

**CITY OF CALEXICO
ECONOMIC DEVELOPMENT AND
FINANCIAL ADVISORY COMMISSION
MEETING AGENDA**

**Fernando “Nene” Torres Council Chambers
Calexico City Hall
608 Heber Avenue
Calexico, Ca.**

**Tuesday, June 6, 2017
5:30 P.M.**

Commissioners

David Romero
Ben Horton
Ismael Lopez
Hector Araujo
David Cañez

Council Members

Armando Real, Mayor
Maritza Hurtado, Mayor Pro-Tem
Bill Hodge, Councilmember
Jesus Escobar, Councilmember
Lewis Pacheco, Councilmember

Armando G. Villa, City Manager

AGENDA

**CALL TO ORDER AND ATTENDANCE
PLEDGE OF ALLEGIANCE
APPROVAL OF AGENDA**

PUBLIC COMMENTS AND PUBLIC APPEARANCES

NOTE: (Not to Exceed 3 Minutes) This is the time for the public to address the Economic Development and Financial Advisory Commission on any items on the meeting agenda. The Chair will recognize you and when you come to the microphone, please state your name and place of residence for the record. While members of the public are encouraged to participate, it is unlawful to disturb or delay the meeting with personal or slanderous remarks. If the item you wish to comment on is on the agenda, we will take your comment when we get to the item on the agenda. Please direct your questions and comments to the Board.

CONSENT AGENDA

1. Approval of Economic Development and Financial Advisory Commission Minutes of May 2, 2017.

DISCUSSION AND POTENTIAL ACTION

2. Discussion/Action on Ratification of By-Laws for the Commission.

INFORMATIONAL

3. Ordinance No. 1172 and supporting documents.

REPORT BY COMMISSIONERS

ITEMS FOR NEXT MEETING

ADJOURNMENT

It is the intention of the City of Calexico to comply with the Americans with Disabilities Act in all respects. If you are a person with a disability who requires a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, please request such modification or accommodation from the City Clerk at (760) 768-2102. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Please advise us at the time whether you will require accommodations to participate in meetings on a regular basis. Any person affected by any application on this agenda may submit their concerns in writing prior to the meeting or appear in person and be heard in support or opposition to the proposal at the time the matter is considered on the agenda. The staff reports, applications and environmental documents may be viewed at either the office of the office of the City Clerk, 608 Heber Avenue from 8:30 a.m. until 5:30 p.m. Monday through Thursday, except legal holidays. Telephone inquiries may be made at (760) 768-2102. If you challenge any agenda issue in court, you may be limited to raising only those issues that you or someone else raised at the public meeting described in this notice, or in written correspondence delivered to the City of Calexico at, or prior to, the public meeting.

THE ECONOMIC DEVELOPMENT AND FINANCIAL ADVISORY COMMISSION MET IN SPECIAL SESSION ON THE 2ND DAY OF MAY, 2017 AT 5:35 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

Commissioner Ben Horton called the meeting to order at 5:35 p.m.

ATTENDANCE

Chairperson: Benjamin Horton
Secretary: David Romero
Commissioner: Hector Araujo

ABSENT

Vice-Chairperson: Ismael Lopez
Commissioner: David Cañez

PLEDGE OF ALLEGIANCE

Benjamin Horton led those present in the Pledge of Allegiance.

APPROVAL OF AGENDA

Motion was made by Commissioner David Romero to approve the agenda as presented. Motion was seconded by Commissioner Hector Araujo and passed by the following vote to wit:

AYES: Horton, Romero, Araujo
NOES: None
ABSENT: Lopez, Cañez
ABSTAIN: None

ANNOUNCEMENTS/PUBLIC COMMENTS:

There were no public comments.

DISCUSSION AND POTENTIAL ACTION

ITEM# 1 DISCUSSION/ACTION ON RATIFICATION OF BY-LAWS

Mr. Araujo reviewed the previous commissions' by-laws and had changes he would like to see made to them. He requested the word format electronic version of both Economic Development and Financial Advisory by-laws and volunteered to merge both of the by-laws into one document, making all the necessary revisions. He requested a copy of changes requested by Mr. Lopez be emailed to him. He recommended that all requested changes be presented in a draft document at the next regular meeting. Mr. Horton handed to the clerk changes of by-laws requested by Mr. Lopez. He suggested a special meeting be held to review and approve the by-laws. City Manager Armando Villa thought it was a good start to have Mr. Araujo take the lead to merge the by-laws, he recommended changes be tracked and provided to the City Attorney for review to assure no laws are being violated. He also commented that it might take a couple of meetings to review the merged by-laws with suggested changes before actually approving them. Mr. Araujo will make changes and email them to the clerk. The clerk will then email them to the City Manager, and City Manager will email a copy to City Attorney for review.

ITEM#2 APPOINTMENT OF A REGIONAL ECONOMIC DEVELOPMENT LIAISON

Mr. Horton nominated Mr. Araujo to be the Liaison. City Manager Armando Villa told the commissioners the city would not be able to compensate the liaison for travel. He also mentioned most of the travel is within the County limits. Mr. Romero nominated himself to be the co-liaison person in the event Mr. Araujo is not able to attend. He acknowledges the city will not be able to compensate for travel. Mr. Araujo stated he already attends many of the events because of his job with State Senator Ben Hueso's office. He said he would consider the nomination and accept or decline at the next meeting. Mr. Horton suggested the scope, responsibilities, required duties and protocol for reimbursement of attending events be added to the by-laws.

ITEM# 3 INFORMATIONAL ITEM: ATTENDANCE REPORT

Mr. Araujo inquired as to whether Mr. Canez was still interested in participating as a member of the commission. Mr. Horton stated he would call Mr. Canez as a courtesy to see if he was still interested in being a part of the commission.

DAY AND TIME OF MEETINGS

The consensus was to hold regular monthly meetings on the 1ST TUESDAY OF EACH MONTH
AT 5:30PM

REPORT BY COMMISSIONERS

NONE

REPORT BY CITY MANAGER

City Manager Villa advised the commissioners he would be revisiting the future Strategic Planning and Goal Setting Workshop with the City Council at the May 2, 2017 regular meeting. The original workshop was held in 2015 with ex-council members, staff, and Mr. Henry Garcia. Since approximately 60% of the brainstorming was completed and the issues of concern have not changed, Council has expressed interest in completing the Strategic Planning and Goal Setting. Mr. Villa stated he would like for the Council to start with the existing plan and edit it with updated information to reflect the current council members priorities and plans for the progress and growth of Calexico. He also mentioned the need to have council appoint commissioners to the BID commission.

ITEMS FOR NEXT MEETING

By-laws

Appointment of a Regional Economic Development Liaison

ADJOURNMENT

There being no further business, meeting was adjourned at 6:13 p.m.

Benjamin Horton, Chairperson

ATTEST:

Sally Hernandez, Commission Clerk

**CITY OF CALEXICO
BY-LAWS OF THE ECONOMIC DEVELOPMENT COMMISSION**

SECTIONS:

2.30.010	Established
2.32.010.1	Purpose Of Commission
2.30.060.1	Powers and Duties
2.30.020.1	Appointment/ Composition/Term & Qualification Of Members
2.30.020.2	Absence from Meetings
2.30.040.1	Officers
2.30.030.1	Compensation
2.30.050.1	Meetings
2.30.050.2	Rules And Records

2.30.010: ESTABLISHED:

A committee to be known and designated as the Economic Development Commission (EDC) of the City of Calexico was established and approved in March 1967, and amended and re-instated by the Mayor, approved by the Calexico City Council, September 1997, and is in compliance with (Ord.623-27,1997)

2.32.010: PURPOSE OF COMMISSION:

To make appropriate recommendations and to assist the City and Redevelopment Agency in matters relating to promoting development, community improvement, economic development goals and objectives, including: focusing public and private sector resources to achieve agreed on economic development: and redevelopment strategies; assist with promoting good working relationships and communication between the City, the City Council, Chamber of Commerce, Redevelopment Agency, Mexicali EDC, and community groups that have as their mission economic development goals supporting Calexico.

To recommend and assist the City Council and Redevelopment Agency to encourage business attraction and, retention through promotion for the improvements of the local taxes, creation and retention of jobs, and the overall enhancement of the Calexico economy.

2.30.060.1 POWERS AND DUTIES:

To effectuate its purpose, the Commission shall have such specific duties and powers as the council shall from time to time invest in it. In addition, the Commission shall have the following objectives, duties and powers:

1. To study, investigate, develop and carry out plans, subject to the approval of the City Council, for promoting and improving the economic climate of the Calexico area;
2. To promote business and community growth;

3. To prepare a comprehensive community action program designed to bring about economic and resources development;
4. To coordinate all efforts of the departments of the City and representatives of other government agencies in the areas of economic development and planning;
5. To follow through with prospective developers in helping them invest in Calexico;
6. To investigate and report to the City Council all specific matters referred to it by the council, together with its recommendations thereon;
7. To develop programs and relations, and make appropriate recommendation, to the City. Such recommendations shall be forwarded to the City Manager and/or Agency Director for their review and advise. The Commission may also submit its recommendations directly to the City Council for appropriate action;
8. Nothing contained in this section shall be construed to abridge or change the powers and duties of other commissions, departments, boards or bodies of the city. (Ord. 623 § 6, 1967).

2.30.020.1 APPOINTMENT/ COMPOSITION/TERM & QUALIFICATION OF MEMBERS:

1. The commission shall be composed of five (5) members. One member shall be appointed by each councilman. Standing membership will include the Director of the Redevelopment Agency, City Manager and the Director of the Chamber of Commerce.
2. The members appointed by individual councilman shall hold office for a term identical to that of the appointing councilman until the appointment of a successor.
3. Upon the failure of a councilman to make an appointment to this Commission, the appointment may be made by the mayor subject to approval of the council.
4. The commission will have the right to solicit an honorary membership list to consist of any and all agencies interested in economic development. These agencies will have all rights except that of voting. (Ord. 837 1, 1983: Ord. 623 2, 1967)

xxxxx⁵ In the event of any resignation, the vacancy on the commission shall be filled by appointment by the Mayor, subject to approval of the council, for the unexpired portion of the term of the predecessor. Appointment shall be made by the individual councilman that appointed originally.

6. All members should have an identified interest in the community as a representative of an active group or organization involved in economic development or community improvement, or a major enterprise located in the city.

2.30.020.2 ABSENCE FROM MEETINGS

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The absence of any member of the Commission for 3 consecutive or 4 total scheduled meetings of the Commission within any twelve consecutive-month period shall constitute an automatic request for resignation of such member by the Commission. Such a resignation shall not, however, disqualify and individual from subsequently being appointed to the same, or any other city committee, board or commission. In the event of any such resignation, the vacancy shall be filled by appointment of the mayor for the unexpired portion of the term appointee's predecessor in the manner prescribed in Section 2.30.020.1.

2.30.040.1 OFFICERS:

- appointed by original councilman
- medical excuse????

XXXXXXX

The Commission shall elect from among its members a chairperson, a vice chairperson and secretary who shall serve in such capacities for one year, or until the successors are duly elected. In case of a vacancy in either of these positions, the commission shall elect a successor who shall serve the unexpired balance of the predecessors term.
elect a liason for economic situations and a financial advisor.

The commission Chair shall perform those duties customarily carried out by such officer, including: Assist with the development of meeting agendas, designation of standing and ad hoc subcommittees, and spokes person for the Committee in matters forwarded to the City Council and other City Agency. The Chair may delegate any of his/ her duties as necessary for the proper functioning of the Commission. The vice or co-chair shall act in the absence of the Chair.

The commission secretary shall perform those duties customarily carried out by such officer including: Assist with the development of meeting agendas, note taking, informing other commission members of any changes to set agenda's, and/ or meeting schedule. To inform the city clerk of agenda items, scheduled meetings and of persons who request to present a matter before the commission. The secretary may delegate any of his/ her duties as necessary for the proper functioning of the Committee.

2.30.030.1 COMPENSATION:

Members of the committee shall serve without compensation (Ord. 6233,19670)

2.30.050.1 MEETINGS:

1. The EDC committee meetings shall be subject to the "Brown Act" (California Government Code Section 54952.3) for purposes of notices, agendas and holding meetings at an open to the public. The EDC shall establish its own schedule for the time and place of meetings. Ad Hoc or limited purpose subcommittee are not subject to the Brown Act.
2. Quorum: For the purpose of conducting business the committee of the whole shall have a quorum if a majority of members currently on the roster are present.

XXXX
first tues of the month
5:30 pm

3. The Commission shall hold its first meeting within thirty days after all of its members have been appointed. All meetings of said Commission shall be open to the public. The time of the scheduled meetings shall be held once a month, on the second Wednesday, at 11:00 a.m. at Calexico City Hall. The Redevelopment Agency Director and City Manager and/or their representative shall be invited to attend as many regular meetings of the Commission as possible, and shall be asked to advise Commission on any matter before it, but shall not vote on any such matter.
4. Agendas and meeting notes: All meetings of the committee of the whole shall be announced by a printed agenda, mailed or distributed to all members, staff and City Council members at least three working days prior to the meeting. Regular scheduled meetings must be posted 72 hours prior to meeting, and special meetings must be noticed 24 hours prior to, meeting.
5. All public meeting shall be recorded, and meeting notes and attendance records shall be recorded and forwarded to the commission members. The City Council, City Manager and Redevelopment Director may be forwarded meeting notes upon request.
6. The EDC Chairperson shall appoint members of the commission to attend as many City Council and Redevelopment meeting as possible, to act as liaison, for the purpose of communicating the progress of the EDC, to the City Council and other City Agency.

2.30.050.2 RULES AND RECORDS:

1. The Commission shall, in consultation with the City Manager and Redevelopment Director, and with the approval of the city Council, adopt rules for the transaction of business of the commission, which rules shall, among other things, including the manner of calling and giving notice of special meetings and hearings and the appointment and powers of standing subcommittees. Said standing subcommittees may be formed to work on various topics within the scope of EDC activities. The commission shall keep records of its resolutions, rules, transactions, motions, orders findings, recommendations, and determinations, which shall be open to the public.
2. STAFF SUPPORT: ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ The Redevelopment Agency or its designated staff person shall provide the Committee and subcommittees thereof, with technical assistance, (including secretarial) support to the extent resources are available. The Redevelopment Agency will provide a designated staff member as liaison between the Economic Development Commission, City Council and Chamber of Commerce. 3. Member's are required to (file official conflict of interest statements; however, for the record a member should disclose any personal or business interest of a financial nature in an issue before the Committee prior to participating in a discussion or voting on a matter.
4. Severability. If any person, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, Such a

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decision shall not affect the validity of the remaining portion of this Ordinance. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance irrespective of the unconstitutionality or invalidity of any section, subsection, subdivision, paragraph, sentence, clause or phrase.

5. Effective Date. These Bylaws become effective upon adoption by the EDC.

ATTACHED HERETO ORDINANCE NO. 966

BYLAWS FOR THE FINANCIAL ADVISORY BOARD

Article I GENERAL PROVISIONS

1.1 Purpose

These Bylaws govern the Proceedings of the Financial Advisory Board, an advisory Board created and established by City of Calexico Ordinance No. 1092 on January 20, 2009.

1.2 Definitions

1. "Board" means the Financial Advisory Board.
2. "Chairperson" means the Chairperson of the Board.
3. "Secretary" means the Secretary of the Board.
4. "Member Agency" means the City of Calexico.
5. "Staff" means assigned City staff as designated by the City Manager of the City of Calexico.
6. "City Council" means the City Council of the City of Calexico.

2.1 Duties

Article II DUTIES AND AUTHORITY

The Board shall have the following duties:

- a) To study, investigate and advise the Council on budgetary issues and adoption of the annual budget;
- b) To oversee department spending; and
- c) To provide Council with a financial plan for the City; and
- d) To review the CITY's/Successor Agency of the City of Calexico's Redevelopment Agency's financial partnership with private developers when requested by City Staff or the City Council; and
- e) To perform any other functions as directed by City Council from time to time.

2.2 Limitation on Authority

The Board shall serve in an advisory capacity to the City Council. The Board shall have no independent duties and no authority to take actions that bind the City of Calexico. No expenditures or requisitions for service and supplies shall be made by the Board and no individual member thereof shall be entitled to reimbursement for travel or other expenses except as authorized by the City Council.

**Article III
MEMBERSHIP**

3.1 Membership

The Board shall be composed of 5 members. All members shall be residents of Calexico during their term and are governed under Chapter 2.19 and Chapter 2.31 of the Calexico Municipal Code.

3.2 Members' Terms

Board members shall be appointed and serve in accordance with Calexico Municipal Code Chapter 2.19 and Chapter 2.31 as amended from time to time.

3.3 Vacancies

Vacancies shall be filled in accordance with Calexico Municipal Code Chapter 2.19 and Chapter 2.31, as amended from time to time.

**Article IV
OFFICERS**

4.1 Chairperson and Vice Chairperson

The Board shall elect from its membership a Chairperson and a Vice Chairperson at its last meeting of the calendar year, to service for a one-year term effective January 1 of the following calendar year. In the event of a vacancy in the Chairperson's position, the Vice Chairperson shall succeed as Chairperson for the balance of the Chairperson's term and the Board shall elect a successor to fill the vacancy in the Vice Chairperson's position for the remainder of the Vice Chairperson's term. Members willing to serve in either of these positions may submit their names for nomination. Members may also submit names of others members for nomination.

The Chairperson shall preside at all meetings of the Board and represent the Board before the City Council. The Chairperson shall provide to the City Council a verbal report of the previous meeting and any concerns of the Board. The Chairperson, in consultation with Staff, may identify items of interest for future Board agendas that are relevant to the Board's duties and responsibilities.

The Vice Chairperson shall perform the duties of the Chairperson when the Chairperson is absent.

4.2 Secretary

The City Clerk of the City of Calexico or his or her designee shall serve as the Secretary of the Board.

Immediate action AND the need to take action came to the attention of the Board subsequent to the agenda being posted.

5.8 Time Limits for Speakers

Each member of the public appearing at a Board meeting shall be limited to two minutes in his or her presentation, unless the Chairperson, at his or her discretion, permits further remarks to be made. Any person addressing the Board may submit written statements, petitions or other documents to complement his or her presentation.

5.9 Access to Public Records Distributed at Meeting

Except as provided by the Brown Act, documents distributed during a Board meeting shall be made available for public inspection at the meeting if prepared by Staff or a member of the Board, or after the meeting of prepared by some other person.

Article VI AGENDAS AND MEETING NOTICES

6.1 Agenda Format and Content

The agenda shall specify the starting time and location of the meeting and shall contain a brief general description of each item of business to be transacted or discussed at the meeting in compliance with the Brown Act. The description shall be reasonably detailed to adequately inform the public of the subject matter of each agenda item.

Items may be referred for inclusion on an agenda by: (1) the City Council; (2) the City Manager; (3) the Chairperson; and (4) the Board, with a quorum present and upon the affirmative vote of a majority of the members present. The order of business shall be established by the secretary with the approval of the Chairperson.

6.2 Public Presentations

Each agenda for a regular meeting shall provide an opportunity for members of the public to address the Board on matters of interest to the public either before or during the Board's consideration of the item, if it is listed on the agenda, or, if it is not listed on the agenda but is within the jurisdiction of the Board, under the agenda item heading "Public Presentations." The Board shall not act upon an item that is not listed on the agenda except as provided under Section 5.7. Each notice for a special meeting shall provide an opportunity for members of the public to directly address the Board concerning any item that has been described in the notice for the meeting before or during consideration of that item.

6.3 Agenda Preparation

The secretary shall prepare the agenda for each meeting in consultation with Staff and the Chairperson. Material intended for placement on the agenda shall be delivered to the secretary on or before 12:00 p.m. in the date established as the agenda deadline for the forthcoming meeting. The secretary may withhold placement on the agenda of any matter which is not timely received, lacks sufficient information, or is in need of Staff review and report prior to Board consideration.

6.4 Agenda Posting and Delivery

The written agenda for each regular meeting and each meeting continued for more than five calendar days shall be posted by the secretary at least 72 hours before the meeting is scheduled to begin. The written agenda for every special meeting shall be posted by the secretary at least 24 hours before the special meeting is scheduled to begin. The secretary shall post the agenda in a location that is freely accessible to members of the public. The agenda together with supporting documents shall be delivered to each Board member by the secretary at least 5 days before each regular meeting and at least 24 hours before each special meeting.

Article VII MISCELLANEOUS

7.1 Adoption and Amendment of Bylaws

These Bylaws shall be adopted and amended by the Board by the affirmative vote of a majority of its total membership and with the approval of the City Council.

7.2 Robert's Rules

All rules of order not herein provided for shall be determined in accordance with Robert's Rules of Order, latest edition.

7.3 Compensation

Members of the Board shall serve without compensation, Calexico Municipal Code Title 2 Chapter 2.31.Compensation.

From: Lopez, Ismael

Chapter 2.30 – ECONOMIC DEVELOPMENT AND FINANCIAL ADVISORY COMMISSION

SECTIONS:

2.30.010 – Established.

A commission to be known and designated as the economic development and financial advisory commission of the city is created and established. The rules and regulations set forth in Chapter 2.19 shall apply to this commission. **Need copy of regulations Chapter 2.19**

(Ord. No. 1172, & 3, 9-21-16)

2.30.020 – Organization

B. The commission will have the right to solicit an honorary membership list to consist of any and all agencies interested in economic development. These agencies will have all rights except that of voting. **Define Agencies. Purpose of those agencies?**

(Ord. No. 1172, & 3, 9-21-16)

2.30.030 – Powers and duties.

A. The commission shall have such specific duties and powers as the city council shall from time to time invest in it. **Explain specific duties and powers????**

B. In addition, the commission shall have the following objects, duties and powers:

1. Economic Development.

- a. Study, investigate, develop, and carry out plans, subject to the approval of the city council, for promoting and improving the economic climate of the Calexico area; Prepare **conclusion(s) and or recommendation report to City Council on projects presented by City Manager or other agencies. By analyzing, studying and investigating them and in how they will promote and improve economic climate for the city of Calexico.**
- b. Promote business and community growth; **Commission's purpose is to advice city council members on economic plans or projects presented to the City. NOT to promote/search business or community growth.**
- c. Prepare a comprehensive community action program designed to bring economic and resources development: **Not a function of and advisory commission. This action plan need to be presented by City Manager and/or Economic Development Department. The commission can assist in its preparation but not be action plan development responsible.**

- d. Coordinate all efforts of the departments of the city and representatives of other government agencies in the areas of economic development and planning; this is a City Manager's responsibility and not the commission. Commissions should be invited to this meetings and to provide any assistance possible.
- e. Follow through with prospective developers in helping them invest in Calexico; this task is for a City Economic Promoter (Employee or paid consultant). Commissioners could assist Promoter in achieving certain goals with each prospect.
- f. Investigate and report to city council all specific matters referred to it by the council, together with its recommendations thereon. Is this means that some economic projects will not be presented to the commission for its evaluation?

2. Financial Advisory

- a. Study, investigate, and advise the council on budgetary issues and adoption of the yearly budget; in other words provide recommendations
- b. Oversee department spending; is this means all city departments and agencies, i.e. Police, Accounting, Housing, etc. etc.
- c. Provide city council with financial plan for the city. Commission only advices city council on financial documentation provided either by city manager or Director of Finance. Commissioners cannot and should not provide nor prepare a financial plan.
- d. Review city partnerships with private developers when requested by city staff or the city council. This task should be for new partnerships. For current ones they shall be reviewed in conjunction with city attorney. All request should come from city council members and not city staff.

COMMISSION COULD BE EFFECTIVE IF DOCUMENTS, PLANS AND/OR PROJECTS ARE GIVEN ON A TIMELY MANNER AND WITH TASK PRIORITY. COMMISSIONERS ARE NOT CITY EMPLOYEES, COMMISSIONERS ARE WILLING TO WORK IN PROVIDING COMMENTS ON SPECIFIC TASK NOT TO PREPARE SOMEONE ELSE ASSIGNMENT. "THE DOER CAN NOT CRITIQUE HIS OWN JOB".

ORDINANCE NO. 1172

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, CONSOLIDATING CERTAIN BOARDS AND COMMISSIONS.

WHEREAS, the California Government Code gives the City Council of the City of Calexico ("City Council") broad authority to appoint boards and commissions as part of the sub-government of the City of Calexico ("City"), unless otherwise limited by state law; (see Gov. Code, §65100); and

WHEREAS, Chapter 2.19 of the Calexico Municipal Code ("Municipal Code") includes a procedure by which the City Council may appoint members to each board or commission it has established; and

WHEREAS, there are a number of City boards and commissions that deal with similar issues, overlap in their specific duties, and could be more effective if consolidated; and

WHEREAS, consolidating certain boards and commissions would also reduce the number of meetings held, cost of materials and supplies, and staff time for preparation of pre and post meeting documentation, e.g. agendas, notices, minutes, etc.; and

WHEREAS, the City Council wishes to amend the Municipal Code to reflect the newly created and organized commissions.

NOW, THEREFORE, the City Council of the City of Calexico does hereby ordain as follows:

Section 1. Amendment to Chapter 2.26 of the Calexico Municipal Code. Chapter 2.26 of the Calexico Municipal Code is hereby amended in its entirety to read as below.

"Chapter 2.26 LIBRARY, ARTS, AND HISTORICAL BOARD

2.26.005 – Established.

A board to be known and designated as the Library, Arts, and Historical Board of the city is created and established. The rules and regulations set forth in Chapter 2.19 shall apply to this board, except as otherwise required by State law.

2.26.010 - Organization.

- A. The board shall be composed of five members.
- B. The board shall be organized as described in Section 2.19.070.

2.26.020 – Powers and duties.

A. The board shall have such specific duties and powers as the city council shall from time to time invest in it.

B. In addition, the board shall have the following duties and powers:

1. Library

- a. Support the Camarena Memorial Library and other public libraries;
- b. Aid in meeting the community's educational, recreational, informational, and cultural needs to encourage lifelong learning and the pursuit of knowledge;
- c. Encourage the use of traditional and innovative library services.

2. Arts

- a. Encourage individuals and organizations that provide educational experience in the arts for the citizens;
- b. Provide direction and support for continued development and presentation of a variety of arts in the city;
- c. Generate a wide range of programs that develop the skills of the participants at all levels of creative expression;
- d. Provide a forum whereby the public can provide recommendations and voice concerns regarding art issues;
- e. Encourage citizens to take advantage of the art programs offered by agencies and institutions in the community;
- f. Make recommendations to the city council regarding public art program funding;
- g. Promote school and community cooperation to create artistic and cultural events;
- h. Recognize and assist those who have specialized knowledge and skills in the arts;
- i. Assist in developing cooperative arrangements between the city and other agencies, local, state, and federal, to provide needed arts facilities for the city;
- j. Encourage the planning and development of new or improved arts facilities as may be needed;

- k. Provide for the selection, installation, and maintenance of art work within public facilities;
- l. Encourage private businesses to display works of art in their public places;
- m. Seek private funding in all areas of the arts;
- n. Promote cooperative arrangements between the city and other agencies (local, state, and federal) to provide works of fine art for display in public places;
- o. Facilitate the use of free public exhibition spaces;
- p. Review and make recommendations upon all works of art to be acquired by the city, either by purchase, gift or otherwise, and their proposed locations;
- q. Review and make recommendations with reference to any existing works of art in the city's possession regarding the removal, relocation or alteration thereof;
- r. Act as a liaison between the city and other art organizations, such as the Imperial County Arts Council, Inc.

3. Historical

- a. Aid in identifying historical structures and landmarks;
- b. Provide advice and recommend plans to the city to preserve historical structures and landmarks;
- c. Coordinate educational projects with San Diego State University, Calxico Campus, I.V. Museum, I.V. Historical Society.

C. Nothing contained in this section shall be construed to abridge or change the powers and duties of other commissions, departments, boards or bodies of the city.”

Section 2. Addition of Section 2.28.045 to the Calxico Municipal Code. Section 2.28.045 is hereby added to the Calxico Municipal Code as follows:

“2.28.045 – Powers and duties—Street naming.

A. The commission shall study, investigate, and make recommendations to the city council for the naming of new streets in the city of Calxico.

B. Procedure for selection of new street names.

1. All requests for street names are to be forwarded to the Planning Commission for review and its recommendation which will then be forwarded to the city council for its final approval.

2. The following basic rules shall be followed by the Planning Commission in selecting names to recommend to the council:

a. Street names shall be selected through a common theme within a particular neighborhood, subdivision, or sub-area;

b. The extension of existing neighborhoods shall use the theme common to existing street names found within a neighborhood;

c. Where possible, an attempt will be made to locate the name of local pioneers to those areas where they resided.

C. Changing existing street names and addresses.

1. Street names, or addresses, may be changed at the request of the city council, or under limited circumstances, at the request of property owner if an error has been made in assigning the original street name or address. Valid reasons to initiate a change include:

a. To correct past errors in spelling and address;

b. Duplication of layout as the result of redevelopment or consolidation of properties;

c. Creation of conflict or confusion.

2. All recommendations for change of existing street names or addresses shall be made only after consultation with the local United States Post Office administration.

3. The city shall pay costs related to changes in municipal signage only. Residents and property owners shall be responsible for all private costs relating to a change in street name and address.”

Section 3. Amendment to Chapter 2.30 of the Calexico Municipal Code. Chapter 2.30 of the Calexico Municipal Code is hereby amended in its entirety to read as below.

“Chapter 2.30 - ECONOMIC DEVELOPMENT AND FINANCIAL ADVISORY COMMISSION

2.30.010 - Established.

A commission to be known and designated as the Economic Development and Financial Advisory eCommission of the city is created and established. The rules and regulations set forth in Chapter 2.19 shall apply to this commission.

2.30.020 - Organization.

A. The commission shall be composed of five members.

B. The commission will have the right to solicit an honorary membership list to consist of any and all agencies interested in economic development. These agencies will have all rights except that of voting.

2.30.030 - Powers and duties.

A. The commission shall have such specific duties and powers as the city council shall from time to time invest in it.

B. In addition, the commission shall have the following objects, duties and powers:

1. Economic Development

a. Study, investigate, develop, and carry out plans, subject to the approval of the city council, for promoting and improving the economic climate of the Calexico area;

b. Promote business and community growth;

c. Prepare a comprehensive community action program designed to bring about economic and resources development;

d. Coordinate all efforts of the departments of the city and representatives of other government agencies in the areas of economic development and planning;

e. Follow through with prospective developers in helping them invest in Calexico;

f. Investigate and report to the city council all specific matters referred to it by the council, together with its recommendations thereon.

2. Financial Advisory

a. Study, investigate, and advise the council on budgetary issues and adoption of the yearly budget;

b. Oversee department spending;

- c. Provide city council with a financial plan for the city;
- d. Review city partnerships with private developers when requested by city staff or the city council.

C. Nothing contained in this section shall be construed to abridge or change the powers and duties of other commissions, departments, boards or bodies of the city.”

Section 4. Repeal of Chapter 2.31 of the Calexico Municipal Code. Chapter 2.31 of the Calexico Municipal Code is hereby repealed and reserved.

Section 5. Amendment to Chapter 2.32 of the Calexico Municipal Code. Chapter 2.32 of the Calexico Municipal Code is hereby amended in its entirety to read as below.

“Chapter 2.32 – PARKS RECREATION, BEAUTIFICATION, AND SENIOR SERVICES COMMISSION

2.32.010 – Established.

A commission to be known and designated as the Parks, Recreation, Beautification, and Senior Services Commission of the city is created and established. The rules and regulations set forth in Chapter 2.19 shall apply to this commission.

2.32.020 – Organization.

The commission shall consist of seven members.

2.32.030 – Powers and Duties.

A. The commission shall have such specific duties and powers as the city council shall from time to time invest in it.

B. In addition, the commission shall have the following duties and powers:

1. Parks and Recreation

a. Be available to staff and the city council to assist as volunteers in implementing the Recreation Department’s goals;

b. Advise the city council and Recreation Department Director on policies, procedures, rules and regulations relating to the conduct of recreation centers, public parks, trails and facilities, open space, programs and services in the city, including rates or fees to be charged;

c. Provide advice on recreation programs, services and special events administered by the Recreation Department to meet the needs of the community and recommend review by the city council as needed;

d. Review, evaluate and recommend to the city council park and recreation facility acquisition, development, maintenance and operation methods that are sustainable and energy efficient;

e. Assist in collecting and disseminating information on the parks and recreation facilities and programs available to Calexico residents;

f. Advise and guide civic groups, youth organizations, senior organizations, and interested individuals who wish to plan community events or engage in community service projects for the benefit of the City and the community as staff resources and time permits;

g. Communicate the value of parks and recreation as an essential service by creating community through people, parks, and programs.

2. Beautification

a. Study, investigate, develop and carry out plans, subject to the approval of the city council, for improving the health, sanitation, safety and cleanliness of the city by beautifying the streets, highways, alleys, lots, yards and other similar places in the city and by removing or causing to be removed unsightly objects, fire hazards, unsanitary articles or matters and unsafe conditions;

b. Aid in the prevention of fires, diseases and other casualties by the removal and elimination of trash and other debris from the streets, highways, alleys, lots, yards and other similar places;

c. Plant or cause to be planted and to encourage the planting, placing and/or preservation of trees, flowers, plants, shrubbery and other objects of ornamentation in the city;

d. Advise with and recommend plans to other agencies of the city for the beautification thereof and otherwise promote public interest in the general improvement of the appearance of the city.

3. Senior Citizens

a. Advise the city council and city manager on matters relating to the senior citizens of the city and assist the city council and city manager in meeting the needs of such citizens;

b. Recommend legislation, policies, funding allocations, and other measures, programs, projects or activities for the benefit of senior citizens;

- c. Encourage senior citizen participation in public recreational activities inside and outside the city;
- d. Continuously study and evaluate the conditions and needs of elderly persons in the community in relation to housing, employment, health, nutrition, transportation, recreation and other matters;
- e. Analyze the services for the elderly provided by the community by public and private agencies, and make recommendations to the city council regarding the development, coordination and integration of the activities of public and private agencies and non-profit groups;
- f. Develop and provide information to help senior citizens access resources available to them within the city, county and state;
- g. Facilitate coordination between existing and proposed programs for senior citizens provided by various levels of government and non-profit agencies and groups;
- h. Engage in community outreach to senior citizens to determine their needs and provide education and resources to address the issues, concerns and needs of senior citizens;
- i. Carry out activities and projects approved by the city manager or city council to improve the quality of life for the city's senior citizens.

C. Nothing contained in this section shall be construed to abridge or change the powers and duties of other commissions, departments, boards or bodies of the city.

2.32.040 - Budget.

Annually, before the fifteenth day of June, the commission shall submit to the city council for approval a recreation department budget for the ensuing fiscal year.

2.32.050 - Funds—Collection.

All funds collected by the recreation department shall be turned into city hall within twenty-four hours after collection, Sundays and holidays excepted, and shall be properly accounted for.

2.32.060 - Funds—Expenditures.

All expenditures by the recreation department shall be approved by the chair of the commission or a person authorized by the commission before payment is made by the city.

2.32.070 - Bonded employees.

Employees authorized by the commission to collect or handle any money payable to the city must file approved surety bonds in the principal sum of fifty thousand dollars payable to the city, prior to assuming their duties. The premium on each such bond shall be paid by the city.”

Section 6. Repeal of Chapter 2.34 of the Calexico Municipal Code. Chapter 2.34 of the Calexico Municipal Code is hereby repealed and reserved.

Section 7. Repeal of Chapter 2.35 of the Calexico Municipal Code. Chapter 2.35 of the Calexico Municipal Code is hereby repealed and reserved.

Section 8. Repeal of Chapter 2.60 of the Calexico Municipal Code. Chapter 2.60 of the Calexico Municipal Code is hereby repealed and reserved.

Section 9. Repeal of Chapter 2.66 of the Calexico Municipal Code. Chapter 2.66 of the Calexico Municipal Code is hereby repealed and reserved.

Section 10. Repeal of Chapter 12.10 of the Calexico Municipal Code. Chapter 12.10 of the Calexico Municipal Code is hereby repealed and reserved.

Section 11. Effective Date. This Ordinance shall take effect thirty (30) days after its adoption.

Section 12. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional. If for any reason any portion of this ordinance is found to be invalid by a court of competent jurisdiction, the balance of this ordinance shall not be affected.

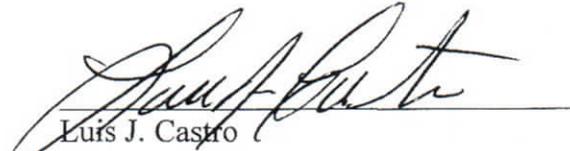
Section 13. Certification. The City Clerk shall certify the passage of this Ordinance and shall cause the same to be entered in the book of original ordinances of said City; shall make a minute passage and adoption thereof in the records of the meeting at which time the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause the same to be published as required by law, in a local newspaper of general circulation and which is hereby designated for that purpose.

Section 14. CEQA. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause the same to be published as required by law, in a local newspaper of general circulation and which is hereby designated for that purpose.

Section 14. CEQA. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

PASSED, ADOPTED, AND APPROVED by the City Council of the City of Calexico at the regular meeting this 21st day of September, 2016.

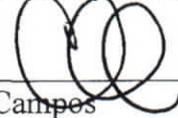

Luis J. Castro
Mayor

ATTEST:



Gabriela Garcia, City Clerk

APPROVED AS TO FORM:



Carlos Campos
Interim City Attorney

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) ss
CITY OF CALEXICO)

I, Gabriela Garcia, City Clerk of the City of Calexico, California, do hereby certify that the foregoing Ordinance No. 1172 was adopted at a regular meeting of the City Council of the City of Calexico held on the 21st day of September, 2016, by the following vote:

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



Gabriela Garcia
City Clerk