

# **City of Imperial Measure D Sales Tax Fund**

Imperial, California

## **Financial Statement and Other Information with Independent Auditors' Reports**

*For the Year Ended June 30, 2020*





**City of Imperial**  
**Measure D Sales Tax Fund**  
**For the Year Ended June 30, 2020**

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## **FINANCIAL SECTION**

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## INDEPENDENT AUDITORS' REPORT

To the Board of Directors  
of the Imperial County Local Transportation Authority  
El Centro, California

### **Report on the Financial Statement**

We have audited the accompanying statement of revenues and allowable expenditures of the Measure D Sales Tax Fund of the City of Imperial, California ("City") for the year ended June 30, 2020, and the related notes to the financial statement, as listed in the table of contents.

### *Management's Responsibility for the Financial Statement*

Management is responsible for the preparation and fair presentation of this financial statement in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statement that are free from material misstatement, whether due to fraud or error.

### *Auditors' Responsibility*

Our responsibility is to express an opinion on this financial statement based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America, and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statement. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statement, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statement in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statement.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

### *Opinion*

In our opinion, the financial statement referred to above presents fairly, in all material respects, the revenues and allowable expenditures of the Measure D Sales Tax Fund of the City of Imperial for the year ended June 30, 2020, in accordance with accounting principles generally accepted in the United States of America.

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To the Board of Directors  
of the Imperial County Local Transportation Authority  
El Centro, California  
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***Emphasis of Matter***

As discussed in Note 1 to the financial statement, the statement of revenues and allowable expenditures presents only the activity of Measure D Sales Tax Fund of the City of Imperial and does not purport to, and does not, present fairly the financial position of the City of Imperial, California, as of June 30, 2020, the changes in its financial position, or where applicable, its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

***Other Matters***

*Other Information*

Our audit was conducted for the purpose of forming an opinion on the statement of revenues and allowable expenditures of the Measure D Sales Tax Fund of the City. The other information, on pages 21 through 24 is presented for purposes of additional analysis and is not a required part of the financial statements. The other information has not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on it.

***Other Reporting Required by Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated March 24, 2021, on our consideration of the City's internal control over financial reporting over the statement of revenues and allowable expenditures and on our tests of compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control over financial reporting and compliance as it relates to the Measure D Sales Tax Fund.

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San Diego, California  
March 24, 2021



## **FINANCIAL STATEMENT**

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**City of Imperial**  
**Measure D Sales Tax Fund**  
**Statement of Revenues and Allowable Expenditures**  
**For the Year Ended June 30, 2020**

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**Revenues:**

Sales tax	\$ 816,992
Interest	16,638
Other	<u>217,665</u>
<b>Total revenues</b>	<u><u>1,051,295</u></u>

**Expenditures:**

Current:	
Road repairs and maintenance	<u>1,219,177</u>
<b>Total expenditures</b>	<u><u>1,219,177</u></u>

**Revenues Over (Under) Expenditures**

(167,882)

**Other Financing Sources (Uses):**

Transfer out to City for Measure D projects	<u>(395,111)</u>
<b>Total Other Financing Sources (Uses)</b>	<u><u>(395,111)</u></u>

**Change in Fund Balance**

\$ (562,993)

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**NOTES TO THE FINANCIAL STATEMENT**

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**City of Imperial**  
**Measure D Sales Tax Fund**  
**Notes to the Financial Statement**  
**For the Fiscal Year Ended June 30, 2020**

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**Note 1 – Summary of Significant Accounting Policies**

***Reporting Entity***

*Imperial County Local Transportation Authority*

The Imperial County Local Transportation Authority (the “Authority”) was created to implement the Imperial County Local Transportation Authority Retail Transactions and Use Tax Ordinance which was adopted by the electorate on November 4, 2008. The tax is imposed in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code and Division 19 of the Public Utilities Code (Code Section 180000). The purpose of this ordinance was to allow the Authority to issue bonds payable from the enactment of a one half of one percent sales tax for a period of forty years. The proceeds of this tax are first allocated to the monthly debt service payments of the bonds, then to the County of Imperial and the member agencies for local street road purposes. Also, a portion of the tax revenues would be used for administration, transit services, and state highway purposes.

The funds that are generated by implementation of the Imperial County Transportation Authority Retail Transactions and Use Tax Ordinance are intended to supplement and not to replace existing local revenues used for transportation purposes.

The Authority consists of the following member agencies:

- 1) City of Imperial
- 2) City of Calexico
- 3) City of Calipatria
- 4) City of El Centro
- 5) City of Holtville
- 6) City of Imperial
- 7) City of Westmorland
- 8) County of Imperial

The members of the Board of the Authority consist of one member of the City Council of each incorporated city of Imperial County and two members of the Board of Supervisors of Imperial County. The members serve staggered terms with no term exceeding a four-year period. The chairman and vice-chairman of the Board of the Authority are elected annually in June.

***Compliance Requirements of the Imperial County Local Transportation Authority***

Each member agency is required to comply with the By-Laws of the Imperial County Local Transportation Authority and the Imperial County Local Transportation Authority Retail Transactions and Use Tax Ordinance and Transportation Authority Expenditure Plan.

***Fund Accounting***

Fund accounting is designed to demonstrate local compliance and to aid financial management by segregating transactions related to certain government functions or activities. The City of Imperial has an established special revenue fund to account for revenues and expenditures related to Ordinance No. 1-2008.

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Notes to the Financial Statement (Continued)**  
**For the Fiscal Year Ended June 30, 2020**

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**Note 1 – Summary of Significant Accounting Policies (Continued)**

***Basis of Presentation***

The financial statement presents only the activity of Measure D Sales Tax Fund and does not purport to, and does not, present fairly the financial position of the City of Imperial, California, as of June 30, 2020, the changes in its financial position, or where applicable, its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

***Basis of Accounting***

The Measure D Sales Tax Fund accounted for using a “*current financial resources*” measurement focus and the modified accrual basis of accounting. The statement of revenues, expenditures, and change in fund balance of the Measure D Sales Tax Fund presents increases (i.e., revenues and other financing sources) and decreases (i.e., expenditures and other financing uses).

Under the modified accrual basis of accounting, revenues are recognized when susceptible to accrual (i.e., when they become both measurable and available). Measurable means the amount of the transaction can be determined and “available” means within the current period or soon enough thereafter to be used to pay liabilities of the current period. Generally, revenues are considered available if the revenues are collected within sixty days after year-end. Expenditures are recorded when the related fund liability is incurred.

Ordinance No. 1-2008, The Imperial County Local Transportation Authority Retail Transactions and Use Tax Ordinance and Expenditure Plan, between the City of Imperial and the Imperial County Local Transportation Authority dated July 27, 2008 requires the schedule of revenues and allowable expenditures be reported in conformity with the terms of the agreement. The City accounts for the Measure D Sales Tax Fund using a Special Revenue Fund to track and record the revenues and expenditures related to this ordinance.

***Use of Estimates***

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of revenues and expenditures during the reporting period. Actual results could differ from those estimates.

**Note 2 - Sales Tax Revenue**

The Authority allocates sales tax to each member agency. The City’s allocable sales tax is net of amounts withheld for debt service as follows:

Gross sales tax allocated	\$	1,284,456
Withheld for debt service		(467,464)
		816,992
<b>Net allocable sales tax</b>	<b>\$</b>	<b>816,992</b>



**City of Imperial**  
**Measure D Sales Tax Fund**  
**Notes to the Financial Statement (Continued)**  
**For the Fiscal Year Ended June 30, 2020**

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**Note 3 – Restriction of Net Revenues**

The revenues in excess of expenditures reported on the financial statement are restricted for future expenditures authorized by Ordinance No. 1-2008.

**Note 4 – Transfers Out to City**

The City recorded a transfer out of \$395,111 to reflect the reimbursement of costs incurred in another City fund for Measure D eligible projects.

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## **OTHER REPORTS**

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**REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND  
OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED  
IN ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS* AND  
*MEASURE D COMPLIANCE REQUIREMENTS***

***Independent Auditors' Report***

To the Board of Directors  
of the Imperial County Local Transportation Authority  
El Centro, California

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the statement of revenues and allowable expenditures of the Measure D Sales Tax Fund of the City of Imperial, California (“City”), for the year ended June 30, 2020, and the related notes to the financial statement, and have issued our report thereon dated March 24, 2021. Our report included an emphasis of matter stating that the financial statement of the Measure D Sales Tax Fund does not purport to, and does not, present fairly the financial statements of the City as of June 30, 2020.

**Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered the City’s internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statement, but not for the purpose of expressing an opinion on the effectiveness of the City’s internal control. Accordingly, we do not express an opinion on the effectiveness of the City’s internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity’s financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

### **Compliance and Other Matters**

As part of obtaining reasonable assurance about whether the financial statement of the Measure D Sales Tax Fund of the City is free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements including the requirements of Measure D matters as specified in the Imperial County Local Transportation Authority Retail Transactions and Use Ordinance No. 1-2008 (“Ordinance”), noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed one instance of noncompliance or other matters that is required to be reported under *Government Auditing Standards* and in accordance with the Ordinance and is included on the Schedule of Findings as item 2020-001. Our opinion on the City’s compliance is not modified with respect to this matter.

### **The City’s Responses to Findings**

The City’s responses to the findings identified in our audit are described in the accompanying Schedule of Findings. The City’s responses were not subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, we express no opinion on them.

### **Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity’s internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity’s internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

A handwritten signature in black ink that reads "The Per Group, LLP". The signature is written in a cursive, flowing style.

San Diego, California  
March 24, 2021

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Schedule of Findings**  
**For the Fiscal Year Ended June 30, 2020**

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**Section I – Compliance Findings**

**A. Current Year Findings**

**Finding 2020-001**

**Criteria:**

Management is responsible for compliance with requirements of Measure D matters as specified in the Imperial County Local Transportation Authority Retail Transactions and Use Tax Ordinance and Expenditure Plan No. 1-2008 (“Ordinance”). Section 5A of the Ordinance states, “Each Local Agency shall annually then develop a five-year list of projects to be funded with revenues made available under Section 4. Each Local Agency shall annually notify the Authority of its policy body’s official action approving its five-year list of projects.”

**Condition:**

During the performance of the compliance audit for the year ended June 30, 2020, we noted:

- The City Council did not formally approve the five-year plan of approved projects for the year ended June 30, 2020.

**Effect:**

The City was not in compliance with Section 5 of Ordinance No. 1-2008.

**Cause:**

The City did not have internal controls over compliance with the Ordinance in place in order to ensure that the five-year list of projects was formally approved by Council and submitted to the Imperial County Local Transportation Authority.

**Recommendation:**

The City should implement a process in which City Council formally approves the list of projects on an annual basis.

**View of Responsible Officials:**

The City will implement procedures for the preparation and Council approval of the list of projects on an annual basis.

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Schedule of Findings (Continued)**  
**For the Fiscal Year Ended June 30, 2020**

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**Section I – Compliance Findings (Continued)**

**B. Prior Year Findings**

**Finding 2019-001 Restatement of Beginning Balance**

**Criteria:**

Effective internal control over financial reporting provides reasonable assurance for the completeness and accuracy of accounting records and proper year-end closing.

**Condition:**

During the audit, we noted two invoices (16246-3con for \$476,435 and 16245-3AQ for \$52,546) in the combined amount of \$528,981 for goods or services that were provided in a prior period that were recorded during the year ended June 30, 2019. A prior period adjustment was recorded to the Measure D Sales Tax Fund in order to record the invoices in the proper period.

**Cause:**

The City did not properly follow its policies and procedures for evaluating, reviewing, and properly recording financial transactions in the prior year.

**Effect:**

The City's Measure D Sales Tax Fund's Schedule of Revenues, Expenditures, and Change in Fund Balance's beginning net position was overstated by \$528,981.

**Recommendation:**

The City should enhance its review processes over year-end closing to ensure in order to facilitate the accurate and complete year-end closing of the general ledger and the preparation of its basic financial statements.

**View of Responsible Officials:**

The City will ensure to review and record financial transactions accordingly.

**Status:**

Implemented



**OTHER INFORMATION**  
**(Unaudited)**

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**City of Imperial**  
**Measure D Sales Tax Fund**  
**Schedule of Assets, Liabilities, and Fund Balance**  
**June 30, 2020**  
**(Unaudited)**

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**Assets:**

Cash and cash equivalents	\$ 3,837,985
Interest receivable	3,169
<b>Total assets</b>	<u><u>\$ 3,841,154</u></u>

**Liabilities and Fund Balance:**

**Liabilities:**

Accounts payable	\$ 63,370
<b>Total liabilities</b>	<u>63,370</u>

**Fund Balance:**

Restricted	
Road repairs and maintenance	3,777,784
<b>Total fund balance</b>	<u>3,777,784</u>
<b>Total liabilities and fund balance</b>	<u><u>\$ 3,841,154</u></u>

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Schedule of Revenues, Expenditures, and Change in Fund Balances**  
**For the Year Ended June 30, 2020**  
**(Unaudited)**

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<b>Revenues:</b>	
Sales tax	\$ 816,992
Interest	16,638
Other	<u>217,665</u>
<b>Total revenues</b>	<u>1,051,295</u>
<b>Expenditures:</b>	
Current:	
Road repairs and maintenance	<u>1,219,177</u>
<b>Total expenditures</b>	<u>1,219,177</u>
<b>Revenues Over (Under) Expenditures</b>	<u>(167,882)</u>
<b>Other Financing Sources (Uses):</b>	
Transfer out to City for Measure D projects	<u>(395,111)</u>
<b>Total Other Financing Sources (Uses)</b>	<u>(395,111)</u>
<b>Change in Fund Balance</b>	(562,993)
<b>Fund Balance:</b>	
Beginning of year	<u>4,340,777</u>
End of year	<u><u>\$ 3,777,784</u></u>

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Schedule of Revenues, Expenditures, and Change in Fund Balance - Budget and Actual**  
**For the Year Ended June 30, 2020**  
**(Unaudited)**

	Budget	Actual	Variance with Final Budget
<b>Revenues:</b>			
Sales tax	\$ 700,000	\$ 816,992	\$ 116,992
Interest	5,000	16,638	11,638
Other	-	217,665	217,665
<b>Total revenues</b>	<u>705,000</u>	<u>1,051,295</u>	<u>346,295</u>
<b>Expenditures:</b>			
Current:			
Roads repairs and maintenance	<u>3,268,011</u>	<u>1,219,177</u>	<u>2,048,834</u>
<b>Total expenditures</b>	<u>3,268,011</u>	<u>1,219,177</u>	<u>2,048,834</u>
<b>Revenues Over (Under) Expenditures</b>	<u>(2,563,011)</u>	<u>(167,882)</u>	<u>2,395,129</u>
<b>Other Financing Sources (Uses):</b>			
Transfers out to City	<u>(673,891)</u>	<u>(395,111)</u>	<u>278,780</u>
<b>Total other financing sources (uses)</b>	<u>(673,891)</u>	<u>(395,111)</u>	<u>278,780</u>
<b>Change in Fund Balance</b>	<u>\$ (3,236,902)</u>	<u>(562,993)</u>	<u>\$ 2,673,909</u>
<b>Fund Balance:</b>			
Beginning of year		<u>4,340,777</u>	
End of year		<u>\$ 3,777,784</u>	

**City of Imperial**  
**Measure D Sales Tax Fund**  
**Five Year Program of Projects**  
**June 30, 2020**  
**(Unaudited)**

<b>STREET</b>	<b>LOCATION</b>	<b>PROJECT DESCRIPTION</b>
Various Streets	Various Limits	Rehab/Maintenance
Town Core-	South of 15th Street, west of P Street, north of 1st Street and east of B Street	Const/Rehab/Maintenance
South West	South of Worthington Rd, west of Hwy 86, north of Treshill Rd, and east of Austin Rd	Const/Rehab/Maintenance
South East	South of Worthington Rd, west of Dogwood Rd, north of Treshill Rd, and east of Hwy 86	Const/Rehab/Maintenance
North West	North of Worthington Rd, West of Hwy 86, south of Larsen Rd, east of Austin Rd	Const/Rehab/Maintenance
North East	North of Worthington Rd, West of Dogwood Rd, south of Larsen Rd, and east of Hwy 86	Const/Rehab/Maintenance