

**Minutes
CITY COUNCIL
CITY OF IMPERIAL
NOVEMBER 17, 2021**

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

MAYOR EUGENIO CONVENEED TO CLOSED SESSION AT 6:34 PM

CITY COUNCIL PRESENT: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

CITY STAFF PRESENT: MORITA, BROWN AND HOLBROOK

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 (SECTION 54956.8).
Property: Assessor Parcel Numbers: 044-611-011 and 044-616-024
Agency Negotiator: City Manager
Negotiating Parties: Joe McCormack
Under Negotiation: Instruction to Negotiator Concerning Price and Terms

A-2. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS (SECTION 54956.8).
Property: Assessor Parcel Numbers: 044-220-046-000
Agency Negotiator: City Manager
Negotiating Parties: Max Leimgruber
Under Negotiation: Instruction to Negotiator Concerning Price and Terms

CITY COUNCIL ADJOURNS CLOSED SESSION at 6:57 P.M.

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

MAYOR EUGENIO CONVENEED TO OPEN SESSION AT 7:01 P.M.

CITY COUNCIL PRESENT: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

CITY STAFF PRESENT: MORITA, BROWN, HOLBROOK, GUTIERREZ, HALLER, CHIEF ESTRADA, CHIEF BARRA, ESTRADA, LOPER, LOPEZ, CAPT. SHEFFIELD AND ANGUIANO.

PLEDGE OF ALLEGIANCE WAS LED BY EMBER HALLER

ADJUSTMENTS TO THIS AGENDA

ITEMS E5 AND E7 OF THE ACTION AGENDA TO MOVE TO CONSENT

ACTION:

MOTION BY AMPARANO AND SECOND BY DALE TO MOVE ITEMS E-5 AND E-7 OF THE ACTION CALENDAR TO THE CONSENT AGENDA.

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

HOLBROOK stated that there was no reportable action out of closed session.

C. PUBLIC APPEARANCES:

C-1. Matters not appearing on the agenda.

CHUCK JERNIGAN, a resident of the City of Imperial, appeared before the city council to express his concerns regarding the traffic at 15th Street and SR 86. Jernigan expressed his disappointment that the item was not on the agenda and provided recommendations for the council’s consideration.

GEORGE TAYLOR, General Manager of Republic Services, appeared be for the City Council regarding the implementation of SB 1383. TAYLOR stated that he and a representative from Cal Recycle attended the City Council meeting up in Brawley the prior evening during which time Cal Recycle expressed their intention to stick to their deadlines of January 1st. TAYLOR stated all that the City need to avoid any penalties with the State is to implement an ordinance prior to the date.

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 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 the continuation of emergency declared by Resolution No. 2021-51.

D-3. Approval of Regular City Council Minutes for November 03, 2021.

D-4. Approval of Warranty and Support for Smart Cover System for in the amount of \$20,754.00.

E-5. Imperial Police Department Agreement Between Veritone.

E-7. Annual Payment of Senus And Aqua Metric Services Agreement.

ACTION:

MOTION BY AMPARANO to approve the consent agenda as amended to Include E-5 and E-7.
SECOND BY DALE.

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

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

E-1. SUBJECT: DISCUSSION/ACTION: CHRISTMAS IN A SMALL TOWN “SNOW SCENE”.

DISCUSSION:

AMPARANO EXPRESSED HE WAS LOOKING FORWARD TO THE EVENT. NO FURTHER DISCUSSION WAS HELD BY THE CITY COUNCIL. DALE MADE A MOTION.

ACTION:

MOTION BY DALE AND SECOND BY BURNWORTH TO authorize the agreement between the City of Imperial and Artic Glacier, Usa, Inc. to provide snow scene for “Christmas In A Small Town”.

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

E-2. SUBJECT: DISCUSSION/ACTION: RUSSEL COURT SUBDIVISION UNIT 2 (FM 27-29 TO 82).

DISCUSSION:

MORA presented the item on behalf of the Community Development Department. AMPARANO asked when the warranty for this project would begin and requested staff to be diligent in their review of the project during that period. MORA stated that the warranty period begins with Council action.

ACTION:

MOTION BY AMPARANO to approve and accept the monumentation of Russell Court Subdivision Unit 2. SECOND BY DALE

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

E-3. SUBJECT: DISCUSSION/ACTION: RUSSELL COURT SUBDIVISION UNIT 1 – PARK AND RETENTION BASIN.

DISCUSSION:

MORA presented the item on behalf of Community Development and Parks. MORA stated that the final walk through of the project was complete and the developer had met all conditions required of the project. DALE stated that he had seen a retention park in San Luis he would like the City to look at. AMPARANO asked how the retention-park held up in the recent storm. MORA stated that there were some grading issues with the slope on the west side that the developer had to fix before the work would

be accepted. Those have since been completed. AMPARANO asked if the DG and Landscaping stayed intact(?). MORA and LOPEZ both indicated that it had. AMPARANO asked for confirmation that we were no longer allowing for retention parks. LOPEZ and BROWN confirmed that retention parks were no longer allowed within the City's standard and that this project map had been approved in 2007. No further discussion was held by the City Council. AMPARANO made a motion.

ACTION:

MOTION BY TUCKER to approve and accept the Russel Court Subdivision Unit 1 Park and Retention Basin as recommended by staff. SECOND BY DALE

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

**E-4. SUBJECT: DISCUSSION/ACTION: RUSSEL COURT SUBDIVISION UNIT 3
(FM 27-98 TO 100).**

DISCUSSION:

MORA presented the item on behalf of the Community Development Department. No discussion was had by the City Council. AMPARANO made a motion.

ACTION:

MOTION BY AMPARANO to approve and accept the monumentation of the Russel Court Subdivision Unit 3. SECOND BY DALE

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

E-5. MOVED TO CONSENT

**E-6. SUBJECT: DISCUSSION/ACTION: INDEPENDENT ASSURANCE SERVICES
FOR 2ND STREET REHABILITATION AND RECONSTRUCTION
PROJECT FROM OLD SR-86 TO "P" STREET (RFP P2021-09).**

DISCUSSION:

MORA presented the item on behalf of the Community Development Department. TUCKER asked staff if this was the amount that was anticipated. MORA confirmed that it was within staff's estimate of the cost. AMPARANO asked for clarification that we are required to hire a company to verify a part of a project that has already been completed(?). MORA confirmed that it was a requirement of Caltrans.

ACTION:

MOTION BY TUCKER to award the contract for independent assurance services to Sierra Material Testing for the 2nd Street Rehabilitation and Reconstruction Project. SECOND BY DALE

MOTION CARRIED: 4-1

AYES: BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: AMPARANO

ABSTAIN: NONE

E-7. MOVED TO CONSENT

E-8. SUBJECT: DISCUSSION/ACTION: CHANGE ORDER #5 FOR WASTE WATER TREATMENT PLANT UPGRADE PROJECT.

DISCUSSION:

AMPARANO stated these are the kinds of change orders he likes to see. No further discussion was had by the City Council. AMPARANO made a motion.

ACTION:

MOTION BY AMPARANO to approve and accept the balancing change order #5 for the Waste Water Treatment Plant Upgrade Project in the amount of \$115,468.00. SECOND BY DALE

MOTION CARRIED: 5-0

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

F. REPORTS:

F-1. SUBJECT: DEPARTMENT REPORTS.

NONE

F-2. SUBJECT: CITY MANAGER REPORT.

NONE

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

BURNWORTH wished everyone a happy and safe Thanksgiving.

DALE wished everyone a happy thanksgiving, and stated he hoped staff understood that his words of disgust towards the State are not any reflection of how he feels about City staff.

EUGENIO asked HALLER for more information on Friday's Movie In the Park. HALLER stated that the movie would start at 5:30PM at Savannah Ranch Park. The City would be showing The Grinch that stole Christmas. EUGENIO also encouraged the community to donate to the Cancer Resource Center of the Desert for the No Shave November Campaign referencing her nails were painted green in remembrance of her friend Tony who passed away from Colon Cancer.

MAYOR EUGENIO ADJOURNED THE CITY COUNCIL MEETING AT 7:30 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, DECEMBER 1, 2021 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.