



# AGENDA/SUMMARY (Amended)

## CITY COUNCIL/ CITY COUNCIL AS SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/ SUCCESSOR HOUSING AGENCY

**Regular Meeting  
April 2, 2013**

***CLOSED SESSION MEETING - 11:30 A.M.  
OPEN SESSION MEETING - 6:00 P.M.***

**El Centro City Hall, City Council Chambers  
1275 Main Street, El Centro, CA 92243**

***Mayor & Council Members may be reached at (760) 336-8989***

|                         |                                    |                                      |
|-------------------------|------------------------------------|--------------------------------------|
| <b>Mayor:</b>           | <b>Benjamin James Solomon, III</b> | <b>City Manager: Ruben Duran</b>     |
| <b>Mayor Pro-Tem:</b>   | <b>Cheryl Viegas-Walker</b>        | <b>City Attorney: Kris Becker</b>    |
| <b>Council Members:</b> | <b>Efrain Silva</b>                | <b>City Clerk: L. Diane Caldwell</b> |
|                         | <b>Jason Jackson</b>               |                                      |
|                         | <b>Sedalia Sanders</b>             |                                      |

### **11:30 A.M. Closed Session - Conference Room A**

Closed Session Meeting Call to Order

Roll-Call by City Clerk

### **CITY COUNCIL CLOSED SESSION:**

#### **PENDING LITIGATION**

Upon advice of its legal counsel, the Agency will recess to closed session pursuant to Government Code §54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the Agency is a part. The title of the litigation is **City v. Hems**, Imperial County Superior Court Case No. **ECU-07326**.

## **ANTICIPATED LITIGATION**

The Agency will recess to closed session with its attorney regarding anticipated litigation in that based on existing facts and circumstances, the legislative body has decided to initiate or is deciding whether to initiate litigation. There is **1** such potential case. (Government Code §54956.9(c).

**Significant Exposure To Litigation Against The Agency.** A point has been reached where, in the opinion of the Agency legislative body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the Agency. There are **1** such potential cases. (Government Code §54956.9(b)(1).

## **LABOR RELATIONS NEGOTIATIONS**

The Agency will recess to closed session pursuant to Government Code §54957.6 to meet with **Ruben Duran, City Manager, Teri Brownlee, Human Resources Director, Leticia Salcido, Finance Director** for the purpose of reviewing the Agency's position and instructing its representative(s) regarding matters of salaries, salary schedules, compensation paid in the form of fringe benefits, or, as applicable, other matters dealing with mandatory subjects within the scope of representation pursuant to Government Code §3504 with **All Department Heads; all Bargaining Units; All Unrepresented Employees.**

## **RECONVENE FOR OPEN SESSION – 6:00 P.M.**

### **NOTICE TO THE PUBLIC**

This is a public meeting, any person wishing to address the City Council, Successor Agency to the RDA & Housing Agency is asked to complete a blue "Speaker Slip" and submit it to the City Clerk prior to the start of the meeting. When the item is announced and your name is called by the Mayor, please come forward to the microphone and address yourself to the City Council. Unless the Mayor extends the time, there is a three (3) minute time limit for each public presentation. If you wish to address the City Council on any subject matter within the City Council's jurisdiction that is not listed on the agenda, you may do so during the public comment portion of the agenda. Any information provided on the "Speaker Slip" will be public record.

**6:00 P.M.            Open Session – COUNCIL CHAMBERS**

### **ALL TIMES ARE APPROXIMATE AND MAY VARY**

#### **CALL TO ORDER:**

*Call to order a meeting of the City Council, also serving as the Successor Agency to the Redevelopment Agency (SA) and Successor Housing Agency (HA).*

#### **ROLL CALL BY CITY CLERK**

#### **PLEDGE OF ALLEGIANCE**

#### **INVOCATION**

**6:05-6:10    CITY ATTORNEY REPORT ON CLOSED SESSION**

**6:10-6:10    PRESENTATIONS AND ANNOUNCEMENTS BY MAYOR**

## **6:10-6:15 SCHEDULED PUBLIC COMMENTS (Not to exceed 3 minutes each)**

*Item(s) appearing under this section have submitted a written request to the City Clerk a minimum of one week prior to the regular meeting.*

1. Monthly Report by El Centro Chamber of Commerce.

## **6:15-6:20 CONSENT AGENDA**

*Consent agenda items are approved by one motion. Council members or members of the public may pull consent items to be considered separately at a time determined by the Mayor.*

2. Approval of City Council Minutes of March 5, 2013 and March 19, 2013.
3. Approval of **Resolution No. 13-17**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO APPROVING A TAX AND FISCAL IMPACT AGREEMENT WITH IMPERIAL COUNTY FOR THE EXCHANGE OF PROPERTY TAX REVENUES UPON ANNEXATION OF TERRITORY TO THE CITY
4. Approval of **Resolution No. 13-18**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO APPROVING COOPERATIVE AGREEMENT #11-0683 WITH CALTRANS FOR THE INTERSTATE 8/DOGWOOD AVENUE BRIDGE WIDENING PROJECT
5. Approval of proposal from San Diego Freightliner for the purchase of one 5 yard dump truck using the City of San Diego Contract.
6. Approval of the contribution in the amount of \$400.00 for the California Statewide Local Streets & Roads Needs Assessment funding.
7.
  - a. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-06**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO ADDING DIVISION 7 TO ARTICLE III OF CHAPTER 2 OF THE CODE OF THE CITY OF EL CENTRO TO CREATE THE OFFICE OF DIRECTOR OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only
  - b. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-07**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 7 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED BUILDINGS AND BUILDING REGULATIONS IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only
  - c. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-08**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 8 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED CIVIL DEFENSE AND DISASTER IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only
  - d. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-09**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AMENDING CHAPTER 10 OF THE CODE OF THE CITY OF EL CENTRO RELATING TO FIRE PREVENTION AND PROTECTION, waive reading and adopt by title only
  - e. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-10**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 13 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED HEALTH AND SANITATION IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

f. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-11**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

g. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-12**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 18 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED OFFENSES AND MISCELLANEOUS PROVISIONS IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waiving reading and adopt by title only

h. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-13**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 22.1 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED SIGNS IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

i. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-14**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 23 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED STREETS, SIDEWALKS AND PUBLIC PLACES IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

j. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-15**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 24 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED SUBDIVISION REGULATIONS IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

k. 2<sup>nd</sup> Reading and Adoption of **Ordinance No. 13-16**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA AMENDING CHAPTER 29 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED ZONING IN ORDER TO ACKNOWLEDGE THE ESTABLISHMENT THE DEPARTMENT OF COMMUNITY DEVELOPMENT, waive reading and adopt by title only

**RECOMMENDATION:** Approval of the Consent Agenda as presented.

**FINAL ACTION: APPROVED**

## **6:20-6:30 UNFINISHED BUSINESS**

8. Discussion and any necessary action regarding SeaPort Airlines Letter of Support for an Alternate Service Pattern at Imperial County Airport.

**PRESENTATION:** Ruben A. Duran, City Manager

**RECOMMENDATION:**

**FINAL ACTION: APPROVED LETTER OF SUPPORT**

## **6:30-6:45 NEW BUSINESS**

9. Discussion and any necessary action regarding establishing Norms and Procedures and Order of Business for the City Council of the City of El Centro and Related Functions and Activities and Repealing Resolution No. 06-135.

**PRESENTATION:** Kris Becker, City Attorney

**RECOMMENDATION:** Approval of **Resolution No. 13-19**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA, ESTABLISHING NORMS AND PROCEDURES AND ORDER OF BUSINESS FOR THE CITY COUNCIL OF THE CITY OF EL CENTRO AND RELATED FUNCTIONS AND ACTIVITIES AND REPEALING RESOLUTION 06-135

**FINAL ACTION:** **APPROVED**

10. Discussion and any necessary action regarding proposed amendments to the League of California Cities Bylaws.

**PRESENTATION:** Mayor Solomon

**RECOMMENDATION:**

**FINAL ACTION:**

## **INFORMATIONAL ITEMS:**

11. Received and filed Planning Commission Minutes of the regular meeting of January 8, 2013 and special meeting of January 29, 2013.
12. Received and filed Approved Planning Commission Annual Activities Report for January 1, 2012 to December 31, 2012.

## **SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

*No scheduled business*

## **SUCCESSOR HOUSING AGENCY**

*No scheduled business*

## **6:45-6:50 (Time may vary) –PUBLIC COMMENTS**

*The City Council welcomes your input. At this time, members of the public may address the City Council on any matter not listed on the posted agenda. Pursuant to the Brown Act, no action will be taken on any issue brought forth under Public Comments. Please complete a "Speaker Slip" and submit it to the City Clerk prior to the start of the meeting. Unless the Mayor extends the time, there is a three (3) minute time limit for each public presentation.*

**6:50-6:50 COUNCIL RECESS**

**6:50-6:55 TASK FORCE REPORTS**

**6:55-7:00 MAYOR AND COUNCIL MEMBERS REPORTS**

*Council Members reports on conferences or other City activities. Time limit 3 minutes.*

***ADJOURNMENT no later than 9:45 p.m: Unless a majority of Council has voted to continue or asked that the meeting be adjourned to another date & time. (6:50 P.M.)***

***Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet will be available for public inspection at the Office of the City Clerk, 1275 Main Street, El Centro, California 92243, Monday-Friday during normal business hours.***

***In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the office of the City Clerk at (760)337-4515. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangement to assure accessibility to this meeting.***