

CITY OF BRAWLEY
April 1, 2014

The City Council of the City of Brawley, California met in regular session at 6:00 PM, City Council Chambers, 383 Main Street, 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 Campbell @ 6:02 PM**

PRESENT: Campbell, Couchman, Nava, Noriega, Wharton
ABSENT: None

The invocation was offered by **Mayor Campbell**

The pledge of allegiance was led by **CM Noriega**

1. APPROVAL OF AGENDA

The agenda was **approved** as submitted. m/s/c Nava/Noriega 5-0

2. PUBLIC APPEARANCES

- a. Ryan Kelley, Imperial County Supervisor, updated the Council on several issues. The ICE Facility has no definite date for closure. Acknowledged CM Nava and CM Wharton for working together with the Ad Hoc Committee for National Beef. Indicated he was contacted by an outside party regarding interest in the facility.
- b. Tomás Olivas, Southern California Association of Governments Regional Affairs Officer, extended an invitation to SCAG'S Regional Conference & General Assembly in Indian Wells from May 1-2, 2014. He wished the City success in its joint application with El Centro and ICTC on its application for a SCAG Sustainability Award and congratulated the City for its project nomination by the California Transportation Foundation.
- c. Michael Walla, Coach for Traveling Basketball Team that includes players from Imperial, Calipatria and Brawley invited everyone to participate in a fundraiser on Thursday, April 3, 2014 at Las Chabela's in Brawley for \$10/plate.
- d. Captain Eloy Martinez of the Brawley Fire Department extended an invitation to the Brawley Firefighters Association 2nd Annual 5K Run this Saturday, April 5, 2014.
- e. Jesus Fernandez of Brawley stated that he is here before Council because of an abandonment of a house next to his property that two palm trees caught on fire about 2 weeks ago.

- f. Jason Zara, Brawley Chamber of Commerce Executive Director, commented that 2014 Cattle Call and Teacher's Luncheon preparations are underway. Looking forward to the upcoming events scheduled for Saturday, April 12, 2014 Farmer's Market from 12-4 pm Lucha Libre from 3-5 pm and Cesar Chavez Celebration from 6-11 pm.
- g. Tyler Altamirano, Senior at Brawley Union High School, commented regarding his Senior Project, working with the Parks & Recreation Department to help improve the Teen Center.

3. CONSENT AGENDA

The consent agenda was **approved** as submitted. m/s/c Nava/Wharton 5-0

AYES: Campbell, Couchman, Nava, Noriega, Wharton
NOES: None
ABSENT: None
ABSTAIN: None

- a. **Approved** Accounts Payable Registers for March 13, 2014, March 20, 2014 and March 21, 2014.
- b. **Approved** Minutes of March 18, 2014.
- c. **Approved** City of Brawley Strategy and Planning Workshop Notes, March 4, 2014.
- d. **Approved** the Revised 2013 Long-Range Property Management Plan.
- e. **Approved** the Acceptance of Annual City of Brawley Planning report and Status of the General Plan for the Year 2013.
- f. **Approved** Resolution No. 2014-11: Resolution of the City of Brawley, California Approving the Split of Taxes Set Forth in the Tax Agreement for the Rancho Porter Annexation and Tax and Fiscal Agreement for Annexation.

4. PUBLIC HEARING

- a. Reasonable Accommodation Zoning Ordinance Amendment.

- 1. Public Hearing

Opened Public Hearing @ **6:24 pm**

No public comments received.

Closed Public Hearing @ 6:25 pm

2. 1st Reading of Ordinance of the City Council of the City of Brawley, California adopting Article ii to Chapter 27 Article xii of the Brawley Municipal Code to Assure Fair Housing Protections for Individuals with Disabilities waive reading and adopt by title only.

The City Council **approved** Ordinance No. 2014-02: Ordinance of the City of Brawley, California adopting Article ii to Chapter 27 Article xii of the Brawley Municipal Code to Assure Fair Housing Protections for Individuals with Disabilities. m/s/c Wharton/Couchman 5-0

AYES: Campbell, Couchman, Nava, Noriega, Wharton
NAYES: None
ABSTAIN: None
ABSENT: None

3. **Authorized** the City Attorney to prepare a summary to be published at least 5 days prior to second reading and adoption of the Zoning Ordinance Amendment. m/s/c Wharton/Couchman 5-0

5. REGULAR BUSINESS

- a. Review and Potential Action regarding Letters of Support for the Calexico West Port of Entry Reconfiguration and Expansion Project.

The Council **approved** the preparation of City of Brawley Letters of Support for the Calexico West Port of Entry Reconfiguration and Expansion Project. m/s/c Nava/Noriega 5-0

- b. Presentation by Raul Navarro, Social Services Administrator, Working Alternatives

The Council **gave** direction to City Manager to work with Working Alternatives on a work crew that focuses on the Main Street corridor.

- c. Review and Consider Implementation of 2014 City of Brawley Scheduled Increases to Water/Wastewater Capacity Fees and Development Impact Fees with an Effective Date of April 25, 2014.

Power Point Presentation – Yazmin Arellano, Public Works Director

The City Council **postponed** the Implementation of 2014 City of Brawley Scheduled Increases to Development Impact Fees with an effective date of April 25, 2014. m/s/c Nava/Wharton 4-1 Campbell voting no.

The City Council **approved** the Water/Wastewater Capacity Fees to increase 15% effective date of April 25, 2014. m/s/c Wharton/Noriega 5-0

Correspondence received and read into the record opposing Water & Wastewater Capacity Fee and Development Impact Fees increases:

Jason Zara, Executive Director
Brawley Chamber of Commerce
204 South Imperial Avenue
Brawley, CA 92227

Guy Asaro, President
McMillin Homes
Latigo Ranch

Personally appearing before the City Council to provide comments were:

Karen Blue, Masters Construction
Cameron Bucher, on behalf of La Valencia Estates Unit 3.
Arne Eaton, AJAR Construction
Mark Gaddis, G 4 Construction
Maria Garcia, Garcia Construction

Comments included stating opposition to any increases, proceeding with only capacity fee increases and/or reducing the incremental increase to the Developer Impact Fees.

5. DEPARTMENT REPORTS

- a. Update on Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan by Shirley Bonillas, Personnel & Risk Administrator
- b. Update on Streets Rehab Phase IX by Yazmin Arellano, Public Works Director

6. CITY COUNCIL REPORTS

Noriega: Attended Well Water Latino Conference in Sacramento met with José Padilla, Executive Director of California Rural Legal Assistance and Celeste Cantu, General Manager at SAWPA formally Executive Director of Imperial Valley Housing Authority, earlier today attended the ceremony at Brawley Union High School where Chief Justice of the State of California Tani G. Cantil-Sakauye, presented Civic Learning Award of Excellence to BUHS teacher Jose Flores and BUHS Principal Simon Canalez. Extended an invitation to the 31st Annual NALEO Conference in San Diego from June 26-28, 2014.

Wharton: Attended Airport Commission Meeting, COLAB Breakfast, Employee Appreciation Luncheon, working with CM Nava on Taking Back Main Street event April 12, 2014 the Lucha Libre Exhibition and also coming up soon is the 2014 Inaugural SCORE Imperial Valley 250 scheduled for April 25 and 26, 2014.

Couchman: Attended the Employee's Luncheon, COLAB Breakfast, Boys & Girls Club Produce Gala and Saladero Event, IVEZ meeting and the League Dinner.

Nava: Met with Simbol Materials and a Water Conversation Group, attended the Employee Recognition Luncheon, ICTC Meeting, League of Cities Dinner. Had an interview with MPR regarding National Beef and hopefully everyone can join us on April 12, 2014 for the big Mega Event on Main Street.

Campbell: Attended League of Cities Dinner, LAFCO Meeting, Desert Valley Model Recognition Award Ceremony, Brawley Union High School Civic Learning Award of Excellence Ceremony, Employee Recognition Luncheon and will be attending a SCAG Meeting on April 3, 2014, looking forward to the Awards Ceremony of the Transit Transfer Station on May 22, 2014 in Sacramento. Thanked staff for their hard work.

7. CITY MANAGER'S REPORT

- a. Provided updates on Imperial Valley Foreign Trade Zone, Imperial Valley Enterprise Zone, Imperial Valley Emergency Communications Authority and Imperial Valley Regional Animal Control Services Working Group.
- b. Reminded that the General Fund Workshop is scheduled for April 8, 2014.
- c. Advised that a letter was prepared for Clinicas de Salud del Pueblo regarding development opportunities within the Gateway Specific Plan Area.
- d. Noted that will be revisiting the Ordinance for Sidewalk Sales.

8. TREASURER'S REPORT

- a. Provides verbal update on City of Brawley and Successor Agency to the Brawley Community Redevelopment Agency Investments , Provided by Ruby Walla, Finance Director

9. CITY ATTORNEY'S REPORT None

10. CITY CLERK None

- a. Services for John Benson will take place on Saturday, March 22, 2014 @ 10:00 am, 1st Presbyterian Church in Brawley.

12. ADJOURNED TO CLOSED SESSION @ 8:02 PM

ANTICIPATED LITIGATION (G.C. Section 54956.9)

- a. Conference with Legal Counsel – Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9. There is one (1) potential case.

EXISTING LITIGATION (G.C. Section 54956.9)

- a. Jupiter Ventures vs. City of Brawley

ADJOURNMENT: Next adjourned meeting, ***Tuesday, April 8, 2014***, City Council Chambers, 383 Main Street, Brawley, California.

Alma Benavides, City Clerk