

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
CITY COUNCIL AND REDEVELOPMENT AGENCY
JULY 13, 2009**

The regular meeting of the Holtville City Council and Redevelopment Agency was held on Monday, July 13, 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, Gerry Peacher and Glyn Snyder. Rosa Ramirez, Alex Silva, Rick Watson and Daniel Ibarra were absent. City Attorney Steve Walker, Assistant City Planner Adriana Calderon and City Treasurer Pete Mellinger were present.

CITY COUNCIL CLOSED SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 5:35 p.m.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 6:32 p.m.

REDEVELOPMENT AGENCY MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 6:32 p.m.

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 July 8, 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.

PUBLIC EMPLOYEE EVALUATION: *(Government Code Section 54957.6)*

Title: City Manager

No reportable action taken.

PUBLIC EMPLOYEE LABOR NEGOTIATION:

(Government Code Section 54957.6)

Title: Finance Manager

No reportable action taken.

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

Property: 664 Palm Avenue

Agency Negotiator: City Manager

Direction was given to City Manager.

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION:

(Government Code Section 54956.9)

Clark vs. City of Holtville

A motion was made by Council Member Brittsan and seconded by Council Member Bradshaw to accept the claim subject to release. All members present were in favor and the motion carried unanimously.

PUBLIC COMMENTS:

None

CONSENT AGENDA:

- 1. Approval Of Minutes Of The City Council Regular Meeting Of June 22, 2009, Special Meeting Of June 29, 2009 And Of The Special Meeting Of The Public Financing Authority Of June 29, 2009**
- 2. Approval Of Minutes Of The Redevelopment Agency Regular Meeting Of June 22, 2009 And Special Meeting Of June 29, 2009**
- 3. City Council Current Demands #25556 To #25717**
- 4. Redevelopment Agency Current Demands #1514 To #1522**
- 5. CDBG Current Demands #32019, #42019, #92016, #112026**

A motion was made by Council Member Layton and seconded by Council Member Bradshaw to approve Consent Agenda items 1-5. All members present were in favor and the motion carried unanimously.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:

City Manager Report

The City Manager reported the Hut has been designated as a Cool Center. The Chamber of Commerce Teacher's Luncheon will be held on August 24th and action for sponsorship will be brought back to the next meeting. A gift basket was donated by the City for the Chamber mixer at Hot Rods & Beer. George Velasco was the winner and sent a thank you note to the City. Julie Velasco is requesting a commemorative plaque be placed at the Ralph Samaha Babe Ruth Park signifying the importance of the facility. Mrs. Fischer reported the animal control officer has resigned and the duties have been assigned to Public Works. Emergency calls after hours will be taken care of by the person that is on call. The Barbara Worth Country Club has closed and they have an outstanding water/sewer balance. The City Manager and City Attorney will be meeting with the receiver to discuss this issue. The Rotary Club met in the Civic Center last week due to closing of the country club. There will be an increase in costs for employee insurance effective August 1st. A letter of endorsement for the Calexico East Passenger Port of Entry Expansion was presented to Council and was approved for the Mayor's signature. Mrs. Fischer also reported an application for the firefighter's grant has been completed and submitted.

Finance Department

The City has received the first bond payment for the USDA Water Project.

Capital Improvement Report

The written report was reviewed. Council Member Ludwig said she has asked that the Jr. High Retention Basin issue be put on the agenda for discussion twice and she is requesting that it be placed on the next agenda. Council Members expressed concerns about resolving issues with the nuisance water at the Jr. High basin. Mr. Peacher said the City is looking at installing two systems. A tank and pump will be installed to collect the nuisance water and then pump it to the school's irrigation tank. A second concrete tank will be installed to collect storm water and transfer it to the retention basin at the Bonita Villas Subdivision. Council Member Layton stated he is not as concerned with the storm water issue. He feels we should concentrate on the abatement of the nuisance water from the Angel Park Subdivision. Mr. Peacher will continue to work on this project.

Recreation Supervisor

The written report was reviewed by the City Manager.

Police Department

The written report was reviewed by the City Manager.

City Planner Report

The written report was reviewed by the City Planner's Assistant, Adriana Calderon.

Grant Report

The written report was reviewed by the City Planner's Assistant, Adriana Calderon.

Pete Mellinger extended congratulations to the City for the Water Treatment Plant Project. He attended the 4th of July celebrations at Hot Rods & Beer and the City pool and said both events were very nice. He commended Daniel Ibarra for the great job he is doing for the Recreation Department and the City.

Council Member Bradshaw asked about the shuttle buses having a problem with their air conditioners. Council Member Brittsan said the buses are not equipped with air conditioners. The City Manager will contact IV Transit regarding this issue. Mr. Bradshaw also expressed concern about people from out of town coming to use the pool because there is no charge.

Council Member Ludwig attended a LAFCO meeting and the Special City Council Meeting on June 29th.

Council Member Brittsan will not be attending the Budget Meeting tomorrow night.

NEW BUSINESS:

TAKING ACTION AS CITY COUNCIL AND REDEVELOPMENT AGENCY

Discussion/Related Action To Adopt RESOLUTION 09-34 A Joint Resolution Of The City And Redevelopment Agency Authorizing The City Attorney/Redevelopment Agency General Counsel To Cooperate With The League

Of California Cities, The California Redevelopment Association, Other Cities And Counties In Litigation Challenging The Constitutionality Of Any Seizure By State Government Of The City's Street Maintenance And Redevelopment Funds – Laura Fischer, City Manager

A motion was made by Council Member Bradshaw and seconded by Council Member Brittsan to adopt Resolution 09-34 a joint resolution of the City and Redevelopment Agency authorizing the City Attorney/Redevelopment Agency General Counsel to cooperate with the League of California Cities, the California Redevelopment Association, other Cities and Counties in litigation challenging the constitutionality of any seizure by State Government of the City's Street Maintenance and Redevelopment Funds. All members present were in favor and the motion carried unanimously 5/0 in the form of a roll call vote.

TAKING ACTION AS CITY COUNCIL

Discussion/Related Action To Adopt RESOLUTION 09-35 Declaring Certain Items As Surplus Property – Frank Cornejo, Waterworks Supervisor

A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 09-35 declaring certain items as surplus property with a correction to remove item # 3 from the resolution which is a duplicate of item # 1. All members present were in favor and the motion carried unanimously 5/0 in the form of a roll call vote.

Discussion/Related Action To Adopt RESOLUTION 09-36 Authorizing The Establishment Of A Bank Account To Deposit The Reserve Funds Required For The Water Revenue Bond Series 2009A And Series 2009B And Authorizing Certain City Officials To Sign On The Same - Rosa Ramirez, Finance Manager

A motion was made by Council Member Layton and seconded by Council Member Brittsan to adopt Resolution 09-36 authorizing the establishment of a bank account to deposit the reserve funds required for the Water Revenue Bond Series 2009A and Series 2009B and authorizing certain City officials to sign on the same. All members present were in favor and the motion carried unanimously 5/0 in the form of a roll call vote.

Discussion/Related Action To Appoint A Voting Delegate For League Of Cities – Laura Fischer, City Manager

This item was tabled until the next meeting.

Discussion/Related Action To Approve Service Agreement With Liebert Cassidy Whitmore For Employment Relations And Consulting Services for 2009-2010 Fiscal Year – Laura Fischer, City Manager

A motion was made by Council Member Bradshaw and seconded by Council Member Ludwig to approve service agreement with Liebert Cassidy Whitmore for employment relations and consulting service for 2009-2010 fiscal year. All members present were in favor and the motion carried unanimously.

INFORMATION ONLY:

Information Only Regarding Water Quality Report – Frank Cornejo, Waterworks Supervisor

The Public Works Manager reviewed the report provided to Council. No violations were cited.

Council Member Brittsan reported there is standing water in the alley on 6th Street between Pine and Cedar and the barricade has been knocked down. The City Manager will let the Public Works Supervisor know. She will also be asking Mr. Hughes to report on all of the issues that have been reported.

Information Only Regarding Public Safety Building – Gerry Peacher, Public Works Manager

Mr. Peacher reviewed the written report. Information only; no action taken.

Review Of Budget Workshop Held On July 7, 2009 – Laura Fischer, City Manager

The City Manager reviewed the materials that were handed out and discussed at the Budget Workshop on July 7th. Information only; no action taken.

The City Manager mentioned going dark for the last Council meeting in August. This item will be brought back for action at the next meeting.

ADJOURNMENT:

There being no further business to come before council, Mayor Padilla adjourned the regular City Council and Redevelopment Agency Meeting at 8:25 p.m.

Bianca Padilla, Mayor

Glyn Snyder, City Clerk