

CITY OF BRAWLEY
February 4, 2014

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 Campbell @ 6:00 PM**

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

The invocation was offered by **Mayor Campbell**

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

1. APPROVAL OF AGENDA

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

2. PUBLIC APPEARANCES

- a. **Mark Cruz** offered comments regarding water quality issues. Mr. Cruz was referred to staff.
- b. **Jason Zara**, Brawley Chamber of Commerce Executive Director, invited everyone to a Networking Breakfast that will take place on Thursday, February 7, 2014 starting at 7:00 am at San Diego State University Campus in Brawley.
- c. **Carmen Araujo** offered comments regarding the closure of National Beef.
- d. **Roman Flores**, Project Juntos of IVROP, accepted City proclamation; invited the community to attend Movie Night at the Casa de Manana Building on March 27, 2014 and the Dancing with the Stars Gala on May 9, 2014.
- e. **Arne Eaton** provided comments regarding nuisance concerns at 740 A Street and other sites within the City of Brawley.

3. REGULAR BUSINESS

- a. Discussion and Potential Direction regarding National Beef Plant Closure.

The Mayor **appointed** CM Nava and CM Wharton to a National Beef Plan Closure Ad Hoc Committee which will meet with National Beef. Numerous community members spoke about the regional impacts of the closure on local businesses and the workforce.

4. CONSENT AGENDA

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

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

- a. **Approved** Accounts Payable Registers for January 15, 2014, January 23, 2014 and January 24, 2014.
- b. **Rejected** Claims as recommended by Carl Warren & Company Claims Management Adjusters for Claimant: Patricia F. Zaragoza and Elizabeth Villegas.
- c. **Designated** City Attorney to prepare a summary of Ordinance No. 2014-01: Ordinance of the City Council of the City of Brawley, California amending Chapter 19H of the Brawley Ordinance (Fireworks) or if the City Attorney determines that a fair and adequate summary cannot be prepared, the City Attorney is directed to prepare a display ad for publication in accordance with Government Code Section 36933 (c).
- d. **Adopted** Resolution No. 2014-04: Resolution of the City Council of the City of Brawley, California, adopting a Labor Compliance Program for the Alyce Gereaux Park Renovation Project and other State and Federally Funded Projects Requiring a Labor Compliance Program and authorizing the Holt Group, Inc. to enforce that Program with Staff Oversight.

4. REGULAR BUSINESS

- b. Review and Potential Action to Authorize an Agreement with Bartle Wells Associates in the amount of \$49,000 for Water, Wastewater and Stormwater Rate Studies.

The City Council **approved** the Agreement with Bartle Wells & Associates in the amount of \$49,000 for Water, Wastewater and Stormwater Rate Studies. m/s/c Couchman/Nava 5-0

- c. Review and Potential Action to Authorize Hazard Construction Change Order No. 1 in the amount of \$79,822.67 for Project No. 2013-06: Panno Drive Construction.

The City Council **approved** Construction Change Order No. 1 in the amount of \$79,822.67 for Project No. 2013-06: Panno Drive Construction. m/s/c Nava/Noriega 5-0

5. INFORMATIONAL REPORTS

- a. Building Permit Valuation Data Permit Data from 2011-2013, Prepared by Francisco Soto, Building Official
- b. Monthly Staffing Report for February 2014, Shirley Bonillas, Prepared by Personnel & Risk Management

7. CITY COUNCIL REPORTS

- Noriega:** Noted crowd in audience in support of National Beef, attended League of Cities New Councilmembers Academy and attended League Dinner in Holtville..
- Wharton:** Attended some City events, noted that the Esquivel and Bumbera families are in his thoughts.
- Nava:** Distributed tickets for the Installation of Officers for Hidalgo Society, attended League Dinner and Brawley Best Western Mixer. Anticipates upcoming meetings with National Beef.
- Couchman:** Attended Pioneer’s Museum Day, United Way Night at the Races and League Dinner.
- Campbell:** Attended State of the City for El Centro, League Dinner, LAFCO Meeting and will be traveling to Los Angeles for a SCAG Meeting this Thursday.

8. CITY MANAGER’S REPORT

- a. Planning Commission Meeting tomorrow will consider AT & T Tower to be located at a private property between 8th and 9th Streets.
- b. Elected Officials training at EOC on Tuesday, February 11, 2014 from 9-1 pm.
- c. An item will be added to the February 11th agenda for an update and potential action regarding the National Beef plant closure.
- d. A member of Brawley Police Department is appearing before the City of Calexico to thank them for the ergonomic office furniture the City of Brawley received.
- e. Based on recent events, will not attend the League of Cities City Manager’s Department Meeting in Long Beach. Will attempt to secure a last minute replacement.
- f. Described overall effort to combine resources for update to countywide GIS. City will make a \$5,000 contribution from the water and sewer enterprise funds to assist with the project estimated at \$200,000.
- g. HCD CDBG staff were in town for the Standard Agreement Review. City has received a grant for \$2 million for a Manhole/Sewer Rehabilitation Project and Fire Apparatus Purchase. Visit included a site tour of the Brawley Theatre and Fire Station No. 2.
- h. Reported appointment to Imperial Valley Emergency Communication Authority (IVECA) as Treasurer.

9. TREASURER’S REPORT None

10. CITY ATTORNEY’S REPORT None

11. CITY CLERK None

12. ADJOURNED TO CLOSED SESSION @ 9:11 PM

ANTICIPATED LITIGATION

- a. Conference with Legal Counsel – Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section §54956.9. There are two (2) potential cases.

EXISTING LITIGATION (G.C. Section 54956.9)

- a. Jupiter Ventures vs. City of Brawley

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (G.C. Section 54956.8)

- a. Property: APN 049-023-009
Agency Negotiator: Rosanna Bayon Moore, City Manager
Negotiating Party: Robert O'Brien
Under Negotiation: Potential Land Exchange

PERSONNEL MATERS (G.C. Section 54957)

- a. Public Employee Performance Evaluation
Title: City Manager

ADJOURNMENT: Next Adjourned Regular Meeting, ***Tuesday, February 11, 2014 @ 9:00 AM***, Emergency Operations Center, 351 Main Street, Brawley, California.

Alma Benavides, City Clerk