

MINUTES

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

APRIL 2, 2014

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

REGULAR MEETING – 6:00 P.M.

REGULAR MEETING CALL TO ORDER

CITY CLERK HALD called the City Council meeting to order at 6:00 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present: Bilbray, Spriggs, Bragg
Councilmembers absent: None
Mayor Absent: Janney
Mayor Pro Tem Absent: Patton
Staff Present: City Manager Hall, City Attorney Lyon, City Clerk Hald,
Assistant City Manager Wade, City Planner Nakagawa,
Administrative Services Director Bradley

In accordance with Imperial Beach Municipal Code §2.12.080.A, CITY CLERK HALD announced that in the absence of the Mayor and the Mayor pro tempore, she called the council to order, and the Councilmembers who are present will elect a temporary presiding officer, who will serve until the arrival of the Mayor or Mayor pro tempore or until adjournment.

MOTION BY SPRIGGS, SECOND BY BILBRAY, TO SELECT COUNCILMEMBER BRAGG AS THE TEMPORARY PRESIDING OFFICER. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: BRAGG, SPRIGGS, BILBRAY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: PATTON, JANNEY**

PLEDGE OF ALLEGIANCE

COUNCILMEMBER BRAGG led the Pledge of Allegiance.

AGENDA CHANGES

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO PULL ITEM NO. 5.2 - RESOLUTION NO. 2014-7468 AFFIRMING THE FISCAL YEAR 2014/2015 SEWER SERVICE CHARGE RATES FOR SANITARY SEWER SERVICE AS APPROVED AND ADOPTED BY ORDINANCE 2013-1138 ON MAY 15, 2013 FROM THE AGENDA AND HAVE THE ITEM CONSIDERED BY CITY COUNCIL ON APRIL 16, 2014 WHEN ALL COUNCILMEMBERS ARE PRESENT. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: BRAGG, SPRIGGS, BILBRAY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: PATTON, JANNEY**

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO PULL ITEM NOS. 2.4 AND 2.5 FROM THE CONSENT CALENDAR FOR DISCUSSION AT THE END OF THE AGENDA. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: BRAGG, SPRIGGS, BILBRAY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: PATTON, JANNEY

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

None.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

MARCUS BOYD spoke in support for safe access to medical marijuana in Imperial Beach. He provided City Council with copies of AB 721, defining transportation of cannabis. He stated that patients who possess cannabis for medicinal use should not be affected. He requested that Sheriff's Deputies be provided with updated training and that they understand how the cannabis law works and how it is defined in California. He stated that he is not promoting the legalization or broad use of cannabis, but rather responsible regulation of medical cannabis access and equal patient rights in Imperial Beach. (Additional speaking time donated by MICHAEL RAMIREZ).

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1-2.3)

A revised Page 1 of the March 5, 2014 Regular Meeting Minutes was submitted as Last Minute Agenda Information.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THROUGH 2.3. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: BRAGG, SPRIGGS, BILBRAY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: PATTON, JANNEY

2.1 MINUTES.

Approved the minutes of the February 19, 2014 and March 5, 2014 (as revised) Regular City Council Meetings.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 84215 through 84295 with a subtotal amount of \$736,916.57 and Payroll Checks/Direct Deposits 45799 through 45825 for a subtotal amount of \$124,975.72 for a total amount of \$861,892.29.

2.3 RESOLUTION NO. 2014-7466 FOR THE SALE OF CERTAIN SURPLUS CITY PROPERTY. (0380-45)

Approved resolution.

ORDINANCES – INTRODUCTION/FIRST READING(3)

None.

PUBLIC HEARINGS (4)

None.

REPORTS (5.1-5.4)

5.1 NO ITEM.

5.2 RESOLUTION NO. 2014-7468 AFFIRMING THE FISCAL YEAR 2014/2015 SEWER SERVICE CHARGE RATES FOR SANITARY SEWER SERVICE AS APPROVED AND ADOPTED BY ORDINANCE 2013-1138 ON MAY 15, 2013. (0830-95)

A correction to page 1 of Resolution No. 2014-7468 was submitted as last minute agenda information.

This item was removed from Agenda by prior City Council action.

5.3 CONSIDERATION OF RESOLUTION NO. 2014-7469 AUTHORIZING THE ACCEPTANCE OF CALTRANS RELINQUISHMENT OF A PORTION OF STATE ROUTE 75 TO FURTHER FACILITATE THE REALIGNMENT OF THE PALM AVENUE/STATE ROUTE (SR) 75 INTERSECTION AND RIGHT-OF-WAY ADJACENT TO THE PROPOSED BREAKWATER PROJECT. (0150-30, 0480-80 & 0600-20)

CITY MANAGER HALL introduced the item.

ASSISTANT CITY MANAGER WADE announced that Resolution No. 2014-7469 will not be considered tonight because the exhibit to the resolution was not finalized. He gave a PowerPoint presentation on an overview of the Palm Avenue Mixed Use & Commercial Corridor Master Plan and asked for input and direction on the possibility of accepting a total relinquishment of Palm Avenue/State Route 75 from Caltrans to the City. He noted that Staff requested Caltrans to conduct an analysis of the roadway for its deficiencies in standards.

CITY MANAGER HALL announced that the City of San Diego received a grant to look at their section of Highway 75 and noted that it would be a good time to work in tandem with them.

COUNCILMEMBER BRAGG spoke in support for a cohesive design on Highway 75.

COUNCILMEMBER SPRIGGS spoke in support for gathering more information as long as the request does not obligate the City to move forward with the relinquishment. He expressed interest in knowing how Caltrans and the Navy would consider having a reduction in the number of lanes and a reduction in the speed limit with the street being an access road to North Island. He spoke of the importance of being aware of any nuances and influences that may come to bare.

COUNCILMEMBER BILBRAY spoke about the importance of examining the potential financial impacts should the City Council decide to accept Highway 75.

ASSISTANT CITY MANAGER WADE spoke about the review and evaluation process. He announced that there will be a Palm Avenue Master Plan community workshop on April 29 and that there will be an active engagement process that will include Caltrans, the Navy, and resource agencies.

COUNCILMEMBER BRAGG suggested the following: that the City move forward cautiously, staff return to City Council with the transportation system analysis evaluation report, that involving the Navy is a must, and that it is critical for Imperial Beach to attend the City of San Diego meetings.

5.4 POLICY DISCUSSION OF PROPOSED REVISIONS TO THE IMPERIAL BEACH SIGN CODE RELATED TO DIGITAL SIGNS (MF 1046). (0670-95)

CITY MANAGER HALL introduced the item and suggested that City Staff give an overview of the item tonight, continue to gather information and have discussions with the Chamber of Commerce and other business groups, then return to a future City Council meeting with the additional information when the full City Council is in attendance.

CITY PLANNER NAKAGAWA gave a PowerPoint presentation on the item.

COUNCILMEMBER SPRIGGS supported a presentation to the full City Council. He noted that on the PowerPoint presentation made by staff, an “outside person, object or event” rated the highest for distracting drivers.

CITY MANAGER HALL stated that City Staff will return to City Council with additional information in May or June.

I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (6)

None.

ITEMS PULLED FROM THE CONSENT CALENDAR (2.4-2.5)

2.4 RESOLUTION NO. 2014-7467 DECLARING APRIL AS “ENVIRONMENTAL AWARENESS MONTH” IN THE CITY OF IMPERIAL BEACH. (0230-40)

CITY MANAGER HALL reported on the activities that will occur during Environmental Awareness Month.

COUNCILMEMBER BRAGG suggested that City Staff announce the events on the mobile digital signs.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO APPROVE THE DECLARATION AND ADOPT RESOLUTION NO. 2014-7467 DECLARING APRIL AS “ENVIRONMENTAL AWARENESS MONTH” IN THE CITY OF IMPERIAL BEACH. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, SPRIGGS, BILBRAY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	PATTON, JANNEY

2.5 FISCAL YEAR 2013 AUDIT UPDATE. (0310-10)

ADMINISTRATIVE SERVICES DIRECTOR BRADLEY gave a report on the item. In response to Councilmember Spriggs’ question about any material or nonmaterial findings regarding the City’s financial processes, he stated that in his letter he recognized the items indicated by the auditors as being deficiencies, he outlined certain corrective actions, provided timelines and stated who is responsible for correcting those deficiencies. He also stated that in some instances some of the findings were already corrected and he reviewed some of the processes that have been corrected/changed.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO RECEIVE THE FISCAL YEAR 2013 FINANCIAL AUDIT AND RELATED DOCUMENTS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: **COUNCILMEMBERS:** **BRAGG, SPRIGGS, BILBRAY**
NOES: **COUNCILMEMBERS:** **NONE**
ABSENT: **COUNCILMEMBERS:** **PATTON, JANNEY**

ADJOURN REGULAR MEETING

COUNCILMEMBER BRAGG adjourned the meeting at 7:25 p.m.

_____/s/_____
James C. Janney
Mayor

_____/s/_____
Jacqueline M. Hald, MMC
City Clerk