

CITY OF BRAWLEY
May 21, 2019

The City Council of the City of Brawley, California met in special session a 5:00 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.

Mayor Wharton called meeting to order @ 5:00PM

PRESENT: Couchman, Hamby, Kastner-Jauregui, Nava, Wharton
ABSENT: None

INVOCATION CM Hamby

PLEDGE OF ALLEGIANCE CM Couchman

1. APPROVAL OF AGENDA

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

2. PUBLIC APPEARANCES/COMMENTS (Not to exceed 4 minutes) this is the time for the public to address the Council on any item not appearing on the agenda that is within the subject matter jurisdiction of the City Council. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy. Please direct your questions and comments to the City Council.

- a. **Marjo Mello, Library Director**, thanked the City Council for dedicating the May 7th meeting in memory of her late husband Mike and also thanked her co-workers and public for their thoughts and prayers.
- b. **Ryan Kelley, County Board of Supervisor Chairman**, updated the City Council on their meeting with the International Boundary Water Commission about the New River. Part of their effort is to reach out to the Attorney General to help in the fight to clean the water to California standards. A request for a support letter which will be brought to the City in the near future.

The County is adjusting its budget. The County has used reserves and now has a hiring freeze and is taking measures to review all vacant funded positions.

3. SPECIAL PRESENTATION

- a. Imperial Irrigation District Director Alex Cardenas re: AB 854.

Franks Oswalt, Attorney for Imperial Irrigation District, attended on behalf of IID Director Alex Cardenas. He provide an update regarding AB 854. The bill would add six Riverside County seats to IID's current board, which is made up of five members from Imperial County, drastically changing the composition to account for the district's Riverside County energy ratepayers, who make up 60% of IID's electricity customer base. The legislation is now suspended.

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 Nava/Kastner-Jauregui 5-0

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

- a. **Approved** Accounts Payable: May 9, 2019 and May 16, 2019.
- b. **Approved** City Council Minutes: April 2, 2019 and April 16, 2019.
- c. **Approved** 2nd Ordinance No. 2019- : Ordinance of the City Council of the City of Brawley, California, Amending the Business License Fee Schedule for “Sidewalk Vendors,” Formally Known as “Peddlers” or “Solicitors.”

5. CONTINUED ACTION FOLLOWING LATIGO RANCH CONDITION MODIFICATION PUBLIC HEARING

- a. Discussion and Potential Action re: Modification of the Conditions of Approval for the Latigo Ranch (TM05-01) Major Subdivision Map, Submitted by Brawley Investment Ventures, LLC.

Staff Report – Rosanna Bayon Moore, City Manager

CM Bayon Moore stated that at the April 2nd City Council Meeting a number of topics were discussed by the City Council. A series of additional changes were considered. Since that time, the IID had the opportunity to meet and take action on a request that had been presented by the City of Brawley to IID to provide assistance with undergrounding of the Best Canal. On April 30th, the IID Board took action on a joint endeavor with the City of Brawley for a 75/25 match with the City for Phase II of the Best Canal undergrounding.

Marty Coyne, Brawley Ventures, LLC mentioned that he wanted to congratulate the IID. Everybody put forth a lot of effort to cover the public safety part. That was a major concern not only for the citizens but also the City Council. He stated he is ready to move forward and revitalize Latigo Ranch. This project will be a private public partnership in many ways. The most important part is bringing new revenue into Brawley in sales tax or revenue to your water and sewer plants after 12 years of blight.

Brooks Hamby, Brawley resident, stated that Brawley is a distinctive and unique community. Brawley has a 110 years worth preserving. He urged the City Council to be careful and thoughtful about how the City builds. What is built because is permanent and defines what this community of Brawley is and how financially sustainable the City will be.

Katie Luna, Brawley Chamber of Commerce Executive Director, commented and that while everyone has concerns strained resources at the Police and Parks Departments, growth cannot be hindered. Growth is going to happen one way or another. Unfortunately, the fiscal issues have taken years to develop with the budget affecting growth today. The issues are being correlated in a way they should not. Another point to consider is that if Mr. Coyne did not move forward with his development, the City’s grant funded project would continue anyway.

CM Hamby said he wanted to clarify. There is good growth and bad growth. The fact that this is middle income housing so it will be property tax paying. That is a step in the right direction. Brawley has a lot of growth that is not paying property taxes and costs the City more than it brings in.

CM Bayon Moore mentioned that whoever the developer was in the future, the City’s primary goal in grant seeking was to begin some leg of Wildcat because there has long been a desire to have Wildcat reach from HWY 86 to HWY 111. The ultimate goal for the City is to have an East/West corridor that runs the full length of the City. If the City had not undertaken the effort to secure a grant, the City would simply be waiting for a developer and the market to recover to a point that the improvements would be triggered as a result of the Conditions of Approval.

The City Council **approved** the Modification of the Conditions of Approval for the Latigo Ranch (TM05-01) Major Subdivision Map, Submitted by Brawley Investment Ventures, LLC as requested by the applicant on Page 134 of the posted City Council agenda. m/s/c Nava/Kastner-Jauregui 4-1 Couchman naye

Kay Pricola, Executive Director for COLAB thanked the Council; and mentioned that other canals in the City need to be undergrounded, as well.

6. REGULAR BUSINESS

- a. Discussion and Potential Action to Award Contract for Project No. 2019-01A Rio Vista Rehabilitation to Aggregate Products, Inc. in the amount of \$149,987.00.

The City Council **approved** the Action to Award Contract for Project No. 2019-01A Rio Vista Rehabilitation to Aggregate Products, Inc. for \$14,987.00. m/s/c Nava/Couchman 5-0

7. ENTERPRISE & SPECIAL FUNDS WORKSHOP NO. 2

- a. Presentation, Discussion and Direction

Power Point Presentation – Rosanna Bayon Moore, City Manager

- Content is available upon request at the Office of the City Clerk

CM Bayon Moore stated that the Enterprise Funds and Special Funds restrict eligible uses.

The City Council provided staff direction to move forward with the proposed budget assumptions.

8. CITY COUNCIL MEMBER REPORTS

- Hamby:** Attended a Library Board Meeting, Parks & Recreation Commission Meeting, had a couple of calls from concerned citizens regarding the trees being planted, railroad crossing on B Street and the signal light at Cesar Chavez and Main Streets.
- Couchman:** Attended Veterans Luncheon, Hidalgo Society Scholarship Dinner, D & S Art Show, Newsies Play and Mr. Croughan’s funeral.
- Nava:** Welcomed back Marjo Marjo and extended his condolences. He and Mayor Wharton made a short video at Hawaiian Bar-B-Que. Attended the Association of Realtors Luncheon. Thanked Katie Luna for her presentation on behalf of the Brawley Chamber of Commerce. She talked about what is happening in the City of Brawley and there was also a presenter from the El Centro Chamber of Commerce.
- Kastner-Jauregui:** Attended the Imperial Valley Economic Summit at IVC, SCAG Meeting, Cartoonist Event on May the 4th be with you at the Library, Chamber Board Meeting, Kicking It Country Concert and visited Katy Santillan’s project on Panno and Highway 86 as it is now under construction.
- Wharton:** It is National “EMS Week.” Participated in a short video at Hawaiian Bar-B-Que. Paid tribute and is keeping in his heart and mind those that have given the ultimate sacrifice on Memorial Day.

9. DEPARTMENTAL REPORTS

- a. Update re Emergency Construction at the Brawley Water Treatment Plant to Replace Components of Two Sedimentation Basins, by Guillermo Sillas, City Engineer.

PWD Sillas reported that he is working on all documents to be signed and to start with the process of beginning construction.

CM Nava asked if it fails, can plant still deliver water.

PWD Sillas stated yes, the plant can deliver water but the quality might not be the same. Additional monitoring and sampling will be required and if the quality is lower than the required standards, issuance of a boil water order may be necessary.

10. CITY MANAGER REPORT

- a. Upcoming USMC Training is scheduled June 11 thru 12 from 1-3pm and 8 -10pm. No noise related impacts are anticipated.
- b. Re: the Railroad crossing at B Street, Public Works initiated a work order with Union Pacific.
- c. Re: the Signal Light at Cesar Chavez and Main Street, it has been challenging to determine the cause of the failure. It is recommended that a complete power cabinet be replaced which is anticipated to take from six to eight months. The City of El Centro has offered something that they may have in stock that we can use on a temporary basis until the replacement comes in.
- e. Attended the Parks & Recreation Commission meeting and discussed potential Rate Structures for Parks & Recreation Programs.

10. CITY ATTORNEY REPORT

- a. The Emergency Construction at the Brawley Water Treatment Plant to Replace Components of Two Sedimentation Basins will be on agenda as an update until job is completed.
- b. D & S Arts paid \$500 for cost recovery of the street closure.

11. CITY CLERK REPORT

- a. Reminder of IVEDC Summit at the Old Eucalyptus House and SCAG General Assembly Meeting in Palm Desert.

12. CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR (C.G.C. §54957.6)

- a. Agency Designated Representative: Rosanna Bayon Moore, City Manager
Employee Organization: Brawley Police Sergeants' Association, Brawley Public Safety Employees Association and Brawley Firefighters Association

PERSONNEL MATTERS (C.G.C. §54957)

- a. Public Employee Appointment to the Position of Finance Director

POTENTIAL LITIGATION (C.G.C. Section §54956.9)

- a. Conference with Legal Counsel – One (1) case

13. RE-CONVENED IN OPEN SESSION

PERSONNEL MATTERS (C.G.C. §54957)

- a. Ratification of Public Employee Appointment of Tyler Salcido as Finance Director. m/s/c Couchman/Kastner-Jauregui 5-0

14. ADJOURNMENT @ 7:51 pm

Alma Benavides, City Clerk