



City Council Members

*Geoff Dale- Mayor
Katherine Burnworth-Mayor Pro Tem
Robert Amparano-Council Member
Karin Eugenio- Council Member
James Tucker-Council Member*

Minutes

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

October 19, 2022

Closed Session at 6:00 p.m.

Open Session at 7:00 p.m.

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

Mayor Dale called closed session to order at 6:00 p.m.

Council Members Present: Geoff Dale- Mayor, Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita-City Manager, Katie Turner-City Attorney, Othon Mora-Director of Community Services

City Staff Present by Zoom: Alexis Brown-Assistant City Manager

- A-1. Subject: Conference with Legal Counsel – Anticipated Litigation**
Significant exposure to litigation pursuant to § 54956.9(d)(2): Two (2) Potential Cases
- A-2. Subject: Conference with Legal Counsel – Existing Litigation (§ 54956.9(d)(1))**
Case Number.: 4A2210BMYH5-0001
- A-3. SUBJECT: Conference with Real Property Negotiators (Section 54956.8)**
Property: APN: 063-010-083, 063-010-084, 063-010-085, 063-010-086, 063-010-087, 063-010-088.
Agency Negotiator: City Manager
Negotiating Parties: Imperial Ag, LLC
Under Negotiation: Price and Terms

B. City Council Convenes to Open Session at 7:00 p.m.

Mayor Dale called the meeting to order at 7:00 p.m.

Roll Call:

Council Members Present: Geoff Dale- Mayor, Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita- City Manager, Alexis Brown- Assistant City Manager (zoom), Katie Turner- City Attorney, Othon Mora-Community Development Director, Jackie Loper- Public Services Director, Anthony Lopez-Parks Director, Alex Estrada-Information Technology Director, Luis Anguiano-Information Technology Support Technician, and Jillian Mehdipour-Public Records Analyst, Max Sheffield -Police Captain.

Pledge of Allegiance:

Led by James Tucker

Adjustments to the Agenda:

Discussion:

Morita, I ask that due to the significant damage caused by the storm on October 15, 2022, the council add an item to the agenda for emergency resolution 2022-69. Dale, we can add the item to E-7.

Action:

Tucker made a motion to approve “*Emergency Resolution 2022-69 added to the agenda as E-7.*” **Burnworth seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

Discussion:

Morita, under the claims and warrants item D-2, there are items issued to council members and they will need to be separated. I would like to pull item D-3, “*Approval of lease extension with Imperial Ag LLC.*”

Action:

Amparano made a motion to approve the removal of item D-3, “*Approval of lease extension with Imperial Ag LLC,*” from the agenda. **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

Action Taken in Closed Session:

Turner, there was one item brought to my attention after the posting of the agenda for Real Property Negotiators with Imperial Ag LLC. That was voted on and discussed. Direction was given to the negotiator. Two items under 54956.9(d)(2) for legal, council discussed, direction given to council, no reportable action. One legal matter listed under A-2 discussed direction was given to the council.

C. Public Appearances:

C-1. Matters not appearing on the agenda:

Gonzalo Gerado, Imperial City resident, addressed the City Council on the quick response by city staff to clear fallen trees and debris from the storm on 10-15-2022. He thanked the City Public Service staff for their quick response and clean up.

Brian Hare, of Imperial Ag, addressed the City Council on considering a longer-term lease on the property in Imperial. The property requires a good Stuart ship that would need a longer lease to put improvements on the property. I ask humbly that you consider those terms and give direction to the Council.

C-2. Matters appearing on the agenda:

None

D. Consent Agenda:

D-1. Approval of the City Council meeting minutes from October 5, 2022

D-2. Approval of claims and warrants

D-3. Approval of lease extension with Imperial Ag LLC.

Action:

Mayor Dale requested item D-2 #106801 for Robert Amparano, #106789 for Katie Burnworth, and #105668 for JT Towing, be voted on as separate items from the consent agenda items.

Amparano, made a motion to approve “*D-2 #106789 for Katie Burnworth, claims and warrants.*” **Tucker, seconded** the motion.

Ayes: 3 Amparano, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 1 Katie Burnworth

Motion Passed 3-0

Tucker, made a motion to approve “*D-2 #106801 for Robert Amparano, claims and warrants.*” **Burnworth, seconded** the motion.

Ayes: 3 Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 1 Amparano

Motion Passed 3-0

Amparano, made a motion to approve “*D-2 #105668 JT Towing, claims and warrants.*” **Burnworth, seconded** the motion.

Ayes: 3 Amparano, Burnworth, Dale

Nays: 0

Absent:1 Eugenio

Abstained: 1 Tucker

Motion Passed 3-0

Amparano made a motion to approve the “*Consent agenda items D-1, D-2 and D-3.*” **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

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

E-1. Subject: Deputy Anthony Redondo Memorial Park Proposed Park Improvements.

Discussion:

Lopez, presented the staff report. Amparano, I like the way this is going. Lopez, it is a 50% right now, but if we do a COD within 10 days of delivery it’s an 80% discount. Dale, what was it that you said would make it go up in price in November? Lopez, there is going to be 15%-20% surge in pricing for materials. This will be mid-November for all playground equipment and manufacturers.

Action:

Tucker made a motion to “*Approve the purchase of inclusive playground, fitness equipment, and shades from Game Time in an amount not to exceed \$150,000.00.*” **Burnworth seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

Amparano made a motion for the “*Authorization to seek bids.*” **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

E-2. Subject: Discuss, approve/deny acceptance of RFP for Labor Compliance Services for Clearwell, filter piping and GAC expansion project.

Discussion:

Loper, presented the staff report.

Action:

Burnworth made a motion to “*Approve Labor Compliance Consultants of Southern California-hourly pricing of \$90+ fees; not to exceed \$13,200.00.*” **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

E-3. Subject: Surplus items at the Imperial Public Library.

Discussion:

Morita, presented the staff report. Amparano, are these books coming off the shelf or storage? Morita, this is a combination. We have a lot of donated books coming in as well. In the library, there is an effort to hand out the surplus of books.

Action:

Amparano made a motion to approve the “*Declaration of certain books, materials, and equipment as surplus at the Imperial Public Library and authorization to donate and/or dispose of said materials.*” **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

E-4. Subject: Imperial Public Library Code of Conduct Policy.

Discussion:

Morita, presented the staff report. Amparano, if there are violations, who will be enforcing them? Morita, we have advised staff to contact the Police Department if they are afraid for their safety. When it comes to violations of dress code, restroom and similar violations, the Director has been the enforcing authority. The Director has been informed to notify the Police Department if she feels uncomfortable. Amparano, will this code of conduct be shared with the staff? Morita, yes.

Action:

Amparano made a motion to “*Approve resolution 2022-67, adopting Imperial Public Library patron code of conduct.*” **Tucker seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

E-5. Subject: Discussion Only – La Brucherie Widening Project

Discussion:

Mora, presented a slide show with an update on the La Brucherie Widening Project. Amparano, on the waterline, it's going to go down Aten road to Treshill. Will it become a dead end there? Mora, we are going to connect it to the existing water line. Amparano, the storm that is there is going north on La Brucherie. We can't tap in to the drain on the south? Mora, this was the most cost-effective way. Amparano, given the last weather events, what has this done to the estimated completion date? Mora, we have lost two weeks. Amparano, are we on track? Mora, we are on track and we will not exceed the contingency. Amparano, we are going to put sidewalks on the Eastside. Will there be a bike lane? Mora, there will not be a bike lane.

E-6. Subject: Discussion Only – Northpointe Development Project

Discussion:

Morita, presented an update on the Northpointe Development Project.

E-7. Subject: Emergency Resolution for the October 15, 2022 Storm.

Discussion:

Morita, presented the staff report.

Action:

Burnworth made a motion for the “*Approval of Resolution 2022-63, Emergency Resolution for the October 15, 2022, Storm.*” **Amparano seconded** the motion.

Ayes: 4 Amparano, Burnworth, Dale, Tucker

Nays: 0

Absent:1 Eugenio

Abstained: 0

Motion Passed 4-0

Mayor Dale adjourned the City Council Meeting at 7:34 p.m. until the next regularly scheduled meeting, Wednesday November 2, 2022, at 7:00 p.m.



City Council Members

*Geoff Dale- Mayor
Katherine Burnworth-Mayor Pro Tem
Robert Amparano-Council Member
Karin Eugenio- Council Member
James Tucker-Council Member*

Minutes

City Council
City of Imperial
220 West 9th Street
Imperial, CA 92251-1637
November 02, 2022
Closed Session at 6:00 pm
Open Session at 7:00 pm

A. City Council Convenes to a Closed Session at 6:00 pm

Mayor Dale called closed session to order at 6:00 p.m.

Council Members Present: Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, Karin Eugenio- Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita-City Manager, Katie Turner-City Attorney

A-1. Subject: Conference with Legal Counsel – Existing Litigation (§ 54956.9(d)(1))

1. Case Number.: 4A2210BMYH5-0001

A-2. Subject: Public employee performance evaluation (54954.5€)

1. Title: City Manager

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

Mayor Dale called open session to order at 7:10 p.m.

Roll Call:

Council Members Present: Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, Karin Eugenio- Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita-City Manager, Katie Turner-City Attorney, Jackie Loper-Public Service Director, Jesus Villegas- Community Development Manager, Luis Anguiano-Information Technology Support Technician.

Pledge of Allegiance:

Led by Robert Amparano

Adjustments to the Agenda:

Burnworth requested item D-1 “*Approval of Claims and Warrants Report*” be pulled from the consent items.

Action Taken in Closed Session:

Turner, there are two items discussed with council. Item A-1, direction was given to council, no reportable action. A-2, employee performance evaluation for the City Manager, discussion took place without any reportable action.

C. Public Appearances:

C-1. Matters not appearing on the agenda:

Jorge Chavez Jr., a nursing student at IV Collage, addressed the council about November being a tobacco-free month and requested the council work on creating more smoke-free spaces.

Charlene Bia, a Meadowbrook Drive resident, addressed the council regarding letters sent to Victoria Terrazas Community residents. Bia, the residents' representative, promised a solution by the city, only to be met with letters stating that nothing would be done. Residents are requesting a solution from the city.

C-2. Matters appearing on the agenda:

None

D. Consent Agenda:

- D-2. Appointment of Imperial Valley Telecommunication Authority Representative and Alternate.**
- D-3. Terminate Emergency Declared by Resolution 2022-23 Repair of Supply Line at The Aten Reservoir Tank Has Been Completed.**
- D-4. Terminate Emergency Declared by Resolution 2022-62. Repair/Replacement of Main Breaker at Water Treatment Plant Has Been Completed.**
- D-5. Approve Purchase of Two Influent Meters for The Wastewater Treatment Plant to Maintain Compliance with State Requirements in the Amount of \$14,959.21 (Not Including of Fees and Labor).**
- D-6. Approve Purchase of Parts for Vactor Truck Not to Exceed \$30,000.00.**
- D-7. Approve Bulk Purchase of Crack Sealer for Street Maintenance in the Amount of \$36,342.00.**

Action:

Amparano, made a motion to approve “*Consent Agenda Items D-2, D-3, D-4, D-5, D-6, D-7*”. **Burnworth, seconded** the motion.

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

E. Special Presentation

E-1. Imperial Police Department – No Shave November Challenge

Sgt. Caldwell with the Imperial Police Department presented the No Shave November Challenge. Mayor Dale presented a proclamation to the Imperial Police Department.

E-2. Proclamation: Family Court Awareness Month

Mayor Dale presented a proclamation for Family Court Awareness Month.

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

F-1. SUBJECT: The Surface Transportation Block Grant (STBG) Program for The Aten Boulevard Rehabilitation Project.

Discussion:

Villegas, presented the staff report. Amparano, do you know how far the railroad is from 86? Villegas, I don't have the exact information in front of me, but it is approximately 200 feet, a continuation to the west. Amparano, are we still on track for the Aten to 86? Villegas, yes, this is the third approval of the project.

Action:

Amparano made a motion to “*Approval of Resolution 2022-69 A Resolution of the City Council Authorizing an Application Submission to Obtain Funding Through the FY 2025-2026 Surface Transportation Block Grant (STBG) Program for the Aten Boulevard Rehabilitation Project.*” **Tucker, seconded** the motion.

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

F-2. SUBJECT: A Resolution of the City Council Regarding Unallocated Funds Account.

Discussion:

Morita presented the staff report. Burnworth, can you explain what zeroing out the funds would do? Morita, this would allow us to reconcile the funds and balance out the account. We would be putting this money aside and ensuring that the checkbook reflects the correct balance in the account, balancing the account and letting the audit be completed. Burnworth, it's not forgiving the balance? I ask that this remain on the agenda so that we can have updates and be transparent with the public. Morita, yes.

Action:

Tucker, made a motion to approve “*Approval of Resolution 2022-70 Regarding Treatment of an Unallocated Fund Account in the City of Imperial General Fund for Purposes of Reconciliation of the FY 19/20 Single Audit and Completion of FY 20-21 and FY 21-22 Municipal Audit*”

Eugenio, seconded the motion.

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

F-3. SUBJECT: Agreement Between the City of Imperial and MuniTemps Municipal Staffing Solutions.

Discussion:

Morita, presented the staff report.

Action:

Burnworth, made a motion to approve “*Approval of Agreement Between the City of Imperial and MuniTemps Municipal Staffing Solutions for the Term of Six (6) Months Not to Exceed \$191,000.00.*” **Tucker seconded the motion.**

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

F-4. SUBJECT: Continue Emergency Declared by Resolution 2022-06 For Repair of Suction Lines at Various Lift Stations.

Discussion:

Loper, presented the staff report. Burnworth, I want to point out the agenda is incorrect the resolution is 2022-60, not 2022-06 as listed.

Action:

Eugenio, made a motion to approve “*Continue Emergency Declared by Resolution 2022-06 for Repair of Suction Lines at Various Lift Stations.*” **Burnworth, seconded** the motion.

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

D-1 Subject: Claims and Warrants

Discussion:

Burnworth, I requested additional information be provided. Morita, we do have purchase orders that can be provided. When your request was received, there was not enough time to gather the requested information. Moving forward, we will include the requested information. Burnworth, yes, what we receive does not show what funds are used for the purchase. Morita, the purchase orders will provide you with the account numbers.

Action:

Burnworth, made a motion to approve “D-1 Claims and Warrants.” **Amparano, seconded** the motion.

Ayes: 5 Burnworth, Amparano, Eugenio, Tucker, Dale

Nays: 0

Absent:0

Abstained: 0

Motion Passed 5-0

At 7:36 p.m. Mayor Dale Adjourned the City Council Meeting Until the Next Regularly Scheduled Meeting, Wednesday, November 16, 2022, at 7:00 p.m.



Minutes

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

November 16, 2022
Closed Session at 6:00 p.m.
Open Session at 7:00 p.m.

City Council Members

Geoff Dale- Mayor
Katherine Burnworth-Mayor Pro Tem
Robert Amparano-Council Member
Karin Eugenio- Council Member
James Tucker-Council Member

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

Mayor Dale called closed session to order at 6:00 p.m.

Council Members Present: Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, Karin Eugenio- Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita-City Manager, Alexis Brown-Assistant City Manager, Katie Turner-City Attorney

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

Case Number.: 4A2210BMYH5-0001

A-2. Public employee performance evaluation (§54957)

Title: City Manager

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

Mayor Pro Tem Burnworth called the meeting to order at 7:00 p.m.

Roll Call:

Council Members Present: Katherine Burnworth-Mayor Pro Tem, Robert Amparano-Council Member, Karin Eugenio- Council Member, James Tucker-Council Member

City Staff Present: Dennis Morita- City Manager, Alexis Brown-Assistant City Manager, Katie Turner- City Attorney, Othon Mora-Community Development Director, Jackie Loper- Public Services Director, Anthony Lopez-Parks Director, Alex Estrada-Information Technology Director, Luis Anguiano-Information Technology Support Technician, and Jillian Mehdipour- Public Records Analyst, Leonard Barra-Police Chief, Oscar Robles-Fire Battalion Chief.

Pledge of Allegiance:

Led by Dennis Morita

Adjustments to the Agenda:

None

Action Taken in Closed Session:

Turner, council discussed Item A-1, conference with council regarding the case number listed on the agenda. The council was given instructions, no action to report was taken. The second item discussed was a public employee evaluation for the City Manager. There is nothing to report.

C. Public Appearances:

C-1. Matters not appearing on the agenda:

Kirk Mann, Imperial Valley Housing Authority, addressed the council with information on the Housing Authority Board. The board is looking to have a seat filled by a City of Imperial Council member.

Henry Rosas, Imperial Resident, addressed the council with concerns on traffic infractions, including expired plates, speeding, distracted drivers on their phones, darkly tinted windows, and tinted lights. He is requesting more patrols and unmarked units to prevent the violations.

C-2. Matters appearing on the agenda:

None

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

D-1. Subject: Continuation of Emergency at Hwy 86 & Aten Road.

Discussion:

Loper, presented the staff report.

Action:

Amparano made a motion to “*Continue Emergency Action Declared by Resolution 2022-60 For Repair of Suction Lines at Various Lift Stations.*” **Tucker seconded** the motion.

Ayes: 4 Burnworth, Amparano, Eugenio, Tucker

Nays: 0

Absent:1 Dale

Abstained: 0

Motion Passed 4-0

D-2. Subject: Declaration of Emergency for A Water Leak at Wall Road.

Discussion:

Loper, presented the staff report. Amparano, once you had uncovered the area, what did you find? Loper, we discovered a service line leak, a one-inch service line with an eighth-inch bend into the Copper line.

Action:

Amparano made a motion to approve “*Adoption of Resolution No. 2022-71, Declaring an Emergency in Response to A Water Line Leak at Wall Road and Authorizing the City Manager to Take Necessary Action, and Ratification of Action Take to Date.*” **Tucker seconded** the motion.

Ayes: 4 Burnworth, Amparano, Eugenio, Tucker

Nays: 0

Absent:1 Dale

Abstained: 0

Motion Passed 4-0

D-3. Subject: Resolution of the Imperial City Council in support of the Imperial Irrigation District’s upstream operation reservoir project application.

Discussion:

Justina Gamboa-Arce, IID Senior Water Resources Planner, presented information on the upstream operation reservoir project. Gamboa-Arce, advised that the resolution 2022–72 had an error in the gallons. It should reflect 4.9 billion gallons, not 4.9 million gallons. Tucker, where would this be constructed, and how many acres? Gamboa-Arce, this would be located where the East Highline intersects with the All-American Canal. north of Highway 98, upstream of the entire valley. The basin is estimated to be 396 acres in size. Amparano, so would this be east of Highline, and would it only serve East Highline? Gamboa-Arce, no, because East Highline serves everything downstream, so it would serve the entire Imperial Valley. This would be an operation reservoir, so if an order is cancelled, we would "park" the water in the reservoir.

Action:

Tucker made a motion for the “*Adoption of Resolution 2022-72, in support of the Imperial Irrigation District (IID) project upstream operation reservoir projection application under the Bureau of Reclamation’s small surface and groundwater storage program to build a new reservoir.*” **Eugenio seconded** the motion.

Ayes: 4 Burnworth, Amparano, Eugenio, Tucker

Nays: 0

Absent:1 Dale

Abstained: 0

Motion Passed 4-0

E. Adjournment

At 7:20 p.m. Mayor Pro Tem Burnworth Adjourned the Meeting of the City Council Until the Next Regularly Scheduled Meeting, Wednesday, December 7, 2022, at 7:00 pm.