AGENDA
ITEM

6

AGENDA STAFF REPORT

DATE: July 7, 2015

TO: Mayor and City Council

APPROVED BY: Richard N. Warne, City Manager

PREPARED BY: Gabriela T. Garcia, Deputy City Clerk

SUBJECT: Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Regular Meetings of June 16 2015, March 5, 2013, March 30, 2010, April 27, 2010, May 4, 2010, May 18, 2010, June 28, 2010, December 1, 2010, January 11, 2011

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Recommendation:

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Regular Meetings of June 16 2015, March 5, 2013, March 30, 2010, April 27, 2010, May 4, 2010, May 18, 2010, June 28, 2010, December 1, 2010, January 11, 2011.

Background:

In accordance with Municipal Code Section 2.04.070, the City Clerk shall prepare minutes of the proceedings of each City Council Meeting.

Discussion & Analysis:

Minutes for City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Re Regular Meetings of June 16 2015, March 5, 2013, March 30, 2010, April 27, 2010, May 4, 2010, May 18, 2010, June 28, 2010, December 1, 2010, and January 11, 2011 have been prepared for City Council review and approval.

Fiscal Impact:

None.

Coordinated With:

None.

AGENDA ITEM

6

Minutes for June 16 2015, March 5, 2013, March 30, 2010, April 27, 2010, May 4, 2010, May 18, 2010, June 28, 2010, December 1, 2010, January 11, 2011.

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 5TH DAY OF MARCH, 2013 AT 6:30P.M. AT THE FERNANDO "NENE" TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

CLOSED SESSION – 5:30P.M.

CALL TO ORDER

The closed session portion of the agenda was called to order at 5:30p.m.

ATTENDANCE

Mayor:	Maritza Hurtado
Mayor Pro Tem:	Bill Hodge
Councilman:	John M. Moreno
Councilman:	Joong S, Kim
Councilman:	Luis J. Castro

The City Council convened into closed session at 5:30p.m. to discuss the following:

A. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Pursuant to GC section 54956.9(d)(1)- (4 cases)- (CASE NOS. ECU06863/ ECU07106/ECU07368/ ECU06787)

B. CONFERENCE WITH LABOR NEGOTIATORS
Agency Representatives: City Manager, City Attorney
Employee Organizations: SEIU/CMEA; SEIU/Water-Wastewater Operators Assoc.; Supervisors Assoc.; Police Officers Assoc.; Fire Fighters Assoc.; and Unrepresented Employees.

C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: City Manager

Jennifer Lyon, City Attorney reported that the City Council met in closed session and removed case 1, 2 and 4 under Item A. Item A case 3 and Item B were discussed direction was given, no reportable action. Item C is continued until the end of regular meeting.

REGULAR SESSION – 6:30P.M.

CALL TO ORDER

The regular session portion of the agenda was called to order at 6:45p.m. by Mayor Hurtado.

PLEDGE OF ALLEGIANCE

Mr. Tapia led those present in the Pledge of Allegiance

ATTENDANCE

(All Council members were present: Hurtado, Hodge, Moreno, Kim, Castro)

APPROVAL OF AGENDA

Oscar Rodriquez, City Manager requested Item No. 5 be removed from the agenda.

Motion was made by Councilman Moreno to approve the agenda with the omission of Item No. 5, seconded by Mayor Pro Tem Hodge and passed by the following vote to wit:

AYES:	Hurtado, Hodge, Moreno, Castro
NOES:	Kim
ABSENT:	None
ABSTAIN:	None

PRESENTATION

A) PRESENTATION BY IMPERIAL IRRIGATION DISTRICT ON THE 2013 IID COPPER THEFT DETERRENT CAMPAIGN

Presentation was cancelled.

B) PRESENTATION BY TONY GARCIA REGARDING THE CALEXICO PARENTS ATHLETIC LEAGUE

Tony Garcia, President of Calexico Parents Athletic League (CPAL), said that two weekends ago the CPAL had its winter league inauguration and thanked the following individuals: Mayor Pro Tem Hodge, Councilman Moreno, John Renison, Jim Neujahr, Sergio Pesquiera, Carlos Navarrete, John Pena, Rosa Pena and the Calexico Police Color Guard. Mr. Garcia stated that they have fifty-five (5) teams signed up which includes eight (8) female teams. Teams from Coachella and Arizona want to play against CPAL teams. He said that CPAL will be having teams of soccer, basketball, flag football and possibly softball. Mr. Garcia presented a plaque to the following individuals: Guillermo Hermosillo, Jose Duarte, Lt. Gonzalo Gerardo, Jim Neujahr, and Calexico Police Officers Association. Mr. Garcia introduced Marco Jaramillo, President CPAL Soccer League. He made a PowerPoint presentation to City Council and those present.

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS

Daniel Romero stated that he was present during the February 19, 2014, City Council meeting when a certain Council Member stated that he would not rest until City Hall and Library are

open five (5) days a week because the residents deserve it. He was not present when the City Council waived the fees for the Calexico Neighborhood House project. This is what is referred to as double talk, you say one thing but act the opposite. Mr. Romero said that it is pleasant to hear when Council wants this and that for the public but it goes bye, bye when the next action is to reduce or waive fees earned through staff work. Someone might think what is the big deal of waiving $5,000 or $10,000, add the waivers and reduction and one (1) year and it adds up. Mr. Romero said that people ask why doesn't the City have greater parks or retention basins. The decision made at the prior meeting is a huge contributor to why they are not in better shape. The City Council said that the waiver of fees will be by a case-by-case basis. Mr. Romero inquired how will the City Council differentiate between the Calexico Neighborhood House, Charlie program, catholic charities or others. The City Council opened a Pandora box. The fees are for the general fund with discretion from City Manager and directors how to best utilize these new revenues. These revenues can be used to open up City Hall and Library on Fridays, Police Department for non-sworn office personnel, supplies, replacement of tools and equipment, greener parks and retention basins. Mr. Romero said that CPOA leadership will come to City Council and says that they are willing to work with the impact. Sure they can just as long as the stone garden continues to pay their overtime but if it was all paid through the general fund they will all be attend the City Council meeting with speeches of misuse funds and lack of leadership. Mr. Romero said that this City Council can actually help to make Calexico a better place to live simply by having established fees paid by those that require the services performed by City staff. He applaud Mayor Hurtado for taking the more difficult stance amongst her colleagues and yet it was the most easier one because it does send a message that Mayor Hurtado wants to better Calexico.

Vicente Cuevas talked about the traffic concerns at Las Casitas Subdivision. He said he has come two (2) times to the City Council meetings and has met with City officials including Nick Servin, Public Works Director/City Engineer. Several years ago Mr. Mendez would come to the City Council with his concerns over the weekend noise at Las Casitas Subdivision. Mr. Mendez has already passed away. Mr. Cuevas stated that he is a Calexico Police Advisory Commissioner and wants focus on traffic issues. The Department of Transportation (Caltrans) will be widening HWY 98 and he foresees problems. He said that there use to be a plan to expand Cesar Chavez Blvd. all the way to Cole Blvd. but the City has not been doing anything relating to this matter. He provided the City Council a copy of page 4 of the Imperial Valley Probe where is says that the City of Brawley is taking care of traffic congestions and would the City to do something.

Eduardo Guzman commended Mayor Hurtado's comment on facebook regarding hiring locals. He concurs with Mayor Hurtado and believes in hiring locals.

GENERAL COMMENTS BY COUNCIL MEMBERS/CITY MANAGER

Oscar Rodriquez, City Manager said that the Fire Department is finalizing two (2) Homeland Security Grants for FY 2010. These grants were funded last month for equipment and it has been ordered to satisfy this particular grants. City Staff is working with the owners of the Melrose building to try to find funding for this building that was damaged on April 4, 2010, earthquake. Gran Plaza Project is underway and is moving forward. City Manager Rodriquez informed the City Council and those present that with the retirement of Jim Neujahr, Police Chief he has

appoint Lt. Gonzalo Gerardo as Interim Police Chief. The recruitment process for the new Police Chief will start tomorrow.

Councilman Moreno thanked City Manager Rodriquez and City staff for the retreat the City Council had a few weeks ago. He felt that everyone learned from each other and hopefully the City Council can move forward working as a unit. He looks forward for a follow up retreat. Councilman Moreno is looking forward for the Car Show that will be happening on Saturday being organized by the Business Improvement District. He commended Eduardo Lopez and Morris Reisin for all their hard work for downtown Calexico. Councilman Moreno attended the State of the County Address given by Ray Castillo. He talked to Public Works Director/City Engineer Servin regarding the water break at 5th Street and Heber Avenue. The repair work will be completed with the next twenty-four (24) hours.

Mayor Pro Tem Hodge concurred with Councilman Moreno regarding the retreat. He also attended the State of County Address and said it was very informative. Mayor Pro Tem Hodge attended the Imperial County Transportation Commission (ICTC) and informed the City Council and those present that after hearing the concerns of students regarding bus services from Calexico to Imperial Valley College, ICTC added a additional express bus. In addition, ICTC and their consultants will be holding two meetings for the proposed Orange Circulator Bus Line. The first meeting will be held between March 18 -19, 2013, which will include local government and stakeholders. The second meeting will be held in April 15 -22, 2013, there will be a bilingual workshop for all residents and users. Mayor Pro Tem Hodge asked the Parks and Recreation Subcommittee if they have discussed Rockwood Park bathroom.

City Manager Rodriquez informed Mayor Pro Tem Hodge that there is a sheet that has been put together with the inventory of the different parks. Staff is currently evaluating to see if the items are capital improvement projects, maintenance issue, short term and/or long-term problem. Once the items are identified the subcommittee and stakeholders will meet to finalize the list. The next step would be the financing phase which at this point staff is looking into requesting funding from Measure H.

Mayor Pro Tem Hodge said he was very pleased with the outstand organization of Sandra Tauler, Community Services Director and the Parks and Recreation Department for putting together the sport summit. It was well attended and it was a very good event for the children of Calexico. Mayor Pro Tem Hodge requested that in five (5) weeks the City can possible set a date for the City goals and vision. That way the City can expedite the process of hiring a grant writer/coordinator.

Councilman Kim stated that the City's parks and street are not in very good conditions. He said he found a $750,000 grant for after school programs that might be useful for CPAL. Councilman Kim said that meetings should not be held in places where they need to pay to get in. The City did tell the restaurant not charge the people but the City failed to announce it on the City website, therefore, people did not attend the retreat. He stated that no one has the right to override his right of representing the community.

Councilman Castro said that he spoke with Community Services Director Tauler in regarding to parks and retention basins and requested an update from the City Manager. City Manager Rodriquez informed Councilman Castro that they have the inventory of the different parks. The information will be divided into a maintenance issue or capital improvement issue as well as short term and/or long-term plans. Staff recently put an estimated amount of what it will cost. Once the items are identified the subcommittee and stakeholders will meet to finalize the list. The next step would be the financing phase which at this point staff is looking into requesting funding from Measure H. Councilman Castro asked City Manager Rodriquez for an estimated date for when it will be presented to the Measure H Committee. City Manager Rodriquez said that the target date is April.

Mayor Hurtado said that she attended the Mt. Signal Solar groundbreaking. She stated that it is a huge project on HWY 98 and Farrell Road. They will have 2 million solar panels and has invited the developers to a City Council meeting to make a presentation. Mayor Hurtado said that on April 26, 2013, she will be participating in the Imperial Valley Regional Occupation Program Dancing with the Stars. She said that looking at the former Police Chief is the CPAL PowerPoint presentation made her sad. He is a great person, Calexico has embraced him as a true professional and has become part of this community. Mayor Hurtado wished him the best of luck on his new endeavors in the future. She informed the City Council and those present that she assisted in the Bi-national group meeting put together by ICTC. One item of discussion was the downtown port-of-entry as well as sequestration. Mayor Hurtado stated that last Friday it was Dr. Seuss and she was able to read to the 5th Graders at Rockwood Elementary School and 6th Graders at Cesar Chavez Elementary School. She attend First Imperial Bank one (1) year anniversary of opening their business in Calexico. On Monday Julia Osuna and herself met with a special group from the state of Arizona as a focus group to discuss economic issues and issues unique to a border community. Mayor Hurtado congratulated Chuey Iniguez for working with the girls softball league and is working really hard to put together the girls softball field at the corner of Sapphire and Andrade Avenue. The 3rd Townhall Meeting is scheduled for March 12, 2013, at Mains School cafeteria. Mayor Hurtado informed the City Council and those present that the City of Calexico will be celebrating its anniversary on April 16, 2013 and the City will also be giving recognition to Calexico pioneers.

CONSENT

Councilman Kim pulled Item No. 6.

City Manager Rodriquez requested Item No. 5 be removed from the agenda

Motion was made by Councilman Moreno, seconded by Mayor Pro Tem Hodge to approve consent agenda consisting of the following: Approval of City Council/Successor Agency of the City of Calexico/Calexico Financing Authority minutes for Regular Session of January 22, 2013; Acknowledge receipt of minutes for the Calexico Special Financing Authority for January 22, 2013; Acknowledge receipt of minutes for the Calexico Business Improvement District for January 9, 2013; Application for Alcoholic Beverage License for Tesoro Refining & Marketing Company LLC, Tesoro USA Gas 63426, Calexico, CA 92231; motion passed by the following vote to wit:

AYES: Hurtado, Hodge, Moreno, Castro, Kim
NOES: None
ABSENT: None
ABSTAIN: None

ITEM NO. 6 - RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CAL HOME PROGRAM; THE EXECUTION OF A STANDARD AGREEMENT AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE CAL HOME PROGRAM

Councilman Kim said it was a good thing that the City is submitting the application but inquired if the City has these programs several years ago. City Manager Rodriquez informed Councilman Kim that the City currently has the Home Rehabilitation and First-Time Home Buyers programs available. These programs have gone real well and the City has had a lot of participants. He said that there is a lot of need for this community for both programs. The City has the opportunity to apply for additional funding. The application will consist of $500,000 for rehabilitation and $500,000 for First-Time Home Buyer.

Motion was made by Councilman Kim to approve resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the CAL Home Program; the execution of a standard agreement and any related documents necessary to participate in the CAL Home Progra. Motion seconded by Councilman Moreno and passed by the following vote to wit:

AYES: Hurtado, Hodge, Moreno, Castro, Kim
NOES: None
ABSENT: None

ITEM NO. 7 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO ESTABLISHING A POLICY WHICH DELEGATES TORT LIABILITY CLAIMS HANDING RESPONSIBILITIES TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY AS AUTHORIZED BY CALIFORNIA GOVERNMENT CODE SECTION 910, ET SEQ

City Manager Rodriquez informed the City Council and those present that this item allows the City to delegate the responsibility to California Joint Powers Insurance Authority (JPIA) which the City is a member of as well as almost all the City in California are. If tort claims come to the City JPIA will now handled by them. City Manager Rodriquez stated that it will make the process a lot smoother and if there is a claim that is rejected it will allow the City to move faster which moves the period of a potential lawsuit. He said it is a really good opportunity for the City to have JPIA assist the City in this manner.

Motion was made by Councilman Moreno to approve resolution of the City Council of the City of Calexico establishing a policy which delegates tort liability claims handling responsibilities to the California Joint Power Insurance Authority as authorized by California Government Code Sections 910, ET Seq. Motion seconded by Mayor Pro Tem Hodge and passed by the following vote to wit:

AYES:	Hurtado, Hodge, Moreno, Kim
NOES:	None
ABSENT:	Castro

ITEM NO. 8 - ACKNOWLEDGE RECEIPT AND ACCEPT THE COMPREHENSIVE ANNUAL FISCAL REPORTS FOR FISCAL YEAR ENDED JUNE 30, 2012

City Manager Rodriquez informed the City Council and those present that this item was the annual audit that is required to be filed every year. This year there were some issues that staff wanted to address and it will be provided in the presentation. He is happy to report that the audit was a unqualified opinion which is the best opinion you can get. That doesn't mean that there were no issues but there are some issues that the City needs to address and staff will be addressing them in the coming year. City Manager Rodriquez introduced Ken Pun who is a partner in Pun & McGeady, LLP.

Mr. Pun gave a PowerPoint presentation in which he stated that Pun & McGeady, LLP was hired by the City to perform the annual fiscal report for fiscal year ended June 30, 2012. They have a team of about seven (7) individuals working on the audit. City management is responsible for the financial statement as a whole. The auditors responsibility is to assess audit risk of internal control over financial reporting and compliance. Mr. Pun stated that Pun & McGeady, LLP breaks the approaches in four (4) phases: Phase I - Detail Planning, Phase II - Risk Based Review, Phase III - Validation of Account, and Phase IV - Prepare and Review Financial Statements. Once all the four (4) phase are complete Pun & McGeady, LLP accomplishes the overall objectives through their system evaluation. Mr. Pun provided a brief summary of the financial statement. He said that one of the audit findings reported that during the dissolution of the Redevelopment Agency the City identified a piece of land that was owed by the Redevelopment Agency was not recorded in the general ledger. As a result, net asset and capital asset were understated by $1,203,100. Another audit finding was that the general ledgers were not completed and closed prior to the arrival of the auditors and significant adjustments were necessary. Mr. Pun stated that the causes of the audit findings were because the protocol were not updated and enforced by management, accounting manual is outdated, turn over at management level, lack of management oversight, and account system is out dated. Mr. Pun stated that their recommendation is for the accounting manual to be developed in full cycle and updated, training accounting personnel, update accounting system, and allocated proper resources.

Mayor Pro Tem Hodge inquired about possible streamlining in the Finance Department. Mr. Pun said that when he talked about streamlining the Finance Department he meant about updating the software. The resources that the City has is not properly being used and/or managed well. Mr. Pun stated that this issue has already been discussed with management.

Councilman Kim request a copy of the PowerPoint presentation and requested clarification on page 8 where it stated that the existing accounting policies have not been applied. Mr. Pun informed Councilman Kim that there are a lot of new account standards that the City has been apply but there has been no change in the City accounting policies. The accounting policies need to be updated to accept the accounting principles.

Councilman Kim asked City Manager Rodriquez if the City is going to update its policies and/or the accounting system. City Manager Rodriquez informed Councilman Kim that the City needs to look at the City current policies and see if they still fit with what the City is doing.

Councilman Kim said that on page 3, slide #11 that assets have been increasing and requested clarification for the increase. Mr. Pun informed Councilman Kim that the net operating income of the City increased but the majority of the gain is the dissolution of the Redevelopment Agency, which bring up the net assets of the City.

Councilman Kim requested clarification on unqualified opinion. Mr. Pun said that unqualified opinion is the best the City can receive but even if the City receives a unqualified opinion there still audit findings that the City needs to address in order to clean the internal control.

Councilman Kim asked Mr. Pun as an auditor if the City will be able to clear the issues. Mr. Pun said yes.

Councilman Kim asked City Manager Rodriquez if the City has a plan to clear the issues. City Manager Rodriquez informed Councilman Kim that the first step was to identify what the issues were, once they are identified than the City can address them. Under this audit the City has done some cleanup work and staff will continue to do so.

Councilman Castro inquired about the dollar amount of pension permanent liability. Mr. Pun informed Councilman Castro that for pension permanent liability he does not have the information because the City of Calexico is in a pool for CALPERS. City Manager Rodriquez also informed Councilman Castro that the City has caped of lifetime medical which means some point in time the members in the lifetime medical will seas to exist and at that time the liability will go away.

Mayor Hurtado stated that two years ago when Mayor Pro Tem Hodge and her became Council Members the City had severe financial issues and staff has been working hard to get that situation resolved. She believes that they are still concerns in the possibility of the City having bankruptcy issues and from her review with staff and Mr. Pun the City is not close to that. She asked Mr. Pun to elaborate on this issue. Mr. Pun stated that he has been working with a lot of cities that are in distress mode as well as the City of Stockton that are going through bankruptcy. The City's financial statement compared to other cities is not close bankruptcy based on what he saw.

City Council acknowledged receipt and accepted the comprehensive annual fiscal reports for fiscal year ended June 30, 2012.

ITEM NO. 9 - APPOINTMENTS BY CITY COUNCIL TO THE FOLLOWING COMMISSIONS/BOARDS: A) MAYOR HURTADO VACANCIES: HISTORICAL COMMISSION; B) MAYOR PRO TEM HODGE VACANCIES: RECREATION COMMISSION AND HISTORICAL COMMISSION; C) COUNCILMAN CASTRO VACANCIES: FINANCIAL ADVISORY BOARD; D) COUNCILMAN MORENO VACANCIES: POLICE COMMISSION

Mayor Hurtado appointed Loli Torres to the Historical Commission.

Mayor Pro Tem Hodge appointed Angel Uribe to the Recreation Commission and stated he did not have an appointee for the Historical Commission.

Councilman Castro stated he did not have an appointee for the Financial Advisory Board and requested this item be placed on the next City Council meeting.

Councilman Moreno appointed Joe Bielma to the Police Commission. He stated that he needs to re-appoint someone to the Financial Advisory Board because his appointee can no long make it to that board.

City Attorney Lyon said that the item of the removal of Councilman Moreno appointee from the Financial Advisory Board can be put on next City Council meeting.

Regular Session adjourned at 8:28 p.m.

CLOSED SESSION

The City Council reconvened from closed session at 8:35 p.m.

City Council reconvened from closed session at 9:15 p.m. Item C was discussed. Direction was given, no reportable action.

ADJOURNMENT

There being no further business the meeting adjourned at 9:15 p.m.

_____
Maritza Hurtado, Mayor

Attest:

_____
Gabriela T. Garcia, Deputy City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN SPECIAL SESSION ON THE 30TH DAY OF MARCH, 2010 6:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

CLOSED SESSION – 5:30P.M.

CALL TO ORDER

The Closed Session portion of the agenda was called to order at 5:30p.m.

ATTENDANCE

Mayor:	David B. Ouzan
Councilman:	Luis J. Castro
Councilwoman:	Daniel F. Romero
Councilman:	Guillermo Hermosillo

ABSENT

Mayor Pro Tem:	John M. Moreno

The City Council convened into Closed Session at 5:30p.m. to discuss the following:

A. RDA ITEM – CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: 2441 Scaroni Rd, Parcel No. 1, 2 and 3
Negotiators: Victor Carrillo, Rosalind Guerrero, Jennifer Lyon
Negotiating Parties: Warren Owen/MTC
Under Negotiation: Price and terms of sale

B. CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(B)(3)(A)

C. RDA ITEM: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: UFW, Gun Club, Finnigan Parcel
Negotiators: Victor Carrillo, Rosalind Guerrero, Luis Estrada, Jennifer Lyon, Agency Advisor Marshal Linn of Urban Futures
Under Negotiation: Price and terms of payment
Negotiating Parties: Charles Company/Corsair LLC

D. CONFERENCE WITH LABOR NEGOTIATORS
Agency Representatives; Victor M. Carrillo; Judith Hashem, Rosalind Guerrero, Jennifer Lyon
Employee Organizations: SEIU/CMEA; SEIU/Water-Wastewater Operators Assoc.; Supervisors Assoc.; Police Officers Assoc.; Fire Fighters Assoc.; and Unrepresented Employees.

City Council reconvened from Closed Session at 6:25p.m.

Jennifer Lyon, City Attorney reported that the City Council meet in closed session and discussed Item A, B, C and D. Direction was given, no reportable action.

SPECIAL SESSION – 6:30P.M.

CALL TO ORDER

The special session portion of the agenda was called to order at 6:30p.m. by Mayor Ouzan.

ATTENDANCE
(Council members were present: Ouzan, Castro, Romero, Hermosillo. Absent: Moreno)

PLEDGE OF ALLEGIANCE

Councilman Hermosillo led those present in the Pledge of Allegiance

APPROVAL OF AGENDA

Motion was made by Councilman Hermosillo to approve the agenda, seconded by Councilman Romero and passed by the following vote to wit:

AYES:	Ouzan, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	Moreno
ABSTAIN:	None

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

No public comments.

BUSINESS

AUTHORIZE THE AWARD OF CONTRACT TO W2 DESIGN, INC. AND TRAFFIC SAFETY ENGINEER TO PROVIDE CONSULTANT SERVICES FOR ADMINISTERING THE EDA GRANT NO. 71-01-06185

Motion was made by Mayor Ouzan to authorize the award of contract to W2 Design, Inc. and Traffic Safety Engineer to provide consultant services for administering the EDA Grant No. 71-01-06185. Motion seconded by Councilman Hermosillo and passed by the following vote to wit:

AYES:	Ouzan, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	Moreno

REDEVELOPMENT AGENCY BOARD

BUSINESS

RESOLUTION APPROVING THE FOURTH AMENDMENT TO LEASE BETWEEN THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF CALEXICO AND METROPOLITAN THEATER CORPORATION

City Attorney Lyon informed the City Council that this fourth amendment to the lease only changes the physical location that Metropolitan will be entitled to occupy. She said that the lease amount will not change, the third amendment to the lease was to decrease the amount of rent from Metropolitan Theater Corporation (MTC) to $10,000 in anticipation that the City would reduce the amount space that MTC would be entitled too.

Motion was made by Councilman Hermosillo to adopt resolution approving the fourth amendment to lease between the Community Redevelopment Agency of the City of Calexico and Metropolitan Theater Corporation. Motion seconded by Mayor Ouzan and passed by the following vote to wit:

AYES:	Ouzan, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	Moreno

RESOLUTION APPROVING A RECIPROCAL USE JOINT PARKING AGREEMENT BETWEEN THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF CALEXICO, METROPOLITAN THEATERS CORPORATION, AND CALEXICO M.O.B., LLC

City Attorney Lyon stated that the agreement specifies that M.O.B., LLC will take on the cost to do the repairs of the parking lot and seek reimbursement from the agency and tenant. She requested that a provision be added in the agreement where the agency and tenant want to reserve the right to preapprove the proposed maintenance or repair that will be done.

Motion was made by Councilman Romero to approve City Attorney Lyon request and adopt resolution approving a reciprocal use joint parking agreement between the Community Redevelopment Agency of the City of Calexico, Metropolitan Theater Corporation, and Calexico M.O.B., LLC. Motion seconded by Councilman Hermosillo and passed by the following vote to wit:

AYES:	Ouzan, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	Moreno

SALE OF REAL PROPERTY BY THE AGENCY TO CALEXICO M.O.B., LLC VIA DISPOSITION AND DEVELOPMENT AGREEMENT TO DEVELOP A NEW MEDICAL FACILITY

Mayor Ouzan stated that he would have liked a presentation on the development of the proposed project.

City Attorney Lyon informed the City Council that because this item is not final approval of the land transfer agreement, staff is asking the City Council to provide direction to set a public hearing on April 20, 2010. She said that at that time staff can ask the representatives to give a presentation that will go along with the public hearing.

City Attorney Lyon stated that the Disposition and Development Agreement (DDA) has the following outstanding issues:

1. Agency to obtain updated appraisal.
2. Request by developer to change some of the indemnification provision in the DDA. At this time the agency want the full indemnification provisions as provided in the DDA.
3. Developer is requesting that their deposit be refund if they do not get construction financing or if the agency cancels.
4. Staff needs to review the most recent title report and fill the provision in the DDA.

City Attorney Lyon requested that the Agency Board provide direction to staff to get the update to the appraisal, prepare the fair reuse value report (if necessary), and to set public hearing for April 20, 2010.

Motion was made by Councilman Romero to give director to staff to prepare the agreement and set public hearing for April 20, 2010. Motion seconded by Mayor Ouzan and passed by the following vote to wit:

AYES:	Ouzan, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	Moreno

ADJOURNMENT

There being no further business the meeting adjourned at 6:42p.m.

David B. Ouzan, Mayor

Attest:

Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN SPECIAL SESSION ON THE 27TH DAY OF APRIL, 2010 5:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

SPECIAL SESSION – 5:30P.M.

CALL TO ORDER

The special session portion of the agenda was called to order at 5:30p.m. by Mayor Ouzan.

ATTENDANCE

Mayor:	David B. Ouzan
Mayor Pro Tem:	John M. Moreno
Councilman:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilman:	Guillermo Hermosillo

PLEDGE OF ALLEGIANCE

Victor Carrillo, City Manager led those present in the Pledge of Allegiance

APPROVAL OF AGENDA

Motion was made by Mayor Pro Tem Moreno to approve the agenda, seconded by Councilman Romero and passed by the following vote to wit:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None
ABSTAIN:	None

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

No public comments.

BUSINESS

UNIVERSAL RESOLUTION APPOINTING AUTHORIZED AGENTS ON BEHALF OF THE CITY OF CALEXICO FOR THE PURPOSE OF OBTAINING STATE FINANCIAL ASSISTANCE UNDER THE CALIFORNIA DISASTER ASSISTANCE ACT.

Motion was made by Mayor Pro Tem Moreno to adopt universal resolution appoint authorized agents on behalf of the City of Calexico for the purpose of obtaining State financial assistance under the California Disaster Assistance Act. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Romero, Castro, Hermosillo
NOES:	None
ABSENT:	None

APPROVAL OF THE PROJECT APPLICATION AND APPOINTMENT OF THE CITY MANAGER AS THE AUTHORIZED AGENT OF THE CITY OF CALEXICO FOR THE PURPOSE OF OBTAINING EMERGENCY FEDERAL FINANCIAL ASSISTANCE

Motion was made by Mayor Pro Tem Moreno to approve the project application and appointment of the City Manager as the authorized agent of the City of Calexico for the purpose of obtaining emergency Federal Financial Assistance. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Romero, Castro, Hermosillo
NOES:	None
ABSENT:	None

ADJOURNMENT

There being no further business the meeting adjourned at 5:36p.m.

_____
David B. Ouzan, Mayor

Attest:

_____
Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN REGULAR SESSION ON THE 4TH DAY OF MAY, 2010 6:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

CLOSED SESSION – 5:30P.M.

CALL TO ORDER

The Closed Session portion of the agenda was called to order at 5:30p.m.

ATTENDANCE

Mayor:	David B. Ouzan
Mayor Pro Tem:	John M. Moreno
Councilman:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilman:	Guillermo Hermosillo

The City Council convened into Closed Session at 5:30p.m. to discuss the following:

A. CONFERENCE WITH LABOR NEGOTIATORS
Agency Representatives: Victor M. Carrillo, Judith Hashem, Rosalind Guerrero, Jessica Michelli.
Employee Organization: SEIU/CMEA; SEIU/Water-Wastewater Operators Assoc.; Supervisors Assoc.; Police officers Assoc.; Fire Fighters Assoc.; and Unrepresented Employees.

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: City Manager.

City Council reconvened from Closed Session at 6:25p.m.

Jessica Michelli, City Attorney reported that the City Council meet in closed session and discussed Item A and B. Direction was given, no reportable action.

REGULAR SESSION – 6:30P.M.

CALL TO ORDER

The regular session portion of the agenda was called to order at 6:30p.m. by Mayor Ouzan.

ATTENDANCE
(All Council members were present: Ouzan, Moreno, Castro, Romero, Hermosillo)

PLEDGE OF ALLEGIANCE

Councilman Romero led those present in the Pledge of Allegiance

APPROVAL OF AGENDA

Motion was made by Mayor Pro Tem Moreno to approve the agenda, seconded by Councilman Hermosillo and passed by the following vote to wit:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None
ABSTAIN:	None

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

Hector Araujo, Allied Waste Services Representative provided a hand-out and gave the City Council an update on the latest community cleanup that took place behind the Water Treatment Plant on April 10, 2010. He thanked the City of Calexico and staff for the cooperation of a successful cleanup and Allied Waste Services looks forward to do the next cleanup in the fall.

Mayor Ouzan stated that Item No. 11 and 16 will be pulled from the agenda.

Toni Halls stated that she lives less than a mile from the project that Allied Waste Services is proposing to expand on Dogwood Road. She said she did not know that a resolution of support was part of the agenda and came to the meeting to provide the City Council and those present information regarding the workshop that will be held tomorrow. Ms. Halls stated that the workshop came together due to several concerned residents and landowners within the area of the landfill. She thanked the City Council for delaying taking action on Item No. 16 and she would like the City of Calexico to have representation during the workshop because it is vital to understand what Allied Waste Services is planning to do.

Mayor Ouzan gave direction to Victor Carrillo, City Manager to have a staff member attend the workshop to take note and provide the City Council with an update.

PRESENTATIONS:

RECOGNITION AND APPRECIATION OF VARIOUS AGENCIES FOR THEIR ASSISTANCE DURING THE STATE OF EMERGENCY CAUSED BY THE APRIL 4, 2010 EARTHQUAKE

The City Council of the City of Calexico recognized and presented an appreciation award to the following agencies for their assistance during the State of Emergency caused by the April 4, 2010, earthquake:

1. Campesinos Unidos
2. American Red Cross
3. U.S. Border Patrol

4. California Department of Justice
5. Imperial County Sheriff Department
6. Calexico Neighborhood House
7. Allied Waste Services
8. El Centro Regional Medical Center
9. Brawley Fire Department
10. Imperial County Emergency Operation Center
11. Catholic Charities
12. Imperial County Narcotics Task Force
13. Imperial Irrigation District
14. Imperial County Fire Department
15. El Centro Fire Department
16. Imperial County Public Works – Road Division
17. Customs and Border Patrol Protection
18. Calexico Police Explorers
19. Calexico Transit

Mayor Ouzan also thanked the following agencies:

1. CALEMA
2. California Seismic Safety Commission
3. Cal-Global Technology
4. California Department of Public Health
5. West Shore Ambulance
6. Gold Cross Ambulance
7. San Diego World Metro Medical Service
8. Rural Metro Medical Service
9. Sunbelt Rentals
10. American Rent Fence
11. Salvation Army
12. East Valley Water District
13. Municipal Water District – Orange County
14. City of San Ramon
15. Yorba Linda Water District

Mayor Ouzan also recognized City staff for working very hard around the clock and going above and beyond their normal duties to help the City of Calexico.

PROCLAMATION IN APPRECIATION OF THE AMAZONAS (A NON-PROFIT GROUP) COORDINATION TO GATHER AND DELIVER SUPPLIES TO THOSE MOST AFFECTED BY THE APRIL 4, 2010 EARTHQUAKE

Mayor Pro Tem Moreno read and presented the proclamation in appreciation of the Amazonas (A Non-profit group) coordination to gather and deliver supplies to those most affected by the April 4, 2010 earthquake.

VETERANS APPRECIATION MONTH

Mayor Pro Tem Moreno read and presented the proclamation for Veterans Appreciation Month.

GENERAL COMMENTS BY COUNCIL MEMBERS/RDA BOARD MEMBERS

CONSENT

Mayor Ouzan stated again that Item No. 11 and 16 will be pulled from the agenda.

Councilman Romero pulled Item No. 7, 8 and 9.

Motion was made by Mayor Pro Tem Moreno, seconded by Councilman Hermosillo to approve consent agenda consisting of the following: Claim rejection – Zapata vs. City; Approve the Affidavit of Warrants paid for January 2010; Approve the Affidavit of Warrants paid for February 2010; Approve the Affidavit of Warrants paid for March 2010; Adopt resolutions related to April 4, 2010 earthquake and aftershocks and ratification of various emergency actions: a. Approving declarations issued by City Manager related to the Earthquake emergency. b. Declaring the continuing existence of the local emergency, suspending the public bidding requirements, and ratifying the expenditures and contracts by the City Manager since April 4, 2010; Adopt a resolution to extend provisions of California Penal Code Section 396 relating to unfair business practices within the City of Calexico during and shortly after the Proclamation of a state of emergency for an additional 30-day period; Authorize the City Manager to sign an Agreement with AE Consulting, Inc. for design services of new signs, runway end identifier lights (REIL), precision approach path indicator (PAPI), marking and relocated segmented circle at the Calexico International Airport; Authorize the Director of Utility Services to sign Change Order No. 7 with Cora Constructors, Inc. for construction services for the Eastside Water Reservoir Project, Authorize Director of Utility Services to file Notice of Completion for the Eastside Water Reservoir Project; Approve additional scope of work for the Emerson Avenue Rehabilitation ARRA Project, motion passed by the following vote to wit:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None
ABSTAIN:	None

ITEM NO. 7 – ADOPT A RESOLUTION APPROVING FINAL PARCEL MAP OF CALEXICO RDA 10 THEATRE PARCEL MAP NO. 059-010-042

Councilman Romero stated the he thinks that Item No. 7 is a Community Redevelopment Agency item and he feels that this item should have been placed on the consent agenda item section of the Community Redevelopment Agency portion of the agenda.

City Manager Carrillo informed Councilman Romero that this item was previously approved by the Community Redevelopment Agency and now needs to be approved by the City Council.

Motion was made by Councilman Romero to adopt a resolution approving final parcel map of Calexico RDA 10 Theatre Parcel Map No. 059-010-042. Motion seconded by Mayor Pro Tem Moreno and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ITEM NO. 8 – ADOPT A RESOLUTION TO IMPLEMENT THE ATTACHED POLICY GOVERNING TRANSPORTATION OF HAZARDOUS MATERIALS

Councilman Romero inquired if the City needed to adopt a resolution when Item No. 8 is an internal issue.

City Manager Carrillo informed Councilman Romero that this item is comply with Federal and State laws that regulate the shipping and transportation of hazardous materials.

Motion was made by Councilman Romero to adopt a resolution to implement the attached policy governing transportation of Hazardous Materials. Motion seconded by Mayor Pro Tem Moreno and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ITEM NO. 9 – ADOPT A RESOLUTION REQUESTING THE GOVERNOR APPROVE THE MANZANITA CASINO IN THE CITY OF CALEXICO

Motion was made by Councilman Romero to adopt a resolution requesting the Governor approve the Manzanita Casino in the City of Calexico. Motion seconded by Mayor Pro Tem Moreno and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

BUSINESS ITEMS

ITEM NO. 15 – CONSIDER APPROVING A RESOLUTION DENOUNCING ARIZONA SENATE BILL SB 1070

Motion was made by Mayor Ouzan to adopt resolution denouncing Arizona State Bill 1070, a law imposing unfair and potentially illegal immigration regulations which will likely result in racial profiling of persons of color and limited English proficiency. Motion seconded by Mayor Pro Tem Moreno and passed by the following:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None

ITEM NO. 17 – CONSIDER AMENDING THE CONTRACT WITH THE CONVEYOR GROUP FOR TELEVISING CITY COUNCIL MEETINGS

Councilman Romero recommended that the City prepare a Request for Proposal and go through the bidding process for televising City Council meetings.

Mayor Pro Tem Moreno stated that he concurs with Councilman Romero and would like this item to go to bid.

Motion was made by Mayor Pro Tem Moreno to request that Item No. 17 go out to bid. Motion seconded by Councilman Hermosillo and passed by the following:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None

ITEM NO. 18 – BUDGET BALANCING/DEFICIT REDUCTION PLAN

Judith Hashem, Finance Director informed the City Council that the Finance Department has reviewed the budget to actuals as of the end of April and they do not have the April Financial Report because there are entries that have to be done. She said she will get that report out as soon as possible. She stated that in reviewing the General Fund revenues and expenditures she has found that they will likely be without the adjustment $150,000 short. She said that in order to balance the budget at this point in time the City needs to make the following adjustments: $75,000 will be taken from Asset Forfeiture, $33,000 will be cut from Library, Cultural Arts and Carnegie Library, and the remaining balance will be from part-time employee lay-offs.

Councilman Romero stated that it is unfortunately news but it is necessary. He applauded the City Manager, Finance Director and staff for taking the necessary measures to get the City to this point.

ITEM NO. 19 – FUTURE AGENDA ITEMS

Rudy Alarcon, Calexico Police Officers Association (CPOA), 420 5th Street, Calexico, CA stated that as an association they have come forward to the City in an attempt to assist with the budget deficit. He said that they have made a proposal which was provided to the City Manager in late January, early February. He said that since then they have not heard anything back from the City Manager nor the City Council. Mr. Alarcon said that the CPOA asked to share the burden with the City by offering furloughs which is done in good faith and they have still not received a response. He requested that the City Council give direction to the City Manager to meet with CPOA and/or acknowledge and give update on the proposal they submitted.

City Manager Carrillo stated that next Thursday he will be having meetings with the different bargaining units.

Luis Casillas stated that people are going to lose their jobs and someone needs to take charge. He said that the community, stakeholders and the people that are here now deserve better. He stated that the City needs to be transparent and they need to tell the people the truth. Mr. Casillas said that the City has Department Heads with $150,000-$180,000 salaries out of control.

Mayor Ouzan requested a public budget workshop this week to present the numbers as they are.

Mayor Pro Tem Moreno requested that staff aggressively pursue in this time of crisis renewable energy.

SPECIAL SESSION – 6:30P.M.

APPOINTMENT OF ALTERNATE MEMBERS FOR THE SPECIAL FINANCING AUTHORITY JPA

Councilman Hermosillo volunteered to be the alternate member for the Special Financing Authority JPA.

ADJOURNMENT

There being no further business the meeting adjourned at 7:53p.m.

_____
David B. Ouzan, Mayor

Attest:

_____
Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN REGULAR SESSION ON THE 18TH DAY OF MAY, 2010 6:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

CLOSED SESSION – 5:30P.M.

CALL TO ORDER

The Closed Session portion of the agenda was called to order at 5:30p.m.

ATTENDANCE

Mayor:	David B. Ouzan
Mayor Pro Tem:	John M. Moreno
Councilman:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilman:	Guillermo Hermosillo

The City Council convened into Closed Session at 5:30p.m. to discuss the following:

A. CONFERENCE WITH LABOR NEGOTIATORS
Agency Representatives: Victor M. Carrillo, Judith Hashem, Rosalind Guerrero, Jennifer Lyon.
Employee Organization: SEIU/CMEA; SEIU/Water-Wastewater Operators Assoc.; Supervisors Assoc.; Police officers Assoc.; Fire Fighters Assoc.; and Unrepresented Employees.

B. RDA ITEM: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: UFW, Gun Club, Finnigan Parcel
Negotiators: Victor Carrillo, Rosalind Guerrero, Luis Estrada, Jennifer Lyon, Agency Advisor Marshal Linn of Urban Futures
Under Negotiation: Price and terms of payment
Negotiating Parties: Charles Company/Corsair LLC

City Council reconvened from Closed Session at 6:26p.m.

Jennifer Lyon, City Attorney reported that the City Council meet in closed session and discussed Item A and B. Direction was given to City and agency negotiators, no reportable action.

REGULAR SESSION – 6:30P.M.

CALL TO ORDER

The regular session portion of the agenda was called to order at 6:31p.m. by Mayor Ouzan.

ATTENDANCE

(All Council members were present: Ouzan, Moreno, Castro, Romero, Hermosillo)

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Moreno led those present in the Pledge of Allegiance

APPROVAL OF AGENDA

Motion was made by Mayor Pro Tem Moreno to approve the agenda, seconded by Councilman Hermosillo and passed by the following vote to wit:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None
ABSTAIN:	None

PRESENTATION:

GREEN SOLAR COMPANIES

Dennis Krueger, Green Solar Companies made a presentation regarding Green Solar panels and their technology.

Ana Maria Farias stated that Green Solar Companies can help build a strategic plan that the City needs for the Redevelopment and recovery. She said that Washington, D.C. allocated billions of dollars to try to create jobs in green solar and energy.

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

Miguel Figueroa, Executive Director of the Calexico New River Committee introduced Jose Angel from the State Water Regional Board.

Mr. Angel made a PowerPoint presentation regarding the status update on the funding made available to create a strategic plan and move ahead for the New River Improvement Project.

Eric Reyes, Executive Director of the Institute of Socio-Economic Justice, 541 Main Street, Brawley, CA said that 2 ½ years ago the City Council entered into an agreement with the Institute to write a grant with Caltrans regarding farmworkers transit. He said that the Institute completed the grant and would like to make a presentation on the next City Council meeting regarding the exciting things that have happened regarding the grant.

Mayor Ouzan requested that Mr. Reyes make his presentation on June 1, 2010.

GENERAL COMMENTS BY COUNCIL MEMBERS/RDA BOARD MEMBERS

No general comments by Council members/RDA Board members.

CONSENT

Motion was made by Mayor Pro Tem Moreno, seconded by Councilman Hermosillo to approve consent agenda consisting of the following: Approve claim rejection – Escanuela vs. City; Approve the Affidavit of Warrants paid for April, 2010; Adopt resolutions related to April 4, 2010 earthquake and aftershocks and ratification of various emergency actions: a. Approving declaration issued by City Manager related to the earthquake emergency, b. Declaring the continuing existence of the local emergency; suspending the public bidding requirements; and ratifying the expenditure and contracts by the City Manager since April 4, 2010; Adopt a resolution to levy Community Facilities District (CFD) 2005-1 (Hearthstone) for fiscal year 2010-2011; Adopt a resolution in support of Assembly Concurrent Resolution ACR 160, to designate the portion of California State Route 111, between Interstate * and California State Route 78, as the Imperial Valley Pioneers Highway; Adopt a resolution for acceptance of grant funds for year 2009-10, upon approval of resolution for acceptance of funds, notification will be made to the County's Administrative Office to forward to the Supplement Law Enforcement Oversight Committee, these funds will provide salary/benefits/equipment for one (1) Police Officer; motion passed by the following vote to wit:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None
ABSTAIN: None

BUSINESS ITEMS

ITEM NO. 7 – CONSIDER ADOPTING AN INTERIM ORDINANCE ENACTING AN URGENCY MEASURE PROHIBITING COOPERATIVE, COLLECTIVE, OR OTHER FORMS OF MARIJUANA DISPENSARIES DURING A SPECIAL STUDY PERIOD FOR 45-DAYS

Rudy Alarcon, Calexico Police Officers Association (CPOA) said he was in opposition of Item No. 7. He stated that the City cannot afford to have a marijuana dispensary.

Luis Casillas, 1235 Pepper, El Centro, CA said he was also in opposition of Item No. 7.

Jim Neujahr, Police Chief informed that City Council that this ordinance will prohibit applicants from submitting applications until the City gets a better picture of what is going on seeing that the City does not have regulations.

Daniel Chairez stated that he was also in opposition of Item No. 7.

Motion was made by Councilman Romero to adopt an interim ordinance of the City Council of the City of Calexico enacting an urgency measure prohibiting cooperative, collective, or other forms of marijuana dispensaries during a special study period for 45-days. Motion seconded by Councilman Hermosillo and passed by the following:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None

ITEM NO. 8 – CONSIDER ADOPTING A RESOLUTION RELATED TO PAYMENT BY RDA OF SERAF

Motion was made by Mayor Pro Tem Moreno to adopt resolution requesting that the governor exempt the City of Calexico/Community Redevelopment Agency from payment of the 2009-2010 SERAF payment due to the recent disaster within the City. Motion seconded by Councilman Romero and passed by the following:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None

ITEM NO. 9 – CONSIDER ADOPTING A RESOLUTION SUPPORTING THE CALIFORNIA JOBS INITIATIVE

Motion was made by Mayor Pro Tem Moreno to adopt a resolution of the City Council of the City of Calexico supporting the California Jobs Initiative. Motion seconded by Councilman Hermosillo and passed by the following:

AYES: Ouzan, Moreno, Castro, Romero, Hermosillo
NOES: None
ABSENT: None

ITEM NO. 10 – CONSIDER APPROVING A RESOLUTION PROVIDING A POLICY STATEMENT WITH REGARD TO LAYOFFS FOR FISCAL YEAR 2010-2011

Lorena Minor-Montes, President of SEIU/CMEA said that 11-99 Officer down and as a dispatcher she was their eyes and ears. She stated that staff is always being told fairness across the board but with the approval of this resolution what the City is doing is creating animosity and divide the rest of the union members. She informed the City Council that if the Fire Department goes to put out a fire, how they will put out of fire without water that the employees are producing. She requested that the City Council not divide the employees.

Mayor Ouzan informed Mrs. Minor-Montes that no one has intention to divide the groups.

Police Chief Neujahr informed the City Council that Police and Fire Department are the shorts department that are within the City. He said that they have the most vacancies, cannot fill those vacancies and they do not want to have layoffs that will compound the vacancies that they currently have.

Mayor Ouzan inquired as to how many vacancies the Police Department has right now.

Police Chief Neujahr informed Mayor Ouzan that the Police Department has twelve (12) vacancies.

Pete Mercado, Fire Chief informed that City Council that the Fire Department is in the same position as the Police Department. He said that they are impacted the same.

Bill Hodge, 402 Clark Street, Calexico, CA said that the measurement of any community or City is how it treats the vulnerable, the ill, the senior's citizens and the youth. He said in addition how the citizens respect and maintain public safety. He stated that the City needs to think out of the box and challenges the City Council not to consider any layoffs at all.

Councilman Romero stated that he is a huge supported of public safety but the firefighters and the police officers are no different than the brothers and sisters that they have in other departments. He said that he would not support Item No. 10.

Mayor Pro Tem Moreno stated that he echo's Councilman Romero. He said that the City Council will be making a wrong choice if they divide employees.

Councilman Castro said that he is not in favor of laying off public safety.

City Council gave direction to Victor Carrillo, City Manager that layoffs should be the last resort throughout all departments.

Mr. Alarcon commended Mayor Ouzan for trying to bring forward a solution and did not see how this resolution would divide employees.

ITEM NO. 11 – ENFORCEMENT OF PARKING REGULATIONS IN THE CALEXICO DOWNTOWN AREA

Police Chief Neujahr informed the City Council that on April 4, 2010, the day of the earthquake the Police Department suspended all enforcement of parking regulations in the downtown area and still to this day they have not enforced the normal parking regulations. He recommended that effective June 1, 2010, the Police Department enforce the 2 hour parking, begin giving citations and hold off parking meters.

City Council gave director to staff to enforce 2 hour parking and remove meters.

ITEM NO. 12 – MEMORANDUM OF UNDERSTANDING (MOU) BY AND BETWEEN THE CITY OF CALEXICO, THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF CALEXICO, AND CORSAIR, LLC WITH RESPECT TO THE PROPOSED REALIGNMENT OF WEST 2ND STREET IN THE VICINITY OF THE CALEXICO INTERNATIONAL AIRPORT AND THE PROPOSED DEVELOPMENT OF A COMMERCIAL SHOPPING CENTER BETWEEN THE REALIGNED WEST 2ND STREET AND THE INTERNATIONAL BORDER

City Attorney Lyon recommended that the City Council continue the discussion on the MOU to a later date. She stated that as an alternative staff has prepared a resolution which voices the support of the City Council and RDA. She said that the resolution will allow the City Council and the Board to continue to support further negotiation on this project.

Motion was made by Councilman Romero to adopt a resolution of the City Council of the City of Calexico, California in support of further negotiations for the Gran Plaza Project, a new state of the art retail and outlet center. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ITEM NO. 13 – FUTURE AGENDA ITEMS

Mayor Pro Tem Moreno would like staff to explore a ballot measure for the Heffernan District and/or JPA.

INFORMATIONAL

ITEM NO. 14 – FINANCIAL REPORT FOR THE MONTH OF APRIL, 2010

City Council acknowledged receipt financial report for the month of April, 2010.

ITEM NO. 15 – STATUS REPORT ON NEW RIVER IMPROVEMENT

City Council acknowledged receipt status report on New River Improvement.

REDEVELOPMENT AGENCY BOARD

CONSENT

ITEM NO. 16 – SET PUBLIC HEARING FOR JUNE 1, 2010 FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

Motion was made by Mayor Ouzan to set public hearing for June 1, 2010. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ITEM NO. 17 – APPROVE STOREFRONT REBATE TO FREDDIE BAEZ, 937 IMPERIAL AVE. CALEXICO

Motion was made by Mayor Pro Tem Moreno to approve storefront rebate to Freddie Baez, 937 Imperial Avenue, Calexico. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

BUSINESS ITEMS

ITEM NO. 18 – FORMATION OF A SINGLE ENTERPRISE ZONE IN IMPERIAL COUNTY, INCLUDING ALL INCORPORATED CITIES

Daniel Fitzgerald, CCEZ Manager made a PowerPoint presentation regarding the formation of a single enterprise zone in Imperial County, including all incorporated cities.

Motion was made by Mayor Pro Tem Moreno to keep the Calexico County Enterprise Zone as is. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ITEM NO. 19 – MEMORANDUM OF UNDERSTANDING (MOU) BY AND BETWEEN THE CITY OF CALEXICO, THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF CALEXICO, AND CORSAIR, LLC WITH RESPECT TO THE PROPOSED REALIGNMENT OF WEST 2ND STREET IN THE VICINITY OF THE CALEXICO INTERNATIONAL AIRPORT AND THE PROPOSED DEVELOPMENT OF A COMMERCIAL SHOPPING CENTER BETWEEN THE REALIGNED WEST 2ND STREET AND THE INTERNATIONAL BORDER

Motion was made by Mayor Pro Tem Moreno to adopt a resolution of the Redevelopment Agency Board of the City of Calexico, California in support of further negotiations for the Gran Plaza Project, a new state of the art retail and outlet center. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

SPECIAL SESSION – 6:30P.M.

BUSINESS ITEM

ITEM NO. 1 – ADOPT A RESOLUTION TO SUBMIT AN APPLICATION TO THE CALIFORNIA STATE OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM DISASTER ASSISTANCE

Motion was made by Mayor Pro Tem Moreno to adopt resolution authorizing a submittal of an application to the California State Department of Housing and Community Development for funding under the CalHOME Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHOME program. Motion seconded by Councilman Hermosillo and passed by the following:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None

ADJOURNMENT

There being no further business the meeting adjourned at 8:39p.m.

David B. Ouzan, Mayor

Attest:

Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN SPECIAL SESSION ON THE 28TH DAY OF JUNE, 2010 5:00P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

SPECIAL SESSION – 5:00P.M.

CALL TO ORDER

The special session portion of the agenda was called to order at 5:00p.m. by Mayor Ouzan.

ATTENDANCE

Mayor:	David B. Ouzan
Mayor Pro Tem:	John M. Moreno
Councilman:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilman:	Guillermo Hermosillo

PLEDGE OF ALLEGIANCE

Councilman Romero led those present in the Pledge of Allegiance

APPROVAL OF AGENDA

Motion was made by Councilman Romero to approve the agenda, seconded by Mayor Ouzan and passed by the following vote to wit:

AYES:	Ouzan, Moreno, Castro, Romero, Hermosillo
NOES:	None
ABSENT:	None
ABSTAIN:	None

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

No public comments.

PUBLIC HEARING

MITIGATED NEGATIVE DECLARATION NO. 2010-01 FOR UNIFORM APPLICATION NO. 2009-03, DE LAS FLORES – 80 UNIT APARTMENT COMPLEX

Mayor Ouzan opened the public hearing at 5:02p.m.

Armando Villa, Assistant City Manager stated that this project was presented to the Planning Commission in March and they recommended that the Planning Department hold a public workshop. He said that the City held a public workshop at the Carnegie Library in which

neighboring residents were invited and were presented with the project merits. Mr. Villa stated that comments were gathered from the public workshop and presented to the Planning Commission at their last meeting. He said that the Planning Commissioners rendered a decision on the environmental document and their recommendation was to deny the project. Mr. Villa said that the project applicant submitted an appeal to the City Council as allowed by Municipal Code. He said that the project by itself does not require the approval Planning Commission or City Council because the Municipal Code allows projects of this size to be approved administratively. He stated what does need consideration with approval by Planning Commission and/or City Council is the environmental documentation associated with the project in the form of a negative declaration. Mr. Villa mentioned the mitigated negative declaration is a form of environmental clearance which identifies and inventories all the environmental impact of the project.

Sam Jack, 81730 HWY 111, Indio, CA thanked the City Council for allowing him to present the project and provided a brief description of the proposed project.

Jose Carlos Romero gave a PowerPoint presentation on the proposed project.

Amalia Rivera, 1113 Villa Sur, Calexico, CA said she is opposed to the construction of the complex. She stated that residents of Las Casitas Subdivision and surrounding neighborhood of the projected site are very concerned with traffic and safety issues. She said that she gave the Planning Commissioners a petition with 238 signatures of people who oppose the project.

Victoria Alvarez stated that she lives in Las Casitas Subdivision and is concerned with the safety of the children walking to school every day. She said that with the opening of the complex will bring additional traffic and there will be a need for Crossing Guard at De Las Flores and Eady Avenue.

Joe Alvarez, 630 W. Palm Avenue, Calexico stated that he was very upset because the City forgot to inform the residents of the appeal process, the residents were not explained about the appeal process nor did the City post the appeal process. He requested that the City Council deny and/or postpone the project due to the fact that the appeal process was not properly done.

Mayor Ouzan closed the public hearing at 6:07p.m.

Assistant City Manager Villa informed the City Council that the item before them is consideration of environmental document for the project and one of the issues is traffic. He said that staff recognizes that traffic was going to be one of the issues that is why staff requested a traffic analysis to make an assessment on the intersections and segments of streets that will be impacted. He stated that the project itself contributes about three percent (3%) to five percent (5%) of the total traffic impact in the area which is easily mitigatable by payment of fair share fees.

Mayor Ouzan inquired what the status is of HWY 98 expansion.

Assistant City Manager Villa informed Mayor Ouzan that Imperial Valley Association of Governments (IVAG) produced a transportation plan for the entire Imperial County and the segment of HWY 98 between Dogwood Road and HWY 111 is the number one priority project in

that plan. He said all the plans and specification for HWY 98 have been approved by the Department of Transportation (Caltrans). He stated that due to the economy at the State level the problem with this project is funding but it is next in line.

Councilman Castro inquired if De Las Flores Street could be changed from a two-way street to a one-way street.

Mr. Romero informed Councilman Castro if they make De Las Flores one-way street there will not be an entrance or exist.

Mayor Pro Tem Moreno stated that he spoke to Dr. Luna and the Calexico Unified School District does not have no intention to sell this particular parcel of land at this time. He said that the item before them tonight is an environmental issue and traffic is a big part of it. He said that hopefully Caltrans can come through with HWY 98 expansion.

Councilman Romero stated that one of the conditions specified is the Air Pollution Control District. He said two (2) letters where submitted to the City and there was no resolution between the Air Pollution Control District and the City.

Assistant City Manager Villa informed Councilman Romero that there was two (2) responses.

Mr. Romero informed Councilman Romero that the concerns from the Air Pollution Control District was dust control during construction. He informed them that they were going to mitigate that as part of the specification where the contractor will have water trucks and monitor the dust. He said that their other concern was the sweeping which is the drainage which in construction. Mr. Romero said that a Best Management Plan study done where they analyzed all the components that the project will generate and it was submitted to the Airport Pollution Control District.

Councilman Hermosillo felt that the project applicant has complied with all the conditions.

Motion was made by Councilman Hermosillo to adopt resolution approving Mitigated Negative Declaration No. 2010-01 with mitigation monitoring and report plan. Motion seconded by Mayor Pro Tem Moreno and passed by the following:

AYES:	Ouzan, Moreno, Castro, Hermosillo
NOES:	Romero
ABSENT:	None

ADJOURNMENT

There being no further business the meeting adjourned at 6:20p.m.

_____

David B. Ouzan, Mayor

Attest:

_____

Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN SPECIAL SESSION ON THE 1ST DAY OF DECEMBER, 2010 5:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

SPECIAL SESSION – 5:30P.M.

CALL TO ORDER

The Special Session portion of the agenda was called to order at 5:30p.m. by Councilman Romero.

ATTENDANCE

Mayor:	John M. Moreno
Mayor Pro Tem:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilwoman:	Maritza Hurtado
Councilman:	Bill Hodge

ABSENT

Mayor:	John M. Moreno
Mayor Pro Tem:	Luis J. Castro

(Mayor Pro Tem Castro arrived at 5:32p.m.)

PLEDGE OF ALLEGIANCE

John Renison led those present in the Pledge of Allegiance.

APPROVAL OF AGENDA

Motion was made by Councilman Hodge to approve the agenda, seconded by Councilwoman Hurtado and passed by the following vote to wit:

AYES:	Romero, Hurtado, Hodge
NOES:	None
ABSENT:	Moreno, Castro
ABSTAIN:	None

Mayor Pro Tem Castro arrived at 5:32p.m.

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

Carmen Estrada stated that about 1 ½ years ago CPAL requested the City Council authorization to develop the park located on Clinton Avenue and Zapata Street. She said that the City Council approved their request and CPAL has met the requirements to develop the park: prepared a design plan and requested donation. She mentioned that when they were already moving and taking out the dirt from the park she received a call from Nick Fenley, General Services Director who advised

her to tell the people who were removing the dirt to stop moving the dirt because there was a lawsuit against the City. Ms. Estrada inquired in the lawsuit was closed in order for CPAL to move along with their project.

Victor Carrillo, City Manager informed Ms. Estrada that since it was a public comment her request cannot be discussed. He offered to meet with Ms. Estrada on December 2, 2010 at 10:30a.m. to discuss her request along with General Services Director Fenley.

BUSINESS

APPROVE THE AFFIDAVIT OF WARRANTS PAID FOR OCTOBER, 2010.

Motion was made by Councilman Romero to approve the affidavit of warrants paid for October, 2010. Motion seconded by Councilman Hodge and passed by the following:

AYES:	Castro, Romero, Hurtado, Hodge
NOES:	None
ABSENT:	Moreno

ACKNOWLEDGE RECEIPT OF FINAL FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER, 2010

Oscar Gonzalez said he was very appalled that the City is in the red.

Motion was made by Councilman Romero to acknowledge receipt of final financial report for the month of September, 2010. Motion seconded by Councilwoman Hurtado and passed by the following:

AYES:	Castro, Romero, Hurtado, Hodge
NOES:	None
ABSENT:	Moreno

REQUEST CITY COUNCIL APPROVAL TO FUND AND HIRE TEMPORARY TRAFFIC CONTROLLERS FOR THE PERIOD BEGINNING DECEMBER 1, 2010, AND EXTENDING THROUGH JANUARY 2, 2011

Jim Neujahr, Police Chief informed the City Council that every year the area of Imperial Avenue is a mess during the holiday season. He said every intersection along Imperial Avenue get clogged to the point that traffic is backed up all the way to Jasper Road. Police Chief stated that the workers that the Police Department has right now can work during the day time and can help out in the evening but having them work from 8:00a.m. to 2:00a.m. is not doable. He said that in the past the Police Department has hired temporary part-time employees and they have them for the whole year. He stated that what he would like to do this year to cut expenses is hire seasonal type employees just for the month of December through January 2, 2011. Police Chief Neujahr said that the six (6) seasonal employees will only help with traffic control. He said that the funding for the seasonal employees will come from the vehicle impound account.

Councilwoman Hurtado stated that back in August the City Council approved the contract with Imperial Valley College (IVC) Work Study.

Police Chief Neujahr informed Councilwoman Hurtado that one of the problems with IVC Work Study is that they are based on need, students only get a certain amount of hours and they don't work on holidays.

Mr. Gonzalez said he supported this item and he does not think $20,000 is enough. He stated that safety and fire are the most two important elements in the community.

Motion was made by Councilman Romero to approve to fund and hire temporary traffic controllers for the period beginning December 1, 2010, and extending through January 2, 2011. Motion seconded by Councilman Hodge and passed by the following:

AYES:	Castro, Romero, Hurtado, Hodge
NOES:	None
ABSENT:	Moreno

ADJOURNMENT

There being no further business the meeting adjourned at 7:37p.m.

_____
Luis J. Castro, Mayor Pro Tem

Attest:

_____
Lourdes Cordova, City Clerk

THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY MET IN SPECIAL SESSION ON THE 11TH DAY OF JANUARY, 2011 5:30P.M. AT THE CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.

SPECIAL SESSION – 5:30P.M.

CALL TO ORDER

The Special Session portion of the agenda was called to order at 5:35p.m. by Mayor Moreno.

ATTENDANCE

Mayor:	John M. Moreno
Mayor Pro Tem:	Luis J. Castro
Councilman:	Daniel F. Romero
Councilwoman:	Maritza Hurtado
Councilman:	Bill Hodge

PLEDGE OF ALLEGIANCE

Councilwoman Hurtado led those present in the Pledge of Allegiance.

APPROVAL OF AGENDA

Motion was made by Councilman Romero to approve the agenda, seconded by Councilman Hodge and passed by the following vote to wit:

AYES:	Moreno, Castro, Romero, Hurtado, Hodge
NOES:	None
ABSENT:	None
ABSTAIN:	None

ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:

No public comments.

GENERAL FUND DEPARTMENTS

BUSINESS ITEMS

ACKNOWLEDGE OVERTIME REPORT FOR PAY PERIOD DECEMBER 2, 2010

City Council acknowledged receipt overtime report for pay period December 2, 2010.

ACKNOWLEDGE RECEIPT OF FINANCIAL REPORT FOR THE MONTH OF NOVEMBER, 2010

City Council acknowledged receipt of financial report for the month of November, 2010.

ACKNOWLEDGE RECEIPT OF NOVEMBER 30, 2010 INVESTMENT REPORT

City Council acknowledged receipt of November 30, 2010 investment report.

ENTERPRISE FUND DEPARTMENTS

APPROVAL OF UTILITY SERVICES DEPARTMENT BUDGET FOR FY 2010-2011. (CALEXICO INTERNATIONAL AIRPORT, SOLID WASTE, WATER TREATMENT PLANT, WATER DISTRIBUTION, WASTEWATER TREATMENT PLANT, WASTEWATER COLLECTION DIVISION AND TRANSIT)

Luis Estrada, Utility Services Director provided a brief summary of the Utility Services Department budget for FY 2010-2011.

Motion was made by Councilwoman Hurtado to approve the Utility Services Department budget for FY 2010-2011. Motion seconded by Councilman Romero and passed by the following:

AYES:	Moreno, Romero, Hurtado, Hodge
NOES:	Castro
ABSENT:	None

ADJOURNMENT

There being no further business the meeting adjourned at 7:49p.m.

_____
John M. Moreno, Mayor

Attest:

_____
Lourdes Cordova, City Clerk

AGENDA
ITEM

7

Item 7

Department of Alcoholic Beverage Control — State of California

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

TO: Department of Alcoholic Beverage Control
34-160 GATEWAY DR.
STE 120
PALM DESERT, CA 92211
(760) 324-2027

File Number: **558436**
Receipt Number: **2300832**
Geographical Code: **1302**
Copies Mailed Date: **June 15, 2015**
Issued Date:

DISTRICT SERVING LOCATION: **PALM DESERT**

First Owner: **ROMERO, CARMEN**
Name of Business: **MARISCOS EL TIMON**
Location of Business: **845 S IMPERIAL AVE**
CALEXICO, CA 92231-3152
County: **IMPERIAL**
Is Premise inside city limits? **Yes** Census Tract **0121.00**
Mailing Address: **236 E 1ST ST**
(If different from premises address) **PMB 3723**
CALEXICO, CA 92231-2730

Type of license(s): **41**

Transferor's license/name: Dropping Partner: Yes___ No___

License Type	Transaction Type	Fee Type	Master	Dup	Date	Fee
41 - On-Sale Beer And Wine	ORIGINAL FEES	NA	Y	0	06/15/15	$300.00
41 - On-Sale Beer And Wine	ANNUAL FEE	NA	Y	0	06/15/15	$350.00
NA	STATE FINGERPRINTS	NA	N	2	06/15/15	$78.00
NA	FEDERAL FINGERPRINTS	NA	N	2	06/15/15	$48.00
					Total	$776.00

Have you ever been convicted of a felony? **No**
Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? **No**
Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of IMPERIAL Date: June 15, 2015

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf, (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s) — Applicant Signature(s)

ROMERO, CARMEN — **See 211 Signature Page**

ROMERO, JOSE ANTONIO

AGENDA
ITEM

8

AGENDA STAFF REPORT

DATE: July 07, 2015

TO: Mayor and City Council

APPROVED BY: Richard N. Warne, Interim City Manager

PREPARED BY: John T. Quinn, Finance Director

SUBJECT: Warrants from June 03, 2015 to June 16, 2015

==========

Recommendation:

Approve the Affidavit of Warrants from June 03, 2015 to June 16, 2015.

Background:

The City Council approves the Finance Director's Affidavit of Warrants.

Discussion & Analysis:

Attached is a list of claims paid. These warrants have been reviewed and audited by the Calexico Finance Director. His affidavit is attached to this report.

Fiscal Impact:

Total disbursement is $1,483,626.99.

Coordinated With:

All Departments

Attachment:

Finance Director Affidavit of Warrants for June 03, 2015 to June 16, 2015.

AGENDA ITEM 8

City of Calexico

Finance Department

608 HEBER AVENUE • CALEXICO, CA 92231 • (760) 768-2130

AFFIDAVIT

I, JOHN T. QUINN, FINANCE DIRECTOR do hereby declare and certify that the claims against the City of Calexico from June 03, 2015 to June 16, 2015 in the amount of $ 1,483,626.99 are a valid and audited record of the purchases and reimbursements, and to the best of my knowledge, are a complete and accurate reflection of the bi-weekly warrants paid.

DATE: 6/17/15

BY: _____
John T. Quinn, Finance Director

Bank Reconciliation

Checks by Date

User: sfonseca
Printed: 06/17/2015 - 10:00AM
Cleared and Not Cleared Checks

Check No	Check Date	Name	Comment	Module	Clear Date	Amount
0	6/3/2015	LIEBERT CASSIDY WHITMORE		AP		7,004.50
0	6/3/2015	INGRAM LIBRARY SERVICES		AP		2,243.47
0	6/3/2015	NORMAN A TRAUB ASSOCIATES		AP		16,206.22
0	6/3/2015	CONVEYOR GROUP		AP		425.24
0	6/3/2015	HUNTER EMPLOYMENT SERVICES		AP		16,304.31
0	6/3/2015	AE CONSULTING, INC		AP		94,968.00
0	6/3/2015	QUILL CORPORATION		AP		91.20
0	6/3/2015	J & S AIR CONDITIONING		AP		8,928.50
0	6/3/2015	FIRE ETC		AP		5,573.79
0	6/3/2015	SPECTRUM		AP		600.00
0	6/3/2015	WAXIE SANITARY SUPPLY		AP		968.42
0	6/3/2015	INFOSEND, INC		AP		4,350.73
0	6/3/2015	ALLIED WASTE SERVICES 467		AP		99,516.66
0	6/3/2015	IID		AP		13.59
0	6/3/2015	DUNCAN PARKING TECHNOLOGIE		AP		760.58
0	6/3/2015	KRONOS, INC		AP		737.10
0	6/3/2015	LA BRUCHERIE IRRIGATION SUPPI		AP		7,516.60
0	6/3/2015	SCHOLASTIC, INC		AP		1,417.64
0	6/3/2015	HACH COMPANY		AP		2,783.61
0	6/3/2015	DEMCO, INC.		AP		87.75
0	6/3/2015	ENVIRONMENTAL WATER SOLUTI		AP		1,072.92
0	6/3/2015	MICHAEL J BOSTIC		AP		10,750.00
0	6/4/2015	DAVID TAUSSIG & ASSOCIATES IN		AP		464.92
0	6/4/2015	HINDERLITER, de LLAMAS		AP		586.12
0	6/4/2015	GT TRANSPORT		AP		480.00
1477	6/4/2015	AIRWAVE COMMUNICATIONS - IM		AP		2,800.15
1478	6/4/2015	ANTUNEZ SHELL		AP		1,540.25
1479	6/4/2015	MARICELA ARAMBULA		AP		1,302.00
1480	6/4/2015	AT&T		AP		227.92
1481	6/4/2015	CALEXICO DOOR & MOULDING		AP		2,170.90
1482	6/4/2015	CALEXICO TOWING SERVICE		AP		1,061.50
1483	6/4/2015	CALIFORNIA ENVIRONMENTAL C(		AP		21,101.62
1484	6/4/2015	CARLOS NEON SIGNS		AP		5,503.10
1485	6/4/2015	CAROLLO ENGINEERS,INC.		AP		1,423.50
1486	6/4/2015	CASA BLANCA REAL ESTATE		AP		595.00
1487	6/4/2015	CHARLES COMPANY		AP		345.00
1488	6/4/2015	CORBIN WILLITS SYSTEM, INC		AP		1,236.40
1489	6/4/2015	D'POLY MEXICAN FOOD		AP		866.92
1490	6/4/2015	DYNAMIC CONSULTING ENGINEE		AP		4,640.00
1491	6/4/2015	EBS SCANTRACKER		AP		229.00
1492	6/4/2015	EL BATMAN AUDIO THORITY		AP		240.00
1493	6/4/2015	FIVE STAR ELECTRIC		AP		58,850.09
1494	6/4/2015	GIBSON & SCHAEFER, INC		AP		731.26
1495	6/4/2015	IMP CO COMMUNITY & ECONOMI(		AP		8,398.05
1496	6/4/2015	IMPERIAL VALLEY PRESS		AP		263.02
1497	6/4/2015	CARMEN A. LOPEZ		AP		300.00

Check No	Check Date	Name	Comment	Module	Clear Date	Amount
1498	6/4/2015	MTZ MOBILE SERVICE		AP		1,588.00
1499	6/4/2015	ORIGINAL SID BLACKMAN PLUMI		AP		232.13
1500	6/4/2015	PITNEY BOWES GLOBAL FINANCL		AP		579.17
1501	6/4/2015	R&H CLEAN-TEK		AP		1,536.00
1502	6/4/2015	READ/SAN DIEGO		AP		105.00
1503	6/4/2015	SAN DIEGO STATE UNIVERSITY		AP		140.00
1504	6/4/2015	SOUTH CA MUNICIPAL ATHLETIC I		AP		70.00
1505	6/4/2015	VERIZON WIRELESS		AP		5,482.54
1506	6/4/2015	MANUEL YANEZ		AP		1,200.00
0	6/10/2015	VERITAS ASSURANCE GROUP		AP		4,300.00
0	6/10/2015	WITTMAN ENTERPRISES, LLC		AP		4,619.57
0	6/10/2015	HOLMAN PROFESSIONAL		AP		709.92
0	6/10/2015	THE HOLT GROUP, INC		AP		5,227.17
0	6/10/2015	ALL-VALLEY FENCE & SUPPY		AP		1,175.00
0	6/10/2015	MSC INDUSTRIAL SUPPLY CO		AP		4,758.66
0	6/10/2015	PLUMBERS DEPOT INC.		AP		419,260.28
0	6/10/2015	ALLIANT INSURANCE SERVICE		AP		3,000.00
0	6/10/2015	HUMANE SOCIETY OF IMPERIAL C		AP		1,035.00
0	6/10/2015	BIESCO		AP		3,912.87
0	6/10/2015	PINNACLE INSURANCE ADMN		AP		57,712.28
0	6/10/2015	IID		AP		21,139.44
0	6/10/2015	HUNTER EMPLOYMENT SERVICES		AP		12,438.00
0	6/10/2015	DEMCO, INC.		AP		609.13
0	6/10/2015	THE MC MARKETING		AP		600.00
0	6/10/2015	PUN & McGEADY, LLP		AP		6,769.44
0	6/10/2015	ATD-AMERICAN CO.		AP		1,028.58
0	6/10/2015	K-C WELDING & RENTALS, INC		AP		115,413.07
0	6/10/2015	PARKER DESIGN AND CONSTRUC		AP		143,256.00
1507	6/10/2015	I V WELDING & MECHANICAL		AP		19,760.87
0	6/11/2015	ARC IMAGING RESOURCES		AP		367.50
1508	6/11/2015	SAUL AGUILAR		AP		695.00
1509	6/11/2015	AM COPIERS, INC		AP		125.00
1510	6/11/2015	AMERICAN WATER WORKS ASSOC		AP		457.33
1511	6/11/2015	AT& T		AP		1,047.20
1512	6/11/2015	AT&T		AP		5,412.88
1513	6/11/2015	BergerABAM		AP		8,000.00
1514	6/11/2015	CALEXICO CHAMBER OF COMMEI		AP		50.00
1515	6/11/2015	CALIFORNIA FIRE CHIEFS ASSOCI		AP		250.00
1516	6/11/2015	CALIFORNIA SUPER MARKET		AP		200.20
1517	6/11/2015	CALIFORNIA SUPER MARKET		AP		11.76
1518	6/11/2015	CHEVRON USA		AP		1,275.34
1519	6/11/2015	COMPUTER FORENSICS INTERNAT		AP		21,457.60
1520	6/11/2015	COUNTY OF IMPERIAL		AP		51,454.00
1521	6/11/2015	CROWN AWARDS		AP		276.64
1522	6/11/2015	DELL MARKETING, LP		AP		4,660.44
1523	6/11/2015	DEPARTMENT OF JUSTICE		AP		1,268.00
1524	6/11/2015	EASTON AVIATION, LLC		AP		16.50
1525	6/11/2015	JOSIE B FELIX		AP		300.00
1526	6/11/2015	ALEJANDRA GALBAN		AP		31.00
1527	6/11/2015	TERESA GOMEZ		AP		200.00
1528	6/11/2015	GREATAMERICA FINANCIAL SV		AP		266.75
1529	6/11/2015	IMP CO AREA AGENCY ON AGING		AP		1,500.00
1530	6/11/2015	IMP CO OFFICE OF EDUCATION		AP		12,500.00
1531	6/11/2015	FEDERICO MIRANDA		AP		1,330.00
1532	6/11/2015	NS CONSTRUCTION INC		AP		10,016.67
1533	6/11/2015	DAVID OUZAN		AP		300.00

Check No	Check Date	Name	Comment	Module	Clear Date	Amount
1534	6/11/2015	CESAR RODRIGUEZ		AP		200.00
1535	6/11/2015	DANIEL ROMERO		AP		300.00
1536	6/11/2015	SHRED-IT		AP		157.25
1537	6/11/2015	THE GAS COMPANY		AP		26.84
1538	6/11/2015	WAL-MART COMMUNITY		AP		1,979.87
0	6/16/2015	MICHAEL J BOSTIC		AP		8,750.00
0	6/16/2015	PINNACLE MEDICAL CLAIMS		AP		112,877.55
1539	6/16/2015	STATE WATER RESOURCES CONTR		AP		530.00
					Total Check Count:	110
					Total Check Amount:	1,483,626.99

AGENDA ITEM

9

AGENDA STAFF REPORT

DATE: July 7, 2015

TO: Mayor and City Council

APPROVED BY: Richard N. Warne, City Manager

PREPARED BY: Mark J. Austin, Interim City Attorney
Nick Servin, Public Works Director/City Engineer

SUBJECT: Resolution of the City Council of the City Of Calexico, California, Declaring that a Slope Easement, to the Extent it Exists on Parcel 4 of Parcel Map No. 58-40-33, in the City of Calexico, has not been used for the Purpose for which it was Dedicated or Acquired for the Preceding Five Years, and Summarily Vacating Said Easement Pursuant to Streets and Highways Code Sections 8333 and 8335

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Recommendation:

Approve the attached resolution, which (1) declares that a slope easement, to the extent it exists on Parcel 4 of Parcel Map No. 58-40-33, has not been used by the City for the purpose for which it was dedicated or acquired for the preceding five years, and (2) summarily vacates the easement pursuant to Streets and Highways Code sections 8333 and 8335.

Background:

On May 11, 2015, the Successor Agency to the Community Redevelopment Agency of the City of Calexico ("Successor Agency") entered into a Real Estate Purchase Agreement ("Agreement") with the United States of America ("United States") to sell certain Successor Agency property (the "Property") to the United States for use as a border crossing. This sale is currently scheduled to close on July 29, 2015.

The Preliminary Title Report for this sale, issued by First American Title Company, shows that the City owns an easement over a portion of the Property, for "slopes and incidental purposes" (the "Easement").

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The only evidence for the existence of the Easement is the fact that it is depicted on the City's Parcel Map No. 58-40-33, which shows that the Easement is 15-feet wide and runs along a portion of

Parcels 2, 3, and 4 as shown on that map. No other evidence for the Easement has been found by First American Title Company or by City staff.

The City Attorney's office and City staff have investigated the origins of the Easement and have been unable to find any documents showing how or when it was created. In fact, the Parcel Map contains no language dedicating this Easement to the City, which is the normal means by which a public easement is created via a parcel map. Thus, the Easement could pre-date the map, and could be owned by someone other than the City.

Nevertheless, First American Title Company states that it will not remove the Easement from the Preliminary Title Report, and the United States has said that it will not purchase the Property from the Successor Agency, unless the Easement is vacated by the City to the extent it covers the Property to be purchased by the United States.

Of the parcels shown on parcel Map No. 58-40-33, the only parcel in which the United States is acquiring an interest under the Agreement is Parcel 4. Thus, the City need only vacate the Easement to the extent it covers a portion of Parcel 4.

City staff is not aware of any evidence that the City has ever used the Easement, and believes that the City has never used it at all. In addition, City staff is not aware of any public-utility facilities that are in the area of the Easement or that would be affected by the vacation of the Easement.

Discussion & Analysis:

California Streets and Highways Code sections 8333 and 8335 permit the City to summarily vacate any public service easement in the event the easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation, and if there are no public-utility facilities that would be affected by the vacation.

Those code sections apply here, for it appears that, assuming the City does own the Easement, it has never used it. Moreover, the City will have no need for it in the future because the subject Property is going to be used as a border crossing by the Federal government. Thus, to facilitate the Successor Agency's sale of the Property to the United States, the City Council should vacate the Easement pursuant to the above-referenced code sections, to the extent the Easement covers a portion of Parcel 4 of Parcel Map No 58-40-33.

Coordinated With:

None.

Fiscal Impact:

None.

Attachment:

Resolution of the City Council of the City Of Calexico, California, Declaring that a Slope Easement, to the Extent it Exists on Parcel 4 of Parcel Map No. 58-40-33, in the City of Calexico, has not been used for the Purpose for which it was Dedicated or Acquired for the Preceding Five Years, and Summarily Vacating Said Easement Pursuant to Streets and Highways Code Sections 8333 and 8335.

Attachments:

Minutes for June 16 2015, March 5, 2013, March 30, 2010, April 27, 2010, May 4, 2010, May 18, 2010, June 28, 2010, December 1, 2010, January 11, 2011.

CITY COUNCIL RESOLUTION NO. 2015-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, DECLARING THAT A SLOPE EASEMENT, TO THE EXTENT IT EXISTS ON PARCEL 4 OF PARCEL MAP NO. 58-40-33, IN THE CITY OF CALEXICO, HAS NOT BEEN USED FOR THE PURPOSE FOR WHICH IT WAS DEDICATED OR ACQUIRED FOR THE PRECEDING FIVE YEARS, AND SUMMARILY VACATING SAID EASEMENT PURSUANT TO STREETS AND HIGHWAYS CODE SECTIONS 8333 AND 8335

WHEREAS, on or about May 11, 2015, the Successor Agency to the Community Redevelopment Agency of the City of Calexico ("Successor Agency") entered into a Real Estate Purchase Agreement ("Agreement") with the United States of America ("United States") to sell certain Successor Agency property (the "Property") to the United States for use as a border crossing; this sale is currently scheduled to close on July 29, 2015;

WHEREAS, the Preliminary Title Report relating to the sale, prepared by First American Title Company, shows that the City of Calexico ("City") owns an easement over a portion of the Property, for "slopes and incidental purposes" (the "Easement");

WHEREAS, the only evidence for the existence of the Easement is the fact that it is depicted on the City's Parcel Map No. 58-40-33, which shows that the Easement is 15-feet wide and runs along a portion of Parcels 2, 3, and 4 as shown on that map; no other evidence for the Easement has been found by First American Title Company or by City staff;

WHEREAS, investigation by City staff and the City Attorney's office reveals that it is not clear whether the City truly owns the Easement, for Parcel Map No. 58-40-33 does not contain language of dedication; thus, the Easement could pre-date the map, and could be owned by someone other than the City;

WHEREAS, nevertheless, First American Title Company states that it will not remove the Easement from the Preliminary Title Report, and the United States has said that it will not purchase the Property, unless the Easement is vacated by the City to the extent it covers the Property;

WHEREAS, of the parcels shown on Parcel Map No. 58-40-33, the only parcel in which the United States is acquiring an interest is Parcel 4; thus, the City need only vacate the Easement to the extent it covers a portion of Parcel 4;

WHEREAS, City staff is not aware of any evidence that the City has ever used the Easement; City staff believes that the City has never used the Easement at all; in addition,

City staff is not aware of any public-utility facilities that are in the area of the Easement or that would be affected by the vacation of the Easement;

WHEREAS, California Streets and Highways Code sections 8333 and 8335 permit the City to summarily vacate any public service easement in the event the easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation, and if there are no public-utility facilities that would be affected by the vacation;

WHEREAS, to facilitate the Successor Agency's sale of the Property to the United States, and because it appears that the City has never used the Easement, the City seeks to vacate the Easement pursuant to the above-referenced code sections, to the extent the Easement covers a portion of Parcel 4 of Parcel Map No 58-40-33.

NOW, THEREFORE, the City Council of the City of Calexico **DOES HEREBY RESOLVE** as follows:

Section 1. The foregoing recitals are incorporated herein by this reference.

Section 2. The City Council hereby finds and determines that the Easement referenced in the above recitals—consisting of a 15-foot slope easement shown on the City's Parcel Map No. 58-40-33, covering Parcels 2, 3, and 4 of that map—has not been used by the City for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the date of this Resolution.

Section 3. The City Council hereby finds and determines that there are no public-utility facilities that are in the area of the Easement, or that would be affected by the vacation of the Easement.

Section 4. Pursuant to Chapter 4 of Part 3 of Division 9 of the Streets and Highways Code, commencing with Section 8330—and in particular, Sections 8333 and 8335—the City hereby vacates and abandons the Easement to the extent the Easement covers Parcel 4 of Parcel Map No. 58-40-33.

Section 5. From and after the date this Resolution is recorded, the Easement will no longer constitute a public-service easement, to the extent the Easement covers Parcel 4 of Parcel Map No. 58-40-33.

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PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Calexico on this 7th day of July, 2015.

JOHN M. MORENO, MAYOR
CITY OF CALEXICO

ATTEST:

GABRIELA GARCIA, CITY CLERK
CITY OF CALEXICO

APPROVED AS TO FORM:
RUTAN & TUCKER LLP

MARK J. AUSTIN, CITY ATTORNEY

STATE OF CALIFORNIA)
ss.
COUNTY OF IMPERIAL)

I, GABRIELA GARCIA, City Clerk of the City of Calexico, California, **DO HEREBY CERTIFY**, that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Calexico held on the 7th day of July, 2015, and was carried by the following roll call vote:

AYES:	COUNCILMEMBERS:	
NOES:	COUNCILMEMBERS:	
ABSENT:	COUNCILMEMBERS:	

GABRIELA GARCIA, CITY CLERK
CITY OF CALEXICO

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AGENDA STAFF REPORT

DATE: July 7, 2015

TO: Mayor and City Council

APPROVED BY: Richard N. Warne, City Manager

PREPARED BY: Richard N. Warne, City Manager

SUBJECT: Authorization to Install Field Lights at Reisin Field

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Recommendation:

Authorize the installation of field lights at Reisin Field.

Background:

Field lights provide additional recreation opportunities for the residents of the community because they extend the daily and seasonal use of the fields. It is also cheaper to install field lights rather than construct new athletic fields.

Discussion & Analysis:

The installation of field lights has been discussed by several City Councils over the years. The City Council approved the use of $300,000 in Measure H funds for field lighting in the FY2015 budget. Discussions have been held with officials at the Imperial Irrigation District to determine if they would be willing to participate in this project by making a cash donation or donating some of the materials. So far there has been no commitment from them, but talks are continuing.

Fiscal Impact:

The City will use $300,000 in Measure H funds previously approved by the City Council for field lighting for this project.

Coordinated With:

Finance Department.
Public Works Department.
City Engineer.

Attachment:

None.

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