Embankment Protection for Sewer Lines improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Embankment Protection for Sewer Lines improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Embankment Protection for Sewer Lines project is included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$7,500.14, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the San Timoteo #3 Development Impact Fee Fund, which is the appropriate fund to finance the Embankment and Protection for Sewer Lines improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2025.

Section 18. The City Council finds that the Southern Trunk Main Development Impact Fee Fund currently contains \$293,356.64 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Manhole and Manhole Lining Along Sewer Line improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Manholes and Manhole Lining Along Sewer Line improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Manholes and Manhole Lining Along Sewer Lines project are included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$293,356.64, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Southern Trunk Main Development Impact Fee Fund, which is the appropriate fund to finance the Manholes and Manhole Lining Along Sewer Line improvements. All future fees will also be

deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2026.

Section 19. The City Council finds that the 4th Street Extension Development Impact Fee Fund currently contains \$101,168.60 in unexpended Development Impact Fees collected more than five years ago. In accordance with Government Code section 66001(d)(1), the City Council finds as follows:

- A. Additional funds are needed to complete Manholes and Gravity Sewer improvements.
- B. There exists a reasonable relationship between the unexpended funds described above and the purpose for which they were generated because the Manholes and Gravity Sewer improvements will help mitigate impacts from development of the properties that paid these fees.
- C. The estimated cost of the Manholes and Gravity Sewer project are included in the 2024 Development Impact Fee Study. The City's funding sources will include all unexpended Development Impact Fees of \$101,168.60, future fees, and other available capital funding sources.
- D. The unexpended fees were deposited in the Southern Trunk Main Development Impact Fee Fund, which is the appropriate fund to finance the Manholes and Gravity Sewer improvements. All future fees will also be deposited into this fund. The approximate date by which the above Development Impact Fee Funds will be deposited into the appropriate account or fund for expenditure in 2025.

Section 20. In accordance with Government Code Section 66006(b), the City Council has reviewed and accepted the annual disclosure information made available to the public regarding City mitigation fees which was presented to the City Council and also placed on file with the City

Clerk.

PASSED, APPROVED AND ADOPTED this 21st day of January 2025.

Mike Lara, Mayor

ATTEST:

Elaine Morgan, City Clerk

APPROVED AS TO FORM:

City Attorney
CITY OF BEAUMONT)
COUNTY OF RIVERSIDE)
STATE OF CALIFORNIA)

I, Elaine Morgan, City Clerk of the City of Beaumont, California, do hereby certify that the foregoing Resolution No. xx-24 was duly passed and adopted by the City Council of the City of Beaumont at the regular meeting thereof, held on the 21st day of January, 2024, and was signed by the Mayor of the said City, and that the same was passed and adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Elaine Morgan, City Clerk

