



**COUNCIL AGENDA
FOR THE BRAWLEY CITY COUNCIL &
COMMUNITY REDEVELOPMENT AGENCY
Regular Meeting
Tuesday, June 21st, 2011 @ 6:00 PM**

**Brawley Council Chambers
383 Main Street
Brawley, California 92227**

Don Campbell, Mayor
George A. Nava, Mayor Pro-Tempore
Sam Couchman, Council Member
Miguel C. Miranda, Council Member
Ryan E. Kelley, Council Member

Alma Benavides, City Clerk
Jim Hamilton, City Treasurer
Dennis H. Morita, City Attorney
Gary R. Burroughs, City Manager/
Executive Director

CALL TO ORDER

ROLL CALL

INVOCATION ***Pastor Mike Neciuk, El Redentor Church***

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

1. 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.***

2. PRESENTATIONS

- a. Update by National Beef on Pretreatment Construction.
- b. Potential Bonding Capacity for the LTA – Measure D Program – Mark Baza of ICTC.

3. DEPARTMENTAL REPORTS

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

- a. Approve Accounts Payable Registers: June 9, 2011. ***Pp 05-07***
- b. Adopt 2nd Reading of Ordinance No. 2011-02: Ordinance of the City Council of the City of Brawley, California amending Chapter 17 relating to truck parking. ***Pp 08-09***
- c. Approve Resolution No. 2011- : Resolution of the City of Brawley, California to tax defer member paid contributions – IRC 414 (h) (2.). ***Pp 10-11***
- d. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2005-1 of the City of Brawley (***Victoria Park***) authorizing the levy of Special Taxes within Community Facilities District No. 2005-1 for Fiscal Year 2011-2012. ***Pp 12-26***
- e. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2005-3 of the City of Brawley (***La Paloma***) authorizing the levy of Special Taxes within Community Facilities District No. 2005-3 for Fiscal Year 2011-2012. ***Pp 27-44***
- f. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2005-4 of the City of Brawley (***Latigo Ranch***) authorizing the levy of Special Taxes within Community Facilities District No. 2005-4 for Fiscal Year 2011-2012. ***Pp 45-58***

- g. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2006-1 of the City of Brawley (**Malan Park**) authorizing the levy of Special Taxes within Community Facilities District No. 2006-1 for Fiscal Year 2011-2012.
Pp 59-74
- h. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2007-1 of the City of Brawley (**Luckey Ranch**) authorizing the levy of Special Taxes within Community Facilities District No. 2007-1 for Fiscal Year 2011-2012.
Pp 75-94
- i. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California acting as the Legislative Body of Community Facilities District No. 2007-2 of the City of Brawley (**Springhouse**) authorizing the levy of Special Taxes within Community Facilities District No. 2007-2 for Fiscal Year 2011-2012.
Pp 95-111
- j. CFD No. 2005-2 No special taxes levied see attached letter from Consultant.
(**Gateway**) **Pp 112**
- k. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California supporting Korean War Armistice Day on July 27, 2011.
Pp 113-14
- l. Approve Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California relative to the establishment of the Imperial Valley University Partnership. **Pp 115-119**

5. PUBLIC HEARING

- a. Public Hearing: Discuss/approve Urban Water Management Plan.
Pp 120-277
- Presented by: Yazmin Arellano, Public Works Director
- Recommendation: Conduct Public Hearing to: Adopt Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California adopting the Urban Water Management Plan.
Pp 122-123

6. REGULAR BUSINESS

- a. Update by City staff on conditions and issues for developments in the vicinity of Panno Road/Highway 86.
- b. Approve Amendment No. 5 to Transit Agreement (Dial-A-Ride) with Isabel Pacheco dba Sunrise Driving Services and the City of Brawley. **Pp 278-280**
- c. Discussion and adoption of Resolution No. 2011- : Resolution of the City Council of the City of Brawley, California reassigning the position of Records Administrator as a City Employee reporting to the City Manager. **Pp 281-303**

7. COUNCIL MEMBER REPORTS

8. CITY MANAGER REPORTS

9. CLOSED SESSION

- a. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)):
 1. City of Brawley vs. La Paloma
 2. City of Brawley vs. Luckey Ranch
 3. City of Brawley vs. Springhouse
 4. City of Brawley vs. Del Norte Chevrolet
 5. Jupiter Ventures III, L.P. vs. City of Brawley, et al
- b. Conference with Legal Counsel – Anticipated Litigation Initiation of litigation pursuant to subdivision (c) of Section 54956.9 two (2) potential case.
- c. Conference with Real Property Negotiators
Property: City Wastewater
Agency Negotiator: Gary Burroughs, City Manager
Negotiating party: ORMAT
Under negotiation: price and terms of payment

ADJOURNMENT Adjourn to **Tuesday, July 5, 2011 @ 6:00 PM** at the Council Chambers, 383 Main Street, Brawley, California Supporting Documents are available for public review in the Office of the City Clerk, 383 Main Street, Brawley, California 92227 - Monday thru Friday during Regular Business Hours; Individuals who require special accommodations are requested to give 48 hours prior notice. Contact: Alma Benavides, City Clerk @ 760-351-3080.

Alma Benavides, City Clerk