

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, MAY 9, 2007
6:00 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.

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.

PROCLAMATIONS:

1. Police Memorial
2. Public Service Proclamation

PRESENTATIONS:

1. San Elijo JPA

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 Council dais.)

COMMUNITY ANNOUNCEMENTS:

COMMENTARY:

CONSENT CALENDAR: (Action Items)(Items 1-11)

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.

COUNCIL ACTION: Approved 5/0 to approve the Consent Calendar items except Items 4 and 6.

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. Minutes of City Council Meeting.
 - A. Approve the Minutes of the Regular City Council meeting held January 24, 2007.

COUNCIL ACTION: Approved 5/0.

3. List of Demands. (File No. 0300-30)

- A. Ratify the List of Demands dated March 31 -April 13, 2007.

[Item 3 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

5. Award construction contract for the Northbound Highway 101 Rubberized Asphalt Concrete Overlay Project, Bid No. 2007-01, and appropriate additional funding. (File No. 0400-10)

- A. Adopt Resolution No. 2007-044

1. Accepting the bid submitted by Frank & Son Paving, Inc., in the amount of \$312,113.40 for the Northbound Highway 101 Rubberized Asphalt Concrete Overlay Project, Bid No. 2007-03, an amount of \$31,886.60 for construction contingency and authorizing the City Manager to execute the construction contract on behalf of the City.
2. Appropriating \$84,300 from the TransNet Undesignated Reserves (Account 218-3200) to the project account (Budget Unit 218-9351-6510-6530, Project Number 9351-6661) and \$59,700 from the General Fund Undesignated Reserves (Account 001-3200) to the project account (Budget Unit 459-9351-6510-6530, Project Number 9351-6661).
3. Authorizing the City Treasurer to amend the Fiscal Year 2006-2007 Adopted Budget accordingly.

[Item 5 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

7. Accept Seabright and Sierra Sewer Construction Project, Bid No. 2006-18, and Authorize the City Clerk to File a Notice of Completion. (File No. 0400-10)

- A. Adopt Resolution No. 2007-049

1. Accepting as complete the Seabright and Sierra Sewer Construction Project, Bid No. 2006-18, performed by Zondiros Corporation.
2. Authorize the City Clerk to file a Notice of Completion.

[Item 7 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

8. PERS (Public Employees Retirement System) annual adoption of Employer Contribution Rates for Health Insurance Under the Public Employees Medical and Hospital Care Act. (File No. 0520-30)

- A. Adopt Resolution No. 2007-048 fixing the Employer's Contribution Under the Public Employees' Medical and Hospital Care Act.

[Item 8 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

9. **Authorize the City Manager to submit a grant application to the California Integrated Waste Management Board (CIWMB) on behalf of the City for the targeted Rubberized Asphalt Concrete Incentive Grant Program for any available CIWMB grant program and any available CIWMB tire-related grants for the period of 2007 to 2012. (File No. 0390-30)**
 - A. Adopt Resolution No. 2007-047
 1. Authorizing the City Manager to submit an application to CIWMB for the Targeted RAC Incentive Grant for Fiscal Year 2006/2007 and for any available CIWMB tire-related grants during the period of 2007 to 2012.
 2. Authorize the City Manager to execute in the name of the City of Solana Beach all necessary applications, contracts, agreements, amendments, and payment requests hereto for the purposes of securing CIWMB grant funds and to implement and carry out the purposes specified in any grant application submitted.

[Item 9 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

10. **Official Destruction of Obsolete Records. (File No. 0170-50)**
 - A. Adopt Resolution No. 2007-018 authorizing the destruction of obsolete records identified by the Solana Beach Records Retention Schedule.

[Item 10 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

11. **Authorize Payments to Property Owners to Reimburse Landscape Repair Costs Due To Soundwall Construction and Pay For Temporary Construction Easements for the Interchange Project. (File No. 0820-75)**
 - A. Adopt Resolution No. 2007-050
 1. Authorize payments to seven property owners to reimburse landscape repair costs due to sound wall construction and pay for temporary construction easements for the Interchange Project.
 2. Appropriate \$923,000 from Undesignated Reserves 244-3200 into Budget Unit 244-9356-6510-6530.
 3. Authorize the City Treasurer to amend the Fiscal Year 2006/2007 Budget accordingly.

[Item 11 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

6. **Agreement with Austin Foust Associates, Inc. to review Mixed Use Solana Beach Train Station Project North County Transit District Project Environmental Impact Report (EIR) Traffic Impact Study. (File No. 0400-10)**

A. Adopt Resolution 2007-054

1. Authorizing the City Manager to sign an agreement with Austin Foust & Associates, Inc. in the amount of \$36,500 to be paid from a deposit from Shea Properties, Account 001-214.

COUNCIL ACTION: Approved 5/0 to approve and directing the City Manager to emphasize the importance of a quality product to the consultant, requesting that if the consultant discovers that the study needs additional time that he will communicate it to the City Manager

[Item 6 Report \(Click Here\)](#)

PUBLIC HEARINGS: NONE

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 Council Dais.

STAFF REPORTS: (Item 12-15)

Submit speaker slips to the City Clerk.

12. **Fiscal Year 2005-2006 Audited Financial Reports. (File No. 0310-22)**

- A. Accept and file the Comprehensive Annual Financial Report (CAFR) for the City of Solana Beach for the fiscal year ending June 30, 2006.

[Item 12 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

13. **Fiscal Year 2005-2006 Redevelopment Agency Basic Financial Statements. (File No. 0115-24)**

- A. Accept and file the Basic Financial Statements for the Solana Beach Redevelopment Agency for the fiscal year ending June 30, 2006.

[Item 13 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

14. **Approving Engineer's "Report" for proceedings for the assessment in a special maintenance district; Adoption of Resolutions declaring its intention to provide for an annual levy and collection of assessments in a special maintenance district, and setting time and date for public hearing for the Solana Beach Lighting District. (File No. 0497-20)**

- A. Adopt Resolution No. 2007-051 approving the Engineer's "Report" for proceedings for the annual levy of assessments within a special maintenance district.

- B. Adopt Resolution No. 2007-052 declaring intention to provide for an annual levy and collection of assessment in a special maintenance district and setting a time and date for a public hearing; and scheduling the public hearing for June 13, 2007.

[Item 14 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0.

15. ADA Transition Plan Approval (File No. 0270-50)

- A. Adopt Resolution 2007-053 Approving the ADA Transition Plan

[Item 15 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve the plan. The funding issue will return to Council at a future date for approval.

4. Award Construction Contract for the Highway 101 Tree Replacement Project, Bid No. 2007-02. (File No. 0840-35)

- A. Adopt Resolution No. 2007-045

1. Accepting the revised bid submitted by Palm Engineering Construction Company, Inc., in the amount of \$22,650.00 for the Highway 101 Tree Replacement Project, Bid No. 2007-02, an amount of \$3,350.00 for construction contingency and authorizing the City Manager to execute the construction contract on behalf of the City.
2. Appropriating \$26,000 from the TOA (Transportation Development Act) Undesignated Reserves (Account 220-3200) to the project account (Budget Unit 220-9534-6510-6530, Project Number 9534.05-6661).
3. Authorizing the City Treasurer to amend the Fiscal Year 2006-2007 Adopted Budget accordingly.

[Item 4 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to postpone this action, reassess the issue and begin the replacement of trees in the fall when it is a better planting time, and to establish an Ad Hoc Committee.

ORDINANCE INTRODUCTION: 1st Reading NONE

Submit speaker slips to the City Clerk.

ORDINANCE ADOPTION: 2nd Reading NONE

Submit speaker slips to the City Clerk.

WORKPLAN COMMENTS: (Adopted June 28, 2006)

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. Regional Committees: (outside agencies)

1. California Cities Contract Association (CCCA) - Roberts, Heebner (alternate).
2. City Selection Committee - Kellejian (meets twice a year) _
3. County Service Area 17 - Campbell, Nichols (alternate).
4. Escondido Creek Watershed Authority - Nichols, Roberts (alternate) _
5. League of Ca. Cities' San Diego County Executive Committee - Roberts, Kellejian (alternate) _

6. League of Ca. Cities' Local Legislative Committee - Roberts, Kellejian (alternate) _
7. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Roberts, Kellejian (alternate) _
8. North County Dispatch JPA- Nichols, Campbell (alternate).
9. North County Transit District - Roberts, Heebner (alternate) _
10. Regional Solid Waste Association (RSWA) - Nichols, Kellejian (alternate).
11. SANDAG - Heebner (Primary), Roberts (1st alternate), Nichols (2nd alternate) _
12. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate) _
13. San Dieguito River Valley JPA- Roberts, Nichols (alternate) _
14. San Elijo JPA- Campbell, Roberts (both primary members) _ (no alternates) _
15. 22nd Agricultural District Association Community Relations Committee - Roberts, Campbell (alternate) _

Standing Committees: (All Primary Members),(Permanent Committees)

1. Business Liaison Committee - Roberts, Campbell.
2. School Relations Committee - Roberts, Campbell.
3. Public Arts Subcommittee - Roberts, Nichols.
4. Traffic Transportation - Heebner, Kellejian.

Ad Hoc Committees: (All Primary Members),(Temporary Committees)

1. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 14, 2008 or at the California Coastal Commission adoption.
2. Sand Replenishment Alternative Review - Kellejian, Campbell. Expires November 8, 2007.
3. Views and Vegetation Subcommittee - Roberts, Nichols. Expires November 8, 2007.
4. User Fee Ad-Hoc Committee - Roberts, Campbell. Expires June 30, 2007.
5. Development Review - Heebner, Nichols. Expires November 29, 2007.
6. Highway 101 Improvement Ad-Hoc Committee - Heebner, Nichols. Expires June 13, 2007.
7. La Colonia Park Master Plan Committee - Heebner, Roberts. Expires June 30, 2007.
8. Condohotel - Heebner, Campbell. Expires October 24, 2007.
9. Solana Beach Livability Ad Hoc - Heebner, Nichols. Established February 14, 2007 - Short term

ADJOURN:

AFFIDAVIT OF POSTING STATE OF CALIFORNIA COUNTY OF SAN DIEGO CITY OF SOLANA BEACH I, Angela Ivey, City Clerk of the City of Solana Beach, do hereby certify that the Agenda for the May 9, 2007 Council Meeting as called by City Council, Redevelopment Agency, and the Public Financing Authority of the City of Solana Beach, California, was provided and posted on May 3, 2007 at 3:00 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., May 9, 2007, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California. _____ Angela Ivey, City Clerk City of Solana Beach, CA

