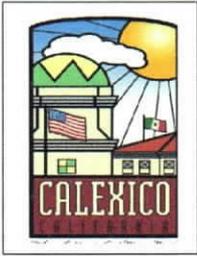


**AGENDA
ITEM**

06



AGENDA STAFF REPORT

DATE: June 20, 2018
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 6, 2018

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Recommendation:

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 6, 2018.

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:

Approval of City Council/Calexico Community Redevelopment Agency Successor Agency/Calexico Financing Authority Minutes for Meeting of June 6, 2018 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 6, 2018.



THE CITY COUNCIL/CALEXICO COMMUNITY REDEVELOPMENT AGENCY SUCCESSOR AGENCY/CALEXICO FINANCING AUTHORITY MET IN REGULAR SESSION ON THE 6TH DAY OF JUNE, 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.

CALL TO ORDER

Mayor Hurtado called the closed session portion of the meeting to order at 5:45 p.m.

ROLL CALL.

PRESENT:

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

ABSENT:

Council Member: Jesus Eduardo Escobar
Council Member Escobar arrived at 5:46 p.m.

PUBLIC COMMENTS.

Sean Acuna, CPOA, Calexico Police Officers Association stated the officers have always stepped up to the plate when working with the City. He recognized the deficit and stated he is working with the City Manager regarding.

ADJOURN TO CLOSED SESSION.

Council convened in closed session at 5:47 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. City of Calexico, et al.

USDC Southern District, Case No. 15-CV-1606 MMA (PCL)

3. Public Employee Appointment

Title: City Clerk

Council reconvened from closed session at 6:45 p.m.

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

REGULAR SESSION AGENDA - 6:30 PM

CALL TO ORDER

Mayor Hurtado called the regular portion of the agenda to order at 6:50 p.m.

ROLL CALL

Mayor: Maritza Hurtado
Mayor Pro Tem: Lewis Pacheco
Council Member: Jesus Eduardo Escobar
Council Member: Bill Hodge
Council Member: Armando Real

PLEDGE OF ALLEGIANCE

Ms. Aidyl Cardenas led those present in the Pledge of Allegiance.

MISSION STATEMENT PLEDGE

Invocation was given by Pastor Frank Zazueta, Christ Community Church/Calexico Campus.

CLOSED SESSION ANNOUNCEMENTS.

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

APPROVAL OF THE AGENDA.

Motion was made by Council Member Real to approve the agenda, seconded by Mayor Pro Tem Pacheco and motion passed unanimously.

PRESENTATIONS

Council Member Real made a motion to move up Item No. 6 up to Item No. 4 on the agenda. Motion was seconded by Council Member Hodge and passed unanimously.

**MAYORAL RECOGNITION PRESENTED TO AIDYL CARDENAS, 2018
CONTINENTAL GOLD MEDALIST FOR TEAM USA FEMALE YOUTH 141 DIVISION.**

Council Member Real spoke about the talent in Calexico for the various sports and Aidyl has the talent as well as the dedication to boxing. She makes everyone extremely proud of her.

Mayor Hurtado presented a Mayoral Recognition to Ms. Aidyl Cardenas.

**PROCLAMATION OF NATIONAL ALZHEIMER'S AND BRAIN AWARENESS
MONTH – JUNE 2018 “JUNE 21, 2018 – THE LONGEST DAY.”**

Mayor Hurtado led the Council in the Proclaiming June 2018 as National Alzheimer's and Brain Awareness Month and June 21, 2018 as The Longest Day” Proclamation.

Javier Gonzalez thanked the Council for the Proclamation on behalf of those afflicted by Alzheimers.

MAYORAL RECOGNITION TO THE CALEXICO HEALTH AND SAFETY COMMUNITY COALITION ON THE 2018 EARTH AND ARBOR DAY CELEBRATION.

Javier Gonzalez spoke about the Calexico Health and Safety Fair events that took place in April. He thanked the committee and all the organizations involved in the celebration. He advised they will soon be planting all the trees. He thanked the Council for their support.

Mayor Hurtado and Council Member Escobar thanked Mr. Javier Gonzalez for his efforts on this event.

CERTIFICATE OF COMMEMORATION PRESENTED TO MADISON ELISSA CORDOVA IN HONOR OF THE RENOVATION OF ADRIAN C. CORDOVA PARK PLAYGROUND.

Mayor Hurtado addressed Ms. Madison Elissa Cordova and presented a commemorative certificate in honor of the renovation of the Adrian C. Cordova Park playground. She advised there is a new stage of the park pending improvement and she wanted her to know what the park means to the children of Calexico.

A young lady addressed the Council and Ms. Cordova and stated the park has brought a lot of people from Calexico together to play and exercise. She also commented on how the park is accessible for all children even those in wheel chairs and all children can exercise in the park.

Chief Gerardo provided background on Adrian Cordova growing up in Calexico. He remembered that in November 2007, Officer Cordova passed away returning from a training exercise. He regaled those present with stories about Officer Cordova and advised Miss Cordova the Police Officer's Association will be adopting and maintaining the park.

Mayor Hurtado presented Ms. Cordova with a Commemorative Certificate in honor of the Park Renovation Project.

Council Member Real spoke of Adrian Cordova and told her that her father was a great guy, a bulldog at heart, an Oorah Marine and is greatly missed. He thanked Madison for being present for this presentation.

PUBLIC COMMENTS AND PUBLIC APPEARANCES

James Beaver addressed the Council regarding the discussion held at prior meeting regarding the City Clerk position and stated he felt that the Clerk would still be under the jurisdiction of the City Council.

Ms. Aretha Chin from the Imperial County Cancer Support Center addressed the Council regarding the providing of cancer services to include men and women with any type of cancer. She advised all the services provided by the center are free to persons with cancer and they are funded with donations and a grant from the Heffernan Memorial Healthcare District (HMHD). She encouraged

the community to attend the workshops held twice a month in Calexico at the HMHD office and invited everyone to the next workshop on June 16, 2018.

Maria Godinez, Calexico Resident since 1994 addressed the council regarding her 1998 First Time Home Buyer loan and her rehabilitation loan from 2007. She stated she currently has a debt of \$164,000 and stated she was never told she had to repay it in 10 years. She stated she has not been helped by the department in the repayment of her loans. She advised a meeting was set for March 12, 2018 and later cancelled by staff on March 8th. She requested assistance from the Council in resolving this matter. Miguel Figueroa addressed the matter and assured her he would personally meet with her to update her on her case and assured her she would not lose her home. He thanked her for her patience in this matter.

Joong Kim spoke about Gran Plaza, the politics and the arrest of its owner. He spoke about the exchange of land between the City and Gran Plaza. He addressed the raising of water, wastewater and trash rates and stated the City is taking away from the residents.

Sean Acuña, President of the Calexico Police Officers Association stated that Calexico PD is on the rise for excellence and asked council to give direction to the CM to negotiate directly with the CPOA in good faith.

Ben Horton spoke in follow-up to Mrs. Godinez' comments and stated he was present at the meeting and requested the meeting minutes be provided. He stated Figueroa is trying to correct a wrong and advised the Council there are more people in similar situations. He thanked the City for striving to correct these matters.

CITY COUNCIL COMMENTS AND REPORTS OF MEETINGS ATTENDED

Jesus Eduardo Escobar reported street lights at Cole/Rockwood has been flashing for the past month and requested an update. City Manager Dale stated the sub-contractor will be out again tomorrow to repair the light. He attended the Economic Summit and participated as a moderator on one of the panels. He commented possibilities for the City with regards to Economic Development. He addressed the relationship between the Business Improvement District, the Chamber of Commerce and events such as the Mariachi Festival. He further stated he would like to revisit this matter in order to assist the City of Calexico. He spoke on the closing of Rockwood Avenue and supported the concept. He spoke about parking meters in the downtown area asked to revisit the parking enforcement. He spoke about the dilapidated conditions of the T.C. Worthy lot, the parking lots at First and Heber, 3rd and Paulin. He requested departmental yearly reports to Council and requested the annual strategic planning workshop.

Mayor Pro Tem Pacheco spoke about the current sidewalk and street repairs. He stated he was demoralized at the low turnout at the voting polls in Calexico.

Council Member Real apologized for his Facebook posting regarding his birthday past Sunday. He spoke on the lack of follow through on items that have been pending for years and requested staff move forward.

Council Member Hodge stated it would be a good idea to install parking meters in the parking lots to bring revenues to the City. He asked for a follow-up on the strategic planning workshop. He addressed the matter of the Sheriff's office coming to Calexico.

Mayor Hurtado stated the city has been busy with projects and advised of the ground breaking for the border fence last Monday. Congratulated the Calexico wellness center on their opening day June 4th. She spoke about the targeted services provided to Calexico residents by the Imperial County Cancer Support Center. She addressed the parking in the downtown area and possible parking lot garages for the downtown, the homeless population for Calexico and the effects of the agriculture community on downtown parking. She congratulated all graduates in Calexico.

CITY MANAGER'S REPORT

City Manager Dale informed the Council that the proposal submitted to Heffernan Memorial Healthcare District on behalf of the Calexico School District for the swimming pool was approved for \$30,000. He informed the Council on the various street overlay projects and the ongoing 5th Street water line is ongoing. He addressed the bus transfer station at Third Street and Heber Avenue which will be a transportation hub for both bus and taxi within the next couple of years. Selection of an engineer for the design has started and it anticipated construction will begin in one to two years.

Miguel Figueroa, Assistant City Manager reported he and the Public Works Manager attended a SCAG meeting on May 30th and received a breakdown of on the allocation of project funding. He stated there are two potentially three projects for which the City can apply for funding. He advised there is a map and rendering of Rockwood Plaza downtown and it fits into the criteria for funding. He advised the City has received a letter authorizing \$2 million for the New River Improvement Parkway Project for 2017-18 and 2018-19. This funding will get the project through 40% and will use the same program to pay off parkway project in entirety. He commended Chief Gerardo and Chief Favila for attending the elder and dependent abuse awareness conference and introduced Ms. Karla Lobatos the City's new Finance Director.

Mayor Hurtado advised the City will receive 11.5 million from SB1 for improvements at Highway 111 and various streets in Calexico over the next ten years.

CONSENT AGENDA

Motion was made by Council Member Real, seconded by Council Member Escobar 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 18, 2018, May 2, 2018 and May 16, 2018; Warrants from April 28, 2018 to May 11, 2018 and City Salaries from April 28, 2018 to May 11, 2018; Approval of Pre-Qualified Applicants for the 2018 Sale of Safe and Sane Fireworks; Reject All Bids Received for Purchase of One (1) 48 Ft. Bucket Truck for Public Works Department; Approve and Authorize the City Manager to Sign the Enclosed Lease Agreement with United Families, Inc.; Approve Debt Management Policy; Authorize City Manager to Sign Change Order No. 1 with

A&R Construction in the amount of \$24,281.58 for Fifth Street and Grant Street Water Mains Improvement Project.

DISCUSSION AND POTENTIAL ACTION ITEMS

AWARD THE BID PROPOSAL FROM GRANITE CONSTRUCTION IN THE AMOUNT OF \$5,957,460.00 (BASE BID) + \$201,875.00 (ADDITIVE BID) FOR CESAR CHAVEZ BLVD. IMPROVEMENTS FEDERAL PROJECT NO. HPLUL-5168(017) AND AUTHORIZE CITY MANAGER TO SIGN AN AGREEMENT BETWEEN THE CITY OF CALEXICO AND GRANITE CONSTRUCTION FOR CESAR CHAVEZ BLVD. IMPROVEMENTS FEDERAL PROJECT NO. HPLUL-5168(017).

Motion was made by Council Member Real to table Item 15 Motion was seconded by Council Member Hodge and passed unanimously.

ADOPT A RESOLUTION OF THE CITY OF CALEXICO APPROVING A PLEDGE AGREEMENT (BETWEEN THE CITY OF CALEXICO AND THE IMPERIAL COUNTY LOCAL TRANSPORTATION AUTHORITY WHICH COMMITS THE CALEXICO SALES TAX REVENUES TO REPAYMENT OF THE SERIES 2018A (CALEXICO) BONDS) AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.

Carlos Campos, City Attorney announced for clarification, there is a minor revision to the title of the resolution to include the language “City Council” and the title will read a Resolution of the City Council of the City of Calexico Approving a Pledge Agreement and authorizing and directing certain actions with respect thereto.

Motion made by Council Member Real, seconded by Mayor Pro Tem Pacheco and passed unanimously to adopt a Resolution of the City Council of the City of Calexico Approving a Pledge Agreement and authorizing and directing certain actions with respect thereto.

APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH PIONEERS MEMORIAL HOSPITAL SEXUAL ASSAULT RESPONSE TEAM (S.A.R.T.) FOR JULY 1, 2018 TO JUNE 30, 2020.

Chief Gerardo provided background on the Memorandum of Understanding. Council Members inquired on the services provided and the way the fees are charged to the City. Chief explained the process followed by the sexual assault response team for the victims.

Motion was made by Mayor Pro Tem Pacheco, seconded by Council Member Hodge and passed unanimously to approve the Memorandum of Understanding with Pioneers Memorial Hospital Sexual Assault Response Team for July 1, 2018 to June 30, 2018.

INTRODUCE AND WAIVE FIRST READING OF AN ORDINANCE APPROVING ZONING TEXT AMENDMENT - ORDINANCE PERTAINING TO ACCESSORY DWELLING UNIT REGULATIONS SECTION 17.03.165 (REMOVING (B.4) OWNER REQUIRED TO LIVE ON SAME PROPERTY) & ORDINANCE AMENDING SECTION 17.01.900 DEFINITIONS, & CHAPTER 17.03 RESIDENTIAL ZONES.

Mr. Ralph Morales stated this item was brought before Council prior and is coming back due to Council's decision to remove the section from the ordinance which required the owners to reside on the property being proposed for construction of an Accessory Dwelling Unit (ADU). He further stated that any owner of the property whether they live on the property or are investors can build an ADU.

Carlos Campos, City Attorney stated this is a technical item because the last time it did not include language and it is being brought back for technical first reading.

Motion was made by Council Member Real, seconded by Council Member Hodge and passed unanimously to approve Zoning Text Amendment - Ordinance Pertaining to Accessory Dwelling Unit Regulations Section 17.03.165 (Removing (B.4) Owner required to live on same Property) & Ordinance Amending Section 17.01.900 Definitions, & Chapter 17.03 Residential Zones.

Carlos Campos, City Attorney read ordinance by title only.

DISCUSS AND REVIEW PROPOSED EMERGENCY MEDICAL SERVICES (EMS) USER FEE SCHEDULE PER THE EMS RATE STUDY DATED APRIL 2018 AND SET A PUBLIC HEARING DATE OF JUNE 20, 2018.

Mr. Todd Burton, Willdan & Associates provided a detailed presentation on the proposed Emergency Medical Services rate study. He thanked Fire Chief Favila for his participation. He provided an introduction of two main factors for the city; he stated the current fees were set in 1992 and have not been adjusted and are extremely low and based on comparables they are four times lower than neighboring agencies as well as State agencies. Secondly, the reason the City is looking into additional staff and ambulances to capture on additional calls and transports which would ultimately generate more revenue. He addressed the various fees updated with the rate study, the objectives of the study and advised the revenues to be received would fund the additional staff for ambulance service. He addressed recovering reasonable cost; Standard basic – objective of user fee study is to look at EMS Study and determine services for all costs. He stated each fee is calculated individually by call category which is based on service and time. He highly recommended consideration of the full cost being proposed.

Council Member Escobar left the dais at 8:48 p.m.

Mr. Burton explained the EMS User Fee Methodology towards the recovery of the \$5.3 million dollars.

Council Member Escobar returned to the dais at 8:51 p.m.

Mayor Hurtado expressed her concerns over the collection services and reservations on continuing with the firm that is currently handling the collection of ambulance services.

Council Member Real asked if there a way for the City to make money on the 201 rights on patient transport and do they need our 201 rights to do this and could the City rent the rights.

City Attorney Campos stated the City could potentially do this and the City could retain the rights.

Mr. Burton stated that they are looking at covering 100% of the baseline budget and the budget for the full district is \$5.4 million. He stated the number that needs to be deducted is what is being budgeted for medical expenses. The reason for the deduction is because there is a set of user fees for medical expenses and these are used on an individual basis. Willdan looked at the analysis of what was being budgeted and collected and felt the numbers were sufficient and there is no need to adjust that line of user fees such as oxygen and medical supplies plus they have been adjusted since 1992. The objective of the EMS Study is to look at the EMS, develop a rational basis for setting fees (setting budget to recover at full cost), understand total costs of providing services, identify appropriate fee adjustments that enhance fairness and equity, maintain consistency with local policy and objectives, compliance with state laws and develop updateable comprehensive list of fees.

He stated Willdan used the following data to determine full cost of providing each service:

- Department budgets – salary and benefit info and other cost data
- Staffing structures
- Central service/ indirect cost allocation plan
- Productive billable hours
- Direct and indirect work hours
- Time estimate to complete task
- Activity level and revenue for programs and services
- City/ Department input – feedback and policies

He further stated that even with the rate increase, the City of Calexico is still has among the lowest rates. He provided policy considerations such as general standard: individuals or groups who receive private benefit from service should pay 100% of cost. Recommendation is that the City include an annual inflation factor which will allow city council by resolution to annually adjust fees by CPI or other factor.

Council Member Escobar commended Chief Davila on the study. Council Member asked if the City is looking at billable revenue stream of roughly \$10 million. Mr. Burton advised that was based on what was collected the year before.

Council Member Escobar stated we collect 50 percent. He requested to make sure the numbers include payments by Medical, Medicare, insurance in the 50% collected and asked how the City can aggressively pursue the collection.

Mr. Burton advised the user fees are set based on cost recovery for the Fire Department, costs to operate and given the third party contract it could adjust based on revenue coming in or contractor.

Council Member Escobar asked where the city lies in cost recovery. Mr. Burton stated the City is not far from other cities in comparing to the recovery of costs. He further stated the tripling of the current fees set will increase the revenues and the loss of revenues are at about 50% across the board.

Mayor Pro Tem Pacheco asked how soon the City could hire the staff. He was advised by City Manager Dale the hiring process has been started.

Mr. Burton stated that based on the research and analysis conducted in this report, it is concluded that the City's current fees are found to be insufficient to cover the projected costs associated with providing ambulance services to the City of Calexico fire protection service area. He further stated the City currently runs a deficit of approximately \$3,719,299 and the City has decided to adopt new fees based on full cost recovery for future years along with a five (5) year inflator to keep pace with increasing costs. The inflation factor will be based on (i) the Consumer Price Index (CPI) Los Angeles - Riverside - Orange, All Urban Consumers or (ii) the Employee Cost Index for State and Local Government Employees, Total Compensation as released by the United States Department of Labor's Bureau of Labor Statistics.

Mayor Hurtado called for a motion to set the public hearing for the EMS rate increase for June 20, 2018. Motion was made by Council Member Escobar, seconded by Mayor Pro Tem Pacheco and passed unanimously to set the Public Hearing for June 20, 2018.

APPOINTMENT BY COUNCIL MEMBER REAL TO THE CALEXICO POLICE ADVISORY COMMISSION.

Council Member Real appointed Mr. Alejandro Gomez to the Calexico Police Advisory Commission.

PUBLIC HEARING

PUBLIC HEARING (UA2018-12) - INTRODUCE AND WAIVE FIRST READING OF THE CITY COUNCIL OF THE CITY OF CALEXICO ZONING ORDINANCE TEXT AMENDMENT AND APPROVE ZONING ORDINANCE TEXT AMENDMENT.

Public hearing opened at 9:07 p.m.

Joong Kim warned the community and council and stated the need for a plan for traffic at night time for the people. He stated the City needs to be involved with CDBG or EDBG programs in order for the program to be successful.

Public hearing closed at 9:12 p.m.

Council Member Real stated mixed use makes sense and gives the stores on the lower floors a customer base. He commended the staff and council for supporting the item.

Miguel Figueroa stated these are the tools needed by staff in order to move forward to improve the local economy.

Council Member Hodge commended Mr. Morales and Mr. Figueroa for their work on this item.

City Attorney Campos read the ordinance by title only. Motion by Mayor Pro Tem Pacheco, seconded by Council Member Escobar and passed unanimously to approve the introduction and first reading of the Zoning Ordinance Text Amendment and Approve Zoning Ordinance Text Amendment (UA2018-12).

FUTURE AGENDA ITEMS

No Future Agenda Items.

ADJOURNMENT

There being no further business, Motion was made by Council Member Real, seconded by Council Member Hodge and passed unanimously to adjourn the meeting at 9:16 p.m.

Maritza Hurtado, Mayor

ATTEST

Gabriela T. Garcia, Deputy City Clerk