

**AGENDA  
CITY COUNCIL  
CITY OF IMPERIAL  
200 WEST 9<sup>TH</sup> STREET  
IMPERIAL, CA 92251-1637  
JUNE 17, 2020  
5:30 PM CLOSED SESSION  
7:00 PM OPEN SESSION**

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

To protect our constituents, City officials and City staff, the City requests all members of the public to follow the California Department of Health Services' guidance and the County of Imperial Public Health Office Order for the control of COVID-19 restricting group events and gatherings and maintaining physical distancing. Additional information regarding COVID-19 is available on the City's website at [www.cityofimperial.org](http://www.cityofimperial.org)

1. If you choose to attend the Council meeting in person, you will be required to maintain appropriate physical distance, i.e. maintain a 6-foot distance between yourself and other individuals. Please note seating is limited.
2. You are strongly encouraged to observe the City Council meetings via Livestream at the City of Imperial Facebook page.
3. Email public comments to [cityclerk@cityofimperial.org](mailto:cityclerk@cityofimperial.org) by 4:30 pm on Wednesday, June 17, 2020. Comments received by 4:30 pm will be read into the record.

**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 may include teleconference participation by the City Council Members and City staff. Consistent with Executive Order N-29-20 teleconference locations utilized by City Council Members shall not be accessible to the public and are not subject to special posting requirements.

The City of Imperial thanks you in advance for taking all precautions to prevent spreading the COVID-19 virus.

*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.*

**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. CITY COUNCIL CONVENES TO CLOSED SESSION AT 5:30 PM**

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. They are as follows:

- A-1. SUBJECT: PUBLIC EMPLOYEE APPOINTMENT 54957 (b) (1)**  
**TITLE:** City Manager

**A-2. SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION 54954.5 (e)**  
**TITLE: City Manager**

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

Significant exposure to litigation (1 potential case)

**A-4. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED  
LITIGATION 54956.9(c)**

Initiation of litigation (1 potential case)

**A-5. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

City of Imperial v. Western Insurance Company, et al  
SDSC Case No. 37-2011-00083094-CU-CO-CTL

***CITY COUNCIL ADJOURNS CLOSED SESSION***

**B. CITY COUNCIL CONVENES TO OPEN SESSION AT 7:00 P.M.**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**ADJUSTMENTS TO THIS AGENDA**

**ANNOUNCEMENT OF 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, 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 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, 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 three (3) minutes.

**D. 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

**D-1.** Approval of claims/warrants report.

**D-2.** Approval of Treasurers’ Report for month of May 2020.

**D-3.** Approval of minutes for Regular and Special meetings: April 28, 2020, May 6, 2020, May 7, 2020, May 13, 2020, and May 18, 2020.

**D-4.** Approval to submit letter of support for Imperial Valley Business Recovery.

**D-5.** Approval to submit letter to CalEPA and CalRecycle regarding Local Government Regulatory Relief in Response to COVID-19 Pandemic.

**E. ACTION ITEMS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)**

**E-1. SUBJECT: DISCUSSION/ACTION: EMERGENCY AT WASTEWATER TREATMENT PLANT – MANHOLES.**

1. SUSPEND THE EMERGENCY.

**E-2. SUBJECT: DISCUSSION/ACTION: WATER TREATMENT PLANT – PLATE SETTLER REPLACEMENT PROJECT – BID NO. 2020-04**

1. AWARD BID TO SPIESS CONSTRUCTION CO. INC. IN THE AMOUNT OF \$839,800.00.

**E-3. SUBJECT: DISCUSSION/ACTION: CITY CONFLICT OF INTEREST CODE – BIENNIAL REVIEW.**

1. PROVIDE DIRECTION TO REVIEW THE CONFLICT OF INTEREST CODE.

**E-4. SUBJECT: DISCUSSION/ACTION: FISCAL YEAR 2018-2019 AUDITS.**

1. ACCEPTANCE OF FY 18-19 SINGLE AUDIT REPORT FOR FILING.
2. ACCEPTANCE OF FY 18-19 TRANSPORTATION DEVELOPMENT ACT (TDA) AUDIT FOR FILING.

**E-5. SUBJECT: DISCUSSION/ACTION: MUNICIPAL BUDGET FOR FISCAL YEAR 2020-2021.**

1. PRESENTATION/OVERVIEW OF MUNICIPAL BUDGET FOR FISCAL YEAR 2020-2021.
2. APPROVAL OF RESOLUTION NO. 2020-32, ADOPTING THE MUNICIPAL BUDGET FOR FISCAL YEAR 2020-2021.

**E-6. SUBJECT: DISCUSSION/ACTION: EMPLOYMENT AGREEMENT – CITY MANAGER.**

1. APPROVE EMPLOYMENT AGREEMENT BY AND BETWEEN THE CITY OF IMPERIAL AND DENNIS H. MORITA.

**E-7. SUBJECT: DISCUSSION/ACTION: UPDATE OF COVID-19 PANDEMIC.**

**F. REPORTS:**

**F-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.**

**F-2. SUBJECT: CITY MANAGER REPORT**

**F-3. SUBJECT: DEPARTMENT REPORTS.**

**ADJOURN CITY COUNCIL MEETING UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, JULY 1, 2020 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.