



Revised A G E N D A

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PUBLIC FINANCING AUTHORITY



NOVEMBER 2, 2005

Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932

CLOSED SESSION MEETING – 4:30 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.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)

Names of Cases:

Jona Knecht, Albert Knecht v. City of Imperial Beach; Case No. GIC 835800
John Carr v. City of Imperial Beach, et. al.; Case No. GIS 014362
Jose Moreno; Gerardus Reed; Paulina Osorio and Michelle Perez, a minor by
her Guardian ad Litem, Maria V. Osorio v. City of Imperial Beach; Case No.
GIS 16682

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Pursuant to
Government Code Section 54956.9(b)(1)

Number of Potential Cases: 1

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

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* RECOGNITION OF I.B. LITTLE LEAGUE ALL STARS. (0410-30)

* No staff report.

CONSENT CALENDAR (2.1 - 2.6) - 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: Approval of the minutes of the Regular City Council Meetings of September 7, 2005 and September 21, 2005.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify Accounts Payable Numbers 60406 through 60552 for the period ending 10/20/05 and Payroll Register Numbers 36244 through 36297 for the period ending 10/13/05 in the amount of \$1,401,316.39.

2.3 SALE OF SURPLUS PROPERTY. (0380-45)

City Manager's Recommendation: Approve Resolution No. 2005-6234 authorizing the sale/transfer of certain surplus City equipment as listed in the staff report.

2.4 AUTHORIZATION TO AWARD A CONTRACT WITH KAWASAKI THEILACKER UENO + ASSOCIATES (KTU+A) TO CONDUCT A FOLLOW-UP STUDY OF PALM AVENUE BIKEWAY IMPROVEMENTS. (0680-20)

City Manager's Recommendation:

1. Receive report;
2. Transfer the remaining funds from CIP project S04-302 to the unfunded "Eco Bikeway 7th & Seacoast" CIP project funding the Eco Bikeway 7th & Seacoast at an amount equal to the remaining funds from S04-302; and
3. Approve Resolution No. R-05-75 authorizing the City Manager to enter into a Professional Services Agreement with KTU+A to study the "Eco Bikeway 7th & Seacoast" to determine the cost and feasibility of installing a bicycle route along the study section of Palm Avenue which included single lane traffic in each direction, increased landscaping with landscape pop outs or planters along the existing curbsides of the street and to include some curbside parking along Palm Avenue.

2.5 RDA HOUSING FUND – F.Y. 2004-05 & F.Y. 2005-06 BUDGETS. (0330-30)

City Manager's Recommendation: It is respectfully requested that the Redevelopment Agency Board adopt Resolution No. R-05-76 finding and determining that the planning and administrative expenses to be paid from the Low and Moderate Income Housing Fund for each redevelopment project are necessary for the production, improvement, or preservation of low and moderate income housing and are not disproportionate to the amounts budgeted for the costs of production, improvement, or preservation of that housing.

2.6 FINAL PARCEL MAP (PM 04-29) FOR FOUR NEW CONDOMINIUM UNITS AT 1187 13th STREET, IN THE C-3 (NEIGHBORHOOD COMMERCIAL) ZONE. OWNER/APPLICANT: GEORGE BRAUDAWAY. MF 686. (0600-20)

City Manager's Recommendation: Approve the final Parcel Map (PM 04-29).

ORDINANCES - INTRODUCTION/FIRST READING (3.1)

3.1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH ADDING CHAPTER 8.38 TITLED CONSTRUCTION AND DEMOLITION DEBRIS RECYCLING, TO TITLE 8 HEALTH AND SAFETY OF THE IMPERIAL BEACH MUNICIPAL CODE. (0600-95)

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for introduction of Ordinance No. 2005-1037 adding Chapter 8.38 titled Construction and Demolition Debris Recycling, to Title 8 Health and Safety of the Imperial Beach Municipal Code;
3. City Clerk reads the title of Ordinance No. 2005-1037; and
4. Motion to dispense first reading of Ordinance No. 2005-1037 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 ORDINANCE NO. 2005-1036 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA ESTABLISHING A SOLID WASTE FEE FOR STORM WATER MANAGEMENT SERVICES RELATED TO THE CITY'S NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM. (0270-05 & 0770-05)

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the Second Reading of Ordinance No. 2005-1036, an Ordinance of the City Council of the City of Imperial Beach, California establishing a solid waste fee for storm water management services related to the City's National Pollutant Discharge Elimination System Program;
3. City Clerk reads Ordinance No. 2005-1036 by title only; and
4. Motion to dispense Second Reading and adopt Ordinance No. 2005-1036.

WRITTEN COMMUNICATIONS (5)

None.

PUBLIC HEARINGS (6.1)

6.1 RESOLUTION NO. 2005-6237; SHAPIRO-KIRKEENG: CONDITIONAL USE PERMIT (CUP 04-129) AND ADMINISTRATIVE COASTAL PERMIT (ACP 04-128) FOR AN ART SCHOOL LOCATED AT 133 ELM AVENUE, IN THE R-2000 (MEDIUM DENSITY RESIDENTIAL) ZONE. MF 737. (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. 2005-6237, approving Conditional Use Permit (CUP 04-129) and Administrative Coastal Permit (ACP 04-128), which makes the necessary findings and provides conditions of approval in compliance with local and state requirements.

REPORTS (7.1 - 7.5)

7.1 RESOLUTION NO. 2005-6233 APPROVING EDCO DISPOSAL CORPORATION RATE ADJUSTMENT. (0270-40)

City Manager's Recommendation:

1. Receive report; and
2. Adopt Resolution No. 2005-6233.

7.2 PARK GRANT AWARDS – PROJECT SELECTION. (0920-70)

City Manager's Recommendation:

1. Receive report; and
2. Authorize staff to submit Project Applications using the Roberti-Z'Berg-Harris (RZH) and Per Capita Program grants for the Rotunda Rehabilitation Project and the new Soccer Field Project as outlined within the staff report.

7.3 RESIDENTIAL CITYWIDE LIGHTING IMPROVEMENTS CIP (S04-402) - STATUS REPORT FOLLOW-UP. (0720-60)

City Manager's Recommendation:

1. Receive report;
2. Review and discuss the options for installing concrete poles with underground service (Zone B);
3. Review and discuss the Zone A versus Zone B boundaries for the areas needing new poles; and
4. Provide direction to City Manager on how to proceed with the City-wide Residential Street Lighting CIP.

7.4 NO ITEM.

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

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

REPORTS OF MAYOR AND COUNCILMEMBERS

REPORTS OF MAYOR ROSE

South Bay Mayors & City Managers Committee, Metropolitan Transit System (MTS), SAFE Board

REPORTS OF COUNCILMEMBERS

MAYOR PRO TEM JANNEY

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

COUNCILMEMBER MCLEAN

Chamber of Commerce Liaison, Bayshore Bikeway Advisory Committee

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

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 October 27, 2005 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, Lisa Wolfson, Deputy 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 October 27, 2005. Said meeting to be held at 4:30 p.m., November 2, 2005, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on October 27, 2005 at 2:30 p.m.

Lisa Wolfson, Deputy City Clerk