

**CITY OF BRAWLEY**  
**March 22, 2011**

The City Council of the City of Brawley, California met in a adjourned 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 Campbell* at @ 6:01 PM

The invocation was offered by *Mayor Campbell*

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

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

**ABSENT:** None

**APPROVAL OF AGENDA**

The agenda was *approved* as amended. m/s/c Nava/Miranda 5-0

- Item 4-h:* Approve request for approval of a five (5) year lease agreement with the Roman Catholic Church for the use of Guadalupe Park *was removed from consent agenda and moved to regular business.*
  
- Item 4-i:* Approve request for approval of a five (5) year ground lease with the Brawley Cattle Call Rodeo Committee for the trailer and fenced area depicted Exhibit "A" *was removed from consent agenda and tabled to a future meeting.*
  
- Item 4-j:* Request permit to La Gente Car Club to sell alcohol in Cattle Call Park for the "Battle of the Badges" to be held on April 30, 2011 *was removed from consent agenda and moved to regular business.*
  
- Item 4-k:* Request to waive rental fees for the use of the Cattle Call Arena for the La Gente Boxing Club "Battle of the Badges" *was removed from consent agenda and moved to regular business.*
  
- Item 4-l:* Request permit to the Institute of Socio-Economic Justice to sell alcohol in Cattle Call Park for the "Cesar Chavez Community Celebration" to be held on April 9 2011 *was removed from consent agenda and moved to regular business.*

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

**1. PUBLIC APPEARANCES** There were none to report

**2. PRESENTATIONS**

**a. CERTIFICATES OF ACHIEVEMENT AWARDED TO THE BRAWLEY UNION HIGH SCHOOL WRESTLING TEAM FOR WINNING THEIR 11<sup>TH</sup> CONSECUTIVE CIF TITLE.**

*Mayor Campbell* presented Certificates of Achievement to 14 members of the Wrestling Team @ BUHS.

*Tony Munguia, Brawley Union High Superintendent, Billy Brewer, Athletic Director* and *Tony Leon, Wrestling Coach* presented the City Council with a plaque in appreciation of all their support towards BUHS.

**3. DEPARTMENT REPORTS**

*ACE Sullivan* informed Council about the upcoming Streets Resurfacing & Sidewalk Improvements Project. The streets that will be resurfaced will be East "C" Street, North 11<sup>th</sup>, West "B" and North 3<sup>rd</sup> from "A" to "C" Street.

*P & R D Morgan* reminded everyone about the 4<sup>th</sup> Annual Graffiti Paint out Day this Saturday, March 26, 2011 from 8:00 AM – 12:00 PM.

*PD Gaste* stated that formal applications have been picked up for the AM/PM Gas Station/Carwash and Burger King.

**4. CONSENT AGENDA**

The consent agenda was *approved* as amended. m/s/c Couchman/Miranda 5-0

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

a. *Approval* of Accounts Payable Registers February 24, 2011, March 3 2011, March 10, 2011, March 11, 2011 and March 16, 2011.

b. *Approve* request to accept Homeland Security Grant for 2008 in the amount of \$15,887.00.

- c. *Approve* purchase of thirteen (13) complete sets of structure fire fighting personal equipment, from Mallory Fire Equipment for a total of \$22,916.89.
- d. *Approve* purchase of five (5) complete sets and five (5) spare bottles of Self Contained Breathing Apparatus (SCBA) from All Star Fire Equipment for a total of \$23,826.85.
- e. *Approve* purchase of two (2) MSA Thermal Imaging Cameras from Fire Etc. for a total of \$17,771.00.
- f. *Approve* purchase of one (1) set of TNT Rescue Tool from All State Fire Equipment for a total of \$14,419.04.
- g. *Approve* purchase of one (1) Washer Extractor for Washing of Structure Fire Fighting Gear from Continental Girbau West for a total of \$7,260.98.
- h. *Approve* Brawley Bicycle Master Plan Re-adoption.
- i. *Approve* Resolution No. 2011-09: Resolution of the City Council of the City of Brawley, California authorizing the City of Brawley Engineering Department to apply for funding to the California Department of Transportation (Caltrans) for Implementation of the City's Bicycle Master Plan.

**5. REGULAR BUSINESS**

- a. **APPROVE REQUEST FOR APPROVAL OF A FIVE (5) YEAR LEASE AGREEMENT WITH THE ROMAN CATHOLIC CHURCH FOR THE USE OF GUADALUPE PARK.**

*Staff Report – Karin Morgan, Parks & Recreation Director*

The City has leased Guadalupe Park from the Roman Catholic Church since the early 1970's the parks location is at South 11<sup>th</sup> and Malan Street. There is no cost difference we are just going to replace old equipment with new equipment. The lease has been reviewed by the City Attorney.

The council *motioned* to approve a five (5) year lease agreement with the Roman Catholic Church for the use of Guadalupe Park. m/s/c Kelley/Couchman 5-0

- b. **REQUEST PERMIT TO LA GENTE CAR CLUB TO SELL ALCOHOL IN CATTLE CALL PARK FOR THE "BATTLE OF THE BADGES" TO BE HELD ON APRIL 30, 2011.**

*Staff Report – Karin Morgan, Parks & Recreation Director*

The La Gente Car Club has requested the use of Cattle Call Park for the "Battle of the Badges". The event will be a fundraiser for their Youth Boxing Program they have been in existence for over 30 years and have taken care of the old Elk's Building on "A" Street.

The council *motioned* to approve request permit to La Gente Car Club to sell alcohol in Cattle Call Park for the “Battle of the Badges” to be held on April 30, 2011. m/s/c Nava/Couchman 5-0

c. **REQUEST TO WAIVE RENTAL FEES FOR THE USE OF THE CATTLE CALL ARENA FOR THE LA GENTE CAR CLUB “BATTLE OF THE BADGES”.**

*Staff Report – Karin Morgan, Parks & Recreation Director*

The council *motioned* to waive rental fees for the use of Cattle Call Arena for the La Gente Car Club “Battle of the Badges”. m/s/c Kelley/Nava 5-0

d. **REQUEST PERMIT TO THE INSTITUTE OF SOCIO-ECONOMIC JUSTICE TO SELL ALCOHOL IN CATTLE CALL PARK FOR THE “CESAR CHAVEZ COMMUNITY CELEBRATION” TO BE HELD ON APRIL 9, 2011.**

*Staff Report – Karin Morgan, Parks & Recreation Director*

The council *motioned* to approve request permit to the Institute of Socio-Economic Justice to sell alcohol in Cattle Call Park for the “Cesar Chavez Community Celebration” to be held on April 9, 2011. m/s/c Nava/Couchman 5-0

e. **DISCUSSION AND APPROVAL OF AGREEMENT WITH NATIONAL BEEF.**

*Staff Report – Gary Burroughs, City Manager*

The City of Brawley and National Beef have worked in partnership and cooperation over the last year to develop an agreement that recognizes the changed conditions since the original agreement with the then “Brawley Beef, LLC” to increase revenue to the water and wastewater enterprise funds.

*Mayor Campbell* stated that we are looking to be a partner with National Beef.

*Brian Webb* wanted to thank the council for the signed agreement and is looking forward to partnering with the City and the citizens of Brawley. I just want to mention that at the present time we have 1,300 employees and hopefully we can increase that very soon.

The council *motioned* to approve agreement with National Beef. m/s/c Kelley/Miranda 5-0

f. **DISCUSS CHANGES TO CITY CODE, SECTION 17.59 PERMITS FOR PARKING OF VENDORS’ VEHICLES AND VEHICLES TRANSPORTING PROPERTY FOR HIRE.**

*Staff Report – Gary Burroughs, City Manager*

Section 17.59(a) of the City Code limits the operation of any lunch wagon or eating car or vehicle on any portion of any street within the city, “except that such may stand or park only at the request of a bona fide purchaser for a period of time not to exceed ten (10) minutes at any one place.”

There are no provisions in the code for an appeal or variance of this section; therefore, this code section would need to be changed in order for staff or City Council to allow exceptions which are only allowed under specific circumstances and those exceptions are uniformly and equitably applied.

A request from Mr. Jesus Zepeda owner of La Fresa is to allow him to park up to an hour and a half (1 ½) in one location.

*CM Nava* stated that he and Mayor Campbell went to talk to Mr. Zepeda and all he is requesting is more time to accommodate the kids during their lunch.

*CM Kelley* stated that this concerns him on safety with parks and schools.

*PC Gillmore* mentioned that he also has concerns especially with high profile vehicles.

*CM Couchman* stated that he has been around and seen vendors around parks and schools. I don't see a problem when parked at a park or school field etc. 10 minutes is not long enough. I see it happen a lot around town; this is different than any vendor because they are an established business. Are you enforcing the time limit? *Answer:* I can't tell you but we did cite someone today. (*Gillmore*)

*CM Nava* asked Mr. Zepeda if 45 minutes was good enough. *Answer:* Yes. (*Zepeda*)

*CM Couchman* asked how many incidents have we had, how many tickets issued, is it a hazard or a nuisance? *Answer:* This came in a form of a complaint. (*Nava*)

The council *motioned* to have the ordinance researched and change the ten (10) minutes to forty-five (45) and bring back to Council. m/s/c Couchman/Nava 5-0

**g. DISCUSS UTILITY USERS' TAX AND BUSINESS LICENSE FEE BALLOT MEASURES.**

*CM Burroughs* mentioned that Mr. Ron Hull of the Brawley Chamber of Commerce is going to kick-off the first meeting probably with a breakfast somewhere the beginning of April and talk about the facts.

*FD Walla* provided a power point presentation.

*CM Miranda* asked how we will be doing this. *Answer:* We will have workshops throughout the City with different service groups. (*Burroughs*)

*CM Burroughs* mentioned that we will have Council and appropriate staff to cover some of these meetings.

*CM Kelley* stated he would like to have Mr. Hull talk because we have already lost a month and we have a commitment and timetable that we are looking at.

*Mr. Hull* indicated to Council that he has a board meeting on the 30<sup>th</sup> of this month and will propose to board on what needs to be done and we also need a group of people to help out.

*CM Nava* mentioned that City staff can develop a power point presentation to present to the citizens.

*Chairperson for the Planning Commission Eric Reyes* asked what scenarios we are looking at. All 3 or 5 years max? And are we using reserves? Another suggestion is to look at a sales tax. *Answer:* The scenarios are at Council's discussion and what it stands at now. (*Burroughs*)

*CM Kelley* stated that on the percentage and term we are asking the public for input.

#### h. DISCUSS FY 2012 BUDGET ITEMS.

*CM Burroughs* indicated that on the business licenses we have done some analysis but not presenting until it is reviewed by the City Attorney.

*FD Walla* passed out a flyer and presented a power point presentation regarding: Property taxes, Pension costs, Cafeteria allowance, Mandatory payments and Outside agencies.

*CM Burroughs* mentioned that property taxes have declined and continue.

*CM Kelley* asked if we have information on what health care CALPERS pays.

#### 6. COUNCIL MEMBER REPORTS

- a. *CM Couchman* attended Enterprise Zone Meeting, Grand Opening at Community Valley Bank, Renewable Energy Summit and the ribbon cutting of the By-Pass.
- b. *CM Miranda* attended Renewable Energy Summit at the Q, was scheduled to attend an Air Pollution Meeting but was canceled, will attend the Mayor's Breakfast tomorrow morning and the 84<sup>th</sup> Installation of Officers at the Hidalgo Hall.
- c. *CM Kelley* mentioned that he will be a contestant with "Dancing with the Stars" on Friday, April 8, 2011.
- d. *Mayor Campbell* stated he attended the National League in Washington, D.C. this last week and met with staff from DOJ and FEMA. I would like to thank staff for all their hard work.

**7. CITY MANAGER REPORT**

- a. Legislative Days scheduled from May 18-20<sup>th</sup>, 2011 in Sacramento.
- b. SCAG Regional Conference in La Quinta scheduled for May 5-6<sup>th</sup>, 2011.

**8. ADJOURN TO CLOSED SESSION**

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

None to report

**ADJOURNMENT** @ 7:25 PM

*Alma Benavides*