

CITY OF BRAWLEY
July 16, 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, Miranda, Nava, Wharton

ABSENT: None

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

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

1. APPROVAL OF AGENDA

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

2. PUBLIC APPEARANCES

- a. **Irma Martinez, WIC Director at Clinicas Salud del Pubelo** reported on the WIC Program in Imperial County. Requested that City of Brawley pledge their support for the programs continued funding.
- b. **Bill Figge, Caltrans District 11 Director of Planning** updated the Council re: Brawley Bypass Traffic Counts.
- c. **Diane Cason, Committee Member for Imperial Valley Food Bank Harvest Bowl** invited the City Council to their upcoming event; it will be held at Brawley's Five Crowns Cooling on Malan Street on October 5, 2013.
- d. **Charla Teeters, Imperial Valley Film Commission Director** invited the City Council to the upcoming Film Festival scheduled for August 2-3, 2013 at Cinemark in the Imperial Valley Mall.
- e. **David Dale of Dynamic Consulting Engineers Inc.** provided comments regarding the City of Brawley's use of non-local consultants and specifically the selection for the Regional Watershed Survey.

Wen Chang Brawley Inn, LLC stated his interest in appeal of the late fee charged to Brawley Inn for late remittance of the Transient Occupancy Tax. Mr. Chang was advised that appeal will be scheduled for September 3, 2013 meeting.

3. CONSENT AGENDA

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

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

- a. **Approved** Minutes for July 2, 2013.
- b. **Approved** Accounts Payable Registers for July 3, 2013.

4. REGULAR BUSINESS

- a. **Reviewed and Approved** Contract with Hinderliter, De Llamas & Associates to conduct sales tax audits and reporting in the amount of \$4,200 per year and Adopt Resolution No. 2013-41: Resolution of the City Council of the City of Brawley, California Authorizing Examination of Sales, Use and Transactions Tax Records **was approved, passed and adopted**. m/s/c Wharton/Campbell 5-0
- b. **Reviewed and Approved** the Imperial Valley Transit Gold Line Route Concept and Bus Stop Location List. m/s/c Wharton/Campbell 5-0
- c. **Reviewed and Approved** Contract Change Order No. 2 to Eckard Construction for Contract No. 2012-16A Re-Advertisement of Emergency Operations Center & Police Department Painting and Flooring Remodel Project in the amount not to exceed \$28,020.59. m/s/c Wharton/Campbell 5-0
- d. **Reviewed and Approved** Contract Change Order No. 2 to Hazard Construction for Contract 2012-01 Transit Transfer Station in the amount not to exceed \$31,636. m/s/c Nava/Wharton 5-0
- e. **Discuss** City of Brawley Credit Card Acceptance Policy. Topic to be continued at future City Council Meeting.

5. DEPARTMENTAL REPORTS

- a. **Marjo Mello, Library Director & Richard Rubio, and Parks & Recreation Director re:** Proposal Concepts for 2012 Local Entity Competitive Mitigation Program. Applications are being submitted by both departments. Library is looking at replacing public computers, workstations and updating Windows on some computers. Parks & Recreation Department is looking to buy computers/scanners/printers and update electrical infrastructure at the Senior Center.

- b. **Gordon Gaste, Planning Director re:** Downtown Brawley Parking. Updated Council on inventory of parking spaces in the downtown area.

6. INFORMATIONAL REPORTS

- a. Record of Building Permits, June 2013 – Francisco Soto, Building Official

7. CITY COUNCIL REPORTS

Miranda: Officially announced candidacy for the upcoming City Council election in November. Shared observances of Brawley Police and Fire Departments.

Wharton: Attended Freedom Fest 2013; interested in filling vacant slots on the Brawley Business Advisory Committee.

Nava: Looks forward to the Brawley Business Advisory Committee moving ahead; stated 4th of July Fireworks sales help the local economy; noted upcoming Film Festival.

Campbell: Attended a SCAG Dinner and ICTC meeting.

Couchman: Attended a City Select Committee Meeting for LAFCO and Jason Jackson from the City of El Centro was chosen as the representative; Interviewed regarding the Water Tower at Hinojosa Park; Attended meeting with IVEZ/Calexico's IVEZ and discussed dissolution of program; announced candidacy for City Council.

8. CITY MANAGER'S REPORT

- a. Fire Station No. 2 complete
- b. Brawley Public Library's Summer Program coverage in Sunday's Imperial Valley Press.
- c. Received request for IV Food Banks Food Bowl Sponsorship.
- d. Transit Station to be completed in early August. Ribbon cutting slated in the next couple of months. Once Gold Line ready to place online.
- e. Police Station Department renovation is nearing completion, minus bullet proof door; planning to offer tours of facility in the fall.
- f. AT & T appeal period was extended with its long lead time of August 26, 2013; was approached by a local organization regarding submittal.

9. TREASURER'S REPORT None

10. CITY ATTORNEY'S REPORT None

11. CITY CLERK

- a. Announced Nomination Period to begin July 15 thru August 09, 2013 for upcoming City Council Election.

12. ADJOURNED TO CLOSED SESSION @ 8:50PM

ANTICIPATED LITIGATION

- a. Conference with Legal Counsel – Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9. There is one (1) potential case.

EXISTING LITIGATION

- a. Conference with Legal Counsel – Existing Litigation Paragraph (1) of subdivision (d) of Government Code Section §54956.9.
 - 1. Administrative Civil Liability Complaint R7-2013-0028 City of Brawley Wastewater Treatment Plant.
 - 2. Jupiter Ventures vs. City of Brawley

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Section 54956.8)

- a. Property: APN 049-021-007
Agency Negotiator: Rosanna Bayon Moore, City Manager
Negotiation Parties: 542 Main Street LLC
Under Negotiation: Price and terms of payment

ADJOURNMENT Next Regular Meeting, ***Tuesday, September 3, 2013 @ 6:00 PM***, City Council Chambers, 383 Main Street, Brawley, California.

Alma Benavides, City Clerk