**In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's office, (619) 522-7320. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Upon request, the agenda and documents in the agenda packet can be made available in appropriate alternative formats to persons with a disability. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.**

A COPY OF THE AGENDA WITH THE BACKGROUND MATERIAL IS AVAILABLE FOR PUBLIC INSPECTION AT THE PUBLIC LIBRARY

NOTICE AND AGENDA

# REGULAR MEETING
# CITY OF CORONADO
# CITY COUNCIL/COMMUNITY DEVELOPMENT AGENCY

**Coronado City Hall**
**1825 Strand Way**
CORONADO, CALIFORNIA
Tuesday, January 17, 2012 3 p.m.

## NOTE: CDA items are denoted by an *.

1. ROLL CALL.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

*3. MINUTES OF CITY COUNCIL/COMMUNITY DEVELOPMENT AGENCY MEETINGS: Approval of the minutes of the Regular meeting of December 20, 2011.

4. CEREMONIAL PRESENTATIONS: None.



*** AS A COURTESY TO OTHERS PLEASE SILENCE CELL PHONES ***

5. CONSENT CALENDAR: All items listed under this section are considered to be routine and will be acted upon with one motion. There will be no separate discussion of these items unless a member of the City Council or the public so requests, in which event, the item will be considered separately in its normal sequence.

a. Approval of Reading by Title and Waiver of Reading In Full of Ordinances on this Agenda. (Pg 1)
**Recommendation: Approve the reading by title and waive the reading in full of all Ordinances on the agenda.**

*b. Review and Approve that the Warrants, as Certified by the City/Agency Treasurer, are all Correct, Just, and Conform to the Approved Budget FY 2011-2012. (Pg 3)
**Recommendation: Approve the Warrants as certified by the City/Agency Treasurer.**

c. Authorization to Advertise the Bradley Field (Little League)Expansion Project for Bid. (Pg 91)
**Recommendation: Authorize staff to advertise the Bradley Field Expansion project for bid.**

d. Whether to Award a Contract for the Sewer Main Improvements Between Alameda Boulevard and Country Club Lane Project. (Pg 95)
**Recommendation: Award a contract to Charles King Co., Inc. in the amount of $278,345 for construction of the Sewer Main Improvements between Alameda Boulevard and Country Club Lane from Fourth Street to Seventh Street. This amount includes the optional bid additive for improvements to the sewer main between Seventh and Eighth Streets.**

e. Renewal of a Contract with Carpi & Clay Government Relations to Provide State Legislative Lobbying Services. (Pg 97)
**Recommendation: Authorize the City Manager to execute an agreement with Carpi & Clay Government Relations.**

*f. Approval of an Amended Enforceable Obligations Payment Schedule. (Pg 111)
**Recommendation: Approve the Amended Enforceable Obligations Payment Schedule.**

g. Approve the Submittal of Coronado's Proposed Potential Capital Improvement Projects to the Unified Port of San Diego's Capital Improvement Program for Fiscal Years 2014-2018. (Pg 117)
**Recommendation: Approve the City of Coronado's proposed capital projects for submittal to the Unified Port of San Diego to be assessed for its FY 2014-2018 CIP.**

h. Consideration of Change of Date of the Silver Strand Half Marathon from Approved Date of Sunday November 18, 2012, to Sunday, November 11, 2012. (Pg 127)
**Recommendation: Approve the change of date from Sunday, November 18, 2012, to Sunday, November 11, 2012.**

6. COMMUNICATIONS - ORAL: Each person wishing to speak before the City Council on any matter shall approach the City Council, give their name, and limit their presentation to 3 minutes. State law generally precludes the City Council from discussing or acting upon any topic initially presented during oral communication. (ORAL COMMUNICATIONS WILL BE LIMITED TO A TOTAL OF 10 MINUTES; ANY FURTHER COMMUNICATIONS WILL BE HEARD PRIOR TO THE MEETING ADJOURNMENT)

7. CITY MANAGER/EXECUTIVE DIRECTOR:
   a. Report on City of Coronado's Comments on the Environmental Assessment for the Harbor Maintenance Dredging (Sand) Project. (Pg 129)

   b. Review of Tunnel Audit Schedule. (Pg 133)

8. PUBLIC HEARINGS:
   a. Public Hearing: Consideration of Adoption of a Resolution Amending the Policies and Fees for Coronado Recreation Services Facilities and Programs. (Pg 135)
   **Recommendation: Hold the public hearing and adopt "A Resolution of the City Council of the City of Coronado Amending Recreation Services Facility Use Fees and Policies."**

   b. Public Hearing: Consideration of Approval of a Resolution for a Joint Use Parking Plan for Nicky Rottens Bar & Burger Joint Addressed as 100-104 Orange Avenue in Conjunction with the Coronado Hardware Store at 140 Orange Avenue Within the Commercial Zone of the Orange Avenue Corridor Specific Plan (PC 2011-04 Nicky Rottens Investment Group). (Pg 171)
   **Planning Commission Recommendation: Hold the public hearing and adopt "A Resolution of the City Council of the City of Coronado Denying a Request for Approval of a Joint Use Parking Plan for Nicky Rottens Bar & Burger Joint Addressed as 100-104 Orange Avenue in Conjunction with the Coronado Hardware Store at 140 Orange Avenue Within the Commercial Zone of the Orange Avenue Corridor Specific Plan."**

9. ADMINISTRATIVE HEARINGS: None.

10. COMMISSION AND COMMITTEE REPORTS: (Questions allowed but no discussion or action.)
   a. Report from the Port Commissioner Concerning Port Activities.

11. CITY COUNCIL/COMMUNITY DEVELOPMENT AGENCY BUSINESS:

a. Council Reports on Inter-Agency Committee and Board Assignments. (Questions allowed to clarify, but no responses, discussion or action.)

b. Authorization for the Director of Engineering and Project Development to Reissue an Encroachment Permit for an Outdoor Dining Area and Awning in the Public Right-Of-Way Adjacent to 100-104 Orange Avenue (Nicky Rottens Bar and Burger Joint). (Pg 253)
**Recommendation: Authorize the Director of Engineering and Project Development to reissue a temporary encroachment permit for 100-104 Orange Avenue to allow the structure to remain in the public right-of-way as constructed (as previously approved) until the final design of the Downtown Enhancement project (DTEP) Phase IV – 100 Block of Orange Avenue – has been approved by the City Council. It is further recommended that the encroachment permit be brought back to the Council for final approval with any modifications (if necessary) to conform to the approved final plans for Phase IV of the Downtown Enhancement project.**

c. Authorization for the Director of Engineering and Project Development to Reissue an Encroachment Permit to Allow Railings Defining an Outdoor Dining Area, a Balcony, an Awning and Decorative Landscape Planters in the Public Right-Of-Way Adjacent to 116-120 Orange Avenue (Sapori and Saiko Sushi). (Pg 343)
**Recommendation: Authorize the Director of Engineering and Project Development to reissue a temporary encroachment permit for 116-120 Orange Avenue to allow the structures to remain in the public right-of-way as constructed (as previously approved) until the final design of the Downtown Enhancement project (DTEP) Phase IV – 100 Block of Orange Avenue – has been approved by the City Council. It is further recommended that the encroachment permit be brought back to the Council for final approval with any modifications (if necessary) to conform to the approved final plans for Phase IV of the Downtown Enhancement project.**

d. Authorization for the Director of Engineering and Project Development to Reissue an Encroachment Permit to Allow Railings Defining an Outdoor Dining Area, a Balcony and a Roof Overhang in the Public Right-of-Way Adjacent to 126 Orange Avenue (Coronado Firehouse Restaurant). (Pg 377)
**Recommendation: Authorize the Director of Engineering and Project Development to reissue a temporary encroachment permit for 126 Orange Avenue to allow the structure to remain in the public right-of-way as constructed (as previously approved) until the final design of the Downtown Enhancement project (DTEP) Phase IV – 100 Block of Orange Avenue – has been approved by the City Council. It is further recommended that the encroachment permit be brought back to the Council for final approval with any modifications (if necessary) to conform to the approved final plans for Phase IV of the Downtown Enhancement project.**

e. Consideration of Appointments to Fill Two Vacancies on the Cultural Arts Commission. (Pg 409)
**Recommendation: Appoint the two individuals as nominated by Mayor Tanaka.**

f. Authorization for the City Manager to Execute an Agreement for City Attorney Services with McDougal Love Eckis Boehmer & Foley. (Pg 421)
**Recommendation: Authorize the City Manager to execute an Agreement for City Attorney Services with McDougal Love Eckis Boehmer & Foley (MCLEX).**

12. CITY ATTORNEY: No report.

13. COMMUNICATIONS - WRITTEN: None.

14. CLOSED SESSION:

**a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
**AUTHORITY: Government Code Section 54956.9(a)**
**NAMES OF CASES:**

**1.** ***William and Heidi Dickerson v. City of Coronado***
**San Diego Superior Court Case No. 37-2010-00096011-CU-CO-CTL**

**2.** ***Maverick Campbell v. City of Coronado***
**San Diego Superior Court Case No. 37-2010-00101725-CU-WT-CTL**

**3.** ***City of Coronado v. Lorre St. Germain***
**San Diego Superior Court Case No. 37-2008-00084467-CU-MC-CTL**

**4.** ***City of Coronado v. Brian Cowan***
**San Diego Superior Court Case No. 37-2011-00093956-CU-OR-CTL**

**5.** ***Bryan v. MacPherson***
**San Diego Superior Court Case No. 37-2011-00086449-CU-PO-CTL**

**6.** ***Stein v. City of Coronado, et al.***
**San Diego Superior Court Case No. 37-2011-00097925-CU-PO-CTL**

15. ADJOURNMENT

**Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 1825 Strand Way during normal business hours.**