

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
CITY COUNCIL November 9, 2009**

The regular meeting of the Holtville City Council was held on Monday, November 9, 2009 at 5:30 p.m. in the Civic Center. Council Members present were Bianca Padilla, Colleen Ludwig, Richard Layton, David Bradshaw and Jerry Brittsan. Staff members present were Laura Fischer, Rosa Ramirez, Gerry Peacher, Alex Silva, Clint Erro and Glyn Snyder. Frank Cornejo and Matt Hughes were absent. City Engineer Jack Holt, City Planner Justina Arce and City Treasurer Pete Mellinger were present. City Attorney Steve Walker was also present.

CITY COUNCIL CLOSED SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 5:32 p.m.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 7:02 p.m. following the Redevelopment Agency meeting.

PLEDGE OF ALLEGIANCE:

Council Member Layton led the pledge of allegiance.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:

The City Clerk verified that the agenda was duly posted on November 6, 2009.

EXECUTIVE SESSION ANNOUNCEMENTS:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: *(Government*

Code Section 54956.9(b)

Willowbend LLC vs. City of Holtville

Claim of Willowbend LLC

No reportable action taken.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION;

(Government Code Section 54956.9(b)

Milan vs. City of Holtville

No reportable action taken.

CONFERENCE WITH LABOR NEGOTIATORS:

(Government Code Section 54957.6)

Agency Negotiator: City Manager/City Attorney

Holtville Police Officer Association

No reportable action taken.

PUBLIC COMMENTS:

Rosanna Bayon Moore, Regional Affairs Officer for SCAG talked about her new position and the background of SCAG and what they do. She invited Council and Staff to attend a regional workshop in Ontario on November 18th.

Council Member Brittsan reported the property owned by the City on Palm Ave. has been vandalized. The City Manager will address this issue with Public Works.

CONSENT AGENDA:

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- 1. Approval of Minutes of the Regular Meeting of October 26, 2009**
- 2. Current Demands # 26240 To #26385**
- 3. Discussion/Related Action To Adopt RESOLUTION 09-53 Ratifying RESOLUTION 09-50 Adopted On October 12, 2009 Approving City Policy # 300-05 On Workplace Harassment, Discrimination and Retaliation Prevention – Laura Fischer, City Manager**
- 4. Discussion/Related Action To Adopt RESOLUTION 09-54 Ratifying RESOLUTION 09-51 Adopted On October 12, 2009 Approving City Policy # 900-01 On Workplace Violence Prevention – Laura Fischer, City Manager**

A motion was made by Council Member Layton and seconded by Council Member Bradshaw to approve Consent Agenda items 1 through 4. All members present were in favor and the motion carried unanimously.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQES:

City Manager

The City Manager thanked Finance Manager Rosa Ramirez for filling in as City Manager during her absence. She said the Graffiti Abatement Program is up and running. Ms. Fischer reported the Fire Department received four calls simultaneously, two of them were haystack fires and the other two were medical calls. A British helicopter went down and medical aid was provided. The Police Department made two arrests involving residential burglaries and they have received reports of people breaking into vehicles. She reminded Council of the Green and Gold Hall of Fame Ball to be held on Friday, November 20th.

NEW BUSINESS:

Discussion/Related Action To Adopt RESOLUTION 09-55 Amending Façade Improvement Guidelines To Incorporate HUD Underwriting Requirements – Justina Arce, City Planner

This item was tabled. Direction was given to staff to bring this back when it is ready.

Discussion/Related Action To Adopt RESOLUTION 09-56 Approving Award Of Contract For The City Of Holtville – Holt Avenue Street Improvement Between Ninth And Tenth Streets To Hazard Construction Company In The Amount Of \$286,425.00 – Jack Holt, City Engineer

A motion was made by Council Member Bradshaw and seconded by Council Member Brittsan to adopt Resolution 09-56 approving award of contract for the City of Holtville – Holt Avenue Street Improvement between Ninth and Tenth Streets to Hazard Construction Company in the amount of \$286,425.00. The motion carried 5/0 in the form of a roll call vote.

Discussion/Related Action To Adopt RESOLUTION 09-57 Approving Award Of Contract For The City Of Holtville – Walnut Avenue Improvement Between Fourth And Fifth Streets To Pyramid Construction and Aggregates, Inc. In The Amount Of \$455,000.00 – Jack Holt, City Engineer

A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 09-57 approving award of contract for the City of Holtville – Walnut Avenue Improvement between Fourth and Fifth Streets to Pyramid Construction and Aggregates, Inc. in the amount of \$455,000.00. An additional award was received in the amount of \$15,868.00 from redirected ARRA funds. The motion carried 5/0 in the form of a roll call vote.

Discussion/Related Action To Authorize Repairs To City Building Used By The Chamber Of Commerce And To Modify Budget – Laura Fischer, City Manager

A motion was made by Council Member Layton and seconded by Council Member Brittsan to authorize repairs not to exceed \$4,125.00 to City Building used by the Chamber of Commerce and to modify budget. All members present were in favor and the motion carried unanimously.

PUBLIC HEARING – Discussion/Related Action To Close Out Grant # 07-FREZ-2903 – Laura Fischer, City Manager

Mayor Bianca Padilla opened the Public Hearing at 7:35 p.m. Receiving no public comments from the audience the Public Hearing was closed at 7:35 p.m. A motion was made by Council Member Bradshaw and seconded by Council Member Layton to close out Grant # 07- FREZ-2903. All members present were in favor and the motion carried unanimously.

INFORMATION ONLY:

Information Only Regarding 1st Quarter Budget Review Report – Rosa Ramirez, Finance Manager

This item was tabled until the November 23rd meeting.

Information Only Regarding Sheriff Contract – Laura Fischer, City Manager

An HPOA meeting is scheduled for November 19th. Information only; no action taken.

Staff Reports

Written reports were provided by the following: Finance Manager, Public Works Supervisor, Water Works Supervisor, Public Works Manager, Police Chief and City Planner. A Grant report was also provided.

Gerry Peacher reported that Clean Up Day for the City was a success. City employees picked up eight loads of debris and 438 trips were made by the public. There were also 678 tires collected. Allied Waste did an excellent job providing equipment and personnel. Mr. Peacher reported there are more ARRA monies available in the amount of \$34,425.00. This money will be used to replace air conditioning units at City Hall and the Chamber of Commerce building. He also reported the flag pole will be fixed by Irby Construction and the Manholes Project on Highway 115 began today.

The City Engineer did an updated slide show of the USDA Water Project.

ADJOURNMENT:

There being no further business to come before council, Mayor Padilla adjourned the Regular City Council Meeting at 8:32 p.m.

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Bianca Padilla, Mayor

Glyn Snyder, City Clerk

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
REDEVELOPMENT AGENCY
November 9, 2009**

The regular meeting of the Holtville Redevelopment Agency was on Monday, November 9, 2009 in the Civic Center. Board Members present were Bianca Padilla, Colleen Ludwig, Richard Layton, David Bradshaw and Jerry Brittsan. Staff members present were Laura Fischer, Rosa Ramirez, Gerry Peacher, Alex Silva, Clint Erro, Daniel Ibarra and Glyn Snyder. Frank Cornejo and Matt Hughes were absent. City Engineer Jack Holt, City Planner Justina Arce and City Treasurer Pete Mellinger were present. City Attorney Steve Walker was also present.

REDEVELOPMENT AGENCY CALLED TO ORDER:

Chairman Padilla called the Redevelopment meeting to order at 6:02 p.m. The Redevelopment Agency meeting was called to order prior to the regular City Council meeting.

EXECUTIVE SESSION ANNOUNCEMENTS:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR: *(Government Code Section 54956.8)*

Property: APN #'s 045-292-016, 045-293-006, 045-293-007
Agency Negotiator: City Manager

A motion was made by Chairman Padilla and seconded by Board Member Bradshaw to authorize the City Manager to negotiate proposed sale of listed real property. All members present were in favor and the motion carried unanimously.

PUBLIC COMMENTS:

None

CONSENT AGENDA:

- 1. Approval Of Minutes Of The Regular Meeting Of October 26, 2009**
- 2. Current Demands #1538 To #1544**

A motion was made by Board Member Layton and seconded by Board Member Brittsan to approve Consent Agenda items 1 & 2. All members present were in favor and the motion carried unanimously.

**REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES, &
COMMUNIQUES:**

None

NEW BUSINESS:

Discussion/Related Action To Approve Amendment No. 1 To The Cooperation Agreement Between Imperial County Office Of Education And The Holtville Redevelopment Agency– Rosa Ramirez, Finance Manager

A motion was made by Board Member Bradshaw and seconded by Board Member Brittsan to approve Amendment No. 1 to the Cooperation Agreement between Imperial County Office of Education and the Holtville Redevelopment Agency. All members Council Minutes 11/09/09

present were in favor and the motion carried unanimously.

Discussion/Related Action To Approve Amendment No. 1 To The Cooperation Agreement Between The Imperial Community College District And The Holtville Redevelopment Agency – Rosa Ramirez, Finance Manager

A motion was made by Board Member Brittsan and seconded by Board Member Layton to approve Amendment No. 1 to the Cooperation Agreement between the Imperial Community College District and the Holtville Redevelopment Agency. All members present were in favor and the motion carried unanimously.

Discussion/Related Action For Direction Regarding Location And Approval To Go Out For Bid For The Skate Park – Laura Fischer, City Manager

Recreation Supervisor Daniel Ibarra gave a presentation.

Jamie Higginbottom, 1896 E. Alamo Rd. said he would like to see a Skate Park built in Holtville because it is too costly to travel to other cities.

Board Member Brittsan has received several calls regarding lights and noise. He expects people to come from out of town which would create a parking issue. He also said there would be an issue with the restrooms being too far from the Skate Park. He is not in favor of the Fern Ave. location.

Board Member Bradshaw asked if there are any issues with the tennis players. Mr. Ibarra said the new park would eliminate the tennis courts.

Board Member Ludwig said this is a new concept and she cannot vote until she has had more time to review the location.

Board Member Layton said he wants the Skate Park to be located on 4th Street.

Board Member Ludwig said she would like to look at other locations possibly close to one of the schools.

Public Works Manager Gerry Peacher said this site was chosen because most of the facility is already there including the slab, lighting and restrooms.

Mr. Ibarra said tiles can be installed to absorb some of the noise.

Mr. Brittsan said a sound barrier would be another added expense and he believes the bathroom costs for the 4th Street location are exaggerated.

Chairman Padilla said she likes the new idea and it is better than no skate park at all. She asked if this location was rejected last year because of the ball park and safety issues.

Board Member Brittsan said the concrete slab was built prior to or during World War II.

Ms. Padilla inquired about the parking accommodations.

Mr. Peacher said typically the youngsters skateboard to the park.

Lizzie Ramirez, 613 Wooldridge Ave. said they are already skating at this location because there is no where else to go. She is looking forward to a Skate Park in Holtville.

Pete Mellinger, 629 Maple Ave. said 4th Street is not a feasible location at this time and something needs to be done now. El Centro is planning to build a million dollar park. He urges Council not to delay this project, the money is available now.

Mr. Ibarra said he discovered the same park he presented in Wilmington a long time ago. He said a \$300,000 park has not been built since 1999 and now is a cost effective time to build.

Board Member Bradshaw asked if prevailing wages would have to be paid.

Mr. Ibarra said labor costs are included in the quote and there is not much labor involved.

Mr. Peacher said the majority of the Skate Park will be built in the factory.

Mrs. Ludwig said the Board should hear from the residents and the church before making a final decision.

Mr. Brittsan said he will be going door to door to talk to residents.

Ms. Padilla directed staff to keep this item on as information only.

A motion was made by Board Member Bradshaw and seconded by Board Member Layton to locate the Skate Park at Samaha Park and approval to go out for bid for the Skate Park. The motion carried 3/2 with Board Members Ludwig and Brittsan opposing.

ADJOURNMENT:

There being no further business to come before the Board, Chairman Padilla adjourned the meeting at 7:02 p.m.

Bianca Padilla, Chairman

Glyn Snyder, Secretary