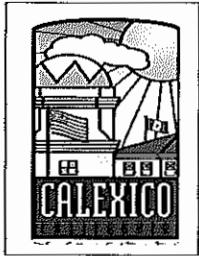



AGENDA  
ITEM

8



# AGENDA STAFF REPORT

**DATE:** October 21, 2020  
**TO:** Mayor and City Council  
**APPROVED BY:** Miguel Figueroa, City Manager   
**PREPARED BY:** Gabriela T. Garcia, City Clerk  
**SUBJECT:** Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 3, 2020 and Special Meeting of June 9, 2020

=====

## Recommendation:

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 3, 2020 and Special Meeting of June 9, 2020.

## 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 3, 2020 and Special Meeting of June 9, 2020 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 3, 2020 and Special Meeting of June 9, 2020.



**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 3<sup>RD</sup> DAY OF JUNE, 2020 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 PURSUANT TO EXECUTIVE ORDER N-29-30.**

**CLOSED SESSION AGENDA - 5:30 PM**

**CALL TO ORDER**

Mayor Hodge called the closed session portion of the meeting to order at 5:30 p.m.

**ROLL CALL**

**PRESENT:**

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

**PUBLIC COMMENTS** – No public comments.

**ADJOURN TO CLOSED SESSION**

Council adjourned to closed session at 5:31 p.m. to discuss the following:

**1. CONFERENCE WITH REAL PROPERTY NEGOTIATIONS:**

Property – APN 058-535-001.

Agency Negotiator – David B. Dale, City Manager.

Negotiating Parties – SBA Site Management LLC; Towerpoint; AT&T Mobility II, LLC; Anthem Telecom; Everest Infrastructure Partners.

Under Negotiation – Price and Terms.

**2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant Exposure to Litigation, pursuant to Government Code Section 54956.9(d)(2)/(e)(1). One (1) potential case.**

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 Hodge called the regular portion of the agenda to order at 6:44 p.m.

**ROLL CALL**

**PRESENT:**

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

**PLEDGE OF ALLEGIANCE**

Mayor Hodge led those present in the Pledge of Allegiance.

**MISSION STATEMENT PLEDGE**

Mayor Hodge led those present in reciting the Mission Statement Pledge.

**INVOCATION**

Mayor Hodge led those present in prayer.

**CLOSED SESSION ANNOUNCEMENTS**

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

**APPROVAL OF THE AGENDA**

Motion was made by Mayor Pro Tem Romero, seconded by Council Member Arreola-Fernandez to approve the agenda with revision to Agenda Item No. 6. Motion passed by the following roll call vote:

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

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Jose Ortiz addressed the Council regarding the implications involving Mayor Pro Tem Romero and requested the council to remove him from office.

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

Mayor Hodge informed the Heffernan Memorial Healthcare District (HMHD) distributed 240 personal protection equipment packages consisting of facemasks, gloves and hand sanitizers to senior residents at De Anza Apartments and De Las Flores Apartments. HMHD will be delivering additional personal protection packages to the senior community and to people with high-risk health issues in Calexico. In addition, HMHD will also have a staff person available to assist the public with information and other healthcare related issues Monday to Friday from 9 am to 3 pm.

Mayor Hodge read a personal statement strongly condemning the allegations against Mayor Pro Tem Romero and former commissioner Bruno Suarez. He stated Calexico will not condemn the alleged criminal behavior being a City Government of integrity and transparency and reminded that one is presumed innocent until guilty. He stated Mr. Romero and Mr. Suarez have the constitutional right to have their day in court. He further stated the City will move forward in a positive direction and as Mayor will not allow people to generalize or tarnish the whole city and its government. He pointed out that city employees and city hall are ethical hard-working employees and to generalize that the government is corrupt is dead wrong. He stated that Calexico has accomplished many goals and City Hall is a wholesome, honorable and efficient government, it stands tall and will not accept anything less.

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

City Manager Dale reported the light poles at Reisin field have been installed and he thanked Representative Eric Ortega and the Imperial Irrigation District and look forward to getting the electrical connected in the next few weeks. He reported the backstops and fencing is being installed at Cordova Park.

### **CONSENT AGENDA**

Motion made by Council Member Pacheco, seconded by Mayor Pro Tem Romero to approve the consent agenda consisting of the following: Warrants from April 25, 2020 to May 8, 2020 and City Salaries from April 25, 2020 to May 8, 2020; Warrants from May 9, 2020 to May 22, 2020 and City Salaries from May 9, 2020 to May 22, 2020; Resolution to Approve the Application for Local Early Action Planning Grant (LEAP). Motion passed by the following roll-call vote:

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

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

#### **RESOLUTION NO. 2020-\_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF CALEXICO, CA, APPROVING THE BUDGET FOR FISCAL YEAR JULY 1, 2020 TO JUNE 30, 2021**

Karla Lobatos, Finance Director recapped the process that took place with a series of meetings presenting the proposed budget in May 2020 and presentations by the various departments. She pointed there will be a change to the full-time employees, the number will not change, the change will be in the allocations and how they are being charged. Ms. Lobatos presented the updated resolution for council approval.

Council Member Reisin stated he would like to table the decision for two weeks.

Motion was made by Council Member Reisin to table the decision on the budget for two weeks.

Council Member Pacheco commented the council has gone over the budget by line item and departments have made their wish lists. Ms. Lobatos stated the wish lists have been included into

the budget contingent upon the City receiving the revenues. Council Member Arreola-Fernandez reiterated that if the funding is not available, the wish lists cannot be fulfilled.

Motion died due to lack of second.

Mayor Hodge requested to amend the budget to include a project coordinator for the Public Works Department. Ms. Lobatos advised the council that the position of project coordinator has been included in the budget however, it is not funded because the city does not have the revenues. She stated the City can look at different options. Mayor Hodge requested to remove the position from the wish list and include it in operations as a funded position. Ms. Lobatos stated the City does not have the monies to support any additional expenses and if this position is funded then another would have to be taken out. City Manager Dale stated the need for the position which is funded at 80% by the enterprise fund and spoke in favor of finding the funding the position which would be a 20% charge to the general fund. Ms. Liliana Falomir, Public Works Manager addressed the council requesting to consider approving the project coordinator position.

Finance Director Lobatos advised the council the position can be funded however, other positions would have to be placed on hold.

Mayor Pro Tem Romero pointed out that it is all still contingent upon the reopening of businesses that closed due to Covid-19.

Council Member Pacheco stated the City can prioritize and make it a first goal to fund the position.

Motion was made by Council Member Arreola-Fernandez to adopt the resolution approving the budget for fiscal year July 1, 2020 to June 30, 2021 along with direction that the project coordinator position be prioritized on the wish list. Motion was seconded by Mayor Pro Tem Romero. Motion passed by the following roll-call vote:

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

**AUTHORIZE CITY MANAGER TO SIGN CHANGE ORDER NO. 8 WITH PYRAMID CONSTRUCTION AND AGGREGATE, INC. IN THE AMOUNT OF \$99,449.90 FOR CESAR CHAVEZ BLVD. IMPROVEMENTS FEDERAL-AID PROJECT NO. HPLUL-5168(017)**

Liliana Falomir, Public Works Manager provided a report on the project and advised the construction was suspended due to work by Union Pacific Railroad and advised that during this process, additional work was required such as signage and a medium at the railroad crossing. The current change order will finalize the project construction. Funding is coming from Measure D.

Motion was made by Council Member Pacheco to Authorize City Manager to sign Change Order No. 8 with Pyramid Construction and Aggregate, Inc. in the amount of \$99,449.90 for Cesar Chavez Blvd. Improvements Federal-Aid Project No. HPLUL-5168(017). Motion was seconded by Mayor Pro Tem Romero and passed by the following roll-call vote:

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

**AWARD THE BID PROPOSAL FROM A&R CONSTRUCTION IN THE AMOUNT OF \$1,274,501.75 AND AUTHORIZE CITY MANAGER TO SIGN CONSTRUCTION AGREEMENT FOR 2ND STREET, DOOL AVENUE AND BEACH AVENUE WATER PIPELINE REPLACEMENT PROJECT**

Liliana Falomir, Public Works Department provided background on the project bid out. Four bids were received with the low bidder being A & R Construction with a bid of \$1.2 million. Engineers estimate for the project was \$1.5 so the bid was under the estimated amount.

Motion was made by Mayor Pro Tem Romero to Award the Bid Proposal from A&R Construction in the amount of \$1,274,501.75 and Authorize City Manager to Sign Construction Agreement for 2nd Street, Dool Avenue and Beach Avenue Water Pipeline Replacement Project. Motion was seconded by council Member Pacheco and passed by the following roll-call vote:

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

**APPROVAL OF THE REVISED RECREATION MANAGER AND LIBRARY MANAGER JOB DESCRIPTIONS AND RELEVANT SALARY RANGES**

Denise Garcia, Human Resources Manager presented the revised job descriptions for the Recreation Manager and Library Manager with relevant salary ranges. She stated the request to include the minimum requirement of a bachelor’s degree be added to the job description and increase the salary from range 45 to range 46.

Motion was made by Mayor Pro Tem Romero to approve the Revised Recreation Manager and Library Manager Job Descriptions and Relevant Salary Ranges. Motion seconded by Council Member Arreola-Fernandez and passed by the following roll-call vote:

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

**APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH FERNANDO RUIZ & ASSOCIATES AND AUTHORIZE THE CITY MANAGER TO SIGN THE AGREEMENT**

Presentation by Denise Garcia, Human Resources Manager regarding the professional Services Agreement with Fernando Ruiz & Associates.

Motion was made by Council Member Pacheco seconded by Mayor Pro Tem Romero to approve a Professional Services Agreement with Fernando Ruiz & Associates and authorize the City Manager to sign the Agreement. Motion passed by the following roll-call vote:

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

**ADOPT RESOLUTION 2020-\_\_\_\_\_ ADOPTING THE FMLA LEAVE EXPANSION AND EMERGENCY PAID SICK LEAVE POLICY IN ACCORDANCE WITH FEDERAL GUIDELINES**

Presentation by Denise Garcia, Human Resources Manager regarding the adoption of the FMLA leave expansion and emergency paid leave policy in accordance with the Federal Guidelines. Mrs. Garcia informed these guidelines are being followed and several employees are taking advantage of the leave.

Motion made by Council Member Arreola-Fernandez, seconded by Mayor Pro Tem Romero to approve the resolution adopting the FMLA Leave Expansion and Emergency Paid Sick Leave Policy in accordance with Federal Guidelines. Motion passed by the following roll-call vote:

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

**ADOPT RESOLUTION 2020-\_\_\_\_\_ ADOPTING THE CITY OF CALEXICO COVID-19 ADVISEMENT PROTOCOLS**

Presentation by Denise Garcia, Human Resources Manager on the advisement protocols for supervisors to follow during the pandemic and possible exposure to Covid-19. She advised the City has been following these guidelines since April 16, 2020 and advised there is a flow chart so employees know how to handle exposure.

Liliana Falomir, Public Works Manager responded to questions from council and provided the protocols taken by Public Works for social distancing on the job.

Motion was made by Mayor Pro Tem Romero, seconded by Council Member Arreola-Fernandez to approve the resolution adopting the City of Calexico Covid-19 Advisement Protocols. Motion passed by the following roll-call vote:



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

**AWARD THE BID PROPOSAL, INCLUDING BID ALTERNATE #1, FROM OAKVIEW CONSTRUCTIONS, INC. IN THE AMOUNT OF \$5,827,400 AND AUTHORIZE CITY MANAGER TO SIGN CONSTRUCTION AGREEMENT FOR THE CALEXICO FIRE HEADQUARTERS STATION REPLACEMENT PROJECT**

City Manager Dale provided background and history of the project going back ten years and advised the council of the Measure H Bond proceeds designated for the building the fire station and other projects. He also informed the Council there will probably be funding used from the City's CDBG Program Income funds to augment the project to completion. He further stated there will be a need additional construction management funds, special inspections therefore the city is allocating 10% of the project funds for possible change orders. City Manager Dale recommended the approval of the bid proposal.

Motion was made by Mayor Pro Tem Romero, seconded by Council Member Arreola-Fernandez to approve the award the bid proposal, including bid alternate #1, from Oakview Constructions, Inc. in the amount of \$5,827,400 and authorize City Manager to sign construction agreement for the Calexico Fire Headquarters Station Replacement Project. Motion passed by the following roll-call vote:

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

**RESOLUTION NO. 2020-\_\_\_\_\_ A RESOLUTION OF THE CITY OF CALEXICO CITY COUNCIL APPROVING AND ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2020-21 PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION**

Karla Lobatos, Finance Director provided background on the resolution and stated this action has to be established every year during the time that the City is going through the budget approval process. She advised this limit increases every year based on the consumer price index per capita income per documentation received from the Department of Finance.

Motion was made by Council Member Pacheco, seconded by Council Member Arreola-Fernandez to adopt resolution approving and establishing the appropriations limit For Fiscal Year 2020-21 Pursuant to Article XIII B of the California Constitution. Motion passed by the following roll-call vote:

|                            |     |
|----------------------------|-----|
| Mayor Bill Hodge           | AYE |
| Mayor Pro Tem David Romero | AYE |

|  |     |
|--|-----|
| Council Member Rosie Arreola-Fernandez | AYE |
| Council Member Morris Reisin           | AYE |
| Council Member Lewis Pacheco           | AYE |

**FUTURE AGENDA ITEMS** – No future agenda items.

**ADJOURNMENT**

There being no further business, a motion was made by Mayor Pro Tem Romero, seconded by Council Member Pacheco and passed unanimously to adjourn the meeting at 7:39 p.m.

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Bill Hodge, Mayor

**ATTEST**

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Gabriela T. Garcia, City Clerk

**THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN SPECIAL SESSION ON THE 9<sup>TH</sup> DAY OF JUNE, 2020 AT 3:00 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 PURSUANT TO EXECUTIVE ORDER N-29-30.**

**CALL TO ORDER**

Mayor Hodge called the closed session portion of the meeting to order at 3:14 p.m.

**ROLL CALL**

**PRESENT:**

Mayor: Bill Hodge  
Council Member: Rosie Arreola-Fernandez  
Council Member: Morris Reisin (Via Teleconference)  
Council Member: Lewis Pacheco

**PLEDGE OF ALLEGIANCE**

Mayor Hodge led those present in the Plcdge of Allegiance.

**MISSION STATEMENT PLEDGE**

Mayor Hodge led those present in reciting the Mission Statement Pledge.

**INVOCATION**

Mayor Hodge led those present in prayer.

**APPROVAL OF THE AGENDA**

Motion was made by Council Member Arreola-Fernandez, seconded by Council Member Pacheco to approve the agenda as presented. Motion passed by the following roll call vote:

|  |     |
|--|-----|
| Mayor Bill Hodge                       | AYE |
| Council Member Rosie Arreola-Fernandez | AYE |
| Council Member Morris Reisin           | AYE |
| Council Member Lewis Pacheco           | AYE |

**PUBLIC COMMENTS AND PUBLIC APPEARANCES**

Jason Jung expressed his opinions of corruption and water rate increases with regards to Mayor Hodge. He further addressed gifts of public funds by Council Member Reisin in the form of bathroom remodels downtown, donations and expressed his opinions on corruption by former Council Member Romero.

Jesus Gallardo expressed his desire to volunteer and take the seat left vacant by Council Member Romero.

Chief Gerardo informed the council that the Calexico Police Department along with every law enforcement agency in Imperial County participated in bringing one of the fallen officers who

passed away due to Covid-19, Officer Efrén Coronel who was known personal to Chief Gerardo and Calexico Officers. Officer Coronel was escorted from Lakeside to Imperial County. Chief expressed the inspiration by the community who came out to receive Officer Coronel back the Valley.

Chief Gerardo advised there are 234 more positive people in Calexico than in El Centro. He cautioned the citizens and asked that they practice social distancing and wear their masks.

Mayor Hodge also cautioned citizens with regards to the approaching Father's Day Holiday and requested they be conscientious, practice social distancing and wear masks.

### **DISCUSSION REGARDING FILLING THE VACANCY CREATED BY THE RESIGNATION OF DAVID ROMERO.**

Council Members discussed filling the vacancy left from the resignation of David Romero per options provided by Carlos Campos, City Attorney who stated that the Government Code provides that on the effectiveness of a resignation, the City would have a vacancy in office and the first determination is whether the Council wants to hold a special election to fill the vacancy or appoint someone to the seat. He explained that an appointment in this situation, due to Mr. Romero being on the first half of his term and because the next election in the city is more than 130 days, would only run up until the next election in November and until whoever is elected to that two year term took office. He stated that traditionally most cities go through the appointment process due to the cost of holding a special election. He further stated that in most situations, the bodies have generally chosen the appointment process however, this is depending on the direction of the Council.

Council Member Arreola-Fernandez asked who much time the Council had to appoint a person to the seat. City Attorney Campos advised the Council has sixty days from June 8, 2020.

Council Member Arreola-Fernandez stated she would like to appoint and set a deadline on the applications.

Council Member Pacheco stated going that route would give people an opportunity to apply.

Mayor Hodge stated he felt this would be a short appointment and there could be backlash from the community on whatever is decided. He stated there was options to vote on a person today or make a decision in two weeks as suggested by Council Member Arreola-Fernandez. However, the sooner the City could go through the process and be transparent, the sooner there would be more stability for the City.

Council Member Pacheco stated appointment was the way to go because the City cannot afford another election. Appointing someone would give the appointee four months of active participation but in November the citizens have a right to select the person to fill the remainder of the two years.

Council Member Arreola-Fernandez stated she would like to have staff involved in the selection process.

Mayor Hodge suggested having a background check for the applicant.

Council Member Reisin stated he concurred with the comments and stated he wanted to move forward with the appointment up until November in order to have a five-member council.

After discussion, the Council Members gave direction to staff to expedite the process, advertise in newspapers and social media in order to allow the public to go through the process and submit applications up until Friday, June 12, 2020 at 5:00 p.m. and have a committee made up of the Mayor Hodge, Council Member Reisin, City Manager Dale, Police Chief Gerardo and Finance Director Lobatos meet on Monday of next week to select the top three applicants. The appointment would run until the election is certified on the first week of December.

### **ADJOURNMENT**

There being no further business, a motion was made by Council Member Pacheco, seconded by Council Member Reisin passed unanimously to adjourn the meeting at 3:58 p.m.

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Bill Hodge, Mayor

### **ATTEST**

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Gabriela T. Garcia, City Clerk