

CITY OF BRAWLEY
May 21, 2013

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

PRESENT: Campbell, Couchman, Nava, Wharton

ABSENT: Miranda

The invocation was offered by **Pastor Mike Neciuk, El Redentor Church**

The pledge of allegiance was led by **CM Campbell**

APPROVAL OF AGENDA

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

Added to regular business:

- 4(c) Resolution No. 2013-28: Resolution of the City Council of the City of Brawley, California, Approving Overall Budget for Fiscal Year 2013/2014 – General, Enterprise and Special Funds.

Removed from regular business:

- 4(d) Review and Adopt Resolution No. 2013- : Resolution of the City Council of the City of Brawley, California regarding City of Brawley Credit Card Acceptance Policy dated May 21, 2013 was tabled to a later date.

PUBLIC APPEARANCES

Ruth Duarte of Teamsters Local 542 gave an update on the status of Gold Cross Ambulance Service with whom they have been negotiating since January 2013. Discussion items include working conditions, salary, dignity and respect at the work place. Teamsters Local 542 has given Gold Cross Ambulance a 10 day notice to strike.

Rebecca Terrazas-Baxter introduced herself as the Imperial Valley Outreach Coordinator and Grants Specialist for Congressional Representative Juan Vargas, 51st District.

CONSENT AGENDA

The consent agenda was **approved as amended:** m/s/c Nava/Campbell 4-0 Miranda absent

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

- a. **Approved** Minutes for the May 7, 2013 and May 9, 2013 meetings.
- b. **Approved** Accounts Payable Registers for May 2, 2013, May 3, 2013 and May 9, 2013.
- c. **Approved** Amendment No.8 to Transit Agreement (Dial-A-Ride) with Isabel Pacheco dba Sunrise Driving Services and the City of Brawley for a time extension of 12 months.
- d. **Approved** letter of support for Senator Diane Feinstein's amendment to the Comprehensive Immigration Reform Bill.
- e. **Approved** Resolution No. 2013-27: Resolution of the City Council of the City of Brawley, California, amending the FY 2012-2013 General Fund Budget in the amount of \$2,000 from City Council's budget to the City Manager's Department for Townsend Public Affairs, Inc. Consultant Services associated with COP's Grant Program.

REGULAR BUSINESS

- a. Discussion & Potential Action re: La Gente Boxing Club's request to sell and consume alcohol on a City Street on Saturday, June 8, 2013 during the Boxing Club's annual "Battle of the Badges" boxing exhibition.

Staff Report presented by Richard Rubio, Parks & Recreation Director

This is the club's annual fundraiser that is normally held at the Cattle Call Arena, this year the organization wishes to follow the success of the first annual "Taking Back Main Street" event and hold the boxing exhibition at South Plaza Park. The organizers also request the City of Brawley lend their name as a co-sponsor for the event.

City Council **approved** the Request from La Gente Boxing Club's to sell and consume alcohol on a City Street on Saturday, June 8, 2013 during the Boxing Club's annual "Battle of the Badges" boxing exhibition. Staff was directed to work with the event organizer to incorporate the City of Brawley logo as appropriate in promotional materials. **m/s/c Nava/Campbell 4-0 Miranda absent**

- b. Review & Accept FY 2011-2012 Audited Financial Statements.

Staff Report presented by Ruby Walla, Finance Director

The audits were conducted by the Certified Public Accounting Firm of Christy White Associates. The audit reports prepared consisted of the Annual Report, Single Audit Report, Transportation Development Act Report and Management Report There were three (3) new findings noted for this fiscal audit and one (1) continuing finding from the 2010 audit. The findings identified are regarding: 1) Bank Reconciliation, 2) Parks & Recreation Cash Receipts, 3) Dial-A-Ride Cash Receipts and 4) Capital Asset Inventory.

FD Walla stated this should be corrected by next fiscal audit

City Council voted to accept FY 2011/2012 Audited Financial Statements. **m/s/c Nava/Campbell 4-0 Miranda absent**

- c. Review & Approve FY 2013/2014 Overall Budget for General, Enterprise and Special Funds.

Staff Report prepared by Rosanna Bayon Moore, City Manager

CM Bayon Moore briefed council with a re-cap of the Overall Budget for General, Enterprise and Special Funds with a focus on major elements. The printed budget workbook was provided with the budget memo for Fiscal Year 2013/2014.

The Council **motioned** to approve the General, Special Enterprise Funds Budget; direction was given to contribute \$5,000 each to the Film Commission and Imperial Valley Economic Development Commission. **m/s/c Campbell/Nava 4-0 Miranda absent**

- e. Discussion and Potential Action regarding League of Cities' Support and Opposition Bills for 2013.

The council **directed** the City Manager to prepare letters as recommended by the League of Cities, excluding positions on regarding Charter Cities and Plastic Bags. **m/s/c Campbell/Nava 4-0 Miranda absent**

DEPARTMENTAL REPORTS

- a. **Yazmin Arellano, Public Works Director** reported on work The Gas Co conducted which was described as an external corrosion assessment during the week of May 13, 2013; the process involved taking electronic measurements along the entire pipeline every 10 feet. Areas involved were 1) Best Avenue from C to Malan, 2) Malan from Best to Dogwood and 3) South on Dogwood Road 1,000 feet. The

contractor will return in May to finish the reads along Dogwood and complete the road repairs per City specifications.

- b. Recruitment Update re: Police Chief

Personnel & Risk Management Administrator Bonillas reported that the advertising cost is estimated at \$3,000.

- c. Record of Building Permits, January 2013 and three (3) Year Building Permit Summary - Francisco Soto, Building Official

INFORMATIONAL

- a. California Transportation Foundation Nomination for Brawley Bypass Project as Finalist. Presentation at a luncheon in Sacramento on May 25, 2013.
- b. American Society of Civil Engineers Announcement regarding the City of Brawley's Wastewater Treatment Plant Improvements to Receive the "Award of Excellence" Presentation May 18, 2013, 5:30 PM – 12:00 PM at San Diego Zoo.

TREASURER'S REPORT None

CITY COUNCIL REPORTS

Wharton: Attended Library Board Meeting, dedication of Senior Center Community Garden and kudos to City Manager and Finance Director on the overall of the budget preparation.

Nava: Thanked staff for supporting our community, attended the Senior Center Community Garden dedication, a Solar Boat Race from a school in El Centro that the project was at the Lions Pool and requested consideration to acquire A-1 Plus for future parking lot.

Campbell: Attended Memorial Celebration at Cal Trans Maintenance Office here in Brawley; held 1st Brawley Football Camp, thanked Parks & Recreation for the use of parks facilities and Reach for the donation of Gatorade. Thanks to staff for continued hard work.

Couchman: Attended Memorial Celebration at Caltrans with State Officials on hand; the Senior Center Community Garden Ribbon Cutting ; attended Scholarship Awards presentation at Brawley Union High School.

Miranda: Absent

CITY MANAGER’S REPORT

- a. Reminder of Ribbon cutting @ 9:00 am Cattle Call Park.

CITY ATTORNEY’S REPORT – None

ADJOURNED TO CLOSED SESSION 7:35 PM

LABOR RELATIONS NEGOTIATIONS

- a. The Agency will recess to closed session pursuant to G.C. 54857.6 to meet with Rosanna B. Moore, City Manager, who is the Agency’s designated representative for the purpose of reviewing the Agency’s Amendment to the Agreement between the City of Brawley and Teamsters Local 542, dated 03/05/2012.

ANTICIPATED LITIGATION

- b. Conference with Legal Counsel; Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9; Two (2) Potential Cases

PENDING LITIGATION

- c. Upon advice of its legal counsel, the Agency will recess to closed session pursuant to G.C. 54956(a) to confer with its attorney 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

- d. Conference with Legal Counsel; Existing Litigation (Government Code Section 54956.9(a): City of Brawley/CJPIA vs. Woods.

RECONVENED IN OPEN SESSION

- a. The Council unanimously **ratified** the agreement between the City of Brawley and Teamsters Local 542 dated May 21, 2013. m/s/c Nava/Campbell 4-0 Miranda absent

ADJOURNMENT – Next regular meeting July 2, 2013, 6:00 PM City Council Chambers, 383 Main Street, Brawley, California.

Alma Benavides, City Clerk