

# CITY OF SOLANA BEACH



## **ACTION AGENDA**

The Action Agenda of the City Council Meeting is a document provided immediately following the Council Meeting in order for staff and the public to be aware of the business transacted and actions taken by Council. This is a preliminary draft and not a public record. The meeting's legal record is the Minutes approved by the City Council.

### **SOLANA BEACH CITY COUNCIL** **REDEVELOPMENT AGENCY and PUBLIC FINANCING AUTHORITY**

**JOINT REGULAR MEETING**

**WEDNESDAY, FEBRUARY 28, 2007**  
**06:00 P.M.**

CITY COUNCIL CHAMBERS  
635 S. HIGHWAY 101  
SOLANA BEACH, CALIFORNIA

*The City Council acts as the City of Solana Beach Redevelopment Agency and the Public Financing Authority.*

#### **NOTICE**

In compliance with the Americans with Disabilities Act, persons with a disability may request an agenda in appropriate alternative formats as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's office at (858) 720-2400 at least 48 hours before the meeting.

As a courtesy to all meeting attendees, please set cellular phones and pagers to silent mode and engage in conversations outside the Council Chambers.

The Regular Meetings of the City Council are scheduled for 2nd and 4th Wednesdays and are broadcast live on Cox Communications, Channel 19, and Time Warner, Channel 24.

A full City Council agenda packet with all backup information is available at City Hall and the Solana Beach branch of the San Diego County Library the Friday before each Council meeting and on the web at [www.ci.solana-beach.ca.us](http://www.ci.solana-beach.ca.us).

#### **CITY COUNCILMEMBERS**

**LESA HEEBNER, MAYOR**  
**JOE G. KELLEJIAN, DEPUTY MAYOR**  
**DAVID W. ROBERTS, COUNCILMEMBER**  
**MIKE NICHOLS, COUNCILMEMBER**  
**THOMAS M. CAMPBELL, COUNCILMEMBER**

DAVID OTT  
CITY MANAGER

JAMES P. LOUGH  
CITY ATTORNEY

ANGELAIVEY  
CITY CLERK

**Please submit your speaker slip to the City Clerk prior to the meeting or the announcement of**

**the Item.**

**CALL TO ORDER AND ROLL CALL:**

**FLAG SALUTE:**

**APPROVAL OF AGENDA:**

**COUNCIL ACTION: Approved 5/0 to approve Items 1-8 except for Item #6 which will moved to a future agenda**

**PRESENTATIONS:**

**Chamber of Commerce**  
**City Song 1 year anniversary - Dr. Ed Siegel**

**ORAL COMMUNICATIONS:**

This portion of the agenda provides an opportunity for members of the public to address the City Council on items relating to City business and not appearing on today's agenda by submitting a speaker slip to the City Clerk (located on the back table). Comments relating to items on this evening's agenda are taken at the time the items are heard. Pursuant to the Brown Act, no action shall be taken by the City Council on public comment items. Items can be referred to the City Manager for placement on a future agenda. The maximum time allotted for each presentation is THREE MINUTES as per SBMC . (Be aware of the timer lights on the speaker podium.)

**COMMUNITY ANNOUNCEMENTS:**

**COMMENTARY:**

**CONSENT CALENDAR: (Items 1-8)**

Items listed on the Consent Calendar are considered routine; however, any member of the public may address the City Council on an item of concern by submitting to the City Clerk a request to speak form before the Consent Calendar is addressed. Those items removed from the Consent Calendar by a member of the Council will be trailed to the end of the agenda, while all other Consent Calendar items removed by the public will be discussed immediately after approval of the Consent Calendar.

**1. WAIVE TEXT READING OF ORDINANCES.**

- A. Approve waiving the text reading of ordinances on this agenda pursuant to Solana Beach Municipal Code Section 2.04.460.

**COUNCIL ACTION: Approved 5/0.**

**2. LIST OF DEMANDS. (File No. 0300-30)**

- A. Ratify the List of Demands dated January 20, 2007 through February 2, 2007

[Item 2 Staff Report](#)

**COUNCIL ACTION: Approved 5/0.**

**3. AGREEMENT WITH MUNIFINANCIAL FOR ASSESSMENT ENGINEERING SERVICES FOR MARSOLAN AVENUE UTILITY UNDERGROUNDING. (File No. 0400-10)**

A. Adopt Resolution 2007-028:

1. Authorizing the City Manager to execute a Professional Services Agreement with MuniFinancial in the amount of \$18,500 for Utility Undergrounding Assessment District formation and post formation services for the Marsolan UUD; and
2. Authorizing MuniFinancial to proceed with Assessment Engineering Services.

[Item 3 Staff Report](#)

**COUNCIL ACTION: Approved 5/0.**

**4. ACCEPT THE CITY HALL CARPET REPLACEMENT PROJECT, BID NO. 2006-03, AND AUTHORIZE THE CITY CLERK TO FILE A NOTICE OF COMPLETION. (File No. 0400-10)**

A. Adopt Resolution No. 2007-019

1. Accepting as complete the City Hall Carpet Replacement Project, Bid No. 2006-03, constructed by North County Interiors;
2. Authorize the City Clerk to file a Notice of Completion;
3. Appropriating \$3,847.57 from the Reserves for Capital Projects, Account 459-3200 to Budget Unit 459-9445-6510-6530 Project Number 9445.01-6661;
4. Authorizing the City Treasurer to amend the Fiscal Year 2005-2006 Adopted Budget accordingly.

[Item 4 Staff Report](#)

**COUNCIL ACTION: Approved 5/0.**

**5. APPROVE CHANGE ORDER AND REIMBURSEMENT AGREEMENT FOR CONSTRUCTION OF SANTA FE IRRIGATION DISTRICT WATER LINE IN CONJUNCTION WITH THE CONSTRUCTION OF FLETCHER COVE PARK AND ENTIRELY PAID BY THE SANTA FE IRRIGATION DISTRICT. (File No. 0400-10)**

A. Adopt Resolution No. 2007-023:

1. Authorizing the City Manager to execute a reimbursement agreement between the City and the Santa Fe Irrigation District for a water line relocation project constructed for the benefit of the Santa Fe Irrigation District by the City's contractor (Sierra Pacific West, Inc.) for the Fletcher Cove Park Improvements.
2. Authorizing the City Manager to execute a change order with Sierra Pacific West, Inc. to construct a water line relocation project for the benefit of the Santa Fe Irrigation District in conjunction with the construction of the Fletcher Cove Park Improvements.
3. Appropriating \$194,633 into the Reimbursement Agreement revenue account (Account No. 459-4870) and into the Capital Improvement Project expenditure account for this project (Budget Unit 459-9441-6510-6530 Project Number 9441.03-6661) in the Miscellaneous Capital Projects fund.

4. Authorizing the City Treasurer to amend the Fiscal Year 2006-2007 Adopted Budget accordingly.

[Item 5 Staff Report](#)

**COUNCIL ACTION: Approved 4/0/1. (Recused: Nichols)**

6. **INTERIM STAFFING PLAN. (File No. 0500-55) *This item was pulled.***  
[Item 6 Staff Report](#)
7. **AUTHORIZING THE PURCHASE OF EQUIPMENT AND PRESENTATION SUPPLIES TO SUPPORT ARE YOU READY SOLANA BEACH? (File No. 0400-10)**
  - A. Adopt Resolution 2007-027:
    1. Authorizing an increase of \$2,500 in appropriations to account number 001-6000-6150-6570 from the City's General Fund Unreserved Fund Balance (001-3200); and
    2. Authorizing the purchase of equipment and presentation supplies for donation to Are You Ready Solana Beach?

[Item 7 Staff Report](#)

**COUNCIL ACTION: Approved 5/0.**

8. **AUTHORIZING THE CITY MANAGER TO AMEND THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH CONSTRUCTION TESTING AND ENGINEERING, INC., FOR DESIGN OF THE PALMITAS-ROSA STORM DRAIN. (File No. 0400-10)**
  - A. Adopt Resolution 2007-026 authorizing the City Manager to amend the existing Professional Service Agreement with Construction Testing and Engineering to include the design of the Palmitas/Rosa storm drain project for a not-to-exceed amount of \$17,340.

[Item 8 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to approve**

**PUBLIC HEARINGS:**

This portion of the agenda provides citizens an opportunity to express their views on a specific issue as required by law after proper noticing by submitting a speaker slip to the City Clerk (located on the back table). After considering all of the evidence, including written materials and oral testimony, the City Council must make a decision supported by findings and the findings must be supported by substantial evidence in the record. An applicant or designee for a private development/business project, for which the public hearing is being held, is allotted a total of fifteen minutes to speak, as per SBMC 2.04.210. A portion of the fifteen minutes may be saved to respond to those who speak in opposition. All other speakers have three minutes each. Please be aware of the three-minute timer light on the podium.

9. **A REQUEST FOR A MINOR SUBDIVISION TO CREATE TWO RESIDENTIAL LOTS ON PROPERTY LOCATED AT 804 IDA AVE. (CASE NO.: 17-06-31 SUB; APPLICANT: AL GONZALES) (File No. 0600-10)**
  - A. Find the project exempt from the California Environmental Quality Act pursuant to Section 15315 of the State CEQA Guidelines; and

- B. Adopt Resolution No. 2007-020 conditionally approving the proposed two-lot subdivision.

[Item 9 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to close the public hearing**

**COUNCIL ACTION: Approved 5/0.**

**PROCLAMATIONS:**

City Employee Recognition - Steve Apple, Community Development Director

**Employee Retirement - Steve Apple, Community Development Dir.**

**PUBLIC HEARINGS: Continued**

10. **CONSIDER ADOPTION OF THE FISCAL YEAR (FY) 2006-07 SOLID WASTE RATE INCREASE FOR COAST WASTE MANAGEMENT. (File No. 1030-15)**

[Item 10 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to close the public hearing**

**COUNCIL ACTION: Approved 5/0.**

11. **CONSIDER ADOPTION OF THE UPDATED NPDES SOLID WASTE FEE SCHEDULE AND ACCOMPANYING REPORT. (File No. 1030-15)**

- A. Introduce Ordinance No. 362 updating a solid waste fee for the collection of pollution not otherwise captured through franchise solid waste collection pursuant to Chapter 6.20 of the Solana Beach Municipal Code, and amending section 6.20.295 relating to solid waste collection.

[Item 11 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to close the public hearing.**

**COUNCIL ACTION: Approved 5/0.**

12. **A REQUEST FOR A DEVELOPMENT REVIEW PERMIT AND STRUCTURE DEVELOPMENT PERMIT TO CONSTRUCT A TWO-STORY RESIDENCE ON PROPERTY LOCATED AT 662 CANYON DRIVE (CASE NO.: 17-05-40 DRP/SDP; APPLICANT: YEE - TUMA) (File No. 0600-40)**

- A. Find the project exempt from the California Environmental Quality Act pursuant to Section 15332 of the State CEQA Guidelines; and
- B. Adopt Resolution No. 2006-209 conditionally approving the request for a Development Review Permit and Structure Development Permit to construct a new two-story residence at a maximum height of 24 feet at 662 Canyon Drive.

[Item 12 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to close the public hearing.**

**COUNCIL ACTION: Approved 4/1 to approve the project. (Noes: Heebner)**

## **STAFF REPORTS:**

Submit speaker slips to the City Clerk.

13. **APPROVE PROP 12 SIGN AND LOCATION FOR THE COASTAL RAIL TRAIL AND AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR THE FABRICATION AND INSTALLATION OF THE SIGN. (File No. 0400-10)**

- A. Direct staff to have a metal sign fabricated and installed along the Coastal Rail Trail according to the requirements of the 2000 Bond Act. Staff also recommends that alternative signage that could satisfy both the cost concerns of the City Council and the aesthetics of the PAAC be further explored.

[Item 13 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to approve modifying the size of a metal sign for two years to change the sign from a 4X2 to a 2X2 sign and place the sign in an unobtrusive area to not impact the view of the Coastal Rail Trail**

14. **APPROVE REVERSE DIAGONAL PARKING PILOT STUDY ON S. SIERRA AVENUE. (File No. 0870-20)**

- A. Adopt Resolution 2007-024 approving the reverse diagonal parking pilot study on South Sierra Avenue.

[Item 14 Staff Report](#)

**COUNCIL ACTION: Approved 5/0.**

15. **NORTH COUNTY TRANSIT DISTRICT (NCTD) REQUEST FOR THE TEMPORARY ESTABLISHMENT OF A CITY COUNCIL AD-HOC COMMITTEE. (File No. 0120-90)**

- A. Discuss the item and consider NCTD's request for the establishment of a City Council Ad-Hoc Committee.

[Item 15 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to NOT establish the ad hoc committee at this time and invite NCTD (North County Transit District) to a full Council meeting for full open dialogue**

16. **UPDATE ON COOPERATIVE EFFORTS ANALYSIS FOR FIRE SERVICES DELIVERY, SERVICE ENHANCEMENT, COST AVOIDANCE, AND/OR COST SHARING OPPORTUNITIES. (File No. 0220-40)**

- A. Receive report and provide any direction desired.

[Item 16 Staff Report](#)

17. **RESULTS OF TRAFFIC IMPACT STUDY FOR CLIFF STREET CLOSURE. (File No. 0820-55)**

- A. Select a no-action alternative. The traffic impact study prepared by KOA indicates that there would be no current or future traffic volume problems, even after including the projected traffic counts from the NCTD mixed-use project.

[Item 17 Staff Report](#)

**COUNCIL ACTION: Approved 5/0 to move forward with the process to close Cliff St, which would become effective at the time the building permit is issued for Cedros Crossing, to look at full**

**closure with a barrier west of the intersection of Cliff and Seabright (Alternative A) and also to place a barrier across Cedros south of the intersection of Cliff St**

**17.5 SOLANA BEACH TRAIN STATION MIXED-USE PROJECT (CEDROS CROSSING) EIR PUBLIC MEETING PROTOCOL DISCUSSION (File No. 0600-40)**

- A. Discuss the item and provide direction on the establishment of procedures and protocols to be utilized for the public meetings for the final EIR for the proposed Solana Beach Train Station Mixed-Use Project (Cedros Crossing).

[Item 17.5 Staff Report](#)

**ORDINANCE INTRODUCTION: 1st Reading**

Submit speaker slips to the City Clerk.

**18. SOLANA BEACH MUNICIPAL CODE REVISIONS TO CHAPTER 2.04 - DEFINING GROUPS AND SPEAKER LIMITS. (File No. 0480-10)**

- A. Introduce Ordinance No. 361 amending Chapter 2.04 of the Solana Beach Municipal Code defining groups and speaking limits.

[Item 18 Staff Report](#)

**WORKPLAN COMMENTS:**

Material is located in front section of agenda binder. COMPENSATION & REIMBURSEMENT DISCLOSURE: GC: Article 2.3. Compensation: 53232.3. (a) ... Reimbursable expenses shall include, but not be limited to, meals, lodging, and travel. 53232.3 (d) Members of a legislative body shall provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

**COUNCIL COMMITTEE REPORTS:**

Please state the committee you are speaking to before making each report.

- a. California Cities Contract Association - Roberts, Heebner (alternate).
- b. City Selection Committee - Kellejian (meets twice a year)
- c. County Service Area 17 - Campbell, Nichols (alternate).
- d. Escondido Creek Watershed Authority - Nichols, Roberts (alternate).
- e. League of Calif. Cities SD County Executive Committee - Roberts, Kellejian (alternate).
- f. North County Dispatch JPA- Nichols, Campbell (alternate).
- g. North County Transit District - Roberts, Heebner (alternate).
- h. Regional Solid Waste Association - Nichols, Kellejian (alternate).
- i. SANDAG - Heebner (Primary), Roberts (1st alternate), Nichols (2nd alternate).
- j. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate).
- k. San Dieguito River Valley JPA- Roberts, Nichols (alternate).
- l. San Elijo JPA- Campbell, Roberts (both primary members) (no alternates).
- m. 22nd Agricultural District Association Community Relations Committee - Roberts, Campbell (alternate).

**Standing Committees**

- a. Business Liaison Committee - Roberts, Campbell.
- b. School Relations Committee - Roberts, Campbell.
- c. Public Arts Subcommittee - Roberts, Nichols.
- d. Traffic Transportation - Heebner, Kellejian.

## **Ad Hoc Committees**

- a. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 14, 2008 or at the California Coastal Commission adoption.
- b. Sand Replenishment Alternative Review - Kellejian, Campbell. Expires November 8, 2007.
- c. Views and Vegetation Subcommittee - Roberts, Nichols Expires November 8, 2007.
- d. User Fee Ad-Hoc Committee - Roberts, Campbell. Expires June 30, 2007.
- e. Development Review - Heebner, Nichols. Expires November 29, 2007.
- f. Highway 101 Improvement Ad-Hoc Committee - Heebner, Nichols. Expires June 13, 2007.
- g. La Colonia Park Master Plan Committee - Heebner, Roberts. Expires June 30, 2007.
- h. Condohotel - Heebner, Campbell. Expires October 24, 2007.
- i. Solana Beach Livability Ad Hoc - Heebner, Nichols. Short term

## **ADJOURN:**

### **UPCOMING CITIZEN CITY COMMISSION AND COMMITTEE MEETINGS:**

Regularly Scheduled or Special Meetings that have been announced as of this Agenda Posting.

- a. Budget & Finance Committee Thursday, March 15, 2007, 6:00 p.m. (Council Chambers)
- b. Public Arts Advisory Commission Tuesday, March 13, 2007, 3:30 p.m. (Council Chambers)
- c. Parks & Recreation Commission Thursday, March 8, 2007, 4:00 p.m. (La Colonia Park)
- d. Public Safety Commission Tuesday, March 13, 2007, 6:30 p.m. (Council Chambers)
- e. View Assessment Committee Tuesday, March 20, 2007, 6:00 p.m. (Council Chambers)