

**THE MINUTES OF THE SPECIAL JOINT MEETING OF THE
HOLTVILLE CITY COUNCIL AND THE SUCCESSOR AGENCY
TO THE HOLTVILLE REDEVELOPMENT AGENCY**

September 18, 2012

The special joint meeting of the Holtville City Council and the Successor Agency to the Holtville Redevelopment Agency was held on Tuesday, September 18, 2012 at 5:30 p.m. in the Civic Center. Council Members present were Jerry Brittsan, Mike Goodsell, Colleen Ludwig and Richard Layton. David Bradshaw was absent. Staff members present were Alex Meyerhoff, Nick Wells, Alex Silva, Manuel DeLeon and Glyn Snyder. City Engineer Jack Holt, City Planner Justina Arce and City Attorney Steve Walker were also present.

**CITY COUNCIL AND SUCCESSOR AGENCY TO THE HOLTVILLE
REDEVELOPMENT AGENCY OPEN SESSION MEETING CALLED TO ORDER:**

Mr. Brittsan called the meeting to order at 5:30 p.m.

INVOCATION:

The invocation was led by Pastor Mike Allen of North Holtville Friends Church.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Ms. Ginger Ward.

Mr. Brittsan requested a moment of silence for Pauline Hawk.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:

The City Clerk verified that the agenda was duly posted on September 17, 2012.

PUBLIC COMMENTS:

None

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUES:

Mr. DeLeon reported the Street Interdiction Team was in Holtville last week. Five out of fifteen searches resulted in arrests for drug related crimes.

Mr. Silva wished the Mayor a Happy Birthday.

Mr. Meyerhoff said there were bee hives reported to be located in the City limits last week. The Imperial County Vector Control District along with the Police and Fire Departments addressed the situation and the bees were relocated outside of the City limits. The neighbor's dog was stung and as a result it died. Mr. Meyerhoff thanked Mr. DeLeon and Mr. Silva for their assistance with this matter.

Ms. Arce reported the Family Dollar Store has submitted applications for Land Use Entitlement.

At 5:38 p.m. a motion was made by Mr. Goodsell and seconded by Mr. Layton to adjourn to Closed Session.

Open Session reconvened at 5:55 p.m.

CITY COUNCIL AND SUCCESSOR AGENCY TO THE HOLTVILLE REDEVELOPMENT AGENCY

NEW BUSINESS:

- 1. Discussion/Related Action To Adopt RESOLUTION 12-57 And RESOLUTION 12-11 Regarding The Proposed Use Of \$298,624.00 Of Excess Housing Bond Proceeds By Successor Agency For Upcoming Debt Service Payment On Holtville Redevelopment Project Tax Allocation Bonds, Series 2007, And A Change In Source Of Funds For Said Debt Service Payment – Alex Meyerhoff, City Manager/Executive Director**

On behalf of the City Council, a motion was made by Mr. Goodsell and seconded by Mr. Layton to adopt Resolution 12-57 approving a change of source of funds for debt service payment from Redevelopment Property Tax Trust Fund to excess bond proceeds, approving the use of excess bonds proceeds for debt service payments, and directing staff to take the necessary steps to promptly implement these actions. The motion carried 4/0 in the form of a roll call vote. Mr. Bradshaw was absent.

On behalf of the Successor Agency to the Holtville Redevelopment Agency a motion was made by Mrs. Ludwig and seconded by Mr. Goodsell to adopt Resolution 12-11 approving a change of source of funds for debt service from Redevelopment Property Tax Trust Fund to excess bond proceeds, approving the use of excess bonds proceeds for debt service payments, and directing staff to take the necessary steps to promptly implement these actions. The motion carried 4/0 in the form of a roll call vote. Mr. Bradshaw was absent.

SUCCESSOR AGENCY TO THE HOLTVILLE REDEVELOPMENT AGENCY

- 2. Discussion/Related Action To Adopt RESOLUTION 12-12 Regarding A Proposed Revision To Successor Agency's Approved ROPS III To List As An Enforceable Obligation Of The Former Holtville Redevelopment Agency, A Settlement Payment To Holtville Unified School District, If And When The City Council And The Successor Agency Board Approve A Settlement Of All Claims In The Pending Litigation Holtville Unified School Dist. v. Holtville Redevelopment Agency, et al., Case No. 37-2011-00088656-CU-MC-CTL- Alex Meyerhoff, Executive Director**

On behalf of the Successor Agency to the Holtville Redevelopment Agency a motion was made by Mr. Goodsell and seconded by Mr. Layton to adopt Resolution 12-12 providing contingent approval to staff for a revision of the approved Recognized Obligation Payment Schedule to identify a settlement payment to the Holtville Unified School District upon approval of and consistent with an approved settlement of all claims in the pending litigation Holtville Unified School District v. Holtville Redevelopment Agency, et al., Case No. 37-2011-00088656-CU-MC-CTL. The motion carried 4/0 in the form of a roll call vote. Mr. Bradshaw was absent.

CITY COUNCIL

- 3. Discussion/Related Action To Adopt RESOLUTION 12-56 Accepting The Financial Assistance Terms Through The United States Department Of Agriculture With Subsidy**

**Participation From USEPA's Border Environment Infrastructure Fund (BEIF)
Administered By The North American Development Bank (NADBank) – Justina Arce, City
Planner**

On behalf of the City Council a motion was made by Mr. Goodsell and seconded by Mr. Layton to adopt Resolution 12-56 accepting the financial assistance terms through the United States Department of Agriculture (USDA) with participation from the United States Environmental Protection Agency (USEPA) Border Environment Infrastructure Funds (BEIF) Program administered by the North American Development Bank (NADBank). The motion carried 4/0 in the form of a roll call vote. Mr. Bradshaw was absent.

INFORMATION ONLY:

4. Information Only Regarding Gene Layton Memorial Pool Solar Water Heater And Shade Structures – Justina Arce, City Planner

Council questioned why the project was moving forward without final approval of the design. Mrs. Miki provided an explanation. This item will be brought back for action.

The Council and the Successor Agency to the Holtville Redevelopment Agency reconvened to closed session at 6:40 p.m.

EXECUTIVE SESSION ANNOUNCEMENTS:

A CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION:

(Government Code Section 54956.9(a))

Holtville Unified School District vs. Holtville Redevelopment Agency, et al., Case No. 37-2011-00088656-CU-MC-CTL

For the City Council, a motion by Colleen Ludwig, second by Mike Goodsell, to enter into a settlement agreement with Holtville Unified School District, County of Imperial and the Successor Agency upon the terms outlined in the Memorandum of Settlement dated September 13, 2012. Passed 4/0.

For the Successor Agency, a motion made by Mike Goodsell, second by Jerry Brittsan to enter into a settlement agreement with Holtville Unified School District, County of Imperial and City of Holtville pursuant to the Memorandum of Settlement dated September 13, 2012. Passed 4/0.

Both motions also included authority for City Manager to execute the final Settlement Agreement and transmit and seek approval for same to the Oversight Board and the Department of Finance.

ADJOURNMENT:

There being no further business to come before Council, Mr. Brittsan adjourned the Special City Council and the Successor Agency to the Holtville Redevelopment Agency meeting at 7:00 p.m.

Jerry M. Brittsan, Mayor

Glyn Snyder, City Clerk