

**MINUTES
CITY COUNCIL
AND
SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY
CITY OF IMPERIAL
JANUARY 19, 2022**

A. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:30 PM.

MAYOR DALE CONVENED CLOSED SESSION AT 6:30PM

COUNCIL PRESENT: AMPARANO, EUGENIO, BURNWORTH AND DALE

ABSENT: TUCKER

CITY STAFF PRESENT: MORITA, BROWN, HOLBROOK AND MORA

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

(Initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Section 54956.9).
One (1) potential case.

A-2. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: A.P.N. 063-054-038

Agency Negotiator: City Manager, Dennis Morita

Under Negotiation: Instructions to Negotiator Concerning Price and Terms

CITY COUNCIL ADJOURNS CLOSED SESSION

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

MAYOR DALE CALLED THE MEETING TO ORDER AT 7:00 PM.

COUNCIL PRESENT: AMPARANO, EUGENIO, BURNWORTH AND DALE

ABSENT: TUCKER

CITY STAFF PRESENT: MORITA, BROWN, HOLBROOK, GUTIERREZ, HALLER, CHIEF ESTRADA, CHIEF BARRA, SELF, LOPEZ, MORA, ESTRADA, ANGUIANO, SGT. SHAFFER, CPL SANCHEZ, OFCR FIERRO

PLEDGE OF ALLEGIANCE WAS LED BY KIM PHILLIPS

ADJUSTMENTS TO THIS AGENDA

MORITA STATED THAT THERE WERE SEVERAL ADJUSTMENTS TO THE AGENDA. ADJUSTMENTS TO THE CONSENT THAT WARRANT #102516 BE HELD OUT FOR SEPARATE ACTION, PULL ITEM F7 IN PLACE OF ADDING B1 FROM THE SPECIAL MEETING AGENDA TO RUN CONCURRENT WITH THE REGULAR MEETING FOLLOWING G-1 OF THE SUCCESSOR AGENCY ACTION.

ACTION:

AMPARANO MOTIONED TO MAKE THE ADJUSTMENTS TO THE AGENDA AS PRESENTED BY MORITA. BURNWORTH SECONDED.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

HOLBROOK STATED THERE WAS NO REPORTABLE ACTION IN CLOSED SESSION.

C. PUBLIC APPEARANCES:

C-1. Matters not appearing on the agenda.

BLACK of 3334 Tumbleweed Ave. received a courtesy notice about his wall/fence along La Brucherie Road and wanted to run some information about the situation. He contacted Mr. Ramirez and was trying to get information from him and how was he going to address this issue that has been going in for 10 or 12 years within three days. BLACK stated he went back and forth with the City and wanted to know why did they allow that wall to be built like it is. BLACK stated that Ramirez told him it isn't a wall, it's a fence. BLACK further stated he believed damage had been done to the soundness of the wall during the undergrounding of the canal from IID. BLACK claims the wall wasn't in this bad of a condition before that project. Three other residents who did not identify themselves also made comment regarding the same courtesy notices they received and stated that Mr. Ramirez was very rude. Residents asked why the City couldn't tear down the fence and build something else. MAYOR Dale asked Mr. Morita to meet with the residents and see if we can't come to a resolution for this situation.

MARRS: A public comment was received by Mr. Christopher MARRS and read into the record by MORITA. A copy of the document is available by way of Public Records Request through the City Manager's Office.

C-2. Matters appearing on the agenda.

None

D. SPECIAL PRESENTATIONS:

D-1. IMPERIAL HIGH SCHOOL MURAL(S) ARTISTS

MAYOR DALE and Council recognized 45 students of Imperial High School for their Community Spirit and Activism displayed through several murals painted on the temporary construction wall located on the school campus.

D-2. LAW ENFORCEMENT APPRECIATION WEEK

MAYOR DALE and COUNCIL recognized the Imperial Police Department for their continued dedication to the Imperial Community and encouraged residents to show their appreciation for law enforcement throughout the whole month of January. The Imperial City Council proclaimed January 9-15 as Law Enforcement appreciate week.

E. CONSENT AGENDA:

- E-1. Approval of claims/warrants report.
- E-2. Approval of Resolution No. 2022-06 of the City of Imperial authorizing submittal of grant application for all CalRecycle grants for which the City of Imperial is eligible.
- E-3. Approval of Resolution No. 2022-07 authorizing application for State Water Resource Control Board utility assistance and designating City Officials to execute necessary documents.
- E-4. Approval of Treasurer’s Report for the month ending in November 30, 2021.

ACTION #1:

AMPARANO MADE A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED WITHHOLDING WARRANT #102516 FROM E-1 CLAIMS & WARRANTS REPORT. BURNWORTH SECONDED THE MOTION.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

ACTION #2

AMPARANO MOTIONED TO APPROVE WARRANT #102516 FOR ROVE ENGINEERING, INC. BURNWORTH SECONDED THE MOTION.

AYES: AMPARANO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: EUGENIO

MOTION CARRIED: 3-1

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

F-1. SUBJECT: DISCUSSION/ACTION: BUDGET AND PLANNING SERVICES

DISCUSSION:

BROWN presented the item on behalf of the City Council. In review of the information BROWN introduced OpenGov Consultant Andrew KERKADO. KERKADO presented to the City Council the opportunities to automate the City’s current system while addressing strategic goals and increasing transparency to the public. EUGENIO stated that she recalled seeing the demonstration at the League in Sacramento and that she can recall thinking that as the fastest growing City, we needed to refresh our antiquated systems. BURNWORTH asked if we put this out for solicitation. BROWN explained that we didn’t do an RFP, however we did obtain quotes from other providers and determined that OpenGov was the best option for the City. AMPARANO asked if the new budget will be searchable so when sitting in a meeting, he would be able to bring an item up to make sure it was budgeted for(?). BROWN and KERKADO confirmed, that yes the new system would allow for that. AMPARANO asked if the new system tracks depreciation. KERKADO stated that the budgeting and planning software suite does not, however their financial suite does and that is something to consider for the future. EUGENIO asked

GUTIERREZ what her take on the new system was. GUTIERREZ stated she is looking forward to the partnership with OpenGov and getting started. No more discussion was held by the City Council. MAYOR DALE called for a motion.

ACTION:

MOTION BY BURNWORTH, SECOND BY AMPARANO TO APPROVE THE AGREEMENT BETWEEN THE CITY OF IMPERIAL AND OPENGOV, INC. FOR BUDGET AND PLANNING SERVICES FOR A FIVE-YEAR TERM NOT TO EXCEED \$169,730.00.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-2. SUBJECT: DISCUSSION/ACTION: RESOLUTIONS OF THE IMPERIAL CITY COUNCIL CALLING FOR A SPECIAL MUNICIPAL ELECTION ON TUESDAY, JUNE 7, 2022

DISCUSSION:

BROWN presented four resolutions to the City Council calling for a special election to pose the question regarding whether or not the City Clerk should be appointed or elected. No discussion was held by the City Council. MAYOR DALE called for a motion.

ACTION:

AMPARANO MOTIONED TO APPROVE RESOLUTION NO. 2022-08 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL ELECTION ON TUESDAY, JUNE 7, 2022 FOR THE SUBMISSION TO THE VOTERS OF A QUESTIONS RELATING TO THE CITY CLERK; AND RESOLUTION NO. 2022-09 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF IMPERIAL TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION; AND RESOLUTION NO. 2022-10 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL SETTING PRIORITIES FOR FILING A WRITTEN ARGUMENT(S) REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; AND RESOLUTION NO. 2022-11 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL PROVIDING FOR FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS. EUGENIO SECONDED THE MOTION.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-3. SUBJECT: DISCUSSION/ACTION: RURAL RECREATION AND TOURISM PROGRAM GRANT APPLICATION(S)

DISCUSSION:

LOPEZ presented the item to the City Council. No Discussion was held by the City Council. MAYOR DALE called for a Motion.

ACTION:

AMPARANO MADE A MOTION TO APPROVE RESOLUTION NO. 2022-12 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE STATE OF CALIFORNIA UNDER THE RURAL RECREATION AND TOURISM PROGRAM FOR THE TOWNSITE PARK PROJECT; AND RESOLUTION NO. 2022-13 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE STATE OF CALIFORNIA UNDER THE RURAL RECREATION AND TOURISM PROGRAM FOR THE SR 86 IMPROVEMENT PROJECT. EUGENIO SECONDED THE MOTION.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-4. SUBJECT: DISCUSSION/ACTION: CLEAN CALIFORNIA GRANT PROGRAM

DISCUSSION:

BROWN presented the item to the City Council. No discussion was held, MAYOR DALE called for a motion.

ACTION:

MOTION BY AMPARANO AND SECOND BY EUGENIO TO APPROVE RESOLUTION NO. 2022-14 AUTHORIZING THE APPLICATION FOR CALIFORNIA DEPARTMENT OF TRANSPORTATION CLEAN CALIFORNIA GRANT PROGRAM FOR THE SR 86 IMPROVEMENT PROJECT.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-5. SUBJECT: DISCUSSION/ACTION: DECLARATION OF SURPLUS LAND

DISCUSSION:

BROWN presented the item to the Imperial City Council. No discussion was held by the City Council, MAYOR DALE called for a motion.

ACTION:

MOTION BY BURNWORTH AND SECOND BY AMPARANO TO ADOPT RESOLUTION NO. 2022-15 DECLARING REAL PROPERTY OWNED BY THE CITY OF IMPERIAL LOCATED AT THE CORNER OF HWY 86 AND BELFORD ROAD AS SURPLUS LAND.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-6. SUBJECT: DISCUSSION/ACTION: ENGINEERING AND CONSTRUCTION SERVICES

DISCUSSION:

SELF presented the item on behalf of Public Services to the City Council. AMPARANO asked if the repairs will be ready within 2 weeks and what is our backup in case something happens. SELF stated that as of now, the City does not have an option, however staff believes we will be able to fabricate something in the event of an emergency. SELF further stated that based off of current usages, we would have two days in the interim of needed another solution. No further discussion was held by the City Council, MAYOR DALE called for a motion.

ACTION:

MOTION BY BURNWORTH, SECONDED BY AMPARANO TO APPROVE OF PROPOSAL FOR ENGINEERING AND CONSTRUCTION SERVICES FROM WEBB ASSOCIATES FOR FILTER COMPLEX PIPE CORROSION PROJECT IN THE AMOUNT OF \$26,960.00.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

F-7. SUBJECT: DISCUSSION/ACTION: 2020 URBAN WATER MANAGEMENT PLAN

AGENDA ITEM PULLED AND REPLACED WITH B-1, PUBLIC HEARING

- ~~1. APPROVAL OF RESOLUTION NO. 2022-04 ADOPTING THE 2020 URBAN WATER MANAGEMENT PLAN.~~
- ~~2. APPROVAL OF RESOLUTION NO. 2022-05 ADOPTING A WATER SHORTAGE CONTINGENCY PLAN.~~

**F-8. SUBJECT: DISCUSSION/ACTION: PURCHASE OF REPLACEMENT
PLAYGROUND EQUIPMENT FOR SUNSET PARK AND JOSHUA PARK**

DISCUSSION:

LOPEZ presented the item to the City Council. AMPARANO asked if this was a routine replacement. LOPEZ indicated that the purchase was necessary due to age and deterioration of the equipment because of the exposure to the elements. EUGENIO indicated she was pleased to see some attention to these playground structures. No further discussion was held by the City Council. MAYOR DALE called for a motion.

ACTION:

MOTION BY AMPARANO, SECONDED BY EUGENIO TO APPROVE THE PURCHASE FOR THE REPLACEMENT PLAYGROUND EQUIPMENT IN THE AMOUNT OF \$17,714.81.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

G. SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY.

**G-1. SUBJECT: DISCUSSION/ACTION: AUTHORIZE SUBMITTAL OF THE
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) FOR
FISCAL YEAR 2022/2023**

DISCUSSION:

GUTIERREZ presented the item to the SUCCESSOR AGENCY BOARD (COUNCIL). GUTIERREZ indicated that the report is due to the Department of Finance on February 1, 2022. No further discussion was held by the BOARD. CHAIRMAN DALE called for a motion.

ACTION:

MOTION BY BURNWORTH, SECONDED AMPARANO TO AUTHORIZE THE SUBMITTAL OF THE ROPS FOR THE PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023 TO THE DEPARTMENT OF FINANCE.

AYES: AMPARANO, EUGENIO, BURNWORTH AND DALE

NOES: NONE

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 4-0

****The Following Item Was Added to the Action Calendar in Place of F-7 by Council Action At the Beginning of the Regular Meeting.*

B. PUBLIC HEARING: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)

B-1. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: 2020 URBAN WATER MANAGEMENT PLAN

MAYOR DALE opened the public hearing at 8:11 PM.

DISCUSSION:

MORA opened the discussion on the item to the City Council and introduced consultant Wes & Associates to make the formal presentation. J. COMBER (consultant) provided a background and overview of the State requirements for the Urban Water Management Plan (UWMP) and Water Shortage Contingency Plan (WSCP). AMPARANO asked why it was necessary to have six stages of WSCP when the County of Imperial has majority rights to the Colorado River. COMBER stated that while you have the rights to an ample amount of water, it isn't a guarantee and so the City must adopt a contingency plan. The IID cannot control the amount of water that comes down the Colorado River. MORA and COMBER further explained that it is a state requirement and in order to be in compliance the City must have one on the books. DALE stated the last time we went through this we had to implement restrictions and people lost their lawns, trees and it impacted the beautification of our City, but looking at neighboring jurisdictions to the North such as Palm Desert you see lush green golf courses. DALE further stated that this is all political what the State makes us do. DALE stated he appreciated the consultants report and understands the position staff is.

PUBLIC HEARING CLOSED 8: 30 PM

ACTION:

MOTION BY BURNWORTH, SECOND BY EUGENIO TO APPROVE RESOLUTION NO. 2022-04 ADOPTING THE 2020 URBAN WATER MANAGEMENT PLAN AND RESOLUTION NO. 2022-05 ADOPTING A WATER SHORTAGE CONTINGENCY PLAN.

AYES: EUGENIO, BURNWORTH, DALE

NOES: AMPARANO

ABSENT: TUCKER

ABSTAIN: NONE

MOTION CARRIED: 3-1

PRIOR TO ADJOURNING THE MEETING, MAYOR DALE THANKED THE CITY COUNCIL FOR THEIR ACTIONS AT THE PREVIOUS COUNCIL MEETING REGARDING THE PASSING OF RESOLUTION 2022-01. DALE REFERENCED THE ACTION TAKEN BY PARLIAMENT TO LIFE RESTRICTIONS IN THE UK AND HOPES THAT OUR LEADERS WOULD FOLLOW SUIT WITH THE SAME ACTION. DALE FURTHER EXPRESSED HIS APPRECIATION FOR STARBUCKS IN ANNOUNCING THAT THEY WILL NOT REQUIRE THEIR EMPLOYEES TO BE VACCINATED. NO FURTHER COMMENTS WERE MADE BY THE CITY COUNCIL.

MAYOR DALE ADJOURNED THE MEETING AT 8:35 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, FEBRUARY 2, 2022, AT 7:00 P.M.