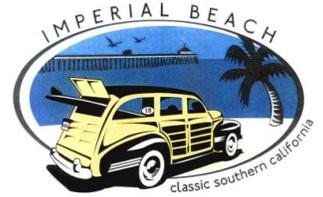




A G E N D A

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



DECEMBER 3, 2008

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

**REGULAR MEETING – 6:00 P.M.
CLOSED SESSION MEETING – AT END OF AGENDA**

**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.

REGULAR MEETING CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

PLEDGE OF ALLEGIANCE

INVOCATION

OATH OF OFFICE CEREMONY

- 1. RESOLUTION NO. 2008-6694 – RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 2008 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW. (0430-40)**
Certified canvass of ballots and returns from the County of San Diego were not available at the time of agenda preparation. Staff report, resolution, and information from the County of San Diego will be provided on or before the City Council meeting of December 3, 2008.
- 2.* LEAVING OFFICE PRESENTATION. (0430-23)**
Present plaque and proclamations to outgoing City Councilmember Mayda Winter.
- 3.* OATHS OF OFFICE. (0430-65)**
Conduct Oaths of Office for City Councilmember Fred McLean and City Councilmember-elect Jim King.

*No Staff Report.

RECESS MEETING FOR REFRESHMENTS

Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

ROLL CALL BY CITY CLERK

AGENDA CHANGES

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE & COMMUNITY ANNOUNCEMENTS

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 (1)

None.

CONSENT CALENDAR (2.1 - 2.3) - *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 November 19, 2008.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 67548 through 67598 with the subtotal amount of \$52,250.16; and Payroll Checks 40392 through 40443 for the pay period ending 11/06/08 with the subtotal amount of \$149,441.40; for a total amount of \$201,691.56.

2.3 RESOLUTION NO. 2008-6695 – SALE OF SURPLUS PROPERTY. (0380-45)

City Manager's Recommendation: Adopt resolution.

ORDINANCES – INTRODUCTION/FIRST READING (3.1)

3.1 ORDINANCE NO. 2008-1075 – MAKING CERTAIN CLARIFYING CHANGES TO TITLE 2 OF THE IMPERIAL BEACH MUNICIPAL CODE. (0410-95)

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2008-1075, an ordinance of the City Council of the City of Imperial Beach, California, making certain clarifying changes to Title 2 of the Imperial Beach Municipal Code; and
3. City Clerk reads title of Ordinance No. 2008-1075; and
4. Motion to dispense the first reading and introduce Ordinance No. 2008-1075, set the matter for adoption at the next Regular City Council meeting of December 17, 2008, and authorize the publication in a newspaper of general circulation.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1)

6.1 RESOLUTION NO. 2008-6697 – AWARDING CONTRACT FOR WATER QUALITY MONITORING AND ANALYSIS OF THE PALM AVENUE LOW-FLOW URBAN RUNOFF DIVERTER PROJECT. (0770-10)

City Manager's Recommendation:

1. Receive report; and
2. Adopt resolution.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

MAYOR/COUNCIL REPORTS ON ASSIGNMENTS AND COMMITTEES

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a):

Name of Case: City of Imperial Beach v. Christopher N. Nasser

Case No.: 37-2008-00070389-CU-MC-SC

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:

Property: 741 Palm Ave., Imperial Beach, CA 91932, APN 626-250-04

Agency Negotiator: City Manager

Negotiating Parties: Sam & Sandra Dimenstein Trust

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

Property: 761-779 Palm Ave., Imperial Beach, CA 91932, APN 626-250-05

Agency Negotiator: City Manager

Negotiating Parties: Sam & Sandra Dimenstein Trust

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

Property: 743-849 Palm Ave., Imperial Beach, CA 91932, APN 626-250-06

Agency Negotiator: City Manager

Negotiating Parties: Sam & Sandra Dimenstein Trust

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

Property: 735 Palm Avenue, APN 626-250-03

Agency Negotiator: City Manager

Negotiating Parties: North Island Federal Credit Union

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)

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, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT

www.cityofib.com.

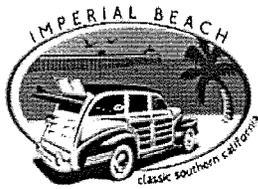
Copies of this notice were provided on November 26, 2008 to the City Council, San Diego Union-Tribune, I.B. Eagle & Times, and I.B. Sun.

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF IMPERIAL BEACH)

AFFIDAVIT OF POSTING

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, Planning Commission, and Public Financing Authority of Imperial Beach was provided and posted on November 26, 2008. Said meeting to be held at 6:00 p.m. December 3, 2008, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on November 26, 2008 at 10:30 a.m.

Jacqueline M. Hald, CMC
City Clerk



STAFF REPORT
CITY OF IMPERIAL BEACH

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER

MEETING DATE: DECEMBER 3, 2008
ORIGINATING DEPT.: JACQUELINE M. HALD, CITY CLERK

SUBJECT: RESOLUTION NO. 2008-6694 RECITING THE FACT OF THE
GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4,
2008 DECLARING THE RESULT AND SUCH OTHER MATTERS
AS PROVIDED BY LAW

CERTIFIED CANVASS OF BALLOTS AND RETURNS FROM THE COUNTY OF SAN DIEGO WERE NOT AVAILABLE AT THE TIME OF AGENDA PREPARATION.

STAFF REPORT, RESOLUTION AND INFORMATION FROM THE COUNTY OF SAN DIEGO WILL BE PROVIDED ON OR BEFORE THE CITY COUNCIL MEETING OF DECEMBER 3, 2008.



Gary Brown, City Manager

DRAFT

MINUTES

Item 2.1

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

NOVEMBER 19, 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

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

Staff present: City Manager Brown; City Attorney Lough;
City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

CITY MANAGER BROWN announced that on the agenda, the Resolution No. for Item No. 2.3 should be corrected to read Resolution No. 2008-6691.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE & COMMUNITY ANNOUNCEMENTS

COUNCILMEMBER WINTER announced she attended the League of California Cities luncheon meeting.

COUNCILMEMBER MCLEAN announced that he also attended the League of California Cities luncheon meeting and reported that Councilmember Winter, along with other elected officials who are leaving office, were honored for their service; he attended the monthly lecture series at the Tijuana Estuary where Phillip Pry spoke on global warming; he spoke about the successful Bicycle Rodeo event; and announced the Christmas Comes to IB event is scheduled for December 6; a Pearl Harbor memorial service is scheduled for December 7; Victor Villasenor, author of Crazy Loco Love, will have a book signing at the Imperial Beach library on December 8, guitarist Jose Rodriguez will perform December 10 at the library; and he reported on the Military Affairs Subcommittee meeting that took place this morning.

COUNCILMEMBER BRAGG wished everyone a happy Thanksgiving and encouraged all to shop locally.

MAYOR JANNEY announced that he also attended the League of California Cities luncheon meeting and recognized Councilmember Winter for her many years of service as the City's League representative.

COMMUNICATIONS FROM CITY STAFF

None

PUBLIC COMMENT

CRAIG WEAVER, representing the IBFA, provided the City Council with Imperial Beach challenge coins and thanked them for their commitment to the Imperial Beach community.

PRESENTATIONS (1.1 - 1.2)

1.1 PRESENTATION OF CERTIFICATES OF ACCOMPLISHMENT TO FIRE PREVENTION WEEK POSTER CONTEST WINNERS. (0410-30)

CRAIG WEAVER, Firefighter/Engineer/Paramedic, reported that over 360 2nd grade students were educated on the importance of fire safety awareness this year and over 4,000 students have been educated on the subject matter over the many years that the program has been in place; he presented a plaque to Cynthia Melcher, Assistant Vice President/Branch Manager of North Island Credit Union, for her participation in the program over the last seven years and he recognized Judy Sisson, of IB Trophy and Awards, for donating the recognition plaques.

MAYOR JANNEY, along with FIREFIGHTER WEAVER, presented certificates of accomplishment to the following 2nd grade winners of the Fire Prevention Week poster contest:

Francisco Sandoval of Westview Elementary School
Saul Nava of Oneonta Elementary School
Kiera Lopez of Bayside Elementary School
Kiara Hertenstien of Imperial Beach Elementary School

MAYOR JANNEY, along with PUBLIC SAFETY DIRECTOR SOTELO, presented Firefighter Weaver with a proclamation for developing the Fire Prevention Education Program along with the elementary schools in the City of Imperial Beach and for mentoring students about fire prevention through such notable programs as the poster contest.

1.2 RECYCLE ALL-STAR AWARD PRESENTATION. (0270-30)

MAYOR JANNEY presented the Recycle All-Star Award Certificate to Kris Music.

MARCO TOPETE, of EDCO, presented a \$100.00 check and used oil recycling premiums to Ms. Music.

CONSENT CALENDAR (2.1 - 2.4)

MOTION BY MCLEAN, SECOND BY MCCOY, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.4, INCLUDING THE CORRECTION OF THE RESOLUTION NO. TO READ 2008-6691 FOR ITEM NO. 2.3. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the minutes of the Regular City Council Meeting of November 5, 2008.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 67457 through 67547 with the subtotal amount of \$163,596.64; and Payroll Checks 40343 through 40391 for the pay period ending 10/23/08 with the subtotal amount of \$144,225.78; for a total amount of \$307,822.42.

2.3 RESOLUTION NO. 2008-6691 – CALLING A PUBLIC HEARING TO DETERMINE IF THE PUBLIC HEALTH, SAFETY OR WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT IN ELM AVENUE FROM 7TH STREET TO 3RD STREET AND 7TH STREET FROM PALM AVENUE TO ENCINA AVENUE – “ELM AVENUE AND 7TH STREET UNDERGROUND UTILITY DISTRICT”. (0810-20)

1. Received report; and
2. Adopted resolution.

2.4 LOCAL APPOINTMENT LIST. (0460-45)

Approved the Local Appointments List in compliance with Government Code §54972, and authorized the City Clerk to post said list at City Hall and the Library in compliance with Government Code §54973.

ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3)

None.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5.1)

5.1 JIM KENNEDY, PARSONS CORP. FOR OMNIPOINT/T-MOBILE (APPLICANT)/ TORREY PINE MERZIOTIS PROPS. (OWNER); REGULAR COASTAL PERMIT (CP 080015), CONDITIONAL USE PERMIT (CUP 080016), DESIGN REVIEW CASE (DRC 080017), AND SITE PLAN REVIEW (SPR 080018) TO INSTALL A TELECOMMUNICATIONS FACILITY ON A MONOPALM FAUX TREE STRUCTURE LOCATED AT 933 SEACOAST DRIVE IN THE C-2 (SEACOAST COMMERCIAL) ZONE. MF 974. (0600-20)

MAYOR JANNEY declared the continued public hearing open.

CITY MANAGER BROWN introduced the item.

ASSOCIATE PLANNER FOLTZ gave a PowerPoint presentation on the item.

LESLIE MCCOLLUM spoke in opposition to the project and suggested placement of the antenna at another location.

RICK EMILSON spoke in opposition to the project.

JONATHAN HARDY, representing Senator Ducheny; expressed appreciation of staff's efforts in working with the constituency and businesses in the community.

JOHN HAUPT stated he was neutral on the item; he noted due to the inconvenience of dropped calls, it would be beneficial to the community to have an antenna installed.

JIM KENNEDY, representing T-Mobile, explained why the other locations under consideration were unsuitable; he also noted that T-Mobile worked with staff to provide a project that addressed the coverage gap, as well as complied with the City's code; he responded to concerns of Council pertaining to noise; he reviewed the three external antenna designs with their corresponding heights.

MAYOR PRO TEM MCCOY announced she was absent from the September 17, 2008 City Council meeting; she has reviewed the record, listened to the recording of the public hearing and would participate in the discussion of the item.

DOUG STEVENS, radiofrequency engineer, representing T-Mobile; responded to questions of Council regarding antenna height versus coverage area; and responded to questions regarding the site analysis of radiofrequency emissions.

In response to questions raised, CITY ATTORNEY LOUGH stated that per the municipal code: 1) existing parking may not be removed; 2) that if a service provider discontinued operation of a wireless facility, they would be required to remove it; and 3) if there were any violations of the CUP, a permit revocation is allowed and he cited a recent example.

MR. KENNEDY reviewed each location that was under consideration and explained why the heights for the antennas varied.

MAYOR JANNEY closed the public hearing.

City Council discussion ensued.

In opposition to the project, the following concerns were raised and discussed: the vagueness of IBMC noise regulations; the need for more information on the Elkwood parking lot and Dunes Park as potential sites; and locating a cell tower near a residential area.

In support of the project, discussion ensued regarding the following: that all proposed sites are surrounded by residential properties; siting an antenna at Dunes Park is not allowed; that due to less people having LAN lines, wireless facilities are needed in order to place calls during emergencies; the need to provide citizens better cell phone coverage; the applicant has shown that the proposal solves a significant gap in coverage; and there is an abundance of information to make a decision tonight.

MOTION BY MCLEAN, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2008-6692, APPROVING REGULAR COASTAL PERMIT (CP 080015), CONDITIONAL USE PERMIT (CUP 080016), DESIGN REVIEW CASE (DRC 080017), AND SITE PLAN REVIEW (SPR

080018), WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS.

Council discussion ensued regarding a requirement for noise muffling equipment.

CITY ATTORNEY LOUGH suggested the resolution be amended to add the following to the end of Condition No. 7: "Noise baffling shall be placed on the base station equipment to limit noise emissions to the satisfaction of the Community Development Director."

COUNCILMEMBERS MCLEAN AND BRAGG agreed to amend the motion to include the amendment.

COUNCILMEMBER WINTER stated that the proposed location violates the intent of the law to prohibit wireless facilities in residential areas; she noted that the proposed site, although in the C-2 Seacoast Commercial zone, is within 25 feet of a residential area; she stated that more information was needed on the Elkwood parking lot; and spoke in opposition to the item.

In response to Mayor Janney, ASSOCIATE PLANNER FOLTZ stated that the City Council recently approved the placement of an antenna on top of a roof for a residential complex which is within 25 feet of residential area.

VOTES WERE NOW CAST ON ORIGINAL MOTION BY MCLEAN, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2008-6692, APPROVING REGULAR COASTAL PERMIT (CP 080015), CONDITIONAL USE PERMIT (CUP 080016), DESIGN REVIEW CASE (DRC 080017), AND SITE PLAN REVIEW (SPR 080018), WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS, INCLUDING THE AMENDMENT TO CONDITION NO. 7 AS READ INTO THE RECORD BY THE CITY ATTORNEY. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCLEAN, BRAGG, JANNEY
NOES:	COUNCILMEMBERS:	WINTER, MCCOY
DISQUALIFIED:	COUNCILMEMBERS:	NONE

REPORTS (6.1 - 6.5)

6.1 RESOLUTION NO. R-08-164 – AWARDED CONTRACT FOR STREET IMPROVEMENTS, RDA, PHASE 3A PROJECT. (0720-25)

MAYOR PRO TEM MCCOY AND COUNCILMEMBER WINTER announced they had potential conflicts of interest on the item as their homes are within 500 feet of the project and left Council Chambers at 7:58 p.m.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN announced a revised staff report and resolution were submitted as Last Minute Agenda Information and gave a report on the item; he noted that the lowest bid received was nonresponsive and the contractor submitted a letter noting that they understood their bid was nonresponsive and they would not contest the decision to award the contract to another bidder.

MOTION BY BRAGG, SECOND BY MCLEAN, TO ADOPT RESOLUTION NO. R-08-164, AWARDED CONTRACT FOR STREET IMPROVEMENTS, RDA, PHASE 3A PROJECT (CIP S04-108). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCLEAN, BRAGG, JANNEY
NOES: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: WINTER, MCCOY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

MAYOR PRO TEM MCCOY AND COUNCILMEMBER WINTER returned to Council Chambers at 8:03 p.m.

6.2 RESOLUTION NO. 2008-6693 – ADOPTING AMENDMENT NO. 1 TO TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2009-2013. (0680-80)

MAYOR JANNEY announced he had a potential conflict of interest on the item as his residence is within 500 feet of the project and left Council Chambers at 8:04 p.m.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

MOTION BY BRAGG, SECOND BY MCLEAN, TO ADOPT RESOLUTION NO. 2008-6693, ADOPTING AMENDMENT 1 TO TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2009-2013. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: WINTER, MCLEAN, BRAGG, MCCOY
NOES: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: JANNEY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

MAYOR JANNEY returned to Council Chambers at 8:08 p.m.

6.3 APPROVAL OF “ONE WITH WAVE” SCULPTURE LOCATION, BASE AND INSTALLATION COSTS. (1000-10)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a PowerPoint presentation on the item and noted that the pedestal base was designed by the artist.

MOTION BY BRAGG, SECOND BY MCLEAN, TO APPROVE THE INSTALLATION CONCEPT OF THE “ONE WITH WAVE” SCULPTURE AND TO APPROVE THE USE OF THE 405-1260-549-___ ACCOUNT FUNDS TO FUND THE INSTALLATION COSTS OF THE “ONE WITH WAVE” SCULPTURE. MOTION CARRIED UNANIMOUSLY.

**6.4 DESIGN REVIEW BOARD – THREE TERMS EXPIRING DECEMBER 31, 2008.
(0120-30)**

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY recommended reappointment of members Janet Bowman, Shirley Nakawatase, and Harold Phelps to the Design Review Board in accordance with Chapter 2.18.010.C of the I.B.M.C. New terms of office shall begin January 1, 2009 and expire December 31, 2012.

MOTION BY MCCOY, SECOND BY MCLEAN, TO APPROVE MAYOR'S APPOINTMENT SELECTIONS TO THE DESIGN REVIEW BOARD. MOTION CARRIED UNANIMOUSLY.

6.5 TIDELANDS ADVISORY COMMITTEE – TWO TERMS EXPIRING DECEMBER 31, 2008. (0120-90)

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY recommended reappointment of members Edward Spriggs and Maxx Stalheim to the Tidelands Advisory Committee in accordance with Chapter 2.18.010.C of the I.B.M.C. New terms of office shall begin January 1, 2009 and expire December 31, 2010.

MOTION BY MCCOY, SECOND BY BRAGG, TO APPROVE MAYOR'S APPOINTMENT SELECTIONS TO THE TIDELANDS ADVISORY COMMITTEE. MOTION CARRIED UNANIMOUSLY.

ITEMS PULLED FROM THE CONSENT CALENDAR

None.

MAYOR/COUNCIL REPORTS ON ASSIGNMENTS AND COMMITTEES

None.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:15 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY R. BROWN, CITY MANAGER

MEETING DATE: December 3, 2008

ORIGINATING DEPT.: Michael McGrane *mm*
Finance Director

SUBJECT: RATIFICATION OF WARRANT REGISTER

BACKGROUND:

None

DISCUSSION:

As of April 7, 2004, all large warrants above \$100,000 will be separately highlighted and explained on the staff report.

ENVIRONMENTAL IMPACT

Not a project as defined by CEQA.

The following registers are submitted for Council ratification.

WARRANT # DATE AMOUNT

Accounts Payable:

67548-67583	Voided	
67584-67598	11/17/08	52,250.16
		<u>\$ 52,250.16</u>

Payroll Checks:

40392-40443	P.P.E. 11/06/08	<u>149,441.40</u>
		<u>149,441.40</u>
	TOTAL	<u>\$ 201,691.56</u>

FISCAL IMPACT:

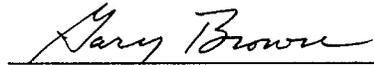
Warrants are issued from budgeted funds.

DEPARTMENT RECOMMENDATION:

It is respectfully requested that the City Council ratify the warrant register.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation



Gary Brown, City Manager

Attachments:

1. Warrant Registers

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	BANK CODE			CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
67548-67584 VOIDED							
11/17/2008	67584	AFLAC	120			434.35	
101-0000-209.01-13	11/13/2008	PPE 11/6/08	20081113		05/2009	434.35	
11/17/2008	67585	COLONIAL LIFE & ACCIDENT	941			147.74	
101-0000-209.01-13	11/13/2008	PPE 11/6/08.	20081113		05/2009	147.74	
11/17/2008	67586	CREATIVE BENEFITS INC FSA	1108			310.50	
101-0000-209.01-11	11/13/2008	PPE 11/6/08	20081113		05/2009	310.50	
11/17/2008	67587	I B FIREFIGHTERS ASSOCIATION	214			222.00	
101-0000-209.01-08	11/13/2008	PPE 11/6/08	20081113		05/2009	222.00	
11/17/2008	67588	ICMA RETIREMENT TRUST 457	242			4,716.51	
101-0000-209.01-10	11/13/2008	PPE 11/6/08	20081113		05/2009	4,716.51	
11/17/2008	67589	MICHAL PIASECKI CONSULTING	1795			6,750.00	
101-5010-431.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	22.50	
101-5020-432.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	22.50	
201-5015-531.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	360.00	
405-1260-513.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	5,535.00	
601-5060-436.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	742.50	
601-5060-536.20-06	11/02/2008	OCT 08 PW DEPT	74	090068	05/2009	67.50	
11/17/2008	67590	SAN DIEGO GAS & ELECTRIC	1399			15,883.40	
101-3020-422.27-01	11/05/2008	10087869371 09/29-10/28	11-21-2008		05/2009	60.12	
101-1910-419.27-01	11/05/2008	10087869371 09/29-10/28	11-21-2008		05/2009	126.81	
101-5010-431.27-01	11/05/2008	10088604389 09/25-10/24	11-21-2008		05/2009	222.08	
101-3020-422.27-01	11/05/2008	19807697764 09/29-10/28	11-21-2008		05/2009	2,960.05	
601-5060-436.27-01	11/05/2008	52635219238 09/25-10/24	11-21-2008		05/2009	6.65	
101-6020-452.27-01	11/05/2008	56497714749 09/30-10/29	11-21-2008		05/2009	9.70	
101-5010-431.27-01	11/05/2008	56497714749 09/25-10/31	11-21-2008		05/2009	7,038.66	
101-5010-431.27-01	11/05/2008	85075178464 09/30-10/29	11-21-2008		05/2009	114.72	
601-5060-436.27-01	11/05/2008	85075178464 09/30-10/29	11-21-2008		05/2009	65.18	
101-6020-452.27-01	11/05/2008	85075178464 09/30-10/28	11-21-2008		05/2009	839.36	
601-5060-436.27-01	11/05/2008	85417701270 09/30-10/31	11-21-2008		05/2009	3,425.42	
101-5020-432.27-01	11/05/2008	91692992261 09/25-10/24	11-21-2008		05/2009	1,014.65	
11/17/2008	67591	SEIU LOCAL 221	1821			1,370.56	
101-0000-209.01-08	11/13/2008	PPE 11/6/08	20081113		05/2009	1,370.56	
11/17/2008	67597	U.S. BANK	1873			22,390.10	
101-3020-422.30-02	05/29/2008	FIRE OPERATING SUPPLIES	29714937	090357	03/2009	79.43	
101-3035-423.25-03	07/28/2008	IBJG INSTRUCTOR UNIFORMS	6054121	090356	03/2009	234.56	
101-3020-422.21-04	07/29/2008	FIRE RADIO PROGRAMMING	28072901	090357	03/2009	20.00	
101-3030-423.30-02	08/21/2008	WATERPROOF RADIO BAGS	1243412	090356	03/2009	180.95	
101-3020-422.25-03	08/22/2008	FIT SAFETY GEAR/FAVOR, P	4498	090360	03/2009	75.00	
101-3070-427.28-04	09/18/2008	FUEL FOR CITY VEHICLE/TRA	2920038	090334	03/2009	44.12	
101-3040-424.28-14	09/15/2008	08 BLDNG CODE/REF BOOKS	176-53717956	090335	03/2009	94.45	
405-1260-413.28-04	09/09/2008	ULI SD/TJ DISTRICT COUNCI	355554	090336	03/2009	35.00	

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
408-1920-519.20-06	09/16/2008	FACADE IMPVMNT-MICKIE'S	A24530	090336 03/2009 114.22
101-3020-422.21-02	09/10/2008	BADGE PRESENTATION REFRES	091543	090358 03/2009 24.86
101-3020-422.30-02	09/10/2008	LANDSCAPING SUPPLIES	102197	090358 03/2009 74.99
101-3020-422.30-02	09/16/2008	TOOLS AND PAINT SUPPLIES	021120/1593298	090360 03/2009 60.12
101-3070-427.30-01	08/22/2008	CODE ENF OFFICE SUPPLIES	0859	090334 02/2009 343.13
502-1922-419.30-02	08/22/2008	CODE ENF OFFICE SUPPLIES	0859	090334 02/2009 27.99
101-1230-413.30-02	08/20/2008	MICROFICHE LAMP/BULBS	17096	090340 03/2009 31.94
101-3070-427.28-11	08/27/2008	BLDG/CODE FORMS PRINTING	16067	090340 03/2009 203.17
101-1130-412.30-02	08/28/2008	INTERVIEW REFRESHMENTS	150482	090348 03/2009 13.98
101-3020-422.30-02	08/28/2008	INTERVIEW REFRESHMENTS	150482	090348 03/2009 9.78
101-1130-412.29-02	08/29/2008	EMP PARTY RAFFLE PRIZE	104-9500798-563	090348 03/2009 112.99
101-1210-413.28-12	08/19/2008	GPOA MEMBERSHIP FEE/BUANG	0064001	090363 03/2009 150.00
101-1210-413.28-04	08/21/2008	RDA WRKSHP LODGING/BUANGA	3238/NK1X	090363 03/2009 364.46
101-1210-413.28-04	08/21/2008	RDA WKSHP LODGING/MCGRANE	3240/NK1X	090363 03/2009 302.00
101-1210-413.20-06	08/26/2008	TRANSWORLD SYSTEMS SVCS	3395	090363 03/2009 728.50
101-3040-424.30-01	09/04/2008	BLDG DEPT OFFICE SUPPLIES	5890	090340 03/2009 103.12
101-6030-453.30-01	09/03/2008	COFFEE MATE/HD BUNS/PATTI	152807	090346 03/2009 47.82
101-1210-413.30-01	09/18/2008	R-200 PAD FOR IDEAL 200	328250	090365 03/2009 9.53
101-0000-209.01-03	09/16/2008	EMP COMP LOAN/CASAS, M	2153402	03/2009 799.99
101-0000-209.01-03	09/03/2008	EMP COMP LOAN/HALD, J	104-0925147-921	03/2009 409.29
101-1130-412.28-01	07/14/2008	REPLACEMENT PHONE	SB467039	090342 03/2009 131.84
101-1920-419.21-04	08/28/2008	TAX & CRV ON DONATED SODA	004936	090333 03/2009 7.28
101-3020-422.30-02	08/29/2008	EL TAPATION-FIREFIGHTER/P	1698	090342 03/2009 89.85
101-3020-422.30-02	08/29/2008	QUIZNOS-FIREFIGHTER/PARAM	209358	090342 03/2009 77.44
206-6025-552.28-01	08/26/2008	SPORTS PK REMODEL MATERIA	204829	090351 03/2009 263.56
101-1020-411.28-04	09/03/2008	DINNER AT TTC CONF/WOLFSO	2461	090333 03/2009 10.93
101-1920-419.21-04	09/06/2008	COFFEE/CONCERT PERFORMERS	06541	090333 03/2009 24.00
101-1010-411.30-01	09/19/2008	FLASH DRIVES-COUNCIL MINS	1793115992	090333 03/2009 78.98
101-1110-412.30-01	09/02/2008	CALENDARS FOR TOM RITTER	11169924	090342 03/2009 17.19
101-1010-411.30-02	09/18/2008	COUNCIL DINNER 09/17/08	1738	090342 03/2009 134.69
101-1130-412.29-02	09/19/2008	CATERING DEPOSIT/EMP PART	37282	090342 03/2009 500.00
101-1110-412.29-02	09/08/2008	GIFT CARD FOR CITY CLEERK	4217241826343	090351 03/2009 112.93
504-1924-419.50-04	09/11/2008	9' MARKET UMBRELLA	31322257	090351 03/2009 193.93
504-1924-419.50-04	09/11/2008	STOOLS-SPORTS PK GAME RM	8447	090351 03/2009 446.09
504-1924-419.50-04	09/12/2008	MATERIAL FOR STOOLS-SP PK	3108309 RI	090351 03/2009 101.07
101-1110-412.30-01	08/25/2008	MMASC MEMBERSHIP/RITTER	72929	090342 03/2009 65.00
101-1920-419.21-04	08/27/2008	SUPPLIES FOR VIP RECEPTIO	4536	090332 03/2009 18.81
504-1924-419.50-03	08/21/2008	CONSTRUCTION MATERIAL	007868/7581841	090345 03/2009 21.01
504-1924-419.50-03	08/28/2008	CONSTRUCTION MATERIAL	023856/0572359	090345 03/2009 11.70
101-1920-419.21-04	09/04/2008	DINNER FOR BANDS	027806	090332 03/2009 75.00
101-1020-411.29-02	09/05/2008	EMP RECOGNITION -CC DEPT	017286	090332 03/2009 10.76
101-1920-419.21-04	09/06/2008	ICE FOR CONCERT EVENT	153796	090332 03/2009 18.74
101-1920-419.30-02	09/16/2008	HOME DEPOT PURCHASE	071675/1573677	090332 03/2009 23.36
101-1020-411.29-02	09/16/2008	EMP RECOGNITION LUNCH	086883	090332 03/2009 57.56
101-1920-419.30-02	09/17/2008	TENSABARRIER(COUNCIL)-FRG	13732	090332 03/2009 220.92
504-1924-419.28-04	09/02/2008	MEALS?	011534	03/2009 69.49
504-1924-419.50-03	09/03/2008	CONSTRUCTION MATERIALS	086557/4572748	090345 03/2009 38.75
504-1924-419.50-03	09/04/2008	CONSTRUCTION MATERIAL	099133/3012451	090345 03/2009 94.45
504-1924-419.50-03	09/05/2008	CONSTRUCTION MATERIAL	061799/2572880	090345 03/2009 26.10
504-1924-419.50-03	09/08/2008	CONSTRUCTION MATERIAL	073683/9573056	090345 03/2009 35.23

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
101-6010-451.30-01	09/09/2008	OFFICE SUPPLIES & CABINET	7954	090345	03/2009	166.39
504-1924-419.50-03	09/16/2008	EXIT SIGNS/COVERS	1119	090345	03/2009	136.51
504-1924-419.50-03	09/17/2008	CONSTRUCTION MATERIAL	006214/0029646	090345	03/2009	260.09
504-1924-419.50-03	09/18/2008	CONSTRUCTION MATERIAL	030135/9573751	090345	03/2009	4.63
101-3030-423.28-01	08/21/2008	LG HQ CABINET HARDWARE	081404/7022849	090359	03/2009	46.85
101-3030-423.30-02	08/21/2008	RETND EZ-UP CANOPY/BROKEN	1464691	090359	03/2009	215.49-
101-3030-423.28-01	08/21/2008	SHIPPING-MERCHANDIS REPAI	183284	090359	03/2009	10.12
101-3030-423.30-02	08/22/2008	CREDIT FOR BILLING ERROR	0146711	090359	03/2009	82.43-
101-3030-423.30-02	08/26/2008	MISC MEDICAL SUPPLIES	09081511	090359	03/2009	76.99
101-3030-423.30-02	08/28/2008	MISC MEDICAL SUPPLIES	09081735	090359	03/2009	145.35
101-3030-423.30-02	08/28/2008	MADICAL BAG PLASTIC TIES	3333460	090359	03/2009	50.61
101-3030-423.28-01	08/29/2008	RIVETS FOR TOWER REPAIRS	CACHU17488	090359	03/2009	76.54
101-3030-423.30-02	08/29/2008	CREDIT FOR MEDICAL SUPPLI	480558	090359	03/2009	73.36-
101-3030-423.25-03	08/29/2008	LG UNIFORM SUNGLASSES	7307935	090361	03/2009	171.63
101-3030-423.28-04	08/30/2008	IB TRIATHLON REFRESHMENTS	024973	090361	03/2009	80.00
101-3035-423.28-04	08/26/2008	JG CAPTAIN GIFT CERTIFICA	065908	090362	03/2009	880.00
101-3030-423.28-01	08/26/2008	PWC REPAIR HARDWARE	3447	090362	03/2009	44.07
101-3030-423.25-03	09/02/2008	UNIFORM SHOES/ALVAREZ, O	100600	090359	03/2009	40.89
101-3030-423.30-02	09/02/2008	JANITORIAL SUPPLIES	278424	090359	03/2009	255.67
101-3030-423.30-02	09/03/2008	PWC FUEL	012426	090359	03/2009	19.43
101-3030-423.30-02	09/03/2008	SUNSCREEN	9308IBL	090359	03/2009	52.07
101-3030-423.28-01	09/10/2008	BOLTS/NUTS-TOWER REPAIRS	CACHU17617	090359	03/2009	10.29
101-3030-423.30-02	09/10/2008	CREDIT FOR JANITORIAL SUP	278738	090359	03/2009	255.67-
101-3030-423.30-02	09/15/2008	LG HQ LAUNDRY SOAP	091004	090359	03/2009	26.92
101-3030-423.25-03	09/02/2008	LG UNIFORM SUNGLASSES	0067979-IN	090361	03/2009	768.90
101-3030-423.28-01	09/08/2008	VHF H/H MISC PWC/IRB PRTS	4358	090361	03/2009	472.50
101-3030-423.28-01	09/11/2008	IRB MOTOR REPAIR	002519	090361	03/2009	376.14
101-3030-423.25-03	09/18/2008	CHIEF REPLACEMENT SUNGLAS	INV040831	090361	03/2009	118.04
101-3030-423.30-02	09/10/2008	BARRICODES FOR BEACH SIGN	15016107	090362	03/2009	80.74
101-3035-423.28-04	09/10/2008	CREDIT	37901003	090362	03/2009	48.87-
101-3030-423.28-01	09/11/2008	WASH COMMAND VEHICLE	080544	090362	03/2009	9.99
101-3030-423.30-02	09/11/2008	PRINTER INK CARTRIDGE	080911-665610	090362	03/2009	42.45
101-3030-423.28-01	09/15/2008	RPLCMNT BLINDS-PIER TOWER	047508/2202107	090362	03/2009	113.18
101-3030-423.25-03	09/17/2008	UNIFORM DRESS SHORTS	107444	090362	03/2009	85.28
101-3030-423.28-01	08/28/2008	RENTAL CAR-RPLCMNT TRUCK	SV-RA5091	090362	02/2009	236.99
601-5060-436.28-01	08/27/2008	LIQUID FILLED PSI GAUGES	102218	090366	03/2009	32.63
408-5020-432.30-02	08/18/2008	BUS CARDS/MADRID	17187	090370	03/2009	55.57
408-5020-432.30-02	08/18/2008	BUS CARDS/FINNIE	17194	090370	03/2009	55.57
408-5020-432.30-02	08/18/2008	BUS CARDS/MARTIN	17195	090370	03/2009	55.57
601-5060-436.30-02	09/10/2008	SIMPLE GREEN/CHLORINE	060324/7201680	090366	03/2009	26.24
101-5010-431.30-02	09/10/2008	CONCRETE 1/2 YARD	76507446-001	090368	03/2009	139.00
408-5020-432.30-02	09/05/2008	TONER	443172463-001	090370	03/2009	153.77
206-6025-552.28-01	08/21/2008	FLOOR MATS	080800251	090341	03/2009	352.77
601-5060-436.30-02	08/30/2008	BOOTS- RAMOS, M	013585233035	090379	03/2009	94.28
101-6010-451.30-01	09/12/2008	COLOR PRINTER	09-12-2008	090341	03/2009	56.00
101-3020-422.28-04	09/08/2008	PARKING AT TRAINING/SOTEL	047957	090354	03/2009	8.00
101-3020-422.25-03	09/18/2008	CHIEF UNIFORM	C222365	090354	03/2009	656.12
101-3020-422.30-01	09/18/2008	OFFICE SUPPLIES	1409	090354	03/2009	61.36
405-5030-433.30-02	09/10/2008	PRESSURE WASHER TIPS	11170	090371	03/2009	32.54
405-5030-433.30-02	09/17/2008	PAINT/GRAFFITI SUPPLIES	096530/0202304	090371	03/2009	41.52

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-5010-431.30-02	09/17/2008	TRAILER RENTAL/CONCRETE	76688191-001	090373 03/2009 314.73
101-5010-431.30-02	09/18/2008	TRAILER RENTAL/CONCRETE	76723686-001	090373 03/2009 177.79
501-1921-419.29-04	09/12/2008	CAR WASH	GOR0067	090374 03/2009 8.00
601-5060-436.30-02	09/03/2008	WORK BOOTS/ CASAS, M	99007	090381 03/2009 150.00
101-5020-432.30-01	09/11/2008	OFFICE SUPPLIES	443946258-001	090384 03/2009 75.91
101-5020-432.30-01	09/18/2008	OFFICE SUPPLIES	444781062-001	090384 03/2009 64.08
501-1921-419.30-22	09/11/2008	SMALL TOOLS	176257	090387 03/2009 54.92
501-1921-419.30-02	09/17/2008	TIRE FOAM AND SHINE	040862	090387 03/2009 8.60
101-5010-431.30-02	09/05/2008	BLUE DUCT TAPE	088924/2582824	090388 03/2009 25.80
101-6040-454.30-02	08/21/2008	LANDSCAPE MULCH	101393	090377 03/2009 149.99
101-6040-454.30-02	08/22/2008	LANDSCAPE MULCH	101432	090377 03/2009 149.99
601-5060-436.30-02	08/30/2008	BOOTS/RAMOS, M	013585220296	090379 03/2009 75.41
101-6040-454.30-02	08/27/2008	FELT PADS	016531/1080618	090375 03/2009 9.69
101-6040-454.30-02	08/27/2008	FIBERSTAR FAN MOTORS	725017	090375 03/2009 58.40
101-6040-454.30-02	08/28/2008	KEYS FOR 612	030544/0592175	090375 03/2009 31.68
101-5010-431.30-02	08/27/2008	2YRDS CONCRETE-624 7TH ST	76212806-001	090382 03/2009 355.58
101-6020-452.30-02	08/20/2008	VALVE DOUBLER -SPORTS PK	18488828-2	090389 03/2009 85.67
101-6040-454.30-02	09/02/2008	BRASS FIREPLUG CAPS	471149-1	090375 03/2009 197.02
101-6040-454.30-02	09/03/2008	SAFETY GLASSES	CACHU17518	090375 03/2009 6.24
101-6040-454.30-02	09/04/2008	S/S NUTS	CACHU17547	090375 03/2009 18.02
101-6040-454.30-02	09/04/2008	STOCK SUPPLIES	000382/3582746	090375 03/2009 1.67
501-1921-419.30-02	09/04/2008	STOCK SUPPLIES	000382/3582746	090375 03/2009 33.08
501-1921-419.30-02	09/05/2008	OXYGEN & ACETYLACE GAS	07428371-00	090375 03/2009 200.10
101-6040-454.30-02	09/10/2008	LIGHT BULBS, ZIPTIES, GLO	070000/7563119	090375 03/2009 37.11
101-6040-454.30-02	09/17/2008	VISOR EYEWEAR CLIPS	043320	090375 03/2009 10.75
101-5010-431.30-02	09/04/2008	LEVELS, MEASURING TAPE	000379/3012534	090382 03/2009 91.39
101-5010-431.30-02	09/16/2008	SLEDGE HAMMER/BRUSHES,SCR	031032/1029383	090382 03/2009 125.35
101-5010-431.30-22	09/16/2008	SLEDGE HAMMER/BRUSHES,SCR	031032/1029383	090382 03/2009 47.37
101-6020-452.30-02	09/03/2008	IB BLVD & PRKS SHOP LIGHT	030341/4572759	090389 03/2009 32.16
101-6020-452.30-02	09/16/2008	ADJUSTABLE ROTOR HEADS	18818972	090389 03/2009 493.75
101-6020-452.30-02	09/17/2008	SPRAY HEADS & NOZZLES	18838417	090389 03/2009 106.26
101-6030-453.30-02	08/27/2008	PROPANE TANK EXCHANGE	042204/1200058	090372 03/2009 21.52
101-1910-419.30-02	08/27/2008	STOCK LIGHTING	9720354852	090372 03/2009 96.01
101-1910-419.30-02	08/28/2008	STOCK LIGHTING	9721337260	090372 03/2009 190.61
101-1910-419.30-02	09/08/2008	ELECTRICAL FOR SHERIFFS	034208/9027389	090372 03/2009 32.99
101-1910-419.30-02	09/08/2008	SUPPLIES TO MOVE ELECTRIC	052789/9013517	090372 03/2009 32.23
101-1910-419.30-02	09/08/2008	PW FRIDGE	0671-220020	090372 03/2009 429.92
101-1910-419.30-02	09/09/2008	PAINT THINNER/TURBINE/STO	014188/8027637	090372 03/2009 48.56
101-1910-419.30-02	09/09/2008	PAINT THINNER/TURBINE/STO	014188/8027637	090372 03/2009 86.07
501-1921-419.30-02	09/09/2008	PAINT THINNER/TURBINE/STO	014188/8027637	090372 03/2009 13.24
101-1910-419.30-02	09/10/2008	GLOVES/FIREHOUSE SUPPLIES	020391/7027945	090372 03/2009 31.52
501-1921-419.30-02	09/10/2008	GLOVES/FIREHOUSE SUPPLIES	020391/7027945	090372 03/2009 43.03
101-1910-419.30-02	09/16/2008	SHERIFF STATION SUPPLIES	031458/1029409	090372 03/2009 48.27
101-1910-419.30-02	09/17/2008	SHERIFF STATION SUPPLIES	0671-220625	090372 03/2009 42.59
101-6020-452.30-02	09/19/2008	LAG SHIELDS, SCREWS	037299/8020238	090372 03/2009 16.30
101-6040-454.30-02	09/08/2008	SANDPAPER/PUTTY/REPAIRS	022588/9027391	090376 03/2009 46.10
101-6040-454.30-02	09/08/2008	SINK VALVES-RESTROOM	125875	090376 03/2009 430.96
101-6040-454.30-02	09/08/2008	PIER DECK SUPPLIES	197200	090376 03/2009 239.29
101-6040-454.30-02	09/09/2008	SHOWER VALVES	129787	090376 03/2009 501.93
101-6040-454.30-02	09/10/2008	HISTORICAL FLAGS FOR PIER	97929A	090376 03/2009 255.15

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
101-6040-454.30-22	09/15/2008	PLANER BLADES.SANDING BEL	0000337179	090376 03/2009	73.45
101-6040-454.30-22	09/16/2008	PLANER BLADES	0000337212	090376 03/2009	10.79
101-1910-419.30-02	09/16/2008	SAFETY CENTER FLOR TUBES	094552/1593285	090376 03/2009	21.54
501-1921-419.28-16	08/22/2008	REAR LEAF SPRINGS #606	01299792	090386 03/2009	188.56
501-1921-419.28-16	08/25/2008	LEAF SPRINGS REAR #LG605	01299817	090386 03/2009	13.56
501-1921-419.28-16	08/25/2008	LEAF SPRINGS REAR #LG605	01299817	090386 03/2009	175.00
501-1921-419.28-16	08/27/2008	DOOR LOCK REPAIR/LABOR	220	090386 03/2009	10.00
501-1921-419.30-02	08/27/2008	CITY STICKERS FOR VEHICLE	2625	090386 03/2009	445.50
501-1921-419.28-01	09/16/2008	WINDSHIELD RPRS #617, 104	0923	090386 03/2009	50.00
501-1921-419.28-01	09/16/2008	WINDSHIELD RPRS #617, 104	0923	090386 03/2009	65.00
501-1921-419.30-02	08/29/2008	SAFETY SHOES/STOCK	045915	090386 02/2009	150.00
503-1923-419.28-04	09/04/2008	VENDOR LUNCH	085191	090364 03/2009	39.53
503-1923-419.30-02	09/10/2008	EXT DVD DRIVE	LRD2114	090364 03/2009	73.82
503-1923-419.30-02	09/12/2008	MEMORY UPGRADE	LRR9163	090364 03/2009	26.77
503-1923-419.28-04	09/17/2008	PW SERVER UPGRADE DINNER	075552	090364 03/2009	35.43
503-1923-419.28-04	09/18/2008	REFRESHMENTS PW SRVR UPGR	014929	090364 03/2009	7.66
503-1923-419.30-02	08/14/2008	LAPTOP	LKN2840	090364 02/2009	59.84
503-1923-419.27-05	08/21/2008	WIRELESS CARD	08-21-2008	090364 02/2009	65.99
503-1923-419.28-04	08/22/2008	TECHNICAL BOOKS	104250467	090364 02/2009	103.42
503-1923-419.30-02	08/27/2008	UPS POWER BACKUP	LNF3786	090364 02/2009	224.70
503-1923-419.30-02	08/28/2008	SERVER MEMORY	LNL8547	090364 02/2009	32.52
503-1923-419.30-02	08/28/2008	HARD DRIVE SERVER	LNM6579	090364 02/2009	103.22
503-1923-419.30-02	08/28/2008	HARD DRIVE SERVER	LNM7545	090364 02/2009	103.22
503-1923-419.28-04	08/28/2008	TECHNICAL BOOK	104454508	090364 02/2009	23.26
503-1923-419.30-02	09/03/2008	SOFTWARE SERVER	LPL7048	090364 02/2009	31.16
503-1923-419.30-02	09/04/2008	NETWORK PRINTER	LPT4874	090364 02/2009	412.96
503-1923-419.27-05	09/05/2008	WIRELESS CARD	09-05-2008	090364 02/2009	63.97
503-1923-419.28-04	09/18/2008	LOPEZ-IT SEMINAR/WORKSHOP	6AN8PMT645H	090364 02/2009	300.00
11/17/2008	67598	UNITED WAY OF SAN DIEGO COUNTY	1483		25.00
101-0000-209.01-09	11/13/2008	PPE 11/6/08	20081113	05/2009	25.00
DATE RANGE TOTAL *					52,250.16 *



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: DECEMBER 3, 2008
ORIGINATING DEPT.: FINANCE DEPARTMENT *MB*
SUBJECT: SALE OF SURPLUS PROPERTY

BACKGROUND:

From time to time, Staff determines the need to dispose of obsolete and surplus property. I.B.M.C. Chapter 3.04.050 states:

“The purchasing officer shall have the following powers and duties:
...J. To recommend to the city manager the transfer of surplus or unused supplies and equipment between departments as needed and the sale of all supplies and equipment which cannot be used by any agency or which have become unsuitable for city use;”

City of Imperial Beach Resolution 90-3828 authorized the Finance Director to participate in periodic sales of surplus property by the San Diego County Division of Purchasing and Contracting.

DISCUSSION:

At this time, the City of Imperial Beach has accumulated a number of equipment items that are recommended for transfer to a surplus or unused supplies and equipment category. The following supplies and equipment are recommended for this designation:

1. The items listed in Exhibit A.

FISCAL ANALYSIS:

Salvage Value

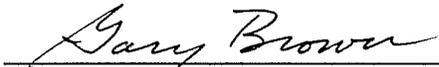
DEPARTMENT RECOMMENDATION:

Staff recommends approval of the attached Resolution authorizing the sale / transfer of surplus property as follows:

1. Items listed in Exhibit A, Equipment Inventory List for County Auction

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

Attachments:

1. Resolution 2008-6695
2. Exhibit A – Equipment Inventory List for County Auction

RESOLUTION NO. 2008-6695

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AUTHORIZING THE SALE OF CERTAIN SURPLUS CITY EQUIPMENT

The City Council of the City of Imperial Beach does hereby resolve as follows:

WHEREAS, I.B.M.C. Chapter 3.04.050 states: "The purchasing officer shall have the following powers and duties:

...J. To recommend to the city manager the transfer of surplus or unused supplies and equipment between departments as needed and the sale of all supplies and equipment which cannot be used by any agency or which have become unsuitable for city use;" and

WHEREAS, the City Council of the City of Imperial Beach on October 3, 1990, adopted Resolution No. 90-3828 authorizing its Finance Director to participate in periodic sales of surplus property by the San Diego County Division of Purchasing and Contracting; and

WHEREAS, the City Council of the City of Imperial Beach now desire to declare the items of equipment shown on Exhibit "A" attached hereto as surplus or unsuitable for City use.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Imperial Beach that:

1. The above recitals are true and correct.
2. The City Council of the City of Imperial Beach declares the items of equipment shown on Exhibit "A" (attached hereto), surplus and/or unused and hereby directs the Finance Director to dispose of same as follows:
 - Items in Exhibit "A" through the San Diego County Division of Purchasing and Contracting or as otherwise authorized by the City Manager.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 3rd day of December 2008, by the following roll call vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

JAMES C. JANNEY, MAYOR

ATTEST:

JACQUELINE M. HALD, CMC
CITY CLERK

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be an exact copy of Resolution No. 2008-6695 – A Resolution of the City Council of the City of Imperial Beach, California, AUTHORIZING THE SALE OF CERTAIN SURPLUS CITY EQUIPMENT.

CITY CLERK

DATE

Exhibit A

**IMPERIAL BEACH
EQUIPMENT INVENTORY LIST
FOR COUNTY AUCTION**

1.	2	Gateway 4600E PC	1535,1536
2.	1	Gateway 5200EC PC	1610
3.	4	Gateway 3600E PC	1163, 1130, 1153,1145
4.	3	Dell Optiplex GX270	1606,1626,1643
5.	2	Compaq E Series Server	1505, 1506
6.	1	Asus Server Box	N/A
7.	1	IBM @Series Server	1216
8.	1	Storage Server	N/A
9.	1	Compaq 15 inch LCD	N/A
10.	1	Gateway 1706DPL LCD	1037
11.	1	HP Laser Jet 2300 Printer	1533
12.	1	HP Laser Jet 1220 Printer	1616
13.	1	HP Laser Jet 1022 Printer	1663
14.	1	Compaq UPS power supply	None
15.	10	Standard Keyboards	None
16.	2	HP Procurve Switch	234132, 234176
17.	1	Cisco 2600 Internet Router	65A74843
18.	1 BOX	Misc. Cables (Ethernet, Power, USB, Serial)	N/A
19.	1 BOX	Misc. Hardware (hub, nic card, PCI card)	N/A
20.	20	Hard Drives	N/A
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RECEIVED BY _____
PRINT NAME

RECEIVED BY _____
SIGNATURE

DATE _____



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE CITY COUNCIL
FROM: CITY MANAGER
MEETING DATE: December 3, 2008
ORIGINATING DEPT.: CITY ATTORNEY
SUBJECT: Ordinance No. 2008-1075 Making Clarifying Changes to Title 2 of the Imperial Beach Municipal Code

BACKGROUND:

As part of the clean up of the City Code, the City Clerk and the City Attorney are periodically forwarding changes to the Municipal Code. These changes are clean up measures in Title 2 of the Municipal Code.

DISCUSSION:

The attached Ordinance is a general clean up measure intended to make changes in Title 2. These changes are recommended to bring the Title up to date on the current structure of Imperial Beach administrative practice and to clarify various provisions.

City Manager:

Under Chapter 2.04, this ordinance makes clarifying changes to provisions for the office of City Manager. The amendments are clarifications to make clear that the City Manager position is subject to the general laws of the State of California and the Municipal Code. Under Section 2.04.050 the City Council may designate a qualified person to assume the functions of the City Manager. In the absence of a City Council designation, the City Manager may designate the Assistant City Manager or a Department Head to assume his/her duties during a temporary absence. However, in the absence of any designation, the Assistant City Manager will assume the duties of the City Manager during any temporary absence.

Section 2.04.020 of this ordinance clarifies that residency within the City at the time of appointment is not required as a condition of employment, nor is residency a requirement for continued employment.

Under Section 2.04.06(5), the City Manager is required to attend all meetings of the City Council, or in his absence, to appoint a designee to attend in his place. The

exception to this would be should his/her removal from office be under consideration by the Council, in which case the Ralph M. Brown Act controls attendance.

Section 2.04.060(13) is amended to reflect devotion of work time duties to the City.

Section 2.04.060(17) adds Council adopted administrative policy to other duties.

Mayor's Duties:

Two changes are made to Chapter 2.08 regarding the duties of the Mayor. First, a subsection is removed which allows the Mayor to supervise personnel. Under the Council/Manager form of government, the supervision of City personnel falls under the City Manager's authority. Second, it is clarified that the Mayor's position is a part-time position, not a full-time position.

Commissions, Boards and Committees:

Under Section 2.18.020, the staggered terms of the offices of commissioners is removed. This section was fully implemented at the end of 1998. Chapter 2.20 is also modified to change the title from "City Commissions" to "Commissions, Boards and Committees" to better reflect the application of the chapter. This chapter is clarified to add boards and standing committees in a manner that is consistent with the Ralph M. Brown Act. Also, certain procedural aspects regarding the recording of minutes and noticing requirements pursuant to the Ralph M. Brown Act are clarified to make them consistent with current City practice.

The Parks and Recreation Commission chapter is also repealed. Currently, the City does not have a Parks and Recreation Commission.

Council Procedures:

Under Section 7, the provisions regarding the Mayor's allotment of time to individual speakers is modified consistent with Council direction given at its meeting of August 6, 2008. This additional language states as follows:

The Mayor's allotment of time to any speaker may be increased or decreased by a majority vote of the quorum.

This change implements current practice and is meant to clarify Section 2.12.150(A)(10).

ENVIRONMENTAL DETERMINATION:

This project is exempt from the California Environmental Quality Act (CEQA) because it is not a project as defined in Section 15378.

FISCAL IMPACT:

None.

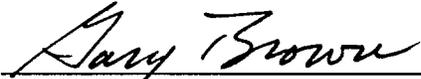
DEPARTMENT RECOMMENDATION:

City Attorney recommends the Mayor and City Council:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2008-1075, an Ordinance of the City Council of the City of Imperial Beach, California, making certain clarifying changes to Title 2 of the Imperial Beach Municipal Code.
3. City Clerk to read Ordinance No. 2008-1075; and
4. Motion to dispense the first reading and introduce Ordinance No. 2008-1075 by title only, set the matter for adoption at the next regular City Council meeting of December 17, 2008, and authorize the publication in a newspaper of general circulation.

CITY MANAGER RECOMMENDATION:

To approve City Attorney's Recommendation.



Gary Brown, City Manager

Attachments:

1. Ordinance No. 2008-1075, an Ordinance of the City Council of the City of Imperial Beach, California making certain clarifying changes to Title 2 of the Imperial Beach Municipal Code.

ORDINANCE NO. 2008-1075

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA MAKING CERTAIN CLARIFYING CHANGES TO TITLE 2 OF THE IMPERIAL BEACH MUNICIPAL CODE

WHEREAS, Title 2 of the Imperial Beach Municipal Code contains references that are out of date to Commissions that are no longer in existence (Parks & Recreation and Youth Commissions); and

WHEREAS, the City Council desires to clarify the code by deleting the references to now-defunct Commissions; and

WHEREAS, provisions relating to the Mayor, City Manager, Commission appointment schedules are either out dated or in need of clarification.

NOW, THEREFORE, the City Council of the City of Imperial Beach, California does hereby ordain:

SECTION 1: Chapter 2.04 (City Manager) is hereby amended to read as follows:

2.04.010. Office created--Appointment.

The office of the city manager is created and established under the laws of the State of California for general law cities and the requirements of this municipal code. The city manager shall be appointed by the city council solely on the basis of his executive and administrative qualifications and ability and shall hold office for and during the pleasure of the city council.

2.04.020. Residency.

Residence in the city at the time of appointment shall not be required as a condition of appointment. Residency in the city shall not be a condition for continued employment.

2.04.030. Eligibility of former councilmembers.

No person elected as a councilmember of the city shall, subsequent to such election, be eligible for appointment as a city manager until after one year has elapsed since such council member has ceased to be a member of the city council.

2.04.040. Bond.

The city manager shall furnish a corporate surety bond, to be approved by the city council in such sum as may be determined by the city council, and which shall be conditioned on a faithful performance of the duties imposed upon the city manager as

prescribed in this chapter. Any premium for such bond shall be a proper charge against the city.

2.04.050. Absence--Performance of duties.

In the case of an extended absence or disability of the city manager, the city council may designate some duly qualified person to perform the duties of the city manager during the period of absence or disability of the city manager, subject, however, to such person furnishing a corporate surety bond conditioned on a faithful performance of the duties required to be performed as set forth in Section 2.04.040. In the absence of a City Council designation, the City Manager may also designate the Assistant City Manager or a Department Head to perform the duties of the City Manager during a temporary absence. In the absence of any designation, the Assistant City Manager shall assume the duties of the office for the period of the City Manager's absence or inability to perform the duties of the office.

2.04.060. Powers and duties.

A. The city manager shall be the administrative head of the city government under the policy direction and control of the city council, except as otherwise provided in this chapter. He/she shall be responsible for the efficient administration of all the affairs of the city, which are under his/her control.

B. In addition to his general powers as administrative head, and not as a limitation thereon, it shall be his/her duty and he/she shall have the following powers:

1. Enforcement of Laws. To see that the laws of the state pertaining to the city and all laws and ordinances of the city are duly enforced and that all franchises, permits and privileges granted by the city are faithfully observed;
2. Personnel Administration. To control, order and give directions to all heads of departments and to subordinate officers and employees of the city under his/her jurisdiction, except the city attorney;
3. Officer and Employee Promotion and Demotion. To appoint, remove, promote and demote any and all officers and employees of the city except the city attorney;
4. Departments and Divisions Supervision. To exercise control over and supervise in general all departments and divisions of the city government and all appointive officers and employees thereof, including the city clerk and the city treasurer, but not including the city attorney;
5. Council Meeting Attendance. To attend all gatherings of the city council or to appoint a designee to attend in his or her stead, except when his/her removal is under consideration by the city council, whereby the Ralph M. Brown Act shall govern attendance;

6. Legislation. To recommend to the city council for adoption such measures and ordinances as he deems necessary or expedient;
7. Financial Advisement. To keep the city council at all times fully advised as to the financial conditions and needs of the city;
8. Budgeting. To prepare and submit to the city council the annual budget and to administer it after adoption;
9. Purchasing. To purchase or cause to be purchased all supplies for the departments or divisions of the city;
10. Investigations. To make investigation into the affairs of the city and any department or division thereof and any contract or the proper performance of any obligation running to the city;
11. Complaints. To investigate all complaints in relation to matters concerning the administration of the government of the city and in regard to the services maintained by public utilities in the city, and to see that all franchises, permits and privileges granted by the city are faithfully observed;
12. Supervision of Public Property. To execute general supervision over all public buildings, public parks, streets and other public property which are under the control and jurisdiction of the city council;
13. Devotion of Time. To devote his/her work time duties to the city;
14. Reports and Recommendations. To make reports and recommendations as may be desirable or as requested by the city council;
15. Civic Leadership. To provide leadership for civic movements designated to benefit residents of the city when so authorized by the city council;
16. Lien Contracts. In accordance with Section 40602 of the Government Code of the State of California, the city manager is authorized to sign lien contracts for and on behalf of the city; and
17. Other Duties. To perform such other duties and exercise such other powers as may be delegated to him/her from time to time by ordinance, resolution, council adopted administrative policy_ or other action of the city council, and to hold and perform the duties thereof at the pleasure of the city council.

2.04.070. Ex officio member of boards, commissions, and committees.

The city manager shall be an ex officio member of all boards, commissions and committees appointed by the mayor and the city council pursuant to law, with a right to participate in all deliberations and actions but without a vote.

2.04.080. Cooperation with other officials.

It shall be the duty of all the subordinate officers, including the city clerk, city treasurer, and the city attorney to cooperate with and assist the city manager in administering the affairs of the city efficiently, economically and harmoniously so far as may be consistent with their duties as prescribed by law, administrative policy and ordinances of the city.

2.04.090. Relationship to council.

The City Council and its members shall deal with the administrative services of the City only through the City Manager, except for the purpose of inquiry; and neither the City Council nor any members thereof shall give orders to any subordinates of the City Manager.

2.04.100. Removal--Procedure.

A. The removal of the City Manager shall be only upon a three-member vote of the whole Council of the City. In case of his/her intended removal by the Council, the City Manager shall be furnished with a written notice stating the Council's intention to remove him/her and the reasons therefor, at least thirty days before the effective date of his/her removal.

B. Within seven days after delivery to the City Manager of such notice, he/she may by written notification to the City Clerk request a public hearing before the Council. Thereafter, the Council shall fix a time for the public hearing which shall be held at its usual meeting place, but before the expiration of the thirty-day period, and at which time the City Manager shall appear and be heard.

C. After furnishing the City Manager with written notice of intended removal, the City Council may suspend him/her from duty, but his/her compensation shall continue until his/her removal by a resolution of the Council passed subsequent to the aforesaid public hearing.

D. In removing the City Manager, the City Council shall use its uncontrolled discretion and its action shall be final and shall not depend upon any particular showing or degree of proof at the hearing, the purpose of which is for the City Manager to publicly present to the City Council his/her grounds for opposition to removal prior to its action.

2.04.110. Removal--Limitation.

A. Notwithstanding the provisions of Section 2.04.100, the City Manager shall not be removed from office during or within the period of the longer of ninety days or the period stated in the City Manager's contract, if a period is stated, next succeeding any

general municipal election held in the City at which election a member of the City Council is elected.

B. The purpose of this provision is to allow any newly elected member to the City Council or a reorganized City Council to observe the actions and ability of the City Manager in the performance of the powers and duties of his office.

C. After the expiration of said period mentioned in 2.04.110(A), above, the provisions of Section 2.04.100 as to the removal of the City Manager shall apply and be effective.

2.04.120. Compensation.

A. The City Manager shall receive such compensation as the City Council shall from time to time determine and fix by resolution, and such compensation shall be a proper charge against such funds of the City as the City Council shall designate.

B. The City Manager shall be reimbursed for all sums necessarily incurred or paid by him in the performance of his duties, or incurred when traveling on business pertaining to the City under direction of the City Council. Reimbursement shall only be made, however, when a verified itemized claim, setting forth the sums expended for which the reimbursement is requested, is presented to the City Council and by the City Council duly approved and allowed.

SECTION 2: Section 2.08.030 shall be amended to read as follows:

2.08.030 Mayor's duties.

The Mayor, as a member of the City Council, shall perform all the functions and have all of the powers and rights of a duly elected Councilmember. In addition to those powers and duties, the Mayor shall have the power and duty:

A. To report to the City Council annually and from time to time on the affairs of the City and to recommend for its consideration such matters as he/she deems necessary;

B. To be official head of the City for all political and ceremonial purposes;

C. To assume the primary, but not the exclusive responsibility, for interpreting to the people the policies, programs and needs of the City Government and for informing the people of any major change in policy or program. The Mayor may represent the City in any and all matters involving other governmental agencies; provided, that no act, promise, commitment or agreement entered into or committed by

the Mayor shall be binding upon the City unless duly authorized or ratified by the City Council;

D. To represent the City in all regional public agencies which require an elected City Official, unless otherwise determined by the City Council;

E. To perform such other duties consistent with the office as may be prescribed by state law or delegated to the Mayor or imposed on the Mayor by the City Council if not inconsistent with state and federal law; and

F. In general, to exercise the function as Mayor of the City during the hours and times as shall be necessary to discharge the duties imposed upon the Mayor in a capacity which will be considered to be part-time.

SECTION 3: 2.18.020 (Staggered Terms of Office) is hereby repealed.

SECTION 4: Chapter 2.20 (City Commissions) shall be amended to have a new title: "Commissions, Boards and Committees."

SECTION 5: Chapter 2.20 (City Commissions) shall be further amended to read as follows:

Chapter 2.20 Commissions, Boards and Committees

2.20.010 Record of Proceedings.

All commissions, boards and standing committees of the city shall prepare minutes of all of their proceedings and, in addition, all such commission, board and standing committee proceedings shall be electronically recorded. It shall be the responsibility of each commission, board or standing committee recording secretary to assure that minutes are filed with the city clerk on the first working day after the minutes are approved by the commission, board or standing committee and to assure that all electronic recordings of commission proceedings are deposited with the city clerk on the first working day following such recording.

2.20.020 Notice of Meetings.

All commissions, boards or standing committees of the city are declared to be subject to the provisions of the Ralph M. Brown Act contained in the California Government Code or any amendments thereto. An original copy of the notice shall be filed by the City Clerk in the official records of the City.

SECTION 6: Chapter 2.32 (Recreation and Park Commission) of the Imperial Beach Municipal Code is hereby repealed.

SECTION 7: Section 2.12.150 (A)(10) is hereby amended to read as follows:

10. Time Limits. The Mayor may limit a person's speaking time to a reasonable period (typically three minutes for individuals) so that the business of the City Council is performed expeditiously and unnecessary repetition is avoided. The Mayor's allotment of time to any speaker may be increased or decreased by a majority vote of the quorum. Further time may be granted to the person addressing the City Council by the Mayor or by a majority vote of the City Council from a person or persons who are present when the speaker addresses the City Council for no more than a total of six minutes. Individuals donating their time waive their individual time to speak on the matter.

11. Additional Opportunity to Address the Council. Subject to the needs of the City Council to expeditiously perform its business and to avoid repetitive testimony, a person may be permitted by the Mayor to address the City Council more than once on any particular item. No person may address the City Council more than once on an item until all persons present and wishing to address the City Council have been provided the opportunity to do so. The Mayor may limit a person's additional speaking time and may not permit repetitive testimony from any person.

SECTION 8: This ordinance shall become effective no sooner than thirty (30) days following its passage and adoption by the City Council.

SECTION 9: The City Council of the City of Imperial Beach hereby declares that should any section, paragraph, sentence, phrase, term or word of this Ordinance, hereby adopted, be declared for any reason to be invalid, it is the intent of the City Council that it would have adopted all other portions of this Ordinance irrespective of any such portion declared invalid.

INTRODUCED AND FIRST READ at a regular meeting of the City Council of the City of Imperial Beach, California, held the 3rd day of December 2008; and thereafter **PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Imperial Beach, California, held on the ___ day of ___ 2008, by the following roll call vote:

AYES: **Councilmembers:**
NOES: **Councilmembers:**
ABSENT: **Councilmembers:**

JIM JANNEY, MAYOR

Approved As To Form:

James P. Lough, City Attorney

ATTEST:

**JACQUELINE M. HALD
CITY CLERK**

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be a true and exact copy of Ordinance No. 2008-1075 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA MAKING CERTAIN CLARIFYING CHANGES TO TITLE 2 OF THE IMPERIAL BEACH MUNICIPAL CODE

CITY CLERK

DATE



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: DECEMBER 3, 2008
ORIGINATING DEPT.: PUBLIC WORKS *HAZ*
SUBJECT: AWARD OF CONTRACT FOR WATER-QUALITY MONITORING AND ANALYSIS OF THE PALM AVENUE LOW-FLOW URBAN RUNOFF DIVERTER PROJECT

BACKGROUND:

Palm Avenue street-end is being reconstructed by Reyes Construction under contract with the Port of San Diego. The street-end reconstruction includes placing the storm water pump station underground. In addition to placing the pump station underground, the project includes a diverter element that is designed to divert nuisance urban runoff and first flush storm water into the adjacent sewer system to reduce potential Pacific Ocean pollution. The City of Imperial Beach is contributing \$1,247,000 from Prop 50 Grant (Clean Beaches Initiative (CBI)) funds received from the State of California to the construction of this diverter.

As part of the CBI grant agreement between the State and City, the City was to perform diverter post-construction monitoring. The monitoring was to include at a minimum, bacterial e-coli testing and diverted water volume. The monitoring was to be conducted for one year and was to be completed on or before January 2010. For this monitoring, \$45,000 was allocated from the CBI grant.

DISCUSSION:

The diverter portion of the Palm Avenue street-end project is expected to be completed and operational not later than December 5, 2008.

Starting October 23, 2008, staff advertised a request for contractor qualifications (RFQ) for the Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project. Bids were to be submitted not later than Thursday, November 13, 2008. On Thursday, November 13, 2008, two bids were received and evaluated by staff. The following were the bids received:

- PBS&J
- Stantec Consulting Corp.

PBS&J was evaluated as the most qualified to provide the Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project services at a price of \$40,000. The remaining \$5,000 of CBI grant funds will be used for City staff management and administration costs.

ENVIRONMENTAL DETERMINATION:

Not a project as defined by CEQA.

FISCAL IMPACT:

Expenditure of \$40,000.00 Clean Beaches Initiative Grant funds.

DEPARTMENT RECOMMENDATION:

1. Receive this report.
2. Adopt the attached resolution.
3. Authorize the City Manager to approve a purchase order with PBS&J for the purpose of Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project services for a one-year monitoring period.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

Attachments:

1. Resolution No. 2008-6697

RESOLUTION NO. 2008-6697

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AWARDING THE CONTRACT FOR WATER-QUALITY MONITORING AND ANALYSIS OF THE PALM AVENUE LOW-FLOW URBAN RUNOFF DIVERTER PROJECT

WHEREAS, Palm Avenue street-end is being reconstructed by Reyes Construction under contract with the Port of San Diego; and

WHEREAS, the street-end reconstruction includes placing the storm water pump station underground; and

WHEREAS, in addition to placing the pump station underground, the project includes a diverter element that is designed to divert nuisance urban runoff and first flush storm water into the adjacent sewer system to reduce potential Pacific Ocean pollution; and

WHEREAS, the City of Imperial Beach is contributing \$1,247,000 from Prop 50 Grant (Clean Beaches Initiative (CBI)) funds received from the State of California to the construction of this diverter; and

WHEREAS, as part of the CBI grant agreement between the State and City, the City was to perform diverter post-construction monitoring using not more than \$45,000 of CBI funds for this monitoring; and

WHEREAS, the monitoring was to include at a minimum, bacterial e-coli testing and diverted water volume; and

WHEREAS, the monitoring was to be conducted for one year and was to be completed on or before January 2010; and

WHEREAS, starting October 23, 2008 staff advertised a request for contractor qualifications (RFQ) for the Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project; and

WHEREAS, on Thursday, November 13, 2008, two bids were received and evaluated by staff; and

WHEREAS, PBS&J was evaluated as the most qualified to provide the Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project services at a price of \$40,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Imperial Beach as follows:

1. The above recitals are true and correct.
2. The City Manager is authorized to sign a professional services agreement and approve a purchase order with PBS&J for the Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter project at a cost of \$40,000.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 3rd day of December 2008, by the following roll call vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

JAMES C. JANNEY, MAYOR

ATTEST:

JACQUELINE M. HALD, CMC
CITY CLERK

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be a true and correct copy of Resolution No. 2008-6697 – A Resolution of the City Council of the City of Imperial Beach, California, Awarding the Contract for Water-Quality Monitoring and Analysis of the Palm Avenue Low-Flow Urban Runoff Diverter Project

CITY CLERK

DATE