



## Imperial City Council

*Robert Amparano – Mayor  
James Tucker – Mayor Pro-Tem  
Ida Obeso-Martinez – Council Member  
Stacy Mendoza – Council Member  
Katherine Burnworth – Council Member*

# AGENDA

## Regular Meeting of the Imperial City Council

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

**May 1, 2024**

**Closed Session at 06:00 pm**

**Open Session at 07:00 pm**

*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. All documents containing an executive summary and staff recommendation associated with open session action items are made available for public inspection on the City's website, [www.cityofimperial.org](http://www.cityofimperial.org) seventy-two (72) hours prior to the posted meeting time. Government Code section 54957.5(b)(2)(B)

*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].*

### **6:00 P.M. CLOSED SESSION**

#### **CALL TO ORDER**

**PUBLIC COMMENT FOR CLOSED SESSION ITEMS ONLY:** The City Council welcomes public input. Members of the public may address the City Council on Closed Session items by contacting the City Clerk's Office at 760-355-3334. Pursuant to State Law, the City Council may not discuss or take action on issues not on the meeting agenda (Government Code Section 54954.2). If you are compensated to communicate with City officials, you may be required to register and/or make certain disclosures as a lobbyist. Please see the City Clerk for additional information. There is a time limit of three (3) minutes for anyone wishing to address the City Council on these matters.

**CONFERENCE WITH LEGAL COUNSEL:** The City Council finds, based on advice from the City Attorney, that discussion in open session of the following described matter(s) will prejudice the position of the City in existing and anticipated litigation.

**A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – G.C § 54956.7 (b)(1)**

Title of Position: City Manager

**B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9

Number of Potential Cases: 1

**C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – G.C § 54956.8**

Property Address: Old Post Office

(APN# 064-055-005)

Agency Negotiator: Dennis H. Morita, City Manager

Negotiating Parties: AT & T

Under Negotiation: Instructions to Negotiator Regarding Price & Terms

**D. CONFERENCE WITH LEGAL COUNSEL – G.C § 54956.9(d)(2)**

City of Imperial vs. PCG Mayfield, LP, Imperial County Superior Court Case No. ECU 000568

**CITY COUNCIL CONVENES TO REGULAR MEETING**

**7:00 P.M. REGULAR MEETING**

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**ADJUSTMENTS TO THE AGENDA:** The City Council will discuss the order of the agenda, may amend the order, add urgency items, note abstentions or “no” votes on consent calendar items and request consent calendar items be removed from the consent calendar for discussion. The City Council may also remove items from the consent calendar prior to that portion of the agenda. For purposes of the official city record, the City Council may take care of these issues by entertaining a formal motion.

**CITY ATTORNEY REPORT ON CLOSED SESSION ACTIONS**

**PUBLIC COMMENT:** There is a time limit of three (3) minutes for anyone wishing to address the City Council on these matters.

**Matters not appearing on the agenda:** If you wish to address the City Council concerning any item within the City 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 of three (3) minutes on each person’s presentation. It is requested that longer presentations be submitted to the City Clerk’s Office in writing 48 hours before the meeting.

**A. PRESENTATIONS:**

- A-1. Proclamation recognizing National Nurses Week
- A-2. Proclamation recognizing Professional Municipal Clerk’s Week
- A-3. Presentation by Imperial Valley Small Business Development Center

**B. CONSENT AGENDA:** All items appearing under “Consent Agenda” will be acted upon by the City Council with 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.

- B-1. Claims and Warrants Report
- B-2. Approve Letter of Support for AB 2633 (Alvarez)
- B-3. Approve Letter of Support for U.S. Department of Energy Resilience and Innovation Partnerships (GRIP) Grant
- B-4. Approve City Council meeting minutes of April 17, 2024

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

- C-1. Award a contract for the preparation of a Pavement Management System (RFP No. P2024-01).

**Staff Report:** Othon Mora, Community Development Director

**Recommended Action:** Award the RFP contract to IMS Infrastructure Management Services for a Pavement Management System in the amount of \$34,725.00 from LTA Measure “D”.

- C-2. Award a construction contract for the 7<sup>th</sup>, 10<sup>th</sup> & 14<sup>th</sup> Street Rehabilitation Project Bid No. 2024-01 and authorize a 25% contingency.

**Staff Report:** Othon Mora, Community Development Director

**Recommended Action:** Award the bid contract to Rove Engineering, Inc. in the amount of \$4,230,912.10 and authorize a 25% contingency.

- C-3. Approval of two facility use agreements with the Imperial Unified School District (IUSD).

**Staff Report:** Victoria Topete, Recreation Coordinator

**Recommended Action:**

- 1. Approve a facility use agreement with IUSD for the use of Frank M. Wright Middle School’s gymnasium.
- 2. Approve a facility use agreement with IUSD for the use of their swimming pool.

- C-4.** Approve Resolution No. 2024-20 accepting the FY2022-2023 State Citizen’s Option for Public Safety (COPS) funding and expenditure plan.

**Staff Report:** Aaron Reel, Chief of Police

**Recommended Action:** Rescind Resolution No. 2024-08 and approve Resolution No. 2024-20, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL APPROVING THE ACCEPTANCE OF STATE CITIZENS OPTIONS FOR PUBLIC SAFETY (COPS) PROGRAM FUNDING FOR FISCAL YEAR 2022-2023

- C-5.** Receive and file the Q3 Quarterly Budget Report for March 31, 2024 and adopt Resolution No. 2024-19, approving the third quarter budget amendment.

**Staff Report:** Victor Manriquez, Administrative Services Director

**Recommended Action:** Adopt Resolution No. 2024-19, A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF IMPERIAL CALIFORNIA AMENDING THE FISCAL YEAR 2023-2024 BUDGET AS OF THE THIRD QUARTER (Q3) ENDING MARCH 31, 2024.

**D. REPORTS:**

**D-1.** Department Reports

**D-2.** City Manager Report

**D-3.** Mayor and Councilmember Reports

**ADJOURNMENT:** The next regular scheduled meeting of the Imperial City Council is Wednesday, May 15, 2024.

**AFFIDAVIT OF POSTING**

I, KRISTINA SHIELDS, City Clerk for the City of Imperial, California, DO HEREBY CERTIFY under penalty of perjury under the laws of the State of California, that the foregoing notice was posted at the City of Imperial City Hall bulletin board at 420 S. Imperial Avenue, Imperial, CA and on the City of Imperial's website not less than 72 hours prior to the meeting, per Government Code 54954.2.

Dated: April 26, 2024

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KRISTINA SHIELDS  
City Clerk