



Imperial City Council

*Katherine Burnworth- Mayor
Robert Amparano-Mayor Pro Tem
Ida Obeso-Martinez-Council Member
Stacy Mendoza- Council Member
James Tucker-Council Member*

AGENDA

Regular Meeting of the Imperial City Council

City Council Chambers
220 West 9th Street
Imperial, CA 92251-1637

November 1, 2023

Closed Session at 06:00 pm

Open Session at 07:00 pm

The Imperial City Council meetings, including public comments, are being livestreamed on the city's social media pages. By remaining in the room, you are giving your permission to be recorded.

1. You are encouraged to observe the City Council meetings via Livestream at the City of Imperial Facebook page.
2. All documents containing an executive summary and staff recommendation associated with open session action items are made available for public inspection on the City's website, www.cityofimperial.org seventy-two (72) hours prior to the posted meeting time. Government Code section 54957.5(b)(2)(B)

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meeting, please contact (760) 355-4373. A notification of 48 hours prior to the meeting will enable the city to make reasonable arrangements to ensure accessibility to this meeting [28CFR 35.102-35.104 ADA title II].

6:00 P.M. CLOSED SESSION

CALL TO ORDER:

PUBLIC COMMENT FOR CLOSED SESSION ITEMS ONLY: The City Council welcomes public input. Members of the public may address the City Council on Closed Session items by contacting the City Clerk's Office at 760-355-3334. Pursuant to State Law, the City Council may not discuss or take action on issues not on the meeting agenda (Government Code Section 54954.2). If you are compensated to communicate with City officials, you may be required to register and/or make certain disclosures as a lobbyist. Please see the City Clerk for additional information. There is a time limit of three (3) minutes for anyone wishing to address the City Council on these matters.

CONFERENCE WITH LEGAL COUNSEL: The City Council finds, based on advice from the City Attorney, that discussion in open session of the following described matter(s) will prejudice the position of the City in existing and anticipated litigation.

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – GC 54956.9(d)(1)

Name of Case: Gutierrez v. City of Imperial, Imperial County Superior Court ECU 003168

Name of Case: Haller v. City of Imperial Claim No. 3046317

Name of Case: Mehdipour v. City of Imperial Claim No. 3044388

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – GC 54956.7 (b) (1)

Title of Position: City Manager

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – G.C § 54956.8

Property Address: 420 S. Imperial Avenue APN# 064-143-002

Agency Negotiator: Dennis H. Morita, City Manager

Negotiating Parties: N/A

Under Negotiation: Instructions to Negotiator Regarding Price & Terms

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – G.C § 54956.8

Property Address: Regional Park Site APN# 06-010-083; 06-010-084;
06-010-085; 06-010-086; 06-010-087; 06-010-088

Agency Negotiator: Dennis H. Morita, City Manager

Negotiating Parties: N/A

Under Negotiation: Instructions to Negotiator Regarding Price & Terms

E. CONFERENCE WITH LEGAL COUNSEL – INITIATING LITIGATION

Significant Exposure to litigation pursuant to § 54956.9(d)(4.): One (1) Potential Case

CITY COUNCIL CONVENES TO REGULAR MEETING

7:00 P.M. REGULAR MEETING

CALL TO ORDER:

ROLL CALL:

PLEDGE OF ALLEGIANCE:

ADJUSTMENTS TO THE AGENDA: The City Council will discuss the order of the agenda, may amend the order, add urgency items, note abstentions or “no” votes on consent calendar items and request consent calendar items be removed from the consent calendar for discussion. The City Council may also remove items from the consent calendar prior to that portion of the agenda. For purposes of the official city record, the City Council may take care of these issues by entertaining a formal motion.

CITY ATTORNEY REPORT ON CLOSED SESSION ACTIONS:

PUBLIC COMMENT: There is a time limit of three (3) minutes for anyone wishing to address the City Council on these matters.

Matters not appearing on the agenda: If you wish to address the City Council concerning any item within the City Council’s jurisdiction, please raise your hand and be acknowledged by the Mayor. At that time, state your name and address for the record. The Mayor reserves the right to place a time limit of three (3) minutes on each person’s presentation. It is requested that longer presentations be submitted to the City Clerk’s Office in writing 48 hours before the meeting.

A. CONSENT AGENDA:

All items appearing under “Consent Agenda” will be acted upon by the City Council with one motion without discussion. Should any Council member or other person request that any item be considered separately, that item will then be taken up at the time as determined by the Mayor.

- A-1. Approve Claims and Warrants Reports
- A-2. Approve Regular City Council Meeting Minutes of October 18, 2023
- A-3. Authorize Rejection of Claim No. 3049914 WRV as Recommended by Carl Warren & Company
- A-4. Continue Emergency Actions at Aten Road and Highway 86 Intersection
- A-5. Approve Purchase of UV System Equipment Parts for the Wastewater Treatment Plant
- A-6. Approve Declaration of Vehicles as Surplus
- A-7. Approve Purchase of Budgeted Sewer Trailer Jetter

B. PUBLIC HEARING ITEMS (DISCUSSION/ACTION – APPROVE-DISAPPROVE):

- B-1. Public Hearing to consider the recommendation of the Planning Commission regarding the Victoria Ranch Specific Plan Amendment.

Staff Report: Othon Mora, Community Development Director

- 1. Open public hearing
- 2. Staff report
- 3. Public comment
- 4. Close public hearing
- 5. Council discussion
- 6. Recommended action(s)

Recommended Action: Adopt Resolution No. 2023-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, APPROVING THE VICTORIA RANCH SUBDIVISION SPECIFIC PLAN AMENDMENT, WHICH UPDATES THE VICTORIA RANCH SPECIFIC PLAN TO REFLECT LAND USE CHANGES, CURRENT INFORMATION AND CONDITIONS

C. ACTION ITEMS (DISCUSSION/ACTION- APPROVE-DISAPPROVE):

- C-1.** Discussion and authorization to sign the Imperial Irrigation District (IID) Encroachment Permit Application No. A-2023-0059 regarding the Morning Star Apartments.

Staff Report: Othon Mora, Community Development Director

Recommended Action: Authorize the City to sign the IID Encroachment Permit Application No. A-2023-0059 as future owner of public utilities, for two (2) waterline crossings over the Dahlia Canal pipeline at 12th Street and 15th Street and to connect “C” Street storm drain pipe outlet from the apartment complex top IID tile drain No. 1.

- C-2.** Discussion and related action regarding the acceptance of two (2) Public Utilities Easements over APN# 063-010-023, 063-010-065 and 063-010-066.

Staff Report: Othon Mora, Community Development Director

Recommendation: Acceptance of two (2) 10’ wide by 1271’ long Public Utilities Easements over APN# 063-010-023, 063-010-065 and 063-010-066.

- C-3.** Discussion and any necessary action to appoint a City of Imperial Representative to the Initial Board of Directors of the Imperial Valley Healthcare District.

Staff Report: Dennis Morita, City Manager

Recommended Action: Provide direction for appointment of a City of Imperial representative.

- C-4.** Discussion and any necessary action regarding the approval of a two (2) year Service Agreement with FirstNet for Regular Voice and Data Wireless Service for Public Safety.

Staff Report: R. Alejandro Estrada, IT Director

Recommended Action: Approve the two (2) year Service Agreement with FirstNet

- C-5.** Accept the State FY21-22 Citizen’s Option for Public Safety (COPS) Growth Supplemental Grant Funding and authorize the use of funds to purchase (45) equipment lockers and (5) new 800Mhz police handheld radios and support accessories.

Staff Report: Michael Crankshaw, Interim Chief of Police

Recommended Action: Adopt Resolution No. 2023-55, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL APPROVING THE ACCEPTANCE OF STATE CITIZENS OPTIONS FOR PUBLIC SAFETY (COPS) PROGRAM FUNDING FOR FISCAL YEAR 2021-2022.

D. REPORTS:

- D-1.** Department Reports
- D-2.** City Manager Report
- D-3.** Mayor and Councilmember Reports

ADJOURNMENT:

Adjournment of this regular meeting of the City Council until the next regularly scheduled meeting to be held on Wednesday, November 15, 2023, at 7:00 p.m.

AFFIDAVIT OF POSTING

I, KRISTINA M. SHIELDS, City Clerk for the City of Imperial, California, DO HEREBY CERTIFY under penalty of perjury under the laws of the State of California, that the foregoing revised notice was posted at the City of Imperial City Hall bulletin board at 420 S. Imperial Avenue, Imperial, CA and on the City of Imperial's website not less than 72 hours prior to the meeting, per Government Code 54954.2.

Dated: October 27, 2023

KRISTINA M. SHIELDS
City Clerk