

CITY OF BRAWLEY
March 20, 2012

The Brawley City Council and Brawley CRA Successor Agency met in a regular meeting at 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 Nava** @ 6:00 PM.

The invocation was offered by **Jason Armstrong, Victory Outreach.**

The pledge of allegiance was led by **Mayor Nava.**

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

APPROVAL OF AGENDA

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

Item #6 (d) Adopt Program Guidelines for Housing Rehabilitation Program for the 2012 CDBG Grant Application **was added to agenda under regular business for discussion and approval.**

Item # 3 (c) Approve Amendment No. 6 for Transit Agreement (Dial-A-Ride) with Isabel Pacheco dba Sunrise Driving Services and the City of Brawley for a time extension of 6 months and restore Saturday service **was moved to regular business for discussion and approval.**

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

1. PUBLIC APPEARANCES/COMMENTS

Brawley Union High School Board of Trustee Rusty Garcia mentioned that a tree was planted at Meserve Park in honor of his son Anthony Garcia. An invitation to attend the tree dedication was extended for April 7, 2012, 12:00 PM at the park. He also announced the 2012 Cesar Chavez Celebration where there will be a Fun Walk & Run event slated for Saturday, March 31, 2012, at 8:00 AM at Cattle Call Park, benefitting the Anthony Garcia Foundation.

Michelle Willhelm inquired about a concern regarding security at Pioneers Memorial Hospital; she mentioned this has been an ongoing problem; she met with Mr. Mejia of PMHD and CM Campbell.

CM Bayon Moore agreed to make contact with PMHD CEO.

CM Kelley recommended further discussion with the Police Chief Association, Law Enforcement, Community and ECRMC.

CM Bayon Moore indicated staff would further pursue and will return with an update.

2. DEPARTMENTAL REPORTS

a. Report on Code Enforcement Efforts-Francisco Soto, Building Official

BO Soto briefed the council on Code Enforcement Effort, including open cases, receivership cases and recently resolved cases.

b. Report on E-Commerce Pilot Program-Ruby Walla, Finance Director

FD Walla briefed the Council on April 2012 launch of E-Commerce Pilot Program.

3. CONSENT AGENDA

The consent agenda was **approved** as amended. m/s/c Kelley/Couchman 4-0

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

- a. Approve City Council Minutes for: February 7, 2012 and February 21, 2012.
- b. Approve Accounts Payable for: February 23, 2012, March 1, 2012 and March 8, 2012.
- c. Award bid to AP Construction, for Project No. 2012-08, re-advertisement for the purchase and installation of Variable Frequency Drives in an amount of \$148,323.
- d. Authorize Improvement Memorandum of Agreement with Brawley Oak Glen Land, LLC, and Brawley Latigo Land, LLC (Sub divider).
- e. Authorize Contract Change Order No. 13 to Contract No. 2009-06, Wastewater Treatment Plant Improvement Project to C.W. Roen Construction Company in an amount not to exceed \$43,940.

- f. Authorize Contract Change Order No. 2 to Contract No. 2010-02, Fire Station No. 2 in an amount of \$18,861 to Duggins Construction and authorize the City Manager to execute all documentation in relation to this project.

4. PUBLIC HEARING

a. Conduct Public Hearing: CDBG Grant Application for Fiscal Year 2012

Staff Report – Francisco Soto, Building Official

The City is pursuing CDBG grant funds for various activities including Housing Rehabilitation, Homeownership Assistance, Planning & Technical Assistance – Housing Element Update; Public Improvements – Lift Station #2 and Colonia – Malan Street Water Transmission Line Phase 4.

OPEN PUBLIC HEARING @ 6:37 PM

CLOSED PUBLIC HEARING @ 6:38 PM

The Council ***motioned*** to adopt Resolution No. 2012-08: Resolution of the City Council of the City of Brawley, California approving a 2012 CDBG Grant Application for funding and the execution of a Grant Agreement and any amendments thereto with the California Department of Housing and Community Development of the State CDBG Program. m/s/c Nava/Miranda 4-0, Campbell absent

5. REGULAR BUSINESS

a. Approve Amendment No. 6 for Transit Agreement (Dial-A-Ride) with Isabel Pacheco dba Sunrise Driving Services and the City of Brawley for a time extension of 6 months and restore Saturday service.

FD Walla ICTC regional RFP effort is still under review and will not be completed until December 2012. Amendment No. 5 with Sunrise Driving Services is due to expire June 30, 2012. Staff is requesting to approve Amendment No. 6 for a 6 month time extension and restoration of Saturday services.

CM Kelley requested clarification that ICTC is currently exploring the consolidation.

The Council ***motioned*** to approve Amendment No. 6 for Transit Agreement (Dial-A-Ride) with Isabel Pacheco dba Sunrise Driving Services and the City of Brawley for a time extension of 6 months and restore Saturday service. m/s/c Couchman/Miranda 4-0, Campbell absent

b. Approve recommendation of Traffic Safety Committee to revise Section 17.92(i) of the Motor Vehicles and Traffic Ordinance of the City of Brawley and Adopt 1st Reading of Ordinance No. 2012-02: Ordinance of the City of Brawley, California amending Chapter 17 of the Brawley Municipal Code relating to Truck Parking.

The Council ***motioned*** to approve recommendation of Traffic Safety Committee to revise Section 17.92(i) of the Motor Vehicles and Traffic Ordinance of the City of Brawley and adopt 1st Reading of Ordinance No. 2012-02: Ordinance of the City of Brawley, California amending Chapter 17 of the Brawley Municipal Code relating to Truck Parking. m/s/c Kelley/Couchman 4-0, Campbell absent

c. Adoption of a Resolution confirming the Mayor's appointments to the Oversight Board for the Brawley Community Redevelopment Agency Successor Agency.

Appointed Jay Kruger and Thomas Rutherford

The Council ***motioned*** to adopt Resolution No. 2012-09: Resolution of the City Council of the City of Brawley, California confirming the Mayor's Appointments to the Oversight Board for the Brawley Community Redevelopment Agency Successor Agency. m/s/c Couchman/Miranda 4-0, Campbell absent

d. Review and Discuss Scheduled Water and Wastewater Capacity Fee Increases.

Presentation by Ruben Mireles, Operations Division Manager

CM Bayon Moore noted based on the action that was previously taken by the City Council; there is a scheduled increase that will be implemented.

Public comments were made by:

- Stuart Chelin, Palm Desert Professional Properties
- Mario Gonzales, GHA Companies & DVBA President
- Mark Gaddis, Gaddis Construction
- Arne Eaton, ARJA Construction
- Steve Hyman, Palm Desert Professional Properties

The Council ***motioned*** to postpone the implementation of the proposed Water and Wastewater Capacity Fee increases. The subject is to be revisited in April 2013. No automatic increases will be implemented without Council action. m/s/c Couchman/Miranda 4-0, Campbell absent

e. Adoption of Program Guidelines for Housing Rehabilitation Program for the 2012-2013 CDBG Grant Application.

The Council *motioned* to adopt the Program Guidelines for Housing Rehabilitation Program for the 2012-2013 CDBG Grant Application. m/s/c Couchman/Kelley 4-0, Campbell absent

6. COUNCIL MEMBERS REPORTS

Miranda: Attended 2nd Annual Mayor's Breakfast. Thanked City Manager and staff for the clean-up on Julia Street between First and Second Street. Looking forward to attending parade for the BUHS Wrestling Team's 12th consecutive Championship.

On Santillan Street, inquired about traffic accessing Wal-Mart. At First and Malan Street, on the left hand side there is a Palm Tree impeding visibility and safety.

Kelley: Attended 2nd Annual Mayor's Breakfast and Renewable energy Summit at Barbara Worth Country Club.

Couchman: Attended IVROP Advisory Committee Meeting, 2nd Annual Mayor's Breakfast and son's graduation from the Army. Thanked staff for their hard work.

Nava: Thanked staff for their help and support on the 2nd Annual Mayor's Breakfast and reported attendance at the Renewable Energy Summit.

7. CITY MANAGER/CITY ATTORNEY/CITY CLERK REPORT

Bayon Moore: Video Taping of Council meetings was a limited engagement that will soon end. The subject will be presented at next Council meeting. Marine Corps Base in Yuma has conferred with us regarding aerial survey work to be performed in April. Staff will reach out to Council regarding proposing potential dates for budget workshops. A tour of National Beef. April 12th will be a soft opening of Fire Station No. 2 is scheduled. May 9th is scheduled for the Wastewater Treatment Plant opening. Reminder of Installation of Officers dinner/dance at ACC Saturday, March 24, 2012.

Morita: Nothing to report.

Savala: Nothing to report.

8. ADJOURNED TO CLOSED SESSION

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

None to report.

ADJOURNMENT @ 7:55 PM

Lorena Savala, Deputy City Clerk