

**MINUTES
CITY COUNCIL
CITY OF IMPERIAL
AUGUST 21 2019**

A. CITY COUNCIL CONVENE TO OPEN SESSION

COUNCIL MEMBERS PRESENT: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

COUNCIL MEMBERS ABSENT: NONE

OTHER OFFICIALS PRESENT: CITY ATTORNEY MORITA, CITY MANAGER CHATWIN, PUBLIC SERVICES DIRECTOR LOPER, FIRE CAPTAIN FINNELL, POLICE CHIEF BARRA, COMMUNIUTY SERVICES DIRECTOR HALLER, IT DIRECTOR ESTRADA, FINANCE MANAGER GUTIERREZ, CITY PLANNER TYLENDIA, CITY CLERK JACKSON, AND PIO CHALUPNIK

MAYOR AMPARANO called the meeting to order at 7:00 P.M. and the Pledge of Allegiance was led by Police Chief Barra.

B. PUBLIC APPEARANCES:

B-1. Matters not appearing on the agenda.

None.

B-2. Matters appearing on the agenda.

LAURA GOODSSELL, Business owner and Imperial Chamber of Commerce member addressed Council as to the benefits of a good working relationship between the Chamber of Commerce and the City. Ms. Goodsell encouraged the City to keep the relationship going.

DAVID SALGADO Imperial resident questioned Item D-4 of the Consent agenda. Mr. Salgado stated he feels the item should be discussed as a regular business item and not under Consent.

C. SPECIAL PRESENTATION:

C-1. SUBJECT: RECOGNITION OF IMPERIAL POLICE EXPLORERS POST 1904

SGT. VALENZUELA introduced the Explorers in attendance and spoke about the academy that five of the members attended in San Diego. The explorers were presented a certificate by the Mayor for their individual accomplishments at the academy. Explorer Sabrina Carlos was presented a plaque in recognition of her 1st place achievement in the physical fitness category.

D. CONSENT AGENDA:

D-1. Approval of claims/warrants report.

D-2. Approval of minutes for Regular meetings of June 5, 2019 and June 19, 2019 and Special

meeting of June 10, 2019.

- D-3.** Authorization to send claim rejection letter to Ana Ochoa Valdez, as individual and Guardian Ad Litem of 2 minor children, as successors in interest of decedent Guillermo Martinez Gutierrez, as requested by Carl Warren & Company.
- D-4.** Acceptance of Revised Conditional Settlement Offer No. R7-2019-0023: Offer to Participate in Expedited Payment Program Relating to Alleged Violations of Order No. R7-2015-0030, NPDES No. CA0104400

Motion by PECHTL, second by DALE to approve the Consent Agenda as presented.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

E. ACTION ITEMS:

E-1. SUBJECT: AGREEMENT BETWEEN CITY OF IMPERIAL AND IMPERIAL CHAMBER OF COMMERCE.

- 1. TERMINATION OF IMPERIAL CHAMBER OF COMMERCE SERVICE AND LEASE AGREEMENT.

Motion by DALE, second by PECHTL to terminate the agreement with the Imperial Chamber of Commerce.

AYES: DALE, EUGENIO, PECHTL, AND TUCKER
NOES: NONE
ABSTAIN: AMPARANO
ABSENT: NONE

MOTION CARRIED 4-0-1

E-2. SUBJECT: CITY HALL SEWER LINE.

- 1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR THE REPAIRS/REPLACEMENT TO THE SEWER LINES.

Motion by PECHTL, second by DALE to continue the emergency as requested by staff.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

E-3. SUBJECT: WATER TREATMENT PLANT – FILTER MEDIA REPLACEMENT.

- 1. AUTHORIZATION TO SEEK BIDS FOR FILTER MEDIA REPLACEMENT.

Motion by PECHTL, second by TUCKER to authorize staff to seek bids.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

MOTION CARRIED 5-0

E-4. SUBJECT: COMPLIANCE TESTING FOR INTERNAL COMBUSTION ENGINES

**PER IMPERIAL COUNTY AIR POLLUTION CONTROL DISTRICT,
RULE 400.3**

1. ACCEPT QUOTE SUBMITTED BY TOTAL AIR ANALYSIS IN THE AMOUNT OF \$12,900.00 TO PERFORM MANDATORY TESTING.

Motion by PECHTL, second by EUGENIO to accept the quote submitted by Total Air Analysis in an amount not to exceed \$16,000.00.

AYES: EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: DALE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 4-1

E-5. SUBJECT: COMMUNITY DEVELOPMENT DEPARTMENT - ENGINEERING FEES UPDATE

1. APPROVE RESOLUTION NO. 2019-46, UPDATING FEE DEPOSIT FOR THE COMMUNITY DEVELOPMENT DEPARTMENT

Motion by DALE, second by TUCKER to approve Resolution No. 2019-46.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

E-6. SUBJECT: RECLASSIFICATION OF SALARY RANGE FOR PUBLIC SERVICES MANAGER

1. APPROVAL OF PUBLIC SERVICES MANAGER RANGE RECLASSIFICATION FROM RANGE 92 TO RANGE 98 ON MSPC SALARY SCHEDULE

Motion by TUCKER, second by PECHTL to approve the reclassification for Public Services Manager from range 92 to 98.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

E-7. SUBJECT: EAGER PARK PLAYGROUND SURFACING IMPROVEMENT PROJECT.

1. APPROVE QUOTE FROM ZASUETA CONTRACTING, INC. IN THE AMOUNT OF \$25,321.00

Motion by TUCKER, second by EUGENIO to accept the quote from Zasueta Contracting, Inc.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE MOTION CARRIED 5-0

E-8. SUBJECT: IMPERIAL POLICE DEPARTMENT – STATE AND LOCAL TASK

FORCE AGREEMENT

- 1. APPROVE AGREEMENT BETWEEN THE CITY OF IMPERIAL AND THE SAN DIEGO INTEGRATED NARCOTIC TASK FORCE**

Motion by PECHTL, second by TUCKER to approve the agreement.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

E-9. SUBJECT: IMPERIAL POLICE DEPARTMENT – IMPERIAL COUNTY VICTIM WITNESS ASSISTANCE PROGRAM

- 1. APPROVE OPERATIONAL AGREEMENT BETWEEN IMPERIAL POLICE DEPARTMENT AND IMPERIAL COUNTY DISTRICT ATTORNEY VICTIM WITNESS ASSISTANCE PROGRAM.**

Motion by DALE, second by TUCKER to approve the agreement.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE MOTION CARRIED 5-0

F. REPORTS:

F-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

EUGENIO reported on attending the ribbon cutting for Cross Elementary School.

DALE reported on his attendance at the ribbon cutting for Cross Elementary School and the end of summer mixer hosted by the IV Expo.

PECHTL gave a report on attending the two events as well.

AMPARANO reported on various events that he attended.

F-2. SUBJECT: DEPARTMENT HEAD AND STAFF REPORTS.

POLICE CHIEF BARRA announced that young boy from Calipatria has collected all of the police department trading cards.

F-3. SUBJECT: CITY MANAGER REPORT.

CITY MANAGER CHATWIN referred to staff updates in the manager's memo and reminded the council that city hall will be closed on Monday September 2nd in observance of Labor Day.

CITY COUNCIL MEETING ADJOURNED AT 8:02 P.M. UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, SEPTEMBER 4, 2019 AT 7:00 P.M.

**MINUTES
FOR A SPECIAL MEETING OF THE
CITY COUNCIL
CITY OF IMPERIAL
200 WEST 9TH STREET
IMPERIAL, CA 92251-1637
AUGUST 21, 2019**

A. CITY COUNCIL TO CONVENED TO OPEN SESSION

COUNCIL MEMBERS PRESENT: DALE, PECHTL, TUCKER (IN AT 6:37), AND AMPARANO

COUNCIL MEMBERS ABSENT: EUGENIO

OTHERS PRESENT: CITY ATTORNEY MORITA, CITY MANAGER CHATWIN, PUBLIC SERVICES DIRECTOR LOPER, POLICE CHIEF BARRA, COMMUNITY SERVICES DIRECTOR HALLER, IT DIRECTOR ESTRADA, FINANCE MANAGER GUTIERREZ, CITY PALNNER TYLENDIA, CITY CLERK JACKSON, AND PIO CHALUPNIK

MAYOR AMPARANO called the meeting to order at 6:30 p.m.

B. PUBLIC APPEARANCES:

None.

C. SPECIAL PRESENTATION:

C-1. SUBJECT: INTRODUCTION, OATH OF OFFICE, AND PINNING OF BADGE FOR NEW IMPERIAL POLICE OFFICER JEREMY SCHAFFER

Police Sgt. Valenzuela introduced police officer Jeremy Schaffer and a brief biography was read.

City Clerk Jackson administered the Oath of Office which was followed by the pinning of badge by Officer Schaffer's two sons.

Officer Schaffer was welcomed by the City Council and the meeting adjourned for the opportunity for family to take photos.

SPECIAL CITY COUNCIL MEETING ADJOURNED AT 6:45 P.M.

MINUTES

CITY COUNCIL CITY OF IMPERIAL SEPTEMBER 18, 2019

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

COUNCIL MEMBERS PRESENT: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

A-1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Section 54956.9)

CASE NO. 19I-05599

A-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Section 54956.9 (d))
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of G.C. Section 54956.9 (3 potential cases)

A-3. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Section 54956.8)
PROPERTY: NORTHWEST CORNER OF 15TH STREET AND SR-86
AGENCY NEGOTIATOR: CITY MANAGER
NEGOTIATING PARTIES: HALFERTY DEVELOPMENT COMPANY LLC
UNDER NEGOTIATION: PRICING AND TERMS

A-4. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Section 54956.8)
PROPERTY: APN: 064-106-001 AND 064-106-004
AGENCY NEGOTIATOR: CITY MANAGER
NEGOTIATING PARTIES: DG STRATEGIC II, LLC
UNDER NEGOTIATION: PRICING AND TERMS

A-5. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Section 54956.9 (1 potential case)

CITY COUNCIL ADJOURNED CLOSED SESSION AT 6:54 PM

B. CITY COUNCIL CONVENE IN OPEN SESSION AT 7:00

COUNCIL MEMBERS PRESENT: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

OTHER OFFICIALS PRESENT: CITY ATTORNEY MORITA, PUBLIC SERVICES DIRECTOR LOPER, FIRE CHIEF ESTRADA, POLICE CHIEF BARRA, COMMUNITY SERVICES DIRECTOR HALLER, IT DIRECTOR ESTRADA, FINANCE

**MANAGER GUTIERREZ, COMMUNITY DEVELOPMENT
DIRECTOR MORA, CITY CLERK JACKSON, AND PIO
CHALUPNIK**

MAYOR AMPARANO called the meeting to order at 7:00 PM and the Pledge of Allegiance was led by Council member Dale.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION: City Attorney MORITA announced there was no reportable action coming out of closed session.

C. PUBLIC APPEARANCES:

C-1. Matters not appearing on the agenda.

GARY METELSKI, Imperial resident. Mr. Metelski addressed Council on the following: unsolved homicide; dispute between the City and the Chamber of Commerce; abandoned hotel project; 45 mph speed along SR-86.

Another imperial resident spoke on the following: She was glad to see law enforcement at Imperial schools for opening day and thanked the IPD for having the K-9 is present on campus; and expressed concerns with billboards advertising delivery of cannabis products.

C-2. Matters appearing on the agenda.

GARY METELSKI spoke on item E-1 the re-newel of license for March & Ash. Spoke about the business providing medical cards to those who do not have a medical need for cannabis; under age patrons being able to purchase cannabis products; recommends not approving the license. He provided a hand out of material to council.

BRET PEACE and JONATHAN SACO, March & Ash responded to concerns brought up by those making public appearances.

D. CONSENT AGENDA:

D-1. Approval of claims/warrants report.

D-2. Approval of Treasurers' Reports for the months of June of 2019.

D-3. Approval of minutes for meetings of July 17, 2019, and August 21, 2019.

Motion by PECHTL, seconded by DALE to approve the Consent Agenda as presented.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E. ACTION ITEMS:

E-1. SUBJECT: MARCH AND ASH MEDICAL CANNABIS PERMIT REVIEW

Representatives with March and Ash, Spencer Andrews, Public Affairs; Jonathan Saco, COO and Breton Peace, Secretary all addressed Council in regards to the past year in getting the business up and running and looking forward to continuing to operate in the city.

1. REVIEW OF CONDITIONS OF APPROVAL AND RE-AWARD OF MEDICAL CANNABIS PERMIT TO MARCH AND ASH.

Motion by DALE, seconded by PECHTL to approve and re-award the permit to March and Ash for the operation of Medical Cannabis Dispensary.

AYES: DALE, EUGENIO, PECHTL, AND TUCKER

NOES: AMPARANO

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 4-1

E-2. SUBJECT: CITY HALL SEWER LINE.

1. CONTINUE OR SUSPEND EMERGENCY AS NECESSARY FOR THE REPAIRS/REPLACEMENT TO THE SEWER LINES AT CITY HALL.

Motion by DALE, seconded by TUCKER to continue the emergency as recommended by staff.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-3. SUBJECT: GRANULATED ACTIVE CARBON FILTRATION SYSTEM

1. ACCEPTANCE OF GRANULATED ACTIVE CARBON FILTRATION SYSTEM PROJECT AT THE CITY OF IMPERIAL WATER TREATMENT PLANT;

Motion by PECHTL, seconded by DALE to accept the project as completed.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

2. RELEASE OF RETENTION BOND TO PYRAMID BUILDING & ENGINEERING, INC. IN THE AMOUNT OF \$16,407.42

Motion by DALE, seconded by EUGENIO to release the retention bond.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-4. SUBJECT: PURCHASE OF REPLACEMENT EQUIPMENT AT WATER TREATMENT PLANT

1. AUTHORIZATION TO PURCHASE REPLACEMENT ALLEN BRADLEY VFD PARTS FOR WATER TREATMENT PLANT IN THE AMOUNT OF \$35,632.86

Motion by TUCKER, seconded by DALE to authorize the purchase.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-5. SUBJECT: RECLASSIFICATION OF GENERAL OFFICE CLERK POSITION

1. APPROVAL OF RECLASSIFICATION OF GENERAL OFFICE CLERK TO ADMINISTRATIVE ASSISTANT.

Motion by DALE, seconded by TUCKER to approve the reclassification as requested.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-6. SUBJECT: RANGE RECLASSIFICATIONS WITHIN MSPC COLLECTIVE BARGAINING UNIT

1. APPROVAL OF RANGE RECLASSIFICATION FOR PLANNER POSITION FROM RANGE 84 TO 98 ON MSPC SALARY SCHEDULE;
2. APPROVAL OF RANGE RECLASSIFICATION FOR POLICE CAPTAIN FROM RANGE 96 TO 98 ON MSPC SALARY SCHEDULE;
3. APPROVAL OF RANGE RECLASSIFICATION FOR FINANCE DIRECTOR FROM RANGE 98 TO 101 ON MSPC SALARY SCHEDULE.

Motion by PECHTL, seconded by DALE to table the item.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

E-7. SUBJECT: CITY OF IMPERIAL PUBLIC LIBRARY CLOSURE

1. APPROVAL OF IMPERIAL PUBLIC LIBRARY CLOSURE ON OCTOBER 11, 2019 FOR MANDATORY TRAINING.

Motion by EUGENIO, seconded by TUCKER to approve the closing of the library as requested.

AYES: DALE, EUGENIO, PECHTL, TUCKER, AND AMPARANO

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

MOTION CARRIED 5-0

F. REPORTS:

F-1. SUBJECT: MAYOR AND COUNCIL MEMBER REPORTS.

EUGENIO reported on attending the Open House at Quail Meadows subdivision.

DALE reported that he attended the Quail Meadows open house and the ribbon cutting for March & Ash.

PECHTL stated he enjoyed attending the March & Ash ribbon cutting event; glad to hear that the some in the community are happy with the reduced speed along SR-86 as was expressed earlier in the evening.

AMPARANO thanked staff for participating in the 9-11 memorial stair climb.

F-2. SUBJECT: CITY MANAGER REPORT

Not present.

F-3. SUBJECT: DEPARTMENT REPORTS.

HALLER informed Council that the replacement of rubber surfacing in the Eager Park playground will start September 23rd and that the playground will be closed during this time.

LINSEY DALE, IMPERIAL COUNTY PIO invited Council to attend the Hemp Summit and Expo coming up on September 27th & 28th.

CITY COUNCIL MEETING ADJOURNED AT 8:15 PM UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, OCTOBER 2, 2019 AT 7:00 P.M.