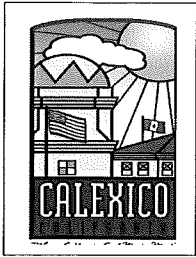


**AGENDA
ITEM**

7



AGENDA STAFF REPORT

DATE: July 3, 2019
TO: Mayor and City Council
APPROVED BY: David B. Dale, City Manager
PREPARED BY: Gabriela T. Garcia, Deputy City Clerk
SUBJECT: Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 19, 2019

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Recommendation:

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 19, 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 Meeting of June 19, 2019 have been prepared for City Council review and approval.

Fiscal Impact:

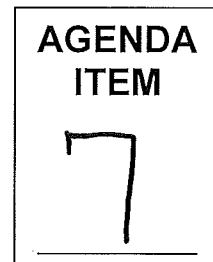
None.

Coordinated With:

None.

Attachments:

Minutes for City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 19, 2019.



THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 5TH DAY OF JUNE 2019 AT 5:30 PM AT THE FERNANDO “NENE” TORRES COUNCIL CHAMBERS, 608 HEBER AVENUE, CALEXICO, CALIFORNIA. THE DATE, HOUR AND PLACE DULY ESTABLISHED FOR THE HOLD OF SAID MEETING.

CLOSED SESSION – 5:30 p.m.

CALL TO ORDER

Mayor Pacheco called the closed session portion of the agenda at 5:37 p.m.

ROLL CALL

PRESENT

Mayor: Lewis Pacheco
Mayor Pro Tem: Bill Hodge
Council Member: Morris Reisin

ABSENT

Council Member: Romero
Council Member: Arreola-Fernandez

PUBLIC COMMENTS

No public comments.

ADJOURN TO CLOSED SESSION

Council adjourned to closed session at 5:38 p.m. to discuss the following:

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant Exposure to Litigation, Pursuant to Government Code Section 54956.9(d)(2)
Claim Against the City of Calexico - Claimants, Lorena Lopez Aguilar, et al.

2. Public Employee Appointment
Title: City Clerk

Council reconvened from closed session at 6:35 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 regular portion of the meeting to order at 6:44 p.m.

ROLL CALL**PRESENT**

Mayor: Lewis Pacheco
Mayor Pro Tem: Bill Hodge
Council Member: Morris Reisin

ABSENT

Council Member: Romero
Council Member: Arreola-Fernandez

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Hodge 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

Invocation was given by City Manager Dale.

CLOSED SESSION ANNOUNCEMENTS

City Attorney Campos reported Council met on two items and provided direction on Item No. 2 and no reportable action. On Item No. 1 a claim filed against the City of Calexico by claimants Lorena Lopez Aguilar and others the City Council on a 3-0 vote, voted to deny the claim.

APPROVAL OF THE AGENDA

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

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

PRESENTATIONS**PRESENTATION TO MR. RALPH MORALES, BUILDING/PLANNING/CODE ENFORCEMENT MANAGER FOR HIS SERVICE TO THE CITY OF CALEXICO**

Mayor Pacheco and the Council presented Mr. Ralph Morales with a plaque and thanked him for his thirty years of service to the City of Calexico.

Item No. 4 - Badge Presentation by Chief Gerardo to Ms. Mayra Soto, Parking Enforcement Officer and Item No. 5 - Community and Economic Development Presentation were tabled to the next meeting.

PUBLIC COMMENTS AND PUBLIC APPEARANCES

Alberto Alvizu addressed the council regarding matter with Council Member Arreola-Fernandez which he stated has the citizens on alert and with concern and asked the Council how anyone can trust a government who cover the errors of others. He asked how the City was going to proceed on the matter.

Chief Gerardo provided a brief report on the incident and stated the case has been referred to the District Attorney who decided to refer the case to the State Attorney General who will now be handling this matter. He further stated the department is not covering up for anyone. Chief informed a stop sign has been added to the neighborhood to safeguard from future accidents in the area.

Pedro Ortiz stated his concerns with regards to the traffic accident involving Council Member Arreola-Fernandez and stated he felt the Council was being a participant in an action. He addressed the ordinance being proposed by the City and stated nothing in the ordinance applies to the City and asked the Council take the people will into consideration. He spoke on behalf of the small business owner and asked for incentives and the Council's support.

Pablo Virgen Jr. addressed the Council regarding the concrete barriers place along Cesar Chavez Blvd., in front of his business. He stated this will impact his business in the future and will close his business. He explained his support for various agencies and stated how this will extend his response time to emergencies and negatively impact his towing business. Mr. Virgen urged the City for a prompt solution on this matter.

Joong Kim addressed the blockage of the road and stated there should be two lanes for temporary usage. He further stated this clearly shows the city does not care for the community. He also expressed his concerns for the Santo Tomas merchants and asked for the council leadership.

Arturo Medina addressed the Council on a ticket he received the past year. He informed he requested a hearing and was advised there was nothing that could be done. He asked the council for consideration because the ticket is costing him close to \$700. He addressed the issue of planting trees and suggested an incentive to the citizens to plant. He also requested stop signs at the corner of Meadows and Nixon Streets due to people traveling at high speeds.

CITY COUNCIL COMMENTS AND REPORTS OF MEETINGS ATTENDED

Council Member Reisin reported on Battle of the Bands event last Saturday. The event had a good turn out and encouraged the citizens to attend the events being held in the downtown. He thanked Chief Gerardo, Sergeant Legaspi and the staff and the public for attending. Council Member Reisin asked the persons who have complaints regarding Council Member Arreola-Fernandez to wait until she is at the meeting.

Mayor Pro Tem Hodge concurred with Council Member Reisin on the matter of Council Member Arreola-Fernandez not being present to herself and stated due process has to unfold. He stated that in his opinion, what happened, was in poor judgement. He discussed the 2020 Census and stated he will be doing the best to inform the public. He asked citizens to respond to the census.

Mayor Pacheco reported attending the First Summit of Mayors from Mexico, U.S. and Canada where the topics of inclusion, commerce and immigration were discussed. He advised fifty-two mayors were in attendance. This summit will take place again in the State of Texas.

CITY MANAGER'S REPORT

City Manager Dale addressed those public and explained the City's current state and stated staff is continuously striving to bring the City out of the hole it has been in for several years in order to move forward. He stated the City should be back on its feet within a year.

CONSENT AGENDA

Mayor Pacheco pulled Items 9, 10, and 11 for discussion.

Motion was made by Mayor Pro Tem Hodge, seconded by Council Member Reisin to approve the consent agenda consisting of Items 6, 7 and 8 as follows: 6. Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of December 13, 2017 and June 5, 2019; 7. Warrants from May 11, 2019 to May 24, 2019 and City Salaries from May 11, 2019 to May 24, 2019; 8. Approve Budget Amendment Resolution for Art in Public Places. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

ITEMS PULLED FROM CONSENT CALENDAR FOR DISCUSSION

Item No. 9 - Joong Kim stated that if the city has a balance budget they don't have to amend it and stated his concerns on the budget presented.

Item No 10 – Joong Kim spoke to the City's history of bad spending and advised he would be sending a letter to the State Controller again to come and check on the City. He expressed his concerns over the expenditures by the City.

Item No. 11 – Joong Kim expressed his content over the assistance being provided to people and women. He asked why the City and the County are not writing grants so there is enough funding to assist women. Chief Gerardo provide a brief report on the program and stated the program assists with taking the victim during of sexual assault to Pioneers Memorial Healthcare.

Motion was made by Mayor Pro-Tem Hodge, seconded by Council Member Reisin to approve Items 9, 10 and 11 of the Consent Agenda as follows: 9. Approve Budget Amendment Resolution for Summer Programs. 10; Approval of a Resolution of the city Council of Calexico, CA Authorizing the city Manager to Execute the Community Development Block Grant Program (CDBG) Program Income (PI) Reuse Agreement; 11. Approval of Memorandum of Agreement for Sexual Assault Response (SART) Services between Pioneers Memorial Healthcare District and the City of Calexico. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

DISCUSSION AND POTENTIAL ACTION ITEMS

APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, DETERMINING AND LEVYING THE SPECIAL TAX IN COMMUNITY FACILITIES DISTRICT NO. 2005-1 (HEARTHSTONE)

Joong Kim spoke on a \$14.7 million bond issued by the City and stated his concerns over a shady bond. He expressed his concerns over the City's actions on handling the bond and stated the City did not do the job right. He asked for the Council's consideration to remove the bond.

Jose Hinojosa spoke on the special services tax which adds \$499 per year per home and stated the Council should consider there is nothing special in this community other than their problems. He stated it would be a good faith effort to save the funding for the community and requested consideration on the removal of the special services tax.

City Manager Dale stated the special service tax was approved at the time of the bond and it was the intention that due to the distance to the Police and Fire Stations to have a unit out in that area and help decrease the response time. The special service tax represents about \$120,000 a year and it pays for one police officer and one firefighter.

Council Member Reisin requested to table the item.

Karla Lobatos, Finance Director stated this item needs to be approved because it needs to be considered for the Hearthstone budget. She explained the action determines whether or not it is placed on the budget.

City Manager Dale explained that if the special services tax is not approved, it will reduce Police and Fire by one person.

Fire Chief Favila addressed the matter and also stated that if the item does not pass, they will lose one police officer and one firefighter making the department even more short staffed while still having to respond.

Chief Gerardo also spoke against the removal of the special tax. He stated the special tax is for public safety and the department is short-handed. He further stated the City will still need to respond but with less staff.

Pedro Ortiz spoke on behalf of the Hearthstone Community and asked the council for their support.

Motion was made by Mayor Pro Tem Hodge, seconded by Mayor Pacheco to approve a Resolution of the City Council of the City of Calexico, California, Determining and Levying the Special Tax in Community Facilities District No. 2005-1 (Hearthstone). Motion passed by the following vote to wit:

AYES: Pacheco, Hodge
NOES: None
ABSTAIN: Reisin
ABSENT: Romero, Arreola-Fernandez

THE CITY COUNCIL OF THE CITY OF CALEXICO ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY FOR THE CALEXICO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (GRAN PLAZA) ADOPT RESOLUTION NO. 2019-___ AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 1 OF SUCH DISTRICT FOR FISCAL YEAR 2019-20.

Joong Kim spoke about the \$7 million bond payments and payments in total of over \$18 million. He stated most of the sales tax should be used for general fund but it is being used to pay for the bonds. He further stated the City is not even charging Gran Plaza to use the city property and they take sales tax away from the downtown stores.

City Manager Dale stated the City is working on recovering the funds, on obtaining an appraisal for the Gun Club to get it off the books.

Motion was made by Mayor Pro Tem Hodge, seconded by Council Member Reisin to approve a Resolution of the City Council of the City of Calexico Acting in its Capacity as the Legislative Body for the Calexico Community Facilities District No. 2013-1 (Gran Plaza) authorizing the Levy of Special Taxes within Improvement Area No. 1 of such District for Fiscal Year 2019-20. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

THE CITY COUNCIL OF THE CITY OF CALEXICO ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY FOR THE CALEXICO COMMUNITY FACILITIES DISTRICT NO. 2003-1 (BRAVO/RODILES) ADOPT RESOLUTION AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 1 OF SUCH DISTRICT FOR FISCAL YEAR 2019-20.

Joong Kim stated the service fee should not be charged because when they built the houses they paid the impact fees and the City should not invent service fees on the bonds. He strongly recommended to look into taking away the service fee and acknowledged the Police and Fire Departments.

City Manager Dale stated the City is looking at another 1000 unit subdivision and explained the process for a neutral cost analysis conducted to determine cost to the City for fire police, maintenance of sewer, water and storm drains. He further explained that if the cost is more than what will be received in property tax, this is when this type of CFD is imposed.

Motion was made by Council Member Reisin, seconded by Mayor Pro Tem Hodge to adopt Resolution of the City Council of the City of Calexico Acting in its Capacity as the Legislative Body for the Calexico Community Facilities District No. 2003-1 (Bravo/Rodiles) Authorizing the Levy of Special Taxes within Improvement Area No. 1 of such District for Fiscal Year 2019-20. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

APPOINTMENT OF TWO COUNCIL MEMBERS TO SERVE ON THE CENSUS AD-HOC SUB-COMMITTEE.

Item tabled to next meeting.

APPROVAL OF SECOND STREET TRAFFIC CIRCULATION CHANGE FROM ONE-WAY EAST TRAFFIC TO TWO-WAY EAST/WEST TRAFFIC CIRCULATION.

Chief Gerardo explained that since the traffic has slowed with the change in the port, he would recommend changing back to the two way traffic on Second Street in the downtown.

Motion was made by Council Member Reisin, seconded by Mayor Pro Tem Hodge for the approval of Second Street Traffic Circulation Change from One-Way East Traffic to Two-Way East/West Traffic Circulation. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

APPROVAL FOR PURCHASE AND INSTALLATION OF SEVEN NEW RADIO CONSOLETTES.

Chief Gerardo spoke on the need for the new radio consolettes and requested the approval to purchase seven consolettes for radio channels for communication between Fire, Dispatch and Police. He stated the consolettes will be funded with impact fees. He advised that if not approved, come October, the departments will not be able to communicate.

Motion was made by Council Member Reisin, seconded by Mayor Pro Tem Hodge to approve the purchase and installation of seven new radio consolettes. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

INTRODUCE AND WAIVE FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA AMENDING CHAPTER 10.24 OF THE CALEXICO MUNICIPAL CODE PERTAINING TO THE PARKING ORDINANCE.

Chief Gerardo provided a brief report on the parking areas around the City and advised the merchants have signed a petition for the changes.

Joong Kim asked that the City be more proactive and not hire consultant. He stated this is an example of proactive functions for the community.

Chief Gerardo stated a consultant was not paid and he obtained a petition because he wanted to take the merchants into consideration on this matter.

Mayor Read the Ordinance Title. Motion was made by Council Member Reisin, seconded by Mayor Pro Tem Hodge to approve first reading of an Ordinance of the City Council of the City of Calexico, California Amending Chapter 10.24 of the Calexico Municipal Code pertaining to the Parking Ordinance. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

PUBLIC HEARING

CONDUCT A PUBLIC HEARING AND APPROVE CITY MANAGER TO SIGN CLOSE OUT DOCUMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT #14-CDBG-9876.

Mayor Pacheco opened the Public Hearing at 8:17 p.m.

Chris Westlake, Consultant, gave a brief presentation on the standard procedure to close out a grant for CDBG. He stated that in 2014 the City received the grant, unfortunately shortly after receiving the award, the City's funds were frozen due to the audit and there was no way to spend the funds. He explained there is a requirement to hold a public hearing to explain closing requirements. He further stated the City never received the funds.

Joong Kim spoke about people having City loans which are not being paid and stated the City is not collecting.

Mayor Pacheco closed the Public Hearing at 8:20 p.m.

Motion was made by Mayor Pro Tem Hodge, seconded by Council Member Reisin to Approve City Manager to sign close out documents for Community Development Block Grant #14-CDBG-9876. Motion passed by the following vote to wit:

AYES: Pacheco, Hodge, Reisin
NOES: None
ABSENT: Romero, Arreola-Fernandez

FUTURE AGENDA ITEMS

Council Member Reisin requested an item regarding removal of the Imperial Avenue divider by Caltrans.

ADJOURNMENT

There being no further business, meeting was adjourned at 8:27 p.m.

Lewis Pacheco, Mayor

ATTEST

Gabriela T. Garcia, City Clerk