THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE CITY COUNCIL
February 26, 2007

The regular meeting of the Holtville City Council was held on Monday, February 26, 2007 at 6:00 p.m. in the Civic Center. Council Members present were Patrick Galliher, Colleen Ludwig, Bianca Padilla and Richard Layton. Staff members present were Laura Fischer, Pete Mellinger, Steve Walker, John Myers, David Lantzer, Gerry Peacher, Justina Arce, Jack Holt and Denise Toth. Council Member Doug Byram was absent.

CITY COUNCIL: CLOSED SESSION MEETING CALLED TO ORDER:
A motion was made by Council Member Galliher and seconded by Council Member Layton to proceed to closed session. The motion was carried unanimously with Doug Byram absent.

CITY COUNCIL: Meeting called to order
Mayor Colleen Ludwig called the meeting to order at 6:04 p.m.

PLEDGE OF ALLEGIANCE:
City Treasurer, Pete Mellinger led the Pledge of Allegiance.

CITY CLERK RE: Verification of Posting of the Agenda
Denise Toth, City Clerk verified that the agenda was duly posted on February 22, 2007.

EXECUTIVE SESSION ANNOUNCMENTS:
A motion was made by Council Member Layton and seconded by Council Member Padilla to pay the Claim of Mazon v The City of Holtville upon "receipt of release." The motion carried unanimously with Council Member Doug Byram absent.

PUBLIC COMMENTS:

The following comments were made regarding William Hogue who was injured on January 10, 2007. Tom Hogue of the City of Imperial asked the status of the investigation. City Manager Fischer informed him that the claim had been turned over to PERMA because the City had been turned down by surrounding jurisdictions. Trish Hogue of San Diego said that Officers Ip and Forney should not be on duty and that their story is fabricated. She indicated that her father had not committed a crime. Cassie De Paoli wanted it stated for the record that City Manager Fischer phoned her and said that Holtville does not have the manpower to conduct the investigation and that other cities were being contacted. She was informed that Council was provided with pictures (of her father) and that she could provide copies if needed. De Paoli thanked Mayor Ludwig for calling in reference to her father. She also stated that her father is not in the early stages of Alzheimer's, but has been diagnosed as having Alzheimer's and she described in detail the characteristics. Buck De Paoli stated that Mr. Hogue, when at the retirement Inn, was physically fine and that Mr. Hogue did not hurt himself. Mary Helen Dolente, a County resident, stated that she does not want to be pulled over by two police officers at one time for minor traffic infractions. Chris Iten wants immediate action taken against Police Officers Ip and Forney. Suzanne Galliher, a Holtville resident, indicated that kids are questioning "What will happen to the police officers?" and that children are afraid. She also indicated that if this were a big City, the officers would have been removed from duty while the investigations were being conducted. She feels that this incident will deter youth involvement in PAL. Tony Royer, a Holtville resident, said that the action by the officers was a gross abuse of authority and that if Council doesn't act immediately, the financial outcome against the City will grow and that the public outcry will grow greater. Public Comments closed at 6:21 p.m.

CONSENT AGENDA:

1. **Approval of Minutes of the regular meeting of February 12, 2007**
2. **Current Demands #21303 to #21377**
3. **Approval of attendance to the League of California Cities 2007 Planners Institute & Mini Expo by Planning Commissioner Dee Bradshaw and City Manager Laura Fischer**
4. **Adoption of Resolutions Number 07-10 authorizing specified city officials to sign checks, drafts or other orders for the payment of money on behalf of the City on all Rabobank accounts**
5. **Adoption of Resolutions Number 07-11 authorizing specified city officials to deposit and withdraw investment monies in the Local Agency Investment Fund to the State Treasury**
6. **PROCLAMATION – March is Red Cross Awareness Month – presented to Sylvia Preciado, director of the Imperial Valley American Red Cross Service Center**

A motion was made by Council Member Padilla and seconded by Council Member Layton to approve consent agenda items 1 thru 6 with the following corrections made to the February 12, 2007 minutes; under City Council Reorganization, the verbiage should read "elect" versus "appoint". The motion carried unanimously 4/0 in the form of a roll call vote.

AYES: Mayor Ludwig, Council Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:

7. **City Manager Report**
A written report was issued to Council by the City Manager. She stated that the Burn Institute's Fire Ball was coming up and the City Clerk will contact them for reservations.

8. **Planning Commission Report –Justina Arce, City Planner**
A written report was issued to Council by the City Planner. She reported the following updates. She was contacted on the 20th by Mr. Goyal and he indicated that he is ready to submit elevations of the conceptual Holtville Commercial Plaza Site Plan. A notice and public hearing regarding the Madriaga subdivision is scheduled before the Council on March 12th. The Project Review Committee (PRC) met and reviewed the Rancho Mira Vista conceptual plans. The notes from the meeting are available for review. There will be several action items presented before Council with regards to Rancho Mira Vista's expenses.

Council Member Bianca Padilla reported that she attended the League of California Cities meeting.

Council Member Richard Layton attended the League of California Cities meeting. The area representative Catherine Hill was there. The food was great and the speakers were good. This was his first meeting and it was very informative.

Mayor Colleen Ludwig reported that she attended the Myer Foundation Library dedication memorial to add the Hartshorn reading corner in honor of Harold Belle Wright. She attended the Planning Commission meeting and at the LAFCO meeting was there was an update on 42 pending projects. She also attended the League of California Cities dinner meeting in Calexico during which John Edney was appointed as the SCAG (Southern California Association of Governments) representative. She also attended the Fire Department's Open House.

Gerry Peacher Public Works Manager reported that he attended the IVAG and the IVWMTF meeting. He indicated that at the IVAG TAG meeting they discussed the GIS flyover issues. The problem was that there are not any distinct land markers to identify reference points. Local agencies may need the assistance of the Holt Group in identifying specific reference points within the City boundaries for the next photo shoot. At the Imperial Valley Waste Management Task Force (IVWMTF) meeting, Mr. Douthitt was elected to remain the Director of the Task Force. The regional agreement was sent to the Board for critique. Peacher was happy to report that there were no changes. The agreement will be returned to the Board of Supervisors for approval. The curbside oil pick up that took place the first of February had a 5% Valley residence response. Sunday evening a fire hydrant was hit by a fuel truck at the 7-11. The repairs were done and about 150,000 gallons were lost from the system. A copy of the police report will be obtained in order to fully assess the damages and monetary commitment of the truck and or 7-11.

Fire Chief David Lantzer stated that the Emergency Operational Plan was approved by the State and that he will bring it before Council for adoption. He also reported that this years' Open House had the largest turnout. During the event there were a lot of sign-ups for the Smoke Detector Program. With the Firefighter grant the region will purchase a mobile Burn Trailer. He reminded Council of the Fire Ball that will be held March 30th. On February 16th, there was a structural fire at Spanish Trails where a child was flown from the Middle School field to San Diego. He thanked the Burn Institute and the American Red Cross for support with travel, lodging and emotional matters that is associated with trauma.

Police Chief John Myers reported to Council that Officer Thomas Ip finished field training last week, so he is now able to patrol alone. He reminded them of the Neighborhood Watch meeting that was scheduled for tomorrow evening (Tuesday, March 27th) in the Civic Center at 6 p.m. He also reported that a couple of officers received training in El Centro on responding to sexual abuse cases.

Ms. Sylvia Preciado has been with the American Red Cross Center for six years that the center responds to the fires in Holtville. She has been familiarizing herself with the City of Holtville and attended her first event, the Rib Cook-Off. She also attended the Library for training and the Fire Departments' Open House.

POLICIES AND PROCEDURES:
None

CONTACTS BY DEVELOPERS/BUSINESS LOANS:

9. **City Manager Report**
A written report was issued to Council by the City Manager.

UNFINISHED BUSINESS:

10. **Discussion/Related Action to approve change order #1 and the filing of the notice of completion for the 2006-2007 street maintenance project – Public Works Manager, Gerry Peacher and City Engineer, Jack Holt**
A motion was made by Council Member Galliher and seconded by Council Member Byram to approve change order #1 in the amount of $2195.40 and the filing of the notice of completion for the 2006-2007 street maintenance projects. The motion carried unanimously with Council Member Byram absent.

11. **Discussion/Related Action to adopt Resolution Number 07-12 abandoning the westerly 6 feet of right of way along Fern Avenue and to designate the Mayor as the individual authorized to execute the Grant Deeds associated with said abandonment – City Manager, Laura Fischer and City Planner**
A motion was made by Council Member Galliher and seconded by Council Member Padilla to adopt Resolution Number 07-12 abandoning the westerly 6 feet of right of way along Fern Avenue and to designate the Mayor as the individual authorized to execute the Grant Deeds associated with said abandonment. The motion carried unanimously 4/0 in the form of a roll call vote.
AYES: Mayor Ludwig, Council Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

12. **Discussion/Related Action to adopt Resolution Number 07-09 adopting the updated Service Area Plan and Municipal Service Review – City Manager, Laura Fischer and City Planner**
A motion was made by Council Member Padilla and seconded by Council Member Layton to adopt Resolution Number 07-09 adopting the updated Service Area Plan and Municipal Service Review. The motion carried unanimously 4/0 in the form of a roll call vote.
AYES: Mayor Ludwig, Council Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

13. **Discussion/Related Action to approve the Project Review Committee Guidelines and Committee Responsibilities – City Planner, Justina Arce**
A motion was made by Council Member Galliher and seconded by Council Member Layton to approve the Project Review Committee guidelines and responsibilities. The motion carried unanimously with Council Member Byram absent.

14. **Discussion Regarding Proposed Economic Incentive Programs – City Manager, Laura Fischer**
Discussion only; no action taken. City Manager announced that this item will be brought back at the next meeting.

15. **Discussion/Related Action to transfer from the General Fund the appropriate funds to off set revenue loss to the Water Fund due to water rate discount – City Manager, Laura Fischer**
A motion was made by Council Member Galliher and seconded by Council Member Layton to transfer from the General Fund the appropriate funds, not to exceed $3,000, to off set revenue loss to the Water Fund due to water rate discount. The motion carried unanimously with Council Member Byram absent.

16. **Discussion/Related Action regarding the appointment of Holtville Resident Matt Hester to the Personnel Board, and final approval of the County and Regional Appointments List for 2007.**
A motion was made by Council Member Padilla and seconded by Council Member Galliher to appoint Holtville Resident Matt Hester to the Personnel Board and to approve the final County and Regional Appointments List for 2007. The motion carried unanimously with Council Member Byram absent. A final list will be distributed to Council.

NEW BUSINESS:

17. **Discussion/Related Action to adopt Resolution Number 07-08 approving the updated salary schedule and modifying the Classified Employees Memorandum of Understanding to reflect the conversion of the Fire Department to a 56-hour work week – Fire Chief, David Lantzer**
A motion was made by Council Member Layton and seconded by Council Member Galliher to approve the updated salary schedule and modifying the Classified Employees Memorandum of Understanding to reflect the conversion of the Fire Department to a 56-hour work week. The motion carried unanimously 4/0 in the form of a roll call vote.
AYES: Mayor Ludwig, Council Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

18. **Discussion/Related Action to adopt Resolution Number 07-14 to adopt Ordinance #453 approving the boundary modifications and zone changes to the Official Zoning Map of the City of Holtville – City Manager, Laura Fischer and City Planner, Justina Arce**
A copy of Resolution 07-14 was not provided to Council. This item will be brought back on March 12th for action.

19. **Discussion/Related Action to adopt Resolution Number 07-13 for a line of credit with the County of Imperial for the advance payment of the CMAQ program funds – City Manager, Laura Fischer**
A motion was made by Council Member Galliher and seconded by Council Member Layton to adopt Resolution Number 07-13 for a line of credit with the County of Imperial for the advance payment of the CMAQ program funds. The motion carried unanimously 4/0 in the form of a roll call vote.
AYES: Mayor Ludwig, Council Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

20. **Discussion/Related Action to appoint to the vacant seat on the Planning Commission – City Manager, Laura Fischer**
This item was moved to agenda item #17. A motion was made by Council Member Layton and seconded by Council Member Padilla to appoint Javier Ramos to the vacant seat on the Planning Commission. The motion carried unanimously with Council Member Byram absent.

21. **Discussion/Related Action to approve the purchase of a memorial plaque for Jim Birger – Public Works Manager, Gerry Peacher**
A motion was made by Council Member Galliher and seconded by Council Member Layton to approve the purchase, not to exceed $400, a memorial plaque for Jim Birger. Council Member Galliher stated that guidelines need to be set for such purchases.

22. **Discussion/Related Action to set a meeting date with City staff to discuss Capital Improvement Projects – City Manager, Laura Fischer**
A motion was made by Council Member Galliher and seconded by Council Member Padilla to set the Capital Improvements Projects meeting on Wednesday March 21, 2007 at 5:30 p.m.
The motion carried unanimously.

23. **Discussion/Related action to authorize a contract with The Holt Group to perform a hydrology study – City Manager, Laura Fischer**
(**Added**~ Supplemental Agenda item #23)
A motion was made by Council Member Ludwig and seconded by Council Member Galliher to authorize a contract with The Holt Group to perform a hydrology study. The motion carried 3/1 with Council Member Galliher opposing and with Council Member Byram absent.

INFORMATION ONLY:

24. **Information Only – Presentation from the Tobacco Coalition – Monica Leon and Wendy Prewett**
Information only; no action was taken.

25. **Information Only – Update on Draft EIR for Proposed Land Use Plan Update, General Plan Amendment, and Zone changes and Summary of Pending Actions – City Planner, Justina Arce**
Information only; no action was taken.

ADJOURNMENT:
There being no further business to come before the City Council, Mayor Ludwig adjourned the meeting at 8:50 p.m.

Colleen Ludwig, Mayor

Denise Toth, City Clerk

THE REGULAR MEETING OF THE HOLTVILLE REDEVELOPMENT AGENCY
February 26, 2007

The regular meeting of the Holtville Redevelopment Agency was held on Monday, February 26, 2007 at 6:00 p.m. in the Civic Center. Board Members present were Colleen Ludwig, Patrick Galliher, Bianca Padilla and Richard Layton Staff members present were Laura Fischer, Steve Walker, Gerry Peacher, John Myers, David Lantzer, Pete Mellinger, Jack Holt, Justina Arce and Denise Toth. Board Member Doug Byram was absent.

REDEVELOPMENT AGENCY CALLED TO ORDER:
Chairman Colleen Ludwig called the Redevelopment meeting to order at 8:50 p.m.

PUBLIC COMMENTS:
None

CONSENT AGENDA:

1. **Approval of Minutes of the regular meeting of February 12, 2007.**
2. **Ratify Current Demands #1286 to #1294**
3. **Adopt Resolution 07-03 authorizing specified City officials to sign checks, drafts or other orders for the payment of money on behalf of the Agency**
4. **Adopt Resolution 07-04 authorizing specified City officials to deposit and withdraw investment monies in the Local Agency Investment Fund in the State Treasury**

A motion was made by Council Member Layton and seconded by Council Member Padilla to approve Consent Agenda items 1 thru 4. The motion carried unanimously 4/0 in the form of a roll call vote.

AYES: Chairman Ludwig, Board Members Galliher, Padilla, Layton
NOES: None
ABSENT: Byram
ABSTAIN: None

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES & COMMUNIQUES:
None

UNFINISHED BUSINESS:
None

NEW BUSINESS:

5. **Discussion/Related Action to authorize a budget amendment to transfer of $21,000 from RDA Fund Balance to Water Meter Replacement Account 4795 – Public Works Manager, Gerry Peacher**

A motion was made by Council Member Galliher and seconded by Council Member Layton to authorize a budget amendment to transfer of $21,000 from RDA Fund Balance to Water Meter Replacement Account 4795. The motion carried unanimously with Board Member Byram absent.

ADJOURNMENT:
There being no further business to a motion was made by Board Member Padilla and seconded by Board Member Galliher to adjourn into Executive Session at 9:00 p.m. Council Member Galliher motioned and Council Member Layton seconded to adjourn from Closed Session at 9:35 p.m.

Colleen Ludwig, Chairman

Denise Toth, Secretary