

AGENDA

Imperial County Data Center Committee
City of Imperial Chambers
200 W 9th St.,
Imperial, CA 92231

Monday, October 19, 2026
6:00pm

- I. Preliminary Business
 - A. Call to Order & Welcome
 - B. Roll Call
 - C. Pledge of Allegiance
 - D. Purpose & Charge: A brief reiteration of the DCAC's mission and current charge.
 - E. General Public Comment: (Limit: 3 minutes per speaker)
- II. Administrative Matters
 - A. Review and Adoption of Minutes: Approval of minutes from the previous meeting.
 - B. Approval of Agenda: Review and adoption of the current order of the agenda.
- III. Discussion & Action Items (Items requiring a vote or decision)
 - A. Bylaw Change Recommendation: Third review of the committee's proposed changes.
- IV. Informational Items
 - A. Presentation: About Data Centers & Economic Development by Good Jobs First
- V. Closing Business
 - A. Member Reports & Announcements: Open floor for committee updates.
 - B. Adjournment

MINUTES

Imperial County Data Center Committee

City of Imperial Council Chambers

200 W. 9th Street

Imperial, CA 92251

Monday, October 5, 2026

6:00 P.M.

Committee Members:

Present

- Sheleah Kay Edwards, Healthcare
- Sandie Finnell, Business
- Peggy Price, District 3, Board of Supervisors
- Mike Goodsell, City of Holtville
- Mark Hamby, Unincorporated Local Government
- Marjorie D. Marquez, Education
- Kristian Michelle Salgado, Environmental

- John Hawk, District 5, Board of Supervisors
- John Grass, City of Brawley
- Flavio Grijalva, Jr., Public Member
- Dennis Morita, City of Imperial
- Ann Michelle Holligner, Public Member

Absent

- Oli Bachie, Non-Profit
- Michael Luellen
- Jeffrey Nemeth, Energy Industry
- Gilberto Manzanarez, City of Calexico
- Angel Hernandez, City of El Centro
- Andrew Schwartz, Organized Labor,

I. Preliminary Business

A. Meeting was called to order by Chairperson, Kristian Salgado at 6:02pm

B. Roll Call- 1 present, Michael Luellen and Gilberto Manzanarez arrived late. Committee has a quorum of members

C. Pledge of Allegiance, led by Mike Goodsell

D. Reiteration of the Purpose and Charge of the DCAC, Chairperson, Kristian Salgado

E. Public Comment- 3 minutes per speaker

i. Kelly Jordan

II. Administrative Matters

- A. Review and Adoption of the Minutes. Motion to approve the minutes by Flavio Grijalva, Seconded by Sandy Finnell. Motion passed 12-0
- B. Approval of the Order of the Agenda. Motion to approve the Order of the Agenda by Mike Goodsell, seconded by Sandy Finnell. Motion passed 12-0

III. Discussion/ Action Items

A. Bylaw change recommendation put forth by committee.

(Michael Luellen arrives at 6:15 pm)

Section 3 Data Center ban would be included under section 3b.

Section 4: Membership. Committee discussed a requirement of members to be Imperial County residents. Two current members of the committee are non-residents however provide subject matter expertise.

- Michael Luellen motioned to change the language “that all committee members should be Imperial County residents”. Michelle Hollinger seconded the motion. Yes votes-4, No votes-9. The motion failed.
- Gilbert Manzanares arrives at 6:45 pm
- The committee discussed whether or not having committee members with subject matter expertise would be helpful to the committee.

Public Comment:

- i. Terry Rodriguez

- Flavio Grijalva made the motion that the language on Section 4 should read, “The DCAC consists of nineteen (19) members. The members shall be appointed by the Board of Supervisors, unless otherwise indicated. The composition of the committee shall consist primarily of Imperial County residents with no more than three (3) non-residents who are able to provide subject matter expertise”. Sheleah Edwards seconded the motion. Yes Votes-13, No Votes-1

Section 5(b). Appointments and Term:

- Motion made by Michael Luellen, seconded by Flavio Grijalva to adopt the following: “Each appointing authority shall have sole

authority to remove any member appointed to that appointing authority. If a city fails to remove and replace its designated member within three (3) weeks of a vacancy, the Board of Supervisors may appoint to fill the vacancy.” Yes Votes-14, No Votes-0, motion passes.

Section 7(c) Meetings.

- Michael Luellen motion to approved the following language, Michelle Hollinger seconded the motion. “Regular meetings shall be **set through formal action of the DCAS**. Notice and agendas for regular meetings shall be posted and distributed in accordance with the requirements of the Ralph M. Brwon Act, including at least seventy-two (72) hours before the meeting.” Yes votes-14, No votes-0, motion passes.

Section 7(f) Meetings.

- Mike Goodsell motioned to approve the following language. Sandy Finnell seconded the motion. “**Any member may request than an item within the subject matter jurisdiction of the DCAC be placed on the agenda for a regular meeting. The request shall be submitted to the Chair sufficiently in advance of the meeting to allow for preparation and timely posting of the agenda in accordance with applicable law. The timing, wording, or placement of a requested agenda item may be reasonably modified as necessary to address legal, procedural, or practical considerations; provided, however, that reasonable efforts shall be made to place each timely requested item on an agenda without materially altering the substance of the member’s request.**” Yes Votes-14, No Votes-0, motion passes

Section 9, Attendance.

- Michael Luellen motioned to accept the following language, Sandy Finnell seconded the motion. “Members are expected to attend all regular meetings. Any member who is absent from three (3) consecutive regular meetings **without good cause** may be recommended to the **applicable appointing authority** for removal from the DCAS.” Yes Votes-14, No Votes-0, motion passes.

By law changes will be submitted to County Counsel for review

B. Data Center Moratorium Resolution: (proposed resolution attached for discussion and action)

- Michael Luellen motioned to approved the proposed resolution; Flavio Grijalva seconded the motion.
- Discussion. Mark Hamby wanted the following point made in the resolution.
 1. The County needs to give the DCAC a task to accomplish within its ability.
 2. The County needs to explain what happened and needed ordinances
 3. The County needs to give the DCAC permission to hire their own experts.

There were no motions made or seconded to change the language of the resolution. Yes Votes-13, No Votes-1, motion passes

IV. Informational Items

A. Presentation: Imperial County Planning and Development Services regarding General Plan and Codified Ordinance by Michael Minnick. Land Use Regulations follow a hierarchy of General Plan, Urban/Community Plans and Specific-Developer initiated plans. Land use is governed by Title 9 which includes 32 Divisions and 19 different zones in Imperial County. Zones include Residential, Agricultural, Commercial, Industrial and Open Space. Data Centers would be classified as M-1 or M-2 manufacturing. Data Centers will be required to obtain a CEQA clearance.

- Discussion involved establishing specific zones for Data Centers, Environmental Justice, Renewable Energy, Data Center Standards, incorporation of newly passed data center regulations and Utility company assessments on capacity and efforts to protect ratepayers. Imperial County does not get involved in site selection.

B. Review of the Board of Supervisors' June 2026 Draft Guidelines for Data Centers. It was suggested that the Planning Department, Air Pollution Control District, Workforce Development and IID should address relevant portions of the guidelines.

C. Policy Brief: Remote access requirement to attend meetings virtually. Presented by Cythia Medina, Clerk of the Board and Kris Becker, Deputy County Counsel. Reviewed attached document regarding the guidelines

for how members can appear remotely at a regular meeting through three pathways; clarification was provided regarding the “Just Cause Rule”.

V. Closing Business

A. Member Reports,

- Kristian Salgado reported that contact are being made to invite subject matter experts to make presentations to the DCAC. IID Power division will present during November and Good Jobs First will present on the Economic Advantages of data centers.

VI. Meeting Adjournment

Motion by Dennis Morita, Seconded by Flavio Grijalva, Yes Votes-14, No Votes-0, motion passes

**THE IMPERIAL COUNTY DATA CENTER ADVISORY COMMITTEE (DCAC)
THROUGH THE IMPERIAL COUNTY BOARD OF SUPERVISORS HEREBY
RESOLVES, DETERMINES, AND ORDERS AS FOLLOWS:**

1. NAME

The name of the committee shall be the Data Center Advisory Committee (DCAC).

2. PURPOSE

The purpose of the DCAC shall be to advise the Board of Supervisors on potential land use and zoning options relating to data center development within the unincorporated areas of Imperial County.

3. CHARGE

The DCAC shall evaluate and provide recommendations to the Board of Supervisors regarding potential land use, zoning, and policy options relating to data center development within the unincorporated areas of Imperial County.

In carrying out its Charge, the DCAC shall evaluate and make recommendations regarding the following:

- a. Potential amendments to the Imperial County General Plan;
- b. Potential amendments to the Imperial County Codified Ordinances;
- c. The use of specific plans or other planning tools relating to the location and regulation of data center development;
- d. The establishment of location or proximity standards relating to residential neighborhoods, schools, and other sensitive uses;
- e. The identification of areas that may be more appropriate for data center development based upon existing land uses, infrastructure, energy resources, and compatibility with surrounding uses;
- f. Consideration of implementation options and the legal implications associated with any recommended amendments, including whether such amendments should apply prospectively only or, where legally permissible, to projects currently in process; and
- g. Any other recommendations the committee determines appropriate.

The DCAC shall present its findings and recommendations to the Board of Supervisors by January 1, 2027, or as soon thereafter as reasonably practicable.

4. MEMBERSHIP

The DCAC consists of nineteen (19) members. The members shall be appointed by the Board of Supervisors, unless otherwise indicated. To be appointed to the DCAC or remain a member of the DCAC, an individual must be a resident of the County of Imperial; however, up to three (3) members may be non-residents provided they have relevant subject-matter expertise in an area within the charge of the DCAC. The membership shall be as follows:

- a. Two (2) members of the Board of Supervisors;
- b. Seven (7) members appointed by the seven incorporated cities within the county of Imperial, with each city having one appointment;

- c. One (1) representative from local government that is not an incorporated city.
- d. Two (2) representatives of community interests;
- e. One (1) representative with an environmental background or expertise.
- f. One (1) representative from organized labor;
- g. One (1) representative from the healthcare community;
- h. One (1) representative from the education community;
- i. One (1) representative from a nonprofit organization;
- j. One (1) representative from the business community; and
- k. One (1) representative from the energy industry sector.

5. APPOINTMENTS AND TERM

- a. Members of the DCAC are appointed by the Board of Supervisors, except for the members representing the seven incorporated cities which shall be appointed by the city councils of those cities.
- b. Each appointing authority shall have sole authority to remove any member appointed by that appointing authority. If a city fails to remove and replace its designated member within three (3) weeks of a vacancy, the Board of Supervisors may appoint to fill the vacancy
- c. A member may resign at any time by submitting a written resignation to the Chair. The resignation shall be effective upon receipt unless a later effective date is specified.
- d. Appointments shall end when the DCAC has accomplished its Purpose and Charge.

6. OFFICERS

- a. The officers of the DCAC shall be:
 - i. The Chair, whose duties shall be to preside at all DCAC meetings; serve as committee spokesperson to the Imperial County Board of Supervisors; direct planning for community sessions; and present its findings to the Board of Supervisors.
 - ii. The Vice-Chair, whose duties shall be to assist the Chair and in his/her absence serve as Chairperson; assume the position of Chairperson in the event the Chairperson leaves the DCAC.
 - iii. The Secretary, whose duties shall be to record minutes of all meetings; receive and transmit committee correspondence and materials designated by members; maintain notebook of all minutes, agendas, correspondence, and other information pertinent to DCAC.
- b. The Chair, Vice-Chair, and Secretary shall be elected at the DCAC's first regular meeting, and shall serve until the DCAC has accomplished its Purpose and Charge.
- c. Vacancies in office shall be filled at the next regular meeting following the vacancy of an officer.

7. MEETINGS

- a. The meetings and proceedings of the DCAC shall be conducted in accordance with the Ralph M. Brown Act (Government Code section 54950 et seq.).
- b. The DCAC shall meet as often as necessary to carry out its Purpose and Charge.

- c. Regular meetings shall be set through formal action of the DCAC. Notice and agendas for regular meetings shall be posted and distributed in accordance with the requirements of the Ralph M. Brown Act, including at least seventy-two (72) hours before the meeting.
- d. Special meetings may be called by the Chair or by a majority of the members of the DCAC. Notice of a special meeting shall be provided in accordance with the Ralph M. Brown Act, including at least twenty-four (24) hours' notice to each member and the public.
- e. All meetings of the DCAC shall be open to the public, except as otherwise authorized by law, and shall be held in facilities that are accessible to the public. Meeting agendas and notices shall also be posted on the County's website.
- f. Meeting notices and agendas shall identify the date, time, and location of the meeting and shall include a brief description of each item of business to be considered, consistent with the Ralph M. Brown Act.

Any member may request that an item within the subject matter jurisdiction of the DCAC be placed on the agenda for a regular meeting. The request shall be submitted to the Chair sufficiently in advance of the meeting to allow for preparation and timely posting of the agenda in accordance with applicable law. The timing, wording, or placement of a requested agenda item may be reasonably modified as necessary to address legal, procedural, or practical considerations; provided, however, that reasonable efforts shall be made to place each timely requested item on an agenda without materially altering the substance of the member's request.

8. QUORUM AND VOTING

- a. Ten members of the DCAC shall constitute a quorum.
- b. Except as otherwise required by law or these Bylaws, an affirmative vote of a majority of the members present and voting at a meeting at which a quorum is present shall constitute an action of the DCAC.
- c. No official business shall be conducted in the absence of a quorum.

9. ATTENDANCE

Members are expected to attend all regular meetings. Any member who is absent from three (3) consecutive regular meetings may be recommended to the applicable appointing authority for removal from the DCAC.

10. COMMITTEES

- a. The DCAC may establish such subcommittees or ad hoc committees as it determines are necessary to carry out its Charge. Appointments may be made by the Chair or upon motion of any member duly carried.
- b. Each subcommittee shall report its activities and recommendations to the DCAC at such times as the Chair may direct or the DCAC may require.

11. COMPENSATION

Appointees to the DCAC shall serve without compensation.