



A G E N D A

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PUBLIC FINANCING AUTHORITY



MARCH 15, 2006

Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932

(Item No. 7.3 to be held in the Community Room – Behind Council Chambers)

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

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

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

CALL TO ORDER BY MAYOR ROSE

ROLL CALL BY CITY CLERK

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)

Names of Cases: 1

Becker Family Trust v. City of Imperial Beach; Case No.: GIS 20844

RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)

REGULAR MEETING CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

PLEDGE OF ALLEGIANCE

AGENDA CHANGES

MAYOR/COUNCIL ANNOUNCEMENTS/REPORTS/REIMBURSEMENTS

COMMUNICATIONS FROM CITY STAFF

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

PRESENTATIONS/PROCLAMATIONS/REPORTS (1.1)

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

City Manager's Recommendation: Present the Recycle All-Star Award Certificate, \$100.00 check and used oil recycling premiums to Cecilia E. Ell.

CONSENT CALENDAR (2.1 - 2.4) - 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 Meetings of February 15, 2006 and March 1, 2006.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify Accounts Payable Numbers 61247 through 61349 for the period ending 03/01/06 and Payroll Register Numbers 36688 through 36732 for the period ending 02/16/06 in the amount of \$295,364.04.

2.3 RESOLUTION NO. 2006-6294 – INITIATING PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS AND ORDERING THE PREPARATION OF AN ENGINEER'S "REPORT" FOR A SPECIAL ASSESSMENT DISTRICT – AD-67M. (0345-10)

City Manager's Recommendation: Approve and adopt Resolution No. 2006-6294.

2.4 RESOLUTION NO. 2006-6297 – APPROVING AND AUTHORIZING THE CITY MANAGER TO SIGN THE PARAMEDIC RESOURCE POOL MEMORANDUM OF UNDERSTANDING. (0250-20)

City Manager's Recommendation: Adopt Resolution No. 2006-6297.

ORDINANCES - INTRODUCTION/FIRST READING (3.1)

3.1 ADOPT RESOLUTION OF INTENTION NO. 2006-6298 AND INTRODUCE 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. Adopt Resolution of Intention No. 2006-6298 to approve an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City Council of the City of Imperial Beach;
3. Mayor calls for the introduction 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;
4. City Clerk reads the title of Ordinance No. 2006-1041; and
5. Motion to dispense first reading of Ordinance No. 2006-1041 and set the matter for adoption at the next regularly scheduled City Council meeting and authorize the publication in a newspaper of general circulation.

ORDINANCES - SECOND READING & ADOPTION (4.1)

4.1 SECOND READING – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH TO AMEND CHAPTER 4.52 (BURGLARY AND ROBBERY ALARM SYSTEMS) OF THE IMPERIAL BEACH MUNICIPAL CODE BY AMENDING SECTIONS 4.52.040 AND 4.52.090. (0390-55)

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of title of Ordinance No. 2006-1040, amending Chapter 4.52 (Burglary and Robbery Alarm Systems) of the Imperial Beach Municipal Code by amending sections 4.52.040 and 4.52.090;
3. City Clerk reads title of Ordinance No. 2006-1040; and
4. Motion to dispense Second Reading and adopt Ordinance No. 2006-1040 by title only.

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 11TH 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. 2006-6296, 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 CINGULAR WIRELESS/KRYSTAL PATTERSON (APPLICANT)/SANDI KRAMER (OWNER) ADMINISTRATIVE COASTAL PERMIT (ACP 050275), CONDITIONAL USE PERMIT (CUP 050276) AND SITE PLAN REVIEW (SPR 050277) FOR A CINGULAR WIRELESS TELECOMMUNICATION FACILITY LOCATED AT 600 PALM AVENUE, IN THE C-1 (GENERAL COMMERCIAL) ZONE. MF 804. (0600-20 & 0800-50)

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. 2006-6295, approving Conditional Use Permit (CUP 050276), Administrative Coastal Permit (ACP 050275) and Site Plan Review (SPR 050277), which make the necessary findings and provides conditions of approval in compliance with local and state requirements.

6.3 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. Consider adoption of Resolution No. 2006-6293, denying Variance (VAR 060343), which makes the necessary findings in compliance with local and state requirements.

REPORTS (7.1 - 7.8)

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

- 7.1 ANNUAL FINANCIAL REPORT FOR THE YEAR ENDING JUNE 30, 2005. (0310-10 & 0330-30)**
City Manager's Recommendation: It is respectfully requested that the City Council receive and file the audited Comprehensive Annual Financial Report for the year ending June 30, 2005.
- 7.2 AUDIT REPORT OF REDEVELOPMENT AGENCY (RDA) FINANCIAL STATEMENTS FOR YEAR ENDING JUNE 30, 2005. (0310-30)**
City Manager's Recommendation: It is respectfully requested that the City Council/RDA receive and file the audited RDA Financial Statements for the year ending June 30, 2005.

ITEM NO. 7.3 WILL BE DISCUSSED AT 7:00 P.M. – TIME SPECIFIC

Mayor to adjourn meeting to the Community Room – Behind Council Chambers

- 7.3 PROPOSED DRAFT EXCLUSIVE NEGOTIATION AGREEMENT WITH D.R. HORTON, INC. (0620-20 & 0640-05)**
City Manager's Recommendation: That the Redevelopment Agency/City Council receive report and give staff direction. It appears the options are:
1. Not pursue the proposed development;
2. Study the ENA more and make a decision at your April 5th meeting; or
3. Authorize staff to enter into the ENA.
- 7.4 RESOLUTION NO R-06-96 – ADOPTING A CHANGE ORDER FOR BDS ENGINEERING, INC. TO THE VETERANS PARK MASTER PLAN CIP PROJECT DESIGN. (0920-70)**
City Manager's Recommendation:
1. Receive report; and
2. Adopt Resolution No. R-06-96 authorizing the City Manager to approve a change order to BDS Engineering, Inc. for \$32,171 for additional work performed on the Veterans Park Master Plan CIP plans and specifications.
- 7.5 NOLF ENTRANCE (13TH STREET & IRIS AVENUE) DESIGN; PROPOSALS FOR. (0620-80)**
City Manager's Recommendation:
1. Receive report;
2. Consider the options for plant-scape design versus hard-scape design; and
3. Provide staff direction for the landscape design for the NOLF / 13th Street entrance.
- 7.6 APPOINTMENT OF IMPERIAL BEACH REPRESENTATIVE TO THE PORT OF SAN DIEGO'S TIDELANDS FORESTRY ADVISORY COMMITTEE. (0150-70)**
City Manager's Recommendation: Approve appointment of Daniel Lopez as Imperial Beach representative to the Port District Tidelands Forestry Advisory Committee.
- 7.7 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.
- 7.8 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.

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 10, 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 10, 2006. Said meeting to be held at 5:30 p.m., March 15, 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 10, 2006 at 11:30 a.m.

Jacqueline M. Hald, CMC
City Clerk