



A G E N D A



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

MAY 19, 2010

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

**CLOSED SESSION MEETING – 5:30 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

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Govt. Code Section 54956.9(b)(3)(A)
No. of cases: 1

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: IBRDA v. Sides, Case No. 37-2010-00075462-CU-EI-SC

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

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

City Manager's Recommendation: Present the Recycle All-Star Award Certificate, \$100.00 check and other premiums to Roy and Carole Jungkurth.

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.

CONSENT CALENDAR (2.1 - 2.4) - 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. (0660-430)

City Manager's Recommendation: Approve the minutes of the Regular City Council Meetings of April 7 and May 4, 2010, and the Workshop Meeting of May 11, 2010.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 70715 through 70918 with the subtotal amount of \$3,289,242.03, Payroll Checks 42454 through 42510 for the pay period ending 04/08/10 with the subtotal amount of \$155,970.41 and Payroll Checks 42511 through 42560 for the pay period ending 04/22/10 with the subtotal amount of \$147,072.85, for a total amount of \$3,592,285.29

2.3 ADMINISTRATIVE COASTAL PERMIT (ACP 090040) AND CERTIFICATE OF COMPLIANCE/BOUNDARY ADJUSTMENT (COC 090041) FOR THE CONSTRUCTION OF ONE NEW SINGLE-FAMILY RESIDENCE AND BOUNDARY ADJUSTMENT LOCATED AT 1194 CONNECTICUT STREET IN THE R-1-6000 (SINGLE-FAMILY RESIDENTIAL) ZONE. MF 1030. (0600-20)

City Manager's Recommendation: Accept the right-of-way dedication as shown on Parcel Map No. 090041 and approve the recordation of the map and associated documentation.

2.4 CANCELLATION OF THE JUNE 16, 2010 CITY COUNCIL MEETING AND HOLDING A REGULAR MEETING ON TUESDAY, JUNE 15, 2010. (0410-05)

City Manager's Recommendation: That the City Council cancel the June 16, 2010 City Council meeting and schedule a Regular Meeting for Tuesday, June 15, 2010 at 6:00 p.m. in the Council Chambers.

ORDINANCES – INTRODUCTION/FIRST READING (3.1)

3.1 INTRODUCTION AND FIRST READING OF ORDINANCE NO. 2010-1104 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES. (0390-95)

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2010-1104, "An Ordinance of the City Council of the City of Imperial Beach, California, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES";
3. City Clerk to read title of the Ordinance No. 2010-1104; 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 (4.1)

4.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 2010-1103 – ADOPTION OF THE SEWER SERVICE CHARGE FOR FISCAL YEAR 2011. (0830-95)

City Manager's Recommendation:

1. Receive report;
2. Approve the 5.5% rate increase for FY 2010/2011;
3. Mayor calls for the reading of the title of Ordinance No. 2010-1103, "An Ordinance of the City Council of the City of Imperial Beach, California, ADOPTING THE REVISED SEWER SERVICE RATES FOR SANITARY SEWER SERVICE AND AMENDING SECTION 13.06.140.B OF CHAPTER 13.06 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO SEWER SERVICE CHARGES – DESIGNATED";
4. City Clerk to read title of the Ordinance No. 2010-1103; and
5. Motion to dispense with the second reading and adopt Ordinance No. 2010-1103 by title only.

PUBLIC HEARINGS (5.1)

5.1 RESOLUTION NO. 2010-6887 – ADOPTION OF TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2011-2015. (0680-80)

City Manager's Recommendation:

1. Declare the continued public hearing open,
2. Receive public comment;
3. Close the public hearing;
4. Discuss the CIP projects proposed for the 5-year CIP project – modify or accept the projects proposed;
5. Adopt Resolution No. 2010-6887 adopting the TransNet Local Street Improvement Program of projects for Fiscal Years 2011 through 2015 (with modification if desired);
6. Authorize the Public Works Director to submit Resolution No. 2010-6887 to SANDAG; and approve the RTIP projects being added to and included in the City of Imperial Beach adopted 5-year CIP (Attachment 2 of Staff Report).

REPORTS (6.1 - 6.5)

6.1 MONTHLY UPDATE REPORT ON THE REDEVELOPMENT OF THE SEACOAST INN HOTEL. (0660-43)

City Manager's Recommendation: Receive the update report on the Seacoast Inn project and provide comment and input as necessary.

6.2 RESOLUTION NO. 2010-6891 – REJECTING ALL BIDS FOR CERTAIN PUBLIC WORKS CONTRACT – SKATE PARK ELEMENT CIP (P07-101). (0920-40)

City Manager's Recommendation:

1. Receive report;
2. Adopt resolution; and
3. Direct staff to rebid this project as soon as possible making necessary modifications in the bid specifications that will clear up bidder misunderstandings.

6.3 REQUEST FOR AD HOC COMMITTEE – PORT COMMISSIONER APPOINTMENT PROCESS. (0410-50).

City Manager's Recommendation:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of creating the application and questions for the Port Commissioner appointment process; and
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved after interview questions and application are designed, approximately by July 1, 2010.

(Continued on Next Page)

REPORTS (Continued)

6.4 REQUEST FOR AD HOC COMMITTEE – SAND REPLENISHMENT PROJECTS (0410-50)

City Manager's Recommendation:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of developing and identifying potential funding opportunities for sand replenishment projects;
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved no later than December 31, 2010.

6.5 RESOLUTION NO. R-10-220 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AN EXCLUSIVE NEGOTIATION AGREEMENT WITH HITZKE DEVELOPMENT CORPORATION FOR THE AMERICAN LEGION AFFORDABLE HOUSING PROJECT AT 1268 PALM AVENUE AND TO NEGOTIATE AN OWNER PARTICIPATION AGREEMENT. (0640-20)

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.

Jacqueline M. Hald, CMC
City Clerk



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: May 19, 2010
ORIGINATING DEPT.: PUBLIC WORKS *HAL*
SUBJECT: RECYCLE ALL-STAR AWARD PRESENTATION

BACKGROUND:

The Recycle All-Star Program is designed to encourage residents to participate in weekly curbside collection of recyclables. Each month, a City inspector canvasses one randomly selected neighborhood on trash day in search of a Recycle All-Star – the residence with the greatest quantity of uncontaminated recyclables placed in its curbside-recycling bin. Winners receive a certificate from the City, a \$100 check from EDCO, and other premiums such as a travel mug, a frisbee, pens, pencils, note pads, and a 100% recycled-content tote bag. During inspection, information tags are placed on non-winning recycling bins to promote the Recycle All-Star Program, to remind residents of what materials are recyclable, and to point out contamination observed in the bins.

DISCUSSION:

On May 3, 2010, City inspectors canvassed the 1100 block of Hemlock Ave. in search of a Recycle All-Star. The following resident was selected as the Recycle All-Star for the month of May: Roy Jungkurth.

The above resident has been notified of his/her award by telephone and letter and invited to accept the Recycle All-Star award at the 05/19/2010 City Council meeting.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

Not a project as defined by CEQA.

FISCAL ANALYSIS:

None

DEPARTMENT RECOMMENDATION:

Mayor, in company with an EDCO representative, will present the Recycle All-Star award certificate, \$100 check, and other premiums listed above to Roy and Carole Jungkurth.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

DRAFT

MINUTES

Item No. 2.1

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

APRIL 7, 2010

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

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

CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:33 p.m.

ROLL CALL

Councilmembers present: Bragg, McCoy, Rose
Councilmembers absent: None
Mayor present: Janney
Mayor Pro Tem present: King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

CLOSED SESSION

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

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:

Property: 821 Palm Ave., Imperial Beach, CA 91932, APN 626-250-06

Agency Negotiator: City Manager and City Attorney

Negotiating Parties: Jenah Enterprises (Best \$1) c/o Gary Bryon Roach, Esq.

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

Property: 827 Palm Ave., Imperial Beach, CA 91932, APN 626-250-06

Agency Negotiator: City Manager and City Attorney

Negotiating Parties: New Song Church/Adulan Ministries, Eduardo Barros

Under Negotiation: Instruction to Negotiator will concern price and terms of payment

MOTION CARRIED UNANIMOUSLY.

MAYOR JANNEY adjourned the meeting to Closed Session at 5:33 p.m. and he reconvened the meeting to Open Session at 6:00 p.m. Reporting out of Closed Session, MAYOR JANNEY announced Council met earlier in Closed Session, received information from staff, gave direction and had no reportable action.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:01 p.m.

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1 - 2.6)

MOTION BY ROSE, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.6.

City Council discussion:

COUNCILMEMBER MCCOY questioned when Item No. 2.5 would return to City Council with regard to climate change; she spoke of the need to update the geotechnical/geophysical portion of the LCP.

VOTES WERE NOW CAST ON ORIGINAL MOTION BY ROSE, SECOND BY BRAGG, APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.6. MOTION CARRIED UNANIMOUSLY.

2.1 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 70601 through 70714 with the subtotal amount of \$2,059,081.98, Payroll Checks 42362 through 42406 for the pay period ending 03/11/10 with the subtotal amount of \$142,804.52 and Payroll Checks 42407 through 42453 for the pay period ending 03/25/10 with the subtotal amount of \$145,190.98, for a total amount of \$2,347,077.48.

2.2 RESOLUTION NO. 2010-6874 – APPROVING THE ENGINEER’S REPORT FOR PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS WITH A SPECIAL ASSESSMENT DISTRICT – AD 67M. (0465-10)

Adopted resolution.

2.3 RESOLUTION NO. 2010-6875 – 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. (0465-10)

Adopted resolution.

2.4 RESOLUTION NO. R-10-215 – APPROVING AN APPLICATION FOR AN ENVIRONMENTAL JUSTICE - TRANSPORTATION PLANNING GRANT - FISCAL YEAR 2010-11, DESIGNATING THE PERSON AUTHORIZED TO ENTER INTO A CONTRACT WITH CALTRANS AND THE USE OF REDEVELOPMENT AGENCY FUND FOR THE REQUIRED 7.5 PERCENT MATCH. (0390-88)

Adopted resolution.

2.5 GOALS FOR 2010-2014. (0100-10)

Approved modifications to goals.

2.6 MINUTES.

Approved changes to page 2 of the February 3, 2010 minutes.

REPORTS (6.1 & 6.3)

6.1 XERISCAPE LANDSCAPE PROJECT PROPOSAL FOR MARINA VISTA CENTER FRONTAGE OFF 8TH STREET. (0230-70 & 0930-10)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

EAGLE SCOUT CANDIDATE NICK MORRELL gave a presentation on the item.

CONSENSUS OF CITY COUNCIL TO APPROVE THE MARINA VISTA CENTER XERISCAPE LANDSCAPE PROJECT AS PRESENTED , TO AUTHORIZE THE CITY MANAGER TO APPROVE AND SIGN THE EAGLE SCOUT PROJECT APPLICATION AND TO AUTHORIZE THE CITY MANAGER TO APPLY FOR A CAL AM WATER CONSERVATION GRANT FOR THE PURPOSE OF INSTALLING XERISCAPE AT THE MARINA VISTA CENTER ON THE 8TH STREET SIDE. MOTION CARRIED UNANIMOUSLY.

6.3 RESOLUTION NOS. R-10-216 AND 2010-6877 APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) WITH IMPERIAL COAST LIMITED PARTNERSHIP RELATING TO CONCEPTUAL AGREEMENT AND AGENCY FINANCIAL PARTICIPATION IN THE DEVELOPMENT OF A NEW BEACH-FRONT HOTEL. (0660-43).

COUNCILMEMBER BRAGG announced she had a potential conflict of interest due to the location of her former employment and she left Council Chambers at 6:22 p.m.

The following were submitted as Last Minute Agenda Info:

- Seacoast Inn hotel timeline, as submitted by Allison Rolfe at 4/15/09 Council meeting.
- Email and draft key Pacifica submittal or completion dates, submitted by Allison Rolfe of Pacifica Companies, received 04/07/10.
- Seacoast inn hotel timeline, as submitted at 08/20/08 Council meeting.

CITY MANAGER BROWN reported on the item and recommended it be continued to the April 21, 2010 City Council meeting.

MAYOR JANNEY stated he had a meeting with Ash Israni of Pacifica and was assured that there would be a presentation by Seacoast Inn representatives tonight and he expressed disappointment for the delay.

ALISON ROLFE, Project Manager for Pacifica; stated a postponement is being requested to finalize the project schedule for the MOU; she stated she would be back with a presentation on April 21st and would be prepared to address concerns of City Council and the community at that time.

City Council expressed disappointed with Pacifica for its slow progress on the development of the new hotel project; there was a request for a complete cost breakdown for the project; and there was support for Pacifica to obtain a demolition permit to tear down the existing hotel.

**MOTION BY KING, SECOND BY ROSE, TO CONTINUE THE ITEM TO APRIL 21, 2010.
MOTION CARRIED BY THE FOLLOWING VOTE:**

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

COUNCILMEMBER BRAGG returned to Council Chambers at 6:45 p.m.

ORDINANCES – URGENCY/INTRODUCTION/FIRST READING (3.1)

3.1 ADOPTION OF URGENCY ORDINANCE NO. 2010-1099 AND FIRST READING AND INTRODUCTION OF ORDINANCE NO. 2010-1100 AMENDING SECTIONS 9.08.020 AND 9.08.050 PERTAINING TO JUVENILE CURFEW. (0240-95)

CITY MANAGER BROWN introduced the item.

SHERIFF'S CAPTAIN MILLER gave a report on the item.

MOTION BY BRAGG, SECOND BY MCCOY, TO WAIVE FURTHER READING AND DISPENSE INTRODUCTION BY TITLE ONLY AND ADOPT URGENCY ORDINANCE NO. 2010-1099. MOTION CARRIED UNANIMOUSLY.

MAYOR JANNEY called for the reading of the title of Urgency Ordinance No. 2010-1099 and for the reading of the title of Ordinance No. 2010-1100.

CITY CLERK HALD read the title of Urgency Ordinance No. 2010-1099, "AN URGENCY ORDINANCE AMENDING SECTIONS 9.08.020 AND 9.08.050 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO JUVENILE CURFEW" and the title of Ordinance No. 2010-1100, "AN ORDINANCE AMENDING SECTIONS 9.08.020 AND 9.08.050 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO JUVENILE CURFEW."

MOTION BY BRAGG, SECOND BY MCCOY, TO WAIVE FURTHER READING AND DISPENSE INTRODUCTION OF ORDINANCE NO. 2010-1100 BY TITLE ONLY AND SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5.1 - 5.2)

5.1 RESOLUTION NO. 2010-6871 – ADJUSTING A REGIONAL TRANSPORTATION CONGESTION IMPROVEMENT PLAN (RTCIP) FEE FOR FISCAL YEAR 2010-11. (0680-95)

MAJOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

COUNCILMEMBER MCCOY suggested the resolution be corrected to state "new" residential unit.

MAYOR JANNEY closed the public hearing.

MOTION BY MCCOY , SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2010-6871 AS AMENDED. MOTION CARRIED UNANIMOUSLY.

5.2 DEANNA ROSE, FOR I.B. BEAUTIFUL (APPLICANT); REGULAR COASTAL PERMIT (CP 100014), CONDITIONAL USE PERMIT (CUP 100015), SITE PLAN REVIEW SPR TO PRO IDE A CERTIFIED FARMER'S MAR ET IMPERIA EACH FARMER'S MAR ET OCATED AT PIER P A A IN THE PF PU IC FACI ITIES ZONE. MF 1036. (0130-30 & 0600-20)

Correspondence from I.B. Beautiful was submitted as Last Minute Agenda Information.

MAJOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a report on the item; he recommended the following condition revisions:

- Revise Planning Condition #1 to show 2 PM - 7:30 PM as the hours of operation with setup from 12 PM - 2 PM in the summer.
- Revise Planning Condition #11 from "Eight (8) parking spaces shall be maintained for customer parking." to "Eight (8) parking spaces shall be maintained for customer parking. Any modification to parking requirements shall be subject to the discretion of the Community Development Department."
- Add the following condition: "If adverse traffic and/or pedestrian conditions are observed as a result of and during the Farmers Market, traffic control measures shall be implemented. Such measures may include the use of trained traffic control personnel to allow for the safe and steady flow of both pedestrians and vehicles across and along Seacoast Drive."

He reviewed the revised site plan submitted by the applicant and noted staff was not in support of utilizing current street parking south of the grass area to accommodate a vendor parking space but was in support for using the street parking to the north if MTS agrees to it; and he thanked Associate Planner Foltz and Redevelopment Assistant Project Manager Cumming of their dedicated efforts on the project.

MELANIE MALESZA, a Farmer's Market vendor, spoke in support of holding the Farmer's Market at Pier Plaza.

DEANNA ROSE, representing I.B. Beautiful, responded to Council's concerns regarding the low percentage of farmers at the market and spoke about the difficulty the farmers have with navigating their trucks at Pier Plaza.

COUNCILMEMBER MCCOY expressed concern about the Farmer's Market becoming a craft fair.

DAVID ELLIS, President of I.B. Beautiful, stated the farmers' booths are larger than the booths for the other vendors; bringing in more farmers is contingent upon the Council granting them more space; and noted they are adhering to the certified farmers market motto.

In response to the concern expressed regarding trucks leaking oil and other fluid on to Pier Plaza, COMMUNITY DEVELOPMENT DIRECTOR WADE responded Condition No. 33 requires all vehicles have drip pans to collect any discharges.

MAYOR JANNEY closed public hearing then reopened the public hearing to allow the applicant to address questions regarding why the number of farmers fell below the required 22%.

DEANNA ROSE stated farmers need to have their trucks nearby and, therefore, it is difficult to fit them and the trucks at the site due to the small area.

MAYOR JANNEY closed the public hearing.

City Council raised concern regarding impacts to the Jr. Lifeguard program and supported a review of the CUP in six months.

MAYOR JANNEY spoke in opposition to holding the Farmer's Market at Pier Plaza.

Discussion ensued regarding general public liability insurance. In response to City Attorney Lyon's recommendation to revise the Conditions of Approval, there was support to address the insurance obligation within the next six months.

MOTION BY ROSE, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2010-6876, WITH STAFF'S RECOMMENDED REVISIONS, INCLUDING APPROVAL OF THE ADDITIONAL VENDOR PARKING SPACE IF APPROVED BY MTS, APPROVING REGULAR COASTAL PERMIT (CP 100014), CONDITIONAL USE PERMIT (CUP 100015), AND SITE PLAN REVIEW (SPR 100016), WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS AND TO REVIEW THE CUP IN SIX (6) MONTHS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, MCCOY, ROSE, KING
NOES:	COUNCILMEMBERS:	JANNEY
ABSENT:	COUNCILMEMBERS:	NONE

REPORTS (6.2 & 6.4 - 6.6)

6.2 RESOLUTION NO. 2010-6873 – APPROVING THE MAJOR MAINTENANCE OF FIRE TRUCK E-239. (1130-20)

CITY MANAGER BROWN introduced the item.

MOTION BY JANNEY, SECOND BY MCCOY, TO APPROVE RESOLUTION NO. 2010-6873 – APPROVING THE MAJOR MAINTENANCE OF FIRE TRUCK E-239. MOTION CARRIED UNANIMOUSLY.

6.4 AUTHORIZATION FOR THE CITY MANAGER TO REQUEST RELINQUISHMENT OF A PORTION OF CALTRANS RIGHT-OF-WAY TO FACILITATE THE REALIGNMENT OF THE PALM AVENUE/STATE ROUTE (SR) 75 INTERSECTION ADJACENT TO THE PROPOSED 9TH AND PALM REDEVELOPMENT PROJECT. (0640-30)

MAYOR PRO TEM KING announced he had a potential economic conflict of interest on the item and left Council Chambers at 8:30 p.m.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a PowerPoint presentation on the item.

COUNCILMEMBER BRAGG requested a discussion regarding the potential acquisition of the property to the north of the project to be placed on a future agenda.

MOTION BY JANNEY, SECOND BY ROSE, TO AUTHORIZE THE CITY MANAGER TO OFFICIALLY REQUEST THE INITIATION OF THE PROCESS TO RELINQUISH A PORTION OF PALM AVENUE/SR75 RIGHT-OF-WAY AS DEPICTED IN ATTACHMENT 1 OF THE STAFF REPORT. MOTION CARRIED BY THE FOLLOWING VOTE:

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

MAYOR PRO TEM KING returned to Council Chambers at 8:44 p.m.

6.5 RESOLUTION NO. 2010-6872 – AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR THE SAN DIEGO URBAN AREA REGIONAL COMPUTER AIDED DISPATCH INTEROPERABILITY PROJECT. (0250-32)

CITY MANAGER BROWN introduced the item.

PUBLIC SAFETY DIRECTOR SOTELO gave a report on the item.

COUNCILMEMBER ROSE recognized Public Safety Director Sotelo for his regional disaster preparedness efforts.

MOTION BY JANNEY, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2010-6872 – AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR THE SAN DIEGO URBAN AREA REGIONAL COMPUTER AIDED DISPATCH INTEROPERABILITY PROJECT. MOTION CARRIED UNANIMOUSLY.

6.6 RESOLUTION NO. R-10-214 – APPROVING CHANGES TO THE CLEAN AND GREEN PROGRAM GUIDELINES. (0640-95)

COUNCILMEMBER ROSE announced she had a potential conflict of interest on the item, and she left Council Chambers at 8:57 p.m.

CITY MANAGER BROWN introduced and reported on the item.

MOTION BY KING, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. R-10-214 – APPROVING CHANGES TO THE CLEAN AND GREEN PROGRAM GUIDELINES. MOTION CARRIED BY THE FOLLOWING VOTE:

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

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:59 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk

DRAFT

MINUTES

Item No. 2.1

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

MAY 4, 2010

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

**CLOSED SESSION MEETING – 5:15 P.M.
REGULAR MEETING – 6:00 P.M.**

CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:15 p.m.

ROLL CALL

Councilmembers present: McCoy
Councilmembers absent: Bragg, Rose
Mayor present: Janney
Mayor Pro Tem present: King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

CLOSED SESSION

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957:
Title: City Attorney

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:
Property: Unimproved site of 1.15 acres with a paved Class I bike path,
Imperial Beach, CA 91932, APN 616-021-10
Agency Negotiator: City Manager and City Attorney
Negotiating Parties: San Diego County Regional Airport Authority
Under Negotiation: Instruction to Negotiators will concern price and terms of
payment

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG, ROSE

MAYOR JANNEY adjourned the meeting to Closed Session at 5:16 p.m. and he reconvened the meeting to Open Session at 6:05 p.m. Reporting out of Closed Session, MAYOR JANNEY announced Council met earlier in Closed Session, received information from staff, and had no reportable action.

REGULAR MEETING CALL TO ORDER

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

ROLL CALL

Councilmembers present: McCoy, Rose
Councilmembers absent: Bragg
Mayor present: Janney
Mayor Pro Tem present: King

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**

MAYOR PRO TEM KING reported on a recent South County Economic Development Council meeting where the Port Commissioner gave a presentation on the Chula Vista Bayfront Project; and he reported on the 2050 Regional Transportation Plan Workshop and noted that job growth will be faster in the south compared to the rest of San Diego County.

MAYOR JANNEY also reported on the 2050 Regional Transportation Plan Workshop.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

AUSTIN ZAPATA complained about cars parking in front of his driveway making it difficult to enter and leave his home, located by VIP Village Preschool.

Council noted his concerns, referred the matter to Public Safety Director Sotelo, who oversees the Traffic Safety Committee.

JOHN HAUPT spoke in support of a concert event prior to the 4th of July Big Bay Boom event and for short-term rentals on an interim basis until the new Seacoast Inn is operational.

PAUL EMUS complained about receiving a citation for parking his RV in his front yard setback.

MAYOR JANNEY referred the matter to the City Manager.

PRESENTATIONS (1.1)

1.1 PRESENTATION OF PROCLAMATION – PUBLIC WORKS WEEK. (0270-30)

MAYOR JANNEY presented the Proclamation for Public Works Week to Public Works Director Levien.

CONSENT CALENDAR (2.1 - 2.3)

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

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

2.1 MINUTES. (0660-430)

Approved the minutes of the Regular City Council Meeting of March 3, 2010.

2.2 RESOLUTION NO. 2010-6888 – APPROVING THE COMMUNITY WILDLIFE PROTECTION PLAN AGREEMENT. (0250-31)

Adopted resolution.

2.3 RESOLUTION 2010-6883 – AUTHORIZING THE CITY MANAGER OF THE CITY OF IMPERIAL BEACH TO SIGN THE FIRST AMENDMENT TO THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM REGIONAL STORM WATER COPERMITTEE MEMORANDUM OF UNDERSTANDING OF NOVEMBER 16, 2007. (0770-85)

Adopted resolution.

ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3.1)

3.1 PUBLIC HEARING, FIRST READING AND INTRODUCTION OF ORDINANCE NO. 2010-1103 – ADOPTION OF THE SEWER SERVICE CHARGE FOR FISCAL YEAR 2011. (0830-95)

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

ALLEN WISELEY spoke in opposition to the increase of sewer service charges and questioned why an increase is being proposed during a recession.

MAYOR JANNEY requested a financial report on the sewer service fund be provided at the next City Council meeting, closed the public hearing, and called for the reading of the title of Ordinance No. 2010-1103.

CITY CLERK HALD read the title of Ordinance No. 2010-1103, “An Ordinance of the City Council of the City of Imperial Beach, California, ADOPTING THE REVISED SEWER SERVICE RATES FOR SANITARY SEWER SERVICE AND AMENDING SECTION 13.06.140.B OF CHAPTER 13.06 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO SEWER SERVICE CHARGES DESIGNATED.”

MOTION BY MCCOY, SECOND BY KING, TO WAIVE FURTHER READING, DISPENSE INTRODUCTION BY TITLE ONLY, AND SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

ORDINANCES – SECOND READING & ADOPTION (4.1 - 4.2)

4.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 2010-1101 AMENDING THE IMPERIAL BEACH MUNICIPAL CODE RELATING TO USE OF VETERANS PARK YOUTH SOCCER FIELD IN THE CITY OF IMPERIAL BEACH BY AMENDING SECTION 12.56.010 AND ADDING SECTION 12.56.065 TO CHAPTER 12.56. (0920-40 & 0920-95)

CITY MANAGER BROWN gave a report on the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2010-1101.

CITY CLERK HALD read the title of Ordinance No. 2010-1101, "An Ordinance of the City Council of the City of Imperial Beach, California, AMENDING THE IMPERIAL BEACH MUNICIPAL CODE RELATING TO USE OF VETERANS PARK YOUTH SOCCER FIELD IN THE CITY OF IMPERIAL BEACH BY AMENDING SECTION 12.56.010 AND ADDING SECTION 12.56.065 TO CHAPTER 12.56."

MOTION BY ROSE, SECOND BY MCCOY, TO DISPENSE WITH THE SECOND READING AND ADOPT ORDINANCE NO. 2010-1101 BY TITLE ONLY. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

4.2 SECOND READING AND ADOPTION OF ORDINANCE NO. 2010-1102 AMENDING SECTION 3.24.150 (AUDIT AND AUDIT EXPENSES) OF THE IMPERIAL BEACH MUNICIPAL CODE RELATED TO COLLECTION OF TRANSIENT OCCUPANCY TAXES. (0390-80)

CITY MANAGER BROWN gave a report on the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2010-1102.

CITY CLERK HALD read the title of Ordinance No. 2010-1102, "An Ordinance of the City Council of the City of Imperial Beach, California, AMENDING SECTION 3.24.150 (AUDIT AND AUDIT EXPENSES) OF THE IMPERIAL BEACH MUNICIPAL CODE RELATED TO COLLECTION OF TRANSIENT OCCUPANCY TAXES."

MOTION BY KING, SECOND BY MCCOY, TO DISPENSE WITH THE SECOND READING AND ADOPT ORDINANCE NO. 2010-1102 BY TITLE ONLY. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

PUBLIC HEARINGS (5.1 - 5.3)

5.1 PUBLIC HEARING RELATING TO THE LEVY OF ANNUAL ASSESSMENTS FOR ASSESSMENT DISTRICT NO. 67M. (0345-10)

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item.

CITY CLERK HALD announced no speaker slips were submitted.

MAYOR JANNEY closed the public hearing.

MOTION BY MCCOY, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2010-6886 CONFIRMING THE DIAGRAM AND ASSESSMENT AND PROVIDING FOR THE LEVY OF THE ANNUAL ASSESSMENT IN A SPECIAL MAINTENANCE DISTRICT (AD 67M). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

5.2 PUBLIC HEARING SETTING THE ANNUAL SEWER CAPACITY FEE. (0390-55)

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN reported on the item and noted that the sewer capacity fee will remain the same at \$1,230.00 per Equivalent Dwelling Unit.

No speaker slips were submitted.

MAYOR JANNEY closed the public hearing.

MOTION BY MCCOY, SECOND BY KING, TO ADOPT RESOLUTION NO. 2010-6885, AUTHORIZING THE RETENTION OF THE CURRENT ANNUAL SEWER CAPACITY FEE RATE. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

5.3 PUBLIC HEARING ADOPTING TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2011-2015. (0680-80)

MAYOR JANNEY declared the public hearing open.

No speaker slips were submitted.

CITY MANAGER BROWN recommended the public hearing be continued to the next City Council meeting.

MOTION BY JANNEY, SECOND BY MCCOY, TO CONTINUE THE PUBLIC HEARING TO THE NEXT REGULAR CITY COUNCIL MEETING OF MAY 19, 2010. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

REPORTS (6.1 - 6.6)

6.1 RESOLUTION NO. 2010-6884 – APPROVING THE 2010 BIENNIAL SEWER SYSTEM MANAGEMENT PLAN AUDIT. (0830-95)

CITY MANAGER BROWN introduced the item.

ENVIRONMENTAL PROGRAM MANAGER HELMER gave a PowerPoint presentation on the item; he reported the purpose of the Sewer System Management Plan (SSMP); he reviewed some of the results of the 2010 audit and highlighted some of the achievements; he reported that due to improvements made to the system there have been fewer sewer spills; he also noted that grease and grease blockages are one of the main causes of sewer system overflow; and recommended staff return with language that strengthens the municipal code to effectively enforce the Fats, Oils and Grease Control Program and conduct inspections; and he reviewed the current maintenance plan.

PUBLIC WORKS DIRECTOR LEVIEN stated if Council desires, staff will return with language that would strengthen the IBMC to require higher FOG control.

JOHN HAUPT requested a copy of the agenda.

Consensus of City Council to have staff return with options that strengthen the IBMC to require higher FOG Control.

MOTION BY KING, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2010-6884, APPROVING THE 2010 SEWER SYSTEM MANAGEMENT PLAN BIENNIAL AUDIT AND TO DIRECT STAFF TO NOTE AND FILE THE REPORT FOR FUTURE REFERENCE AND DIRECTION. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

6.5 UPDATE ON STATE BUDGET IMPACT TO THE IMPERIAL BEACH REDEVELOPMENT AGENCY. (0330-30)

CITY MANAGER BROWN announced the Court ruled today that the State of California can take Redevelopment funds from cities and counties.

<i>Item No. 6.6 discussed at 7:00 p.m. – TIME SPECIFIC</i>

6.6 COMMERCIAL ZONING REVIEW – CONTINUED FOCUS DISCUSSION. (0610-95)

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a PowerPoint presentation on the item, reviewing the Land Use Table and Definitions.

City Council recommended staff return at a future meeting with additional information regarding minimum street level requirements, clarification on definitions, multifamily residential in the Commercial Zone, mixed-use residential in the Commercial Zone, live entertainment use, and a menu of incentives; and they discussed the Commercial Zoning process and anticipated date of adoption.

6.2 PORT COMMISSIONER APPOINTMENT PROCESS. (0150-70)

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY recommended City Council approve the Port Commissioner appointment at the same meeting as the applicant interviews on August 11, 2010.

Consensus of City Council to approve the Port Commissioner Position Specifications and to revise the Port Commissioner appointment process timeline by approving the new Port Commissioner appointment at the same meeting as the applicant interviews on August 11, 2010.

6.3 BAYSHORE BIKEWAY ACCESS IMPROVEMENTS CIP PROJECT GRANT APPLICATION; ADDITIONAL SUPPORT FOR. (0680-20).

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item and responded to questions of Council regarding the cost for building the detention basin, funding, issues with the ramp and participation by the school district to install an improved fence.

Consensus of City Council to move forward with the process, to authorize the City Manager to commit up to \$100,000 of RDA Tax Increment (non-housing) and/or RDA Bond (non-housing) if the State response timeline prohibits referring to City Council at a regularly scheduled agenda meeting and staff is to bring the City Manager's commitment back to City Council for affirmation of the decision at the next regularly scheduled City Council meeting.

6.4 SAN DIEGO COUNTY SHERIFF'S DEPARTMENT (APPLICANT)/CITY OF IMPERIAL BEACH (OWNER); A SIGN PERMIT (SP 100019) TO PROVIDE A BUILDING SIGN FOR THE SAN DIEGO COUNTY SHERIFF'S DEPARTMENT – IMPERIAL BEACH STATION LOCATED AT 845 IMPERIAL BEACH BOULEVARD IN THE PUBLIC FACILITIES (PF) ZONE. MF 1038 (0600-20)

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a PowerPoint presentation on the item.

City Council supported a sign containing letters matching the lettering that exists on the "Civic Center" sign, with letters that are 8" in height and black in color.

MOTION BY KING, SECOND BY ROSE, TO ADOPT AMENDED RESOLUTION NO. 2010-6890, APPROVING A SIGN PERMIT (SP 100019), 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:	MCCOY, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	BRAGG

CITY MANAGER BROWN announced there would be a discussion on the operating budget and on capital projects and bond funds at the upcoming City Council workshop scheduled for May 11, 2010.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:35 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk

MINUTES

Item No. 2.1

**CITY OF IMPERIAL BEACH CITY COUNCIL
REDEVELOPMENT AGENCY
PUBLIC FINANCING AUTHORITY**

May 11, 2010

**Community Room (Behind City Hall)
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

WORKSHOP – 6:00 P.M.

WORKSHOP MEETING CALL TO ORDER

MAYOR JANNEY called the Workshop meeting to order at 6:05 p.m.

ROLL CALL

Councilmembers present:	McCoy, Bragg, Rose
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	King
Staff present:	City Manager Brown; City Attorney Lyon; City Clerk Hald; Public Works Director Levien; Finance Director McGrane; Community Development Director Wade; Public Safety Director Sotelo; Redevelopment Coordinator Selby; Sheriff's Captain Miller

PUBLIC COMMENT

None.

REPORTS

- 1. OPERATING BUDGET. (0330-30)**
- 2. CAPITAL PROJECTS/BOND FUNDS. (0330-35)**
- 3. SAND RENOURISHMENT PROJECTS. (0220-70)**
- 4. PORT PROJECTS. (0150-70)**
- 5. 9TH & PALM PROJECT UPDATE. (0640-20)**
- 6. BIKEWAY VILLAGE PROJECT – ENVIRONMENTAL REVIEW. (0680-20)**
- 7. OTHER BUSINESS.**

City Council, along with senior management staff, received information and conducted discussion on the topics listed above.

ADJOURNMENT

The meeting adjourned at 8:00 p.m.

James C. Janney, Mayor

Attest:

Jacqueline M. Hald, CMC
City Clerk



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY R. BROWN, CITY MANAGER

MEETING DATE: May 19, 2010

ORIGINATING DEPT.: Michael McGrane
Finance Director *mm*

SUBJECT: RATIFICATION OF WARRANT REGISTER

BACKGROUND:
None

DISCUSSION:
As of April 7, 2004, all large warrants above \$100,000 will be separately highlighted and explained on the staff report.

Vendor	Check	Amount	Explanation
Hellas Construction	70756	\$202,230.00	Veteran's Park Soccer Field
County of San Diego	70918	\$2,667,492.00	RDA SERAF Shift

ENVIRONMENTAL IMPACT
Not a project as defined by CEQA.

The following registers are submitted for Council ratification.

WARRANT # DATE AMOUNT

Accounts Payable

70715-70748	04/02/10	\$ 48,099.74
70749-70764	04/08/10	222,169.41
70765-70795	04/16/10	35,469.64
70796-70838	04/22/10	107,902.40
70839	04/26/10	2,217.95
70840-70882	04/29/10	130,893.91
70883-70918	05/06/10	2,742,488.98

Sub-Total \$ 3,289,242.03

Payroll Checks:

42454-42510	P.P.E. 04/08/10	155,970.41
42511-42560	P.P.E. 04/22/10	147,072.85
		\$ <u>303,043.26</u>
	TOTAL	\$ <u>3,592,285.29</u>

FISCAL IMPACT:

Warrants are issued from budgeted funds.

DEPARTMENT RECOMMENDATION:

It is respectfully requested that the City Council ratify the warrant register.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation



Gary Brown, City Manager

Attachments:

1. Warrant Registers

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
04/02/2010	70715	A.O.C. CONSTRUCTION INC.	2202	7,250.00
248-1920-519.20-06	02/25/2010	CLEAN&GREEN-1222 ESSEX ST	70796	010890 08/2010 7,250.00
04/02/2010	70716	ACCUENTEMPS	70	744.00
101-1210-413.21-01	03/23/2010	DIAZ, E W/E 03/19/10	30875424	010781 09/2010 744.00
04/02/2010	70717	AFFORDABLE PRINTER CARE	116	285.90
101-1210-413.30-01	03/18/2010	TONER CARTRIDGES	65115	010905 09/2010 285.90
04/02/2010	70718	AFLAC	120	882.28
101-0000-209.01-13	03/18/2010	PR AP PPE 3/11/2010		09/2010 441.14
101-0000-209.01-13	04/01/2010	PR AP PPE 3/25/2010	461687	10/2010 441.14
04/02/2010	70719	CALIFORNIA COASTAL COALITION	623	1,000.00
101-1230-413.28-12	02/23/2010	WADE,G /2010-2011 DUES	1182	010979 08/2010 1,000.00
04/02/2010	70720	CHULA VISTA ELECTRIC CO	1859	1,765.50
101-1910-419.28-01	02/24/2010	FUEL PUMP/LIGHTS PWR REPR	5837004	010892 08/2010 1,765.50
04/02/2010	70721	CITY OF NATIONAL CITY	876	175.00
101-1110-412.28-04	03/29/2010	BROWN, G-QUARTERLY LEAGUE	04-15-2010	09/2010 35.00
101-1010-411.28-04	03/29/2010	MAYOR JANNEY/MCCOY, P	04-15-2010	09/2010 70.00
101-1010-411.28-04	03/29/2010	KING, J/BRAGG, L	04-15-2010	09/2010 70.00
04/02/2010	70722	COLONIAL LIFE & ACCIDENT	941	266.88
101-0000-209.01-13	03/18/2010	PR AP PPE 3/11/2010	03012010	09/2010 133.44
101-0000-209.01-13	04/01/2010	PR AP PPE 3/25/2010	9498114-0302573	10/2010 133.44
04/02/2010	70723	COPY POST PRINTING	1371	252.16
101-1210-413.28-11	03/18/2010	FINANCE RETURN ENVELOPES	19750	010877 09/2010 252.16
04/02/2010	70724	CULLIGAN WATER CO. OF SAN DIEG	1112	18.00
101-1230-413.30-02	03/17/2010	APRIL 2010	05485701	010138 09/2010 18.00
04/02/2010	70725	DKC ASSOCIATES, INC.	2187	3,200.00
101-1110-412.20-06	03/24/2010	03/16-03/24/2010	188	010782 09/2010 1,065.60
405-1260-413.20-06	03/24/2010	03/16-03/24/2010	188	010782 09/2010 1,065.60
502-1922-419.20-06	03/24/2010	03/16-03/24/2010	188	010782 09/2010 1,068.80
04/02/2010	70726	ALLIANT INSURANCE SERVICES, IN	1194	83.32
101-0000-221.01-04	04/01/2010	JAN-MAR 2010 INSURANCE	04-01-2010	09/2010 83.32
04/02/2010	70727	EDWARD A. LIPKA	2215	2,250.00
502-1922-419.20-06	03/08/2010	SAFETY PROGRAM & TRAINING	IBPW-1001	010980 09/2010 2,250.00
04/02/2010	70728	FITNESS WAREHOUSE	934	174.38
101-3030-423.28-01	02/02/2010	REPAIR LG FITNESS EQUIPMN	15405	010862 09/2010 174.38
04/02/2010	70729	GO-STAFF, INC.	2031	1,147.28
601-5060-436.21-01	03/23/2010	LOWE, C W/E 03/21/10	69864	010889 09/2010 847.28

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-3040-424.21-01	03/23/2010	FERNANDEZ, A W/E	03/21/10 69863	010705 09/2010 300.00
04/02/2010 70730	GOOGLE, INC.	2009		280.00
503-1923-419.20-06	03/05/2010	FEB 2010	1126693	010226 09/2010 280.00
04/02/2010 70731	HAWKINS AUTO BODY	71		2,351.42
502-1922-419.28-17	03/30/2010	VEHICLE REPAIRS(A-1)	XXX	09/2010 2,351.42
04/02/2010 70732	SPS VAR, LLC.	512		390.00
503-1923-419.20-06	03/22/2010	REMOTE PTF INSTALL	10407	010911 09/2010 390.00
04/02/2010 70733	I B FIREFIGHTERS ASSOCIATION	214		242.00
101-0000-209.01-08	04/01/2010	PR AP PPE 3/25/2010	20100401	10/2010 242.00
04/02/2010 70734	ICMA RETIREMENT TRUST 457	242		5,240.12
101-0000-209.01-10	04/01/2010	PR AP PPE 3/25/2010	20100401	10/2010 5,240.12
04/02/2010 70735	JESSOP & SON LANDSCAPING	479		3,052.83
101-6010-451.21-04	03/22/2010	MARCH 2010	388331	010004 09/2010 3,052.83
04/02/2010 70736	JOHN DEERE LANDSCAPES	1986		410.56
101-6020-452.30-02	03/23/2010	LANDSCAPE SUPPLIES	53768247	010128 09/2010 410.56
04/02/2010 70737	LAWYERS TITLE COMPANY	2173		1,350.00
405-1260-413.20-06	03/22/2010	1368-1370 GROVE AVE	00580308	010918 09/2010 450.00
248-1920-519.20-06	03/24/2010	943 4TH STREET	00580562	010977 09/2010 450.00
248-1920-519.20-06	03/24/2010	976 HOLLY AVENUE	00580569	010977 09/2010 450.00
04/02/2010 70738	MASON'S SAW & LAWMOWER	923		8.72
501-1921-419.28-16	03/09/2010	CHOKE KNOB	197819	010065 09/2010 8.72
04/02/2010 70739	OFFICE DEPOT, INC	1262		832.62
101-1230-413.30-01	03/08/2010	FOLDERS/COPY PAPER	511668575001	010413 09/2010 145.55
101-5020-432.30-01	03/18/2010	TONER/TAPE	513182357001	010413 09/2010 418.93
101-1210-413.30-01	03/19/2010	MISC OFFICE SUPPLIES	513192611001	010413 09/2010 150.04
101-5020-432.30-01	03/12/2010	OFFICE SUPPLIES	512486258001	010413 09/2010 23.17
101-1010-411.30-01	03/17/2010	MISC OFFICE SUPPLIES	512973072001	010413 09/2010 63.65
101-1110-412.30-01	03/17/2010	MISC OFFICE SUPPLIES	512973072001	010413 09/2010 8.27
101-1130-412.30-01	03/17/2010	MISC OFFICE SUPPLIES	512973072001	010413 09/2010 23.01
04/02/2010 70740	PROFESSIONAL LOCKSMITH SERVICE	1790		1,265.12
101-1920-419.29-04	03/02/2010	MAIL ROOM LOCK AND INSTAL	7314	010916 09/2010 632.56
101-1920-419.29-04	03/02/2010	MAIL RM LOCK & INSTALLATN	7315	010916 09/2010 632.56
04/02/2010 70741	QUALA-TEL ENTERPRISES	2207		706.88
101-3020-422.30-02	03/08/2010	HEADSET/CONTROLLINK	28476	010883 09/2010 706.88
04/02/2010 70742	R.W. LITTLE CO.	86		875.00
101-6040-454.28-01	03/08/2010	SANDBLASTING	96164	010541 09/2010 875.00
04/02/2010 70743	RANCHO AUTO & TRUCK PARTS	1685		687.74
501-1921-419.28-16	03/05/2010	BEARING #136	7693-20751	010072 09/2010 40.52

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #		TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
501-1921-419.28-16		03/05/2010	OIL/FUEL/AIR FILTERS	7693-20784	010072	09/2010	108.54
501-1921-419.30-02		03/05/2010	FUEL LINE HOSE	7693-20801	010072	09/2010	19.85
501-1921-419.28-16		03/08/2010	AIR FILTER-HD #145	7693-21048	010072	09/2010	33.45
501-1921-419.28-16		03/10/2010	AUTO PARTS #612	7693-21291	010072	09/2010	25.89
501-1921-419.28-16		03/10/2010	HANDLE	7693-21312	010072	09/2010	11.96
501-1921-419.28-16		03/10/2010	BRAKE LIGHT SWITCH #612	7693-21357	010072	09/2010	6.08
501-1921-419.28-16		03/15/2010	BRAKE PARTS #606	7693-21913	010072	09/2010	229.26
501-1921-419.28-16		03/19/2010	OIL & AIR FILTERS	7693-22631	010072	09/2010	207.84
501-1921-419.30-02		03/19/2010	SOLDER	7693-22652	010072	09/2010	4.35
04/02/2010	70744	SEIU LOCAL 221	1821				1,376.61
101-0000-209.01-08		04/01/2010	PR AP PPE 3/25/2010	20100401		10/2010	1,376.61
04/02/2010	70745	SKS INC.	412				6,921.67
501-1921-419.28-15		03/18/2010	1000 GAL REG FUEL	1232019-IN	010101	09/2010	2,921.64
501-1921-419.28-15		03/25/2010	1198 G REG/236 G DIESEL	1232161-IN	010101	09/2010	4,000.03
04/02/2010	70746	STRADLING YOCCA CARLSON & RAUTH	1374				1,638.00
405-1260-413.20-06		03/19/2010	CONT DISCLOSURE YRLY RPT	255358-0002	010978	09/2010	1,638.00
04/02/2010	70747	WAGE WORKS INC.	2210				291.75
101-1920-419.29-04		03/15/2010	FSA ADMIN/COMPL FEES	125AI0130543	010898	09/2010	291.75
04/02/2010	70748	SDGE PROJECT MANAGEMENT OFFICE	1358				684.00
101-1910-419.21-04		04/02/2010	MARINA VISTA CENTER	251396		10/2010	684.00
04/08/2010	70749	INTERNATIONAL CODE COUNCIL INC	613				.00
601-5060-436.27-02		03/08/2010	05-0505362-9 02/08-03/03	03-29-2010		09/2010	215.77
601-5060-436.27-02		04/08/2010	05-0505362-9 02/08-03/03	03-29-2010		10/2010	215.77-
04/08/2010	70750	CALIFORNIA AMERICAN WATER	612				215.77
601-5060-436.27-02		04/08/2010	05-0505362-9 02/08-03/03	03-29-2010		10/2010	215.77
04/08/2010	70751	COX COMMUNICATIONS	1073				600.00
503-1923-419.21-04		03/21/2010	13110039780701 3/25-04/24	04-14-2010	010309	09/2010	600.00
04/08/2010	70752	DOWNSTREAM SERVICES, INC.	1593				910.55
601-5050-436.21-04		03/25/2010	MARCH 2010 SCHEDULED MAIN	69026	010132	09/2010	910.55
04/08/2010	70753	EPIC LAND SOLUTIONS, INC.	2105				4,733.25
408-1920-519.20-06		02/28/2010	FEB 2010 PALM AVE RELOCAT	0210-0190	010328	08/2010	4,733.25
04/08/2010	70754	GRAINGER	1051				179.51
101-6040-454.30-02		03/10/2010	LAMP	9202112018	010076	09/2010	68.52
101-6040-454.30-02		03/23/2010	BALLAST/WIRE CONNECTOR	9212536073	010076	09/2010	54.78
601-5060-436.30-02		03/24/2010	EYE WASH BOTTLE REFILLS	9213529291	010076	09/2010	56.21
04/08/2010	70755	HAGEMEYER NO. AMERICA, INC	30				282.24
601-5060-436.30-02		03/24/2010	SPLASH RESISTANT GLASSES	I9-41694-21	010109	09/2010	282.24
04/08/2010	70756	HELLAS CONSTRUCTION, INC.	2181				202,230.00
101-6010-551.20-06		03/04/2010	VET'S PK SOCCER FIELD	2	010784	09/2010	187,848.00

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT	
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
405-1260-513.20-06	03/04/2010	VET'S PK SOCCER FIELD	2	010784 09/2010	14,382.00
04/08/2010	70757	KEYSER MARSTON ASSOC INC	620		9,938.76
405-1260-413.20-06	03/10/2010	FEBRUARY 2010	0022032	080320 09/2010	9,938.76
04/08/2010	70758	OFFICE DEPOT, INC	1262		253.78
408-5020-432.30-01	02/19/2010	TONER/BATTERIES/TABS	509754344001	010413 08/2010	253.78
04/08/2010	70759	PADRE JANITORIAL SUPPLIES	1430		122.24
101-6040-454.30-02	03/12/2010	JANIROTIAL SUPPLIES	299218	010080 09/2010	122.24
04/08/2010	70760	PARTNERSHIP WITH INDUSTRY	1302		1,268.15
101-6040-454.21-04	03/17/2010	P/E 03/15/2010	GS02724	010050 09/2010	1,268.15
04/08/2010	70761	PMI	23		457.80
601-5060-436.30-02	03/18/2010	PROTECTIVE GLOVES	0221040	010068 09/2010	457.80
04/08/2010	70762	PRUDENTIAL OVERALL SUPPLY	72		529.33
101-5020-432.25-03	03/17/2010	03/17/10 PW UNIFORMS	30084844	010049 09/2010	164.54
101-5020-432.25-03	03/24/2010	03/24/10 PW UNIFORMS	30086449	010049 09/2010	189.40
101-5020-432.25-03	03/31/2010	03/31/10 PW UNIFORMS	30088069	010049 09/2010	175.39
04/08/2010	70763	THYSSENKRUPP ELEVATOR	663		219.65
101-3030-423.20-06	04/01/2010	APRIL 2010	1037047681	010043 10/2010	219.65
04/08/2010	70764	ZUMAR INDUSTRIED INC.	875		228.38
101-6040-454.30-02	03/19/2010	STREET SIGNS	0120887	010070 09/2010	65.25
101-6020-452.30-02	03/19/2010	STREET SIGNS	0120892	010070 09/2010	163.13
04/16/2010	70765	ARROWHEAD MOUNTAIN SPRING	1340		68.13
101-1010-411.30-02	03/23/2010	MARCH 2010	00C0025324922	010037 09/2010	68.13
04/16/2010	70766	CDW GOVERNMENT INC	725		2,354.44
503-1923-419.30-22	01/15/2010	PRINTER PART	RLD2781	010887 07/2010	244.69
503-1923-419.21-04	03/02/2010	BUFFALO TERASTATION	RWQ5223	010854 09/2010	2,109.75
04/16/2010	70767	DEPARTMENT OF JUSTICE	1154		64.00
101-1130-412.21-04	04/06/2010	MARCH 2010	785410	010038 10/2010	64.00
04/16/2010	70768	DKC ASSOCIATES, INC.	2187		3,200.00
101-1110-412.20-06	04/08/2010	03/30/10-04/08/10	190	010782 10/2010	1,065.60
405-1260-413.20-06	04/08/2010	03/30/10-04/08/10	190	010782 10/2010	1,065.60
502-1922-419.20-06	04/08/2010	03/30/10-04/08/10	190	010782 10/2010	1,068.80
04/16/2010	70769	DURA ART STONE, INC	1198		1,054.88
101-6040-454.30-02	04/09/2010	CONCRETE BENCH	1004000-IN	010865 10/2010	1,054.88
04/16/2010	70770	EAGLE NEWSPAPER	1204		804.00
101-5010-431.20-06	09/10/2009	09/10/09	50843	010079 09/2010	95.00
101-5010-431.20-06	10/01/2009	10/01/09	51415	010079 09/2010	80.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-5010-431.20-06	10/08/2009	10/08/09	51491	010079 09/2010 80.00
101-1110-412.28-11	10/15/2009	10/15/09 ADVERTISING	51661	010079 09/2010 71.00
101-1110-412.28-11	10/22/2009	10/29/09 ADVERTISING	51801	010079 09/2010 71.00
101-1110-412.28-11	10/29/2009	10/29/09 ADVERTISING	51923	010079 09/2010 71.00
101-1020-411.28-07	10/01/2009	10/01/09 ORD 2009-1091	51415	010407 09/2010 45.00
101-1020-411.28-07	10/08/2009	10/08/09 NOTICE OF PUBLIC	51491	010407 09/2010 65.00
101-1020-411.28-07	10/29/2009	10/29/09 PUBLIC NOTICE/OR	51923	010407 09/2010 188.00
405-1260-413.20-06	10/22/2009	10/22/09 SAFETY TIPS	51801	010989 09/2010 19.00
405-1260-413.20-06	10/29/2009	10/29/09 SAFETY TIPS	51923	010989 09/2010 19.00
04/16/2010 70771	EDCO DISPOSAL CORPORATION	1205		128.96
408-1920-519.20-06	03/31/2010	MARCH 2010	03-31-2010	010330 09/2010 128.96
04/16/2010 70772	GO-STAFF, INC.	2031		480.00
101-3040-424.21-01	04/06/2010	FERNANDEZ, A W/E 04/04/10	70314	010705 10/2010 240.00
101-3040-424.21-01	04/13/2010	FERNANDEZ, A W/E 04/11/10	70545	010705 10/2010 240.00
04/16/2010 70773	HORIZON HEALTH EAP	90		415.83
101-1130-412.20-06	04/08/2010	APRIL 2010	39094	010036 10/2010 415.83
04/16/2010 70774	I B FIREFIGHTERS ASSOCIATION	214		216.50
101-0000-209.01-08	04/15/2010	PR AP PPE 4/8/2010	20100415	10/2010 216.50
04/16/2010 70775	ICMA RETIREMENT TRUST 457	242		5,259.62
101-0000-209.01-10	04/15/2010	PR AP PPE 4/8/2010	20100415	10/2010 5,259.62
04/16/2010 70776	J. SIMMS AGENCY	1883		1,250.00
101-1920-419.20-06	03/25/2010	APRIL 2010	2560	010029 09/2010 1,250.00
04/16/2010 70777	JUNE ENGEL	2213		95.59
405-1260-413.28-11	03/25/2010	REIMBURSE FLYER PRINTING	0111	F01101 09/2010 19.25
405-1260-413.28-11	04/06/2010	REIMBURSE PRINTING - RDA	1521	F01100 10/2010 76.34
04/16/2010 70778	KANE, BALLMER & BERKMAN	1828		470.00
248-1920-519.20-06	04/01/2010	MAR '10 9TH/PALM OPA	15078	010987 10/2010 20.00
248-1920-519.20-06	04/01/2010	MAR '10 PALM AVE RDA PLAN	15079	010987 10/2010 450.00
04/16/2010 70779	APEX ROOFING	2013		12,645.00
248-1920-519.20-06	04/06/2010	CLEAN&GREEN-1311 5TH ST	2116	010985 10/2010 12,645.00
04/16/2010 70780	LAWRENCE J MARTIN	1832		279.44
101-1920-419.29-01	03/30/2010	'10 TUITION REIMBURSEMENT	03-30-2010	010894 09/2010 279.44
04/16/2010 70781	LINSCOTT, LAW & GREENSPAN	ENGI 2188		509.00
408-1920-519.20-06	03/21/2010	FEBRUARY 2010	3193400102A	010988 09/2010 509.00
04/16/2010 70782	LISA DAVIS	2		25.00
101-0000-221.01-03	03/27/2010	DEPOSIT REFUND	5972	10/2010 25.00
04/16/2010 70783	MICHAL PIASECKI CONSULTING	1795		855.00
601-5050-436.29-04	04/01/2010	MARCH 2010 ENVIRONMENTAL	136	010074 10/2010 855.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
04/16/2010	70784	MIRELES LANDSCAPING	2107	900.00	
101-1920-532.20-06	03/31/2010	MARCH 2010 SERVICES	0321	010701 09/2010	900.00
04/16/2010	70785	NANCY NEUFELD	2225	20.00	
101-1020-411.28-12	02/16/2010	2010 DUES/WOLFSON, LISA	02-16-2010	10/2010	20.00
04/16/2010	70786	NASLAND ENGINEERING	1656	320.00	
405-1260-513.20-06	03/31/2010	MARCH 2010 DATE ST END	89103	090544 09/2010	320.00
04/16/2010	70787	PACIFIC SAFETY COUNCIL	1275	8.70	
101-5020-432.28-04	04/08/2010	SAFETY VIDEO	67102	010412 10/2010	8.70
04/16/2010	70788	QWIK PRINTS	1622	40.00	
101-1130-412.21-04	04/01/2010	MARCH 2010	010040	010040 10/2010	40.00
04/16/2010	70789	R.W. LITTLE CO.	86	1,000.00	
101-6040-454.28-01	04/09/2010	SANDBLASTING/POWDER COAT/	96595	010541 10/2010	1,000.00
04/16/2010	70790	SEA BREEZE ELECTRIC	1969	250.00	
101-6010-451.21-04	04/02/2010	INSTALLED 2 QUAD RECEPTAC	427	F01102 10/2010	250.00
04/16/2010	70791	SEIU LOCAL 221	1821	1,482.84	
101-0000-209.01-08	04/15/2010	PR AP PPE 4/8/2010	20100415	10/2010	1,482.84
04/16/2010	70792	SONIA GALAVIZ	2221	33.11	
101-5020-432.28-04	04/12/2010	MILEAGE REIMBURSEMENT	04-12-2010	10/2010	33.11
04/16/2010	70793	DR. STEVE ALBRECHT, PHR CPP	2205	1,000.00	
101-1130-412.20-06	04/13/2010	IBFD TEAM BUILDING WKSHP	03232010	010917 10/2010	500.00
101-3030-423.28-04	04/13/2010	IBFD TEAM BUILDING WKSHP	03232010	010917 10/2010	500.00
04/16/2010	70794	WEST GROUP CTR	826	120.37	
101-1020-411.28-14	04/01/2010	MARCH 2010	820297029	010317 10/2010	120.37
04/16/2010	70795	ZEE MEDICAL, INC.	872	119.23	
101-1920-419.30-01	03/03/2010	FIRST AID SUPPLIES	0140452220	F01098 09/2010	119.23
04/22/2010	70796	ALLIANT INSURANCE SERVICES	1193	2,425.56	
101-0000-209.01-13	04/01/2010	PR AP PPE 3/25/2010	20100401	10/2010	382.30
101-0000-209.01-14	04/01/2010	PAYROLL SUMMARY	20100401	10/2010	478.34
101-1010-411.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	19.36
101-1020-411.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	34.44
101-1110-412.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	66.04
101-1130-412.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	20.54
101-1210-413.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	48.66
101-1230-413.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	23.70
101-3070-427.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	.63
101-3080-428.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	.63
101-1910-419.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010	10/2010	6.32

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
101-3010-421.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	11.00
101-3020-422.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	47.84
101-3030-423.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	38.49
101-3040-424.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	22.12
101-3050-425.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	3.16
101-5020-432.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	50.56
101-5010-431.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	12.64
101-5040-434.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	3.93
101-6020-452.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	6.32
101-6010-451.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	3.16
101-6040-454.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	12.64
245-1240-413.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	6.32
405-1260-413.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	121.42
405-5030-433.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	6.32
601-5060-436.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	15.80
601-5050-436.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	17.00
501-1921-419.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	6.32
502-1922-419.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	7.43
503-1923-419.11-04	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	20.79
101-0000-209.01-14	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	478.34
101-0000-209.01-13	04/01/2010	APR 10 DISABILITY/LIFE/	04-01-2010		10/2010	453.00
04/22/2010	70797	BDS ENGINEERING INC	372			25,234.00
101-0000-221.01-02	04/08/2010	MARCH 2010 PLAN CHECK	10-02C		10/2010	139.00
101-0000-221.01-02	04/08/2010	MARCH 2010 PLAN CHECK	10-02C		10/2010	295.00
202-5016-531.20-06	03/03/2010	FEB 2010 9/10 ST IMPRVMT	09-04A	010859	09/2010	24,800.00
04/22/2010	70798	CALIFORNIA COMMERCIAL ASPHALT	590			457.51
101-5010-431.30-02	02/11/2010	CONCRETE	90842	010085	09/2010	457.51
04/22/2010	70799	CA BUILDING STANDARDS COMMISSI	2127			79.00
101-0000-221.01-07	04/05/2010	1ST QTR 2010 ST GREEN FEE	04-05-2010		10/2010	79.00
04/22/2010	70800	CITY OF POWAY	2226			3,102.93
101-3010-421.20-06	03/30/2010	CLETA-SHARED COSTS	12809		10/2010	3,102.93
04/22/2010	70801	CLEAN HARBORS	913			394.94
101-5040-434.21-04	04/02/2010	MARCH 2010	6Y1027583	010121	09/2010	394.94
04/22/2010	70802	COUNTY OF SAN DIEGO	1055			3,310.40
101-3010-421.21-04	04/16/2010	MARCH 2010 PRKNG PENALTY	03/10		10/2010	3,310.40
04/22/2010	70803	COUNTY RECORDER	1818			50.00
101-0000-221.01-02	04/20/2010	NOE-FARMERS MARKET/PIER	MF 1036		10/2010	50.00
04/22/2010	70804	COUNTY RECORDER	1818			28.00
101-1020-411.29-04	04/13/2010	DOCUMENT RECORDING W/SD	04-13-2010		10/2010	28.00
04/22/2010	70805	COX COMMUNICATIONS	1073			304.12
101-6010-451.29-04	04/10/2010	3110015531401 04/13-05/12	05-04-2010	010139	10/2010	125.12

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
601-5050-436.21-04	03/31/2010	CODAR PROJ	04/04-05/03 04-25-2010	010139 09/2010 179.00
04/22/2010	70806	DATAQUICK	1134	143.00
101-1210-413.21-04	04/02/2010	MARCH 2010	B1-1752301	010230 10/2010 7.00
101-3020-422.21-04	04/02/2010	MARCH 2010	B1-1752301	010230 10/2010 21.00
101-3070-427.21-04	04/02/2010	MARCH 2010	B1-1752301	010230 10/2010 115.00
04/22/2010	70807	DEPT. OF CONSERVATION	1158	33.25
101-0000-211.01-01	04/05/2010	1ST QTR 2010 MAPPING FEE	04-05-2010	10/2010 33.25
04/22/2010	70808	DESIGN WINDOWS & DOORS INC.	2025	3,279.00
248-1920-519.20-06	04/15/2010	1222 ESSEX STREET	306B	010778 10/2010 3,279.00
04/22/2010	70809	DOWNSTREAM SERVICES, INC.	1593	215.13
601-5050-436.21-04	04/07/2010	ADDTNL FILTER MAINT	69051	010132 10/2010 215.13
04/22/2010	70810	DUNN EDWARDS CORPORATION	1197	153.34
405-5030-433.30-02	03/18/2010	BEIGE PAINT	2069013841	010232 09/2010 153.34
04/22/2010	70811	D3 EQUIPMENT	1124	1,051.66
101-6040-454.30-02	04/15/2010	#696 EDGE, CUTTING/SCREWS	S77587	010090 10/2010 1,051.66
04/22/2010	70812	FREEDOM THREE PUBLISHING	2219	100.00
601-5050-436.30-02	03/30/2010	EDUCATION BOOKS	03-30-2010	010982 09/2010 100.00
04/22/2010	70813	GO-STAFF, INC.	2031	4,122.58
101-3040-424.21-01	03/30/2010	FERNANDEZ, A W/E	03/28/10 70083	010705 09/2010 240.00
101-3020-422.21-01	04/06/2010	ROCHER, J W/E	04/04/2010 70314	010419 10/2010 240.00
101-3020-422.21-01	04/13/2010	ROCHER, J W/E	04/11/2010 70545	010419 10/2010 240.00
601-5060-436.21-01	02/16/2010	LOWE, C W/E	02/02/14/2010 68866	010148 09/2010 632.78
601-5060-436.21-01	02/23/2010	LOWE, C W/E	02/21/2010 69058	010148 09/2010 573.79
601-5060-436.21-01	03/02/2010	LOWE, C W/E	03/01/2010 69270	010148 09/2010 772.20
601-5060-436.21-01	03/09/2010	LOWE, C W/E	03/07/2010 69464	010148 09/2010 418.28
101-3020-422.21-01	03/23/2010	ROCHER, J W/E	03/21/2010 69863	010419 09/2010 240.00
101-3020-422.21-01	03/30/2010	ROCHER, J W/E	03/28/2010 70083	010419 09/2010 240.00
601-5060-436.21-01	03/03/2010	LOWE, C W/E	03/2/2010 70084	010889 09/2010 525.53
04/22/2010	70814	GOOGLE, INC.	2009	280.00
503-1923-419.20-06	04/05/2010	MARCH 2010	1191825	010226 10/2010 280.00
04/22/2010	70815	HELIOPOWER INC.	2056	13,144.06
248-1920-519.20-06	04/16/2010	CLEAN&GREEN-552 4TH STREE	81502	010798 10/2010 13,144.06
04/22/2010	70816	KEYSER MARSTON ASSOC INC	620	1,621.57
405-1260-413.20-06	04/10/2010	MARCH 2010 CONSULTING SVC	0022149	010991 10/2010 1,621.57
04/22/2010	70817	LEARNSOFT CONSULTING INC	766	2,000.00
503-1923-419.20-06	03/01/2010	OUTLOOK 07 INTER/ADVANCED	142606A	010880 09/2010 2,000.00
04/22/2010	70818	LLOYD PEST CONTROL	814	286.00
101-1910-419.20-22	03/11/2010	MARCH 2010 CITY HALL	2594533	010013 09/2010 31.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
101-1910-419.20-22	03/11/2010	MARCH 2010 FIREHOUSE	2594534	010013 09/2010	31.00
101-1910-419.20-22	03/11/2010	MARCH 2010 SHERIFF DEPT	2594766	010013 09/2010	31.00
101-1910-419.20-22	03/12/2010	MARCH 2010 SENIOR CENTER	2594851	010013 09/2010	47.00
101-1910-419.20-22	03/15/2010	MARCH 2010 DEMPSEY CENTER	2581764	010013 09/2010	54.00
101-1910-419.20-22	03/16/2010	MARCH 2010 SPORTS PARK	2579093	010013 09/2010	45.00
101-1910-419.20-22	03/16/2010	MARCH 2010 PUBLIC WORKS	2581385	010013 09/2010	47.00
04/22/2010	70819	MASON'S SAW & LAWNMOWER	923		86.88
501-1921-419.28-16	03/30/2010	PULLEY/DEEP IDLER/FLAT ID	200941	010065 09/2010	86.88
04/22/2010	70820	MCDUGAL LOVE ECKIS &	962		8,227.00
101-1220-413.20-01	03/31/2010	MARCH 2010 MONTHLY RETAIN	03-31-2010	010022 09/2010	8,227.00
04/22/2010	70821	MOBILE HOME ACCEPTANCE CORPORA	1533		299.06
408-5020-432.25-01	03/24/2010	04/07-05/06/2010 PW TRAIL	151350	010146 09/2010	299.06
04/22/2010	70822	MPC OUTLET	2157		59.80
503-1923-419.30-22	04/06/2010	WALL MOUNT	145042	010981 10/2010	59.80
04/22/2010	70823	PMI	23		443.98
101-6040-454.30-02	03/25/2010	PROTECTIVE GLOVES	0222050	010068 09/2010	443.98
04/22/2010	70824	PREFERRED BENEFIT INS ADMIN IN	37		2,405.02
101-0000-209.01-12	04/01/2010	PR AP PPE 3/25/2010	20100401	10/2010	1,202.51
101-0000-209.01-12	04/01/2010	APRIL 2010 DENTAL	CP10826	10/2010	1,202.51
04/22/2010	70825	PROTECTION ONE	69		264.18
601-5060-436.20-23	03/21/2010	APRIL 2010	76986599	010007 09/2010	264.18
04/22/2010	70826	PRUDENTIAL OVERALL SUPPLY	72		375.42
101-5020-432.25-03	04/14/2010	04/14/10 PW UNIFORMS	30091292	010049 10/2010	170.08
101-5020-432.25-03	04/07/2010	04/07/10 PW UNIFORMS	30089678	010049 10/2010	205.34
04/22/2010	70827	SKS INC.	412		7,104.07
501-1921-419.28-15	04/01/2010	1147 G REG/100 G DIESEL	1232306-IN	010101 10/2010	3,588.04
501-1921-419.28-15	04/08/2010	1146.1 G REG/58 G DIESEL	1232421-IN	010101 10/2010	3,516.03
04/22/2010	70828	THE CRIME VICTIMS FUND	1346		3,813.00
101-6020-452.21-04	03/23/2010	FY 08/09 RJD 04019 AGRMNT	03-23-2010	10/2010	3,813.00
04/22/2010	70829	VICTOR GARCIA	2		45.00
101-0000-344.77-01	03/08/2010	RFND PICNIC RNTL DEPOSIT	5755	10/2010	45.00
04/22/2010	70830	VISION PLAN OF AMERICA	785		198.68
101-0000-209.01-18	04/01/2010	PPE 3/25/2010	20100401	10/2010	102.10
101-0000-209.01-18	04/01/2010	APRIL 2010 VISION	04-01-2010	10/2010	86.58
101-1920-419.29-04	04/01/2010	APRIL 2010 VISION	04-01-2040	10/2010	10.00
04/22/2010	70831	WAXIE SANITARY SUPPLY	802		2,094.06
101-6040-454.30-02	02/18/2010	CLEANING SUPPLIES	71791492	010069 09/2010	564.83

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
101-6040-454.30-02	03/10/2010	CLEANING SUPPLIES	71828969	010069 09/2010	556.85
101-6040-454.30-02	03/31/2010	CLEANING SUPPLIES	71865368	010069 09/2010	972.38
04/22/2010	70832	XEROX CORPORATION	861		1,170.06
101-3030-423.20-06	04/09/2010	MARCH 2010-LG	047300060	010229 10/2010	254.79
101-1920-419.20-17	04/01/2010	MARCH 2010 CITY HALL	047100929	010229 10/2010	915.27
04/22/2010	70833	101 THINGS TO DO SAN DIEGO	2125		1,425.00
405-1260-413.20-06	03/29/2010	APR-JUN '10 (50/50 W CHA)	7306	010983 09/2010	712.50
405-1260-413.20-06	03/29/2010	APR-JUN '10 (50%)	7306	010983 09/2010	712.50
VOID CHECK # 70834					
04/22/2010	70835	U.S. BANK	1873		9,506.54
101-3050-425.30-02	12/02/2009	A/C KENNEL SUPPLY	12-02-2009	010678 06/2010	10.82
101-3020-422.29-02	12/07/2009	EMP APPRECIATION MEAL	14847	010678 06/2010	62.07
101-3060-426.21-04	12/08/2009	DEC 2009 SATELLITE RADIO E	7185154	010678 06/2010	79.90
101-3020-422.30-02	12/14/2009	PHONE ACCESSORIES	657830	010678 06/2010	108.73
101-3060-426.30-02	12/18/2009	SATELLITE PHONE-EOC	62C25337UP77875	010678 06/2010	99.00
101-3020-422.29-02	12/20/2009	EMPLOYEE APPRECIATION	020398	010678 06/2010	78.00
101-3060-426.30-02	12/21/2009	SATELLITE PHONE	12-21-2009	010678 06/2010	55.00
405-5030-433.30-02	12/01/2009	RECOVERY TANK GATE VALVE	036319	010632 07/2010	12.89
405-5030-433.30-02	12/17/2009	PAINT ROLLERS/GRAFFITI	022236/4202127	010632 07/2010	67.98
405-5030-433.30-02	12/17/2009	SPARAY PAINT	063077	010632 07/2010	24.78
101-6040-454.30-02	12/06/2009	GFCI - PIER LIGHTPOLES	027923/5074350	010637 07/2010	151.61
101-6010-451.30-02	12/01/2009	KIDS PROGRAM-CRAFT SUPPLY	331430	010668 07/2010	85.51
101-6010-451.30-02	12/03/2009	KIDS PROGRAM-CRAFT SUPPLY	16447	010668 07/2010	41.01
101-1210-413.28-04	12/02/2009	FUEL-TRAVEL FOR TRNG	211724	010690 07/2010	34.06
101-1210-413.28-04	12/03/2009	GUERN,M - MEAL AT TRNG	043752	010690 07/2010	11.72
101-1210-413.28-04	12/04/2009	GUERN - MEAL AT HTE TRNG	12-04-2010	010690 07/2010	5.63
101-1210-413.28-04	12/04/2009	GUERN-LODGING AT HTE TRNG	401212406255	010690 07/2010	210.93
101-3020-422.29-02	12/23/2009	EMP APPRECIATION LUNCH	022279	010765 09/2010	98.48
101-3030-423.25-03	12/11/2009	CALL OUT EQUIP/RASHGUARDS	6094887	010773 09/2010	25.42
101-1130-412.28-07	01/05/2010	EMPLOYMENT AD-BLDG INSP	102013	010753 09/2010	598.00
101-1130-412.28-07	01/11/2010	EMPLOYMENT AD/MAINT WKR	69308 AD ID	010753 09/2010	60.50
101-1130-412.28-07	01/13/2010	EMPLOYMENT AD/MW	2529125	010753 09/2010	425.00
101-1130-412.30-02	01/19/2010	LAPEL PINS	0110131	010761 09/2010	92.00
101-3050-425.30-02	01/04/2010	SATELLITE & MSGR	073259	010765 09/2010	166.38
101-3060-426.21-04	01/07/2010	SATELLITE PHONE SVC	7188796	010765 09/2010	79.90
101-3050-425.30-02	01/08/2010	BEDDING FOR KENNELS	073815	010765 09/2010	71.31
101-3020-422.30-02	01/19/2010	SAND BAGS	058071/1273434	010766 09/2010	174.00
101-3020-422.30-02	01/10/2010	STATION CLEANING SUPPLIES	051069	010769 09/2010	190.69
101-3030-423.30-02	01/04/2010	NIGHT CALL OUT HELMETS	116519	010773 09/2010	207.06
101-0000-209.01-03	12/23/2009	CR EMP COMP LOAN-GUERN, M	12-23-2009	09/2010	8.00-
101-0000-209.01-03	01/07/2010	EMP COMP LOAN/WADE,G	H110426567	09/2010	2,165.08
405-5030-433.30-02	12/21/2009	SAFETY GLASSES/GLOVES	053419/0191294	010723 09/2010	34.65
601-5060-436.30-02	12/23/2009	ALARM BATTERIES	21650300	010730 09/2010	76.10
601-5060-436.28-01	01/28/2010	TRANSDUCER	75269	010717 09/2010	856.65
601-5050-436.30-02	01/04/2010	OFFICE SUPPLIES	752-253-741	010722 09/2010	17.70
501-1921-419.29-04	01/07/2010	CAR WASH	114542	010725 09/2010	8.00
101-6040-454.30-02	01/16/2010	SCREWS & STRAPS	064600/4010782	010728 09/2010	25.26
101-3070-427.30-01	01/04/2010	CALENDAR REFILL	5382	010752 09/2010	3.64

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-1230-413.30-01	01/07/2010	"PAID" STAMP/BINDER CLIPS	6719	010752 09/2010 2.92
101-3040-424.30-01	01/07/2010	"PAID" STAMP/BINDER CLIPS	6719	010752 09/2010 8.92
101-6010-451.30-02	01/06/2010	CVS/OPEN HOUSE SP PARK	2907	010754 09/2010 8.38
101-6010-451.30-02	01/08/2010	SMART&FINAL/CAFE SUPPLIES	142	010754 09/2010 383.75
101-6010-451.30-02	01/09/2010	ALBERTSONS/OPEN HOUSE SP	6755060203114	010754 09/2010 17.97
101-1010-411.28-04	01/05/2010	BRAGG/2010 COUNCIL ACADEMY	01-05-2010	010755 09/2010 540.00
101-1110-412.28-04	01/06/2010	CITY ATTY LUNCH MTG-BROWN	041482	010755 09/2010 19.20
101-5010-431.30-02	12/23/2009	SAFETY GLASSES/SILT FENCE	15035476	010738 09/2010 41.87
601-5050-436.30-02	12/23/2009	SAFETY GLASSES/SILT FENCE	15035476	010738 09/2010 58.83
101-6040-454.30-02	12/23/2009	2 CYCLE OIL	53320668	010738 09/2010 52.46
601-5050-436.30-02	12/30/2009	STRAW ROLLS	0671-249257	010738 09/2010 119.63
101-6040-454.21-04	01/07/2010	DOCUMENT SCANNING	5754000	010721 09/2010 187.05
101-5010-431.21-04	01/08/2010	DOCUMENT SCANNING	5754623	010721 09/2010 85.59
101-5010-431.30-02	01/13/2010	BOBCAT TRAILER HITCH	CN5712601	010733 09/2010 288.72
501-1921-419.28-16	01/21/2010	REPLACEMENT WATER PUMP	PD600007001	010736 09/2010 168.04
101-5020-432.30-01	01/07/2010	DESK CHAIR/LAU, P	YD0324881	010738 09/2010 20.60
101-5020-432.29-02	01/12/2010	SYMPATHY CARD & PLANT	7291	010738 09/2010 21.73
101-1110-412.29-04	01/20/2010	SANDBAG STATION MATERIALS	076859/0021308	010738 09/2010 188.55
101-1110-412.29-04	01/20/2010	SANDBAG STATION SAND	356459	010738 09/2010 335.46
101-1110-412.29-04	01/21/2010	SAND BAG STATION SAND	1761559	010738 09/2010 449.41
VOID CHECK #70836-70837				
04/22/2010	70838	U.S. BANK	1873	8,568.60
101-1110-412.28-14	12/22/2009	ONLINE EMAIL ACCOUNT ACTI	12-22-2009	010763 09/2010 9.99
101-3060-426.21-04	12/22/2009	DEC 09/JAN 10 EOC	1160061050	010767 09/2010 36.99
101-3050-425.21-04	12/23/2009	SPRINGFIELD-A/C ACADEMY T	NACA 100	010767 09/2010 525.00
101-3020-422.29-02	12/23/2009	FIRE GIFT CARDS APPRECIAT	12-23-2009	010767 09/2010 150.00
101-3020-422.29-02	12/23/2009	FIRE SHIFT-CHOCOLATES	12-23-2009	010767 09/2010 9.00
101-1010-411.28-04	01/05/2010	JANNEY/AIRFARE-POLICY MTG	QHNW7D	010763 09/2010 385.40
101-1010-411.28-04	01/05/2010	BRAGG/AIRFARE LEAGUE CONF	QOIW7X	010763 09/2010 262.40
101-1010-411.28-04	01/05/2010	JANNEY/SHUTTLE RESRVTON	2327707	010763 09/2010 15.00
101-1010-411.28-04	01/05/2010	JANNEY/SHUTTLE RESERVATN	2327765	010763 09/2010 15.00
101-1010-411.28-04	01/05/2010	BRAGG/SHUTTLE RESERVATON	2330661	010763 09/2010 15.00
101-1010-411.28-04	01/05/2010	BRAGG/SHUTTLE RESERVATON	2330707	010763 09/2010 15.00
101-1010-411.28-04	01/06/2010	CR-JANNEY SHUTTLE RES	01-07-2010	010763 09/2010 15.00-
101-1010-411.28-04	01/06/2010	JANNEY/SHUTTLE RESERVA	2336997	010763 09/2010 16.00
101-1010-411.28-04	01/06/2010	JANNEY/SHUTTLE RESERVATIO	2337019	010763 09/2010 16.00
101-1010-411.28-04	01/07/2010	CR-JANNEY/SHUTTLE RESER	01-07-2010	010763 09/2010 15.00-
101-1010-411.28-04	01/11/2010	BRAGG/FLIGHT CHANGE FEE	QOIW7X-A	010763 09/2010 15.00
101-1010-411.28-04	01/12/2010	01/12/10 COUNCIL WKSHP FO	675503002258	010763 09/2010 82.54
101-1010-411.28-04	01/14/2010	KING, CONF REG/SMART GRWT	4668-0259-2089-	010763 09/2010 459.90
101-1010-411.28-04	01/19/2010	JANNEY-LODGING/POLICY CON	01-19-2010	010763 09/2010 509.90
101-1010-411.28-04	01/20/2010	CR/JANNEY SHUTTLE	01-20-2010	010763 09/2010 16.00-
101-1010-411.28-04	01/20/2010	CR-JANNEY/SHUTTLE	01-20-2010	010763 09/2010 16.00-
101-3020-422.30-02	01/03/2010	PLANNER REFILLS	5978	010767 09/2010 14.13
101-3050-425.21-04	01/04/2010	SPRINGFIELD/FLIGHT-AC TRN	NABUOF	010767 09/2010 139.40
101-3050-425.21-04	01/04/2010	SPRINGFIELD/HOTEL RESERVA	01-04-2010	010767 09/2010 32.77
101-3020-422.28-04	01/19/2010	WEAVER, C-CONF/TRNG REGIS	201446	010767 09/2010 340.00
101-3020-422.28-09	01/20/2010	CERTIFIED MAILING	007832	010767 09/2010 6.59
101-3020-422.30-02	01/20/2010	PERSONAL PURCHASE REIMBUR	09734	010767 09/2010 5.70
101-3020-422.28-04	01/26/2010	FAVOR, P-CONF/TRNG FIREHOU	201288	010767 09/2010 310.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-6040-454.30-02	12/18/2009	SIGN HARDWARE	039204	010727 09/2010 238.27
101-1210-413.29-02	12/22/2009	EMPLOYEE RECOGNITION LUNC	057008	010742 09/2010 42.31
101-3030-423.28-01	12/18/2009	OXYGEN REGULATOR REPAIR	0207554	010772 09/2010 45.91
101-6040-454.30-02	01/04/2010	FLAHS LIGHT & BATTERY STO	037738/6587448	010727 09/2010 52.25
101-6040-454.30-02	01/07/2010	WOOD BENCH REPAIR	003471/3564133	010727 09/2010 65.24
101-6040-454.30-02	01/08/2010	SAND PAPER	079503/2580270	010727 09/2010 61.16
101-6040-454.30-02	01/19/2010	TOT LOT TOY PARTS	073790	010727 09/2010 57.86
101-1910-419.30-02	01/20/2010	AMERICAN FALGS FOR SAF CE	53489	010727 09/2010 163.76
101-1210-413.28-12	01/05/2010	CSMFO ANNUAL MEMBERSHIP	DYH31056	010742 09/2010 110.00
101-1210-413.28-04	01/05/2010	CSMFO CONF. REGISTRATION	98405	010742 09/2010 350.00
101-1210-413.29-02	01/13/2010	EMPLOYEE RECOG. LUNCH	030168	010742 09/2010 228.74
101-3030-423.30-02	01/04/2010	MEDICAL SUPPLIES	02100101	010772 09/2010 227.20
101-3030-423.30-02	01/04/2010	BUILDING HARDWARE, BATTER	044447/6023689	010772 09/2010 129.31
101-3030-423.30-02	01/07/2010	SOAP FOR LG BATHROOM	0376	010772 09/2010 9.77
101-3030-423.30-02	01/07/2010	TOWELS FOR CLEANING	082613/3192743	010772 09/2010 3.25
101-3030-423.30-02	01/07/2010	SHAMPOO FOR LG SHOWERS	082686	010772 09/2010 7.60
101-3030-423.30-02	01/07/2010	SHIPPING COSTS FOR EQ REP	234179	010772 09/2010 14.08
101-3030-423.30-02	01/09/2010	2010 DESK CALENDARS	504212062-001	010772 09/2010 31.66
101-3030-423.28-01	01/11/2010	DIVE COMPUTER REPAIR	076209	010772 09/2010 48.94
101-3030-423.30-02	01/14/2010	BOTTLES FOR MEDICAL USE	7079903	010772 09/2010 97.94
101-3030-423.30-02	01/18/2010	JANITORIAL SUPPLIES LG	296837	010772 09/2010 241.39
101-3030-423.30-02	01/19/2010	HARDWARE & MATERIAL FOR L	036330/1574821	010772 09/2010 23.62
101-3030-423.30-02	01/19/2010	WALL ANCHORS FOR LG PROJE	081356	010772 09/2010 7.07
101-3030-423.30-02	01/19/2010	JANITORIAL SUPPLIES	296837-1	010772 09/2010 28.10
101-6020-452.30-02	12/21/2009	REPLACEMENT ROPE/LOCKS	032633/0586060	010724 09/2010 16.30
101-6010-451.30-02	12/21/2009	BATTERIES/LYSOL	071109/0012866	010759 09/2010 58.03
101-6020-452.30-02	01/05/2010	PALM TREE PLUS	53379294	010720 09/2010 133.89
101-6020-452.30-02	01/14/2010	MULCH	29710	010720 09/2010 54.36
101-5010-431.30-02	01/17/2010	TREES	29705	010720 09/2010 119.94
101-6020-452.30-02	01/17/2010	TREES	29705	010720 09/2010 282.32
101-6020-452.30-02	01/20/2010	TREE STAKES	53411240	010720 09/2010 85.91
101-1910-419.30-02	01/05/2010	EOC MIC BOX SUPPLIES	063365/5015499	010724 09/2010 6.44
101-1910-419.30-02	01/05/2010	SPORTS PARK TOILET	141327	010724 09/2010 229.45
101-6020-452.30-02	01/11/2010	PARK RESTROOM SUPPLIES	031951/9016826	010724 09/2010 32.51
101-6020-452.30-02	01/12/2010	IRRIGATION SUPPLIES	959197-00	010724 09/2010 92.44
101-6020-452.30-02	01/13/2010	MONUMENT LIGHT BALLASTS	S3240974.002	010724 09/2010 130.51
101-6020-452.30-02	01/13/2010	PARK RESTROOM SUPPLEIS	039043/7590740	010724 09/2010 9.89
101-1910-419.30-02	01/13/2010	PW DOOR HANDLE	058548	010724 09/2010 190.31
101-6020-452.30-02	01/13/2010	PARK RESTROOM SUPPLIES	141501	010724 09/2010 113.62
101-1910-419.30-02	01/19/2010	MONTION SENSOR/ADHESIVE	024462/1581606	010724 09/2010 70.97
101-6040-454.30-02	01/05/2010	NUTS/BOLTS FOR TOT LOT	102586	010726 09/2010 44.47
101-6040-454.30-02	01/06/2010	SEALANT, MAPP GAS	053284/4563950	010726 09/2010 17.31
101-6040-454.30-02	01/08/2010	PRESSURE TREATED 2X6	001360/2573522	010726 09/2010 16.28
101-6040-454.30-02	01/08/2010	SANDING BELTS	006014/2564231	010726 09/2010 13.82
101-6040-454.30-02	01/11/2010	LIGHTING CONTACTOR	10218	010726 09/2010 174.00
101-6040-454.30-02	01/12/2010	GRIPS/SAWBLADES/KNIFE	040429/8590623	010726 09/2010 63.76
101-1910-419.30-02	01/13/2010	CLEANER/TOWELS	010874/7590734	010726 09/2010 50.78
101-6010-451.28-01	01/04/2010	KEYS FOR LOCKS	044972	010759 09/2010 3.50
101-6010-451.28-01	01/04/2010	KEYS FOR LOCKS	049856	010759 09/2010 8.22
101-6010-451.28-01	01/06/2010	BRUSHES/PAINT	035691/4573285	010759 09/2010 91.52

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	INVOICE	PO #	PER/YEAR	CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION					TRN AMOUNT
101-6010-451.30-02	01/06/2010	VONS/PARENTS NIGHT OUT		23380300500844	010759	09/2010	19.89
101-6010-451.28-01	01/07/2010	WIRES/NAILS/SOUND BOARD		15052	010759	09/2010	99.79
101-6010-451.30-01	01/07/2010	OFFICE DESKS		201755	010759	09/2010	282.73
101-6010-451.30-01	01/07/2010	OFFICE SUPPLIES		6774	010759	09/2010	54.35
101-6010-451.30-02	01/08/2010	OPEN HOUSE SUPPLIES		010916	010759	09/2010	90.68
101-6010-451.28-01	01/08/2010	BRUSHES/PAINT		061208/2016170	010759	09/2010	145.47
101-0000-212.00-00	12/21/2009	PERSONAL USE-REIMBURSED		140748		09/2010	155.00
04/26/2010	70839	EYE/COMM	1891				2,217.95
101-5020-432.30-02	04/26/2010	MAILING SVCS-2010 EDCO		34029 ESTIMATE		10/2010	500.00
101-5040-434.30-02	04/26/2010	MAILING SVCS-2010 EDCO		34029 ESTIMATE		10/2010	1,200.00
601-5050-436.30-02	04/26/2010	MAILING SVCS-2010 EDCO		34029 ESTIMATE		10/2010	517.95
04/29/2010	70840	A.O.C. CONSTRUCTION INC.	2202				7,250.00
248-1920-519.20-06	04/19/2010	CLEAN&GREEN-1222 ESSEX ST		70814	010890	10/2010	7,250.00
04/29/2010	70841	ADULAM MINISTRIES	1				12,775.00
408-1920-519.20-06	04/20/2010	FIXTURES&EQUIP PARTIAL PY		04-20-2010		10/2010	12,775.00
04/29/2010	70842	AFFORDABLE PIPELINE SERVICES	1903				1,744.00
601-5060-536.20-06	03/11/2010	CCTV INSPECTION		4835	011001	09/2010	872.00
601-5060-536.20-06	03/31/2010	CCTV INSPECTION		4753	011001	09/2010	872.00
04/29/2010	70843	AFLAC	120				882.28
101-0000-209.01-13	04/15/2010	PR AP PPE 4/8/2010		20100415		10/2010	441.14
101-0000-209.01-13	04/29/2010	PR AP PPE 4/22/2010		20100429		10/2010	441.14
04/29/2010	70844	ALTERNATIVE ENERGY TECHNOLOGIE	1971				7,168.92
248-1920-519.20-06	04/15/2010	CLEAN&GREEN-1213 8TH ST		7023247CI	010995	10/2010	7,168.92
04/29/2010	70845	AMERICAN EXPRESS	1895				634.20
101-1010-411.30-02	03/23/2010	SYMPATHY FLOWERS/CAPT MIL		LMILLA0TSR1J	010034	09/2010	83.32
101-1010-411.30-02	04/06/2010	COFFEE/COCOA/BOWLS/PLATES		200402858	010034	09/2010	222.27
101-6010-451.30-02	04/07/2010	SPORTS PARK CAFE ITEMS		200458472	010034	09/2010	392.76
101-6010-451.30-02	04/08/2010	CR-MISSING ITEMS		48023	010034	09/2010	64.15-
04/29/2010	70846	CITY OF CHULA VISTA	823				50,205.00
101-3050-425.21-04	03/11/2010	DECEMBER 2009		AR127884		10/2010	16,735.00
101-3050-425.21-04	03/11/2010	JANUARY 2010		AR127885		10/2010	16,735.00
101-3050-425.21-04	03/11/2010	FEBRUARY 2010		AR127886		10/2010	16,735.00
04/29/2010	70847	COLONIAL LIFE & ACCIDENT	941				266.88
101-0000-209.01-13	04/15/2010	PR AP PPE 4/8/2010		20100415		10/2010	133.44
101-0000-209.01-13	04/29/2010	PR AP PPE 4/22/2010		20100429		10/2010	133.44
04/29/2010	70848	COUNTY OF SAN DIEGO RCS	1065				3,310.29
101-3010-421.21-25	04/01/2010	MARCH 2010		10CTOFIBN09	010551	10/2010	2,325.50
101-3020-422.21-25	04/01/2010	MARCH 2010		10CTOFIBN09	010551	10/2010	344.50
101-3030-423.20-06	04/01/2010	MARCH 2010		10CTOFIBN09	010551	10/2010	640.29
04/29/2010	70849	COUNTY RECORDER	1818				50.00
101-0000-221.01-02	04/21/2010	NOE - 1194 CONNECTICUT ST		MF 1030		10/2010	50.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
04/29/2010	70850	COX COMMUNICATIONS	1073	600.00	
503-1923-419.21-04	04/22/2010	04/25-05/24 3110039780701	05-16-2010	010309 10/2010	600.00
04/29/2010	70851	CULLIGAN WATER CO. OF SAN DIEG	1112	18.00	
101-1230-413.30-02	04/17/2010	MAY 2010	05678731	010138 10/2010	18.00
04/29/2010	70852	D.A.R. CONTRACTORS	1122	347.00	
101-3050-425.20-06	04/02/2010	MARCH 2010	0003059	010532 10/2010	347.00
04/29/2010	70853	DKC ASSOCIATES, INC.	2187	3,200.00	
101-1110-412.20-06	04/20/2010	04/09/10-04/20/10	191	010782 10/2010	1,065.60
405-1260-413.20-06	04/20/2010	04/09/10-04/20/10	191	010782 10/2010	1,065.60
502-1922-419.20-06	04/20/2010	04/09/10-04/20/10	191	010782 10/2010	1,068.80
04/29/2010	70854	DRUG TESTING NETWORK INC	1195	95.95	
101-1130-412.21-04	03/25/2010	RANDOM DRUG TESTING FOR M	48220	F01099 09/2010	95.95
04/29/2010	70855	EAGLE NEWSPAPER	1204	133.00	
405-1260-513.10-01	12/03/2009	LEGAL DISPLAY 12/03/09	52745	010989 09/2010	133.00
04/29/2010	70856	EPIC LAND SOLUTIONS, INC.	2105	14,892.17	
408-1920-519.20-06	03/31/2010	P/E 03/31/10-PROV SVCS	0310-0190	010328 09/2010	14,892.17
04/29/2010	70857	FASTENAL	909	295.62	
101-6040-454.30-02	04/13/2010	PB BLASTER	CACHU21837	010062 10/2010	62.55
101-6040-454.30-02	04/16/2010	RECOIL	CACHU21864	010062 10/2010	8.96
601-5060-436.28-01	03/10/2010	1/2' MONEL H/N	CACHU21461	010062 09/2010	112.12
101-6040-454.30-02	03/10/2010	BLANKET PURCHASE ORDER	CACHU21577	010062 09/2010	77.07
101-6040-454.30-02	03/23/2010	WIRE INS	CACHU21697	010062 09/2010	34.92
04/29/2010	70858	GO-STAFF, INC.	2031	540.00	
101-3020-422.21-01	04/20/2010	ROCHER, J W/E 04/18/2010	70775	010419 10/2010	300.00
101-3040-424.21-01	04/20/2010	FERNANDEZ, A W/E 04/18/10	70775	010705 10/2010	240.00
04/29/2010	70859	GRAINGER	1051	751.62	
101-1910-419.30-02	04/20/2010	BALLAST/LAMP	9233128520	010076 10/2010	267.31
101-6040-454.30-02	04/21/2010	1 POLE 24 HOUR TIMER	9234786029	010076 10/2010	64.22
101-6020-452.30-02	02/24/2010	PLAYGROUND PAINT	9191214155	010076 09/2010	92.11
601-5060-436.28-01	03/04/2010	SUMP PUMP SWITCH	9197792428	010076 09/2010	32.35
101-1910-419.28-01	03/18/2010	LAMP/BALLAST	9208546656	010076 09/2010	244.08
101-6040-454.30-22	03/25/2010	IMPACT DRIVER SET	9214211220	010076 09/2010	51.55
04/29/2010	70860	HCFA	2147	410.62	
101-3020-422.21-04	04/27/2010	FY09/10 4TH QTR HCFA BILL	5881	10/2010	410.62
04/29/2010	70861	I B FIREFIGHTERS ASSOCIATION	214	216.50	
101-0000-209.01-08	04/29/2010	PR AP PPE 4/22/2010	20100429	10/2010	216.50
04/29/2010	70862	IAAP SAN DIEGO CHAPTER	2208	35.00	
101-1110-412.28-04	04/21/2010	IAAP MAY MEETING AND MINI	05-05-2010	F01103 10/2010	35.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
04/29/2010 101-0000-209.01-10	70863 04/29/2010	ICMA RETIREMENT TRUST 457	242				5,240.12
		PR AP PPE 4/22/2010	20100429		10/2010		5,240.12
04/29/2010 101-6010-451.21-04	70864 04/19/2010	JESSOP & SON LANDSCAPING	479				3,052.83
		APRIL 2010/SPORTS PARK	388332	010004	10/2010		3,052.83
04/29/2010 405-1260-413.28-11	70865 04/20/2010	JUNE ENGEL	2213				43.78
		RDA - LIBRARY FLYERS - PR	04-20-2010	F01104	10/2010		43.78
04/29/2010 101-1130-412.20-06	70866 04/13/2010	MARCIA RASKIN	2116				1,695.00
		HR CONSULTING-INVSTGTION/	1	010992	10/2010		1,695.00
04/29/2010 405-1260-413.20-06	70867 04/14/2010	MIRELES LANDSCAPING	2107				500.00
		10TH/DONAX	0325	010996	10/2010		500.00
04/29/2010 408-5020-432.25-01	70868 04/23/2010	MOBILE HOME ACCEPTANCE CORPORA	1533				299.06
		05/07/10-06/06/10	151872	010146	10/2010		299.06
04/29/2010 503-1923-519.30-22 503-1923-419.30-22	70869 01/14/2010 03/23/2010	MPC OUTLET	2157				5,065.58
		LINKSYS WMP54G PCI CARD	145684	010998	09/2010		48.94
		PRINTERS	143809	010912	09/2010		5,016.64
04/29/2010 405-1260-513.20-06	70870 04/15/2010	NASLAND ENGINEERING	1656				405.00
		THRU 04/15/10 DATE ST END	89190	090544	10/2010		405.00
04/29/2010 101-6040-454.30-02 101-6020-452.28-01	70871 03/03/2010 03/04/2010	ONE SOURCE DISTRIBUTORS	1071				820.58
		PLAZA UP-LIGHTS BULBS	S3260247.001	010066	09/2010		698.60
		BALLAST	S3269497.001	010066	09/2010		121.98
04/29/2010 101-6040-454.21-04	70872 04/16/2010	PARTNERSHIP WITH INDUSTRY	1302				1,227.14
		P/E 04/15/2010	GS02801	010050	10/2010		1,227.14
04/29/2010 101-1920-532.20-06	70873 04/01/2010	PROJECT DESIGN CONSULTANT	65				900.00
		11/16/09-03/28/10	77593	010984	10/2010		900.00
04/29/2010 501-1921-419.28-16 501-1921-419.30-22 501-1921-419.28-16	70874 04/02/2010 04/16/2010 04/16/2010	RANCHO AUTO & TRUCK PARTS	1685				389.46
		FILTERS/ANTIFREEZE	7693-24473	010072	10/2010		84.02
		LIFT JACK	7693-26359	010072	10/2010		249.04
		FILTERS	7693-26431	010072	10/2010		56.40
04/29/2010 101-5040-434.21-04	70875 04/21/2010	RELIABLE TIRES COMPANY	136				82.00
		PICK-UP USED TIRES	74038	F01105	10/2010		82.00
04/29/2010 405-1260-413.20-06	70876 04/15/2010	ROBERT BACKER & ASSOCIATES	1620				1,450.00
		APPRAISAL-124 DAHLIA AVE	04-15-2010	010997	10/2010		1,450.00
04/29/2010 101-0000-221.01-02	70877 04/16/2010	ROBERT PALMER	4				400.48
		REFUND OF BALANCE	MF 980		10/2010		400.48
04/29/2010 101-0000-209.01-08	70878 04/29/2010	SEIU LOCAL 221	1821				1,401.20
		PR AP PPE 4/22/2010	20100429		10/2010		1,401.20

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR	TRN AMOUNT
04/29/2010	70879	SILVER STRAND PLAZA LLC	1824	122.05	
502-1922-419.28-17	04/28/2010	REIMBURSE PLUMBING SVCS	13572	10/2010	122.05
04/29/2010	70880	SOUTH BAY COMMUNITY SVCS	472	577.32	
248-1920-519.20-06	04/13/2010	CASA ESTABLE I	9	081176 10/2010	577.32
04/29/2010	70881	TRAFFIC CONTROL SERVICE INC.	684	972.86	
101-5010-431.21-23	04/05/2010	BARRICADES/ST SIGNS	967012	010077 10/2010	337.06
601-5060-436.30-02	04/13/2010	TRAFFIC CONES	786790	010077 10/2010	635.80
04/29/2010	70882	UNION TRIBUNE	738	427.40	
101-1020-411.28-07	04/01/2010	MARCH 2010 LEGAL ADVERTIS	176069	010045 10/2010	427.40
05/06/2010	70883	ACCOUNTEMPS	70	1,704.00	
101-1210-413.21-01	04/06/2010	DIAZ, E W/E 04/03/2010	30949023	010781 10/2010	744.00
101-1210-413.21-01	03/29/2010	DIAZ, E W/E 03/26/2010	30891082	010781 09/2010	960.00
05/06/2010	70884	ADT SECURITY SERVICES, INC.	103	75.08	
101-6010-451.21-04	04/03/2010	MAY 2010	22774520	010030 10/2010	75.08
05/06/2010	70885	ARROWHEAD MOUNTAIN SPRING WATE	1340	118.25	
101-5020-432.30-02	04/23/2010	APRIL 2010-PW	00D0026726646	010046 10/2010	44.13
101-5020-432.30-02	03/23/2010	MARCH 2010-PW	00C0026726646	010046 09/2010	74.12
05/06/2010	70886	AVI SYSTEMS, INC.	2227	392.81	
101-1020-411.21-04	04/15/2010	TOUCHSCREEN REPAIR/RESET	32068200	011004 10/2010	392.81
05/06/2010	70887	BARRETT ENGINEERED PUMPS	356	468.56	
601-5060-436.21-04	04/29/2010	GR T-6 REBUILD	070990	010114 10/2010	468.56
05/06/2010	70888	BDS ENGINEERING INC	372	29,054.25	
202-5016-531.20-06	04/08/2010	MARCH 2010 ST IMPROVEMENT	09-40B	010859 10/2010	19,250.00
408-6020-552.20-06	04/08/2010	MARCH 2010-SPORTS PARK	08-43G	090738 10/2010	623.75
405-1260-513.20-06	03/03/2010	DEC 09- FEB 10 VET'S PARK	08-14J	090742 09/2010	8,228.50
215-6026-452.20-06	04/08/2010	MARCH 2010 ASSESSMENT	10-05	11/2010	952.00
05/06/2010	70889	COMMERCIAL LANDSCAPE SUPPLY	944	126.28	
501-1921-419.28-16	04/16/2010	AUTOMATIC HEAD-NO BOLT	166670	010061 10/2010	83.89
101-6020-452.30-02	03/30/2010	GG MONOFIL	166317	010061 09/2010	42.39
05/06/2010	70890	COPY POST PRINTING	1371	298.66	
101-1210-413.28-11	04/29/2010	LEAVE SLIP PRINTING	19939	11/2010	298.66
05/06/2010	70891	COUNTY OF SAN DIEGO	1053	550.00	
601-5050-436.30-02	04/22/2010	SDCOE SPLASH SCIENCE LAB	SL-09-144	11/2010	550.00
05/06/2010	70892	DUNN EDWARDS CORPORATION	1197	383.35	
405-5030-433.30-02	04/28/2010	PAINT	2069014476	010129 10/2010	383.35
05/06/2010	70893	EAGLE NEWSPAPER	1204	270.00	
101-1020-411.28-07	11/05/2009	PUBLIC HEARING	52090	010407 09/2010	45.00

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ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO # PER/YEAR TRN AMOUNT
101-1020-411.28-07	11/12/2009	ORDINANCE 2009-1092/3	52221	010407 09/2010 95.00
101-1020-411.28-07	11/26/2009	ORDINANCE 2009-1093	52488	010407 09/2010 35.00
101-1020-411.28-07	12/10/2009	ORDINANCE NO 2009-1095	52891	010407 09/2010 45.00
101-1020-411.28-07	12/24/2009	ORDINANCE 2009-1095	53139	010407 09/2010 50.00
05/06/2010 70894	EDAW, INC	1804		2,103.91
405-1260-513.20-06	04/21/2010	02/27-04/02/10 MIXED USE	1457036	080317 10/2010 2,103.91
05/06/2010 70895	EDCO DISPOSAL CORPORATION	1205		128.96
408-1920-519.20-06	04/30/2010	APR 2010 ACCT 26-I1283685	04-30-2010	010330 10/2010 128.96
05/06/2010 70896	FASTENAL	909		12.17
101-1910-419.30-02	03/29/2010	VACUMCAP	CACHU21704	010062 09/2010 12.17
05/06/2010 70897	GO-STAFF, INC.	2031		1,627.50
101-3040-424.21-01	04/27/2010	FERNANDEZ, A W/E 04/25/10	70995	010705 10/2010 240.00
101-3020-422.21-01	02/16/2010	ROCHER, J W/E 02/14/2010	68865	010419 09/2010 165.00
101-3020-422.21-01	03/02/2010	ROCHER, J W/E 02/28/2010	69269	010419 09/2010 112.50
101-3020-422.21-01	03/09/2010	ROCHER, J W/E 03/07/10	69463	010419 09/2010 187.50
101-3040-424.21-01	05/04/2010	FERNANDEZ, A W/E 05/02/10	71234	010705 11/2010 240.00
101-3040-424.21-01	02/16/2010	ROCHER, J W/E 02/14/10	68865	010705 09/2010 172.50
101-3040-424.21-01	02/23/2010	ROCHER, J W/E 02/21/10	69057	010705 09/2010 180.00
101-3040-424.21-01	03/02/2010	ROCHER, J W/E 02/28/10 BL	69269	010705 09/2010 210.00
101-3040-424.21-01	03/16/2010	FERNANDEZ, A W/E 03/14/10	69663	010705 09/2010 120.00
05/06/2010 70898	LEHIGH HANSON	48		1,310.88
101-5010-431.30-02	02/05/2010	5.95 CONCRETE	489043	010124 09/2010 612.97
101-5010-431.30-02	02/18/2010	5.5 YRDS CONCRETE	489276	010124 09/2010 697.91
05/06/2010 70899	IB BUSINESS IMPROVEMENT DISTRI	487		8,909.00
101-0000-203.22-00	04/28/2010	JAN-MAR 2010 BID FEES	04-28-2010	11/2010 8,909.00
05/06/2010 70900	INTERSTATE BATTERY OF SAN DIEG	388		86.91
501-1921-419.28-16	05/03/2010	BATTERY	680027507	010063 11/2010 86.91
05/06/2010 70901	J. SIMMS AGENCY	1883		1,250.00
101-1920-419.20-06	04/22/2010	MAY 2010	2579	010029 10/2010 1,250.00
05/06/2010 70902	APEX ROOFING	2013		150.00
101-1920-532.20-06	04/26/2010	9TH&PALM-BILL'S HAPPY HAI	2118	F01106 10/2010 150.00
05/06/2010 70903	MICHAL PIASECKI CONSULTING	1795		7,290.00
101-5010-431.20-06	04/01/2010	MARCH 2010	135	010074 10/2010 652.50
405-1260-513.10-01	04/01/2010	MARCH 2010	135	010074 10/2010 270.00
405-1260-513.20-06	04/01/2010	MARCH 2010	135	010074 10/2010 5,760.00
601-5060-436.20-06	04/01/2010	MARCH 2010	135	010074 10/2010 562.50
601-5060-436.20-06	04/01/2010	MARCH 2010	135	010074 10/2010 45.00
05/06/2010 70904	PMI	23		216.43
101-6040-454.30-02	02/19/2010	PROTECTIVE GLOVES	0216762	010068 09/2010 216.43

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05/06/2010	70905	RELIABLE TIRES COMPANY	136	170.00	
101-5040-434.21-04	04/30/2010	PICK-UP LARGE USED TIRE	74147	F01107 10/2010	170.00
05/06/2010	70906	SHARP REES-STEALY MEDICAL	CNTR 390	410.00	
101-1130-412.21-04	04/10/2010	LANE, JOSHUA	223	010041 10/2010	190.00
101-1130-412.21-04	04/10/2010	BENNETT, ERIC	223	010041 10/2010	220.00
05/06/2010	70907	SKS INC.	412	3,115.33	
501-1921-419.28-15	04/22/2010	1,100 GAL REG FUEL	1232681-IN	010101 10/2010	3,115.33
05/06/2010	70908	SOUTH BAY FENCE INC.	475	1,395.00	
101-1920-532.20-06	04/22/2010	CHAIN LINK FENCE INSTALLA	410-60	011057 10/2010	1,395.00
05/06/2010	70909	SOUTH WEST SIGNAL	488	7,412.00	
101-5010-431.21-04	03/31/2010	MARCH 2010	49799	010086 09/2010	160.00
101-5010-431.21-04	03/31/2010	INSTALL LEDS 9TH/IB BL &	49808	010086 09/2010	3,578.00
101-5010-431.21-04	03/31/2010	REPLACE CLARY BATTERIES	49809	010086 09/2010	3,674.00
05/06/2010	70910	STRADLING YOCCA CARLSON &RAUTH	1374	302.00	
405-1260-413.20-06	04/14/2010	09/10 CONTINUING DISCLOSU	255873-0002	011058 10/2010	302.00
05/06/2010	70911	SUNGARD PUBLIC SECTOR INC.	1370	120.00	
101-1210-413.28-04	04/28/2010	WEB TRNG-GUERN/BERNAL	19217	010169 10/2010	120.00
05/06/2010	70912	SWRCB FEES	578	317.00	
405-1260-513.20-06	04/06/2010	APR-10/MAR 11, PERMIT FEE	SW-0017673	11/2010	317.00
05/06/2010	70913	THYSSENKRUPP ELEVATOR	663	219.65	
101-3030-423.20-06	05/01/2010	MAY 2010	1037048575	010043 11/2010	219.65
05/06/2010	70914	TRAFFIC CONTROL SERVICE INC.	684	3,243.41	
101-5010-431.25-02	04/20/2010	METAL PLATES RENTAL	969360	010077 10/2010	295.00
101-5010-431.21-23	02/18/2010	ALUM STOP BAR	960636	010077 09/2010	595.78
101-5010-431.21-23	03/17/2010	STREETS PAINT	964271	010077 09/2010	548.10
101-5010-431.21-23	03/24/2010	TRAFFIC PAINT-STREET	965368	010077 09/2010	664.39
101-5010-431.21-23	03/30/2010	STREET PAINT/RED-WHITE	966236	010077 09/2010	1,075.53
101-5010-431.21-23	04/22/2010	EPOXY 2 GAL	969701	010077 10/2010	64.61
05/06/2010	70915	UNDERGROUND SERVICE ALERT	OF 731	25.50	
601-5060-436.21-04	05/01/2010	APRIL 2010	420100305	010008 11/2010	25.50
05/06/2010	70916	WAXIE SANITARY SUPPLY	802	722.16	
101-6040-454.30-02	04/23/2010	CLEANING SUPPLIES	71911688	010069 10/2010	499.23
601-5060-436.30-02	04/29/2010	CASE TRI FOLD	71920761	010069 10/2010	222.93
05/06/2010	70917	XEROX CORPORATION	861	1,017.93	
101-1920-419.20-17	05/01/2010	APRIL 2010 CITY HALL	047719856	010229 11/2010	1,017.93
05/06/2010	70918	COUNTY OF SAN DIEGO	1143	2,667,492.00	
405-1260-413.20-06	11/13/2009	RDA SERAF SHIFT	2009-10	11/2010	2,667,492.00

PREPARED 05/10/2010, 16:43:41
PROGRAM: GM350L
CITY OF IMPERIAL BEACH

A/P CHECKS BY PERIOD AND YEAR
FROM 04/02/2010 TO 05/06/2010

PAGE 19
BANK CODE 00

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT		
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT

DATE RANGE TOTAL * 3,289,242.03 *



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER

MEETING DATE: MAY 19, 2010
ORIGINATING DEPT: COMMUNITY DEVELOPMENT DEPARTMENT
GREG WADE, COMMUNITY DEVELOPMENT DIRECTOR
JIM NAKAGAWA, AICP, CITY PLANNER
TYLER FOLTZ, ASSOCIATE PLANNER

SUBJECT: CONSENT AGENDA: ADMINISTRATIVE COASTAL PERMIT (ACP 090040) AND CERTIFICATE OF COMPLIANCE/BOUNDARY ADJUSTMENT (COC 090041) FOR THE CONSTRUCTION OF ONE NEW SINGLE-FAMILY RESIDENCE AND BOUNDARY ADJUSTMENT LOCATED AT 1194 CONNECTICUT STREET IN THE R-1-6000 (SINGLE-FAMILY RESIDENTIAL) ZONE. MF 1030.

PROJECT DESCRIPTION/BACKGROUND:

An application for an Administrative Coastal Development Permit (ACP 090040) and Boundary Adjustment / Certificate of Compliance (COC 090041) for the construction of one new single-family residential unit and boundary adjustment on an approximately 13,000 square foot vacant parcel at 1194 Connecticut Street (APN 632-092-20-00) in the R-1-6000 (Single-Family Residential) Zone.



PROJECT EVALUATION/DISCUSSION:

The project will adjust the boundaries of three lots on one 13,000 square foot parcel of land to create two lots each 6,500 square feet in size. The project is in compliance with Imperial Beach Municipal Code 19.12.040 – Minimum Lot Size which states that the minimum lot size for any new lot created in the R-1-6000 zone shall be 6,000 square feet. The southern parcel of the subject site is required to dedicate a corner radius rounding at the northwest corner of Fern Avenue and Connecticut Street for public purposes of an accessible pedestrian ramp. The City Engineer has determined the minimum corner radius rounding necessary for the pedestrian ramp which meets regional standards. The acceptance of the dedication must be acted on by

the legislative body. The applicant is in the process of constructing a home on the southern parcel.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

Pursuant to Section 15303, Class 3a of the Guidelines for the California Environmental Quality Act, entitled up to three single-family residences may be constructed or converted in a residential zone are categorically exempt from the CEQA.

FISCAL IMPACT:

The applicant has deposited \$2,400.00 in Project Account Number 090040 to fund the processing of this application.

DEPARTMENT RECOMMENDATION:

Accept the right-of-way dedication as shown on Parcel Map No. 090041 and approve the recordation of the map and associated documentation.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown

Attachments:

1. Parcel Map No. 090041

c: file MF 1030
Robert Newton, 1380 East Lane, Imperial Beach, CA 91932
Richard Black, BDS Engineering, 6859 Federal Blvd., Lemon Grove, CA 91945-1315

Return to Agenda



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER

MEETING DATE: MAY 19, 2010
ORIGINATING DEPT.: Jacqueline M. Hald, City Clerk

SUBJECT: CANCELLATION OF THE JUNE 16, 2010 CITY COUNCIL MEETING AND HOLDING A REGULAR MEETING ON TUESDAY, JUNE 15, 2010

BACKGROUND AND DISCUSSION:

Due to scheduling conflicts, staff is recommending cancellation of the June 16, 2010 City Council meeting and holding a regular meeting on Tuesday, June 15, 2010.

ENVIRONMENTAL IMPACT

Not a project as defined by CEQA.

FISCAL IMPACT:

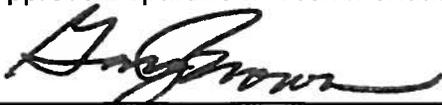
None.

DEPARTMENT RECOMMENDATION:

That the City Council cancel the June 16, 2010 City Council meeting and schedule a Regular Meeting for Tuesday, June 15, 2010 at 6:00 p.m. in the Council Chambers.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: GARY BROWN, CITY MANAGER

MEETING DATE: MAY 19, 2010

ORIGINATING DEPT.: GREG WADE, COMMUNITY DEVELOPMENT DIRECTOR *GW*
JENNIFER M. LYON, CITY ATTORNEY

SUBJECT: INTRODUCTION AND FIRST READING OF ORDINANCE NO. 2010-1104 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES

BACKGROUND:

The Redevelopment Agency is currently in the process of carrying out the 9th and Palm Redevelopment Project. In order to carry out this project, it has been necessary to require the relocation or removal of various businesses currently operating within the boundaries of the shopping center. Several such businesses were operating as lawfully established businesses pursuant to Imperial Beach Municipal Code (IBMC) Chapter 4.56. However, relocating the businesses would likely require the owner to obtain a business license for the new location and, at times, may be subject to land use regulations adopted after establishment of the use. Chapter 4.56 does not expressly allow lawfully operating businesses and smoke shops to maintain their lawful status if the City or Redevelopment Agency requires relocation of the business or smoke shop in order to complete the 9th and Palm Redevelopment Project. Thus, a business required to relocate could be denied a business license because, as a result of relocation, it ceased to be a lawfully operating business or smoke shop.

DISCUSSION:

Since several businesses within the 9th and Palm Redevelopment Project were legally operating under the IBMC and are being required to vacate the premises due to the Redevelopment Project, there is a need to clarify certain provisions of the Municipal Code regarding the ability of lawfully established businesses, in particular smoke shops, to resume operations when the City or Redevelopment Agency requires an existing business to relocate. The proposed amendments clarify that such businesses required to relocate as part of a Redevelopment Agency redevelopment project will maintain their lawful status and may obtain a business license to operate the same business at a new location within the C-1 zone of the City.

Staff recommends that Chapters 4.04 and 4.56 of the Imperial Beach Municipal Code be amended as follows:

4.04.080. License—Nontransferable—Change of location.

Each license granted or issued under the provisions of this chapter shall authorize the licensee to transact or carry on the business or calling therein designated and at no other place than as designated on the license. Except as provided in Chapter 4.56.010 for lawfully established smoke shops and businesses that are displaced due to redevelopment activities, a license issued pursuant to this chapter shall not be assigned or transferable. Additionally, a change of location shall be allowed to the owner of the license not regulated by Chapter 4.56 upon the payment to the Finance Director of the sum of one dollar and upon approval of the Chief of Police.

Chapter 4.56: Smoke Shops. Staff recommends that the definition in Section 4.56.010 be amended as follows:

“‘Lawfully established business’ or ‘lawfully established smoke shop’ means a business or smoke shop presently engaged in tobacco retailing prior to passage of the ordinance codified in this chapter and operating pursuant to a lawful business license, or is operating pursuant to a lawful, non-transferred renewal of such a business’s business license in existence before passage of said ordinance. No lawfully established smoke shop or lawfully established business that is displaced or required to relocate by the city or its redevelopment agency due to redevelopment activities shall lose its lawful status solely as a result of such relocation within the same zone as it was previously located. A lawfully established smoke shop that has been relocated as provided for in this section shall not be prevented from transferring an existing valid business license or obtaining a new business license to engage in tobacco retailing at the designated new location.”

FISCAL IMPACT:

N/A

ENVIRONMENTAL IMPACT:

The ordinance amending Chapters 4.04 and 4.56 to allow existing businesses that are required to relocate due to redevelopment activities to maintain their lawful operating status upon relocation is exempt from further review under the California Environmental Quality Act (“CEQA.”) Specifically, the adoption of the ordinance is exempt under the general rule found in CEQA Guidelines section 15061(b)(3) which states that CEQA only applies to projects that would have a significant effect on the environment and the activity is exempt from further review when it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

DEPARTMENT RECOMMENDATION:

Staff recommends that:

1. The City Council receive this report;
2. The Mayor calls for the reading of the title of Ordinance No. 2010-1104 an Ordinance of the City Council of the City of Imperial Beach, California, amending Chapters 4.04, Business Licenses Generally, and 4.56, Smoke Shops, of the City of Imperial Beach Municipal Code related to the continuation of lawfully established businesses;
3. City Clerk to read title of the Ordinance No. 2010-1104; 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.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.

A handwritten signature in blue ink, appearing to read "Gary Brown", is written over a horizontal line.

Gary Brown, City Manager

Attachments: 1. Ordinance No. 2010-1104

ORDINANCE NO. 2010-1104

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES

WHEREAS, the City Council of the City of Imperial Beach adopted an ordinance adding Chapter 4.56 to the Imperial Beach Municipal Code; and,

WHEREAS, Chapter 4.56 generally prohibits smoke shops within the City; and,

WHEREAS, under Chapter 4.56, smoke shops that were operating pursuant to a valid business license at the time Chapter 4.56 was adopted are allowed to continue operating as a lawfully established business; and,

WHEREAS, certain lawfully established smoke shops are located within the 9th and Palm Redevelopment Plan area; and,

WHEREAS, on February 17, 2010, the City of Imperial Beach adopted a resolution to clarify the ambiguity in the zoning code with respect to the relocation of certain legal non-conforming uses located within the 9th and Palm Redevelopment Plan area; and,

WHEREAS, Chapter 4.56 is proposed to be amended in order to ensure that lawfully established smoke shops may continue to operate when such a business is required to relocate as a result of redevelopment activities; and,

WHEREAS, conforming amendments to Chapter 4.04 are required in order to eliminate potentially inconsistent provisions in the Imperial Beach Municipal Code.

NOW, THEREFORE, the City Council of Imperial Beach hereby ordains as follows:

SECTION 1. Section 4.04.080 of Chapter 4.04, Business Licenses Generally, is hereby amended to read as follows:

“4.04.080. License—Nontransferable—Change of location.

Each license granted or issued under the provisions of this chapter shall authorize the licensee to transact or carry on the business or calling therein designated and at no other place than as designated on the license. Except as provided in Chapter 4.56.010 for lawfully established smoke shops and businesses that are displaced due to redevelopment activities, a license issued pursuant to this chapter shall not be assigned or transferable. Additionally, a change of location shall be allowed to the owner of the license not regulated by Chapter 4.56 upon the payment to the Finance Director of the sum of one dollar and upon approval of the Chief of Police.

SECTION 2. Chapter 4.56, Smoke Shops, section 4.56.010, Definitions, is hereby amended to read as follows:

“Lawfully established business’ or ‘lawfully established smoke shop’ means a business or smoke shop presently engaged in tobacco retailing prior to passage of the ordinance codified in this chapter and operating pursuant to a lawful business license, or is operating pursuant to a lawful, non-transferred renewal of such a business’s business license in existence before passage of said ordinance. No lawfully established smoke shop or lawfully established business that is displaced or required to relocate by the city or its redevelopment agency due to redevelopment activities shall lose its lawful status solely as a result of such relocation within the same zone as it was previously located. A lawfully established smoke shop that has been relocated as provided for in this section shall not be prevented from transferring an existing valid business license or obtaining a new business license to engage in tobacco retailing at the designated new location.”

SECTION 3. All provisions of Chapter 4.04 and 4.56 not specifically amended by this Ordinance remain in full force and effect.

SECTION 4. The City Clerk is directed to prepare and have published a summary of this ordinance no less than five days prior to the consideration of its adoption and again within 15 days following adoption indicating votes cast.

SECTION 5. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity of any other portion of this Ordinance and, to that end, the provisions of this Ordinance are severable.

EFFECTIVE DATE: This Ordinance shall be effective thirty (30) days after its adoption.

INTRODUCED AND FIRST READ at a regular meeting of the City Council of the City of Imperial Beach, California, on the 19th day of May, 2010; and

THEREAFTER ADOPTED at a regular meeting of the City Council of the City of Imperial Beach, California, on the 2nd day of June, 2010, by the following vote:

AYES: **COUNCILMEMBERS:**
NOES: **COUNCILMEMBERS:**
ABSENT: **COUNCILMEMBERS:**

JAMES C. JANNEY, MAYOR

ATTEST:

**JACQUELINE M. HALD, CMC
CITY CLERK**

APPROVED AS TO FORM:

**JENNIFER M. LYON
CITY ATTORNEY**

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be an exact copy of Ordinance No. 2010-_____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES

CITY CLERK

DATE



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: MAY 19, 2010
ORIGINATING DEPT.: PUBLIC WORKS *HO 1*
SUBJECT: SECOND READING OF ORDINANCE TO CONSIDER ADOPTION OF THE SEWER SERVICE CHARGE FOR FISCAL YEAR 2011

BACKGROUND: Pursuant to Chapter 13.06 of the Imperial Beach Municipal Code, a sewer service fee is charged to all residential and non-residential customers in the city limits of the City of Imperial Beach that discharge sewage into the sewer lines maintained by the city, or is considered by the San Diego Metropolitan Sewer System to be within the city jurisdiction. Ordinance 2005-1030, Section 2, adopted by Council on July 20, 2005 states:

"Ordinance 2005-1030, Section 2:
"The rates established hereunder shall increase each July 1st, beginning in the year 2006 through July 1, 2010, inclusive, by the amount of five and one-half percent (5.5%) to account for expected increased costs of sewer service. Rates, beginning in July 1, 2011 and thereafter, will be adjusted based on the United States Bureau of Labor Statistics Consumer Price Index data for the Los Angeles-Riverside-Orange County Statistical Area, or by a more appropriate future determiner of Imperial Beach Cost of Living that may be developed. Prior to the scheduled increase each year, the City Council shall hold a public hearing in conjunction with the process of adoption or review of the City budget adoption of the annual City budget to determine if there are costs reasonably borne by the City to justify the annual increase established hereunder. If the City Council determines that the actual costs of the sewer program do not require the automatic annual increase, the City Council shall amend the sewer rates to reflect the actual costs of service, including adequate reserves for contingencies. Nothing herein prevents the City Council from enacting fees that cover the actual costs of the sewer program."

Imperial Beach Municipal Code 13.06.080. Single-Family rate limit. reads –
"Notwithstanding Section 13.06.140 of this chapter, single family residential ratepayers shall have an annual rate limit of six hundred dollars per household. This limit shall increase at the rate of the cost of living factors implemented on an annual basis under Section 13.06.140 of this chapter and its implementing Ordinance No. 2005-1030 (Ordinance 2005-1035 § 2, 2005)."

The calculated annual Single –Family Rate Limit is as follows:

FISCAL YEAR	AMOUNT	5.5% INCREASE	TOTAL RATE LIMIT
2005/2006	\$600	\$33	\$633
2006/2007	\$633	\$35	\$668

2007/2008	\$668	\$37	\$705
2008/2009	\$705	\$39	\$743
2009/2010	\$743	\$41	\$784
2010/2011	\$784	\$43	\$827

Since the sewer service charges are codified in the Imperial Beach Municipal Ordinance, changes to the sewer service charges must be made through a new ordinance. And, since the ordinance proposes a change in a sewer service fee, a public hearing must be held to effect sewer service fee changes.

Additionally in the recent California Supreme Court decision (*Bighorn-Desert View Water Agency v. Verjil*, (2006) 39 Cal. 4th 205), the court ruled that a public agency's water rate and charges for ongoing water delivery are subject to the initiative provision of Article 13C, Section 3, as added to the California Constitution by Proposition 218. The *Bighorn* decision raises concerns about the applicability of this decision relative to waste water (sewer) service charges, particularly with regard to public noticing requirements. In an abundance of caution, City Council directed staff to notice a 45-day public hearing period and for staff to mail notices of the proposed fee increase to all affected property owners.

DISCUSSION: On March 17, 2010, City Council set the public hearing and first reading of the ordinance for the May 4, 2010, regular City Council meeting. The following adoption schedule was approved:

- Mail the 45-day notice no later than March 21, 2010
- Public Hearing and First Reading of Ordinance, May 4, 2010
- Second Reading of Ordinance, May 19, 2010

The 5.5% adjustment for the year starting July 1, 2010, is shown on the below table:

Revised Sewer Rates FY 2010/11 FOR ANNUAL BILL CALCULATIONS			
<i>City of Imperial Beach</i>			
Customer Class		Current Rate (2009/10) (a)	Requested (2010/11) Sewer Rates (b)
Single-Family Residential (c)	Class 1		
Volume-based Rate	Class 1	\$2.2782	\$2.4035
Annual Base Charge	Class 1	\$153.5399	\$161.9846
Multi-Family Residential	Class 2	\$3.8678	\$4.0805
Rest./Bakeries/Mort./Groc.	Class 3	\$7.4023	\$7.8094
Small Commercial	Class 4	\$3.8444	\$4.0558
Car Wash/Laundries	Class 5	\$3.5042	\$3.6969
Public Agency/Institutional	Class 6	\$3.2452	\$3.4237
Heavy Commercial	Class 7	\$6.7598	\$7.1316
Mixed Use Light	Class 8	\$3.9202	\$4.1358
Mixed Use Heavy	Class 8.5	\$5.7047	\$6.0185
Navy	Class 9	\$4.4390	\$4.6831
Sewer Unit Charges – by Treatment Parameter			
Volume Charges (\$/HCF)		\$3.0836	\$3.2532
Strength Surcharges – BOD (\$/lb)		\$0.5186	\$0.5471
Strength Surcharges – TSS (\$/lb.)		\$0.4816	\$0.5081

(a) Current rates effective July 1, 2009

(b) 5.5% increase per Ordinance No. 2005-1030, Section 2

(c) Maximum Single Family residential rate cap is \$827.12

As of the time of the preparation of this staff report, staff has received:

- 8 telephonic inquiries regarding the notice to adjust the rate
- 1 telephonic complaints regarding the notice to adjust the rate
- 1 written objections to the notice to adjust the rate
- 1 public hearing objection

The recommendation of a 5.5% rate increase is based on data in the chart provided below. Revenues vs. expenses, actual and projected, are shown from 2008-09 through 2014-15 budget years assuming no rate increase starting budget year 2010/2011:

	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15
	Actual	Budget	Budget	Budget	Budget	Budget	Budget
Revenue	\$ 3,740,482	\$ 3,741,500	\$ 3,731,500	\$ 3,731,500	\$ 3,731,500	\$ 3,731,500	\$ 3,731,500
Expenses							
Treatment	\$ 1,857,564	\$ 2,474,000	\$ 2,500,000	\$ 2,575,000	\$ 2,652,250	\$ 2,731,818	\$ 2,813,772
Capital	\$ 82,973	\$ 300,000	\$ 400,000	\$ 400,000	\$ 1,000,000	\$ 400,000	\$ 400,000
All Other	\$ 988,136	\$ 1,142,907	\$ 1,129,707	\$ 1,129,707	\$ 1,129,707	\$ 1,129,707	\$ 1,129,707
Total Expenses	\$ 2,928,673	\$ 3,916,907	\$ 4,029,707	\$ 4,104,707	\$ 4,781,957	\$ 4,261,525	\$ 4,343,479
Net	\$ 811,809	\$ (175,407)	\$ (298,207)	\$ (373,207)	\$(1,050,457)	\$ (530,025)	\$ (611,979)

Assumptions in the above figures:

1. Metro Sewer costs will increase at a 3% per annum rate. Note that Metro costs increased 19% between FY 08/09 and 09/10.
2. Personnel costs are unchanged from FY 09/10 forward.
3. Imperial Beach Share of Palm Avenue Trunk Line Rehabilitation in FY 2012/2013 is \$600,000.
4. City CIP program costs remain at or below \$400,000 per year.

The Sewer Fund has two major cost items: sewer treatment and capital improvements. Annually, the City pays the City of San Diego approximately \$2 million for sewer treatment. This cost represents 72% of sewer rate revenue. In fiscal year 2008-09, sewer treatment costs totaled \$1.8 million. In the current fiscal year treatment costs will be \$2.2 million. The projection from the City of San Diego for next fiscal year is \$2.5 million, a \$700,000 increase from fiscal year 2008-09.

The second largest single cost is for capital improvements. The City Council approved a five year capital improvement plan based a recent study of the sewer system. This study recommended spending \$400,000 per year to maintain the sewer system. Additionally, the City was advised that our share of improvements to Palm Avenue Trunk Line would be \$600,000 (due in 2012-13).

Each 1% increase in rates generates \$34,000. A 5.5% increase would generate \$187,000. This rate increase combined with the existing rate revenue for capital, would balance the fund for next year.

The Sewer Enterprise Fund available balances over the past five years are as follows:

Fiscal Year	2005	2006	2007	2008	2009
Available Balance	\$5,075,204	\$4,137,739	\$2,939,066	\$2,356,235	\$2,941,025

ENVIRONMENTAL DETERMINATION:

Not a project as defined by CEQA.

FISCAL IMPACT:

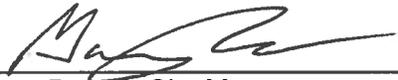
The Ordinance will increase the cost of sewer service by 5.5% across the board for all sewer customers.

DEPARTMENT RECOMMENDATION:

1. Receive report;
2. Approve the 5.5% rate increase for FY 2010/2011.
3. Mayor calls for the reading of the title of Ordinance No. 2010-1103, "an Ordinance of the City Council of the City of Imperial Beach, California, adopting the revised sewer service rates for sanitary sewer service and amending section 13.06.140.B of Chapter 13.06 of the Imperial Beach Municipal Code pertaining to sewer service charges designated";
4. City Clerk to read title of the Ordinance No. 2010-1103; and
5. Motion to dispense with the second reading and adopt Ordinance No. 2010-1103 by title only.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

Attachments:

1. Ordinance No. 2010-1103

ORDINANCE NO. 2010-1103

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH CALIFORNIA ADOPTING THE REVISED SEWER SERVICE RATES FOR SANITARY SEWER SERVICE AND AMENDING SECTION 13.06.140.B OF CHAPTER 13.06 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO SEWER SERVICE CHARGES - DESIGNATED

WHEREAS, On July 20, 2005, City Council adopted Ordinance No. 2005-1030 revising the sewer service fee in Fiscal Year 2006; and

WHEREAS, Ordinance 2005-1030, Section 2 stated, "The rates established hereunder shall increase each July 1st, beginning in the year 2006 through July 1, 2010, inclusive, by the amount of five and one-half percent (5.5%) to account for expected increased costs of sewer service"; and

WHEREAS, in subsequent Fiscal Years 2007, 2008, 2009, and 2010 the Sewer Service Charges were increased by 5.5% respectively; and

WHEREAS, Rates, beginning in July 1, 2011 and thereafter, will be adjusted based on the United States Bureau of Labor Statistics Consumer Price Index data for the Los Angeles-Riverside-Orange County Statistical Area, or by a more appropriate future determiner of Imperial Beach Cost of Living that may be developed; and

WHEREAS, the increased costs of sewer service does not exceed the actual cost of providing service.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH AS FOLLOWS:

Section 1: Section 13.06.140.B is hereby amended to read as follows:

"B. Said service charges are based upon the Foresight Consulting Sewer Rate Study, June 2005. Annual sewer service charges will be determined by applying the volume charge per hundred cubic feet (HCF) for each customer classification to each premises as determined by the water utility meter readings for the prior year, and the suspended solids (SS) and biological oxygen demand (BOD) content for such volume.

Revised Sewer Rates FY 2010/11 FOR ANNUAL BILL CALCULATIONS			
<i>City of Imperial Beach</i>			
Customer Class		Current Rate (2009/10) (a)	Requested (2010/11) Sewer Rates (b)
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Annual Base Charge	Class 1	\$153.5399	\$161.9846
Multi-Family Residential	Class 2	\$3.8678	\$4.0805
Rest./Bakeries/Mort./Groc.	Class 3	\$7.4023	\$7.8094
Small Commercial	Class 4	\$3.8444	\$4.0558
Car Wash/Laundries	Class 5	\$3.5042	\$3.6969
Public Agency/Institutional	Class 6	\$3.2452	\$3.4237
Heavy Commercial	Class 7	\$6.7598	\$7.1316
Mixed Use Light	Class 8	\$3.9202	\$4.1358
Mixed Use Heavy	Class 8.5	\$5.7047	\$6.0185
Navy	Class 9	\$4.4390	\$4.6831
Sewer Unit Charges – by Treatment Parameter			
Volume Charges (\$/HCF)		\$3.0836	\$3.2532
Strength Surcharges – BOD (\$/lb)		\$0.5186	\$0.5471
Strength Surcharges – TSS (\$/lb.)		\$0.4816	\$0.5081

- (a) Current rates effective July 1, 2009
- (b) 5.5% increase per Ordinance No. 2005-1030, Section 2
- (c) Maximum Single Family residential rate cap is \$827.12

Section 2: This ordinance shall become effective thirty (30) days following its passage and adoption.

Section 3: The City Council of the City of Imperial Beach hereby declares that should any section, paragraph, sentence, phrase, term or word of this Ordinance, hereby adopted, be declared for any reason to be invalid, it is the intent of the City Council that it would have adopted all other portions of this Ordinance irrespective of any such portion declared invalid.

INTRODUCED AND FIRST READ at a regular meeting of the City Council of the City of Imperial Beach, held on the 4th day of May 2010, and thereafter **PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Imperial Beach, California, held on the 19th day of May 2010 by the following roll call vote:

AYES: **COUNCILMEMBERS:**
NOES: **COUNCILMEMBERS:**
ABSENT: **COUNCILMEMBERS:**

JAMES C. JANNEY, MAYOR

ATTEST:

JACQUELINE M. HALD, CITY CLERK

APPROVED AS TO FORM:

JAMES LOUGH, CITY ATTORNEY

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be true and exact copy of Ordinance No. 2010-1103, Adopting The Revised Sewer Service Rates For Sanitary Sewer Service And Amending Section 13.06.140.B Of Chapter 13.06 Of The Imperial Beach Municipal Code Pertaining To Sewer Service Charges - Designated

CITY CLERK

DATE



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: MAY 19, 2010
ORIGINATING DEPT.: PUBLIC WORKS *HCB*
SUBJECT: PUBLIC HEARING; ADOPTION OF TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2011-2015

BACKGROUND: At the March 19, 2008, City Council Meeting, Council adopted Resolution No. 2008-6603 approving the Regional Transportation Improvement Program (RTIP), Five-Year TransNet Local Streets and Road Program Projects, for fiscal years 2009-2013. The Program requires TransNet recipients to submit formal revisions or updates to the Five-Year plan every two years. The City's 2011 – 2015 RTIP street projects approval resolution is due to SANDAG not later than June 30, 2010.

Starting with Fiscal Year 2009, the TransNet Extension Ordinance became effective. The TransNet Extension Ordinance limited the maintenance expenditures on Local Streets and Roadway Program to a maximum of 30% of the total Local Streets and Roadway Program allocation. The remaining 70% of the allocated funds are to be expended on capital program expenditures.

DISCUSSION: The attached table (Attachment # 2) provides the estimated RTIP program allocation for the City of Imperial Beach for the five-year period (FY 2011-2015). Additionally, the table provides staff's recommended projects using the funds available from TransNet.

In Attachment # 2 the project "IB02 Street Maintenance 30%" allocation will be used to fund a portion of the Street Division Operating and Maintenance (O&M) budget. This is the budget that is limited to the 30% portion of the total TransNet allocation. The remaining 70% of the TransNet allocation is programmed towards Congestion Relief projects. Staff is working with the City Engineer to prepare the plans and specifications for many of the street improvements listed in FY 2011.

ENVIRONMENTAL DETERMINATION:

Approval of this budget plan is not a project as defined by CEQA. However, once a project has been designed using these funds, an environmental determination may be required.

FISCAL IMPACT:

The program allocation of TransNet funds is approximately \$2,895,000 plus \$436,000 ARRA funds plus \$461,534 cash on hand from previous fiscal years. Thus for the next 5-year RTIP budget cycle, the City has a total estimated revenue of \$3,792,534. TRANSNET is estimated to

return about \$600,000 less revenue to the City than was projected in the FY 2009-2013 Five Year budget cycle.

DEPARTMENT RECOMMENDATION:

1. Receive this report.
2. Open the Public Hearing.
3. Receive public comment.
4. Close the Public Hearing.
5. Discuss the CIP projects proposed for the 5-year CIP project – modify or accept the projects proposed.
6. Adopt the attached resolution (with modification if desired).
7. Authorize the Public Works Director to submit Resolution 2010-6887 to SANDAG.
8. Approve the Attachment 2 listed RTIP projects being added to and included in the City of Imperial Beach adopted 5-year CIP.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

Attachments:

1. Resolution No. 2010-6887.
2. 2010 RTIP City of Imperial Beach.

RESOLUTION NO. 2010-6887

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, ADOPTING THE *TRANSNET* LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2011 THROUGH 2015

WHEREAS, on November 4 2004, the voters of San Diego County approved the San Diego Transportation Improvement Program Ordinance and Expenditure Plan (*TransNet* Extension Ordinance); and

WHEREAS, the *TransNet* Extension Ordinance provides that SANDAG, acting as the Regional Transportation Commission, shall approve a multi-year program of projects submitted by local jurisdictions identifying those transportation projects eligible to use transportation sales tax (*TransNet*) funds; and

WHEREAS, the City of Imperial Beach was provided with an estimate of annual *TransNet* local street improvement revenues for fiscal years 2011 through 2015; and

WHEREAS, the City of Imperial Beach has held a noticed public meeting with an agenda item that clearly identified the proposed list of projects prior to approval of the projects by its authorized legislative body in accordance with Section 5(A) of the *TransNet* Extension Ordinance and Rule 7 of SANDAG Board Policy 31;

NOW THEREFORE, BE IT RESOLVED that pursuant to Section 2(C)(1) of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that no more than 30 percent of its annual revenues shall be spent on maintenance-related projects.

BE IT FURTHER RESOLVED that pursuant to Section 4(E)(3) of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that all new projects, or major reconstruction projects, funded by *TransNet* revenues shall accommodate travel by pedestrians and bicyclists, and that any exception to this requirement permitted under the Ordinance and proposed shall be clearly noticed as part of the City of Imperial Beach's public hearing process.

BE IT FURTHER RESOLVED that pursuant to Section 8 of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that the required minimum annual level of local discretionary funds to be expended for street and road purposes will be met throughout the 5-year period consistent with the most recent Maintenance of Effort Requirements adopted by SANDAG.

BE IT FURTHER RESOLVED that pursuant to Section 9A of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that it will extract \$2,081 from the private sector for each newly constructed residential housing unit in that jurisdiction to comply with the provisions of the Regional Transportation Congestion Improvement Program (RTCIP).

BE IT FURTHER RESOLVED that pursuant to Section 13 of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that it has established a separate Transportation Improvement Account for *TransNet* revenues with interest earned expended only for those purposes for which the funds were allocated.

BE IT FURTHER RESOLVED that pursuant to Section 18 of the *TransNet* Extension Ordinance, the City of Imperial Beach certifies that each project of \$250,000 or more will be clearly designated during construction with *TransNet* project funding identification signs.

BE IT FURTHER RESOLVED that the City of Imperial Beach does hereby certify that all other applicable provisions of the *TransNet* Extension Ordinance and SANDAG Board Policy 31 have been met.

BE IT FURTHER RESOLVED that the City of Imperial Beach agrees to indemnify, hold harmless, and defend SANDAG, the San Diego County Regional Transportation Commission, and all officers and employees thereof against all causes of action or claims related to local *TransNet* funded projects.

PASSED AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 19th day of May 2010, by the following vote:

AYES: **COUNCILMEMBERS:**
NOES: **COUNCILMEMBERS:**
ABSENT: **COUNCILMEMBERS:**

JAMES C. JANNEY, MAYOR

ATTEST:

JACQUELINE M. HALD, CMC
CITY CLERK

RTIP 2010

2010 RTIP City of Imperial Beach

		FY2011	FY2012	FY2013	FY2014	FY2015	Total	
IB02	1	Street Maintenance 30%	157,200.00	162,600	170,700	183,300	194,700	868,500
IB12	2	Major St Improvementsb 70%	366,800.00	379,400	398,300	427,700	454,300	2,026,500
IB12	3	Stimulus funds Carry Over 70%	436,000.00					
IB12	4	Cash on Hand	461,534.00					
IB12	5	Total	1,264,334.00					
Yellow	1-11	3rd Street (I.B. Blvd to Elm Ave)	1,264,334.00					
Yellow	2-11	7th Street (Encina Ave to I.B. Blvd)						
Yellow	3-11	Adelfa Court (Oneonta Ave to Hemlock Ave)						
Yellow	4-11	Delaware St (Grove Ave to I.B. Blvd)						
Yellow	5-11	Arriba Ave (9th to Cul-de-sac)						
Yellow	6-11	Elder Ave (3rd to Seacoast Dr)						
Yellow	7-11	Elder Ave (10th to East City Limits)						
Yellow	8-11	14th St (Grove to Iris Ave)						
Yellow	9-11	Hemlock Ave (Adelfa Court to 10th St)						
Yellow	10-11	Daisy Ave (Corvina to Seacoast Dr.)						
Yellow	11-11	Grove Ave (Connecticute St to 8th St)						
Orange	12-12	Elm Ave Storm drain from Florence to Florida		\$ 379,400.00				
Orange	13-12	Calla Storm Drain (532 Calla to Rainbow)						
Green	14-13	9th Street overlay (Calla to I.B. Blvd)			398,300.00			
Purple	15-14	Elm Ave (7th to 10th)						
Purple	16-14	7th St (Encina to Palm Ave)				427,700.00		
Blue	17-15	Georgia St. (I.B. Blvd. to Fern St.)						
Blue	18-15	Donax Ave (13th St. to East City Limits)						
Blue	19-15	Donax Ave (2nd to 3rd St.)						
Blue	20-15	5th St. (I.B. Blvd. to Fern St.)						
Blue	21-15	Fern St. (5th St to Sports Park)						
Blue	22-15	Grove Ave. (Sports Park to Loudon Lane)						
Blue	23-15	Louden Lane (I.B. Blvd. to Grove Ave.)					454,300	



AGENDA ITEM NO. (e-1)

**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL AND CHAIR AND MEMBERS OF THE REDEVELOPMENT AGENCY

FROM: GARY BROWN, CITY MANAGER/EXECUTIVE DIRECTOR

MEETING DATE: MAY 19, 2010

ORIGINATING DEPT.: COMMUNITY DEVELOPMENT DEPARTMENT
GREG WADE, COMMUNITY DEVELOPMENT DIRECTOR *aw*

SUBJECT: MONTHLY UPDATE REPORT ON THE REDEVELOPMENT OF THE SEACOAST INN HOTEL

BACKGROUND:

At the City Council meeting on Wednesday, April 21, 2010, the City Council approved a Memorandum of Understanding (MOU) between the City/Redevelopment Agency and the Developer/Property Owners of the Seacoast Inn (Imperial Coast Limited Partnership) outlining financial and other commitments for the redevelopment of the Seacoast Inn. Also approved as part of the MOU was a Project Schedule detailing important project milestones for the project's development.

DISCUSSION:

At the meeting on April 21, 2010, the City Council also requested a monthly update report be made to advise the Council on progress made and compliance with the approved MOU and Project Schedule. As such, on Wednesday, May 19, 2010, City/Agency staff and representatives from Pacifica will make the first of these reports.

FISCAL ANALYSIS:

No fiscal impact with this report.

ENVIRONMENTAL REVIEW

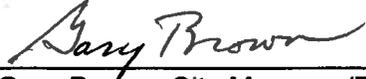
None required with this report.

DEPARTMENT RECOMMENDATION:

That the City Council/Redevelopment Agency receive the update report on the Seacoast Inn project and provide comment and input as necessary.

CITY MANAGER'S RECOMMENDATION

Approved Department recommendation.

A handwritten signature in cursive script that reads "Gary Brown".

Gary Brown, City Manager/Executive Director

Attachments: None



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: MAY 19, 2010
ORIGINATING DEPT.: PUBLIC WORKS *HAL*
SUBJECT: RESOLUTION REJECTING ALL BIDS FOR CERTAIN PUBLIC WORKS CONTRACT – SKATE PARK ELEMENT CIP (P07-101)

BACKGROUND: The Five-Year Capital Improvement Program Budget Fiscal Year 2004/2005 through Fiscal Year 2008/2009 adopted by Resolution No. 2005-6089 and as amended December 7, 2005 – Resolution No. 2005-6253 and February 6, 2008 – Resolution No. 2008-2008-6574 - included Skate Park Element CIP (P07-101) project. This project was to hire a consultant to design a replacement skate element for the deteriorated and unusable wood element at the Sports Park Recreation Center. The Skate Park Element construction was unfunded. The Five-Year Capital Improvement Program (CIP) Projects Budget for Fiscal Years 2009-2010 through 2013-2014 approved the project for design and construction for a 7,500 square foot outdoor skate park at Sports Park. The design was to construct an all-concrete surface intended exclusively for skateboards that primarily utilizes street/plaza style, with some transitional features for all-level skating.

Because of the uniqueness of the skate park construction, the project bid specifications for:

1. Concrete Formwork;
2. Concrete Reinforcement;
3. Concrete Installation; and
4. Shotcrete Installation,

project elements were considered specialty items for skate park construction. The specifications stated, "at the time of bidding, the Contractor or Subcontractor, responsible for the construction of these elements of the project construction were to provide the names and contact information for ten (10) skate park projects constructed within the last five (5) years, of similar size and complexity where the skate park contractor furnished and installed these elements as its current entity. The contractor/subcontractor was to furnish complete project names, primary project contacts and phone numbers for each of the ten (10) projects. Each project used as a reference was to contain features including steel, coping edges, smooth flowing transitions areas, seamless transitions, and smooth trowel concrete finish work to be considered relevant in meeting these qualifications."

The bid specifications further stated, "The drawings and technical specifications illustrate a skate park facility that shall be utilized for specialized recreational use. Certain technical aspects of the design are common only to skate park facilities planned for public use. Skate parks are composed of various concave and convex shaped concrete elements containing compound radius curves that must be precisely shaped in order to function as intended. Variations in quality of shape and finish will result in a facility that is less safe with reduced

performance, functionality, and overall reduced value. Understanding of these aspects, their functions and interaction through experience is vital to completing a successful project. It is a mandatory requirement that all bidders will have achieved such extensive experience as a prerequisite for bidding.”

DISCUSSION: Construction of the Skate Park Element CIP (P07-101) project was advertised for bids March 25, April 1, April 8 and April 15, 2010. A mandatory pre-bid meeting was held April 13, 2010. Bids were opened and evaluated in an advertised public meeting, at 2:00 p.m., April 22, 2010. No bid was considered responsive or met the qualification requirements.

The eight contractors who submitted proposals are listed below along with their proposal amounts:

- Harbor Bay, Inc. \$219,000.00
- GEOCON, Inc. \$235,000.00
- Fordyce Construction, Inc. \$244,444.00
- 3-D Enterprises \$247,126.00
- Hard Core Shotcrete Skateparks, Inc. \$273,965.00
- Spohn Ranch Skateparks, Inc. \$309,996.38
- California Skatepark \$327,000.00
- HTA Engineering & Construction, Inc. \$365,000.00

Engineer’s estimate was \$254,860.

ENVIRONMENTAL DETERMINATION:

Resolution 2010-6836 adopted January 20, 2010 approved the Regular Coastal Development Permit (CP 090023), Design Review (DRC 090024), Site Plan Review (SPR 090025), and Mitigated Negative Declaration (SCH # 2009121003).

FISCAL IMPACT:

Revenue:

- Available Funding through grants and donations \$142,000
- Available RDA Tax Increment (non-housing) \$200,000
- **Total Revenue** **\$342,000**

Estimated Costs:

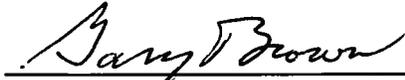
- Grindline Skateparks, Inc. contract for design \$ 27,360
- Grindline Skateparks, Inc. contract for construction consulting \$ 14,000
- Engineers Estimate \$254,860
- Project Administration \$ 45,780
- **Total** **\$343,320**

DEPARTMENT RECOMMENDATION:

1. Receive this report.
2. Reject all bids.
3. Direct staff to rebid this project as soon as possible making necessary modifications in the bid specifications that will clear up bidder misunderstandings.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager

Attachments:

1. Resolution No. 2010-6891

RESOLUTION NO. 2010-6891

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, REJECTING ALL BIDS FOR CERTAIN PUBLIC WORKS CONTRACT – SKATE PARK ELEMENT CIP (P07-101)

WHEREAS, the Five-Year Capital Improvement Program Budget Fiscal Year 2004/2005 through Fiscal Year 2008/2009 adopted by Resolution No. 2005-6089 and as amended December 7, 2005 – Resolution No. 2005-6253 and February 6, 2008 – Resolution No. 2008-2008-6574 - included Skate Park Element CIP (P07-101) project for design only; and

WHEREAS, the Five-Year Capital Improvement Program (CIP) Projects Budget for Fiscal Years 2009-2010 through 2013-2014 approved the project for design and construction for a 7,500 square foot outdoor skate park at Sports Park; and

WHEREAS, because of the uniqueness of the skate park construction, the project bid specifications for:

1. Concrete Formwork;
2. Concrete Reinforcement;
3. Concrete Installation; and
4. Shotcrete Installation,

project elements were considered specialty items for skate park construction; and

WHEREAS, it is a mandatory requirement that all bidders will have achieved extensive experience in the specialty items as a prerequisite for bidding; and

WHEREAS, construction of the Skate Park Element CIP (P07-101) project was advertised for bids March 25, April 1, April 8 and April 15, 2010; and

WHEREAS, a mandatory pre-bid meeting was held April 13, 2010; and

WHEREAS, bids were opened and evaluated in an advertised public meeting, at 2:00 p.m., April 22, 2010; and

WHEREAS, no bid was considered responsive or met the qualification requirements; and

WHEREAS, Engineer's estimate was \$254,860; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Imperial Beach as follows:

1. The above recitals are true and correct.
2. The legislative body hereby rejects all bids.
3. The legislative body hereby approves the disqualification of all bidders due to bids not being compliant with the bid specification qualification criteria.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 19th day of May 2010, by the following vote:

AYES: **COUNCILMEMBERS:**
NOES: **COUNCILMEMBERS:**
ABSENT: **COUNCILMEMBERS:**

JAMES C. JANNEY, MAYOR

ATTEST:

**JACQUELINE M. HALD, CMC
CITY CLERK**



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GARY BROWN, CITY MANAGER
MEETING DATE: MAY 19, 2010
ORIGINATING DEPT.: JACQUELINE M. HALD, CITY CLERK
SUBJECT: REQUEST FOR AD HOC COMMITTEE – PORT COMMISSIONER APPOINTMENT PROCESS

BACKGROUND:

On March 17, 2010, City Council established a Port Commissioner appointment process to fill the vacancy scheduled for January 4, 2011. Subsequently, at their meeting of May 4, 2010, City Council revised the timeline whereby the new Port Commissioner appointment would take place at the same meeting as the applicant interviews on August 11, 2010.

Port Commissioner Appointment Process Outline:

July 6, 2010

- Post Vacancy at City Hall, Library and City website

July 8 and 15, 2010

- Advertise Vacancy in local paper

July 22, 2010 by 5:30 p.m.

- Deadline for each applicant to submit completed application to the City Clerk

July 26 through August 5, 2010

- Mayor screens the applicants with his top 3 choices interviewed by City Council at a City Council meeting

August 11, 2010

- City Council interviews applicants
- Mayor makes his recommendation to City Council for approval

Additionally, at their meeting of May 4, 2010, City Council approved the revised Port Commissioner Position Specifications that would attract applicants of executive management level and with regional board/commission experience.

DISCUSSION:

The Mayor suggested creating an ad hoc committee consisting of two (2) Councilmembers for the purpose of creating the application and questions for the Port Commissioner appointment process. The ad hoc committee will only have this limited purpose which will end approximately by July 1, 2010, at which time the ad hoc committee will dissolve. There will be no set or regular meetings for this ad hoc committee.

ENVIRONMENTAL IMPACT

Not a project as defined by CEQA.

FISCAL IMPACT:

No fiscal impact at this time.

DEPARTMENT RECOMMENDATION:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of creating the application and questions for the Port Commissioner appointment process; and
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved after interview questions and application are designed, approximately by July 1, 2010.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.



Gary Brown, City Manager



**STAFF REPORT
CITY OF IMPERIAL BEACH**

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: GARY BROWN, CITY MANAGER

MEETING DATE: MAY 19, 2010

ORIGINATING DEPT.: JACQUELINE M. HALD, CITY CLERK

**SUBJECT: REQUEST FOR AD HOC COMMITTEE - SAND
REPLENISHMENT PROJECTS**

BACKGROUND & DISCUSSION:

At the May 11, 2010 City Council Workshop meeting, the Mayor requested the formation of an ad hoc committee for sand replenishment projects. The ad hoc committee, which would consist of two (2) Councilmembers, will work with staff to develop and identify potential funding opportunities for sand replenishment projects. The ad hoc committee will only have this limited purpose which will end December 2010; at which time the ad hoc committee will dissolve. There will be no set or regular meetings for this ad hoc committee.

ENVIRONMENTAL IMPACT

Not a project as defined by CEQA.

FISCAL IMPACT:

No fiscal impact at this time.

DEPARTMENT RECOMMENDATION:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of developing and identifying potential funding opportunities for sand replenishment projects; and
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved no later than December 31, 2010.

CITY MANAGER'S RECOMMENDATION:

Approve Department recommendation.

A handwritten signature in cursive script, appearing to read 'Gary Brown', is written over a horizontal line.

Gary Brown, City Manager



AGENDA ITEM NO. 6.5

**STAFF REPORT
IMPERIAL BEACH REDEVELOPMENT AGENCY**

TO: CHAIR AND MEMBERS OF THE REDEVELOPMENT AGENCY

FROM: GARY BROWN, EXECUTIVE DIRECTOR

MEETING DATE: MAY 19, 2010

ORIGINATING DEPT.: COMMUNITY DEVELOPMENT DEPARTMENT
GREG WADE, DIRECTOR *GW*
GERARD E. SELBY, REDEVELOPMENT COORDINATOR *GS*

**SUBJECT: PROPOSED EXCLUSIVE NEGOTIATION AGREEMENT WITH
HITZKE DEVELOPMENT CORPORATION FOR THE
AMERICAN LEGION AFFORDABLE HOUSING PROJECT AT
1268 PALM AVENUE**

BACKGROUND

One of the goals of the Palm/Commercial Redevelopment Project ("Project Area") is the revitalization of Palm Avenue through the rehabilitation of existing structures and the redevelopment of opportunity sites. In addition, one of the fundamental purposes of redevelopment is to expand and preserve the supply of low- and moderate-income housing. To accomplish these objectives, the Imperial Beach Redevelopment Agency ("Agency") has identified an opportunity site and a community organization with whom to work to further the goals of the Project Area.

For the past few months, Hitzke Development Corporation ("Hitzke") has been meeting and working with American Legion Post 820 (1268 Palm Avenue) and the Agency staff on a potential mixed-use affordable housing development project consisting of 21 housing units and a new American Legion Hall. The proposed project site is 17,250 square feet ("sq. ft.") and occupied by the American Legion Hall and six residential units at 1268 Palm Avenue. Hitzke has submitted a development proposal and is requesting financial assistance from the Agency.

Hitzke is a real estate development firm specializing in the redevelopment of infill properties in Southern California with an emphasis on affordability and sustainability. The company primarily focuses on new construction projects but also has experience with substantial rehabilitation of severely distressed properties. Hitzke Development Corporation is a certified Women Business Enterprise and a certified California Small Business.

The proposed project would include a combination of private, state tax credit, and redevelopment housing funds and the developer would also attempt to acquire funding from the County of San Diego. It is likely the County of San Diego will issue a Notice of Funding Availability for HOME Funds later this year. Hitzke will apply for those funds. Any additional funds awarded to the project would reduce the Agency's financial obligations.

Staff is recommending that the Agency enter into an Exclusive Negotiation Agreement ("ENA") with Hitzke for the purpose of entering into an Owner Participation Agreement ("OPA") to provide Agency financial assistance to develop the site currently occupied by the American Legion Hall and 6 residential units.

DISCUSSION

Project Description

The proposed project would construct a building of approximately 18,720 sq. ft. consisting of 15,120 sq. ft. of residential use and 3,600 sq. ft. for the American Legion Hall. The proposed 3-story structure would contain 21 residential units, with 1 manager unit and a total of 20 very low-income units for veterans. The affordability of the units would be restricted by recorded covenants for 45 years. Pursuant to both state law and the Municipal Code, the project would seek an affordable housing density bonus for an increase in density (4 additional units) from 17 units allowed by the Imperial Beach Zoning Code ("Zoning Code") and will also seek a reduction in the residential parking requirement to one space per unit for the very-low income units and two spaces for the manager's unit. The parking for the legion hall would comply with the Zoning Code. The ground floor would consist of a meeting room, kitchen, storage space, office, member room, and an exterior patio (Attachment 1). The development will participate in Leadership in Energy and Environmental Design ("LEED"), Build It Green or similar programs and will be constructed to LEED gold or platinum standards.

Proposed Financial Assistance

The Agency's investment would be a \$3,837,013 forgivable loan of Redevelopment Housing Funds to be provided in phases. The proposed initial commitment would be \$44,000 which would be used by Hitzke for the development of conceptual plans, including Civil Engineering drawings, soils report, Phase I and II Environmental Studies, Dry Utility Analysis, Relocation Plan, legal services, project management, and other reports and analyses needed to complete the preliminary approval process. If the Agency decided not to enter into OPA or for some other reason the project did not go forward with Hitzke, the Agency would receive all plans, drawings, reports, analyses, and any other documentation related to the project.

If the Agency decided to enter into an OPA with Hitzke, the second proposed contribution would be \$555,000 which would be used for the development of construction plans and documentation and would be drawn down as the project moved through the review and approval process. The third proposed contribution by the Agency would be \$750,000 which would be disbursed during construction. The proposed final contribution would be in the form of a forward commitment of \$2,488,013 of Agency funds from Fiscal Year 12/13. The funds would either be used to pay down the construction loan or as a short term bridge loan to permanent financing.

The development proposal assumes that the American Legion will donate residential airspace and surface parking rights to the proposed residential development in exchange for the rebuilding of the new American Legion Hall. The American Legion will retain title to the land.

The proposed phases of the Agency's loan are as follows:

Activity	Amount
Predevelopment (ENA period)	\$44,000
Design Development (OPA period)	\$555,000
Construction Period Loan	\$750,000
Forward Commitment for Permanent Financing	<u>\$2,488,013</u>
Permanent Loan <i>(total of all previous loans)</i>	\$3,837,013

The Agency's independent economic consultant, Keyser Marston Associates, Inc. (KMA) completed a review of the Developer's proposal and financial pro forma. The KMA review determined that the estimated project costs were consistent with industry standards and with comparable developments on which KMA has recently worked. In addition, KMA determined that the Developer's proposed sources of financing were appropriate based on key factors such as tax credit submittal criteria, project size and projected rental income. The affordable unit cost per door for the proposed project is \$182,714. KMA concluded that the "per door" cost is slightly high but within the accepted range of affordable housing per door costs in San Diego County. The cost to reconstruct the legion hall has to some extent inflated the per door costs.

Exclusive Negotiation Agreement ("ENA")

The intent of the Exclusive Negotiation Agreement ("ENA") (Attachment 2) is to establish a period during which Hitzke shall have the right to exclusively negotiate the terms of an OPA with the Agency. The execution of an ENA is not a pre-commitment by the Agency to approve any subsequent development agreement. The execution of the ENA does not require a public hearing, but the ENA must be approved by the Agency.

Preliminary Project Schedule

The following is a proposed schedule for review, approval, design and construction of the project along with a disbursement schedule for when Agency funds would be required:

Event	Approximate Date	Agency Funding Required
Staff Complete Review of Proposal	3/25/10	
Meeting to discuss ENA Deal Points	3/31/10	
Redevelopment Agency meeting to consider ENA	5/19/10	
Obtain Predevelopment Studies / Reports /Plans	5/31/10	\$44,000 (FY 09/10)
Update Development Budget & Agency Gap Loan Required	6/10/10	
Redevelopment Agency meeting to consider OPA	7/7/10	
Discretionary Approval Process	7/10 to 2/11	\$250,000 (FY 10/11)
Submit application for 9% Low Income Housing Tax Credits	3/2011	

Prepare Construction Drawings	2/11 to 7/11	\$305,000 (FY 10/11)
Award of 9% Low Income Housing Tax Credits	6/2011	
Construction Period	9/11 to 8/12	\$750,000 (FY 11/12)
Grand Opening	10/2012	
Permanent Loan Conversion	7/2013	\$2,488,013 (FY 12/13)

The American Legion Post 820 has long been an established fixture in Imperial Beach and a home away from home for many veterans. For six veterans, the site is their home. The post structure and the residential units have admirably served many over the years, but the years have taken a toll on the buildings. The goal of the Agency's housing plan is to increase, improve, and preserve the supply of affordable housing. The proposed American Legion Mixed-use Project achieves this goal and many of the goals and objectives of the City's General Plan, Housing Element, and the Redevelopment Plan. This proposed project will not only enhance one of the major corners of Imperial Beach, it will allow Post 820 to continue to provide their valuable services to the community's veterans for a long time to come.

ENVIRONMENTAL IMPACT

After the execution of an Exclusive Negotiation Agreement, the Agency will initiate the process to identify the appropriate environmental documentation for the project.

FISCAL IMPACT

If approved by the Agency, the project would use \$3,837,013 of housing funds. There is currently approximately \$5,500,000 in unallocated Housing Funds (Bond Proceeds/Tax Increment). The Agency is projected to receive approximately \$1,400,000 in tax increment housing funds in each of the next five fiscal years. Currently, there are sufficient funds to support the proposed financing of the project. However, as proposed, the funding for the project is to be expended over several fiscal years. While, the Agency would have sufficient funds to continue the Clean and Green Program, the proposed financial commitment to the American Legion project would prevent the Agency from financing any other affordable housing projects of comparable size until FY2013/14.

DEPARTMENT RECOMMENDATION

Staff recommends that the Redevelopment Agency:

1. Approve Resolution Number R-10-220;
2. Authorize the Executive Director to enter into an Exclusive Negotiation Agreement with Hitzke Development Corporation; and
3. Authorize the Executive Director to negotiate an Owner Participation Agreement.

EXECUTIVE DIRECTOR'S RECOMMENDATION:

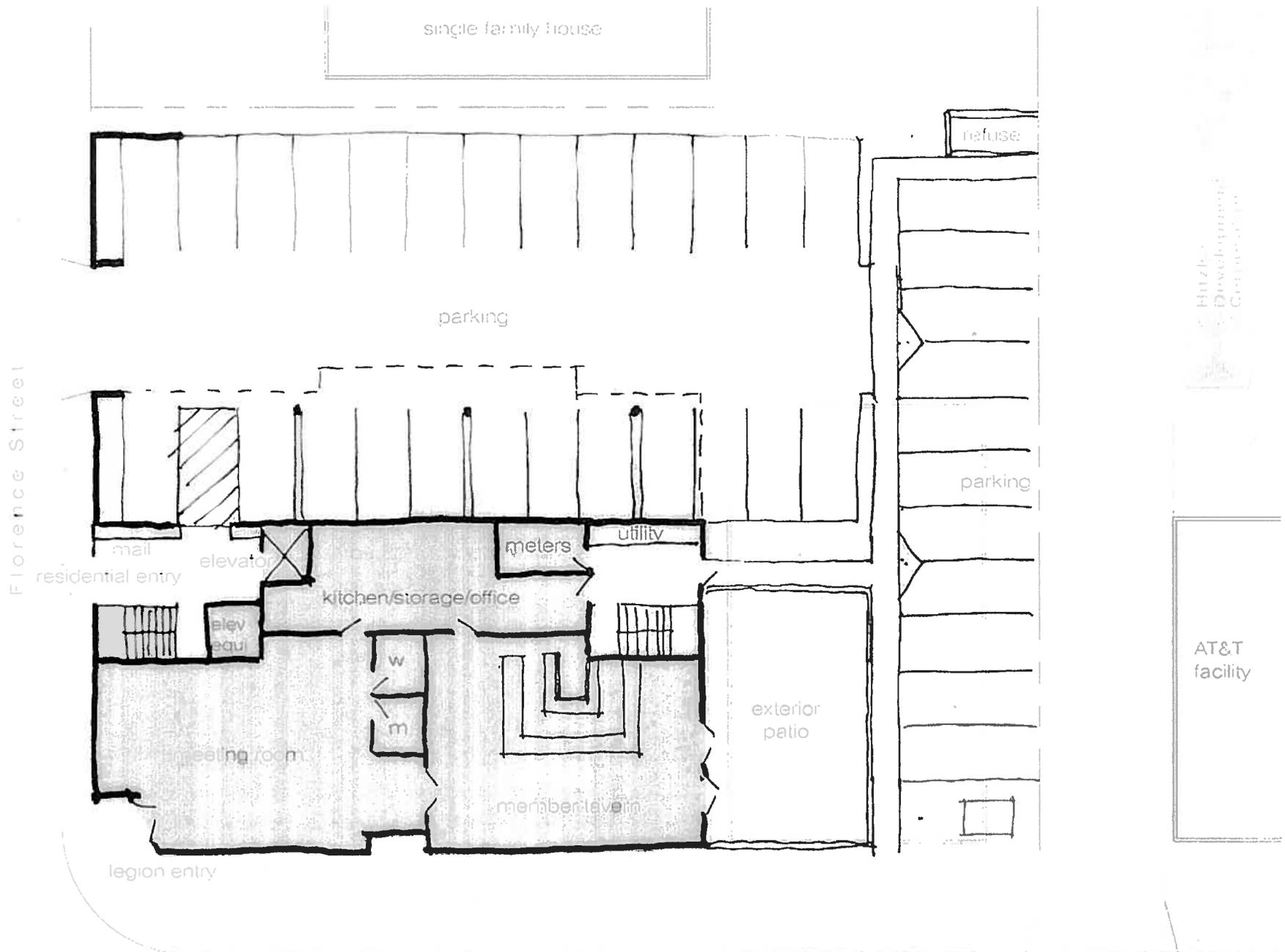
Approve Agency recommendation.



Gary Brown, Executive Director

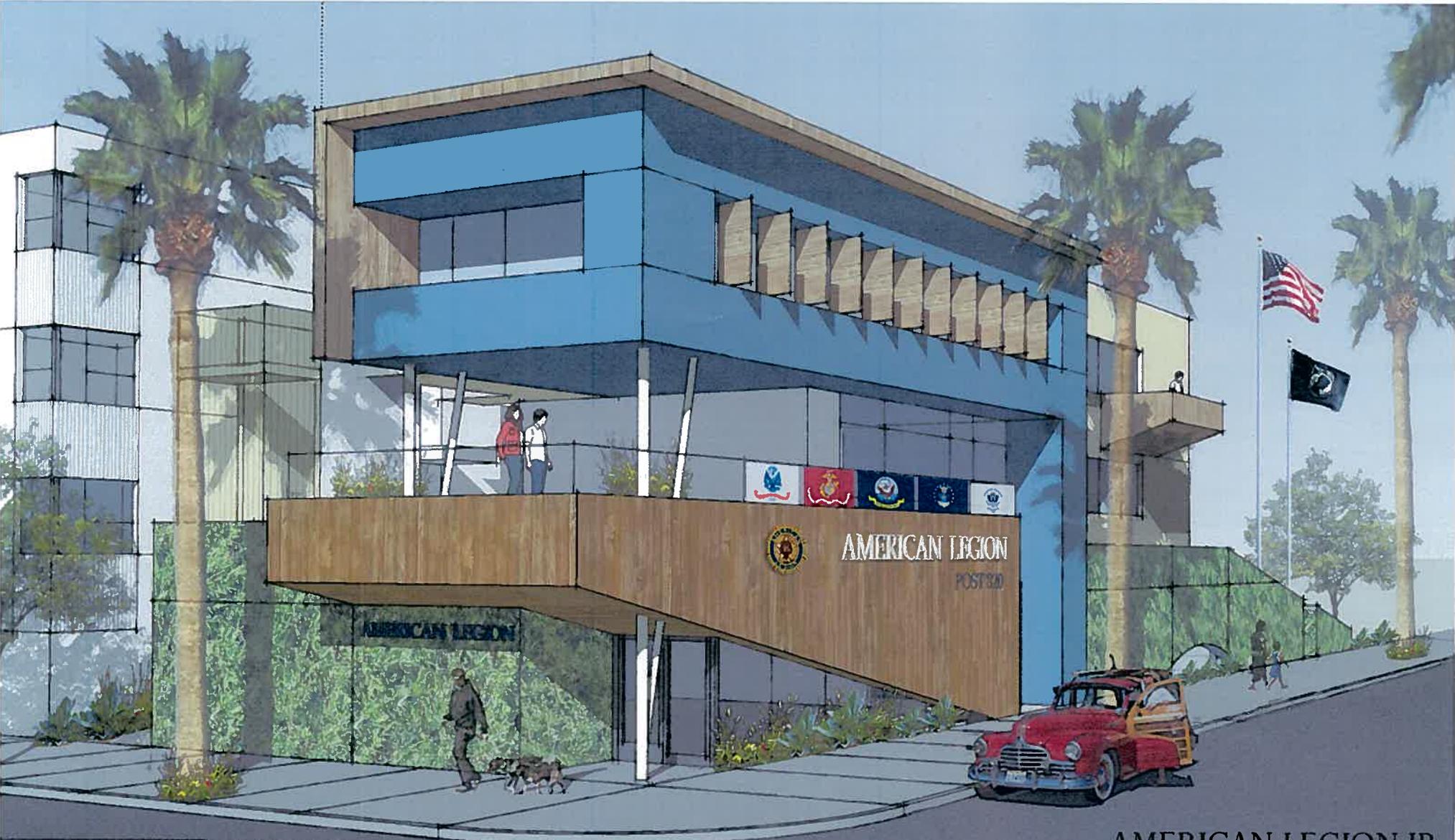
Attachments:

1. Elevation & Plan View
2. Draft Exclusive Negotiation Agreement
3. Resolution R-10-220



Palm Avenue

American Legion - Imperial Beach
(phase two) concept site plan



Hitzke
Development
Corporation

FOUNDATION
OF
FORM
APPROPRIATE FOR A DEVELOPING

AMERICAN LEGION IB
CONCEPT SKETCH
1.10.2010

EXCLUSIVE NEGOTIATING AGREEMENT

This Exclusive Negotiating Agreement ("Agreement") is made and entered into as of _____, 2010 by and between the Imperial Beach Redevelopment Agency, a public body, corporate and politic ("AGENCY") and Hitzke Development Corporation, a California corporation ("DEVELOPER").

RECITALS

A. In furtherance of the objectives of the California Community Redevelopment Law ("Redevelopment Law") (Health & Safety Code Section 33000 et seq.), including Sections 33334.2 and 33334.6 in particular, the AGENCY desires to provide financial assistance to DEVELOPER using funds from the AGENCY's Low and Moderate Income Housing Fund established pursuant to Section 33334.3 of the Redevelopment Law to acquire and develop real property located at 1268 Palm Avenue in the City of Imperial Beach, California ("Qualifying Property").

B. The AGENCY and DEVELOPER desire to negotiate an Owner's Participation Agreement ("OPA") pursuant to which the AGENCY would provide financial assistance to DEVELOPER for the development of Qualifying Property for affordable housing purposes (the "Project") consistent with the statutes and regulations governing the use of the AGENCY's Low and Moderate Income Housing Fund.

C. The purpose of this Agreement is to establish a period during which DEVELOPER shall have the right to exclusively negotiate with the AGENCY the terms of an OPA.

NOW, THEREFORE, the parties hereto agree as follows:

1. Negotiating Period. The AGENCY agrees to exclusively negotiate with DEVELOPER and DEVELOPER agrees to exclusively negotiate with the AGENCY regarding the terms of the OPA for a one hundred eighty (180) day period from the date of approval of this Agreement by the AGENCY ("Negotiating Period"). The AGENCY and DEVELOPER shall negotiate diligently and in good faith to carry out the obligations of this Agreement on or before the times established in this Agreement.

2. Site Control. DEVELOPER shall be responsible for obtaining control of the Qualifying Property. AGENCY intends to negotiate with the DEVELOPER to enter into an OPA sufficient to exercise rights with respect to such Qualifying Property to fulfill DEVELOPER's obligations hereunder and to enable DEVELOPER upon execution of an OPA to complete the Project.

3. Costs and Expenses. Except as otherwise specifically provided, herein, each party shall be responsible for its own costs and expenses in connection with any activities and negotiations undertaken in connection with the performance of its obligations under this Agreement.

4. Developer Submissions. DEVELOPER agrees that not less than 150 days prior to the expiration of this Agreement it shall submit to the AGENCY for its review the following documents, reports and information prior to the expiration of this Agreement:

a. The address and/or legal description of the proposed property, number of units and proposed unit mix by number of bedrooms, proposed income targeting, proposed construction work with preliminary cost estimates, and site amenities, with a schedule for implementation.

b. A schedule for development of the Project.

c. A financial pro forma which contains: (i) a development budget for the Project, (ii) a sources and uses analysis, (iii) a 15-year cash flow analysis, (iv) a proposed rent schedule and utility allowance schedule, and (v) an operating budget for the Project.

d. Preliminary evidence of conventional construction and permanent financing options.

e. The name and qualifications of the architect which DEVELOPER proposes to use, if any. The AGENCY will approve or disapprove the proposed architect in its sole and absolute discretion.

f. The name and qualifications of the management agent that DEVELOPER proposes to use. The AGENCY will approve or disapprove the proposed management agent in its sole and absolute discretion.

5. Approval of Development Agreement and Negotiation of Loan Agreement. If both the AGENCY and DEVELOPER are satisfied with the financial feasibility of the Project, as proposed, the AGENCY and DEVELOPER shall seek in good faith to negotiate and draft a mutually acceptable OPA for the development of the Project. However, by entering into this Agreement, the Parties are not required to enter into an OPA. The first draft of the OPA shall be provided by AGENCY. The Parties intend that the first OPA draft include terms and conditions for a pre-development loan in the amount of \$44,000, which terms and conditions shall be the subject of negotiation during the Negotiating Period.

6. Cost Reimbursement. AGENCY agrees to reimburse DEVELOPER for direct out of pocket third party costs (including attorneys' and consultants' fees, but excluding home office overhead costs, profit, and developer fees) pertaining to investigating the feasibility of the Project/negotiation of the OPA ("Eligible Costs") in an amount not to exceed Forty-four Thousand Dollars (\$44,000.00). DEVELOPER shall submit no more than one reimbursement invoice per calendar month in a form acceptable to AGENCY and with documentation evidencing claimed Eligible Costs. AGENCY will pay undisputed portions of invoices for Eligible Costs within thirty (30) calendar days of receipt. In consideration for the AGENCY'S reimbursement of Eligible Costs, AGENCY shall be entitled to

receive a copy of any work product or documents financed in whole or part with AGENCY FUNDS and a non-exclusive, irrevocable license to use the work product or documents in the event the Parties do not enter into an OPA or termination of this Agreement under Section 13.

7. Termination/Expiration of Agreement. Except as this Agreement is extended or is amended by mutual written agreement of the parties, if at the end of the Negotiating Period, the AGENCY and DEVELOPER have not agreed upon a mutually acceptable OPA, then this Agreement shall terminate.

8. Agency Cooperation. The AGENCY agrees to cooperate with DEVELOPER in supplying financial institutions with appropriate information, if available and not otherwise privileged, to facilitate the obtaining of additional financing for the Project. The AGENCY shall also cooperate with DEVELOPER's professional consultants and associates in providing them with any information and assistance reasonably within the capacity of the AGENCY to provide in connection with the preparation of the OPA required to be submitted by DEVELOPER to the AGENCY pursuant to this Agreement or as required by state and local laws or regulations.

9. Nondiscrimination. DEVELOPER shall not discriminate against nor segregate, any person, or group or persons on account of sex, race, color, marital status, religion, creed, national origin or ancestry in the sale, lease, sublease, transfer, use, occupancy, tenure or enjoyment of the Project, nor shall DEVELOPER establish or permit any such practice or practices of discrimination or segregation in the selection, location, number, use or occupancy of tenants, lessees, subtenants, sublessees or vendees of the Project.

10. Environmental Requirements. Certain state and local environmental requirements (including, but without limitation, the California Environmental Quality Act of 1970, Public Resources Code Section 21000, et seq.) may be applicable to the proposed Project. Pursuant to such requirements, certain environmental documents may be required to be prepared and certified for the proposed Project.

11. Physical Condition of the Qualifying Property. Subsequent to execution of an OPA by the AGENCY, DEVELOPER shall obtain data and conduct such surveys and tests with respect to the Qualifying Property and improvements thereon as DEVELOPER deems necessary to carry out this Agreement, to complete the Project pursuant to an OPA consistent herewith and to ensure that the Qualifying Property is appropriate for the intended use. DEVELOPER shall give to the AGENCY a copy of all surveys and tests which it commissions with respect to the Qualifying Property.

12. Address for Notices. Any notices pursuant to this Agreement shall be sent to the following addresses:

To AGENCY:

Imperial Beach Redevelopment Agency
825 Imperial Beach Blvd.
Imperial Beach, CA 91932
Attn: Executive Director

To DEVELOPER:

Hitzke Development Corporation
43460 Ridge Park Drive, Suite 260
Temecula, CA 92590
Attn: Ginger Hitzke, President

13. Termination of Agreement for Cause. Failure by either party to negotiate in good faith or to perform any other of its duties as provided in this Agreement shall constitute an event of default under this Agreement. The non-defaulting party shall give written notice of a default to the defaulting party, specifying the nature of the default and the action required to cure the default. If the default remains uncured fifteen (15) days after the date of such notice, the non-defaulting party may terminate this Agreement. In the event of termination for cause by DEVELOPER, DEVELOPER shall be entitled to reimbursement for Eligible Costs incurred up to the effective date of termination. In the event of termination for cause by AGENCY, DEVELOPER shall be entitled to reimbursement for Eligible Costs incurred up to the date of the written notice of default.

14. No Agency Liability for Costs. The DEVELOPER acknowledges and agrees that, except as provided under Sections 6 and 13, AGENCY shall not have any responsibility to pay or reimburse DEVELOPER for costs and expenses incurred by the DEVELOPER in connection with this Agreement, unless the AGENCY assumes any such specific responsibility in the fully executed OPA.

15. Remedies. The DEVELOPER specifically agrees that it shall have no right to obtain monetary damages, lost profits or consequential damages, with respect to this Agreement.

16. Entire Agreement. This Agreement constitutes the entire understanding and agreement of the parties, integrates all of the terms and conditions mentioned herein or incidental hereto, and supersedes all negotiations or previous agreements between the parties or their predecessors in interest with respect to all or any part of the subject matter hereof.

17. Amendment of Agreement. No modification, rescission, waiver, release or amendment of any provision of this Agreement shall be made except by a written agreement executed by the AGENCY and DEVELOPER.

19. Owner Participation Agreement to Supersede this Agreement. This Agreement will be superseded by the OPA, if and when the proposed OPA is executed by DEVELOPER and approved and executed by the AGENCY in a manner required by law.

20. Assignment Prohibited. In no event shall DEVELOPER assign or transfer any portion of DEVELOPER's rights or obligations under this Agreement without the prior express written consent of the AGENCY, which consent may be withheld in the AGENCY's sole and absolute discretion.

21. Time of Essence. Time is of the essence of every portion of this Agreement in which time is a material part.

22. Governing Law. This Agreement shall be construed in accordance with the laws of the State of California.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

IMPERIAL BEACH REDEVELOPMENT
AGENCY a public body, corporate and politic

By: _____
Its: Executive Director

APPROVED AS TO FORM:

Agency Counsel

By: _____
Its: Agency Counsel

HITZKE DEVELOPMENT CORPORATION

By: _____
Ginger Hitzke
Its: President

RESOLUTION NO. R- 10- 220

A RESOLUTION OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO AN EXCLUSIVE NEGOTIATION AGREEMENT WITH THE HITZKE DEVELOPMENT CORPORATION AND TO NEGOTIATE AN OWNER PARTICIPATION AGREEMENT.

WHEREAS, the Imperial Beach Redevelopment Agency ("Agency") is responsible for the implementation of the Redevelopment Plan; and

WHEREAS, the Redevelopment Plan affects and controls the development and use of all real property located within the Project Area as more particularly described and set forth in the Redevelopment Plan, consistent with the policies and standards of the General Plan; and

WHEREAS, the goals for the Redevelopment Plan include the alleviation of blighting conditions, stimulation of economic development activities, and provision of affordable housing opportunities in the Project Area; and

WHEREAS, the Agency is interested in exploring revitalization opportunities in the Project Area, specifically it seeks to facilitate projects that rely on public/private partnerships and those that help create affordable housing opportunities; and

WHEREAS, execution of the Agency's purpose may require the Agency to financially assist development companies within the project area; and

WHEREAS, Hitzke Development Corporation has presented a development proposal to the Agency; and

WHEREAS, Hitzke Development Corporation has formally requested financial participation from the Agency in the various phases of the project—pre-development, design and development, construction, permanent financing; and

WHEREAS, the Agency and Hitzke Development Corporation has negotiated an Exclusive Negotiation Agreement ("Agreement") that formally prescribes the Agency's participation in the pre-development and design and development phase of the project; and

WHEREAS, the agreement will help the Agency in fulfilling its purposes and objectives outlined in the resolution; and

WHEREAS, it is in the interest of the Agency to financially participate with Hitzke Development Corporation in the pre-development and design and development phases of the project.

NOW, THEREFORE BE IT RESOLVED by the Imperial Beach Redevelopment Agency that:

1. the Executive Director is authorized to enter into an Exclusive Negotiation Agreement with the Hitzke Development Corporation; and
2. to negotiate an owner participation agreement.

PASSED, APPROVED, AND ADOPTED by the Imperial Beach Redevelopment Agency of at its meeting held on the 19st of May, 2010, by the following roll call vote:

AYES: BOARDMEMBERS:
NOES: BOARDMEMBERS:
ABSENT: BOARDMEMBERS:

JIM C. JANNEY
CHAIRPERSON

ATTEST:

JACQUELINE M. HALD, CMC
SECRETARY

I, City Clerk of the City of Imperial Beach, do hereby certify the foregoing to be a true and exact copy of Resolution No. R-10- 220 to authorize the executive director to enter into an exclusive negotiation agreement with the Hitzke Development Corporation and to negotiate an Owner Participation Agreement.

CITY CLERK

DATE