

MINUTES
CITY COUNCIL
CITY OF IMPERIAL
OCTOBER 2, 2019

CITY ATTORNEY MORITA announced that an item needing action arose subsequent to the posting of the agenda. Added as item A-4 for Closed Session.

Motion by PECHTL, second by DALE to add the item to the agenda.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

A. CITY COUNCIL CONVEND IN CLOSED SESSION AT 6:00 PM

A-1. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (GC 54957.6)

Agency Negotiator: City Manager

Employee Organization: Management, Supervisory, Professional, Confidential, and Police Captain.

**A-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (a) of Section 54956.9)**

City of Imperial vs. Delinquent CFD property owners (CFD 2004-3 Bratton)

A-3. SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION (GC 54954.5(e))

Title: City Manager

**A-4. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXPOSURE TO
LITIGATION**

1 CASE

CITY COUNCIL ADJOURNED CLOSED SESSION

B. CITY COUNCIL CONVENED IN OPEN SESSION

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

**OTHER OFFICIALS PRESENT: CITY ATTORNEY MORITA, CITY MANAGER CHATWIN,
PUBLIC SERVICES DIRECTOR LOPER, POLICE CHIEF**

**BARRA, COMMUNITY SERVICES DIRECTOR HALLER,
IT DIRECTOR ESTRADA, FINANCE MANAGER
GUTIERREZ, COMMUNITY DEVELOPMENT DIRECTOR
MORA, CITY CLERK JACKSON, PIO CHALUPNIK, AND
BATTALION CHIEF STAUF.**

MAYOR AMPARANO called the meeting to order at 7:05 P.M. and the Pledge of Allegiance was led by Othon Mora, Community Development Director.

ADJUSTMENTS TO THE AGENDA:

Staff requested that item E-3 approval of minutes be tabled to a future agenda and to discuss item F-18 from the special agenda before item F-17.

Motion by PECHTL, second by TUCKER, second to approve adjustments as requested.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION:

City Attorney MORITA announced that no reportable action was taken.

C. PUBLIC APPEARANCES:

C-1. Non agenda items: None

C-2. Agenda items: Susan Paradis, Imperial Chamber of Commerce requested to be able to address Council during discussion of Item F-1.

D. SPECIAL PRESENTATION:

D-1. **SUBJECT: PRESENTATION – PROCLAMATION DESIGNATING OCTOBER 6-12, 2019 AS “FIRE PREVENTION WEEK”.**

MAYOR AMPARANO read the proclamation and presented it Battalion Chief Stauf.

E. CONSENT AGENDA:

E-1. Approval of claims/warrants report.

E-2. Approval of Treasurers' Reports for the month of July 2019.

E-3. Approval of minutes for Regular meetings of August 7, 2019 and September 4, 2019 and Special workshop of September 4, 2019.

E-4. Approval of Community Facilities District (CFD) Disbursement Request as request by Victoria Ranch (CFD 2004-1). Payment Request No. 11-2019.

E-5. Approval of Community Facilities District (CFD) Disbursement Request as requested by Victoria Ranch (CFD 2004-1). Payment Request No. 12-2019.

Motion by PECHTL, second by DALE to approve items E-1, E-2, E-4 and E-5.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F. ACTION ITEMS:

F-1. SUBJECT: IMPERIAL CHAMBER OF COMMERCE TO HOLD SPECIAL EVENT ON CITY STREETS.

1. AUTHORIZATION OF IMPERIAL CHAMBER OF COMMERCE TO HOLD "CHRISTMAS IN A SMALL TOWN" EVENT ON CITY STREETS ON DECEMBER 7, 2019 FROM 9AM UNTIL 4PM.
2. AUTHORIZATION OF STREET CLOSURES AFFECTING IMPERIAL AVENUE FROM 6TH STREET THROUGH 9TH STREET AND BARIONI BOULEVARD FROM "H" STREET THROUGH IMPERIAL AVENUE ON DECEMBER 7TH 2019 FROM 6AM TO 5PM.
3. AUTHORIZATION OF BEER SALES AND CONSUMPTION DURING "CHRISTMAS IN A SMALL TOWN" EVENT ON CITY STREETS ON DECEMBER 7TH 2019 FROM 9 AM UNTIL 4PM.
4. AUTHORIZATION TO PROVIDE CITY RESOURCES REQUESTED BY THE IMPERIAL CHAMBER OF COMMERCE TO HOLD THE "CHRISTMAS IN A SMALL TOWN" ON CITY STREETS ON DECEMBER 7, 2019 FROM 9AM UNTIL 4PM.

Those present on behalf of the Chamber of Commerce are Susan Paradis and board members Mark Gran, Michelle Hollinger and Laura Goodsell.

Motion by PECHTL, second by TUCKER to approve the application for Christmas in a Small Town to take place on the 7th during the hours submitted; that the city will provide the Chamber in advance estimates of any personnel costs or material costs that are related to supporting that event from the outside; that we do deny the request that the city pay for in its entirety that we pay for those in-kind or in cash; that we deny that city personnel be required to check in with the Chamber and again that we provide estimates upfront.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-2. SUBJECT: FAITH ASSEMBLY, FAITH ACADEMY, AND IT'S A SMALL WORLD PRESCHOOL'S HARVEST FESTIVAL AND TRUNK OR TREAT EVENT.

1. AUTHORIZATION OF STREET CLOSURE FOR FAITH ASSEMBLY, FAITH ACADEMY, AND IT'S A SMALL WORLD PRESCHOOL TO HOST THEIR ANNUAL HARVEST FESTIVAL AND TRUNK OR TREAT ON OCTOBER 24, 2019.

Motion by DALE, second by PECHTL to authorize the closure of the street for the event.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-3. SUBJECT: MONTERREY PARK UNIT 4B FINAL MAP.

1. APPROVE FINAL MAP AND SUBDIVISION AGREEMENT FOR MONTERREY PARK UNIT 4B.

Motion by PECHTL, second by TUCKER to approve Final Map and Subdivision Agreement.

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

MOTION CARRIED 5-0

2. AUTHORIZE CITY CLERK TO RECORD FINAL MAP AND RELATED DOCUMENTS.

Motion by TUCKER, second by PECHTL to authorize City Clerk to record Final Map and documents.

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

MOTION CARRIED 5-0

F-4. SUBJECT: RUSSELL COURT UNIT 2 FINAL MAP.

1. APPROVE FINAL MAP AND SUBDIVISION AGREEMENT FOR RUSSELL COURT UNIT 2.

Motion by PECHTL, second by DALE to approve the Final Map and Subdivision Agreement.

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

MOTION CARRIED 5-0

2. AUTHORIZE CITY CLERK TO RECORD FINAL MAP AND RELATED DOCUMENTS.

Motion by TUCKER, second by PECHTL to authorize City Clerk to record Final Map and documents.

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

MOTION CARRIED 5-0

F-5. SUBJECT: REFUNDING OF THE LOCAL TRANSPORTATION AUTHORITY (LTA) SALES TAX REVENUE BONDS (MEASURE D SALES TAX).

1. ADOPT RESOLUTION No. 2019-48, APPROVING A PLEDGE AGREEMENT AND THE ISSUANCE OF REFUNDING BONDS AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.

Motion by PECHTL, second by DALE, to adopt Resolution No. 2019-48.

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

NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

F-6. SUBJECT: REQUEST BY CARLOS BELTRAN TO UTILIZE SEWER SEPTIC TANK SYSTEMS WITHIN THE CITY LIMITS.

1. APPROVE OR DENY THE INSTALLATION OF SEWER SEPTIC TANK SYSTEMS WITH THE CITY LIMITS FOR APN: 064-300-018.

Motion by PECHTL, second by DALE to deny the request for installation of sewer septic tank systems within the city limits.

AYES: DALE, EUGENIO, PECHTL, AND AMPARANO

NOES: TUCKER

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 4-1

F-7. SUBJECT: CITY HALL SEWER LINE

1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR THE REPAIRS/REPLACEMENT TO THE SEWER LINES AT CITY HALL.

Motion by PECHTL, second by DALE to continue the emergency.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

COUNCIL MEMBER DALE STEPPED OUT OF THE COUNCIL CHAMBERS.

F-8. SUBJECT: CONSTRUCTION OF STORM DRAIN SYSTEM AND ASPHALT RUBBER COMPOSITE LAYER OVERLAY ALONG 11TH STREET FROM NORTH "D" STREET TO OLD SR-86 (BID NO. 2019-05).

1. REJECT ALL BIDS RECEIVED.

Motion by PECHTL, second by TUCKER to reject all bids received.

AYES: EUGENIO, PECHTL, TUCKER,, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: DALE

MOTION CARRIED 4-0

2. AUTHORIZATION TO REBID THE PROJECT.

Motion by TUCKER, second by PECHTL to authorize the rebidding of the project.

AYES: EUGENIO, PECHTL, TUCKER, AND AMPRANO

NOES: NONE

ABSTAIN: NONE

ABSENT: DALE

MOTION CARRIED 4-0

DALE RETURNED TO DAIS.

F-9. SUBJECT: ASPHALT RUBBER COMPOSITE LAYER OVERLAY ALONG PUERTO VALLARTA AVENUE FROM FONZIE AVENUE TO ROSARITO DRIVE (BID NO. 2019-007)

1. AWARD BID TO AGGREGATE PRODUCTS, INC. IN THE AMOUNT OF \$234,292.50.

Motion by; DALE, second by PECHTL to award bid to Aggregate Products, Inc.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-10. SUBJECT: MAINTENANCE OF EQUIPMENT – VACTOR TRUCK - PUBLIC SERVICES DEPARTMENT.

1. APPROVE QUOTE FROM HAAKER EQUIPMENT COMPANY IN THE AMOUNT OF \$52,370.79 FOR VACTOR RDB BOOM UPGRADE.

Motion by PECHTL, second by DALE to accept quote from Haaker Equipment Company.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-11. SUBJECT: PREPARATION OF RECORD OF SURVEY OF SOUTH COLONIA DEVELOPMENT TRACT B, DAVIS SUBDIVISION (RFP NO. 2019-07)

1. AWARD CONTRACT TO DYNAMIC CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$20,625.00.

Motion by PECHTL, second by TUCKER to award the contract to Dynamic Consulting Engineers, Inc.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-12. SUBJECT: STATE OF CALIFORNIA SB 2 PLANNING GRANTS PROGRAM APPLICATION.

1. ADOPTION OF RESOLUTION NO. 2019-49, AUTHORIZING THE APPLICATION TO THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR NOTICE OF FUNDING AVAILABILITY THROUGH SB 2 PLANNING GRANT FUNDS.

Motion by PECHTL, second by EUGENIO to approve Resolution No. 2019-49.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-13. SUBJECT: RANGE RECLASSIFICATIONS WITHIN MSPC COLLECTIVE BARGAINING UNIT

1. APPROVAL OF RANGE RECLASSIFICATION FOR POLICE CAPTAIN FROM RANGE 96 TO 98 ON MSPC SALARY SCHEDULE;

Motion by PECHTL, second by TUCKER to approve the range reclassification for Police Captain.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

2. APPROVAL OF RANGE RECLASSIFICATION FOR FINANCE DIRECTOR FROM RANGE 98 TO 101 ON MSPC SALARY SCHEDULE.

Motion by DALE, second by PECHTL to approve the range reclassification Finance Director.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-14. SUBJECT: COMMISSION ON CALIFORNIA-MEXICO AFFAIRS.

1. SUPPORT SB 558 TO ESTABLISH A COMMISSION ON CALIFORNIA-MEXICO AFFAIRS.

Motion by PECHTL second by DALE to table the item and request that Senator Hueso be present at future meeting.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-15. SUBJECT: RESOLUTIONS TO BE PRESENTED FOR CONSIDERATION BY THE MEMBERSHIP AT THE LEAGUE OF CALIFORNIA CITIES CONFERENCE.

1. TAKE NECESSARY ACTION/GIVE DIRECTION TO VOTING DELEGATE REGARDING THE CITY'S POSITION ON THE PROPOSED 2019 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE RESOLUTIONS.

Direction given to voting delegate Eugenio to oppose resolution calling on amending Rule 20A and support resolution addressing international pollution flows into southern regions of California.

F-16. SUBJECT: REGULAR CITY COUNCIL MEETING OF \OCTOBER 16, 2019.

1. CANCEL OR POSTPONE MEETING AS NECESSARY DUE TO THE LACK OF A QUORUM.

Motion by PECHTL second by DALE to cancel the meeting.

AYES: DALE, EUGENIO, PECHTL, TUCKER AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F-17. SUBJECT: DISCUSSION: CITY AND PUBLIC SAFETY FACILITIES.

1. DISCUSSION REGARDING NEW ADMINISTRATIVE AND PUBLIC SAFETY FACILITIES FOR THE CITY OF IMPERIAL.

ANALYST CHALUPNIK provided a power-point highlighting current city facilities, projected growth, and financing options to construct new facilities. No action or direction given at this time.

G. REPORTS:

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

EUGENIO would like to see some type of "Welcome to City of Imperial" signage installed and requested that we look into an ordinance regarding building/development aesthetics for projects located along high visibility thoroughfares within the city

AMPARANO reported on participating in the "Walk to School" event and the "Coffee with a Cop" event.

G-2. SUBJECT: CITY MANAGER REPORT

None.

G-3. SUBJECT: DEPARTMENT REPORTS.

HALLER announced that sponsorships in the amount of \$26,000.00 has been received so for our Market Day events.

LOPER reported on 3rd quarter TTHM test results.

CITY COUNCIL MEETING ADJOURNED AT 9:38 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, OCTOBER 16, 2019 AT 7:00 P.M.