

MINUTES

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

MARCH 4, 2015

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

REGULAR AND CLOSED SESSION MEETINGS – 6:00 P.M.

REGULAR MEETING CALL TO ORDER

Mayor Dedina called the Regular Meeting to order at 6:02 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present:	Spriggs, Bragg, Patton
Councilmembers absent:	None
Mayor Present:	Dedina
Mayor Pro Tem Present:	Bilbray
Staff Present:	City Manager Hall, City Attorney Lyon, City Clerk Hald, Public Works Director Levien, Assistant City Manager Wade, Senior Planner Foltz

AGENDA CHANGES

MOTION BY BRAGG, SECOND BY BILBRAY, TO TAKE ITEM NO. 5.1 IMMEDIATELY AFTER THE CONSENT CALENDAR. MOTION CARRIED UNANIMOUSLY.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Girl Scout Troops 6116 and 6447.

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

Councilmember Patton announced the Taste of IB and Symphony by the Sea events are scheduled for March 14, 2015.

Councilmember Bragg reported that she and Councilmember Spriggs attended the Chamber of Commerce Breakfast meeting where Mayor Dedina was the host speaker.

Councilmember Spriggs reported on the Metro Wastewater Commission meeting and announced that he was appointed as the Metro Wastewater representative to the San Diego Public Works Independent Rates Oversight Commission.

Mayor Dedina reported that the latest issue of San Diego Magazine listed Imperial Beach as one of the best places to live in San Diego. He thanked the Councilmembers, City staff and community members who made this dream come true.

COMMUNICATIONS FROM CITY STAFF

City Manager Hall announced Last Minute Agenda Information was distributed for City Council's consideration.

The Last Minute Agenda Information was as follows:

- Item No. 2.1:
 - a. 12/10/14 Corrected Minutes – Pages 4 and 8
 - b. 01/21/15 Revised Minutes – Page 2
- Item No. 4.1:
 - a. Correspondence received from Bill Lyons, dated 03/02/15
 - b. Correspondence received from Dennis Robbins, dated 03/02/15 at 9:03 p.m.
 - c. Correspondence received from Dennis Robbins, dated 03/02/15 at 9:05 p.m.
 - d. Correspondence received from Perry Payne, dated 03/02/15 at 9:19 p.m.
 - e. Correspondence received from Perry Payne, dated 03/02/15 at 9:27 p.m.
- Item No. 4.2:
 - a. Correspondence in support of the project, received from Bill Lyons 03/02/15

PUBLIC COMMENT

Mayor Dedina stated City Council welcomes public comment but because of the Brown Act, City Council cannot respond to items not listed on the agenda. Issues requiring a response will be referred to the City Manager.

Karan Fitch encouraged everyone to participate in this year's Relay for Life event. She noted Relay for Life gives hope for a cancer free tomorrow. She invited City officials and survivors to join a team. The kickoff party is on March 21st in the Community Room.

June Engel introduced Julie Silva, the Library's newest employee.

Andy Hall announced renderings of the new Imperial Beach Library are on display at City Hall and everyone is encouraged to submit comments.

Candy Unger invited City Councilmembers to the San Diego Tourism Authority's Annual meeting that is being held tomorrow at the La Jolla Marriott.

Kimberly Paris, representing IB Beautiful and the Farmers Market, expressed concern about closure of the Pier Plaza bathrooms while tourists and visitors are still at Pier Plaza.

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1-2.6)

MOTION BY BILBRAY, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1-2.6. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the Special City Council Meeting Minutes of December 10, 2014 (2 sets) and February 18, 2015 and the Regular City Council Meeting Minutes of January 21, 2015 and February 18, 2015.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 86049 through 86214 with a subtotal amount of \$693,259.02 and Payroll Checks/Direct Deposits 46418 through 46447 for a subtotal amount of \$285,352.02 for a total amount of \$978,611.04.

2.3 RESOLUTION NO. 2015-7552 FOR THE SALE OF CERTAIN SURPLUS CITY PROPERTY. (0380-45)

Adopted resolution.

2.4 MELLON (APPLICANT); REQUESTING AUTHORIZATION TO EXECUTE A LIEN CONTRACT AND COVENANT NOT TO CONVEY CONDOMINIUM UNITS FOR A CONDOMINIUM CONVERSION PROJECT LOCATED AT 901 GEORGIA STREET AND 1357 ELM AVENUE (APN 627-120-06-00). MF 954. (0600-20)

Adopted Resolution No. 2015-7547 authorizing the execution of the Lien Contract and Covenant Not to Convey Condominium Units.

2.5 CONSIDERATION AND RECOMMENDED ADOPTION OF RESOLUTION NO. 2015-7546 APPROVING PERSONNEL CHANGES AND AMENDING THE FISCAL YEARS (FY) 2013 - 2015 SALARY & COMPENSATION PLAN TO ADD THE POSITION AND SALARY RANGE OF LEAD MAINTENANCE WORKER. (0520-75)

Adopted resolution.

2.6 RESOLUTION NO. 2015-7551 PROCLAIMING SUPPORT FOR A PORT OF SAN DIEGO TIDELANDS ACTIVATION PROGRAM COMMUNITY EVENT SPONSORSHIP APPLICATION BY THE I.B./SOUTH BAY KIWANIS CLUB FOR THE KIDS FISHING DERBY. (0150-70)

Adopted resolution.

ORDINANCES – INTRODUCTION/FIRST READING (3)

None.

REPORTS (5.1)

5.1 PROPOSED BSA EAGLE PROJECT PRESENTATION. (0940-10)

Public Works Director Levien introduced the item.

Daniel Gaytan gave a PowerPoint presentation on the item and responded to questions of City Council regarding the xeriscape project for one of the parking lot islands on 4th Street, adjacent to the Sports Park picnic and tot-lot area.

MOTION BY BRAGG, SECOND BY SPRIGGS, TO AUTHORIZE THE CITY MANAGER TO SIGN THE EAGLE PROJECT PLAN FOR MR. GAYTAN TO CONTINUE THE PROJECT DEVELOPMENT AND CONSTRUCTION AS APPROVED BY CITY COUNCIL AND CITY STAFF. MOTION CARRIED UNANIMOUSLY.

Public Works Director Levien announced there are a total of four islands in the area and he expects to return with other Eagle Scouts to finish the remainder of those islands.

PUBLIC HEARINGS (4.1-4.2)

4.1 CITYMARK DEVELOPMENT (APPLICANT); CONSIDERATION OF A CATEGORICAL EXEMPTION PURSUANT TO CEQA GUIDELINES 15332 (IN FILL DEVELOPMENT), REGULAR COASTAL PERMIT (CP 140050), CONDITIONAL USE PERMIT (CUP 140051), DESIGN REVIEW CASE (DRC 140052), SITE PLAN REVIEW (SPR 140053), AND TENTATIVE MAP (TM 140054) FOR THE DEMOLITION OF NINE EXISTING RESIDENTIAL RENTAL UNITS AND CONSTRUCTION OF A NEW MIXED-USE DEVELOPMENT WITH 11 RESIDENTIAL CONDOMINIUM UNITS ABOVE COMMERCIAL UNIT(S) AT 110 EVERGREEN AVENUE (APNs 625-351-25-00 & 625-351-26-00). MF 1169. (0600-20)

Councilmember Spriggs stated that on the City Attorney's advice, he will recuse himself from Item No. 4.1 because he appeared and made comments as a member of the public and Co-chair of Seacoasters at the Design Review Board meeting when this project was considered. The concern is that someone might consider this body, sitting as an adjudicatory body and reviewing a permit application, to be biased if one of its members showed a predisposed opinion about the project. He stated that in his case, he did not believe that he did. His comments were pro and con and based on the design. He did not comment on whether the project should be approved or not. In the interest of protecting the integrity of the City Council in this matter, he said that he would recuse himself and left the Council Chambers at 6:27 p.m.

Mayor Dedina declared the public hearing open.

Senior Planner Foltz showed a PowerPoint presentation and reported on the item.

Russ Haley, with CityMark Development, offered a list of modifications/suggestions:

1. Lighting-up the area underneath the residential area as you go east on Evergreen.
2. Working with the City and MTS on the location of the bus stop. If the bus stop is moved, making the wall an art piece that celebrates the community.
3. Having a garage door system inside the retail area so that the restaurant spills out to the street and opens it up.
4. Working with the City on removing the 3 street trees that are shown on the plan and instead having a hanging basket system underneath the retail area that creates a different imagery.
5. Making the corner element iconic/bolder by raising the height of the window system in the corner of the building.

He respectfully asked City Council for approval of the item (additional speaking time donated by Rich Gostafson, Kirk McKinley and Tyler Lawson).

Shirley Nakawatase expressed concern about the horizontal line of the roof. She suggested the addition of a condition that would stagger the roofline at the same pace as the stepbacks. She stated these changes would add visual interest to the project.

Dennis Robbins expressed concern about the impacts the project would have on the units located at 130 Evergreen. He spoke in opposition to the project.

Lora Robbins stated that since the new development will be taller than her existing building, they will not get a breeze or light and their views will be compromised. The development is coming at a great personal loss to her and it detracts from her property value.

Nichole Hazelton indicated support for the project (she did not speak).

Marla Horland indicated support for the project (she did not speak).

Brennan Horland indicated support for the project (he did not speak).

Ashley Ortega indicated support for the project (she did not speak).

Linze Cole indicated support for the project (she did not speak).

Clare Buckley had positive comments about the design. She stated that the people who purchased in that area had to realize the risk. In the 90's the height limit was 40 feet. and people expected their views to be gone entirely. She questioned how this kind of project can be changed in a City of our size where we want to increase growth in an area with high density.

Jackie Jones wanted to know who asked for increased density.

City Manager Hall responded the applicant is requesting increased density by providing additional amenities in the building. This is a process allowed under the City's Zoning Ordinance.

Jackie Jones questioned the types of businesses that will be on the ground floor and what time would they close.

City Manager Hall responded that the uses allowed on the first floor are spelled out in the Zoning Ordinance. He encouraged her to contact Senior Planner Foltz for a copy of the allowed businesses. He added that since this is a Conditional Use Permit, the City Council could consider whether or not they want to impose operating hours.

Jackie Jones was in support of imposing operating hours because the project is located next to residences. She stated that with the project being located so close to the condos next door, it will decrease their beauty, view, breeze and sunlight.

Kathy Underhill stated that she purchased property in the area approximately ten years ago and one of her biggest complaints is that the property at 110 Evergreen is blighted and needs to be improved for the good of the community. When she bought there, she knew through public disclosures that this would be coming. The other property owners should have done the same thing. She spoke in support of the project.

Without dissension of the City Council, Mayor Dedina closed the public hearing.

City Council discussion ensued.

Councilmember Bragg disclosed that she met with the developer. She stated she did research on the developer and the Little Italy Business Improvement District Association gave a positive endorsement. She asked City Attorney to speak to the legalities of obstructed views.

City Attorney Lyon responded the general law in California does not protect views, light, air. So unless the property has an easement on it saying they could not build over a certain height or they could not build at all, it would be different. If the City had a view protection ordinance, that would be different. In this case, none of those things exist so the protection of view is not a legally valid claim. The way a City has protected views is by having height limits and setback

and setback requirements. The proposed project meets those guidelines. There isn't any other claim protection for the neighbors.

Councilmember Bragg agreed with comments made by Ms. Nakawatase. She mentioned that the front window is supposed to replicate a lifeguard tower. She supported the following: moving the bus stop, having artwork at that location if the bus top is moved, lighting on the Evergreen side, removing the trees and widening of the sidewalks. She spoke in favor of having the commercial use as a restaurant and supported the project.

Mayor Pro Tem Bilbray spoke in support of the project. He suggested that in the future have something other than lifeguard architecture because this is the second project with that type of design. In the future, also figure out a roofline so it is not so straight.

In response to Councilmember Patton's question about ground floor retail height, Administrative Services Director Wade stated 13.5 feet is more than enough to attract a variety of tenants.

MOTION BY BILBRAY, SECOND BY BRAGG, THAT THE CITY COUNCIL ADOPT RESOLUTION 2015-7548, APPROVING REGULAR COASTAL PERMIT (CP 140050), CONDITIONAL USE PERMIT (CUP 140051), DESIGN REVIEW CASE (DRC 140052), SITE PLAN REVIEW (SPR 140053), AND TENTATIVE MAP (TM 140054) WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS. MOTION CARRIED BY THE FOLLOWING VOTES:

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

Councilmember Spriggs returned to the Council chambers at 7:17 p.m.

4.2 CITYMARK DEVELOPMENT (APPLICANT); CONSIDERATION OF A CATEGORICAL EXEMPTION PURSUANT TO CEQA GUIDELINES 15332 (IN-FILL DEVELOPMENT PROJECTS), ADMINISTRATIVE COASTAL PERMIT (ACP 140055), CONDITIONAL USE PERMIT (CUP 140056), DESIGN REVIEW CASE (DRC 140057), SITE PLAN REVIEW (SPR 140058), AND TENTATIVE PARCEL MAP (TM 140059) FOR THE DEMOLITION OF AN EXISTING GARAGE AND CONSTRUCTION OF THREE NEW RESIDENTIAL CONDOMINIUM UNITS AT 119 ELM AVENUE (APN 625-351-02-00). MF 1170. (0600-20)

Mayor Dedina declared the public hearing open.

Senior Planner Foltz showed a PowerPoint Presentation and reported on the item.

Russ Hailey requested City Council's support of the project and stated that he is available to answer questions.

Mayor Dedina announced the following submitted speaker slips in support of the project: Marla Horland, Brennan Horland, Ashley Ortega, and Linze Cole.

Nichole Hazelton spoke in support of the project.

Councilmember Bragg disclosed that she met with the developer about this project.

Mayor Dedina stated that he was pleased with the staff report and presentation. He thanked the applicant for their renderings and the public for their thoughtful comments.

Without dissension of the City Council, Mayor Dedina closed the public hearing.

MOTION BY SPRIGGS, SECOND BY BRAGG, THAT THE CITY COUNCIL ADOPT RESOLUTION 2015-7549, APPROVING ADMINISTRATIVE COASTAL PERMIT (ACP 140055), CONDITIONAL USE PERMIT (CUP 140056), DESIGN REVIEW CASE (DRC 140057), SITE PLAN REVIEW (SPR 140058), AND TENTATIVE PARCEL MAP (TM 140059) WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS. MOTION CARRIED UNANIMOUSLY.

REPORTS (5.2-5.5)

5.2 RESOLUTION NO. 2015-7550 TO CONFIRM THE REGIONAL TRANSPORTATION CONGESTION IMPROVEMENT PROGRAM (RTCIP) PROJECT PLAN ADOPTED IN MARCH 2008. (0680-95)

Councilmember Patton left Council Chambers at 7:28 p.m.

Public Works Director Levien reported on the item.

MOTION BY BRAGG, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. 2015-7550 AUTHORIZING CITY STAFF TO SIGN AND FORWARD A LETTER TO ITOC CONFIRMING THE RTCIP PROJECT PLAN APPROVED IN MARCH 2008. MOTION CARRIED BY THE FOLLOWING VOTE:

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

Councilmember Patton returned to Council Chambers at 7:30 p.m.

5.3 CONSIDERATION OF RESOLUTIONS AUTHORIZING THE FILING OF THREE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) GRANT APPLICATIONS:

- 1. RESOLUTION NO. 2015-7553 AUTHORIZING THE FILING OF A SMART GROWTH INCENTIVE PROGRAM (SGIP) PLANNING GRANT APPLICATION FOR THE PREPARATION OF CONSTRUCTION DRAWINGS FOR THE WEST END SECTOR OF THE PALM AVENUE MIXED-USE & COMMERCIAL CORRIDOR MASTER PLAN;**
- 2. RESOLUTION NO. 2015-7554 AUTHORIZING THE FILING OF AN ACTIVE TRANSPORTATION GRANT PROGRAM (ATGP) CAPITAL GRANT APPLICATION FOR THE BERNARDO SHORES BAYSHORE BIKEWAY TO RAINBOW DRIVE BIKEWAY LINK; AND**
- 3. RESOLUTION NO. 2015-7555 AUTHORIZING THE FILING OF AN ACTIVE TRANSPORTATION GRANT PROGRAM (ATGP) APPLICATION FOR THE FERN AVENUE PEDESTRIAN AND MOBILITY IMPROVEMENT PROJECT. (0390-84)**

Assistant City Manager Wade presented a PowerPoint presentation on the item.

Councilmember Bragg stated that she serves as the MTS alternate on the SANDAG Transportation Committee but that does not preclude her from making comments on behalf of the City of Imperial Beach. She encouraged City Council to reach out to colleagues on SANDAG to lobby for these projects and she spoke in support of staff's recommendation.

Councilmember Spriggs echoed the comments made by the Mayor during the previous item, noting that the staff reports are easy to read and he appreciates the options presented to City Council.

In response to questions of Councilmember Spriggs, Assistant City Manager Wade stated the following: The application for the Smart Growth Incentive Program Planning Grant would be to fund only construction documents for the west end sector from Delaware to Rainbow. This is a section of the roadway that is least problematic with the State Highway Design Guidelines. If the City is awarded the grant, the City could still proceed with construction documents for that portion of the roadway and submit it to Caltrans for an encroachment permit. Caltrans could have comments and concerns, however, he believed they are not insurmountable. If City Council decides not to accept a relinquished right of way, this portion of the right of way can proceed and go to construction documents. With regard to the Bernardo Shores development project, he stated that the developer is responsible for the Class 1 bike facility. In facilitating a sound public amenity for the project and not just a benefit to the residential project, the City offered to prepare the grant application as long as the developer provides the local match. Having this grant can help effectuate the construction on time with the project so that it would not be a phase 2. It would be a concurrent project with the development of the private property. He said this is a worthy project with a regional bikeway connection and provides coastal access, meeting the objectives of the grant program.

In response to Councilmember Spriggs' question regarding the sidewalk on Fern Ave., Public Works Director Levien stated that after further investigation, he found that in the 1980's the City Council gave an encroachment permit to the school to use the right of way for their facilities. However, the document does not state how many feet the school can have. He has communicated this issue to the South Bay Union School District and they are currently under discussions on to how to proceed and to accommodate both needs.

Mayor Dedina encouraged the SANDAG representatives to work with staff on a strategy to advocate for these projects so that Imperial Beach gets its fair share. He also spoke about the new staff report format that is easier to read and to follow what is being recommended. Staff reports now have three elements: recommendation, rationale and options.

MOTION BY SPRIGGS, SECOND BY BILBRAY, TO ADOPT RESOLUTION NO. 2015-7553 AUTHORIZING THE FILING OF A SMART GROWTH INCENTIVE PROGRAM (SGIP) PLANNING GRANT APPLICATION FOR THE PREPARATION OF CONSTRUCTION DRAWINGS FOR THE WEST END SECTOR OF THE PALM AVENUE MIXED-USE & COMMERCIAL CORRIDOR MASTER PLAN, TO ADOPT RESOLUTION NO. 2015-7554 AUTHORIZING THE FILING OF AN ACTIVE TRANSPORTATION GRANT PROGRAM (ATGP) CAPITAL GRANT APPLICATION FOR THE BERNARDO SHORES BAYSHORE BIKEWAY TO RAINBOW DRIVE BIKEWAY LINK, AND TO ADOPT RESOLUTION NO. 2015-7555 AUTHORIZING THE FILING OF AN ACTIVE TRANSPORTATION GRANT PROGRAM (ATGP) APPLICATION FOR THE FERN AVENUE PEDESTRIAN AND MOBILITY IMPROVEMENT PROJECT. MOTION CARRIED UNANIMOUSLY.

5.4 UPDATE ON ADMINISTRATION OF THE IMPERIAL BEACH SPORTS PARK AND RECREATION CENTER. (0920-40)

City Manager Hall reported on the item. He noted that it has only been six months since the Sports Park has been maintained and operated by the Boys and Girls Club as well as the Imperial Beach Little League and Girls' Softball League. He reported that maintenance of the facility has been well received, programs have been expanded and most comments have been positive. The only complaints are that some of the facilities have not been opened on time. The next update will be presented by the Chair of the Parks and Recreation Committee.

City Clerk Hald announced no speaker slips were submitted.

Councilmember Spriggs suggested that the first report by the Chair of the Parks and Recreation Committee include a then and now evaluation so that the baseline includes the different aspects of the park oversight before and after the changes took place. He also requested an evaluation of the changes that took place.

In response to questions about having the fields open for use by the public, Don Spicer, President of Imperial Beach Little League, responded that the Major and Minor League fields are locked because they are trying to grow grass for the new season. The T-ball and Caps fields are unlocked. As for the Softball field, they are currently under maintenance by the Girls' Softball League. He also stated that there is a phone number posted at the fields if anyone is interested in using the fields during the day and/or interested in renting the fields for a team or special event.

Councilmember Bragg complimented the Senior Center for adding a Tai Chi class. She suggested consideration of additional classes for the Senior Center such as: DMV classes, traffic school classes, Zumba for seniors, take off pounds sensibly meetings, free exercise classes, bridge lessons, genealogy, community skills exchange, home safety for older adults, personal development for older adults, community resources for older adults, body dynamics for older adults, strength training for older adults. She also suggested consideration of classes for the younger population and for the disabled population.

Mayor Dedina recognized his colleagues for working with the community, the Boys and Girls Club and the leagues for this new management program. As for the evaluation, he asked for an objective way of showing baselines such as a table. He asked that the information include the number of children served, number of programs, and hours of operation. He supported a data driven evaluation of the performance standards setup in the MOU at the one year mark.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO ACCEPT AND FILE THE INFORMATION ABOUT THE CURRENT STATUS OF THE PARKS AND RECREATION PROGRAMS AND OPERATIONS. MOTION CARRIED UNANIMOUSLY.

5.5 DISCUSSION ABOUT THE PROCEDURE TO APPOINT MEMBERS OF COMMUNITY BOARDS, COMMITTEES AND COMMISSIONS. (0120-95)

City Manager Hall reported on the item. He noted that City Council took action to extend terms of Board/Committee/Commission members with expired terms until a process is identified for interviewing and filling vacancies. Mayor Dedina requested a discussion on whether or not to have the City Council more involved in the interview process. The past practice was for the Mayor to have interviews and bring the recommendation to City Council for their advice and

consent.

Councilmember Patton stated that interviewing applicants in a noticed meeting would discourage many to apply and those not selected may feel slighted. He was concerned about losing good candidates. He spoke in favor of the current process and reviewing resumes.

Councilmember Bragg stated that it is important to talk with the candidates. She stated that in the past she was left out of the process. She acknowledged Councilmember Patton's concern and asked the City Attorney how Councilmembers can participate.

City Attorney Lyon explained that due to the Brown Act, if all five Councilmembers wanted to participate in the interview it would have to be at a noticed meeting. The other option is to have a subcommittee of City Council (two Councilmembers) conduct the interviews. Their recommendation on who to appoint would be to the full City Council at a noticed meeting.

Councilmember Spriggs agreed that having people come forward for a public interview could have a chilling effect on people coming forward. He questioned if interviews could occur in closed session.

City Attorney Lyon stated interviews could not occur in closed session. She suggested having different subcommittees for different commissions so that every Councilmember could participate. The subcommittees would present their recommendations to the City Council at a noticed meeting.

Councilmember Spriggs expressed concern about people not wanting to come forward and subjecting themselves to a public interview. He supported having interviews by a subcommittee of two councilmembers.

Mayor Dedina stated that in 1979 he was interviewed in public when he applied to be on a committee. He spoke in support for the City Council and public having the opportunity to participate in the process. He noted that the process is a form of leadership development. All of the board, committee and commission meetings are held in public. They field questions from the public and they are in the public eye. He hoped that people who apply understand that it is a public leadership type of role. He also stated that when we achieve the highest standards of transparency and openness, it serves to build leadership, transparency and accountability in our community. He anticipated that the City Council would support their involvement in this process.

City Council discussion ensued regarding the interview process; there was concern regarding public interviews; and there was a suggestion that if the number of applicants reaches a certain threshold to have a City Council subcommittee review applications then have the final interviews with City Council.

City Manager Hall suggested a threshold of double the number of applicants as there are open seats.

Since Councilmember Patton is not feeling well, Mayor Pro Tem Bilbray suggested that the item be continued to the next meeting to allow Councilmember Patton to participate in the discussion.

MOTION BY BILBRAY, SECOND BY PATTON, TO CONTINUE THE ITEM TO THE NEXT CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

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

None.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

None.

ADJOURN REGULAR MEETING

Mayor Dedina adjourned the regular meeting at 8:20 p.m.

CLOSED SESSION MEETING CALL TO ORDER

Mayor Dedina called the Closed Session meeting to order at 8:20 p.m.

ROLL CALL

Councilmember Spriggs announced he is recessed from the Closed Session because of a conflict of interest.

City Attorney Lyon announced for the record that the other four Councilmembers will adjourn to Closed Session.

CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code section 54956.9(d)(1)
Case No. 37-2013-00081555-CU-EI-CTL

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Govt. Code Section 54956.9(d)(2) with existing facts and circumstances per Govt. Code Section 54956.9(e)(3): 2 claims

City Council adjourned to Closed Session at 8:21 p.m. and the meeting was reconvened to Open Session at 8:31 p.m.

Reporting out of Closed Session, City Attorney Lyon announced City Council discussed Closed Session Item Nos. 1 and 2, City Council gave direction and no reportable action was taken.

ADJOURN CLOSED SESSION

Mayor Dedina adjourned the closed session at 8:33 p.m.

_____/s/_____
Serge Dedina, Mayor

_____/s/_____
Jacqueline M. Hald, MMC
City Clerk