



AGENDA/SUMMARY

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

**Regular Meeting
May 7, 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

Mayor: Benjamin James Solomon, III
Mayor Pro-Tem: Cheryl Viegas-Walker
Council Members: Efrain Silva
Jason Jackson
Sedalia Sanders

City Manager: Ruben Duran
City Attorney: Kris Becker
City Clerk: L. Diane Caldwell

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

Closed Session Meeting Call to Order

Roll-Call by City Clerk

CITY COUNCIL CLOSED SESSION:

ANTICIPATED LITIGATION

The City will recess to closed session with its attorney regarding anticipated litigation in that:

Significant Exposure To Litigation Against The City. A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City. There are 2 such potential cases. (Government Code §54956.9(b)(1)).

City to Initiate. Based on existing facts and circumstances, the City Council is deciding whether to initiate litigation. There are 2 such potential cases. (Government Code §54956.9(c)).

LABOR RELATIONS NEGOTIATIONS

The City will recess to closed session pursuant to Government Code §54957.6 to meet with **Ruben Duran, City Manager, Teri Brownlee, HR Director** for the purpose of reviewing the City'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 **El Centro Firefighters Association**.

PERSONNEL MATTERS

The Agency will recess to closed session pursuant to Government Code §54957 to consider the evaluation of the performance of the **City Attorney**.

SUCCESSOR AGENCIES CLOSED SESSION:

No scheduled business

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*

6:10-6:15 PRESENTATIONS AND ANNOUNCEMENTS BY MAYOR

1. Presentation of Proclamation proclaiming Veteran's Appreciation Month.
2. Presentation of Proclamation proclaiming National Public Works Week.
3. Recognition of IVROP Program (Training Opportunities for Youth) and students that assisted with City's Business Recognition Program – IMAGINE 2013 held on March 28, 2013.

6:15-6:30 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.

4. Monthly Report by El Centro Chamber of Commerce.
5. Informational update report by Christine Moore regarding AT & T's Communication Tower at 763 State Street, El Centro.
6. Presentation by Sanders, Inc. regarding update on Council Chambers Renovation.

6:30-6:35 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.

7. Approval of **Resolution No. 13-26**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO APPROVING MODIFICATION AGREEMENT NO. 4 FOR SERVICES BETWEEN THE CITY OF EL CENTRO AND THE COUNTY OF IMPERIAL FOR MAINTENANCE OF TRAFFIC CONTROL SIGNAL SYSTEM.
8. Approval of Resolution No. 13-27, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AWARDED THE BID AND AUTHORIZING THE EXECUTION OF A CONTRACT TO EXECUTIVE LANDSCAPE, INC. FOR THE LEGACY RANCH LANDSCAPING AND LIGHTING DISTRICT.
9. Approval of **Resolution No. 13-28**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AWARDED THE BID AND AUTHORIZING THE EXECUTION OF A CONTRACT TO EXECUTIVE LANDSCAPE, INC. FOR THE BUENA VISTA LANDSCAPING AND LIGHTING DISTRICT
10. Approval of **Resolution No. 13-29**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO ACCEPTING GRANT FUNDS ALLOCATED FROM THE DEPARTMENT OF HOMELAND SECURITY FOR OPERATION STONEGARDEN 2012
11. Approval of **Resolution No. 13-30**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO APPROVING AN AMENDMENT TO THE AGREEMENT WITH ARC-IMPERIAL VALLEY FOR THE DIAL-A-RIDE PROGRAM
12. 2nd Reading and Adoption of **Ordinance No. 13-17**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AMENDING THE ZONING MAP OF THE CITY OF EL CENTRO PERTAINING TO APPROVED ZONE CHANGE – CHANGE OF ZONE NO. 13-01, waive reading and adopt by title only.

13. 2nd Reading and Adoption of **Ordinance No. 13-18**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AMENDING CHAPTER 29 OF THE CODE OF THE CITY OF EL CENTRO ENTITLED ZONING BY AMENDING SECTION 29-17 OF DIVISION 2 OF ARTICLE I OF CHAPTER 29 ENTITLED “B” DEFINITIONS; SECTION 29-22 OF DIVISION 2 OF ARTICLE I OF CHAPTER 29 ENTITLED “G” DEFINITIONS; SECTION 29-34 OF DIVISION OF ARTICLE I OF CHAPTER 29 ENTITLED “S” DEFINITIONS; SUBSECTIONS (a), (b) AND (c) OF TABLE 29-61.1 OF DIVISION 3 OF ARTICLE II OF CHAPTER 29 ENTITLED COMMERCIAL ZONES USE REGULATIONS; SUBSECTION (g) OF TABLE 29-62.1 OF DIVISION 3 OF ARTICLE II OF CHAPTER 29 ENTITLED COMMERCIAL ZONES DEVELOPMENT STANDARDS; SUBSECTION (q), OF SECTION 29-63 OF DIVISION 3 OF ARTICLE II OF CHAPTER 29 ENTITLED COMMERCIAL ZONES DESIGN STANDARDS; PARAGRAPH 1 OF SECTION 29-130 OF DIVISION 5 OF ARTICLE III OF CHAPTER 29 ENTITLED AREAS EXEMPT FROM REQUIRED PARKING; SUBSECTION (b)(4) OF SECTION 29-136 OF DIVISION 5 OF ARTICLE III OF CHAPTER 29 ENTITLED OFF-STREET LOADING SPACES; SECTION 29-138 OF DIVISION 5 OF ARTICLE III OF CHAPTER 29 ENTITLED SHARED PARKING FACILITIES; AND SUBSECTION (e) OF SECTION 29-142 OF DIVISION 6 OF ARTICLE III OF CHAPTER 29 ENTITLED REQUIRED LANDSCAPING, waive reading and adopt by title only.

RECOMMENDATION: Approval of the Consent Agenda as presented.

FINAL ACTION: APPROVED

6:35-7:00 PUBLIC HEARINGS

14. Public Hearing for the purpose of considering Zoning Ordinance Text Amendment No. 13-03. The project proposes adding an unlisted use to the Commercial Zones Use Regulations Table 29.61.1(d) entitled “Tobacco Retail Shops” under Chapter 29 of the Code of the City of El Centro.

PRESENTATION: Norma M. Villicaña, AICP, Community Development Director

RECOMMENDATION: Approval of **Ordinance No. 13-19**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AMENDING CHAPTER 29 OF THE CODE OF THE CITY OF EL CENTRO BY AMENDING SECTIONS 29-35 OF DIVISION 2, ARTICLE I, ENTITLED DEFINITIONS; AND BY AMENDING SUBSECTION (d) TO TABLE 29-69.1 OF SECTION 29-61, DIVISION 3, ARTICLE II ENTITLED COMMERCIAL ZONES USE REGULATIONS, waive reading and pass as a 1st reading.

FINAL ACTION: APPROVED

15. Public Hearing for the purpose of considering Zoning Ordinance Text Amendment No. 13-05. The project proposes zoning ordinance text amendments to Chapter 29 of the Code of the City of El Centro relating to housing order in order to bring said Code into conformance with State Housing Law.

PRESENTATION: Norma M. Villicaña, AICP, Community Development Director

RECOMMENDATION: a. Approval of **Ordinance No. 13-20**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CENTRO AMENDING CHAPTER 29 OF THE CODE OF THE CITY OF EL CENTRO BY AMENDING DIVISION 2, ARTICLE I, ENTITLED DEFINITIONS: SUBSECTION (a), (b), (c) AND (d) OF TABLE 29-53.1 OF SECTION 29-53, DIVISION 2, ARTICLE II ENTITLED RESIDENTIAL ZONES USE REGULATIONS; SUBSECTION (g) OF TABLE 29-61-1 OF SECTION 29-61, DIVISION 3, ARTICLE II ENTITLED COMMERCIAL ZONES USE REGULATIONS; AND BY AMENDING SUBSECTION 6 TO SECTION 29-162, DIVISION 9, ARTICLE III ENTITLED ACCESSORY USE REGULATIONS, waive reading and pass as a 1st Reading.

FINAL ACTION: **APPROVED**

7:00-7:40 NEW BUSINESS

16. Discussion and any necessary action regarding approving a \$20,000 loan to MORSECO, a tenant at the City's Business/Industrial Incubator Facility, under the City's Project JOBS Program.

PRESENTATION: Marcela Piedra, Director of Economic Development

RECOMMENDATION: Approve the \$20,000 loan to MORSECO to purchase equipment and provide working capital for the business located at Suite #2 in the City's Business/Industrial Incubator Facility.

FINAL ACTION: **APPROVED**

17. Discussion and any necessary action regarding professional services contract with Hammond Hanlon Camp LLC for ECRMC affiliation evaluation process.

PRESENTATION: Ruben Duran, City Manager

RECOMMENDATION: Approval of **Resolution No. 13-25**, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE HAMMOND HANLON CAMP LLC FOR THE ECRMC AFFILIATION EVALUATION PROCESS

FINAL ACTION: **APPROVED**

18. Discussion and any necessary action regarding the appointment of two members to the Community Services Commission with terms ending May 6, 2017.

PRESENTATION: Mayor Benjamin Solomon

RECOMMENDATION: a. Cheyenne Marie Gaddis b. Peter Luis Rodriguez

FINAL ACTION: **APPROVED**

19. Discussion and any necessary action regarding the appointment of two El Centro Council Members to serve as representative and alternate on the Local Agency Formation Committee (LAFCO).

PRESENTATION: Mayor Pro-Tem Cheryl Viegas-Walker

RECOMMENDATION: Representative: Jason Jackson Alternate: Silva

FINAL ACTION: **APPROVED**

7:40-8:00 DEPARTMENT REPORT:

20. Discussion and any necessary direction regarding the presentation of the Annual Budget FY 2014 – General Fund

PRESENTATION: Leticia Salcido, Director of Finance

FINAL ACTION: **Presentation Only – No Action Taken**

8:00-8:20 STATE OR FEDERAL LEGISLATION:

21. Discussion and any necessary action regarding to Support or Oppose Various Bills of Legislation.

PRESENTATION: Ruben A. Duran, City Manager

RECOMMENDATION: Provide direction to Staff

FINAL ACTION: **Direction to Staff**

INFORMATIONAL ITEMS

22. Received and filed Community Enhancement Task Force Minutes of January 16, 2013.

23. Received and filed Planning Commission decision letter regarding Conditional Use Permit No. 13-01.

24. Received and referred to Planning Department, Application for Alcoholic Beverage License regarding the following:

- a. Smart & Final #461, 1290 N. Imperial Avenue, El Centro, CA 92243
- b. Lucky 6227, 351 Wake Avenue, El Centro, CA 92243

SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY

No scheduled business

SUCCESSOR HOUSING AGENCY

No scheduled business

8:20-8:25 (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.

a. Johanna Caballero, Local Representative for Senator Ben Hueso

8:25-8:25 COUNCIL RECESS

8:25-8:30 TASK FORCE REPORTS

8:30-8:35 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. (_____)*

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.