



Coachella Valley Mosquito and Vector Control District

43420 Trader Place, Indio, CA 92201 | (760) 342-8287 | cvmosquito.org

Board of Trustees Meeting Via Zoom

Tuesday, October 12, 2021

6:00 p.m.

AGENDA

The Board of Trustees will take action on all items on the agenda.

Materials related to an agenda item that are submitted to the Board of Trustees after distribution of the agenda packets are available for public inspection in the Clerk of the Board's office during normal business hours and on the District's website.

In the interest of maintaining appropriate social distancing and to comply with orders issued by Governor Newsom, the Board encourages the public to participate in this meeting via Zoom by calling 1-888-475-4499 (toll-free), Meeting ID: [842 3811 9308](https://us02web.zoom.us/j/84238119308) or click this link to join: <https://us02web.zoom.us/j/84238119308>. If you would like to comment on the agenda item or subject matter within the jurisdiction of the Board, please send an email to the Clerk of the Board by 2:30 p.m. on October 12, 2021, at mtallion@cvmosquito.org.

Assistance for those with disabilities: If you have a disability and need an accommodation to participate in the meeting, please call the Clerk of the Board at (760) 342-8287 for assistance so the necessary arrangements can be made.

- 1. Call to Order** – Benjamin Guitron, President
- 2. Introduction of New Trustee and Oath of Office**

3. Pledge of Allegiance

4. Roll Call

5. Confirmation of Agenda

6. Public Comments

Those wishing to address the Board should send an email to the Clerk of the Board by 2:30 p.m. on October 12, 2021, at mtallion@cvmosquito.org or appear at the meeting to provide public comments. Please note that, as stated above, the meeting will be conducted remotely.

A. **PUBLIC Comments — AGENDA ITEMS:** Persons wishing to address the Board on agenda items are requested to do so at this time. When addressing the Board, please state your name and address for the record. In order to conduct a timely meeting, a three-minute time limit per person per item has been established.

B. **PUBLIC Comments — NON-AGENDA ITEMS:** Persons wishing to address the Board on items not appearing on the agenda are requested to do so at this time. When addressing the Board, please state your name and address for the record. In order to conduct a timely meeting, a three-minute time limit per person has been established.

7. Board Reports

A. President's Report – **Benjamin Guitron, President**

Executive Committee oral report and Executive Committee minutes from September 30, 2021 **(Pg.6)**

B. Finance Committee – **Clive Weightman, Treasurer**

Finance Committee oral report and Finance Committee minutes from September 14, 2021 **(Pg. 11)**

8. Staff Informational Reports

A. Live Reports

- General Manager's Report – **Jeremy Wittie, M.S., General Manager**
- Arbovirus Surveillance and Response update (as needed)– **IVM Staff**

Questions and/or comments from Trustees regarding the reports

9. Items of General Consent

The following items are routine in nature and may be approved by one blanket motion upon unanimous consent. The President or any member of the Board of Trustees may request an item be pulled from Items of General Consent for a separate discussion.

- A. Minutes for September 14, 2021, Board Meeting **(Pg. 13)**
- B. Approval of expenditures for September 10, 2021-October 7, 2021 **(Pg. 19)**
- C. Informational Items:
 - Financials – **David l’Anson, MPA, MBA/ACC., Administrative Finance Manager (Pg. 20)**
 - Board Business Log **(Pg. 35)**
 - Correspondence **(Pg. 38)**
 - 2020 Government Finance Officers Association (GFOA) Excellence in Financial Reporting Recognition– **CVMVCD Finance Team (Pg. 47)**
 - Sterile Insect Technique Workshop Minutes **(Pg. 50)**
 - Society for Vector Ecology Annual Conference – **Jennifer A. Henke, M.S. Laboratory Manager, and Kim Hung, Ph.D. Vector Ecologist (Pg.53)**

10. Old Business

- A. Update and discussion regarding the timing and method of the District’s Strategic Planning Workshop – **Jeremy Wittie, M.S., General Manager (Pg. 54)**
- B. Review and approve Resolution 2021-11 authorizing remote teleconferencing meetings for the period October 13, 2021 – November 12, 2021 - **Jeremy Wittie, M.S., General Manager, and Lena Wade, District General Counsel (Pg. 57)**

11. New Business

- A. Discussion and/or approval of the recommendation from the Ad Hoc Land/Property Committee to move forward with the process to create a new parcel map for the District’s excess property and record with the City of Indio. - **Ad Hoc Land/Property Committee (Pg. 63)**
- B. Approval of Resolution 2021-10 and Adoption of the 2021 CVMVCD Administrative Abatement Procedure - **Roberta Dieckmann, Operations Manager, and Lena Wade, District General Counsel (Pg. 66)**
- C. Accept the resignation of Trustee Mark Carnevale - **Jeremy Wittie M.S., General Manager (Pg. 164)**

- D. Review and approve Resolution 2021-12 proclaiming support of evaluating Sterile Insect Technique for its potential inclusion in the District's Integrated Vector Management Program - **Jeremy Wittie M.S., General Manager (Pg. 165)**

12. Closed Session Public Comments

Persons wishing to address the Board on closed session items are requested to do so at this time. When addressing the Board, please state your name and address for the record. In order to conduct a timely meeting, a three-minute time limit per person per item has been established.

Closed Session (s):

A. Conference with Labor Negotiators pursuant to Government Code Section 54957.6

Agency Designated Representatives: Lena D. Wade, Crystal Moreno, and David I' Anson.

Employee Organizations: California School Employees Association and Teamsters Local 911.

B. Public Employee Performance Evaluation pursuant to Government Code Section 54957 (b)(1)

Title: General Manager

13. Comments by General Counsel

14. Trustee Comments, Requests for Future Agendas Items, Travel, and/ or Staff Actions

The Board may not legally take action on any item presented at this time other than to direct staff to investigate a complaint or place an item on a future agenda unless (1) by a majority vote, the Board determines that an emergency exists, as defined by Government Code Section 54956.5, or (2) by a two-thirds vote, the board determines that the need for action arose subsequent to the agenda being posted as required by Government Code Section 54954.2(a). Each presentation is limited to no more than three minutes.

15. Adjournment

At the discretion of the Board, all items appearing on this agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.

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Certification of Posting

I certify that on October 8, 2021, I posted a copy of the foregoing agenda near the regular meeting place of the Board of Trustees of the Coachella Valley Mosquito & Vector Control District and on the District's website, said time being at least 72 hours in advance of the meeting of the Board of Trustees (Government Code Section 54954.2)

Executed at Indio, California, on October 8, 2021.

Melissa Tallion, Clerk of the Board



BOARD REPORTS

Coachella Valley Mosquito and Vector Control District
Executive Committee Meeting Via Zoom
Minutes

TIME AND DATE: 3:30 p.m. Thursday, September 30, 2021

LOCATION: 43420 Trader Place, Indio, CA 92201

TRUSTEES PRESENT:

Indio	Benjamin Guitron, President
Palm Desert	Doug Walker, Vice President
County at Large	Bito Larson, Secretary
Indian Wells	Clive Weightman, Treasurer

ABSENT:

None

Members of the Public present: Yes

OTHERS PRESENT:

Jeremy Wittie, M.S., General Manger
Melissa Tallion, Clerk of the Board

- 1. Call to Order:** *President Guitron called the meeting to order at 3:32 p.m.*
- 2. Roll Call:** *Roll call indicated all four (4) Committee members were present.*
- 3. Confirmation of Agenda:** *There was a consensus to approve the agenda as presented.*

4. Public Comments:

One public comment was received by the Clerk of the Board at 1:28 p.m. The email was sent to the executive committee and Legal Counsel. A copy of the email will be attached to the minutes for the record.

A. AGENDA ITEMS - None

B. NON-AGENDA ITEMS - None

5. Review of October 12, 2021, draft Board meeting agenda

The draft October Board meeting agenda was reviewed by the Committee. Trustee Walker suggested that the informational item "SIT workshop minutes" be spelled out on the Board agenda. It was also suggested by the Committee to move New Business item 10D (Resolution regarding the continuation of remote meetings) to Old Business item 9B on the Board agenda. Melissa Tallion will make those changes to the October Board agenda. The Executive Committee is in full support of the exploration of Sterile Insect Technique. The title of the Resolution will be updated to reflect the support exploring the use of Sterile Insect Technique.

6. Old Business

- A. Continued discussion and/or recommendation for Board agenda stream lining.
This item will be discussed when Legal Counsel is available. This item was pulled and will be discussed during the next Executive Committee meeting, scheduled for October 28, 2021, at 1:30 p.m.
- B. Update and discussion regarding COVID-19 and District programs, policies, and procedures.
 - a. Bill AB-361
A discussion ensued about the Resolution on the Board agenda. Jeremy Wittie gave an overview of the Resolution process for upcoming meetings.
- C. Discussion regarding timing and method of the District's Strategic Planning Workshop.
The workshop was discussed at great length. Jeremy Wittie said that the consultant was flexible in the method of delivery of the workshop (in-person or remote). The Committee discussed the options, and the consensus was that an in-person workshop would be the most productive. The Committee is open to the location for the workshop. Staff will begin looking for a venue to allow for social distancing for the workshop. The Committee recommended that Staff come to the October board meeting with two (2) dates for a January workshop. Plan A would be to have an in-person workshop with the Board of Trustees, key staff, and Martin Rauch, the consultant. Plan B would be to have the workshop via zoom and Plan C would be to postpone all together. These options would be dependent on the current state of emergency in Riverside county.

7. New Business

- A. Discuss and Review: General Manager Public Employee Performance Evaluation Process.
The Committee was fine with the timeline and looks forward to being able to submit the evaluation form online as in years past. Melissa Tallion will work with Grace Morales (former Clerk of the Board) to become familiar with this process. Current timeline:
 - *Full Board receive evaluation forms-October Board meeting*
 - *Submit evaluation forms by the end of October*

- *Evaluation forms reviewed by Lena Wade, Legal Counsel*
- *Lena Wade, Legal Counsel will provide a summary during the November Board meeting*

B. Discussion regarding need and interest for Sterile Insect Technique Board Resolution

A discussion ensued. Trustee Weightman mentioned that he was not able to attend the workshop but watched the video recording. Trustee Weightman applauded Tammy, Jennifer, and Jeremy on a job well done. The Executive Committee is in full support of the District exploring new technologies. The Executive Committee suggested changing the name of the Resolution supporting Sterile Insect Technique to show that they are in full support of exploring this as an option.

8. Trustee/staff comments

President Guitron said that it was nice to see the winners of the Mosquito artwork contest that the Public Outreach Team put together. He said it was nice to see the community be involved.

9. Confirmation of next meeting

The next meeting was scheduled for Thursday, October 28, 2021, at 1:30 p.m.

10. Adjournment

The meeting was adjourned by President Guitron at 4:30 p.m.

From: [REDACTED]
To: [Melissa Tallion](#); [Edward Prendez](#); wendy.garcia@kesq.com
Subject: Public Comment (September 30, 2021 CVMVCD Executive committee meeting)
Date: Thursday, September 30, 2021 1:28:28 PM

September 30, 2021

Coachella Valley Mosquito and Vector Control District (CVMVCD)
43420 Trader Pl.
Indio, CA. 92201
Attn: Clerk of the Board/Complete Board of Trustees/General Public

Re: Written letter to be entered into the Public record for the CVMVCD Executive committee meeting held on rotating dates (slected at the whimsy of committee members) of September 30, 2021.

Dear CVMVCD Executive committee members,

As you are aware, I've been repeatedly restricted of my right's to address the CVMVCD Board of Trustees on several occasions. The actions of the Board President and the current CVMVCD retained legal counsel and the unusual Involvement of CVMVCD administration staff have sent a strong "Chilling effect" on free speech.

It's been repeatedly showcased that the CVMVCD administration by direction of the CVMVCD Board of Trustees have potentially illegally tampered with a wildly popular and accepted method of agenda protocols of allowing for Public testimony at California open Public meetings.

The unusual requirement of "forcing" Public testimony on agenda Items before consideration from the Board and by not allowing citizens the opportunity to listen to the introduction of "Any" agenda items beforehand is truly "Unamerican" and screams of socialistic actions.

Agenda Items: 5/6-A,B,C/7-A,B (oppose All recommendations to date as written)

Having not been supplied with the same Information given to the CVMVCD board of Trustees or Administrative staff - on any of these agenda Items prior to the CVMVCD imposed deadline for written statements of 1:30PM on September 30, 2021. Clearly Illustrates the political aspects of puposely caused distress to "chill free speech" and to not Informed the Public of the operations of the CVMVCD Board of Trustees and its administrators.

Sincerely,

Brad Anderson | Rancho Mirage, CA.

COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

**Finance Committee Meeting Via Zoom
Minutes**

TIME 4:30 p.m. **DATE:** September 14, 2021

LOCATION: 43420 Trader Place Indio, CA 92201

COMMITTEE MEMBERS PRESENT:

Indian Wells Clive Weightman
County at Large Bito Larson

COMMITTEE MEMBERS ABSENT:

Rancho Mirage Isaiah Hagerman

STAFF PRESENT:

Jeremy Wittie, M.S., General Manager
David l'Anson, MPA, MBA/ACC., Administrative Finance Manager
Melissa Tallion, Executive Assistant/Clerk of the Board

MEMBERS OF THE PUBLIC PRESENT:

None

1. Call to Order

Treasurer Weightman called the meeting to order at 4:31 p.m.

2. Roll Call

Roll call indicated two (2) Committee members out of three (3) were present.

3. Confirmation of Agenda

The agenda was confirmed as presented.

4. Public Comments

None

5. Items of General Consent

Approval of Minutes from July 13, 2021, Finance Committee Meeting
On a motion from Trustee Weightman seconded by Trustee Larson, and passed by the following roll call votes, the Committee approved the minutes as presented.

Ayes: Treasurer Weightman and Trustee Larson.

Noes: None.

Abstained: None

Absent: Trustee Hagerman

6. Discussion, Review, and/or Update

- A. Review of Check Report from Abila MIP for the period of July 14, 2021, to September 9, 2021
A discussion ensued concerning a few checks that needed further explanation.
- B. CalCard Charges – June 23, 2021, to July 22, 2021
A discussion ensued concerning a few charges that needed further explanation. Trustee Weighman asked to have page numbers and links added to the October packet.
- C. Review of August 2021 Financials and Treasurers Report
The documents were reviewed.

7. Old Business

- A. None

8. New Business

- A. Review of finance-related items on Board Agenda
The Finance Committee fully supports the Board and all Finance-related items. Trustee Weightman mentioned the refund from the University of Miami and asked why the funds didn't go into a research fund. This was discussed amongst the Committee and would be discussed during the Board meeting. Trustee Weightman would like to see the Research Committee have a dedicated Research fund. The Committee praised David I'Anson, Finance Manager, and his team for their 2020 Government Finance Officers Association (GFOA) Excellence in financial reporting recognition.

8. Schedule Next Meeting

The next Finance Committee meeting is scheduled via Zoom for Tuesday, October 12, 2021, at 4:30 p.m.

10. Trustee and/or Staff Comments/Future Agenda Items

None

11. Adjournment

The meeting was adjourned by Treasurer Weightman at 5:04 p.m.



GENERAL CONSENT

COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

Board of Trustees Meeting Via Zoom Minutes

MEETING TIME: 6:00 p.m. Tuesday, September 14, 2021

LOCATION: 43420 Trader Place, Indio, CA 92201- Via Zoom

TRUSTEES PRESENT

PRESIDENT: Ben Guitron	Indio
VICE PRESIDENT: Doug Walker	Palm Desert
SECRETARY: Bito Larson	County at Large
TREASURER: Clive Weightman	Indian Wells
Denise Delgado	Coachella
Gary Gardner	Desert Hot Springs
Isaiah Hagerman	Rancho Mirage
Dr. Doug Kunz	Palm Springs
Janell Percy	County at Large

TRUSTEES ABSENT

Mark Carnevale	Cathedral City
Vacant	La Quinta

STAFF AND GENERAL COUNSEL PRESENT

Jeremy Wittie, General Manager
Crystal Moreno, Human Resources Manager
David l'Anson, Administrative Finance Manager
Jennifer Henke, Laboratory Manager
Bobbie Dieckmann, Operations Manager
Tammy Gordon, Public Information Officer
Melissa Tallion, Executive Assistant/Clerk of the Board

Other staff members joined the zoom meeting as well.

MEMBERS OF THE PUBLIC PRESENT

None

- 1. Call to Order** *President Guitron called the meeting to order at 6:02 p.m.*
- 2. Pledge of Allegiance** *Trustee Janell Percy led the Pledge of Allegiance.*
- 3. Roll Call** *At roll call, Nine (9) Trustees out of eleven (11) were present.*

4. Confirmation of Agenda

President Guitron inquired if there were any agenda items to be shifted. Upon no objections by Board Trustees, the agenda was confirmed.

5. Public Comments

No public comments were received for this meeting

6. Recognition

A. Proclamation of the Board of Trustees in recognition of Rene Delgado for his 20 years of service to the District.

Jeremy thanked Rene for his service. President Guitron thanked Rene for his service on behalf of the Board of Trustees.

7. Board Reports

President's Report:

President Guitron stated the Executive Committee had held its meeting on September 2, 2021 and reviewed the draft agenda and the Committee revised it as needed. President Guitron mentioned the later discussion about the return to in-person meetings and the Executive Committee's recommendation for the District's strategic planning. President Guitron referred to an item that will be on the September 30, 2021, Executive Committee meeting regarding Board agenda streamlining.

Treasurer's Report:

Treasurer Weightman reported the Finance Committee had held its meeting before the Board meeting to review the check report, CalCard charges, and financials for the period ending July and August 2021. As per normal, there were some questions regarding charges. All questions were answered to the Committee's satisfaction. The Committee praised David l'Anson, Finance Manager, and his team for their 2020 Government Finance Officers Association (GFOA) Excellence in financial reporting recognition. Thank you on behalf of the Board of Trustees.

8. Staff Information Reports

A. Live Reports

- General Manager's Report – **Jeremy Wittie, M.S., General Manager**
Jeremy Wittie, General Manager gave a brief update. Congratulations to Jennifer Henke. She was elected VP of the Entomological Society of America. M.O.E. was introduced again and Jeremy showed a brief video. Check out the District's YouTube channel for the video. Thank you to Oscar Guerrero and Armando Gaspar for adding a shade structure to the District Employee parking. A review from the SIT workshop from September 10th was given.
- Arbovirus Surveillance and Response update– **Jennifer Henke, M.S., Laboratory Manager; Roberta Dieckmann, Operations Manager; and Tammy Gordon, M.A., Public Information Officer**

Jennifer Henke, Bobbye Dieckmann, and Tammy Gordon gave a presentation on Integrated Vector Management and how Surveillance and Quality Control, Operations, and Public Outreach work together to ensure public safety by reducing the risk of virus transmission. The District uses Integrated Vector Management to control mosquitoes and other vectors and to prevent or reduce the risk of mosquito-borne virus transmission.

9. Items of General Consent

The following items are routine in nature and may be approved by one blanket motion upon unanimous consent. Any member of the Board may request an item be pulled from Items of General Consent for a separate discussion.

A. Minutes for July 13, 2021, Board Meeting

B. Approval of expenditures for July 9, 2021-September 9, 2021

C. Informational Items:

- Financials – **David I'Anson, MPA, MBA/ACC., Administrative Finance Manager**
- Board Business Log
- Correspondence
- Departmental Reports: Human Resources; Finance; Information Technology; Laboratory & Surveillance Control; Operations; and Public Outreach
- Refund from the University of Miami of unspent research fund
- Homeland Security Exercise and Evaluation Program (HSEEP), Emmitsburg, MD. – Tammy Gordon, M.A., Public Information Officer
- CVUSD Donation Acknowledgement
- National Information Officers Association Annual Training Conference, Clearwater FL.– Tammy Gordon, M.A., Public Information Officer
- CSDA Annual Meeting– Jeremy Wittie, M.S., General Manager, Jennifer A. Henke, M.S., Laboratory, and Trustee Bito Larson

On a motion from Trustee Hagerman and seconded by Trustee Kunz, and passed by the following roll call votes, the Board of Trustees approved items all items of General Consent.

Ayes: President Guitron; Trustees Delgado, Gardner, Hagerman, Kunz, Larson, Percy, Walker, Weightman

Noes: None.

Abstained: None

Absent: Trustees Carnevale

10. Old Business

- A. Update and discussion regarding return to in-person meetings – **Jeremy Wittie, M.S., General Manager, and Lena Wade, District General Counsel – Jeremy Wittie, M.S., General Manager**

Staff shared a memo that was received from Lena Wade, General Counsel regarding AB-361. If this bill is passed, what does it mean for Board meetings? Lena Wade, General Council gave an overview of the memo. The pandemic and Executive Order relaxed some of the Brown Act requirements. AB-361 allows public agencies to continue to operate under the abbreviated teleconferencing procedures through 2024 during states of emergencies. If AB-361 is signed public agencies would be authorized to hold remote meetings using abbreviated teleconferencing for certain circumstances. Those are listed in the bill, which is attached to the minutes for review. Jeremy asked the Board if they were ready to come back to the Board meeting or if they preferred to continue with remote meetings.

President Guitron asked for input from the Trustees. With a consensus from the Board, we will remain remote for the October meeting and look for an update from staff regarding AB-361.

11. New Business

- A. Discussion and/or approval to enter into an agreement with **Rauch Communication Consultants, Inc.**, for the District's Strategic Planning needs not to exceed \$19,000 from fund 6095.01.200.000 Professional Fees – **Budgeted, Funds available**– **Jeremy Wittie, MS, General Manager and Board of Trustees Executive Committee**

On a motion from Trustee Walker and seconded by Trustee Hagerman, and passed by the following roll call votes, the Board of Trustees Board agrees to enter into an agreement with Rauch Communication Consultant, Inc., for the District's Strategic Planning needs.

Ayes: President Guitron; Trustees Delgado, Gardner, Hagerman, Kunz, Larson, Percy, Walker, Weightman

Noes: None.

Abstained: None

Absent: Trustees Carnevale

12. Closed Session Public Comments

Closed Session (s):

A. Conference with Labor Negotiators pursuant to Government Code Section 54957.6

Agency Designated Representatives: Lena D. Wade, Crystal Moreno, and David I' Anson.

Employee Organizations: California School Employees Association and Teamsters Local 911.

There were no public comments for Closed Session items.

13. Comments by General Counsel

Upon return from closed session, Mr. Robert Patterson informed those in attendance there was no reportable action.

14. Trustee Comments, Requests for Future Agendas Items, Travel, and/ or Staff Actions

The Board may not legally take action on any item presented at this time other than to direct staff to investigate a complaint or place an item on a future agenda unless (1) by a majority vote, the Board determines that an emergency exists, as defined by Government Code Section 54956.5, or (2) by a two-thirds vote, the board determines that the need for action arose subsequent to the agenda being posted as required by Government Code Section 54954.2(a). Each presentation is limited to no more than three minutes.

15. Adjournment *President Guitron adjourned the meeting at 7:25 pm.*

Benjamin Guitron
President

Bitto Larson
Secretary

Coachella Valley Mosquito and Vector Control District

Checks Issued for the Period of:
September 10 -October 7, 2021

Check No	Payable To	Description	Check Amount	Total Amount
	Payroll Disbursement	September 17, 2021	208,214.53	
	Payroll Disbursement	October 1, 2021	214,718.05	
				422,932.58
Pre-Approved Expenditures Utilities/Benefits:				
43651	CalPERS Healthcare Acct	Healthcare Retired/Active 10/2021	81,406.15	
43652	CalPERS-Retirement Acct	Retirement Contributions: 09/03/2021 PP, 09/17/2021PP,10/01/2021 PP	89,380.16	
43653		Deferred Compensation Contributions: 04/02/2021 PP, 09/03/2021 PP, 09/17/2021PP,10/01/2021 PP	39,017.22	
	ICMA Retirement Trust			
43654	Principal Life Insurance Co.	Dental/Life Insurance 10/2021	10,432.87	
43655	Standard Insurance Company	LTD Premium 10/2021	3,218.47	
43656	Vision Service Plan (CA)	Vision Care Plan10/2021	974.50	
				224,429.37
Pre-Approved Expenditures less than \$10,000.00:				
43649	Desert Alarm, Inc.	Burglar & Fire Alarm Monitoring Services	1,114.70	
43657	Abila	Cloud Computing Services	832.25	
43658	Advance Imaging Systems	Contract Services	438.57	
43659	Airgas Dry Ice	Dry Ice	1,557.71	
43660	Alpha Media LLC	Advertising	5,871.00	
43661	Burrtec Waste Industries	Landfill disposal	71.77	
43662	CarQuest Auto Parts	Vehicle Parts & Supplies	125.39	
43664	Cintas Corporation #3	Safety Expense	3,573.41	
43665	Cooperative Personnel Services dba CPS HR Consulting	Professional Fees	1,590.00	
43666	C&R Wellness Works	Employee Assistance Services	328.50	
43667	Daniel's Tire Service	Permits, Licenses & Fees	1,526.92	
43668	Desert Air Conditioning	Repair Maintenance	233.99	
43669	Desert Alarm, Inc.	Burglar & Fire Alarm Monitoring Services	1,019.70	
43670	Desert Electric Supply	Repair & Maintenance	229.95	
43671	Eisenhower Occupational Health Serv	Physician Fees	110.00	
43672	Employee Relations Inc.	Recruitment/Advertising	122.81	
43673	Ewing Irrigation	Repair & Maintenance	101.47	
43674	Gulf California Broadcast Company	Advertising	5,630.00	
43675	Jennifer Henke	Professional Development	489.44	
43676	Hypertec USA Inc	Cloud Computing Services	3,393.52	
43677	Indio Emergency Medical Group	Physician Fees	380.00	
43678	Jernigan's Sporting Goods, Inc.	Safety Expense	528.40	
43679	Izzy Motors Inc. dba La Quinta Chevrolet	Vehicle Parts & Supplies	406.00	
43680	Bito Larson	Trustee Travel	493.40	
43681	Marlin Business Bank	Contract Services	705.79	
43682	NAPA Auto & Truck Parts	Credit Memo	105.48	
43683	Pentair Aquatic Eco-Systems, Inc.	Equipment Parts and Supplies	1,109.84	
43684	Praxair Distribution, Inc.	Cylinder Rentals	57.94	
43685	RM Broadcasting LLC	Advertising	2,120.00	
43686	SC Commercial LLC dba SC Fuels	Motor,Fuel, Oil	6,430.37	
43687	Veolia ES Technical Solutions, LLC	Operating Supplies	202.26	
43688	Vector-Borne Disease Account	Certification exam application fees	360.00	
43689	Waterlogic Americas LLC	Employee Support	106.57	
43690	Waxie Sanitary Supply	Field Supplies	29.10	
Cash - California Bank & Trust Checking				41,396.25
Cash - California Bank & Trust Checking				
43650	U.S. Bank	Calcard Payment For September	169,214.86	
43691	Blue Violet Networks LLC	Capital Outlay	69,006.60	
Cash - California Bank & Trust Check Run Total to be Approved				238,221.46
Total Expenditures: September 10 -October 7, 2021				926,979.66

Benjamin Guitron, President

Clive Weightman, Treasurer



FINANCE REPORTS

Coachella Valley Mosquito and Vector Control District
FINANCES AT A GLANCE
ALL FUNDS COMBINED
For the Month Ended September 30, 2021

	Beginning of the Month	Change During the Month	End of the Month
INVESTMENTS	12,196,204	(1,033,553)	11,162,651
CASH	200,279	201,177	401,456
INVESTMENTS & CASH	12,396,484	(832,376)	11,564,107
CURRENT ASSETS	1,929,130	(58,634)	1,870,496
FIXED ASSETS	9,627,670	-	9,627,670
OTHER ASSETS	4,995,513	-	4,995,513
TOTAL ASSETS	28,948,797	(891,010)	28,057,787
TOTAL LIABILITIES	5,765,510	(304,506)	5,461,004
TOTAL DISTRICT EQUITY	23,183,287	(586,504)	22,596,783
TOTAL LIABILITIES & EQUITY	28,948,797	(891,010)	28,057,787
RECEIPTS		\$ 3,844	
CASH DISBURSEMENTS			
Payroll	\$ 420,474		
General Admin	\$ 415,425		
Total Cash Disbursements		\$ (835,899)	
NON-CASH ENTRIES:		\$ (58,956)	
Accrual Modifications - Changes in A/P, A/R & Pre-paid insurance		(58,956)	
Change during Month - Excess of Cash over Receipts & Non-Cash Adjustments		\$ (891,010)	

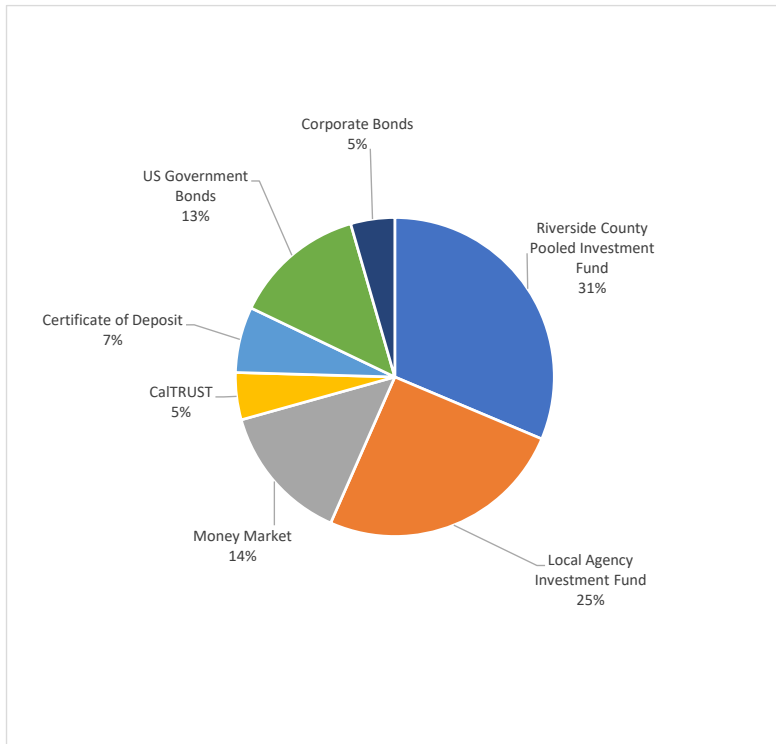
CVMVCD
 Cash Journal - deposits
 From 9/1/2021 Through 9/30/2021

<u>Effective ...</u>	<u>Transaction Description</u>	<u>Deposits</u>	<u>Payee/Recipient Name</u>
9/30/2021	County	3,835.84	Riverside County
9/30/2021	September Deposits	<u>8.36</u>	California Bank & Trust
Report Total		<u>3,844.20</u>	

**COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
INVESTMENT FUND BALANCES AS OF SEPTEMBER 30, 2021**

INSTITUTION	IDENTIFICATION	Issue Date	Maturity Date	YIELD	General Fund	Thermal Capital Fund	Capital Equipment Replacement Fund	Capital Facility Replacement Fund	BALANCE
LAIF	Common Investments			0.21%	2,540,785	20,843	30,493	231,461	\$ 2,823,582
Riverside County	Funds 51105 & 51115			0.29%	3,155,666	25,887	37,873	287,475	\$ 3,506,900
CalTRUST	Medium Term Fund			0.21%	481,390	3,949	5,777	43,854	\$ 534,970
CA Bank & Trust	Market Rate			0.02%	1,416,978	11,624	17,006	129,084	\$ 1,574,692
BMW Bank	Certificate of Deposit	11/20/2020	11/20/2025	0.50%			59,760	189,240	\$ 249,000
State BK of India	Certificate of Deposit	11/23/2020	11/24/2025	0.55%			59,760	189,240	\$ 249,000
Goldman Sachs	Certificate of Deposit	9/21/2021	9/22/2026	1.05%		37,736	50,474	159,833	\$ 248,043
Federal Home Ln	US Government Bonds	11/24/2020	11/24/2025	0.63%			180,000	570,000	\$ 750,000
Federal Natl Mtg Assn	US Government Bonds	11/25/2020	11/25/2025	0.63%			180,000	570,000	\$ 750,000
Bank Amer Corp	Corporate Bonds	11/25/2020	11/25/2025	0.65%			120,000	380,000	\$ 500,000
Total Investments					7,594,819	100,038	741,142	2,750,186	\$ 11,186,186

**PORTFOLIO COMPOSITION AS OF SEPTEMBER 30, 2021
WEIGHTED YIELD 0.32%**



In compliance with the California Code Section 53646; the Finance Administrator of the Coachella Valley Mosquito and Vector Control District hereby certifies that sufficient liquidity and anticipated revenue are available to meet the District's budgeted expenditure requirements for the next six months.

Investments in the report meet the requirements of the Coachella Valley Mosquito and Vector Control District's adopted investment policy

Respectfully submitted

NOTED AND APPROVED

CVMVCD
Statement of Revenue and Expenditures
September 30, 2021

		Annual Budget	YTD Budget	YTD Actual	YTD Budget Variance	Current Period Budget	Current Period Actual	Current Period Variance	Annual Budget Variance	Percent Annual Budget
Revenues										
4000	Property Tax - Current	4,121,655	0	0	0	0	0	0	(4,121,655)	(100)%
4010	Property Tax - Curr. Su	30,561	0	0	0	0	0	0	(30,561)	(100)%
4020	Property Tax - Curr. Un	170,821	156,621	0	(156,621)	156,621	0	(156,621)	(170,821)	(100)%
4030	Homeowners Tax Relie	36,430	0	0	0	0	0	0	(36,430)	(100)%
4070	Property Tax - Prior Suj	23,736	0	0	0	0	0	0	(23,736)	(100)%
4080	Property Tax - Prior Un	9,069	0	0	0	0	0	0	(9,069)	(100)%
4090	Redevelopment Pass-TI	5,406,064	0	0	0	0	0	0	(5,406,064)	(100)%
4520	Interest Income - LAIF,	42,000	10,500	1,309	(9,191)	10,500	8	(10,492)	(40,691)	(97)%
4530	Other Miscellaneous Re	63,000	15,750	68	(15,682)	5,250	0	(5,250)	(62,932)	(100)%
4551	Benefit Assessment Inc	2,299,810	0	0	0	0	0	0	(2,299,810)	(100)%
	Total Revenues	12,203,146	182,871	1,377	(181,494)	172,371	8	(172,362)	(12,201,769)	(100)%

Expenditures

Payroll Expenses

5101	Payroll - FT	5,373,288	1,309,477	995,657	313,820	436,492	191,686	244,806	4,377,630	81 %
5102	Payroll Seasonal	203,400	50,850	59,343	(8,493)	16,950	14,575	2,375	144,057	71 %
5103	Temporary Services	6,900	6,900	0	6,900	0	0	0	6,900	100 %
5105	Payroll - Overtime Expe	45,120	11,280	1,018	10,262	3,760	45	3,715	44,102	98 %
5150	CalPERS State Retireme	1,873,120	1,488,063	1,383,534	104,529	41,680	(10,788)	52,468	489,587	26 %
5155	Social Security Expense	331,680	80,890	66,938	13,952	26,963	12,777	14,186	264,742	80 %
5165	Medicare Expense	77,570	18,918	15,735	3,183	6,306	3,068	3,238	61,836	80 %
5170	Cafeteria Plan	1,141,827	276,937	346,486	(69,549)	92,312	80,475	11,837	795,341	70 %
5172	Retiree Healthcare	372,588	93,147	101,814	(8,667)	31,049	31,962	(913)	270,774	73 %
5180	Deferred Compensator	108,010	26,690	(367)	27,057	8,897	(5,674)	14,571	108,377	100 %
5195	Unemployment Insuran	34,236	8,177	2,431	5,746	2,726	481	2,245	31,805	93 %
	Total Payroll Expenses	9,567,740	3,371,329	2,972,589	398,740	667,135	318,606	348,529	6,595,151	69 %

CVMVCD
Statement of Revenue and Expenditures
September 30, 2021

	YTD	Current		Current	Current	Annual	Percent		
	Budget	Period		Period	Period	Budget	Annual		
	Annual Budget	YTD Budget	YTD Actual	Variance	Budget	Current Period Actual	Variance	Variance	Budget
Administrative Expenses									
525C Tuition Reimbursement	20,000	5,000	480	4,520	1,667	0	1,667	19,520	98 %
530C Employee Incentive	15,500	3,875	136	3,740	1,292	0	1,292	15,364	99 %
5301 Employee Support	0	0	213	(213)	0	0	0	(213)	0 %
5302 Wellness	5,600	1,400	535	865	467	0	467	5,065	90 %
5305 Employee Assistance Program	3,200	800	945	(145)	267	329	(62)	2,255	70 %
600C Property & Liability Insurance	156,406	44,102	52,423	(8,322)	14,701	17,474	(2,774)	103,983	66 %
6001 Workers' Compensation Insurance	181,607	45,402	64,035	(18,633)	15,134	21,345	(6,211)	117,572	65 %
605C Dues & Memberships	42,816	16,039	20,832	(4,792)	2,654	24	2,630	21,984	51 %
606C Reproduction & Printing	7,950	3,237	286	2,952	246	148	98	7,665	96 %
6065 Recruitment/Advertising	7,500	1,875	1,359	516	625	40	585	6,141	82 %
607C Office Supplies	17,111	4,278	2,495	1,783	1,426	286	1,140	14,616	85 %
6075 Postage	5,750	1,438	241	1,196	479	0	479	5,509	96 %
608C Computer & Network Systems	8,199	2,050	828	1,222	683	0	683	7,371	90 %
6085 Bank Service Charges	200	50	109	(59)	17	66	(49)	91	46 %
609C Local Agency Formation Comm.	2,400	2,400	2,243	157	0	0	0	157	7 %
6095 Professional Fees	192,000	55,750	54,417	1,333	6,750	11,611	(4,861)	137,583	72 %
610C Attorney Fees	68,000	17,000	5,925	11,075	5,667	0	5,667	62,075	91 %
6105 Legal Services / Filing Fees	1,000	250	0	250	83	0	83	1,000	100 %
6106 HR Risk Management	6,000	1,500	0	1,500	500	0	500	6,000	100 %
611C Conference Expense	44,400	4,450	1,128	3,322	1,483	871	613	43,272	97 %
6115 In-Lieu	13,200	3,300	2,000	1,300	1,100	0	1,100	11,200	85 %
612C Trustee Support	7,600	1,900	625	1,275	633	0	633	6,975	92 %
620C Meetings Expense	4,890	1,223	138	1,084	408	0	408	4,752	97 %
621C Promotion & Education	5,000	2,500	0	2,500	0	0	0	5,000	100 %
622C Public Outreach Advertising	46,000	23,000	6,323	16,677	0	6,061	(6,061)	39,677	86 %
650C Benefit Assessment Expenses	86,000	7,167	6,889	278	0	0	0	79,111	92 %
Total Administrative Expenses	948,329	249,984	224,604	25,381	56,280	58,254	(1,974)	723,725	76 %
Utilities									
640C Utilities	106,000	26,500	21,411	5,089	8,833	1,514	7,319	84,589	80 %
641C Telecommunications	1,824	456	340	116	152	0	152	1,484	81 %
Total Utilities	107,824	26,956	21,751	5,205	8,985	1,514	7,471	86,073	80 %

CVMVCD
Statement of Revenue and Expenditures
September 30, 2021

		YTD	Current		Current	Current	Annual	Percent		
		Budget	Period		Period	Period	Budget	Annual		
				Variance		Variance	Variance	Budget		
		Annual Budget	YTD Budget	YTD Actual		Current Period Actual				
Operating										
7000	Uniform Expense	44,727	11,771	9,924	1,846	3,824	2,558	1,266	34,803	78 %
7050	Safety Expense	32,375	8,181	6,354	1,827	2,844	597	2,247	26,021	80 %
7100	Physican Fees	5,000	1,250	1,145	105	417	335	82	3,855	77 %
7150	IT Communications	56,860	14,215	8,659	5,556	4,738	0	4,738	48,201	85 %
7200	Household Supplies	3,000	750	359	391	250	0	250	2,641	88 %
7300	Repair & Maintenance	42,000	10,500	12,915	(2,415)	3,500	633	2,867	29,085	69 %
7310	Maintenance & Calibrat	6,170	0	0	0	0	0	0	6,170	100 %
7350	Permits, Licenses & Fee	8,273	2,257	5,978	(3,722)	1,256	3,185	(1,929)	2,295	28 %
7360	Software Licensing	22,305	2,255	0	2,255	0	0	0	22,305	100 %
7400	Vehicle Parts & Supplie	44,720	11,180	9,116	2,064	3,727	4,072	(346)	35,604	80 %
7420	Offsite Vehicle Maint &	17,343	4,336	1,107	3,229	1,445	0	1,445	16,236	94 %
7450	Equipment Parts & Sup	28,620	11,445	3,284	8,161	2,225	1,078	1,147	25,336	89 %
7500	Small Tools Furniture &	4,400	1,100	554	546	367	0	367	3,846	87 %
7550	Lab Supplies & Expense	36,700	10,375	4,945	5,430	3,458	1,971	1,487	31,755	87 %
7570	Aerial Pool Surveillance	26,000	0	0	0	0	0	0	26,000	100 %
7575	Surveillance	60,360	28,427	13,103	15,325	1,759	0	1,759	47,257	78 %
7600	Staff Training	85,824	21,206	6,260	14,946	8,385	1,397	6,989	79,564	93 %
7650	Equipment Rental	1,000	250	0	250	83	0	83	1,000	100 %
7675	Contract Services	109,720	27,215	29,682	(2,467)	8,088	5,726	2,362	80,038	73 %
7680	Cloud Computing Servis	101,370	38,520	14,716	23,804	1,334	3,824	(2,490)	86,654	85 %
7700	Motor Fuel & Oils	80,000	20,000	32,195	(12,195)	6,667	12,561	(5,894)	47,805	60 %
7750	Field Supplies	14,600	3,650	513	3,137	1,217	0	1,217	14,087	96 %
7800	Control Products	711,280	188,016	129,413	58,604	52,476	129,413	(76,937)	581,868	82 %
7850	Aerial Applications	209,213	52,303	50,682	1,621	17,434	26,413	(8,979)	158,531	76 %
7860	Unmanned Aircraft App	40,000	10,000	0	10,000	3,333	0	3,333	40,000	100 %
8415	Capital Outlay	46,343	16,936	0	16,936	2,712	0	2,712	46,343	100 %
8510	Research Projects	150,000	43,595	43,587	9	14,532	14,529	3	106,413	71 %
9000	Contingency Expense	109,750	27,437	0	27,437	9,146	0	9,146	109,750	100 %
Total Operating		2,097,953	567,171	384,492	182,679	155,216	208,290	(53,074)	1,713,461	82 %

CVMVCD
Statement of Revenue and Expenditures
September 30, 2021

	Annual Budget	YTD Budget	YTD Actual	YTD Budget Variance	Current Period Budget	Current Period Actual	Current Period Variance	Annual Budget Variance	Percent Annual Budget
Contribution to Capital Reserves									
890C Transfer to other funds	481,300	120,325	120,325	0	40,108	40,108	0	360,975	75 %
Total Contribution to Capital Reserves	481,300	120,325	120,325	0	40,108	40,108	0	360,975	75 %
Total Expenditures	13,203,146	4,335,765	3,723,761	612,004	927,725	626,773	300,952	9,479,385	72 %
Net revenue over/(under) expenditures	(1,000,000)	(4,152,895)	(3,722,384)	430,511	(755,354)	(626,785)			

CVMVCD
Balance Sheet
As of 9/30/2021

		Current Year
Assets		
Cash and Investments		
1000	Cash - Investments	11,162,651.09
1012	Cash - Clearing Account	150.00
1016	Petty Cash	500.00
1017	Petty Cash Checking	1,500.00
1035	CB&T General Checking	4,287.14
1036	CB&T Payroll Checking	395,019.04
	Total Cash and Investments	11,564,107.27
Current Assets		
1050	Accounts Receivable	108,200.66
1080	Interest Receivable	10,448.25
1085	Inventory	633,981.76
1167	Prepaid Research Proposals	43,586.70
1168	Prepaid Insurance	355,719.92
1169	Deposits	718,559.00
	Total Current Assets	1,870,496.29
Fixed Assets		
1300	Equipment/Vehicles	2,055,955.14
1310	Computer Equipment	488,713.68
1311	GIS Computer Systems	301,597.91
1320	Office Furniture & Equipment	1,300,099.10
1330	Land	417,873.30
1335	Oleander Building	5,665,861.83
1336	Signage	23,651.39
1340	Structures & Improvements	3,026,125.52
1341	Bio Control Building	6,998,161.74
1342	Bio Control Equip/Furn	43,986.77
1399	Accumulated Depreciation	(10,694,356.38)
	Total Fixed Assets	9,627,670.00
Other Assets		

CVMVCD
Balance Sheet
As of 9/30/2021

		Current Year
1520	Resources to Be Provided	3,514,102.32
1525	Deferred Outflows of Resources	1,068,928.00
1530	Deferred Outflows of Resources - OPEB	412,483.00
1900	Due to/from	0.12
	Total Other Assets	4,995,513.44
	Total Assets	28,057,787.00
Liabilities		
Short-term Liabilities		
Accounts Payable		
2015	Credit Card Payable	136,770.71
2020	Accounts Payable	192,709.80
2030	Accrued Payroll	0.03
2040	Payroll Taxes Payable	68,981.37
	Total Accounts Payable	398,461.91
	Total Short-term Liabilities	398,461.91
Long-term Liabilities		
2100	Pollution Remediation Obligation	2,100,000.00
2200	Net Pension Liability	1,612,919.00
2210	Deferred Inflows of Resources	85,158.00
2230	Deferred Inflows - OPEB	16,118.00
2300	Net OPEB Liability	453,746.00
2500	Compensated Absences Payable	794,601.32
	Total Long-term Liabilities	5,062,542.32
	Total Liabilities	5,461,004.23
Fund Balance		
Non Spendable Fund Balance		
3920	Investment in Fixed Assets	10,698,793.35
3945	Reserve for Prepays & Deposit	1,041,259.68
3960	Reserve for Inventory	459,270.86

CVMVCD
Balance Sheet
As of 9/30/2021

		Current Year
	Total Non Spendable Fund Balance	12,199,323.89
	Committed Fund Balance	
3965	Public Health Emergency	4,309,674.00
	Total Committed Fund Balance	4,309,674.00
	Assigned Fund Balance	
3910	Reserve for Operations	4,800,000.00
3925	Reserve for Future Healthcare Liabilities	547,704.00
3955	Thermal Remediation Fund	463,724.00
3970	Reserve for IT Replacement	277,991.00
3971	Reserve for Vehicle Replacement	344,376.00
	Total Assigned Fund Balance	6,433,795.00
	Unassigned Fund Balance	
3900	Fund Equity	1,342,365.90
3999	P&L Summary	1,902,280.57
	Total Unassigned Fund Balance	3,244,646.47
	Current YTD Net Income	(3,590,656.59)
	Total Current YTD Net Income	(3,590,656.59)
	Total Fund Balance	22,596,782.77
	Total Liabilities and Net Assets	28,057,787.00

FINANCE

The financial reports show the preliminary balance sheet, receipts, and revenue and expenditure reports for the month ending September 30, 2021. The revenue and expenditure report shows that the operating budget expenditure for July 1, 2021, to September 30, 2021, is \$3,723,761; total revenue is \$1,377 resulting in excess revenue over (under) expenditure for the year to September 30, 2021, of (\$3,722,384).

THREE YEAR FINANCIALS

	Actual	Budget	Actual	Actual
	9/30/2021	Budget	9/30/2020	9/30/2019
Revenue	1,377	182,871	10,495	29,407
Expenses				
Payroll	2,972,589	3,371,329	1,863,048	2,199,475
Administrative Expense	224,604	249,984	171,979	197,271
Utility	21,751	26,956	24,816	42,685
Operating Expense	384,492	567,171	304,764	586,919
Contribution to Capital R	120,325	120,325	118,370	125,887
Total Expenses	3,723,761	4,335,765	2,482,977	3,152,237
Profit (Loss)	(3,722,384)	(4,152,894)	(2,472,482)	(3,122,830)

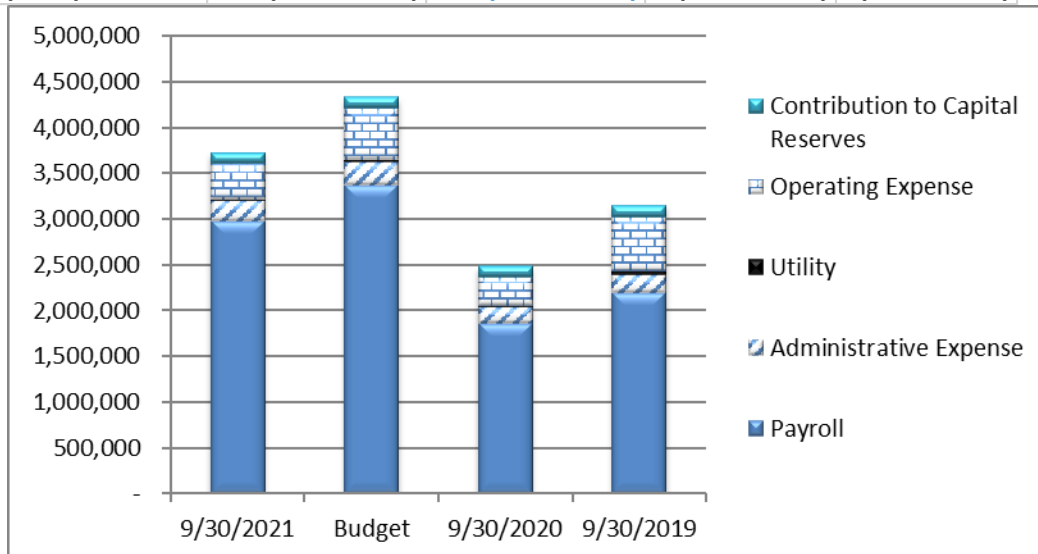


Figure 1 - Three Year Expenditure

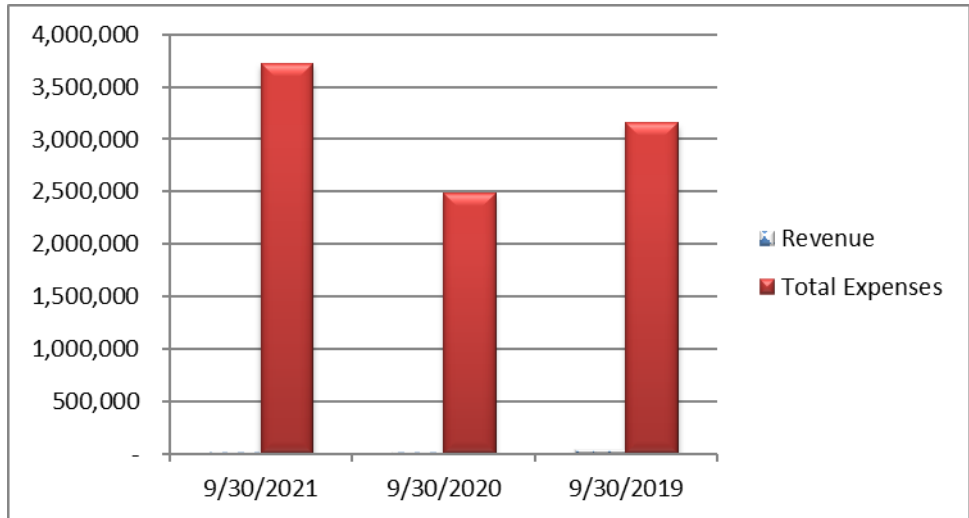


Figure 2 - Three Year Revenue & Expenditure

THREE YEAR CASH BALANCE

Cash Balances	9/30/2021	9/30/2020	9/30/2019
Investment Balance	11,162,651	10,276,682	9,806,232
Checking Accounting	4,580	79,801	29,444
Payroll Account	395,019	298,579	129,457
Petty Cash	2,000	2,000	2,000
Total Cash Balances	11,564,250	10,657,063	9,967,133

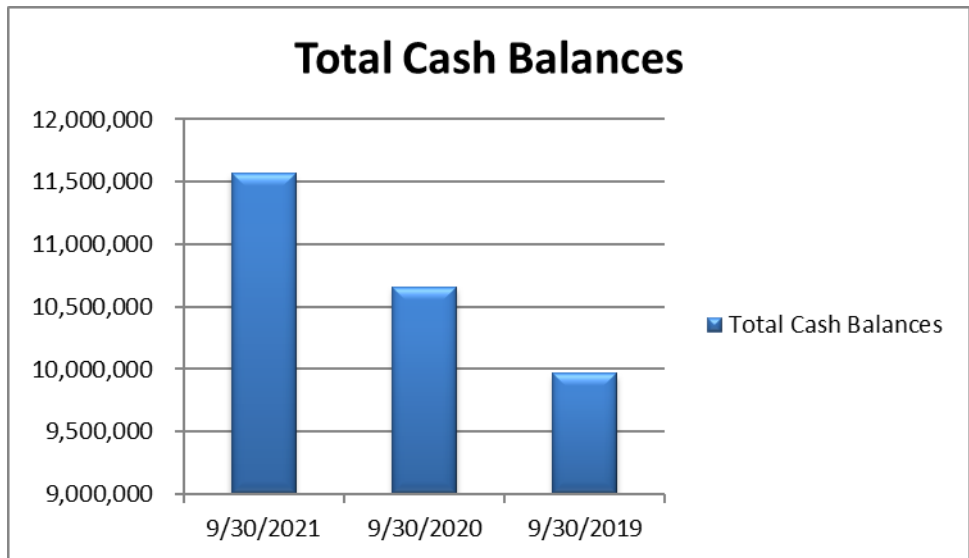


Figure 3 - Cash Balances

DISTRICT INVESTMENT PORTFOLIO 9/30/2021

The District’s investment fund balance for the period ending September 30, 2021 is \$11,186,186. The portfolio composition is shown in the pie chart. Local Agency Investment Fund (LAIF) accounts for 25% of the District’s investments; the Riverside County Pooled Investment Fund is

31% of the total. The LAIF yield for the end of April was 0.21% and the Riverside County Pooled Investment Fund was 0.29%. In September a 5 year Goldman Sachs Certificate of Deposit was purchased with a yield of 1.05%; this gives an overall weighted yield for District investments of 0.32%.

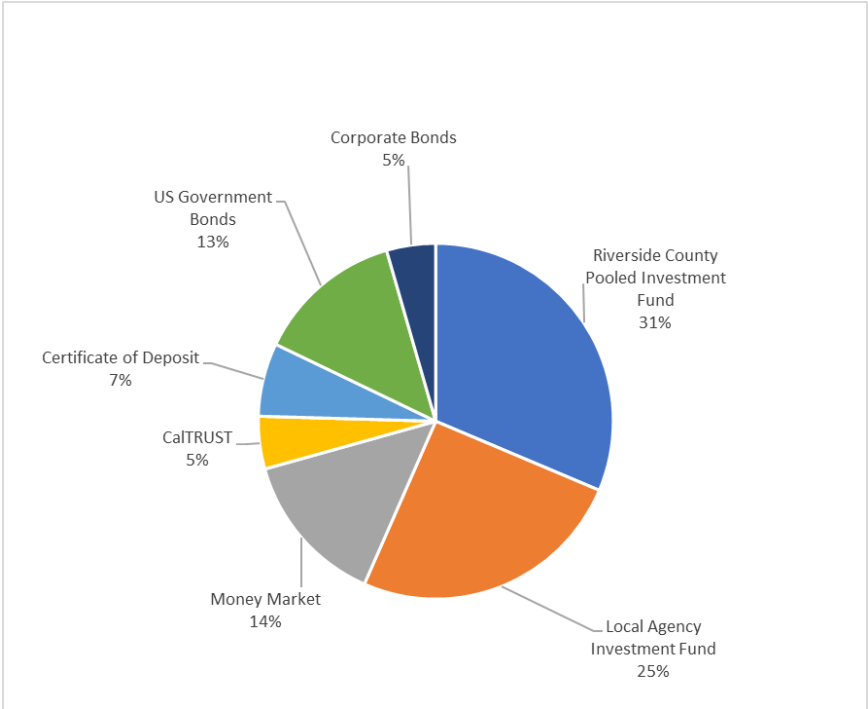


Figure 4 - Investment Portfolio 9/30/21

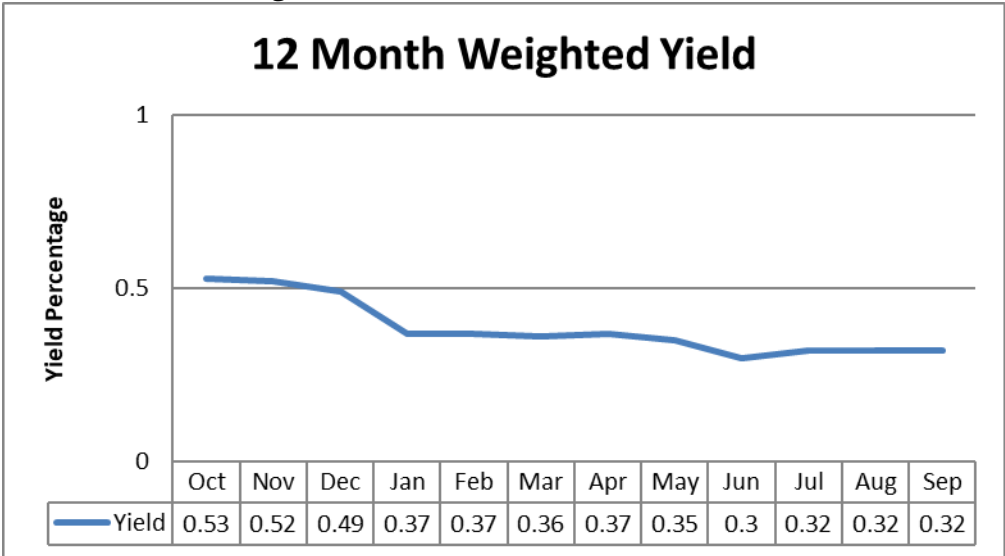
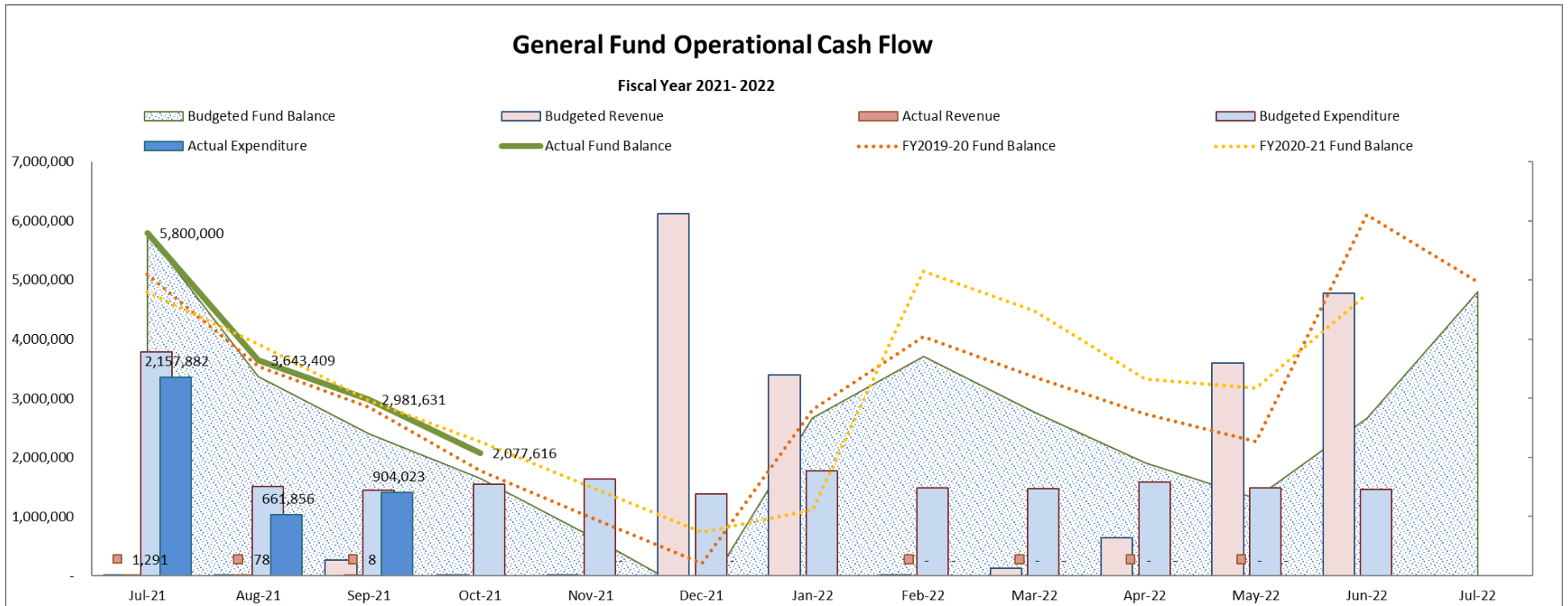


Figure 5 - District Investments Weighted Yield



The **General Fund Operational Cash Flow** graph outlines the District's working capital for the fiscal year July 1, 2021, to June 30, 2022. The beginning fund balance is \$5.8 million and the ending fund balance is \$4.8 million. Expenditure is approximately divided by 12 equal months, with some differences accounting for the seasonality of the program for example control products and seasonal employment which are greater in the mosquito breeding season. July expenditure is higher than average because of the prefunding lump sum of \$1.3 million for CalPERS unfunded liability. The budget also accounts for prepayments. The revenue follows a different pattern, Riverside County distributes the property tax revenue in January and May with advancements in December and April.

The *shaded area* represents the **Budgeted Fund Balance** which has a formula of (beginning) **Fund Balance** plus **Revenue** minus **Expenditure**. The *green line* represents the **Actual Fund Balance** and is graphed against the *shaded area* **Budgeted Fund Balance**. FY2019-2020 Fund Balance is the orange dash line. FY2020-2021 Fund Balance is the yellow dash line.

The graph shows for June 1 the \$5.8 million **Fund Balance** plus total Revenue for July 1 to September 30, 2021, of \$1,377 minus total Expenditure of \$3,723,761 is \$2,077,616. Revenue is lower than budgeted, the reason is the current unsecured budget amount of \$156,621 will be received in October rather than September. Payroll favorable variance of \$398,740 is due to timing payroll expenses are approximately a month behind. Benefits expenses such as CalPERS healthcare and retirement (totaling around \$165k) for August and September are reflected in October reports, the date the invoices were processed for payment.

Overall the District is showing a favorable variance of \$612,004. For planning purposes, the District is under budget. As long as the green line stays out of the shaded area the District is within budget, as of August 31, 2021, the line is outside the shaded area.

Board Business Status Log 2021

Board Action Item / Description	Month	Status	Comments
Agreements			
Research Agreement – UC Davis	January	Completed	
Research Agreement – UC Riverside	January	Completed	
Research Agreement – USDA	January	Completed	
Research Agreement – Icahn School of Medicine at Mount Sinai	January	Completed	
Renewal of the Agreement with Salton Sea Aerial Services	February	Completed	
Renewal of the Agreement with Fedak & Brown	February	Completed	
Agreement with Ames Construction to locate CV Link Temporary Office/ Yard on District Property	February	In Process	
Agreement to obtain Microsoft M365 Licensing	March	Completed	
Renewal of the Agreement with the Coachella Valley Unified School District for an additional two years	March	Completed	
Renewal of the Agreement with CleanExcel for cleaning	March	Completed	
Agreement to upgrade and replace District's electronic door access, security alarm, and CCTV systems	June	Completed	
Agreement for the Market Research Project	July	Completed	
Agreement for the District's Strategic Planning needs	September	Completed	
Resolutions And Proclamations			
Resolution No. 2021-01 Adopting the District's Investment Policy	January	Completed	

	Proclamation in Honor of Anita Jones for her 20 Years of Service to the District	January	Completed	
	Resolution 2021-02 Adopting Employee Pay Schedule	February	Completed	
	Approval of Proclamation designating the week of April 18-24, 2021 as Mosquito Awareness Week	March	Completed	
	Resolution 2021-03 Adopting Ad Hoc Assessment Appeal Committee recommendation	May	Completed	
	Resolution 2021-04 and Adoption of the 2021 CVMVCD Mosquito-borne Virus Surveillance and Emergency Response Plan	May	Completed	
	Resolution 2021-05 to adopt the amendments to Trustee Bylaws	May	Completed	
	Proclamation in Honor of Jess Lucia for his 20 Years of Service to the District	June	Completed	
	Resolution 2021-06 adopting the FY 2021-22 Budget	June	Completed	
	Resolution 2021-22 intention to levy assessments for FY 2021-22	June	Completed	
	Resolution 2021-08 Approving levy assessments for FY 2021-22	July	Completed	
	Resolution 2021-09 Approving FY 2021-22 Professional Development	July	Completed	
	Proclamation in Honor of Rene Delgado for his 20 Years of Service to the District	September	Completed	
	Approval of Resolution 2021-10 and Adoption of the 2021 CVMVCD Administrative Abatement Procedure	October	In Process	

	Approval of Resolution 2021-11 authorizing remote teleconferencing meetings for the period October 13, 2021 – November 11, 2021	October	In Process	
	Approval of Resolution 2021-12 supporting exploring SIT	October	In Process	
Other				
	Yearly Training for Trustees: Ethics and Sexual Harassment Prevention	January-March	In Process	
	Statements of Economic Interests (Form 700)	March	Completed	
	Approval of participation of Jeremy Wittie, General Manager, on the Special Districts Association of Riverside County Chapter Board	March	Completed	
	Approval to purchase pesticide control products	July	Completed	
	Accept the resignation of Trustee	July	Completed	
	Approval of the recommendation from the Ad Hoc Land/Property Committee to create a new parcel map	October	In Process	
	Accept the resignation of Trustee Mark Carnevale	October	In Process	



CORRESPONDENCE

Cell (760) 574-4323
www.cvmosquito.org
Coachella Valley MVCD

-----Original Message-----

[REDACTED]

Sent: Friday, September 24, 2021 9:32 AM
To: Edward Prendez <Eprendez@cvmosquito.org>
Subject: Service Request follow up

Hello!

Rene came to check out our house today (Palm Desert) for mosquitos. My poor baby has been getting bit nonstop. He found the source in our neighborhood, and was very professional and diligent. We truly thank him.

Please convey our thanks, and thank you to the district for providing this service!

Vanessa [REDACTED]

Sent from my iPad



From: Mir Bear-Johnson <mirbearjohnson@deltavcd.com>

Sent: Monday, September 13, 2021 2:04 PM

To: Jeremy Wittie <JWittie@cvmvcd.org>; Jennifer Henke <JHenke@cvmosquito.org>

Cc: Tammy Gordon <TGordon@cvmvcd.org>; Kim Hung <KHung@cvmosquito.org>; Mustapha Debboun <mdebboun@deltavcd.com>

Subject: Employee Recognition: Tammy Gordon and Kim Hung

Good afternoon,

I should have sent this email sooner, but as always the season takes me by surprise.

As the Assistant Manager of Delta Mosquito and Vector Control District I wanted to formally recognize the assistance that two of your employees provided to us over the past few months.

In July of this year, Tammy Gordon was kind enough to assist us in our search for a Community Education and Outreach Coordinator. She provided time and resources, as well as advice, to make sure we knew exactly what we should be prioritizing in our search. Additionally she was extremely helpful in actively sitting on our interview panel and assisting in our selection of the best candidate. We're very pleased with who we hired and owe Tammy for her assistance.

Additionally, at the end of August, our biologist in charge of resistance testing found himself a bit lost, and Kim Hung was able to make some time in her busy schedule to talk him through the problem. This has greatly improved our in house ability to test for resistance and helped with the confidence of my biologist -- having someone as well respected as Kim confirm his math and concept was invaluable.

Please let me know if I can do anything else to further recognize the assistance these two individuals have given to our District. And, as always, I hope if Coachella needs any assistance in the future Delta will be able to assist.

Cheers,
Mir

Mir Bear-Johnson, MS
Assistant Manager
Delta Mosquito and Vector Control District
Visalia, CA 93291



Email: mirbearjohnson@deltavcd.com

Office: 559-732-8606 (Ext. 111)

Fax: 559-732-7441

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From: [Tammy Gordon](#)
To:
Subject: compliment
Date: Tuesday, September 28, 2021 9:16:24 AM
Attachments: [image001.png](#)

Hi everyone,
Lori called to tell me that she just loved talking with **Erica Frost**. She said she is not only knowledgeable but kind as well which is such a rare thing. Lori said that this is not the first time that she has spoken with Erica and she couldn't let another interaction go by without expressing her sincere thanks to us for having such a dedicated employee.
Thank you Erica, keep up the great work!



Tammy Gordon, MA
Public Information Officer
Office (760) 393-8031
www.cvmosquito.org
Coachella Valley MVCD



From: [Geneva Ginn](#)
To: [District Wide Group](#)
Subject: KUDOS
Date: Wednesday, September 29, 2021 5:49:14 AM

Good morning, all

Ms. Casey Perpensi called the district yesterday afternoon to inform me that Michael Chylik did an amazing job on a mosquito service request.

She said that Michael was very thorough and informative.

She mentioned that she is new to the Coachella Valley and just discovered “our services”

Great Job Michael ! Way to REPRESENT!

Thank you
Geneva

From: [Tammy Gordon](#)
To: [District Wide Group](#)
Subject: compliment - 2 days IN A ROW!
Date: Wednesday, September 29, 2021 8:43:01 AM
Attachments: [image001.png](#)

Hi everyone,

Lisa is very new to CV and wanted to take the time to compliment **Erica Frost**. Lisa's sister was bitten by something and her eyes were swollen shut. They had ER and doctor visits and Lisa was at her wits end. Someone mentioned vector control so she called and spoke to Erica who was "extremely knowledgeable" and helped identify some actions that Lisa could change (like watering the flowers everyday) to help alleviate potential sources. She said we are "very very lucky" to have Erica with us and to help guide her off this "path of horrors" at her new home. Erica even offered to keep in touch and exchanged emails with her.

Erica, you are public health champion and I am proud to have you on our team.



Tammy Gordon, MA
Public Information Officer
Office (760) 393-8031
Cell (760) 296-2905
www.cvmosquito.org
Coachella Valley MVCD




Melissa Tallion

From: Erica Frost
Sent: Thursday, September 30, 2021 10:32 AM
To: District Wide Group
Subject: Compliment

Tom Cody called and was raving about Ramon Gonzalez. He lives in DHS and had saved Ramon's number and called him to ask him if he could come by for mosquitoes. Ramon informed him he was no longer the zone technician for that area but let him know he could call the district to create a service request. He wanted me to mention to Ramon's supervisor that he will greatly be missed because he was a terrific technician, and he was always so helpful and professional. He said Ramon was an excellent representative for the District.

Great job Ramon!!! Thank you for representing so well!!!



From: [Diana Reyes](#)
To: [District Wide Group](#)
Subject: Compliment Call for Michael Chylik
Date: Monday, October 4, 2021 11:52:11 AM
Attachments: 

Hello District Team,

I had the resident below call in to give a huge compliment for Michael Chylik and his assistant on mosquito services. He was extraordinary and very informative especially when he called Michael after his RIFA treatment when there was a rainfall shortly afterwards, Michael educating him with some additional methods on RIFA control.

Resident was extremely grateful for Michael's help; he went the extra mile and he wanted us to know.

- Domenic 
 Palm Springs

Great Job Michael!! Keep up the good work!!



Diana Reyes
Administration Clerk
Call Center/Public Outreach
(760) 342-8287 Ext. 325
www.cvmosquito.org
Coachella Valley MVCD





Coachella Valley Mosquito and Vector Control District

October 12, 2021

Staff Report

Agenda Item: Informational Item

Staff report from:

- 2020 Government Finance Officers Association (GFOA) Excellence in Financial Reporting Recognition

Background:

David and his Finance Team have one again been recognized by the GFOA for Excellence in Financial Reporting through the creation of the District's Comprehensive Annual Financial Report for year ending June 30, 2020. David received word last week.

GFOA was founded in 1906, represents public finance officials throughout the United States and Canada. The Association's more than 20,000 members are federal, state/provincial, and local finance officials deeply involved in planning, financing, and implementing thousands of governmental operations in each of their jurisdictions. GFOA's mission is to advance excellence in public finance.

GFOA established the Certificate of Achievement for Excellence in Financial Reporting Program (COA) in 1945 to encourage and assist state and local governments to go beyond the minimum requirements of generally accepted accounting principles to prepare comprehensive annual financial reports that evidence the spirit of transparency and full disclosure and then to recognize individual governments that succeed in achieving that goal. The goal of the program is not to assess the financial health of participating governments, but rather to ensure that users of their financial statements have the information they need to do so themselves.

Congratulations to David and his team as I know COVID-19 created a lot of new challenges for the workplace but the Finance Team met their commitment to excellence and transparency of the District's financial position.

Finance Team:

David l'Anson
Veronica Montoya
Abby Torres
Rosendo Ruiz

From: [Jeremy Wittie](#)
Cc: [Melissa Tallion](#)
Subject: 2020 Government Finance Officers Association (GFOA) Excellence in Financial Reporting Recognition
Date: Tuesday, August 10, 2021 4:53:46 PM
Attachments: [2020 Certificate of Excellence.pdf](#)

Good Afternoon Trustees,

David and his Finance Team have once again been recognized by the GFOA for Excellence in Financial Reporting through the creation of the District's Comprehensive Annual Financial Report for year ending June 30, 2020. David received word last week.

Background

GFOA was founded in 1906, represents public finance officials throughout the United States and Canada. The Association's more than 20,000 members are federal, state/provincial, and local finance officials deeply involved in planning, financing, and implementing thousands of governmental operations in each of their jurisdictions. GFOA's mission is to advance excellence in public finance.

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Congratulations to David and his team as I know COVID-19 created a lot of new challenges for the workplace but the Finance Team met their commitment to excellence and transparency of the District's financial position.

Respectfully,

Jeremy



Government Finance Officers Association

Certificate of
Achievement
for Excellence
in Financial
Reporting

Presented to

**Coachella Valley
Mosquito and Vector Control District
California**

For its Comprehensive Annual
Financial Report
For the Fiscal Year Ended

June 30, 2020

Christopher P. Morill

Executive Director/CEO

COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

**Sterile Insect Technique (SIT) Workshop Via Zoom
Minutes**

MEETING TIME: 1:00 p.m. Friday, September 10, 2021

LOCATION: 43420 Trader Place, Indio, CA 92201- Via Zoom

TRUSTEES PRESENT

PRESIDENT: Ben Guitron	Indio
VICE PRESIDENT: Doug Walker	Palm Desert
SECRETARY: Bito Larson	County at Large
Isaiah Hagerman	Rancho Mirage
Janell Percy	County at Large

STAFF PRESENT

Jeremy Wittie, General Manager
Jennifer Henke, Laboratory Manager
Tammy Gordon, Public Information Officer
Kim Hung, Vector Ecologist
Melissa Tallion, Executive Assistant/Clerk of the Board

MEMBERS OF THE PUBLIC PRESENT

None

1. Welcome

Jeremy Wittie, M.S., General Manager welcomed the Trustees and staff to the workshop. Jeremy reminded the group of the District's mission: We are dedicated to enhancing the quality of life for our community by providing effective and environmentally sound vector-borne disease prevention programs. 2018 strategic plan was to develop and evaluate new tools for effectively managing vectors. Today's workshop is an education for all of us about the benefits of SIT and what staff is envisioning in the future.

2. Public Comments

One written public comment was received and is attached for the record.

3. Biology of mosquitoes and sterile mosquitoes – Tammy Gordon, M.A., Public and Information Officer Jennifer A. Henke, M.S., Laboratory Manager

Tammy outlined the biology of a mosquito, methods of sterilization, and a case study from sterile insect technique work. For this presentation we are focused on the invasive Aedes mosquito. Aedes lay their eggs near water sources in people's yards and patios. SIT is the disruption of the normal mating of pest insects by introducing sterile male insects into a wild pest population. This could potentially be more effective than other

control methods currently being used. SIT provides an alternative as an environmentally friendly mosquito control method.

Discussion: Is there one that staff is recommending? Not currently

Is there a fail rate or are a number able to produce viable offspring? Each method has a fail-safe.

Any indication of signs of resistance? This point, no.

4. Role of sterile mosquitoes at the District – Jennifer A. Henke, M.S., Laboratory Manager and Tammy Gordon, M.A., Public Information Officer

What does the program look like at the District? Four parts to consider: Evaluation of products, evaluation of irradiated mosquito program, role of the Board, and influencing your community. Wolbachia, Self-limiting, and Irradiated mosquitoes are options for the District, and all have the potential to work for the District. What is the role of the Board? They examine the financial implications and ensure the District is conducting its work and the work aligns with the mission. What questions do your neighbors have? Who do you think will be helpful in sharing this?

Discussion: Could be a great option for the agriculture business. It's a good thing, we just must spread the word. Who should we look at first? Who would be opposed to this idea? The District should tailor each presentation to the city they are speaking to. Have material available for each city. Can the District partner with the school districts and chamber of commerce?

5. Questions and/or comments from the Board of Trustees regarding the presentations

What buzz words have negative connotations? What words turn people off? Not concerned with the financial impact. What has a Greater impact is public health and quality of life. This is what the District is trying to address. Impressed and doing a great job. Thank you!

6. Closing and next steps – Jeremy Wittie, M.S., General Manager

If there are questions, please reach out and we can address further. Thank you all for attending.

If you missed this presentation, please use the link below.

<https://www.youtube.com/watch?v=VNeK28qd6Fg>

Melissa Tallion

From: [REDACTED]
Sent: Friday, September 10, 2021 11:56 AM
To: mtallon@cvmosquito.org; Edward Prendez; Graciela Morales; Jeremy Wittie; ajones@cvmvcd.org
Subject: Public Comment (CVMVCD Workshop - Sep. 10, 2021 at 1:PM)

September 10, 2021

Coachella Valley Mosquito and Vector Control District (CVMVCD)
43420 Trader Pl
Indio, CA. 92201
Attn: Clerk of the Board/

Re: Written letter to be entered in to Public record for the September 10, 2021 CVMVCD "Workshop meeting" agenda Items: 2A & 2B plus 3 & 4

Dear CVMVCD appointed Trustees,

Please be aware that this progressive attempt to discuss the topic of "Sterile Mosquitoes" being Imported into the Coachella Valley without allowing Residents or businesses that operate with Valley partnerships to be Informed of these meetings.

As you are aware, the CVMVCD administration have been actively attempting to limit and or eliminate my participation in CVMVCD open perceived public meetings.

This has again been demonstrated by the CVMVCD purposely having meeting alerts misdirected to an e-mail address that was not selected by myself for CVMVCD notifications. this has happened before and I was told that it was corrected, this has been repeatedly allowed to happen to potentially accommodate the CVMVCD administration desires to reduce any public knowledge of CVMVCD operations?

Please be advised that the Coachella Valley Mosquito and Vector Control District (CVMVCD) meeting agenda for a "Sterile Insect Technique (SIT) Workshop" Via-Zoom (No In-Person Public meeting location) that was noted to take place on the date of September 10, 2021 at the time of 1:PM, had only a meeting "Link" to an external Internet company. The CVMVCD agenda listed No other methods of "attending" and or participating "live" in there meeting.

It is clear that the CVMVCD has willingly denied the Residents of the Coachella Valley the opportunity to listen to and or participate in this meeting by limiting meeting access.

Any presentations need to be re-scheduled and given proper and legal notices.

Please consider allowing citizens the opportunity to listen to CVMVCD open Public meetings and to allow participation in those meeting without purposely caused distress or harm by attempts to Intimidate. Also consider using the Public Information officer's networks (social media) for advertisements of CVMVCD Board of Trustees meetings Including the many un-scheduled sub-committee meetings -

Sincerely,

Brad Anderson | Rancho Mirage, CA.



Coachella Valley Mosquito and Vector Control District

Staff Report

October 12, 2021

Agenda Item: Informational Item

Staff report from:

- SOVE Annual Conference, September 16-17, 2021, held online

Background:

The annual Society for Vector Ecology conference was two days of presentations that includes students, vector control staff, government and academic researchers, and industry workers. While most presenters are from the United States, there are some that come from international scientists.

The conference offered sessions that provided information on new vectors to regions as well as novel methods of control. Symposia included: tick-borne diseases in the United States; Chagas disease; biting flies; sand flies; genomic research; and *Aedes* mosquitoes. The keynote address was given by Dr. Brian Bird of the University of California, Davis who presented investigations of emerging virus spillover. His discussion of Ebola and Rift Valley fever included lessons learned that can be useful in planning for mosquito-borne viruses here in the Coachella Valley.

Jennifer Henke was invited to present in the *Aedes* mosquitoes symposium and presented on work conducted by District employees to detect mosquitoes, control them, and inform the community about the work.

ATTENDEES:

Jennifer A. Henke, M.S., Laboratory Manager

Kim Hung, Ph.D., Vector Ecologist



OLD BUSINESS



**Coachella Valley Mosquito and
Vector Control District**

October 12, 2021

Staff Report

Agenda Item: Old Business

Update and discussion regarding the timing and method of the District's Strategic Planning Workshop – **Jeremy Wittie, M.S., General Manager**

Background:

On February 7, 2018, the District conducted its third Strategic Planning Workshop with the Board of Trustees, management, and represented employees, with the goal to provide a framework for decision making over a three-year period.

The purpose of the Strategic Plan is to incorporate strategic issues into Board and management planning, budgeting, decision-making, program monitoring, and performance measurement. The plan is a living document that serves as a guide to assist agencies in achieving goals developed through a collaborative strategic planning workshop and then projects are planned and implemented over a specific course of time to reach the strategic goals that support the agency's mission, vision, and values.

On September 2, 2021, the Executive Committee met to review three (3) strategic planning consultant proposals received by the District. The Executive Committee's recommendation is to enter into an agreement with Rauch Communication, Inc. Some factors that set it apart from the others:

- Overall approach or philosophy to the development of the strategic plan
- Experience and commitment to community engagement
- Experience working with local government agencies developing strategic plans

On September 30, 2021, the Executive Committee met to discuss the timing and method of the Strategic Planning workshop. The Committee discussed this at great length and asked staff to come to the October board meeting with two (2) dates in January for an in-person workshop. The Committee also discussed having two (2) plans available depending on the current state of emergency in Riverside county.

Plan A would be an in-person workshop with the Board of Trustees, key District staff, and Martin Rauch, the District's consultant. Plan B would be to have the workshop via zoom.

Staff and Executive Committee Recommendation:

At the time of Board packet publishing, Staff was still confirming potential dates. Possible dates will be forwarded to all Board members as soon as possible prior to the October Board meeting. Dates that are confirmed will be also presented at the October Meeting.

Potential dates will be in mid to late January and will include two-weekday options and two Saturday options. The goal at the meeting will be to confirm the actual day of the workshop to maximize both Board and staff attendance at the January workshop. The workshop will take approximately 6-7 hours.



**Coachella Valley Mosquito and
Vector Control District**

October 12, 2021

Staff Report

Agenda Item: Old Business

Review and approve Resolution 2021-11 authorizing remote teleconferencing meetings for the period October 13, 2021 – November 11, 2021 – **Jeremy Wittie, M.S., General Manager, and Lena Wade, District General Counsel**

Background:

On June 17, 2021, Cal/OSHA updated the COVID-19 regulations for the workplace. On July 7, 2021, the District adopted these new CalOSHA requirements for staff and implemented the District's COVID-19 Prevention Program. The key changes to the Cal/OSHA COVID-19 regulations that are applicable and should be considered for public meetings returning to the District Board room are as follows:

The Board of Trustees met on September 14, 2021 and continued their discussion regarding the return to in person meetings. District Counsel, Lena Wade shared a memo regarding AB-361 and if passed would allow public agencies to continue to operate under the abbreviated teleconference procedures through January 1, 2024, during states of emergencies. The Board decided to continue remote meetings, pending the signing of AB 361, through the end of 2021. Governor Gavin Newsom signed AB-361 on September 16, 2021.

RESOLUTION: ENACTING ASSEMBLY BILL 361

A local agency wishing to rely on the provisions of AB 361 must meet one of the following criteria:

- A. The local agency is holding a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; or
- B. The local agency is holding a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or

- C. The local agency is holding a meeting during a proclaimed state of emergency and has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

These criteria permit a local agency to schedule a remote meeting to determine whether meeting in-person during the state of emergency would pose imminent risk to the health or safety of attendees. At that remote meeting, a local agency may determine by majority vote that sufficient risks exist to the health or safety of attendees as a result of the emergency and pass a resolution to that effect. These criteria also permit a local agency to meet remotely if there is a state of emergency declaration while state or local officials have recommended or required measures to promote social distancing.

If a local agency passes a resolution by majority vote that meeting in-person during the state of emergency would present imminent risks to the health or safety of attendees, the resolution will permit meeting under the provisions of AB 361 for a maximum period of 30 days. After 30 days, the local agency would need to renew its resolution, consistent with the requirements of AB 361, if the agency desires to continue meeting under the modified Brown Act requirements or allow the resolution to lapse.

After 30 days, a local agency is required to renew its resolution effecting the transition to the modified Brown Act requirements if it desires to continue meeting under those modified requirements.

Staff Recommendation:

Approve Resolution 2021-11 authorizing remote teleconferencing meetings for the period October 13, 2021 - November 12, 2021.

Exhibits:

- Resolution 2021-11

RESOLUTION NO. 2021-11

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE
COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A
STATE OF EMERGENCY BY EXECUTIVE ORDER N-09-21,
AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF
THE LEGISLATIVE BODIES OF THE
COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
FOR THE PERIOD OCTOBER 13, 2021 – NOVEMBER 12, 2021, PURSUANT TO
PROVISIONS OF THE RALPH M. BROWN ACT**

WHEREAS, the Coachella Valley Mosquito And Vector Control District (the “District”) is committed to preserving and nurturing public access and participation in meetings of the Board of Trustees; and

WHEREAS, all meetings of the District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code §§ 54950 – 54963) (the “Brown Act”), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to 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 caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, on March 4, 2020, the Governor of the State of California proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; despite sustained efforts, the virus continues to spread and is impacting nearly all sectors of California; and

WHEREAS, on June 9, 2021, the California Department of Public Health issued updated public health directives related to physical distancing and face coverings effective June 15, 2021, based on guidelines issued by the Centers for Disease Control and Prevention; and

WHEREAS, on or about July 28, 2021, Riverside County Public Health stated that “in light of the recent increase in local COVID-19 cases, Riverside County Public Health recommends residents follow the new state and federal guidance for face coverings. The current state and federal masking guidance recommend that vaccinated individuals wear face masks in public indoor settings. The state still requires unvaccinated individuals to wear masks indoors;” and

WHEREAS, the Board of Trustees does hereby find that the ongoing risk posed by the highly transmissible COVID-19 virus will continue to cause conditions of peril to the safety of persons within the District which are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and the Board of Trustees desires to proclaim a local emergency and ratify the proclamation of a state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Trustees does hereby find that the legislative bodies of the District shall conduct the District’s meetings without compliance with Government Code section 54953(b)(3), as authorized by Government Code section 54953(e), and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in Government Code section 54953(e)(2); and

WHEREAS, all meeting agendas stating meeting dates, times, and the manner in which the public may attend and offer public comment by call-in option or internet-based service option shall be posted, at a minimum, on the District’s website, and at the District’s main office.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals.

The recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency.

The Board of Trustees hereby proclaims that a local emergency now exists throughout the District, and the ongoing risk posed by the highly transmissible COVID-19 virus has caused and will continue to cause, conditions of peril to the safety of persons within the District; furthermore, the guidance of Riverside County Public Health recommends physical distancing and face coverings.

Section 3. Ratification of Governor's Proclamation of a State of Emergency.

The Board of Trustees hereby ratifies the Governor of the State of California's Proclamation of a State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings.

The President of the Board of Trustees, the District's General Manager, and legislative bodies of the District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date.

This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) November 12, 2021, or such time the Board of Trustees adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without compliance with Government Code section 54953(b)(3).

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

Section 6. Certification.

The Clerk of the Board of Trustees shall certify as to the adoption of this Resolution and shall cause the same to be processed in the manner required by law.

PASSED, ADOPTED, AND APPROVED, this 12th day of October 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

**Benjamin Guitron, President
Board of Trustees**

ATTEST:

Melissa Tallion, Clerk of the Board

APPROVED AS TO FORM:

Lena D. Wade, General Counsel

REVIEWED:

Jeremy Wittie, M.S., General Manager



NEW BUSINESS



**Coachella Valley Mosquito and
Vector Control District**

October 12, 2021

Staff Report

Agenda Item: New Business

Discussion and/or approval of the recommendation from the Ad Hoc Land/Property Committee to move forward with the process to create a new parcel map for the District's excess property and record with the City of Indio. - **Ad Hoc Land/Property Committee**

Background:

On June 16, 2021, the Ad Hoc Land/Property committee met and directed staff to research the following after the meeting:

Committee ask - Determine steps and costs involved in parcel review with the City of Indio.

Staff consulted with City of Indio Community Development Department staff. Staff specified that an application, parcel map, and several fees for map review and environmental review would be required to approve a new parcel map with the City. The cost of City fees totaling \$12,000.

Staff consulted with a Civil Engineer and their estimate to survey, create parcel maps, and navigate the process with the City would be between \$20 and \$30K. The total estimated cost of the project from parcel map design to approval would be in the range of \$32,000 to \$42,000.

Committee Ask - Seek out a recommendation from a Commercial Real Estate Broker on what would be the best parcel configuration to possibly sell land.

Staff conferred with a local commercial real estate broker. They advised that splitting the vacant land into 1- acre parcels would be of most interest to a commercial developer.

On September 8, 2021, the Ad Hoc Land/Property committee met again to discuss the research from staff. The Ad Hoc Land/Property committee is making the following recommendation to the Board of Trustees at the October 12, 2021, Board meeting.

Committee Recommendation: District staff will

1. Secure a proposal from a Civil Engineering firm to survey, create a new parcel map, and navigate the process with the City of Indio.
2. Subdivide the District's vacant land on Trader Place into one-acre parcels.



**Coachella Valley Mosquito and
Vector Control District**

May 11, 2021

Staff Report

Agenda Item: New Business

Approval of Resolution 2021-10 and Adoption of the 2021 CVMVCD Administrative Abatement Procedure - **Roberta Dieckmann, Operations Manager, and Lena Wade, District General Counsel**

Protecting public health and reducing the threat of vector-borne disease and the nuisance caused by vectors to people is the primary charge of the Coachella Valley Vector Control District (the "District"). Mosquito Abatement and Vector Control District Law¹ authorizes the District to compel or conduct abatement work pursuant to certain established requirements. The District may exercise abatement power to obtain compliance from property owners, parties in possession of property, and public agencies ("Responsible Party," which may include plural) for vector reduction and/or elimination. This process may be accomplished by changing environmental conditions, control products application, biological control, or a combination of all of the above for the purpose of vector or nuisance species reduction or elimination.

The purpose of this procedure is to provide District staff with precise enforcement guidelines that can be effectively applied and administered in a fair, expedient, and cost-efficient manner. Use of this procedure will provide a just, equitable, and practicable method for preventing, discouraging, and/or abating certain conditions which endanger the health and safety of the public.

The District's Abatement Policy was approved by the Board of Trustees on October 8, 2019, and at that time the abatement procedure was not. Legal counsel recommended that the Board adopt the abatement procedure as well as confirm the Board of Trustees' support for this important public health power, procedure, and commitment to transparency.

¹ Health and Safety Code § 2000 *et. seq.*

Staff Recommendation:

Approval of Resolution 2021-10 adopting the 2021 CVMVCD Administrative Abatement Procedure

Exhibits:

- Resolution 2021-10
- CVMVCD Administrative Abatement Procedure

Resolution No. 2021-10

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT ADOPTING THE 2021 CVMVCD ADMINISTRATIVE ABATEMENT PROCEDURE

WHEREAS, the Coachella Valley Mosquito and Vector Control District (the “District”) is a political subdivision of the State of California, created and operating under the authority and provisions of California Health and Safety Code Section 2000 *et seq.*; and

WHEREAS, protecting public health and reducing the threat of vector-borne disease and the nuisance caused by vectors to people is the primary charge of the Coachella Valley Mosquito and Vector Control District (the “District”), and

WHEREAS, Mosquito Abatement and Vector Control District Law¹ authorizes the District to compel or conduct abatement work pursuant to certain established requirements. The District may exercise abatement power to obtain compliance from property owners, parties in possession of property, and public agencies (“Responsible Party,” which may include plural) for vector reduction and/or elimination. This process may be accomplished by changing environmental conditions, control products application, biological control, or a combination of all of the above for the purpose of vector or nuisance species reduction or elimination, and

WHEREAS, the District has prepared its Administrative Abatement Procedure, attached hereto as Exhibit “A” and incorporated herein by this reference (“Administrative Abatement Procedure”), which provides District staff with enforcement guidelines that can be effectively applied and administered in a fair, expedient, and cost-effective manner.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals.

The recitals set forth above are true and correct.

Section 2. Adoption of CVMVCD Administrative Abatement Procedure.

The Board of Trustees hereby adopts the CVMVCD Administrative Abatement Procedure.

¹ Health and Safety Code § 2000 *et. seq.*

Section 3. Delegation of Authority.

The General Manager or designee(s) shall have the authority to enforce all applicable laws and regulations relating to vector and mosquito control.

Section 4. Public Inspection and Copying.

A copy of the Administrative Abatement Procedure shall be maintained at the District offices and shall be made available for public inspection and copying during regular business hours.

Section 5. Severability.

The Board of Trustees declares that, should any provision, section, paragraph, sentence, or word of this Resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution as hereby adopted shall remain in full force and effect.

Section 6. Repeal of Conflicting Provisions.

All the provisions of any resolution or policy heretofore adopted by the District that are in conflict with the provisions of this Resolution are hereby repealed.

Section 7. Effective Date.

This Resolution shall take effect upon its adoption.

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Section 8. Certification.

The Clerk of the Board shall certify as to the adoption of this Resolution and shall cause the same to be processed in the manner required by law.

PASSED, ADOPTED, AND APPROVED, this 12th day of October 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Benjamin Guitron, President
Board of Trustees

ATTEST:

Melissa Tallion, Clerk of the Board

APPROVED AS TO FORM:

Lena D. Wade, General Counsel

REVIEWED:

Jeremy Wittie, MS, General Manager

EXHIBIT "A"

**SEE ATTACHED
COACHELLA VALLEY MOSQUITO AND
VECTOR CONTROL DISTRICT
2021 CVMVCD ADMINISTRATIVE ABATEMENT PROCEDURE**

COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

ADMINISTRATIVE ABATEMENT PROCEDURE



CVMVCD 43-420 Trader Place Indio, Ca 92201

E-mail: cvmosquito@cvmvcd.org

www.cvmvcd.org

October 2021

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I. INTRODUCTION

Protecting public health and reducing the threat of vector-borne disease and the nuisance caused by vectors to people is the primary charge of the Coachella Valley Vector Control District (the "District"). Mosquito Abatement and Vector Control District Law¹ authorizes the District to compel or conduct abatement work pursuant to certain established requirements. The District may exercise abatement power to obtain compliance from property owners, parties in possession of property, and public agencies ("Responsible Party," which may include plural) for vector reduction and/or elimination. This process may be accomplished by changing environmental conditions, control products application, biological control, or a combination of all of the above for the purpose of vector or nuisance species reduction or elimination.

The purpose of this Policy is to provide District staff with precise enforcement guidelines that can be effectively applied and administered in a fair, expedient, and cost-efficient manner. Use of these guidelines will provide a just, equitable, and practicable method for preventing, discouraging, and/or abating certain conditions which endanger the health and safety of the general public.

The abatement process requires the precise execution of a series of legal and documented steps by District staff. Initially, attention is focused on obtaining voluntary compliance from the Responsible Party, while persistent violators are subject to additional enforcement action such as having the abatement work performed by the District at the Responsible Party's expense and/or the issuance of civil penalties.

II. GENERAL PROVISIONS

A. Computation of Time

The time in which any action under this Policy must be done is computed by excluding the first day and including the last unless the last day is a District holiday which is also excluded. If the last day for the performance of any act is a District holiday, then the time in which to perform the act is extended to and including the next day which is not a District holiday. If the last day for the performance of any act is Saturday or Sunday, then the time in which to perform the act is extended to and including the next Monday.

¹ Health and Safety Code § 2000 *et. seq.*

B. Enforcement Authority

The General Manager or designee(s) shall have the authority to enforce all applicable laws and regulations relating to vector and mosquito control.

III. INSPECTION

A. Authority to Inspect

Any authorized enforcement agent (District State Certified Vector Control Technician) shall have the authority to enter upon any real property or premises to ascertain whether the provisions of applicable statutes, rules, codes, and regulations are being obeyed and to make any examinations and surveys as may be necessary for the performance of their duties. Inspections may involve the taking of photographs, samples, or other physical evidence and confer with persons present.

B. Consent of Landlord, Occupant, or Tenant Required to Enter Occupied Premises

When it is necessary to conduct an inspection of the occupied property to enforce the provisions of applicable statutes, rules, codes, and regulations, or when the Enforcement agent has reasonable cause to believe that there exists upon an occupied premises a condition that is contrary to or in violation applicable statutes, rules, codes or regulations, the Enforcement Agent may enter the premises at reasonable times to inspect or to perform duties imposed by this Policy provided that, if such premises are occupied, credentials are presented to the occupant or tenant and consent to enter for the purpose of an inspection is requested and granted by the occupant or tenant, or the landlord consents to entry for inspection purposes.

C. Limitation on Scope of Consent by Occupant or Tenant

The enforcement agent shall be permitted to inspect only those areas of the subject premises that are within the consenting occupant's or tenant's control, or which are subject to the common authority of all occupants and tenants unless otherwise provided by a court-issued inspection warrant.

D. Limitation on Scope of Consent by Landlord

The enforcement agent shall be permitted to inspect only those areas of the subject premises that the consenting landlord has authority to access and inspect him or herself unless otherwise provided by a court-issued inspection warrant.

E. Consent of Owner or Person Having Charge or Control Required to Enter Secured Unoccupied Premises

When it is necessary to conduct an inspection of secured unoccupied property to enforce the provisions of applicable statutes, rules, codes, or regulations or when the enforcement agent has reasonable cause to believe that there exists upon unoccupied premises a condition that is contrary to or in violation of applicable statutes, rules, codes or regulations, the authorized enforcement agent shall make a reasonable effort to locate the property owner or other person having charge or control of the building or premises and request and obtain that person's consent to enter for the purpose of inspection.

F. Remedy for Refused Entry or Inability to Obtain Consent

If a property owner, tenant, occupant, or agent having charge or control of a property refuses to consent to an inspection of the subject premises by an enforcement agent or if the property owner, tenant, occupant, or agent having charge or control of a property cannot be located after a reasonable attempt has been made, the enforcement agent must obtain an administrative inspection warrant pursuant to the procedures provided in Section XII of this Policy to conduct an inspection of said premises, unless otherwise provided in this Policy or any other applicable law.

G. Inspection of Exterior Code Violations from Public Property

The enforcement agent may inspect exterior code violations from a public street, sidewalk, park, or alley without the consent of the property owner, tenant, occupant, or agent having charge or control of the premises upon which a violation may exist and without an inspection warrant.

H. Inspection of Exterior Code Violations from Neighbor's Yard

The enforcement agent may inspect exterior code violations from a neighbor's yard without the consent of the property owner, tenant, occupant, or agent having charge or control of the premises upon which a violation may exist and without an

inspection warrant provided that lawful access to the neighbor's yard can be obtained and the exterior code violations are in plain view from the neighbor's yard.

I. Inspection of Abandoned Property

The enforcement agent may inspect abandoned property without the consent of the property owner or agent having charge or control of the premises and without an inspection warrant provided that the subject property is unoccupied and have not been secured against unlawful entry.

J. Inspection of Common Areas

The enforcement agent may inspect the common areas of multi-housing complexes, commercial projects, gated communities, mobile home parks, and other similar developments, without the consent of the property owner, tenant, occupant, or agent having charge or control of the premises and without an inspection warrant provided that such common areas are accessible to members of the general public.

K. Inspection of Open Undeveloped Areas

The enforcement agent may inspect open undeveloped areas without the consent of the property owner or agent having charge or control of the premises and without an inspection warrant provided that the subject area is accessible to members of the general public and open to public view.

L. Use of Optical Aids

Use of optical aids such as flashlights and binoculars may be used to conduct inspections of exterior code violations if such violations could otherwise be seen during normal daylight hours or at close range without such optical aids from a location that the observing individual is legally entitled to be located upon.

M. Use of Aerial Surveillance

The enforcement agent may use aerial surveillance to inspect an enclosed yard that is visible from the air space above without the consent of the property owner, tenant, occupant, or agent having charge or control of the premises and without an

inspection warrant provided that such surveillance does not cause unnecessary noise, dust, or threaten injury.

N. Inspections Pursuant to Applicable Statutes, Rules, Codes, Regulations or Inspection Warrants

Nothing in this Policy shall prohibit or preclude inspections conducted pursuant to any applicable statute, rule, code, regulation, or inspection warrant for purposes of inspections related to the respective statute, rule, code, regulation, or inspection warrant.

O. Refusal to Permit Inspection Pursuant to Court-Ordered Inspection Warrant

Any property owner, tenant, occupant, or agent having charge or control of the premises who refuses to permit an inspection pursuant to any court-issued inspection warrant shall be subject to arrest by an authorized peace officer pursuant to Code of Civil Procedure § 1822.57. Forcible execution of said inspection under such circumstance shall be permitted only if the warrant expressly grants permission for such forcible entry.

IV. PUBLIC NUISANCES

A. General

The provisions of this Policy apply to all property throughout the District wherein any violative conditions, uses, or activities are found to exist. The nature of mosquito and vector control dictates that enforcement agents in the field be authorized to make appropriate determinations as to conditions that constitute a threat to public health, safety, or welfare. It would be impossible to attempt to create an exhaustive list of all possible conditions which may occur in the field that could constitute a public nuisance.

While in the field, enforcement agents are fully authorized to utilize their education, training, and experience in determining that a condition constitutes a public nuisance.

Because of the transitory nature of viruses and diseases which are spread by vectors and mosquitoes, maintenance of the property in a condition that supports

the development, attraction, or harborage of such vectors or mosquitoes constitutes a public nuisance. District personnel is to use appropriate discretion in determining that a condition constitutes a public nuisance.

Every owner, tenant, occupant, agent, person having charge or possession of any premises or property, lessee or holder of any possessory interest of real property within the District is required to maintain such property so as not to maintain a public nuisance condition. The owner of the property is liable for violations regardless of any contract or agreement with any third party regarding such property or the occupation of the property by any third party. Every successive owner of the property who neglects to abate a continuing nuisance upon, or in the use of, such property, created by the former owner, is liable therefore in the same manner as the one who first created it.

B. Agricultural Lands

Pursuant to California Health and Safety Code section 2062, when inspecting “agricultural” property, be aware that any property which adheres to accepted agricultural standards and practices with respect to fly development, as determined by the University of California Cooperative Extension, the State Health Department or local public health agencies, shall not be subject to enforcement or abatement pursuant to this Policy. Therefore, District personnel must utilize appropriate discretion under the supervision of their Field Supervisor when enforcing this Policy on agricultural property.

V. REQUEST FOR COMPLIANCE/NOTICE OF VIOLATION

A. Issuance of Request for Compliance or Notice of Violation

Before issuing a Notice of Public Nuisance, the enforcement agent may issue a Request for Compliance or a Notice of Violation when they determine that a violation exists which is deemed to constitute a public nuisance. Generally, a Request for Compliance is issued initially and is followed up with a Notice of Violation if no compliance is achieved by the deadline. If the Notice of Violation does not result in timely compliance, the enforcement agent may proceed to issue a Notice of Public Nuisance and Order to Abate (see Section VI below). The timeline below shall be adhered to unless otherwise authorized by the Operations Manager or designee.

ABATEMENT PROCEDURE TIMELINE	Workdays	Workdays	Workdays
Inspection to confirm and document nuisance exists	Flies/Eye Gnats & Rodents	Bees	Mosquitoes
Request for Compliance	5	5	3
Notice of Violation	5	5	3
Notice of Public Nuisance and Order to Abate	Next Board Meeting	Next Board Meeting	Next Board Meeting

Nothing in this Policy shall be construed or interpreted to require the issuance of a Request for Compliance or a Notice of Violation as a prerequisite to the issuance of Notice of Public Nuisance or any other remedies authorized under this Policy. However, proper authorization must be obtained from the Operations Manager or designee prior to deviating from these guidelines.

B. Contents of Request for Compliance or Notice of Violation

The applicable Request for Compliance or Notice of Violation form (forms are attached to this Policy as Exhibits “A,” through “J”) should be completed by the citing enforcement agent in its entirety.

C. Additional Information

Any person served with a Request for Compliance or Notice of Violation should be provided with any applicable brochures and other written information about how to correct the condition.

D. Persons Entitled to Service of Request for Compliance or Notice of Violation

The Request for Compliance or Notice of Violation, and any amended or supplemental Request for Compliance or Notice of Violation, should be served upon all Responsible Parties for the violation(s).

E. Service of Request for Compliance or Notice of Violation

A Request for Compliance or Notice of Violation may be served by personal delivery to the Responsible Party or, if the Responsible Party is the owner or occupant of or agent who has charge or control of, the property, the Request for Compliance or Notice of Violation may be served by causing a copy of the said notice to be sent by

certified mail, postage prepaid, return receipt requested and regular mail to the address shown on the last available assessment roll. The failure of the Responsible Party to receive a copy of the Request for Compliance or Notice of Violation shall not affect the validity of any proceedings or actions taken under this Policy. A Proof of Service (attached to this Policy as Exhibit "R") shall be completed and attached to the Notice.

F. Completion of Service of Request for Compliance or Notice of Violation

Service of a Request for Compliance or Notice of Violation which is personally served shall be deemed completed at the time of such personal service. Service of a Request for Compliance or Notice of Violation which is served by mail is deemed completed on the date said Request for Compliance or Notice of Violation is deposited in the mail.

G. Failure to Comply with Request for Compliance or Notice of Violation-Reinspection

Failure to comply with a Request for Compliance or Notice of Violation may result in the issuance of a Notice of Public Nuisance, or such other action or proceeding pursuant to this Policy. The property should be reinspected within one business day of the deadline to determine progress and compliance.

VI. NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE

A. Notice of Public Nuisance and Order to Abate

When the enforcement agent has inspected any real property or premises and has found and determined that conditions, uses, or activities at or upon such property or premises constitute a public nuisance, the enforcement agent may issue or cause the issuance of a Notice of Public Nuisance and Order to Abate ("Notice and Order").

B. Time Period Within Which to Correct or Remedy Violations

Any Responsible Party who has received a Notice and Order for violations that do not create an immediate danger to health or safety shall be provided not less than ten calendar days in which to correct or otherwise remedy the violation prior to the

commencement of any abatement work by the District or imposition of any civil penalties.

The citing enforcement agent may extend the time in which to correct or otherwise remedy a violation upon a showing that the recipient of the Notice and Order (Responsible Party) requires additional time to complete the abatement.

C. Contents of Notice and Order

The applicable Notice and Order form (forms are attached to this Policy as Exhibit "K," "L," "M" and "N") should be completed by the citing enforcement agent in its entirety.

D. Additional Information

Any Responsible Party served with a Notice of Public Nuisance and Order to Abate should be provided with any applicable brochures and other written information about how to correct the condition.

E. Posting of Notice and Order

Immediately upon issuance, the Notice and Order and any amended or supplemental Notice and Order shall be posted on the property on which the violation occurs by the enforcement agent or his or her designee. Posting of the Notice and Order shall be done in a conspicuous place on the property such as, but not limited to, on a post or gate on vacant property or a door or window of a structure located on a developed property.

F. Persons Entitled to Service

The Notice and Order, and any amended or supplemental Notice and Order, shall be served upon the Responsible Party, including the record owner, tenant, occupant, if any, and/or agent, if any, having charge or control of the property. The property owner must always be served.

G. Method of Service

Service of a copy of the Notice and Order must be served in the same manner as a civil summons². The following methods of service are authorized:

- i. Personal service³;
- ii. "Substitute Service" - Service at the Responsible Party's known business or home address left with the person in charge ***and*** by first-class mail⁴;
- iii. If the Responsible Party resides outside California, service via first-class certified mail, return receipt requested⁵.

If, after a diligent search, the notice cannot be served, the Notice and Order posted as provided in subsection D above shall be deemed to provide sufficient notice⁶. In such instance, a Declaration of Due Diligence (attached to this Policy as Exhibit "Q") shall be completed in its entirety by the person attempting service thoroughly describing all efforts made to provide service to the Responsible Party. See Section XIII below for information on performing due diligence in attempting to locate a property owner.

In all instances, the Notice and Order shall also be immediately sent to the property owner at the address shown on the most recent Riverside County assessment roll via certified mail, return receipt requested, AND regular United States mail.

H. Completion of Service

Service of a Notice and Order which is served by personal or substitute service shall be deemed completed at the time of such personal or substitute service. Service of a Notice and Order on a person outside California shall be deemed served ten days after the Notice and Order is deposited in the mail. Service provided solely via posting is effective on the date the Declaration of Due Diligence is completed.

I. Proof of Service

² Health and Safety Code § 2061(c).

³ Code of Civil Procedure § 415.10.

⁴ Code of Civil Procedure § 415.20.

⁵ Code of Civil Procedure § 415.40.

⁶ Health and Safety Code § 2061(c).

Proof of service of the Notice and Order shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons effecting service, declaring the date and manner in which service was made. The declaration, together with any receipt card returned in acknowledgment of receipt by certified mail, shall be affixed to a copy of the Notice and Order and retained by the citing enforcement agent. (A Proof of Service form is attached to this Policy as Exhibit "R").

VII. SUMMARY ABATEMENT OF PUBLIC NUISANCE PROCEDURES

A. Summary Abatement of Public Nuisances that Pose an Immediate Threat to Public Health and Safety

If upon the determination of the General Manager in consultation with the Operations Manager or designee that a particular public nuisance poses an immediate threat to public health and safety, the enforcement agent who made the public nuisance determination may dispense with the delayed hearing requirements of the public nuisance administrative appeal procedures set forth in this Policy and cause District personnel or private contractors to take the minimal and most reasonable and feasible actions necessary to immediately abate the activity or activities and/or condition or conditions causing the public nuisance. However, the matter shall still be scheduled for a hearing before the Board following the abatement work. The hearing shall be scheduled and conducted in the same manner as provided in Section IX below.

B. Preparation of Summary Abatement Report Prior to Abatement Work

Where public nuisance conditions exist requiring summary abatement, prior to ordering abatement work pursuant to this Policy, the Enforcement agent shall complete a Summary Abatement Report form (attached hereto as Exhibit "S") in its entirety.

C. Additional Information

Any Responsible Party served with a Summary Abatement Report should be provided with any applicable brochures and other written information about how to correct the condition.

D. Posting of Summary Abatement Report

Immediately upon issuance, the Summary Abatement Report shall be posted on the property on which the violation occurs by the enforcement agent or his or her designee. Posting of the Summary Abatement Report shall be done in a conspicuous place on the property such as, but not limited to, on a post or gate on vacant property or a door or window of a structure located on an improved (developed) property.

E. Persons Entitled to Service

The Summary Abatement Report shall be served upon the Responsible Party, including the record owner, tenant, occupant, if any, and/or agent, if any, having charge or control of the property. The property owner must always be served, if possible.

F. Method of Service

Service of a copy of the Summary Abatement Report must be served in the same manner as a civil summons⁷. The following methods of service are authorized:

- i. Personal service⁸;
- ii. "Substitute Service" - Service at the Responsible Party's known business or home address left with the person in charge ***and*** by first-class mail⁹;
- iii. If the Responsible Party resides outside California, service via first-class certified mail, return receipt requested¹⁰.

If, after a diligent search, the notice cannot be served, the Summary Abatement Report posted as provided in subsection E above shall be deemed to provide sufficient notice¹¹. In such instance, a Declaration of Due Diligence (attached to this Policy as Exhibit "Q") shall be completed in its entirety by the person attempting service thoroughly describing all efforts made to provide service to the violator.

In all instances, the Summary Abatement Order shall also be immediately sent to the property owner at the address shown on the most recent Riverside County assessment roll via certified mail, return receipt requested, AND regular United States Mail.

G. Completion of Service

Service of a Summary Abatement Report which is served by personal or substitute service shall be deemed completed at the time of such personal or substitute service. Service of a Summary Abatement Order on a person outside California shall be deemed served ten days after the Summary Abatement Report is deposited in the mail. Service provided solely via posting is effective on the date the Declaration of Due Diligence is completed.

H. Proof of Service

⁷ Health and Safety Code § 2061(c).

⁸ Code of Civil Procedure § 415.10.

⁹ Code of Civil Procedure § 415.20.

¹⁰ Code of Civil Procedure § 415.40.

¹¹ Health and Safety Code § 2061(c).

Proof of service of the Summary Abatement Report shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons effecting service, declaring the date and manner in which service was made. The declaration, together with any receipt card returned in acknowledgment of receipt by certified mail, shall be affixed to a copy of the Summary Abatement Report and retained by the citing officer. (A Proof of Service Form is attached to this Policy as Exhibit "R").

VIII. HEARING ON NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT

A. Abatement Proceedings.

1. The person or agency claiming ownership, title, or right to property or who controls the diversion, delivery, conveyance, or flow of water shall be responsible for the abatement of a public nuisance that is caused by, or as a result of, that property or the diversion, delivery, conveyance, or control of that water.

2. Whenever a public nuisance exists on any property within the District or on any property that is located outside the District from which vectors may enter the District, the District may notify the owner of the property of the existence of the public nuisance.

3. The notice required for abatement of a public nuisance ("Notice") shall:

a. State that a public nuisance exists on the property, describe the public nuisance and describe the location of the public nuisance on the property.

b. Direct the owner of the property to abate the nuisance within a specified time.

c. Direct the owner of the property to take any necessary action within a specified time to prevent the recurrence of the public nuisance.

d. Inform the owner of the property that the failure to comply with the requirements of the Notice within the specified times may result in the District taking the necessary actions, and that the owner shall be liable for paying the costs of the District's actions.

e. Inform the owner of the property that the failure to comply with the requirements of the Notice within the specified times may result in the imposition of civil penalties of up to one thousand dollars (\$1,000) per day for each day that the public nuisance continues after the specified times.

f. Inform the owner of the property that before complying with the requirements of the Notice, the owner may appear at a hearing of the Board of Trustees ("Board") Abatement Hearing Committee ("Committee"), as set forth in section C below, at a time and place stated in the Notice.

4. The District shall cause the Notice to be served on the owner of the property in the same manner as a summons in a civil action. If, after a diligent search, the Notice cannot be served on the owner of the property, the Committee shall cause the Notice to be posted in a conspicuous place on the property for not less than ten (10) days before the hearing. Not less than ten (10) days before the hearing, the District shall also cause a copy of the Notice to be mailed by certified mail to the owner of the property at the address shown on the most recent assessment roll of the county in which the property is located.

5. At the hearing before the Committee at the time and place stated in the Notice, the Committee shall accept written and oral testimony from the property owner and other persons. At the close of the hearing, the Committee shall find, based on substantial evidence in the record, whether a public nuisance exists on the property. If the Committee finds that a public nuisance exists, the Committee shall order the owner of the property to abate the public nuisance and to take other necessary actions to prevent the recurrence of the public nuisance.

a. On the day prior to the hearing, District staff will re-inspect the nuisance in question to determine whether the owner has complied with the Notice. If the property owner or person in possession of the property has complied with the Notice, District staff will send a letter of acknowledgment to the owner.

b. If the owner or party in possession does not

appear at the hearing, the Committee shall review the facts as described by the District staff at the hearing and make a determination.

c. Based on the extent of the work to be performed to abate the nuisance, the Committee will grant the owner or person in possession of the property a period of not fewer than five (5) calendar days to comply with the order of the Committee.

6. If the owner of the property does not abate the public nuisance and takes the necessary actions to prevent the recurrence of the public nuisance within the time specified by the Committee, the District may abate the public nuisance and take the necessary actions to prevent the recurrence of the public nuisance. In addition, the Committee may impose civil penalties pursuant to this policy.

B. Board of Trustees Abatement Hearing Committee.

The Board of Trustees shall create an Abatement Hearing Committee ("Committee") to conduct nuisance abatement hearings. The Committee shall be composed of three (3) members of the Board, with one alternate, appointed by the Board annually each January, or whenever a vacancy occurs. The Committee shall conduct nuisance abatement hearings at regular or special meetings of the Committee in compliance with the Ralph M. Brown Act.

IX. CIVIL PENALTIES

In addition to abating the public nuisance and taking any necessary actions to prevent the recurrence of the public nuisance, the Committee may impose a civil penalty on the owner of the property for failure to comply with the requirements of the abatement proceedings. The civil penalty may not exceed one thousand dollars (\$1,000) per day for each day that the owner of the property fails to comply with the District's requirements.

X. RECOVERY OF PUBLIC NUISANCE ABATEMENT COSTS AND COLLECTION OF CIVIL PENALTIES

The Committee may consider any recurrence of a public nuisance abated pursuant to Section 2061 to be a continuation of the original public nuisance.

A. Owner's Payment of Costs.

1. The owner of the property abated pursuant to this policy shall pay the District for the cost of abating the public nuisance and the cost of any necessary actions to prevent the recurrence of the public nuisance. The owner shall also pay any civil penalty imposed pursuant to this policy.

2. If the owner of the property fails to pay the District's costs within sixty (60) days, the Committee may order the costs and any civil penalties charged and collected against the property. The charge shall be collected at the same time and in the same manner as ordinary county taxes are collected and shall be subject to the same penalties and the same procedure and sale in case of delinquency as are provided for ordinary county taxes. All laws applicable to the levy, collection, and enforcement of county taxes are applicable to the costs and civil penalties charged and collected against the property.

3. If the Committee charges the costs and any civil penalties against the parcel, the Committee may also cause the Notice of abatement lien ("Notice of Lien") to be recorded. The Notice of Lien shall, at a minimum, identify the record owner of the property, set forth the last known address of the record owner, set forth the date upon which the abatement of the public nuisance was ordered by the Committee, set forth the date upon which the abatement and any necessary actions to prevent the recurrence of the public nuisance was complete, and include a description of the real property subject to the lien and the amount of the cost and any civil penalties.

4. However, if the Committee does not cause the recordation of a Notice of Lien, and any real property to which the costs and any civil penalties relate has been transferred or conveyed to a bona fide purchaser for value, or a lien on a bona fide encumbrancer for value has been created and attaches to that property, prior to the date on which the first installment of county taxes would become delinquent, then the cost and any civil penalties may not result in a lien against that real property but shall be transferred to the unsecured roll for collection.

5. Recordation of a Notice of Lien shall have the same effect as recordation of an abstract of a money judgment recorded pursuant to Code of Civil Procedure section 697.310 et seq. The lien created shall have the same priority as a

judgment lien on real property and shall continue in effect until released. Upon order of the Committee, an abatement lien created under this policy may be released or subordinated in the same manner as a judgment lien on real property may be released or subordinated.

C. Public Agencies.

The lien provisions of this policy shall not apply to property owned by a public agency. Notwithstanding section 6103 of the Government Code or any other provision of law, a public agency shall pay the District for the cost of abating the public nuisance, the cost of any necessary actions to prevent the recurrence of the public nuisance, and any civil penalties.

XI. INSPECTION AND ABATEMENT WARRANTS

A. General Overview

The District may request an inspection and abatement warrant from the Superior Court¹². The warrant may only apply to the exterior of places, dwellings, structures, and premises. The warrant shall state the geographic area which it covers and shall state its purposes. A warrant may authorize District personnel to enter property only to do the following:

- i. Inspect to determine the presence of vectors or public nuisances;
- ii. Abate public nuisances, either directly or by giving notice to the property owner to abate the public nuisance;
- iii. Determine if a notice to abate a public nuisance has been complied with; or
- iv. Control vectors and other nuisance species and treat the property with appropriate physical, chemical, or biological control measures.

B. Blanket Inspection Warrant

On an annual basis since 2008, the District has obtained a blanket inspection and abatement warrant from the Superior Court. The warrant has generally been valid from about February through December 31 of each year. A copy of the 2020 blanket warrant is attached hereto as Exhibit "Y."

The blanket warrant authorizes District personnel to enter the exterior of any property in the District's jurisdiction when the District believes that the property contains a pool or other body of water. District personnel may enter the exterior area of these properties for the purpose of inspecting for the presence of mosquito larvae that are potentially capable of transmitting West Nile virus and other arboviruses once they become adults. Once it is determined by District personnel that mosquito breeding is occurring, the District may examine water quality and identify the various mosquito states that are present, and utilize larvicides or mosquitofish as control measures.

¹² Health and Safety Code § 2053; Code of Civil Procedure § 1822.50 *et. seq.*

Prior to entering each property, District personnel shall knock on the front door of the property and request voluntary consent to enter the property. If voluntary consent is not received for any reason, the District personnel shall post a green pool advisory notice for 24 hours and if not responded to in that time frame may immediately enter the exterior of the property to conduct the inspection, testing, and treatment. Personnel may use minimal reasonable force to enter any such area (e.g., opening, unlocking, or otherwise entering into areas behind locked fences and gates).

Upon identification of mosquito larvae that are potentially capable of transmitting West Nile and other arthropod-borne viruses (once they become adults) the District may take any and all necessary actions to test, treat, remediate, and abate such conditions consistent with applicable Federal, State, and local regulations.

The warrant may only be executed between the hours of 7:00 a.m. and 6:00 p.m.

In the event abatement work is performed pursuant to the blanket warrant, District personnel should follow the procedures set forth above in Section VIII.

C. Obtaining an Inspection Warrant in Other Circumstances

In order to obtain an inspection warrant, the District must present evidence establishing “probable cause” to believe that there is a violation located on a specific property.

The United States Supreme Court has interpreted the Constitution as giving all persons a great degree of privacy inside their property, especially their homes and areas immediately surrounding their homes. This means that inspection warrants are not available just because District personnel may have a “hunch” or feeling that the property is in violation.

In the event any enforcement agent wants to obtain an inspection or abatement warrant, General Counsel should be contacted for assistance. An affidavit executed by the enforcement agent under penalty of perjury describing the place that the enforcement agent wants to search and why he or she wants to search it is required. A sample affidavit is attached as Exhibit “Z” to this Policy. The affidavit will be presented to the judge when requesting the warrant.

The affidavit shall include the following information:

- The location where the enforcement agent wants to search – Include the address and Assessor’s Parcel Number (APN) and the particular parts of the address that will be the subject of the warrant.
- Why the enforcement agent wants to search the structure or area – Include all the facts and conditions that make the authorized enforcement agent believe there is a violation in the area where he or she is normally not permitted to go. Be sure to include specific violations which constitute a danger to the public.
- A statement that the enforcement agent has either: (a) requested authorization to enter the property which has been refused; or (b) explaining circumstances reasonably justifying the failure to seek such consent. If no contact has been made with the Responsible Party including the property owner, information regarding due diligence performed to make such contact should be included.

A proposed warrant must also be presented to the judge to sign along with the affidavit. A sample warrant is attached to this Policy as Exhibit “Z.”

D. Posting of Notice and Order

Immediately upon issuance, the warrant shall be posted on the subject property by the enforcement agent or his or her designee. Posting of the warrant shall be done in a conspicuous place on the property such as, but not limited to, on a post or gate on vacant property or a door or window of a structure located on an improved (developed) property.

E. Persons Entitled to Service

The warrant shall be served upon the Responsible Party, including the record owner, tenant, occupant, if any, and/or agent, if any, having charge or control of the property. The property owner must always be served, if possible.

F. Method of Service

Service of a copy of the Warrant shall be served in the same manner as a civil summons. The following methods of service are authorized:

- i. Personal service;
- ii. "Substitute Service" - Service at the Responsible Party's known business or home address left with the person in charge ***and*** by first-class mail;
- iii. If the Responsible Party resides outside California, service via first-class certified mail, return receipt requested.

If, after a diligent search, the warrant cannot be served, the warrant posted as provided in subsection D above shall be deemed to provide sufficient notice. In such instance, a Declaration of Due Diligence (attached to this Policy as Exhibit "Q") shall be completed in its entirety by the person attempting service thoroughly describing all efforts made to provide service to the Responsible Party.

In all instances, the warrant shall also be immediately sent to the property owner at the address shown on the most recent Riverside County assessment roll via certified mail, return receipt requested, AND regular United States mail.

G. Proof of Service

Proof of service of the warrant shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons effecting service, declaring the date and manner in which service was made. The declaration, together with any receipt card returned in acknowledgment of receipt by certified mail, shall be retained by the Enforcement agent. (A Proof of Service Form is attached to this Policy as Exhibit "R.")

H. Warrant Execution

Except in rare instances, warrants are valid for no more than fourteen (14) calendar days from the date of execution. If additional time is needed an extension is required from the same judge who executed the original warrant. The warrant may only be executed between 8:00 a.m. and 6:00 p.m. unless the judge authorizes otherwise.

Forcible entry is not authorized unless specifically permitted by the judge in the warrant. A judge may only permit forcible entry if there is an immediate threat to

health or safety, or where facts are shown establishing that reasonable attempts to serve a previous warrant have been unsuccessful.

Note, however, that willfully refusing to permit an inspection lawfully authorized by the warrant is a misdemeanor¹³. Further, any person who restrains, hinders, obstructs or threatens any District officer or employee in the performance of their duties, or who interferes with any work done by or under the direction of such District officer or employee, is also guilty of a misdemeanor¹⁴. It is strongly recommended that the appropriate Police or Sheriff's Department be summoned for issuance of a misdemeanor citation or arrest if anyone refuses to submit to an inspection warrant.

I. Return on Warrant

Following the execution, the original warrant must be returned to the Superior Court. The enforcement agent should prepare a second affidavit to present to the judge explaining how the warrant was returned. A sample warrant return affidavit is attached to this Policy as Exhibit "AA." The procedures are the same for when the warrant was initially obtained. The judge should review the affidavit and sign the warrant return, which should be taken to Room 314 (Administration) for processing by the judicial secretary.

XII. DUE DILIGENCE

When attempting to determine the identity of or locate a property owner, the following steps should be taken:

- Obtain the property's assessor's parcel number ("APN") and contact a local title company to make a search;
- Contact the tax assessor's office to trace the property owner through the property's APN;
- Contact the neighbors to obtain current property owner address information;

¹³ Code of Civil Procedure § 1822.57.

¹⁴ Health and Safety Code § 2047.

- Request information about the property owner from the Department of Motor Vehicles and/or the Registrar of Voters;
- Check information about the owner with the City's or County's Code Enforcement office;
- If the property owner's telephone number is available, attempt to telephone the property owner at least three different times using any telephone number(s) obtained and document the attempts, listing the dates and times;
- If applicable, send a notice to the property address asking the property owner to contact the District, noting that the property appears to be abandoned or vacant and request "Forwarding Address Requested";
- Check with the Post Office for the last occupant's forwarding address.

FORMS

EXHIBIT "A"	REQUEST FOR COMPLIANCE (URBAN FLY)
EXHIBIT "B"	REQUEST FOR COMPLIANCE (RURAL MOSQUITO)
EXHIBIT "C"	REQUEST FOR COMPLIANCE (RURAL FLY)
EXHIBIT "D"	REQUEST FOR COMPLIANCE (RODENT)
EXHIBIT "E"	REQUEST FOR COMPLIANCE (BEES)
EXHIBIT "F"	NOTICE OF VIOLATION(S) EXISTING ON REAL PROPERTY (URBAN FLY)
EXHIBIT "G"	NOTICE OF VIOLATION(S) EXISTING ON REAL PROPERTY (RURAL MOSQUITO)
EXHIBIT "H"	NOTICE OF VIOLATION(S) EXISTING ON REAL PROPERTY (RURAL FLY)
EXHIBIT "I"	NOTICE OF VIOLATION(S) EXISTING ON REAL PROPERTY (RODENT)
EXHIBIT "J"	NOTICE OF VIOLATION(S) EXISTING ON REAL PROPERTY (BEES)
EXHIBIT "K"	NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE (URBAN FLY)
EXHIBIT "L"	NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE (RURAL MOSQUITO)
EXHIBIT "M"	NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE (RURAL FLY)
EXHIBIT "N"	NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE (RODENT)

EXHIBIT "O"	NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE (BEES)
EXHIBIT "P"	NOTICE OF INTENTION TO APPEAR AT HEARING CONTESTING PUBLIC NUISANCE DETERMINATION AND ORDER TO ABATE
EXHIBIT "Q"	DECLARATION OF DUE DILIGENCE
EXHIBIT "R"	PROOF OF SERVICE
EXHIBIT "S"	SUMMARY ABATEMENT REPORT AND ORDER
EXHIBIT "T"	NOTICE OF DECISION AND COMPLIANCE ORDER ON NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT
EXHIBIT "U"	CIVIL PENALTY SCHEDULE
EXHIBIT "V"	NOTICE OF CIVIL PENALTIES
EXHIBIT "W"	ABATEMENT COST REPORT
EXHIBIT "X"	NOTICE OF ABATEMENT LIEN
EXHIBIT "Y"	INSPECTION WARRANT
EXHIBIT "Z"	AFFIDAVIT OF [AUTHORIZED ENFORCEMENT AGENT] IN SUPPORT OF [INSPECTION WARRANT OR INSPECTION AND ABATEMENT WARRANT]
EXHIBIT "AA"	AFFIDAVIT OF [NAME AND TITLE OF DECLARATION], REGARDING RETURN ON WARRANT



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

REQUEST FOR COMPLIANCE
[URBAN FLY/EYE GNAT]

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to excessive fly breeding:

- Animal droppings remain exposed on the Property.
- Grass clippings and/or vegetative waste remains exposed on the Property or has not been disposed for over one week.
- Trash and garbage has not been collected or sealed or has not been collected for over one week.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

REQUEST FOR COMPLIANCE [RURAL MOSQUITO]

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to mosquito breeding:

- Design, layout and irrigation schedule of the Property provides opportunity for excessive (above established threshold for virus transmission) mosquito development
Lack of a comprehensive system for green waste management including storage, removal and disposal to reduce mosquito development
Accumulated debris prevents adequate water flow, percolation and access.
Water is being allowed to run off from the Property into the fallow fields creating new mosquito habitat and water stands in an excess of 96 hours
Lack of vegetation management at the Property promotes mosquito development

- Open septic tanks promote mosquito breeding and create runoff of effluent water and mosquito breeding
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.]

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Citing Technician.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

REQUEST FOR COMPLIANCE

[RURAL FLY/EYE GNATS]

[DATE]

Name of Record Owner

APN: _____

Address

City, State, Zip

Name of Agent/Occupant(s) (if different from above)

Address

City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to excessive fly breeding:

- Design, layout and irrigation schedule of the Property provides opportunity for excessive fly development
- Lack of a comprehensive system for **manure** management including storage, removal and disposal
- Lack of a comprehensive system for **green waste** management including storage, removal and disposal

Lack of a comprehensive system for **fish** management including, removal and disposal

Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE FOR COMPLIANCE] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Request shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Request e and retained by the Citing Technician.

Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Request shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Request and retained by the Citing Technician.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

REQUEST FOR COMPLIANCE [RODENT]

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to rodent infestation:

- Accumulated trash and debris constitute a rat harborage.
- Trash containers not covered or not tightly sealed.
- Firewood stored in a manner allowing insufficient (18" off ground and 1ft from walls) open space between the ground and/or structures.
- Trees and shrubs insufficiently (less than 2-3 ft) trimmed from ground or structures/roofline.
- Openings of building or around conduits exterior unsealed or insufficiently sealed leaving opening ½ inch or larger
- Pet food left outdoors at night.
- Ripe fruit not timely harvested or fallen fruit not removed from ground.

Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Citing Technician.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

REQUEST FOR COMPLIANCE [BEES]-PUBLIC PROPERTY

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are indicating presence of a bee swarm or hive:

- Completely remove/seal the nesting site for the bees
- Sanitize and deodorize all present and former bee nesting site areas
- Monitor the Property for recurrence of bee infestation by visual inspection of all areas when bees have gained structural entry in the past and areas that may attract or provide a nesting site for bees in the future
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Request e shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Request and retained by the Citing Technician.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

**43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110**

**NOTICE OF VIOLATION(S)
EXISTING ON REAL PROPERTY (URBAN FLY/EYE GNATS)**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (“District”) performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to excessive fly breeding:

- Animal droppings remain exposed on the Property.
- Grass clippings and/or vegetative waste remains exposed on the Property or has not been disposed for over one week.
- Trash and garbage has not been collected or sealed or has not been collected for over one week.
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.]

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct the above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact
[LEAD TECHNICIAN at the (760) ____ - ____

[NAME OF LEAD TECHNICIAN]

[SIGNATURE OF LEAD TECHNICIAN]

[NAME OF LEAD SUPERVISOR]

[NAME OF LEAD SUPERVISOR]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF VIOLATION(S)
EXISTING ON REAL PROPERTY [RURAL MOSQUITO]**

[DATE]

Name of Record Owner

APN: _____

Address

City, State, Zip

Name of Agent/Occupant(s) (if different from above)

Address

City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to mosquito breeding:

- Design, layout and irrigation schedule of the Property provides opportunity for excessive (above established threshold for virus transmission) mosquito development
- Lack of a comprehensive system for *green waste* management including, storage, removal and disposal to reduce mosquito development
- Accumulated debris prevents adequate water flow, percolation and access.
- Water is being allowed to run off from the Property into the fallow fields creating new mosquito habitat and water stands in an excess of 96 hours
- Lack of vegetation management at the Property promotes mosquito

development

- Open septic tanks promote mosquito breeding and create runoff of effluent water and mosquito breeding
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () -] or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.

DRAFT



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

NOTICE OF VIOLATION(S)
EXISTING ON REAL PROPERTY (RURAL FLY/EYE GNAT)
[DATE]

Name of Record Owner APN: _____
Address
City, State, Zip

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (“District”) performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to excessive fly breeding:

- Design, layout and irrigation schedule of the Property provides the opportunity for excessive fly development
- Lack of a comprehensive system for *manure* management including storage, removal and disposal
- Lack of a comprehensive system for *green waste* management including storage, removal and disposal
- Lack of a comprehensive system for *fish* management including, removal and disposal
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.]

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this *Notice of Violation* may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact
[LEAD SUPERVISOR] at (____) ____-____

[NAME OF LEAD TECHNICIAN]

[SIGNATURE OF LEAD TECHNICIAN]

[NAME OF LEAD SUPERVISOR]

[NAME OF LEAD SUPERVISOR]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF VIOLATION(S)
EXISTING ON REAL PROPERTY [RODENT]**

[DATE]

Name of Record Owner

APN: _____

Address

City, State, Zip

Name of Agent/Occupant(s) (if different from above)

Address

City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are conducive to rodent infestation:

- Accumulated trash and debris constitute a rat harborage.
- Trash containers not covered or not tightly sealed.
- Firewood stored in a manner allowing insufficient (18" off ground and 1ft from walls) open space between the ground and/or structures.
- Trees and shrubs insufficiently (less than 2-3 ft) trimmed from ground or structures/roofline.
- Openings of building or around conduits exterior unsealed or insufficiently sealed leaving opening ½ inch or larger
- Pet food left outdoors at night.
- Ripe fruit not timely harvested or fallen fruit not removed from ground.

Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF VIOLATION(S)
EXISTING ON REAL PROPERTY (BEES)**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (“District”) performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined the following conditions existed at the Property on [DATE OF VIOLATION] which are indicating presence of a bee swarm or hive:

- Completely remove the nesting site for the bees
- Sanitize and deodorize all present and former bee nesting sites
- Monitor the Property for recurrence of bee infestation by visual inspection of all areas when bees have gained structural entry in the past and areas that may attract or provide a nesting site for bees in the future
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.]

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

PLEASE TAKE NOTICE that you are hereby ordered to correct above marked deficiency/cies on or before [DEADLINE TO REMEDY VIOLATIONS] in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Violation may result in the issuance of a notice of public nuisance, and such other action as permitted by law. In addition, you may be subject to civil penalties up to \$1,000 per day. Each day an above violation is maintained, a separate violation is deemed committed.

Should you have any questions regarding this matter, please contact
[LEAD TECHNICIAN]
at () - .

[NAME OF LEAD TECHNICIAN]

[SIGNATURE OF LEAD TECHNICIAN]

[NAME OF LEAD SUPERVISOR]

[NAME OF LEAD SUPERVISOR]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF PUBLIC NUISANCE
AND ORDER TO ABATE [URBAN FLY/EYE GNAT]**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the "District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance conditions existed at or upon the Property on [DATE OF INSPECTION] which are conducive for excessive fly breeding:

- Animal droppings remain exposed on the Property.
- Grass clippings and/or vegetative waste remains exposed on the Property or has not been disposed for over one week.
- Trash and garbage has not been collected or sealed or has not been collected for over one week.
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

YOU ARE HEREBY ORDERED to correct the listed deficiency /cies within [SET FORTH THE NUMBER OF CALENDAR DAYS TO CORRECT THE VIOLATIONS] from the date of this Notice in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter prior to the imposition of any civil penalty.

In the event you fail to comply with the *Notice of Public Nuisance and Order to Abate* within the time limit specified above, the District may take any or all of the following actions against you:

- < The District may institute legal or other action to abate or enjoin any and all public nuisance conditions which you have failed, refused, or neglected to abate. Such action may include, but is not limited to, an inspection and/or abatement warrant to permit the abatement of the public nuisance conditions and take necessary actions to prevent the recurrence of the public nuisance conditions.
- < All costs and fees, including attorney's fees, shall be recoverable from you and/or may be assessed against the Property in the event the District performs the abatement referenced herein or expends any funds in obtaining compliance from you.
- < The District may impose civil penalties of up to one thousand dollars (\$1,000.00) per day for each day that the public nuisance continues after the specified times.

PLEASE TAKE FURTHER NOTICE that before complying with the requirements of this Notice of Public Nuisance and Order to Abate, you may appear at a hearing of the

District Board of Trustees at the District’s offices located at 43-420 Trader Place, Indio, California, 92201 on [DATE OF BOARD HEARING] at 6:00 p.m. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]
[LEAD SUPERVISOR]

[SIGNATURE OF ENFORCEMENT AGENT]
[LEAD SUPERVISOR]

For Office Use Only:

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COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF PUBLIC NUISANCE
AND ORDER TO ABATE [RURAL MOSQUITO]**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the "District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance conditions existed at or upon the Property on [DATE OF INSPECTION] which are conducive to mosquito breeding:

- Design, layout and irrigation schedule of the Property provides opportunity for excessive (above established threshold for virus transmission) mosquito development
- Lack of a comprehensive system for *green waste* management including, storage, removal and disposal to reduce mosquito development
- Accumulated debris prevents adequate water flow, percolation and access.
- Water is being allowed to run off from the Property into the fallow fields

- creating new mosquito habitat and water stands in an excess of 96 hours
- Lack of vegetation management at the Property promotes mosquito development
- Open septic tanks promote mosquito breeding and create runoff of effluent water and mosquito breeding
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

YOU ARE HEREBY ORDERED to correct the listed deficiency /cies within [SET FORTH THE NUMBER OF CALENDAR DAYS TO CORRECT THE VIOLATIONS] from the date of this Notice in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter prior to the imposition of any civil penalty.

In the event you fail to comply with the *Notice of Public Nuisance and Order to Abate* within the time limit specified above, the District may take any or all of the following actions against you:

- < The District may institute legal or other action to abate or enjoin any and all public nuisance conditions which you have failed, refused, or neglected to abate. Such action may include, but is not limited to, an inspection and/or abatement warrant to permit the abatement of the public nuisance conditions and take necessary actions to prevent the recurrence of the public nuisance conditions.

- < All costs and fees, including attorney's fees, shall be recoverable from you and/or may be assessed against the Property in the event the District performs the abatement referenced herein or expends any funds in obtaining compliance from you.
- < The District may impose civil penalties of up to one thousand dollars (\$1,000.00) per day for each day that the public nuisance continues after the specified times.

PLEASE TAKE FURTHER NOTICE that before complying with the requirements of this Notice of Public Nuisance and Order to Abate, you may appear at a hearing of the District Board of Trustees at the District's offices located at 43-420 Trader Place, Indio, California, 92201 on [DATE OF BOARD HEARING] at 6:00 p.m. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Should you have any questions regarding this matter, please contact
[CITING ENFORCEMENT AGENT at () -] or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

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DRAFT



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF PUBLIC NUISANCE
AND ORDER TO ABATE [RURAL FLY/EYE GNATS]**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the "District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance conditions existed at or upon the Property on [DATE OF INSPECTION] which are conducive to excessive fly breeding:

- Design, layout and irrigation schedule of the Property provides the opportunity for excessive fly development
- Lack of a comprehensive system for **manure** management including storage, removal and disposal
- Lack of a comprehensive system for **green waste** management including storage, removal and disposal

Lack of a comprehensive system for **fish** management including, removal and disposal

Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

YOU ARE HEREBY ORDERED to correct the listed deficiency/cies within [SET FORTH THE NUMBER OF CALENDAR DAYS TO CORRECT THE VIOLATIONS] from the date of this Notice in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter prior to the imposition of any civil penalty.

In the event you fail to comply with the Notice of Public Nuisance and Order to Abate within the time limit specified above, the District may take any or all of the following actions against you:

- < The District may institute legal or other action to abate or enjoin any and all public nuisance conditions which you have failed, refused, or neglected to abate. Such action may include, but is not limited to, an inspection and/or abatement warrant to permit the abatement of the public nuisance conditions and take necessary actions to prevent the recurrence of the public nuisance conditions.

- < All costs and fees, including attorney's fees, shall be recoverable from you and/or may be assessed against the Property in the event the District performs the abatement referenced herein or expends any funds in obtaining compliance from you.

< The District may impose civil penalties of up to one thousand dollars (\$1,000.00) per day for each day that the public nuisance continues after the specified times.

PLEASE TAKE FURTHER NOTICE that before complying with the requirements of this Notice of Public Nuisance and Order to Abate, you may appear at a hearing of the District Board of Trustees at the District's offices located at 43-420 Trader Place, Indio, California, 92201 on **[DATE OF BOARD HEARING]** at 6:00 p.m. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Should you have any questions regarding this matter, please contact **[CITING ENFORCEMENT AGENT at () -]** or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

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COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

**43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110**

**NOTICE OF PUBLIC NUISANCE
AND **ORDER TO ABATE** (RODENT)**

[DATE]

Name of Record Owner APN: _____

Address
City, State, Zip

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the “District”) performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance conditions existed at or upon the Property on [DATE OF INSPECTION] which are conducive to rodent infestation:

- Accumulated trash and debris constitutes a rat harborage.
- Trash containers not covered or not tightly sealed.
- Firewood stored in a manner allowing insufficient (18” off ground and 1 ft from walls) open space between the ground and/or structures.
- Trees and shrubs insufficiently (less than 2-3 ft) trimmed from ground or structures/roofline.
- Openings of building or around conduits exterior unsealed or insufficiently sealed leaving opening ½ inch or larger
- Pet food left outdoors at night.

- Ripe fruit not timely harvested or fallen fruit not removed from ground.
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.]

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067.

YOU ARE HEREBY ORDERED to correct the listed deficiency/cies within [SET FORTH THE NUMBER OF CALENDAR DAYS TO CORRECT THE VIOLATIONS] from the date of this Notice in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter prior to the imposition of any civil penalty.

In the event you fail to comply with the *Notice of Public Nuisance and Order to Abate* within the time limit specified above, the District may take any or all of the following actions against you:

- < The District may institute legal or other action to abate or enjoin any and all public nuisance conditions which you have failed, refused, or neglected to abate. Such action may include, but is not limited to, an inspection and/or abatement warrant to permit the abatement of the public nuisance conditions and take necessary actions to prevent the recurrence of the public nuisance conditions.
- < All costs and fees, including attorney’s fees, shall be recoverable from you and/or may be assessed against the Property in the event the District performs the abatement referenced herein or expends any funds in obtaining compliance from you.
- < The District may impose civil penalties of up to one thousand dollars (\$1,000.00) per day for each day that the public nuisance continues after the specified times.

PLEASE TAKE FURTHER NOTICE that before complying with the requirements of this Notice of Public Nuisance and Order to Abate, you may appear at a hearing of the District Board of Trustees at the District’s offices located at 43-420 Trader Place, Indio, California, 92201 on [DATE OF BOARD HEARING] at 6:00 p.m. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector

Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Should you have any questions regarding this matter, please contact
[LEAD TECHNICIAN] at (____) ____-____.

[NAME OF LEAD TECHNICIAN]

[SIGNATURE OF LEAD TECHNICIAN]

NAME OF LEAD SUPERVISOR]

[SIGNATURE OF LEAD SUPERVISOR]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL
DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF PUBLIC NUISANCE
AND ORDER TO ABATE [BEES]**

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the "District") performed an inspection of the above referenced property. The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance conditions existed at or upon the Property on [DATE OF INSPECTION] which are indicating presence of a bee swarm or hive:

- Completely remove the nesting site for the bees.
- Sanitize and deodorize all present and former bee habitat areas.
- Monitor the Property for recurrence of bee infestation by visual inspection of all areas when bees have gained structural entry in the past and areas that may attract or provide a nesting site for bees in the future
- Other: _____

The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST].

PLEASE BE FURTHER ADVISED that the District has determined that the above-referenced conditions are public nuisances which pose a risk of harm or injury to property and/or to the public health, safety and welfare according to the California Health and Safety Code, Sec. 2060-2067

YOU ARE HEREBY ORDERED to correct the listed deficiency /cies within [SET FORTH THE NUMBER OF CALENDAR DAYS TO CORRECT THE VIOLATIONS] from the date of this Notice in order to remedy the above-referenced violations and public nuisance conditions and to maintain the Property in compliance with all laws at all times hereinafter prior to the imposition of any civil penalty.

In the event you fail to comply with the *Notice of Public Nuisance and Order to Abate* within the time limit specified above, the District may take any or all of the following actions against you:

- < The District may institute legal or other action to abate or enjoin any and all public nuisance conditions which you have failed, refused, or neglected to abate. Such action may include, but is not limited to, an inspection and/or abatement warrant to permit the abatement of the public nuisance conditions and take necessary actions to prevent the recurrence of the public nuisance conditions.
- < All costs and fees, including attorney's fees, shall be recoverable from you and/or may be assessed against the Property in the event the District performs the abatement referenced herein or expends any funds in obtaining compliance from you.
- < The District may impose civil penalties of up to one thousand dollars (\$1,000.00) per day for each day that the public nuisance continues after the specified times.

PLEASE TAKE FURTHER NOTICE that before complying with the requirements of this Notice of Public Nuisance and Order to Abate, you may appear at a hearing of the District Board of Trustees at the District's offices located at 43-420 Trader Place, Indio, California, 92201 on **[DATE OF BOARD HEARING]** at 6:00 p.m. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Should you have any questions regarding this matter, please contact **[CITING ENFORCEMENT AGENT at () -]** or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL

DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF INTENTION TO APPEAR AT HEARING
CONTESTING PUBLIC NUISANCE DETERMINATION AND
ORDER TO ABATE**

If you intend to contest a Notice of Public Nuisance and Order to Abate or Summary Abatement Report issued against you, this form must be completed and received by the Clerk of the Board of Trustees of the Coachella Valley Mosquito and Vector Control District by at least 72 hours (3 full days) prior to the date and time of the scheduled hearing. The form may be delivered, mailed, or faxed to the Clerk of the Board at the address and fax number listed above.

Name: _____

Property Address: _____

City: _____ **State:** ____ **Zip:** _____

Date of Hearing: _____

Are you represented by an attorney? __ Yes __ No

Name of Attorney: _____

*I hereby give notice of my intention to appear at the public hearing before the Coachella Valley Mosquito and Vector Control District Board of Trustees to contest the **Notice of Public Nuisance** and **Order to Abate** or **Summary Abatement Report** issued against me.*

I understand that I will be permitted to (a) call and examine witnesses (b) introduce documentary and physical evidence; (c) cross-examine opposing witnesses; (d) rebut evidence; and (e) be represented by anyone who is lawfully permitted to do so.

Signature of Person Named Above



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL
DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

DECLARATION OF DUE DILIGENCE

[DATE]

I, the undersigned, hereby certify that I have made a reasonable search to determine the location of [NAME OF OWNER] ("Owner"), the owner of [INSERT PROPERTY ADDRESS] ("Property") and in order to effectuate actual and proper service of [INSERT NAME OF DOCUMENT(S)]. I have taken the following steps with respect to attempting to locate and serve the Owner with the aforesaid document(s):

[INSERT A DETAILED DESCRIPTION OF ALL ACTIONS TAKEN TO LOCATE AND SERVE THE OWNER, INCLUDING DATES AND TIMES OF EACH ACTION]

All of the above actions have been unsuccessful and the Owner has not been located. A copy of the document has been posted in a conspicuous location on the Property, specifically [INSERT LOCATION OF POSTING].

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

FOR OFFICE USE ONLY:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I am over the age of 18 and employed in the County of Riverside. My business address is 43-420 Trader Place, Indio, California, 92201.

On _____, 201__, at _____
[ADDRESS WHERE SERVICE OCCURRED; IF BY MAIL, WHERE MAILED FROM]
I served the document entitled:

[EXACT DOCUMENT TITLES]

on the following person(s):

[NAME(S) OF PERSON(S) SERVED AND, IF BY MAIL, WHERE MAILED TO]

PERSONALLY

By personally delivering a true and correct copy of the document to the person(s) served.

SUBSTITUTE SERVICE

By personally delivering a true and correct copy of the document to the person in charge at the known business or home address of the person(s) served.

[] BY MAIL

By placing a true and correct copy of the document in envelope(s) addressed as indicated above for the party served, sealing the envelope(s), and placing them for collection and mailing by both **certified mail, return receipt requested**, and **regular mail** with the U.S. Postal Service that same day following the ordinary business practices of the Coachella Valley Mosquito and Vector Control District. I am readily familiar with the Coachella Valley Mosquito and Vector Control District’s practice of collection and processing correspondence for mailing with the U.S. Postal Service. Under that practice, correspondence would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at City of Indio, California in the ordinary course of business.

[] BY FAX

Using facsimile machine telephone number: _____, transmitting to the following:
[SEE ATTACHED LIST]

The facsimile machine I used complied with California Rules of Court, Rule 2003, and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), I caused the machine to print a transmission record of the transmission, a copy of which is attached to this declaration.

[] POSTING

By posting a true and correct copy of the document in a conspicuous place on the property, specifically, **[LOCATION OF POSTING]**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct:

Should you have any questions regarding this matter, please contact
[CITING ENFORCEMENT AGENT at () -] or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

SUMMARY ABATEMENT REPORT AND ORDER

[DATE]

Name of Record Owner
Address
City, State, Zip

APN: _____

Name of Agent/Occupant(s) (if different from above)
Address
City, State, Zip

Dear [NAME OF VIOLATOR(S)]:

PLEASE BE ADVISED that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (the "District") performed an inspection of the above referenced property.. The violation(s) are specifically located on the Property at [SPECIFIC LOCATION(S) ON THE PROPERTY WHERE VIOLATIONS EXIST.] The District has determined that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD] and the occupant(s) and/or agent(s) having charge or control of the Property is/are [OCCUPANT AND/OR AGENT].

FINDINGS AND DETERMINATIONS

PLEASE BE FURTHER ADVISED that the District has determined that the following unlawful, public nuisance condition(s) existed at or upon the Property which constitute a public nuisance and a threat to the public health and safety.

[INSERT SPECIFIC PUBLIC NUISANCE CONDITIONS IDENTIFIED]

PLEASE BE FURTHER ADVISED that the District has determined that the specific nature of the public nuisance condition(s) described above present such an imminent threat to public health and safety that immediate summary abatement is required without advance notice to the Property owner or responsible party. [INSERT SPECIFIC FACTS REGARDING WHY ADVANCE NOTICE OF THE ABATEMENT TO THE PROPERTY OWNER, OCCUPANT, OR AGENT IS NOT REASONABLE OR FEASIBLE OR WHY PRIOR ADVANCE NOTICE WAS NOT EFFECTIVE **AND** WHY IMMEDIATE ABATEMENT OF THE PUBLIC NUISANCE IS ESSENTIAL].

PLEASE BE FURTHER ADVISED that the District has determined that the minimum corrections which must immediately be performed on the Property in order to prevent or minimize the harm of the above-referenced public nuisance conditions are [INSERT SPECIFIC SUMMARY ABATEMENT WORK TO BE PERFORMED]. The District shall immediately cause this summary abatement work to be performed.

YOU ARE HEREBY ORDERED to take any and all appropriate steps to prohibit the continuation or repeated occurrence of the public nuisance condition(s) described above.

PLEASE TAKE FURTHER NOTICE that you are liable for all costs and fees of abatement incurred by the District, including attorney’s fees and that failure to timely pay such costs and fees once billed may result in collections actions being instituted against you including assessing the charges against the Property

PLEASE TAKE FURTHER NOTICE that you may appear at a hearing of the District Board of Trustees at the District’s offices located at 43-420 Trader Place, Indio, California, 92201 on [DATE OF BOARD HEARING] at 6:00 p.m. to contest the determination that the condition(s) on the Property listed above constitute public nuisances. If you intend to appear, you must notify the District in writing at least 72 hours prior to the hearing of such intention. The notice of intention should be submitted to the Clerk of the Board, Coachella Valley Mosquito and Vector Control District, 43-420 Trader Place, Indio, California, 92201 or submitted via facsimile to (760) 342-8110.

Your failure to timely and properly give notice of your intent to appear at the hearing shall constitute a waiver of all rights to the hearing and adjudication of this Notice of Public Nuisance and Order to Abate or any portion thereof. If you fail to file a timely notice of intent to appear at the hearing, the determination that the above-referenced violations occurred and that you are responsible for said violations shall be deemed final.

Failure to prohibit the continuation or repeated occurrence of the public nuisance condition(s) described above may result in the District imposing civil penalties of up to \$1,000 per day for each day that the public nuisance continues.

Should you have any questions regarding this matter, please contact [LEAD SUPERVISOR] at () - .

[NAME OF LEAD SUPERVISOR]

[SIGNATURE OF LEAD SUPERVISOR]

For Office Use Only:

Proof of service of this Notice shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

**NOTICE OF DECISION
AND COMPLIANCE ORDER
ON NOTICE OF PUBLIC NUISANCE
AND ORDER TO ABATE OR SUMMARY ABATEMENT
REPORT**

[DATE]

[NAME AND ADDRESS OF
EACH CITED PARTY]

[NAME AND ADDRESS OF
EACH CITED PARTY]

Re: Notice of Decision and Compliance Order

Dear [NAME OF CITED PARTY]:

PLEASE TAKE NOTICE that, having considered all evidence and oral testimony presented at the hearing on the appeal from the issuance of a [NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT] and good cause appearing, the Coachella Valley Mosquito and Vector Control District Board of Trustees (“Board”) has decided to [UPHOLD, IN FULL OR IN PART] [RESCIND, IN FULL OR IN PART] the [NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT] issued to you on [ISSUANCE DATE] by [CITING OFFICER].

The issues presented to the Hearing Officer are as follows:

[SET FORTH ISSUES PRESENTED]

The evidence and oral testimony considered for the purpose of rendering this decision are as follows:

[SET FORTH EVIDENCE AND SUMMARIZE ORAL TESTIMONY]

The Board determined the following facts and considered them in rendering this decision:

[SET FORTH FINDINGS OF FACT]

PLEASE TAKE FURTHER NOTICE that this decision shall be effective as of this ____ day of _____, 200_ and shall be fully enforceable.

PLEASE TAKE FURTHER NOTICE that by ____ day of _____, 200_, you are ordered to take the following actions to remedy the above referenced code violations:

[SPECIFICALLY DESCRIBE THE ACTIONS REQUIRED]

PLEASE TAKE FURTHER NOTICE that you may be held liable for the total amount of abatement costs incurred by the District, including, but not limited to, actual abatement costs, administrative costs, and attorneys fees, if any. An Abatement Cost Summary will be served on you following completion of the abatement work with information regarding the total amount owing.

PLEASE TAKE FURTHER NOTICE that failure to comply with this Notice of Decision and Compliance Order may result in the issuance of civil penalties of up to \$1,000 per day for each day that the public nuisance continues after the specified deadline or if the public nuisance condition reoccurs.

[SIGNATURE OF BOARD PRESIDENT]

[NAME OF BOARD PRESIDENT]

OFFICE USE ONLY:

This notice shall be served by the Clerk of the Board on each cited party and on the Citing Officer within twenty (20) calendar days from the date the hearing was deemed closed.



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL
DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201

PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

CIVIL PENALTY SCHEDULE

Category	Public Nuisance Condition	Penalty Per Day
Rural Mosquito	Design, layout and irrigation schedule of the Property provides opportunity for excessive (above established threshold for virus transmission) mosquito development	
Rural Mosquito	Lack of a comprehensive system for <i>green waste</i> management including, storage, removal and disposal to reduce mosquito development	
Rural Mosquito	Accumulated debris prevents adequate water flow, percolation and access.	
Rural Mosquito	Water is being allowed to run off from the Property into the fallow fields creating new mosquito habitat and water stands in an excess of 96 hours	
Rural Mosquito	Lack of vegetation management at the Property promotes mosquito development	
Rural Mosquito	Open septic tanks promote mosquito breeding and create runoff of effluent water and mosquito breeding	
Rural Mosquitoes	Other:	
Rural Fly	Design, layout and irrigation schedule of the Property provides opportunity for excessive fly development	
Rural Fly	Lack of a comprehensive system for manure management including storage, removal and disposal	
Rural Fly	Lack of a comprehensive system for green waste management including storage, removal and disposal	

Rural Fly	Lack of a comprehensive system for fish management including, removal and disposal	
Rural Fly	Other:	
Urban Fly	Animal droppings remain exposed on the Property.	
Urban Fly	Grass clippings and/or vegetative waste remains exposed on the Property or has not been disposed for over one week.	
Urban Fly	Trash and garbage has not been collected or sealed or has not been collected for over one week	
Urban Fly	Other:	
Rodent	Accumulated trash and debris constitutes a rat harborage.	
Rodent	Trash containers not covered or not tightly sealed.	
Rodent	Firewood stored in a manner allowing insufficient (18" off ground and 1ft from walls) open space between the ground and/or structures.	
Rodent	Trees and shrubs insufficiently (less than 2-3 ft) trimmed from ground or structures/roofline.	
Rodent	Openings of building or around conduits exterior unsealed or insufficiently sealed leaving opening ½ inch or larger	
Rodent	Pet food left outdoors at night.	
Rodent	Ripe fruit not timely harvested or fallen fruit not removed from ground.	
Rodent	Other:	
Bees	Completely remove/seal the nesting site for the bees	
Bees	Sanitize and deodorize all present and former bee nesting site areas	
Bees	Monitor the Property for recurrence of bee infestation by visual inspection of all areas when bees have gained structural entry in the past and areas that may attract or provide a nesting site for bees in the future	
Bees	Other:	



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL
DISTRICT
43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

NOTICE OF CIVIL PENALTIES

[DATE]

Name of Record Owner
Address
City, State, Zip

Dear [NAME(S) OF OWNER(S) AND/OR OCCUPANTS(S)]:

PLEASE TAKE NOTICE that, on [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District (“District”) performed an inspection of real property located at [REAL PROPERTY ADDRESS], referenced by Assessor’s Parcel Number [PARCEL NUMBER OF REAL PROPERTY], and legally described as [LEGAL DESCRIPTION OF REAL PROPERTY] (the “Property”). The City determined on that date that the property owner(s) of record is/are [PROPERTY OWNER OF RECORD]. On that date, the City issued a [NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT], a copy of which is attached hereto, which detailed the following public nuisance conditions existing on the Property:

[LIST SPECIFIC CONDITIONS OF THE PROPERTY WHICH CONSTITUTE PUBLIC NUISANCE CONDITIONS]

PLEASE TAKE FURTHER NOTICE that following a hearing before the District’s Board of Trustees (“Board”) on [DATE OF HEARING], the Board subsequently affirmed the [NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT REPORT] and issued a Notice of Decision and Compliance Order, a copy of which is attached hereto, which specifically ordered you to [LIST SPECIFIC ORDERS AND DEADLINE FROM NOTICE OF DECISION AND COMPLIANCE ORDER].

PLEASE TAKE FURTHER NOTICE that California Health and Safety Code Section 2063 provides for the issuance of civil penalties of up to \$1,000 per day for

failure to comply with the Board's Notice of Decision and Compliance Order.

PLEASE TAKE FURTHER NOTICE that the District has determined that as of [INSERT DATE OF ISSUANCE OF FOLLOW-UP INSPECTION FOLLOWING COMPLIANCE DEADLINE] the above identified conditions remain on the Property and you have been assessed civil penalties pursuant to California Health and Safety Code Section 2063. Fines are hereby assessed in the amount of \$[INSERT PER DAY RATE OF FINES] for a total of [INSERT NUMBER OF DAYS IN VIOLATION BEYOND THE COMPLIANCE DATE] days. You are continuing to violate the law and are **ORDERED** to pay \$[INSERT TOTAL AMOUNT OF FINES] within sixty (60) calendar days. Payments should be mailed or delivered to the Coachella Valley Mosquito and Vector Control District, Attention [CITING OFFICER], 43-420 Trader Place, Indio, California, 92201.

PLEASE TAKE FURTHER NOTICE that these civil fines will continue to accrue until the property is brought into compliance pursuant to the Notice of Decision and Compliance Order or if any of the same violations recur.

PLEASE TAKE FURTHER NOTICE that this Notice of Civil Penalties represents a separate and distinct enforcement action against you. It is in addition to any previous enforcement or cost recovery action. This Notice of Civil Penalties does not negate or replace any previous fee or penalty assessed against you, nor does it extend or modify any previous compliance deadline.

PLEASE TAKE FURTHER NOTICE that all costs and fees, including attorney's fees, shall be recoverable from you and/or may be assessed against the Property in the event the City is required to take further action to abate the violations existing on the Property or any other further enforcement action with respect to this matter.

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () - or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

Attachments:

- Notice of Public Nuisance and Order to Abate
- Notice of Decision and Compliance Order

For Office Use Only:

Proof of service of this Notice of Civil Penalties shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons affecting service, declaring the date and manner in which service was made. The declaration, together with any receipt card returned in acknowledgment of receipt by certified mail shall be affixed to the copy of the Notice of Civil Penalties.

DRAFT



COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

43-420 TRADER PLACE, INDIO, CALIFORNIA 92201
PHONE: (760) 342-8287 (888) 343-9399 FAX: (760) 342-8110

ABATEMENT COST REPORT

On [DATE OF INSPECTION], the Coachella Valley Mosquito and Vector Control District ("District") performed an inspection of real property located at [PROPERTY ADDRESS ON WHICH PUBLIC NUISANCE CONDITIONS WERE OBSERVED], referenced by Assessor's Parcel Number [PARCEL NUMBER], and legally described as [LEGAL DESCRIPTION] (the "Property"). Upon the inspection, the District determined the following conditions existed on the Property which constituted public nuisances and posed a risk of harm or injury to property and to the health, safety and welfare of the citizens of the District:

[LIST SPECIFIC NUISANCE CONDITIONS IDENTIFIED ON THE PROPERTY]

The District determined that the following person(s) is/are responsible for causing and/or maintaining the above-referenced public nuisance conditions:

[NAME AND ADDRESS OF RESPONSIBLE PERSON(S)]

On [DATE THAT PUBLIC NUISANCE ABATEMENT PROCEEDING WAS INSTITUTED BY THE DISTRICT], the District instituted a public nuisance abatement proceeding necessary to abate the public nuisance conditions described above:

[DESCRIBE PUBLIC NUISANCE ABATEMENT PROCEEDINGS—THIS INCLUDES ISSUANCE OF THE NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE OR SUMMARY ABATEMENT ORDER; HEARING BEFORE THE BOARD OF TRUSTEES; NOTICE OF DECISION AND COMPLIANCE ORDER; AND ALL ABATEMENT ACTIONS TAKEN]

The District determined that the above-referenced remedial actions were the minimal and most reasonable and feasible actions necessary for the District to abate the

activity or activities and/or condition(s) causing the public nuisances.

As a result of the necessary proceedings instituted by the District, the District incurred certain expenses with regard to its actions. The following is an itemized list and description of the work performed by the District and all costs associated with the District's actions:

[DESCRIBE ALL WORK PERFORMED BY THE DISTRICT AND ITEMIZE ALL COSTS ASSOCIATED THEREWITH WITH TOTAL AMOUNT OF COSTS]

The District has determined that the amount of [TOTAL ABATEMENT COSTS] (the "Abatement Costs") is accurate and reasonable for the minimal and most reasonable and feasible actions necessary to immediately abate the public nuisance conditions existing on the Property.

Payment of the Abatement Costs set forth above shall be made no later than sixty (60) calendar days from the date upon which this Abatement Cost Report is served on you.

Payment can be made by sending a check, money order or cashier's check made payable to the Coachella Valley Mosquito and Vector Control District, Attention [CITING OFFICER], 43-420 Trader Place, Indio, California, 92201. Payments may also be made in person at the District's offices.

THE AMOUNT OF THE ABATEMENT COSTS INDICATED ABOVE IS A CIVIL DEBT OWED TO THE DISTRICT. FAILURE TO PAY THE ABATEMENT COSTS MAY RESULT IN LEGAL ACTION BEING TAKEN AGAINST YOU IN ACCORDANCE WITH A CHARGE OR ABATEMENT LIEN BEING RECORDED OR LEVIED AGAINST THE PROPERTY IN ACCORDANCE WITH CALIFORNIA HEALTH AND SAFETY CODE SECTION 2065.

Dated:

Should you have any questions regarding this matter, please contact [CITING ENFORCEMENT AGENT at () -] or Email@cvmvcd.org

[NAME OF ENFORCEMENT AGENT]

[SIGNATURE OF ENFORCEMENT AGENT]

Attachments:

- Notice of Public Nuisance and Order to Abate or Summary Abatement Report
- Notice of Decision and Compliance Order

FOR OFFICE USE ONLY:

Proof of service of this Abatement Cost Report shall be certified at the time of service by a written declaration under penalty of perjury executed by the persons effecting service, declaring the date and manner in which service was made. The declaration shall be affixed to a copy of this Notice and retained by the Lead Supervisor or agent.

DRAFT

Recording requested by and when recorded, return to:

Clerk of the Board of Trustees
Coachella Valley Mosquito and Vector Control District
43-420 Trader Place
Indio, California 92201

Assessor's Parcel No.

*EXEMPT FROM RECORDING FEES
PURSUANT TO GOVERNMENT CODE SECTIONS 6103 & 27383*

NOTICE OF ABATEMENT LIEN

California Health and Safety Code Section 2065

TO ALL PERSONS AND PARTIES HAVING OR CLAIMING ANY INTEREST IN THE FOLLOWING PROPERTY:

Property Address:
Assessor Parcel Number:
Legal Description:

AND TO:

Property owner of record and address:

Lender, Mortgage Holder, Guarantor, and other like interested parties and addresses:

(BEING ALL PARTIES KNOWN TO HAVE A RECORD INTEREST IN SUCH PROPERTY)

PLEASE TAKE NOTICE that the Coachella Valley Mosquito and Vector Control District, a municipal corporation, has determined that the property owner of record has failed to pay to the Coachella Valley Mosquito and Vector Control District abatement costs and/or civil

Exhibit X

penalties in the amount of _____ dollars (\$####) for abatement activities performed in relation to [DESCRIBE] and that such failure to pay the outstanding abatement costs permits the Coachella Valley Mosquito and Vector Control District to record an abatement lien against the subject parcel.

PLEASE TAKE FURTHER NOTICE that all parties who may hereafter have or claim an interest in the subject property are hereby placed on notice of this abatement lien in the amount referenced herein. This Notice of Abatement Lien shall be withdrawn by the Coachella Valley Mosquito and Vector Control District upon receipt of payment of the subject abatement costs.

Information regarding this Notice of Abatement Lien may be obtained from the Coachella Valley Mosquito and Vector Control District at (760) ____-____.

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

DATE: _____

COACHELLA VALLEY MOSQUITO AND
VECTOR CONTROL DISTRICT,
a municipal corporation

BY: _____
Authorized Agent

TITLE: _____

CERTIFICATE OF ACKNOWLEDGMENT

State of California
County of Riverside

On _____ before me, _____ a Notary Public, personally
appeared _____

_____, who proved to me on the basis of
satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within
instrument and acknowledged to me that he/she/they executed the same in his/her/their
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
I certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE, INDIO BRANCH

In re:

[Fee Exempt – Gov’t Code 6103]

REAL PROPERTY LOCATED AT
[PROPERTY ADDRESS, CITY, STATE,
AND ZIP CODE]

INSPECTION WARRANT

INSPECTION WARRANT

TO THE GENERAL MANAGER OF THE COACHELLA VALLEY MOSQUITO AND
VECTOR CONTROL DISTRICT (“DISTRICT”), ANY REPRESENTATIVE THEREOF, AND
ANY SHERIFF, POLICEMAN OR PEACE OFFICER IN THE COUNTY OF RIVERSIDE:

Proof, by affidavit, having been this day made before me by District [JOB TITLE AND
NAME OF DECLARANT] , that there is probable cause to believe that the exterior real property
located at [INSERT PROPERTY ADDRESS, CITY, STATE AND ZIP CODE] (“Property”),
contains conditions which constitute a public nuisance pursuant to Civil Code Section 3479 and
3480 which the District is authorized to inspect and abate, you are therefore commanded, in the
daytime between 8:00 a.m. and 6:00 p.m., to enter [AREA OF THE PROPERTY TO BE
INSPECTED] of the Property to conduct a complete inspection to determine the property’s
compliance with all applicable health and safety codes and regulations and to determine what

1 corrective actions need to be taken to bring the Property into full compliance and to conduct any
2 work necessary to abate any threat to public health and safety relating to the conditions which are
3 conducive to the breeding and/or infestation of mosquitoes or vectors.

4 This inspection warrant is valid for fourteen (14) days from the date of execution.

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7 Dated: _____
8 _____
9 Judge of the Superior Court of the State of
California

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE
INDIO BRANCH

In re:

REAL PROPERTY LOCATED AT
[PROPERTY ADDRESS, CITY, STATE, AND
ZIP CODE]

AFFIDAVIT OF [AUTHORIZED
ENFORCEMENT AGENT] IN SUPPORT OF
[INSPECTION WARRANT OR INSPECTION
AND ABATEMENT WARRANT]

I, [AUTHORIZED ENFORCEMENT AGENT], hereby declare as follows:

1. If called to testify as a witness, I can competently testify to the matters stated herein based on my personal knowledge or as to those matters so stated on information and belief. I make this declaration in support of the issuance of an inspection warrant pursuant to Code of Civil Procedure § 1822.50 *et. seq.*

2. I am now, and at all time mentioned herein have been, a [JOB TITLE] for the Coachella Valley Mosquito and Vector Control District (“District”), and am familiar with the facts herein based upon my personal observations, experience and training. In my capacity as a [JOB TITLE], I conduct inspections of properties and review information and photographs of the same to ascertain and ensure compliance with the health and safety laws and regulations concerning the control of vectors and mosquitoes and abate public nuisance conditions on such properties which create a threat to the health and safety of the general public.

1 3. The District is authorized to request an inspection warrant from the Superior Court
2 pursuant to Health and Safety Code § 2053 and Code of Civil Procedure § 1822.50 *et. seq.* The
3 sole purpose of the requested inspection warrant is to inspect the subject property to locate and
4 abate any conditions conducive to vector or mosquito breeding or infestation which constitute a
5 threat to public health and safety. The inspection warrant is not being requested for any criminal
6 law enforcement purpose whatsoever.

7 4. [INSERT PROPERTY ADDRESS, CITY, STATE AND ZIP CODE] (“Property”)
8 is [TYPE OF PROPERTY – I.E., SINGLE FAMILY HOME, APARTMENT BUILDING,
9 OFFICE BUILDING, ETC.]. The Property is legally described as [INSERT LEGAL
10 DESCRIPTION], Assessor’s Parcel Number [INSERT APN NUMBER].

11 5. [INSERT SPECIFIC OBSERVATIONS WHICH CONSTITUTE CAUSE YOU
12 TO BELIEVE THERE IS A PUBLIC NUISANCE CONDITION ON THE PROPERTY].

13 6. [INSERT SCIENTIFIC INFORMATION AS TO WHY THIS CONDITION IS A
14 THREAT TO PUBLIC HEALTH AND SAFETY].

15 7. [INSERT INFORMATION REGARDING EFFORTS TO OBTAIN CONSENT
16 TO ENTER THE PROPERTY—CONSENT MUST EITHER HAVE BEEN REFUSED OR
17 ELSE GOOD CAUSE MUST BE ESTABLISHED AS TO WHY YOU WERE NOT ABLE TO
18 OBTAIN CONSENT—I.E., EFFORTS TO CONTACT THE OWNER WERE FUTILE]

19 8. In order to determine the extent of the violations and issue correction orders, entry
20 into [SPECIFIC LOCATION ON THE PROPERTY YOU ARE REQUESTING ENTRY – I.E.,
21 SECURED BACKYARD] the Property for purposes of an inspection by the District’s General
22 Manager and/or her designees is necessary and authorized by Code of Civil Procedure § 1822.50
23 *et. seq.*

24 9. Due to lack of contact from the owner, it is reasonable that minimal force be
25 authorized to enter the property such as opening, unlocking or otherwise entering into areas behind
26 locked fences and gates.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this ___ day of _____, 20__, at Indio, California.

[TYPED NAME OF DECLARANT]

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE, INDIO BRANCH

In re:

REAL PROPERTY LOCATED AT
[PROPERTY ADDRESS, CITY, STATE,
AND ZIP CODE]

CASE NO. [INSERT CASE NUMBER]

**AFFIDAVIT OF [NAME AND TITLE OF
DECLARANT], REGARDING RETURN
ON WARRANT AND RETURN ON
WARRANT**

AFFIDAVIT

If called upon to testify as a witness, I can and will testify to the matters stated herein on my own personal knowledge and to those matters I have stated on my personal information and belief which I believe to be true;

1. This Declaration regarding Return on Warrant is prepared and submitted to the court pursuant to Code of Civil Procedure Section 1822.55.

2. I am now, and at all time mentioned herein have been, a [JOB TITLE] for the Coachella Valley Mosquito and Vector Control District (“District”), and am familiar with the facts herein based upon my personal observations, experience and training. In my capacity as a [JOB TITLE], I conduct inspections of properties and review information and photographs of the same to ascertain and ensure compliance with the health and safety laws and regulations concerning the control of vectors and

1 mosquitoes and abate public nuisance conditions on such properties which create a threat to the health
2 and safety of the general public.

3 3. On [DATE OF INSPECTION WARRANT], the Court issued an inspection warrant for
4 [INSERT PROPERTY ADDRESS, CITY, STATE AND ZIP CODE] (the "Property"), [TYPE OF
5 PROPERTY – I.E., SINGLE FAMILY HOME, APARTMENT BUILDING, OFFICE BUILDING,
6 ETC.] to conduct a complete inspection to determine the property's compliance with all applicable
7 health and safety codes and regulations and to determine what corrective actions needed to be taken to
8 bring the Property into full compliance and to conduct any work necessary to abate any threat to public
9 health and safety relating to the conditions which are conducive to the breeding and/or infestation of
10 mosquitoes or vectors.

11 4. I posted a true and correct copy of the inspection warrant at the Property on [DATE OF
12 POSTING] and the warrant was also served on the Property owner [INSERT METHOD AND DATE
13 OF SERVICE].

14 5. On [DATE OF WARRANT EXECUTION], I conducted an inspection of the Property
15 pursuant to the above-referenced inspection warrant.

16 6. My inspection revealed the existence of the following public nuisance conditions at the
17 Property: [INSERT PUBLIC NUISANCE CONDITIONS OBSERVED].

18 7. As a result of the public nuisance conditions observed during the inspection, I issued a
19 Notice of Public Nuisance and Order to Abate which was posted on the Property on [INSERT DATE
20 OF POSTING] and served on the Property owner [INSERT METHOD AND DATE OF SERVICE].

21 8. [INSERT INFORMATION REGARDING ANY ABATEMENT WORK THAT WAS
22 PERFORMED].

23 I declare under penalty of perjury under the laws of the State of California that the foregoing is
24 true and correct

25 Executed on _____, 20__ at Indio, California.

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[TYPED NAME OF DECLARANT]

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RETURN ON WARRANT

The warrant is so returned.

Dated: _____

Judge of the Superior Court of the State
of California, Riverside County

DRAFT



**Coachella Valley Mosquito and
Vector Control District**

October 12, 2021

Staff Report

Agenda Item: New Business

Accept the resignation of Trustee Mark Carnevale - **Jeremy Wittie M.S., General Manager**

Background:

Trustee Carnevale resigned from his position on the CVMVCD Board of Trustees effective September 15, 2021. Trustee Carnevale is regrettably resigning due to his current workload for Cathedral City Council and his business.

On September 29, 2021, the Cathedral City Council voted unanimously to accept the resignation of Councilmember Mark Carnevale from the Coachella Valley Mosquito and Vector Control Board of Trustees. The City Council voted unanimously to appoint Councilmember Rita Lamb to fill the remainder of the term which expires on December 31, 2022.

Staff Recommendation:

Staff recommends accepting the resignation of Trustee Carnevale, thank him for his service to the District, and welcome Councilmember Rita Lamb to the Board of Trustees.



**Coachella Valley Mosquito and
Vector Control District**

October 12, 2021

Staff Report

Agenda Item: New Business

Review and approve Resolution 2021-12 proclaiming support of evaluating Sterile Insect Technique for its potential inclusion in the District's Integrated Vector Management program - **Jeremy Wittie M.S., General Manager**

Background:

Controlling insect populations can be achieved through a variety of strategies. One non-chemical method is by releasing sterile male insects. This strategy can work when some specific criteria are met – that the male insects are not the source of the problem; when the female insect mates once instead of multiple times; and when the released, sterile male insects are able to compete with the wild males for mates (and are not weak compared with the males already in the area).

Mosquito control districts remain interested in these advances for many reasons. Adult mosquitoes are resistant to some active ingredients of pesticides, and few new actives are coming to market. Sterile mosquitoes can be very specific to the target organism, as their impact is on the next generation. Costs in many areas have decreased and are now more comparable to pesticide applications.

The Board of Trustees remains interested in the advances of Sterile Insect Technique for many reasons. Sterile mosquitoes can be very specific to the target mosquito species, mate only once, and is an environmentally friendly mosquito control method.

Staff Recommendation:

Approval of Resolution 2021-12 proclaiming support of the evaluation of Sterile Insect Technique as a potential part of the District's Integrated Vector Management Program

Exhibits:

- Resolution 2021-12

Resolution No. 2021-12

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE COACHELLA VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT PROCLAIMING SUPPORT OF EVALUATING STERILE INSECT TECHNIQUE FOR ITS POTENTIAL INCLUSION IN THE DISTRICT'S INTEGRATED VECTOR MANAGEMENT PROGRAM

WHEREAS, the Coachella Valley Mosquito and Vector Control District (the "District") is a political subdivision and a "local agency" of the State of California, created and operating under the authority and provisions of California Health and Safety Code Section 2000 et. seq., and is also a "local agency" within the meaning of Section 53600 of the California Government Code; and

WHEREAS, the Board of Trustees wishes to proclaim their support in exploring the use of Sterile Insect Technique as a way to control mosquito populations. The use of Sterile Insect Technique is a method of releasing sterile, non-biting male mosquitoes.

WHEREAS, the Board of Trustees remains interested in the advances of this technique for many reasons. Sterile mosquitoes can be very specific to the target mosquito species, mate only once, and is an environmentally friendly mosquito control method.

WHEREAS, the Board of Trustees supports the District's development of policies, procedures, and allocation of resources to ensure the judicious and safe assessment and potential implementation of Sterile Insect Technique.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Coachella Valley Mosquito and Vector Control District as follows:

Section 1. Recitals.

That the recitals set forth above are true and correct.

Section 2. Adoption of the Resolution in support of the evaluation of the use of sterile insect technique for its potential inclusion in the District's Integrated Vector Management Program

The Board of Trustees hereby adopts the Resolution in support of the evaluation of Sterile Insect Technique for its potential inclusion in the District's Integrated Vector Management Program.

Section 3. Severability

That the Board of Trustees declares that, should any provision, section, paragraph, sentence, or word of this resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, or words of this resolution as hereby adopted shall remain in full force and effect.

Section 4. Repeal of Conflicting Provisions

That all the provisions of any existing resolution as heretofore adopted by the Board of Trustees that are in conflict with the provisions of this resolution are hereby repealed.

Section 5. Effective Date.

That this Resolution shall take effect upon its adoption.

[THE REMAINDER OF THIS PAGE LEFT INTENTIONALLY BLANK]

Section 6. Certification.

That the Clerk of the Board shall certify as to the adoption of this Resolution and shall cause the same to be processed in the manner required by law.

PASSED, ADOPTED, AND APPROVED, this 12th day of October 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Benjamin Guitron,
President
Board of Trustees

ATTEST:

Melissa Tallion, Clerk of the Board

APPROVED AS TO FORM:

Lena Wade, General Counsel

REVIEWED:

Jeremy Wittie, M.S. General Manager