

**REGULAR CITY COUNCIL
REDEVELOPMENT AGENCY
PUBLIC FINANCING AUTHORITY MINUTES
CITY OF IMPERIAL BEACH
March 7, 2007
CLOSED SESSION – 5:00 P.M.
REGULAR MEETING – 6:00 P.M.
MARINA VISTA CENTER
1075 8th Street
Imperial Beach, California**

CLOSED SESSION CALL TO ORDER

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

ROLL CALL

Councilmembers present:	Bragg, McCoy
Councilmembers absent:	McLean (arrived at 5:03 p.m.)
Mayor present:	Janney
Mayor Pro Tem present:	Winter

CLOSED SESSION

MOTION BY MCCOY, SECOND BY WINTER, TO ADJOURN TO CLOSED SESSION UNDER:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957
Title: City Manager

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 1439 Imperial Beach Blvd., Imperial Beach, CA 91932; APN 633-041-28
Agency Negotiator: City Manager
Negotiating Parties: Church of Christ Imperial Beach
Under Negotiation: Instruction to Negotiator will concern price and terms of payment

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, MCCOY, WINTER, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCLEAN

MAYOR JANNEY adjourned the meeting to Closed Session at 5:03 p.m. and he reconvened the meeting to Open Session at 6:01 p.m. Reporting out of Closed Session, MAYOR JANNEY announced Council met earlier in Closed Session, received information from staff, gave direction, and had nothing to report at this time.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:02 p.m.

ROLL CALL

Councilmembers present:	McLean, Bragg, McCoy
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	Winter
Staff present:	City Manager Brown; City Attorney Lough; City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL ANNOUNCEMENTS/REIMBURSEMENTS

COUNCILMEMBER MCCOY spoke about the anniversary of the Selma, Alabama civil rights march.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

ROBERT FARADAY submitted a letter to City Council requesting stricter requirements for candidates running for election in Imperial Beach.

CITY ATTORNEY LOUGH responded that he would report back to City Council and Mr. Faraday the laws that govern the matter.

PRESENTATIONS/PROCLAMATIONS (1.1 - 1.2)

1.1 RECYCLE ALL-STAR AWARD PRESENTATION. (0270-30)

MAYOR JANNEY, along with JOHN SNYDER of EDCO, presented the Recycle All-Star Award Certificate, used oil recycling premiums, and a \$100.00 check from EDCO to Gary and Victoria Gilmore.

1.2 CITY OF IMPERIAL BEACH 2006 ACCOMPLISHMENTS – PRESENTATION BY CITY MANAGER BROWN. (0100-10)

CITY MANAGER BROWN gave a PowerPoint presentation on the City of Imperial Beach 2006 Accomplishments.

CONSENT CALENDAR (2.1 - 2.4)

MOTION BY MCLEAN, SECOND BY MCCOY, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.4. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the minutes of the Regular City Council Meeting of February 21, 2007.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified Accounts Payable Numbers 63385 through 63470 and Payroll Register Numbers 38099 through 38137 for the pay period ending 02/15/07 in the total amount of \$290,759.51.

2.3 RESCHEDULE QUARTERLY WORKSHOPS. (0410-05)

Rescheduled the Quarterly Workshops from March 13, 2007 to April 10, 2007 and the May 15, 2007 to July 10, 2007; schedule workshops for October 23, 2007 and December 11, 2007.

2.4 FINAL PARCEL MAP (PM 060357) FOR THE CONVERSION OF THREE NEW RESIDENTIAL UNITS AND ONE EXISTING RESIDENTIAL UNIT TO CONDOMINIUM OWNERSHIP AT 1276-82 GRANGER STREET, IN THE R-3000 (TWO-FAMILY RESIDENTIAL) ZONE. OWNER/APPLICANT: FOUR GRANGER, LLC. MF 841 (REF. MF 793). (0410-05)

Approved final Parcel Map (PM 060357).

ORDINANCES - INTRODUCTION/FIRST READING (3)

None.

ORDINANCES - SECOND READING & ADOPTION (4.1 - 4.2)

4.1. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA AMENDING TITLE 6, ANIMALS, ADDING A NEW CHAPTER 6.08 PROHIBITING THE FEEDING OF PIGEONS AND SEAGULLS WITHIN THE CITY OF IMPERIAL BEACH. (0200-35)

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2007-1051.

CITY CLERK HALD read the title of Ordinance No. 2007-1051, an Ordinance of the City Council of the City of Imperial Beach, California amending Title 6, Animals, adding a new Chapter 6.08 prohibiting the feeding of pigeons and seagulls within the City of Imperial Beach.

MOTION BY MCCOY, SECOND BY WINTER, TO DISPENSE SECOND READING AND ADOPT ORDINANCE NO. 2007-1051 BY TITLE ONLY. MOTION CARRIED UNANIMOUSLY.

4.2 ORDINANCE NO. 2007-1052: CITY-INITIATED ORDINANCE AMENDMENT TO IBMC CHAPTER 19.48 (OFF-STREET PARKING; LCPA/ZCA 04-01) MODIFYING ORDINANCE NO. 2005-1032 PER COASTAL COMMISSION CERTIFICATION ORDER. MF 692. (0760-95)

CITY MANAGER BROWN introduced the item.

DAN GUTOWSKI requested Council adopt a more generous policy for off street parking and he spoke about the restrictions associated with the remodel of his home.

CITY MANAGER BROWN stated that the ordinance before Council was directed by the California Coastal Commission and he recommended approval of the ordinance; he noted that staff will work with Mr. Gutowski regarding his situation.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2007-1052.

CITY CLERK HALD read the title of Ordinance No. 2007-1052 amending Section 1 of Ordinance No. 2005-1032 that amended Chapter 19.48 (Off-Street Parking) of the Zoning Ordinance to include modifications pursuant to Coastal Commission Certification Order for Local Coastal Program Implementation Amendment #1-06. MF 692.

MOTION BY MCLEAN, SECOND BY MCCOY, TO DISPENSE SECOND READING AND ADOPT ORDINANCE NO. 2007-1052 BY TITLE ONLY. MOTION CARRIED UNANIMOUSLY.

WRITTEN COMMUNICATIONS (5)

None.

PUBLIC HEARINGS (6.1 - 6.2)

6.1 IB PALM PROPERTIES, LLC: ADMINISTRATIVE COASTAL PERMIT (ACP 060354) AND TENTATIVE MAP (TM 060355) FOR A TEN-UNIT CONDOMINIUM CONVERSION LOCATED AT 481 PALM AVENUE, IN THE R-1500 (HIGH DENSITY RESIDENTIAL) ZONE. MF 839. (0600-20)

MAYOR JANNEY announced he had a potential conflict of interest on the Item as he lives within 500 feet of the project and left Council Chambers 6:50 p.m.

CITY MANAGER BROWN introduced the item.

ASSISTANT CITY PLANNER FOLTZ gave a PowerPoint presentation on the item.

MAYOR PRO TEM WINTER declared the public hearing open.

CITY COUNCIL expressed concern about the limited parking.

MOTION BY MCCOY, SECOND BY BRAGG, TO CLOSE THE PUBLIC HEARING. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCLEAN, BRAGG, MCCOY, WINTER
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: JANNEY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

MOTION BY WINTER, SECOND BY MCCOY, TO ADOPT RESOLUTION NO. 2007-6455, APPROVING ADMINISTRATIVE COASTAL PERMIT (060354) AND TENTATIVE MAP (TM 060355), WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCLEAN, BRAGG, MCCOY, WINTER
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: JANNEY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

6.2 RESOLUTION NO. 2007-6454 SETTING A MAXIMUM FEE TO THE EDCO DISPOSAL CORPORATION'S RATE ADJUSTMENT REQUEST. (0270-40)

MAYOR JANNEY had a business conflict on the item and remained outside of Council Chambers.

MAYOR PRO TEM WINTER declared the public hearing open.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a PowerPoint presentation on the item.

CARLEEN HESS expressed concern about her EDCO bill and questioned recycling regulations.

JOHN SNYDER explained that containers marked with recycling symbols 3 through 7 and "CA Redemption Value" can be recycled; he stated he would review Ms. Hess' bill.

In response to a letter submitted as Last Minute Agenda Information, City Council discussion ensued regarding other cities' remedies for scavenging; discussion also ensued regarding El Cajon's waste reduction resolution.

PUBLIC WORKS DIRECTOR LEVIEN announced City Council would be asked to declare April as recycle month at the next meeting.

MOTION BY MCCOY, SECOND BY BRAGG, TO CLOSE THE PUBLIC HEARING. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCLEAN, BRAGG, MCCOY, WINTER
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: JANNEY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

MOTION BY MCLEAN, SECOND BY MCCOY, TO ADOPT RESOLUTION NO. 2007-6454 WITH ASSOCIATED EXHIBITS A THROUGH C IF NO WRITTEN PROTESTS BY A MAJORITY OF VOTERS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCLEAN, BRAGG, MCCOY, WINTER
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
DISQUALIFIED: COUNCILMEMBERS: JANNEY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

MAYOR JANNEY returned to Council Chambers at 7:35 p.m.

REPORTS (7.1 - 7.4)

7.1 ADOPT RESOLUTION NO. 2007-6457 APPROVING SPORTS PARK FIELD USE AGREEMENTS BETWEEN THE CITY OF IMPERIAL BEACH AND IMPERIAL BEACH LITTLE LEAGUE AND IMPERIAL BEACH GIRLS' SOFTBALL. (0920-40)

CITY MANAGER BROWN introduced the item.

ASSISTANT CITY MANAGER RITTER gave a report on the item.

MAYOR JANNEY read a letter from Albert Ramirez, IB Girls' Softball President, thanking Assistant City Manager Ritter and Sports Park Coordinator Coates for their efforts. MAYOR JANNEY noted that the City has been bearing the costs associated with running and maintaining the fields; he expressed concern as the agreement is for three years and the City has yet to review the next two-year budget.

ASSISTANT CITY MANAGER RITTER noted that after a review of the budget several remedies could be used to fund the fields if needed.

MOTION BY MCCOY, SECOND BY WINTER, TO ADOPT RESOLUTION NO. 2007-6457 APPROVING SPORTS PARK FIELD USE AGREEMENTS BETWEEN THE CITY OF IMPERIAL BEACH AND IMPERIAL BEACH LITTLE LEAGUE AND IMPERIAL BEACH GIRLS' SOFTBALL. MOTION CARRIED UNANIMOUSLY.

7.2 DECORATIVE ACCENT CASTINGS AS SKATE DETERRENENTS. (0920-10 & 0920-20)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item and passed around a sample decorative accent that could be used as an architectural feature to deter skateboarding.

RON MOODY expressed concern about prohibiting skateboarding and suggested consideration of a free skateboard park; he also noted the importance of protecting the seawall; he encouraged City Council to weigh costs carefully before moving ahead.

City Council discussions ensued regarding support of the item; and approaching the Port for funding assistance.

7.3 RE-DEDICATION OF VETERANS PARK. (0920-70)

CITY MANAGER BROWN introduced the item.

ASSISTANT CITY MANAGER RITTER gave a report on the item.

CITY COUNCIL supported an evening dedication.

COUNCILMEMBER BRAGG suggested GPS coordinates of the time capsule and a list of its contents be memorialized.

CITY MANAGER BROWN stated staff would inform Council of the re-dedication event.

**7.4 VETERANS PARK AND SPORTS PARK TREE REPLACEMENT PROJECT.
(0940-60)**

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY suggested that City Council rely on staff for the selection of trees.

Consensus of City Council to refer the item back to staff for replacement tree selection.

REPORTS OF MAYOR AND COUNCILMEMBERS

None.

ADJOURNMENT

The meeting adjourned at 8:16 p.m.

James C. Janney, Mayor

Attest:
Jacqueline M. Hald, CMC
City Clerk