

CITY OF BRAWLEY
April 16, 2013

The City Council of the City of Brawley, California met in regular session @ 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 Couchman** @ 6:00 PM

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

The invocation was offered by **Pastor Richard Rodriguez, House of Bread Ministries**

The pledge of allegiance was led by **Council Member Campbell**

APPROVAL OF AGENDA

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

PRESENTATIONS

- a. **Chief of Police Mark Gillmore** introduced Ryan Anderson, Brawley's newest police officer. Officer Anderson comes from the San Diego area. He stated that being a police officer was a long term goal, and he was excited about his new position.
- b. **Mayor Couchman** proclaimed the month of May as Veteran's Appreciation Month. Edward Cota, Local Veterans Employment Representative, accepted the proclamation. He invited the Council to a ceremony to be held on May, 7, 2013 at the Veterans Hall.
- c. **Lane Pughe**, CIV NCIA, MWPE made a presentation regarding the United States Marine Corp Training exercise that will take place on May 13, 2013 at the Luckey Ranch development.
- d. **Marjo Mello, Library Director** announced "Library Lovers Day," and activities that will take place on Saturday, April 27, 2013 9:00 AM – 12:00 Noon, 400 Main Street, Brawley, California.

PUBLIC APPEARANCES None

CONSENT AGENDA

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

- a. **Approved Minutes** for the March 19, 2013, April 2, 2013 and April 9, 2013 meetings.
- b. **Approved the Accounts Payable Registers** for March 28, 2013, April 4, 2013 and April 5, 2013.
- c. **Authorized Contract Change Order #1 to Eckard Commercial Construction** in the amount of \$18,338.39 for Contract # 2012-16A – Re-advertisement of Emergency Operations Center & Police Department Painting & Flooring Remodel.
- d. **Accepted a Grant Deed for Public Street Dedication** to the City of Brawley by Panno & Highway 86 Associates, L.P.
- e. **Accepted a Grant Deed for General Utility Easement** to the City of Brawley by Panno & Highway 86 Associates, L.P.
- f. **Approved Amendment No. 1** to Contract with STK Architecture, Inc. in the amount of \$14,500 for Additional Architectural Services Associated with the Brawley Emergency Operations Center.
- g. **Approved** selection of a Consultant for Bidding Documents Preparation & to Provide Bidding Construction Support Services for the Alyce Gereaux Park Renovation Project in the order of:
 1. Kinley-Horn & Associates Inc.
 2. Albert A. Webb Associates
 3. David Evans & Associates

and authorized City staff to negotiate with the top ranked consultant.

REGULAR BUSINESS

- a. **Resolution No. 2013-18:** Resolution of the City Council of the City of Brawley, California, Relating to the California Joint Powers Insurance Authority (CJPIA) Liability Program Retrospective Deposit Payment Plan, was **approved, passed and adopted.** m/s/c Nava/Wharton

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

DEPARTMENTAL REPORTS

- a. Update on Rancho Porter Annexation and Tax Sharing Agreement – Gordon Gaste, Planning Director.

George Garcia, Development Design & Engineering, spoke on behalf of the property owners. He advised that the property owners have not had a chance to review the documents and requested that they be able to make their concerns known to staff in writing for review.

It was agreed that no action will be taken on the agreements until there has been further dialogue between the City and property owners.

- b. Update on Remediation Activities at the Brawley Transit Transfer Station – Yazmin Arellano, Public Works Director.

INFORMATIONAL

- a. Correspondence from Time Warner Cable re: Government Access & Public Access Programming.
- b. Record of Building Permits, March 2013, Francisco Soto, Building Official.

CITY COUNCIL REPORTS

Wharton: Attended Chamber of Commerce meeting with Senator Juan Vargas; toured the Brawley Theatre; attended COLAB Breakfast; BUHS Civic Distinction of Learning Award ceremony; Taking Back Main Street efforts underway; expressed appreciation for the men and women in service to our City.

Nava: Attended Film Commission meeting. They have had 4 ½ productions in the last month amounting to \$900,000; ICFC Director is taking advantage of scouting opportunities through the Sundance Film program; Thank you Council Member Wharton, staff, and all who are involved with “Taking Back Main Street” activities, and thank you staff for your efforts in all the trying issues that have taken place over the past weeks.

Campbell: Attended COLAB Breakfast and BUHS Civics Distinction of Learning Award ceremony. Thank you staff.

Miranda: Met with Senator Hueso; attended BUHS Civics Distinction of Learning Award ceremony; Reported that there will be a VIP table for the Council Members at the Cesar Chavez event.

Couchman: Attended Chamber of Commerce meeting with Senator Juan Vargas; Ribbon cutting for Mary Kay Klockmann; COLAB Breakfast; BUHS Civics Distinction of Learning Award ceremony; and participated in the Firefighters Assn. 5K Run/Walk.

TREASURER'S REPORT None

CITY MANAGER'S REPORT

- a. New construction on Highway 86: Starbucks and Fred Loya Insurance.
- b. Family Dollar Store on Main & Eastern progressing nicely.
- c. Kotori improvements underway at the Von's Shopping Center.
- d. Personnel summary: Requested council consensus to move ahead with hiring process to address the police officer vacancy and proceed with recruitment of one part-time temporary laborer maintenance worker in the Parks & Recreation Department.

By consensus, the Council agreed with the city manager's proposed direction.

- e. Update Panno Road construction.

CITY ATTORNEY'S REPORT None

ADJOURNED TO CLOSED SESSION @ 7:21 PM

PUBLIC SECURITY

- a. The Agency will recess to closed session to meet with Rosanna B. Moore, City Manager, on matters posing a threat to the security of public buildings. (G.C. 54957)

PENDING LITIGATION

- b. Upon advice of its legal counsel, the Agency recessed to closed session pursuant to G.C. 54956(a) to confer regarding pending litigation which has been initiated formally and to which the Agency is a party. The title of the litigation is: Administrative Civil Liability Complaint R7-2013-0028 City of Brawley Wastewater Treatment Plant.

EXISTING LITIGATION

- c. Upon advice of its legal counsel, the Agency recessed to closed session pursuant to G.C. 54956(a) to confer with its attorney regarding existing litigation which has been initiated formally and to which the Agency is a party. The title of the litigation is: Jupiter Ventures vs. City of Brawley.

PERSONNEL MATTERS

- d. The Agency recessed to closed session pursuant to G.C. 54957 to consider the appointment to the position of Fire Chief.

ADJOURNMENT

Next regular meeting, Tuesday, May 7, 2013, 6:00 PM, City Council Chambers, 383 Main Street, Brawley, California.

Janet P. Smith, Deputy City Clerk