

If you plan on attending the public meeting and need special accommodation because of a sensory or mobility impairment/disability or need an interpreter, please contact Catherine J. Hoff, City Clerk at 760-348-4141 ext. 2; with 48 hours notification to arrange for accommodations to be made.

City Hall
City of Calipatria
March 12, 2019
6 PM

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF CALIPATRIA
PLEASE TURN OFF ALL ELECTRONIC DEVICES
TENTATIVE MINUTES

CALL TO ORDER: 6:00 PM

PLEDGE OF ALLEGIANCE: *Amezcuca*

INVOCATION: *Spellins*

ROLL CALL: Mayor: *Maria N-Froelich*, Mayor Pro Tem: *Jim Spellins, Javier Amezcua, Huston Hisel, Hector Cervantes*
PRESENT: *N. Froelich, Spellins, Amezcua, Hisel, Cervantes*
ABSENT: *None*
ALSO PRESENT: *K. Lopez, B. Smerdon, Chief Mara, R. Medina*

MAYOR'S MESSAGE/PUBLIC COMMENT

At this time the Council will hear comments on any agenda item and on any item not on this agenda. Personal attacks on individuals, slanderous comments or comments that may invade an individual's privacy are prohibited. If you wish to be heard, please stand and address yourself to the Mayor, we request that you limit your remarks to no more than three (3) minutes. 1) *Armida Valdez- charging sewer and trash on a house that is vacant; why? Can the city help her? Not using sewer and trash. (she said to not pay; she needed to cap the sewer line)* 2) *Luis Zendejas, I have the same problem as Armida- please revisit theses old ordinances; every empty lot should be paying charges- I have been billed for nine months. The Fair Store is closed and is being billed sewer charges. (The Mayor invited Mr. Zendejas and Mrs. Valdez to come in and talk with the city manager.)*

THIS AGENDA CONTAINS A BRIEF GENERAL DESCRIPTION OF EACH ITEM TO BE CONSIDERED. EXCEPT AS OTHERWISE PROVIDED BY LAW, NO ACTION OR DISCUSSION SHALL BE TAKEN ON ANY ITEM NOT APPEARING IN THE FOLLOWING AGENDA

INFORMATION REPORTS

Police Report

MOTION: *Spellins* SECOND: *Cervantes* VOTE: *Carried*

CONSENT AGENDA

1. Warrants
2. Minutes- Feb 26th

NEW BUSINESS

MOTION: *Cervantes* SECOND: *Spellins* VOTE: *Carried*
 RESOLUTION 19-10 R. Medina, City Manager

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA APPROVING AN APPLICATION SUBMISSION TO OBTAIN FUNDING THROUGH THE FY 19/20 and FY20/21 SURFACE TRANSPORTATION BLOCK GRANT (STBG)

WHEREAS, AB 1012 has been enacted into State Law in part to provide for the timely use of State and Federal funds; and

WHEREAS, the City of Calipatria is able to apply for and receive Federal and State funding including Surface Transportation Block Grant (STBG) funds; and

WHEREAS, the City of Calipatria desires to ensure that its projects are delivered in a timely manner to preclude losing funds for non-delivery; and

WHEREAS, it is understood by the City of Calipatria that failure for not meeting project delivery dates for any phase of a project may jeopardize federal or state funding to the Region; and

WHEREAS, the City of Calipatria will submit an application for South Brown Avenue from southside of City Limits to Bonita Place with an estimated project cost of \$1,055,550; and

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Calipatria hereby agrees to ensure that all project delivery deadlines for all project phases will be met or exceeded, and:

- a. The opportunity for public comment was provided at a public meeting;
- b. Local funds in the amount of \$121,070 from Local Transportation Authority (source and type of funds) will be used to leverage the federal funds for the project;
- c. Project(s) is consistent with the Circulation Element of the City of Calipatria General Plan;
- d. Project(s) is consistent with the adopted pavement management plan (for rehabilitation projects only).

BE IT FURTHER RESOLVED, that failure to meet project delivery deadlines may be deemed as sufficient cause for the Imperial County Transportation Commission Policy Board to terminate an agency's project and reprogram Federal/State funds as deemed necessary.

BE IT FURTHER RESOLVED that the City of Calipatria City Council does direct its management and engineering staffs to ensure all federal and state-funded projects are carried out in a timely manner as per the requirements of AB 1012 and the directive of the City of Calipatria City Council.

MOTION: *Amezcuca* SECOND: *Hisel* VOTE: *Carried*
 RESOLUTION 19-11 R. Medina- City Manager

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA APPROVING AN APPLICATION SUBMISSION TO OBTAIN FUNDING THROUGH THE FY 19-20 UNDER ICTC'S CONGESTION MITIGATION AND AIR QUALITY (CMAQ) PROGRAM

WHEREAS, AB 1012 has been enacted into State Law in part to provide for the timely use of State and Federal funds; and

WHEREAS, the City of Calipatria is able to apply for and receive Federal and State funding including Congestion Mitigation and Air Quality (CMAQ) funds; and

WHEREAS, the City of Calipatria desires to ensure that its projects are delivered in a timely manner to preclude losing funds for non-delivery; and

WHEREAS, it is understood by the City of Calipatria that failure for not meeting project delivery dates for any phase of a project may jeopardize federal or state funding to the Region; and

WHEREAS, the City of Calipatria will submit an application for Date Street Sidewalk Improvements from Highway 111 to Railroad Avenue and an estimated project cost of \$140,000; and

WHEREAS, an 11.47% of local matching funds is required for CMAQ participation and thus, the City of CALIPATRIA commits a total local match of \$16,000 from the City of CALIPATRIA's Local

Transportation Authority Fund; and

NOW THEREFORE BE IT RESOLVED, that the City Council hereby agrees to ensure that all project delivery deadlines for all project phases will be met or exceeded.

BE IT FURTHER RESOLVED, that failure to meet project delivery deadlines may be deemed as sufficient cause for the Imperial County Transportation Commission Policy Board to terminate an agency's project and reprogram Federal/State funds as deemed necessary.

BE IT FURTHER RESOLVED, that the City of Calipatria City Council does direct its management and engineering staffs to ensure all federal and state-funded projects are carried out in a timely manner as per the requirements of AB 1012 and the directive of the City of Calipatria City Council.

MOTION: *Cervantes* SECOND: *Amezcuca* VOTE: *Carried*
RESOLUTION 19-12 Margaret Navarro Women's Auxiliary

A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF CALIPATRIA
ACKNOWLEDGING MAY 2019 AS NATIONAL POPPY MONTH

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, Millions who have answered the call to arms have died on the field of battle; and

WHEREAS, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, the red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower; and

THEREFORE BE IT RESOLVED, that, I *Maria Nava-Froelich*, Mayor, of the City of Calipatria do hereby proclaim May 2019 as POPPY MONTH and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy .

MOTION: *Spellins* SECOND: *Hisel* VOTE: *Carried*
RESOLUTION 19-13 R. Medina City Manager

A RESOLUTION AUTHORIZING THE ADOPTION OF CALTRANS' LOCAL ASSISTANCE
PROCEDURES MANUAL CHAPTER 10

WHEREAS, the City of Calipatria city council through the Department of Public Works is responsible for the execution of State and Federal funded project(s); and

WHEREAS, the provision of 23 CFR 172.5 (b), sub recipients shall develop and sustain organizational capacity and provide the resources necessary for the procurement, management, and administration of engineering and design related consultant services, reimbursed in whole or in part with Federal-Aid Highway Program funding as specified in 23 U.S.C. 106(g)(4)(A); and

WHEREAS, 23 CFR 172.5(b)(1) requires sub recipients to adopt written policies and procedures prescribed by the awarding State Transportation Agency for the procurement, management, and administration of engineering and design related consultant services in accordance with the applicable Federal and State laws and regulations; and

WHEREAS, the State of California Department of Transportation (Caltrans) has developed the Local Assistance Procedures Manual (LAPM) , Chapter 10, Consultant Selection which sets forth policies and procedures for procurements and managements of contracts for engineering and design related consultant services contracts on federal and state funded transportation projects to ensure compliance with applicable Federal and State laws and regulations; and

WHEREAS, LAPM Chapter 10, Consultant Selection, describes the consultant selection and procurement process local agencies must follow to maintain eligibility for federal state reimbursement; and

NOW THEREFORE BE IT RESOLVED, that by the City of Calipatria City Council ADOPTS Caltrans LAPM Ch. 10, Consultant Selections and any updates thereto, in the procurement of A&E services for state and federal funded projects.

DISCUSSION/DIRECTION

Anti-Recidivism Coalition (ARC) - Mr. Sam Lewis- Director of Inside Programs- *Mr. Lewis gave information- this is a grant with funding to share 1-6 million dollars- half to prison and half to city. Can use in parks; this is for rehabilitation of inmates. The warden for Calipatria Prison (Marcus Pollard) also stated the prison has programs for this funding. Amezcua motions to move forward with this program*

Business License- *This ordinance was established in 1983; Mr. Smerdon stated he will look over the ordinances and see what we should keep or update.*

Abatement- *the Mayor has concern with the blight and the vehicles around the city; also would like to expedite the abatement ordinance.*

MOTION: *Cervantes* SECOND: *Amezcua* VOTE: *Carried*

ADJOURN TO CLOSED SESSION

1) Public Employment: 2 Cases – *DIRECTION GIVEN*
Evaluation Govt Code 54957.6

2) Conference with labor negotiator- pursuant to Section 54957.8 - *DIRECTION GIVEN*

3)
Unrepresented Employee- City Manager

4) Real Property negotiations- Govt Code 54956.9-- *DIRECTION GIVEN*
1 case anticipated litigation

MOTION: *Cervantes* SECOND: *Amezcua* VOTE: *Carried*

RECONVENE TO OPEN SESSION

COUNCIL REPORTS:

Cervantes: The rain has stopped; let's clean the low spots.

Hisel: I see you fixed the fence post; tennis courts

Amezcua: The opening ceremony for the little league is March 19th at 6:00pm.

Spellins: Commended the Centennial committee; great job!!

Nava-Froelich: Centennial was great; the little league, PAL, and the American Legion were there. The League dinner is March 21st, will attend ICTC and LAFCO meetings. March 20th is the Children's Health Fair in Niland.

STAFF:

Medina: WWTP was executed; there was a problem with the payment; A&R is doing the work but payment has been delayed. North Brown Av bids came in all over budget.

Hoff: Nothing to report

MOTION: *Spellins* SECOND: *Cervantes* VOTE: *Carried*

ADJOURN: 8:10 P0M