

**MINUTES
REGULAR MEETING OF THE
CITY COUNCIL
CITY OF IMPERIAL
JUNE 1, 2016**

COUNCIL MEMBERS PRESENT: GRAN, SAMPSON, TUCKER, AND COX

COUNCIL MEMBERS ABSENT: DALE

OTHER OFFICIALS PRESENT: INTERIM CITY MANAGER GALVAN, POLICE CHIEF COLÓN, PUBLIC SERVICES DIRECTOR LOPER, HUMAN RESOURCES MANAGER GADDIS, RECREATION SERVICES MANAGER HALLER, FIRE CHIEF ROUHOTAS, CITY ATTORNEY MORITA, AND CITY CLERK JACKSON

MAYOR COX called the meeting to order at 7:10 pm and those present were led in the Pledge of Allegiance.

ADJUSTMENTS TO THE AGENDA:

Motion by GRAN, seconded by SAMPSON to table items C-2, C-3 and C-4 to the next meeting.
MOTION CARRIED 4-0 (AYES: GRAN, SAMPSON, TUCKER, AND COX)

A. PUBLIC APPEARANCES:

KATHY TURNER, IMPERIAL RESIDENT, requested an update on the Radisson Hotel (former Holiday Inn) project and installation of traffic signal at Hwy. 86 & Neckel Rd.

GARY METELSKI, IMPERIAL RESIDENT, addressed council on the city's K-9 program and provided handouts regarding Federal Controlled Substances. In addition, he thanked the Fire Department for handling the nuisance abatement of an abandoned house on Sunset.

B. CONSENT AGENDA:

- B-1.** Approval of claims/warrants report.
- B-2.** Approval of Resolution No. 2016-17, A Resolution Calling for the Holding of a General Municipal Election for the Election of Certain Officers on November 8, 2016.
- B-3.** Approval of Resolution No. 2016-18, A Resolution Requesting the Board of Supervisors to Consolidate a General Municipal Election with the Statewide General Election on November 8, 2016.
- B-4.** Approval of Minutes for Regular Meetings of March 16, 2016, April 6, 2016 and April 20, 2016 and Adjourned Regular Meeting of April 12, 2016.
- B-5.** Approval of SB 272 Enterprise System Catalog Policy.

Motion by TUCKER, seconded by SAMPSON to approve the Consent Agenda withholding warrant 70949 for separate vote.

MOTION CARRIED 4-0 (AYES: GRAN, SAMPSON, TUCKER, AND COX)

Motion by TUCKER, seconded by SAMPSON to approve warrant 70949 payable to Mark Gran.

AYES: SAMPSON, TUCKER, TUCKER, AND COX

NOES: NONE

ABSTAIN: GRAN

ABSENT: DALE MOTION CARRIED 3-0-1

C. PUBLIC HEARINGS:

C-1. DISCUSSION/ACTION: PUBLIC HEARING: FELIX ANNEXATION (WEST SIDE OF CLARK ROAD, NORTH OF ATEN ROAD)

The Public Hearing was opened at 7:21 PM in order to receive testimony either for or against the annexation.

The being no comments received, the Public Hearing was closed at 7:30 PM and the following action taken:

1. ADOPT RESOLUTION NO. 2016-19, APPROVING THE FELIX ANNEXATION AND CERTIFYING A NEGATIVE DECLARATION.

Motion by TUCKER, seconded by SAMPSON to adopt Resolution No. 2016-19, A Resolution of the City Council of the City of Imperial Approving the Felix Annexation, Pre-Zone and Negative Declaration.

AYES: GRAN, SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: DALE MOTION CARRIED 4-0

2. INTRODUCTION/1ST READING OF ORDINANCE NO. 790, APPROVING A PRE-ZONING DESIGNATION OF I-2 RAIL SERVED INDUSTRIAL FOR THE FELIX ANNEXATION AREA.

Motion by GRAN, seconded by TUCKER to hold the first reading of Ordinance No. 790 by title only.

YES: GRAN, SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: DALE MOTION CARRIED 4-0

C-2. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISION)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPORT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS

ITEM TABLED

C-3. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISIONS)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPORT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS.

ITEM TABLED

C-4. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LANDSCAPE DISTRICT MAINTENANCE DISTRICT NO. 1, ZONE 2005-3 (SKY RANCH)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPORT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS.

ITEM TABLED

D. NEW BUSINESS:

D-1. SUBJECT: DISCUSSION/ACTION: FRANK WRIGHT MIDDLE SCHOOL GYMNASIUM FACILITY USE AGREEMENT.

- 1. APPROVAL OF THE FACILITY USE AGREEMENT BETWEEN THE CITY OF IMPERIAL AND IMPERIAL UNIFIED SCHOOL DISTRICT FOR THE USE OF THE FRANK WRIGHT MIDDLE SCHOOL GYMNASIUM LOCATED AT 885 N. IMPERIAL AVENUE, IMPERIAL.

Motion by GRAN, seconded by TUCKER to approve the Facility Use Agreement for the use of Frank Wright Middle School Gymnasium.

AYES: GRAN, SAMPSON, TUCKER, AND COX
 NOES: NONE
 ABSTAIN: NONE
 ABSENT: DALE MOTION CARRIED 4-0

D-2. SUBJECT: DISCUSSION/ACTION: SWIMMING POOL FACILITY USE AGREEMENT.

- 1. APPROVAL OF FACILITY USE AGREEMENT BETWEEN THE CITY OF IMPERIAL AND IMPERIAL UNIFIED SCHOOL DISTRICT FOR USE OF THE SWIMMING POOL LOCATED AT 618 WEST BARIONI BLVD.

Motion by GRAN, second by SAMPSON to approve the Facility Use Agreement for use of swimming pool.

AYES: GRAN, SAMPSON, TUCKER, AND COX
 NOES: NONE
 ABSTAIN: NONE
 ABSENT: DALE MOTION CARRIED 4-0

D-3. SUBJECT: DISCUSSION/ACTION: SUBSTITUTION OF THE CITY’S COMMUNITY FACILITIES DISTRICT SPECIAL TAX CONSULTANT AND PROGRAM ADMINISTRATOR.

- 1. APPROVE SUSPENSION OF CONTRACT BETWEEN CITY OF IMPERIAL AND GGMS, INC.

Motion by GRAN, seconded by SAMSPON to approve the suspension of contract with GGMS, Inc.
MOTION CARRIED 4-0 (AYES: GRAN, SAMPSON, TUCKER, AND COX)

- 2. APPROVAL OF CONTRACT BETWEEN CITY OF IMPERIAL AND KOPPEL & GRUBER AS REPLACEMENT COMMUNITY FACILITIES DISTRICT SPECIAL TAX CONSULTANT AND PROGRAM ADMINISTRATOR.

Motion by TUCKER, second by GRAN to approve the contract with Koppel & Gruber.

AYES: GRAN, SAMPSON, TUCKER, AND COX
 NOES: NONE
 ABSTAIN: NONE
 ABSENT: DALE MOTION CARRIED 4-0

D-4. SUBJECT: DISCUSSION/ACTION: CHANGE ORDERS TO THE CLAYPOOL FORCE MAIN & WATER LINE IMPROVEMENT PROJECT AS REQUESTED BY A&R CONSTRUCTION.

1. APPROVAL OF CHANGE ORDER NO. 1, NEW VALVES ON THE NORTH & SOUTH BRANCHES AND EXTENSION FOR FUTURE STUB-OUTS IN THE AMOUNT OF \$16,581,06

Motion by SAMPSON, seconded by GRAN to approve Change Order No. 1.

AYES: GRAN SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: DALE MOTION CARRIED 4-0

2. APPROVAL OF CHANGE ORDER NO. 2, INSTALLATION OF GATE VALVE IN THE AMOUNT OF \$6,137.11.

Motion by TUCKER, seconded by SAMPSON to approve Change Order No. 2

AYES: GRAN, SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: DALE MOTION CARRIED 4-0

3. APPROVAL OF CHANGE ORDER NO. 3, TIME AND MATERIAL CHARGE FOR THE INSTALLATION OF NEW WATER LINE IN AN AMOUNT NOT TO EXCEED \$25,000.

Motion by SAMPSON, seconded by TUCKER to approve Change Order No. 3.

AYES: GRAN, SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: DALE MOTION CARRIED 4-0

D-5. SUBJECT: DISCUSSION/ACTION: SUPPORT AB 2444 – CALIFORNIA WATER, CLIMATE, AND COASTAL PROTECTION AND OUTDOOR ACCESS FOR ALL ACT OF 2016.

1. APPROVAL TO ISSUE LETTER IN SUPPORT OF AB 2444 – CALIFORNIA WATER, CLIMATE AND COASTAL PROTECTION AND OUTDOOR ACCESS FOR ALL ACT OF 2016.

Motion by GRAN, seconded by TUCKER to approve the issuance of support letter.

MOTION CARRIED 4-0 (AYES: GRAN, SAMPSON, TUCKER, AND COX)

E. REPORTS:

E-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

GRAN reported on his attendance at the ICSC Conference the previous week and that he is now working for the SBDC.

COX reported he attended the League of California Cities Division Meeting and ICTC Meeting the previous week.

E-2. SUBJECT: INTERIM CITY MANAGER REPORT.

Reported on follow-up conversations from contacts made at ICSC; gave update on the Downtown Beautification Project and the Library Expansion Project.

E-3. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS.

CHIEF COLÓN informed Council that a new policy for cell phone/body camera program is being prepared.

GADDIS reported on open enrollment for employee medical benefits is taking place; participated as a panelist for City of Santee employee interviews and that former City Manager Marlene Best sends her greetings.

LOPER reported that effected today 3-Pros Landscaping is no longer working under contract with the city as there has been a change in the company due to the death of the owner.

CHIEF ROUHOTAS reported he met with staff from MCAS, Yuma, AZ and part of the meeting included the issues and complaints from citizens regarding the helicopters flying in and out of the Imperial airport.

HALLER gave an update of the recent Crown Craft Beer Invitational and upcoming summer recreation programing.

E-4. SUBJECT: CHAMBER OF COMMERCE REPORT.

CHAMBER CEO AYALA reminded everyone to attend the Chamber's Annual Member Dinner on June 9, 2016.

CITY COUNCIL MEETING ADJOURNED AT 8:11 P.M. UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, JUNE 15, 2016 AT 7:00 P.M.

**MINUTES FOR A
SPECIAL MEETING OF THE CITY COUNCIL
CITY OF IMPERIAL
JUNE 1, 2016
CLOSED SESSION 6:00 PM**

COUNCIL MEMBERS PRESENT: GRAN, SAMPSON, TUCKER, AND COX

COUNCIL MEMBERS ABSENT: DALE

OTHER OFFICIALS PRESENT: INTERIM CITY MANAGER GALVAN, CITY ATTORNEY MORITA, CITY CLERK JACKSON

MAYOR COX called the meeting to order at 6:10 p.m.

A. PUBLIC APPEARANCES:

There were no public appearances.

B. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:00 PM

B-1 SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS (GC 54956.8)

Property: APN: 063-130-004

Agency Negotiators: Interim City Manager Jeorge Galvan

Negotiating Parties: Harold Walk

Under Negotiation: Instruction to Negotiator concerning price and terms

B-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:

Two potential cases

CLOSED SESSION ADJOURNED AT 6:50 P.M. UNTIL THE REGULAR SCHEDULED MEETING, WEDNESDAY, JUNE 1, 2016, AT 7:00 P.M.

**MINUTES FOR A REGULAR MEETING OF THE
CITY COUNCIL
CITY OF IMPERIAL
JUNE 15, 2016**

COUNCIL MEMBERS PRESENT: DALE, GRAN, SAMPSON, TUCKER, AND COX

OTHER OFFICIALS PRESENT: INTERIM CITY MANAGER GALVAN, FINANCE DIRECTOR GUTIERREZ, PUBLIC SERVICES DIRECTOR LOPER, RECREATION SERVICES MANAGER HALLER, HR MANAGER GADDIS, CITY ATTORNEY MORITA, FIRE CHIEF ROUHOTAS, AND CITY CLERK JACKSON

MAYOR COX called the meeting to order at 7:10 pm and the Pledge of Allegiance was led by Council member Dale.

ADJUSTMENT TO THE AGENDA:

Motion by TUCKER, seconded by GRAN to table items C-1, C-2, and C-3.

MOTION CARRIED 5-0 (AYES: DALE, GRAN, SAMPSON, TUCKER, AND COX)

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION:

City Attorney Morita announced that there was no reportable action taken.

MAYOR COX made an announcement that the City of Imperial just received recognition as being the #1 Safest City in California.

A. PUBLIC APPEARANCES:

Allison Alvarez, Imperial resident addressed Council on city staff removing trees in the Retention Basin located behind her home. She would like for trees to remain in place as they provide a buffer for dust and odors coming from the El Centro Wastewater Treatment Plant.

Joe Alvarez, Imperial resident also requested that the trees remain in place.

Mike Anchando, Imperial Resident would like for trees to remain.

Staff informed the residents that direction was given by the former City Manager due to potential liability that fallen trees /limbs could cause to neighboring homes and property. Council member Gran would like for staff to look at this again before removing trees.

Pat Thompson, County resident, congratulated the City on being designated #1 Safest City in California and feels that this is due to Chief Colon and his officers for doing a good job.

Gary Metelski, Imperial resident addressed Council on the following: Thanked those responsible for getting the abandoned house on Rodeo Drive cleaned up; commented on allegations made by claimant in recent claim filed against city, feels that allegations made need to be investigated and the incomplete hotel project.

B. CONSENT AGENDA:

B-1. Approval of claims/warrants report.

B-2. Waive 2nd reading and adoption of Ordinance No. 790, Approving a Pre-Zoning Designation of I-2 Rail Served Industrial for the Felix Annexation Area.

B-3. Approval of Treasurers' Report for the Month of May 2016.

B-4. Approval of Minutes for Regular Meetings of April 20, 2016, May 4, 2016 and May 18, 2016.

Motion by DALE, seconded by TUCKER to approve the Consent Agenda as presented.
MOTION CARRIED 5-0 (AYES: DALE GRAN, SAMPSON, TUCKER, AND COX)

C. PUBLIC HEARINGS:

C-1. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LANDSCAPE MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISION)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPORT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS

ITEM TABLED.

C-2. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LIGHTING MAINTENANCE DISTRICT NO. 1 (WILDFLOWER NO. 8/PASEO DEL SOL SUBDIVISIONS)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPROT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS.

ITEM TABLED.

C-3. DISCUSSION/ACTION: PUBLIC HEARING: IMPERIAL LANDSCAPE DISTRICT MAINTENANCE DISTRICT NO. 1, ZONE 2005-3 (SKY RANCH)

1. APPROVAL OF RESOLUTION APPROVING THE ENGINEER'S REPORT.
2. APPROVAL OF RESOLUTION ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS.

ITEM TABLED.

D. NEW BUSINESS:

D-1. SUBJECT: DISCUSSION/ACTION: PROFESSIONAL SERVICES AGREEMENT – WATER, SEWER AND CAPACITY RATE STUDY.

1. APPROVAL TO ENGAGE PROFESSIONAL SERVICES WITH BARTLE WELLS ASSOCIATES IN THE AMOUNT OF \$59,920.

Motion by GRAN, seconded by SAMPSON to approve the agreement with Bartle Wells Associates.

AYES: DALE, GRAN, SAMPSON, TUCKER, AND COX

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

D-2. SUBJECT: DISCUSSION/ACTION: PURCHASE OF PROPERTY AT THE CORNER OF EAST 15TH STREET AND SR 86.

1. APPROVAL OF PURCHASE AGREEMENT BETWEEN CITY OF IMPERIAL AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR PROPERTY LOCATED AT THE CORNER OF 15TH STREET AND SR 86.

Motion by DALE, seconded by GRAN to approve the Purchase Agreement with Department of Transportation.
MOTION CARRIED 5-0 (AYES: DALE, GRAN, SAMPSON, TUCKER, AND COX)

2. APPROVAL OF RESOLUTION NO. 2016-20, TO ACCEPT PROPERTY AT THE CORNER OF EAST 15TH STREET AND SR 86.

Motion by DALE, seconded by TUCKER to approve Resolution No. 2016-20, A Resolution of the City Council of the City of Imperial, California Regarding Purchase of Cal Trans Property Located at the Corner of 15th Street and SR 86.

AYES: DALE, GRAN, SAMPSON, TUCKER, AND COX
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

D-3. SUBJECT: DISCUSSION/ACTION: SUBSTITUTION OF THE CITY'S SPECIAL TAX CONSULTANT.

1. APPROVAL OF CONTRACT BETWEEN CITY OF IMPERIAL AND KOPPEL & GRUBER FOR CONSULTANT SERVICES.

Motion by GRAN, seconded by SAMPSON to approve the contract with Koppel & Gruber.

MOTION CARRIED 5-0 (AYES: DALE, GRAN, SAMPSON, TUCKER, AND COX)

D-4. SUBJECT: DISCUSSION/ACTION: PREPPING AND MARKING OF WATER TANK

1. AWARD OF CONTRACT TO DONOHUE PAINTING IN THE AMOUNT OF \$49,700 FOR THE PREPPING AND MARKING OF WATER TANK LOCATED AT CITY WATER TREATMENT PLANT.

Motion by DALE, seconded by TUCKER to award contract to Donohue Painting.

AYES: GRAN, TUCKER, AND COX
NOES: DALE AND SAMPSON
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 3-2

D-5. SUBJECT: DISCUSSION/ACTION: SETTING POLICY FOR COLLECTING OVER THE COUNTER PAYMENTS MADE WITH LOOSE COINS.

1. AMEND RESOLUTION NO. 2014-48 TO INCLUDE POLICY FOR COLLECTING OVER THE COUNTER PAYMENTS MADE WITH LOOSE COINS.

Motion by GRAN, seconded by TUCKER to approve Resolution No. 2016-21, Resolution of the City Council of the City of Imperial Relating to Billing for Water, Sewer, Solid Waste and State AB 939.

AYES: GRAN, TUCKER, AND COX
NOES: DALE AND SAMPSON
ABSTAIN: NONE
ABSENT: NON

MOTION CARRIED 3-2

E. REPORTS:

E-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

TUCKER reported on attending the Chamber of Commerce Annual Membership dinner.

GRAN reported that he also attended the Chamber dinner as well as their Board of Directors meeting.

DALE requested staff look at property in the vicinity of P and 12th Streets that needs to be cleaned up and commented that the new equipment in the pocket park on Canon Drive looks good.

COX reported on attending the Chamber dinner.

E-2. SUBJECT: INTERIM CITY MANAGER REPORT.

GALVAN gave an update on the downtown sidewalk project; would like to schedule a budget workshop with council for June 17th and that Dollar General is still committed to their project here in the city.

E-3. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS.

LOPER provided an update on the Claypool Force Main Project and the Hwy 86/Neckel Water and Sewer line project.

HALLER informed Council that the 1st day of summer recreation programs started on June 13th with 90 participants in the 1st session; 30 staff members have been brought on board to staff the various programs and the Pool Dive-In is set for June 17th.

E-4. SUBJECT: CHAMBER OF COMMERCE REPORT.

MIA HERNANDEZ thanked Council members for attending the annual dinner and provided update on the July 4th Freedom Fest.

CITY COUNCIL MEETING ADJOURNED AT 8:20 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, JULY 6, 2016 AT 7:00 P.M.

**MINUTES FOR A
SPECIAL MEETING OF THE CITY COUNCIL
CITY OF IMPERIAL
JUNE 15, 2016
CLOSED SESSION**

COUNCIL MEMBERS PRESENT: DALE, GRAN, SAMPSON, TUCKER AND COX

OTHER OFFICIALS PRESENT: INTERIM CITY MANAGER GALVAN, CITY ATTORNEY MORITA, CITY CLERK JACKSON, FINANCE DIRECTOR GUTIERREZ, AND HR MANAGER GADDIS

MAYOR COX called the meeting to order at 6:05 pm

A. PUBLIC APPEARANCES:

None.

B. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:00 PM

B-1. SUBJECT: CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6)

Agency Negotiator: Interim City Manager, Finance Director, Human Resources Manager
Employee Organization: Teamsters Local 542

B-2. SUBJECT: CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6)

Agency Negotiator: Interim City Manager, Finance Director, Human Resources Manager
Employee Organization: Imperial Police Officers Association

B-3. SUBJECT: CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6)

Agency Negotiator: Interim City Manager, Finance Director, Human Resources Manager
Employee Organization: Management, Supervisory, Professional, Confidential, Police Sergeants

CLOSED SESSION ADJOURNED AT 6:45 PM UNTIL THE REGULAR SCHEDULED MEETING, WEDNESDAY, JUNE 15, 2016, AT 7:00 P.M.