

## MINUTES

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

APRIL 20, 2016

Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932

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

### CLOSED SESSION MEETING CALL TO ORDER

Mayor Dedina called the Closed Session Meeting to order at 5:30 p.m.

### ROLL CALL

Councilmembers present: Bilbray (arrived at 5:32), Patton, Bragg  
Councilmembers absent: None  
Mayor Present: Dedina  
Mayor Pro Tem Present: Spriggs  
Staff Present: City Manager Hall, City Attorney Lyon, Deputy City Clerk Carballo

### CLOSED SESSION

#### CONSENSUS OF CITY COUNSEL TO ADJOURN TO CLOSED SESSION UNDER:

##### 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code section 54956.9(d)(1)  
Case No. 37-2016-00000183-CU-WM-CTL

City Attorney Lyon stated she would recuse herself from Item No. 1 due to a potential conflict of interest with her law firm.

Mayor Dedina adjourned the meeting to Closed Session at 5:30 p.m. and he reconvened the meeting to Open Session at 6:00 p.m.

Reporting out of Closed Session, City Manager Hall announced City Council discussed Closed Session Item No. 1, direction was given and no reportable action was taken.

### ADJOURN CLOSED SESSION

Mayor Dedina adjourned the Closed Session meeting at 6:00 p.m.

### REGULAR MEETING CALL TO ORDER

Mayor Dedina called the Regular Meeting to Order at 6:00 p.m.

### ROLL CALL

Councilmembers present: Bilbray, Patton, Bragg  
Councilmembers absent: None  
Mayor Present: Dedina  
Mayor Pro Tem Present: Spriggs  
Staff Present: City Manager Hall, City Attorney Lyon, Deputy City Clerk Carballo, Assistant City Manager Dush, City Planner Foltz, Public Works Director Levien, Administrative Services Director Bradley

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Cub Scout Pack 866 and Camille Eugenio from Oneonta Elementary School.

### **AGENDA CHANGES**

**MOTION BY PATTON, SECOND BY BRAGG, TO PULL ITEM NOS. 2.8 AND 2.14 FROM THE CONSENT CALENDAR FOR DISCUSSION AT THE END OF THE AGENDA. MOTION CARRIED UNANIMOUSLY.**

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

Councilmember Bilbray reported on his attendance at the Metro Wastewater JPA meeting.

Councilmember Patton reported on a meeting at the Navy base in Coronado, the City Wide Garage Sale, Homefront Clean Up and the Fiesta del Mar event.

Management Analyst Vea gave details regarding Fiesta del Mar including entertainment, exhibits and vendors.

Councilmember Bragg provided information on the Commemorative Brick Program. She reported on the MTS meeting stating 5 of the top 10 bus routes in the San Diego region are in the South Bay and she reiterated the importance of including public transportation in future planning.

Mayor Pro Tem Spriggs reported on a meeting of SANDAG where they discussed their regional transportation strategy and transit issues related to Imperial Beach. He reported on his attendance at the International Boundary Water Commission Citizen's Forum where he was elected co-chair and the Housing Community and Economic Policy Committee where they discussed Senate Bill 1000 regarding environmental issues.

Mayor Dedina reported on issues associated with the closure of the Tijuana River mouth and the City's efforts to get it opened as soon as possible, the dynamic changes in the coastline and beach sand levels. He reported on his attendance at a meeting with the San Diego Chamber of Commerce and representatives from Mexico's Ministry of Foreign Relations where they discussed border crossing issues and water quality. He commented on future SANDAG projects including a Purple Line (trolley), enhanced rapid bus service and other street/road improvements.

### **COMMUNICATIONS FROM CITY STAFF**

None.

### **PUBLIC COMMENT**

Zeke Mazur requested information regarding the groundbreaking ceremony for the Breakwater Project and suggested inclusion of an In-N-Out restaurant as one of the tenants.

City Manager Hall stated the groundbreaking will be on May 5<sup>th</sup> at 10:00 a.m.

Bart and Marcia Bachman spoke in support of having a dog park in Imperial Beach. They requested resolution on this issue as Imperial Beach is a "dog community".

City Manager Hall suggested they attend the next Parks and Recreation Committee meeting where there will be discussion on the Needs Assessment Survey results and to register their comments with the committee as well.

James De la Cerna gave a PowerPoint presentation and update on the various programs at the Boys and Girls Club, highlighting the Community Expo event this weekend.

Karen Stone requested the name of the new shopping center be changed to Charlie Stone in honor of her late husband.

City Manager Hall stated the project is owned by a private developer and named by the applicant but he will pass along that information.

Ella Croshier spoke on needed repairs and safety issues on the 1300 block of Hemlock, suggested painting the curb red to improve visibility for drivers exiting the property and including handicap parking near the building at 1380 Hemlock.

### **PRESENTATIONS (1.1-1.2)**

#### **1.1 RECOGNITION OF I.B. FIREFIGHTERS FOR LIFESAVING EFFORTS. (0410-30)**

Fire Chief French recognized Captain Paul Favor, Firefighter/PM Cory Cooper, Firefighter/PM Carlos Marin, and Firefighter/PM William Buchanon, for their efforts in saving the life of a person trapped inside a structure in San Diego.

#### **PRESENTATION ON ENVIRONMENTAL MONTH. (0230-40)**

Chris Helmer gave a presentation stating the month of April is Environmental Awareness month. He highlighted the 14<sup>th</sup> Annual Creek to Bay Cleanup,, the Annual Garage Sale, the Homefront Cleanup and IB Community Expo.

### **CONSENT CALENDAR (2.1-2.7 and 2.9-2.13)**

City Attorney Lyon stated that on March 16, 2016 the Mayor, in an abundance of caution, recused himself from consideration of the Elm Ave. Improvement Project due to the proximity of his place of business. After review of the applicable Fair Political Practices Commission rules and regulations, on the scope of the project, it appears the Mayor does not have a conflict of interest because it is not reasonably foreseeable that the project will have any financial effect on the financial interest related to his place of employment. Therefore, the Mayor will participate on Consent Calendar Item 2.3 related to Elm Avenue.

### **MOTION BY SPRIGGS, SECOND BY PATTON, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1-2.7 AND 2.9-2.13. MOTION CARRIED UNANIMOUSLY.**

#### **2.1 MINUTES. (0300-25)**

City Council approved the Regular Meeting Minutes of February 17 and March 16, 2016 and the Special Meeting Minutes of March 7, 2016.

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

City Council ratified the warrant register.

#### **2.3 RESOLUTION NO. 2016-7699 APPROVING THE MEMORANDUM OF UNDERSTANDING BY AND BETWEEN SOUTH BAY UNION SCHOOL DISTRICT AND CITY OF IMPERIAL BEACH FOR CONSTRUCTION OF NEW FENCE ADJACENT TO SOUTH BAY UNION SCHOOL DISTRICT PROPERTIES. (1010-20)**

City Council adopted the resolution.

#### **2.4 RESOLUTION NO. 2016-7688 AUTHORIZING AN AGREEMENT EXTENSION WITH CHANDLER ASSET MANAGEMENT FOR INVESTMENT MANAGEMENT SERVICES FOR AN ADDITIONAL YEAR. (0350-10)**

City Council adopted the resolution.

#### **2.5 RECEIVE FEBRUARY 2016 TREASURER'S REPORT. (0300-90)**

City Council received the monthly Treasurer's report.

- 2.6 RESOLUTION 2016-7690 DECLARING APRIL AS “ENVIRONMENTAL AWARENESS MONTH” IN THE CITY OF IMPERIAL BEACH. (0230-40)**  
City Council adopted the resolution.
- 2.7 RESOLUTION NO. 2016-7694 ADOPTING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH AMEC FOSTER WHEELER. (0230-70 & 0770-65)**  
City Council adopted the resolution.
- 2.9 RESOLUTION NO. 2016-7696 APPROVING THE ENGINEER’S REPORT FOR PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS WITH SPECIAL ASSESSMENT DISTRICT AD-67M. (0345-10)**  
City Council adopted the resolution.
- 2.10 RESOLUTION NO. 2016-7697 DECLARING INTENT TO PROVIDE AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN A SPECIAL ASSESSMENT DISTRICT (AD 67M) AND SETTING A TIME AND A PLACE FOR THE PUBLIC HEARING THEREON. (0345-10)**  
City Council adopted the resolution.
- 2.11 ADOPTION OF RESOLUTION NUMBER 2016-7693 AUTHORIZING THE CITY MANAGER TO RENEW AN AGREEMENT WITH THE YMCA OF SAN DIEGO COUNTY PERMITTING STORAGE OF LIFEGUARD TOWERS, A PERSONAL WATERCRAFT AND A SEA/LAND CONTAINER WITH ITS CONTENTS ON THE YMCA CAMP SURF PROPERTY. (0130-70)**  
City Council adopted the resolution.
- 2.12 ADOPTION OF RESOLUTION NUMBER 2016-7692 AUTHORIZING THE CITY MANAGER TO RENEW A LICENSE AGREEMENT WITH THE YMCA OF SAN DIEGO COUNTY PERMITTING PLACEMENT OF A LIFEGUARD TOWER ON THE SOUTHWEST CORNER OF THE YMCA CAMP SURF PROPERTY FOR OCEAN SAFETY OPERATIONS ON THE NORTHERNMOST PORTION OF THE IMPERIAL BEACH SHORELINE. (0130-70)**  
City Council adopted the resolution.
- 2.13 RESOLUTION NO. 2016-7691 AUTHORIZING SUBMITTAL OF APPLICATION FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY. (0390-86)**  
City Council adopted the resolution.

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

None.

**PUBLIC HEARINGS (4)**

None.

**REPORTS (5.1-5.2)**

**5.1 VACANT SEACOAST LOT ACTIVATION. (0920-35)**

Assistant City Manager Dush gave a PowerPoint presentation stating the most popular items identified were a fitness park and an events stage. Staff is proposing a phased approach because the length of time the City would be able to use the property was unknown. Phase 1 would be a fitness park with fitness equipment, tables and chairs. Phase 2 would be installation of a platform for events.

City Council commented on the need to ensure public safety at the park, including interactive

table tops, providing doggie waste bags, including art elements and working jointly with the hotel across the street.

Mayor Pro Tem Spriggs spoke in support of finding space for a dog park in Imperial Beach, other than the vacant lot, due to community needs, distance from other dog parks in the South Bay and to reduce traffic and waste in our sensitive environmental areas such as the Estuary and the beach.

City Manager Hall stated it's important to make sure what gets put in the park is movable and transferable and suggested having a home based business night where citizens can showcase their home businesses to create public interest. He suggested using this project as a blue print, as there are other places in the community where similar projects can be done. He stated the City is considering a larger area for a dog park and that item will be brought to Council soon, however, doggie waste bag dispensers have been ordered and can be installed in this area.

In response to Council's questions, Assistant City Manager Dush stated the City can help facilitate use of the space, coordinate special events, guide the public through all processes and identify issues to avoid potential problems. He stated there would be no lighting on this property but arrangements could be made for special events.

Mayor Pro Tem Spriggs left the chambers at 7:04 p.m. and returned at 7:06 p.m.

Consensus of City Council to move forward with Phase 1.

**5.2 RESOLUTION NO. 2016-7698 APPROVING THE APPLICATION FOR AN ACTIVE TRANSPORTATION PROGRAM (ATP) GRANT FOR COMPLETE STREETS IMPROVEMENTS TO IMPERIAL BEACH BOULEVARD AND APPROPRIATING \$16,950 FOR CITY ENGINEER TO PREPARE AND SUBMIT THE GRANT APPLICATION. (0390-86 & 0720-25)**

City Manager Hall reported on the item.

Public Works Director Levien gave a PowerPoint presentation, stating improvements would include a wider sidewalk, a water filtration system, narrower traffic lanes, improving the intersection at 4<sup>th</sup> Street and IB Blvd. to be more pedestrian friendly and ADA accessible, and upgrading the fence along the school. He stated the application is due by June 15, 2016.

In response to questions from City Council, Public Works Director Levien stated a funding match is not required, the City is required to comply with ADA regulations at every intersection if they apply for an ATP grant, and the City will be working with the school regarding the pickup and drop off issues.

Comments from City Council included not to overly narrow the street as it is a major egress road, improve the area from 3<sup>rd</sup> Street to Seacoast along the estuary for walking or sitting including an observation deck, improved lighting at bus stops, no additional parking along IB Blvd., sidewalk art, keeping record of the number of jobs created with the projects, excluding stop signs at Connecticut and 3<sup>rd</sup> Street and applying for other grants.

**MOTION BY BRAGG, SECOND BY BILBRAY, TO ADOPT RESOLUTION NO. 2016-7698 APPROVING THE APPLICATION FOR AN ACTIVE TRANSPORTATION PROGRAM (ATP) GRANT FOR COMPLETE STREETS IMPROVEMENTS TO IMPERIAL BEACH BOULEVARD AND APPROPRIATING \$16,950 FOR CITY ENGINEER TO PREPARE AND SUBMIT THE GRANT APPLICATION.**

City Council discussion ensued. Consensus of City Council to include Council Comments stated above in the motion as they are in addition to the itemized list on the staff report.

**A VOTE WAS NOW TAKEN ON THE AMENDED MOTION BY BRAGG, SECOND BY**

**BILBRAY TO ADOPT RESOLUTION NO. 2016-7698 APPROVING THE APPLICATION FOR AN ACTIVE TRANSPORTATION PROGRAM (ATP) GRANT FOR COMPLETE STREETS IMPROVEMENTS TO IMPERIAL BEACH BOULEVARD AND APPROPRIATING \$16,950 FOR CITY ENGINEER TO PREPARE AND SUBMIT THE GRANT APPLICATION, AND TO INCLUDE CITY COUNCIL'S COMMENTS PREVIOUSLY STATED. MOTION CARRIED UNANIMOUSLY.**

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

None.

**ITEMS PULLED FROM THE CONSENT CALENDAR (2.8 AND 2.14)**

**2.8 RESOLUTION NO. 2016-7682 FISCAL YEAR 2016 BUDGET AMENDMENT FOR PARKS RESTROOM DESIGN (P15-401). (0920-40 & 0920-70)**

Environmental Program Manager Helmer provided an update of the project.

In response to Mayor Pro Tem Spriggs' questions regarding cost, Environmental Program Manager Helmer stated it was more cost effective to get both restroom designs done at the same time and it would allow the project to move forward more quickly.

Public Works Director Levien commented on the source of funding for the construction of the bathrooms and stated the Sports Park bathroom will be done first.

**MOTION BY BRAGG, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. 2016-7682 FISCAL YEAR 2016 BUDGET AMENDMENT FOR PARKS AND RESTROOM DESIGN. (P15-401). MOTION CARRIED UNANIMOUSLY.**

**2.14 ADOPTION OF RESOLUTION NO. 2016-7689 AWARDED CONTRACT TO PDC FOR THE 100% CONSTRUCTION DRAWINGS FOR PALM AVENUE/ SR 75 COMMERCIAL CORRIDOR STREETScape PLAN (MF 1171). (0740-10)**

Assistant City Manager Dush gave an update on the item.

Mayor Pro Tem Spriggs voiced his concerns on starting a new phase of the project without knowing if accepting relinquishment will be required. He stated that this has the potential of putting the City in a position where there would be no choice but to accept relinquishment from Caltrans and the City is unaware of the costs involved for ongoing maintenance. He stated he would like to have a Plan B where the City could comply without having to accept relinquishment from Caltrans.

Assistant City Manager Dush stated this segment is the least constrained by Caltrans standards and the City would only have the ability to come up with a single design. If the City moves forward with the plan contemplating deviating from Caltrans standard and Caltrans does not modify its standards, and the City does not do relinquishment, then the City would have to modify its plans.

Mayor Pro Tem Spriggs stated his reluctance/concern to continue with the project without having the cost information. In response to his question, City Manager Hall stated he did not have a definite date on getting cost information.

Greg Shields, PDC Consultant, stated the west sector between Rainbow Drive and just west of 9<sup>th</sup> Street is the least controversial for deviating from Caltrans standards. He stated he was not able to comment on the cost but the City should work with Caltrans and see what can be agreed to and try to minimize changes down the road.

**MOTION BY PATTON, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2016-7689  
AWARDING CONTRACT TO PDC FOR THE 100% CONSTRUCTION DRAWINGS FOR  
PALM AVENUE/ SR 75 COMMERCIAL CORRIDOR STREETScape PLAN (MF 1171).  
MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**ADJOURN REGULAR MEETING**

Mayor Dedina adjourned the regular meeting at 8:07 p.m.

\_\_\_\_\_  
/s/  
Serge Dedina,  
Mayor

\_\_\_\_\_  
/s/  
Sunem Carballo,  
Deputy City Clerk