

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE  
CITY COUNCIL  
February 28, 2011**

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The regular meeting of the Holtville City Council was held on Monday, February 28, 2011 at 5:00 p.m. in the Civic Center. Council Members present were David Bradshaw, Jerry Brittsan, Colleen Ludwig, Richard Layton and Mike Goodsell. Staff members present were Laura Fischer, Rosa Ramirez, Gordon Johnson, Alex Silva and Glyn Snyder. City Treasurer Pete Mellinger, City Engineer Jack Holt and City Attorney Steve Walker were also present.

**CITY COUNCIL CLOSED SESSION MEETING CALLED TO ORDER:**

Mayor Bradshaw called the meeting to order at 5:05 p.m.

A motion was made by Council Member Brittsan and seconded by Council Member Goodsell to adjourn to Closed Session. All members present were in favor and the motion carried unanimously.

Council Member Brittsan excused himself from Closed Session at 5:05 regarding the discussion of one matter and returned to Closed Session at 5:40.

**CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:**

Mayor Bradshaw called the meeting to order at 6:08 p.m.

**INVOCATION:**

Invocation was led by Pastor Richard Moore of Trinity Baptist Church.

**PLEDGE OF ALLEGIANCE:**

Council Member Mike Goodsell led the pledge of allegiance.

**CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:**

The City Clerk verified that the agenda was duly posted on February 23, 2011.

**EXECUTIVE SESSION ANNOUNCEMENTS:**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

*(Government Code Section 54957.6)*

Title: City Manager Evaluation

No reportable action taken.

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

*(Government Code Section 54956.9(b))*

Willowbend LLC vs. City of Holtville

Aguayo vs. City of Holtville

No reportable action taken.

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**

*(Government Code Section 54956.9(b)(1))*

8 Matters

No reportable action taken.

## **CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION:**

*(Government Code Section 54956.9(a))*

Claim of Richard Otto

A motion was made by Council Member Ludwig and seconded by Council Member Brittsan to ratify the claim of Richard Otto. The motion carried 5/0.

## **PUBLIC COMMENTS:**

Council Member Brittsan asked the City Manager who releases information regarding the City to the Holtville Tribune. The City manager said that she does. He stated that the article in the Tribune contained multiple errors and the City stands to be sued. He continued to state his concerns with the news article. He thinks the City should find another source to perform inspections. Storage Depot was issued a red tag by the County and Mr. Brittsan believes this was carried out in a harassing manner and litigation is very possible.

Brooks Anderholt representing Shayne Brady said that he will speak on behalf of Mr. Brady. Mr. Anderholt said Storage Depot is in complete compliance. They have been issued eight or nine permits and he will provide copies to Mr. Walker. He stated that Mr. Brady will continue to operate the RV dump. He stated that if we attempt to shut him down he will take us to court. They are willing to talk to the city, but stated that before it is over we will have to address the issue of liable and slander in the newspaper.

## **FIREFIGHTER APPRECIATION:**

Former firefighters were recognized and presented Certificates of Appreciation for their service to the community. They were: Glenn Wilson, Johnny Buscaglia, Rick Buscaglia, Wayne Cartee, Walter Britschgi and Anthony Lewis.

## **CONSENT AGENDA:**

- 1. Approval Of Minutes Of The Regular City Council Meeting Of February 14, 2011**
- 2. Current Demands #28553 To #28641**

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

## **REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:**

The following Council Members attended the League of Cities Dinner: Mike Goodsell, Colleen Ludwig, Richard Layton and David Bradshaw. Fire Chief, Alex Silva and Chief of Police, Gordon Johnson also attended.

Council Member Ludwig attended a Special Council Meeting on February 16<sup>th</sup> and a LAFCO Meeting on February 24<sup>th</sup>.

Alex Silva thanked the City of their well wishes during his recent illness.

## **UNFINISHED BUSINESS:**

**Discussion/Related Action To Adopt RESOLUTION 11-12 Modifying FY 2010-2011 Budget – Laura Fischer, City Manager**

A motion was made by Council Member Goodsell and seconded by Council Member Ludwig to adopt Resolution 11-12 modifying FY 2010-2011 Budget. The motion carried 5/0 in the form of a roll call vote.

Direction was given to staff to come back with an Ordinance decreasing the City's 5% utility tax. The proposal would reduce the tax to 4.5% with discussion at a later date regarding a further decrease.

Bonnie Lomax, 640 E. Third Street, Space 4 said there should be no raises for City employees and cuts should be made from the top. She also said everyone at the table should be representing the public.

Quentin Burke, 817 E. Eighth Street spoke in favor of the Utility Users Tax. Mr. Burke is the former co-publisher of the Holtville Tribune and he served nine years on the Planning Commission which included two years as chairman. He said he would like to put to rest some misinformation and downright untruths that are being spread about the City. Mr. Burke said the City is transparent about its decision making. He also said the City and the Planners bend over backwards for new businesses and provided several examples. Mr. Burke does not agree with those who want to rescind the utility tax. He said if a ballot measure passes that takes money from the City's budgetary needs, it would cripple the ability of the City Council and the City staff to run the City as it needs to be run to provide the quality of life we enjoy today.

**NEW BUSINESS:**

**Discussion/Related Action To Adopt RESOLUTION 11-11 Declaring Certain Item As Surplus Property – Alex Silva, Fire Chief**

A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 11-11 declaring certain item as surplus property. The motion carried 5/0 in the form of a roll call vote.

Quentin Burke suggested the fire engine be advertised on E-Bay Direction was given to the Fire Chief to contact Pioneer's Museum to see if they would be interested in accepting the fire engine as a donation.

**Discussion/Related Action To Adopt RESOLUTION 11-10 To Authorize The Disencumbrance Of Grant #10-Cal Home-6570 Of \$1,500,000 For The Cal Home Disaster Assistance Housing Rehabilitation Program – Rosa Ramirez, Finance Manager**

A motion was made by Council Member Layton and seconded by Council Member Goodsell to adopt Resolution 11-10 to authorize the disencumbrance of Grant #10-Cal Home-6570 of \$1,500,000 for the Cal Home Disaster Assistance Housing Rehabilitation Program. The motion carried 4/0 in the form of a roll call vote. Council Member Brittsan had stepped out of the room.

**Discussion/Related Action To Approve Issuance Of Short Term Notes For Sewer Capital Improvement Project – Laura Fischer, City Manager**

A motion was made by Council Member Brittsan and seconded by Council Member Layton to approve issuance of short term notes for Sewer Capital Improvement Project. All members present were in favor and the motion carried unanimously.

This item will be brought back at a later date.

**INFORMATION ONLY:**

**Staff Reports**

Written reports were provided by the following: City Manager, Finance Manager, Public Works Supervisor, Water Works Supervisor, Fire Chief and City Planner. .

The City Manager provided an update on Mack Park Improvement Project Phase II. She is in the process of hiring a professional landscape architect to manage the project. Council Member Brittsan questioned the need to hire an architect. The City Manager told him she does not have the staff available to manage this project. Bonnie Lomax asked where the money is coming from. \$280,000 has been committed to the renovation from the RDA Capital Improvement Budget.

Jared Garewal, 502 E. Ninth Street thanked Council for committing the \$280,000 to this project and said it deserves to be managed by a professional.

**ADJOURNMENT:**

There being no further business to come before Council, Mayor Bradshaw adjourned the Regular City Council Meeting at 7:37 p.m.

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David Bradshaw, Mayor

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Glyn Snyder, City Clerk

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE  
REDEVELOPMENT AGENCY  
February 28, 2011**

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The regular meeting of the Holtville Redevelopment Agency was on Monday, February 28, 2011 in the Civic Center. Board Members present were David Bradshaw, Jerry Brittsan, Colleen Ludwig, Richard Layton and Mike Goodsell. Staff members present were Laura Fischer, Rosa Ramirez, Gordon Johnson, Alex Silva and Glyn Snyder. City Treasurer Pete Mellinger, City Engineer Jack Holt and City Attorney Steve Walker were also present.

**REDEVELOPMENT AGENCY CALLED TO ORDER:**

Chairman Bradshaw called the Redevelopment meeting to order at 7:37 p.m.

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**

*(Government Code Section 54956.9(b)(1))*

1 Matter

No reportable action taken.

**PUBLIC COMMENTS:**

None

**CONSENT AGENDA:**

- 1. Approval Of Minutes Of The Regular Meeting Of February 14, 2011 And Of The Special Meeting Of February 16, 2011**
- 2. Current Demands #1623 To #1626**

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

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

**ADJOURNMENT:**

There being no further business to come before the Board, Chairman Bradshaw adjourned the Regular Redevelopment Agency Meeting at 7:39 p.m.

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David Bradshaw, Chairman

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Glyn Snyder, Secretary