

CITY OF BRAWLEY
October 2, 2012

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 Nava @ 6:00 PM

PRESENT: Campbell, Kelley, Nava
ABSENT: Couchman & Miranda (CM Couchman entered the meeting at 6:30 PM)

The invocation was offered by Council Member Campbell.

The pledge of allegiance was led by Council Member Kelley.

APPROVAL OF AGENDA

The agenda was **approved as submitted.** m/s/c Kelley/Campbell 3-0 Couchman and Miranda absent

1. PUBLIC APPEARANCES

Richard Partridge: Advised that at the corner of Kindig and the stop sign is not being observed. Cars speed up to 50+ mph, and it is a danger to our children. Also at the corner of Kindig and Julia Drive someone has dumped trash consisting of sod and cement.

Arne Eaton, 260 West A Street: Referenced area across from Phil Swing Elementary School. Alley across the street from the school used by staff to park during the day.

Vicky Hernandez, Resident on West A Street: The cars park in the alley, and grass bordering the alley Allied Waste Services could not get into the alley to pick up trash.

Mayor Nava advised that staff would review and address the issues.

Eddie Camillo, Brawley resident: Asked about the proposed water rate increase. He spoke of an increase to his billing. The Public Works Department checked his meter, and advised nothing wrong, but noted potential leakage in the house.

The City Manager advised that the City could do a manual reading on the meter to determine if the meter was malfunctioning and refer to staff.

Referred to staff.

Lee Quarcelino, Brawley Veterans Committee, advised of interest in a Veteran's Day Ceremony on November 11, 2012 at 6:00 PM in the Veterans Park, with a candlelight ceremony in honor of Capt. Scott Pace. Requested street closure on Plaza Drive (between Police Department and Veterans Park).

Directed to Parks & Recreation Department to complete a Special Event Permit.

Sam Palomares: Noted speeding vehicles in the area of Malan Street and Julia Drive; also referred to vehicles in alleys behind stores. The trash service is unable to pick-up trash because of parked vehicles. There needs to be enforcement and citations issued.

2. SPECIAL PRESENTATION

- a. Victoria Carrillo, Southern California Assn. of Governments (SCAG) Intern assigned to the Brawley Fire Department.

Reported on her assignment with the Brawley Fire Department for the Carbon Monoxide Prevention Act (Senate Bill 183) She advised that by January 1, 2013 all homes must have monitors/detectors installed. She proposed a plan of action including but not limited to:

1. Awareness Program
2. Public Relations Work
3. Information brochures and public service announcements
4. Program in conjunction with Fire Prevention Week
5. Partnering with corporations such as Dominos Pizza
6. Using the City Website

The Mayor thanked Ms. Carillo for her work. Council Member Kelley suggested that after Ms. Carillo got her degree, she consider using her expertise for the City of Brawley.

3. CONSENT AGENDA

Council Member Kelley requested that Item No. 3c: Reject Claim as Recommended by Carl Warren & Company: **Phillip Gonzales vs. City of Brawley be continued to the next meeting** so that the Council Members had time to review the file; and that the **remainder of the consent agenda be**

approved as submitted. m/s/c Kelley/Campbell 3-0 Couchman & Miranda absent

- a. **Approved Minutes** for September 18, 2012 and September 24, 2012 Special Meeting
- b. **Approved Accounts Payable Registers** for September 14, 2012 and September 20, 2012
- c. **Approved** the Brawley Elks Club to sell & consume alcohol on a City street from Friday, November 9, 2012 to Saturday, November 11, 2012 as part of the community's Annual Cattle Call Festivities
- d. **Approved** designating the Brawley Chamber of Commerce as a city-permitted sponsor allowing them to sell alcohol during Cattle Call Week (Chili Cook-off; Dia de la Familia; Mariachi Festival)
- e. **Awarded Bid** to Eckard Commercial Construction Inc. for Project No. 2012-16A, Readvertisement of Emergency Operations Center & Police Department Painting & Flooring Remodel in the amount of \$762,992.
- f. **Approved Travel Request** for Susan Manger, Asst. Library Director to attend the Association for Rural Small Libraries 2012 Annual Conference, Raleigh, N.C.
- g. **Approved Contract** between City of Brawley and Castaneda & Associates in the amount of \$127,600 to implement the Strategic Growth Council (SGC) Grant Award for a Climate Action Plan (CAP)
- h. **Approved Amendment No. 3** to Imperial County Humane Society Agreement in the amount of \$54,000
- i. **Authorized Contract Change Orders Nos. 1 and 2** to A & R Construction Contract No. 2012-07, in the amount of \$31,364.31 for Street Rehabilitation & Catch Basin Improvements

4. **REGULAR BUSINESS**

- a. The Council approved the renaming of Ridge Park to Captain Scott Pace Park as requested by the residents of Ridge Park Subdivision and as recommended by the Parks & Recreation Commission. m/s/c Nava/Campbell 3-0 Couchman & Miranda absent.

Richard Rubio, Interim Parks & Recreation Director, recommended the change to honor the family and one of Brawley's finest...Capt. Scott Pace.

Marlene Currier, representing the Ridge Park neighborhood told the Council that Scott grew up in this American town and our neighborhood. This honor will remember his legacy.

Pat Pace, father of Scott, thanked the City, the Council, Fire, Police and Parks & Recreation Departments for all of your support.

Richard Rubio, advised the Council that there is a potential change in policy to name parks that will be presented in the next few months.

COUNCIL MEMBER COUCHMAN ENTERED MEETING @ 6:30 PM

- b. In Lieu of Offsite Improvements for Five Crowns Cooling, Inc

The Council Approved for In Lieu of Offsite Improvements for Five Crowns Cooling, Inc., 995 South 9th Street (\$529,010: One third due and payable to City of Brawley prior to the issuance of a Certificate of Occupancy; Remaining balance (\$331,673) to be paid over a period of five (5) years; personal guarantee in addition to security for payment; If improvements are initiated in advance of full payment, City can demand unpaid portion with a thirty (30) day notice. m/s/c Campbell/Kelley 4-0 Miranda absent

- c. Review & Approve Reimbursement Between the City of Brawley and Participating Developers Agreement Re: Panno Roadway Improvements

Directed staff to set a public hearing between the City Council and the Planning Commission during the week of October 23, 2012; **Further directed the City Attorney to work with the City Manager to complete an agreement agreeable to all parties.**

5. **DEPARTMENTAL REPORTS**

- a. Monthly Staffing Report – Shirley Bonillas, Personnel/Risk Management Administrator
- b. Literacy Report – Marjo Mello, Library Director
- c. Update Water & Sewer Rate Increases as Per Proposition 218 Notices, 2008, 2009 – Ruby Walla, Finance Director

6. **COUNCIL MEMBER REPORTS**

- a. Kelley – None
- b. Couchman – Just returned from Utah; the weather is quite different at 10,000 feet which was 30% colder.
- c. Nava – Reminder, October 18, 2012, Brawley By-Pass Opening.

7. **TREASURER’S REPORT** None

8. **CITY MANAGER’S REPORT** None

9. **CITY ATTORNEY REPORT** None

10. **CLOSED SESSION** Adjourned to closed session at 6:55 PM

- a. Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation Pursuant to Subdivision 9(b) of Section 54956.9: (1 potential case)
- b. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)): Jupiter Ventures vs. City of Brawley
- c. Conference with Labor Negotiator
Agency Designated Representative: Rosanna Bayon Moore
Employee Organizations:
 - 1. Brawley Police Sergeants Association
 - 2. Brawley Public Safety Employees Association
 - 3. Teamsters Local No. 542
 - 4. Management, Confidential & Unrepresented Employees

ADJOURNMENT


Janet P. Smith, Deputy City Clerk