

# AGENDA

**CITY COUNCIL  
CITY OF IMPERIAL  
200 WEST 9<sup>TH</sup> STREET  
IMPERIAL, CA 92251-1637  
APRIL 19, 2017  
6:00 PM – STUDY SESSION  
7:00 PM – REGULAR MEETING**

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE BUILDING & SAFETY DIRECTOR, (760) 355-1152. NOTIFICATION 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]**

**A. CALL TO ORDER STUDY SESSION AT 6:00 P.M.**

**A-1. SUBJECT: STUDY SESSION ON MARIJUANA RELATED BUSINESSES**

1. PROVIDE DIRECTION TO STAFF

**B. CALL TO ORDER REGULAR MEETING AT 7:00 P.M.**

**ROLL CALL  
PLEDGE OF ALLEGIANCE  
ADJUSTMENTS TO THIS AGENDA**

**C. SPECIAL PRESENTATIONS, CERTIFICATES, PROCLAMATIONS:**

**CUB SCOUT PACK 4086 – WOLF PACK – DONATION OF BOOKS TO THE IMPERIAL PUBLIC LIBRARY**

**D. PUBLIC APPEARANCES:**

This is a public meeting. If you wish to address the **COUNCIL** concerning any item within the **COUNCIL'S** jurisdiction, please raise your hand and be acknowledged by the **MAYOR**, and at that time state your name and address for the record. The **MAYOR** reserves the right to place a time limit on each person's presentation of five (5) minutes. It is requested that longer presentations be submitted to the Council in writing.

**E. CONSENT AGENDA:**

All items appearing under "Consent Agenda" will be acted upon by the City Council by 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**.

- E-1.** Approval of claims/warrants report.
- E-2.** Approval of minutes for the regular meeting of March 15, 2017.
- E-3.** Authorization to send claim rejection letter to Candy Banuelos as recommended by Carl Warren & Co.
- E-4.** Authorization to send claim rejection letter to Steve Escalera as recommended by Carl Warren & Co.
- E-5.** Approval to waive reading in full and adopt Ordinance 793, An Ordinance of the City Council of the City of Imperial Regulating Personal Indoor Cultivation of Marijuana, Banning Outdoor Personal Cultivation and Banning Marijuana Use in City Facilities.

**F. PUBLIC HEARINGS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)**

**F-1. SUBJECT: RUSSELL COURT SUBDIVISION AND ANNEXATION (IM5-15). NORTH-WEST CORNER OF NANCE ROAD AND BREWER ROAD, SOUTH OF WORTHINGTON ROAD.**

**A. CERTIFICATION OF MITIGATED NEGATIVE DECLARATION; CONDITIONAL APPROVAL OF ANNEXATION IM5-15; GENERAL PLAN AMENDMENT; PRE-ZONE AND TEXT AMENDMENT TO ACCOMMODATE HIGHER DENSITIES; AND CONDITIONAL APPROVAL TENTATIVE TRACT MAP 16-01 TO ACCOMMODATE 126 SINGLE FAMILY SUBDIVISION AND ONE MULTI-FAMILY PARCEL**

1. ADOPT **RESOLUTION 2017-07** CERTIFYING A MITIGATED NEGATIVE DECLARATION (MND).
2. WAIVE READING IN FULL AND INTRODUCE BY TITLE ONLY **ORDINANCE NO.794**, APPROVING ANNEXATION IM5-15, GENERAL PLAN AMENDMENT, PRE-ZONE AND TEXT AMENDMENT
3. ADOPT **RESOLUTION 2017-08** CONDITIONALLY APPROVING THE SUBDIVISION OF LAND UNDER TENTATIVE TRACT MAP 16-01

**B. CONSIDERATION OF FINDING TO OVERRULE THE IMPERIAL COUNTY AIRPORT LAND USE COMMISSION DETERMINATION.**

1. ADOPT **RESOLUTION 2017-09** ISSUING FINDINGS TO OVERRIDE THE IMPERIAL COUNTY AIRPORT LAND USE COMMISSION DECISION

**C. REVIEW OF TAX SHARING AGREEMENT IM 5-15**

1. ADOPT **RESOLUTION 2017-10** APPROVING A TAX AND FISCAL IMPACT AGREEMENT WITH THE COUNTY OF IMPERIAL.

**G. OLD BUSINESS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)**

**G-1. SUBJECT: DISCUSSION/ACTION: SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) REGIONAL CONFERENCE & GENERAL ASSEMBLY, MAY 4-5, 2017**

1. APPOINT ONE COUNCIL MEMBER AS ALTERNATE DELEGATE

**H. NEW BUSINESS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)**

**H-1. SUBJECT: DISCUSSION/ACTION: BUSINESS LOAN PROGRAM.**

1. APPROVE BUSINESS LOAN/GRANT TO HUMBLE FARMER COMPANY IN THE AMOUNT OF \$46,000 SUBJECT TO CONDITIONS.
2. APPROVE BUSINESS LOAN TO MARIA SERRANO (JETÉ DANCE ACADEMY) IN THE AMOUNT OF \$30,000 SUBJECT TO CONDITIONS.

**H-2. SUBJECT: DISCUSSION/ACTION: SKY RANCH AVIONES SUBDIVISION – UNIT 4**

1. ACCEPTANCE OF SKY RANCH AVIONES SUBDIVISION – UNIT 4
2. AUTHORIZE RELEASE OF IMPROVEMENT SECURITY.

- H-3. SUBJECT: DISCUSSION/ACTION: EASEMENTS FOR THE ALLIANCE REGIONAL CENTER**
1. ACCEPTANCE OF 70-FT WIDE, 1,271-FT LONG RIGHT-OF-WAY FOR IMPERIAL AVENUE FROM OASIS GROWTH PARTNERS, LLC
  2. ACCEPTANCE OF ADDITIONAL 10-FT WIDE, 815-FT LONG RIGHT-OF-WAY FOR NECKEL ROAD FROM OASIS GROWTH PARTNERS, LLC
  3. ACCEPTANCE OF 50-FT WIDE, 65-FT LONG EASEMENT FOR A SEWER LIFT STATION FROM OASIS GROWTH PARTNERS, LLC
- H-4. SUBJECT: DISCUSSION/ACTION: CITY CREDIT CARD USE POLICY**
1. APPROVAL OF THE CAL-CARD PROGRAM AND POLICY
- H-5. SUBJECT: DISCUSSION/ACTION: EMERGENCY REPAIRS TO SKY RANCH PARK AND RETENTION BASIN STORM DRAIN LINE AND SINK HOLE**
1. ADOPT **RESOLUTION 2017-11** DECLARING EMERGENCY, RATIFYING ACTION TAKEN BY THE CITY MANAGER AND AUTHORIZING THE CITY MANAGER TO TAKE SUCH FURTHER ACTION AS MAY BE NECESSARY IN RESPONSE THERETO.
  2. SUSPEND EMERGENCY
- H-6. SUBJECT: DISCUSSION/ACTION: PURCHASE OF VEHICLES FOR PUBLIC SERVICES DEPARTMENT**
1. APPROVAL TO PURCHASE WATER TRUCK AND DUMP TRUCK FROM SANDERSON FORD IN THE AMOUNT OF \$162,584.41
- H-7. SUBJECT: DISCUSSION/ACTION: PROPOSAL FOR WEED ABATEMENT CHEMICAL APPLICATION TO CITY OWNED PROPERTY.**
1. ACCEPT QUOTE FROM EYNON MANAGEMENT TO PROVIDE WEED ABATEMENT CHEMICAL APPLICATION BOTH POST-EMERGENT AND PRE-EMERGENT GROWTH IN THE AMOUNT OF \$23,762.00
- H-8. SUBJECT: DISCUSSION/ACTION: AGREEMENT WITH CITY OF EL CENTRO FOR PUBLIC SAFETY DISPATCH SERVICES.**
1. APPROVAL OF THE SERVICES AGREEMENT BETWEEN CITY OF IMPERIAL AND CITY OF EL CENTRO FOR PUBLIC SAFETY DISPATCH SERVICES.
- H-9. SUBJECT: DISCUSSION/ACTION: INTERNET FOR ALL NOW ACT – AB 1665 (GARCIA)**
1. APPROVAL TO SUBMIT LETTER IN SUPPORT AB 1665
- H-10. SUBJECT: DISCUSSION/ACTION: SANCTUARY CITIES – SB 54**
1. PROVIDE DIRECTION TO STAFF ON WORKING WITH FEDERAL AGENCIES IN REGARDS TO HANDING OVER ILLEGAL IMMIGRANTS

**I. REPORTS:**

- I-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.**  
**I-2. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS**  
**I-3. SUBJECT: CITY MANAGER REPORT.**

**J. CITY COUNCIL CONVENES TO CLOSED SESSION**

This is a **CLOSED SESSION** in which the **COUNCIL** discusses matters in closed as opposed to open session. Only those matters authorized by the Brown Act as permissible **CLOSED SESSION** subjects will be discussed.

**J-1. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS (GC 54956.8)**

**Property:** Southeast corner of State Highway 86 & 15<sup>th</sup> Street (APN: 063-130-001) and  
401 East Barioni Blvd. (APN: 063-130-004)

**Agency Negotiators:** Stefan Chatwin, City Manager, City of Imperial and Michael Bracken, Development Management Group

**Negotiating Parties:** Harold Walk, Imperial Irrigation District

**Under Negotiation:** Instruction to Negotiator concerning price and terms

**J-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Section 54956.9 (d))**

Case No. 37-2014-00015675-CU-BC-CTL

**J-3. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
(Section 54956.9 (d) (4))**

Significant exposure to litigation.  
One potential case.

**J-4. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Section 54956.9 (d))**

Case No. 16cv0645-W-KSC

**ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION.**

**ADJOURN CITY COUNCIL MEETING UNTIL THE NEXT REGULARLY SCHEDULED MEETING,  
WEDNESDAY, MAY 3, 2017 AT 7:00 P.M.**

NOTE: Any documents produced by the City and distributed to a majority of the City Council/Agency Board regarding any item on this agenda will be made available at the front counter at City Hall, located at 420 S. Imperial Avenue, during normal business hours

