

**MINUTES**

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

**JUNE 19, 2013**

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

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

**CLOSED SESSION**

MAYOR JANNEY called the Closed Session Meeting to order at 5:02 p.m.

**ROLL CALL BY CITY CLERK**

Councilmembers present: Patton, Bilbray, Spriggs (arrived at 5:07 p.m.)  
Councilmembers absent: None  
Mayor present: Janney  
Mayor Pro Tem present: Bragg  
Staff present: City Manager Brown, City Attorney Lyon, City Clerk Hald

**CLOSED SESSION**

**MOTION BY BILBRAY, SECOND BY BRAGG, TO ADJOURN TO CLOSED SESSION UNDER:**

**1. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6:

Agency Representative: City Manager

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

**2. PUBLIC EMPLOYEE APPOINTMENT**

Pursuant to Government Code Section 54957

Title: City Manager

**3. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6

Agency Representative: Mayor

Unrepresented Employee: City Manager

**4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2)  
(1 case)

**5. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**

Initiation of Litigation pursuant to Government Code section 54956.9(d)(4)

No. of Potential Cases: 1

**MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: COUNCILMEMBERS: BILBRAY, PATTON, BRAGG, JANNEY**

**NOES: COUNCILMEMBERS: NONE**

**ABSENT: COUNCILMEMBERS: SPRIGGS**

MAYOR JANNEY adjourned the meeting to Closed Session at 5:03 p.m. and he reconvened the meeting to Open Session at 6:05 p.m.

Reporting out of Closed Session, CITY ATTORNEY LYON announced City Council discussed Item Nos. 1 through 5, direction was given and no reportable action was taken.

**REGULAR MEETING CALL TO ORDER**

MAYOR JANNEY called the Regular Meeting to order at 6:06 p.m.

**ROLL CALL BY CITY CLERK**

Councilmembers present:	Patton, Bilbray, Spriggs
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Brown, City Attorney Lyon, City Clerk Hald

**PLEDGE OF ALLEGIANCE**

MAYOR JANNEY led everyone in the Pledge of Allegiance.

**AGENDA CHANGES**

None.

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

None.

**COMMUNICATIONS FROM CITY STAFF**

ASSISTANT CITY MANAGER WADE introduced Jack Holden, the City's new Building Official.

**PUBLIC COMMENT**

None.

**PRESENTATIONS (1.1-1.3)**

**1.1\* IMPERIAL BEACH JUNIOR LIFEGUARD PROGRAM – 18 YEARS OF OCEAN SAFETY EXCELLENCE. (0220-40)**

LIFEGUARD CAPTAIN ROBERT STABENOW introduced the item.

BRITTANY HANSON AND MATT WILSON, IB Lifeguards, gave an overview of the Junior Lifeguard Program and displayed a picture slide show of youth participating in the program. On behalf of the Lifeguard Association, they presented a Certificate of Appreciation to Councilmember Patton for establishing the program.

**1.2\* PRESENTATION ON SIDEWALK CPR, AED AND AUTO PULSE. (0250-65)**

JASON BELL, Firefighter Engineer Paramedic, gave a PowerPoint presentation on the Sidewalk CPR Program, the Automatic External Defibrillator and use of the Auto Pulse.

Members of the firefighting crew gave demonstrations on how to do CPR and how to use the Automatic External Defibrillator and Auto Pulse equipment.

**1.3\* EMPLOYEE RECOGNITION BY MAYOR JANNEY. (0500-45)**

The following recognized City Manager Brown for his service to Imperial Beach:  
Myrna Zambrano, representing Assemblymember Toni Atkins and Senator Ben Hueso  
Greg Cox, County Supervisor  
June Engel, Library Manager, Imperial Beach Branch  
Dan Malcolm, Port Commissioner  
Diane Rose, former Mayor of Imperial Beach  
Mayda Winter, former Councilmember (did not speak)  
Mike McCoy  
Tom Ritter, former Assistant City Manager

MAYOR JANNEY announced City Manager Brown was honored by Department Heads, employees and fellow colleagues at other events held prior to the City Council meeting. He thanked City Manager Brown for his service to Imperial Beach and presented him with a group photo of the City employees.

**CONSENT CALENDAR (2.1-2.11)**

The following documents were submitted as Last Minute Agenda Information:

- a. Item No. 2.3 – Revised Staff Report and Resolution
- b. Item No. 2.3 – Inmate Community Work Crew Services Agreement Amendment
- c. Item No. 2.10 – Youth Soccer Field MOU

**MOTION BY BILBRAY, SECOND BY SPRIGGS, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.11. MOTION CARRIED UNANIMOUSLY.**

**2.1 MINUTES.**

Approved the minutes of the Regular City Council Meeting of May 15, 2013.

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

Ratified the following registers: Accounts Payable Numbers 82554 through 82655 for a subtotal amount of \$664,350.90 and Payroll Checks/Direct Deposit 45275 through 45302 for a subtotal of \$134,476.89 for a total amount of \$798,827.79.

**2.3 RESOLUTION 2013-7347 AUTHORIZING A THREE MONTH EXTENSION TO THE CALIFORNIA STATE DEPARTMENT OF CORRECTIONS AND REHABILITATION CONTRACT FOR INMATE COMMUNITY WORK CREW SERVICES. (0920-20)**

Adopted resolution.

**2.4 RESOLUTION NO. 2013-7343 AUTHORIZATION TO RENEW THE PARTNERSHIPS WITH INDUSTRY GROUP SERVICES AGREEMENT. (0920-20)**

Adopted resolution.

**2.5 RESOLUTION NO. 2013-7345 ADJUSTING THE FY 2012-13 BUDGET TO ACCOUNT FOR THE WASTEWATER (SEWER) FUND PORTION OF THE CALPERS SIDE FUND MISC. PLAN. (0330-30)**

Adopted resolution.

**2.6 RESOLUTION NO. 2013-7344 APPROVING POSITION DESCRIPTION OF SENIOR PLANNER AND TO AMEND THE FY 2011-13 CITY'S SALARY & COMPENSATION PLAN. (0510-20 & 0520-75)**

Adopted resolution.

- 2.7 RESOLUTION NO. 2013-7352 APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIFTH AMENDMENT TO AN AGREEMENT FOR ADMINISTRATION OF TAXICAB AND OTHER FOR-HIRE VEHICLE REGULATIONS BETWEEN SAN DIEGO METROPOLITAN TRANSIT SYSTEM (MTS) AND THE CITY OF IMPERIAL BEACH. (0680-70 & 680-85)**  
Adopted resolution.
- 2.8 RESOLUTION NO. 2013-7349 AUTHORIZING THE CITY OF IMPERIAL BEACH TO RECEIVE CLEANUP AND ABATEMENT ACCOUNT GRANT FUNDS FOR A PROJECT IN THE TIJUANA RIVER WATERSHED FOR THE DETECTION, MAPPING, AND COMMUNICATION OF SOLID WASTE POLLUTION SOURCES. (0770-87)**  
Adopted resolution.
- 2.9 RESOLUTION NO. 2013-7350 ALLOWING CONTINUATION OF THE TEMPORARY CUSTODIAL SERVICES CONTRACT WITH JANI-KING OF CALIFORNIA, INC. ON A MONTH-TO-MONTH BASIS. (0900-20)**  
Adopted resolution.
- 2.10 RESOLUTION NO. 2013-7351 APPROVING AND AUTHORIZING THE CITY MANAGER TO RENEW THE MEMORANDUM OF UNDERSTANDING BETWEEN THE BOYS AND GIRLS CLUB OF IMPERIAL BEACH AND THE CITY OF IMPERIAL BEACH FOR MANAGEMENT OF THE YOUTH SOCCER FIELD. (0130-08 & 0920-70)**  
Adopted resolution.
- 2.11 RESOLUTION NO. 2013-7346 APPROVING THE COMMITMENT OF SAFE EXCESS RESERVE FUNDS TO THE GENERAL FUND STRATEGIC CAPITAL IMPROVEMENT RESERVE DEDICATED TO THE FUTURE REPLACEMENT OF THE PUBLIC SAFETY REGIONAL COMMUNICATION SYSTEM. (0330-30 & 0800-30)**  
Adopted resolution.

**ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3)**

None.

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

None.

**PUBLIC HEARINGS (5)**

None.

**REPORTS (6.1-6.4)**

- 6.1 RESOLUTION NO. 2013-7342 OCEAN PROTECTION COUNCIL SEA LEVEL RISE GRANT. MF 1025. (0620-77)**

CITY MANAGER BROWN introduced the item.

CITY PLANNER NAKAGAWA gave a PowerPoint presentation on the item. He announced the resolution before City Council has two language options regarding the commitment to submit an LCP amendment to the Coastal Commission.

KRISTIN GOODRICH, Coastal Training Program Coordinator at the Tijuana River National Estuarine Research Reserve, spoke about a second grant opportunity that is in the amount of \$50,000 to \$200,000. The grant, which will also be managed by the Coastal Conservancy, does not require an LCP amendment.

CITY MANAGER BROWN recommended tabling the item for now and having staff return in July or August with information on the second grant. A second option is to authorize the submission of the grant application that is before City Council tonight with the language option that does not commit to an LCP amendment and have staff return to City Council with information on the second grant.

ASSISTANT CITY MANAGER WADE stated that the grant application has, for the most part, been prepared and it would take little effort to submit the application with language that is less committal of an LCP amendment. He noted that staff is uncomfortable with recommending to City Council to commit to the submittal of an LCP amendment without knowing all the information on the matter.

MIKE MCCOY spoke in support for authorizing the submittal of a grant application to fulfill the need to do studies on sea level rise vulnerability and adaptation. He noted adoption of an amendment to the LCP is difficult right now but it will be necessary in the future. He encouraged City Council to move forward.

NICOLA HEDGE, with the San Diego Foundation, spoke about some of the investments the Foundation has made in the region and she expressed appreciation for the partnership that exists with the City of Imperial Beach.

MAYOR JANNEY spoke in support for staff's recommendation, to include the second language option that does not commit to an LCP amendment and for staff to return to the City Council with information on the second grant opportunity.

ASSISTANT CITY MANGER WADE spoke about the LCP amendment process.

COUNCILMEMBER SPRIGGS suggested the following changes to the second language option listed in the resolution:

1. Change "may desire" to "~~may~~ desires" and
2. Change the second "may" to "would"

CITY ATTORNEY LYON responded that the first change can be made. However, she suggested that the second "may" be changed to "could" rather than "would".

MAYOR JANNEY stressed that with the adoption of the resolution, the City Council is not committing to an LCP amendment, nor committing future City Councils to an LCP amendment.

**MOTION BY JANNEY, SECOND BY PATTON, TO ADOPT RESOLUTION NO. 2013-7342 OCEAN PROTECTION COUNCIL SEA LEVEL RISE GRANT WITH THE SECOND LANGUAGE OPTION PROPOSED BY STAFF ALONG WITH THE FOLLOWING MODIFICATIONS:**

- 1. CHANGE "MAY DESIRE" TO "~~MAY~~ DESIRES" AND**
- 2. CHANGE THE SECOND "MAY" TO "COULD"**

**MOTION CARRIED UNANIMOUSLY.**

**6.2 RESOLUTION NO. 2013-7348 AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO PURCHASE A REPLACEMENT PIERCE RESCUE-PUMPER FIRE ENGINE. (1120-05)**

CITY MANAGER BROWN introduced the item.

FIRE CAPTAIN FRENCH reported on the item.

**MOTION BY JANNEY, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2013-7348 AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO PURCHASE A REPLACEMENT PIERCE RESCUE-PUMPER FIRE ENGINE. MOTION CARRIED UNANIMOUSLY.**

**6.3 DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – SEPTEMBER 18-20, 2013. (0140-10)**

**MOTION BY JANNEY, SECOND BY PATTON, TO DESIGNATE COUNCILMEMBER BILBRAY AS THE VOTING DELEGATE AND COUNCILMEMBER SPRIGGS AS THE VOTING ALTERNATE AND TO DIRECT THE CITY CLERK TO COMPLETE AND SUBMIT A VOTING DELEGATE/ALTERNATE FORM TO THE LEAGUE'S OFFICE. MOTION CARRIED UNANIMOUSLY.**

**6.4 APPOINTMENTS TO THE TIDELANDS ADVISORY COMMITTEE. (0120-90)**

The following documents were submitted as Last Minute Agenda Information:

- a. Amended Staff Report including the Mayor's recommended appointments to the Tidelands Advisory Committee; and
- b. Attachment 1: (8) Tidelands Advisory Committee Applications for Appointment to Commissions, Boards & Committees. (Please note personal information was redacted from the online version to protect the privacy of the applicants.)

**MOTION PATTON, SECOND BY BILBRAY, TO APPROVE MAYOR JANNEY'S RECOMMENDED APPOINTMENTS TO THE TIDELANDS ADVISORY COMMITTEE FOR TERMS OF OFFICE IN ACCORDANCE WITH I.B.M.C. 2.24.080 AS FOLLOWS:**

1. TWO (2) TERMS OF OFFICE SHALL EXPIRE ON DECEMBER 31<sup>ST</sup> OF EACH PRESIDENTIAL ELECTION YEAR (DECEMBER 21, 2016): VERONICA ARCHER AND JOE ELLIS; AND
2. THREE (3) TERMS OF OFFICE SHALL EXPIRE ON DECEMBER 31<sup>ST</sup> OF EACH EVEN YEAR, EXCLUDING THE PRESIDENTIAL YEAR (DECEMBER 31, 2014): MICHEL DEDINA, DAVE VAN DE WATER AND MARY DOYLE.

**MOTION CARRIED UNANIMOUSLY.**

**I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (7)**

None.

**ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

None.

CITY MANAGER BROWN announced staff is planning to have the Seacoast lighting display on August 14<sup>th</sup> or August 28<sup>th</sup> and there will be a Special City Council meeting on June 26<sup>th</sup> regarding the management of Sports Park.

