

# Minutes

## Regular Meeting of the Imperial City Council December 21, 2022

### **A. City Council Convenes to Closed Session at 6:00 p.m.**

Mayor Dale Convened to Closed Session at 6:03 PM.

City Council Present: Dale, Burnworth, Amparano and Tucker

City Staff Present: Morita, Brown, and Turner

#### **A-1. Public Employee Performance Evaluation (§54957)**

Title: City Manager

#### **A-2. Conference with Legal Counsel – Existing Litigation (§ 54956.9(d)(1))**

Case Number.: 4A2210BMYH5-0001

#### **A-3. Conference with Legal Counsel – Anticipated Litigation**

Significant exposure to litigation pursuant to § 54956.9(d)(2): One (1) Potential Cases

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

Mayor Dale Called the Meeting to Order at 7:06 PM.

City Council Present: Dale, Burnworth, Amparano and Tucker

City Staff Present: Morita, Brown, Turner, Mora, Self, Estrada, Lopez, Chief Estrada, and Chief Barra

Pledge of Allegiance was led by Council Member James Tucker

#### **Adjustments to the Agenda:**

None

#### **Action Taken in Closed Session:**

City Attorney Turner review the items discussed in closed session and stated there was no reportable action.

### **C. Public Appearances:**

#### **C-1. Matters not appearing on the agenda:**

None

#### **C-2. Matters appearing on the agenda:**

None

### **D. Consent Agenda:**

All items appearing under “Consent Agenda” will be acted upon by the City Council in 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 City Council meeting minutes from December 7, 2022.
- D-2.** Approval of agreement between Flock Group INC. and the City of Imperial.
- D-3.** Approval of continued emergency action of resolution No. 2022-60, HWY 86 and Aten Rd.
- D-4.** Approval of Claims and Warrants Report.
- D-5.** 2022 California Building Codes, Adoption/2<sup>nd</sup> Reading of Ordinance NO. 823.
- D-6.** Approve Final Map for Victoria Ranch Unit 4B & Authorize the City Clerk to Record Final Map and Documents

**ACTION:**

MAYOR PRO-TEM BURNWORTH MOTIONED TO APPROVE THE CONSENT AGENDA AS PRESENTED. SECONDED BY COUNCILMEMBER AMPARANO.

AYES: Dale, Burnworth, Amparano and Tucker  
NOES:  
ABSTAIN:  
ABSENT:

MOTION CARRIED: 4-0

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

**E-1. Subject: Results of General Election Held November 8, 2022.**

DISCUSSION:

BROWN provided an overview of the final election results for the November 8<sup>th</sup> General Municipal Election. No discussion was held by the City Council

ACTION:

MAYOR PRO-TEM BURNWORTH MOTIONED TO ADOPT RESOLUTION 2022-80, DECLARING THE RESULTS OF THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTIONS. SECONDED BY COUNCILMEMBER AMPARANO.

AYES: Dale, Burnworth, Amparano and Tucker  
NOES:  
ABSTAIN:  
ABSENT:

MOTION CARRIED: 4-0

**E-2. Subject: Administration of Oath of Office and Presentation of Certificates of Elections to Those Officers Who Were Elected to Office.**

City Clerk Morita Administered the Oath of Office to Newly Elected City Clerk, Kristina Shields.

City Clerk Shields Administered the Oath of Office to Elected Council Members Stacy Mendoza, Ida Obeso-Martinez, and Reelected Council Member James Tucker.

NO REPORTABLE ACTION

**E-3. Subject: Reorganization of the City Council Members for 2023.**

Discussion:

City Clerk Shields, Councilmembers Tucker, Obeso-Martinez and Mendoza assumed the dais following the oath of office. Shields opened the floor for nominations of the 2023 Mayor and Mayor Pro Tem.

ACTION #1

COUNCILMEMBER AMPARANO MOTIONED TO APPOINT MAYOR PRO-TEM KATHERINE BURNWORTH AS MAYOR FOR CALENDAR YEAR 2023. SECONDED BY COUNCILMEMBER TUCKER

AYES: Burnworth, Amparano, Tucker, Obeso-Martinez, and Mendoza

NOES:

ABSTAIN:

ABSENT:

MOTION CARRIED: 5-0

ACTION # 2

COUNCILMEMBER TUCKER MOTIONED TO APPOINT COUNCILMEMBER AMPARANO AS MAYOR PRO TEM FOR CALENDAR YEAR 2023. SECONDED BY MAYOR BURNWORTH.

AYES: Burnworth, Amparano, Tucker, Obeso-Martinez, and Mendoza

NOES:

ABSTAIN:

ABSENT:

MOTION CARRIED: 5-0

**E-4. Subject: Reorganization of Successor Agency to the Redevelopment Agency Board for 2023.**

**DISCUSSION:**

TUCKER asked who the current Chair and Vice-Chair were. Burnworth and BROWN explained that these positions are commonly held by the Mayor and Mayor Pro Tem

**ACTION #1**

COUNCILMEMBER MENDOZA MOTIONED TO APPOINT MAYOR BURNWORTH AS CHAIRPERSON OF THE IMPERIAL SUCCESSOR AGENCY. SECONDED BY COUNCILMEMBER TUCKER.

AYES: Burnworth, Amparano, Tucker, Obeso-Martinez, and Mendoza

NOES:

ABSTAIN:

ABSENT:

MOTION CARRIED: 5-0

**ACTION #2**

COUNCILMEMBER TUCKER MOTIONED TO APPOINT MAYOR PRO TEM AMPARANO AS THE VICE-CHAIRPERSON OF THE IMPERIAL SUCCESSOR AGENCY. SECONDED BY COUNCILMEMBER MENDOZA.

AYES: Burnworth, Amparano, Tucker, Obeso-Martinez, and Mendoza

NOES:

ABSTAIN:

ABSENT:

MOTION CARRIED: 5-0

**E-5. Subject: Recognition of Departing City Council Members.**

Mayor Burnworth invited members of the community to make their remarks for the incoming and outgoing members of the City Council. Remarks and presentations were made by Supervisor Michael Kelley, Mario Renteria representing State Senator Steve Padilla's Office, Mayor Tomas Olivas, James Gonzalez of Autism Speaks Imperial County, Imperial Planning Commission Chairman Mark Hammerness, and Imperial Public Library Trustee Mia Hernandez.

Outgoing Councilmember Karin Eugenio and Outgoing Mayor Dale recognized and thanked the City Council and Staff for their efforts and collaborations during their tenure on the City Council.

NO REPORTABLE ACTION

**F. Adjournment**

**F-1. Subject: Adjournment of this Regular Meeting of the City Council is Until the Next Regularly Scheduled Meeting, Wednesday, January 4, 2023, at 7:00 p.m.**

Mayor Burnworth adjourned the Regular Meeting of the Imperial City Council at 7:46 PM until the next Regularly scheduled meeting Wednesday, January 4, 2023.

**MINUTES  
CITY COUNCIL  
CITY OF IMPERIAL  
JANUARY 4, 2023**

**A. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:00 PM.**

Mayor Burnworth convened to Closed Session at 6:00 PM.

COUNCIL ATTENDANCE: MENDOZA, OBESO-MARTINEZ, AMPARANO AND BURNWORTH  
ABSENT: TUCKER

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

**MAYOR BURNWORTH CALLED THE MEETING TO ORDER AT 7:03 PM.**

ROLL CALL OF CITY COUNCIL:

PHYSICAL ATTENDANCE: MENDOZA, OBESO-MARTINEZ, AMPARANO AND BURNWORTH  
ABSENT: TUCKER

PLEDGE OF ALLEGIANCE LED BY CITY MANAGER DENNIS MORITA

**ADJUSTMENTS TO THE AGENDA:**

MORITA: NO

**ACTIONS TAKEN IN CLOSED SESSION:**

TURNER: COUNCIL WILL BE GOING BACK INTO CLOSED SESSION.

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**C. PUBLIC APPEARANCES:**

**C-1.** MATTERS NOT APPEARING ON THE AGENDA:

**C-2.** MATTERS APPEARING ON THE AGENDA:

MAYOR BURNWORTH WOULD LIKE TO PULL C-2 AND HAVE THEM COMMENT ON ITEM WHEN IT COMES UP ON THE AGENDA.

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**D. CONSENT AGENDA:**

**D-1.** CONTINUATION OF EMERGENCY AT HWY 86 AND ATEN ROAD.

**D-2. APPROVAL OF CLAIMS AND WARRANTS REPORT**

**D-3. APPROVE MATERIAL CHANGE TO WATER TREATMENT OPERATOR(S) AND WASTE WATER TREATMENT OPERATOR(S) I, II, AND III SERIES CLASSIFICATIONS.**

**ACTION #1:**

COUNCIL MEMBER MENDOZA ASK FOR CONSENT AGENDA D-3 TO BE MOVED TO E-5 FOR FURTHER CLARIFICATION.

**ACTION #2:**

MOTIONS BY MENDOZA AND SECOND BY AMPARANO TO APPROVE CONSENT AGENDA WITHHOLDING D-3.

**MOTION CARRIED: 4-0**

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

**E-1. SUBJECT: DEVELOPMENT PARK IMPACT FEE REIMBURSEMENT FOR RUSSELL SUBDIVISION.**

**DISCUSSION:**

**ACTION:**

MOTION BY OBESO-MARTINEZ AND SECOND BY MENDOZA TO REIMBURSE RUSSELL SUBDIVISION IN THE AMOUNT OF \$184,565.74.

**MOTION CARRIED: 4-0**

**E-2. SUBJECT: PURCHASE OF EQUIPMENT FOR PUBLIC SERVICES DEPARTMENT.**

**DISCUSSION:**

**ACTION:**

MOTION BY AMPARANO AND SECOND BY MENDOZA TO

**MOTION CARRIED: 4-0**

**E-3. SUBJECT: RESOLUTION TO ESTABLISH COMPENSATION FOR CITY**

**CLERK.**

**DISCUSSION:**

**ACTION:**

**MOTION BY AMPARANO AND SECOND BY OBESO-MARTINEZ TO APPROVE**

**E-4 SUBJECT: IMPERIAL CITY COUNCIL COMMITTEE APPOINTMENTS  
CALENDAR YEAR 2023.**

**A. PERSONNEL COMMITTEE:**

**PRIMARY: MAYOR BURNWORTH ALTERNATE: OBESO-MARTINEZ**

**B. AD HOC COMMITTEE:**

**PRIMARY: MAYOR BURNWORTH ALTERNATE: AMPARANO**

**C. FRIENDS OF IMPERIAL PARKS**

**PRIMARY: OBESO-MARTINEZ ALTERNATE: MENDOZA**

**D. IMPERIAL ARTS DISTRICT COMMITTEE**

**PRIMARY: MAYOR BURNWORTH ALTERNATE: TUCKER**

**E. AIRPORT LAND USE COMMISSION**

**PRIMARY: HAMMORNESS ALTERNATE:**

**F. CENTINELA CITIZEN ADVISORY COMMITTEE**

**PRIMARY: TUCKER ALTERNATE: CAPT. SHEFFIED**

**G. CALIFORNIA JOINT POWER INSURANCE AUTHORITY (CJPIA)**

**PRIMARY: MAYOR BURNWORTH ALTERNATE: CITY MANAGER MORITA**

**H. IMPERIAL VALLEY REGIONAL CHAMBER OF COMMERCE**

**PRIMARY: MENDOZA ALTERNATE: OBESO-MARTINEZ**

**I. IMPERIAL COUNTY TRANSPORTATION COMMISSION**

**PRIMARY: AMPARANO ALTERNATE: MENDOZA**

**J. SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG)**

**PRIMARY: AMPARANO ALTERNATE: MENDOZA**

**ACTION:**



MOTION BY AMPARANO AND SECOND BY MENDOZA TO APPROVE THE PRIMARY AND ALTERNATE REPRESENTATIVES FOR IMPERIAL CITY COUNCIL COMMITTEE APPOINTMENTS CALENDAR YEAR 2023.

**MOTION CARRIED: 4-0**

**G. REPORTS:**

**F-1. DEPARTMENT REPORTS:**

**TONY** INFORMED THE CITY COUNCIL AND PUBLIC ABOUT THE TREE PLANNING EVENT SATURDAY, JANUARY 7, 2023 AT SUNSET PARK AT 9 AM. ALL VOLUNTEERS WELCOME TO LEARN HOW TO MAINTAIN, CARE AND PLANT TREES.

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

**MORITA - NO REPORT.**

**F-3. MAYOR AND COUNCIL MEMBER REPORTS:**

**MENDOZA** I HAVE BE WORKING WITH TONY ON THE GRANT FOR THE TREE PLANNING EVENT AT SUNSET PARK AND WOULD LIKE TO SAY “THANK YOU TO TONY FOR BEING EASY TO WORK WITH.”

**G. ADJOURNMENT:**

**G-1. SUBJECT: ADJOURNMENT OF THIS REGULAR MEETING OF THE CITY COUNCIL IS UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, JANUARY 18, 2023, AT 7:00 PM.**

**DISCUSSION:**

**MAYOR BURNWORTH** WOULD LIKE TO RECONVENE TO CLOSE SESSION.

**ADJOURNED THE CITY COUNCIL MEETING AT 8:35 PM. NO PREPORABLE ACTION.**