

MINUTES
CITY COUNCIL
CITY OF IMPERIAL
MARCH 18, 2020

COUNCIL MEMBERS PRESENT: AMPARANO, DALE, EUGENO, TUCKER, AND PECHTL

A. CITY COUNCIL CONVENED TO CLOSED SESSION AT 6:00 PM

A-1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

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

One Case (No. 18-2)

A-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Section 54956.9 (c))

One Potential Case

A-3. SUBJECT: PUBLIC EMPLOYEE APPOINTMENT (54957 (b) (1))

TITLE: City Manager

CITY COUNCIL ADJOURNED CLOSED SESSION

B. CITY COUNCIL CONVENED TO OPEN SESSION

MAYOR PECHTL called the meeting to order at 7:00 PM

COUNCIL MEMBERS PRESENT: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

OTHER OFFICIALS PRESENT: CITY ATTORNEY MORITA, ASSISTANT CITY MANAGER BROWN, PUBLIC SERVICES DIRECTOR LOPER, POLICE CHIEF BARRA, IT DIRECTOR ESTRADA, ADMINISTRATIVE SERVICES DIRECTOR GUTIERREZ, COMMUNITY DEVELOPMENT DIRECTOR, AND CITY CLERK JACKSON

MAYOR PECHTL called for a moment of silence which was followed by the Pledge of Allegiance led by City Clerk Jackson.

ADJUSTMENTS TO THIS AGENDA:

Staff requested Item F-1 and F-2 be pulled from the agenda as events have been cancelled due to the COVID-19 pandemic.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION:

CITY ATTORNEY MORITA announced that no reportable action was taken in Closed Session.

C. PUBLIC APPEARANCES:

C-1. Matters not appearing on the agenda.

SUSAN PARADIS, IMPERIAL CHAMBER OF COMMERCE. Ms. Paradis informed Council of the change in office hours for the chamber. The new hours are 8 am to 1 pm.

APRIL ROBBINS, Imperial resident addressed council with various questions and concerns regarding water account deposits and requested the city have reduced rates for seniors and low-income residents.

C-2. Matters appearing on the agenda.

None.

D. SPECIAL PRESENTATION:

D-1. INTRODUCTION OF NEW IMPERIAL POLICE OFFICER ANA C. AMAYA AND IMPERIAL RESERVE OFFICER TIFFANY COOPER.

Introductions not made at this time.

E. CONSENT AGENDA:

- E-1.** Approval of claims/warrants report.
- E-2.** Approval of Treasurers' Report for the months of October 2019, November 2019, December 2019, and January 2020.
- E-3.** Approval of minutes for Regular City Council meetings of December 18, 2019, January 15, 2020, and February 5, 2020.
- E-4.** Approval of Community Facilities District (CFD) Disbursement Request as requested by Monterrey Park (CFD 2006-1) 5th payment of reimbursement 1-2018 (payment 2020-01).

Motion by AMPARANO, second by TUCKER to approve the Consent Agenda withholding warrants 91948, 91953, 92176, and 92183 for separate vote.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

Motion by AMPARANO, second by TUCKER to approve warrant 91948 payable to Ametza.

AYES: AMPARANO, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: DALE

ABSENT: NONE

MOTION CARRIED 4-0-1

Motion by AMPARANO, second by TUCKER to approve warrant 91953 payable to Art Eugenio.

AYES: AMPARANO, DALE, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: EUGENIO

ABSENT: NONE

MOTION CARRIED 4-0-1

Motion by AMPARANO, second by TUCKER to approve warrant 92176 payable to Darrell Pechtl.

AYES: AMPARANO, DALE, EUGENIO, AND TUCKER

NOES: NONE

ABSTAIN: PECHTL

ABSENT: NONE

MOTION CARRIED 4-0-1

Motion by AMPARANO, second by TUCKER to approve warrant 92183 payable to Karin Eugenio.

AYES: AMPARANO, DALE, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: EUGENIO

ABSENT: NONE

MOTION CARRIED 4-0-1

F. ACTION ITEMS:

F-1. SUBJECT: FACILITY USE AGREEMENT FOR IMPERIAL VALLEY SOCCER ASSOCIATION (IVUSA)

1. APPROVE THE FACILITY USE AGREEMENT FOR THE IMPERIAL VALLEY UNITED SOCCER ASSOCIATION FOR USE OF THE CITY'S RETENTION BASIN ADJACENT TO JOSHUA TREE PARK.

ITEM PULLED FROM THE AGENDA.

F-2. SUBJECT: IMPERIAL FIRST SOUTHERN BAPTIST CHURCH ANNUAL EASTER EGG HUNT.

1. APPROVAL OF FIRST SOUTHERN BAPTIST CHURCH TO HOST ITS ANNUAL EASTER EGG HUNT AT EAGER PARK ON APRIL 11, 2020.

ITEM PULLED FROM THE AGENDA.

F-3. SUBJECT: SKY RANCH BLOCK WALL PROJECT – BID 2020-01.

1. AWARD BID TO PYRAMID CONSTRUCTION FOR THE DEMOLITION AND CONSTRUCTION OF BLOCK WALL LOCATED AT SKY RANCH SUBDIVISION IN THE AMOUNT OF \$724,281.50

Motion by TUCKER, second by EUGENIO to award bid to Pyramid Construction.

AYES: AMPARANO, EUGENIO, TUCKER, AND PECHTL

NOES: DALE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 4-1

F-4. SUBJECT: PURCHASE OF EQUIPMENT – PUBLIC SERVICES DEPARTMENT.

1. APPROVE PURCHASE OF MAINTENANCE PUMP FROM XYLEM IN THE AMOUNT OF \$56,912.12.

Motion by DALE, second by TUCKER to approve the purchase.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: NONE

ABENT: NONE

MOTION CARRIED 5-0

F-5. SUBJECT: DISPOSAL OF SURPLUS EQUIPMENT – WATER TREATMENT PLANT.

1. APPROVE RESOLUTION 2020-06, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, AUTHORIZING DISPOSAL OF SURPLUS EQUIPMENT.

Motion by AMPARANO, second by TUCKER to approve Resolution 2020-06.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-6. SUBJECT: STATE OF CALIFORNIA INFILL INFRASTRUCTURE GRANT PROGRAM APPLICATION.

1. APPROVE RESOLUTION 2020-07, AUTHORIZING THE CITY TO APPLY FOR AN AWARD FROM THE INFILL INFRASTRUCTURE PROGRAM.

Motion by DALE, second by TUCKER to approve Resolution 2020-07.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-7. SUBJECT: LA BRUCHERIE ROAD WIDENING PROJECT FROM ATEN BOULEVARD TO TRESHILL ROAD.

1. FUNDING SOURCE (DISCUSSION ONLY – NO ACTION)

F-8. SUBJECT: UTILITY BILLING SOFTWARE – ANNUAL MAINTANANCE.

1. APPROVE DISBURSEMENT OF FUNDS FOR UTILITY BILLING SOFTWARE SERVICE TO HARRIS COMPUTER SYSTEMS IN THE AMOUNT OF \$18,431.36

Motion by AMPARANO, second by TUCKER to approve the request.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-9. SUBJECT: WATER METER READING INFRASTRUCTURE SYSTEM

1. APPROVE DISBURSEMENT OF FUNDS FOR THE SENSUS (AQUA METRIC) BASE STATION – WIRELESS IMPROVEMENT PROJECT IN THE AMOUNT OF \$67,125.00

Motion by TUCKER, second by AMPARANO to approve the request.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-10. SUBJECT: IMPERIAL COUNTY SCHOOL THREAT PROTOCOL.

1. APPROVAL OF IMPERIAL COUNTY SCHOOL THREAT PROTOCOL

Motion by AMPARANO, second by DALE to approve the IC School Threat Protocol.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-11. SUBJECT: CALEXICO PORT OF ENTRY PHASE 3.

1. AUTHORIZATION TO SUBMIT LETTER TO SENATE AND HOUSE OF REPRESENTATIVES REQUESTING SUPPORT OF THE \$99.7 MILLION DOLLAR FUNDING ALLOCATION FOR THE CALEXICO WEST PORT OF ENTRY PROJECT, PHASE 3.

Motion by AMPARANO, second by DALE to authorize the submittal of letter.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-12. SUBJECT: RATE INCREASE TO WASTE SERVICES PROVIDED BY REPUBLIC SERVICES.

1. APPROVAL OF RATE INCREASE TO WASTE SERVICES DUE TO MANDATORY ORGANICS RECYCLING.

No action taken at this time.

F-13. SUBJECT: IMPERIAL COMMUNITY PARK PROJECT DESIGN & ENGINEERING SERVICES.

1. AWARD CONTRACT FOR THE IMPERIAL COMMUNITY PARK PROJECT DESIGN & ENGINEERING TO HERMANN DESIGN GROUP IN THE AMOUNT OF \$519,400.00.

Motion by AMPARANO, second by TUCKER to table the item to a future date.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL.

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

**F-14. SUBJECT: DEPARTMENT OF TRANSPORTATION ORDER NO. 2020-3-1
REGARDING ESSENTIAL AIR SERVICE TO IMPERIAL COUNTY
AIRPORT.**

1. APPROVAL TO SUBMIT LETTER IN SUPPORT OF THE COUNTY OF IMPERIAL'S REQUEST FOR A WAIVER IN RELATION TO THE DEPARTMENT OF TRANSPORTATION'S ORDER NO. 2020-3-1.

Motion by AMPARANO, second by DALE to approve the submittal of letter in support.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-15. SUBJECT: COUNCIL APPOINTMENT TO CITIZEN ADVISORY COMMITTEE.

1. APPOINTMENT OF CITY REPRESENTATIVE TO CALIFORNIA DEPARTMENT OF CORRECTIONS CITIZEN ADVISORY COMMITTEE.

Motion by AMPARANO, second by DALE to appoint Council member Tucker as primary and Sgt. Sheffield as alternate representative.

AYES: AMPARANO, DALE, EUGENIO, AND PECHTL

NOES: NONE

ABSTAIN: TUCKER

ABENT: NONE

MOTION CARRIED 4-0-1

F-16. SUBJECT: STATE OF EMERGENCY EXECUTIVE ORDER N-25-20

1. DISCUSSION REGARDING CALIFORNIA STATE OF EMERGENCY EXECUTIVE ORDER: N-25-20 AS IT RELATES TO UPCOMING SPECIAL EVENTS WITHIN THE CITY OF IMPERIAL.

Discussed with special agenda item to declare emergency in the City of Imperial.

**F-17. SUBJECT: OUTSTANDING COMMUNITY FACILITIES DISTRICT TAXES FOR
MAYFIELD CFD 2004-02 AND BRATTON CFD 2004-3.**

1. APPROVAL TO PROCEED WITH STRIPPING OF DELINQUENT SPECIAL TAX INSTALLMENTS FROM THE COUNTY TAX ROLL FOR COMMUNITY FACILITIES DISTRICT NO. 2004-2 (MAYFIELD) AND 2004-3 (BRATTON) FOR 2016-2017, 2017-2018, AND 2018-2019.

Motion by TUCKER, second by DALE to approve the stripping of delinquent special taxes from the county tax rolls as presented.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-18. SUBJECT: DISCUSSION/ACTION: RESIDENTIAL WATER DISCONNECT POLICY – SB 998

1. APPROVAL OF RESOLUTION 2020-08, ADOPTING THE RESIDENTIAL WATER DISCONNECT POLICY AND PRESERVING RESOLUTION 2016-21 AS IT RELATES TO NON-RESIDENTIAL ACCOUNTS FOR WATER AND ALL ACCOUNTS FOR SEWER, SOLID WASTE, AND STATE AB939.

Motion by AMPARANO, second by TUCKER to approve Resolution 2020-08.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

2. APPROVE EXPENDITURE OF FUNDS FOR TRANSLATION OF RESIDENTIAL WATER DISCONNECT POLICY INTO FIVE (5) LANGUAGES AS REQUIRED BY LAW.

Motion by AMPARANO, second by TUCKER to approve use of funds for translation purposes.

AYES: AMPARANO, EUGENIO, TUCKER, AND PECHTL
NOES: DALE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 4-1

G. REPORTS:

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

DALE encouraged everyone to stay safe and be careful during this time of dealing with the COVID-19 pandemic.

EUGENIO noted this is an interesting and challenging time for everyone. Stated she has witnessed a lot of acts of kindness around town.

PECHTL noted we are at a time in our country where we all need to work together. Encouraged everyone to heed the warnings and stay safe.

G-2. SUBJECT: CITY MANAGER REPORT.

None.

G-3. SUBJECT: DEPARTMENT REPORTS.

KRIS HAUGH, NAF, CAO reported that NAF is quiet for the time being.

CITY COUNCIL MEETING ADJOURNED AT 8:45 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, APRIL 1, 2020 AT 7:00 P.M.