

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, NOVEMBER 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.

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 except for Item #4 and changing the order of some items.

PRESENTATION:

Beach Monitoring Program - Coastal Frontiers Corp.

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 1-6)

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 Items.

1. Waive text reading of ordinances

Recommendation: That the City Council

- 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

Recommendation: That the City Council

- A. Ratify the List of Demands dated October 27, 2007 through November 9, 2007.

[Item 2 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0.

3. Approve Parcel Map for 804 Ida Avenue

Recommendation: That the City Council

- A. Adopt Resolution 2007-175:

1. Approving the final parcel map for the two lot residential minor subdivision at 804 Ida Avenue.
2. Authorizing the City Engineer to sign the final parcel map as technically correct.
3. Authorize the release of the final parcel map for recordation.

[Item 3 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0.

5. Terminating the California Public Entity Insurance Authority Joint Powers Agreement

Recommendation: That the City Council

- A. Adopt Resolution 2007-174, terminating the California Public Entity Insurance Authority Joint Powers Agreement.

[Item 5 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0.

6. Resolution of Denial without prejudice of a Development Review Permit and Structure Development Permit for a 2-story residence at 130 S. Granados Ave. (Case: 17-06-32; Tim & Ann McCormick)

Recommendation: That the City Council

- A. Adopt Resolution 2007-177, denying a request for a development review permit and a structure development permit for a new two story residence on a vacant lot at 130 S. Granados Ave.

[Item 6 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0.

STAFF REPORT

14. Review of FY 2007-08 Community Grant Program Requests for Financial Assistance

Recommendation: That the City Council

- A. Listen to the grant applicants presentations.
- B. Council review and determine the selection of qualified applicants that closely meets the required criteria under Council Policy No. 14.

[Item 14 Report \(click here\)](#)

PUBLIC HEARING: (Item 4)

4. Approve an Amendment to SANDAG'S 2006 Regional Transportation Improvement Program

Recommendation: That the City Council

- A. Adopt Resolution 2007-171, approving an amendment to SANDAG's 2006 Regional Transportation Improvement Program (RTIP) for fiscal years 2006 through 2011

[Item 4 Report \(click here\)](#)

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

COUNCIL ACTION: Approved 5/0.

PUBLIC HEARINGS continued: (Items 7-9)

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.

7. Proposed Development Review Permit for property located at 401 Glencrest Drive (Case# 17-07-17 DRP Applicants: Doug Sampson and Marla Hatrak)

Recommendation: That the City Council

- 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. 2007-170, conditionally approving the request for a Development Review Permit to demolish the existing 2,858 square foot single-family residence that was destroyed by fire and construct a new 3,545 square foot single-family residence at a maximum height of 16 feet and requiring a total 125 cubic yards of cut and 50 cubic yards of fill with 75 cubic yards of export at 401 Glencrest Drive.

[Item 7 Report \(click here\)](#)

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

COUNCIL ACTION: Approved 5/0 to approve with modifications.

8. Proposed Emergency CUP for a Seawall at 233 S. Helix Ave., Solana Beach, (CUP Case No: 17-07-19; Applicant: Surfsong Condominiums Homeowners Association)

Recommendation: That the City Council

- A. Find the project exempt from the requirements of CEQA pursuant to 2007 State California CEQA Guidelines §15269(b) as a documented emergency exists; and
- B. Adopt Resolution 2007-176, approving a conditional use permit for the construction of a 138 foot long, 35 foot high seawall to support the lower and mid bluff against failure at 233 S. Helix Ave.

[Item 8 Report \(click here\)](#)

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

COUNCIL ACTION: Approved 5/0 to approve with modifications.

9. Proposed new two-story residence at 354 Pacific Ave. (Case: 17-07-05 DRP/SDP; Applicant: Cenci Properties)

Recommendation: That the City Council

- A. Find the project exempt from the California Environmental Quality Act pursuant to Section 15332 of the State CEQA Guidelines; and
- B. Adopt the Resolution 2007-085 conditionally approving a Development Review Permit and Structure Development Permit to construct a new single-family residence on property at 354 Pacific Avenue.

[Item 9 Report \(click here\)](#)

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

COUNCIL ACTION: Approved 5/0.

STAFF REPORTS: (Items 10-16)

Submit speaker slips to the City Clerk.

10. Accept conceptual design study report prepared by Noble Consultants for the Del Mar shores Beach Stairway Access

Recommendation: That the City Council

- A. Adopt Resolution 2007-180:
 1. Accepting Conceptual design study prepared by Noble Consultants
 2. Directing Staff to apply for grant funding for construction of the stairway.

3. Directing Staff to proceed to issue request for proposals to consultants to prepare final design plans for the stairway.

[Item 10 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1 to approve with options noted. (Absent: Roberts)

11. Discussion and Direction: Legal Non-Conforming Residential Buildings

Recommendation: That the City Council

- A. Direct Staff to return with a draft ordinance for proposed adoption. The clarifications and changes to the non-conforming provisions of the Solana Beach Municipal Code will assist staff in making administrative decisions which will allow the continued proper maintenance, repair and refurbishment of existing residential structures in order to protect health, safety and the welfare of the community.

[Item 11 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1. (Absent: Roberts)

12. Memorandum of Understanding between Co-Permittees Regarding Sharing of Costs Associated with Prosecution of Unfunded State Mandates Claim (NPDES/Stormwater Program)

Recommendation: That the City Council

- A. Adopt Resolution 2007-168, ratifying participation in the joint action and authorizing the City Manager and the City Attorney to work with their respective joint committees in the County on implementing this MOU.

[Item 12 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1. (Absent: Roberts)

13. Approve List for Coastal Rail Trail Planting Replacement Project

Recommendation: That the City Council

- A. Adopt Resolution 2007-172:
 1. Approving the landscape replacement plant list to plant new and replacement trees and shrubs along the Coastal Rail Trail on the east side of Highway 101.
 2. Authorizing the City Engineer to advertise for construction bids.

[Item 13 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1. (Absent: Roberts)

15. Establish the 1-5 Construction Standing Committee

Recommendation: That the City Council

- A. Adopt Resolution 2007-179 establishing the 1-5 Construction Standing Committee.
- B. Appoint two Councilmembers to serve on the Committee.

[Item 15 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1 to approve Deputy Mayor Kellejian and Councilmember Roberts. (Absent: Roberts)

16. Establish the Fletcher Cove Ad Hoc Committee

Recommendation: That the City Council

- A. Adopt Resolution 2007-178 establishing the Fletcher Cove Ad Hoc Committee to expire on November 28, 2007.
- B. Appoint two Councilmembers to serve on the Committee.

[Item 16 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1 to approve and appoint Mayor Heebner and Councilmember Campbell. (Absent: Roberts)

ORDINANCE INTRODUCTION: 1st Reading (Items 17-18)

Submit speaker slips to the City Clerk.

17. Responsible Sales and Service of Alcoholic Beverages Ordinance

Recommendation: That the City Council

- A. Introduce Ordinance No. 371 requiring Responsible Beverage Service training for people who serve and sell alcoholic beverages.

[Item 17 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1. (Absent: Roberts)

18. Citizen Boards, Commissions and Committees Municipal Code Update

Recommendation: That the City Council

- A. Introduce Ordinance 370, amending Chapters 2.60, 2.62, 2.64 , 2.72, and 17.63 and adding Chapters 2.74 and 2.84 revising the five Citizen Commissions.
- B. Adopt Resolution 2007-160, identifying specific duties for the Budget and Finance Commission by resolution.

C. Direct staff to return with the Background Check Policy for Volunteers.

[Item 18 Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1. (Absent: Roberts)

ORDINANCE ADOPTION: 2nd Reading NONE

Submit speaker slips to the City Clerk.

WORKPLAN COMMENTS: (Adopted June 27, 2007)

Material is located in front section of agenda binder.

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 and its' Subcommittees - 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 & its' subcommittees - 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 Committee - Roberts, Nichols.
4. Traffic Transportation - Heebner, Kellejian.
5. Highway 101 / Cedros Ave. Development Committee - Heebner, Nichols.

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.

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 January 25, 2007.
3. Views and Vegetation Subcommittee - Roberts, Nichols. Expires October 24, 2008.
4. Development Review - Heebner, Nichols. Expires November 29, 2008..
5. La Colonia Park Needs Assessment - Heebner, Nichols. Expires June 13, 2008.
6. Condo-Hotel - Heebner, Campbell. Expires October 24, 2008.
7. Solana Beach Mixed-Use Train Station Project Ad Hoc Committee - Heebner, Nichols.

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 this Agenda for the November 28, 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 November 20, 2007 at 5:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., November 28, 2007, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California.

Angela Ivey, City Clerk
City of Solana Beach, CA