

# 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, JANUARY 23, 2008**  
**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 online [www.ci.solana-beach.ca.us](http://www.ci.solana-beach.ca.us) at least 72 hours prior to the meeting. Agenda related writings or documents regarding an agenda item that are received after the distribution of the agenda and before 4:30 p.m. on the meeting day will be available for public viewing at City Hall and posted online with the agenda.

#### **CITY COUNCILMEMBERS**

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

DAVID OTT  
CITY MANAGER

LISA FOSTER  
INTERIM 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 and moving Item 18.5 to Consent.**

**PROCLAMATIONS: NONE**

**PRESENTATIONS:**

**1. Targeted Rubberized Asphalt Concrete (RAC) Incentive Grant Program**

**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 (located on the back table) to the City Clerk. 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 1-10)**

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 slip (located on the back table) 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 pulling Items 6 and 10 for discussion and adding Item 18.5 to Consent.**

**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. Minutes of City Council meeting.**

Recommendation: That the City Council

- A. Approve the Minutes of the Regular City Council meeting held September 26, 2007.

Approved Minutes <https://www.cityofsolanabeach.org/en/government/public-meetings/agendas-minutes-videos>

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

**3. List of Demands. (File 0300-30)**

Recommendation: That the City Council

- A. Ratify the List of Demands dated December 8 - 21, 2007 and December 22, 2007 - January 4, 2008.

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

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

**4. Designation of the City of Solana Beach's Agent to the State of California's Office of Emergency Services. (File 0220-25)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-19 designating the City of Solana Beach's Agent to the State of California's Office of Emergency Services.

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

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

**5. Purchase of a New Portable Lifeguard Tower. (File 0370-26)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-01
1. Approving the purchase of a new replacement portable lifeguard tower from Industrial Design Research at a cost of \$31,081.32.
  2. Appropriating \$3,081.32 from Asset Replacement Fund/Marine Safety to (Equipment/Marine Safety Operating Budget).

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

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

**7. Council Committees' Appointments Council Policy No. 2. (File 0410-20)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-022 to adopt the revised Council Policy No. 2 updating appointment practices.

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

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

**8. Citizen Commissions Appointments and Background Checks. (File 0410-90)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-023 adopting a revised Council Policy No. 5 which provided guidelines for the Council appointments of private citizens to Boards, Commissions and Committees.
- B. Adopt Resolution 2008-024 adopting a new Council Policy implementing the requirement of background checks for members of the Citizen Boards, Commissions and Committees.

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

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

**9. Request Caltrans to Use Rubberized Asphalt Concrete on Lomas Santa Fe at 1-5 Interchange Ramps and on Lomas Santa Fe Drive to Reduce Noise. (File 0820-75)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-017
  - 1. Authorizing the Mayor to send a letter to Caltrans on behalf of the City Council, requesting that Caltrans use rubberized asphalt concrete on the on- and off-ramps at the Lomas Santa Fe Drive at Interstate 5 Interchange and on Lomas Santa Fe Drive to reduce roadway noise.

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

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

**18.5 Otay Mesa East Port of Entry and State Route 11. (File 0480-70)**

- A. Provide direction regarding support of a Presidential Permit application for the proposed Otay Mesa East Port of Entry and State Route 11.

[Item 18.5 Report \(click here\)](#)

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

**PUBLIC HEARINGS continued: (Items 11)**

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 (located on the back table) to the City Clerk. 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 SSMC 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.

**11. Development Review Permit Modification - 734 Ida Ave. (Case: 17-07-36; Applicant: James and Caroline Sanchez). (File 0600-40)**

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 2008-012 conditionally approving the request for a Development Review Permit Modification to construct a new two-story residence at a maximum height of 25.91 feet on a lot at 734 Ida Avenue.

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

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

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

**COUNCIL ACTION: Approved 4/1 to approve with modifications. (Noes: Campbell)**

**STAFF REPORTS: (Item 12-18)**

Submit speaker slips to the City Clerk.

**12. 2008 Annual Citizen Commission Appointments. (File 0120-05)**

Recommendation: That the City Council

- D. Appoint 4 members to the View Assessment Commission:
  1. One (1) vacancy for a two year term until 2010 nominated/appointed by Kellejian.
  2. One (1) vacancy for a two year term until 2010 nominated/appointed by Campbell.
  3. Two (2) vacancies for a two year term until 2010 nominated/appointed by Council at large.

**COUNCIL ACTION: Approved 5/0 to appoint Paul Stryker (Kellejian appointment), David Zito (Campbell appointment), Reed Phillips, and John Scales.**

C. Appoint 3 members to the Public Safety Commission

1. One (1) vacancy for a two year term until 2010 nominated/appointed by Campbell.

**COUNCIL ACTION: Approved 5/0 to appoint Steven Goetsch for Councilmember Campbell's appointment.**

2. Two (2) vacancies for a two year term until 2010 nominated/appointed by Council at large.

**COUNCIL ACTION: Approved 4/1 to appoint Deanne Borer. (Noes: Campbell)**

**COUNCIL ACTION: Approved 5/0 to appoint John Pobuda.**

B. Appoint 4 members to the Public Arts Advisory Commission

1. Four (4) vacancies for a two year term until 2010 nominated/appointed by Council at large.

**COUNCIL ACTION: Approved 5/0 to appoint Tara Gordon, Kim Murphy, Kathryn Schmeideberg and Ali Dixon.**

A. Appoint 3 members to the Parks and Recreation Commission

1. Three (3) vacancies for a two year term until 2010 nominated/appointed by Council at large.

**COUNCIL ACTION: Approved 5/0 to appoint Christine Antonelli.**

**COUNCIL ACTION: Approved 5/0 to appoint Gerri Retman .**

**COUNCIL ACTION: Approved 5/0 to appoint Susan Murfin.**

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

**10. On-Call Arborist. (File 0400-10)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-020 to approve the transfer of \$5,000 from the Undesignated Reserve Fund to the Park Maintenance Professional Services budget to cover the costs of an on-call arborist contract.

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

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

**18. Cost Allocation Methodology for Implementation of the SANDAG Regional Beach Sand Project #2. (File 0740-80)**

Recommendation: That the City Council

- A. Authorize the Mayor to verbally endorse Scenario Cat the February 7, 2008 SANDAG SPWG meeting as it is the funding allocation methodology advocated for by SANDAG staff to fund the implementation of RBSP2.
- B. Rank the remaining scenarios as follows: Scenario A (\$262,285) and Scenario B (\$335,188).

- C. Direct Staff to continue to work collaboratively with the SANDAG Shoreline Preservation Working Group staff members to plan for the implementation of a second Regional Beach Sand Project.

[Item 18 Report \(Click Here\)](#)

**COUNCIL ACTION: Approved 5/0 to approve Scenario A as the first choice, Scenario C as second choice, and Scenario B as third choice.**

- 13. **2008 Assistance Funding from California Department of Boating & Waterways for the United States Army Corps of Engineers Solana Beach-Encinitas Shoreline Protection Project. (File 0740-80)**

Recommendation: That the City Council

- A. Receive the Staff Report as an informational item.

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

**COUNCIL ACTION: Approved 5/0 to receive the report.**

- 15. **La Colonia Park & Community Center Conceptual Design Professional Services Agreement with Van Dyke Landscape Architects. (File 0400-10)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-025 authorizing the City Manager to execute a professional services agreement with Van Dyke Landscape Architects for conceptual design services for the La Goiania Park Project in an amount not to exceed \$84,500.

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

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

- 14. **Annual Report for the Redevelopment Agency for Fiscal Year 2006-2007. (File 0115-20)**

Recommendation: That the City Council

- A. Receive and file report.

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

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

- 16. **Commuter Program Policy. (File 0100-90)**

- A. Adopt Resolution 2008-15 approving a new City Council Policy establishing procedures and guidelines for an incentive based employee Commuter Program.

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

**COUNCIL ACTION: Approved 5/0.****STAFF REPORT:****17. Bluff Retention Device Request for Proposal (RFP). (File 0400-10)**

Recommendation: That the City Council

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

**COUNCIL ACTION: Approved 5/0.****ORDINANCE INTRODUCTION: 1st Reading NONE**

Submit speaker slips to the City Clerk.

**ORDINANCE ADOPTION: 2nd Reading (Item 19-20)**

Submit speaker slips to the City Clerk.

**19. Ordinance Repealing Section 14.04.010 (Self-Regenerating or Automatic Water Softeners Prohibited). (File 1040-85)**

Recommendation: That the City Council

- A. Adopt Ordinance 373 repealing Section 14.04.140 of the Solana Beach Municipal Code regarding water softeners.

[Item 19 Report \(Click here\)](#)

**COUNCIL ACTION: Approved 5/0.****20. Construction and Demolition Debris Recycling Ordinance. (File 1030-75)**

Recommendation: That the City Council

- A. Adopt Ordinance 377 requiring the recycling of Construction and Debris from covered projects.

[Item 20 Report \(Click here\)](#)

**COUNCIL ACTION: Approved 5/0.****STAFF REPORT:****6. Professional Services Agreement with Chandra Collure. (File 0400-10)**

Recommendation: That the City Council

- A. Adopt Resolution 2008-16 authorizing the City Manager to execute a professional services agreement with Chandra Collure, retroactive to January 4, 2008, at a cost not to exceed \$25,000 to assist with the various projects and acquiring his services as the City's Surveyor to sign subdivision maps.



**COUNCIL ACTION: Approved 5/0.**  
[Item 6 Report \(Click here\)](#)

**COUNCIL ACTION: Approved 5/0.****WORKPLAN COMMENTS: (Adopted June 27, 2007)**

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 - Nichols, Campbell (alternate).
4. Escondido Creek Watershed Authority - Roberts, Nichols (alternate).
5. League of Ca. Cities' San Diego County Executive Committee and its' Subcommittees - Kellejian, Roberts (alternate).
6. League of Ca. Cities' Local Legislative Committee - Kellejian, Roberts (alternate).
7. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Kellejian, Roberts (alternate).
8. North County Dispatch JPA- Nichols, Campbell (alternate).
9. North County Transit District - Roberts, Heebner (alternate).
10. Regional Solid Waste Association (RSWA) - Kellejian, Nichols (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- Roberts, Campbell (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. Highway 101 / Cedros Ave. Development Committee - Nichols, Heebner.
3. 1-5 Construction Committee - Kellejian, Roberts.
4. Public Arts Committee - Roberts, Nichols.
5. School Relations Committee - Roberts, Campbell.

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

1. Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires January 9, 2009.
2. Development Review - Nichols, Heebner. Expires November 29, 2008.
3. Environmental Sustainability - Roberts, Heebner. Expires January 9, 2009.
4. Fletcher Cove - Campbell, Heebner. Expires November 28, 2008.
5. La Colonia Park Needs Assessment - Nichols, Heebner. Expires June 13, 2008.
6. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 14, 2008 or at the California Coastal Commission adoption.
7. Sand Replenishment Alternative Review - Kellejian, Campbell. Expires January 25, 2008.

8. Solana Beach Mixed-Use Train Station Project Ad Hoc Committee - Nichols, Heebner.
9. Views and Vegetation - Roberts, Nichols. Expires October 24, 2008.

**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 January 23, 2008 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 January 18, 2008 at 3:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., January 23, 2008, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, and California. Angela Ivey, City Clerk City of Solana Beach, CA