

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
CITY COUNCIL
October 25, 2010**

The regular meeting of the Holtville City Council was held on Monday, October 25, 2010 at 5:30 p.m. in the Civic Center. Council Members present were Colleen Ludwig, David Bradshaw, Jerry Brittsan and Richard Layton. Staff members present were Laura Fischer, Matt Hughes and Glyn Snyder. Rosa Ramirez and Alex Silva were absent. 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 Ludwig called the meeting to order at 5:30 p.m.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:

Mayor Ludwig called the meeting to order at 6:02 p.m.

PLEDGE OF ALLEGIANCE:

Public Works Supervisor Matt Hughes led the pledge of allegiance.

INVOCATION:

Invocation was led by Pastor Joel Myer of St. Paul's Lutheran Church. Mayor Ludwig asked everyone to remain standing for a moment of silence for Enrique Nevarez and Jason Nelson.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:

The City Clerk verified that the agenda was duly posted on October 22, 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.

Aguayo vs. City of Holtville

No reportable action taken.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

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

6 Matters

No reportable action taken.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

(Government Code Section 54957.6)

Title: City Manager Evaluation

No reportable action taken.

The City Attorney announced that the Supreme Court has denied Milan's petition for rehearing. The underlying judgment in her favor has been vacated, and a new judgment in favor of the City has been entered in the Court files.

PUBLIC COMMENTS:

Betty Gibbs, 736 Maple came before Council to protest her water bill.

Council Minutes 10/25/10

CONSENT AGENDA:

1. Approval Of Minutes Of The Regular Meeting Of October 11, 2010 And The Special Meeting Of October 18, 2010
2. Current Demands #28010 To #28066

A motion was made by Council Member Layton and seconded by Council 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 AND COMMUNIQUES:

City Manager

The City Manager reported on an incident that happened in Holt Park. It involved two young adults from El Centro that were brandishing a knife in front of a group of Holtville's youth. Both men were arrested and taken to jail.

Council Member Layton said he continues to receive compliments on our Sheriff's Department.

Mayor Ludwig expressed her sympathies to the Muller and Nelson families. She attended the California League of Cities Quarterly Dinner Business Meeting and was appointed as the representative of the Imperial Division for the Area Agency Advisory Board. She also attended the Special City Council meeting, an ADHOC meeting to discuss the waste hauling contract, a memorial service for a former employee and the retirement luncheon for Gerry Peacher.

Council Member Layton attended the Special City Council meeting and the Viking Tire Grand Opening.

Council Member Brittsan reported that he attended the League of Cities meeting and Adhoc meetings. He also attended the Special City Council meeting and the IRWMP meeting.

City Treasurer Mellinger attended Gerry Peacher's retirement luncheon.

The City Clerk announced the upcoming local events.

The City Engineer reported the demolition of the water plant started today.

UNFINISHED BUSINESS:

Discussion/Related Action To Accept Recommendation From Planning Commission To Appoint Federico Garcia To Vacant Planning Commission Seat – Laura Fischer, City Manager

a. Introduction of Federico Garcia

A motion was made by Council Member Layton and seconded by Council Member Brittsan to accept recommendation from Planning Commission to appoint Federico Garcia to vacant Planning Commission seat. All members present were in favor and the motion carried unanimously.

Discussion/Related Action To Adopt RESOLUTION 10-52 To Enter Into An Exclusive Franchise Agreement With CR&R Incorporated For The Collection, Transportation, Processing And Disposal Of Solid Waste – Laura Fischer, City Manager

Council Member Brittsan made a motion to table this item. The motion died for the lack of a second. A motion was made by Council Member Bradshaw and seconded by Council Member Layton to adopt Resolution 10-52 to enter into an exclusive franchise agreement with CR&R Incorporated for the collection, transportation, processing and disposal of solid waste. The motion carried 3/1 in the form of a roll call vote with Council Member Brittsan opposing.

PUBLIC HEARING - Discussion/Related Action To Adopt RESOLUTION 10-21 To Waive The Second Reading And Adopt ORDINANCE #471 Regarding Nuisance Abatement – Laura Fischer, City Manager

Mayor Ludwig opened the public hearing at 6:43 p.m. Receiving no public comments from the audience the public hearing was closed at 6:43 p.m. A motion was made by Council Member Layton and seconded by Council Member Bradshaw to adopt Resolution 10-21 to waive the second reading and adopt Ordinance #471 regarding Nuisance Abatement. The motion carried 4/0 in the form of a roll call vote.

PUBLIC HEARING - Discussion/Related Action To Ratify RESOLUTION 10-44 And Waive The Second Reading Of ORDINANCE #475 Amending The Holtville Municipal Code Of The City Of Holtville Title 5 Business Licenses And Regulations Chapter 5.25 Medical Marijuana Dispensaries – Laura Fischer, City Manager

Mayor Ludwig opened the public hearing at 6:45 p.m. Receiving no public comments from the audience the public hearing was closed at 6:45 p.m. A motion was made by Council Member Bradshaw and seconded by Council Member Layton to ratify Resolution 10-44 and waive the second reading of Ordinance #475 amending the Holtville Municipal Code of the City of Holtville Title 5 Business Licenses and Regulations Chapter 5.25 Medical Marijuana Dispensaries. The motion carried 4/0 in the form of a roll call vote.

NEW BUSINESS:

Discussion/Related Action To Adopt RESOLUTION 10-51 In Support Of The Imperial Integrated Regional Water Management Plan – Laura Fischer, City Manager

Jennifer Goodsell was present to answer questions on behalf of IID. A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 10-51 in support of the Imperial Integrated Regional Water Management Plan. The motion carried 4/0 in the form of a roll call vote.

Discussion/Related Action To Adopt RESOLUTION 10-50 Supporting The Submittal Of A Proposition 84 Planning Grant To DWR By IID, And Notice The Community Of The Intent To Prepare The Imperial IRWMP – Laura Fischer, City Manager

A motion was made by Council Member Brittsan and seconded by Council Member Layton to adopt Resolution 10-50 supporting the submittal of a Proposition 84 Planning Grant to DWR by IID, and notice the community of the intent to prepare the Imperial IRWMP. The motion carried 4/0 in the form of a roll call vote.

Discussion/Related Action To Adopt RESOLUTION 10-54 Approving The Sewer System Management Plan's Development Plan And Schedule And SSMP Goals – Laura Fischer, City Manager

A motion was made by Council Member Layton and seconded by Council Member Brittsan to adopt Resolution 10-54 approving the Sewer System Management Plan's Development Plan and Schedule and SSMP Goals. The motion carried 4/0 in the form of a roll call vote.

INFORMATION ONLY:

Information Only Regarding Economic Development Quarterly Report – Blanca Magana, The Holt Group

Information only; no action taken.

Staff Reports

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

ADJOURNMENT:

There being no further business to come before Council, Mayor Ludwig adjourned the Regular City Council Meeting at 6:58 p.m.

Colleen Ludwig, Mayor

Glyn Snyder, City Clerk

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
REDEVELOPMENT AGENCY
October 25, 2010**

The regular meeting of the Holtville Redevelopment Agency was on Monday, October 25, 2010 in the Civic Center. Board Members present were Colleen Ludwig, David Bradshaw, Jerry Brittsan and Richard Layton. Staff members present were Laura Fischer, Matt Hughes 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 Ludwig called the Redevelopment meeting to order at 6:58 p.m.

EXECUTIVE SESSION ANNOUNCEMENTS:

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 October 11, 2010

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

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES, & COMMUNIQUES:

None

ADJOURNMENT:

There being no further business to come before the Board, Chairman Ludwig adjourned the Regular Redevelopment Agency Meeting at 6:59 p.m.

Colleen Ludwig, Chairman

Glyn Snyder, Secretary