

CITY OF BRAWLEY
March 6, 2018

The City Council of the City of Brawley, California met in a regular session at 6:00 PM, City Council Chambers, 383 Main, Brawley, California, the date, time and place duly established for the holding of said meeting. The City Clerk attests to the posting of the agenda pursuant to G.C. §54954.2.

The meeting was called to order by **Mayor Nava** @ 6:00 PM

PRESENT: Couchman, Hamby, Kastner-Jauregui, Nava, Wharton

ABSENT: None

Invocation was offered by **Pastor Jim Pazan, First Presbyterian Church of Brawley**

Pledge of Allegiance was led by **City Attorney Bill Smerdon**

1. APPROVAL OF AGENDA

The agenda was **approved** as submitted. m/s/c Couchman/Kastner-Jauregui 5-0

2. PUBLIC APPEARANCES/COMMENTS

Eric Reyes, Brawley resident expressed concerns regarding the HERO Program and requested the City's assistance with a project.

William Andrew Gissett stated concerns regarding warning tickets for parking in the City of Brawley. He indicated he had met with the City Manager and been provided a copy of the municipal code. He objects to the City's limitations on parking.

Soccer team representatives Ismael Padilla-Coach/Parent, Rogelio Espinoza-Coach, Javier Ventura-Coach/Parent, Jose Torres-Assistant Coach expressed concerns re: park reservations in Brawley for practices and games. Various issues were identified with Parks & Recreation staff and procedures for park assignments.

CM Nava acknowledged that this is the benefit of having great parks and heavy use for all sports. He thanked coaches and parents for volunteering their time, and expressed that staff will reach out to the teams.

CM Bayon Moore stated that staff will be communicating with users.

Sylvia Castaneda, Local Business Owner to Sylvia's Little Treasures, stated that she had to remove her antique displays from outside her store but they are not blocking the sidewalk or access. She stated that it has affected her business. She requested that the City Council revisit the Sidewalk Sales Ordinance.

Earl Allen, Lolo's Tacos, 129 South 6th St., described his concerns. He pulls tables and chairs and the BBQ outside to promote his catering service. He did not receive a verbal nor written reprimand until he had an event. A City Employee then presented a written reprimand at the business in front of customers. He offered pictures of other businesses blocking sidewalks and stated the City has not stopped them. His concern is how does the ordinance work, what are the procedures and the process for sidewalk sales.

CM Bayon Moore, stated that she was sorry for the negative experience. When a street closure occurs without City authorize and items are place on the City street, it is dangerous to the traveling public, as well as to the customers. The Municipal Code and the Downtown Specific Plan prohibit activity to occur on the City Right of Way without a Conditional Use Permit. This topic was a subject matter that went before the Business Advisory Committee, Planning Commission and City Council. Ms. Castaneda was part of those discussions. Unfortunately,

after a lot of discussion, positive and negative concerns were raised regarding the method of displaying items. The Council ultimately opted to leave the ordinance as is and use the Conditional Use Permit process as the mechanism. The ordinance can be revisited. It could be approached to allow a vendor to do an event once per month at a specific location. There are many different ways to approach the CUP but it has to go through a Public Hearing process, Planning Commission and then to the City Council.

Mayor Nava, indicated he will meet with both Ms. Castaneda and Mr. Allen at a later time to revisit the ordinance.

Ms. Castaneda inquired about her business location on South 6th Street and being part of the Arts District – are there any funds allocated to help her?

Mayor Nava indicated to Ms. Castaneda there are no funds allocated. It’s defined as an Arts District in support of local artists and organizations trying to revitalize downtown. There is no money allocated for that.

- a. **Guillermo Sillas**, Public Works Director, introduced of Assistant Chief Wastewater Treatment Plant Operator Edgar Beltran.
- b. **Kelly Brown**, Interim Police Chief, Introduced Sergeant Kali Orff.
- c. **Gordon Gaste**, Development Services Director, Introduced Planning Technician Andrea Montano.

3. SCHEDULED PRESENTATIONS

- a. Update by Charla Teeters, Executive Director of the Imperial County Film Commission.

Charla Teeters, Imperial County Film Commission, updated City Council on the Imperial County Film Commission highlights for Fiscal Year 2016/2017 and thanked the City for its cooperation and continuous support.

- b. Update on Training Activity for Marine Aviation Weapons and Tactics Squadron 1 (MATWS-1) by Major Eben Buxton.

Major Eben Buxton updated the City Council re: training exercises and activities of the Marine Aviation Weapons and Tactics Squadron out of Yuma, AZ.

Mayor Nava and Councilmembers, thanked Major Buxton and stated the City supports and appreciates its military. There were minor complaints about the noise. It is a small sacrifice for Brawley to support the training activity.

4. CONSENT AGENDA Items are approved by one motion. Council Members or members of the public may request consent items be considered separately at a time determined by the Mayor.

The consent agenda was **approved** as submitted. m/s/c Kastner-Jauregui/Couchman 5-0

AYES:	Couchman, Hamby, Kastner-Jauregui, Nava, Wharton
NAYES:	None
ABSENT:	None
ABSTAIN:	None

- a. Approve Accounts Payable: February 9, 2018
February 16, 2018
February 23, 2018
- b. Approve City Council Minutes: January 16, 2018

5. CONTINUED PUBLIC HEARING

a. Discussion and Potential Action to Approve Formation to Establish Community Facilities District (CFD) 2017-01 for Rancho Porter Specific Plan Area

1. Adopt Resolution No. 2018- : Resolution of the City Council of the City of Brawley, California Establishing the Community Facilities District No. 2017-1 (Rancho Porter), Authorizing the Levy of Special Taxes and Calling an Election Therein.

The City Council **adopted** Resolution No. 2018-08: Resolution of the City Council of the City of Brawley, California Establishing the Community Facilities District No. 2017-1 (Rancho Porter), Authorizing the Levy of Special Taxes and Calling an Election Therein. m/s/c Wharton/Kastner-Jauregui 5-0

2. Adopt Resolution No. 2018- : Resolution of the City Council of the City of Brawley, California Acting in Its Capacity as the Legislative Body of the Community Facilities District No. 2017-1 (Rancho Porter), Certifying the Results of the March 6, 2018 Special Tax Election.

The City Council **adopted** Resolution No. 2018-09: Resolution of the City Council of the City of Brawley, California Acting in Its Capacity as the Legislative Body of the Community Facilities District No. 2017-1 (Rancho Porter), Certifying the Results of the March 6, 2018 Special Tax Election. m/s/c Kastner-Jauregui/Couchman 5-0

3. Approve 1st Reading of Ordinance No. 2018- : Ordinance of the City Council of the City of Brawley, California Acting in its Capacity as the Legislative Body of City of Brawley Community Facilities District No. 2017-1 (Rancho Porter), Authorizing the Levy of a Special Tax Within the Community Facilities District.

The City Council **approved** 1st Reading of Ordinance No. 2018-01: Ordinance of the City Council of the City of Brawley, California Acting in its Capacity as the Legislative Body of City of Brawley Community Facilities District No. 2017-1 (Rancho Porter), Authorizing the Levy of a Special Tax Within the Community Facilities District. m/s/c Couchman/Wharton 5-0

6. REGULAR BUSINESS

a. Discussion and Potential Action to Approve the Sale and Consumption of Alcohol on City Property, Specifically Plaza Park and Main Street, on April 7, 2018 from 4PM – 10PM for the Cesar Chavez Celebration.

The City Council **approved** the Sale and Consumption of Alcohol on City Property, Specifically Plaza Park and Main Street, on April 7, 2018 from 4pm – 10pm for the Cesar Chavez Celebration. m/s/c Wharton/Couchman 4-1 Hamby abstain

b. Discussion and Potential Action to Approve the Award of Project No. 2018-01: Hinojosa Park ADA Improvements to Masters Construction in the Amount of \$818,895 with an Approved Contingency of \$81,889.50.

The City Council **approved** the Award of Project No. 2018-01: Hinojosa Park ADA Improvements to Masters Construction in the Amount of \$818,895 with an Approved Contingency of \$81,889.50. m/s/c Nava/Kastner-Jauregui 5-0

c. Discussion and Staff Direction re: City Support Prop. 69/No on SB 1 Repeal.

The City Council **directed** staff to take no action regarding City Support Prop. 69/No on SB 1 Repeal.

- d. Discussion and Potential Action re: Imperial Valley College Foundation Hall of Fame Induction & Dinner April 19, 2018, Sponsorship.

Tabled to next meeting with backup information.

7. DEPARTMENTAL REPORTS

- a. Monthly Staff Report for March 1, 2018 – Shirley Bonillas, Personnel & Risk Management Administrator

8. INFORMATIONAL REPORTS

- b. Attendance Summary & Minutes for City of Brawley Boards/Commissions from October thru December 2017.
 - 1) Brawley Airport Advisory Commission
 - 2) Brawley Oversight Board-Successor Agency to the Brawley RDA
 - 3) Brawley Parks & Recreation Commission
 - 4) Brawley Planning Commission
 - 5) Brawley Public Library Board of Trustees

9. CITY COUNCIL MEMBER REPORTS

Hamby: Attended Strategic Planning Workshop, Playhouse Theater Press Conference, Chamber Mixer at the Elks. Would like to work on Downtown and review Municipal Code on maintenance of buildings and look into a Part-Time Code Enforcement Officer.

Kastner-Jauregui: Attended Imperial Valley Cancer Center Event at Hidalgo Hall, Brawley Chamber of Commerce Meeting, Strategic Planning Workshop, Playhouse Theater Press Conference, Chamber Mixer at the Elks, California Midwinter Fair and met with CM Wharton on the Ad-Hoc Committee.

Couchman: Attended Strategic Planning, Playhouse Theater Press Conference, Chamber Mixer at the Elks, IVROP Community Foundation Meeting, Brawley Chamber of Commerce Meeting. Read The Cat in the Hat to 1st graders at Phil Swing School, Hendrix School Science Fair on Solar Energy, and will also read the Cat in the Hat to 3rd graders at Hidalgo School on Friday.

Wharton: Attended Strategic Planning Workshop, NAF 10K Run, California Midwinter Fair, met with City Manager on Brawley’s Airport Fixed Base Operator, and City of Imperial’s Tri Tip event.

Nava: Attended Strategic Planning Workshop, Playhouse Theater Press Conference, and Chamber Mixer at the Elks, met with Mr. Luis Olmedo of Comite Civico and touched on potential for electric charging stations. Plan to reach out to Rick Breland and EarlAllen. Requested staff work with Soccer Club.

10. CITY MANAGER’S REPORT

- a. Thanked Lorena Savala for assisting as Deputy City Clerk.

11. CITY ATTORNEY'S REPORT

- a. DS Arts had a student named grand champion - Katherine Patterson from Brawley Union High School.

12. CITY CLERK'S REPORT None to report.

13. CLOSED SESSION

ADJOURNMENT @ 7:48 PM

Lorena Savala, Deputy City Clerk