



# A G E N D A

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



JUNE 1, 2011

Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932

**CLOSED SESSION MEETING – 4:45 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 CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **CLOSED SESSION**

#### **1. CONFERENCE WITH LABOR NEGOTIATOR**

Pursuant to Government Code Section 54957.6:

Agency Negotiator: City Manager

Employee organizations: Imperial Beach Firefighters' Association (IBFA)  
Service Employees International Union (SEIU), Local 221  
Unrepresented Employees  
Management

#### **2. CONFERENCE WITH LEGAL COUNSEL**

Pursuant to Government Code Section 54956.9(b)(3)(A)

No. of Cases: 2

**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 REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/ REPORTS ON ASSIGNMENTS AND COMMITTEES**

### **COMMUNICATIONS FROM CITY STAFF**

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.

**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 (1.1)**

**1.1\* DEBUT OF NEW SAN DIEGO COUNTY LIBRARY BOOKMARKS FEATURING IMPERIAL BEACH LIFEGUARDS. (0150-20)**

\* No staff report.

**CONSENT CALENDAR (2.1 - 2.9)** - 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 City Council Workshop Meeting of April 13, 2011 and the Regular City Council Meetings of April 20, 2011 and May 4, 2011.

**2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 78293 through 78379 with the subtotal amount of \$789,772.93 and Payroll Checks 43814 through 43850 for the pay period ending 05/05/11 with the subtotal amount of \$157,266.28 for a total amount of \$947,039.21.

**2.3 RESOLUTION NO. 2011-7049 AUTHORIZING THE SALE OF CERTAIN SURPLUS CITY EQUIPMENT. (0380-45)**

City Manager's Recommendation: Adopt resolution.

**2.4 RESOLUTION NO. 2011-7050 AUTHORIZING ADOPTION OF THE 2009 EDITION OF THE SAN DIEGO AREA REGIONAL STANDARD DRAWINGS. (0720-95)**

City Manager's Recommendation: Adopt resolution.

**2.5 RESOLUTION NO. 2011-7047 AUTHORIZING THE CITY OF IMPERIAL BEACH TO RECEIVE CLEANUP AND ABATEMENT ACCOUNT FUNDS FOR THE LOS LAURELES CANYON TRANS-BORDER TRASH TRACKING STUDY. (0390-86 & 0620-75)**

City Manager's Recommendation: Adopt resolution.

**2.6 RESOLUTION NO. 2011-7046 TIME EXTENSION APPROVAL FOR CONDITIONAL USE PERMIT (CUP 05-285) AND SITE PLAN REVIEW (SPR 05-286) FOR A MIXED-USE PROJECT LOCATED AT 198-200 PALM AVENUE, IN THE SEACOAST COMMERCIAL (C-2) ZONE: GREG NEIL OWNER/APPLICANT. MF 807. (0600-20)**

City Manager's Recommendation: Adopt resolution.

**2.7 RESOLUTION NO. 2011-7051 AUTHORIZING RENEWAL OF THE AGREEMENT WITH PARTNERSHIPS WITH INDUSTRIES FOR TIDELANDS MAINTENANCE SERVICES. (0920-20)**

City Manager's Recommendation: Adopt resolution.

**2.8 RESOLUTION NO. 2011-7044 AUTHORIZING THE EXPENDITURE PLAN FOR THE FY 2010-2011 SUPPLEMENTAL LAW ENFORCEMENT STATE FUNDING (SLESF) GRANT ALSO KNOWN AS THE COPS GRANT. (0260-15 & 0390-86)**

City Manager's Recommendation: Adopt resolution.

**2.9 RESOLUTION NO. R-11-260 AUTHORIZING THE EXECUTIVE DIRECTOR TO AMEND THE EXCLUSIVE NEGOTIATION AGREEMENT WITH SUDBERRY PROPERTIES. (0640-10)**

City Manager's Recommendation: Adopt resolution.

**ORDINANCES – INTRODUCTION/FIRST READING (3.1)**

**3.1 FIRST READING OF ORDINANCE NO. 2011-1117 – AFFIRMATIVE ACTION. (0380-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the first reading of the title of Ordinance No. 2011-1117;
3. City Clerk to read title of Ordinance No. 2011-1117 "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH REPEALING CHAPTER 2.44 OF THE IMPERIAL BEACH MUNICIPAL CODE REGARDING AFFIRMATIVE ACTION IN PUBLIC CONTRACTING;" and
4. Motion to waive further reading and dispense introduction by title only and set the matter for adoption at the next regularly scheduled City Council meeting.

**ORDINANCES – SECOND READING & ADOPTION (4)**

None.

**PUBLIC HEARINGS (5.1)**

**5.1 RESOLUTION NO. 2011-7048 SUE ELENBAAS AND MICHAEL HENTSCH (APPLICANT/OWNER); ADMINISTRATIVE COASTAL PERMIT (ACP 110001) AND CONDITIONAL USE PERMIT (CUP 110002) TO PROVIDE A SENIOR HOUSING DEVELOPMENT ("BY THE SEA") LOCATED AT 829 EMORY STREET (APN 626-322-04-00) IN THE R-3000 (TWO FAMILY RESIDENTIAL) ZONE. MF 1064. (0600-20)**

City Manager's Recommendation:

1. Open the public hearing and entertain testimony;
2. Close the public hearing; and
3. Adopt Resolution No. 2011-7048 approving the Administrative Coastal Permit (ACP 110001) and Conditional Use Permit (CUP 110002), which makes the necessary findings and provides conditions of approval in compliance with local and state requirements.

**REPORTS (6.1-6.7)**

**6.1\* PRESENTATION ON NAVAL FLIGHT PATTERNS RELATED TO EXPANDED HELICOPTER OPERATIONS BY CAPT. LINDSEY. (0620-80)**

\* No staff report.

**6.2 SYSTEMATIC CODE COMPLIANCE PROGRAM UPDATE. (0470-95)**

City Manager's Recommendation: Receive update report and consider:

1. Continuing the systematic Code Compliance Program "as-is" with anticipated and on-going case loads and impacts;
2. Adding an additional part-time Code Compliance Officer to handle the additional work load impacts due to the implementation of the Systematic Code Compliance Program;
3. Discontinuing or temporarily suspending the Systematic Code Compliance Program, and resume complaint based enforcement with proactive enforcement limited to blatant or egregious violations observed by City Staff or the general public. This option could also be combined with an increase in staff as proposed in Option 2.

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**REPORTS (Continued)**

**6.3 REVIEW AND DIRECTION REGARDING PROCESSING AND FISCAL ALTERNATIVES FOR AN OFF-LEASH TEST SITE ON THE BEACH BETWEEN PALM AVE. AND CARNATION AVE. (NORTH CITY LIMITS). (0920-90)**

City Manager's Recommendation:

1. Enter into an MOU with IB Yappy regarding operation and maintenance of the trial off-leash area. Without this, the City should not proceed with any additional processing for an off-leash beach area.
2. If the MOU is completed, process a Coastal Development Permit and necessary environmental review.
3. Give policy direction on whether IB Yappy should be required to pay for the processing of the Coastal Development Permit and environmental review.
4. Prepare an Ordinance suspending enforcement of the on-leash provision of the Municipal Code until the trial is terminated (Maximum of 6 months).
5. If during the public hearing or during the review process there is a significant opposition or potential litigation, the City should abandon the leash free idea.
6. Consider a Workshop to discuss a City Council policy on community group requests that require considerable City staff and financial resources.
7. Consider tabling this request until there is more fiscal certainty and State budget actions are known.

**6.4 IMPERIAL BEACH SHERIFF STATION 2010 YEAR END REVIEW. (0260-80)**

City Manager's Recommendation: Receive presentation by Sheriff.

**6.5 ADA COMPLIANCE IMPROVEMENTS AT 9<sup>TH</sup> STREET AND IMPERIAL BEACH BLVD. (0720-40)**

City Manager's Recommendation:

1. Receive report;
2. Receive an oral and visual presentation by staff on project details; and
3. Provide direction to staff on what design concepts are acceptable to Council and the Community.

**6.6 RESOLUTION NO. 2011-7043 APPROVING AN AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND THE CITY OF IMPERIAL BEACH REGARDING FIRE AND EMERGENCY MEDICAL DISPATCH SERVICES. (0250-32)**

City Manager's Recommendation: Adopt resolution.

**6.7 RESOLUTION NO. 2011-7045 APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE CITY OF IMPERIAL BEACH FOR THE PURPOSE OF PROVIDING ANIMAL CARE (SHELTER) AND ANIMAL CONTROL SERVICES. (0200-50)**

City Manager's Recommendation: Adopt resolution.

**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, 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](http://www.cityofib.com).

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/s/  
Jacqueline M. Hald, MMC  
City Clerk