

MINUTES
CITY COUNCIL
CITY OF IMPERIAL
APRIL 15, 2020

**THIS MEETING WAS CONDUCTED PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S
EXECUTIVE ORDER N-29-20**

TELECONFERENCE NOTICE

Pursuant to Executive Order N-29-20 issued by Governor Gavin Newsom on March 17, 2020 and to the extent applicable Government Code Section 54953(b), this City Council Meeting included teleconference participation by the City Council Members and City staff. Consistent with Executive Order N-29-20 teleconference locations utilized by City Council Members was not accessible to the public and was not subject to special posting requirements.

A. CITY COUNCIL CONVENED TO OPEN SESSION

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

COUNCIL MEMBERS PRESENT: **AMPARANO, DALE, EUGENIO, TUCKER
(REMOTE) AND PECHTL (REMOTE)**

OTHERS PRESENT: **CITY ATTORNEY MORITA, ASSISTANT CITY
MANAGER BROWN, PUBLIC SERVICES
DIRECTOR LOPER*, FIRE CHIEF ESTRADA*,
POLICE CHIEF BARRA*, COMMUNITY SERVICES
DIRECTOR HALLER*, IT DIRECTOR ESTRADA,
ADMINISTRATIVE SERVICES DIRECTOR
GUTIERREZ*, COMMUNITY DEVELOPMENT
DIRECTOR MORA*, CITY CLERK JACKSON AND
PARKS SUPERINTENDENT LOPEZ. (*denotes
remote participants)**

PLEDGE OF ALLEGIANCE was led by COUNCIL MEMBER AMPARANO.

ADJUSTMENTS TO THIS AGENDA: None

B. PUBLIC APPEARANCES:

B-1. Matters not appearing on the agenda. None.

B-2. Matters appearing on the agenda. None.

C. SPECIAL PRESENTATION:

C-1. **PROCLAMATION DECLARING THE MONTH OF APRIL AS "AUTISM AWARENESS
MONTH."**

Gloria Brambila Autism Support Group Imperial County, speaking on behalf of all valley families who have members on the autism spectrum thanked the Council and city for their support. Also speaking and thanking council is James Gonzales, Rosanne Silva, Luis Chapa, and Luz Genel.

MAYRO PECHTL read the proclamation aloud.

D. CONSENT AGENDA:

- D-1.** Approval of claims/warrants report.
- D-2.** Approval of minutes for regular meetings of February 19, 2020, March 18, 2020 and special meetings of March 18, 2020 and March 24, 2020 and emergency meeting of March 21, 2020.
- D-3.** Approval of Resolution 2020-13 approving the application for bicycle/pedestrian funds and approval of Resolution 2020-14 approving the application for bus benches/shelters to be submitted to Imperial County Transportation Commission (ICTC).
- D-4.** Approval of Resolution 2020-15, designating agents for OES purposes.

Motion by AMPARANO, second by EUGENIO to approve the consent agenda withholding warrant 92723 payable to JT Towing for separate action.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

Motion by AMPARANO, second by DALE to approve warrant 92723 payable to JT Towing.

AYES: AMPARANO, DALE, EUGENIO, AND PECHTL

NOES: NONE

ABSTAIN: TUCKER

ABSENT: NONE MOTION CARRIED 4-0-1

E. PUBLIC HEARINGS:

MAYOR PECHTL announced that he will step down and hand the gavel to Mayor Pro-tem Eugenio for this item. Mayor Pechtl reported that he spoke as a witness and provided testimony at the Planning Commission hearing.

Councilmember AMPARANO informed the council that he had a conversation with Mr. Felix on March 18, 2020. Councilman Amparano stated that he informed Mr. Felix that he was not able to have a conversation with him regarding the project as it was scheduled for an appeal.

- E-1. SUBJECT: APPEAL OF PLANNING COMMISSION DECISION DENYING A TIME EXTENSION, AMENDMENTS TO CONDITIONS OF APPROVAL AND REVOCATION OF CUP 19-06 LOCATED AT 2475 CLARK ROAD, IMPERIAL, CA AS REQUESTED BY JUSTO FELIX.**

- 1. OPEN PUBLIC HEARING at 7:20 PM.
 - 1a. Appellant presentation regarding basis for appeal.

Mr. Ralph Cordova, attorney for Justo Felix requested the hearing be continued to May 6, 2020 as he was just retained by Mr. Felix within the past few days and would like additional time to prepare.

Mr. Cory Van Driessche, a resident in the vicinity of the business addressed the council stating he would like to move forward with the hearing and not continue it. He stated that Mr. Felix continues to operate outside of the approved hours as set by the CUP. Mr. Van Driessche feels that the matter should not be continued as there have been ongoing issues for three years.

- 1b. Staff presentation
- 1c. Public presentation
- 2. RENDER DECISION ON APPELLANT'S REQUEST TO OVERTURN PLANNING COMMISSION DECISION AND ADOPT RESOLUTION GRANTING OR DENYING APPEAL.

Motion by EUGENIO, second by AMPARANO to continue the hearing to May 6, 2020 at 7:00 pm

AYES: AMPARANO, DALE, TUCKER, AND EUGENIO

NOES: NONE

ABSTAIN: NONE

ABSENT: PECHTL MOTION CARRIED 4-0

The gavel was returned to MAYOR PECHTL who presided for the remainder of the meeting.

There was a brief discussion between City Attorney Morita and Mr. Cordova as to the interpretation of the city ordinance on Mr. Felix being able to operate his business during the appeal period.

F. ACTION ITEMS:

F-1. SUBJECT: ENGINEERING SERVICES FOR WATER MASTER PLAN

- 1. APPROVE PROPOSAL FOR ENGINEERING SERVICES FOR WATER MASTER PLAN AS SUBMITTED BY ALBERT A. WEBB ASSOCIATES IN THE AMOUNT OF \$196,195.00

Motion by AMPARANO, second by EUGENIO to approve the proposal submitted by Albert A. Webb Associates for engineering services.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

F-2. SUBJECT: ENGINEERING SERVICES FOR WATER PROJECTS.

- 1. APPROVE PROPOSAL FOR ENGINEERING SERVICES AS SUBMITTED BY ALBERT A. WEBB ASSOCIATES FOR VARIOUS WATER PROJECTS IN THE AMOUNT OF \$633,630.00
 - a. Airport Pipeline Loop
 - b. GAC Expansion
 - c. WTP Clearwell Pump Station Replacement
 - d. Annual Water Pipeline Replacement
 - e. WTP Lining Raw Water Pond #4

Motion by AMPARANO, second by DALE to accept the proposal from Albert A. Webb Associates as submitted.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

F-3. SUBJECT: CLARK LIFT STATION PROJECT – BID 2020-02.

1. AWARD BID TO SANCON TECHNOLOGIES IN THE AMOUNT OF \$40,000.00

Motion by AMPARANO, second by DALE to award bid to Sancon Technologies.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

F-4. SUBJECT: WATER TREATMENT PLANT – WTP FILTER TO WASTE PROJECT – BID 2020-03

1. AWARD BID TO CORA CONSTRUCTORS, INC IN THE AMOUNT OF \$356,772.00.

Motion by AMPARANO, second by EUGENIO to award the bid to Cora Constructors, Inc.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

F-5. SUBJECT: SURFACE TRANSPORTATION BLOCK GRANT (STBG) FUNDS.

1. ADOPT RESOLUTION NO. 2020-12, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL APPROVING AN APPLICATION SUBMISSION TO OBTAIN FUNDING THROUGH THE FY 2020-2021 SURFACE TRANSPORTATION BLOCK GRANT (STBG).

Motion by AMPARANO, second by EUGENIO to adopt Resolution No. 2020-12.

AYES: AMPARANO, DALE, EUGENIO, TUCKER, AND PECHTL
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

G. REPORTS:

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

AMPARANO stated that he is glad to see the 11th Street project nearing completion.

PECHTL thanked staff for the work that went into setting up for tonight's meeting to allow participation remotely and the ability to provide access to the public to be present and participate outside of council chambers. Mayor Pechtl encouraged all to stay safe.

G-2. SUBJECT: CITY MANAGER REPORT

None.

G-3. SUBJECT: DEPARTMENT REPORTS.

COMMUNITY SERVICES DIRECTOR HALLER reported that marketing has been released for the virtual fest to be held on April 25, 2020. She presented the line-up of entertainment, vendors, and the 5k virtual run.

COMMUNITY DEVELOPMENT DIRECTOR MORA updated council on the water line break located at the 11th & G Street intersection.

ASSISTANT CITY MANAGER BROWN announced that a PSA featuring city employees will be posted online.

CITY COUNCIL MEETING ADJOURNED AT 8:09 P.M. UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, MAY 6, 2020, AT 7:00 P.M.