

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
CITY COUNCIL August 10, 2009**

The regular meeting of the Holtville City Council was held on Monday, August 10, 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, Rosa Ramirez, Gerry Peacher, Alex Silva and Glyn Snyder. Rick Watson and Daniel Ibarra were absent. City Attorney Steve Walker, City Planner Justina Arce and City Treasurer Pete Mellinger were present.

CITY COUNCIL CLOSED SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 5:30 p.m.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:

Mayor Padilla called the meeting to order at 6:12 p.m.

PLEDGE OF ALLEGIANCE:

Mayor Padilla led the pledge of allegiance.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:

The City Clerk verified that the agenda was duly posted on August 6, 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

A motion was made by Mayor Padilla and seconded by Council Member Brittsan to reject an application for a late claim release. All members present were in favor and the motion carried unanimously.

PUBLIC EMPLOYEE LABOR NEGOTIATION:

(Government Code Section 54957.6)

Title: Finance Manager

No reportable action taken.

PUBLIC COMMENTS:

Vicente Palacios and Marcela Loera, owners of Bobby J's claim the City has charged them for trash services for the last eight years and they said they had no receptacles. He is requesting a credit of approximately \$3,000 to be applied to their past due account. Mr. Palacios stated he and Ms. Loera do not understand the printout that they were provided. He requested a meeting with the Finance Manager and a representative from Allied Waste to discuss this matter.

CONSENT AGENDA:

- 1. Approval Of Minutes Of The Regular Meeting Of July 27, 2009**
- 2. Current Demands #25823 to #25888**

3. **Discussion/Related Action To Authorize Staff To Submit Bid Proposal To Repair/Replace Damaged Street Due To Water Line Break On 7th And Beale Avenue**
4. **Discussion/Related Action To Authorize Staff To Submit Bid Proposal For Construction Of 9th Street Improvement Project Between Holt And Cedar Avenue**
5. **Discussion/Related Action To Authorize Staff To Submit Bid Proposal For Construction Of Holt Avenue Improvement Project Between 9th and 10th Street**
6. **Discussion/Related Action To Authorize Staff To Submit Bid Proposal For Construction Of Walnut Avenue Improvement Project Between 4th And 5th Street**
7. **Discussion/Related Action To Authorize Staff To Submit Bid Proposal For Construction Of West Entrance Monument Sign**

A motion was made by Council Member Layton and seconded by Council Member Bradshaw to approve Consent Agenda items 1 through 7. All members present were in favor and the motion carried unanimously.

Quentin Burke, 817 E. 8th St. expressed concern that the City is setting precedence by making improvements at the City's expense rather than having property owner's pay the costs for improvements such as sidewalks, curbs, gutters, etc.

The City Manager said all of the property listed is within the City's right of way.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:

City Manager

The City Manager reviewed the written report provided for Council. Council Member Ludwig stated she would like to see an article in the newspaper giving credit to Imperial Valley Transit Company regarding the service that is provided in the Valley.

Finance Department

The Finance Manager reported LTA transportation funds in the amount of \$671,000 should be received soon. The \$100,000 from the COPS Fund has been received. She reported she has been working with Bond Counsel on issues that she will be bringing to Council. The claims process for the brush/train trestle fire that occurred last week has been initiated. Black Dog's insurance carrier has assigned a claim number and an adjuster. The Finance Manager will follow up and keep Council updated.

Capital Improvement Report

Gerry Peacher reviewed the written report provided for Council.

Recreation Supervisor

Council Minutes 08/10/09

A written report was provided to Council.

Fire Department

Fire Chief Silva reported the State has issued an IOU in the amount of \$2,081 for strike team reimbursement. A Cert Community Response Team class is scheduled for the public to attend. A written report was provided regarding the Alamo River Bottom Fire that occurred last week.

City Planner

A written planning report was provided and reviewed by the City Planner. Council Member Ludwig inquired about the dilapidated fence and the trucks parked at The Book Stops Here. The City Manager has addressed these issues with the Fire Chief and he reported the fence will be repaired by Friday. Mrs. Ludwig was also concerned for the children's safety because there is a school bus stop in that area.

Council Member Bradshaw attended the Chamber of Commerce Meeting along with the City Manager. He asked the Finance Manager how the payment plan works for past due accounts. Ms. Ramirez explained payments are set up so the account can be paid off in six months. Credits are not issued to lower balances.

Council Member Ludwig attended the Project Review Committee Meeting.

Council Member Brittsan attended a meeting in Brawley regarding Golf Carts. He said the Highway Patrolman and Ms. Noriega said the City of Holtville is close to passing an ordinance allowing golf carts in the City. He said he is not aware of this, but hopes the City Attorney has information to share at this meeting. He questioned why customers were directed to contact Allied Waste due to problems with their trash service. City staff typically tries to resolve the issue before they are asked to contact Allied Waste directly. Mr. Brittsan asked about the Brock property and where the southern property line ended. Without a survey this cannot be determined. The City Manager said the fire hydrant is on the City's right of way.

The City Manager reported the Public Works Department is prepping for the opening of schools.

POLICIES AND PROCEDURES:

None

CONTACTS BY DEVELOPERS/BUSINESS LOANS:

None

UNFINISHED BUSINESS:

Discussion/Related Action To Adopt RESOLUTION 09-43 Authorizing City Manager To Sign Certificate Of Acceptance For Property Purchased For The Holtville Wetlands Project – Laura Fischer, City Manager

A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 09-43 authorizing the City Manager to sign Certificate of

Acceptance for property purchased for the Holtville Wetlands Project. All members present were in favor and the motion carried unanimously 5/0 in the form of a roll call vote.

NEW BUSINESS:

PUBLIC HEARING – Discussion/Related Action To Adopt RESOLUTION 09-42 Approving An Application For Funding For Fiscal Year 2009-10 Under The Economic Development Business Assistance Grant Program – Justina Arce, City Planner

Mayor Padilla opened the public hearing at 7:36 p.m. Receiving no public comments from the audience the public hearing was closed at 7:36 p.m. A motion was made by Council Member Layton and seconded by Council Member Brittsan to adopt Resolution 09-42 approving an application for funding for Fiscal Year 2009-10 under the Economic Development Business Assistance Grant Program. The motion carried 4/1 in the form of a roll call vote with Council Member Bradshaw abstaining.

Discussion/Related Action To Approve Attendance To California Downtown Association And League Of Cities Annual Conferences – Laura Fischer, City Manager

A motion was made by Council Member Ludwig and seconded by Council Member Bradshaw to approve attendance to California Downtown Association and League of Cities Annual Conference. All members present were in favor and the motion carried unanimously.

INFORMATION ONLY:

Information Only Regarding Golf Carts – Steve Walker, City

City Attorney Steve Walker said he will have a presentation in September. Information only; no action taken.

ADJOURNMENT:

There being no further business to come before council, Mayor Padilla adjourned the Regular City Council Meeting at 7:51 p.m.

Bianca Padilla, Mayor

Glyn Snyder, City Clerk

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

August 10, 2009

The regular meeting of the Holtville Redevelopment Agency was on Monday, August 10, 2009 in the Civic Center. Board Members present were Bianca Padilla, Colleen Ludwig, Richard Layton, David Bradshaw and Jerry Brittsan. Staff members present were Laura Fischer, Rosa Ramirez, Gerry Peacher, Alex Silva and Glyn Snyder. Rick Watson and Daniel Ibarra were absent. City Attorney Steve Walker, City Planner Justina Arce and City Treasurer Pete Mellinger were present.

REDEVELOPMENT AGENCY CALLED TO ORDER:

Chairman Padilla called the Redevelopment meeting to order at 7:51 p.m.

PUBLIC COMMENTS:

None

CONSENT AGENDA:

- 1. Approval Of Minutes Of The Regular Meeting Of July 27, 2009**
- 2. Current Demand #1526**

A motion was made by Board Member Bradshaw 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, &
COMMUNIQUE:**

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Discussion/Related Action To Adopt RESOLUTION 09-09 Providing Matching Funds For A Business Assistance Grant Program Within The RDA Project Area – Justina Arce, City Planner

A motion was made by Board Member Layton and seconded by Board Member Brittsan to adopt Resolution 09-09 providing matching funds for a Business Assistance Grant Program within the RDA project area. All members present were in favor and the motion carried unanimously 5/0 in the form of a roll call vote.

INFORMATION ONLY:

Discussion 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 Padilla adjourned the meeting at 8:00 p.m.

Bianca Padilla, Chairman

Glyn Snyder, Secretary