



# City of Chula Vista

## Legislation Details (With Text)

**File #:** 18-0076 **Name:** Transfer \$923 Unclaimed Monies to General Fund  
**Type:** Consent Item **Status:** Passed  
**In control:** City Council  
**On agenda:** 3/6/2018 **Final action:** 3/6/2018  
**Title:** RESOLUTION NO. 2018-039 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA  
TRANSFERRING UNCLAIMED MONIES IN THE AMOUNT OF \$923 FROM THE CASH BOND  
DEPOSIT FUND TO THE GENERAL FUND (4/5 VOTE REQUIRED)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ATTACHMENT 1, 2. RESOLUTION

Date	Ver.	Action By	Action	Result
3/6/2018	1	City Council	approve	Pass

RESOLUTION NO. 2018-039 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA  
TRANSFERRING UNCLAIMED MONIES IN THE AMOUNT OF \$923 FROM THE CASH BOND  
DEPOSIT FUND TO THE GENERAL FUND (4/5 VOTE REQUIRED)

### RECOMMENDED ACTION

Council adopt the resolution.

### SUMMARY

The City currently has unclaimed monies in the Cash Bond Deposit Fund. The money was deposited by the Police Department in accordance with Government Code Article 3, Section 50050 provisions, which state that money that remains unclaimed for three years may become the property of the City after certain advertising requirements are met. The amount of \$923 is now eligible for transfer to the General Fund.

### ENVIRONMENTAL REVIEW

#### Environmental Notice

The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

#### Environmental Determination

This proposed activity has been reviewed for compliance with the California Environmental Quality Act (CEQA) and it has been determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. Thus, no environmental review is necessary.

## **BOARD/COMMISSION RECOMMENDATION**

Not Applicable.

## **DISCUSSION**

The City currently has unclaimed monies in the Cash Bond Deposit Fund. Monies deposited into the Cash Bond Deposit Fund primarily include cash confiscated during arrests that has remained unclaimed. This money was deposited by the Police Department in accordance with Article 3, Section 50050 of the Government Code. According to Government Code provisions, money that remains unclaimed for three years may become the property of the City after certain advertising requirements are met. If no claim is made for the monies after proper notification as required by Government Code section 50050, the unclaimed money may become the property of the City on a designated date not less than 45 days nor more than 60 days after the first publication of the notice. The City gave public notice of the unclaimed monies in the Star News on January 19 and 26, 2018. The amount of \$923 is now eligible for transfer to the General Fund, pursuant to Government Code section 50053.

## **DECISION-MAKER CONFLICT**

Staff has reviewed the decision contemplated by this action and has determined that it is not site specific and consequently the 500-foot rule found in California Code of Regulations section 18704.2 (a)(1) is not applicable to this decision. Staff is not independently aware, nor has staff been informed by any City Councilmember, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

## **LINK TO STRATEGIC GOALS**

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. Transferring unclaimed monies to the General Fund supports the goal of Operational Excellence by complying with Government Code relating to unclaimed monies.

## **CURRENT YEAR FISCAL IMPACT**

Approval of this resolution will result in the transfer of \$923 from the Cash Bond Deposit Fund to the General Fund, resulting in a positive fiscal impact of \$923 to the General Fund.

## **ONGOING FISCAL IMPACT**

There is no ongoing fiscal impact for this one-time transfer.

## **ATTACHMENTS**

Attachment 1: Star News Affidavit of Publication

*Staff Contact: Jonathan Alegre, Police Department*