

MINUTES

**IMPERIAL BEACH CITY COUNCIL
REDEVELOPMENT AGENCY
PLANNING COMMISSION
PUBLIC FINANCING AUTHORITY**

NOVEMBER 5, 2008

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

REGULAR MEETING – 6:00 P.M.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:00 p.m.

ROLL CALL

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| Councilmembers present: | Winter, McLean, Bragg |
| Councilmembers absent: | None |
| Mayor present: | Janney |
| Mayor Pro Tem absent: | McCoy |

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| Staff present: | City Manager Brown; Deputy City Attorney Stotland; City Clerk Hald |
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PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

MOTION BY MCLEAN, SECOND BY MCCOY, TO REMOVE ITEM NO. 6.3 – PROPOSAL FOR CUSTOM SEASONAL LIFEGUARD TOWER FOR PALM AVENUE STREET END FROM THE AGENDA. MOTION CARRIED UNANIMOUSLY.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE & COMMUNITY ANNOUNCEMENTS

COUNCILMEMBER WINTER congratulated Councilmember McLean and Councilmember-elect King on successful campaigns.

COUNCILMEMBER BRAGG announced she, Mayor Pro Tem McCoy, and Councilmember Winter attended the League of California Cities Quarterly Dinner meeting, she attended the Fire Station open house and the American Public Works Association Dinner; she reported on the recent Heartland Communications Facility meeting; and she announced there will be a sundowner meeting at D'ames Fitness and Frolic on November 17.

COUNCILMEMBER MCCOY spoke of the historic result of the Presidential election.

MAYOR JANNEY congratulated Councilmember McLean and Councilmember-elect King on

successful campaigns; and he announced that the City is now accepting applications for the Community Grant Programs.

COMMUNICATIONS FROM CITY STAFF

CITY MANAGER BROWN announced the State Water Quality Control Board approved funding allowing the County of San Diego to continue with the testing and monitoring of waters throughout the County.

PUBLIC COMMENT

JUNE ENGEL, Branch Librarian at the I.B. Library, and thanked Councilmember Bragg and the I.B. Firefighters for judging the costume contest; and she announced that author Victor Villaseñor will be in town on December 8 to sign and talk about his recent book Crazy Loco Love.

JAYNE MAHAN spoke against the selling of drug paraphernalia by local businesses and submitted a petition of over 400 signatures against this act.

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1 - 2.4)

MAYOR PRO TEM MCCOY recommended a correction to Assistant City Manager Ritter's name on the minutes of October 15, 2008, page 9, Item No. 6.3.

MAYOR JANNEY announced a correction to the Senate Bill No. 375 on the minutes of October 1, 2008 was submitted as Last Minute Agenda Information.

MOTION BY MCCOY, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.4, WITH CORRECTIONS TO THE MINUTES OF OCTOBER 1 AND OCTOBER 15, 2008. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the minutes of the Regular City Council Meetings of September 17, October 1, and October 15, 2008.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 67323 through 67456 with the subtotal amount of \$694,840.88; and Payroll Checks 40295 through 40342 for the pay period ending 10/09/08 with the subtotal amount of \$149,825.53; for a total amount of \$844,666.41.

- 2.3 RESOLUTION NO. 2008-6689 – AMENDING WESTON SOLUTIONS, INC., CONSULTANT AGREEMENT FOR TIJUANA RIVER BACTERIA SOURCE IDENTIFICATION STUDY AND AMENDING THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM BUDGET FISCAL YEAR 2004/2005 THROUGH FISCAL YEAR 2008/2009 ADOPTED BY RESOLUTION NO. 2005-6089 AND AS AMENDED DECEMBER 7, 2005 – RESOLUTION NO. 2005-6253 AND FEBRUARY 6, 2008 – RESOLUTION NO. 2008-6574 – TIJUANA RIVER BACTERIA SOURCE IDENTIFICATION STUDY CIP D08-901 PROJECT. (0230-70)**

Adopted resolution.

- 2.4 RESOLUTION NO. 2008-6690 – AUTHORIZING THE CITY MANAGER TO EXECUTE AND SUBMIT THE 2009-2010 PORT OF SAN DIEGO FINANCIAL ASSISTANCE PROGRAM APPLICATION FOR FUNDING ASSISTANCE FOR 2009 CONCERT EVENT. (1040-10)**

Adopted resolution.

ITEMS PULLED FROM THE CONSENT CALENDAR

None.

ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3.1)

- 3.1 PROPOSED SMOKE SHOP ORDINANCE AMENDING TITLE 19 ZONING BY ADDING CHAPTER 19.63. MF 981. (0600-95)**

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item and recommended continuance of the item to January 21, 2008.

MOTION BY BRAGG, SECOND BY MCLEAN, TO CONTINUE THE PUBLIC HEARING TO THE CITY COUNCIL MEETING OF JANUARY 21, 2009. MOTION CARRIED UNANIMOUSLY.

ORDINANCES – SECOND READING & ADOPTION (4.1)

- 4.1 ORDINANCE NO. 2008-1076 – TO AMEND CHAPTER 1.18 (ADMINISTRATIVE APPEAL PROCEDURES AND TIME LIMITS FOR APPEAL) OF THE IMPERIAL BEACH MUNICIPAL CODE REGARDING APPEALS PROCEDURES FOR CERTAIN ADMINISTRATIVE DECISIONS. (0600-95)**

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2008-1076.

CITY CLERK HALD read the title of Ordinance No. 2008-1076, an ordinance of the City Council of the City of Imperial Beach, California, to amend Chapter 1.18 (Administrative Appeal Procedures and Time Limits for Appeal) of the Imperial Beach Municipal Code regarding Appeals Procedures for Certain Administrative Decisions.

MOTION BY WINTER, SECOND BY MCLEAN, TO DISPENSE THE SECOND READING AND ADOPT ORDINANCE NO. 2008-1076 BY TITLE ONLY. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: WINTER, MCLEAN, BRAGG, JANNEY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
ABSTAIN: COUNCILMEMBERS: MCCOY**

PUBLIC HEARINGS (5)

None.

REPORTS (6.1 - 6.3)

6.1 RESOLUTION NO. 2008-6688 – AUTHORIZING THE PURCHASE OF REPLACEMENT VEHICLES. (1130-55)

CITY MANAGER BROWN introduced and reported on the item.

MOTION BY MCLEAN, SECOND BY WINTER, TO ADOPT RESOLUTION NO. 2008-6688, AUTHORIZING THE PURCHASE OF REPLACEMENT CITY VEHICLES. MOTION CARRIED UNANIMOUSLY.

6.2 FINANCIAL UPDATE. (0330-25)

CITY MANAGER BROWN introduced the item.

FINANCE DIRECTOR MCGRANE reported that from July 1, 2008 to October 15, 2008 there were no significant impacts to the General Fund; issues that could impact the City in the future are: the State budget (the Governor will announce there is over an \$11 billion State budget deficit and it is unsure how the State deficit will affect the City), PERS costs (if on June 30, 2009 the PERS portfolio goes lower than 15%-16%, costs to the City would be significant), the potential for increased costs in the Sheriff's contract, and limited General Fund revenue; he reported that the Redevelopment Fund has excess reserves; however, the balance was lowered due to the State takeaway of over \$500,000; he reported that in regard to the Transportation funds, the State did not cut or withhold Prop 42 funds; however, gas tax and Prop A revenues are sluggish; and he announced that staff is still reviewing the status of the Sewer Fund and would report back to City Council with a five-year forecast on the fund.

Council discussion ensued regarding the potential impacts to the Sewer Fund as the City of San Diego may ask for a deposit toward capital improvements; attending the League of California Cities Luncheon meeting where there will be a discussion on the economy; maintaining the General Fund reserve at 15%; developing guidelines for when the reserves can be utilized; the County of San Diego may cut funding and could possibly take away the \$100,000 that was intended for the Skate Park; the Mayor and City Manager to meet with the community committee involved with the Skate Park to discuss potential funding issues; and in the future there may be a need to either cut expenditures or raise revenues.

6.3 PROPOSAL FOR CUSTOM SEASONAL LIFEGUARD TOWER FOR PALM AVENUE STREET END. (0220-20)

Item removed from the agenda by prior Council action.

MAYOR/COUNCIL REPORTS ON ASSIGNMENTS AND COMMITTEES

MAYOR PRO TEM MCCOY stated that she recently attended the Borders Committee meeting and reported that the Presidential permit for the third border crossing is pending and on San Diego Councilmember Hueso's efforts to reconfigure the new design of the San Ysidro crossing to make it more pedestrian friendly; she also attended a meeting in Imperial regarding the I-8 Corridor; she spoke about the geothermal plants, the issues with the New River which is considered to be one of the most polluted rivers in the United States, the high amount of foreclosures in the area, and the changes in agriculture.

CITY MANAGER BROWN announced SANDAG will give a presentation on SB 375 at an upcoming City Council meeting.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 7:01 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk