THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE CITY COUNCIL APRIL 23, 2007

The regular meeting of the Holtville City Council was held on Monday, April 23, 2007 at 6:00 p.m. in the Civic Center. Council Members present were Mayor Colleen Ludwig, Bianca Padilla, Doug Byram and Richard Layton. Council Member Patrick Galliher was absent for the convening of closed session, present during closed session, and absent for the convening of open session. Staff members present were Laura Fischer, Pete Mellinger, Steve Walker, Gerry Peacher, John Myers, Rosa Ramirez, and Denise Toth.

CITY COUNCIL: MEETING CALLED TO ORDER:
Mayor Ludwig called the meeting to order at 5:31 p.m. A motion was made by Council Member Layton and seconded by Council Member Byram to proceed to closed session. The motion was carried unanimously.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:
Mayor Ludwig called the meeting to order at 6:03 p.m.

PLEDGE OF ALLEGIANCE:
Police Chief John Myers led the Pledge of Allegiance.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:
The City Clerk verified that the agenda was duly posted on April 19, 2007.

EXECUTIVE SESSION ANNOUNCEMENTS:

CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATIONS:
William Hogue vs. the City of Holtville
No reportable action was taken on this item.

PUBLIC COMMENTS:
Dee Bradshaw, a Holtville resident, thanked Council for allowing her to attend the League of Cities Conference. Council Member Colleen Ludwig stated that Alfonso Castro, Jr. continues to heal. She also noted that Perfecto Palma and Milton Meek were celebrating big birthdays this month.

CONSENT AGENDA:
1. Approval of Minutes of the regular meeting of April 09, 2007 and the Minutes of the Special Meeting of April 4, 2007.
2. Current Demands #21580 to #21661

A motion was made by Council Member Layton and seconded by Council Member Byram to approve Consent Agenda Items 1 & 2. The motion carried unanimously.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:

Pete Mellinger, City Treasurer, stated that there was an IVAG Transportation Committee Meeting regarding SR7 and that he also received help from Justina and Jesse Silva concerning the Wet Land Project.

The City Manager reviewed the written report prepared for Council and verbally updated the council on various items. She reminded Council about the Joint School Board Meeting.
Chief John Myers reported that he and his assistant had attended training; his officers had also attended training on Elder Abuse.

Rosa Ramirez, Finance Manager, reported that she attended a Cal Trans meeting where an overview of funding ideas was given. She informed Council that a Budget Workshop would be scheduled and that the Financial Report would be brought back in May for approval.

Gerry Peacher, Public Works Manager reported on the upcoming summer programs and the possibility of year round swimming, arts & crafts, and other activities. Quonset Hut renovation has already started along with RFP's for several projects to be brought before Council on May 14th.

City Attorney, Steve Walker, informed Council that they would soon be receiving information on several assembly bills from the League of Cities and advised them to take a look at one in particular where it involves Council contact/communications with City employees concerning work related issues.

Council Member Layton stated that he met with Gary Grammling and also had a meeting with Gary Peacock.

Council Member Byram had spent the morning with Pete Mellinger and said that he supports Pete in his efforts and thanked him for the informative meeting.

Council Member Ludwig stated that she also met with Gary Grammling, Jim Brock, and David Vernon. She noted that there was an IVAG meeting scheduled for this week.

POLICIES AND PROCEDURES:
Council - Policy Review

a. Policy 000-04 – Code of Ethics
b. Policy 000-05 – Code of Conduct

At the request of Mayor Ludwig the entire Council read both policies aloud. Mayor Ludwig also addressed a few statements that had been made in local papers. She also noted that she would like the FPPC to address statements being made.

CONTACTS BY DEVELOPERS/BUSINESS LOANS:

City Manager Report –
A verbal review of the written report was given.

UNFINISHED BUSINESS:

CONTINUED PUBLIC HEARING – Discussion/Related Action regarding RESOLUTION# 07-18 regarding the Environmental Impact Report & Certification of a Negative Declaration Prepared for the Proposed Land Use Plan Update and Related General Plan and Zoning Ordinance Amendments – City Planner, Justina Arce
The Public Hearing was opened at 6:57 p. m. and with no public comments being made it was closed at 6:67 p. m.
A motion was made by Council Member Padilla and seconded by Council Member Byram to approve RESOLUTION# 07-18 regarding the Environmental Impact Report & Certification of a Negative Declaration Prepared for the Proposed Land Use Plan Update and Related General Plan and Zoning Ordinance Amendments. All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

CONTINUED PUBLIC HEARING – Discussion/Related Action regarding the adoption of RESOLUTION #07-19 to approve the Proposed General Plan Amendments to Land Use Element, Circulation Element, and Conservation and Open Space Element associated with the update of the Land Use Plan – City Planner, Justina Arce
The Public Hearing opened at 7:05 p. m. Several questions were asked by Council Member Byram directed several questions to Gary Grammling, representing the Wellington Project, regarding annexation. Mary Helen Dollente spoke up regarding the ongoing issue with Orchard Road residents' concerns over the SR7 and support of the "S Curve". Jim Brock, Holtville Property Owner, spoke regarding the possibility of the decreased value in his property due to the Zone Change. Filimon Magana spoke regarding his concerns over his property located along Hwy 115 and inquired about the zone change impacting his property. He also asked if residents and property owners in his area were given notices. Justina addressed his concern and stated that his property zoning will not change or be affected. Planning Commission Member Dee Bradshaw stated that the planning commission did the work on this when they approved their Resolution regarding the Proposed General Plan Amendments. David Vernon of the Klassy Karrot Kottages spoke in opposition of the proposed rezoning of their property due to the adjacent property owner/development. The Public Hearing closed at 8:26 p.m.
A motion was made by Council Member Layton and seconded by Council Member Byram to approve the Proposed General Plan Amendments to Land Use Element, Circulation Element, and Conservation and Open Space Element associated with the

update of the Land Use Plan changes to Areas 2 (Brock Property) as is, with property owned by the City to remain as Open Space, and Area 3 (Osborn property) to remain as is, with areas 1, 4, 5, and 6 remaining the same. All members present were in favor and the motion carried 4-0 in the form of a roll call vote. Mayor Ludwig wanted it noted that she is against the High Density for Area 4.

CONTINUED PUBLIC HEARING – Discussion/Related Action to waive the first reading and introduce ORDINANCE #450 and to consider RESOLUTION #07-20 regarding the amendment to the Holtville Zoning Ordinance for the establishment of a new Community Facilities Zone associated with the update of the Land Use Plan – City Planner, Justina Arce

The Public Hearing opened at 8:42 p.m. With no public comments being made the Public Hearing was closed at 8:43 p.m. A motion was made by Council Member Byram and seconded by Council Member Layton to waive the first reading and introduce ORDINANCE #450 and to consider RESOLUTION #07-20 regarding the amendment to the Holtville Zoning Ordinance for the establishment of a new Community Facilities Zone associated with the update of the Land Use Plan. All members present were in favor and the motion carried 3-0 in the form of a roll call vote. Council Member Padilla was absent for this motion.

CONTINUED PUBLIC HEARING – Discussion/Related Action to waive the first reading and introduce ORDINANCE #454 to consider RESOLUTION #07-21 regarding the proposed Zone Changes and Amendments to the Official Zoning Map of the City of Holtville, associated with the update of the Land Use Plan – City Planner, Justina Arce

The Public Hearing opened at 8:47 p.m. and with no comments being made by David Vernon of the Klassy Karrot Kottages in opposition of the zone change with regards to his property. Alsothe Public Hearing closed at 8:58 p.m.

A motion was made by Council Member Byram and seconded by Council Member Padilla to waive the first reading and introduce ORDINANCE #454 to consider RESOLUTION #07-21 regarding the proposed Zone Changes and Amendments to the Official Zoning Map of the City of Holtville, associated with the update of the Land Use Plan with modifications as previously made to Areas 2 (Brock Property), with property owned by the City to remain as Open Space, and 3, with areas 1, 4, 5, and 6 remaining as the same.

All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

PUBLIC HEARING – Discussion/Related Action to waive the second reading and adopt ORDINANCE #455 and RESOLUTION #07-23 regulating the conduct of registered sexual offenders within the City of Holtville – John Myers, Police Chief

The public hearing was opened at 9:12 p. m. and closed at 9:12 p. m. with no public comments being made.

A motion was made by Council Member Padilla and seconded by Council Member Layton to waive the second reading and adopt ORDINANCE #455 and RESOLUTION #07-23 regulating the conduct of registered sexual offenders within the City of Holtville. All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

NEW BUSINESS:

PUBLIC HEARING - Discussion/Related Action to adopt RESOLUTION #07- 22 approving an application for funding and the execution of a Grant Agreement and any amendments thereto from the Freeze Allocation of the State CDBG– Laura Fischer, City Manager

Mayor Ludwig opened the Public Hearing 9:15 pm. and with no public comments was closed at 9:15 p. m.

A motion was made by Council Member Byram and seconded by Council Member Padilla to adopt RESOLUTION #07- 22 approving an application for funding and the execution of a Grant Agreement and any amendments thereto from the Freeze Allocation of the State CDBG. All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

Discussion/Related Action regarding support for the 4th Annual Ice Cream Social and approval of funding to cover expenses, not to exceed $1,500 – Denise Toth, City Clerk

A motion was made by Council Member Byram and seconded by Council Member Layton to support the 4th Annual Ice Cream Social and approve funding to cover expenses, not to exceed $1,500. All members present were in favor and the motion carried unanimously.

Discussion/Related Action regarding Community Center Grant and use of CDBG funds – Laura Fischer, City Manager
A motion was made by Council Member Layton and seconded by Council Member Padilla to approve the Community Center Grant and use of CDBG funds. All members present were in favor and the motion carried unanimously.

Discussion/Related Action regarding RESOLUTION #07-24 adopting Program Guidelines for use of 04-Home-0728 Program for Housing Rehabilitation – Rosa Ramirez, Finance Manager
A motion was made by Council Member Byram and seconded by Council Member Layton to adopt the Program Guidelines for use of 04-Home-0728 Program for Housing Rehabilitation. All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

PUBLIC HEARING – Discussion/Related Action regarding adoption of RESOLUTION #07-25 in support of a USDA Rural Development Rural Utilities Program application in the approximate amounts of $3,873,577 of which $1,000,000 is grant and $2,873,577 is loan – Laura Fischer, City Manager
A public hearing was opened at 9:43 p.m. and closed at 9:43 p.m. with no public comments being made.
A motion was made by Council Member Layton and seconded by Council Member Byram to adopt of RESOLUTION #07-25 in support of a USDA Rural Development Rural Utilities Program application in the approximate amounts of $3,873,577 of which $1,000,000 is grant and $2,873,577 is loan. All members present were in favor and the motion carried 4-0 in the form of a roll call vote.

INFORMATION ONLY:

Information Only regarding CDBG Program Guidelines PTA Grant Award – Laura Fischer, City Manager
Information only; no action taken.

Information Only regarding the Wetlands Project Update – Laura Fischer, City Manager
Information only; no action taken.

ADJOURNMENT:
There being no further business to come before council, Mayor Ludwig adjourned the meeting at 9:52 pm.

Colleen Ludwig, Mayor

Alberta Bowers, Interim City Clerk

THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE REDEVELOPMENT AGENCY
APRIL 23, 2007

The regular meeting of the Holtville Redevelopment Agency was on Monday, April 23, 2007 in the Civic Center. Board Members present were Richard Layton, Doug Byram, Bianca Padilla, and Colleen Ludwig. Board Member Patrick Galliher was absent. Staff members present were Gerry Peacher, John Myers, Rosa Ramirez, Laura Fischer, Steve Walker, Pete Mellinger, Justina Arce and Alberta Bowers.

REDEVELOPMENT AGENCY CALLED TO ORDER:
Chairman Colleen Ludwig called the Redevelopment meeting to order at 9:53 pm

PUBLIC COMMENTS:
None

CONSENT AGENDA:

1. **Approval of Minutes of the regular meeting of April 9, 2007 and the Minutes of the Special meeting of April 4, 2007.**
2. **Ratify current demands #1320 to #1328**

Board Member Layton made a motion seconded by Board Member Byram to approve consent agenda Items #1 and #2. All board Board Members present were in favor; motion carried unanimously.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES, & COMMUNIQUES:
None

UNFINISHED BUSINESS:
None

NEW BUSINESS:

Discussion/Related Action regarding the Change Order for the Little League Fence Replacement – Gerry Peacher, Public Works Manager
A motion was by Council Member Byram and seconded by Council Member Padilla to authorize the change Order for the Little League Fence Replacement. All Board Members present were in favor; motion carried unanimously.

ADJOURNMENT:
There being no further business to come before the Redevelopment Agency Chairman Ludwig adjourned the meeting at 9:56 pm.

Colleen Ludwig, Chairman

Alberta Bowers, Secretary