

MINUTES

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

JANUARY 9, 2008

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

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

CLOSED SESSION CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:34 p.m.

ROLL CALL

Councilmembers present: McLean, McCoy
Councilmembers absent: Bragg
Mayor present: Janney
Mayor Pro Tem present: Winter

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

CLOSED SESSION

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

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(c)
Number of Potential Cases: 1

MOTION CARRIED BY THE FOLLOWING VOTE:

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

MAYOR JANNEY adjourned the meeting to Closed Session at 5:35 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 and had nothing to report.

REGULAR MEETING CALL TO ORDER BY MAYOR

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

ROLL CALL BY CITY CLERK

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

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL ANNOUNCEMENTS/REIMBURSEMENTS

COUNCILMEMBER MCLEAN reported attendance at the First Friday Breakfast at the San Diego County Country Club where John Ohanian, Chief Executive Officer of 211, was the speaker and provided City Council with information on the 211 Program; he reported that he and Mayor Janney attended the South County Economic Development Council meeting where Tim Kelly of the Imperial Valley Economic Develop Corp. gave a report on the valley's economic status; and he reported attendance at the Oath of Office Ceremony for Mike Bixler who was sworn in as Chair of the Port of San Diego.

COUNCILMEMBER BRAGG thanked Mayor Janney and the volunteers for installing the lighted trees at Pier Plaza and Triangle Park for the holiday season; she thanked Public Works Director Levien and the Public Works crews for their hard work during the recent storms; she attended the swearing-in ceremony of Chair Bixler, she reminded residents to register cell phones with Alert San Diego; and reminded everyone to register to vote before the deadline.

In accordance with AB 1234, MAYOR PRO TEM WINTER reported attendance at the League of California Cities Legislative Action Committee and Executive Committee lunch meeting on December 10; she reported that she was appointed to the League of California Cities Policy Committee for Housing Community and Economic Development.

MAYOR JANNEY congratulated Mike Bixler on his recent appointment to Chairman of the Port of San Diego; he reported that he was appointed to the League of California Cities Policy Committee for Tax and Revenue.

COMMUNICATIONS FROM CITY STAFF

None

PUBLIC COMMENT

ED KRAVITZ requested press credentials from City Manager Brown and video feed for the website "SaveIB.com"; he asked that the City and Eagle & Times adjust their schedules in order to publicize City Council meeting agendas in the newspaper prior to City Council meetings; and he expressed concern about approving the Warrant Register by Consent, a legal case in which he claimed a councilmember was defended by the City and who has received redevelopment loans (additional speaking time donated by Bob Rechs).

MICHEL DEDINA requested Council's support for a ban of the sale of miniature liquor bottles.

PRESENTATION/REPORT (1.1)

1.1 ROTATION OF MAYOR PRO TEM DUTIES. (0410-13)

MAYOR JANNEY thanked Mayor Pro Tem Winter for serving as Mayor Pro Tem for the past year and he expressed appreciation for her support.

MOTION BY WINTER, SECOND BY BRAGG, TO APPOINT COUNCILMEMBER PATRICIA MCCOY AS MAYOR PRO TEMPORE FOR A ONE-YEAR PERIOD PURSUANT TO ROTATIONAL REQUIREMENTS AND BE SEATED [THE ROTATION TAKE PLACE] AT THE FIRST COUNCIL MEETING IN JANUARY PURSUANT TO REQUIREMENTS AS STATED UNDER COUNCIL POLICY NO. 112. MOTION CARRIED UNANIMOUSLY.

MAYOR JANNEY called a recess at 6:20 p.m. and called the meeting to order at 6:23 p.m. and announced all members were present.

CONSENT CALENDAR (2.1)

MOTION BY MCLEAN, SECOND BY BRAGG, TO ACCEPT CONSENT CALENDAR ITEM NO. 2.1. MOTION CARRIED UNANIMOUSLY.

2.1 ACCEPTING THE STATE CONTROLLER'S ANNUAL REPORT ON FINANCIAL TRANSACTIONS, HOUSING AND COMMUNITY DEVELOPMENT ANNUAL REPORT OF HOUSING ACTIVITY FOR THE YEAR ENDED JUNE 30, 2007, AND THE REDEVELOPMENT AGENCY FINANCIAL STATEMENTS AS OF JUNE 30, 2007. (0300-88 & 0310-30)

Accepted the State Controller's Redevelopment Agencies Financial Transactions Report and Housing and Community Development Annual Report of Housing Activity for the fiscal year ended June 30, 2007.

ITEMS PULLED FROM THE CONSENT CALENDAR

None.

ORDINANCES – INTRODUCTION/FIRST READING (3)

None.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

WRITTEN COMMUNICATIONS (5)

None.

PUBLIC HEARINGS (6)

None.

REPORTS (7.1 - 7.4)

7.1 TIDELANDS ADVISORY COMMITTEE APPOINTMENTS. (0120-90)

MAYOR JANNEY recommended reappointment of committee members.

MOTION BY MCLEAN, SECOND BY MCCOY, TO REAPPOINT DEBRA CAREY, MICHEL DEDINA, RICHARD PILGRIM, RITA LANE, AND JEAN VILLARD TO THE TIDELANDS ADVISORY COMMITTEE IN ACCORDANCE WITH CHAPTER 2.18.010.C OF THE I.B.M.C. TERMS OF OFFICE SHALL TAKE PLACE IMMEDIATELY AND EXPIRE DECEMBER 31, 2009. MOTION CARRIED UNANIMOUSLY.

7.2 PRESENTATION OF THE SAND COMPATIBILITY AND OPPORTUNISTIC USE PROGRAM (“SCOUP”) AND MITIGATED NEGATIVE DECLARATION (MND). (0220-70)

COUNCILMEMBER WINTER announced she had a potential conflict of interest on the item due to her employment and left Council Chambers at 6:25 p.m.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a report on the item.

SHELBY TUCKER gave a PowerPoint presentation, focusing on the background of the program.

CHRIS WEBB continued with the PowerPoint presentation, reviewed the specifics of the Imperial Beach program, including possible staging areas and placement sites; discussed the permitting process; and provided examples of other projects in Southern California.

Council discussion ensued regarding concern about endangered species such as snowy plover and least tern, a preference to have the sand transported by boat rather than by truck, the notification process; and the procedure for receiving/accepting sand.

COUNCILMEMBER WINTER returned to Council Chambers at 6:52 p.m.

7.3 GENERAL PLAN AND LOCAL COASTAL PLAN CONSISTENCY REQUIREMENT FOR PROPOSED THIRD AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT AND SETTING A JOINT PUBLIC HEARING. (0640-85)

CITY MANAGER BROWN introduced the item and announced a summary/outline was submitted as Last Minute Agenda Information.

REDEVELOPMENT COORDINATOR SELBY gave a report on the item.

SUSAN COLA, of Kane, Ballmer & Berkman, clarified that there are no new uses from what was considered when the original project area was adopted; it is just a technical step for the Planning Commission to review the proposed amendment and then make its report and recommendation for the joint public hearing; she also noted that eminent domain is restricted to the original project area and could not be applied to properties where one lawfully resides.

MOTION BY MCLEAN, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. R-08-135 – A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, FORMALLY RECEIVING THE DRAFT REPORT TO COUNCIL AND THE PROPOSED THIRD AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT PERTAINING TO THE ORIGINAL PROJECT AREA; REFERRING THE PROPOSED AMENDMENT TO THE CITY COUNCIL, SITTING AS THE PLANNING COMMISSION, FOR REPORT AND RECOMMENDATION; ADOPTING THE DRAFT REPORT TO COUNCIL AND AUTHORIZING THE TRANSMITTAL OF THE PROPOSED THIRD AMENDMENT AND THE REPORT TO COUNCIL TO THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH FOR CONSIDERATION UPON THE RECOMMENDATION OF THE PLANNING COMMISSION; CONSENTING TO THE JOINT PUBLIC HEARING; AND AUTHORIZING AGENCY STAFF TO HOLD A COMMUNITY WORKSHOP ON PROPOSED AMENDMENT BEFORE THE JOINT PUBLIC HEARING. MOTION CARRIED UNANIMOUSLY.

MOTION BY MCCOY, SECOND BY WINTER, TO ADOPT RESOLUTION NO. 2008-6565 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, MAKING AND APPROVING ITS REPORT AND RECOMMENDATION AS TO THE CONFORMITY OF THE REDEVELOPMENT PLAN, AS AMENDED BY THE PROPOSED THIRD AMENDMENT THERETO, WITH THE IMPERIAL BEACH GENERAL PLAN AND LOCAL COASTAL PLAN. MOTION CARRIED UNANIMOUSLY.

MOTION BY MCLEAN, SECOND BY BRAGG TO ADOPT RESOLUTION NO. 2008-6566 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, RECEIVING THE DRAFT REPORT TO COUNCIL AND THE PROPOSED THIRD AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT PERTAINING TO THE ORIGINAL PROJECT AREA; AND CONSENTING TO THE JOINT PUBLIC HEARING. MOTION CARRIED UNANIMOUSLY.

7.4 FIVE YEAR CAPITAL IMPROVEMENT PROGRAM BUDGET FISCAL YEAR 2004/2005 THROUGH FISCAL YEAR 2008/2009; AND AMENDMENTS THERETO. (0330-35)

CITY MANAGER BROWN introduced the item and thanked Public Works Director Levien, Public Works staff and Finance Director McGrane for their efforts on the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a PowerPoint presentation on the item and noted the following project additions were not included in the staff report:

- j. Palm Ave. street end plaza – \$50,000 RDA tax increment non-housing.
- k. Underground storm drain: Florence to Florida
- l. Start assembling a projects list for another redevelopment bond

Council discussion ensued regarding potential cuts to the General Fund due to the State of California's fiscal emergency situation; staff to provide a fiscal analysis at the CIP Workshop.

MAYOR JANNEY recommended adoption of staff's recommendations and addition of the Veterans Park signs back on the list.

KEVIN HILL spoke in support of a crosswalk on Imperial Beach Blvd. connecting City Hall to Veterans Park.

RON MOODY expressed concern about one of the PowerPoint slides stating Skate Park vs. a soccer field.

MAYOR JANNEY clarified that it was not a competition between one versus the other.

FILEMÓN JARRA, tennis coach at Mar Vista High School, spoke in support of tennis courts; and proposed a partnership between the school district and City.

MAYOR JANNEY suggested that he and Councilmember McLean work with the school districts on bringing a tennis facility to the community.

MARY CRIST requested that the senior facilities be made available to seniors by keeping it open more hours per day.

COUNCILMEMBER MCLEAN recommended the addition of restrooms, showers, and a place to change on South Seacoast Drive to the unfunded list.

COUNCILMEMBER BRAGG recommended the following: update the General Plan; set aside funds to acquire property, especially along Palm Avenue; put more money in the façade improvement program; place permanent brackets for banners at Triangle Park; improve the fountain at Triangle Park; paint a checkerboard pattern on tabletops at Pier Plaza and Dunes Park, install drinking fountains at Reama Park and Teeple Park; rebuild the emblem sign on Palm Ave.; and form a historical society, using the existing facility for a museum.

COUNCILMEMBER WINTER was cautious about placing additional items on the unfunded list at this time given that the current list of unfunded projects is quite long; she is also concerned with the State's financial situation.

MAYOR PRO TEM MCCOY expressed concern about potential financial impacts by the State.

CITY MANAGER BROWN stated staff would proceed with the CIP as delineated in the staff report, there will be future discussions on the Skate Park and Eco-Bikeway; and suggestions from the public and Council will also be presented to Council either at a workshop or upcoming City Council meeting.

REPORTS OF MAYOR AND COUNCILMEMBERS

None.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:29 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk