



# A G E N D A

## IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PUBLIC FINANCING AUTHORITY



**MONDAY, MAY 1, 2006**

Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932

**CLOSED SESSION – 5:30 P.M.**  
**REGULAR MEETING – 6:00 P.M.**

**THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY,  
PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY**

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

### **CALL TO ORDER BY MAYOR ROSE**

### **ROLL CALL BY CITY CLERK**

### **CLOSED SESSION**

#### **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(a)

Names of Cases:

TC Construction Company v. City of Imperial Beach; Case No. GIS 24202

#### **RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)**

### **REGULAR MEETING CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **PLEDGE OF ALLEGIANCE**

### **AGENDA CHANGES**

### **MAYOR/COUNCIL ANNOUNCEMENTS/REPORTS/REIMBURSEMENTS**

### **COMMUNICATIONS FROM CITY STAFF**

**PUBLIC COMMENT** - *Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.*

### **PRESENTATIONS/PROCLAMATIONS/REPORTS (1.1)**

**1.1\* PRESENTATION OF PROCLAMATION FOR POLICE MEMORIAL WEEK AND LAW ENFORCEMENT MEMORIAL DAY. (0410-30)**

**CONSENT CALENDAR (2.1 - 2.7)** - All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.

**2.1 MINUTES.**

City Manager's Recommendation: Approve the minutes of the Regular City Council Meeting of April 5, 2006.

**2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

City Manager's Recommendation: Ratify Accounts Payable Numbers 61541 through 61587 for the period ending 04/19/06 and Payroll Register Numbers 36870 through 36920 for the period ending 04/13/06 in the amount of \$258,480.81.

**2.3 RATIFICATION OF ADDITIONAL EXPENDITURE AUTHORIZATION – PARKING CITATION CONVERSION. (0180-20)**

City Manager's Recommendation: Adopt Resolution No. 2006-6314 authorizing the additional expenditure of \$3,800.00 for consulting services to implement the HTE Parking Citation Module.

**2.4 RESOLUTION DECLARING AN INTENT TO TAKE PROCEEDINGS PURSUANT TO THE MUNICIPAL IMPROVEMENT ACT OF 1913, AND MAKE CERTAIN FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH, ALL RELATING TO THE FORMATION OF ALLEY ASSESSMENT DISTRICT 72A. (0465-10)**

City Manager's Recommendation:

1. Receive report; and
2. Adopt Resolution No. 2006-6316.

**2.5 RESOLUTION DECLARING AN INTENT TO TAKE PROCEEDINGS PURSUANT TO THE MUNICIPAL IMPROVEMENT ACT OF 1913, AND MAKE CERTAIN FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH, ALL RELATING TO THE FORMATION OF ALLEY ASSESSMENT DISTRICT 72B. (0465-10)**

City Manager's Recommendation:

1. Receive report; and
2. Adopt Resolution No. 2006-6317.

**2.6 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH APPROVING A REPORT AND THE FIXING TIME AND PLACE OF THE PUBLIC HEARING FOR ALLEY ASSESSMENT DISTRICT NO. 72A. (0465-10)**

City Manager's Recommendation: Approve and adopt Resolution No. 2006-6318.

**2.7 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH APPROVING A REPORT AND THE FIXING TIME AND PLACE OF THE PUBLIC HEARING FOR ALLEY ASSESSMENT DISTRICT NO. 72B. (0465-10)**

City Manager's Recommendation: Approve and adopt Resolution No. 2006-6319.

**ORDINANCES - INTRODUCTION/FIRST READING (3)**

None.

## **ORDINANCES - SECOND READING & ADOPTION (4.1 - 4.3)**

### **4.1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH TO AMEND CHAPTER 8.36 (REFUSE, SOLID WASTE AND RECYCLABLE COLLECTION) OF THE IMPERIAL BEACH MUNICIPAL CODE BY AMENDING SECTIONS 8.36.030, 8.36.200, AND 8.36.210. (0270-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2006-1042, an Ordinance of the City Council of the City of Imperial Beach to amend Chapter 8.36 (Refuse, Solid Waste and Recyclable Collection) of the Imperial Beach Municipal Code by amending Sections 8.36.030, 8.36.200, and 8.36.210;
3. City Clerk reads title of Ordinance No. 2006-1042; and
4. Motion to dispense second reading and adopt Ordinance No. 2006-1042.

### **4.2 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH TO AMEND CHAPTER 12.08 (INSTALLATION OF STREETS AND SIDEWALKS FOR NEW CONSTRUCTION) OF THE IMPERIAL BEACH MUNICIPAL CODE BY AMENDING SECTION 12.08.010. (0720-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2006-1043, an Ordinance of the City Council of the City of Imperial Beach to amend Chapter 12.08 (Installation of Streets and Sidewalks for New Construction) of the Imperial Beach Municipal Code by amending Section 12.08.010;
3. City Clerk reads title of Ordinance No. 2006-1043; and
4. Motion to dispense second reading and adopt Ordinance No. 2006-1043.

### **4.3 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH REGULATING SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT AND AMENDING THE IMPERIAL BEACH MUNICIPAL CODE. (0240-35)**

City Manager's Recommendation:

1. Find the action exempt from CEQA;
2. Authorize staff to procure and display appropriate signage upon the effective date of the ordinance;
3. Mayor calls for the second reading of Ordinance No. 2006-1044, an Ordinance of the City of Imperial Beach regulating smoking in public places and places of employment and amending the Imperial Beach Municipal Code;
4. City Clerk reads title of Ordinance No. 2006-1044; and
5. Motion to dispense second reading and adopt Ordinance No. 2006-1044.

## **WRITTEN COMMUNICATIONS (5.1)**

### **5.1 LETTER OF REQUEST TO RE-OPEN ALL OR A PORTION OF AN ALLEY PREVIOUSLY CLOSED BY CITY COUNCIL RESOLUTION NO. 97-4705 LOCATED BETWEEN OCEAN LANE AND SEACOAST DRIVE AND DATE AND ELM AVENUES – CONTINUED FROM APRIL 5, 2006. (0720-08)**

City Manager Recommendation: City Council consider the request and provide direction to staff. Should the City Council decide to schedule this matter for a public hearing, alternatives might include:

1. Open a portion of the alley to allow vehicular access to the interior lot between the closed alley and Date Avenue.
2. Keep the alley closed. Property owner must accommodate vehicular access from Date Avenue.
3. Re-open the alley to allow vehicular access between Ocean Lane and Seacoast Drive.

## **PUBLIC HEARINGS (6.1)**

### **6.1 PUBLIC HEARING RELATING TO THE LEVY OF ANNUAL ASSESSMENTS FOR ASSESSMENT DISTRICT NO. 67M. (0345-10)**

City Manager's Recommendation:

1. Declare the public hearing open;
2. Receive public testimony;
3. Close the public hearing; and
4. Consider adoption of Resolution No. 2006-6315, confirming the diagram and assessment and providing for the levy of the annual assessment in a special maintenance district.

## **REPORTS (7.1 - 7.6)**

### **7.1 PROGRESS REPORT REGARDING SEACOAST INN SPECIFIC PLAN: PACIFICA COMPANIES, OWNER/APPLICANT: SPECIFIC PLAN (GPA 03-095), DESIGN REVIEW (DRC 03-094, REGULAR COASTAL PERMIT (CP 03-091) SITE PLAN REVIEW (SPR 03-093) AND TENTATIVE MAP (TM 03-092) FOR THE REDEVELOPMENT OF AN EXISTING HOTEL LOCATED AT 800 SEACOAST DRIVE IN THE C-2 ZONE. MF661 (0660-43)**

City Manager's Recommendation: Discuss and advise for further Development Agreement discussions with applicant. City Council may elect or choose to take public input, but no decisions or the making of findings are to be made regarding the pending applications.

### **7.2 ADOPT RESOLUTION NO. 2006-6313 AMENDING FY 05-07 BUDGET TO FUND MISCELLANEOUS UNANTICIPATED EXPENDITURES. (0330-30)**

City Manager's Recommendation: Adopt Resolution.

### **7.3 COMMUNITY GRANTS PROGRAM CHANGE TO GUIDELINES. (0330-15)**

City Manager's Recommendation: Approve the changes to the Program Application Guidelines for FY 2005-2006, the key dates.

### **7.4 TIDELANDS ADVISORY COMMITTEE APPOINTMENTS TO FILL UNSCHEDULED VACANCY. (0330-15)**

City Manager's Recommendation: Interview and consider appointment to fill one (1) position to expire on December 31, 2006.

### **7.5 SEWAGE ISSUE STRATEGY/SECONDARY TREATMENT STATUS. (0620-75)**

City Manager's Recommendation: Receive verbal report from the City Manager on any and all issues relating to the overflow of sewage from Mexico and the current status of secondary treatment progress.

### **7.6 GENERAL PLAN UPDATE/COMMERCIAL ZONING REVIEW. (0620-95)**

City Manager's Recommendation: Receive presentation and provide direction to staff.

## **REPORTS OF MAYOR AND COUNCILMEMBERS**

### **REPORTS OF MAYOR ROSE**

South Bay Mayors & City Managers Committee, SAFE Board

### **REPORTS OF COUNCILMEMBERS**

#### **MAYOR PRO TEM MCLEAN**

Metropolitan Transit System (MTS), Chamber of Commerce Liaison, Bayshore Bikeway Working Group

#### **COUNCILMEMBER WINTER**

San Diego Division - League of California Cities, Metro Wastewater Commission/JPA, Otay River Management Plan Policy Committee, Water Quality Matters

#### **COUNCILMEMBER MCCOY**

San Diego Association of Governments (SANDAG) Board

#### **COUNCILMEMBER JANNEY**

SANDAG – Shoreline Preservation Working Group, Job Corps Liaison, South County Economic Development Council, Heartland Communications Facility Authority JPA Board, San Diego Airport Matters

## **ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

### **ADJOURNMENT**

**The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.**

**For your convenience, the agenda is also available to you on our website at [www.cityofib.com](http://www.cityofib.com).**

**A COPY OF THE COUNCIL MEETING PACKET MAY BE VIEWED BY THE PUBLIC  
IN THE OFFICE OF THE CITY CLERK AT CITY HALL.**

Copies of this notice were provided on April 27, 2006 to the City Council, San Diego Union-Tribune, I.B. Eagle & Times, and I.B. Sun.

AFFIDAVIT OF POSTING)  
STATE OF CALIFORNIA)  
CITY OF IMPERIAL BEACH)

I, Jacqueline M. Hald, City Clerk of the City of Imperial Beach, hereby certify that the Agenda for the Regular Meeting as called by the City Council, Redevelopment Agency, and Public Financing Authority of Imperial Beach was provided and posted on April 27, 2006. Said meeting to be held at 5:30 p.m., May 1, 2006, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on April 27, 2006 at 12:00 p.m.

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Jacqueline M. Hald, CMC  
City Clerk