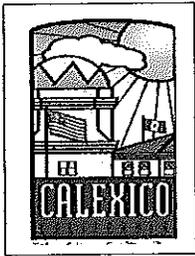


**AGENDA  
ITEM**

**5**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014  
**TO:** Mayor and City Council  
**APPROVED BY:** Richard N. Warne, Interim City Manager *RW*  
**PREPARED BY:** Gabriela T. Garcia, Deputy City Clerk *GTG*  
**SUBJECT:** Approval of City Council Meeting Minutes  
=====

**Recommendation:**

City Council/Calexico Community Redevelopment Agency Successor Agency/ Calexico Financing Authority Minutes for Regular Meetings of September 2, 2014, September 16, 2014, Special Meetings of April 10, 2013, April 9, 2014, May 23, 2014, June 17, 2014, September 23, 2014.

**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 Regular Meetings of September 2, 2014, September 16, 2014, April 2, 2013 Special Meetings of April 10, 2013, April 9, 2014, May 23, 2014, June 17, 2014, and September 23, 2014 have been prepared for City Council review and approval.

**Fiscal Impact:**

None.

**Coordinated With:**

None.

**Attachments:**

Minutes for Regular Meetings of September 2, 2014, September 16, 2014, April 2, 2013 Special Meetings of April 10, 2013, April 9, 2014, May 23, 2014, June 17, 2014, September 23, 2014.



**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 17<sup>TH</sup> DAY OF JUNE, 2014 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 – 5:30 P.M.**

**CALL TO ORDER**

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

**ATTENDANCE**

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

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

**A. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT**

Title: Interim/Acting/Permanent City Manager  
(Govt. Code section 54957)

**B. CONFERENCE WITH LABOR NEGOTIATORS**

Agency Representative: City Attorney  
Unrepresented Employee: Interim/Acting/Permanent City Manager  
(Govt. Code section 54957.6)

The City Council reconvened from Closed Session at 6:44 p.m. Items A and B in closed session will be continued after open session.

**REGULAR SESSION – 6:30 P.M.**

**CALL TO ORDER**

The regular session portion of the agenda was called to order at 6:44 p.m. by Mayor Hodge.

**PLEDGE OF ALLEGIANCE**

Mayor Hodge led those present in the Pledge of Allegiance

**ATTENDANCE**

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

## APPROVAL OF AGENDA

City Attorney Jennifer Lyon stated that City staff would like to pull Item No. 7 from the City Council agenda, it will be placed on July 1, 2014, City Council agenda. In addition, she requested that Item No. 16 be moved prior to the consent agenda to accommodate the consultant.

Motion was made by Mayor Pro Tem Moreno to approve the agenda with changes requested by City Attorney, second by Councilman Kim to approve with questions. Councilman Kim stated that at the last City Council meeting he requested two (2) items that are not in the agenda: Extend water/sewer services to the new Border Patrol Station and California Street issues. These items need to be placed in the City Council agenda so City Council can discuss them. He mentioned that he would like these two (2) items in the next City Council meeting.

Motion was made by Mayor Pro Tem Moreno, seconded by Councilman Kim to approve the agenda with changes request by City Attorney. Vote was as follows:

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

## PRESENTATIONS

### A. Presentation by Gregory A. Walker, Huitt-Zollar on Calexico Border Intermodal Transportation

Mark Baza, Executive Director from Imperial County Transportation Commission (ICTC) provided a little bit of background on how the Calexico Border Intermodal Transportation Project began. He continue to state that they are presenting this item to City Council to provide the overall goals of this study and get consensus from the City Council as to the direction this study is heading. Mr. Baza stated that ICTC will be bringing the final study to the City Council in September for review, approval and recommendation of preferred alternatives.

Mr. Baza introduces Gregory A. Walker from Huitt-Zollars. Mr. Walker stated that this is a feasibility study for an Intermodal Transportation Center in downtown Calexico. Mr. Walker continued his presentation by informing the City Council of the goals, objectives, scope of work, and schedule of the Calexico Border Intermodal Transportation Center Feasibility Study.

Mr. Walker introduces Steve Castaneda from PRM who conducted the public outreach portion of the feasibility study. Mr. Walker informed the City Council of the different public outreach and surveys they performed in the City of Calexico (i.e. Stakeholders meetings, transit rider surveys, community workshops, transportation providers meeting)

Mr. Walker proceeded in informing the City Council of what the community would like to see in the Calexico Border Intermodal Transportation Center (i.e. bays, taxis stands, benches, kiosks, public restrooms, etc.). Mr. Walker mentioned there six (6) alternatives where the Calexico

Border Intermodal Transportation Center can be built. Mr. Baza informed the City Council that ICTC would like to narrow the locations down to three (3) in order to do a detailed analysis of each location which will include the cost so ICTC can apply for grants.

Councilman Kim stated that he is aware of the need in Calexico for better service. Councilman Kim questioned if the money being used to pay this feasibility is through a bond. Mr. Baza stated that ICTC received a grant for this study and it's not being paid out of a bond. Councilman Kim stated that his is concerned that having this facility in downtown Calexico will only be used transport the riders outside of Calexico to neighboring cities and they will not shop in Calexico. He would like to see that the alternative location be north of Calexico on HWY 98 or Cole Blvd. Councilmen Kim stated that his second concern is that this type of facility will create traffic congestion between all the transit providers therefore he would like to keep them scattered. He stated he would like to leave the local transit providers at their current locations.

Mayor Pro Tem Moreno commended ICTC for the outstanding presentation in research and graphing this information. He asked if the consideration of the expansion of the west port-of-entry was taken into account in the three (3) alternatives. Mr. Baza stated that they did but does not see any changes in ingress and digress from the current pedestrian location. Mayor Pro Tem Moreno stated that he has spoken to several downtown merchants that feel ability to walk downtown lends itself to sells enhancement. He stated that he likes the concept of the old RiteAid building because that puts them in a beeline from the border to 3<sup>rd</sup> Street in an area that is not dynamic from it once was. He stated that there were several businesses on 3<sup>rd</sup> Street once but is currently stagnate, so his preference would be in that area. He stated that the alternative on 1<sup>st</sup> Street between Heber Avenue and Blair will deviate riders from going into downtown.

Mayor Hodge stated that he also concurs with Mayor Pro Tem Moreno recommendation of looking into the old RiteAid building. He also stated he want to work hard with ICTC, constituents, subcommittees and groups to revitalize downtown. Mayor Hodge stated he would like to see a promenade and a more beautified area in downtown.

Councilwoman Hurtado stated that this facility will be catering to the riders needs and they will be able to have better facilities for their needs.

Councilman Castro asked Mr. Baza if the 3<sup>rd</sup> Street location will also be for the labor buses. Mr. Baza stated that potentially if they would like to be located there. Councilman Castro stated that for him it's a small property. He stated that the best location for him is 1<sup>st</sup> Street between Heber Avenue and Blair Avenue because the property is larger. He also stated that there is a huge need for a labor bus location because there are so many buses for labor workers. Councilman Castro also stated that the local transit provider transports about 12,000 seniors a month and he doesn't think it would be fair to move transportation to blocks away on 3<sup>rd</sup> Street. Mr. Baza assured Councilman Castro that this new transportation center would not impact any existing transportation hub.

- B. Presentation by Imperial Police Department in coordination with Calexico Police Department on Imperial Valley Gang Task Force

Police Chief Pompey Tabarez introduced Sergeant Lenard Barra from Imperial Police Department and Imperial County Gang Coalition. Mr. Barra introduced Obet Flores from U.S. Probation Office, Frank Cordova from U.S. Border Patrol, Gerardo Guerrero from U.S. Border Patrol and Frank Martinez from Imperial County Probation who are also members of the coalition. Mr. Barra stated that the coalition is made up of local, state and federal law enforcement agencies that meet once a month and talk about gangs that affect the Valley. Mr. Barra stated that the coalition would like to provide resources to the City of Calexico.

Councilwoman Hurtado asked if there is a study being done which identifies the gang activities in the city. In addition, Councilwoman Hurtado asked what type of resources the coalition would be providing the City. Mr. Flores explained that right now the coalition resources they have been providing are strictly on a volunteer basis. He mentioned that the coalition is getting together with law enforcement to communicate and create a better network because gang activities do not only occur in Calexico but throughout the Valley. Mr. Flores mentioned that the coalition would like provide resources to school as well. Mr. Flores stated that they are a self sustaining group and have no funding.

Mayor Pro Tem Moreno applauds the coalition for coming before the City Council and giving them a presentation. Mayor Pro Tem Moreno stated that outreach to schools is key and would like to assist the coalition from an educator's perspective.

Councilman Kim applauds the coalition for their efforts to save the community.

Mayor Hodge asked the coalition what would they like the City to support the coalition in. Mr. Flores stated that the coalition right now is only asking for Police Department staff to be part of their coalition and attend their monthly meetings. Mayor Hodge stated that the coalition have his full support. He stated that it is very important to have a coalition that can provide the necessary resources to keep our children with discipline, structure, good values and keep them staying out of trouble.

#### **ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:**

Board of Supervisor John Renison stated that the port-of-entry \$98 million dollar funding has cleared its first hurdle. He estimates that by August they will know if the port-of-entry will get funded. Supervisor Renison proceeded in congratulation ICTC for their work in the Calexico Border Intermodal Transportation Center which is much needed in Calexico and looks forwarding in having one soon. He also invited the City Council to a road workshop on Tuesday at 1:30p.m. at the County in which they will be talking about county roads and one of the items is the approach to Calexico in Anza and Hammer Road. Supervisor Renison stated the today the County Board of Supervisor approved to fund \$8 million in County roads. He mentioned that he has approached the Calexico Unified School District and they have provided him a letter requesting community benefit funds for the swimming pool. This letter will help them be in first position so when the monies are released in a few months they are in first position. He stated that it doesn't mean they are going to get it but the Community Benefit Committee will recommend to the Board of Supervisors and the Board will fund different projects. He recommends that the City Council also work with the CUSD to get on the same page.

Antonio Garcia stated that last month they traveled to Riverside, California and four (4) teams to a tournament hosted by L.A. Galaxy. They took eight (80) players of which three (3) of the teams went to the finals. They brought home three (3) second places, one (1) third place and La Copa. Mr. Garcia said that because they did such a great job L.A. Galaxy want to partner with them to host a tournament in Calexico in October. They are requesting that six (6) parks be available which they have most of them covered but Mr. Garcia is requesting assistance from the City to seed and provide maintenance to these parks. Teams from Nevada, Arizona and California will be coming to play in this tournament. Mr. Garcia proceeded in recognizing several individuals for their continuous support. Mr. Garcia also recognized the Calexico Parents League Team who just one the champion at the La Omadita Primera Division League in Mexicali. They are on their way to the national playoffs in Monterey, Nuevo Leon in November.

Honorable Judge Ruth Montenegro presented a plaque on behalf of the Calexico Police Athletic League to Joe Acuña who has been instrumental in the success of the league. She stated that he has volunteered countless hours and his own money in prepping the fields and supporting the league.

Veronica Toscano stated that she would like to congratulate all the kids that have been working hard for Calexico to receive a name and feel proud. In addition, she would like to thank their parents that even with their struggles they are doing their best to make the City of Calexico shine. Ms. Toscano asked the City Council for continuous support in maintaining the parks that will hopefully be used in October for the tournament.

Supervisor John Renison presented a plaque on behalf of Calexico Parents Athletic League to Enrique Dellorca and Daniel Gutierrez.

Armando Real stated his reasons why he supports the Calexico Parents Athletic League. He urged the City to help the Calexico Parents Athletic League as well as other organizations because they do what they do because they love Calexico.

Carmen Estrada stated that she is very proud of those who are in attendance because without money they have reached their goals. She continuous by stating that those in attendance have the heart, passion and drive to accomplish what they have done with no funds.

Councilman Castro stated that he would like to thank Mrs. Estrada for all the support she has given to this community especially the kids who have been able to accomplish so much. He also stated he would like to thank the parents, coaches and the Calexico Parents Athletic League team for their dedication and hard work.

Councilman Kim thanked Mrs. Estrada, Mr. Garcia and coaches for giving their lives to our kids for their future. They have even given their own money to fix the sprinklers. Councilman Kim stated that City staff needs to be diligent in maintaining these areas in good conditions.

Mayor Pro Tem Moreno thanked Mrs. Estrada for the work she does in this community.

Etna Cervantes stated she would like to thank all the coaches and is very proud of the children who participated in the L.A. Galaxy Tournament and everyone who made it possible.

Grecia Medina Estrada stated that she would like to recognize the Calexico Parents Athletic League team and congratulate the soccer team as well.

John Romo expressed his concern in the non-attendance of boards, committee and commission members. He asked if a letter has been sent to the members of the boards and committees that it's a requirement for them to attend on a regular basis and to submit a quarterly report. He asked the City Council if they have given direction to make it mandatory for board and committee members to attend the meetings. He stated that he will have it in the next agenda for City Council to enforce attendance as well as quarterly reports.

### **GENERAL COMMENTS BY COUNCIL MEMBERS**

Motion was made by Mayor Pro Tem Moreno to skip general comments by council members. Motion was seconded by Councilman Kim. Vote was as follows:

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

### **CONSENT**

Councilman Kim pulled Item No. 8, 9 and 11.

Motion was made by Mayor Pro Tem Moreno, seconded by Mayor Hodge to approve consent agenda consisting of the following: Approval of Application for Alcoholic Beverage License for DPoly Family Restaurants, Inc. – DPoly Mexican Food, 601 E. 2<sup>nd</sup> Street, Calexico, CA; Approval of Application for Alcoholic Beverage License for DPoly Family Restaurants, Inc. – DPoly La Taqueria, 1101 Paulin Avenue, Calexico, CA; Approval of warrant register of claims paid for the month of May 2014; Approval of Resolution authorizing the City Manager or his/her designee to execute grant application, standard agreement, and/or any documentation pertaining to the California State Department of Housing and Community Development CalHOME Program; Approval of a Resolution of the City of Calexico authorizing the submittal of an application to the California Department of Housing and Community Development for funding under the HOME Investment Partnerships Program and if selected, the execution of a standard agreement, any amendments thereto, and or any related documents necessary to participate in the HOME Investment Partnerships Program; Approval of a Resolution of the City Council of the City of Calexico authorizing the City Manager or his/her designee to execute grant application, standard agreement, and/or any documentation pertaining to the California State Department of Housing and Community Development CalHOME Manufactured Set-A-Side Program; Approval of a Resolution of the City Council of the City of Calexico authorizing the City Manager to finalize negotiations and execute a non-exclusive license agreement with T-Mobile West, LLC.; motion passed by the following vote to wit:

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

**ITEM NO. 8 – APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO AUTHORIZING THE CITY MANAGER OR HIS/HER DESIGNEE TO EXECUTE GRANT APPLICATION, STANDARD AGREEMENT, AND/OR ANY DOCUMENTATION PERTAINING TO THE U.S. DEPARTMENT OF JUSTICE OFFICE OF THE COMMUNITY ORIENTED POLICING SERVICES COPS HIRING PROGRAM (CHP)**

Councilman Kim congratulated the Calexico Police Department for looking into grants that will be submitted to fund School Resources Officers. Lieutenant Gerardo Gonzalo advised Councilman Kim that the grant application was a collaborate effort between Police Chief Pompey Tabarez, Officer Sundhal, Housing Manager Terri Nava, Grant Manager Rosalind Guerrero and himself.

Motion was made by Councilman Kim, seconded by Mayor Pro Tem Moreno to approve a Resolution of the City Council of the City of Calexico authorizing the City Manager or his/her designee to execute grant application, standard agreement, and/or any documentation pertaining to the U.S. Department of Justice Office of the Community Oriented Policing Services COPS Hiring Program (CHP). Motion passed by the following vote to wit:

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

**ITEM NO. 9 – APPROVAL OF RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO TO ADOPT A CONTINUING BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND AUTHORIZING THE EXPENDITURE OF FUNDS BY THE VARIOUS DEPARTMENTS**

Finance and Human Resources Director John Quinn stated that the purpose of this continuing resolution is to provide an extension to prepare the budget and provide the budget to City Council for adoption. Mr. Quinn stated that the code says that the City must have a budget adopted by the 1<sup>st</sup> meeting in July based on all of things that are happening the budget process this year has been delayed. This resolution will give the City ninety (90) days.

Councilman Kim stated that in the budget workshop and budget he would like to see more revenue. In addition, he would like to see that the general fund, enterprise fund and project fund be separate. Mr. Quinn advised Councilman Kim that he will provide as much detail in the budget as per his request.

Mayor Hodge asked if the City can do a brief workshop to invite the public and be beneficial to the City. Mr. Quinn advised Mayor Hodge that it's no secret that the City will more likely be running a deficit by the end of this fiscal year and the City will have to use reserves to balance

the budget. It is really important for the City Council to provide direction to staff and the public. Mayor Hodge asked Mr. Quinn if it is ok for the public to provide input. Mr. Quinn stated it is important for the public to provide input.

Motion was made by Councilman Kim, seconded by Mayor Pro Tem Moreno to approve a Resolution of the City Council of the City of Calexico to adopt a continuing budget for the fiscal year beginning July 1, 2014 and authorizing the expenditure of funds by the various departments. Motion passed by the following vote to wit:

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

**ITEM NO. 11 – APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2014-2015 PURSUANT TO ARTICLE XIIB OF THE CALIFORNIA CONSTITUTION**

Finance and Human Resources Director John Quinn stated that this resolution is to establish the appropriations limits and it is done every year. He mentioned that it is a legal requirement that is a budgetary control in the State Constitution and it sets out to do that the City does not over spend the revenue that the City collects every year. In the case of the City we well below the established limit. Mr. Quinn stated that it is calculated by cost of living increase and population factor.

Motion was made by Mayor Pro Tem Moreno, seconded by Councilman Kim to approve a Resolution of the City Council of the City of Calexico establishing the appropriations limit for fiscal year 2014-15 pursuant to Article XIIB of the California Constitution. Motion passed by the following vote to wit:

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

**ITEM NO. 12 - AUTHORIZATION FOR THE CITY MANAGER TO SIGN AN AGREEMENT WITH IMPERIAL VALLEY COLLEGE WORK STUDY PROGRAM FOR FISCAL YEAR 2014-2015**

Motion was made by Councilman Kim, seconded by Councilman Castro. Motion passed by the following vote to wit:

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

**ITEM NO. 13 – APPROVE REQUEST BY GRAN PLAZA LP TO EXTEND THE EXPIRATION OF THE TENTATIVE MAP FOR SIX YEARS PURSUANT TO GOVERNMENT CODE SECTION 66452.6(e)**

Public Works Director/City Engineer stated that his item is the extension of the final map.

Councilman Kim asked why the extension has to be six (6) years. Mr. Servin advised Councilman Kim that state law allows the extension to be up to six (6) years. Councilman Kim expressed his concern in extending it that long because this will cause a delay. Mr. Servin advised him that it's not in their best interest to extend because they get a better return in their money and have more options for their property if they record the map tomorrow but because of certain issues beyond their control they can't record, once the agreements with Caltrans and County are approved than they can record.

Motion was made by Councilman Kim to amend the request by Gran Plaza LP to extend the expiration of the tentative map for three (3) years. Motion was seconded by Councilman Castro. Vote was as follows:

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

Motion was made by Mayor Pro Tem Moreno, seconded by Councilwoman Hurtado to approve the request by Gran Plaza LP to extend the expiration of the tentative map for six (6) years pursuant to Government Code Section 66452.6(e). Motion passed by the following vote to wit:

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

**ITEM NO. 14 – REVERSION OF CALEXICO COURTHOUSE PROPERTY TO THE CITY OF CALEXICO**

Interim City Manager Andrew Takata stated that the City received a letter from the court that they are not planning on using the Calexico court building and the deed specifies that once they decide not to use it as a court it is to be reverted back to the City.

Motion was made by Councilman Kim, seconded by Councilman Castro. Motion passed by the following vote to wit:

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

**INFORMATIONAL ITEMS****ITEM NO. 15 – ACKNOWLEDE RECEIPT OF BUSINESS LICENSE DELINQUENCY REPORT FOR THE MONTH OF MAY 2014**

City Council acknowledged receipt of Business License Delinquency Report for the month of May 2014

**CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY****ITEM NO. 16 - APPROVAL OF RESOLUTION OF THE SUCCESSOR AGENCY OF THE CALEXICO COMMUNITY REDEVELOPMENT AGENCY APPROVING THE LONG-RANGE PROPERTY MANAGEMENT PLAN PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 34191.5 AND APPROVING CERTAIN RELATED ACTIONS**

Steve Dukett from Urban Futures stated that the item brought before City Council is one of the action required for the dissolution of the Redevelopment Agency. He stated that the Long-Range Property Management Plan was developed with provision to the health and safety code. In this particular case the plans includes nine (9) properties that include six (6) sites. This plan provides the selling of properties, transferring properties for government use, binding agreement for sell and purchase of properties. Mr. Dukett stated that this plan is required by law and the Department of Finance is expecting to receive the plan.

Mayor Hodge has a concern regarding the Callexico 10 Theatre property and asked Mr. Dukett if that means the City would need to sell the property. Mr. Dukett informed the Mayor Hodge that the plan specifies that this property will no longer be owned by the Successor Agency but will be owned by a private party and it would continue to be a theatre. Mr. Dukett also mentioned that the theatre has a land use right.

Councilman Kim asked if bonds were issued to buy or hold properties 3 to 6. Mr. Dukett advised Councilman Kim that it is possible that some bonds proceeds were used to buy these properties but it's more likely that it wasn't the case. Councilman Kim asked what funding source was used to obtain properties 3, 4, 5 and 6. Mr. Dukett advised Councilman Kim that this plan includes the time frame of when the properties were purchased and the purchase price. The plan does not include the acquisition documents which are records of the City but if it is the desire of the City Council he can help staff locate those documents and provide it to the City Council as backup. Councilman Kim stated that he would like to have the founding source for properties 3, 4, 5 and 6. Councilman Kim also stated that properties 3, 5 and 6 are leased and the leases are expired. Mr. Dukett informed Councilman Kim that properties 5 and 6 do have leases. Property 5 lease has expired and is now on a month to month basis. Property 6 does have lease extension options that can take them to lease the property to 2029.

Councilwoman Hurtado asked Mr. Dukett if there has been a timeframe for the disposition of the properties. Mr. Dukett advised Councilwoman that there is no timeframe.

Motion was made by Mayor Pro Tem Moreno, seconded by Councilwoman Hurtado to approve a resolution of the Successor Agency of the Calexico Community Redevelopment Agency approving the Long-Range Property Management Plan pursuant to California Health and Safety Code Section 34191.5 and approving certain related actions. Motion passed by the following vote to wit:

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

### **FUTURE AGENDA ITEMS**

Councilman Kim stated the he will do his work diligently for the best interest of the City. He would like to see more participation in the City Council meetings.

Mayor Pro Tem Moreno thanked Deputy City Clerk Gabriela Garcia for providing City Council the inventory of items requested by City Council. He stated he would like a presentation in the second meeting of July regarding the progress of these items. Mayor Pro Tem Moreno requested that once has appointed a City Manager he would like to have a team building workshop.

Councilman Castro congratulated the Recall Committee for exercising their right and now it time to redirect our energy and come together to work for the betterment of the City of Calexico. He stated that he would like to see more communication from the people and resolve any issues and/or concerns people may have on administration or directors. Councilman Castro stated that it is time to focus in the community and is willing to work with anybody in the City of Calexico.

Councilwoman Hurtado stated that the City Council needs to work together, practice more transparency for the citizens of Calexico and recognize the conflict of interest so the City Council can actually get along. Lack of transparency and conflict of interest has caused the City Council to be divided. She also stated that on Thursday they are having a Bi-National Alliance meeting in Mexicali to continue discussing the changes that are happing with the port-of-entry. The Chamber of Commerce will be having their annual Lava Lamp Award on the 26<sup>th</sup> of June. Councilwoman Hurtado thanked Mr. Servin for finally seeing road work going on around the City.

Mayor Hodge stated City Council will move forward and work together.

### **CLOSED SESSION**

The City Council convened in Closed Session at 9:23 p.m. to discuss Items A and B.

The City Council reconvened from Closed Session at 10:05 p.m. Item A and B were discussed, direction was given, no reportable action taken.

**ADJOURNMENT**

There being no further business the meeting adjourned at 10:05 p.m.

Attest:

\_\_\_\_\_  
Bill Hodge, Mayor

\_\_\_\_\_  
Gabriela Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 2<sup>ND</sup> DAY OF SEPTEMBER, 2014 AT 6:30 P.M. AT THE FERNANDO "NENE" TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXICO, CA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.**

**CALL TO ORDER**

Mayor Moreno called the meeting to order at 6:30 p.m.

**ATTENDANCE**

Mayor: John M. Moreno  
Council Member: Luis J. Castro  
Council Member: Maritza Hurtado  
Council Member: Bill Hodge

**ABSENT**

Mayor Pro Tem: Joong S. Kim  
*Councilman Kim arrived at 6:37 p.m.*

**PLEDGE OF ALLEGIANCE:**

Mayor Moreno led those present in the pledge of allegiance.

**APPROVAL OF THE AGENDA.**

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

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

**AWARDS, PRESENTATIONS, APPOINTMENTS AND PROCLAMATIONS**

**CITY OF CALEXICO PROCLAMATION FOR THE CALEXICO CELEBRATION OF "LAS FIESTAS PATRIAS, EL GRITO DE INDEPENDENCIA" SEPTEMBER 14, 2014.**

Mayor and Council Members each took turns reading from the Proclamation for the Calexico Celebration of "Las Fiestas Patrias". Proclamation was presented to Mr. Daniel Santillan and will be forwarded to the Mexican Consulate.

*Councilman Kim arrived at 6:37 p.m.*

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Carmen Durazo, President of Calexico Arts Council, a non-profit organization stated their support for the arts. The organization recently donated a twenty-five thousand dollar baby grand piano; they are working towards lighting at the Calexico Cultural Arts Center and continue to support Sandra Tauler and the Council for the arts. Mrs. Durazo invited the Council and all to a fundraiser on October 2, 2014 from 6-9 p.m. at the Cultural Arts Center "Celebrating the Piano and Music" and thanked Mayor Moreno for agreeing to MC the event. She announced performances by Mr. Lanuza, Roy Armenta, Natalie Lozano and Kevin Kelley at the event will have the unveiling of the donor wall of families who are participating.

Vincent Cuevas, 734 Dool Avenue stated the budget does not reflect enough employees at library to have it open on Friday and Saturday. He stated there are Measure H funds that can be used and the Council is not paying attention to residents because the library is not opening on week-ends. He also pointed out the library is listed as a cool-off location and it is closed on Friday and Saturday.

Alberto Chavira, spoke about his mobile home situation and stated his dissatisfaction for Mrs. Nava not assisting him with the problem. He stated his mobile home is not right and the City has not been able to fix it.

John Romo spoke about his concerns with the Housing Authority and the statements made by Ms. Shannon Roberts because they were wrong when stating the board was removed when in fact they stepped down.

Norma Aguilar, 839 Heber Avenue made an observation on the budget regarding the information relating to the pool and requested clarification on the money allocated and how it is structured because it stipulates there is \$3 million put forward by the City because this may cause misunderstandings. Clarification needed on portion of the \$3 million which is the money requested from Measure H by both the City and the School District which was turned down. The previous City Manager implemented it into the bond but as of yet this has not been presented to the school board. Requested the City speak to the Superintendent regarding this matter.

Christopher Wong informed of the debate for the election candidates and requested assisting from the City on the closing of streets to hold voter registration at the event. The event will be sponsored by the San Diego State University associated student body. Event will be held in mid October.

Councilwoman Hurtado recognized Christopher Wong was one of the founders of the Farmers Market.

Daniel Santillan, provided clarification on Mr. John Romo's statement and stated he failed to say that he and Robert Morales were also part of the Housing Authority Board. He stated that John did voluntarily step down, however the rest were removed from the Board. He also pointed out that the Housing Authority was in the red and when the Council took over they went then further in the red.

**CITY COUNCIL COMMENTS AND REPORTS OF MEETINGS ATTENDED**

Hurtado commented that the budget packet was received over the weekend and was impressed. She pointed out she appreciated various graphics and historical pictures in the budget.

Hodge stated he is on the pool committee and would like to continue on said committee.

Mayor Pro Tem Kim spoke about his recent experience with a Fire truck passing him and stated he was proud that the firemen know how to drive through traffic congested areas. He spoke the upcoming budget and stated he would not fail in his fiduciary duty for next year. He also spoke about teamwork for good or bad reasons. He hoped the City Council worked together for the best interest of the City.

Mayor Moreno congratulated Armando Real for putting up the boxing Academy because it is a good venue for the youth. He stated attended a meeting at the animal shelter to address needs at the shelter. He met with New River, Executive Director, Aracely Saucedo who will make a presentation to the Council. He thanked the Calexico Chamber of Commerce for the Back to Business Mixer which was very well attended and further stated he is looking forward to the 14<sup>th</sup> of September Fiestas Patrias "El Grito" celebration at the Gran Plaza Outlets.

**CONSENT CALENDAR**

Motion was made by Councilwoman Hurtado, seconded by Councilman Hodge to approve the Consent Agenda consisting of: City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority minutes for regular meeting of August 5, 2014, August 19, 2014, December 3, 2013 and December 17, 2013, November 19, 2014, October 1, 2013 and special meeting of May 21, 2014; Second Reading/Adoption of Regular Ordinance No. 1156 regarding local restrictions on outdoor use of water pursuant to statewide drought conditions. Motion passed by the following vote-to wit:

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

**PROPOSED FISCAL YEAR 2014-2015 BUDGET WORKSHOP.**

Mayor Moreno stated this is a workshop and there will be no action on this item and this document will be brought back in two weeks for discussion and possible action.

City Manager Warne stated the budget is the most important decision made by the City Council. City Manager reviewed the executive summary and stated the budget is challenging but manageable and the most difficult and challenging, political, financial, economic times since the Great Depression. He stated Calexico has a bright future and unlimited potential. Calexico is an ethnically and culturally rich and diverse community located on the border between California and Mexico. The Staff, City Manager and City Council are committed to a clean, attractive, and safe community; to the delivery of excellent municipal services; to high quality facilities and infrastructure; to the creation of a prosperous local economy; and to provide a responsible open and transparent City government.

He stated the City Council approved a strategic planning process and the development of a strategic plan at its July 15, 2014 meeting which will be part of what takes place this year. He reviewed the five strategic priorities as follows:

1. Land-use development
2. Economic Development
3. Infrastructure Development
4. Community Services
5. Financial Sustainability

He stated that everything the City will be involved in this year will be based upon these five strategy areas.

He stated the Proposed FY2014-2015 Calexico Budget is a financial plan, operations guide, policy document and a communications device and conforms to the highest national budget standards published by the Government Finance Officers Association (GFOA) of the United States and Canada. City Manager discussed the General Fund budget and stated it is balanced and will not need to use reserves. The General Fund will have revenues and expenditures of \$17,358,585. The fund balance remains unchanged at \$6,922,694. The general fund is broken down into Council, Administration, Engineering, Development Services, Public Works, Community Services, Police and Fire.

Mr. Warne stated there are 32 major accounting funds which can be thought of as separate businesses with their own sets of revenues, expenditures, assets and liabilities. He further stated that all funds are restricted with the exception of the General Fund which is the most important in terms of making sure the revenues equal expenditures. General Fund revenues can be used for anything as opposed to other funds which are restricted. He stated the City will spend \$44,107,000 overall in all the City funds.

He stated the City is proposing to add one (1) police officer and cut five (5) Hunter employees. He stated the City has been hiring temporary hunter employees and on July 15, the city had 79 temporary Hunter employees through the City and these employees are limited to 950 hours per year. This budget cuts five of these employees. He spoke of the organizational chart in section two which will flatten out the City organization as opposed to a more concentrated organization. He stated the City will spend \$ 18,027,466 on personnel costs. He spoke about cost pressures in the organization. He advised the City belongs to the Public Employees Retirement System (PERS) and they have changed the actuarial assumptions for longevity of the retiree which will result in an increase to safety employees of approximately 9% over the next five years. For miscellaneous employees the increase is 5%. He also discussed other items pushing up costs such as the health insured. The City is self-insured for the first \$ 75,000 and has a third party administrator but to cover the costs, the City insurance premium will increase by 13.2% and will pay premiums of \$2,008,477. He further stated the City's work force is too old to be self-insured and will be studying other alternatives to handle the employee health insurance. In addition four years ago the City through a federal grant hired four (4) firefighters which paid by the grant for the first two years. With the expiration of the grant last year, the General Fund absorbed \$ 170,940 and will have an additional expense of \$341,880 for the 2014-15 fiscal year.

He also addressed other costs to the City such as workers compensations claims, lawsuits and overtime. He stated the City's liability and workers compensations claims and lawsuits have increased. He stated that Calexico's liability insurance premium increase 91.6% from \$741,652 to \$1,421,676 and the workers compensation insurance premiums have increased 71.59% from 702,317 to \$1,205,129. He stated that the City currently has 38 open workers compensation claims and a Workers Compensation Management Committee has been formed to address these cases.

He addressed the Capital Improvements Projects which consisting of the following projects: 1) Acquire land, design and construct new fire station \$7,000,000 (Measure H Bond); 2) Rockwood Plaza Department of Housing and Community Development Park Grant \$210,700; 3) Heber Park Depart of Housing and Community Development Grant \$216,050; 4) Construction of Swimming Pool with Calexico Unified School District 3,000,000; 5) Recreation Field Lights Installation 300,000; 6) Adrian Cordova Park Phase I Construction 1,860,724; 7) Airport Runway Repaving Project FAA Grant (City Contributes 5%) 3,830,000, 8) Airport Land Swap 10,000; 9) Library Repairs and Improvements 100,000; 10) Community Center Repairs and Improvements 40,119, 11) Senior Hall Repairs and Improvements 50,000; 12) Cultural Arts Center Repairs and Improvements 80,000; 13) City Council Chamber and City Hall Improvements 170,000; 14) Fire Truck Lease Payment 204,869; 15) Fire Department Equipment Grant 56,000; 16) Police Department Building Improvements and Repairs 20,000; 17) Park Facilities Repair and Improvements and Purchase of Park Equipment 536,000; 18) Police Department Capital Equipment Purchases (Does Not Include Asset Forfeiture) 112,000; 19) Street Sweeper Caltrans Congestion Mitigation Air Quality (CMAQ) Grant 314,000; 20) Street Sweeper Caltrans Congestion Mitigation Air Quality (CMAQ) Grant 294,816; 21) Measure D Street Repair, Rehabilitation and Paving 2,000,000; 22) Highway Users Tax (HUTA) Gas Tax Street Repair, Rehabilitation 445,000; 23) Automated Water Meter Reading System (Radio Read System) 2,500,000; 24) Backhoe Purchase 110,000; 25) Dump Trick Purchase 80,000; 26) Skid Steer Purchase with Attachments 110,000; 27) Wastewater Treatment Plant Boiler and Igniter 125,000; 28) Wastewater Treatment Plant Digester #1 Upgrade 990,000; 29) New Wastewater Treatment Plant Design and Environmental Impact Report (EIR) 1,500,000; 30) Install SCADA System on Eight Sewer Lift Stations 100,000; 31) Vector Truck Purchase \$ 335,000.

He informed that 67% of the budget will go to public safety. City Manager stated a Code of Ethics is being proposed for City Council, Board and Commissions, committees and staff and also included an employee operating statement which articulates the values and philosophies the employees have as they conduct themselves and interact with the public. He stated the budget is a roadmap to make the community vision a reality. He thanked the following persons who were involved in the preparation of the budget: John T. Quinn, Teri Nava, Nick Servin, Nick Fenley, Erica Lacuesta, Sally Hernandez, Richard Reno, Gabriela Garcia, Liliana Falomir, all the other staff members for their contributions to the final document.

Mayor Moreno opened up for public comments on the budget and advised there would not take any action on this item and will be brought back in two weeks for approval.

Ben Horton, congratulations to the Staff and the public. He stated this is a living document that can be Calexico can be extremely proud of budget and we could make Calexico as the greatest City. He spoke about ethics and commended staff on a great job.

Maribel Padilla, AC Nogales, stated the budget was professional document. She asked about the Goals, Objectives and Performance Measures, # 16 - Purchase of three vehicles from the Stone Garden Grant and questioned if the City would be able to purchase them since the funds were used for overtime. She suggested getting body cameras for the Police Officers to try to save on the claims and lawsuits. She questioned why on the Police Department organizational chart the Sergeant is alongside the Lieutenants and not now below the Lieutenants. She also questioned how the Sergeant could be in charge of the investigations. Mrs. Padilla suggested having an outside person to handle investigations. Ms. Padilla requested a presentation by Police Chief Tabarez explaining how the Stone Garden grant works.

Guillermo Hermosillo, 1196 Margarita, spoke about a small concern, on all the allocations from Measure. He stated it was his understanding that the Measure H has not recommended the projects on the Budget. City Manager stated these recommendations will be presented to Measure H for recommendations.

John room commended the City Manager for his work on the budget and stated there is room for improvement.

Carmen Durazo thanked the City Manager and Staff for the budget. All needs have been addressed to some extent and commented that the Arts Commission is not listed on the organizational chart.

Mayor Pro Tem Kim asked if the City was cutting five officers. City Manager stated the City was not cutting any officers. The budget ads one officer cuts five temporary Hunter workers and referred him to page 87, Staffing Census for the coming fiscal year. Mr. Kim stated the City Manager is not adding any police officers because there were 31 positions budgeted last year and City Manager is cutting officers. He stated last year's budget had approved three more officers which were not hired therefore this budget is cutting officers. He asked about the COPS Grant funding and restated that the City Manager is cutting two police officers. Mr. Kim also asked about the Measure H monies. City Manager advised him there is \$ 850,000 allocated from Measure H supporting Police Operations. Mayor Pro Tem Kim asked if he would add two more officers. City Manager advised him that if you add more officers, you have to cut something else.

City Manager stated the budget is built for one additional Sergeant and stated that instead of five sergeants there will be six. City Manager stated Measure H money is allocated and this is the budget proposed. City Manager went to page 264 of the budget document it shows salary allocations which is in addition to the 67% of the general fund being allocated to safety.

Mayor clarified that there is \$850,000 from Measure H funds going to Police in additional to the salaries.

Kim asked about cutting five Hunter Employees. Mr. Kim stated he had an experience with new staff being trained. He stated that this takes time away from the City staff and it takes longer to service the community. He pointed out the need to have staff to stabilize the service to the community and not have hunter employees taking city staff time. Mr. Kim would like to see hiring more regular permanent employees and remove the temporary employees from hunter.

Mayor Pro Tem Kim stated he believed the City could build two or three swimming pools without the school district. He stated the School District will not have the money to build the swimming pool and the money from the State will be for next year's budget.

Councilman Hodge spoke on goals and objectives and stated he was happy to see we have them in the budget. He commended Mr. Quinn and Mr. Servin for their work. He asked about the strategic goals workshop. City Manager stated the Council will have a strategic planning session and budget can be modified. Councilman Hodge asked the Chief of Police how many men were needed in the police department to be fully staffed. Chief stated that Mr. Kim's questions for the two Measure H officers and the pending COPS grant officers not hired. Mr. Hodge asked Jennifer about the approval from the council to hire officers from Measure H funds and COPS Grant not being honored. Mrs. Lyon advised him the Council gets to direct and can make changes to the budget. Councilman Hodge asked what happened to the COPS Grant money. City Manager stated one officer is funded by COPS Grant and stated that the budget is balanced where it is and if you add more officers and the Measure H money has been transferred then something else needs to be cut, such as recreation.

Hodge asked if the City does not hire officers would the City be in trouble. City Manager advised him the COPS Grant is a discretionary grant and can be used for various expenses. City Manager listed the various allocations to the Police Department and all these funds together funds the Police Department at the Staffing Level and Capital Improvements Level. If you look at it, over the last three years, it gives the Police Department about three million dollars.

Mayor asked the Chief if adequate staffing in the department is four officers and one Sergeant however he is asking for five officers and one Sergeant. Police Chief Tabarez stated that in order to maintain four officers and one Sergeant you have to bump it at least one to make due for unprotectable benefits. He further stated that with four officers they are taking four hours of overtime for each pay period.

Mayor Moreno asked how the addition of this one more officer would affect the staffing. Chief stated he we will make do with what the Council gives the department but it factors in the overtime. Chief stated the \$750,000 in overtime have been added to the budget but it they are not getting anything in return.

City Manager stated he believed that the staffing level is adequate to provide the current level of service currently being provided. He further stated that if you adequately schedule and if you adequately exercise strong leadership and management at all levels of the organization, that you can live within this budget and not only provide the current level of service but a higher level of service.

Councilman Hodge stated the he felt there is an injustice towards the Police Department over the past year and part of the responsibility has to come from the Administration. He stated that no one has the right to criticize the Chief on his performance without having the resources for the department. He further stated the Chief has not been given the adequate chance to prove himself and continues to support him.

Councilwoman Hurtado stated this documents highlights the important points that a reader may want to focus on in the right areas. She stated that the goals and objectives were obtained from a previous team building with Dr. Bill Mathis in February 2013.

City Manager stated he took the goals and objectives from the team building, various documents in the office and by talking to staff and the public and is open to add goals.

Councilwoman Hurtado thanked him for funds for parks and green areas. City Manager advised that the operations budget has gone up by 120% plus the grant and Measure H funds. He also addressed the grant funds which will bring shade structures, swing sets, upgrading facilities and believe there will be a transformation in the parks in the next twelve months.

Councilwoman Hurtado spoke about the Swimming pool project and stated that whoever spends the money on needs for the project and this will be on a reimbursement with a quick turnaround time. City Manager stated he did not budget the Senator Ben Hueso's grant for the swimming pool because it will obligated directly to the Calexico Unified School District however, it is in the sources and uses of the financing plan. Councilwoman Hurtado further stated the funds are available and have been earmarked for the City.

Councilwoman Hurtado stated that each Department has goals and objectives and the citizens can see what the City is doing. She stated is a lot of interest from the community and spoke about the budget being balanced without the need of City reserves. She addressed the expenses on the police department. Requested a report from Police Chief Tabarez with back-up to understand the police department and stated the citizens require a report to help them understand and stated it is reasonable to ask to substantiate the need.

Councilman Castro addressed his questions starting with page 87 of the proposed budget. He asked for the position of Management Assistant and whether he was creating a new position. City Manager stated it was Erica Lacuesta and it was not a new position. He further stated that with the exception of the police officer, there are no new positions in the City.

Councilman Castro asked about page 89, Allocation Support Fund and whether it was a new department because there were no numbers listed. Mr. Quinn stated it is not a department; it is an aggregation of people who have a lot of different duties and spread their time among the successor agency, general fund and pay attention to housing grants, CDBG and enterprise funds like water and wastewater. All of these things take their time and it is not usually predictable on how much time and this varies so what is done is that we put those people to be allocated and take some share of their salaries into this fund and in turn within the course of the year, w0% of the salary will be allocated to these areas. Slightly over \$ 1 million is allocated to other departments.

Councilman Castro stated that on the 2010-11 2011-2012, 2012-2013, 2013-2014 and 2014-15 sections there are do not have figures. Mr. Quinn advised him this is a new allocation and this is the first full year for this allocation budget.

Councilman Castro asked about age 154, budget for 2013-2014 there are no figures and questioned how Mr. Quinn and Mr. Warne work on the budget without revenues and expenses from the 2013 budget.

Mr. Quinn stated they are attempting to show the fund balance at the beginning of the year, the change plus or minus over revenues and expenditure and the ending fund balance which gives you a brief and concise way to see the overall difference on how much money your worth in the fund balance. He explained the detailed expenditures by department throughout the document.

City Manager explained that in General Fund the revenues equal expenditures and there is no change in the fund balance of \$ 6.9 million and the year will end the year with \$ 6.9 million and the table show the net impact of operating and capital expenses.

Councilman Castro questioned the \$20 million dollars in expenditures and the \$16 million in revenues, creating a deficit of \$ 4 million dollars, and why he did not see this as part of the budget. City Manager referred him to Page 157 – General Fund Revenues for an actual 2011-2012 to 2013-2014 and the proposed 2014-2015 which is the history and stated there is a comparison from previous years to the current fiscal year.

Councilman Castro asked about the Measure H Tax on page 157. Mr. Quinn explained the amount of money collected for Measure H in Fiscal Year 2013-2014 is \$ 2,483,881.00 and in 2014-15 the City is projecting \$2.6 million dollars in revenues.

Mayor Pro Tem questioned why in the budget it states \$ 3.8 million in Measure H funds would be spent. City Manager stated this amount includes the bond money and referred him to pages 264 and 265 which show the City is spending bond money and therefore the difference.

Councilman Castro asked about Page 190, Item 35 year end statement for FY 2013-14 and commented the large difference in funding from one year to another. Mr. Quinn explained that this was a representation of actual and some of the expenses come in at end of year and if they are not posted, it may not show up. He further stated that since this is a non-departmental it is a catch all for donations and very unpredictable.

Councilman Castro discussed the overtime for the water department on Page 205, Item 22 and asked the City Manager for an explanation on how this will work. City Manager stated that historically and given the operations that 10k is a reasonable figure given what has occurred in the past years and stated he would have to research. Nick Servin explained that due to some rains and storms we had and some major breaks which are unpredictable.

Councilman Castro questioned Page 209, Item 22 overtime for water operations; He requested an explanation on the drop in overtime from \$228,638 to \$5,000. Mr. Nick Fenley stated he felt this was a mistake. Mr. Quinn stated this is an enterprise fund and it will go over this amount. He stated this is something that could be part of the consolidations and can be corrected before adoption.

Councilman Castro questioned Page 210, Item 22 overtime drop from \$65,939 to \$10,000. Mr. Quinn explained that in 2013-14 we did incur more overtime because we are on furloughs and the payroll is lower.

Councilman Castro questioned the salaries and wages on Page 237, Item 21 and 22-Overtime and asked for justification on the million dollar overtime in Fiscal Year 2014-15 and the reduction to \$275,000 without hiring police officers.

City Manager explained that overall the overtime is \$ 450,000 which was felt is more than enough and explained where the funding was coming from to cover the \$ 450,000.

Mayor Moreno thanked the staff for the work on the budget. He stated he noticed that the big issue is the overtime for the police department. He stated historically the past years were lower and did not like to see the staff working the extra hours. Mayor asked how the resources were being allocated and if the City had a policy on final approval of overtime. He further stated he understood emergency overtime and there is justification for such overtime but asked for justification on the \$1.1 million dollars for overtime without statistics justifying the overtime. He also questioned if the Department Head discusses overtime discretion with the City Manager and this should be questioned.

Mayor requested a policy on overtime be established. He stated carte blanche on overtime is not good business practice and a policy needs to be established to address overtime and approval should be by City Manager.

Councilman Castro stated that Chief Neujahr, the overtime was \$1 million dollars. He conquered on an overtime policy to control overtime for all departments.

Mayor Pro Tem Kim asked if \$1.1 million was spent on overtime from General Fund. City Manager advised him approximately \$1.4 million was spent from all accounting funds. Mr. Kim stated that on Page 238 it is estimated that \$50,000 was spent on overtime and on Page 239 it shows only \$ 13,000 for parking control and no funding for the 2014-15 budget and the animal control budget does not show up. He asked if we were not going to have animal control.

On page 241 it does not show figures and on 242 it shows \$ 125,000 for future budget and asked if this was new money coming in or if no money was spent during the past year. City Manager explained that overtime was not paid only out of General Fund.

Mr. Quinn stated the actual number for the overtime is \$1.4 million; the final accounting is based on the kind of reimbursement at the end of the year. He stated some of the grants do not reimburse and we end up with a negative balance and have to take it from the general fund. Mr. Quinn stated the Stone Garden grant is behind in their reimbursements to the City.

Mr. Kim stated the general fund did not spend \$1.1 million dollar. Mr. Quinn stated the amount of money taken in from Stone Garden is approximately \$150,000 to \$200,000 as part of the \$1.4 million dollars. Mr. Kim stated he could not trust the numbers because it does not show.

Councilwoman Hurtado stated there is a need for a policy and this is not about lecturing anyone or trying to tell the staff how to do their job and if we feel that there is a structure that needs a policy we will say so because it is very frustrating for the Council. She stated the department heads have a responsibility as department heads to control the finances. She stated the control of the finances needs to be transferred to the department heads with the experience, knowhow and education to handle what the City needs.

Hodge stated the Fire Department got all the men they needed and the overtime went down. Police Department never got the men that they need and the overtime did not go down.

Mayor Pro Tem Kim stated the City has a lot of issues and we need police officers because we are short staffed. He stated that when the Fire Department fixed their staff issue, they fixed their overtime. He stated the need to spend money wisely and we should hire more regular staff to stabilize our service to the community instead of hiring hunter employees, train them so they can go work someplace else. He stated the City was just a training place.

Mayor Moreno moved forward to the next Council Member. Mayor Pro Tem Kim protested vehemently because he still had questions. Mayor Moreno advised Mr. Kim was out of order and that he had his two minutes and Mr. Castro was next. Mayor Moreno requested that Police Chief Tabarez remove Mr. Kim from the Chambers and asked him to warn Mr. Kim because he was being boisterous.

Mayor Moreno called a Point of Order. Mayor Pro Tem Kim stated Mayor Moreno was overpowering him and disrespecting him. Mayor Moreno asked Kim to respect the Chair and stated he was not disrespecting him.

Councilwoman Hurtado called for the question. Mayor Moreno asked the Chief to remove Mr. Kim from Chambers. Chief of Police stated the City Attorney would have to back-up the lawsuit.

Mayor Moreno gave Mayor Pro Tem Kim thirty seconds to close his comments.

Mayor Pro Tem Kim stated the law states the Mayor cannot stop the Council Members because he doesn't like it.

Mayor Moreno again provided Mr. Kim thirty seconds to close his comments. Being Mayor Pro Tem Kim had not comments, Mayor moved forward to the next Council Member for closing comments.

Councilman Castro asked a question concerning Page 131, Item 4 – Fund Balance Policy. He asked for the amount for reasonable fund balance. City Manager stated this is a policy decision of the council needs to set the amount. He stated right now it is around 40% and this is a policy matter set by the policy officials.

### **FUTURE AGENDA ITEMS**

Mayor Moreno asked Council Members to provide one future agenda item for the September 16, 2014 meeting.

Mayor Pro Tem Kim requested an item on Measure H Bond Issue to discuss how the money will be spent plus all issues on Measure H Bonds.

### **ADJOURNMENT**

There being no further business, meeting was adjourned at 9:05 p.m.

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John M. Moreno, Mayor

ATTEST:

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Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 16<sup>TH</sup> DAY OF SEPTEMBER, 2014 AT 6:30 P.M. AT THE FERNANDO "NENE" TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXICO, CA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.**

**CLOSED SESSION**

**CALL TO ORDER**

The Closed Session portion of the agenda was called to order at 5:47 p.m. by Mayor Moreno.

**ATTENDANCE**

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

The City Council convened into Closed Session at 5:47 p.m. to discuss the following:

**PUBLIC EMPLOYEE APPOINTMENT**  
Title: Permanent City Manager (Govt. Code section 54957)

City Council reconvened from Closed Session at 6:15 p.m.

**REGULAR SESSION-6:30 P.M.**

**CALL TO ORDER**

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

**ATTENDANCE**

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

**PLEDGE OF ALLEGIANCE:**

Mayor Moreno led those present in the pledge of allegiance.

**CLOSED SESSION ANNOUNCEMENTS**

City Attorney Jennifer Lyon stated the Council met in closed session. Direction was given, no reportable action was taken.

**APPROVAL OF THE AGENDA.**

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

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

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Giovani Aldaz, 5<sup>th</sup> grade student of Rockwood School requested assistance and support with sports equipment for Rockwood School.

Maribel Padilla, AC Nogales, commended Mr. Quinn and Mrs. Liliana Reyes for setting up the online payments and e-bill on the website. She stated it is nice to see something positive coming from Calexico.

**CITY COUNCIL COMMENTS AND REPORTS OF MEETINGS ATTENDED**

Councilman Hodge commented that on Austrey Street, families complained about the water emanating from the first house on the corner of the street. He asked for staff to look into this situation. He attended "El Grito" on Sunday at Gran Plaza. He attended the League of Cities conference.

Councilwoman Hurtado commented on the downtown street repairs. She stated the residents will be reached through the water bills. City Manager stated a notice will be going out with the water bills and will be encouraging the residents. She suggested publishing in the newspaper and commended the City Manager on his work.

Mayor Pro Tem Kim stated he attended the League of Cities Convention in Los Angeles. He stated the water meters would be paid through the website and questioned the .35 cent fee charged for the online bill pay. He requested consideration not to charge the public. He stated he was disappointed that nothing had been changed on the budget being presented today.

Mayor Moreno stated he also attended the League of California Cities Convention in Los Angeles and there were a lot of worthwhile seminars. He thanked the Calexico Police and Fire Department, the Border Patrol, and Sheriff's office for the service on 9/11. He attended the Fiestas Patrias celebration. He thanked Mr. John Quinn and Liliana Reyes for their work on the online pay. He asked the Council submit their biographies for the website. He invited everyone to the unveiling of Art on Public Places at corner of David Navarro and Highway 98 on September 18, 2014.

**CONSENT CALENDAR**

Mayor Pro Tem Kim removed Item No. 3 - Approval of Community Development Block Grant Program Income Reuse Plan for discussion.

Motion was made by Councilman Hodge, seconded by Councilwoman Hurtado to approve the Consent Agenda consisting of: City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Regular Meetings of May 21, 2013, April 18, 2013, Special Meetings of September 9, 2014, December 3, 2013; Approval of Resolution of the City Council of the City of Calexico authorizing the City Manager or his designee to execute grant offer agreement and/or any documentation pertaining to Airport Improvement Program (AIP) Project No. 3-07-0034-016-2014 with the Federal Aviation Administration (FAA). Motion passed unanimously.

#### **ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION**

#### **ITEM NO. 3 - APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME REUSE PLAN**

Mayor Pro Tem Kim asked about the \$1.3 million dollars for CDBG Program Income and how to spend the money.

Mrs. Teri Nava advised him this is a requirement requested by the State and in order to continue with the usage of the funds, the reuse plan needs to be approved. She advised Mr. Kim there is \$1.3 million in the fund and have program waivers already in process which leaves approximately \$100,000 left in the fund.

Mayor Pro Tem Kim spoke about the waivers for various projects including the funding for Chelsea and the percentages to disburse amongst housing and first time home buyer programs. Mrs. Nava advised him there are also other grants totaling over \$ 10 million dollars and the department has spent over \$4 million in the past eighteen months for housing rehabilitation, first time home buyer, mobile home replacements and tenant based rental assistance.

Mrs. Nava explained that the program income funds need to be expended prior to using any grants.

Motion by Councilman Hodge, second by Councilman Castro to approve the Community Development Block Grant Program Income Reuse Plan. Motion passed unanimously.

#### **APPOINTMENT OF A GENERAL COMMISSIONER TO THE CALEXICO HOUSING AUTHORITY.**

Councilwoman Hurtado made a motion to appoint Mr. Richard Romero, seconded by Councilman Hodge for discussion.

Mayor Pro Tem Kim was sad to see that only two persons were interested in becoming a commissioner and congratulated the two candidates. He also commented that Mr. Romero was previously not chosen. He felt we needed new blood on the commission for making decisions and stated the commissioners are there to represent the people and not the staff.

Motion passed by the following vote to wit:

AYES: Moreno, Kim, Hurtado, Hodge

NOES: Castro

ABSENT: None

ABSTAIN: None

**RONALD MCDONALD HOUSE CHARITIES OF SAN DIEGO REQUEST OF WAIVER OF TEMPORARY USE PERMIT FILING FEE.**

City Manager stated this was a request by Ronald McDonald House for a waiver of \$ 135 fee and Staff does not have the authority. The Ronald McDonald House is a 501C3 organization requesting the waiver.

Motion made by Councilwoman Hurtado to approve the request by Ronald McDonald House Charities of San Diego request of waiver of temporary use permit filing fee. Motion seconded by Councilman Castro and passed by the following vote to wit:

AYES: Moreno, Castro, Hurtado, Hodge

NOES: Kim

ABSENT: None

ABSTAIN: None

**COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM INCOME WAIVER – VILLA PRIMAVERA.**

Mrs. Teri Nava, Housing Manager explained Chelsea has approached the City regarding assistance for gap financing for loan of \$600,000 on land acquisition to build 48 affordable housing units.

Mayor Moreno asked for the term on the loan. He was advised the term is for 55 years. Mayor asked if this was a normal term. Mrs. Nava explained that this loan is being structured just as the loan for the project which is also for 55 years. Mayor asked if it could be lowered to 30 years.

Chris Westlake, Chelsea Representative stated that for tax credit purposes the 55 years and it is fairly standard to set these types of loans for a 55 year term.

Councilwoman Hurtado stated that in reviewing the resolutions, exact terms are to be set later and this concerned her.

City Manager Warne stated the generally 55 years is fairly consistent across the country. He indicated the council could go back and continue with negotiations or Council could make the 55 years at 3% as part of the motion.

Councilwoman Hurtado stated that because the amount was smaller, the council could consider less time in order to free up the funds sooner.

Mayor Pro Tem Kim requested to turn this around to a regular mortgage. He further stated he would rather not than use this for Chelsea and use it for the community. He requested to renegotiate the lending and payment terms.

Councilman Castro stated that approximately three weeks ago I went to a conference with SCAG and they mentioned that the City of Calexico from the entire Valley has poverty rate of 32% so Calexico needs money in order to help and assist our people. He stated that to loan \$600,000 to Chelsea investments, even though it's a good project, this is not way the city needs to approve a loan for 55 years. He further stated 32% of the people in Calexico need help.

He recommended than instead of 55 years to make it for 3 years because this is a poverty City and this is the reason why he is against this loan. He stated Chelsea investments owes the City millions of dollars and everybody needs the money and we will not see any of that money and therefore could not support this item.

Councilman Hodge asked what the City would get from this project.

Chris Westlake advised him the City will get 48 units and construction jobs for the next years. He further stated this project alone will allow the City to apply for a grant from the Housing and Community Development.

Councilman Hodge suggested lowering the amount of years and stated Chelsea has done good things for the community and this is a worthwhile project.

Chris Westlake stated these types of developments have very low rents and to be able to have the low levels and low rents, Chelsea receives tax credits, a Multi-housing loan through Housing and Urban Development at 55 year term. Having a shorter term makes the project difficult to cash flow, making the rents higher and counterproductive to the low income persons.

City Manager Warne stated this is a federal program with federal money coming to Calexico. He stated this program is designed to help low income people and has the extended terms because of federal subsidy to help low income people. He further stated that because the City provides low income housing, automatically the parks money that will come to our city because of our low income status.

Councilman Hodge expressed his support for the program.

Yolanda Cordero, 702 Gonzalez Court, Chairperson for the Financial Advisory Committee stated they agree Councilwoman Hurtado, Councilman Castro and Mayor Pro Tem Kim. She asked that the City do a better job of negotiating and get some rent money every month. She stated the City has several projects and it does not get rents on a monthly basis. She stated \$600,000 for 55 years is not good and Chelsea can do better and make a better offer and the 3% interest is very low.

Mayor Pro Tem Kim asked for the amount of the major loan. Mr. Westlake advised it was \$ 4.5 and he explained the process for applying for the funding.

Mrs. Teri Nava explained the funds from Program Income and they are restricted funds. She advised that if the City goes outside the four programs, there needs to be approval from CDBG. She further stated that if the City has program income, they cannot use the grants and will not be allowed to apply for CDBG funds.

Mayor Pro Tem Kim asked why the need to lend out the money and why the City could not use it for ourselves. Mrs. Nava explained the funds are restricted for housing only and Staff has to go before the Council and the State for waivers to expend the funds. We are not allowed to spend funds to rehabilitate the police department or beautify City Hall.

Mayor Pro Tem Kim requested the regulations regarding the program income restrictions. Mrs. Nava will provide the information requested.

Mayor Moreno stated that if the loan was approved it would generate grant funds for 48 units of low income housing to assist low income families and if the is approved we are looking at a grant of over \$ 200,000 for Parks. He asked Chelsea if they would consider shortening the terms of the loan.

Councilwoman Hurtado stated the projects Chelsea has brought to Calexico are well kept, clean and beautiful and they bring a solution to the needs low income families. She proposed to take it back to see if there are different offers and possibility to have different terms.

Mayor Moreno asked Mr. Westlake if they were on a strict timeline. Mr. Westlake stated they are on a strict timeline for closing tax credits by October 14, 2014.

Councilman Hodge asked what would happen if they do not receive this loan. Mr. Westlake stated that if they do not receive the loan they will probably not go forward with the project.

Councilwoman Hurtado made a motion to accept assisting with another option on the terms. Motion died due to lack of second.

Councilman Kim made a motion to have staff renegotiate the conditions of the payments and bring back to Council for approval even if at a special meeting.

Mrs. Nava advised the Council that today the City is approving the waiver so it can be submitted to the State for their final approval. This item will then be brought back for the approval on the loan.

Councilman Hodge motioned to approve the item as presented. Motion was seconded by Councilwoman Hurtado and passed by the following vote to wit:

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

**APPROVAL OF RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO AUTHORIZING THE EXTENSION OF THE CONDITIONAL CERTIFICATE OF OCCUPANCY FOR PHASE 1A OF THE GRAN PLAZA PROJECT.**

Mr. Nick Servin, City Engineer stated the project is substantially completed by the developer. However, there are several conditions from the TSM Resolution have not been met. These include the completion of certain traffic mitigation measures, payment of fair share traffic mitigation payments, completed review of the CC&Rs and payment of impact fees with agencies such as Caltrans and the Railroad. These matters are not within our control. Compliance with several of these conditions was required prior to the issuance of a certificate of occupancy. The developer requests the conditional certificate so that it may continue operation of the Project.

*Councilman Hodge left the Chambers at 7:28 p.m.*

Mayor Pro Tem Kim asked how many times this project has been delayed. Mr. Servin informed him this is the second extension.

City Manager Warne stated the important thing is that all the important financial obligations have been paid to the City; all impact fees have been paid. He stated this extension is so the City can work with other agencies that are on a slower time frame than us and so the business can continue operate.

*Councilman Hodge returned to the Chambers at 7:31 p.m.*

Mayor Pro Tem Kim asked if the City Manager was sure the City has received all the payment of impact fees. He advised that Staff had provided the general ledger. Mayor Pro Tem Kim stated staff gave him papers stating all fees have been paid. Papers show the payments were made in January. Why did we approve an extension in May and were told there were impact fees still due.

Mr. John Quinn stated that all payments were made in April and May through wire transfers for \$ 1,185,000 and another, a settlement of \$ 3 million used to temporarily fund the infrastructure improvements and this was also paid to the City.

Jennifer stated that changes were made to Attachment 1 of the conditions to conditional certificate of occupancy. Jennifer read the changes that were made to Section 1 and Section 2. The effect is the mitigation measures would be until September 30, 2015, change being made is stating they can enter into a traffic mitigation deferral agreement until September 30, 2015 which will have the same effect as the original agreement. She stated these are traffic mitigation impact fees.

Motion was made by Hurtado, seconded by Hodge to approve Resolution of the City Council of the City of Calexico authorizing the extension of the Conditional Certificate of Occupancy for Phase 1A of the Gran Plaza Project with changes to section 1 and section 2 and with request for quarterly reports on the progress of the project. Motion passed by the following vote to wit:

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

Mayor Pro Tem Kim stated he voted No because we have not collected the impact fees.

#### **DISCUSSION OF MEASURE H REVENUES AND EXPENDITURES.**

Mr. John Quinn, finance director stated that in the staff report there is an exhibit which shows the history of measure through June 30, 2014. This history shows the amount of revenues for 2010 which is a small amount because this is when we began to receive revenue late in the years. In 2011-2012 it shows we received \$ 2.2 million, in 2012-2013 it shows \$ 2.1 million and in 2013-2014 we received \$ 2.4 million dollars, the increase being the Gran Plaza contribution which was expected at \$ 300,000.

The provisions of measure h in the voter initiative call for a 10% for contingency reserve fund for the Emergency Operation Center and as of 2013 it is \$820,418. The net revenue for Measure H from 2010 to the present minus the contingency reserve is \$7,383,763. He also provided a breakdown of the monies spent from the Measure H fund since its inception. He stated total approved expenditures were \$6.3 million with a balance of \$1,078,721 as of June 30, 2014 that can be used in subsequent months.

Mrs. Josie Felix, Measure H Committee Chairperson asked clarification regarding an expense spreadsheet provided in April regarding an allocation of one police (sergeant) and one police officer and it does not seem to be included in the report. Mr. Quinn stated this is correct for fiscal year 2013-14 however it was decided not spend this money because it was a three year commitment until we knew what the budget was going to say. The Sergeant position was filled and a police officer position is still pending and it was decided to hold until the budget was complete because we did not have the money.

Councilman Hodge stated that it was a unanimous approval on behalf of the Council to fund the positions.

City Manager Warne stated there is a position for one officer on the budget.

Councilwoman Hurtado stated a report was required on the needs of the department. She stated it was time to receive the report on the department to make an analysis and a responsible decision.

Mayor Pro Tem Kim stated he believed the public safety feasibility was requested for the Fire Department building but not for the Police Department.

Chief Mercado stated the feasibility study was for the Fire and Police Department Building Facilities.

Mayor Pro Tem Kim stated City Council decided and staff makes another decision not to do this. He stated that the Council decides but Staff is making their own decisions and do whatever they want.

Mr. Quinn explained that when this was being discussed, the presentation before Committee and Council was for one (1) Sergeant and three (3) officers for 3 years and there will be a cost of \$250,000 to be applied for each year. The question was what would happen at the end of the three years plus at the same time The City was approving the Measure H bonds. As a result of the bond issue, the City now has a debt service of \$996,000 out of Measure H. This bond debt service payment takes from the Measure H which should be of concern to the Council. He stated there is some jeopardy and the Council needs to pay attention. He further stated that they did not avoid or alter the Council's recommendation. The Council was careful and caution and it was not his move, everyone approved that this should not be done lightly and should wait until 2014-15 until a decision to be made.

City Manager Warne stated the debt service payment is each year which will lower the amount of Measure H funds available.

Mayor Moreno stated that it would not be in the best interest of the community to hire and pay these salaries because at the end of three years we would not have the money to pay and one officer is all we can afford. City Manager stated this is what we can afford to pay.

Mayor Pro Tem Kim stated staff should bring back issues on the matter to the Council for their decision and instead staff makes their own decision.

He stated that when the bond was approved, we would not have the money for everything and now we are jeopardizing the positions and now we can not hire the officers.

Council acknowledged receipt of the report.

## **PUBLIC HEARING**

### **RESOLUTION ADOPTING THE FISCAL YEAR 2014-15 FINAL ANNUAL OPERATING BUDGET AND CAPITAL IMPROVEMENT PLAN FOR THE CITY OF CALEXICO.**

City Manager stated this is the second meeting to discuss the budget 2014-2015. He stated this particular budget is different than other budgets for Calexico. He stated it is not just a list of numbers, it is a policy document, financial plan, operations guide and communications device that provides us a road map to achieve the goals of the City Council.

The budget has five strategy areas as discussed before most importantly financial stability and sustainability. The budget is balanced and we are not using any reserves and we have closed the gap. He stated General Fund expenditures are projected to be \$17,358,585 and the total expenditures across the 32 accounting funds are \$44,107,000. As indicated previously there is the addition of one police officer and it has been outlined in the budget the budgetary fiscal challenges. City Manager detailed the budgetary fiscal challenges and stated they will be seen over the next five years. Mr. Warne discussed the various increases in the medical insurance and workman's compensation insurance claims. Mr. Warne gave a summary of the capital improvement projects and stated it is propose to do more in the way of deploying technology.

The City will be going to go a radio meter reading system. He addressed the construction of the Adrian Cordova park and advised the Council that the 2003A and 2003C bonds \$ 4.5 million dollars can be used for this project and another \$ 1.5 million for housing. He stated he believed that we have a balanced budget of revenues versus expenditures and we have covered all the major areas and have addressed the major challenges and issues in our community. He stated there has been restructuring and there is a need to flatten the organization to get more accountability.

Mr. Warne stated that in addition to the 179 employees, the City hires 79 through Hunter Employment Agency and as of July 1, 2014 four positions have already been cut and one more will be cut.

Public Hearing opened at 8:15 p.m.

In favor:

Yolanda Cordero, 702 Gonzalez Court, representing the Financial Advisory Board and stated the Board thanks the City Manager, Finance Director and Staff for their work on the 2014-2015 budget. She stated this is a balanced budget that should be adhered to. It was suggested that any department that exceeds their line item budget should have to cut from another line item within their own department. She stated the need to support the Interim City Manager and Finance Director. The City overspent over a million this past year and we cannot forget this. She discussed several items the Financial Advisory Board wants to address as follows:

1. Public Safety Issues.
2. Liability Insurance and lawsuits.
3. Workman's Compensation.
4. Stonegarden Grant.
5. School resource officers issue needs to be addressed.
6. Legal fees and attorney issues.
7. Existing Leases for the City.
8. MOU's and Benefits need to be addressed.

Jaime Jimenez, 5 Palm Drive, stated he was excited about the City Budget. He stated it was miraculous how a \$1 million deficit disappeared from the budget. He requested the Council approve the budget. He also asked for the City to enforce the City codes.

Opposed: There were no persons speaking in opposition of the item.

Closed session closed at 8:18 p.m.

Councilwoman Hurtado suggested settling the overtime issue in the Police Department is through a report. She asked for an analysis and a plan of action in order to control the overtime and to be able to understand the department and have the tools to address this issue.

Councilman Hodge spoke on the report given by Chief Tabarez. Chief Tabarez stated that the road map used by the department is the budget presented tonight for approval. He further stated the department is obeying the City Council's mandate to provide public safety. He asked for a policy and to cut the services but this is a decision of the Council and not for him to make. He stated the department is running on minimum staffing and therefore the overtime. He stated this is the strategic plan and this is what was submitted to JPIA last year.

Mayor Moreno asked if the City had a memorandum of understanding with the Border Patrol for back-up for the department. Chief stated there is an MOU however the responsibility is primarily of the Calexico Police Department.

Councilman Hodge stated he did not cutting services and asked about the dispatchers. Chief stated they are making due and it is up to the Council and if you direct it, the department will cut the services.

Mayor Hodge spoke about a policy on overtime for all departments with approval from the City Manager.

Warne: we have met with Department Heads and the chief and the overtime service issue and will provide the same level of service but at the same time we are going to live within the budget given. He stated the Chief of Police has made the commitment and will be monitoring the overtime on a weekly basis.

City Manager stated there is technology that can relieve the dispatchers and make us more efficient and ultimately it is police safety. He stated there are opportunities to be more efficient, provide security and the department heads are committed on keeping the overtime down.

Mayor Moreno asked if when calling in officers for overtime, the department could call officers that are on the lower pay scale. Chief Tabarez stated sometimes this is not possible because persons are not available and from time to time staff has to be directed to report to work. Chief Tabarez further stated that if you follow the plan, the budget and meet the department's needs instead of criticizing the PD we can meet the overtime. The department currently has four vacancies and you will be saving \$450,000 but it will cost you an additional \$600,000 for a total of a million dollars in overtime and the City is not fulfilling the needs of the department.

City Manager stated the overtime is not a staffing problem; it is a management leadership problem.

Josie Felix stated the City has borrowed from \$1 million from Measure H; \$600,000 for the Police Department and \$400,000 for the Fire Department. Mrs. Felix cautioned the Council because with the payment of the debt service, the City will not be able to afford to pay the overtime.

Councilwoman Hurtado stated the overtime is so severe and referred to the study presented by the Chief and stated it was a status of the Police Department and not a Plan of Action. Councilwoman Hurtado requested a report from the Police Department and a presentation from the Chief of Police. She further stated the City Manager has committed to holding the department heads accountable for the overtime but has not heard from the Chief of Police on his commitment to reduce the overtime.

Councilman Hodge stated he is tired of the Police Department being demonized. He felt it was a simple solution; if they are adequately staffed the overtime will come down just like the Fire Department. He felt it was not major mismanagement yet it was staffing.

Mayor Pro Tem Kim stated that many cities have 80% of budget is for safety. City of Calexico is still only 67% for safety officers which means we are not spending enough for our safety officers. Spoke about the lack of personnel in the department and lack of service to the community and there is not enough staff. He stated it is not the Police Chief; it is that we do not have the right staff. He stated the City has issues that no one has attended to. He stated it is our budget and not all the overtime comes from the general fund, it comes from other funds like the stone garden grant. He stated this budget is not a factual budget.

Councilman Castro asked about the proposed budget, Page 154, General Fund Balance June 30, 2014 being at \$ 6,922,694 and why there were no numbers in the column for Revenues and Expenditures. City Manager stated the year begins with a budget \$6,922,694 and since it is a balanced budget it ends with \$6,922,694.

Mr. Quinn stated the column on the left is the June 30, 2014 fund balance and the estimate is that it is over a million dollars and it is already reflected in this estimate. The deficit has already been taken out and is reflected in this number.

On Page 190, Column for Year End Estimate FY 2013-14 it shows an amount of \$ 169 and in the proposed budget FY 2014-15 it shows \$ 193,000 and asked why there is such a large difference. Mr. Quinn explained we are trying to adopt the 2014-15 budget with the best practices and trying to show the real balances from the previous year. He stated the yearend estimate for 2013-14 is irrelevant and the anomaly of \$ 169 it is probably there because it was the only thing recorded in the

Councilman Castro stated the budget was delivered on Sunday followed by Labor Day and on Tuesday we had the meeting. He stated he could not review the budget. He stated the agenda is being delivered late and the Council needs it earlier. He requested the agenda be delivered earlier.

Councilwoman Hurtado called for the question. Call for the question was seconded by Councilman Hodge and passed by the following vote to wit:

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

Motion was made by Councilman Hodge to adopt Resolution to approve the budget, motion was seconded by Councilwoman Hurtado taking into consideration City Manager's indication that there will be a freeze on the positions, no change to any job titles at this time.

City Manager Warne stated the there will be no changes to any job titles at this time and there will still continue to be reorganization. He also stated the budget will be cleaned up and a final budget will be provided.

Motion passed by the following vote to wit:

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

Mayor Pro Tem Kim voted no because this budget is not actual.

#### **FUTURE AGENDA ITEMS**

Mayor Pro Tem Kim requested to discuss the recall process due to the questionable issues with the recall.

Councilman Hodge asked for the City Manager to inquire on changing the allowed weight of trucks that travel on Cole and Highway 98 for safety and because they tear up the road. City Manager stated he would have a presentation on truck routes in the City. He stated the City has existing weight limitations.

#### **ADJOURNMENT**

There being no further business, meeting was adjourned at 8:53 p.m.

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John M. Moreno, Mayor

ATTEST:

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Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 2ND DAY OF APRIL, 2013 AT 6:30 P.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 – 5:30 P.M.**

**CALL TO ORDER**

The Special Closed Session portion of the agenda was called to order at 5:30 p.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 Section 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 meet in closed session and discussed Item A, B, and C direction was given. No reportable action.

**REGULAR SESSION – 6:30 P.M.**

**CALL TO ORDER**

The regular session portion of the agenda was called to order at 6.50 p.m. by Mayor Hurtado.

**PLEDGE OF ALLEGIANCE**

Ben Horton led those present in the Pledge of Allegiance

**ATTENDANCE**

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

**APPROVAL OF AGENDA**

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

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

**PRESENTATION****A. PRESENTATION BY ARTS COMMISSION REGARDING COMMISSION ACTIVITIES**

Hildy Carrillo-Rivera informed the City Council that the Arts Commission has prepared the guidelines for the mural project. The guidelines are expected to be approved by Arts Commission during their April 8th commission meeting. Mrs. Carrillo-Rivera stated that a timeline will be setup for the implementation of the paintings. They are currently seeking to confirm that funds are available for said project. A stipend will be offered to the artist with partial payment up front and final payment at the completion of the mural. Funding will be coming out of the art in public places fund. Mrs. Carrillo-Rivera stated that they are estimating six (6) to eight (8) murals per cycle. The tentative schedule for Cycle I is to begin a call out for artist on April 30, 2013 with a deadline of May 30, 2013 and have the mural completed by September 2013.

Mayor Pro Tem Hodge praised the Arts Commission for preparing the guideline for the mural project and stated that he was satisfied that this project is moving along.

Mrs. Carrillo-Rivera stated that they are working with Sandra Tauler and Nick Servin to identify the sites.

Mayor Pro Tem stated that mural projects beautify cities and helps in graffiti abatement.

Councilman Moreno stated that there is also a sense of pride with mural projects.

Mrs. Carrillo-Rivera informed the City Council that the Art Commission recently ended the Woman in the Art Exhibit. They had fifteen (15) artist that show cased their work. Approximately 250 people attended the week long art exhibit, which what Monday thru

Thursday from 5:00p.m. to 8:00p.m. The Art Commissioners volunteered their time in order to keep the galley open.

Mrs. Carrillo-Rivera stated that they are currently working on the 2nd Annual Children Arts Festival scheduled for Saturday, April 20th. There will be hands on hand booths on the street in front of the gallery and children art exhibit inside the gallery.

Mrs. Carrillo-Rivera stated that the next art exhibit open to everyone will be in June and it will be called Summer Solstice. The Arts Commissioners do not want the gallery to go dark and are thinking about having theatre workshops in July and August for different age groups.

#### B. PRESENTATION BY IMPERIAL IRRIGATION DISTRICT ON THE 2013 IID COPPER THEFT DETERRENT CAMPAIGN

Presentation cancelled

#### ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS

Oscar Gonzalez, Calexico, CA, stated that he feels very happy because he is not criticizing anyone tonight. He feels that the City Council is the most intelligent City Council the City has had. The City Council has a hard job, which is replacing Police Chief Jim Neujhar. He hopes the City does not replace to many people.

Ben Horton, Calexico, CA, stated that he sits on the Board of Director for Charlie Family Care and invited the City Council and the community to their upcoming golf tournament fundraiser that will begin April 5th at the Barbara Worth Country Club, Holtville, CA.

Carolina Avila, Calexico, CA spoke on behalf of the animals that cannot speak. As far as she knew Calexico had a animal shelter but now its name was changed to dog pound. Ms. Avila asked the City Council if the City changed its name in order to provide less attention to the facility and its animal. She continued to ask the City Council why the City cannot provide a descent animal shelter. She stated that four (4) years ago she found her own dog through a website. Ms. Avila asked why is it a problem to post pictures of the current animals in the facility online. Is the City trying to stop these dogs from getting new homes. She stated she is still waiting for a response from the email she sent are March 18th at 5:30a.m.

Sarah Douglas, Imperial, CA, stated that she is a helper at the animal shelter and asked that her three (3) minutes be given to Dianna Daniels.

Dianna Daniels stated that the animals caught in the City of Calexico go to the animal shelter in Calexico. If the animals are not claimed by their owners in a few day they are taken to the Human Society, both agencies work together. Ms. Daniels stated that two (2) weeks ago a gentlemen from the Human Society spoke in a Council meeting and said that they have been receiving complaints from the community regarding animals posted on Facebook and accusing them of doing things to the animals. She stated that she is not sure what the gentleman was talking about because on the Facebook page she runs she posts picture of lost animals who have

been reunited with their owners. If a person says that the animal belongs to them and they are no longer at the City of Calexico Animal Shelter than they tell them to contact the Human Society. She stated that the gentleman said that it is a great idea to post pictures, therefore, Ms. Daniels asked why was that privilege taken away from them. She stated that they are no longer allowed to post pictures. She recently noticed that the name of the animal shelter has been changed from animal shelter to animal pound and asked who was authorized to do that. To her a animal pound is a place where legally you can neglect animals or provide them less care. Ms. Daniels stated that three (3) to four (4) weeks ago there was suppose to be a subcommittee meeting and as of this date she has not been contact. She stated that she would like to work with the Calexico Police Department and the Human Society to make the shelter a better place.

Silvia Bernal invited the City Council and those present to the American Cancer Society Relay for Life that will be held on April 13, 2013 at 10:00a.m. and will end on April 14, 2013 at 10:00a.m. Thirty (30) teams are registered and they have raised \$25,000. Their goal this year is to raise \$45,000. Ms. Bernal stated that this year they have recruited 217 survivors. Calexico has a high rate of cancer. She requested assistance from the Fire and Police Department.

Daniel Chairez, 930 Rockwood Avenue, Calexico, CA, stated that about a year ago he requested a RFP for the advertisement and maintenance of the bus shelters. He has submitted his proposal and it has been submitted to the Planning Department for review but it has not been brought to City Council for review and approval. Mr. Chairez requested that he be informed when this item will be brought to City Council for review and approval.

#### **GENERAL COMMENTS BY COUNCIL MEMBERS**

Mayor Pro Tem Hodge stated that Imperial County Transportation Commission (ICTC) held a unmet needs meeting. The findings are based on public input as to where the unmet needs are in transportation. The biggest finding is the lack of transportation to and from Imperial Valley College (IVC). ICTC will be working on obtaining funding to increase the trip through Imperial Valley Transit (IVT) Express, increase the hours of operation for IVT on Saturdays, include a thirty-five (35) minute headway between Calexico and El Centro for IVT, and implement Sunday service hours IVT. Mayor Pro Tem Hodge stated that ICTC is working with a consultant to work on a bus circulator for Calexico. The consultant has met with several stakeholders and they will now be doing having public input meetings. Mayor Pro Tem Hodge stated that he is still concerned over commissions. He heard that long time ago the Deputy City Clerk would go to the meetings, take minutes and provide the City Council with a copy of the minutes. Mayor Pro Tem Hodge requested that the City Council be given an attendance report, minutes and presentation on all commissions.

Councilman Kim stated that he concurs with Mayor Pro Tem Hodge in regarding to commission activities. All commissions should meet at least once a month whether they have business items to discuss or not. Councilman Kim stated that the City parks are abandon. Last Saturday he inspected two (2) parks in Kennedy Garden and they do not have grass only dirty. In addition, some parks have the lights on twenty-four (24) hours. Councilman Kim stated that Cole Blvd. is in very bad condition. He has received complaints of people getting flat tires on Cole Blvd. Councilman Kim requested a copy of the City's organization chart. In addition, he requested a

resolution on the agenda that says that all business in Calexico belong to Calexico and not Imperial County Board of Supervisors. Councilman Kim stated that the Board of Supervisors are talking about Calexico business without involving the City. He stated that the Board of Supervisor is sending a letter to the state senate regarding new port-of-entry. Councilman Kim also stated that he has heard that management is retaliating against employees because they talk to City Council. He stated that it was illegal to do so and they can sue the City if they are reprimanded.

Mayor Hurtado stated that she contacted the Public Works Department regarding Cole Blvd. and they informed her that there is a funding issue. As soon as the issue is resolved Cole Blvd. will be repaired. She stated that on March 28, 2014, Councilman Castro, City Manager Oscar Rodriquez, herself and members of different sport leagues met to discuss the process and the use of the facilities as well as the different issues with the parks. In addition, she attended the State of the County presented by John Renison and Ray Castillo. Mayor Hurtado stated that the Mariachi Festival will be held on May 13th through May 18th and Andrea Cervantes was recently crowned Senorita Mariachi. On April 16, 2014, the City will be having its State of the City at 6:30p.m. as well as celebrating the City of Calexico 105th Anniversary.

City Manager Rodriquez stated that the Cultural Art Center is getting ready for the 2nd Annual Children Arts Festival that will be held April the 20th from 10:00a.m. to 2:00p.m. The Recreation Department continues to service 1,500 seniors per month through the health and wellness program that is sponsored by the grant from the Heffernan Memorial Healthcare District. City Manager Rodriquez stated that on March 26th Code Enforcement under the Building Division visited 172 businesses and 92 businesses were closed. The City is constantly updating the business license list. City Manager Rodriquez that the renovation of the water tanks is on-going. A pre-construction meeting was held and the contractor will be mobilizing by April 8th. City Manager Rodriquez informed the City Council that staff is in the process of updating the Adopt-A-Park list and guidelines. In addition, staff is working on identify what is needed in the parks and will be presented to Measure H for possible funding.

## CONSENT

Mayor Pro Tem Hodge pulled Item No. 3.

Councilman Kim pulled Item No. 2 and 4.

Motion was made by Councilman Moreno, seconded by Mayor Pro Tem Hodge to approve consent agenda consisting of the following: Application for Alcoholic Beverage License for Kim, David Sungwoo - Gas Y Mas, 723 S. Imperial Avenue, Calexico, CA 92231; Approval of Resolution moving regular meeting of April 16, 2013 to April 18, 2013; motion passed by the following vote to wit:

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

**ITEM NO. 2 - ACKNOWLEDGE RECEIPT OF MINUTES FOR BUSINESS IMPROVEMENT DISTRICT FOR FEBRUARY 13, 2013**

Councilman Kim stated that the minutes of February 13, 2013, state that the Business Improvement District discussed the relocation of the bus shelter/stop on Paulin Avenue and 3rd Street to Heber Avenue and 3rd Street and he is concerned about it. Downtown businesses rely on foot traffic and having a shelter in downtown that take individuals to El Centro businesses is not right.

Motion was made by Councilman Kim not to acknowledge receipt of minutes for Business Improvement District for February 13, 2013. There was no second motion, therefore, motion died.

Motion was made by Councilman Moreno to acknowledge receipt of minutes for Business Improvement District for February 13, 2013. Motion seconded by Mayor Hurtado and passed by the following vote to wit:

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

**ITEM NO. 3 - ACKNOWLEDGE RECEIPT OF SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2012**

Mayor Pro Tem Hodge stated that he has several concerns regarding the single audit report. He stated that he has a significant amount of questions that he would not like to address during this meeting and request that this item be tables and be placed in a special meeting.

City Manager Rodriquez stated that staff is recommending that City Council acknowledge receipt of the report because it has to go to the state in order for the City not to forfeit any grants. Last year the City applied for a grant and because this report was not submitted by March 31st the park application was not considered. City Manager Rodriquez requested that City Council acknowledge receipt of the report in order for it to be sent to the state and bring it back to City Council for discussion as a business item.

Councilman Kim asked for the due date of the report.

City Manager Rodriquez informed Councilman Kim that the due date was March 31st and that no changes can be done to the report.

Motion was made by Councilman Moreno to acknowledge receipt of single audit report for the year ended June 30, 2012, and bring it back for future discussion. Motion seconded by Mayor Pro Tem Hodge and passed by the following vote to wit:

AYES:                   Hurtado, Hodge, Moreno, Castro

NOES: Kim  
ABSENT: None

**ITEM NO. 4 - ACKNOWLEDGE RECEIPT OF FEBRUARY 2013 MONTHLY REPORT OF REVENUE, EXPENSES AND CASH**

Councilman Kim gave credit to the Finance Department for creating new forms, which are easily visible. He stated that he has several issues pertaining to the monthly report. He stated that the income and expenditure report do not match. He stated that the Fire Department received a grant in the amount of \$46,000 and he does not see it in the report. Councilman Kim stated that all income and expenditures need to be addressed in said report.

City Manager Rodriguez informed the City Council that this item is only to acknowledge receipt of the report and it can be brought back to City Council for discussion as a business item in a future meeting.

Motion was made by Councilman Kim not to acknowledge receipt of February 2013 monthly report of revenue, expenses and cash. Motion seconded by Mayor Pro Tem Hodge and passed by the following vote to wit:

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

Item will be brought back for discussion as a business item in a future meeting.

**ITEM NO. 6 - APPROVAL OF PROCLAMATION DECLARING THE WEEK OF APRIL 14-20, 2013 AS NATIONAL LIBRARY WEEK 2013**

Mayor Hurtado read the Proclamation Declaring the week of April 14-20, 2013 as National Library Week 2013

**ITEM NO. 7 - APPOINTMENTS BY COUNCILMAN MORENO TO THE FOLLOWING BOARDS OR COMMISSIONS: A) FINANCIAL ADVISORY BOARD AND B) SALES TAX CITIZEN ADVISORY COMMITTEE (MEASURE H)**

Councilman Moreno stated that he did not have a appointee for the Financial Advisory Board and appointed Luis "Chino" Gonzalez to the Sales Tax Citizen Advisory Committee (Measure H)

**INFORMATIONAL ITEMS**

**ITEM NO. 8 – AWARD LETTER ANNOUNCEMENT FROM THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT OF \$4.6 MILLION TO BUILD 47 AFFORDABLE HOUSING UNITS**

City Manager Rodriguez informed the City Council that on March 19th the City was advised that it was awarded \$4.6 million dollars grant under the Rental New Construction Investment Partnership known as HOME. This money will be used for the construction of forty-seven (47) affordable housing units. \$4.5 million dollars will go to the construction of the housing units and \$100,000 will go to the City to administer the project. City Manager Rodriguez stated that the project will be located on Meadows Drive.

Mayor Hurtado congratulated the City for receiving this grant and stated that there are good things happening in the City.

Councilman Kim asked if the money is for Chelsea. City Manager Rodriguez informed Councilman Kim that the money is given to the City and the City lends it to the developer.

Councilman Kim asked if this was a fifty-five (55) year loan. City Manager Rodriguez stated that it was.

#### **ADJOURNMENT**

There being no further business the meeting adjourned at 8:03 p.m.

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Maritza Hurtado, Mayor

Attest:

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Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN SPECIAL SESSION ON THE 10TH DAY OF APRIL 2013 AT 5:00P.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 – 5:00P.M.**

**CALL TO ORDER**

**ATTENDANCE**

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

**ABSENT:**

Councilman: John M. Moreno

The City Council convened into Closed Section at 5:00p.m. to discuss the following:

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - The Closed Session authorized by the attorney-client privilege; significant exposure to litigation pursuant to Government Code Section 54956.9(b)(3)(C).
- B. PERSONNEL - PUBLIC EMPLOYEE PERFORMANCE EVALUATION AND/OR RECRUITMENT – INTERIM POLICE CHIEF (Government Code Section 54957).

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

**SPECIAL SESSION – 5:00P.M.**

**CALL TO ORDER**

The regular session portion of the agenda was called to order at 6:30p.m. by Mayor Hurtado. Please note that the meeting was delayed due to the activation of the fire alarm.

**PLEDGE OF ALLEGIANCE**

Mayor Hurtado led those present in the Pledge of Allegiance

**APPROVAL OF AGENDA**

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

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

**ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:**

None

**BUSINESS ITEM**

**ITEM NO. 1 – APPROVAL OF PROCLAMATION DECLARING THE WEEK OF APRIL 14-20, 2013 AS NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK**

Mayor Hurtado read the Proclamation of National Public Safety Telecommunications Week April 14-20, 2013

**ITEM NO. 2 - ACKNOWLEDGEMENT OF SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2012**

John Quinn, Finance Director made a PowerPoint presentation to City Council. Finance Director Quinn stated that a single audit is when the City hires an external auditor to review only the federal grants and all data surrounding that grant. Finance Director Quinn stated that the single audit report being reviewed is for the year-end of June 30, 2012. He informed the City Council that he was not employee of the City in 2012 but he will report on the single audit report findings. The single audit has three (3) sections: Section I - Summary of Auditors Results, Section II - Financial Statement Findings and Section III - Federal Award and Questioned Costs.

Finance Director Quinn informed the City Council that the Summary of Auditors Results begin on page 7 of the single auditors report. The auditors results state that the City received an unqualified opinion, which means that the City is clean and there are not conditions attached to the financial statement and federal award audit. In the financial statement the results state that there were no compliance issues, two (2) material weaknesses and one (1) significant deficiency. In the federal award there were no compliance issues but there was one (1) significant deficiency.

Finance Director Quinn stated that the financial statement findings it state that in Section 2012-01 Internal Control Over Financial Report the City did not record \$1.2 million dollars in capital assets. The City made adjustments to previous years financial statements in order to fix this finding. The financial statement findings also report that in Section 2012-02 Reporting the City did not submit financial statements, single audit reports and data collection from within nine (9) month of close of 2011 year. In Section 2012-03 Year End Close it states that the City did not

control over closing procedures. Internal control environment provides discipline and structure to an organization. Finance Director Quinn stated that management oversight is the highest level and important aspect of any good accounting system.

Finance Director Quinn stated that in the federal award findings it states that in Section 2012-04 Allowable Costs/Cost Principles two (2) out of the fifty-two (52) samples equaling \$5,500 were unallowable. Donations were made using Asset Forfeiture Fund that were unallowable expenses. The Finance Department currently has an employee that is collecting all grants application and guidelines in order to monitor all allowable and unallowable expenses.

Finance Director Quinn defined material weakness as a misstatement that can occur if a material weakness remains un-detective and unresolved. Auditors have a materiality calculation that establishes the floor for materiality, for example, if their materiality calculates \$100,000 then they will not sample anything below \$100,000.

Finance Director Quinn stated that a significant deficiency is deficiency or deficiencies in internal control that is less severe than material weakness yet important to merit attention, for example, not having proper signature of authority in a requisition.

Mayor Pro Tem Hodge stated that the consultant who presented the report at the last City Council meeting did not raise any red flags. He stated that when he received and read the report there were a lot of red flags and concerns. Mayor Pro Tem Hodge informed Finance Director Quinn that with the presentation he gave it clarified a lot of the issues and concerns he had. He asked Finance Director Quinn why weren't the transfer of properties recorded. Finance Director Quinn stated that he was not here during that time but it was probably because the employee was not disciplined or guided. He stated that he has remedied this situation by removing the employee from handling the fix and capital assets. In addition, he will have more than one (1) person reviewing that activity.

Mayor Pro Tem Hodge asked why the City did not properly close and reconcile the general ledger. Finance Director Quinn stated that the general ledger is the focal point of all of the books of record. If something doesn't balance going in, it's not going to balance going out. There needs to be more than one (1) person overseeing the general ledger. He stated that there was not enough people providing oversight and he is correcting the issue.

Mayor Pro Tem Hodge asked why the City used Asset Forfeiture to pay for donations if it was an unallowable expense. Finance Director Quinn stated that the Asset Forfeiture Fund is primarily managed by the Police Department. He said that only a certain percentage is used for donations and they went over there limit.

Mayor Pro Tem Hodge asked if there was a need for an accountant. He has also heard that the person doing the position of accounting is not an accountant. Finance Director Quinn said that the City does need an accountant and he has been trying to find one. The City currently has one but needs two (1). The City's accountant is qualified to be an accountant. He went to college and completed his thirty (30) units for accounting that is required by the state. Mayor Pro Tem Hodge told Oscar Rodriguez, City Manager that the City does need another accountant. City

Manager Rodriguez informed Mayor Pro Tem Hodge that they are currently reviewing the Finance Department and seeing what qualifications employees have. He stated that having another employee does not solve the project. The City needs to first assess the department and see the qualifications of the employees in order to see what they can and cannot do. City Manager Rodriguez stated that they are looking for a part-time accountant consultant that specializes in closing out books and so forth.

Councilman Kim asked if the Finance Department is short of staff and open the accountant position. City Manager Rodriguez stated that before asking for new positions an assessment needs to be made in the Finance Department in order to see what employee's qualifications are. Councilman Kim stated that he has been asking for information and it has not been provided to him. In addition, he believes the City's bookkeeping is not current nor reconciled.

City Manager Rodriguez reminded the City Council that Finance Director Quinn was not involved in the single audit report for the year-end June 30, 2012. He began working for the City in July 2012; therefore, he will be involved in the single audit report for the year-end of June 30, 2013.

Councilman Kim stated that even though he was not part of the single audit report the issues still exist. City Manager Rodriguez informed Councilman Kim that one part of the audit is to report how the City will be resolving the findings and the majority of the recommendations to fix those findings are coming from Finance Director Quinn.

Councilman Kim asked Finance Director Quinn if he is still in the process of fixing the findings. Finance Director Quinn informed Councilman Kim that the Finance Department is doing many different things but it will not be done overnight.

Councilman Kim stated that what bothers him is that the single audit report needs to be presented, reviewed and approved by City Council before sent to the state.

City Manager Rodriguez reminded the City Council that the assessment and reorganization of the Finance Department will not happen overnight. The attitude of the whole organization has a lot to do. There is a possibility of changes with personnel.

Councilman Kim stated that it was not his intention to give Finance Director Quinn a hard time. His intention was for the report to be brought before City Council for review and approval before sending it to state. City Manager Rodriguez informed Councilman Kim that when the report is completed it cannot be changed and if the report is not in to the state by March 31st there are ramifications. Because the single audit report cannot be changed, the City Council can only acknowledge received and not approve it. Do note that an independent third party prepares the single audit report.

Councilman Castro stated that he concurs with Mayor Pro Tem Hodge and Councilman Kim.

Mayor Hurtado stated that she agrees with Finance Director Quinn's idea of centralizing what happens in other department in the Finance Department. She thanked Finance Director Quinn for all the hard work in cleaning up the various issues in the Finance Department.

Motion was made by Mayor Pro Tem Hodge, seconded by Councilman Castro to acknowledge receipt of Single Audit Report for the year-end June 30, 2012 and passed by the following vote to wit:

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

### **ITEM NO. 3 - ACKNOWLEDGEMENT OF FEBRUARY 2013 MONTHLY REPORT OF REVENUES, EXPENSES AND CASH**

Councilman Castro stated that in the cash balance report it states the General Fund and Measure H and asked if there is a separate account for each. Finance Director Quinn stated that the City has only one (1) bank account but in the general ledger the accounts are separate by different funds. The General Fund is fund #101 and Measure H is fund #102.

Mayor Pro Tem Hodge stated that what he would like to see in the future for explanation and comprehension is a detailed report from each department with revenue and expenditures. City Manager Rodriquez informed Mayor Pro Tem Hodge that the monthly report does have a detailed report for each department.

Finance Director Quinn provided a brief overview of what is included in the monthly report.

Councilman Castro stated that in account #217 it only states \$57,000 in developers deposit and asked if that is the only money received. Finance Director Quinn stated that the Finance Department has been doing a lot of cleanup in the developers deposit account because they had over one hundred (100) accounts. The Finance Department now has a better way of tracking deposits and that account number will no longer be valid.

City Manager Rodriquez explained to the City Council that developers deposits are deposit made by developers to the City when a deposit agreement is made pertaining to certain services for a development. Development impact fees are a different revenue stream. City Manager Rodriquez stated that the development impact fees begin on Page 3 of said monthly report.

Councilman Kim stated that in the cash balance report, the medical insurance states \$995,485 and requested justification. City Manager Rodriquez informed Councilman Kim that the fund reports gives the net, which is funding accumulated over a period. Councilman Kim stated that he wants to see the expenditures and wants to see if the City is paying medical insurance every month. Finance Director Quinn stated that the City works with a medical consultant every year and agrees to set aside money for every employee that is insured. The total of that money is about \$2 million dollars and that is part of the payroll of each pay period that is expensed.

City Manager Rodriguez informed City Council that the City is self-insured. The City sets aside the money and pays the claims.

Councilman Kim stated that Richard Reno provided him a report that shows that by this same time last year the City had spent more than what is being reported in February 2013 and provided the report to City Manager Rodriguez and Finance Director Quinn. Finance Director Quinn informed Councilman Kim that the report provided to him is a claim distribution report and in the future he requested that Councilman Kim go and personally see him so he can explain the report in full detail.

Councilman Kim continued to state that the Police Department spent around \$25,000 in gasoline over a three (3) month period and the monthly report states only \$10,000. Finance Director Quinn stated that the Finance Department produces a monthly financial report and it has certain parameters. If the report shows an aberration he would be the first one to tell the City Council. He continued to state that he does not have any reason to hide anything and will not be accused of it. Councilman Kim stated that he is not accusing Finance Director Quinn of anything. He is only saying that there are wrong numbers in the budget. Finance Director Quinn informed Councilman Kim that he was.

Mayor Hurtado stated that on the last City Council meeting Councilman Kim did make a comment that City staff is creating double books and apologized for that comment. She stated that those types of comment are uncalled for and demeaning staff.

Councilman Kim stated that the numbers are not correct.

Mayor Pro Tem Hodge stated that he respects Councilman Kim concerns but believes his concerns can be answered at a different time.

Mayor Hurtado stated that the special meeting was to ask questions regarding the content being provided as backup.

Councilman Kim stated that an employee informed him of water, sewer and airport indirect costs and asked how those accounts are being handled. Finance Director Quinn informed Councilman Kim that the activity of all the utilities are specified in revenue and expenditure detail report.

Councilman Kim stated that the numbers are not correct.

Finance Director Quinn invited Councilman Kim to stop by his office so he can go over the budget and monthly report in detail.

Motion was made by Mayor Pro Tem Hodge, seconded by Mayor Hurtado to acknowledge receipt of February 2013 Monthly Report of Revenue, Expenses and Cash and did not pass by the following vote to wit:

AYES:                   Hurtado, Hodge

NOES: Kim, Castro  
ABSENT: Moreno  
ABSTAIN: None

Mayor Hurtado asked Councilman Castro and Councilman Kim if they would like to continue the discussion.

Councilman Kim asked that this report be brought to City Council next week with the right numbers.

Mayor Hurtado informed Councilman Kim that he has been indicated by Finance Director Quinn that work is being conducted at this time and has sat for about two (2) hours providing him with information of what is occurring in the Finance Department and the results indicated by the monthly report. She stated that she does not feel comfortable with the accusation.

Councilman Kim stated that he has not stated any accusation.

Mayor Hurtado asked Councilman Kim to continue his line of questioning.

Councilman Kim stated that Mayor Hurtado does not let me talk and called Mayor Hurtado Ms. Queen.

Mayor Hurtado requested a five (5) minute recess.

Mayor Hurtado stated that this item does not require an approval and adjourned the meeting.

#### **ADJOURNMENT**

There being no further business the meeting adjourned at 8:32p.m.

Attest:

\_\_\_\_\_  
Maritza Hurtado, Mayor

\_\_\_\_\_  
Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY AND THE BOARD OF EDUCATION OF THE CALEXICO UNIFIED SCHOOL DISTRICT MET IN SPECIAL SESSION ON THE 9TH DAY OF APRIL 2014 AT 6:00P.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.**

**CALL TO ORDER**

**ATTENDANCE**

Mayor: Bill Hodge  
Mayor Pro Tem: John M. Moreno  
Councilwoman: Maritza Hurtado  
Councilman: Luis J. Castro  
Vice-President: Ciro Calderon  
Board Member: Norma Aguilar  
Board Member: Ruth Duarte

**ABSENT**

Councilman: Joong S. Kim  
President: Leticia Zuno  
Board Member: Erik Ortega

**OTHERS**

Superintendent Maria Ambriz  
Assist. Superintendent of Business Services: Mei Randle

**SPECIAL SESSION – 6:00 P.M.**

**CALL TO ORDER**

Mayor Hodge called the special session portion of the agenda to order at 6:01 p.m. Vice-President Calderon gave Mayor Hodge the authority to preside over the special session portion of the agenda on behalf of the Board of Education of the Calexico Unified School District.

**PLEDGE OF ALLEGIANCE**

Mayor Hodge 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 Councilwoman Hurtado and passed by the following vote to wit:

AYES: Hodge, Moreno, Hurtado, Castro

NOES: None  
ABSENT: Kim  
ABSTAIN: None

Motion was made by Board Member Aguilar to approve the agenda, seconded by Board Member Duarte and passed by the following vote to wit:

AYES: Calderon, Aguilar, Duarte  
NOES: None  
ABSENT: Zuno, Ortega  
ABSTAIN: None

#### **ANNOUNCEMENTS/PUBLIC APPEARANCES/PUBLIC COMMENTS:**

Chad Cooper, 2424 Stapleton Court, Imperial, California, stated he is the President of Associated Calexico Teacher and read a resolution passed by the Associated Calexico Teacher (ACT) to the City Council and Board of Education.

Diana Harvey, stated that she is a member of ACT and has State documentation that shows that the Calexico Unified School District is financial jeopardy which mean they have funding to pay bills for the next two years but are unsure for the third year they are not sure. Ms. Harvey stated that if the school district encumbers expenses that need to be paid in multiple years and asked where the money is is going to come from in the third year. She has heard that the money is going to come from Redevelopment and Measure H but is unaware of these sources. Ms. Harvey continued to state that the first interim and second interim status report from the California Department of Education states that the school district is in jeopardy. Ms. Harvey provided copies of said reports to the Deputy City Clerk.

#### **BUSINESS ITEM**

##### **ITEM NO. 1 – APPROVAL TO MOVE FORWARD WITH CONSTRUCTION OF THE "CALEXICO COMMUNITY POOL FACILITIES" BY THE CITY OF CALEXICO AND CALEXICO UNIFIED SCHOOL DISTRICT**

Oscar Rodriguez, City Manager stated that this item was brought before City Council and the Board of Education to get direction to move forward with the construction of the Calexico Community Pool Facilities. He made it clear that it does not mean that the City of Calexico and Calexico Unified School District (CUSD) would be signing a contract. City Manager Rodriguez stated there is still a long process that needs to be completed in order to get to that point. A proposed schedule will be presented during the PowerPoint presentation that will illustrate the different items that the City and CUSD will need to go through. City Manager Rodriguez stated that one (1) of the big items is developing a Memorandum of Understanding (MOU) between the City and Board of Education. The MOU will address various items (usage, financing, etc.) and will be presented to both agencies review and approval. Because the MOU will take a lot of staff time and efforts to prepared, staff is requesting director to move forward with this project from both agencies. Once direction is given the plans and specification of the swimming pool will be

forwarded to the California Division of State Architect (DSA) because the swimming pool will be constructed on school premises. City Manager Rodriquez informed the City Council and Board of Education that the DSA is a little more stringent than the plans going through the City.

Vice-President Calderon stated that CUSD already paid an architect to prepare the plans. City Manager Rodriquez informed Vice-President Calderon that the plans have been completed and forwarded to DSA and are pending approval. Once the CUSD receives the approval from DSA the next step will be the bidding process.

Mayor Hodge asked that if the project moves along can there be revisions. City Manager Rodriquez stated that there can be revisions. Staff is looking for a global understanding that the City Council and Board of Education want to move forward with this project. Both City and CUSD staff will be working together to make sure that the project is appropriate for both agencies.

City Manager Rodriquez presented a PowerPoint presentation regarding the Calexico Community Pool Facilities to the City Council and Board of Education. He stated that the plans have been submitted to DSA, agreements with consultants for special testing and inspections are in place, hazardous materials have been abated and demolition of swimming pool is in progress. The projected date for bidding out this project is June 2014 and the estimated completion date would be April 2015.

City Manager Rodriquez provided the estimated cost of the three (3) phases. He stated that staff is working with Senator Ben Hueso to appropriate funding through state budget for Phase II and III. By doing a joint venture between the both agencies will increase the opportunity of potentially receiving funding through the state.

Vice-President Calderon stated that Senator Hueso is requesting \$2.8 million but not for only Phase II and III. He stated that with the construction of Phase I the swimming pool will be operable. City Manager Rodriquez stated that with the construction of Phase I the swimming pool will be operable because it will have the essential elements. If the Senator isn't able to provide the funding for Phase II and III than the City and CUSD will need to provide direction to staff to proceed in looking for funding for Phase II and III. Vice-President Calderon stated that he has been an advocate for the construction of the swimming pool but he was not aware that the \$2.8 million was going to be for Phase II and III.

Mayor Hodge asked if it was true that this pool will be operable all year round. City Manager Rodriquez stated that in the past the City and CUSD had a joint facilities agreement in which the CUSD used it for 8 months and the City used it for 4 months.

Board Member Aguilar stated that during the sub-committee meetings there was a discussion of increasing public access to the pool by possibly using solar panels to heat the pool during winter months.

Superintendent Ambriz informed the City Council and Board of Education that CUSD does use the pool during the school year and the City uses it during the summer months.

Mayor Pro Tem Moreno stated that when the swimming pool is operational there will be school swimming teams. Board Member Aguilar added that physical education classes will also be able to use the swimming pool during the day.

Mayor Hodge stated that what he is concerned about is if there will be more public access to the swimming pool. City Manager Rodriquez informed Mayor Hodge that the new joint facilities agreement will have a mechanism to address the different usage among each agency.

City Manager Rodriquez presented Phase I funding sources: FEMA \$400,000, School District Bond \$1,200,000, City/Measure H \$1,000,000, Loan from Measure H City \$900,000 and Loan from Measure H CUSD \$900,000. He stated that the loan from Measure H will be a no interest and fifteen (15) year loan to the City and CUSD.

Vice-President Calderon asked Superintendent Ambriz where the \$900,000 would be coming from. Superintendent Ambriz stated that they money will be coming from General Fund.

Councilwoman Hurtado asked what was the lifespan of Measure H. City Manager Rodriquez informed Councilwoman Hurtado that the lifespan was twenty (20) years.

Vice-President Calderon asked City Manager Rodriquez if there would be other costs anticipated with the loan.

City Manager Rodriquez stated that the City and CUSD have not officially requested the loan from Measure H yet, they have only talked about it. He stated that he does not want to make the requested until both agencies agree to move forward with this project.

Mayor Hodge asked Board of Education if the \$5,000 per month would hurt CUSD. Assist. Superintendent of Business Services Randle stated that CUSD is qualified to may or may not meet its financial obligations for FY 2013-2014, 2014-2015 and out-going years. The reason that their status is qualified is because of their audit report. CUSD is currently looking into the audit findings in order to left their qualified status. If CUSD gets the loan the \$5,000 will be built into the budget.

City Manager Rodriquez provided a brief description of the history of the swimming pool. He stated that the pool was severely damaged in April 4, 2010 earthquake. The City and CUSD entered into dialogue about reconstructing the pool because the community continued to ask for a swimming pool. Said meetings between the City and CUSD began in spring 2012. Mr. Jimmy Sanders from Sanders, Inc. was asked to develop plans for this project. The plans were drawn up and submitted to DSA for review and approval. City Manager Rodriquez described the next steps of this project to City Council and Board of Educators. He stated that in order to move forward with this project the City and CUSD need to establish a joint agreement. The agreement can be done through a MOU between the City and CUSD. The MOU would need to clearly define the financial contributions and support from each agencies towards this project. In addition, the MOU will identify all expectations and responsibilities with regards to occupancy, operation and ongoing maintenance. There will be a lot of staff dialogue between both agencies to put

something together that will make sense for both agencies. The MOU will go before each agency for review and approval. He stated that the suggestion of joint facilities made sense because if each agency built it separately it would have cost more. Combining financing makes it easier on both agencies. Both agencies are doing this for the benefit of the community which includes students, seniors, and the general public. City Manager Rodriguez stated that Measure H cannot be drained by funding the entire project because they also have other properties/projects; therefore, the idea came of taking a loan from Measure H for this project. Due to the swimming pool benefiting the community, staff is recommending that the City and CUSD ask Measure H for an interest free loan. City Manager Rodriguez stated that there are no guarantees but staff wants to answer their questions before it is presented to Measure H Committee. One of their first questions will be if they recommend the approval of the loan is the City and CUSD prepared to move forward and are all finances in place. He would like to provide them with a yes answer, that all the financing is in place. Measure H can make this project happen by lending the City and CUSD the requested loan.

Vice-President Calderon requested clarification on the issue of moving forward. He asked if it mean that each agency will be able to discuss among themselves if they want to proceed with the project. City Manager Rodriguez informed Vice-President Calderon that staff will need to get approval from both boards to move forward.

City Manager Rodriguez provided a brief timeline of the project, which included the demolition phase that has been completed. Staff expects to receive an approval from DSA in April/May 2014 and begin the bidding process for the construction of the pool in June 2014. The bid deadline would be in July 2014. The MOU will need to be reviewed, approved and adopted by June 2014 before the bidding deadline. Staff is estimating to award the contact in July 2014, beginning construction in August 2014 and have the swimming pool completed by April 2015. City Manager Rodriguez stated that in order to meet said deadlines decisions need to be made to move this project forward.

Mayor Hodge said he was concerned over the resolution that the representative from ACT read and requested a copy of said resolution. He asked the Board of Educators if the financing of this project will not interfere with decisions of classroom reduction. Board Member Aguilar stated that staff has already assured the City Council, Board of Educators and those present that it will not affect these areas.

Vice-President Calderon said that what bothers him is that the \$60,000 a year will be coming out of general fund, however, the City and CUSD needs a pool. He stated that Calexico High School is the only high school in the Imperial Valley that does not have a swimming pool.

Mayor Pro Tem Moreno stated that the City Council and the Board of Educators were elected to make decisions for the common good of the City of Calexico. The City will spend five (5) summers without a swimming pool. The City Council and the Board of Educators are deliberating and over analyzing this situation. He recommended that they make a decision.

Mayor Hodge said he was concerned about this matter.

Mayor Pro Tem Moreno stated that he is concerned for the forty-thousand (40,000) residents that live in this community that will benefit by having a pool. El Centro, Brawley, Calipatria, Holtville and Imperial all have a municipal pool. He believes that \$5,000 a month to repay a loan is not going to break the bank and the swimming pool will serve the community for many years to come. He continued to state that they are short changing the City's youth and seniors that need the pool. He feels that the presentation given tonight be looked as a plan to serve the community well. He is tired of sitting and over analyzing.

Vice-President Calderon said he feels confident that CUSD can find the resources to pay for this loan. He reminded Mayor Hodge that at this point they are only voting to move forward with this project and this is not the final vote.

Board Member Duarte stated that there is many items that are addressed in the ACT resolution that are negotiable and obligation but the CUSD cannot realistically pay for a swimming pool by itself. The CUSD will never be able to build the entire swimming pool with General Fund monies. There is the opportunity to construct the swimming pool with the City. Board Member Duarte stated that she hears Mayor Hodge speak as two individuals: Mayor and teacher. She stated that the Board of Educators will do every effort to make sure that the funding is taken care of.

Superintendent Ambriz stated that CUSD has been very proactive in seeking funding upgrading baseball, football and track fields. This morning they received notification of receiving funding for the baseball and football fields. They are in or will be receiving funding for several items that are addressed in the ACT resolution.

Mayor Hodge stated that he concurs with Mayor Pro Tem Moreno that \$5,000 will not break the bank and mentioned that because this vote is only to move forward at this time he now feels comfortable.

Councilwoman Hurtado stated that there is one important thing that seems to be forgotten and that is that the City of Calexico has very limited resources. The City is currently working hard to improve the parks. The City is a small City and there isn't really much that our kids can do. Councilwoman Hurtado reminded the City Council, Board of Educators and those presented that there was a young man that died last year while swimming in a canal. The City of Calexico is the only City in the Imperial Valley that a canal runs through it. She stated that they owe that child and all children in Calexico a swimming pool.

Mayor Hodge stated that he only wanted clarification and assurance.

Councilman Castro stated that he supports the issue of the swimming pool because the kids of Calexico deserve a swimming. He stated that he was disappointed because the City will need to borrow the money while there are other options. The City and CUSD administration need to work together to look for other funds. The City has other properties and that is the reason the City is struggling as a community.

Motion was made by Mayor Pro Tem Moreno to move forward with the construction of the swimming pool and work with CUSD to develop a MOU. Motion seconded by Councilwoman Hurtado and passed by the following:

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

City Manager Rodriquez stated that staff is always looking for options and if they are found they will be brought to City Council.

Board Member Duarte said it is an opportune time to do it and it is something CUSD has been looking forward to.

Board Member Aguilar stated that the City Manager Rodriquez mentioned earlier that they should always be on the look-out for additional sources of income. She has mentioned that the City and CUSD should approach the community and have them sponsor through the dedication of bricks, fundraisers, etc. That will make the community feel like they have a stake in the construction of the swimming pool.

Vice-President Calderon stated that the community and the students do need a pool. He stated that all sources of income will be looked upon. Vice-President Calderon mentioned that he will try to have more conversations with Senator Hueso's representative to see what state there is regarding the funding.

Motion was made by Board Member Duarte to move forward with this project, seconded by Vice-President Calderon and passed by the following vote to wit:

AYES: Calderon, Aguilar, Duarte  
NOES: None  
ABSENT: Zuno, Ortega  
ABSTAIN: None

## **ADJOURNMENT**

There being no further business the meeting adjourned at 7:31p.m.

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Bill Hodge, Mayor

Attest:

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Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN SPECIAL SESSION ON THE 23<sup>RD</sup> DAY OF MAY 2014 AT 4:30 P.M. AT THE FERNANDO "NENE" TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXICO, CA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLDING OF SAID MEETING.**

**CALL TO ORDER**

Mayor Hodge called the meeting to order at 4:40 p.m. and led those present in the pledge of allegiance.

**ATTENDANCE**

Mayor: Bill Hodge  
Mayor Pro Tem: John M. Moreno  
Council Member: Joong S. Kim  
Council Member: Luis J. Castro

**ABSENT**

Council Member: Maritza Hurtado  
*Council Member Hurtado arrived at 4:42 p.m.*

**APPROVAL OF THE AGENDA.**

Motion was made by Councilman Kim, seconded by Councilman Castro to approve the agenda as presented. Motion passed by the following vote to wit:

AYES: Hodge, Kim, Castro  
NOES: Moreno  
ABSENT: Hurtado

**PUBLIC COMMENTS:**

Daniel Romero, 800 Holdridge, spoke about chaos in the City of Calexico, Collusion, Brown Act and JPIA Violations. H wished the City the best of luck making decisions and asked to consider keeping the City directors.

**ACTION TO CONFIRM REGULAR MEETING OF JUNE 3, 2014 WILL BE HELD ON JUNE 4, 2014 (CLOSED SESSION AT 5:30 P.M. AND OPEN SESSION AT 6:30 P.M.) DUE TO THE CALIFORNIA GUBERNATORIAL PRIMARY ELECTION IN ACCORDANCE WITH CALEXICO MUNICIPAL CODE SECTION 2.04.040(C)**

Motion made by Councilman Kim, seconded by Councilman Castro and approved unanimously to confirm the regular meeting of June 3, 2014 will be held on June 4, 2014 (closed session at

5:30 p.m. and open session at 6:30 p.m.) due to the California Gubernatorial Primary Election in accordance with Calexico Municipal Code Section 2.04.040(C).

### **CLOSED SESSION**

The City Council convened in Closed Session at 4:45 p.m. p.m. to discuss the following:

- A. PUBLIC EMPLOYEE APPOINTMENT  
Title: Acting/Interim City Manager  
(Govt. Code section 54957)

City Council reconvened from Closed Session at 5:29 p.m.

City Attorney reported item was discussed and action was taken. City Attorney advised that City Manager, Oscar Rodriguez would retire effective May 23, 2014 and Council voted 3-1 to appoint Mr. Andrew Takata as the Interim City Manager.

### **ADJOURNMENT**

There being no further business, meeting adjourned at 5:30 p.m.

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Bill Hodge, Mayor

ATTEST:

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Gabriela T. Garcia, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN SPECIAL SESSION ON THE 23RD DAY OF SEPTEMBER 2014 AT 5:30 P.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.**

**CALL TO ORDER**

Mayor Moreno called meeting to order at 5:32 p.m.

**ATTENDANCE**

Mayor: John M. Moreno  
Mayor Pro Tem: Joong S. Kim  
Councilwoman: Maritza Hurtado  
Councilman: Bill Hodge

**ABSENT**

Councilman: Luis J. Castro  
*Councilman Castro arrived at 5:42 p.m.*

**PLEDGE OF ALLEGIANCE**

Mayor Moreno led those present in the pledge of allegiance.

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Mr. Ben Horton spoke in support of approving the item for the persons who are in need of housing. He stated we need to move forward and approve based on the need.

**DISCUSSION AND POTENTIAL ACTION ITEMS**

**CDBG PROGRAM INCOME WAIVER - VILLA PRIMAVERA TERMS OF LOAN AGREEMENT.**

Mr. Chris Westlake, Project Manager for Chelsea provided a history of the various projects Chelsea has constructed in the City of Calexico and addressed the various funding sources utilized for the projects. He also commented on the \$ 880,000 in impact fees, water and wastewater fees that would be collected by the City of Calexico for the 48 units. He also commented on the benefit of the approval because it would allow the City to apply for grants money for parks in 2015. This future benefit would be funding that would have had otherwise come from the General Fund.

Councilwoman Hurtado clarified the importance of receiving all the information on the project to assist them with making an informed decision.

Mr. Westlake stated that instead of approaching the City for a fee waiver, they opted for a loan and that a fee waiver would have impacted the General Fund.

Mayor Pro Tem Kim asked about the meaning of the various acronyms on the spreadsheet provided such as COO, TDC, and ADH. Mr. Westlake explained the meaning to Mr. Kim and advised him about the various funding sources used for these types of projects.

Mayor Pro Tem Kim asked him about Chelsea's participation in the Alejandro Rivera Senior Apartments Project. Mr. Westlake informed him that Chelsea only served as a consultant on the project.

Mayor Pro Tem Kim asked if the Program Income (PI) could be used for Parks or the Swimming Pool. Mrs. Teri Nava informed him it could not be used because use of PI is limited for housing and economic development. She further advised him a special waiver was requested from State CDBG in order to utilize PI for this project. Mr. Kim requested guidelines for the use of PI for the Council. Mrs. Nava stated she would provide the information to the Council.

Mr. Westlake explained that CDBG funds have to be utilized for low and very low income families. Mayor Pro Tem Kim stated 60% of the City is low income. Mr. Westlake stated it would be very difficult to prove low income status on a swimming pool project.

Mayor Pro Tem Kim stated he believed Chelsea has done many projects and the City needs to spend the funds in other types of projects and not on apartments.

Mayor Moreno discussed the terms of the loan as being unchanged. He also talked about the possibility of having mix-use projects in the downtown area and how he is looking to pursue this type of project. Councilman Hodge stated his support for a mix-use housing development in the downtown.

Councilman Castro voiced his concern over the breakdown of the elevator at the De Anza Apartments. He stated the elevator was not working for two months and this is not appropriate for a three story building for senior living. Mr. Westlake stated he had just met with them and was not informed the elevator was not operational.

Mr. Nick Servin stated this matter was brought to his attention and in fact the elevator had not been working for two months. He did speak with personnel from De Anza and since then the elevator was repaired.

Mayor Pro Tem Kim also requested assistance to the De Anza Hotel residents with drinking water. He stated the residents are not always able to carry the five gallon containers up the flights of stairs or they do not have the transportation to purchase the water. He suggested a drinking water vending machine on each floor to assist the seniors.

Motion was made by Councilman Hodge, seconded by Councilwoman Hurtado to approve the Resolution of the City Council of the City of Calexico Authorizing the Interim City Manager to execute a loan agreement between the City of Calexico and Chelsea Investment Corporation or

its designee for The Villa Primavera Affordable Family Development based on the terms included herein. Motion passed by the following vote to wit:

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

Councilman Castro stated his reason for voting no on this item. He stated he is in support of having senior housing but there are other options and that not only Chelsea can build apartments. He also stated his concern on how Chelsea would be paying the loan.

### **ADJOURNMENT**

There being no further business the meeting adjourned at 5:58 p.m.

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John M. Moreno, Mayor

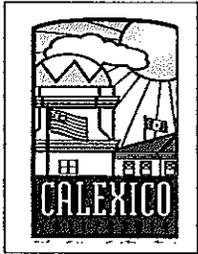
Attest:

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Gabriela T. Garcia, Deputy City Clerk

**AGENDA  
ITEM**

**6**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *RN*

**PREPARED BY:** Pete Mercado, Fire Chief *Pete*

**SUBJECT:** A Resolution of the City Council of the City of Calexico, California, Declaring a used fire engine and two Ambulances as Surplus and Donation of said Vehicles.

=====

**Recommendation:**

A Resolution of the City Council of the City of Calexico, California, Declaring a used fire engine and two used Ambulances as Surplus and Donation of said Vehicles.

**Background:**

The Calexico Fire Department placed this 1979 Van Pelt fire engine out of service in 2007. The fire engine no longer meets the CA-DOT requirements for emergency vehicles and is no longer of use for emergency purposes. This vehicle served the community for over 35 years and is infrequently maintained but remains in fair shape.

One ambulance is a 2002 International Navistar with over 190,000 miles and currently in need of a new transmission. This vehicle has been out of service for over 5 years and no longer utilized as either a front line response or reserve vehicle. The second ambulance is a 2005 Ford AEV with over 121,000 miles and is in need of an engine replacement and transmission overhaul. It has been out of service for over 4 years and have little if any value.

The City of Mexicali Fire Department recently expressed a dire need for surplus equipment to improve their first line response capability. Mexicali Fire Chief Fernando Rivera has expressed his department's needs, equipment shortfalls, and poor financial status. We believe that the donation of this fire engine and ambulances will assist his department in providing a more dependable emergency vehicle to his fleet. We believe this donation will be a goodwill gesture in assisting our Sister City of Mexicali during this tough economic time.



The estimated value of the fire engine is \$3,000 and each ambulance in their condition would be worth approximately \$1,000.00 according to an emergency vehicle broker in San Diego and scrap metal receivers.

Approval to authorize the Fire Chief to prepare all required documentation to donate the following list of equipment to the City of Mexicali, MX Fire Department.

- (1) surplus ambulance: 2002 Ford Ambulance VIN#1HTMRAAM92H546995
- (1) surplus ambulance: 2005 Ford Ambulance VIN#1FDXE45P06HA08540
- (1) surplus fire engine: 1979 Van Pelt Pumper VIN#342-79

**Fiscal Impact:**

Reduction in liability as the vehicles will be removed from the city's fleet inventory.

**Coordinated With:**

None.

**Attachment:**

None.

**RESOLUTION NO, 2014-\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA  
DECLARING USED FIRE VEHICLES AS SURPLUS, AND DONATION OF SAID  
VEHICLES**

**WHEREAS**, The City of Calexico owns the fire engine and two ambulances which have been deemed surplus to its needs, and

**WHEREAS**, both fire engine and ambulances have little dollar value and has served its usefulness and is no longer economically feasible to repair, and

**WHEREAS**, City Staff has communicated with the City of Mexicali Fire Department who has confirmed the need for such fire engine and ambulances; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Calexico:

**Section 1:** The City Council of the City of Calexico declares such property to be surplus.

**Section 2:** The City Council authorizes the Fire Chief to prepare all required documentation to donate one (1) surplus fire engine and one (2) ambulances to the Mexicali Fire Department.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Calexico at its meeting held on the 7<sup>th</sup> day of October 2014, by the following roll call vote:

**AYES:**

**NOES:**

**ABSENT:**

\_\_\_\_\_  
**JOHN MORENO, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**GABRIELA GARCIA  
DEPUTY CITY CLERK**

I, City Clerk of the City of Calexico, do hereby certify the foregoing to be a true and exact copy of Resolution No. 2014-\_\_\_\_ a Resolution of the City Council of the City of Calexico, California. Declaring One (1) Ambulance as Surplus, and the Donation of Said Vehicle.

\_\_\_\_\_  
**CITY CLERK**

\_\_\_\_\_  
**DATE**

## **RELEASE OF LIABILITY – DONATION OF USED AMBULANCE FROM THE CITY OF CALEXICO**

This Release of Liability is executed on the date set forth below by the City of Mexicali Fire Department (who/which) will be henceforth be named the Recipient for the purpose of receiving a donation of a used surplus fire engine and ambulance from the City of Calexico as described in Exhibit "A".

- A. Recipient is a municipal fire organization located in Mexicali, Mexico.
- B. The City of Calexico, California (City) owns these ambulances and fire engine which is no longer needed by the City.
- C. Recipient is interested in receiving the donation by the City.
- D. Because of the age of both the fire engine and ambulances, the City is reluctant to donate them without obtaining a release of liability and acknowledgement from the Recipient that it is receiving the fire engine and ambulance in an "as is" condition.

NOW THEREFORE, in consideration of the City's willingness to donate the fire engine and ambulances, recipient agrees as follows:

- 1. Recipient agrees to receive the donation of one (1) fire engine and two (2) ambulances from the City in an "as is" condition, and understands that the City is providing no expressed or implied warranties or representations regarding the condition and operability of this ambulance.
- 2. Recipient, on behalf of itself, its representatives, agents, estate, successors, and assigns, agrees to release and forever discharge the City, its officers, employees, attorneys and/or agents, both individually and in their official capacities, from any and all actions or causes of action, suits claims, complaints, contracts, liabilities, agreements, promises, debts, and damages which arise out of or are in any way related to Recipient's acceptance of the donation from the City.
- 3. This Release of Liability is intended by Recipient to be all encompassing and to act as a full and total release and/or discharge of any claims that Recipient may have or has against the City as a result of its acceptance of the donation from the City.
- 4. Recipient hereby expressly agrees that this Agreement shall extend and apply to all unknown, unsuspected, and unanticipated injuries and damages, as well as those that are now disclosed. Recipient expressly waives all of the benefits and rights pursuant to California Civil Code 1542, which provides as follows:

A general release does not extend to claims which the creditor does not know of or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor.

5. Recipient acknowledges and warrants that signing of execution of this Release of Liability is free and voluntary.
6. The validity, interpretation, and performance of this Release of Liability shall be constructed and interpreted according to the laws of the State of California.
7. If any provision of this Release of Liability or part thereof, is held invalid, void or voidable as against the public policy or otherwise, the invalidity shall not affect other provision or parts thereof, which may be given effect without the invalid provision or part. To this extent, the provisions, and parts thereof, of this Release of Liability are declared to be severable.
8. Recipient, has read the foregoing Release of Liability Agreement and known its contents and fully understands it.
9. This Release of Liability shall become effective immediately on the date of its execution by Recipient.

**Executed on the date set forth below at Calexico, California**

\_\_\_\_\_  
**Signature**

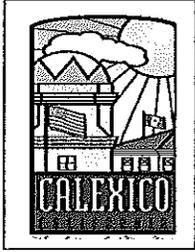
**Dated:** \_\_\_\_\_, 2014

\_\_\_\_\_  
**Name**

\_\_\_\_\_  
**Title**

**AGENDA  
ITEM**

**7**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *RCW*

**PREPARED BY:** John T. Quinn, Finance Director *JTQ*

**SUBJECT:** Affidavit of Warrants for August 2014

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**Recommendation:**

Approve the Affidavit of Warrants for August 2014.

**Background:**

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

**Discussion & Analysis:**

Attached is a list of claims paid during August 2014. These warrants have been reviewed and audited by the Finance Director. His affidavit is attached to this report.

**Fiscal Impact:**

Total disbursements for August 2014 is \$383,097.48

**Coordinated With:**

None

**Attachment:**

1. Affidavit of Warrants for August 2014



AFFIDAVIT

I, JOHN T. QUINN, FINANCE DIRECTOR do hereby declare and certify that the claims against the City of Calexico for the month of August 2014 in the amount of \$383,097.48 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 warrants paid during the month of August 2014.

DATE: 9/22/14

BY:   
\_\_\_\_\_  
John T. Quinn, Finance Director

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
08-14	010738	08/01/14	MAR04 (JW HARRIOTT L.A. LIVE)		287.85	.00	287.85	CC/REG. B. HODGE
	010739	08/01/14	WAL10 (WAL-MART COMMUNITY)		156.90	.00	156.90	PD&REC/SUPPLIES
	010742	08/05/14	HOD01 (BILL HODGE)		107.00	.00	107.00	CC/TRAVEL ADVANCE, 08/07/
	010743	08/05/14	CIT18 (CITY OF CALEXICO)		2,325.00	.00	2,325.00	REC/MOVIE PROGRAM, WEEK #
	010744	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010745	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010746	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010747	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010748	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010749	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010750	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010751	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010752	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010753	08/06/14	VOID (Voided Check)		.00	.00	.00	Automatic Generated Check
	010754	08/06/14	AEC10 (AE CONSULTING, INC.)		32,157.50	.00	32,157.50	Automatic Generated Check
	010755	08/06/14	ALL19 (ALLIED WASTE SERVICES 467)		102,707.87	.00	102,707.87	Automatic Generated Check
	010756	08/06/14	CALE9 (CALIFORNIA SUPER MARKET)		14.00	.00	14.00	Automatic Generated Check
	010757	08/06/14	CIT16 (CITY OF CALEXICO)		6,997.55	.00	6,997.55	Automatic Generated Check
	010758	08/06/14	CIT18 (CITY OF CALEXICO)		33.01	.00	33.01	Automatic Generated Check
	010759	08/06/14	DEP15 (DEPT. OF TRANSPORTATION)		7,764.52	.00	7,764.52	Automatic Generated Check
	010760	08/06/14	DEP25 (DEPT. OF INDUSTRIAL)		350.00	.00	350.00	Automatic Generated Check
	010761	08/06/14	IVC10 (IVC EOA WORK STUDY PRGM.)		520.96	.00	520.96	Automatic Generated Check
	010762	08/06/14	SOU13 (SOUTHERN CA. THE GAS)		110.04	.00	110.04	Automatic Generated Check
	010763	08/06/14	VIS11 (VISTEC CONSULTING, INC.)		450.00	.00	450.00	Automatic Generated Check
	010764	08/07/14	AGU01 (SAUL AGUILAR)		695.00	.00	695.00	Automatic Generated Check
	010765	08/07/14	ATT10 (AT&T )		15.41	.00	15.41	Automatic Generated Check
	010766	08/07/14	ATT11 (AT&T )		783.71	.00	783.71	Automatic Generated Check
	010767	08/07/14	ATT15 (AT & T)		69.16	.00	69.16	Automatic Generated Check
	010768	08/07/14	BIE10 (BIESCO)		1,938.03	.00	1,938.03	Automatic Generated Check
	010769	08/07/14	BOR18 (BORDER TACTICAL)		1,828.00	.00	1,828.00	Automatic Generated Check
	010770	08/07/14	CAL19 (CAL-TEST, INC.)		39.95	.00	39.95	Automatic Generated Check
	010771	08/07/14	CAR15 (CARQUEST AUTO PARTS)		1,618.99	.00	1,618.99	Automatic Generated Check
	010772	08/07/14	CDW01 (CDW GOVERNMENT, INC.)		2,526.19	.00	2,526.19	Automatic Generated Check
	010773	08/07/14	CIT18 (CITY OF CALEXICO)		42.90	.00	42.90	Automatic Generated Check
	010774	08/07/14	CUR10 (CURTIS ROADRUNNER LOCK)		59.40	.00	59.40	Automatic Generated Check
	010775	08/07/14	CWE11 (CWEA-TCP)		553.00	.00	553.00	Automatic Generated Check
	010776	08/07/14	DCF10 (DC FROST ASSOCIATES, INC.)		2,700.00	.00	2,700.00	Automatic Generated Check
	010777	08/07/14	DIO10 (DION )		208.11	.00	208.11	Automatic Generated Check
	010778	08/07/14	DRAL2 (DRAGON'S EXTERMINATOR)		200.00	.00	200.00	Automatic Generated Check
	010779	08/07/14	FIR46 (AMFE )		1,400.37	.00	1,400.37	Automatic Generated Check
	010780	08/07/14	FOU15 (FOUNTAIN OF YOUTH SPA CORP.)		9,475.70	.00	9,475.70	Automatic Generated Check
	010781	08/07/14	GEN16 (CHEMTRADE CHEMICALS US.LLC)		3,177.90	.00	3,177.90	Automatic Generated Check
	010782	08/07/14	HAC10 (HACH COMPANY)		591.74	.00	591.74	Automatic Generated Check
	010783	08/07/14	IMP16 (IMPERIAL IRRIGATION DIST.)		126,775.27	.00	126,775.27	Automatic Generated Check
	010784	08/07/14	INT21 (INTRAN SERVICES)		262.50	.00	262.50	Automatic Generated Check
	010785	08/07/14	IVE14 (IVEAC,)		30.00	.00	30.00	Automatic Generated Check
	010786	08/07/14	IVT10 (I.V. TERMITE & PEST)		250.00	.00	250.00	Automatic Generated Check
	010787	08/07/14	J&S01 (J & S AIR CONDITIONING)		175.00	.00	175.00	Automatic Generated Check
	010788	08/07/14	KCM10 (K-C WELDING)		1,845.64	.00	1,845.64	Automatic Generated Check
	010789	08/07/14	LAK11 (LAKESHORE)		268.83	.00	268.83	Automatic Generated Check
	010790	08/07/14	LOU11 (LOUNSBERY FERGUSON)		1,740.00	.00	1,740.00	Automatic Generated Check
	010791	08/07/14	MSA10 (MSA TERMITE SYSTEMS)		850.00	.00	850.00	Automatic Generated Check
	010792	08/07/14	NOR31 (NORTHEND AUTO PARTS, INC.)		807.23	.00	807.23	Automatic Generated Check
	010793	08/07/14	OFF11 (OFFICE SUPPLY COMPANY)		2,149.67	.00	2,149.67	Automatic Generated Check
	010794	08/07/14	ROG05 (ROGERS & ROGERS NISSAN)		1,612.13	.00	1,612.13	Automatic Generated Check
	010795	08/07/14	SOU13 (SOUTHERN CA. THE GAS)		151.89	.00	151.89	Automatic Generated Check
	010796	08/07/14	SOU31 (SOUTHLAND WATER TECHNOLOGIES)		585.38	.00	585.38	Automatic Generated Check
	010797	08/07/14	STA50 (STANLEY ACCESS TECH INC.)		251.00	.00	251.00	Automatic Generated Check
	010798	08/07/14	SUN21 (SUNBELT RENTALS, INC.)		8,100.00	.00	8,100.00	Automatic Generated Check
	010799	08/07/14	THE1M (THE RENTAL SHOP)		251.50	.00	251.50	Automatic Generated Check
	010800	08/07/14	TOP13 (TOPACIO ACCESSORIES)		500.00	.00	500.00	Automatic Generated Check
	010801	08/07/14	TW111 (TWIN CITY SEED & FEED CO.)		840.88	.00	840.88	Automatic Generated Check
	010802	08/07/14	VAL13 (VALLEY PETROLEUM)		600.00	.00	600.00	Automatic Generated Check
	010803	08/07/14	VIS11 (VISTEC CONSULTING, INC.)		900.00	.00	900.00	Automatic Generated Check
	010804	08/07/14	WAT04 (WATER ENVIRONMENTAL FEDERATI		443.00	.00	443.00	Automatic Generated Check
	010805	08/07/14	YOS10 (SPARKLETTS)		92.79	.00	92.79	Automatic Generated Check
	010806	08/11/14	CIT18 (CITY OF CALEXICO)		2,325.00	.00	2,325.00	REC/MOVIE PROGRAM-WEEK #8
	010807	08/14/14	SOU34 (SOUTHWESTERN COM.COLLEGE DIS		31,250.00	.00	31,250.00	HSNG/MICROENTERPRISE PRG
	010809	08/20/14	ASC01 (A.S.C.E.)		12.00	.00	12.00	ENG/ASC-APWA MEETING.
	010810	08/20/14	ATT10 (AT&T )		4,701.05	.00	4,701.05	Automatic Generated Check
	010811	08/20/14	DEP14 (DEPARTMENT OF JUSTICE)		1,656.00	.00	1,656.00	Automatic Generated Check
	010812	08/20/14	IMP15 (IMPERIAL VALLEY PRESS)		747.52	.00	747.52	Automatic Generated Check
	010813	08/20/14	IMP32 (IMP. CO. PUBLIC)		725.00	.00	725.00	Automatic Generated Check
	010814	08/20/14	PHO10 (PHOENIX UNIFORMS)		837.00	.00	837.00	Automatic Generated Check
	010815	08/20/14	URB10 (URBAN FUTURES, INC.)		450.00	.00	450.00	Automatic Generated Check
	010816	08/20/14	VAL13 (VALLEY PETROLEUM)		450.00	.00	450.00	Automatic Generated Check
	010817	08/21/14	ACA10 (ACADEMI AWARDS & TROPHIES)		94.00	.00	94.00	Automatic Generated Check
	010818	08/21/14	ACU12 (SEAN ACUNA)		406.47	.00	406.47	Automatic Generated Check
	010819	08/21/14	VOID (Reversed Check)		.00	.00	.00	Ck# 010819 Reversed
	010820	08/21/14	AGU01 (SAUL AGUILAR)		695.00	.00	695.00	Automatic Generated Check
	010821	08/21/14	ATT03 (AT&T )		1,023.62	.00	1,023.62	Automatic Generated Check
	010822	08/21/14	ATT10 (AT&T )		5,024.17	.00	5,024.17	Automatic Generated Check
	010823	08/21/14	ATT11 (AT&T )		114.26	.00	114.26	Automatic Generated Check
	010824	08/21/14	ATT15 (AT & T)		80.67	.00	80.67	Automatic Generated Check
	010825	08/21/14	BIE10 (BIESCO)		2,809.07	.00	2,809.07	Automatic Generated Check
	010826	08/21/14	CALD2 (CALIFORNIA SUPER MARKET)		211.12	.00	211.12	Automatic Generated Check
	010827	08/21/14	CALE9 (CALIFORNIA SUPER MARKET)		15.96	.00	15.96	Automatic Generated Check
	010828	08/21/14	CAR13 (CARTER PUMP)		21,000.00	.00	21,000.00	Automatic Generated Check
	010829	08/21/14	CAR15 (CARQUEST AUTO PARTS)		2,213.54	.00	2,213.54	Automatic Generated Check

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
08-14	010830	08/21/14	CONIQ (CONSTRUCTION BOOK)		223.68	.00	223.68	Automatic Generated Check
	010831	08/21/14	COR01 (CORBIN WILLITS SYSTEM INC)		1,236.40	.00	1,236.40	Automatic Generated Check
	010832	08/21/14	COS10 (COSTCO)		397.44	.00	397.44	Automatic Generated Check
	010833	08/21/14	DEF10 (DEF PRODUCTS LLC)		488.43	.00	488.43	Automatic Generated Check
	010834	08/21/14	DIG13 (DIGITAL - THE FRUTH GROUP)		1,074.48	.00	1,074.48	Automatic Generated Check
	010835	08/21/14	DRA12 (DRAGON'S EXTERMINATOR)		200.00	.00	200.00	Automatic Generated Check
	010836	08/21/14	ECO10 (ECON HARDWARE)		2,081.23	.00	2,081.23	Automatic Generated Check
	010837	08/21/14	EXC10 (EXCALVISUAL)		1,106.75	.00	1,106.75	Automatic Generated Check
	010838	08/21/14	FIR45 (FIRST TRANSIT, INC.)		30,350.40	.00	30,350.40	Automatic Generated Check
	010839	08/21/14	FIR46 (AMFE )		360.08	.00	360.08	Automatic Generated Check
	010840	08/21/14	GIB10 (GIBSON & SCHAEFER, INC.)		573.63	.00	573.63	Automatic Generated Check
	010841	08/21/14	HEC10 (HECHOS Y OPINION)		1,950.00	.00	1,950.00	Automatic Generated Check
	010842	08/21/14	IMP15 (IMPERIAL VALLEY PRESS)		1,012.67	.00	1,012.67	Automatic Generated Check
	010843	08/21/14	IMP17 (IMPERIAL PRINTERS)		81.38	.00	81.38	Automatic Generated Check
	010844	08/21/14	IMP43 (IMPERIAL LANDFILL)		54.07	.00	54.07	Automatic Generated Check
	010845	08/21/14	IMP47 (IMPERIAL COUNTY)		4,869.02	.00	4,869.02	Automatic Generated Check
	010846	08/21/14	INT21 (INTRAN SERVICES)		150.00	.00	150.00	Automatic Generated Check
	010847	08/21/14	JAS01 (J & S AIR CONDITIONING)		1,860.00	.00	1,860.00	Automatic Generated Check
	010848	08/21/14	JAD04 (JADE SECURITY SYSTEMS INC)		71.85	.00	71.85	Automatic Generated Check
	010849	08/21/14	KCM10 (K-C WELDING)		694.82	.00	694.82	Automatic Generated Check
	010850	08/21/14	LEX12 (LEXIPOL LLC)		4,900.00	.00	4,900.00	Automatic Generated Check
	010851	08/21/14	LIZ10 (LIZARDE'S LOCKSMITH)		225.00	.00	225.00	Automatic Generated Check
	010852	08/21/14	MAC01 (DAVID MACIAS)		40.00	.00	40.00	Automatic Generated Check
	010853	08/21/14	NAT22 (HD SUPPLY WATERWORKS LTD)		2,063.28	.00	2,063.28	Automatic Generated Check
	010854	08/21/14	NOR31 (NORTHEND AUTO PARTS, INC.)		1,857.68	.00	1,857.68	Automatic Generated Check
	010855	08/21/14	ORA04 (ORANGE COAST TITLE CO.)		400.00	.00	400.00	Automatic Generated Check
	010856	08/21/14	ORI12 (ORIGINAL SID)		172.13	.00	172.13	Automatic Generated Check
	010857	08/21/14	PLA10 (PLAZOLA SERVICES)		2,000.00	.00	2,000.00	Automatic Generated Check
	010858	08/21/14	POS10 (POSTMASTER)		490.00	.00	490.00	Automatic Generated Check
	010859	08/21/14	PRO17 (PRO RECORD STORAGE)		84.50	.00	84.50	Automatic Generated Check
	010860	08/21/14	QUI10 (QUILL CORPORATION)		717.94	.00	717.94	Automatic Generated Check
	010861	08/21/14	R&H10 (R&H CLEAN-TEK)		2,087.00	.00	2,087.00	Automatic Generated Check
	010862	08/21/14	REX01 (REXEL )		63.72	.00	63.72	Automatic Generated Check
	010863	08/21/14	RIV28 (EDUARDO I. RIVERA)		200.00	.00	200.00	Automatic Generated Check
	010864	08/21/14	ROT11 (ROTO-ROOTER)		69.00	.00	69.00	Automatic Generated Check
	010865	08/21/14	RUB05 (THE RUB CAR WASH)		250.00	.00	250.00	Automatic Generated Check
	010866	08/21/14	SHR10 (SHRED-IT)		97.75	.00	97.75	Automatic Generated Check
	010867	08/21/14	SOB01 (TERESA SOBERANES)		960.00	.00	960.00	Automatic Generated Check
	010868	08/21/14	SOU13 (SOUTHERN CA. THE GAS)		52.20	.00	52.20	Automatic Generated Check
	010869	08/21/14	SOU34 (SOUTHWESTERN COM.COLLEGE DIS		31,250.00	.00	31,250.00	Automatic Generated Check
	010870	08/21/14	SPE10 (SPECTRUM)		625.00	.00	625.00	Automatic Generated Check
	010871	08/21/14	SPR14 (SPRAGUE'S)		18,949.50	.00	18,949.50	Automatic Generated Check
	010872	08/21/14	SUN18 (SHAUN SUNDAHL)		127.69	.00	127.69	Automatic Generated Check
	010873	08/21/14	TUT10 (TUTOR.COM, INC.)		3,675.00	.00	3,675.00	Automatic Generated Check
	010874	08/21/14	TWI11 (TWIN CITY SEED & FEED CO.)		1,112.13	.00	1,112.13	Automatic Generated Check
	010875	08/21/14	UNI37 (UNIFIRST CORPORATION)		489.24	.00	489.24	Automatic Generated Check
	010876	08/21/14	VAS03 (MARK VASQUEZ)		120.00	.00	120.00	Automatic Generated Check
	010877	08/21/14	WES10 (WEST 80 ELECTRIC)		1,183.33	.00	1,183.33	Automatic Generated Check
	010878	08/25/14	FOU15 (FOUNTAIN OF YOUTH SPA CORP.)		8,298.40	.00	8,298.40	HSNG/SORIANO, 101 VERNARD
	010879	08/25/14	PIO01 (PIONEER AFFORDABLE HOMES)		8,214.68	.00	8,214.68	HSNG/TORRES, 101 VERNARDO
	010880	08/25/14	PIO01 (PIONEER AFFORDABLE HOMES)		8,428.06	.00	8,428.06	HSNG/MARTINEZ, 101 VERNAR
	010881	08/28/14	CAS41 (LUIS CASTRO)		135.00	.00	135.00	CC/ALLOWANCE MEALS
	010882	08/28/14	HOD01 (BILL HODGE)		249.00	.00	249.00	CC/MEALS&PARKING
	010883	08/28/14	WAR01 (RICHARD N. WARNE)		500.38	.00	500.38	CC/MEALS, MILEAGE&PARKING
	010884	08/28/14	KIM15 (JOONG S. KIM)		500.38	.00	500.38	CC/MEALS, MILEAGE&PARKING
	010885	08/28/14	HUR11 (MARITZA HURTADO)		500.38	.00	500.38	CC/MEALS, MILEAGE&PARKING
	010886	08/28/14	MOR38 (JOHN MORENO)		500.38	.00	500.38	CC/MEALS, MILEAGE&PARKING
	010887	08/28/14	HER20 (CELESTINA HERNANDEZ)		127.29	.00	127.29	C.MGR/REIMB. MILEAGE
	010924	09/12/14	GOL01 (GOLDEN BELL PRODUCTS)		(5,500.00)	.00	(5,500.00)	Ck# 010924 Reversed
	ACH001	08/18/14	PAD12 (PADRE JANITORIAL)		14.54	.00	14.54	AIRPT/JANITORIAL SUPPLIES
	ACH002	08/18/14	PAD12 (PADRE JANITORIAL)		298.95	.00	298.95	G.SRVS/JANITORIAL SUPPLIE
	ACH003	08/12/14	CAL3J (CALIFORNIA JPIA)		24,099.00	.00	24,099.00	HR/FULL 3 YEAR TERM INSUR
	ACH004	08/25/14	JET10 (Jeter Systems)		721.30	.00	721.30	V.DEPTS/FOLDERS
	ACH005	08/27/14	STA22 (STAPLES)		114.07	.00	114.07	C.MGR&FIN/SUPPLIES, P/E 0
	ACH006	08/27/14	PAS11 (PASO ROBLES TANK, INC.)		509,832.25	.00	509,832.25	WP/REPAIR & UPGRADE PROJE
	ACH007	08/27/14	WAL10 (WAL-MART COMMUNITY)		263.88	.00	263.88	CC&C.MGR/TABLE&GPS
	ACH008	08/27/14	SWA10 (S.W. AIRLINES)		332.40	.00	332.40	LIB/TICKETS, TAULER&LEGAS
	ACH009	08/27/14	USB10 (US BANK)		1,650.00	.00	1,650.00	RDA/CRA 2006, ACCT.#10829
	ACH009	08/28/14	USB10 (US BANK)		(1,650.00)	.00	(1,650.00)	Ck# ACH009 Reversed
	ACH010	08/27/14	STA03 (STARNIK SYSTEMS INC.)		2,650.00	.00	2,650.00	C.CUST/LICENSE FEES
	ACH011	08/27/14	RAD10 (RADIO SHACK)		86.76	.00	86.76	WWTP/BATTERY
	ACH012	08/27/14	THE27 (THE RADAR SHOP)		508.00	.00	508.00	PD/RADAR RE-CERTIFICATION
	ACH013	08/27/14	PIN15 (PINNACLE)		61,198.80	.00	61,198.80	HR/INSURANCE FEES
	ACH014	08/27/14	PIN15 (PINNACLE)		61,835.05	.00	61,835.05	HR/INSURANCE FEES
	ACH014	08/28/14	PIN15 (PINNACLE)		(61,835.05)	.00	(61,835.05)	Ck# ACH014 Reversed
	ACH015	08/27/14	PIT11 (PITNEY BOWES INC.)		2,739.00	.00	2,739.00	FIN/RENEWAL AGREEMENT FY1
	ACH016	08/27/14	SWA10 (S.W. AIRLINES)		564.40	.00	564.40	PD/TICKETS, FRAZIER&MARDU
	ACH017	08/27/14	GOS01 (GOSERCO, INC.)		3,724.00	.00	3,724.00	PD/MAINT. PHONE SYSTEM.
	ACH018	08/27/14	STA03 (STARNIK SYSTEMS INC.)		2,650.00	.00	2,650.00	W.CUST/LICENSE FEES
	ACH018	08/28/14	STA03 (STARNIK SYSTEMS INC.)		(2,650.00)	.00	(2,650.00)	Ck# ACH018 Reversed
	ACH024	08/28/14	CAL3J (CALIFORNIA JPIA)		115,385.00	.00	115,385.00	HR/POLICY #B128410009W14
	ACH025	08/28/14	SPR01 (SPRINGBROOK SOFTWARE INC)		8,230.68	.00	8,230.68	FIN/SERVICES, JULY&AUGUST
	ACH026	08/28/14	WIT10 (WITTMAN ENTERPRISES, LLC)		5,570.28	.00	5,570.28	FD/SERVICES, P/E 06/14
	ACH031	08/29/14	SUP20 (SUPERMEDIA STORE.COM)		1,197.37	.00	1,197.37	PD/DVD DUPLICATOR
	ACH032	09/02/14	AVF10 (AVFUEL CORPORATION)		18,588.98	.00	18,588.98	AIRP/JET-A-FUEL
	ACH036	09/03/14	COU41 (COUNTY OF SAN DIEGO, RCS)		6,148.00	.00	6,148.00	PD/INV. #14CALXPDN12&15CA
	ACH039	09/03/14	AGG10 (AGGREGATE PRODUCTS, INC.)		8,777.28	.00	8,777.28	STREETS/MATERIALS
	ACH046	09/10/14	CHE10 (CHEVRON USA)		1,772.33	.00	1,772.33	V.DEPTS/GASOLINE, P/E 07/
	ACH048	09/10/14	GRE07 (GREATAMERICA FINANCIAL SVCS)		238.54	.00	238.54	V.DEPTS/ACCT. #012-067104

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
08-14	ACH049	09/10/14	HDL01 (HDL COREN & CONE)		595.00	.00	595.00	FIN/CAFR REPORTS
	ACH050	09/10/14	INF18 (INFOSEND, INC.)		4,260.81	.00	4,260.81	WP&WTP/SERVICES, P/E 06/
	ACH051	09/10/14	INF18 (INFOSEND, INC.)		4,231.85	.00	4,231.85	WP&WTP/SERVICES, P/E 07/
	ACH052	09/10/14	PIT15 (PITNEY BOWES INC.)		318.00	.00	318.00	V.DEPTS/ACCT. #8349862, P
	ACH053	09/10/14	PUN10 (PUN&MCGEADY LLP)		25,000.00	.00	25,000.00	FIN/SERVICES, P/E 06/14
	ACH055	09/10/14	PRO10 (PROTECTION ONE)		145.71	.00	145.71	AIRP/SERVICES, ACCT. #288
	ACH057	09/10/14	STR10 (STRADLING, YOCCA, CARLSON)		594.00	.00	594.00	FIN/SERVICES, INLAND OVER
	ACH058	09/10/14	TIM16 (TIME WARNER CABLE)		61.98	.00	61.98	FD/SERVICES, ACCT. #8448-
	ACH059	09/10/14	TRA01 (NORMAN A TRAUB ASSOCIATES)		4,944.00	.00	4,944.00	PD/SERVICES
	ACH060	09/10/14	TRA01 (NORMAN A TRAUB ASSOCIATES)		21,962.46	.00	21,962.46	PD/SERVICES
	ACH061	09/10/14	TRA01 (NORMAN A TRAUB ASSOCIATES)		6,623.36	.00	6,623.36	PD/SERVICES
	ACH063	09/10/14	USB12 (U.S. BANCORP OFFICE)		482.68	.00	482.68	V.DEPTS/LEASE, ACCT. #500
	ACH064	09/10/14	VER23 (VERIZON WIRELESS)		38.01	.00	38.01	C.MGR/ACCT. #271199352-00
	ACH065	09/10/14	VER23 (VERIZON WIRELESS)		1,254.35	.00	1,254.35	PD/ACCT. #271199352-00001
	ACH071	09/11/14	DEL11 (DELL MARKETING L.P.)		1,096.87	.00	1,096.87	IT/COMPUTER
	ACH072	09/11/14	SEL10 (SELLERS PETROLEUM)		6,354.26	.00	6,354.26	PD/GASOLINE, P/E 07/14
	ACH073	09/11/14	SEL10 (SELLERS PETROLEUM)		5,374.23	.00	5,374.23	PD/GASOLINE, P/E 07/14
	ACH075	09/16/14	FED10 (FEDERAL EXPRESS CORP.)		270.36	.00	270.36	V.DEPTS/ACCT. #1235-9829-
	ACH076	09/16/14	FED10 (FEDERAL EXPRESS CORP.)		40.63	.00	40.63	PD/ACCT. #3542-6508-7
	D00040	08/07/14	AGG10 (AGGREGATE PRODUCTS, INC.)		859.64	.00	859.64	ACH Direct pay
	D00040	08/07/14	AME11 (ALSCO )		154.55	.00	154.55	ACH Direct pay
	D00040	08/07/14	AVA10 (AVAYA, INC.)		247.35	.00	247.35	ACH Direct pay
	D00040	08/07/14	CPS03 (CPS HR. CONSULTING)		383.90	.00	383.90	ACH Direct pay
	D00040	08/07/14	FUL10 (FULLCOURT PRESS)		1,318.86	.00	1,318.86	ACH Direct pay
	D00040	08/07/14	HOL24 (HOLMAN PROFESSIONAL)		793.44	.00	793.44	ACH Direct pay
	D00040	08/07/14	JAN02 (JANWAY COMPANY USA, INC.)		253.20	.00	253.20	ACH Direct pay
	D00040	08/07/14	MSC11 (MSC INDUSTRIAL SUPPLY)		3,748.80	.00	3,748.80	ACH Direct pay
	D00040	08/07/14	NEK03 (NEXTEL COMMUNICATIONS)		745.40	.00	745.40	ACH Direct pay
	D00040	08/07/14	PAD12 (PADRE JANITORIAL)		313.49	.00	313.49	ACH Direct pay
	D00040	08/07/14	PHS01 (PH&S PRODUCTS LLC)		1,560.00	.00	1,560.00	ACH Direct pay
	D00040	08/07/14	TIR16 (TIRES & WHEELS OF AMERICA)		2,734.62	.00	2,734.62	ACH Direct pay
	D00040	08/07/14	TUR10 (TURBO DATA SYSTEMS, INC.)		4,719.75	.00	4,719.75	ACH Direct pay
	D00040	08/07/14	WPN10 (W-PNP, INC.)		5,076.39	.00	5,076.39	ACH Direct pay
Total for Bank Account 10113 ----->					1,432,896.05	.00	1,432,896.05	

REPORT.: Sep 17 14 Wednesday  
RUN...: Sep 17 14 Time: 17:32  
Run By.: RICHARD RENO

City of Calexico  
Month End Cash Disbursements Report  
Report for 08-14 BANK ACCOUNT 10114

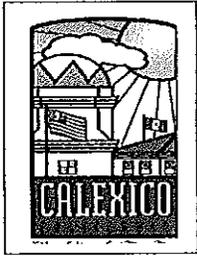
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Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
	18455	08/07/14	SUN15 (SUN COMMUNITY)		(44,651.85)	.00	(44,651.85)	Ck# 018455 Reversed
			Total for Bank Account 10114 ----->		(44,651.85)	.00	(44,651.85)	
			Grand Total of all Bank Accounts ----->		1,388,244.20	.00	1,388,244.20	

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
08-14	18433	08/07/14	AFL10 (AFLAC )		176.61	.00	176.61	AFL/COL LIFE INS
	18433	08/07/14	AFL10 (AFLAC )		80.82	.00	80.82	AFLAC PRSN RECOV INS
	18433	08/07/14	AFL10 (AFLAC )		217.77	.00	217.77	AFL/COL ACCIDENT INS
	18433	08/07/14	AFL10 (AFLAC )		357.52	.00	357.52	AFL/COL CANCER INS
	18433	08/07/14	AFL10 (AFLAC )		315.85	.00	315.85	AFL/COL DISABLY INS
	18433	08/07/14	AFL10 (AFLAC )		58.53	.00	58.53	PERS LT CARE INS
	18434	08/07/14	AME10 (AMERICAN HERITAGE LIFE)		26.00	.00	26.00	A.H. LIFE INSURANCE
	18435	08/07/14	CAL14 (CALEXICO FIREFIGHTERS')		750.00	.00	750.00	UNION DUES
	18436	08/07/14	CAL15 (CALEXICO POLICE OFFICERS)		3,835.68	.00	3,835.68	UNION DUES
	18437	08/07/14	CAL1D (CALIFORNIA STATE)		5,126.17	.00	5,126.17	\$ DEDUCTION
	18438	08/07/14	CAS44 (CASTRO, AIDA M.)		271.38	.00	271.38	\$ DEDUCTION
	18439	08/07/14	COL14 (COLONIAL)		1,310.71	.00	1,310.71	AFL/COL LIFE INS
	18439	08/07/14	COL14 (COLONIAL)		9.10	.00	9.10	AFLAC PRSN RECOV INS
	18439	08/07/14	COL14 (COLONIAL)		886.61	.00	886.61	AFL/COL ACCIDENT INS
	18439	08/07/14	COL14 (COLONIAL)		756.25	.00	756.25	AFL/COL CANCER INS
	18439	08/07/14	COL14 (COLONIAL)		2,004.87	.00	2,004.87	AFL/COL DISABLY INS
	18439	08/07/14	COL14 (COLONIAL)		199.53	.00	199.53	AFL/COL INTENSIVE CR
	18439	08/07/14	COL14 (COLONIAL)		169.41	.00	169.41	COLONIAL HOSPITAL
	18439	08/07/14	COL14 (COLONIAL)		185.18	.00	185.18	FLA/COL 2ND LIFE INS
	18440	08/07/14	DEN04 (DENTAL HEALTH SERVICES)		36.83	.00	36.83	DENTAL HEALTH SERV
	18441	08/07/14	ESQ26 (VERONICA ESQUER)		190.15	.00	190.15	PR DEDUCTION
	18442	08/07/14	FRA13 (FRANCHISE TAX BOARD)		2,246.06	.00	2,246.06	\$ DEDUCTION
	18443	08/07/14	HOR10 (HORACE MANN LIFE INS. CO.)		48.15	.00	48.15	HORACE MANN LIFE INS
	18444	08/07/14	ICM10 (VANTAGEPOINT TRANSFER-457)		4,823.69	.00	4,823.69	DEFERRED COMP-PRE TX
	18445	08/07/14	IMP45 (IMPERIAL COUNTY)		467.96	.00	467.96	\$ DEDUCTION
	18445	08/07/14	IMP45 (IMPERIAL COUNTY)		279.64	.00	279.64	PR DEDUCTION
	18446	08/07/14	MOR21 (ROSA M. MORALES)		484.62	.00	484.62	\$ DEDUCTION
	18447	08/07/14	NEW10 (NEW YORK LIFE INSURANCE)		107.86	.00	107.86	NY LIFE INS
	18448	08/07/14	PER01 (PUBLIC EMPLOYEES')		96,696.25	.00	96,696.25	PERS PAYROLL REMITTANCE
	18449	08/07/14	PIN16 (PINNACLE CLAIMS MNGMNT)		435.55	.00	435.55	FSA DEPENDENT/MEDICA
	18450	08/07/14	PRE10 (PRE-PAID LEGAL SVCS., INC)		173.82	.00	173.82	LEGAL SERVICES
	18451	08/07/14	ROC21 (WILLIAM ROCHE)		200.00	.00	200.00	PR DEDUCTION
	18452	08/07/14	SAM03 (ROSA A. SAMANIEGO)		437.53	.00	437.53	\$ DEDUCTION
	18453	08/07/14	SC011 (JENNIFER CARDINALE)		329.08	.00	329.08	\$ DEDUCTION
	18454	08/07/14	SEI10 (SEIU - LOCAL 221)		949.58	.00	949.58	ASSOCIATION DUES
	18454	08/07/14	SEI10 (SEIU - LOCAL 221)		305.53	.00	305.53	UNION DUES
	18455	08/07/14	SUN15 (SUN COMMUNITY)		36,525.85	.00	36,525.85	SUN COMM. NET DEDUCN
	18455	08/07/14	SUN15 (SUN COMMUNITY)		8,126.00	.00	8,126.00	SUN COMMUNITY FED CU
	18456	08/07/14	UNI10 (UNITED WAY OF IMP. VALLEY)		53.00	.00	53.00	UNITED WAY
	18457	08/07/14	UST01 (UNITED STATES TREASURY)		150.00	.00	150.00	\$ DEDUCTION
	18457	08/07/14	UST01 (UNITED STATES TREASURY)		150.00	.00	150.00	PR DEDUCTION
	18460	08/07/14	SUN15 (SUN COMMUNITY)		42,776.29	.00	42,776.29	SUN COMM NET DEDUCT
	18634	08/21/14	AFL10 (AFLAC )		179.72	.00	179.72	AFL/COL LIFE INS
	18634	08/21/14	AFL10 (AFLAC )		80.82	.00	80.82	AFLAC PRSN RECOV INS
	18634	08/21/14	AFL10 (AFLAC )		217.77	.00	217.77	AFL/COL ACCIDENT INS
	18634	08/21/14	AFL10 (AFLAC )		357.52	.00	357.52	AFL/COL CANCER INS
	18634	08/21/14	AFL10 (AFLAC )		315.85	.00	315.85	AFL/COL DISABLY INS
	18634	08/21/14	AFL10 (AFLAC )		58.53	.00	58.53	PERS LT CARE INS
	18635	08/21/14	AME10 (AMERICAN HERITAGE LIFE)		26.00	.00	26.00	A.H. LIFE INSURANCE
	18636	08/21/14	CAL14 (CALEXICO FIREFIGHTERS')		750.00	.00	750.00	UNION DUES
	18637	08/21/14	CAL15 (CALEXICO POLICE OFFICERS)		3,835.68	.00	3,835.68	UNION DUES
	18638	08/21/14	CAL1D (CALIFORNIA STATE)		4,918.76	.00	4,918.76	\$ DEDUCTION
	18639	08/21/14	CAS44 (CASTRO, AIDA M.)		271.38	.00	271.38	\$ DEDUCTION
	18640	08/21/14	COL14 (COLONIAL)		1,278.01	.00	1,278.01	AFL/COL LIFE INS
	18640	08/21/14	COL14 (COLONIAL)		9.10	.00	9.10	AFLAC PRSN RECOV INS
	18640	08/21/14	COL14 (COLONIAL)		886.61	.00	886.61	AFL/COL ACCIDENT INS
	18640	08/21/14	COL14 (COLONIAL)		756.25	.00	756.25	AFL/COL CANCER INS
	18640	08/21/14	COL14 (COLONIAL)		1,981.31	.00	1,981.31	AFL/COL DISABLY INS
	18640	08/21/14	COL14 (COLONIAL)		199.53	.00	199.53	AFL/COL INTENSIVE CR
	18640	08/21/14	COL14 (COLONIAL)		159.03	.00	159.03	COLONIAL HOSPITAL
	18640	08/21/14	COL14 (COLONIAL)		185.18	.00	185.18	FLA/COL 2ND LIFE INS
	18641	08/21/14	DEN04 (DENTAL HEALTH SERVICES)		36.83	.00	36.83	DENTAL HEALTH SERV
	18642	08/21/14	ESQ26 (VERONICA ESQUER)		190.15	.00	190.15	PR DEDUCTION
	18643	08/21/14	FRA13 (FRANCHISE TAX BOARD)		2,246.06	.00	2,246.06	\$ DEDUCTION
	18644	08/21/14	HOR10 (HORACE MANN LIFE INS. CO.)		51.84	.00	51.84	HORACE MANN LIFE INS
	18645	08/21/14	ICM10 (VANTAGEPOINT TRANSFER-457)		4,823.69	.00	4,823.69	DEFERRED COMP-PRE TX
	18646	08/21/14	IMP45 (IMPERIAL COUNTY)		467.96	.00	467.96	\$ DEDUCTION
	18646	08/21/14	IMP45 (IMPERIAL COUNTY)		279.64	.00	279.64	PR DEDUCTION
	18647	08/21/14	MAR1P (CARLOS MARIN)		83.96	.00	83.96	COLONIAL INS REIMBURSE
	18648	08/21/14	MOR21 (ROSA M. MORALES)		484.62	.00	484.62	\$ DEDUCTION
	18649	08/21/14	NEW10 (NEW YORK LIFE INSURANCE)		107.86	.00	107.86	NY LIFE INS
	18650	08/21/14	PER01 (PUBLIC EMPLOYEES')		96,815.78	.00	96,815.78	PERS PAYROLL REMITTANCE
	18651	08/21/14	PIN16 (PINNACLE CLAIMS MNGMNT)		435.55	.00	435.55	FSA DEPENDENT/MEDICA
	18652	08/21/14	PRE10 (PRE-PAID LEGAL SVCS., INC)		173.82	.00	173.82	LEGAL SERVICES
	18653	08/21/14	ROC21 (WILLIAM ROCHE)		200.00	.00	200.00	PR DEDUCTION
	18654	08/21/14	SAM03 (ROSA A. SAMANIEGO)		437.53	.00	437.53	\$ DEDUCTION
	18655	08/21/14	SC011 (JENNIFER CARDINALE)		329.08	.00	329.08	\$ DEDUCTION
	18656	08/21/14	SEI10 (SEIU - LOCAL 221)		13.80	.00	13.80	ASSOCIATION DUES
	18656	08/21/14	SEI10 (SEIU - LOCAL 221)		305.53	.00	305.53	UNION DUES
	18657	08/21/14	SUN15 (SUN COMMUNITY)		37,434.94	.00	37,434.94	SUN COMM. NET DEDUCN
	18657	08/21/14	SUN15 (SUN COMMUNITY)		8,026.00	.00	8,026.00	SUN COMMUNITY FED CU
	18658	08/21/14	UNI10 (UNITED WAY OF IMP. VALLEY)		53.00	.00	53.00	UNITED WAY
	18659	08/21/14	UST01 (UNITED STATES TREASURY)		150.00	.00	150.00	\$ DEDUCTION
	18659	08/21/14	UST01 (UNITED STATES TREASURY)		150.00	.00	150.00	PR DEDUCTION
	18660	08/21/14	YOR11 (YORK )		601.36	.00	601.36	OVRMT W.KNOWLTON
Total for Bank Account 10114 ----->					383,097.48	.00	383,097.48	
Grand Total of all Bank Accounts ----->					383,097.48	.00	383,097.48	

**AGENDA  
ITEM**

**8**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**PREPARED BY:** Teri Nava, Housing Manager *TN*

**APPROVED BY:** Richard N. Warne, Interim City Manager *RN*

**SUBJECT:** CDBG Program Income Waiver – Fire Station I  
Rehabilitation Project

=====

**Recommendation:**

Staff is recommending City Council approval of a \$300,000 Community Development Block Grant Program (CDBG) Program Income (PI) waiver and Resolution to be used for rehabilitation of Fire Station I bringing the building up to the current CA building and fire code. This would specifically concentrate on electrical, plumbing, and HVAC needs.

**Background:**

The City of Calexico receives PI from a variety of different sources in prior CDBG funded activities. The City has approximately \$1,300,000 in PI that the State of California Department of Housing and Community Development (HCD) is actively monitoring to make sure that it is used or returned to the State.

**Discussion & Analysis:**

Fire Station I is in dire need of repair and to be brought up to California Building and Fire Code.

**Fiscal Impact:**

\$300,000 in CDBG Program Income Funds

**Coordinated With:**

Fire Chief Peter Mercado



**Attachment:**

RESOLUTION AUTHORIZING THE CITY OF CALEXICO TO APPROVE THE  
PROGRAM INCOME WAIVER TO BE USED FOR THE FIRE STATION I  
REHABILITATION PROJECT

Program Income Waiver Request

Public Hearing Notice (Published 9/25/14)

**RESOLUTION NO. \_\_\_\_\_**

**THE GOVERNING BOARD OF THE CITY OF CALEXICO**

HEREBY AUTHORIZES THE RESOLUTION AUTHORIZING THE CITY OF CALEXICO  
TO APPROVE THE PROGRAM INCOME WAIVER TO BE USED FOR THE FIRE  
STATION I REHABILITATION PROJECT

WHEREAS:

- A. City of Calexico, a political subdivision of the State of California, authorizes the Program Income waiver of Community Development Block Grant Program (CDBG) in the amount of \$300,000 for Fire Station I Rehabilitation Project; and
- B. The California Department of Housing and Community Development (hereinafter referred to as "HCD") require that the City Council approve any Program Income waivers before submittal to HCD for consent. This resolution meets that requirement; and
- C. The City of Calexico wishes to distribute the Program Income funds received as follows:

\$300,000 for Fire Station I Rehabilitation Project.

IT IS NOW THEREFORE RESOLVED THAT:

1. The City of Calexico shall approved the Program Income waiver of CDBG funds for Fire Station I Rehabilitation Project, and
2. The City of Calexico will distribute the Program Income waiver as follows:

\$300,000 for Fire Station I Rehabilitation Project.

3. The City Council authorizes the Interim City Manager to execute any and all agreements and documents necessary or required by the Housing and Community Development Act as amended in 1992. The City Council agrees to use the Program Income waiver funds as outlined in this Resolution.





**CDBG PROGRAM INCOME FUNDED WAIVER REQUEST**

- PROJECT -

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**JURISDICTION:** City of Calexico

**4. ELIGIBILITY:**

**A. NATIONAL OBJECTIVE:**

- 1)  Low/Moderate Area (LMA)
- 2)  Low/Mod Housing (LMH)
- 3)  Low/Mod Clientele (LMC)

**B. HUD LOW/MOD BENEFIT:**

National Objective must be met by either:

- 1) Beneficiaries meeting income restriction;
- 2) Beneficiaries being members of a Limited Clientele; or,
- 3) Service area being primarily Low/Mod individuals (>51%).

Check the box that describes how this Project will meet the National Objective, and describe the details requested.

Area Benefit:

Low/Mod %: \_\_\_\_\_

- Based on HUD Low/Mod Data
- Based on Income Survey

(Prior Department approval is required for submission of this form)

- Jurisdiction-Wide  Service Area

Income Restricted (*Public Improvements in Support of Housing Only*)

Limited Clientele: (*Public Facility Only*)

List Type(s) of Limited Clientele: \_\_\_\_\_

Explain Benefit in Activity: \_\_\_\_\_

**C. DESCRIPTION OF SERVICE AREA:**

Submit Map(s) and Identify:

- (1) Census Tract/ Block Group; and,
- (2) Zoning in description

**Note:** Service area information is needed regardless of which Low/Mod benefit is being used.

Entire Jurisdiction

Service Area(s):

Describe Service Area of Project: \_\_\_\_\_

Map must be included

**CITIZEN PARTICIPATION:**

No CDBG Project can be approved without the required Citizen Participation being completed.

Indicate the status of each of the following:

Public Notice:  Completed  Not Completed Comments: 9/16/2014

Resolution of the Governing Body (Authorizing submittal of Supplemental Request, designating the Authorized Representative)

Completed  Not Completed Comments: 9/16/2014

Please submit evidence of the above with this request.

**CDBG PROGRAM INCOME FUNDED WAIVER REQUEST**

- PROJECT -

Page | 3

On behalf of the City/County of: Callexico I submit this CDBG Program Income Waiver Request and understand that, upon approval, the need to clear all applicable General and Special Conditions, which includes meeting all applicable federal overlay requirements. I understand the City/County of: Callexico cannot incur costs until prior written Department approval is given.

Authorized Representative Signature: \_\_\_\_\_

Date: 9/17/2014

Print Name and Title of Authorized Signer:

Richard N. Warne, Interim City Manager

Print Name of Preparer: Teri Nava      Date: 9/17/2014

Additional Comments: This PI Waiver is a revised request to the initial waiver submitted last year.

*(FOR USE BY CDBG PROGRAM ONLY)*

JURISDICTION: \_\_\_\_\_

**6. ACTIVITY APPROVAL:**

APPROVED

APPROVED WITH SPECIAL CONDITIONS:

Activity Eligibility 105(a): \_\_\_\_\_

NOT APPROVED      Date: \_\_\_\_\_

**7. REASONS FOR NOT APPROVING:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CDBG Representative: \_\_\_\_\_

Date: \_\_\_\_\_

CDBG Program Manager: \_\_\_\_\_

Date: \_\_\_\_\_

CDBG Section Chief: \_\_\_\_\_

Date: \_\_\_\_\_

## NOTICE OF PUBLIC HEARING OF THE CITY OF CALEXICO

The City of Calexico has scheduled a Public Hearing to review the Community Development Block Grant Program Income Waiver Request and Adopt the Resolution authorizing the PI Waiver Request for the following activities:

- 1) CDBG Program Income in the amount of \$300,000 for the rehabilitation of Fire Station I.

The hearings will be held on Tuesday, October 7, 2014 at 6:30 p.m., before the City Council of the City of Calexico in the Council Chambers, 608 Heber Avenue, Calexico, California. All persons interested in providing comments on any of the above listed activities are invited to attend and be heard. Written comments are also welcomed and may be submitted to the City of Calexico Housing Department, 608 Heber Avenue, Calexico, CA 92231.

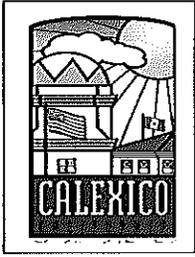
For further information, please contact Teri Nava, Housing Manager, City of Calexico Housing Division between the hours of 8:00 am. – 12:00 p.m. and 1:00 p.m. – 5:00 p.m., Monday through Thursday or call (760) 768-2177.

P.O. #

Publish: Sept.26, 2014

**AGENDA  
ITEM**

**9**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *RN Warne*

**PREPARED BY:** Nick Fenley, Public Works Manager *Nick Fenley*

**SUBJECT:** Award Bid for the Calexico International Airport Runway Pavement Rehabilitation Project AIP No. 3-06-0034-016-2014

=====

**Recommendation:**

Staff recommends City Council award the following proposal for the Calexico International Airport Runway Pavement Rehabilitation Project AIP No. 3-06-0034-016-2014, to Granite Construction Company.

**Background:**

On July 30, 2014, the City of Calexico, Public Works Department requested proposals for the Calexico International Airport Runway Pavement Rehabilitation Project AIP No. 3-06-0034-016-2014.

On August 26, 2014, the City Clerk's Office received two (2) bids.

Granite Construction Company	<b>\$3,363,456.45</b>
Hazard Construction	\$3,779,229.30

**Discussion & Analysis:**

After care review by the Public Works Department of the proposals received, a determination was made, that Granite Construction Company met all required guidelines and specifications of the Request for Bids (RFB).

**Fiscal Impact:**

\$3,363,456.45 (Budgeted Item FY 2014-2015)

**Coordinated With:**

City Clerk's Office

**Attachment:**

City Clerk's Bid Tabulation Sheet



# CITY OF CALEXICO

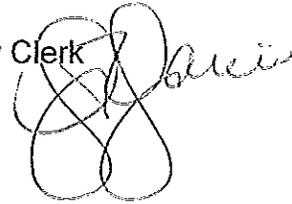
# Memo

CITY CLERK'S OFFICE

**To:** Nick Fenley, Public Works Manager

**From:** Gabriela T. Garcia, Executive Assistant/Deputy City Clerk

**Subject:** Calexico International Airport  
Runway Pavement Rehabilitation  
AIP No. 3-06-0034-016-2014



**Date:** August 26, 2014

---

Enclosed please find two (2) bids received today for the above-mentioned project from the following companies:

1. Hazard Construction
2. Granite Construction Company

If you have any questions, please do not hesitate to contact me at ext. 102.

CITY OF CALEXICO  
 CALEXICO INTERNATIONAL AIRPORT  
 RUNWAY PAVEMENT REHABILITATION  
 AIP NO. 3-06-0034-016-2014  
 UNOFFICIAL BID RESULTS

BID OPENING: AUGUST 26, 2014  
 TIME: 1:30P.M.

ITEM NO.	SPEC REF.	ITEM DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE			GRANITE CONSTRUCTION			HAZARD CONSTRUCTION		
					UNIT PRICE	COST		UNIT PRICE	COST		UNIT PRICE	COST	
1	M-100	MOBILIZATION & DEMOBILIZATION	1	LS	\$ 190,000.00	\$ 190,000.00		\$ 48,947.15	\$ 48,947.15		\$ 365,000.00	\$ 365,000.00	
2	M-101	L-893 LIGHTED Xs	1	LS	\$ 30,000.00	\$ 30,000.00		\$ 25,000.00	\$ 25,000.00		\$ 20,000.00	\$ 20,000.00	
3	P-140 (i)	REMOVE ASPHALT PAVEMENT	46,250	SY	\$ 2.00	\$ 92,500.00		\$ 1.60	\$ 74,000.00		\$ 5.00	\$ 231,250.00	
4	P-140 (ii)	BASE COURSE REMOVAL	6,264	CY	\$ 10.00	\$ 62,640.00		\$ 3.65	\$ 22,863.60		\$ 7.00	\$ 43,848.00	
5	P-140 (iii)	SAWCUT AC PAVEMENT FULL DEPTH	445	LF	\$ 7.00	\$ 3,115.00		\$ 3.40	\$ 1,513.00		\$ 2.50	\$ 1,112.50	
6	P-140 (iv)	MILL AC PAVEMENT AT TRANSITION	412	SY	\$ 60.00	\$ 24,720.00		\$ 13.25	\$ 5,459.00		\$ 10.00	\$ 4,120.00	
7	P-151	CLEARING AND GRUBBING	16.39	ACRE	\$ 3,000.00	\$ 49,170.00		\$ 400.00	\$ 6,556.00		\$ 2,500.00	\$ 40,975.00	
8	P-152 (i)	UNCLASSIFIED EXCAVATION	15,687	CY	\$ 5.00	\$ 78,435.00		\$ 3.30	\$ 51,767.10		\$ 7.00	\$ 109,809.00	
9	P-152 (ii)	EMBANKMENT IN PLACE	16,354	CY	\$ 12.00	\$ 196,248.00		\$ 2.30	\$ 37,614.20		\$ 7.00	\$ 114,478.00	
10	P-152 (iii)	SPREAD EXCESS MATERIAL	3,787	CY	\$ 5.00	\$ 18,935.00		\$ 0.70	\$ 2,650.90		\$ 0.50	\$ 1,893.50	
11	P-152 (iv)	SUBGRADE PREPARATION (SHAPING)	46,633	SY	\$ 2.15	\$ 100,260.95		\$ 0.75	\$ 34,974.75		\$ 1.50	\$ 69,949.50	
12	P-152 (v)	OVER EXCAVATION	4,454	CY	\$ 7.00	\$ 31,178.00		\$ 3.00	\$ 13,362.00		\$ 7.00	\$ 31,178.00	
13	P-155 (i)	LIME TREATED SUBGRADE (12" MIX IN PLACE)	46,633	SY	\$ 4.50	\$ 209,848.50		\$ 4.00	\$ 186,532.00		\$ 6.50	\$ 303,114.50	
14	P-155 (ii)	QUICKLIME	1,050	TON	\$ 230.00	\$ 241,500.00		\$ 242.00	\$ 254,100.00		\$ 250.00	\$ 262,500.00	
15	P-157 (i)	SHOULDER BACKING (4")	13,773	SY	\$ 20.00	\$ 275,460.00		\$ 3.30	\$ 45,450.90		\$ 3.00	\$ 41,319.00	
16	P-157 (ii)	SWALE BACKING (4")	2,359	SY	\$ 20.00	\$ 47,180.00		\$ 2.80	\$ 6,605.20		\$ 3.00	\$ 7,077.00	
17	P-157 (iii)	SPREAD SURPLUS RECYCLED MATERIAL	1,756	CY	\$ 5.00	\$ 8,780.00		\$ 3.50	\$ 6,146.00		\$ 0.50	\$ 878.00	
18	P-160	RUNWAY/TAXIWAY SUBBASE	9,067	CY	\$ 30.00	\$ 272,010.00		\$ 15.00	\$ 136,005.00		\$ 14.00	\$ 126,938.00	
19	P-208	CRUSHED AGGREGATE BASE COURSE	5,181	CY	\$ 50.00	\$ 259,050.00		\$ 53.00	\$ 274,593.00		\$ 51.50	\$ 266,821.50	
20	P-401	BITUMINOUS SURFACE COURSE	10,818	TON	\$ 105.00	\$ 1,135,890.00		\$ 147.20	\$ 1,592,409.60		\$ 110.00	\$ 1,189,980.00	
21	P-602	BITUMINOUS PRIME COAT	22,680	GAL	\$ 2.50	\$ 56,700.00		\$ 2.55	\$ 57,834.00		\$ 2.00	\$ 45,360.00	
22	P-603	BITUMINOUS TACK COAT	62	GAL	\$ 10.00	\$ 620.00		\$ 16.70	\$ 1,035.40		\$ 2.00	\$ 124.00	

CITY OF CALEXICO  
 CALEXICO INTERNATIONAL AIRPORT  
 RUNWAY PAVEMENT REHABILITATION  
 AIP NO. 3-06-0034-016-2014  
 UNOFFICIAL BID RESULTS

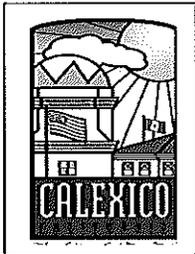
ITEM NO.	SPEC REF.	ITEM DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE		GRANITE CONSTRUCTION		HAZARD CONSTRUCTION	
					UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST
23	P-620 (i)	INITIAL RUNWAY AND TAXIWAY PAINTING	27,995	SF	\$ 2.00	\$ 55,990.00	\$ 0.85	\$ 23,795.75	\$ 0.75	\$ 20,996.25
24	P-620 (ii)	FINAL RUNWAY AND TAXIWAY PAINTING	28,483	SF	\$ 3.00	\$ 85,449.00	\$ 0.95	\$ 27,058.85	\$ 0.85	\$ 24,210.55
25	P-620 (iii)	GREEN NO TAXI PAINTING	300	SF	\$ 2.00	\$ 600.00	\$ 4.60	\$ 1,380.00	\$ 4.00	\$ 1,200.00
26	D-701 (i)	12 INCH RCP 2500-D	6.10	LF	\$ 200.00	\$ 1,220.00	\$ 197.00	\$ 1,201.70	\$ 190.00	\$ 1,159.00
27	D-701 (ii)	18 INCH RCP 2500-D	488.88	LF	\$ 100.00	\$ 48,888.00	\$ 150.00	\$ 73,332.00	\$ 200.00	\$ 97,776.00
28	D-701 (iii)	36 INCH RCP 2500-D	563.28	LF	\$ 150.00	\$ 84,492.00	\$ 215.00	\$ 121,105.20	\$ 325.00	\$ 183,066.00
29	D-751 (i)	OUTLET STRUCTURE FOR 36" PIPE	1	LS	\$ 7,600.00	\$ 7,600.00	\$ 9,600.00	\$ 9,600.00	\$ 7,500.00	\$ 7,500.00
30	D-751 (ii)	OUTLET STRUCTURE FOR 18" PIPE	1	LS	\$ 9,100.00	\$ 9,100.00	\$ 9,850.00	\$ 9,850.00	\$ 5,000.00	\$ 5,000.00
31	D-751 (iii)	MANHOLE PER SPPWC NO.320-2	2	EA	\$ 7,500.00	\$ 15,000.00	\$ 21,585.00	\$ 43,170.00	\$ 4,000.00	\$ 8,000.00
32	D-751 (iv)	GRATING CATCH BASIN PER SPPWC NO.305-3	2	EA	\$ 5,000.00	\$ 10,000.00	\$ 5,090.00	\$ 10,180.00	\$ 8,000.00	\$ 16,000.00
33	D-751 (v)	GRATING CATCH BASIN PER SPPWC NO.305-3 WITH CONCRETE APRON	1	LS	\$ 7,000.00	\$ 7,000.00				
34	D-751 (vi)	CONCRETE VEE GUTTER	168.65	LF	\$ 20.00	\$ 3,373.00	\$ 63.00	\$ 10,624.95	\$ 40.00	\$ 6,746.00
35	D-751 (vii)	500 LB CLASS RIP RAP	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 5,132.00	\$ 5,132.00	\$ 7,500.00	\$ 7,500.00
36	D-751 (viii)	LIGHT CLASS RIP RAP 12' X 5'	1	LS	\$ 2,000.00	\$ 2,000.00	\$ 830.00	\$ 830.00	\$ 3,000.00	\$ 3,000.00
37	D-751 (ix)	LIGHT CLASS RIP RAP 5' X 3'-9"	1	LS	\$ 700.00	\$ 700.00	\$ 297.00	\$ 297.00	\$ 2,500.00	\$ 2,500.00
38	D-751 (x)	HEADWALL WITH FLARED WINGWALLS	1	LS	\$ 7,100.00	\$ 7,100.00	\$ 8,555.00	\$ 8,555.00	\$ 4,000.00	\$ 4,000.00
39	D-751 (xi)	TRANSITION STRUCTURE PER SPPWC NO.340-2	1	EA	\$ 2,500.00	\$ 2,500.00	\$ 2,930.00	\$ 2,930.00	\$ 3,500.00	\$ 3,500.00
40	D-751 (xii)	HEADWALL FOR 2 - 12" PIPES	1	EA	\$ 3,500.00	\$ 3,500.00	\$ 9,280.00	\$ 9,280.00	\$ 4,000.00	\$ 4,000.00
41	L-108 (i)	INSTALL CABLE IN CONDUIT 1-1/C #8 5KV	2,400	LF	\$ 2.00	\$ 4,800.00	\$ 2.87	\$ 6,888.00	\$ 2.00	\$ 4,800.00
42	L-108 (ii)	INSTALL CABLE IN CONDUIT 2-1/C #8 5KV	100	LF	\$ 3.00	\$ 300.00	\$ 3.27	\$ 327.00	\$ 2.50	\$ 250.00

CITY OF CALEXICO  
 CALEXICO INTERNATIONAL AIRPORT  
 RUNWAY PAVEMENT REHABILITATION  
 AIP NO. 3-06-0034-016-2014  
 UNOFFICIAL BID RESULTS

ITEM NO.	SPEC REF.	ITEM DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE		GRANITE CONSTRUCTION		HAZARD CONSTRUCTION	
					UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST
43	L-108 (iii)	REMOVE 1/C #8 5 KV CABLE ONE TWO OR THREE CABLES) FROM EXISTING CONDUIT	2,500	LF	\$ 2.00	\$ 5,000.00	\$ 1.72	\$ 4,300.00	\$ 0.50	\$ 1,250.00
44	L-110 (i)	REMOVE 1-WAY 2" RIGID STEEL OR PVC CONDUIT (DB)	2,100	LF	\$ 4.00	\$ 8,400.00	\$ 5.74	\$ 12,054.00	\$ 5.00	\$ 10,500.00
45	L-110 (ii)	INSTALL 1-WAY 2" PVC CONDUIT (DB)	2,100	LF	\$ 7.00	\$ 14,700.00	\$ 9.18	\$ 19,278.00	\$ 15.00	\$ 31,500.00
46	L-110 (iii)	REMOVE ELECTRICAL DUCT WITH 1-2" AND 1-3" RIGID STEEL OR PVC CONDUIT (EC)	200	LF	\$ 5.00	\$ 1,000.00	\$ 4.82	\$ 964.00	\$ 5.00	\$ 1,000.00
47	L-110 (iv)	INSTALL 1-2" AND 1-3" RIGID STEEL OR PVC CONDUIT (EC)	200	LF	\$ 7.00	\$ 1,400.00	\$ 17.22	\$ 3,444.00	\$ 15.00	\$ 3,000.00
48	L-110 (v)	ADJUST DUCT MARKER TO GRADE	12	EA	\$ 350.00	\$ 4,200.00	\$ 57.40	\$ 688.80	\$ 100.00	\$ 1,200.00
49	L-125 (i)	RAISE RUNWAY/TAXIWAY LIGHT TO NEW FINISH GRADE	44	EA	\$ 500.00	\$ 22,000.00	\$ 516.60	\$ 22,730.40	\$ 350.00	\$ 15,400.00
50	L-125 (ii)	LOWER RUNWAY/TAXIWAY LIGHT TO NEW FINISH GRADE	19	EA	\$ 750.00	\$ 14,250.00	\$ 1,270.00	\$ 24,130.00	\$ 550.00	\$ 10,450.00
51	L-125 (iii)	REPLACE DAMAGED OR MISSING TAXIWAY LIGHT WITH NEW ELEVATED MITL	2	EA	\$ 400.00	\$ 800.00	\$ 533.00	\$ 1,066.00	\$ 500.00	\$ 1,000.00
52	L-125 (iv)	REPLACE DAMAGED OR MISSING RUNWAY LIGHT WITH NEW ELEVATED MRL	2	EA	\$ 400.00	\$ 800.00	\$ 650.00	\$ 1,300.00	\$ 500.00	\$ 1,000.00
53	L-130	RAISE EXISTING SIGN TO NEW GRADE	5	EA	\$ 900.00	\$ 4,500.00	\$ 1,115.00	\$ 5,575.00	\$ 1,000.00	\$ 5,000.00
54	D-751 (xiii)	ADJUST SDMH TO GRADE 1 FT LOWER (ALLOWANCE)	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
					\$ 3,825,902.45		\$ 3,363,456.45		\$ 3,779,229.30	

**AGENDA  
ITEM**

**10**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *rw*

**PREPARED BY:** Nick Fenley, Public Works Manager *NF*

**SUBJECT:** Award Chemicals Bids for the Water Treatment Facility

=====

**Recommendation:**

Staff recommends City Council award the following proposals for the purchase of Chemicals required in the treatment of potable water for Fiscal Years 2014-2015 & 2015-2016.

Company	Chemical	Price
Chemtrade Chemicals	Aluminum Sulfate	\$138.60
Thatcher Company	Liquid Chlorine Ton	\$859.00
Thatcher Company	Liquid Chlorine Cylinder	\$132.00
Thatcher Company	Activated Carbon	\$34.01
Univar USA	Aqua Ammonia	\$1.20
Sterling Water Tech	Polymer SW102	\$5.89

**Background:**

On July 16, 2014, the City of Calexico, Public Works Department requested proposals for the chemicals used in the treatment of potable water for a period of two (2) years.

On August 4, 2014, the City Clerk's Office received eleven (11) bids.

Company	Aluminum Sulfate	Chlorine Ton Cly	Chlorine 150 Cly	Activated Carbon	Aqua Ammonia	Polymer SW102
Olin Corp	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid
Carbon Corp	No Bid	No Bid	No Bid	\$51.40	No Bid	No Bid
Chemtrade	\$138.68	No Bid	No Bid	No Bid	No Bid	No Bid
Solvay	\$380.00	No Bid	No Bid	No Bid	No Bid	No Bid



Sterling	No Bid	No Bid	No Bid	No Bid	No Bid	<b>\$5.89</b>
JCI Jones	No Bid	\$884.80	\$143.78	No Bid	No Bid	No Bid
Polydyne***	No Bid	No Bid	No Bid	No Bid	No Bid	\$5.82***
Thatcher	\$289.57	<b>\$859.00</b>	<b>\$132.00</b>	<b>\$34.01</b>	\$2.03	No Bid
Chemtrade	<b>\$138.60</b>	No Bid	No Bid	No Bid	No Bid	No Bid
Univar	No Bid	No Bid	No Bid	No Bid	<b>\$1.20</b>	No Bid
Brenntag	\$404.45	No Bid	No Bid	No Bid	\$6.55	No Bid

\*\*\* Chemical Supplier did not meet the minimum Chemical Factor Specification.

**Discussion & Analysis:**

After care review by the Public Works Department of the proposals received from Chemtrade, Thatcher, Univar USA and Sterling Water Tech, a determination was made, that these companies met all required guidelines and specifications of the Request for Bids (RFB).

**Fiscal Impact:**

\$110,000.00 (FY 2014-2015)

\$110,000.00 (FY 2014-2015)

**Coordinated With:**

City Clerk's Office

**Attachment:**

City Clerk's Bid Tabulation Sheet

# CITY OF CALEXICO

# Memo

CITY CLERK'S OFFICE

**To:** Nick Fenley, Public Works Manager  
**From:** Gabriela T. Garcia, Executive Assistant/Deputy City Clerk  
**Subject:** Chemical Products for Water Treatment Facility  
**Date:** August 5, 2014

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Enclosed please find eleven (11) bids received yesterday for the above-mentioned project from the following companies:

1. Olin Corporation
2. Carbon Activated Corp
3. Chemtrade Chemicals US LLC
4. Solvay USA Inc.
5. Sterling Water Technologies
6. JCI Jones Chemical, Inc.
7. Polydyne Inc.
8. Thatcher Company
9. Chemtrade Chemicals US LLC
10. Univar USA, Inc.
11. Brenntag Pacific, Inc.

If you have any questions, please do not hesitate to contact me at ext. 102.

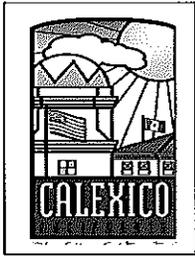
**CITY OF CALEXICO  
PUBLIC WORKS DEPARTMENTS  
CHEMICAL PRODUCTS FOR  
WATER TREATMENT FACILITY**

**BID OPENING: AUGUST 4, 2014  
TIME: 2:00P.M**

COMPANY NAME	ALUMINUM SULDFATE 150 TONS	LIQUID CHLORINE 50 TONS	LIQUID CHLORINE 1.5 TONS	ACTIVATED CARBON 4,000LBS	AQUA AMMONIA 330 GALLONS	POLYMER SW102 4,200 GALLONS
Olin Corporation	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid
Carbon Activated Corp	No Bid	No Bid	No Bid	\$ 51.40	No Bid	No Bid
Chemtrade Chemicals US LLC	\$ 138.68	No Bid	No Bid	No Bid	No Bid	No Bid
Solvay USA Inc.	\$ 380.00	No Bid	No Bid	No Bid	No Bid	No Bid
Sterling Water Technologies	No Bid	No Bid	No Bid	No Bid	No Bid	\$ 5.89
JCI Jones Chemical, Inc.	No Bid	\$ 884.80	\$ 143.78	No Bid	No Bid	No Bid
Polydyne Inc.	No Bid	No Bid	No Bid	No Bid	No Bid	\$ 5.82
Thatcher Company	\$ 289.57	\$ 859.00	\$ 132.00	\$ 34.01	\$ 2.03	No Bid
Chemtrade Chemicals US LLC	\$ 138.60	No Bid	No Bid	No Bid	No Bid	No Bid
Univar USA, Inc.	No Bid	No Bid	No Bid	No Bid	\$ 394.28	No Bid
Brenntag Pacific, Inc.	\$ 404.45	No Bid	No Bid	No Bid	\$ 6.55	No Bid

**AGENDA  
ITEM**

**11**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *RNW*

**PREPARED BY:** Nick Fenley, Public Works Manager *NF*

**SUBJECT:** Purchase of a 2015 Sewer Truck Mounted Jet/Vacuum Machine from Plumbers Depot, Inc., Through a Cooperative Purchase with the City of Ventura.

=====

## Recommendation:

Staff recommends City Council authorize the purchase of a 2015 Sewer Truck Mounted Jet/Vacuum Machine from Plumbers Depot Inc. in the total amount of \$419,260.28 through a Cooperative Purchase with the City of Ventura.

## Background:

On April 24, 2013, the City of Ventura awarded the bid proposal to Plumbers Depot, Inc. in the amount of \$415,371.00 for the purchase of a 2013 Sewer Truck Mounted Jet/Vacuum Machine after going through a competitive bid process.

## Discussion & Analysis:

The City of Calexico Purchasing Policy states that the City can participate in a cooperative purchase as long as a competitive bid process has been followed. The Public Works Department is requesting to purchase this piece of equipment that is essential in the performance of maintaining the City's Sewer Collection System. The current piece of equipment has been in service for over fifteen years and is in dire need of replacement.

## Fiscal Impact:

\$419,261.00 (Budgeted Item FY 2014-2015)

## Coordinated With:

None



**Attachment:**

Cooperative Purchase Offer and the City of Ventura Bid Information.



Address:  
3921 West 139<sup>th</sup> Street  
Hawthorne, CA 90250

Phone: (310) 355-1700  
Toll Free: (866) 422-2156  
Fax: (310) 355-1711  
Web: [www.plumbersdepotinc.com](http://www.plumbersdepotinc.com)

May 29, 2014

City of Calexico  
Attn: Arturo Estrada  
608 Heber Avenue  
Calexico, CA 92231

Re: GapVax Combination Truck, Inter-local cooperative Purchase Offer

To whom it may concern,

In pursuance to your request, Plumbers Depot is pleased to provide pricing on a 2015 GapVax Combination unit.

Pricing is based on a recent bid award from City of Ventura Bid#130000153, Un-used 2013 Gap Vax MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis PO# 100002553 and can be used as an inter-local cooperative "Piggyback" purchase.

**Pricing is as follows:**

Cost to City of Ventura \$379,415.00 (before tax and Pre-inspection)

**Additions:**

2015 Chassis \$7,000.00

Net Cost to City of Calexico: \$386,415.00

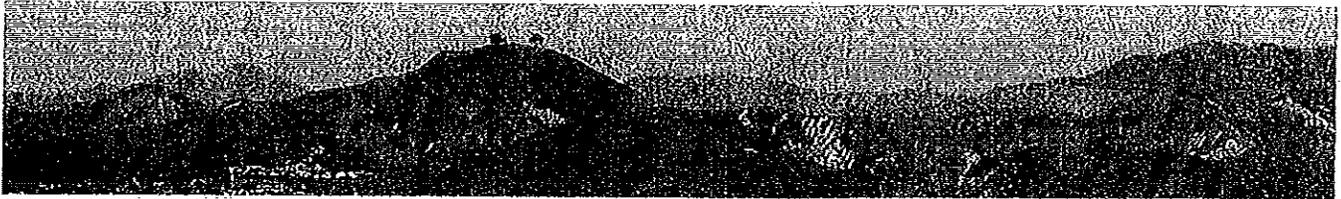
Sales Tax: \$32,845.00

**Grand Total for City of Calexico \$419,260.28**

We really appreciate your interest in our products and look forward to working with you in the future. If you have any questions, please do not hesitate to give me a call at 310-753-1110.

Best Regards,

Jose Martin



**INVITATION TO BID  
BID NO. B-130000153  
APRIL 1, 2013**

The City of Ventura invites you're bid for One (1) New, Unused 2013 GAP VAX MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis, per the attached instructions to Vendors, General Provisions and Specification Number B012-0003

Closing Time and Date

One (1) original and one (1) copy of your signed quotation sheet, local vendor preference (if applicable) and completed specifications must be submitted in a sealed envelope marked "IFB No. B-130000153" prior to:

April 24, 2013 at 4:00 PM

*Submit your entire bid package to the following address:*

City Clerk's Office  
C/O Purchasing & Contracts/Jennifer Yates  
City of Ventura  
501 Poli Street, Room 204  
P.O. Box 99  
Ventura, CA 93002-0099

**BIDS RECEIVED AFTER DAY AND TIME SPECIFIED WILL NOT BE ACCEPTED. FIRMS ARE RESPONSIBLE FOR PROMPT DELIVERY OF THEIR PROPOSALS. FAXED RESPONSES WILL NOT BE ACCEPTED**

**BIDS WILL NOT BE OPENED PUBLICLY.**

## INSTRUCTIONS TO VENDORS:

1. Scope:  
Bids are hereby requested for One (1) New, Unused 2013 GAP VAX MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis , as per specification number B013-002.
2. Literature:  
Full technical information on the equipment bid shall be provided with your bid. Letters containing blanket statements or non- technical advertising brochures are not acceptable.
3. Award:  
This bid will be awarded in accordance with the following criteria:
  - a. Proven Performance  
Emphasis will be placed on the background, experience, and stability of the firm. The evaluation will focus on the firm's user references and their overall satisfaction with the item bid.
  - b. Support  
The extent of operator and service training, availability of parts, warranty, and overall vendor support will be analyzed.
  - c. Specifications  
The ability of the item bid to meet the specifications outlined herein will be evaluated in terms of technical capabilities, flexibility, reliability, maintainability, and operational cost.
  - d. Timely Delivery  
Vendor's ability to supply the item bid as defined herein, in a timely manner, will be an important consideration.

The City shall be the sole judge of the successful bidder hereunder. The City reserves the right to reject any or all bids.

## GENERAL PROVISIONS

*Please Read Carefully  
These Provisions Are a Part of Your Bid and any Contract Awarded*

**Scope of Bid/Proposal: One (1) New, Unused 2013 GAP VAX MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis , as per specifications herein**

**The bidder agrees that:**

- A. Bidder has carefully examined the specifications, and all provisions relating to the item(s) to be furnished or the work to be done; understands the meaning, intent, and requirements; and
- B. Bidder will enter into a written contract and furnish the item(s) or complete the work in the time specified, and in strict conformity with the City of San Buenaventura specifications for the prices quoted.

**Note:** *Bidder is defined as any individual, partnership, or corporation submitting a bid, proposal, or quotation in response to a request for bid, request for proposal, or request for quotation. A bidder may also be referred to as bidder/contractorbidder/contractorbidder/contractorbidder/contractor, contractor, supplier, or vendor.*

**1. Prices:**

All prices and notations must be in ink or typewritten. Mistakes may be crossed out and corrections typed or written with ink adjacent to the error; the person signing the bid must initial corrections in ink.

Bids shall indicate the unit price extended to indicate the total price for each item bid. Any difference between the unit price correctly extended and the total price shown for all items bid shall be resolved in favor of the unit prices.

**2. Bidder's Security: NOT REQUIRED**

A bid deposit in an amount equal to at least 10% of the bid may be required as a bid security by the City. The bid security may only be in cash, a cashier's check, a certified check made payable to the City of San Buenaventura, or a bid bond. If the bid security is a bond, it shall be executed by a surety insurer authorized to issue surety bonds in the State of California. The bid security must be executed by the bidder and enclosed with the bid proposal in the sealed bid envelope.

**3. Items Offered:**

If the item offered has a trade name, brand and/or catalog number, such shall be stated in the bid. If the bidder proposes to furnish an item of a manufacturer or vendor other than that mentioned on the face hereof, bidder must specify maker, brand, quality, catalog number, or other trade designation. Unless such is noted on the bid form, it will be deemed that the item offered is that designated even though the bid may state "or equal".

**4. Brand Names:**

Whenever reference to a specific brand name is made, it is intended to describe a component that has been determined to best meet operational, performance, or reliability standards of the City, thereby incorporating these standards by reference within the specifications. These specifications are not meant to limit the vendor; they are guidelines to minimum qualifications. The bidder shall indicate their compliance or non-compliance for each line of the specification. Any deviations from the specifications or where submitted literature does not fully support the meaning of the specifications must be clearly cited in writing by the bidder.

An equivalent ("or equal") may be offered by the bidder, subject to evaluation and acceptance by the City. It is the bidder's responsibility to provide, at bidder's expense, samples, test data, or other documentation the City may require to fully evaluate and determine acceptability of an offered substitute. The City reserves the sole right to reject a substituted component that will not meet or exceed City standards.

**5. Samples:**

Samples may be required for bid evaluation and testing purposes. Bidders shall agree to provide samples within forty-eight (48) hours upon request and at no additional cost to the City.

**6. Verify Quotations:**

Prices shall be verified prior to bid submittal, as withdrawal or correction may not be permitted after the bid has been opened.

**7. Firm Prices:**

Prices on bid shall be firm prices not subject to escalation. In the event the specifications provide for escalation, the maximum limit shall be shown, or the bid shall not be considered. In the event of a decline in market price below a price bid, the City of San Buenaventura shall receive the benefit of such decline.

- 8. Modification or Withdrawal of Bids:**  
Bids may be modified or withdrawn by written or facsimile notice received prior to the exact hour and date specified for receipt of bid. A bid may also be withdrawn in person by a bidder, or bidder's authorized representative, prior to the exact hour and date set for receipt of bids. Telephone withdrawals are not permitted.
- 9. Late Bids, Modifications, or Withdrawals:**  
Bids, modifications of bids, or bid withdrawals received after the exact time and date specified for receipt will not be considered unless receipt is before the contract is awarded and the City determines that late receipt was due solely to City error.
- 10. Mistake in Bid:**
- (a) If the bidder discovers a mistake in bid prior to the hour and date specified for receipt of bid, bidder may correct the mistake by modifying or withdrawing the bid in accordance with Items 8 and 9 above.
  - (b) If within seventy-two hours of the bid closing and prior to the issuance of a purchase order or a contract, the apparent low and best bidder discovers a mistake in bid of a serious and significant nature which is unfavorable to bidder, bidder may request consideration be given to modifying the bid if it remains the lowest bid or to withdrawal of the bid if the result of the correction of the mistake makes another bidder lowest and best bidder. The mistake must be evident and provable. The right is reserved by the City to reject any and all requests for correction of mistakes in bids received after the hour and date of the bid closing. The decision of the Purchasing Manager is final as regards acceptance or rejection of requests for correction of bids.
  - (c) A mistake in bid cannot be considered once a purchase order or contract is issued.
- 11. Signature:**  
All bids shall be signed and the title and firm name indicated. A bid by a corporation shall be signed by an authorized officer, employee or agent with his or her title.
- 12. No Bids:**  
If no bid is to be submitted, the bid should be marked "No Bid" and returned to maintain the bidder's name in the vendor file for future solicitations. A letter or postcard may be submitted. If a bidder fails to respond to a reasonable number of bids without returning a "No Bid", the Purchasing Manager reserves the right to delete the bidder from the vendor file for future solicitations.
- 13. Alternative Proposals:**  
To be responsive to the bid, bidder must submit a proposal that meets all specific bid requirements. Once bidder has proposed a product which is responsive to the specification, bidder may include with the bid any additional proposals or alternative products that bidder believes can meet or exceed the City's requirements and that may offer additional advantages, benefits, or cost savings. The City reserves the right to evaluate, and accept or reject, such alternatives as though they were part of the original specifications without advertising for further bids, when in the best interests of the City. Any awards so made will be based on operational and cost analysis considerations that would result in the optimum economic advantage to the City.
- 14. Confidential Information:**  
Any information deemed confidential or proprietary should be clearly identified by the bidder as such. It may then be protected and treated with confidentiality only to the extent permitted by state law. Otherwise the information shall be considered a public record. Information or data submitted with a bid will not be returned.
- 15. Quality:**  
Unless otherwise required in the specifications, bidder's proposal shall assume that all goods furnished shall be new and unused.
- 16. Tropical Hardwoods:**  
In accordance with the City of San Buenaventura Administrative Policy and Procedure 18.2, incorporated and made part of these General Provisions, Bidders shall not propose or provide any items to the City in regard to performance of a contract, which are tropical hardwood products. Bidders are urged not to import, purchase, obtain, or use for any purpose, any tropical hardwood product in support of any City agreement.

**17. Litigation Warranty:**

The bidder, by bidding, warrants that bidder is not currently involved in litigation or arbitration concerning the materials or bidder's performance concerning the same or similar material or service to be supplied pursuant to this contract of specification, and that no judgments or awards have been made against bidder on the basis of bidder's performance in supplying or installing the same or similar material or service, unless such fact is disclosed to the City in the bid. Disclosure may not disqualify the bidder. The City reserves the right to evaluate bids on the basis of the facts surrounding such litigation or arbitration and to require bidder to furnish the City with a surety bond executed by a surety company authorized to do business in the State of California and approved by The City of San Buenaventura in a sum equal to one hundred percent (100%) of the contract price conditional on the faithful performance by bidder of the contract in the event the bid is awarded to bidder, notwithstanding the litigation or arbitration.

**18. Royalties, Licenses and Patents:**

Unless otherwise specified, the bidder shall pay all royalties, license and patent fees. The bidder warrants that the materials to be supplied do not infringe any patent, trademark or copyright and further agrees to defend any and all suits, actions and claims for infringement that are brought against the City, and to defend, indemnify and hold harmless the City from all loss or damages, whether general, exemplary or punitive, as a result of any actual or claimed infringement asserted against the City, the bidder or those furnishing material to bidder pursuant to this contract.

**19. Performance Standards:**

Performance of work and acceptability of equipment or materials supplied pursuant to any contract or award shall be to the satisfaction of the City.

**20. Warranties:**

(a) All material, labor or equipment provided under the contract shall be warranted by bidder and/or manufacturer for at least twelve (12) months after acceptance by City. Greater warranty protection will be accepted. Lesser warranty protection must be indicated by bidder on the bid proposal as an exception.

(b) Bidder shall be considered primarily responsible to the City for all warranty service, parts and labor applicable to the goods or equipment provided by bidder under this bid or award, irrespective of whether bidder is an agent, broker, fabricator or manufacturer's dealer. Bidder shall be responsible for ensuring that warranty work is performed at a local agency or facility convenient to City and that services, parts and labor are available and provided to meet City's schedules and deadlines. If required and defined within the Scope of Work, the Bidder will post a performance bond after contract award to guarantee performance of these obligations. Bidder may establish a service contract with a local agency satisfactory to City to meet this obligation if bidder does not ordinarily provide warranty service.

**21. Addenda:**

The effect of all addenda to the bid documents shall be considered in the bid, and said addenda shall be made part of the bid documents and shall be returned with them. Before submitting a bid, each bidder shall ascertain whether or not any addenda have been issued, and failure to cover in this bid any such addenda issued may render the bid invalid and result in its rejection.

**22. Specifications to Prevail:**

The detailed requirements of the specifications shall supersede any conflicting reference in these General Provisions that are in conflict therewith.

**23. Taxes:**

The City will furnish Exemption Certificates for Federal Excise Tax. The City is liable for State, City and County Sales Taxes. Do not include this tax in the amount bid. However, tax is to be added by the successful bidder to the net amount invoiced.

**24. Prevailing Wages (Applicable to Public Works Contracts, excluding "maintenance" as defined by the City): NOT APPLICABLE**

The City of San Buenaventura Charter Section 1007 states, "The minimum wage of any laborer, worker, or mechanic employed directly for the City by contractor or subcontractor, or by any other person or persons upon any public work, excluding maintenance, shall be the scale of wages then generally prevailing in the City for like work."

This contract IS/IS NOT for work that is defined by the City as "maintenance."

**25. Conflict of Interest:**

No City employee or elected or appointed member of City government, or member of the employee's immediate family, may participate directly or indirectly in the procurement process pertaining to this bid if they:

- (a) Have a financial interest or other personal interest that is incompatible with the proper discharge of their official duties in the public interest or would tend to impair their independence, judgment or action in the performance of their official duties.
- (b) Are negotiating for or have an arrangement concerning prospective employment with bidder. The bidder warrants to the best of his knowledge that the submission of the bid will not create such conflict of interest. In the event such a conflict occurs, the bidder is to report it immediately to the Purchasing Manager. For breach or violation of this warranty, the City shall have the right to annul this contract without liability at its discretion, and bidder may be subject to damages and/or debarment or suspension.

**26. Gratuities:**

The City may rescind the right of the bidder to proceed under this agreement if it is found that gratuities in the form of entertainment, gifts, or otherwise are offered or given by the bidder, or any agent or representative of the bidder, to any officer or employee of the City with the intent of influencing award of this agreement or securing favorable treatment with respect to performance of this agreement.

**27. Faithful Performance Bond: NOT REQUIRED**

If required and defined within the Scope of Work, the Bidder will be required to furnish the City with a surety bond conditioned upon the faithful performance of the contract. This may take the form of a bond executed by a surety company authorized to do business in the State of California and approved by the City of San Buenaventura, an endorsed Certificate of Deposit, or a money order or a certified check drawn on a solvent bank. The bond shall be in a sum equal to one hundred percent (100%) of the amount of the contract price. Such bond or deposit shall be forfeited to the City in the event that bidder receiving the contract shall fail or refuse to fulfill the requirements and all terms and conditions of the contract.

**28. Insurance: NOT REQUIRED**

Should work be required on City premises or within the public right-of-way, bidder shall provide proof of Commercial General Liability Insurance and Automobile Liability, Professional Liability and Workers' Compensation if applicable, prior to initiation of any services under City, Bid, Proposal or Contract. Coverage shall be from a company authorized to transact business in the State of California and the City of San Buenaventura and shall meet the following minimum specifications:

**A. Types and Amounts of Applicable Insurance Coverage.** Bidder or Contractor shall provide the following types of insurance designated in this section by a check mark:

<u>Type of Insurance</u>	<u>Combined Single Limit</u>	<u>Aggregate Limit</u>
<input type="checkbox"/> Commercial General Liability	\$	\$
<input type="checkbox"/> Business Auto Liability	\$	
<input type="checkbox"/> Workers' Compensation		Statutory Limit
<input type="checkbox"/> Professional Liability (E&O)	\$	

**B. Insurance Policy Forms and Provisions.** The insurance policies provided by bidder/contractor in compliance with the requirements of this section shall conform to all of the following requirements.

(a) Commercial Liability Insurance shall be evidenced by both a Certificate of Insurance and an Additional Insured Endorsement. Bidder/Contractor shall provide insurance documentation on a form that affords the City coverage as broad as that provided under ISO-CGL Form No. CG 00 01 11 85 or 88. Aggregate limit endorsements shall be evidenced on either ISO Form No. CG 25 03 11 85 or ISO Form No. CG 25 04 11 85. City and all of City's officers, employees and volunteers shall be named as Additional Insureds under such insurance coverage using a form approved by the City or ISO Form No. CG 20 10 11 85 (in no event with an ISO edition date later than 1990).

Coverage shall apply on a primary non-contributing basis in relation to any other insurance or self-insurance, primary or excess, available to City or any officer, employee, agent or volunteer of City.

Coverage shall not be limited to the vicarious liability or supervisory role of any additional insured. There shall be no cross liability exclusion and no contractor limitation endorsement. In addition, there shall be no endorsement or modification limiting the scope of coverage for liability arising from pollution, explosion, collapse, underground property

damage or employment-related practices, except for a provision or endorsement limiting liability arising from pollution to liability caused by sudden or accidental pollution.

Any umbrella liability insurance over primary insurance provided to meet primary limits shall apply to bodily injury, personal injury and property damage, at a minimum. Coverage shall be as broad as any required underlying primary coverage, and shall include a "drop down" provision providing primary coverage for liability not covered by primary policies but covered by the umbrella policy. Coverage shall be provided with defense costs payable in addition to policy limits. Coverage shall have starting and ending dates concurrent with the underlying coverages.

(b) Errors and Omissions Insurance shall be provided covering liability for professional malpractice. Such coverage shall be on an "occurrence basis" if such coverage is available, or on a "claims made" basis if not available. When coverage is provided on a "claims made basis, bidder/contractor shall continue to maintain the insurance in effect for a period of three (3) years after this Agreement expires or is terminated (hereinafter the "extended insurance"). Such extended insurance shall have the same coverage and limits as the policy that was in effect during the term of this Agreement, and shall cover bidder/contractor for all claims made by City arising out of any errors or omissions of bidder/contractor, or the officers, employees or agents of bidder/contractor during the time this Agreement was in effect.

(c) Business Auto Coverage shall be provided on ISO Business Auto Coverage Form No. CA 00 01 06 92 including symbol 1 (any auto). As in the case of general liability insurance requirement, City and all of City's officers, employees, agents and volunteers shall be named as additional insureds under such insurance coverage using City's Standard form endorsement or ISO Form No. CG 20 10 11 85 (in no event with an edition date later than 1990). The insurance policy providing such coverage shall be scheduled as underlying insurance to any umbrella policy required above meeting general liability insurance requirements.

(d) Workers' Compensation/Employer's Liability Coverage shall provide workers' compensation statutory benefits as required by law. Unless otherwise agreed, this policy shall be endorsed to waive any right of subrogation as respects to the City and City's officers, employees, agents and volunteers. Employer's liability coverage provided by such insurance shall be scheduled under any primary or umbrella policy described above to meet general liability insurance requirements.

**C. Additional Insurance Requirements.** Bidder/contractor agrees to comply with the following additional requirements with respect to the insurance provided pursuant to this section:

(a) Unless otherwise approved by the City, bidder/contractor's insurance shall be written by insurers authorized to do business in the State of California and the City of San Buenaventura and shall have a minimum "Best's" Insurance Guide rating of "A:VII." Self-insurance will not be considered to comply with these insurance specifications.

(b) Bidder/contractor shall provide evidence of the insurance required herein, satisfactory to City, consisting of certificate(s) of insurance evidencing all of the coverages required, copies of the insurance policies themselves or any portions thereof, and any required endorsements. Certificate(s) are to reflect that the insurer will provide 30 days notice of any cancellation of coverage. Bidder/contractor shall require its insurer to modify such certificates to delete any exculpatory wording stating that failure of the insurer to mail written notice of cancellation imposes no obligation, and to delete the word "endeavor" with regard to any notice provisions.

(c) Requirements of specific coverage features or limits contained in this Section are not intended as a limitation on coverage, limits or other requirements, or a waiver of any coverage normally provided by any insurance. Specific reference to a given coverage feature is for purposes of clarification only and is not intended by any party to be all inclusive, or to the exclusion of other coverage, or a waiver of any type. Coverage shall not be limited to the specific location, individual or entity designated as the address of the project or services provided for by this Agreement.

(d) Bidder/contractor shall ensure that coverage provided to meet these requirements is applicable separately to each insured, and that there will be no cross liability exclusions that preclude coverage for suits between bidder/contractor and City, between bidder/contractor and any other named insureds or additional insureds under the insurance policy, or between City and any party associated with City or City's officers, employees, agents or volunteers.

(e) All general or auto liability insurance coverage provided pursuant to this Agreement, or any other agreements pertaining to the performance of this Agreement, shall not prohibit bidder/contractor, and bidder/contractor's employees or agents, from waiving the right of subrogation prior to a loss. By these presents, bidder/contractor waives its right of subrogation against the City.

(f) Any failure on the part of City or any other additional insured under these requirements to obtain proof of insurance required under this Agreement in no way waives any right or remedy of City or any other additional insured in this or any other regard.

(g) In the event any policy of insurance required under this Agreement does not comply with these requirements or is canceled and not replaced, City has the right, but not the duty, to obtain the insurance it deems necessary to meet the requirements of this Agreement, and any premium paid by City for such insurance will be promptly reimbursed by bidder/contractor, or, if not promptly reimbursed, deducted from any compensation to be paid by City to bidder/contractor pursuant to this Agreement.

(h) Bidder/contractor will provide proof that policies of insurance required herein expiring during the term of this Agreement have been renewed or replaced with other policies providing at least the same coverage. Such proof will be furnished at least 72 hours before expiration of coverage.

(i) Bidder/contractor shall require all subcontractors or other parties hired by bidder/contractor to perform any part of the services required by this Agreement to purchase and maintain all of the insurance specified above and all such commercial general liability insurance and business automobile insurance shall name as additional insureds all parties to this Agreement. Bidder/contractor shall obtain certificates evidencing such coverage and make reasonable efforts to ensure that such coverage is provided as required herein. No contract used by any bidder/contractor, or contracts bidder/contractor enters into on behalf of City, will reserve the right to charge back to City the cost of insurance required by this Agreement. When requested, bidder/contractor shall provide City with all agreements with subcontractors or others with whom bidder/contractor contracts with on behalf of City, and with all certificates of insurance obtained in compliance with this paragraph. Failure of City to request copies of such documents will not impose any liability on City, or its employees.

(j) Bidder/contractor shall provide immediate notice to City of any claim against bidder/contractor or any loss involving bidder/contractor that could result in City or any of City's officers, employees, agents or volunteers being named as a defendant in any litigation arising out of such claim or loss. City shall not incur any obligation or liability by reason of the receipt of such notice. However, City shall have the right, but not the duty, to monitor the handling of any such claim or loss that is likely to involve City.

(k) In the event of any loss that is not insured due to the failure of bidder/contractor to comply with these requirements, bidder/contractor will be personally responsible for any and all losses, claims, suits, damages, defense obligations and liability of any kind attributed to City, or City's officers, employees, agents or volunteers as a result of such failure.

**29. Indemnification:**

Bidder/contractor shall hold City and City's officers, employees, agents and volunteers harmless and free from any and all claims, liabilities or expenses, including attorney's fees, arising out of or relating to any negligent act, negligent omission, or wrongful conduct related in any way to bidder/contractor's performance of its services pursuant to this Agreement. In the event City and/or any of City's officers, employees, agents or volunteers are named in any lawsuit, or should any claim be made against it or any of them by lawsuit or otherwise arising out of or relating to such negligent act, negligent omission or wrongful conduct, bidder/contractor shall indemnify them for any judgment rendered against them, any sums paid out in settlement or otherwise, and all costs incurred by them in their defense, including, but not limited to attorney's fees.

Bidder/contractor also understands and agrees that it is being employed to perform the services provided for by this Agreement because of bidder/contractor's professed expertise and experience in performing such services. In addition bidder/contractor understands and agrees that while City or City's officers, employees, agents or volunteers may elect to do so, they have no duty to review, inspect, monitor or supervise the work performed by bidder/contractor pursuant to this Agreement except as otherwise expressly provided for by this Agreement. As a consequence, bidder/contractor waives any right of contribution against City or any of City's officers, employees, agents or volunteers arising out of such failure to inspect, review, monitor or supervise the work performed by bidder/contractor pursuant to this Agreement."

**30. Award of Contract – Request for Bid (RFB) and Request for Proposal (RFP):**

(a) Bids/Proposals will be analyzed and award will be made to the lowest, responsive and responsible bidder whose bid conforms to the solicitation and whose bid is considered to be most advantageous to the City, price and other factors considered. Factors to be considered may include, but are not limited to: bidder's past performance, total unit cost, economic cost analysis, life cycle costs, warranty and quality, maintenance cost, durability, the operational requirements of the City and any other factors which will result in the optimum economic benefit to the City.

- (b) The City reserves the right to reject any item or items, to waive informalities, technical defects and minor irregularities in bids/proposals received; and to select the bid(s) or proposal(s) deemed most advantageous to the City. The City will, however, consider bids/proposals submitted on an "all or nothing" basis if the bid/proposal is clearly designated as such.
- (c) The City reserves the right to award one or more contracts on the bids/proposals submitted, either by award of all items to one bidder or by award of separate items or groups of items to various bidders as the interests of the City may require, unless the bidder clearly specifies otherwise in his bid.
- (d) Upon acceptance by the City of San Buenaventura, the solicitation, bid, proposal, or price quotation and a purchase order issued to the successful bidder shall be deemed to result in a binding contract incorporating those terms and these General Provisions without further action required by either party. Items are to be furnished as described in the bid and in strict conformity with all instructions, conditions, specifications, and provisions in the complete contract, as defined by this clause 28 or any related integrated agreement.

**31. Request for Proposal (RFP) Submittals:**

In the case of Request for Proposals (RFP's), it should be noted that the documents submitted by prospective bidders are competitive sealed proposals and not competitive sealed bids. By their nature, proposals will include a number of variables that will vary based on the complexity of the product or service addressed within the proposal.

When proposals are opened, prices and other information will not be made public until the proposal is awarded. There shall be no disclosure of any bidder's information to competing bidders prior to the award of the proposal. At that time, the executed contract and proposals will become public information. Accordingly, each proposal should be submitted on the vendor's most favorable terms from a price and technical standpoint.

**32. Protests:**

Protests by unsuccessful bidders to the selection for award shall be submitted in writing to the Purchasing Manager no later than ten (10) calendar days after award recommendation. Failure to submit a timely written protest to the Purchasing Manager shall bar consideration of such protest. The Purchasing Manager shall consider the merits of the protest and make a determination that shall be immediately communicated to the protesting bidder. Any appeal concerning the determination of the Purchasing Manager shall be submitted in writing to the Administrative Services Director no later than five (5) calendar days after the original determination is communicated to the bidder. The Administrative Services Director shall hear the documented arguments of the protest and a written determination will be made and returned to the affected vendor(s). Determinations by the Administrative Services Director concerning protests are final.

**33. Documentation:**

Due to the time constraints that affect contract performance, all required documents, certificates of insurance and bonds shall be provided to the City within ten (10) calendar days following award or date of request by City, whichever is later. Any failure to comply may result in bid being declared non-responsive and rejected, and at City's option the bid bond may be attached for damages suffered.

**34. Discounts:**

- (a) Prompt payment discounts offered for payment within less than fifteen (15) calendar days will not be considered in evaluating bids for award. However, offered discounts of less than 15 days will be taken if payment is made within the discount period, even though not considered in the evaluation of bids.
- (b) In connection with any discount offered, time will be computed from date of delivery and acceptance, or invoice receipt, whichever is later. Payment is deemed to be made for the purpose of earning the discount on the date of mailing of the City check.
- (c) Any discount offered other than for prompt payment should be included in the net price quoted and not included in separate terms. In the event this is not done, the City reserves the right to accept the discount offered and adjust prices accordingly on the Purchase Order.

**35. Seller's Invoice:**

Invoices shall be prepared and submitted in duplicate to address shown on the Purchase Order. Separate invoices are required for each Purchase Order. Invoices shall contain the following information: Purchase Order number, item number, description of supplies or services, sizes, unit of measure, quantity, unit price and extended totals.

**36. Inspection and Acceptance:**

Inspection and acceptance will be at destination unless specified otherwise, and will be made by the City department shown in the shipping address or other duly authorized representative of the City. Until delivery and acceptance, and after any rejection, risk of loss will be on the bidder unless loss results from negligence of the City.

**37. Lost and Damaged Shipments:**

Risk of loss or damage to items prior to the time of their receipt and acceptance by the City is upon the bidder. The City has no obligation to accept damaged shipments and reserves the right to return at the bidder's expense damaged merchandise even though the damage was not apparent or discovered until after receipt of the items.

**38. Late Shipments:**

Bidder is responsible to notify the City department receiving the items and the Purchasing Manager of any late or delayed shipments. The City reserves the right to cancel all or any part of an order if the shipment is not made as promised.

**39. Document Ownership:**

(a) All technical documents and records originated or prepared pursuant to this contract, including papers, reports, charts, and computer programs, shall be delivered to and become the exclusive property of the City and may be copyrighted by the City. Bidder assigns all copyrights to City by undertaking this agreement.

(b) All inventions, discoveries, enhancements, changes, or improvements of computer programs developed pursuant to this contract shall be the property of the City, and all patents or copyrights shall be assigned to City, unless otherwise agreed. Bidder agrees that City may make modifications to computer software furnished by bidder without infringing bidder's copyright or any license granted to City.

**40. Advertisements, Product Endorsements:**

City employees and agencies or organizations funded by the City of San Buenaventura are prohibited from making endorsements, either implied or direct, of commercial products or services without written approval of the City Manager. No bidder may represent that the City of San Buenaventura has endorsed their product or service without the City Manager's prior written approval.

**41. Optional Cooperative Purchase Agreement**

It is intended that any other public agency (i.e., city, district, public agency, municipality or state agency) located within California shall have the option to participate in any award made as a result of this solicitation. The City of San Buenaventura shall incur no financial responsibility in connection with purchase orders or contracts made by the bidder with another public agency resulting from this solicitation. The public agency shall accept sole responsibility for placing orders and making applicable payments to the vendor. State whether said "cooperative" option is granted on the City quotation sheet. The option shall not be considered in the proposal evaluation.

**43. City Provisions to Prevail:**

Except as indicated in the specifications, the City's standard General Provisions shall govern any contract award. Any standard terms and conditions of bidder submitted by bidder shall not be acceptable to City unless expressly agreed to by the City. The City reserves the right to reject bidder's bid as non-responsive, to consider the bid without bidder's standard terms and conditions, or to require bidder to delete reference to such as a condition of evaluation or award of the bid. If, after award of contract, bidder (contract vendor) shall provide materials or services accompanied by new or additional standard terms or conditions, they too shall be considered void and City may require deletion as a further condition of performance by vendor. To the extent not otherwise provided for by the contract documents, the California Commercial Code shall apply.

**44. Invalid Provisions:**

In the event that any one or more of the provisions of this agreement shall be found to be invalid, illegal or unenforceable, the remaining provisions shall remain in effect and be enforceable.

**45. Amendments and Modifications:**

The Purchasing Manager may at any time, by written order, and without notice to the sureties, make a modification to the contract or an amendment to the Purchase Order, within the general scope of this contract, in (1) quantity of materials or service, whether more or less; (2) drawings, designs, or specifications, where the supplies to be furnished are to be specially manufactured for the City; (3) method of shipment or packing; and (4) place of delivery. If any such change causes an increase or decrease in the cost or the time required for the performance of this contract, an equitable adjustment shall be made by written modification of the contract or amendment to the Purchase Order. Any claim by the bidder for adjustment under this clause must be asserted within 30 calendar days from the notification date.

**46. Assignment:**

Vendor shall not assign or delegate duties or responsibilities under this agreement, in whole or in part, without prior written approval of the City.

**47. Disputes:**

Except as otherwise provided in these provisions, any dispute concerning a question of fact arising under this contract which is not disposed of by agreement shall be decided by the Purchasing Manager, who shall reduce this decision to writing and mail a copy to the bidder. The decision of the Purchasing Manager shall be final and conclusive, unless bidder requests mediation within ten (10) calendar days. Pending final decision of a dispute, the bidder shall proceed diligently with the performance of the contract and in accordance with the Purchasing Manager's decision.

**48. Mediation:**

Should an unresolved dispute arise out of this agreement, any party may request that it be submitted to mediation. The parties shall meet in mediation within thirty (30) days of a request. The mediator shall be agreed to by the mediating parties; in the absence of an agreement, the parties shall each submit one name from mediators listed by either the American Arbitration Association, the California State Board of Mediation and Conciliation, or other agreed-upon service. The mediator shall be selected by a "blindfold" process.

The cost of mediation shall be borne equally by both parties. Neither party shall be deemed the prevailing party. No party shall be permitted to file a legal action without first meeting in mediation and making a good faith attempt to reach a mediated settlement. The mediation process, once commenced by a meeting with the mediator, shall last until agreement is reached by the parties but not more than sixty (60) days, unless the maximum time is extended by both parties.

**49. Lawful Performance:**

Vendor shall abide by all Federal, State and Local Laws, Ordinances, Regulations, and Statutes as may be related to the performance of duties under this agreement. In addition, all applicable permits and licenses required shall be obtained by the vendor, at vendor's sole expense.

**50. Annual Appropriation of Funds:**

Multi-year term supply and service contracts and leases are subject to annual appropriation of funds by the City Council. The City plans and makes appropriations to the City Budget with respect to a fiscal year that starts July 1<sup>st</sup> and ends June 30<sup>th</sup> of each year. Payments made under term contracts and leases are considered items of current expense. Purchase Orders are funded when issued; therefore, they are current expense items and are not subject to any subsequent appropriation of funds.

In the event sufficient funds are not appropriated for the payment of lease payments or anticipated term contract payments required to be paid in the next occurring lease or contract term, and if no funds are legally available from other sources, the lease or contract may be terminated at the end of the original term or renewal term and the City shall not be obligated to make further payments beyond the then current original or renewal term. The City will provide notice of its inability to continue the lease or contract at such time as the Purchasing Manager is aware of the non-appropriation of funds. However, failure to notify does not renew the term of the lease or contract. The City has no monetary obligation in event of termination or reduction of a term contract since such contracts represent estimated quantities and is not funded as a contract except to the extent of the Purchase Orders issued.

**51. Extension:**

When in the City's best interest, this agreement may be extended on a daily, month-to-month, or annual basis by mutual agreement of both parties. Services and/or materials received under an extension shall be in accordance with pricing, terms, and conditions, as described herein.

**52. Termination:**

The City may terminate this agreement and be relieved of any consideration to the vendor should vendor fail to perform in the manner required. Furthermore, the City may terminate this agreement for any reason without penalty upon giving thirty (30) days written notice to the vendor. In the event of termination, the full extent of City liability shall be limited to an equitable adjustment and payment for materials and/or services authorized by and received to the satisfaction of the City prior to termination.

**53. Venue:**

This agreement shall be governed by and interpreted according to the laws of the State of California, and venue for any proceeding shall be in the County of Ventura.

**54. Living Wage Requirements:**

Vendor understands and agrees that this Agreement is subject to the provisions of Chapter 2.525 of the San Buenaventura Municipal Code, entitled "Living Wages and Benefits for City Services", a copy of which has been, or can be upon request, provided to Vendor. By reason thereof, during the term of this Agreement, Vendor will pay and/or provide the wages and/or benefits required therein to all of its employees engaged in whole or in part in performing the services provided for by this Agreement. Moreover, Vendor will require any of its successors, assigns and subcontractors who receive any compensation or other emoluments arising out the performance of the services provided for by this Agreement to similarly pay and/or provide such wages and/or benefits to all of their employees engaged in whole or in part in performing the such services. In addition, Vendor and any of its successors, assigns and sub-contractors who received any compensation or other emoluments arising out of the performance of the services provided for by this Agreement will post the "Notice to Employees" and provide the other information required by Section 2.525.170 of Chapter 2.525 at the time in the manner provided for by that section. Finally, Vendor also understands and agrees that any violation of Chapter 2.525 of the San Buenaventura Municipal Code will be deemed to be a material breach of this Agreement entitling City to suspend or terminate this Agreement and/or impose the civil penalties provided for by Section 2.525.400 of Chapter 2.525.

*Referenced below are the annual adjustments relative to Living Wage Ordinance No. 2006-010:*

**Section 2.525.160 Annual Adjustment:**

*Minimum Hourly Rate Without Medical Benefits: \$14.28 for fiscal year 2012-2013.*

**Minimum Hourly Rate With Medical Benefits:** *\$11.14 per hour provided the coverage employer pays its covered employees a minimum of \$3.16 per hour worked, toward qualifying medical benefits for covered employees and their dependents for fiscal year 2012-2013.*

**Section 2.525.130 Applicability:** *All service contracts entered into or financial assistance provided after the effective date of this chapter whose combined total exceeds \$28,558 for fiscal year 2012-2013*

By initialing this Section, Seller agrees that it has read a copy of Chapter 2.525 of the Code as well as this Section, and that Seller understands Chapter 2.525 of the Code and this Section.

Seller's initials:     JM    

**55. Vendor Preference:**

The City of Ventura may give consideration to using the services and products of "local" businesses, as defined below, whenever it is practical and cost effective to do so. In determining the lowest responsible bidder, the Purchasing Manager shall be authorized to give credit of up to five percent (5%) of the bid price or quotation to a local business for purchases and projects that do not exceed two hundred and fifty thousand dollars (\$250,000). A "Local Business Preference" form is included in this RFP for the purpose of such certification.

- "Local Business" means a business entity with fixed offices or distribution points located within the boundaries of the City, listed in the business license tax files with a City of Ventura business address, and designating, for sales tax purposes, the City of Ventura as the point of sale for retail transactions.

## LOCAL VENDOR PREFERENCE

The City of Ventura's Local Vendor Preference policy may be considered as applicable to this Request for Proposal (RFP). Refer to the Proposal Instructions section for details.

Qualified vendors that desire consideration, as a City of Ventura local vendor under this RFP must complete the "Statement of Local Vendor Certification" contained herein and submit it as a part of their proposal. Late submittals of the "Statement of Local Vendor Certification" will not be considered. Submission of this statement will qualify the vendor for treatment as a local vendor for purposes of this RFP only. The Statement made under this RFP shall not qualify the vendor as a local vendor under any other RFP.

### Local Vendor Certification:

Any vendor claiming to be a local vendor, as defined under the Proposal Instructions section of this RFP, shall so certify in writing to the City's requesting Buyer. The Buyer shall not be required to verify the accuracy or any such certifications, and shall have the sole discretion to determine if a vendor meets the definition of a "local vendor".

Any person or business falsely claiming to be a local vendor under this section shall be ineligible to transact any business with the City for a period of not less than three (3) months and not more than twenty-four (24) months as determined the sole discretion of the City's Purchasing and Contracts Manager. The City shall also have the right to terminate all or any part of any contract entered into with such person or business.

## STATEMENT OF LOCAL VENDOR CERTIFICATION CITY OF VENTURA

Qualified local vendors desiring consideration under the City of Ventura's Local Vendor Preference policy must complete the following and submit with their proposal (print or type).

I \_\_\_\_\_, \_\_\_\_\_  
(Individual submitting bid/proposal) (Title)

Of/for \_\_\_\_\_, Certify that \_\_\_\_\_  
(Company Name) (Company Name)

Is a City of Ventura local vendor, as defined under the Proposal Instructions section of the RFP, and therefore qualifies for the Local Vendor Preference.

\_\_\_\_\_  
(Signature) (Title) (Date)

These specifications are not meant to limit the vendor; they are to be guidelines to minimum qualifications. The bidder shall indicate their compliance with "Yes" or noncompliance with "No" for each line item specification. Any alterations or deviations from the specifications, or where submitted literature does not fully support the meaning of the specifications, must be clearly stated and described in detail by the bidder. Failure to complete all spaces may invalidate the bid. Bids on items differing in minor detail from these specifications will be considered, but may be rejected at the discretion of the City.

	<b>SPECIFICATIONS</b>	<b>BIDDER'S PROPOSAL</b>
	One (1) new, unused 2013 GAP VAX MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis, suitable for the service demands of the Wastewater division of The City of Ventura Water Department. Unit must be able to clean mainline sewers and/or storm drain catch basins, remove thick sludge, bricks, broken pipe, rocks, leaves, etc. with high-pressure water. All installations shall be neat and professionally installed and all equipment furnished shall be of a standard manufacture. Unit must meet all 2010 or greater diesel emission requirements as governed by the State of California. Truck chassis should be designed to transport liquid bulk materials.	YES
1.	<b>GENERAL:</b>	
a.	The body, finish and fittings shall be the latest model, shall not have been used in a demonstrator vehicle or other service and shall be factory standard in all respects not in conflict with the following specific requirements.	YES
b.	Manufacturer's standard equipment and all devices necessary to comply with the State of California Vehicle Code, the California Administrative Code and the Federal Motor Vehicle Safety standards shall be included.	YES
c.	Vehicle engine must comply with all Current California Air Pollution Control Board Requirements only, no credit engine packages will be allowed.	YES
d.	The vehicle shall be serviced, cleaned and ready for immediate operation when delivered.	YES
e.	Due to high ambient temperatures and to assure long life, the unit must be designed to operate at maximum performance levels with a minimum of 20% reserve horsepower.	YES
2.	<b>CHASSIS:</b>	
a.	108SD Conventional cab Freightliner Chassis. Shall be painted black utilizing high solids polyurethane chassis paint.	Western Star 114SD

	SPECIFICATIONS	BIDDER'S PROPOSAL
b.	Gross Vehicle Weight not less than 50,000 lbs.	YES
c.	Wheelbase – 225", approximate.	YES
d.	Back of cab to rear axle – 156", approximate.	YES
e.	7/16X3-9/16X11-1/8inch steel frame (11.11MMX282.6MM/0.43x11.13 inch) 120KSI	YES
f.	¼ inch (6mm) C-Channel inner frame reinforcement.	YES
g.	76 inch (1925MM) rear frame overhang. 24 Inch Integral front frame extension with 0.25 inch insert.	YES
h.	Front and rear tow hooks.	YES
i.	Front bumper will be constructed of stainless steel.	YES
j.	Rear D.O.T. bumper with 2" receiver, tow chain receptacles and 7 pin flat RV type trailer light receptacle. Will need trailer towing electrical package (without trailer air brake capacity).	YES
k.	Shall be equipped with an onboard scale system that shows combined weight of both axles and each axle separately.	YES
3.	<b>ENGINE:</b>	
a.	Diesel, 4 cycle, inline six.	YES
b.	Horsepower minimum 350 @ 2,000 rpm.	YES
c.	Cooled exhaust gas recirculation. Shall meet 2010 EPA/CARB emissions requirements.	YES
d.	2008 CARB emission certification- clean idle. (includes 6x4 inch label on lower forward corner of driver door).	YES
e.	18 CFM Air Compressor, engine driven.	YES
f.	Displacement not less than 780 cubic inch (12.8L).	YES
g.	Peak torque not less than 1,000 lb.-ft. @ 1,400 rpm.	YES
h.	High temperature, water in fuel, low coolant and low oil pressure devices with alarm and shutdown. Regeneration dash lights, driving and manual regeneration capability.	YES
i.	Cummins 18.7 CFM Air compressor with internal safety valve.	YES
j.	Borg Warner viscous fan drive.	YES
k.	Horizontal muffler with a vertical exhaust pipe on the right hand side with 45 turn, meeting California school bus rules. Shall not interfere with machine or its components.	YES
l.	Single stage air cleaner, dry type with dual side air intake.	YES
m.	Engine after treatment/regeneration and 6 gallon DEF tank, including DEF Blue Cap. Stainless steel after treatment device/muffler/tailpipe shield.	YES
n.	Engine shall be equipped with C-Brake by Jacobs with Low/Off/High braking dash switch.	YES
o.	Spin on Oil, Fuel, and Coolant filters as recommended by engine manufacture.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
p.	Oil fill, engine and transmission dipstick located for enhanced serviceability.	YES
q.	PTO mode, engine RPM Limit = 1,000 RPM. PTO RPM with Cruise Set Switch = 800 RPM.	YES 2000rpm
r.	Side of hood air intake with fire wall mounted Donaldson air cleaner. Shall be equipped with manual restriction gauge.	YES
4.	<b>ELECTRICAL:</b>	
a.	Storage batteries: Three (3) each, 12 volt Odyssey group 31, not less than 2100 CCA. Battery box, with remote positive/negative terminals.	YES Alliance Glass Pack
b.	Alternator shall be DR 12 volt, 160 amp. 36-SI Brushless Quadramount pad alternator with remote volt sense.	YES
c.	12 volt starter, Delco 39MT HD/OCP with thermal protection and integrated magnetic switch.	YES
5.	<b>COOLING SYSTEM:</b>	
a.	Maximum increased cooling system with heaviest duty radiator, heaviest duty fan clutch and radiator hoses.	YES
b.	Two row core radiator with overflow tank and sight gauge.	YES
c.	All coolant hoses shall be Gates Blue Stripe or equivalent, with constant tension hose clamps.	YES
d.	Antifreeze to -34F, NOAT extended life coolant.	YES
6.	<b>TRANSMISSION:</b>	
a.	Allison, model 3000, six-speed automatic transmission with PTO provision. WTEC Calibration-6 speed RDS Package 150	YES
b.	PTO mounting , LH side of Main Transmission.	YES
c.	Transmission temperature warning light.	YES
d.	Oil filters integral with transmission and/or remote spin on.	YES
e.	Engine/transmission electronics shall limit road speed to a maximum of 75 mph. Cruise control speed shall be same.	YES
f.	Electronic shift control shall be dash mounted, within easy reach of driver.	YES
g.	Transmission oil check and fill with electronic oil level check	YES
h.	Synthetic transmission fluid (TES-295 compliant)	YES
7.	<b>AXLES:</b>	YES
a.	Front capacity – Detroit 20,000-pound minimum based on body manufacturer's standard specifications as required conforming to GVWR. Shall be drop single axle.	YES
b.	Rear capacity – Meritor 30,000 pound single speed with 5.52 to 1 ratio, approximately.	YES Detroit Axle
C,	Conmet pre-set bearing iron front hubs and webb iron rear hubs.	YES
8.	<b>BRAKES:</b>	

	SPECIFICATIONS	BIDDER'S PROPOSAL
a.	WABCO 4S/4M ABS without traction control.	
b.	Additional valve to actuate front brakes for additional parking brake capacity for hills.	YES
c.	Standard brake system valves.	YES
d.	Borg Warner AD-9 Brake line air dryer with heater, frame mounted with steel air brake reservoirs. Pull cable on Wet tank, petcock drain valves on all other air tanks.	YES
e.	Reinforced Nylon, fabric braid & wire braid chassis air lines. Fiber Braid Parking brake hose. Standard Brake system pressure protection systems. Standard U.S. Front brake valve.	YES
9.	<b>STEERING:</b>	
a.	Power steering shall be TRW THP-60 Power steering with RCH45 auxiliary gear.	YES
b.	Engine mounted power steering pump with 4 quart reservoir. Shall have oil/air power steering cooler.	YES
10.	<b>FRONT SUSPENSION:</b>	
a.	As required to conform to GVWR.	YES
b.	Front taper leaf suspension, minimum 20,000-lbs. Maintenance free rubber bushings and shock absorbers	YES
c.	Front brakes shall be Meritor air actuated disc brakes. Shall come with brake dust shields and SKF Scotseal Plus XL front oil seals.	YES
11.	<b>REAR SUSPENSION</b>	
a.	RS-30-380 30,000# U-Series high entry single rear axle. Rear flat leaf spring suspension with helper and radius rod. Iron rear axle carrier with standard axle housing. 5.52 Rear Axle Ratio.	YES
b.	30,000# Flat leaf spring rear suspension with helper and radius rod. Spring suspension no axle spacers. Standard U-bolt pad with fore/aft control rods.	YES
c.	Driver controlled traction differential-single rear axle. Shall have blinking light lamp with each mode switch, differential unlock with ignition off, active <5 MPH. Synthetic 75W-90 rear axle lube.	YES
d.	MXL 17N Meritor extended lube main driveline with full round yokes.	YES
e.	Meritor 16.5X7 P Cam rear brakes, double anchor, cast shoes with non-asbestos rear brake lining. Webb cast iron rear brake drums. Rear brake dust shields. Brake cams and chambers on rear side of drive axle. Rear oil seals.	YES
f.	Haldex Goldseal Longstroke 1-drive axle spring parking brake chambers equipped with Haldex automatic rear slack adjusters	YES
12.	<b>LIGHTING - CAB, DRIVING &amp; WARNING:</b>	

	SPECIFICATIONS	BIDDER'S PROPOSAL
a.	All required lights shall comply with FMVSS regulations and Department of Transportation requirements.	YES
b.	Flashing LED lights mounted to face front, rear and each side. Whelen 2519LCA with branch guard. List substitute for City representative approval.	YES
c.	Rear mounted arrow board with cab controls, Whelen TA837M LED. List substitute for City representative approval.	YES
d.	Two (2) boom mounted LED work lights, one (1) on each side.	YES
e.	Two (2) Rear LED work lights.	YES
f.	Whelen 500 series LED light bar with forward facing traffic advisor and warning lights, Low profile and mounted to cab.	YES
g.	All truck lights for stop, turn, marker and tail lights shall be LED and comply with DOT requirements.	YES
h.	Side mounted LED work light. Location to be determined at preconstruction meeting	YES
13.	<b>WHEELS AND TIRES:</b>	
a.	Front tires – three (3) 425/65R22.5 Goodyear G-278 20 ply, or approved equal. Including spare tire with wheel.	YES
b.	Alcoa 82364x 22.5 10-hub pilot 4.68 inset aluminum disc front wheels. Polished disc side front wheel with dura-bright finish.	YES
c.	Rear tires – Five (5) Continental HSU2+ 315/80R22.5 20 ply radial tires, or approved equal. Including spare tire with wheel.	YES
d.	Alcoa 89464x 22.5x9.00 10-hub pilot 5.96 inset aluminum disc rear wheels. Polished outer (dished side) rear wheels with outer only dura-bright finish.	YES
13.	<b>CAB:</b>	
a.	108" BBC, Flat roof aluminum conventional cab. Air cab mounts. Extreme climate thermal cab insulation. Cab shall be painted manufactures standard white color.	YES 110" BBC Galvanized
b.	Seats – Bostrom T910 High back bucket air suspension seats for driver and passenger with dual arm rests. Black Mordura cloth seat covers. Shall have lumbar support, 3 point seat belts both seats.	YES
c.	Adjustable tilt and telescoping steering column with 4 spoke 18 inch steering wheel.	YES 2 spoke
d.	Full tilt-away hood with latches.	YES
e.	Two (2) 12 volt power points inside of cab.	YES
f.	Door windows shall be electric with controls for both on driver's side. Tinted safety glass throughout.	YES
g.	Seat belts – two (2) driver and passenger.	YES
h.	Two (2) inside sun visors.	YES
i.	AM/FM radio.	YES
j.	Air conditioning with CFC-free R134 refrigerant.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
k.	Two (2) electrically driven 2-speed windshield wipers with interval feature.	YES
l.	Turn signal and emergency flasher column mounted.	YES
m.	Two (2) exterior adjustable side mounted truck mirrors. Each shall also have a convex mirror to enhance driver vision. Right side mirrors shall be remote controlled from driver's position inside cab.	YES
n.	Door and ignition key shall be the same. 4 sets of keys (and fobs if applicable) shall be delivered with truck.	YES
o.	Heater, defroster, air conditioning system in dash, fresh air type. Denso heavy duty air conditioner compressor.	YES
p.	Arm rest – left and right door.	YES
q.	Horns –12 volt electric city horn and air horn(s) with valve inside within driver's reach.	YES
r.	Left and right assist grab handles.	YES
s.	Fire extinguisher with standard spring clip bracket shall be installed in cab. Must comply with UL rating – 10ABC.	YES
t.	Dashboard – with the following equipment and illuminated instruments: speedometer, fuel gauge, water temperature indicator, oil pressure gauge, voltmeter, tachometer, hour meter, dual air pressure, air filter condition indicator and transmission temperature.	YES
u.	Opal gray vinyl interior with convenience package. Gray/charcoal flat dash. Standard cup holders and in dash storage bin. Forward roof mounted console with upper storage compartments and additional center compartment without netting.	YES
v.	One valve parking brake system with warning indicator. Additional air valve to actuate front brakes for extreme hill parking brake applications.	YES
14.	<b>FUEL TANK:</b>	
a.	70 gal minimum aluminum fuel tank on left hand (drivers) side.	YES
15.	<b>DEBRIS COLLECTOR TANK:</b>	
a.	Tank shall be cylindrical and constructed of 3/16" stainless steel, minimum.	YES
b.	Capacity shall be 7.0 cubic yards, minimum.	YES
c.	Top mounted air backed debris chute.	YES
d.	Rear door shall be equipped with four independent, fully adjustable hydraulic locks and two (2) independent open/close hydraulic cylinders.	YES
e.	Rear door shall have full inside perimeter ½" stainless steel sealing ring.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
f.	Dump controls shall be located forward of the tank assembly.	YES
g.	Tank shall be equipped with an internal tank flush out system plumbed from high pressure water pump, and a 6" pneumatic actuated stainless steel knife drain valve.	YES
h.	Lifting cylinder rate for 55,000 lbs. shall lift the tank to a 45 degrees angle.	YES
i.	Debris tank shall have a connection for 3" fitting to allow discharge of liquids from rear to front of vehicle. Gravity fed and 15' of lay flat, for offloading liquids.	YES
j.	Shall be equipped with filter screens, interior for pump off and drain valve, standpipe for pump off and drain valve, splash shield - rear door, stainless steel 3/16" tank material throughout, and purge valve at gravity drain valve (1" ball valve).	YES
k.	Shall be equipped with float type level indicator with external pointer.	YES
l.	Debris tank and water tanks will not be plumbed to share.	YES
m.	Decant debris tank on the side of the truck to rear of truck.	YES
n.	Air control for debris tank.	YES
o.	Debris alarm.	YES
16.	<b>VACUUM SYSTEM:</b>	
a.	Shall have a rotary positive displacement vacuum pump with a capacity of 4,500 cfm air flow and 18" Hg inches of pure vacuum.	YES
b.	Cyclone separator shall have removal of clean-out and inspection ports on both the air inlet and air exit points on top of unit.	YES
c.	Additional quick opening cleanout hatch shall be installed at bottom of air duct from cyclone to vacuum pump.	YES
d.	System shall have 6" vacuum relief valve controlled from operator panel and remote pendant control, as well as dual exhaust silencer.	YES
e.	Vacuum pump shall be directly coupled to transfer case without use of belts of any kind.	YES
17.	<b>WATER PUMP SYSTEM:</b>	
a.	Pump shall be plunger type produced by Giant; operate at 80 gmp @ 2,000 psi.	YES
b.	Pump shall run independently of the vacuum pump.	YES
c.	Pump system shall contain a pneumatically controlled multiple flow feature which allow various nozzle uses with different flow ratings and shall be capable of controlling the flow infinitely from zero to the maximum output of the pump.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
d.	Pump shall be powered by the chassis engine by way of the transmission mounted PTO and direct coupled shaft without the use of belts, intermediate hydraulic or hydrostatic power systems.	YES
e.	Pump manufacturers pump specification performance curve and literature shall be included in bid package.	YES
f.	Pump shall have a water to oil exchanger with a venturi in the water suction line to maintain oil temperature and extend bearing life.	YES
18.	<b>REEL AND OPERATOR STATION – FRONT MOUNT:</b>	
a.	Hose reel shall be mounted on front of truck.	YES
b.	Reel flanges shall be made of 1/4" steel.	YES
c.	Hose reel shall have a minimum capacity of 800 feet of 1" hose installed.	YES
d.	Reel shall be equipped with air brake to hold position.	YES
e.	Hose reel shall have an automatic level wind with release, the hose reel speed control switch will be oriented for up-down operation.	YES
f.	Reel rotation shall be driven by direct-coupled hydraulic motor. No chains or sprocket drives shall be acceptable.	YES
g.	Shall include vacuum pump tachometer and hour meter, water pump tachometer and hour meter, hydraulic pressure gauge, oil dampened water pressure gauge, blower temperature gauge wired to operated vacuum relief, electric chassis engine throttle, hose reel position brake, hose reel speed and direction control, low water light and alarm, high debris light & alarm, boom joy stick control, remote pendant control, water pressure and flow control – air operated multi-flow system, control panel light, emergency stop switch, vacuum relief switch, footage counter, engine oil pressure and water temperature gauges.	YES
h.	Control panel shall be housed in waterproof sealed box NEMA standards rated.	YES
i.	Engine kill switch wireless remote control.	YES
j.	System air shift and engagement controls shall be located on panel in truck cab.	YES
k.	Front frame mounted hose reel shall have 180 degrees articulation; hose reel spool shall be hydraulically driven powered by gearbox.	YES
19.	<b>WATER STORAGE TANK:</b>	
a.	Must have access opening for inspection.	YES
b.	Tank shall be constructed of 1/4" 304 stainless steel with stainless steel dished heads.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
c.	Capacity – 1,000 gallons, minimum.	YES
d.	Fill line shall include 2" Y strainer with 80-mesh stainless steel screen.	YES
e.	Gauges shall be located for easy viewing. Sight glass shall have stainless steel nipples.	YES
f.	Tanks shall have top mounted port for access and inspections.	YES
g.	Water tank to be equipped with low water alarm with warning light and 2" drain valve at bottom of tank.	YES
20.	<b>HANDGUN:</b>	
a.	Capacity – 13 GPM, 800 PSI maximum for safety. Gun to have one handle for operator safety and to reduce fatigue.	YES
b.	Hose reel with 50 feet of ½" high-pressure hose shall be conveniently mounted on the passenger's side behind seat exterior.	YES
c.	Dead man controls.	YES
d.	Quick disconnects both at front and at reel.	YES
21.	<b>VACUUM LOADING BOOM:</b>	
a.	Shall be powered hydraulically up/down, left/right and in/out, with controls located at operator control panel and pendant control.	YES
b.	Boom shall be front mounted and stored at front.	YES
c.	Steel protection rack, full width, shall be mounted to the sub frame shall provide boom rest and protect the cab.	YES
d.	Two lifting cylinders with minimum 4" dimension shall be installed on boom.	YES
e.	Boom shall be equipped with hydraulic powered telescoping section of 9', with a total extended length of 26' from the centerline of the unit.	YES
f.	Boom shall be equipped with remote lube system accessible from ground level in order to lubricate the pivot bearing, extension side seals, and lift cylinder pins.	YES
22.	<b>ACCESSORIES AND ADDITIONAL EQUIPMENT:</b>	
a.	Lower hose guide.	YES
b.	Tank fill hose – one (1) 2-1/2" X 25' hose with swivel end fittings.	YES
c.	Hose footage counter.	YES
d.	Cone holders – two (2) mounted to accommodate a total of 15 cones, (exact location to be determined at pre-production meeting).	YES
e.	Nozzles – one each 15 degree blockage type, 35 degree standard. Hardened to 50 Rockwell. Nozzles shall have Tungsten carbide inserts to increase life.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
f.	Equipment storage – Lockable toolboxes, side mount 36" X 16" X 14" and 36" X 18" X 18", approximate. Location will be finalized at preconstruction meeting.	YES
g.	Two (2) storage decks for storage of miscellaneous equipment and hoses shall be conveniently accessible from ground level. The bins shall be located on both sides of the tank. The sides of the bin shall be solid steel approximately 9" high and rolled on the top edge. The bottoms shall be perforated steel with perforated rubber liners. Construction shall be welded to the tank prior to paint. Bins shall conform to maximum vehicle width.	YES
h.	Two (2) 12" diameter tool holder tubes mounted to both sides of tank behind the storage bins shall be the length of the tank with removable lids on both ends. (Exact location to be determined at pre-production meeting.)	YES
i.	Circuit breakers – Circuit breakers shall be provided with labels and schematics.	YES
j.	Adjustable hydrant wrench.	YES
k.	Hand spot light – heavy-duty "Specialty Lighting" or approved equal with 15' of HD double cord coiled hose and plug receptacle located at hose reel.	YES
l.	A ladder with complete grip strut rungs and handholds shall be supplied for access to tank.	YES
m.	Electronic backup alarm, Preco model 45A or approved equal.	YES
n.	Back up camera will be installed with full view of area behind truck with view screen in cab that does not interfere with full view out of windshield. Back-up screen shall only be visible with vehicle in reverse.	YES
o.	Spring loaded tube holder located on back of debris tank.	YES
p.	All storage compartments will be stainless steel.	YES
23.	<b>PAINTING:</b>	
a.	Vehicle shall be painted manufacturer's standard white.	YES
b.	Shall be primed with two coats of epoxy primer 4 mil thickness and painted with three coats of PPG Durethane paint, 4 mil thickness.	YES
c.	The truck frame and related components will be painted black in a method that will prevent rust and corrosion in very harsh working conditions.	YES
24.	<b>SAFETY DEVICES:</b>	YES
a.	Bolt on reflectors shall be supplied.	YES
b.	Grip handles and grip pads will be supplied wherever any climbing is required.	YES

	SPECIFICATIONS	BIDDER'S PROPOSAL
c.	Two Whelen strobe lights; one located in front and one in rear. Location will be determined at pre construction meeting.	YES
d.	Arrow stick Whelen LED mounted on rear of debris tank.	YES
e.	Whelen LED Lightbar amber light bar to be located on cab with forward facing traffic advisor independent from rear. Shall have forward and side facing warning flashing lights.	YES
f.	Eight (8) Whelen corner strobes, model CH15. Four shall be mounted on each side of unit. Location to be determined at time of pre-paint inspection.	YES
g.	Controller – mounted in cab. Whelen to control all flashing lights.	YES
25.	<b>OPTIONS:</b>	
a.	Additional City Personnel to Pre-Paint Inspection Each.	1,200.00
b.		
c.		
d.		
26.	<b>WATER METER:</b>	
a.	A 3" water meter (supplied by the City) shall be mounted between the frame rails on rear bumper. (Exact location to be determined at pre-production meeting.)	YES
27.	<b>DOCUMENTATION:</b>	
a.	Vendor shall furnish at time of delivery: <ol style="list-style-type: none"> <li>1. One copy of owner's manual.</li> <li>2. One copy of all shop repair manuals, which include chassis, electrical, power train and emission control systems (please note if paper or digital)</li> </ol> The following will shall be delivered and licensed to City of Ventura Fleet Services with vehicle. <ol style="list-style-type: none"> <li>1. Freightliner Diagnostics Software</li> <li>2. Cummins Engine Diagnostic Software</li> <li>3. Brake manufactures diagnostic software</li> </ol>	YES 2014 Western Star 114SD
28.	<b>LICENSING:</b>	

	SPECIFICATIONS	BIDDER'S PROPOSAL
a.	<p>Vendor shall register the vehicle with the California Department of Motor Vehicles and provide EXEMPT license plates. Registered owner shall be:</p> <p>City of San Buenaventura  (Cy San Buenaventura on DMV forms)  Business Address: 501 Poli Street, Ventura, CA 93001  Mailing Address: P.O. Box 99, Ventura, CA 93002</p> <p>Send E plates to:</p> <p><b>City of San Buenaventura</b>  Fleet Maintenance  Attn: Accounting Technician  P.O. Box 99  Ventura, CA 93002</p>	YES
29.	<b>TRAINING:</b>	
a.	The vendor shall provide a minimum of three (6) hours of operator/safety training, and a minimum of two (8) hours maintenance training; at a time and location designated by the City representative.	YES
b.	A pre-paint inspection shall be required prior to final assembly and painting of vehicle. This will be all inclusive trip for 3 City of Ventura representatives. All inclusive shall mean all transportation, meals, lodging and related costs. Provide cost for additional City Personnel to attend Pre-Paint Inspection as an option above with price per each.	YES
30.	<b>WARRANTY:</b>	
a.	The cab, chassis, Vacuum/Rodding System and all other accessories, and the installation of all equipment shall have a minimum one-year parts and labor warranty. The warranty shall also include all travel time, mileage charges, and other expenses. Vendor shall state terms of warranty and provide copies of warranties with their bid.	YES
31.	The City prohibits <b>ANY</b> products containing asbestos.	

**QUOTATION SHEET - BID NO. B-130000153**

Spec. No.	Description	Year/Make/Model	Availability From Date Of Order	Unit Price	Qty	Subtotal	Tax (7.50%)	Delivery Cost* (Total)	Total with Tax and Delivery
B013-002	New, Unused 2013 GAP VAX MC-0508 Series Combination Jet/Vacuum Machine with 2013 Freightliner Chassis	2013 Gapvax MC0508 2014 Western Star	170-200 Days	379,415.00	1 1	379,415.00	28,456.00	7500.00	415,371.00

- Price, terms and any other conditions quoted shall remain valid and in effect 60 days from bid opening date (minimum of 60 days).
- Discount for payment of invoice within 30 days of receipt is 0 %.
- Does your manufacturer give dealer price protection on the prices quoted in your bid? Yes  No . If "No," City shall request verification of dealer cost upon notification of any price increase prior to award of a purchase order.
- Cooperative Purchase Agreement (see General Conditions paragraph 41).  Yes  No
- List three (3) references of similar bids within the past twelve months.

NAME OF COMPANY ADDRESS OF JOB SITE CONTACT PHONE

A. Los Angeles County Pws 12015 Shoemaker Santa Fe Springs Mike Garcia 562-941-7011

B. Inland Empire Authority Agency 12811 6th Street Rancho Cucamonga Alex Arguelles 909-831-6400

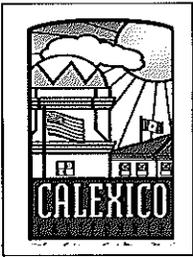
C. Mojave Utilities Agency 15844 K Street, Mojave Bee Gaines 661-824-4161

6. This is to certify that I have carefully reviewed the City of Ventura's Instructions to Vendor, General Provision and attached specifications on REQUEST FOR BID NO. B-130000153 and have clearly indicated in writing any exceptions my firm is making to these specifications. Therefore, I, the undersigned, hereby agree to both furnish and deliver the bid in this quotation complete as specified, if awarded this bid, within the time specified and at the price quoted therein and without any additional charges to the City of San Buenaventura.

PLUMBERS DEPOT INC  
 COMPANY NAME 310-355-1700 310-355-1711  
 3921 W. 139th STREET HAWTHORNE, CA 90250 PHONE NUMBER FAX NUMBER  
 COMPLETE MAILING ADDRESS  
 jose.martin@plumbersdepotinc.com  
 EMAIL ADDRESS

Jose Martin President 04-22-13  
 NAME AND TITLE OF AUTHORIZED COMPANY OFFICIAL SIGNATURE DATE

**AGENDA  
ITEM  
12**



# AGENDA STAFF REPORT

**DATE:** October 7, 2014

**TO:** Mayor and City Council

**APPROVED BY:** Richard N. Warne, Interim City Manager *RNW*

**PREPARED BY:** Nick Fenley, Public Works Manager *Nick Fenley*

**SUBJECT:** Resolution of the City Council of the City of Calexico Authorizing the Submittal of an Application, Acceptance of an Allocation of Funds and Execution of a Grant Agreement with the California Department of Transportation, for an Airport Improvement Program (AIP) Matching Grant

=====

**Recommendation:**

Approve Resolution of the City Council of the City of Calexico authorizing the submittal of an application, acceptance of an allocation of funds and execution of a grant agreement with the California Department of Transportation, for an Airport Improvement Program (AIP) Matching Grant

**Background:**

On September 16, 2014, the City Council authorized the City Manager or his designee to execute grant offer agreement and/or any documentation pertaining to Airport Improvement Program (AIP) Project No. 3-06-0034-016-2014 for the Construction Phase of the Runway Pavement Rehabilitation at the Calexico International Airport through Federal Aviation Administration (FAA). The Runway Pavement Rehabilitation project consists of reconstructing the pavement of the runway with a completely new asphalt concrete pavement section, and other incidental improvements such as shoulder and infield grading, installation of drainage improvements, and adjustment to grade of existing airfield lights and signs and other miscellaneous items at the Calexico International Airport.

**Discussion & Analysis:**

The Calexico International Airport has been awarded a Federal Aviation Administration (FAA) grant in the amount of \$3,708,081 (\$3,337,273 90% FAA and \$370,808 10% City Match) for the Construction Phase of

AGENDA  
ITEM  
**12**

the Runway Pavement Rehabilitation Project at the Calexico International Airport. Public Works staff is requesting City Council authorization to submit an application through the California Department of Transportation Aeronautics Division to apply for 5% of the City's 10% match. If approved, the City will only pay \$185,404 out of the \$370,808.

**Fiscal Impact:**

\$185,404 revenue from the California Department of Transportation

**Coordinated With:**

California Department of Transportation Aeronautics Division

**Attachment:**

1. Resolution No. 2014-\_\_\_\_ of the City Council of the City of Calexico authorizing the submittal of an application, acceptance of an allocation of funds and execution of a grant agreement with the California Department of Transportation, for an Airport Improvement Program (AIP) Matching Grant
2. State Matching Grant for FAA Airport Improvement Program - Application

**RESOLUTION NO. 2014-\_\_\_\_\_**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO AUTHORIZING THE SUBMITTAL OF AN APPLICATION, ACCEPTANCE OF AN ALLOCATION OF FUNDS AND EXECUTION OF A GRANT AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, FOR AN AIRPORT IMPROVEMENT PROGRAM (AIP) MATCHING GRANT

WHEREAS, the City of Calexico and the Federal Aviation Administration are parties to federal Airport Improvement Program (AIP) grant 3-06-0034-016-2014 for Runway Rehabilitation at the Calexico International Airport; and

WHEREAS, the California Department of Transportation, pursuant to the Public Utilities Code section 21683.1, provides grants of 5% of Federal Aviation Administration grants to airports; and

WHEREAS, the California Department of Transportation requires the City Council to adopt a resolution authorizing the submission of an application for an AIP Matching grant;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Calexico, State of California:

1. Authorizes filing an application for a state AIP Matching grant for this project.
2. Authorizes accepting the allocation of state AIP Matching funds for the project.
3. Authorizes execution of an AIP Matching Grant Agreement for this project; and

BE IT FURTHER RESOLVED, that the City Council of the City of Calexico does hereby authorize Nick Fenley, Public Works Manager to sign any documents required to apply for and accept these subject funds on behalf of the City of Calexico.

PASSED, APPROVED AND ADOPTED this 7th day of October 2014.

\_\_\_\_\_  
John M. Moreno, Mayor

Attest:

\_\_\_\_\_  
Gabriela Garcia, Deputy City Clerk

Approved as to Form:

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Jennifer Lyon, City Attorney

State of California )  
County of Imperial ) ss.  
City of Calexico )

I, Gabriela Garcia, Deputy City Clerk of the City of Calexico do hereby certify the above Resolution No. 2014-\_\_ was approved at a regular City Council meeting held on the 7th day of October 2014, by the following vote to-wit:

AYES:

NOES:

ABSTAIN:

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Gabriela Garcia, City Clerk

**STATE MATCHING GRANT FOR FAA AIRPORT IMPROVEMENT PROGRAM - APPLICATION**  
 DOA-0012 (REV 06/2011)

PLEASE PRINT OR TYPE AND COMPLETE ALL ITEMS

**PART I. AIRPORT INFORMATION**

PUBLIC ENTITY City of Calexico	AIRPORT NAME Calexico International Airport	PERMIT NO. IMP-004
CONTACT NAME Nick Fenley	TITLE Public Works Manager	
BUSINESS ADDRESS 608 Heber Avenue, Calexico, California	BUSINESS PHONE (760) 768-2160	

**PART II. PROJECT INFORMATION**

Verify that project is within the Department's most recent Capital Improvement Plan:  YES  NO If no, then project is not eligible for grant funds.

DESCRIPTIVE TITLE OF APPLICANT'S PROJECT(as shown on page one of the executed grant agreement and in the adopted Capital Improvement Plan): Attach Additional Sheets If Necessary Runway Rehabilitation Grant No. 3-06-0034-016-2014	FEDERAL GRANT	\$ 3,337,273.00
	APPLICANT FUNDS	\$ 185,404.00
	STATE * FUNDS	\$ 185,404.00
	TOTAL COST OF PROJECT	\$ 3,708,081.00

\* Maximum is 5% of the federal grant amount.

**PART III. REQUIRED SUPPORTING DOCUMENTS**

Pursuant to Public Utilities Code Sections 21681-21684 and Section 4067 of the CAAP Regulations, please submit the following documents with this application:

- Local government approval (*resolution or minute order*) as described in Section 4067(a).
- FAA Grant Agreement with FAA and sponsor signatures.
- Verification of full compliance with the California Environmental Quality Act (CEQA) by submitting information to fulfill either 1. or 2. below:
  1. Copy of Notice of Exemption or provide the Categorical Exemption Class # \_\_\_\_\_ (CEQA Guidelines Sections 15300-15333)
  2. Copy of Notice of Determination or provide the following information:
    - Environmental Impact Report (Title/Date) \_\_\_\_\_ State Clearinghouse (SCH)# \_\_\_\_\_ or
    - Negative Declaration (Title/Date) \_\_\_\_\_ State Clearinghouse (SCH)# \_\_\_\_\_ or
    - National Environmental Policy Act (NEPA) document (Title/Date) \_\_\_\_\_  
 (NEPA documents-Environmental Impact Statement or Finding of No Significant Impact must comply with CEQA provisions)
- 11 x 17-inch Drawing or Airport Layout Plan showing project location(s) and dimensions.
- Completed CAAP Certification (Form DOA-0007), if not submitted to the Division of Aeronautics earlier for this fiscal year.
- Additional documentation may be required if items in the FAA AIP grant are not eligible for CAAP funding.

**PART IV. AUTHORIZATION**

AUTHORIZED OFFICIAL'S SIGNATURE	TITLE Public Works Manager
PRINT NAME Nick Fenley	DATE

SEND COMPLETED APPLICATION AND ALL SUPPORTING DOCUMENTS TO:

CALIFORNIA DEPARTMENT OF TRANSPORTATION  
 DIVISION OF AERONAUTICS - MS #40  
 P. O. BOX 942874  
 SACRAMENTO, CA 94274-0001