



# A G E N D A

## IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PUBLIC FINANCING AUTHORITY



**APRIL 5, 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)

Name of Case:

Winkelman Trust v. Imperial Beach (Superior Court Case No. GIS 20940)

#### **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)**

None.

**CONSENT CALENDAR (2.1 - 2.14)** - 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 RATIFICATION OF WARRANT REGISTER. (0300-25)**

City Manager's Recommendation: Ratify Accounts Payable Numbers 61350 through 61429 for the period ending 03/16/06 and Payroll Register Numbers 36733 through 36825 for the period ending 03/16/06 in the amount of \$1,174,688.09.

**2.2 RESOLUTION NO. 2006-6304 – APPROVING THE ENGINEER'S REPORT FOR PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS WITHIN A SPECIAL ASSESSMENT DISTRICT – AD 67M. (0345-10)**

City Manager's Recommendation: Approve and adopt resolution.

**2.3 RESOLUTION NO. 2006-6305 – DECLARING INTENT TO PROVIDE AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN A SPECIAL ASSESSMENT DISTRICT (AD 67M) AND SETTING A TIME AND A PLACE FOR THE PUBLIC HEARING THEREON. (0345-10)**

City Manager's Recommendation: Approve and adopt resolution.

**2.4 RESOLUTION NO. R-06-97 – APPROVING A CHANGE ORDER FOR STREET IMPROVEMENTS PHASE II, RDA/CIP CONTRACT WITH PORTILLO CONCRETE, INC. (CIP# S04-107). (0720-25)**

City Manager's Recommendation:

1. Receive report;
2. Affirm the removal of Ebony Avenue from the Portillo Concrete, Inc. contract;
3. Authorize the inclusion of 700/800 blocks of Encina Avenue to the Portillo Concrete, Inc. contract;
4. Adopt Resolution No. R-06-97 authorizing the City Manager to sign a change order removing 300 block Ebony Avenue from the Project contract and adding 700/800 block Encina Avenue to the Project contract.

**2.5 RESOLUTION NO. R-06-98 – AUTHORIZATION FOR SECOND AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH WARNER ARCHITECTURE + DESIGN FOR FAÇADE IMPROVEMENT PROGRAM DESIGN SERVICES. (0620-80 & 1000-10)**

City Manager's Recommendation: That the Redevelopment Agency adopt Resolution No. R-06-98 approving an Amendment to Agreement with Warner for Façade Improvement Program Design Services to add \$50,000 to compensation currently approved. The total compensation will not exceed \$115,000.

**2.6 REVISION TO AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH A MARKETING CONSULTANT FOR ALLEY IMPROVEMENTS ASSESSMENT DISTRICT (AD 72). (0465-10)**

City Manager's Recommendation:

1. Receive report;
2. Rescind Resolution No. R-06-93; and
3. Adopt Resolution No. R-06-99 to approve a professional services agreement with Koppel & Gruber Public Finance as AD 72 Project Management Consultant at a cost of \$38,700.

**2.7 RESOLUTION NO. 2006-6302 – ACCEPTING FISCAL YEAR 2003 PART II DEPARTMENT OF HOMELAND SECURITY, STATE HOMELAND SECURITY GRANT PROGRAM AWARD FOR \$4,607 AMENDING YEAR "ONE" OF FISCAL YEAR 2005/2007 BUDGET BEGINNING JULY 1, 2005 AND ENDING JUNE 30, 2007. (0390-86)**

City Manager's Recommendation: Adopt Resolution.

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## **CONSENT CALENDAR (Continued)**

- 2.8 **RESOLUTION NO. 2006-6303 – ACCEPTING FISCAL YEAR 2004 DEPARTMENT OF HOMELAND SECURITY, STATE HOMELAND SECURITY GRANT PROGRAM AWARD FOR \$12,857 AMENDING YEAR “ONE” OF FISCAL YEAR 2005/2007 BUDGET BEGINNING JULY 1, 2005 AND ENDING JUNE 30, 2007. (0390-86)**  
City Manager’s Recommendation: Adopt Resolution.
- 2.9 **RESOLUTION NO. 2006-6306 – ACCEPTING FISCAL YEAR 2005 DEPARTMENT OF HOMELAND SECURITY, STATE HOMELAND SECURITY GRANT PROGRAM AWARD FOR \$22,071 AMENDING YEAR “ONE” OF FISCAL YEAR 2005/2007 BUDGET BEGINNING JULY 1, 2005 AND ENDING JUNE 30, 2007. (0390-86)**  
City Manager’s Recommendation: Adopt Resolution.
- 2.10 **ENDORSEMENT OF APPLICATION FOR COMMUNITY ACTION FOR A RENEWED ENVIRONMENT (CARE) FUNDS. (0230-80)**  
City Manager’s Recommendation: Authorize a letter for the Mayor’s signature endorsing Wildcoast’s application for EPA CARE funding.
- 2.11 **RESOLUTION NO. 2006-6309 – EMPLOYER PAID MEMBER CONTRIBUTIONS AND RESOLUTION NO. 2006-6310 – FOR EMPLOYER PICK-UP. (0520-70)**  
City Manager’s Recommendation: Adopt Resolutions.
- 2.12 **RATIFY THE PURCHASE OF 50<sup>TH</sup> ANNIVERSARY MERCHANDISE FROM THE IMAGE ONE MARKETING GROUP IN THE AMOUNT OF \$12,990.26. (0190-75)**  
City Manager’s Recommendation: That the City Council ratify the purchase of \$12,990.26 in 50<sup>th</sup> Anniversary Logo Merchandise from the Image One Marketing Group for wholesale and retails sales.
- 2.13 **MEASURE TO SECURE TRANSPORTATION FUNDING. (0460-40)**  
City Manager’s Recommendation: Adopt Resolution No. 2006-6308 in support of the initiative for a constitutional amendment to ensure that the state tax on gasoline goes to transportation projects.
- 2.14 **FINAL MAP (TM 05-204) FOR THE PROPOSED CONVERSION OF TWELVE RESIDENTIAL UNITS TO CONDOMINIUM OWNERSHIP AT 575 7<sup>TH</sup> ST., IN THE R-3000-D (TWO-FAMILY DETACHED RESIDENTIAL) ZONE. OWNER/APPLICANT: KEVIN AND NANCY MCCABE. MF 772. (0600-20)**  
City Manager’s Recommendation: Approve the Final Map for recordation along with the recordation of any required documents as security for the required improvements.

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

None.

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

- 4.1 **ORDINANCE NO. 2006-1041 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF IMPERIAL BEACH AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM. (0520-70)**  
City Manager’s Recommendation:
1. Receive report;
  2. Mayor calls for the reading of Ordinance No. 2006-1041, an Ordinance of the City Council of the City of Imperial Beach authorizing an amendment to the contract between the City of Imperial Beach and the Board of Administration of the California Public Employees’ Retirement System;
  3. City Clerk reads the title of Ordinance No. 2006-1041; and
  4. Motion to dispense second reading and adopt Ordinance No. 2006-1041.

**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. (0720-08)**

City Manager's Recommendation: City Council consider the request and provide direction to staff. Alternatives include:

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

**PUBLIC HEARINGS (6.1 - 6.3)**

**6.1 TENTATIVE MAP (TM 04-164) AND ADMINISTRATIVE COASTAL PERMIT (ACP 04-163) FOR THE PROPOSED CONVERSION OF 24 RESIDENTIAL UNITS TO CONDOMINIUMS AT 589 11<sup>TH</sup> STREET, IN THE R-2000 (MEDIUM DENSITY RESIDENTIAL) ZONE. OWNER: LEE MEYER OF BLUE ANCHOR LTD/REPRESENTATIVE: PAUL MCCULLOUGH. MF 754. (0600-20)**

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. 2006-6301, approving the Tentative Map (TM 04-164) and Administrative Coastal Permit (ACP 04-163), which makes the necessary findings and provides conditions of approval in compliance with local and state requirements.

**6.2 VARIANCE (VAR 060343); OWNER/APPLICANT: GARY LUSK; HEIGHT/STORY VARIANCE FOR A NEW ATTACHED RESIDENCE LOCATED AT 261 ELM AVENUE, IN THE R-2000 (MEDIUM DENSITY) ZONE. MF 538. (0600-20)**

City Manager's Recommendation:

1. Declare the public hearing open;
2. Receive public testimony;
3. Close the public hearing; and
4. Adopt Resolution No. 2006-6300, denying Variance (VAR 060343), which makes the necessary findings in compliance with local and state requirements.

**6.3 ADOPTING THE TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2007 THROUGH 2011. (0680-80)**

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. 2006-6299, authorizing the Public Works Director to list the Congestion Relief projects sequentially from the "Proposed Prioritization of Street Improvement" and submit them to SANDAG not later than the April 7, 2006 deadline.

**REPORTS (7.1 - 7.7)**

**ITEM NO. 7.1 WILL BE DISCUSSED AT 6:30 P.M. – TIME SPECIFIC**

**7.1 ART SCULPTURE. (1000-10)**

City Manager's Recommendation:

1. Receive Mr. Finnie's presentation and recommendation;
2. Decide whether to accept the recommendation; and
3. If Council concurs with the recommendation, authorize a letter to the Port stating Council's support of the project.

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## **REPORTS (Continued)**

### **7.2 ACCEPT REPORT FROM MAXIMUS ON THE LONG-TERM FISCAL SUSTAINABILITY OF THE CITY OF IMPERIAL BEACH AND APPROVE RECOMMENDED NEXT STEPS. (0300-30)**

City Manager's Recommendation: That the City Council accept the MAXIMUS Report on Long-Term Fiscal Sustainability and direct staff to take the following steps:

1. Report back to Council in May on the process and cost to bring forward a proposal to place a tax increase proposal on a future ballot, including establishing a Citizen Advisory Group.
2. Direct staff to recommend the structural changes and revenue enhancements necessary to reduce the ongoing budget deficit to no more than \$500,000 per year in FY 07-08 and FY 08-09 and to present a balanced budget beginning in FY 09-10.

### **7.3 FENCING MATERIALS AND PROFILE OF PUBLIC WORKS YARD MASTER PLAN CIP (F05-101). (0910-30)**

City Manager's Recommendation:

1. Receive report;
2. Approve the canopy improvements concepts as described in the staff report and depicted in the photo-enhanced profile of the Public Works facility; and
3. Approve the fence construction of chain-link material with landscape shielding included.

### **7.4 AMENDMENT TO 5-YEAR CAPITAL IMPROVEMENT PROGRAM BUDGET FISCAL YEAR 2004/2005 THROUGH FISCAL YEAR 2008/2009 - CIVIC CENTER MASTER PLAN "RE-ROOF ALL FACILITIES" PROJECT. (0910-10)**

City Manager's Recommendation:

1. Receive report;
2. Amend the adopted "Five Year Capital Improvement Program Budget Fiscal Years 2004/2005 through Fiscal Year 2008/2009; Amendments Approved December 7, 2005," Civic Center Master Plan, Re-roof all facilities project to:
  - a. Transfer "Re-roof all facilities" Project from unfunded to funded category.
  - b. Add \$10,000 to Year 2 – 2005/2006 for administration expenditures.
  - c. Add \$155,000 to Year 3 – 2006/2007 for construction expenditures.
  - d. Funding Source – Facilities Maintenance Fund (504) \$10,000, Year 2 – 2005/2006.
  - e. Funding Source – Facilities Maintenance Fund (504) \$155,000, Year 3 – 2006/2007;
3. Increase the Civic Center Master Plan CIP by \$165,000 to total budgeted program of \$964,585; and
4. Amend the 2006/2007 City Operating Budget raising the appropriation in account 504-1924-1419-20-06 from \$40,000 to \$155,000.

### **7.5 RESOLUTION NO. 2006-6311 – ADOPTING A RECORDS RETENTION SCHEDULE AND AUTHORIZING DESTRUCTION OF CERTAIN CITY RECORDS. (0170-45)**

City Manager's Recommendation: Adopt Resolution and Records Retention Schedules.

### **7.6 PROGRESS REPORT REGARDING SEACOAST INN REDEVELOPMENT. (0660-43)**

City Manager's Recommendation: Receive verbal report from the City Manager on any and all issues relating to the redevelopment of the hotel located at 800 Seacoast Drive.

### **7.7 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.

## **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 March 30, 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 March 30, 2006. Said meeting to be held at 5:30 p.m., April 5, 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 March 30, 2006 at 11:30 a.m.

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Jacqueline M. Hald, CMC  
City Clerk