

**Minutes  
CITY COUNCIL  
CITY OF IMPERIAL  
DECEMBER 1, 2021**

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

MAYOR EUGENIO CONVENED TO CLOSED SESSION AT 6:32 PM

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

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 LEGAL COUNSEL-ANTICIPATED LITIGATION**  
(Significant exposure litigation pursuant to paragraph (2) of Subdivision (d) of  
Section 54956.9).  
One (1) potential case.

*CITY COUNCIL ADJOURNS CLOSED SESSION at 6:56 P.M.*

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

AT THE REQUEST OF MAYOR EUGENIO, AND IN THE INTEREST OF TRANSPARENCY,  
MAYOR PRO-TEM DALE CHAIRED THE MEETING.

**MAYOR PRO TEM DALE CONVENED TO OPEN SESSION AT 7:03 P.M.**

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

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

**PLEDGE OF ALLEGIANCE WAS LED BY OTHON MORA**

**ADJUSTMENTS TO THIS AGENDA**

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 15<sup>th</sup> Street and SR 86. Jernigan expressed his disappointment that the item was not yet on the agenda and this was his third time attending the meeting. Jernigan also referenced that there hadn't been an exchange of dialogue between he and the Councilmembers. HOLBROOK clarified the difference between public comment and an agenda item being available for discussion.

**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 17, 2021.
- D-4.** Approval of Resolution No. 2021-58 for AB361.
- D-5.** Approval of the new MOU (Memorandum of Understanding) between the Imperial Police Department and Imperial County District Attorney's Office.
- D-6.** Award Contract for labor compliance consulting services to Labor Compliance Consultants of Southern California, LLC.
- D-7.** Amendment to the Resolution No. 2020-05 for Worthington La Luna Rural Housing and Transportation Project AHSC Award identifying Community Development Director as City Manager Designee.

**ACTION:**

MOTION BY AMPARANO to approve the consent agenda as presented. SECOND BY BURNWORTH.

**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: RFP P2021-10 – RESIDENT ENGINEERING, CONSTRUCTION MANAGEMENT AND INSPECTION FOR 2<sup>ND</sup> STREET REHABILITATION AND RECONSTRUCTION FROM OLD SR86 TO "P" STREET.**

**DISCUSSION:**

MORA presented the item on behalf of the Community Development Department. BURNWORTH asked for clarification as the staff report states that Dynamic Consulting Engineers was the lowest bid, however, the backup does not support the statement. MORA clarified that was a misprint, that they were

the lowest responsive bid for the project. No further discussion was had by the City Council. DALE called for a motion.

**ACTION:**

MOTION BY TUCKER AND SECOND BY EUGENIO TO Award the Construction Management and Inspection Contract to Dynamic Consulting Engineers, Inc. in response to RFP 2021-10; Reconstruction from Old SR 86 to P Street.

**MOTION CARRIED: 5-0**

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

**E-2. SUBJECT: DISCUSSION/ACTION: BOOSTER STATION MAINTENANCE**

APPROVAL TO PURCHASE EQUIPMENT PARTS FOR BOOSTER STATION MAINTENANCE IN THE AMOUNT OF \$20,163.19.

**DISCUSSION:**

LOPER presented the item on behalf of the Public Services Department. No comments were provided by the City Council. DALE called for a motion.

**ACTION:**

MOTION BY AMPARANO to approve the purchase of equipment parts for the Booster Station in the amount of \$20, 163.19. SECOND BY TUCKER

**MOTION CARRIED: 5-0**

AYES: AMPARANO, BURNWORTH, TUCKER, DALE AND EUGENIO

NOES: NONE

ABSTAIN: NONE

**E-3. SUBJECT: DISCUSSION/ACTION: REPUBLIC SERVICES GREEN WASTE/ORGANIC RECYCLING FOR COMMERCIAL AND SELECT MULTI-FAMILY UNITS RATE INCREASE.**

**DISCUSSION:**

MORA presented the item on behalf of the Community Development Department. DALE stated that this is another example of the State of California's overreach and the impacts are on our community and waste service provider to foot the bill. PETER STERNBURG and GEORGE TAYLOR were present on behalf of Republic Services. STERNBURG agreed with DALE's comments and explained the process by which the outreach was conducted and the process for commercial customers to obtain waivers. AMPARANO asked who in the State was going to be regulating compliance for this mandate? TAYLOR stated that had not been clarified by the state but CalRecycle has been involved in the process. No further discussion was held by the City Council. DALE called for a motion.

**ACTION:**

MOTION BY TUCKER to approve the rate increase of \$45 per month to in compliance with the mandatory Organics Recycling Law AB 1826. SECOND BY BURNWORTH

**MOTION CARRIED: 4-1**

**AYES: BURNWORTH, TUCKER, DALE AND EUGENIO**

**NOES: AMPARANO**

**ABSTAIN: NONE**

**F. REPORTS:**

**F-1. SUBJECT: DEPARTMENT REPORTS.**

**HALLER** reported on the upcoming Parade of Lights and Christmas In A Small Town.

**LOPEZ** reported on the upcoming work party at Paseo Del Sol.

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

**NONE**

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

**NONE**

**MAYOR PRO TEM DALE ADJOURNED THE CITY COUNCIL MEETING AT 7:26 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, DECEMBER 15, 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.