MINUTES OF A
REGULAR MEETING OF THE
CITY COUNCIL OF THE
CITY OF CORONADO
Coronado City Hall
1825 Strand Way
Coronado, CA 92118
Tuesday, November 15, 2005

Mayor Smisek called the meeting to order at 3:00 p.m.

1. ROLL CALL:

Present: Councilmembers Downey, Monroe, Tanaka, Tierney and Mayor Smisek

Absent: None

Also Present: City Manager Mark Ochenduszko
City Attorney Morgan Foley
City Clerk Linda Hascup

2. INVOCATION AND PLEDGE OF ALLEGIANCE. Stephen Mather provided the invocation and Mayor Smisek led the Pledge of Allegiance.

3. MINUTES: The minutes of the Regular Meeting of November 1, 2005, a copy having been provided Council prior to the meeting, were approved as submitted. The reading of the minutes in their entirety was unanimously waived.

MSUC **(Downey/Tanaka) moved that the City Council approve the minutes of the Regular Meeting of November 1, 2005, as submitted.**

AYES: **Downey, Monroe, Tanaka, Tierney and Smisek**
NAYS: **None**
ABSENT: **None**

4. CEREMONIAL PRESENTATIONS:

4a. Presentation of Recreation Department Thanksgiving Poster Coloring Contest Winners. Mayor Smisek, City Councilmembers, and Carrie Downey as representative

of the Jr. Women's Club presented prizes to the winners of the Thanksgiving Poster Coloring Contest. The winners are as follows:

Carolin Solome, Sacred Heart Parish School
Ashley Kekeisen, Village Kindergarten
Ryan Seggerman, Village Elementary
Savannah Welch, Silver Strand Elementary
Austin Smith, Village Elementary
Tanner Caldwell, Village Elementary
Andrea Mora, Sacred Heart Parish School
Brittin Burnworth, Vista Grande Elementary
Bailee Davis, Silver Strand Elementary

Stacy Berman, Recreation Programs Supervisor, announced that there were 178 entries. All the entries are on display at the Community Center.

4b. **Proclamation: "Cecily Kelly Day."** Mayor Smisek presented the Proclamation to Cecily Kelly. Ms. Kelly thanked Mayor Smisek and the Council.

4c. **Proclamation: "United Way Campaign Period."** Mayor Smisek presented the Proclamation to Fire Chief Kim Raddatz and the United Way Associate Director of Giving Donald Epps.

5. **CONSENT CALENDAR:** The City Council approved, adopted and/or accepted as one item of business Consent Agenda Items 5a through 5f with the addition of Items 10b, 10c, 11c, 11d, 11e, 11f, 11g and 11h.

Councilmember Tierney commented on item 11c regarding renewal of the contract with the consultant group for legislative advocacy related to the State Route 75/282 Tunnel Project and the Transbay Wastewater Project. He said he would vote to approve 11c because he supports the Transbay Wastewater Project, however he does not support the tunnel project.

Councilmember Downey commented on item 10b in support of the Traffic Operations Committee recommendation to install a marked pedestrian crosswalk. She noted that this is being done as an exception to the City's warrants. The need for handicap parking in the area still needs to be addressed.

Warren Voston, 1001 Flora Avenue, is also in favor of the crosswalk. He would like to recommend that the urns previously located next to the reflective signs to minimize the ugliness of the signs be returned.

John Orlowski, 421 D Avenue, addressed items 11e, 11f and 11g. With respect to 11e, as long as smoking is not allowed, that is fine. Regarding affordable housing issues, he read a statement on California statutes into the record. He asked that the City please comply with California Constitution Article 34, Public Housing Project Law 1950, California Supreme Court Ruling *Davis v The City of Berkeley*, *California Housing Finance Agency v Ellio*t, California Supreme Court Ruling. Based on the aforementioned California Supreme Court rulings, the City has exceeded its authority under the constitutional and law. He asked Council to comply with their

oaths of office to protect and defend the constitution and rescind their illegal acquisition and development of low rent housing projects for people of low income and suspend any further acquisition and development or construction of low rent housing projects until City vote or approval is received. If Council feels its actions are within the Constitution and the law then he asks Council to file with a State Court and a higher State Agency to ask for their affirmation.

Pike Meade, 1101 Star Park, commented on item 10c regarding the raised median barrier. He thanked the Traffic Operations Committee and staff.

Tim Kusick, 1125 Flora, also spoke in favor of item 10c.

MSUC **(Monroe/Downey) moved that the City Council approve the Consent Calendar Items 5a through 5f with the addition of Items 10b – Recommendation from the Traffic Operations Committee to Install a Marked Pedestrian Crosswalk and Eliminate Three Diagonal Parking Spaces at the Intersection of Isabella Avenue and E Avenue, 10c – Recommendation from the Traffic Operations Committee to Authorize the Design and Construction of a Raised Median Barrier at the Intersection of R.H. Dana Place and Churchill Place as Part of the Hotel del Coronado Master Plan, Phase I Improvements, 11c – Renewal of Contract with the PMA Group for Federal Legislative Advocacy Related to State Route 75/282 Tunnel Project and Transbay Wastewater Project, 11d – Approval of Holiday Time Off for Employees Consistent with Prior Years, 11e – Approval of Concessionaire to Operate the Coffee Cart Service at the Coronado Public Library, 11f – Authorization to Transfer $7,000,000 to the Community Development Revolving Fund (Fund 160) and Authorize Disbursement of Such Funds to the Community Development Agency of the City of Coronado, 11g – Introduction of an Ordinance Entitled, "Ordinance of the City Council of the City of Coronado Eliminating the Time Limit on Establishment of Loans, Advances and Indebtedness Under the Community Development Plan for the Coronado Community Development Project and 11h – Resolution Approving a Cooperation Agreement with the Community Development Agency of the City of Coronado for the City to Provide Administrative Services to the Agency.**

AYES: **Downey, Monroe, Tanaka, Tierney and Smisek**
NAYS: **None**
ABSENT: **None**

5a. **Approval of Reading by Title and Waiver of Reading in Full of Ordinances on this Agenda.** The City Council waives the reading of the full text of every ordinance contained in this agenda and approves the reading of the ordinance title only. **The City Council waived the reading of the full text and approved the reading of the title only.**

5b. **Approval of Warrants.** The City Council ratified payment of warrants Nos. 10047088 thru 10047428 audited and approved by the Audit Committee, provided there are sufficient funds on hand. **The City Council approved the warrants.**

5c. Recommendation from the Traffic Operations Committee Regarding the Installation of Curb Markings in Front of the Community Center, 1845 Strand Way. Due to passenger and freight loading needs at the new Community Center catering kitchen, the request was made of the Traffic Operations Committee to convert some of the existing parallel parking to designated loading zones. Per the Municipal Code, a yellow curb zone allows the loading/unloading of freight or passengers for a time not to exceed 20 minutes and is operable between 6:00 a.m. and 6:00 p.m., except Sundays and holidays, unless the resolution designating such location specifies different hours to days. A white curb zone, which is operative 24 hours a day, allows vehicles to stop only for the loading and unloading of passengers for a period not to exceed three minutes.

The Traffic Operations Committee recommendation is that via resolution a 40-foot white passenger loading zone, a 35-foot yellow commercial loading zone, and a 25-foot red no parking curb zone be approved for the installation with associated signage in front of the Community Center. Due to late evening loading needs in the yellow curb zone it is recommended that this zone be in effect 24 hours a day, seven days a week. **The City Council approved the proposed curb markings and associated signage establishing loading zones in front of the Community Center via approval of RESOLUTION NO's. 8101, 8102, and 8103.**

5d. Recommendation from the Traffic Operations Committee to Update the City's Warrant for Installation of Green Curb Zones. The Municipal Code establishes a 12-minute parking time limit in a green curb zone and states that "When signs or curb markings are in place giving notice of the restricted time regulation, it should be unlawful for the operator of any vehicle to park such vehicle contrary to the regulation." The green curb zone is a useful tool for providing quick turnover of parked cars where there is an adjacent activity that encourages high turnover. The City has installed green curb zones in front of several dry cleaning businesses due to the need for parking turnover in front of these types of businesses. The only change to the existing warrant is that the applicant shall cover the cost of both the curb painting and the signage. **The City Council updated the warrant for installation of green curb zones.**

5e. Reappointment of One Incumbent Member to the Coronado Street Tree Committee. Mr. Paul Corriere III was appointed to the Street Tree Committee on December 17, 2002. He has served one full three-year term and is eligible for reappointment to a second three-year term to expire October 31, 2008. **The City Council reappointed Paul Corriere III to the Coronado Street Tree Committee to complete a term due to expire October 31, 2008.**

5f. Approval of Resolution Authorizing the City of Coronado to Receive and Expend Annual Federal Grant Funds for Domestic Preparedness. The City of Coronado is eligible to receive Federal grant funds through a variety of Federal grant programs to provide funding to improve first responder preparedness in the event of a large-scale disaster. The amount of money that the City of Coronado receives each year depends on the amount of grant money available to San Diego County. There are two major domestic preparedness Federal grant programs for the first responder agencies that have been in effect for several years and are anticipated to continue well into the foreseeable future, the State Homeland Security Grant Program (SHSGP) and the Urban Area Security Initiative (UASI). Other, similar-intent Federal grant programs are anticipated in coming years. Funds received through these domestic preparedness grant programs will continue to assist City departments in the purchase of new equipment and sending personnel to training, such as: Rescue equipment, Emergency Operations

Center upgrades, Communication upgrades (satellite phones), ocean rescue equipment including dive gear and lifeguard communication systems, and overtime for personnel attending training or for personnel coverage of the attendee's position while the attendee participates in training. Another approach to be utilized will be to hire a trainer to conduct a class in Coronado for enhanced cost benefit. Examples of training include Confined Space and Trench Rescue; Rescue Systems 1 and 2; and many CSTI and POST certified classes. The increased level of preparedness derived from the acceptance and utilization of these Federal domestic preparedness grant funds will make the City of Coronado safer and better prepared to respond in the event of a domestic response within the City or in the San Diego region. Standardizing equipment and training will promote a more effective response for all cities receiving or providing aid. It is even more important in today's environment to accept and actively participate in this comprehensive planning approach for large-scale emergencies and the sharing of regional resources in the event of a disaster. **The City Council approved A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONADO APPROVING AND AUTHORIZING THE CITY OF CORONADO TO RECEIVE AND EXPEND RECURRING FEDERAL GRANT FUNDS FOR DOMESTIC PREPAREDNESS. The Resolution was read by Title, the reading in its entirety unanimously waived and adopted by Council as RESOLUTION NO. 8108.**

6. ORAL COMMUNICATIONS:

a. **Leslie Conchlin, 869 A Avenue,** commented on the tennis court issue. She is concerned because the City courts are very busy. The City can't afford to lose a single one. This sets a bad precedent. She also thinks this was decided upon without consulting the tennis community.

b. **Scott Segerman, 970 Alameda,** echoed the comments of Ms. Coshland. He feels the Hotel Del is snubbing the tennis community in Coronado. Ms. Coshland's comments about precedence are appropriate. The history of tennis at the Del includes legendary people who played there. The Del has always and will continue to advertise that. There was no listening to the public when this was decided.

c. **Becky Chamberlain, 163 H Avenue,** spoke against losing the tennis courts at the Hotel Del. In reading over what has been proposed and accepted, she sees no one who is being tasked to oversee this.

d. **Diana Zamorra, from Senator Vargas' office**, provided information on participation in "Operation Feed a Family", a Thanksgiving food basket drive.

e. **Michelle Anderson, General Manager, West Coast Cab, 625 Broadway, San Diego,** brought up the issue of the extra taxi permits that are available in Coronado that was discussed last May. At that time it was decided that staff should return with a plan. He asked that Council please ask staff to get back to it.

f. **Fred Carlson, 48 Blue Anchor,** said he was appalled at the agreement with the Hotel Del. It is a bad precedent to set regarding the tennis courts. He wondered how it would affect the number of courts that would be available for regular match tournament play.

g. **Councilmember Downey** said that she was not speaking specifically to the tennis situation, but in general. She had brought the idea up previously about the ability to post entire agenda packets online via scanning. She would like the City to think about it. The simple agenda items don't give all of the information people need to know about a topic. She also commented regarding how some people receive

notification, but not all people who should. She wants to take the onus off of staff and onto the public by making the information easily available.

7. CITY MANAGER:

7a. Update on Council Directed Actions and Citizen Inquiries. No report.

8. PUBLIC HEARINGS:

8a. Public Hearing: Selection of Proposed Project for Community Development Block Grant Funding, "Removal of Architectural Barriers," Fiscal Year 2006-2007. Scott Huth, Director of Public Services, explained that the City receives approximately $106,000 a year. Historically the funding has been used for removal of architectural barriers to accessibility. This year a project to provide more ADA pedestrian ramps is proposed, along with two other projects if there is any funding remaining.

Councilmember Downey appreciates the efforts by the City to help people get over the curbs.

Mayor Smisek opened the public hearing and seeing no one wishing to speak on the item, the public hearing was closed.

MSUC (Tanaka/Monroe) moved that the City Council approve the selection of "Removal of Architectural Barriers" as its proposed project for CDBG funding, Fiscal Year 2006-07.

AYES: Downey, Monroe, Tanaka, Tierney and Smisek
NAYS: None
ABSENT: None

8b. Public Hearing: Introduction of an Ordinance Adding Chapter 86.53 to Title 86 of the Municipal Code to Implement State Required Density Bonuses for Affordable Housing Developments. Tony Pena, Director of Community Development explained that the density bonus is required by the State, and is part of the City's tasks listing in its General Plan Housing Element. The Planning Commission and staff are recommending to the City Council that it accept this ordinance for first reading. It is opportune to do this at this time because of the Sixth and Orange Affordable Housing Senior project. This is a necessary step to accomplish the density bonus for that project.

Mayor Smisek opened the public hearing.

John Orlowski, 421 D Avenue, asked the City Council to please comply with California Constitution Article 34, Public Housing Project Law 1950, California Supreme Court Ruling *Davis v The City of Berkeley*. The California Constitution requires voter approval of any low rent housing project before its development, construction, and acquisition by a state or local public agency. Please comply with California Supreme Court Ruling *California Housing Finance Agency v Elliot*. Whenever a State agency closely participates or assists in the development of low cost housing project, the matter will be submitted for approval to the vote of

the electors affected thereby. Based on the aforementioned California Supreme Court rulings, the City has exceeded its authority under the constitution and law. He asked Council to comply with their oaths of office to protect and defend the constitution and rescind their illegal acquisition and development of low rent housing projects for people of low income and suspend any further acquisition and development or construction of low rent housing projects until City vote or approval is received. If Council feels its actions are within the Constitution and the law then he asks Council to file with a State Court and a higher State Agency to ask for their affirmation.

Mayor Smisek closed the public hearing.

Councilmember Downey confirmed that there is no CEQA analysis necessary. She reviewed the information and performed her own analysis and agrees completely with staff's recommendation.

MSUC **(Monroe/Tanaka) moved that the City Council introduced AN ORDINANCE OF THE CITY OF CORONADO FOR THE ADDITION OF CHAPTER 86.53 TO TITLE 86 OF THE CORONADO MUNICIPAL CODE ADDRESING THE GRANTING OF DENSITY BONUSES. The Ordinance was read by Title, the reading in its entirety unanimously waived and placed by the City Council on FIRST READING.**

AYES: **Downey, Monroe, Tanaka, Tierney and Smisek**
NAYS: **None**
ABSENT: **None**

9. ADMINISTRATIVE HEARINGS: None.

10. COMMISSION AND COMMITTEE REPORTS:

10a. Report from the Port Commissioner Concerning Port Activities. Port Commissioner Robert Spane reported that Pete Litrenta is very ill and that may change the way things go forward with Grand Caribe Isle. The crane is out by the Hilton Hotel project which means that the water is being prepared for Grand Caribe South. That will probably occur soon after Christmas. It is important for the Port to keep their eyes on what it looks like when the sand has been removed to make sure nothing inappropriate is done. The other big project for Coronado to keep its eye on is the Chula Vista Bayfront Master Plan. That will most likely go forward before Grand Caribe. Another Chula Vista project is the Gaylord Hotel Management Company's project that has received approval from the Port. This will be another very big convention center-like development that, if it does occur, will tremendously change the South Bay. He thanked the Council for reappointing him as their Port Commissioner and mentioned they would be receiving invitations to the installation and lunch. He also announced that he will be providing football game tickets for the high school students that Councilmember Tanaka could give out.

Councilmember Monroe congratulated Admiral Spane on his reappointment and his incoming chairmanship of the Port. He asked about South Grand Caribe. He said he hasn't seen what it

might look like afterwards. Admiral Spane responded that there has been more than a sketch but less than an engineering drawing of what it is going to look like. He doesn't think it is going to change the profile. It is going to have a depression in the middle. Mr. Monroe asked if staff has seen it. Admiral Spane knows that the Cays Homeowners' Association has a copy because he took it to one of those meetings. He believes that the Engineering Department also has it. Admiral Spane said he would make sure it is available.

Councilmember Tierney asked how the sand will be removed. Admiral Spane explained that a barge will be brought up and a big crane will be used. It won't be trucked. Then a cap will be put on top the contaminated bottom. Admiral Spane said he hasn't seen any requirement for dredging yet. Mr. Tierney also asked if the Gaylord Hotel was a sole source deal. Admiral Spane explained that it went to an RFP and three companies bid on it. The decision was to have all three work on it but Gaylord will have the big centerpiece.

Councilmember Downey asked for the date and time for the installation. Admiral Spane responded that he thought it would be either January 6th or 7th, the Tuesday, at 11 or 11:30 a.m.

Councilmember Tanaka and Mayor Smisek congratulated Admiral Spane on his reappointment.

10b. <u>Recommendation from the Traffic Operations Committee to Install a Marked Pedestrian Crosswalk and Eliminate Three Diagonal Parking Spaces at the Intersection of Isabella Avenue and E Avenue.</u> Traffic counts conducted on Isabella Avenue during the week of August 15-22, 2005 show an average daily traffic (ADT) volume of 5,120 vehicles, with a directional split of 2,720 vehicles westbound and 2,400 vehicles northbound. Isabella is considered the principal street at this location due to a much greater ADT than the side streets of E, Flora and Tolita Avenues.

The most recent three-year accident history shows one reported collision at the intersection. This collision was a broadside in which a car traveling north on Flora Avenue was hit by a westbound vehicle on Isabella Avenue. **Under Consent, the City Council adopted A RESOLUTION OF THE CITY COUNCIL ESTABLISHING A MARKED PEDESTRIAN CROSSWALK AT THE INTERSECTION OF ISABELLA AVENUE AND E AVENUE and A RESOLUTION OF THE CITY COUNCIL PROHIBITING PARKING IN THE THREE WESTERNMOST PARKING SPACES OF THE MEDIAN DIAGONAL PARKING AT THE INTERSECTION OF ISABELLA AVENUE AND E AVENUE. The Resolutions were read by Title, the reading in their entirety unanimously waived and adopted by Council as RESOLUTION NO. 8104 and RESOLUTION NO. 8105.**

10c. <u>Recommendation from the Traffic Operations Committee to Authorize the Design and Construction of a Raised Median Barrier at the Intersection of R.H. Dana Place and Churchill Place as Part of the Hotel del Coronado Master Plan, Phase I Improvements.</u> At their October 27, 2005 meeting, the Traffic Operations Committee (TOC) reviewed the hotel's three conceptual designs of the median barrier for pedestrian and traffic safety and overall circulation enhancements. It was agreed by the TOC that Alternative 3 provides the best combination of improving pedestrian safety, limiting access to the Star Park area and maintaining current traffic circulation patterns.

Alternative 3 will provide a raised landscaped median with a refuge for pedestrians crossing R.H. Dana Place and Churchill Place. The new crosswalk will be located at the new secondary

entrance to the hotel and will shorten the crossing distance for pedestrians by creating a raised waiting area, or refuge, and breaking the crossing into two legs whereas the existing painted crosswalk provides little protection from traffic along its continuous 115-foot length. Alternative 3 maintains delivery truck access from R. H. Dana Place to the commercial loading zone along the south side of Churchill Place that services Coronado Plaza. This is necessary to prevent delivery vehicles from accessing Churchill Place via residential streets such as Flora Avenue. A left-turn pocket will be provided for the new secondary entrance to position left turning vehicles out of the through lanes which will reduce congestion. Another benefit of Alternative 3 will be approximately seven additional diagonal parking spaces gained on Churchill by the extension of the raised median barrier toward Ocean Boulevard. The reduction in the width of the through lanes should act as traffic calmer which may result in reduced vehicle speeds.

The Traffic Operations Committee recommendation is that the Council authorize the Hotel del Coronado to proceed with final design and construction of the median barrier as conceptualized in Alternative 3. Staff intends to have the hotel create the median barrier with pavement markings prior to hard construction so that any problems with vehicle queuing and turning radii, especially the right-hand turn for delivery trucks from R. H. Dana Place to Churchill Place can be evaluated. **Under Consent, the City Council authorized the Hotel del Coronado to proceed with final design and construction of the median barrier as shown on Exhibit B.**

11. CITY COUNCIL BUSINESS:

11a. Council Reports on Inter-Agency Committee and Board Assignments.

Councilmember Downey attended the Coronado Schools Foundation Ball, chaired the SANDAG Environmental Mitigation Program meeting where they approved a recommendation to allocate resources for the first phase of Environmental Programs, attended the Kiwanis Club first Annual Wine and Cheese Dinner and the Coronado Aquatics Fundraiser, and the end of year awards ceremony for the USGA LPGA Girls Golf Club of Coronado. She thanked Carol Tessasini and the Women's Golf Club of Coronado for helping get the Girls Golf Club off and running. She also attended a meeting between San Diego Gas & Electric and the Imperial Irrigation District in El Centro for an update on the briefing provided by SDG&E concerning the Sunrise Powerlink that will bring more green energy into the San Diego area. Coronado was mentioned on a program on KPBS applauding that Coronado is at its 50% renewables versus trash. However they also mentioned that Coronado is much higher than the state average in the amount of waste produced in the community. She surmised that a lot of the trash may be from all the development going on locally, and wondered if they weren't also counting the Navy base.

Councilmember Tierney attended a Metro TAC meeting, the Coronado Schools Foundation Dinner, and a League of California Cities meeting. He toured the Hotel Del with Hotel representatives Bill Dodds and Todd Shallan, and spoke with Ed (the owner of) EDCO.

Councilmember Tanaka reported on the Paseo del Mar tour he attended with Mr. Dodds and Mr. Shallan of the Hotel Del, chaired the first meeting of the Animal Control Facility Committee, attended the CSF Gala with other City Council members, briefed the Chamber Board, announced that the Fire Dispatch JPA Strategic Planning Group has been formed with Kim Raddatz as the Chair from Coronado and Councilmember Tanaka as a member, met with

Dave Axelson of the Islanders' Sports Foundation, and attended the Kiwanis Veterans' Day Wine and Beer Tasting.

Councilmember Monroe that Ms. Downey's position as chairman of the SANDAG Environmental committee is a big deal, for her personally and for Coronado. In the TransNet extension there will be $400 million to be spent for environmental mitigation in San Diego County. He attended a Metropolitan Transit System board meeting, a SANDAG Board meeting, a meeting of the RESULTS group at the Community Center about ending hunger and poverty in the world, and the Kiwanis gathering with Mayor Smisek and other Council members that was in support of the aquatics center at the High School. He met with Mayor Morris Vance and Councilmember Jim Madaffer of San Diego about the tunnel project. Mr. Monroe announced that Diane Item would be relieving Eric Palke at SANDAG. She met with the City Manager, Jim Benson and Gail Brydges, and was given a tour of Coronado and the new City Hall and Community Center with Gary Gallegos. Mr. Monroe gave Cindy Gompers-Graves, the Executive Director of the South County Economic Development Council, a tour of the City's new facilities. Representatives from Congressman Duncan Hunter and Susan Davis' offices came over and were interested in Coronado's emergency preparedness. The City Manager, Police Chief and Fire Chief briefed them on the way Coronado is set up for emergency preparedness.

Mayor Smisek met with some citizens about a memorial flag pole to Stan Antrim at the City swimming pool area. Coronado Historical Association had an executive committee meeting and a Board meeting. He attended a regular meeting and a special meeting of the Library Board where they discussed the artwork for the Children's Portal. He attended the Kiwanis Fundraiser dinner where Admiral & Mrs. Etnyre were special guests because of the Anchor Scholarship program.

11b. Adoption of an Ordinance of the City of Coronado, California Amending a Development Agreement Between the City of Coronado, California and CNL, Hotel del Partners, LP. Regarding the Development of the Hotel del Coronado Master Plan at 1500 Orange Avenue. Tony Pena, Director of Community Development, provided the staff report.

City Manager Mark Ochenduszko clarified that in light of public comments received during Oral Communications and because of the concerns that have been expressed over tennis, he thinks it is important to read specifically the language of the Development Agreement so it is clear what it does and doesn't say. He read: "One tennis court shall be constructed within the Hotel Master Plan site or a cash contribution of $150,000 shall be paid to the City for recreation improvements. That payment would be restricted for recreational purposes. If said cash contribution is paid to the City in lieu of constructing the tennis court on the Hotel site, owner, at the request of a Hotel del Coronado individual or group guest shall have the right to reserve one tennis court at the City's Glorietta Bay Tennis Center. The reservation of additional courts will be considered if available. If the Glorietta Bay Tennis Center is not available due to periodic tennis tournaments or maintenance, another City court will be made available. Any reservation may be made a maximum of one week in advance. The reservation must be made in the name of the specific individual or group guest and the court will be held for a maximum of 15 minutes past the reservation time. Absent a reservation, a tennis court will not be held open in anticipation of use by an individual or group guest of the Hotel."

Mr. Ochenduszko explained the reason he wanted to read that into the record was to clarify that there have been comments that a tennis court at the Glorietta Bay Center would be set aside exclusively for the Hotel del Coronado. That is not the case. The Hotel del Coronado will be given the opportunity to reserve a court no more than one week in advance and it must be in the name of a specific guest who wants to use it. In the event that a court is not available, then a court will be made available either at the Library or at the Cays, if one is available. There is not a court that is being set aside specifically for the Hotel del Coronado.

Councilmember Tierney questioned the amount of the cash contribution as stated by Mr. Ochenduszko. He thought it was $300,000.

Mr. Ochenduszko explained that there are two sections. Part of Segment #3 addresses two additional tennis courts that will be constructed by the Hotel del Coronado and in lieu of that there would be another $150,000. No additional courts would be made available.

A member of the audience requested that be read also.

Mr. Ochenduszko read the section in question: "Two additional tennis courts shall be constructed within the Hotel Master Plan site or a cash contribution of $150,000 shall be paid to the City for recreation improvements. The sum of $150,000 shall be adjusted in accordance with the January to January annual average cost of living index as reflected by the Consumer Price Index of the US Department of Labor, Bureau of Labor statistics. If the tennis courts proposed in the Master Plan are not constructed on the Hotel site, the alternative use and design of the site where said courts were originally proposed shall be approved by the Design Review Commission and the City of Coronado."

Councilmember Downey referred to the discussions about the contract for the tennis pro and what was wanted in Coronado. One of the things that was discussed was a desire for a reservation system. That should alleviate concerns people have about only the Hotel being able to reserve a court and citizens not being able to. There is nothing that prohibits a Hotel guest from using the courts now. She doesn't think this will create a new situation in that respect. Due to the increased cost of the new tennis program, most Coronadoans wouldn't have been using the Del courts anyway. As long as the citizens are allowed the same ability to reserve and the current tennis programs have the ability to reserve, she thinks this is an acceptable agreement with the Del.

Councilmember Monroe commented that as a citizen he is not able to phone and reserve a court a week in advance. There are some leagues that can, but this agreement would create a special situation for the Hotel Del. He also wanted to provide some clarification regarding the difference between the one and the two courts. The Del, in their Master Plan and the Development Agreement, has a number of phases laid out. Part of that has to do with the cottages on the North Beach. Others have to do with undergrounding the south parking lot. There are about 8 different phases. It is in Phase 1, as the North Beach cottages are constructed, it was found that because of the slope existing there, the tennis court has to come out. The Del has come to the City offering $150,000 in return for not building that one court. In Phase 3, when they build the north parking structure, leaving surface level for end on parking, that is when the other two courts were supposed to be built. If the courts are not built, again the Del will pay cash for not doing so.

Ms. Downey said she recognizes there are no reservations now for the tennis courts. She highly recommends that the City start allowing reservations similar to how the Golf Course does. Even though the City doesn't have a reservation system currently, they also don't have the Hotel Del paying the City $150,000 to get their reservations. Hopefully, in the 90 day response period the City will have a reservation system for citizens.

Mayor Smisek asked for public comment.

Mary Jane Clements, 745 J Avenue, commented that reserving a court a week ahead of time may seem like a small thing, however the citizens of Coronado cannot reserve courts ahead. They have to sign up on a first come, first served basis. There is nothing to prevent Del guests from doing that. Why do they need a reserved court? They are welcome to come down like everyone else in the town and sign up and use the courts. It is ironic to hear the Del say that they don't have interest in tennis. Obviously, they know they will have guests who want to play tennis and they will advertise that they have tennis available. The $300,000 is a one time only payment, and it isn't designated for tennis specifically. This is putting the cart before the horse if the Del's guests are allowed to reserve courts before the rest of the citizens can.

John Pippenger, 96 Antigua Court, thinks this is an old trick that every developer uses. They put in a nice, great proposal and they get it approved and then keep chipping away at it so as to give the shaft to the public. The bottom line is that, if Council approves this, then Coronado will have three less tennis courts and that much more pressure on tennis.

Jamie Santeno, 422 Tenth Street, said she is disappointed that Councilmember Downey has decided her vote before listening to the public. As a Coronado resident and one of her constituents, Ms. Santeno is under the impression that Ms. Downey was elected to represent her and everyone else. She would appreciate it if Ms. Downey would listen to everyone's comments before announcing her vote. She was shocked to hear about Council's recent decision regarding the City's public tennis courts. Council was elected to represent the citizens of Coronado, not patrons or management of the Hotel del Coronado. The idea of reserving tennis courts definitely needs to be applied to the entire population and that should be done before making any promises to the Hotel Del. Who is going to manage this? She urged the Council to reconsider its decision.

Charlie Lee, 1750 Avenida del Mundo, thinks the Council has made a bad business decision. The Del is a Five Star resort. They advertise that they have tennis available. By allowing them to not build a tennis court on their land it frees up 7,000 square feet per tennis court of their prime beach front property. Where that can be done for $150,000 he has no idea. If the City can't negotiate a better deal than that, it is very bad business.

Rod Wolfe, 801 Cabrillo, thinks that this sets a bad precedent to allow City facilities to be leased to a commercial enterprise. It is not a good decision.

Charles Filer, 517 C Avenue, feels that the reservation system needs to be in place for the City so that at least the citizens here have the same rights as the visitors. The Hotel Del has a pretty good thing going. What will stop the El Cordova Hotel or the others from trying to do the same thing?

Deni Herron, 1718 Visalia Row, said she was speaking as an individual rather than as a Planning Commissioner. She believes that the group before Council is a very small, vocal minority that

the City has had to deal with on several occasions. They are discussing money and the fact that the City isn't getting enough money. She reminded the Tennis Association that these are public courts. Possibly the CTA would like to privatize them and charge them a membership fee so that they would have more say in what they have to do. There was a project at the High School. There were four tennis courts and the High School needed to put four classrooms on those spaces. The tennis community said that those were the best lighted courts in town. There is no partnership with the tennis community. It is all them. They are small minded, mean spirited and single minded.

Marsha Murphy, 840 Coronado Avenue, commented that these are City courts. She is happy to have guests from the Del sign up for them like everyone else in town because that is what Coronado is all about. These are City courts for the citizens of the town.

Jack Bartroff, 959 B Avenue, doesn't think that the City Council really understands the complexity of a reservation system at a tennis facility. If you look at any private facility, a phone reservation system would definitely not work. There has to be an on site person monitoring the court usage, and monitoring who gets to go on the courts. This would mean a new employee who would be there from 8:00 a.m. to 8:00 or 9:00 p.m.. That is another large expense. If there is a phone-in system there will be arguments and it will be a hornets' nest. As things are now, in the winter months, there is only one lighted court available to the public. That will be taken away by the Del. He said the Council needs to consider that. It would be so simple to let the current system continue as it is. People from the Del can go and sign up just as the residents can.

Martin Fenton, 617 Alameda Avenue, doesn't think this is about the Del doing something with their land. That is a choice that the Del will make in terms of their Master Plan. The Del is realizing that by taking away their tennis courts they are going to have an impact on the public courts. The public courts are for use by the citizens. Maybe they are taking a proactive approach in terms of approaching the City. He doesn't think it is a monetary issue. This is an issue that gets down to the fundamentals that the courts are for the residents of the City. However, he thinks this can be looked at as an opportunity. The tennis system, the way it is now, is a wonderful system. In looking to the future it seems likely that there will be a new tennis center built. To make things easier in the future and to bring in current technology, the City Council might want to approach the Del and present the situation. Why doesn't this lead to the upgrade of the Tennis Center? Why doesn't this lead to the creation of an on-line reservation system where all the citizens can either go on-line or call in? This would require someone at the facilities all day to manage that situation. If the Del is going to be involved and is not going to build tennis courts they should then be participating in some way to offset the additional cost to the City to be able to utilize those facilities in whatever marketing materials they have. He has brought this up to the CTA. They think it is an interesting idea. The concept is to look at all the aspects associated with this and do what is best for the City and for the citizens of the City.

Charles Helsinger, 274 J Avenue, is appalled with the way this was presented and disguised as an amendment. The principal and sole issue has been tennis and that was obscured to everyone. The present reservation scheme works just fine. There is no great urgency to this issue. As the previous speaker suggested, in the long run there may be something that can be worked out that makes sense once everyone understands what the real requirements are and what the tolerance is and what the citizens will accept. There is no urgency to push this through right now.

Beverly Flather, 517 C Avenue, rebutted Ms. Herron's comments by saying that she is not part of any such group as referred to by Ms. Herron. She has never been before the City Council before or ever spoken on this issue. She thinks that the Council has to take the citizens' concerns and interests first. She urged them not to proceed until they give it more review.

Donald Edge, 35 Sandpiper Strand, said he doesn't see the quid pro quo in all of this. One of the things he sees is the diminution of tennis courts available to those who use them. He has never heard what the cost would be if the City built one or two new courts. He doesn't see anything coming back to the tennis players. It appears to him that the money from the Del will go into some sort of general fund for recreation without identification of what the tennis players get in return. He asked Council to continue this and have another meeting sometime down stream when everyone is a little bit smarter.

Tom Campbell, 1780 Avenida del Mundo, thinks the key point he has heard here is about the matter of precedence. By setting this precedent it will come back to bite the City.

Jennie Portelli, 814 Glorietta Blvd, thanked Ms. Downey for her comments about notifying everyone in the future. She thinks that will help greatly. She would like to have Council rescind the motion made at the last meeting and listen to the tennis community. It is very apparent that everyone should think more about this. Everyone is passionate about their sport. Everyone is passionate about nonprivatization of public facilities in the town. She encouraged the Council to listen to all the people.

Councilmember Monroe thanked people for coming. He said the membership of the CTA is approximately 350. A statement was made at the last meeting by one of the Council members that they didn't like to force private enterprise to provide things that have to do with public access. Mr. Monroe thinks that is what the Development Agreement is all about. That is why it exists. The Hotel Del wanted a dramatic change and wanted a dramatic increase in what they do. They wanted to add 250 rooms and to expand the convention center. They wanted to do things that impacted Coronado. The City likes the Del. It is the crown jewel of the City. The City needed some things in return. The City asked for the Paseo del Mar. It is about ready to open. The City forced them to do that for public access. This Del's plans were impacted by historic issues brought up by the historic group SOHO. They worked it out and put $400,000 into renovating the chimney to make it earthquake proof. They also were required to maintain the tunnel that goes from the building underneath. All these things are what development agreements are all about. He read from the May 7, 2002 Council minutes: [City Attorney Morgan Foley stated that "A development agreement is a process that has been approved by the legislature that provides a unique method for the city to commit its legislative decisions on a particular project." "Normally one cannot contract away legislative rights, but this law provides a method whereby the applicant can be assured of proceeding with a long term project in exchange for a certain amount of consideration provided to the City." "Councilmember Monroe commented that one of the advantages of the development agreement is that some of the exactions that could be gained from this agreement don't have to meet the normal requirement of nexus of an actual project."] Usually with projects, if you demand something from the project there has to be a nexus. With a development agreement, the requirement for nexus doesn't exist. They can be asked to do more than they would normally have had to do. The City, in good faith, entered into this Development Agreement, and in fact the Development Agreement had the restoration of three tennis courts at the Del. It seems now that the Hotel Del doesn't want to have to replace those courts. He is a little surprised that this isn't more of a major issue. Now

they want a reservation system and a commitment of City courts to the Del. First of all, perhaps the Del can, in fact, provide $150,000 or some number determined by negotiations yet downstream, for each court they don't reinstall of the three with no reservation system whatsoever. They have taken something out of the Development Agreement that is important to them and the City can respond by saying it can live with that, but it will cost a little bit more. He is not sure that the public is aware that the Hotel Del is paying $1 million to the City in order to do the Development Agreement. As the Hotel goes through different phases they pay the City money just to move down those phases and the total amount they will pay the City is $1 million. It seems logical to say that the tennis courts were part of that and if they are no longer, that is worth a certain amount of money and negotiations could take place. This would mean more staff work and maybe Council would continue this part of this until after that was complete. The second suggestion is that it is objectionable that the current $150,000 or $300,000 goes to the Recreation Department and is not necessarily for tennis. He could see a quid pro quo if in fact $300,000 came to the City and Council committed to build two additional lighted tennis courts. This would increase tennis. The Del isn't doing three courts and the City gains two that are lighted. That is something for the City to be able to commit to. He sees some room for negotiation here. He thinks everyone could walk out and say this is a good deal. He is concerned that it is a done deal. He hopes it isn't.

Councilmember Tanaka thinks that this amendment could have been handled better. He agrees with Ms. Downey that this came pretty quickly, but it didn't come quickly as part of a scheme or a conspiracy. It seemed like a pretty straightforward amendment. The last meeting on November 1st is evidence of that four out of the five Council members were comfortable with the amendment and didn't feel that it was a ground breaking event. With that said, one of the pitfalls of any council member is that they think they have the community read and they might have it misread. One area where he disagrees with the people is that the Hotel Del has been an incredible partner to the City and to this community. The new Paseo is going to blow people away. It is an incredible asset for everyone. The City Council does have an obligation to conduct its business in a way that is as inclusive as possible. There is one area where he does agree with the speakers today. The public did a good job of convincing him that it doesn't make sense to give the Hotel a reservation system and not have one for the residents. He thinks it makes quite a bit of sense that a guest of the Hotel should use the same system that anyone uses and that the system is not broken. That is a change he would be willing to support. Perhaps the Council moved a little too quickly. Perhaps there could have been more outreach to the tennis community. One of the key points is the essence of what the Del does and what the City does in this Development Agreement. The Development Agreement is relatively thick. The one thing that is being debated here is one passage of an entire Development Agreement about tennis. While it is a worthy issue, the issue really boils down to whether the City wants to force the Hotel Del to maintain three tennis courts that they, as a business enterprise, don't need. He thinks it is inappropriate for government to force the Hotel to operate those three tennis courts. That was the essence of the deal that was already agreed to. He is still comfortable with that arrangement. It is impractical to expect the Del to provide three tennis courts to the public. It is far more practical for the City to provide courts itself because he knows the City can be relied on to make those courts available to everyone. It is unrealistic to think that the Hotel is going to hold those courts open to the public in a way that is fairer to the public than the way the City would do it. He thinks the $300,000 that is part of the Agreement would go toward the provision of those courts. He doesn't have a problem with the Agreement. He does think Council may have erred in the reservation system and he would be willing to remove that provision but he is still comfortable with the rest of the Agreement.

Mayor Smisek asked about the reservation portion. He asked Mr. Shallan and Mr. Dodds how important that is. It seems to him that the public's main concern is the reservation of the court. If there is someway that the reservation portion could be removed and that the City would then look at the compensation portion which would probably change also.

Todd Shallan and Bill Dodds from the Hotel del Coronado came forward.

Mr. Shallan, Hotel del Coronado General Manager, said that the reservation component is important to the Hotel but is not a critical point that couldn't be lived without. They wouldn't have asked for it if they didn't think it was something their guests would appreciate. It was certainly not their intention to have something better for their guests than the City offers. The success of the Hotel is very important to the success of the City and everyone understands that, so there is a desire for a partnership. They could live with a similar situation to what the residents have, but as Mayor Smisek pointed out, the compensation was based on that reservation system. So, that would need to be readdressed.

Councilmember Downey agreed with Mr. Tanaka on that note. She said she thinks it was sad that many people didn't know about this at the last meeting. She hoped that in the future the City will make sure people have access to the information. She also agreed with Mr. Tanaka's statement that the guests of the Del should not have better access than the residents. She liked the idea that came from one of the speakers that it is possible one of the solutions is that the City would not implement a reservation system for the Del guests until one is implemented for everyone. There is a reason the Hotel guests would want a reservation system. If they are going to come to Coronado to play tennis, they are only in town for so many days and they want to be able to schedule that. She recognizes that it is hard to do reservations, but they found a way to do it at the Golf Course. People can go and check on the web to see when things are booked. She brought this all up when there were the discussions about the tennis pro. The Tennis Center could be brought into the current century and use technology to make it easier for everyone, including the tournaments for the CTA and whatever new programs the pro wants to run. She has no problem with Mr. Tanaka's suggestion that one of the things the Council should do is to agree that the money be committed to tennis. $150,000 could be used to build new courts it could be used for lights and windscreens. She said she can support the one change that the City not allow Hotel guests to reserve before the City's citizens do; that the reservation system will be the same as that for the citizens of Coronado.

Councilmember Tierney likes the idea of putting everyone on equal footing. Perhaps the City could have some input from the Tennis Association as to some of their views as to how a system might be put in place that would represent everyone. These are public courts. He is a little worried about giving an exclusivity clause mainly because he agrees that it is possible that additional hotels will make similar requests. The City has worked very closely with the Hotel Del. The City has asked them to do some heavy leaning to take on some of the City's requirements. When he looks back over the times the City has asked the Del to help the City out they have gone way out of their way to assist the City. This seems to be the fairest of all the situations. He agrees with the General Manager that the value to them is lessened, so there would need to be a renegotiation. It is not an easy issue to work out and, in fairness; he leans toward helping out the Hotel. They contribute a lot to this community. Coronado wouldn't be the community it is without the Hotel Del.

Mayor Smisek said he sees that there is a desire for a change to be made. If a change is to be made, then the item will have to come back for a First Reading. The Council will not be able to take any action today. The City Manager will revisit the idea with the Hotel Del on what kind of compensation they would be willing to offer without a reservation system in place and perhaps the use of Ms. Downey's terminology would be appropriate – they would have the same rights as any Coronado citizen would have. If a new reservation system is developed in the future, they would qualify under that as the same as any other person would.

The item was continued by consensus.

Councilmember Monroe thanked the Council and the speakers from the public. He said that maybe a reservation system is needed. He liked the analogy of the Golf Course system. There are a lot of possibilities. He appreciates that the Council feels the residents should have equal footing with the visitors to the town.

11c. Renewal of Contract with the PMA Group for Federal Legislative Advocacy Related to State Route 75/282 Tunnel Project and Transbay Wastewater Project. Since the 2000 election the PMA Group has been working on the City's behalf with Congresswoman Susan Davis and her staff, California's U.S. Senators, as well as various committees and Congressional leadership, the Navy and the Department of Defense, to continue to position the Project for funding from a variety of sources. This effort has yielded a variety of Federal grants totaling over $1.8 million over the last five years.

This year's successful milestone was obtaining a substantial earmark for the tunnel project in the six year (2004-2009) Federal Transportation Reauthorization Bill SAFETEA-LU. The City achieved an earmark of $9 million, one of the largest earmarks received in San Diego due to closely working with Congresswoman Davis and Senator Barbara Boxer.

In addition to the transportation project, in 2001 the PMA Group also successfully lobbied Coronado's position in support of the Coronado Hospital Emergency Room expansion project. Working with Congresswoman Susan Davis, Sharp Coronado Hospital received an appropriation of $500,000, one of only two such grants in the San Diego region in 2001.

The 2004 Energy and Water Bill yielded an authorization of $10 million for a Coronado Wastewater Infrastructure Project. In the current legislative session, we continue to seek $2,000,000 for the design of a new Transbay sanitary sewer force main, and will subsequently seek funding for its construction.

The PMA Group was also instrumental in working with Congresswoman Susan Davis and Senator Dianne Feinstein to secure $10.2 million in funding and support for the Navy's Third Street Main Gate project, and particularly, to assure its compatibility with the City's plans for the SR75/282 tunnel project.

PMA will be meeting with City Council in November in preparation for the 2006 legislative cycle to continue to build on our efforts to identify and refine both the short-term and long-term objectives for support and funding of the SR 75/282 North Island Access Tunnel Project, Transbay Wastewater Project and other projects as identified.

The most critical long-term objectives for the Tunnel project are: 1) To obtain annual appropriations to achieve full funding for the next project phase; 2) To gain support and funding for the project from other Federal agencies (DOD, DOT, DHS); and 3) To continue to position the North Island Access Tunnel into the subsequent Transportation Authorization Bill in order to assure ongoing funding for the construction phase of the project.

In 2005, PMA and the City have also been actively seeking an annual appropriation to augment funding for the tunnel project design phase referred to as Plans, Specifications and Engineering (PS&E's). Congressional hearings are still underway on annual appropriations.

All other short-term objectives support the long-term objective. The primary short-term objective is to ensure release of the FY2006 federal appropriations. We will use these grants to leverage additional matching funds from other potential sources. Other 2006 objectives include continued liaison and coordination with U. S. Navy Headquarters, Department of Defense and the Transportation Department. Continued coordination with Congressional committee staff and members is critical to laying the groundwork for inclusion in the Transportation Authorization Bill. In addition, The PMA Group is available to assist the City on other federal issues as they arise, including continued pursuit of funding for the Transbay wastewater system. **Under Consent, the City Council approved the contract with The PMA Group and authorized the City Manager to execute the contract documents.**

11d. <u>Approval of Holiday Off for Employees Consistent with Prior Years.</u> For a number of years, the City Council has approved additional holiday time off for City employees during the Christmas – New Year's period. This leave has been granted for use during the month of December, and typically used by employees during the slow period of the last week of the month. Use of this additional leave has been accomplished without interruption of normal City services, although typically the week between December 24 and January 1 is slow and the city operates with a skeleton crew. Police and Fire personnel, as well as employees working a 9/80 schedule, have spread the time off generally over the month of December to ensure necessary staffing is maintained.

City employees have appreciated this gesture of holiday good will. The additional time off allows employees to more fully enjoy the holiday season with their friends and families. **Under Consent the City Council authorized an additional eight hours leave to City Employees in conjunction with the Christmas or New Year's holiday as in past years.**

11e. <u>Approval of Concessionaire to Operate the Coffee Cart Service at the Coronado Public Library.</u> While no other Coffee Cart concessions operate on City property, other examples of food concessions on City property have served as models. Issues of the Coffee Cart operating schedule, types of beverages and food products offered, prices, procedures, logistics, and other matters, have been agreed to by the proposed concessionaire and the Library. A Draft Agreement for Services has been drawn with terms agreed upon, pending final concessionaire approval by City Council. Final steps needed by the concessionaire will also be the acquiring of a Business License and Business Operations Permit from the City, General Liability, and Workers' Compensation Insurance. **Under Consent, the city Council approved Lisa Shaw as the concessionaire to operate the Coffee Cart service at the Coronado Library.**

11f. Authorization to Transfer $7,000,000 to the Community Development Revolving Fund (Fund 160) and Authorize Disbursement of Such Funds to the Community Development Agency of the City of Coronado. Adoption of the attached Resolution will create the administrative flexibility necessary to keep City General Fund monies earning interest in the General Fund until the particular time needed to fund components of CDA approved City capital project expenditures.

The attached Resolution and Promissory Note reflect a loan in the aggregate amount of $7,000,000. Also, the capital project appropriations listed above are consistent with the City's Capital Improvement Program and are eligible for CDA project-related funding. **Under Consent, the City Council adopted a resolution to transfer $7,000,000 to the Community Development Revolving Loan Fund (Fund 160) and authorize disbursement of such funds to the Community Development Agency of the City of Coronado (CDA) for project related expenses via approval of RESOLUTION NO. 8106.**

11g. Introduction of an Ordinance Entitled, "Ordinance of the City Council of the City of Coronado Eliminating the Time Limit on Establishment of Loans, Advances and Indebtedness Under the Community Development Plan for the Coronado Community Development Project. Some of the projects and goals for which the Community Development Plan was established remain unfinished at this time. Elimination of the debt issuance deadline will provide flexibility in the methods CDA can use to finance the remaining projects. This action will eliminate only the limitation on the establishment of debt; the limit on effectiveness of the Plan and the time to repay outstanding debt will not change. This Ordinance will allow the Agency to incur debt until the end of effectiveness of the Agency on November 19, 2026. As the Agency will receive tax increment revenue to repay outstanding debt only until November 19, 2036, the length of the term on future debts will be reduced so that all Agency debt will be repaid by that final date in 2036. **Under Consent, the City Council introduced AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORONADO ELIMINATING THE TIME LIMIT ON ESTABLISHMENT OF LOANS, ADVANCES AND INDEBTEDNESS UNDER THE COMMUNITY DEVELOPMENT PLAN FOR THE CORONADO COMMUNITY DEVELOPMENT PROJECT. The Ordinance was read by Title, the reading in its entirety unanimously waived and placed by the City Council on FIRST READING.**

11h. Resolution Approving a Cooperation Agreement with the Community Development Agency of the City of Coronado for the City to Provide Administrative Services to the Agency. In order to assure that administrative functions of the Agency will continue to be provided, this Cooperation Agreement confirms that the costs of these services will be provided by the City and will be debt obligations of the Agency eligible for reimbursement by the Agency. The services will cover all general administrative activities of the Agency, including those identified in the Administrative Fund budget 490740, the Debt Service budgets 390810 and 394820 and the Housing Fund budget 290490. **Under Consent, the City Council adopted A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONADO APPROVING A COOPERATION AGREEMENT WITH THE COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF CORONADO. The Resolution was read by Title, the reading in its entirety unanimously waived and adopted by Council as RESOLUTION NO. 8107.**

12. CITY ATTORNEY: No report.

13. COMMUNICATIONS - WRITTEN: None.

The City Council recessed into closed session at 5:13 p.m.

Jerome Torres, Risk Manager for the City of Coronado, joined the Closed Session.

14. CLOSED SESSION:

14a. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION
AUTHORITY: Government Code 54956.9(b)(3)(C)
NAME OF CASE: Claim for Damages (City Claim No. 05-037)
Claimant: Arnold Aceves
CIRCUMSTANCE: Application for Leave to Present Late Claim

The City Council recessed the Closed Session at 5:34 p.m. to go to the CDA Closed Session. Mr. Torres left the proceedings.

Mayor Smisek called the City Council back to order at 7:24 p.m.

City Attorney Morgan Foley reported on Closed Session Item 14a that the application for leave to file a late claim was approved.

15. ADJOURNMENT: The meeting was adjourned at 7:24 p.m.

Approved:

_____
Tom Smisek, Mayor
City of Coronado

Attest:

_____
Linda K. Hascup
City Clerk