

**CITY OF BRAWLEY  
November 6, 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, Couchman, Kelley, Miranda, Nava

**ABSENT:** None

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 amended**. m/s/c Campbell/Couchman 5-0

Item 3C: Approve Final Tract Map for Garcia Subdivision Unit No. 1 was **continued to a later date**.

**PUBLIC APPEARANCES**

Jay Kruger, 665 South Rio Vista Avenue, Chairman of the Public Safety Committee, expressed his condolences to the Police Department and staff in the loss of Police Officer Christian Rumaldo. He also requested that with the vacancy to be created with the resignation of Council Member Kelley, that the council consider candidates rather than call a special election. He thanked Council Member Kelley for his service. He invited the Council to the Veterans Wall Committee's Celebration on November 11, 2012 @ 6:00 PM at Veterans Wall Site.

John Hernandez, 514 J Street, invited the Council to attend the Senior Citizens Club Barbeque on December 8, 2012 at the Lions Center. Proceeds will go to scholarships.

**PUBLIC HEARING**

Due notice having been given, this is the time and place to conduct a public hearing to consider an Amendment to the Zoning Ordinance to Allow for the Operation of Fireworks Stands in C-1 (Neighborhood Commercial), C-2 (Medium Commercial, C-3 (Heavy Commercial, M-1 (Light Manufacturing, & M-2 (Heavy Manufacturing Zones to Correspond with Chapter 19H of the Brawley Municipal Code.

Open Public Hearing @ 6:06 PM.

Staff report – Gordon Gaste, City Planner

Closed Public Hearing @ 6:09 PM

**Ordinance No. 2012-** : Ordinance of the City Council of the City of Brawley Amending Chapter 17 of the Brawley Municipal Code Relating to Firework Stands, was **approved for 1<sup>st</sup> Reading.** m/s/c Campbell/Couchman

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

### **CONSENT AGENDA**

The consent agenda was approved as follows: m/s/c Miranda/Campbell 5-0

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

- a. **Approved Minutes** for the October 2, 2012 and October 16, 2012 meetings.
- b. **Approved Accounts Payable** for October 11, 2012, October 18, 2012 and October 25, 2012.
- c. **Authorized Lease Agreement** Between the Imperial Valley Resource Management Agency (IVRMA) & the City of Brawley for the Household Hazardous Waste (HHW) Collection Facility.
- d. **Authorized Agreement with Psomas** to Provide Professional Engineering Services for the Preparation of the Electrical Portion of Construction Bidding Documents for the Cattle Call Drive Bicycle & Pedestrian Improvements Phase II in the Amount of \$19,550
- e. **Approved Amendment No. 7** to the Transit Agreement (Dial-a-Ride) with Isabel Pacheco dba Sunrise Driving Services extending the date to June 30, 2013
- f. **Resolution No. 2012-45:** Resolution of the City Council of the City of Brawley Approving Submittal of an Application to the Imperial County Air Pollution Control District (ICAPCD) Rule 310 Operational

Development Fee Goals & Objectives (Program for South 5<sup>th</sup> Street ), was **approved, passed and adopted.**

- g. **Resolution No. 2012-46:** Resolution of the City Council of the City of Brawley Approving Submittal of an Application for All CalRecycle Grants For Which the City of Brawley is Eligible, was **approved, passed and adopted.**
- h. **Authorized Travel Request** for Personnel & Risk Management Administrator to Attend California Joint Powers Insurance Authority (CJPIA) 2012 Risk Management Educational Forum, November 7-9, 2012.

### **REGULAR BUSINESS**

- a. **Ordinance No. 2012-** : Ordinance of the City Council of the City of Brawley Establishing an Angle Parking Zone (Westerly side of North Plaza Street Between Main Street & E Street) was **approved for 1<sup>st</sup> Reading.**  
m/s/c Miranda/Campbell

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

- b. Resignation of Council Member Ryan Kelley

The City Council shared remarks regarding Council Member Kelley.

Marjo Mello, Library Director, presented Council Member Kelley with a Summer Reading Shirt and a Library bag, thanking him for his role as liaison to the Library Board.

A staff representative from Assemblyman Manuel Perez office offered congratulations on behalf of Assemblyman Perez and presented CM Kelley with a certificate of appreciation from the California Assembly.

Mayor Nava presented CM Kelley with a plaque for his service to the City of Brawley and flowers to Mrs. Robin Kelley.

Council Member Kelley stated that he was resigning and offered closing remarks on his tenure with the City of Brawley.

Recessed @ 6:25.

Reconvened in open session at 6:40 PM

## **CITY COUNCIL REPORTS**

Campbell – None

Miranda – Attended Cattle Call events, Dia de la Familia, Chamber of Commerce Kick-off. Urged everyone to vote.

Couchman – Attended Aviation Day, Chamber mixer, Dia de la Familia, Chili Cook-off, and the Bicycle Fundraiser at Chavela's. Also attended Christian Rinaldo services.

Nava – Attended the Bell game with Sergio Romo, San Francisco Giants, World Series participant, and former Brawley resident, where he was honored with a "Key to the City," and a certificate of recognition from Assemblyman Manuel Perez Office. Sergio is an inspiration to us all. Thank you offered to Reach and Donnie Wharton for his assistance in flying Sergio onto the field. Also attended Cattle Call events. Attended Christian Rinaldo's wake. The family appreciated the city's support.

Kelley – Also attended the Bell Game. Good show, and very well done! Commended the Mayor and Donnie Wharton for coordinating the activities. Stated I will be sworn in on January 2 or 3, 2013 as a County Supervisor.

**TREASURER'S REPORT** – None

**CITY MANAGER'S REPORT** – Rosanna Bayon Moore

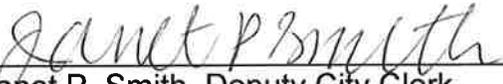
1. 8<sup>th</sup> & G Street repairs in progress. May be complete by Friday, November 9, 2012. Worst case scenario, completion by November 16, 2012.
2. Brawley By-Pass up and running. Phase II of the relinquishment request for settlement funds is pending.
3. City Council Reorganization and employee service awards scheduled for December 18<sup>th</sup>.
4. Effort to rehab mobile housing units at Robert Noriega Park is in process. There was a 90 day period for motel vouchers. County is working to arrange housing resources beyond November. County is requesting motels to reduce nightly rates, and will possibly request of Brawley a waiver of transient occupancy taxes.

**CITY ATTORNEY'S REPORT** – None

**ADJOURN TO CLOSED SESSION** 7:00 PM

- a. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)): Jupiter Ventures vs. City of Brawley
- b. Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation Pursuant to Subdivision 9(b) of Section 54956.9: (1 potential case)

**ADJOURNMENT**

  
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Janet P. Smith, Deputy City Clerk