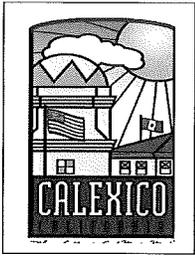


**AGENDA  
ITEM**

**4**



# AGENDA STAFF REPORT

**DATE:** May 15, 2019  
**TO:** Mayor and City Council  
**APPROVED BY:** David B. Dale, City Manager *DD*  
**PREPARED BY:** Gabriela T. Garcia, Deputy City Clerk  
**SUBJECT:** Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of January 3, 2018, December 5, 2018 and May 1, 2019

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**Recommendation:**

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of January 3, 2018, December 5, 2018 and May 1, 2019.

**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:**

City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of January 3, 2018, December 5, 2018 and May 1, 2019 have been prepared for City Council review and approval.

**Fiscal Impact:**

None.

**Coordinated With:**

None.

**Attachments:**

Minutes for City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of January 3, 2018, December 5, 2018 and Meeting of May 1, 2019.

AGENDA  
ITEM  
**4**

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN SPECIAL MEETING SESSION ON THE 3RD DAY OF JANUARY, 2018 AT 5:00 PM AT THE FERNANDO "NENE" TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXOC, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLD OF SAID MEETING.**

**CALL TO ORDER**

Mayor Hurtado called the meeting to order at 5:00 p.m.

**ROLL CALL**

**PRESENT**

Mayor: Maritza Hurtado  
Mayor Pro Tem: Lewis Pacheco  
Council Member: Bill Hodge

**ABSENT**

Council Member: Jesus Eduardo Escobar  
Council Member: Armando Real

**PLEDGE OF ALLEGIANCE**

Mr. Felix led those present in the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

Motion was made by Council Member Hodge, seconded by Mayor Pro Tem Pacheco to approve the agenda as presented. Motion was passed by the following vote to wit:

AYES: Hurtado, Pacheco, Hodge  
NOES: None  
ABSENT: Escobar, Real

**DISCUSSION AND POTENTIAL ACTION ITEMS**

**DISCUSSION AND POTENTIAL ACTION ON CITY OF CALEXICO/HEFFERNAN MEMORIAL HEALTHCARE DISTRICT AGREEMENT FOR EMERGENCY MEDICAL AMBULANCE SERVICES FOR THE CITY OF CALEXICO AND FORMATION OF A JOINT OVERSIGHT ENTITY.**

City Manager David Dale mentioned the possibility for Heffernan Memorial Healthcare District (HMHD) to pay for the ambulatory transportation was discussed and explained that HMDH would have oversight on the expenditures on ambulatory transportation.

Mayor Pro Tem Pacheco commented that HMHD was willing to meet monthly to see how the city was doing. He explained that according to Heffernan saw the city is how they would figure a stipend to give to the city monthly.

Mayor Hurtado explained that the council met with the full Heffernan Board and discussed the details of the program. Mayor Hurtado mentioned it was important to keep the program intact and not remove any services due to the lack of a hospital in Calexico.

Mr. Rivera stated that Heffernan is waiting on the approval from the council on an agreement. He addressed his efforts in obtaining the Heffernan Board's financial commitment for the City of \$700,000 and the possible ambulance rates increase. He further stated the Heffernan Board's wishes to discuss the through the oversight committee other areas where they might be able to assist the City. Mr. Rivera stated LAFCO had approved a five year service plan for Heffernan and explained that LAFCO requested annual updates on the programs Heffernan has been involved in. He stated that the HMHD had organized to meet with LAFCO in May and do the yearly update. However, LAFCO cancelled the meeting. Mr. River then states that every meeting that they have been scheduled to have with LAFCO has been cancelled.

Council Member Hodge asked for the second time if LAFCO was in support of the program. Mr. Rivera answered that LAFCO has the recognition that under the code Heffernan has the ability to provide ambulatory services. LAFCO has to follow state law to ensure safety and provide medical services. After a lengthy discussion on the various issues dealing with HMHD and the City, a motion was made by Council Member Hodge, seconded by Mayor Pro Tem Pacheco to approve City of Calexico/Heffernan Memorial Healthcare District Agreement for Emergency Medical Ambulance Services for the City of Calexico and Formation of a Joint Oversight Entity. Motion was passed by the following vote to wit:

AYES: Hurtado, Pacheco, Hodge, Real  
NOES: None  
ABSENT: Escobar

## **ADJOURNMENT**

There being no further business, meeting was adjourned at 5:35 p.m. on a motion by Council Member Hodge, seconded by Mayor Pro Tem Pacheco and passed by the following vote to wit:

AYES: Hurtado, Pacheco, Hodge, Real  
NOES: None  
ABSENT: Escobar

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Maritza Hurtado, Mayor

## **ATTEST:**

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Erica La Cuesta, Deputy City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN A REGULAR SESSION ON THE 5<sup>TH</sup> DAY OF DECEMBER, 2018 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**

**CALL TO ORDER**

Mayor Pacheco called the closed session portion of the meeting to order at 5:40 p.m.

**ROLL CALL**

**PRESENT:**

Mayor: Lewis Pacheco  
Mayor Pro Tem: Jesus Eduardo Escobar  
Council Member: Bill Hodge

**ABSENT:**

Council Member: Armando Real  
Council Member: Maritza Hurtado

**PUBLIC COMMENTS**

No public comments made.

**ADJOURN TO CLOSED SESSION**

Council convened in closed session at 5:43 p.m. to discuss the following:

**1. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6

Agency Representatives: David Dale, City Manager, Carlos Campos, City Attorney  
Employee Organizations: Calexico Municipal Employees Association, Fire Fighters Association, Certified Operators Association/SEIU Local 221, Calexico Police Officers Association, Calexico Management Association, Calexico Supervisors Association.

Council reconvened from closed session at 6:25 p.m.

**CALEXICO CITY COUNCIL/CALEXICO REDEVELOPMENT  
SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY**

**REGULAR SESSION AGENDA - 6:30 PM****CALL TO ORDER**

Mayor Pacheco called the meeting to order at 6:32 p.m.

Mayor Pacheco requested a moment of silence on the Passing of former President George Hebert Walker Bush.

**ROLL CALL****PRESENT**

Mayor: Lewis Pacheco  
Mayor Pro Tem: Jesus Eduardo Escobar  
Council Member: Bill Hodge

**ABSENT**

Council Member: Armando Real  
Council Member: Maritza Hurtado  
*Council Member Real arrived at 6:54 p.m.*

**PLEDGE OF ALLEGIANCE**

Miguel Figueroa, Assistant City Manager led those present in the Pledge of Allegiance.

**MISSION STATEMENT PLEDGE**

City Manager Dale led those present in reciting the City's Mission Statement Pledge.

**INVOCATION**

City Manager Dale led those present in prayer.

**CLOSED SESSION ANNOUNCEMENTS**

City Attorney Carlos Campos reported direction was given, no reportable action was taken.

**APPROVAL OF THE AGENDA**

Motion was made by Council Member Hodge, seconded by Mayor Pro Tem Escobar to approve the agenda as presented. Motion passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge  
NOES: None  
ABSENT: Real, Hurtado

## **PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Alex Perrone requested that Mayor pull the item on consent agenda, he questioned the structure of the water plant, whether the council members had ever visited the site and pointed out the Water Treatment Plant is a state of the art facility.

Joong Kim spoke about the council not conducting the swearing in of new council members. He also spoke on the bonds item and asked the council to make the right decision.

Carmen Zuniga Estrada, Parents Athletic League, addressed the council regarding the fees for use of the fields she is being charged for the adult league, she requested a meeting with the City to discuss the matter further and asked for the Council's support.

Mayor Pro Tem Escobar spoke on the restrooms being built at the field at 5<sup>th</sup> and Andrade and suggested a waiver of the fees for the season.

Leo Rodriguez expressed his opposition and concerns over the water rate increase and the vote taken by the Council at the previous meeting. He also questioned why the new council had not taken office. City Attorney explained the County had not certified the election and until the County certified, the new council members cannot take office.

Ana Pelayo expressed her concerns for the safety of the children and parents due to persons smoking marijuana in city parks. She asked the council to place signs at the parks regarding the smoking of marijuana.

Jesus Ruvalcaba addressed the Council regarding the water rates item and asked if the council members had been to the water plant. He expressed his concern because in his visit he saw a state of the art facility. He stated the City has plenty of water and questioned why the Mayor had stated there was a disaster at the water treatment plant. He asked the council to look within and find that there is a mistake in the raising of the rates because there is no need at the water treatment plant.

Iudira Lopez, 609 G. Anaya Avenue, expressed her concerns over raising water rates, incurring debt for the city and the need to rush to make improvements at the water treatment plant. She addressed the inadequacies of the rate system and requested not to approve the rate increase.

Joong Kim addressed the council on the water rates and stated the city has enough money for the improvements with a \$41 million reserve and has no need to borrow money. He questioned decisions being made by council as being criminal and stated he would be contacting an attorney on the matter.

Norma Vega read a statement regarding water rates relating to the city making a profit on the with the increase in the water rates and stated the city is no supposed to make a profit.

Lisa Tilenda spoke on public outreach and the need to better inform the public on the matter of the water rate increase. She encouraged council to table the item, reflect on good effort and conduct more outreach and a workshop.

Arturo Medina, 2301 Nixon Avenue addressed the council regarding the lack of transparency in on the water increase issue and asked the council to reconsider and leave the vote on the matter up to the new council.

Concepcion Caro expressed her concern regarding the actions to be taken by council and asked the council to take into consideration that residents do not have the money to pay more. She stated the city is letting the trees dry in the City and citizens have to plant trees for oxygen.

Karla Ibarra advised she had gone to the water treatment plant and asked council if they had read the supporting documents because the plant has enough water for the residents and has double the capacity for the city. She stated the sewer report has not been done and therefore the increase cannot be justified. She stated the list provided by Holt Group was a wish list and not a need plus the funding can be taken from impact fees.

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

Council Member Real addressed public concerns regarding marijuana and alcohol at the parks, homelessness, the need for enterprise funding for infrastructure improvements, staffing and stated the city has no money. He spoke on the improvement needs at the water treatment plant, the city's infrastructure and public outreach. He commented he has seen projects that have not come in due to capacity needs and suggested a tour of the plant for the people and the City Manager.

Joong Kim spoke on being attacked by a council member and spoke on the profit to be made by the city.

Arturo Medina pointed out the people are here due to the lack of transparency and want to know the truth. Mayor Pacheco advised him there have been several meetings advising the citizens on the budget and improvements.

Steve Barela, 1252 Meadows Drive stated everything that Mr. Kim had to say is supposedly a lie and all people who speak are not listened to.

Marcelina Ochoa spoke about the selection of persons who serve on the council and stated they should be persons with experience.

Mayor Pro Tem Escobar requested that all presentations and all documents on the matter be made public and stated the importance of full disclosure. He addressed the water rate increase and explained the details on the increase based on consumption. He informed the public on the need for improvements at the Water and Wastewater Treatment Plants. He explained the increase is an adjustment on the cost and the investment needs to be disclosed to the public. He announced the farmworker breakfast will take place at 1 am on Friday. He congratulated the new council

members. He stated the importance on the approval for one year on tent sales and requested information on tent sales for the next meeting.

Mayor Pacheco stated the need to focus on the future population and the city needs to be ready and the people will be charged for consumption.

Council Member Hodge stated he agreed that transparency is greatly needed. He stated he voted yes on the increase because he sincerely cares for the community. He further stated he has read the reports, has seen the deplorable conditions of the plants and decided there is a need for the repairs in order for the citizens not to have to pay triple the rates in the future. He stated he believes that by voting yes, most of the people will have lower water rates in the future and suggested another presentation for more transparency.

### **CITY MANAGER'S REPORT**

City Manager Dale reported on the water treatment plant and stated the plant is in good condition due to the \$1.5 million upgrade made to the filter control system. He informed there are six filters at the plant capable of producing two million gallons of water a day each. He further stated the water plant is rated at 16 mg however it can only produce 12 mg and this is due to the needed upgrades being prepared since 2007.

At Council Member Real's request, Mr. Dale provided his education background (Degree in Mechanical Engineering from Cal Poly Pomona) and detailed his 18 years of engineering experience in water distribution and water treatment.

City Manager Dale provided a detailed report on the needed Capital Improvement Program Improvements at the plants. He informed the City had plans in 2007 and 2010 and in 2014 the City contracted with Carrollo Engineers who gave a report stating the Wastewater Treatment Plant needed to be replaced. He also informed on a report received on the need to replace pipelines costing the city millions of dollars.

### **CONSENT AGENDA**

Motion was made by Mayor Pro Tem Escobar to approve the Consent Agenda consisting Items 3 and 4 as follows: Item No. 3 - Approval of a Resolution of the City Council of the City of Calexico Declaring a Shelter Crisis Pursuant to SB 850 (Chapter 48, Statutes of 2018 Government Code § 8698.2); Item No. 4 - Adopt a Resolution of the City Council of the City of Calexico, California, Approving the Subordination of Statutory Pass-Through Payments Allocated to the City of Calexico in Connection with the Merged Central Business District and Residential Redevelopment Project Area to Tax Allocation Refunding Bonds to be Issued by the Successor Agency to the Community Redevelopment Agency of the City of Calexico. Motion was seconded by Council Member Real and passed by the following vote to wit:

AYES:	Pacheco, Escobar, Hodge, Real
NOES:	None
ABSENT:	Hurtado

Motion was made by Mayor Pro Tem Escobar to approve the Consent Agenda Item No. 2 - Second Reading and Adoption of Ordinance No. 1190 - An Ordinance of the City of Council of the City of Calexico Adopting Fees and Charges for Water and Sewer Service and Making Certain Findings and Taking Certain Actions Relating Thereto. Motion was seconded by Council Member Real and passed by the following vote to wit:

AYES: Pacheco, Escobar, Real  
 NOES: Hodge  
 ABSENT: Hurtado

Council Member Hodge stated he voted no because he felt the need for another public forum for transparency.

### **DISCUSSION AND POTENTIAL ACTION ITEMS**

#### **DISCUSSION AND POTENTIAL ACTION REGARDING REQUEST BY VENTANILLA DE SALUD – PIONEERS MEMORIAL HEALTH DISTRICT FOR WAIVER OF FACILITY USE FEE OF CARMEN DURAZO CULTURAL ARTS CENTER.**

Motion was made by Mayor Pro Tem Escobar, seconded by Council Member Real to approve request by Ventanilla de Salud – Pioneers Memorial Health District for Waiver of Facility Use Fee of Carmen Durazo Cultural Arts Center. Motion passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
 NOES: None  
 ABSENT: Hurtado

#### **AWARD PROPOSAL AND AUTHORIZE THE CITY MANAGER TO SIGN AGREEMENT OF PROFESSIONAL SERVICES WITH 10 OVER STUDIO FOR ARCHITECTURAL SERVICES, PERMITTING, BID ASSISTANCE, AND CONSTRUCTION ADMINISTRATION BASED ON QUALIFICATIONS FOR NEW FIRE HOUSE AT 430 EAST 5TH STREET.**

Motion was made by Council Member Real, seconded by Council Member Hodge to Award Proposal and Authorize the City Manager to sign agreement for professional services with 10 Over Studio for architectural services, permitting, bid assistance, and construction administration based on qualifications for New Fire House at 430 East 5<sup>th</sup> Street. Motion passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
 NOES: None  
 ABSENT: Hurtado

#### **INTRODUCE AND CONDUCT FIRST READING OF THE FOLLOWING ORDINANCES AND WAIVE THE READING OF THE FULL ORDINANCES AND READ BY TITLE ONLY:**

**Ordinance No. \_\_\_\_\_ An Ordinance of the City Council of the City of Calexico, California, Amending Title 17 (Zoning), Chapter 17.11, Article X of the Calexico Municipal Code Regulating Commercial Cannabis Activity.**

**Ordinance No. \_\_\_\_\_ An Ordinance of the City Council of the City of Calexico, California, Amending Title 5 (Business Licenses and Regulations), Article II, Chapter 5.96 of the Calexico Municipal Code Regulating Commercial Cannabis Activity.**

Assistant City Manager Figueroa introduced the item and gave a history of the ordinances regarding Cannabis Cultivation, Manufacturing and Distribution.

City Attorney Carlos Campos provided a detailed presentation on the proposed cannabis projects explaining the current State law on cannabis, current regulations in Calexico, the cannabis overlay zone and expansion of cannabis business types. He detailed the permitting services, types of licenses and stated the cannabis activities will only be allowed in the zone. He further stated current city regulations are for cultivation, manufacturing, testing and distribution. He advised the City allows only ten licenses within the city and a company can apply for only two licenses. Staff and City Attorney answered questions from City Council.

Marci Morales asked if the council would make public where the tax revenue would be allocated and if the public would be able to choose the department receiving funds. Assistant City Manager Figueroa explained the ballot stated funding would be for public services. Council Member Escobar stated the need was for public safety and parks.

Motion was made by Council Member Real to approve an Ordinance of the City Council of the City of Calexico, California, amending Title 17 (Zoning), Chapter 17.11, Article X of the Calexico Municipal Code Regulating Commercial Cannabis Activity. Motion was seconded by Council Member Hodge and passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
NOES: None  
ABSENT: Hurtado

Motion was made by Council Member Hodge, seconded by Council Member Real to approve an Ordinance of the City Council of the City of Calexico, California, Amending Title 5 (Business Licenses and Regulations), Article II, Chapter 5.96 of the Calexico Municipal Code Regulating Commercial Cannabis Activity. Motion was seconded by Council Member Real and passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
NOES: None  
ABSENT: Hurtado

**APPROVAL TO REALLOCATE PREVIOUSLY APPROVED POSITIONS ON CITY OF CALEXICO FY 2018-19 BUDGETED ENTERPRISE POSITIONS.**

Motion was made by Council Member Real to approve the reallocation of previously approved positions on the City of Calexico FY 2018-19 budgeted enterprise positions. Motion was seconded by Council Member Hodge and passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
NOES: None  
ABSENT: Hurtado

**FUTURE AGENDA ITEMS**

Council Member Real requested to allow a presentation by Joong Kim to straighten out how funding is spent.

Mayor Pro Tem Escobar requested an update on tent sales.

**ADJOURNMENT**

There being no further business, motion was made by Council Member Real, seconded by Council member Hodge to adjourn the meeting at 9:16 p.m. Motion passed by the following vote to wit:

AYES: Pacheco, Escobar, Hodge, Real  
NOES: None  
ABSENT: Hurtado

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Lewis Pacheco, 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 A REGULAR SESSION ON THE 1<sup>ST</sup> DAY OF MAY, 2019 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.**

**CLOSED SESSION AGENDA – 5:30 P.M.**

**CALL TO ORDER**

Mayor Pro Tem Hodge called the meeting to order at 5:35 p.m.

**ROLL CALL**

**PRESENT:**

Mayor: Lewis Pacheco  
Mayor Pro Tem: Bill Hodge  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez  
Council Member: Morris Reisin

**PUBLIC COMMENTS**

Alberto Alvizu gave his opinion on the Santo Tomas Issue on behalf of his co-workers asked the Council for consideration to take action in the best interest of the merchants and residents of Calexico. He thanked the Council for reaching out and listening to the merchants.

Pedro Ortiz commented on business license revenues received from the Santo Tomas merchants and also commented on the possible consequences as a result of the cannabis revenues. He asked the Council for their support in opening the Santo Tomas swap meet.

Juan Gonzalez, Santo Tomas Representative addressed the council on issues relating to the closing of Santo Tomas swap meet and the revenues the business brings to the community. He requested the Council’s support in re-opening the Santo Tomas.

Linda Lara addressed the council and reminded the council of the contributions made by the Santo Tomas swap meet merchants to the community. She requested consideration by the council on decisions made relating to Santo Tomas and its merchants.

**ADJOURN TO CLOSED SESSION.**

Council adjourned to closed session at 5:55 p.m. to discuss the following:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
The People of the State of California v. Santo Tomas, Inc., et al,  
Imperial County Superior Court, Case No. ECU000792

**2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Title: City Manager

Council reconvened from closed session at 6:40 p.m.

**CALEXICO CITY COUNCIL/CALEXICO REDEVELOPMENT  
SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY****REGULAR SESSION AGENDA - 6:30 PM****CALL TO ORDER**

Mayor Pacheco called the meeting to order at 6:45 p.m.

**ROLL CALL****PRESENT:**

Mayor: Lewis Pacheco  
Mayor Pro Tem: Bill Hodge  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez  
Council Member: Morris Reisin

**PLEDGE OF ALLEGIANCE**

Assistant City Manager Figueroa led those present in the Pledge of Allegiance.

**MISSION STATEMENT PLEDGE**

City Manager Dale led those present in reciting the City's Mission Statement.

**INVOCATION**

Council Member Romero provided the invocation to those present.

**CLOSED SESSION ANNOUNCEMENTS**

City Attorney Campos provided an announcement on Item No. 1 and stated the Council is still very interested in mitigating this case and Council knows the time and cost in litigating the matter therefore tomorrow the City will be reaching out to the attorneys for Santo Tomas to continue mitigation discussion without having to proceed with litigation.

**APPROVAL OF THE AGENDA**

Motion was made by Mayor Pro Tem Hodge, seconded by Council Member Romero and passed unanimously to approve the agenda as presented.

**PRESENTATIONS**

**PROCLAMATION FOR NATIONAL POLICE WEEK – MAY 12-19, 2019.**

Mayor Pacheco and Council Members read the Proclamation aloud and presented the Proclamation to Police Chief Gonzalo Gerardo.

Chief Gerardo thanked the City Council and invited everyone to the May 3, 2019 Law Enforcement Ceremony at 7:00 a.m. at the County Courthouse in El Centro.

### **PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Joong Kim expressed his satisfaction with the Council for working with Santo Tomas. He expressed his concern with the City's lack of safety officers and with the hiring of employees other than safety officers. He also addressed raising fees for the water bill and discussed the lack of support for the small business owner.

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

Council Member Reisin invited everyone to the 8<sup>th</sup> annual car show on May 4, 2019 and advised that on May 11<sup>th</sup> there will be Mariachi's and corsages in the downtown to celebrate Mother's Day. He expressed his support for Santo Tomas Merchants and Swap Meet.

Mayor Pacheco provided an updated on transit projects such as work by Caltrans on Highway 98, the De Las Flores project near Willie Moreno. He reported the Port was granted \$191 million for the demolition of the Admin Building, construction of a new Admin Building and six new incoming lanes. He reported Caltrans has installed flashing lights on CN Perry and Highway 98 for the High School students.

### **CITY MANAGER'S REPORT**

City Manager Dale provided status update on Cesar Chavez Blvd. Project, he addressed the delays due to the utility relocations that required installation and advised the city is looking at early June for completion of the project. He addressed the De Las Flores and informed the project is on time and on budget.

### **CONSENT AGENDA**

Motion was made by Mayor Pro Tem Hodge, seconded by Council Member Romero and passed unanimously to approve the consent agenda consisting of the following: Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of April 3, 2019 and April 17, 2019; Ratification of Economic Development/Financial Advisory Commission Minutes for the Meeting of November 13, 2018.

### **DISCUSSION AND POTENTIAL ACTION ITEMS**

#### **CONTRACT AGREEMENT FOR ONE YEAR WITH SPRINGBROOK SOFTWARE FOR LICENSED SOFTWARE AND SUPPORT OF ITS GOVERNMENTAL FINANCIAL MUNICIPAL SERVICES.**

Karla Lobatos, Finance Director stated the renewal is for maintenance and support of the City's financial systems.

Motion was made by Council Member Reisin, seconded by Council Member Arreola-Fernandez to approve a One Year Contract Agreement with Springbrook Software for Licensed Software and Support of its Governmental Financial Municipal Services. Motion passed unanimously.

**DISCUSSION AND POTENTIAL ACTION REGARDING MEXICAN CONSULATE REQUEST FOR WAIVER OF TEMPORARY USE PERMIT FILING FEE AND POLICE ESCORT COSTS FOR THE RUN-4-UNITY BINATIONAL RACE.**

City Manager Dale stated the Mexican Consulate is requesting a waiver of the Temporary Use Permit Fee of \$135 and Police Escort Costs of \$1,300 for the event. The Mexican Consulate is a tenant of the City and faithful in their payments.

Isaac Garcia, Council Member of the city of Mexicali spoke in favor supporting the Run-4-Unity Binational Race. He expressed his experiences with the City of Mexicali and the sisterhood with the City of Calexico.

Noe Herrera organizer of Run-4-Unity expressed his support for the event and stated the need to make more impact and invited everyone on Saturday, May 4, 2019 to run on both sides of the border ending the race at Casa de la Cultura to celebrate peace between the city of Mexicali and the city of Calexico.

Miguel recognized Council Member Romero for his participation at the event.

Chief Gerardo stated his staff will be assisting and support of the event.

Mayor Pro Tem Hodge motioned to approve the Mexican Consulate Request for Waiver of Temporary Use Permit Filing Fee and Police Escort Costs for the Run-4-Unity Binational Race. Motion was seconded by Council Member Romero and passed unanimously.

**APPOINTMENT BY CITY COUNCIL OF A RESIDENT COMMISSIONER TO THE CALEXICO HOUSING AUTHORITY BOARD.**

Motion was made by Council Member Reisin, seconded by Mayor Pro Tem Hodge to appoint Mario Acevedo as a resident commissioner. Motion passed unanimously.

**PUBLIC HEARING**

**HOLD A PUBLIC HEARING, AND REVIEW, INTRODUCE AND CONDUCT A FIRST READING OF THE FOLLOWING ORDINANCE WAIVE THE READING OF THE FULL ORDINANCE AND READ BY TITLE ONLY:**

**ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, AMENDING CHAPTERS 17.05, 17.07, AND 17.11 OF TITLE 17 (ZONING) OF THE CALEXICO MUNICIPAL CODE REGARDING CANNABIS TESTING LABORATORIES.**

Presentation on the item was made by Assistant City Manager Figueroa who stated the protocols and procedures in place by state law and adopted by our local ordinances for cannabis in Calexico.

Mayor Pacheco opened the Public Hearing to allow the public to speak and Joong Kim spoke in opposition to the Ordinance and Marijuana and requested the testing not be done on human beings. Mayor Pacheco closed the public hearing and Council took the following action:

Motion was made by Council Member Reisin to approve the first reading of an Ordinance of the City Council of the City of Calexico, California, Amending Chapters 17.05, 17.07, and 17.11 of Title 17 (Zoning) of the Calexico Municipal Code Regarding Cannabis Testing Laboratories. Motion was seconded by Council Member Romero and passed unanimously.

Mayor Pacheco read the ordinance in title only.

**HOLD A PUBLIC HEARING, REVIEW AND CONDUCT SECOND READING OF THE FOLLOWING ORDINANCE AND WAIVE THE READING OF THE FULL ORDINANCE AND READ BY TITLE ONLY:**

**ORDINANCE NO. 1199 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA AMENDING TITLE 17 (ZONING), CHAPTER 17.11, ARTICLE X OF THE CALEXICO MUNICIPAL CODE INCREASING THE NUMBER OF RETAIL CANNABIS APPLICANTS ALLOWED TO OPERATE WITHIN THE CITY.**

Mayor Pacheco opened the public hearing and asked if anyone wished to speak the matter. Mr. Francisco Martinez spoke about increasing the licenses and questioned why the city was limiting the amount of licenses allowed within the City. Mayor Pacheco closed the public hearing and Council Members and City Staff addressed the details of the process and the issues relating to the issuing of licenses to applicants in the queue. Assistant City Manager Figueroa explained the process for submitting documentation to the City in order for the City to issue an authorization to file.

City Manager Dale stated the State of California will not issue fifty licenses in Calexico and advised the criteria for approving licenses is one license for every 10,000 persons.

Motion was made by Mayor Pro Tem Hodge to adopt Ordinance No. 1199 – An Ordinance of the City Council of the City of Calexico, California Amending Title 17 (Zoning), Chapter 17.11, Article X of the Calexico Municipal Code Increasing the Number of Retail Cannabis Applicants Allowed to Operate within the City. Motion was seconded by Mayor Pacheco and passed unanimously.

Mayor Pacheco read the ordinance in title only.

#### **FUTURE AGENDA ITEMS**

Council Member Hodge requested items regarding the upgrading the Impact Fees and a budget allocation to perform a city-wide fee study especially for our business licenses.

#### **ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:45 p.m.

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Lewis Pacheco, Mayor

**ATTEST:**

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Gabriela T. Garcia, City Clerk

DRAFT