

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE  
CITY COUNCIL  
June 28, 2010**

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The regular meeting of the Holtville City Council was held on Monday, June 28, 2010 at 5:30 p.m. in the Civic Center. Council Members present were Colleen Ludwig, David Bradshaw, Jerry Brittsan, Bianca Padilla and Richard Layton. Staff members present were Laura Fischer, Rosa Ramirez, Gerry Peacher, Alex Silva and Glyn Snyder. City Treasurer Pete Mellinger and City Attorney Steve Walker were also present. City Planner Justina Arce was absent.

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

Mayor Ludwig called the meeting to order at 5:37 p.m.

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

Mayor Ludwig called the meeting to order at 6:17 p.m.

**PLEDGE OF ALLEGIANCE:**

Council Member Jerry Brittsan led the pledge of allegiance.

Council Member Brittsan requested a moment of silence for Mr. Joe Petree who recently passed away. He is the father of El Centro Fire Chief, Chris Petree. Mayor Ludwig extended condolences to the families of Arlie "Pete" Henthorne and Efrain Silva.

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

The City Clerk verified that the agenda was duly posted on June 25, 2010.

**EXECUTIVE SESSION ANNOUNCEMENTS:**

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

*(Government Code Section 54956.9(b))*

Willowbend LLC vs. City of Holtville

No reportable action taken.

Milan vs. City of Holtville

No reportable action taken.

Aguayo vs. City of Holtville

No reportable action taken.

Munoz vs. City of Holtville

No reportable action taken

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

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

2 Matters

No reportable action taken.

**PUBLIC COMMENTS:**

None

**PRESENTATION TO FAMILY OF ARLIE "PETE" HENTHORNE**

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A shadow box with Holtville Police Department memorabilia and a picture of Mr. Henthorne was presented to the family.

### **PRESENTATION OF FLAG – JERRY BRITTSAN**

Council Member Brittsan presented an American Flag that had flown over the White House to the Holtville Fire Department. The flag was purchased by Council Member Brittsan.

### **CONSENT AGENDA:**

1. Approval Of Minutes Of The Regular Meeting Of June 14, 2010
2. Current Demands #27377 To #27462
3. CDBG Current Demand #2029

A motion was made by Council Member Bradshaw and seconded by Council Member Layton to approve Consent Agenda items 1 through 3. All members present were in favor and the motion carried unanimously.

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

#### **City Manager**

The City Manager reviewed the written report provided to Council.

Council Member Bradshaw attended an ICTC meeting and they approved their budget. He also attended the Chamber of Commerce Dinner at the Swiss Club.

Mayor Ludwig attended a LAFCO meeting and she also met with the City Manager and representatives of Cal Trans.

Council Member Layton said there had been an Air Board Advisory Meeting but he was unable to attend due to receiving the notice of the meeting late. Handouts from the Pacific Justice Institute were provided regarding “In God We Trust” displays. Direction was given to staff to place this item on the next agenda. Mr. Layton also requested future meetings to be opened with an invocation. The City Clerk will be contacting local churches to fulfill this request.

Gerry Peacher, Public Works Manager reported that three of the four ARRA projects have been completed. This includes Holt Avenue, Walnut Avenue and the West Entrance Sign projects. He said construction will be starting on July 1<sup>st</sup> for the Ninth Street project. Skyview Development is working to complete their project and they are cleaning up the weeds and debris. Mr. Peacher said his priority is the EECBG grant to acquire air conditioners for City owned buildings.

Alex Silva, Fire Chief reported the Fire Department had received twelve calls between Friday and Sunday. The Fire Department handled calls Friday that included a storage shed fire, a vehicle accident and they assisted with a fire in Brawley. There was also a haystack fire in Seeley at the same time as the Brawley fire. Another haystack fire on Towland Road and a vehicle fire were called in on Sunday. He said it was the busiest weekend he had experienced in 18 ½ years with the Holtville Fire Department.

Council Member Brittsan reported Mr. David Strong, a teacher and pastor is extremely ill and suggested the Fire Department host a fundraiser to help the family with medical expenses.

## **UNFINISHED BUSINESS:**

### **Discussion/Related Action To Adopt RESOLUTION 10-28 Adopting A Budget For Fiscal Year 2010-2011 And Rescinding All Prior Resolutions Related To The Appropriation Of Funds – Rosa Ramirez, Finance Manager**

A motion was made by Council Member Layton and seconded by Council Member Brittsan for discussion to adopt Resolution 10-28 adopting a budget for Fiscal Year 2010-2011 and rescinding all prior Resolutions related to the appropriation of funds. Mr. Brittsan expressed his concerns regarding the proposed budget. The motion carried 4/1 in the form of a roll call vote with Council Member Brittsan opposing.

### **Discussion/Related Action To Adopt RESOLUTION 10-29 Adopting An Appropriations Limit For Fiscal Year Ending June 30, 2011 – Rosa Ramirez, Finance Manager**

A motion was made by Council Member Bradshaw and seconded by Council Member Layton to adopt Resolution 10-29 adopting as Appropriations Limit for Fiscal Year Ending June 30, 2011. The motion carried 4/1 in the form of a roll call vote with Council Member Brittsan opposing.

## **NEW BUSINESS:**

### **Discussion/Related Action To Adopt RESOLUTION 10-31 Calling For The Holding Of A General Municipal Election To Be Held On Tuesday, November 2, 2010 For The Election Of Certain Officers As Required By The Provisions Of The Laws Of The State Of California Relating To General Law Cities - Laura Fischer, City Manager**

A motion was made by Mayor Ludwig and seconded by Council Member Bradshaw to adopt Resolution 10-31 calling for the holding a General Municipal Election to be held on Tuesday, November 2, 2010 for the election of certain officers as required by the provision of the laws of the State of California relating to General Law Cities. The motion carried 5/0 in the form of a roll call vote.

### **Discussion/Related Action To Adopt RESOLUTION 10-32 Requesting The Board Of Supervisors Of The County Of Imperial To Consolidate A General Municipal Election To Be Held On November 2, 2010 With The Statewide General Election To Be Held On The Date Pursuant to §10403 Of The Elections Code – Laura Fischer, City Manager**

A motion was made by Council Member Padilla and seconded by Council Member Layton to adopt Resolution 10-32 requesting the Board of Supervisors of the County of Imperial to consolidate a General Municipal Election to be held on November 2, 2010 with the Statewide General Election to be held on the date pursuant to §10403 of the Elections Code. The motion carried 5/0 in the form of a roll call vote.

### **Discussion/Related Action To Adopt RESOLUTION 10-33 Declaring That Volunteers, Work-Study, And Interns Shall Be Deemed To Be Employees Of The City For The Purpose Of Providing Workers' Compensation Coverage For Said Volunteers, Work-Study And Interns While Providing Their Services – Rosa Ramirez, Finance Manager**

A motion was made by Council Member Layton and seconded by Council Member Bradshaw to adopt Resolution 10-33 declaring that volunteers, work-study, and interns shall be deemed to be employees of the City for the purpose of providing workmen's compensation coverage for said volunteers, work-study and interns while providing their services. The motion carried 5/0 in the form of a roll call vote.

**Discussion/Related Action To Adopt RESOLUTION 10-34 Rescinding Resolution 96-23 Establishing A Base Revenue From Utility Tax, And Tying The Increase In The Utility Tax Base To The Municipal Cost Index – Laura Fischer, City Manager**

Council Member Brittsan shared his concerns regarding the Resolution and the utility tax. Karmen Chell, 2580 Holt Road spoke regarding this issue and said she would like to see the utility tax eliminated. A motion was made by Council Member Bradshaw and seconded by Mayor Ludwig to adopt Resolution 10-34 rescinding Resolution 96-23 establishing a base revenue from utility tax, and tying the increase in the utility tax base to the Municipal Cost Index. The motion carried 4/1 in the form of a roll call vote with Council Member Brittsan opposing.

**Discussion/Related Action Regarding Additional RSTP Funding For The SR115, 4<sup>th</sup> Street And Palm Avenue Intersection Improvement Project And Committing Additional Matching Funds – Rosa Ramirez, Finance Manager**

A motion was made by Council Member Layton and seconded by Council Member Padilla regarding additional RSTP funding in the amount of \$78,000 for the SR115, 4<sup>th</sup> Street and Palm Avenue Intersection Improvement Project and committing additional matching funds in the amount of \$10,000 to come from LTA Funds. All members present were in favor and the motion carried unanimously.

**INFORMATION ONLY:**

**Staff Reports**

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

**ADJOURNMENT:**

There being no further business to come before Council, Mayor Ludwig adjourned the Regular City Council Meeting at 7:21 p.m.

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Colleen Ludwig, Mayor

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Glyn Snyder, City Clerk

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE  
REDEVELOPMENT AGENCY**

**June 28, 2010**

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The regular meeting of the Holtville Redevelopment Agency was on Monday, June 28, 2010 in the Civic Center. Board Members present were Colleen Ludwig, David Bradshaw, Jerry Brittsan, Bianca Padilla and Richard Layton. Staff members present were Laura Fischer, Rosa Ramirez, Gerry Peacher, Alex Silva and Glyn Snyder. City Treasurer Pete Mellinger and City Attorney Steve Walker were also present. City Planner Justina Arce was absent.

**REDEVELOPMENT AGENCY CALLED TO ORDER:**

Chairman Ludwig called the Redevelopment meeting to order at 7:21 p.m.

**PUBLIC COMMENTS:**

None

**CONSENT AGENDA:**

1. Approval Of Minutes Of The Regular Meeting Of June 14, 2010
2. Current Demands #1593 to #1598

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

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

None

**INFORMATION ONLY:**

**Information Only Regarding Public Safety Building – Gerry Peacher, Public Works Manager**  
Information only; no action taken.

**ADJOURNMENT:**

There being no further business to come before the Board, Chairman Ludwig adjourned the Regular Redevelopment Agency Meeting at 7:23 p.m.

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Colleen Ludwig, Chairman

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Glyn Snyder, Secretary