



AGENDA

City Council
City of Imperial
220 West 9th Street
Imperial, CA 92251-1637

November 16, 2022

Closed Session at 6:00 pm

Open Session at 7:00 pm

City Council Members

Geoff Dale- Mayor
Katherine Burnworth-Mayor Pro Tem
Robert Amparano-Council Member
Karin Eugenio- Council Member
James Tucker-Council Member

The Imperial City Council meetings, including public comments, are being livestreamed on the city's social media pages. By remaining in the room, you are giving your permission to be recorded.

1. You are encouraged to observe the City Council meetings via Livestream at the City of Imperial Facebook page.
2. Email public comments to publicinformation@cityofimperial.org by 5:00 pm on Wednesday, November 16, 2022. Comments received by 5:00 pm will be read into the record during the regular meeting.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meeting, please contact (760) 355-4373. A notification of 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. City Council Convenes to Closed Session at 6:00 pm

A-1. Conference with Legal Counsel – Existing Litigation (§ 54956.9(d)(1))

Case Number.: 4A2210BMYH5-0001

A-2. Public employee performance evaluation (§54957)

Title: City Manager

B. City Council Convenes to Open Session at 7:00 pm

Roll Call

Pledge of Allegiance

Adjustments to the Agenda

Action Taken in Closed Session

C. Public Appearances:

C-1. Matters not appearing on the agenda: 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. 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 three (3) minutes. It is requested that longer presentations be submitted to the Council in writing.

C-2. Matters appearing on the agenda: If you wish to address the Council concerning any item appearing on the agenda, please raise your hand and be acknowledged by the Mayor. 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 three (3) minutes.

D. Action Items: (Discussion/Action– Approve-Disapprove)

D-1. Subject: Continuation Of Emergency At Hwy 86 & Aten Road.

1. Continue Emergency Action Declared by Resolution 2022-60 For Repair of Suction Lines At Various Lift Stations.

D-2. Subject: Declaration Of Emergency For A Water Leak At Wall Road.

1. Adoption of Resolution No. 2022-71, Declaring An Emergency In Response to A Water Line Leak at Wall Road and Authorizing The City Manager to Take Necessary Action, and Ratification of Action Take To Date.

D-3. Subject: Resolution of the Imperial City Council in support of the Imperial Irrigation District's upstream operation reservoir project application.

1. Adoption of Resolution 2022-72, in support of the Imperial Irrigation District (IID) project upstream operation reservoir projection application under the Bureau of Reclamation's small surface and groundwater storage program to build a new reservoir.

E. Adjournment

The Meeting of the City Council is Adjourned Until the Next Regularly Scheduled Meeting, Wednesday, December 7, 2022, at 7:00 pm.

DATE SUBMITTED 11/08/2022
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED 11/16/2022

COUNCIL ACTION ()
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: **DISCUSSION/ACTION: Declare Emergency at Hwy 86 & Aten Rd.**
 Continue
 Emergency Lift Stations 1. Continue Emergency Action of Resolution NO. 2022-60

DEPARTMENT INVOLVED: Public Services – Waste Water

BACKGROUND/SUMMARY:

After replacing suction lines at three lift stations back in mid- June, Public Services inspected other pump & lift stations and found four other stations needing suction lines removed and replaced. Bracing and supports for these suctions line have also failed and will be replaced, as well. This is critical and considered an emergency repair to continuing to provide sewer collection in the areas of: Sandalwood Glen, Sky Ranch, Cross & Colonia Pump/Lift Stations. If lines continue to fail, these lift stations will not be able to function; each one currently has a failed line and are running at 50%.

Public Services is continuing to work with A&R Construction to rectify issues.

FISCAL IMPACT: TBD

FINANCE
INITIALS



STAFF RECOMMENDATION: Council continues approval of emergency action

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

approve continue

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

APPROVED () REJECTED ()
 DISAPPROVED () DEFERRED ()
 REFERRED TO:

Agenda Item No.

E-5

DATE SUBMITTED

09/14/2022

SUBMITTED BY

Public Services

DATE ACTION REQUIRED

09/21/2022

COUNCIL ACTION

()

PUBLIC HEARING REQUIRED

()

RESOLUTION

()

ORDINANCE 1ST READING

()

ORDINANCE 2ND READING

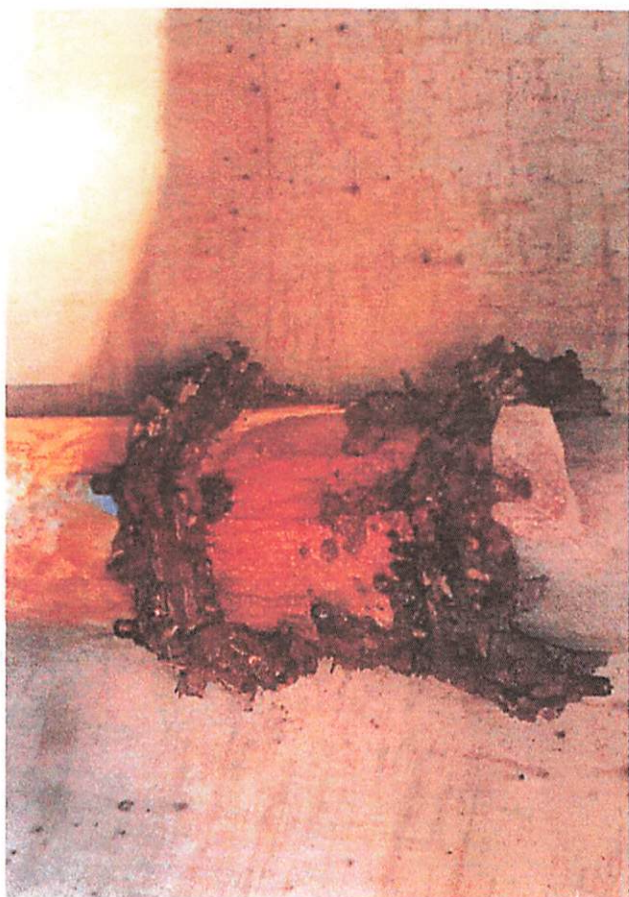
()

CITY CLERK'S INITIALS

AB

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: Emergency Replacement of Pump Station Suction Lines	DISCUSSION/ACTION: 1. Discuss and approve Emergency Replacement of Suction Lines at various Pump & Lift Stations
DEPARTMENT INVOLVED: Public Services – Waste Water Collections	
BACKGROUND/SUMMARY: After replacing suction lines at three lift stations back in mid- June, Public Services inspected other pump & lift stations and found four other stations needing suction lines removed and replaced. Bracing and supports for these suctions line have also failed and will be replaced, as well. This is critical and considered an emergency repair to continuing to provide sewer collection in the areas of: Sandalwood Glen, Sky Ranch, Cross & Colonia Pump/Lift Stations. If lines continue to fail, these lift stations will not be able to function; each one currently has a failed line and are running at 50%.	
FISCAL IMPACT: TBD	FINANCE INITIALS <u>DP</u>
STAFF RECOMMENDATION: Approve	DEPT. INITIALS <u>JCP</u>
MANAGER'S RECOMMENDATION: <i>approve staff recommendation to repair on emergency basis</i>	CITY MANAGER'S INITIALS <u>AH</u>
MOTION: 	
SECONDED: AYES: NAYES: ABSENT:	APPROVED () DISAPPROVED () REFERRED TO: REJECTED () DEFERRED ()



RESOLUTION NO. 2022-60

**RESOLUTION DECLARING AN EMERGENCY,
RATIFYING ACTION TAKEN TO ADDRESS THE
EMERGENCY AND AUTHORIZING PAYMENT**

**WHEREAS, the City operates and maintains a wastewater collection system ("System");
and**

**WHEREAS, the System includes lift stations at various locations including Sandalwood
Glen and Aten, Colonia pump station, Cross and Aten and Sky Ranch pump station; and**

**WHEREAS, it has been discovered that a pipe in the above referenced pump stations is in
a deteriorated condition; and**

**WHEREAS, if the pipe were to fail, a sewer spill could occur and such sewer spill could
pose a threat to the public health and safety; and**

**WHEREAS, the above described condition constitutes an emergency under applicable
law and such emergency would not reasonably permit delays associated with a competitive
solicitation for bids and the actions taken herein were necessary to respond to the emergency;
and**

**WHEREAS, in order to safeguard the public health and safety, it was necessary to take
immediate action to repair/replace the pipe in the above described lift stations; and**

**WHEREAS, the City Council wishes to ratify action taken by staff and the City Manager
to cause the above described lift stations to be repaired.**

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

**1. The above-referenced recitals are true and correct and are incorporated
herein.**

**2. The City Council declares that the public interest and necessity demands
the immediate expenditure of public money to safeguard life, health or property, and hereby
ratifies action taken by staff and the City Manager to repair/replace the pipe in the above
described lift stations on an emergency basis to safeguard life, health or property in accordance
with Public Contracts Code Sections 20168 and 22050 and without otherwise complying with
bid requirements required by law.**

**3. The City Council authorizes payment for repair/replacement of the pipe in
the above described lift stations. The City Council authorizes payment for all of such expenses
on an emergency basis.**

**APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council
this 21st day of September, 2022.**

Geoff Dale, Mayor

ATTEST:

City Clerk

DATE SUBMITTED 11/08/2022
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED 11/16/2022

COUNCIL ACTION ()
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION:

Declare Emergency Resolution 2022-71 I. Discuss, Approve/Disapprove Declaration of Emergency for Water Leak Wall Rd

DEPARTMENT INVOLVED: Public Services – Water Department

BACKGROUND/SUMMARY:

Public Service's Staff discovered a water leak on Friday, November 4th, 2022 in the area of Wall Rd. A sinkhole was forming in the road caused by a service line leak in the distribution system.

Rove Engineering has been working with Public Services Staff to resolve issue.

At this time, cost and time frame to complete are unknown.

FISCAL IMPACT: Unknown

FINANCE
INITIALS



STAFF RECOMMENDATION: Approve Emergency Resolution

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

approve stop

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

APPROVED ()
 DISAPPROVED ()
 REFERRED TO:

REJECTED ()
 DEFERRED ()

RESOLUTION NO. 2022-71

**RESOLUTION DECLARING AN EMERGENCY,
AUTHORIZING THE CITY MANAGER TO TAKE SUCH
ACTION AS MAY BE NECESSARY IN RESPONSE
THERE TO AND RATIFYING ACTION TAKEN TO DATE**

WHEREAS, the City operates and maintains a water treatment plant (“WTP”) and associated distribution system; and

WHEREAS, water generated at the water treatment plant (“WTP”) by City is delivered throughout the underground distribution system (“Distribution System”); and

WHEREAS, the Distribution System includes water lines, including one located in the vicinity of Wall Rd (“Water Line”); and

WHEREAS, a waterline has failed in the Distribution System and, as a consequence of such failure, water has been leaking underground; and

WHEREAS, the failure of the waterline has also caused deterioration to the asphalt and road and if such leak is allowed to continue unabated, the surrounding road could collapse (“SINKHOLE”); and

WHEREAS, such water leak and sinkhole would potentially expose persons and property to injury and damage; and

WHEREAS, the above described conditions constitute an emergency under applicable law and such emergency would not reasonably permit delays associated with a competitive solicitation for bids and the actions authorized herein are necessary to respond to the emergency; and

WHEREAS, in order to safeguard the public health and safety and to protect property, it is necessary to take immediate action to repair the Water Line in the Distribution System and Sinkhole; and

WHEREAS, the City Council wishes to delegate authority to the City Manager to take such action as may be necessary to repair the Water Line in the Distribution System and Sinkhole, ratify action already taken and otherwise address the emergency as described herein.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The above-referenced recitals are true and correct and are incorporated herein.

2. The City Council declares that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property, and hereby delegates to the City Manager the authority to take such immediate action as may be necessary to safeguard life, health or property in connection with repair to the Manhole and Collection System in accordance with Public Contracts Code Sections 20168 and 22050 and without otherwise complying with bid requirements required by law.

3. The City Council authorizes action set forth herein and further ratifies action authorized by the City Manager taken to date to address the Water Leak in Distribution System and potential road collapse of Sinkhole on the basis that the emergency described herein will not permit a delay resulting from a competitive solicitation of bids and the action is necessary to respond to the emergency.

APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council this 16th day of November, 2022.

Geoffrey D. Dale, Mayor

ATTEST:

City Clerk

DATE SUBMITTED 11/09/2022
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 11/16/2022

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: RESOLUTION OF THE IMPERIAL CITY COUNCIL IN SUPPORT OF IMPERIAL IRRIGATION DISTRICT'S UPSTREAM OPERATIONAL RESERVOIR PROJECT APPLICATION

1. Adoption of Resolution No. 2022-72, In Support of Imperial Irrigation District (IID) Project Upstream Operational Reservoir Project Application Under Bureau of Reclamation's Small Surface and Groundwater Storage Program to Build A New Reservoir.

DEPARTMENT INVOLVED: City Manager's Office/General Managements Office

BACKGROUND/SUMMARY:

Whereas the Imperial Irrigation District will be applying for grant funding under the Bureau of Reclamations Small Surface and Groundwater Storage Program to build a new reservoir. If awarded, this facility will be the largest reservoir in IID's water system. As we know, Community Stakeholder Support is key when submitting project applications. IID has requested the City's support in the form of adopting the attached Resolution No. 2022-72. Additional project information is available in the fact sheet also provided.

FISCAL IMPACT: N/A

ADMIN SERV
INITIALS



STAFF RECOMMENDATION: It is staff's recommendation to adopt Resolution No. 2022-72 in support of IID's Project Application.

DEPT. INITIALS



MANAGER'S RECOMMENDATION:

approve

CITY
MANAGER'S
INITIALS



MOTION:

SECONDED:
 AYES:
 NAYES:
 ABSENT:

APPROVED ()
 DISAPPROVED ()

REJECTED ()
 DEFERRED ()

REFERRED TO:

RESOLUTION NO. 2022-72

A RESOLUTION OF THE IMPERIAL CITY COUNCIL IN SUPPORT OF IMPERIAL IRRIGATION DISTRICT'S UPSTREAM OPERATIONAL RESERVOIR PROJECT

WHEREAS, the City of Imperial (City) recognizes the importance of conserving Colorado River water supplies for local beneficial use, via use of best management practices and operational efficiency;

WHEREAS, the City acknowledges that Imperial Irrigation District (IID) has long been committed to supporting efficiency in water conservation and water accounting efforts; and

WHEREAS, it has come to City's attention that IID is pursuing through the US Department of Interior, Bureau of Reclamation, a funding opportunity under the recently announced Small Surface and Groundwater Storage Program (Program); and

WHEREAS, IID is preparing a funding proposal under the Program for a new operational reservoir that would be located upstream of the district's water distribution system in southeastern Imperial County (Project); and

WHEREAS, the Project would be constructed for the operational management of up to 1,000 acre-feet per day of water (reservoir capacity of 2,100 acre-feet) with anticipated annual conservation yields of up to 15,000 acre-feet or approximately 4.9 million gallons of water; and

WHEREAS, City councilmembers were presented, at its _____, 2022 regularly scheduled council meeting, with an opportunity to support the Project, as stakeholders and users of IID's sole Colorado River water supply; and

WHEREAS, the City wholeheartedly supports IID's efforts to augment local water supplies by maximizing water management efficiency via the proposed Project; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF _____ CITY COUNCIL that it supports IID's funding proposal for an upstream operational storage reservoir under the Program.

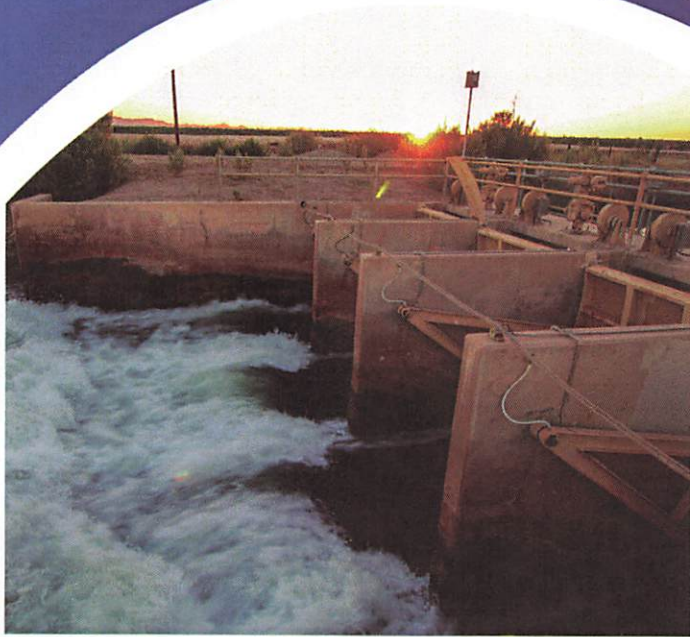
PASSED AND ADOPTED by the City Council of the City of Imperial this 16th day of November, 2022.

Geoff Dale, Mayor

ATTEST:

City Clerk

UPSTREAM OPERATIONAL RESERVOIR PROJECT



The Imperial Irrigation District (IID), an irrigation district established under the California State Water Code, is responsible for managing and delivering up to 3.1 million acre-feet of Colorado River. Colorado River water is Imperial Valley's sole water supply which supports a booming farming industry that had a gross value of \$2.3 billion in 2021 with additional billions of dollars in economic benefits associated with agricultural jobs and support services. Imperial Valley is predominantly comprised of economically disadvantaged, minority communities that rely on this resource as their lifeline.

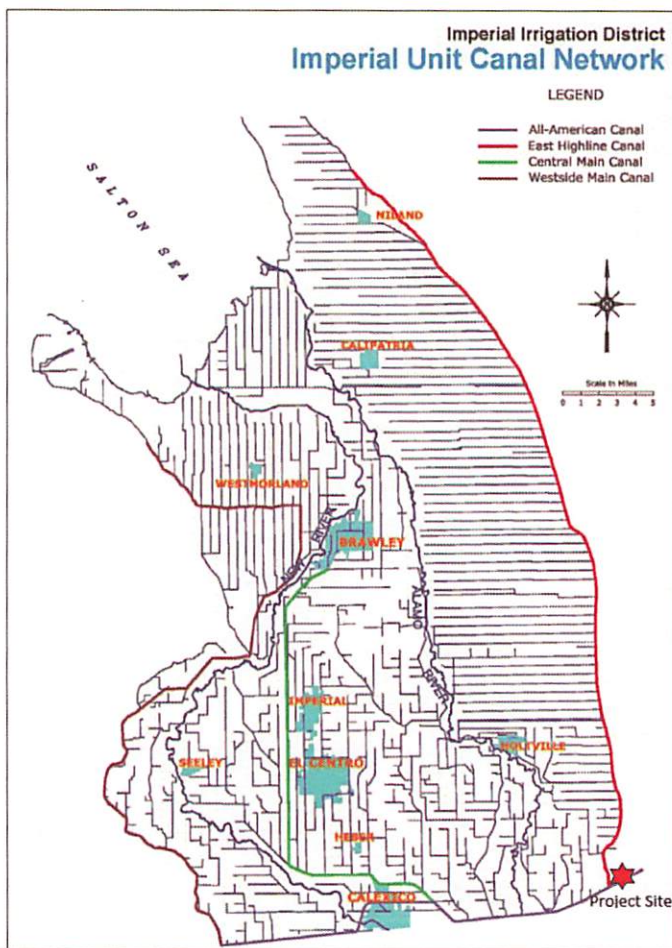
IID is pursuing the development and future operation and maintenance of an operational water reservoir and intake channel to be located upstream of the district's water distribution system in Imperial Valley.

The operational reservoir would be constructed for the operational management of up to 2,100 acre-feet of water. Water conveyed from the Colorado River, through the All-American Canal (a federally owned facility) would be channeled through an AAC Reach and into the proposed reservoir via a gravity flow, intake channel. The proposed intake channel would be approximately 1.3 miles long while the proposed basin area would cover approximately 396 acres. The reservoir is strictly for operational needs and is designed to deliver water in a controlled manner through an automated gate outlet and structure that will feed water back into the East Highline Canal, with the ultimate goal of accommodating short water orders downstream in the eastern Imperial Valley and conserving up to 15,000 acre-feet of water annually (collectively, the Project).

Specifically, the proposed Project site would be located in the southeastern region of Imperial Valley, Imperial County, California, east of Calexico and southeast of Holtville. The proposed Project site is located adjacent to the AAC, approximately 1.1 miles north of State Highway 98 and approximately two miles south of U.S. Interstate Highway 8 (I-8). The Project site would encompass land purchased by IID for the 396-acre basin and would also consist of both federally owned and private owned parcels for the intake channel.

A draft Environmental Assessment (EA) for NEPA compliance and a draft Environmental Impact Report for CEQA compliance will be prepared for the proposed Project. The Project design is expected to be completed in 2023. It is anticipated that the Project will cost approximately \$74 million to construct. When operational, it is estimated that the Project will conserve 15,000 acre-feet annually (an estimated 4.9 million gallons of water annually) from improved water delivery efficiency.

Conserved water will enable IID to live within its consumptive use and support new non-agricultural development demands within the Imperial Valley while continuing to fulfill its contractual water transfer obligations.



PROJECT OBJECTIVES

IID has an entitlement to Colorado River water that is now having to accommodate future water demands under the terms of the 2003 Quantification Settlement Agreement (QSA) and related water transfer agreements, which will require up to 500,000 acre-feet of conserved water per year. Water conservation by IID is to be ramped up through 2026. Mid lateral and off-line reservoirs are an integral part of the IID System Conservation Program. The proposed Project will increase delivery flexibility and provide conservation opportunities within the district to accommodate water transfers and future water demand. These efforts are consistent with the objectives set forth in IID's 2021 Water Conservation Plan.

The Proposed Action will help support IID 12-Hour Delivery Program via maximized operational storage capacity and flexibility. The 12-Hour Delivery Program is based on 12-hour water orders that enable farmers to match crop requirements and conserve water.

The reservoir will increase program capacity and help balance supply-demand mismatches due in part to conveyance travel time, peak demands, unavailable storage, and rain events.

The proposed Project will provide consistency with the 2018 California Water Plan goals: Goal 2-Strengthen Resiliency and Operational Flexibility of Existing and Future Infrastructure; Goal 4-Empower California's Under-Represented and Vulnerable Communities (all Imperial Valley communities are disadvantaged communities with the exception of the City of Imperial); and, Goal 6-Support Real-time Decision-making, Adaptive Management and Long-term Planning.

The Proposed project is in support of the Reclamation Reform Act of 1982 to "... encourage ... consideration and incorporation of prudent and responsible water conservation measures ... by ... recipients of irrigation, municipal and industrial water ..."