

**CITY OF BRAWLEY**  
**January 18, 2011**

The City Council of the City of Brawley, California met in a regular meeting @ 6:00 PM, 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* @ 6:06 PM

The invocation was offered by *Pastor Tom Charlton, Full Gospel Church*

The pledge of allegiance to our flag was led by *CM Kelley*

**PRESENT:** Campbell, Couchman, Kelley, Miranda  
**ABSENT:** Nava

**APPROVAL OF AGENDA**

The agenda was *approved* as submitted. m/s/c Couchman/Miranda 4-0 Nava absent

**AYES:** Campbell, Couchman, Kelley, Miranda  
**NAYES:** None  
**ABSTAIN:** None  
**ABSENT:** Nava

**1. PUBLIC APPEARANCES/COMMENTS**

*Claudia S. Macias, M.A, Community Partnership Manager* from the Calipatria State Prison introduced herself to Council and Staff.

**2. PRESENTATIONS**

**a. UPDATE ON ORMAT'S IMPERIAL COUNTY RENEWABLE ENERGY PROJECTS, INCLUDING THE NORTH BRAWLEY GEOTHERMAL PLANT AND EAST BRAWLEY PLANT THAT IS CURRENTLY IN THE PERMITTING PROCESS-CHARLENE WARDLOW, DIRECTOR OF BUSINESS DEVELOPMENT.**

*Staff Report - Charlene L. Wardlow, Director of Business Development-Ormat's Imperial Valley Projects*

We have regional offices here in the Valley on Dogwood Road in Heber. We have here Ray Sainz, Regional Manager for 9 years and Lee Jensen, Plant Manager for 34 years. At Ormesa we have John Christiansen, Plant Manager for 18 years, the plant North of Brawley we have Alex Smith, Plant Manager, for 18 years. We also have Skip Matlick, Vice President of GeoDrill, and

LLC. Plans for the future are drilling and new projects east of Brawley that include Wister and Photo Voltaic. Ormat Technologies is a leader in geothermal and recovered energy, pure-play clean energy and a high growing company for over four (4) decades of experience, it owns and operates 518 MW worldwide, supplies 1,300 MW to twenty four (24) counties. 70% of their geothermal capacity is installed in the United States since 2000 it employs roughly two hundred and fifty (250) in the Imperial Valley including GeoDrill. Ormat operations in the USA include California, Nevada and Hawaii. Resources and power plant technologies, geothermal flash power plant, water cooler binary power plant, IV geothermal north of Brawley geothermal facility GeoDrill, LLC, employs ninety four (94) and has five (5) rigs east of Brawley.

*CM Burroughs* mentioned that part of the MOU the City requested \$10,000 to pay for the engineering review on the design of the facility and has not been agreed on anything yet the price is not set at all until after the EIR is done.

*Ms. Wardlow* stated hopefully you can set the first step.

**3. DEPARTMENT REPORTS**                      There was none to report

**4. CONSET AGENDA**

The consent agenda was *approved* as followed: m/s/c Miranda/Couchman 4-0

**AYES:**                      Campbell, Couchman, Kelley, Miranda  
**NAYES:**                    None  
**ABSTAIN:**                None  
**ABSENT:**                 Nava

- a. *Approval* of City Council Minutes for November 2, 2010 and November 16, 2010.
- b. *Approval* of Accounts Payable Registers for December 29, 2010 and January 6, 2011.
- c. *Approval* of Resolution No. 2011-02 Resolution of the City of Brawley, California amending Resolution No. 2009-44 to extend the date upon which the Public Safety Committee will sunset.
- d. *Approval* of Resolution No. 2011-03 Resolution of the City of Brawley, California amending confirming the compensation of the City Clerk and approving advancement of the Records Administrator on the salary schedule.
- e. *Approval* of Brawley Transit Transfer Station Property Appraisal.

**5. REGULAR BUSINESS**

**a. INSTALLATION OF PLAQUES HONORING BRAWLEY PUBLIC SAFETY EMPLOYEES**

*PC Gillmore* stated that Rusty Garcia approached the Public Safety Committee at its November meeting and asked the committee to support and make a recommendation to the City Council on a plaque honoring Public Safety Personnel to be hanged at the Council Chamber. The purpose of the plaque is to honor Brawley's Firemen and Police Officers who have served for the City for over 15 years.

*CM Burroughs* asked if it was for two (2) individual plaques. *Answer:* Yes the estimate is between 30 to 50 people per department, each plaque would contain either the department's badge or symbol followed by the names of each member. (*Gillmore*)

*CM Miranda* mentioned that we are looking at ½" to 1" name size plates with a 15 year plus years of service, the cost is taken care of already. Mr. Garcia isn't here to present it due to his son's illness.

*CM Burroughs* stated that if Council approves this the two (2) chiefs will work together.

The council *motioned* the Installation of Plaques honoring Brawley Public Safety Employees. m/s/c Kelley/Campbell 4-0 Nava absent

**b. DISCUSSION/ACTION ON AUTHORIZING THE CITY MANAGER TO DISENCUMBER THE HOME GRANT FUNDING #8-HOME-5662 BY JANUARY 31, 2011**

***Staff Report - Francisco Soto, Building Official***

On May 13, 2010 a grant deadline was missed because required tax credits were not in place for the Meadowbrook project. The City's HOME representative recommended that the project be kept viable through the June allocation round. The June 2010 round was also unsuccessful and a second grant deadline was missed on October 13, 2010 because the project did not have all financing in place. In November of 2010 a meeting was held between the Chief of Federal Programs of HCD Mr. Tom Bettencourt, Gary Burroughs, City Manager and Mario Turner of AMCAL to discuss the grant status and request that negative points not be assessed on future projects as delays in the Meadowbrook project were due to the general economic situation and not any lack of effort. In addition the City asked if the funding could be transferred to another project. HCD notified the City that the grant funds could not be transferred. Mr. Bettencourt also stated that HCD was considering additional HOME funding as many granted projects were stalled due to the economy. On January 3, 2011 HCD notified the City that a conference call would be held for HOME grant recipients to discuss disbursement of additional funding. The City notified AMCAL to insure their participation in the discussion with Mr. Turner of AMCAL he responded by requesting a telephone conference with the City Manager and appropriate staff. On January 6, 2011 in a telephone conference with Mr. Turner he notified the City Manager and

staff that in spite of all the efforts expended to develop the Meadowbrook Project, the poor economic situation and the inability to obtain tax credits made it impossible to meet the performance schedule under the State HOME award and that AMCAL would no longer pursue development of the project. On January 11, 2011 the City received a letter from AMCAL that the project was no longer being developed. The City must request a disencumber of the funds for HOME Grant #08-HOME-5662 as the result of this decision. It would be beneficial in light of probable future HOME grant applications to request the disencumber before the next grant deadline which is January 31, 2011.

**Mayor Campbell** stated that it's better to disencumber funds so we can look better for future funds.

**BO Soto** mentioned that there was some good news we can go for another Home Grant next year.

The council **motioned** to authorize the City Manager to disencumber the Home Grant Funding #8-Home-5662 by January 31, 2011. m/s/c Campbell/Miranda 4-0 Nava absent

**c. DISCUSS DEVELOPMENT IMPACT FEES AND WATER/WASTEWATER CAPACITY FEES**

**Staff Report – Gary Burroughs, City Manager**

On January 15<sup>th</sup>, we will have a Public Hearing on Development Impact Fees and Water/Wastewater Capacity Fees the two (2) consultants will be here we will have discussion and adopt the fees. There are certain things we need to do first like advertise in the newspaper, the City Council has questions about other fees from other cities including Calexico. It's based on what we need not other cities, transportation is the most cost, development impact fees itself does not drive developers away. I ask to strongly consider it, can we afford to built streets and cover infrastructures for the City no and who is going to pay for it. I think we didn't do this presentation to compare with others.

**CM Kelley** asked if we ran comparison fees for occupancy fees. **Answer:** Yes, that's what we will do. (**Burroughs**)

**CM Burroughs** mentioned that ADT figure will give you a better comparison.

**CM Couchman** mentioned that he still needs to review it some more, I would like to know on residential single dwelling? **Answer:** It has never been where a residential single dwelling has to provide it the news is that there is a study that the single dwelling lot is depending on what the City adopts that is what it's going to be. (**Burroughs**)

**CM Miranda** stated that twelve (12) years ago the Council could have done something about it and didn't they drop the ball and something has to be done now so let's get the ball rolling.

**PD Gordon Gaste and PWD Arellano** provided a power point presentation.

The table chart in front of you is for Water Capacity Fees comparisons to Brawley, El Centro, and Calexico and imperial this is their existing fees.

**CM Burroughs** stated he wanted to clarify some points in Imperial and El Centro on commercial laundry its two (2) edu per thousands that we are purposing 12,000.

**d. DISCUSS/ACTION ON 2011 BALLOT MEASURE**

**CM Burroughs** stated that we need to discuss two (2) measures the Utility User Tax and Business License/Vendor Fees. The Brawley Chamber of Commerce is hosting the one for the Utility User Tax and needs business community involved, we can have a letter ready and signed by the City Council and we can also put it on our webpage and have links on the Utility User Tax. On the Business License/Vendor Fees it has been difficult and we have not completed the study.

**Mayor Campbell** mentioned that we need to have appropriate workshops to make sure the public is aware of these fees. We need to get together with Mr. Hull of the Chamber and all community organizations.

**Ron Hull, Executive Director of the Brawley Chamber of Commerce** stated that the Chamber will be hosting a meeting and that it will be a tough fact with all the fees issues. We need to work really hard on getting out there to reach the public.

**CM Kelley** mentioned that we need to advise and not confuse the matter but we need to do after the Public Hearing on Development Impact/Water and Wastewater Fees.

**CM Burroughs** stated yes we need to be very clear and wait until the first of March to have these meetings. We will wait until after the 1<sup>st</sup> meeting in March to send the fact sheet.

**Chairperson of the Planning Commission Eric Reyes** asked when the deadline to put these Measures on the ballot was. **Answer:** May or June (**Benavides**)

**e. MAYORAL APPOINTMENTS**

**CM Burroughs** mentioned again just some minor changes you have the old one and the new one. There are some committees like BEDC and IVAG that don't exist and we need to add Business Advisory Committee and the ICTC.

**Mayor Campbell** suggested everyone take a look at list and come back for appointments at our next meeting.

**CM Couchman** stated that we also need to call and confirm if some of these committees exist or are dissolved.

## **6. COUNCIL MEMBER REPORTS**

- a. **CM Couchman** mentioned that he attended the IVEDC dinner, EZ meeting along with the City Manager and it went very well, attended a Civil War Live Fire.
- b. **CM Miranda** mentioned that on Sunday January 23, 2011 from 12:00 Noon to 6:00 PM there will be a fundraiser for Anthony Lucas Garcia who is battling cancer at Children's Hospital in San Diego he is the son of Rusty Garcia, BUHS Board Member.
- c. **CM Kelley** stated that we need to check on after school programs regardless of economic status or social status. Also I suggest when you go to Washington, D.C. visit the Department of Agriculture and Department of Justice FEMA because monies will not stop flowing. **Answer:** Our Grants Coordinator Gina Vargas is working on a grant for school programs and yes we will visit these departments and if you will provide us with a listing on who you want us to visit so we can get on their agendas please advice. (**Burroughs**)  
  
**Mayor Campbell** mentioned that we will be going and doing our best to get around and be heard.
- d. **Mayor Campbell** mentioned that he also attended the IVEDC dinner has met with the City Manager on some City business and again I want to thank staff for all their hard work.

## **7. CITY MANAGER REPORT**

- a. The TV Station that showed the house fire did not detect the fire right.
- b. We will open bids on Fire Station No. #2 on January 13, 2011 and have we funds from RDA and Program Income. We will bring to Council for award and only fund the base bid.
- c. The airport is operating and has had increasing activities.
- d. February 15<sup>th</sup> from 1:00 - 5:00 PM here at the Council Chambers we will have a workshop with department directors on our goals and our regular City Council Meeting will have the Development Impact and Water/Wastewater Fee.
- e. February 17, 2011 we will have the Employees Recognition Luncheon at Aspen in the Desert from 11:30 AM – 1:00 PM.
- f. We drafted a letter to Assemblyman Manuel Perez in regards to the elimination of the Enterprise Zone and Community Redevelopment Agency propped by our Governor. We still have a May payment.

- g. First IOU warrant issued by the state for \$118,000.
- h. I met with the CEO of Pioneer's Memorial Hospital Mr. Richard Mendoza regarding a 16,000 sq. ft. expansion within 9 months. They have submitted a permit for a nursing facility.
- i. The lots in front of Wal-Mart are being cleaned up and Burger King has submitted plans already.
- j. Community Valley Bank is getting closer to opening.
- k. We have the congressional visit to Washington, D.C. in March apparently there are no appropriation requests but Senator Boxer will still take them.
- l. FY 2011-2012 budget hopefully we can pass by May.

*Mayor Campbell* asked what are some of the things going around Wal-Mart. *Answer:* AM/PM Gas Station/Car Wash, potentially a Denny's and within 9 to 10 months finish off Springhouse.

The Community Redevelopment Agency Workshop we were going to have prior to our City Council Meeting did not happen because of the proposal from the Governor. (*Burroughs*)

*CC Benavides* announced that she and her assistant will be traveling to Moreno Valley on Thursday to see a demonstration on paperless agendas.

**8. ADJOURN TO CLOSED SESSION**

**REPORT OF ACTION FROM CLOSED SESSION, IF ANY, BY CITY ATTORNEY.**

None to report

**ADJOURNMENT** @ 7:35 PM

*Alma Benavides*