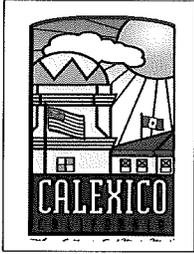


**AGENDA  
ITEM**

**03**



# AGENDA STAFF REPORT

**DATE:** January 9, 2019  
**TO:** Mayor and City Council  
**APPROVED BY:** David B. Dale, City Manager *MF for D.D.*  
**PREPARED BY:** Gabriela T. Garcia, Deputy City Clerk *GT*  
**SUBJECT:** Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of December 19, 2018 and January 9, 2019

=====

**Recommendation:**

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meetings of December 19, 2018 and January 9, 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 December 19, 2018 and January 9, 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 December 19, 2018 and January 9, 2019.

AGENDA  
ITEM  
*03*

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN A REGULAR SESSION ON THE 19<sup>TH</sup> DAY OF DECEMBER, 2018 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**

**CALL TO ORDER**

Mayor Pacheco called the closed session portion of the meeting to order at 5:34 p.m.

**ROLL CALL**

**PRESENT**

Mayor: Lewis Pacheco  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez

**ABSENT**

Council Member: Bill Hodge

**PUBLIC COMMENTS**

No public comments.

**ADJOURN TO CLOSED SESSION**

Council adjourned to closed session at 5:35 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 6:10 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 6:30 p.m.

**ROLL CALL**

**PRESENT**

Mayor: Lewis Pacheco  
Mayor Pro Tem: Jesus Eduardo Escobar  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez

**ABSENT**

Council Member: Bill Hodge

**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**

Pastor Frank Zazueta from the Christ Community Church led those present in prayer.

**CLOSED SESSION ANNOUNCEMENTS**

City Attorney stated there was no report from closed session.

**APPROVAL OF THE AGENDA**

Mayor Pro Tem Escobar motioned for approval of the agenda as presented. Motion was seconded by Mayor Pacheco and passed by the following vote to wit:

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

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

City Manager addressed the issue of fees for adult leagues and stated the item is not on the agenda tonight however, Staff is working on the item and will be presented at a later date. He acknowledged Mrs. Carmen Estrada for her work in the community.

Carmen Estrada, Calexico Parents Athletic Association (CPAL) addressed the Council regarding issue of fees being charged by Recreation for the use of the parks for the adult league. She thanked Mrs. Norma Galindo, IID, for her support of the league.

Felipe Meza, CPAL Coach, spoke in favor of the CPAL programs and requested support for the Adult League.

Abel Aramburo and Eduardo Galvan spoke in favor of the CPAL Adult League and requested the City's support.

Miguel Figueroa advised that at the meeting of January 9, 2018, the item will be brought to council in order to present the resolution for adoption for lower fees for the use of the park.

Joong Kim commented on how the City is not for the community and how it is for itself and wants to collect fees. He demanded and challenged the City to have a presentation at an open meeting regarding the City having \$57 million in the budget and the proposed bonds.

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

Mayor Pro Tem Escobar wished everyone a safe and Merry Christmas.

Council Member Romero wished everyone a Merry Christmas and a Happy New Year and stated looked to working with the council for the community. He recognized Chief Gerardo and Chief Favila for their work on the Kids & Badges event and invited everyone to the Christmas event on Saturday the 22<sup>nd</sup> in the downtown area.

Council Member Arreola-Fernandez wished everyone a Merry Christmas and a Happy New Year.

Mayor Pacheco thanked the Staff for their work with the Calexico Christmas Parade. City Manager Dale thanked Mayor Pacheco for his efforts on the Holiday festivities. Mayor announced the Chamber Raffle on Friday the 21<sup>st</sup> and wished everyone a Merry Christmas.

**CITY MANAGER'S REPORT**

Miguel Figueroa commented on events in the community and advised of the event on Saturday the 22<sup>nd</sup> which will support the business environment in the downtown. He provided a status of the fire at Santo Tomas, he acknowledged the prompt response by the Calexico Fire Department and thanked Chief Favila, Chief Gerardo, his staff and thanked the County agencies for their support during the fire. He stated Staff is working diligently on the work being done to address the matter at hand.

**CONSENT AGENDA**

Motion was made by Mayor Pro Tem Escobar, seconded by Council Member Romero to approve the consent agenda consisting of the following: Warrants from November 10, 2018 to November 23, 2018 and City Salaries from November 10, 2018 to November 23, 2018; Resolution Approving and Adopting an Amended Conflict of Interest Code Pursuant to the Political Reform Act of 1974. Motion passed by the following vote to wit:

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

**DISCUSSION AND POTENTIAL ACTION ITEMS****APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO SUPPORTING AND JOINING THE AMICUS BRIEF TO BE FILED BY THE IMPERIAL VALLEY COALITION FOR FAIR SHARING OF WATER IN THE ABATTI V. IMPERIAL IRRIGATION DISTRICT LITIGATION.**

Wally Leimgruber, Founding Member of the Imperial Valley Coalition of Water, spoke in support of the Resolution in support of the Amicus Brief and asked the council for an affirmative vote on the resolution presented.

Morris Reisin spoke against supporting the resolution and stated he felt the City of Calexico should not get involved and the matter should be left to the courts.

Motion was made by Mayor Pro Tem Escobar to approve a Resolution of the City Council of the City of Calexico Supporting and Joining the Amicus Brief to be filed by the Imperial Valley Coalition for Fair Sharing of Water in the Abatti v. Imperial Irrigation District Litigation. Motion was seconded by Council Member Arreola-Fernandez and passed by the following vote to wit:

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

**PUBLIC HEARING**

**HOLD A PUBLIC HEARING, AND REVIEW, INTRODUCE, AND CONDUCT A SECOND READING OF THE FOLLOWING ORDINANCES AND WAIVE THE READING OF THE FULL ORDINANCES AND READ BY TITLE ONLY: ORDINANCE NO. 1191 - 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 AND ORDINANCE NO. 1192 - 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.**

Mayor Pacheco opened the Public Hearing opened at 7:12 p.m.

City Attorney Campos stated the there is a presentation ready if requested from the public.

No public comments made.

Public Hearing closed at 7:13 p.m.

Mayor Pro Tem Escobar made a motion to approve second reading of the following Ordinances and Waive the Reading of the Full Ordinances and Read by Title Only: Ordinance No. 1191 - 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 and Ordinance No. 1192 - 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 Romero and passed by the following vote to wit:

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

**INFORMATIONAL ITEMS**

**LOCAL APPOINTMENTS LIST 2019 IN CONFORMANCE WITH THE MADDY ACT, CALIFORNIA GOVERNMENT CODE 54970.**

Council acknowledged receipt of the Local Appointments List 2019 in conformance with the Maddy Act.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:15 p.m.

\_\_\_\_\_  
Lewis Pacheco, Mayor

**ATTEST**

\_\_\_\_\_  
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 9<sup>TH</sup> DAY OF JANUARY, 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**

**CALL TO ORDER**

Mayor Pacheco called the closed session portion of the meeting to order at 5:35 p.m.

**ROLL CALL**

**PRESENT**

Mayor: Lewis Pacheco  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez

**ABSENT**

Council Member: Bill Hodge  
*Council Member Hodge arrived at 5:36 p.m.*

**PUBLIC COMMENTS** - No public comments.

**ADJOURN TO CLOSED SESSION**

Council adjourned to closed session at 5:35 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.

**2. Conference with Legal Counsel - Existing Litigation**

Pursuant to Government Code Section 54956.9(d)(1)

Rudy Alarcon, et al., v. Michael Bostic, City of Calexico, et al.,

US District Court, Southern District of California

Case No. 15-cv-1606-MMA-RBM

Council reconvened from closed session at 6:05 p.m.

**CALEXICO CITY COUNCIL  
6:00 PM**

**CALL TO ORDER**

Mayor Pacheco called the Public Meeting to order at 6:12 p.m.

**ROLL CALL****PRESENT**

Mayor: Lewis Pacheco  
Council Member: Bill Hodge  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez

**PUBLIC COMMENTS** – No Public Comments.

**PUBLIC MEETING FOR POSSIBLE 2018 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION.**

Miguel Figueroa addressed the Council, addressed prior issues with Community Development Block Grant Program and introduced the possible 2018 CDBG application and advised a public hearing for the CDBG application will take place on February 7, 2019 and the change was made due to HCD extending the deadline. He advised the City can apply for funding up to \$3 million.

Council Member Hodge requested examples of the programs that could be provided with the funding. Mr. Figueroa advised the Council on the possible projects that could be undertaken with the possible CDBG funding.

Council Member Romero asked about a limit to the amount of projects to be done. Mr. Figueroa advised it is limited to the number of activities.

Alex Perrone, 511 Heber Avenue, commended City Staff for working on bringing the grant for programs such as the first time homebuyer program and the home rehabilitation program.

Miguel Figueroa advised the City applied to Housing and Community Development in December in the amount of \$500,000 for the First Time Homebuyer Program.

Council Member Romero asked if ADU's fall under the program or separate entity. Mr. Figueroa stated it can technically be used because whoever is the owner could also use rehabilitation money.

Dr. Leticia Aldana-Cota congratulated the newly elected council members and suggested the funding is used wisely and where it is needed.

Council Member Romero asked if the next meeting will be on the January 23<sup>rd</sup>. Mr. Figueroa advised him the public hearing will be held on February 7, 2019.

Public Meeting was adjourned 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 regular meeting to order at 6:34 p.m.

**ROLL CALL**

**PRESENT**

Mayor: Lewis Pacheco  
Council Member: Bill Hodge  
Council Member: David Romero  
Council Member: Rosie Arreola-Fernandez

**PLEDGE OF ALLEGIANCE**

Miguel 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 Pledge.

**INVOCATION**

Invocation was given by Pastor Baldwin-Israel Avendaño of the Calexico Methodist Church.

**CLOSED SESSION ANNOUNCEMENTS.**

Carlos Campos, City Attorney reported Council met in closed session, direction was given, no reportable action was taken.

**APPROVAL OF THE AGENDA**

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

**PRESENTATIONS**

**PRESENTATION BY MAYOR PACHECO IN RECOGNITION FOR OUTSTANDING ASSISTANCE ORGANIZING THE CITY OF CALEXICO'S HOLIDAY FESTIVITIES 2018.**

Miguel Figueroa advised the City was acknowledging the volunteers and staff who participated in the City of Calexico's Holiday Festivities and thanked the Council for their recognition.

Mayor Pacheco and Council Members recognized the citizens and staff and presented Certificates of Recognition to Ronny Luna, Sandra Tauler, Denise Velasquez-Calexico Neighborhood House, Norma Gerardo, Liliana Falomir, Ricardo Ortega-Calexico Neighborhood House, Carlos

Navarrete-Calexico High School Band Director, Luis Minor-Ram Rod, Los Vigilantes Organization, Diego Favila, Lorena Minor, Gonzalo Gerardo, Martha Gomez.

**PRESENTATION TO COUNCIL MEMBER JESUS EDUARDO ESCOBAR FOR SERVICE ON THE CALEXICO CITY COUNCIL – DECEMBER 2016 TO JANUARY 2019.**

Mayor Pacheco and Council Members presented a plaque to Jesus Eduardo Escobar in recognition of his dedicated service on the City Council from December 2016 to January 2019 and for serving as Mayor Pro Tem from July 2018 to January 2019.

Mayor Pacheco and the Council Members thanked and recognized Supervisor Escobar for his service and wished him well as County Supervisor for District 1.

Supervisor Escobar gave thanks to all Council Members and City Manager for helping the City move forward. He advised the City he will not leave Calexico and will be here for the City at the County level. He opened his availability for any citizen that needs his assistance.

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Ben Horton addressed the Council regarding issues with the parks and the use cannabis and regular cigarettes at City parks. He addressed safety of children on City parks. He advised McDonald's will have a re-opening and rededicate itself to the community on January 22, 2019.

Alex Perrone commended the City on its accessibility to the City Manager with regards to City water rates. He also commended Council Member Hodge for standing for the community, Chief Diego Favila for the department's work at the old courthouse and Chief Gonzalo Gerardo for their work and for keeping Calexico safe.

Alex Perrone spoke on behalf of Dr. Leticia Cota regarding her concerns regarding excessive cats. He commended Mrs. Carmen Estrada for her work with the sports and asked for support for the sports programs.

Ray Salcido stated his concerns with regards to grievances in the City regarding his stay at the Best Western hotel. He expresses his dissatisfaction with the theft of personal belongings and no follow up on his complaint. He asked for policy for formal complaints.

Ismael Lopez welcomed Council Members Romero and Arreola-Fernandez. He addressed the City's Economic Plan and reminded the Council that they set policy and City Administration executes the plan. He stated his hopes that plans presented in the prior year mature and that council holds staff accountable for said plans. He spoke on border issues and attracting investors from Mexico to Calexico, the immigrants at the border and requested the City not raise any fees or taxes to the citizens and requested the City find other funding sources.

Julio Rosales, 424 Washington Street, stated his water was disconnected and addressed his concern regarding his water bill and why he was still being billed for water. Mayor directed Mr. Rosales with the City Manager.

Johan Desiderio addressed the Council regarding her concerns pertaining to the arrest of her and her son.

Jason Jung addressed the Council regarding his complaint submitted to the City Manager and lost by the City. He suggested the City address the Santo Tomas issues with the public so they are informed of the issues. He spoke regarding the handling of Ms. Desiderio's case.

Jeannette Miramontes addressed the Council regarding her son's issues with the Police Department and stated she no longer felt safe in the City.

Joong Kim addressed the Council regarding his concerns with the City's budget, Council Member Hodge's assistance in raising of water rates and his promise to assist the Santo Tomas. He spoke against Mr. Hodge's character and his intention to file recall papers.

Council Member Hodge left the dais at 7:25 p.m.

Carmen Estrada, Calexico Parent's Athletic League thanked Supervisor Escobar for his service to the community and his support for the League.

Council Member Hodge returned to the dais at 7:27 p.m.

Deborah McGarrey, Public Affairs Manager at Southern California Gas Company addressed the Council regarding the proposal, which did not pass this past year, which would have required all new buildings after 2022 to become all electric and would have required all existing buildings to be retrofitted to be all electric by 2030. She stated that although the proposal did not pass, she assured similar proposals will be proposed in the future. She further stated said proposals are made in the name of global warming, reducing greenhouse gases and carbons emissions and other environmental goals which although commendable cannot justify the cost benefit analysis of such drastic actions to be paid by the customers. She alerted of the threat to this balance and with it the economic stability for families and business forcing homeowners to replace their natural gas appliances at a cost of approximately \$7,200 per household and an additional \$388 in electrical costs per year based on a study conducted by the Building industry Association. She informed of a biogas or renewal gas which comes from organic sources. She provided information on renewable sources which would have the same effect as on greenhouse gas emissions as electrifying all of California and at a lower cost achievable by 2030. She stated SoCal Gas does not oppose electrification however, felt it should be up to the customer on how they wish to heat or use electricity in their homes.

Hector Fernandez spoke on behalf of Santo Tomas and asked when Santo Tomas would reopen. Mayor Pacheco advised several meetings are being held with staff and attorney.

City Attorney stated the City is meeting with Santo Tomas and its attorney regarding the building code requirements and regulations. The City is checking that Santo Tomas is complying with all the legalities required to re-open. He stated the City is empathetic towards all the people that have been left without a place to work.

Luis Romero and Abel Aramburo addressed the Council in support of the Calexico Parents Athletic League with regards to the Adult League Fees.

Laura Herrera stated she lost everything at Santo Tomas, she expressed her frustration with the situation and asked the City to work a little faster to assist them in returning to work. She asked that the rules for the swap meets be applied to everyone fairly.

Linda Lara addressed her concerns with Santo Tomas and asked the City to make the decisions made public and not just to the Santo Tomas owner.

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

Bill Hodge addressed his concerns regarding the commissions not fully operating and requested every Council Member receive a template with commission members and relevant information on the commission meetings.

Mayor Pacheco addressed the issue with the stolen City Ambulance which was recuperated within half hour of its taking.

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

City Manager Dale spoke on the progress made with regards to the City budget and presented a detailed report on the various Capital Improvement Projects completed in 2018. He addressed issues with the fees and intentions to conduct fee studies to address such matters. He spoke on the City's intentions to address all issues within the City.

### **CONSENT AGENDA**

Motion was made by Council Member Hodge 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 November 7, 2018 and December 10, 2018; Application for Alcoholic Beverage License for Western Refining Retail, LLC, 1036 S. Imperial Avenue, Calexico, CA 92231-3127; Application for Alcoholic Beverage License for Western Refining Retail, LLC, 824 S. Imperial Avenue, Calexico, CA 92231-3116; Application for Alcoholic Beverage License for Western Refining Retail, LLC, 444 S. Imperial Avenue, Calexico, CA 92231-2608. Motion was seconded by Council Member Arreola-Fernandez and passed unanimously.

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

#### **ESTABLISH SEASONAL FEES FOR USE OF CITY PARKS BY ADULT LEAGUES.**

Sandra Tauler, Community Services Director explained the management of the parks and provided a detailed report on the fees being proposed for the use of City Parks. She informed the council the fee was modeled after the fee charged by the Calexico School District.

Joong Kim stated when he was on the council the city did not charge the fees for the use of parks. He stated he did not see why the charge since the city still has to maintain the parks. He asked if this is the way the city is trying to balance the budget. He asked the City not charge for use of fields.

Carmen Estrada spoke regarding the City's closure of the Calexico Police Athletic League and the Calexico Parents Athletic League and the work by the citizens to upgrade the city parks with trees and lighting. She stated her disappointment with the City's support of the sports programs. She advised the program cannot afford to pay the fees being charged.

Mayor Pacheco stated the need to address the fee structure. Mayor Pacheco suggested obtaining input from Ms. Chew on the matter to come up with an alternate plan. He suggested the city start its own league and obtain funding for said league. Ms. Tauler stated the recommendation was made with input from Ms. Chew and recommended the fee be established for everyone.

Morris Reisin addressed the concern and recommended that each player give five dollars and then the roster be sent to Recreation in order to keep track of how many players are on the team. He stated the lights at the field on Andrade are left on all night long and stated the City's lack of concern with this matter.

Carmen Estrada stated the Calexico Police Athletic League was closed ten years ago. She further stated the City tried to re-establish the program and no one registered until her program came into the city. She addressed the various projects the Calexico Parents Athletic League has undertaken and asked the Council take their work into consideration. She asked the City donate the funding for this season.

Motion was made by Council Member Arreola-Fernandez to approve Establishing Seasonal Fees for use of City Parks by Adult Leagues. Motion was seconded by Council Member Romero and passed by the following vote to wit:

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

Council Member Hodge stated he voted No because he felt that the city needed to look at other options.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, SETTING CANNABIS BUSINESS TAX RATES.**

Miguel Figueroa stated the resolution presents the tax schedule to consider the cultivation, manufacturing and retail. He further stated the figures being presented are based on market value and presented the comparison for charges in other areas compensating the city in a fair fashion.

Motion was made by Council Member Hodge to approve a Resolution of the City Council of the City of Calexico, California, Setting Cannabis Business Tax Rates. Motion was seconded by Council Member Romero and passed unanimously.

**FILLING THE VACANCY ON THE CITY COUNCIL BY EITHER, 1) APPOINTMENT, OR 2) CALLING AN ELECTION.**

Carlos Campos, City Attorney, advised previous Mayor Pro Tem Escobar was elected to the County Board of Supervisors and as such he submitted his resignation from the City Council effective January 3<sup>rd</sup>. Under Government Code Section 36512 the City Council has the obligation to appoint someone to fill the Mr. Escobar's vacancy, which will run through November 2020, or cause a special election to fill the vacancy. The Council has sixty days to make the determination.

Mayor Pacheco stated the need to expedite the process and allow individuals to submit a letter for the appointment and create an ad-hoc committee for the process. He stated an election would be too expensive and City can not afford it.

Joong Kim stated his supporters requested he come before council to claim his right to be appointed. He stated he is submitting his name to fulfill the duties of council member. He further stated that if the people do not accept the appointment, the people can request a special election.

Motion was made by Council Member Hodge to select the option to appoint a council member. Motion was seconded by Council Member Romero and passed unanimously.

Council provided direction on a seven day period for submittal of interest from the public and create an ad-hoc committee to address the matter. Seven day period to run from January 14, 2019 to January 21, 2019 at 5 p.m. Council Member Romero submitted his name for consideration for the ad-hoc committee. Council Member Hodge also submitted his name for consideration for the ad-hoc committee. Ad-hoc committee to be made up of Council Member's Hodge and Romero.

City Attorney Campos stated the City could make the appointment at a regular meeting or if needed a special council meeting could be called.

**REVIEW, INTRODUCE AND CONDUCT FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALEXICO, CALIFORNIA, REPEALING AND READOPTING CHAPTER 5.60 OF THE CALEXICO MUNICIPAL CODE REGARDING JUNK DEALERS AND RECYCLERS; APPROVE WAIVING OF FULL READING AND READ ORDINANCE BY TITLE ONLY.**

City Manager Dale stated the intention is to prevent the copper and air conditioning theft that cost property owners so much.

Motion was made by Council Member Romero, seconded by Council Member Arreola-Fernandez and passed unanimously to approve the first reading of An Ordinance of the City Council of the City of Calexico, California, Repealing and Readopting Chapter 5.60 of the Calexico Municipal Code Regarding Junk Dealers and Recyclers; Approve Waiving of Full Reading and Read Ordinance by Title Only.

City Attorney Campos read ordinance by Title Only.

**APPOINTMENTS BY COUNCIL MEMBER ROMERO AND COUNCIL MEMBER ARREOLA-FERNANDEZ TO THE FOLLOWING COMMISSIONS/BOARDS/COMMITTEES:**

Appointments made by Council Member Romero:

- a) Arts Commission, Library Board, Historical Commission – Mrs. Carmen Durazo.
- b) Planning Commission – Mr. Michael Mayne
- c) Police Commission – Mr. Orlando Espino
- d) Parks, Recreation, Beautification & Senior Services Commission – Mr. Jaime Godinez
- e) Personnel Commission – Mr. Salvador Romero
- f) Business Improvement District (BID) Mr. Christopher Gomez Wong
- g) Sales Tax Citizen Advisory Committee (Measure H) Mr. Felipe Alejandro Lopez Diaz
- h) Economic Development & Financial Advisory Commission – Mr. Bruno Suarez.

### **PUBLIC HEARING**

#### **PUBLIC HEARING TO RECEIVE AND ACCEPT STUDY ON PROPOSED FALSE ALARM FEES AND APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO ADOPTING A REVISED SCHEDULE FOR POLICE DEPARTMENT AND FIRE DEPARTMENT FALSE ALARM FEES.**

Police Chief Gerardo presented the item for proposed increase of fees for False Alarms. He informed that in 2018 there were 2,190 false alarms made to the Police Department and approximately 300-400 false alarms made to the Fire Department. He presented the details for the execution of false alarm calls for residential, commercial and local bank calls handled by the Police and Fire Departments. He stated a fee study was conducted on this matter and informed an additional component will be presented at a later date to address alarm fees which could possibly be paid by the alarm companies rather than the local resident.

Mr. Todd Burt presented the Comprehensive False Alarm User Fee Study conducted by Willdan Associates and presented the objective and provided a detailed explanation on the fees and the methodology used to set the fees and full cost recovery for the service. He advised the general public will not be affected by the fee. The fee will be incurred by those who receive the benefit of the call. He further stated the need to educate the public on the response penalties and reduce the cost to the departments.

Mr. Burt and Chief Gerardo addressed questions presented by Council Members regarding the proposed fees, software utilized for the calls and services to the residents.

Mayor Pacheco opened the public hearing at 8:58 p.m.

There were no comments from the general public on this matter.

Mayor Pacheco closed the public hearing at 8:58 p.m.

Council Member Romero stated this will benefit everyone in general and bring accountability to residents and business owners and assist the Police and Fire Departments.

Motion was made by Council Member Romero to approve a Resolution of the City Council of the City of Calexico Adopting a Revised Schedule for Police Department and Fire Department False Alarm Fees. Motion was made by Council Member. Motion seconded by Council Member Hodge and passed unanimously.

#### **FUTURE AGENDA ITEMS**

1. Council Member Romero requested agenda items on the appointment of fifth Council Member and address SB 946, AB 626, AB 494 and the Adopt a Park Program.
2. Mayor Pacheco addressed a residential complaint regarding burning fields and requested assistance from County Air Quality Control.

#### **ADJOURNMENT**

There being no further business, meeting was adjourned at 9:03 p.m.

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Lewis Pacheco, Mayor

#### **ATTEST**

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Gabriela T. Garcia, Deputy City Clerk