

**MINUTES**

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

**THURSDAY, JANUARY 26, 2012**

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

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

**CLOSED SESSION CALL TO ORDER**

MAYOR JANNEY called the Closed Session Meeting to order at 5:00 p.m.

**ROLL CALL BY CITY CLERK**

Councilmembers present:	Bilbray (arrived at 5:15 p.m.)King, Bragg
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	Spriggs
Staff present:	City Manager Brown; City Attorney Lyon; City Clerk Hald

**CLOSED SESSION**

**MOTION BY SPRIGGS, SECOND BY KING, TO ADJOURN TO CLOSED SESSION UNDER:**

- 1. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**  
Significant exposure to litigation pursuant to Govt. Code §54956.9(b)(3)(A) (3 cases)
- 2. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**  
Initiation of litigation pursuant to Govt. Code §54956.9(c) (3 cases)
- 3. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**  
Initiation of litigation pursuant to Government Code Section §54956.9(b)(3)(E) (1 case)

**MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: COUNCILMEMBERS: KING, BRAGG, SPRIGGS, JANNEY**  
**NOES: COUNCILMEMBERS: NONE**  
**ABSENT: COUNCILMEMBERS: BILBRAY**

MAYOR JANNEY adjourned the meeting to Closed Session at 5:01 p.m. and he reconvened the meeting to Open Session at 6:00 p.m.

Reporting out of Closed Session, CITY ATTORNEY LYON announced City Council considered Closed Session Items 1 through 3, direction was given and no reportable action was taken.

**SPECIAL MEETING CALL TO ORDER BY MAYOR**

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

**ROLL CALL BY CITY CLERK**

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

**PUBLIC COMMENT**

CITYCLERK HALD announced no speaker slips were submitted.

**REPORTS**

**1. CITY RESOLUTION NO. 2012-7150 REQUIRED BY AB 936 REGARDING FORGIVENESS OF LOANS, ADVANCES OR INDEBTEDNESS OF THE REDEVELOPMENT AGENCY. (0640-05)**

CITY MANAGER BROWN introduced the item.

CITY ATTORNEY LYON reported that the resolutions (for Item Nos. 1 and 2) are required by AB 936 which declares that the City has not forgiven repayment of any loans owed to it by the Agency, nor has the Agency forgiven any loans owed to it by the City.

**MOTION BY KING, SECOND BY BILBRAY, TO ADOPT RESOLUTION NO. 2012-7150 REQUIRED BY AB 936 REGARDING FORGIVENESS OF LOANS, ADVANCES OR INDEBTEDNESS OF THE REDEVELOPMENT AGENCY. MOTION CARRIED UNANIMOUSLY.**

**2. AGENCY RESOLUTION NO. R-12-270 REQUIRED BY AB 936 REGARDING FORGIVENESS OF LOANS, ADVANCES OR INDEBTEDNESS OF THE CITY OR OTHER PUBLIC BODY. (0640-05)**

CITY MANAGER BROWN introduced the item.

**MOTION BY BILBRAY, SECOND BY KING, TO ADOPT RESOLUTION NO. R-12-270 REQUIRED BY AB 936 REGARDING FORGIVENESS OF LOANS, ADVANCES OR INDEBTEDNESS OF THE CITY OR OTHER PUBLIC BODY. MOTION CARRIED UNANIMOUSLY.**

**3. ADOPTION OF RESOLUTION NO. R-12-271 OF THE REDEVELOPMENT AGENCY OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING ITS ENFORCEABLE OBLIGATION PAYMENT SCHEDULE (EOPS); ADOPTION OF RESOLUTION NO. R-12-272 OF THE REDEVELOPMENT AGENCY OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING ITS PRELIMINARY DRAFT INITIAL RECOGNIZED OBLIGATION PAYMENT SCHEDULE (IROPS). (0640-05)**

CITY MANAGER BROWN introduced the item and announced page 1 of Exhibit A for both Resolution Nos. R-12-271 and R-12-272 were revised and submitted as Last Minute Agenda Information.

FINANCE DIRECTOR MCGRANE reviewed the amended enforceable obligation payment schedule.

**MOTION BY SPRIGGS, SECOND BY BILBRAY, TO ADOPT RESOLUTION NO. R-12-271 OF THE REDEVELOPMENT AGENCY OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING ITS ENFORCEABLE OBLIGATION PAYMENT SCHEDULE (EOPS) AND RESOLUTION NO. R-12-272 OF THE REDEVELOPMENT AGENCY OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING ITS PRELIMINARY DRAFT INITIAL RECOGNIZED OBLIGATION PAYMENT SCHEDULE (IROPS). MOTION CARRIED UNANIMOUSLY.**

- 4. ADOPTION OF RESOLUTION NO. 2012-7145 AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH THE AIRPORT AUTHORITY FOR PROPERTY LOCATED AT THE NORTHERN TERMINUS OF 13<sup>TH</sup> STREET (APN 616-021-10) AND ADOPTION OF RESOLUTION NO. 2012-7140 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN OWNER PARTICIPATION AGREEMENT WITH BIKEWAY VILLAGE LLC FOR THE ACQUISITION OF PROPERTY BELONGING TO THE AIRPORT AUTHORITY AND FOR THE DEVELOPMENT OF THE BIKEWAY VILLAGE PROJECT LOCATED AT 535 FLORENCE STREET AND 536 13<sup>TH</sup> STREET (APN 626-192-03 AND 04) FOR THE DEVELOPMENT OF THE BIKEWAY VILLAGE PROJECT. (0680-10 & 0680-20)**

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE reported on the item and announced a Final Summary Report and a revised Purchase and Sale Agreement were submitted as Last Minute Agenda Information.

PAUL MARRA, with Keyser Marston Associates, explained the analysis of the pro forma and summarized the report for Section 33433. He concluded that there is justification for the City to provide assistance and the developer is going to have to take on considerable risk to pursue the project.

REX BUTLER, Developer, stated he is excited about the project and it is worth the risk.

COUNCILMEMBER KING spoke in support for the project.

MAYOR PRO TEM SPRIGGS spoke in support for the project

CITY CLERK HALD announced no speaker slips were submitted.

**MOTION BY KING, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. 2012-7145 AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH THE AIRPORT AUTHORITY FOR PROPERTY LOCATED AT THE NORTHERN TERMINUS OF 13<sup>TH</sup> STREET (APN 616-021-10). MOTION CARRIED UNANIMOUSLY.**

**MOTION BY BILBRAY, SECOND BY KING, TO ADOPT RESOLUTION NO. 2012-7140 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN OWNER PARTICIPATION AGREEMENT WITH BIKEWAY VILLAGE LLC FOR THE ACQUISITION OF PROPERTY BELONGING TO THE AIRPORT AUTHORITY AND FOR THE DEVELOPMENT OF THE BIKEWAY VILLAGE PROJECT LOCATED AT 535 FLORENCE STREET AND 536 13<sup>TH</sup> STREET (APN 626-192-03 AND 04) FOR THE DEVELOPMENT OF THE BIKEWAY VILLAGE PROJECT. MOTION CARRIED UNANIMOUSLY.**

