

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, APRIL 9, 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 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

JOHANNA N. CANLAS
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 the agenda removing Item 15 and moving Item 14 to the first agenda item.

PROCLAMATIONS:

1. **San Dieguito Alliance**

PRESENTATIONS:

1. **Supervisor Pam Slater-Price award for Plaza Improvement project.**
2. **Friends of the Library**

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 1-5)

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.

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 City Council meetings held November 14, 2007 (Closed Session), November 28, 2007 (Closed Session), January 16, 2008 (Closed Session) and January 16, 2008 (Special).

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 March 1 - March 14, 2008.

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

COUNCIL ACTION: Approved 5/0.

4. San Dieguito Alliance for Drug Free Youth Memorandum of Understanding. (File 0400-10)

Recommendation: That the City Council

- A. Approve the Memorandum of Understanding between San Dieguito Alliance for Drug Free Youth and the City of Solana Beach.

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

COUNCIL ACTION: Approved 5/0.

5. 2008 Street Repair and Slurry Seal Project, Bid No. 2008-05. (File 0400-10)

Recommendation: That the City Council

- A. Adopt Resolution No. 2008-064
 1. Approving the list of streets scheduled for repairs as part of the 2008 Street Repair and Slurry Seal Project, Bid No. 2008-05.
 2. Authorizing the City Engineer to advertise for construction bids for the 2008 Street Repair and Slurry Seal Project, Bid No. 2008-05.

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

COUNCIL ACTION: Approved 5/0.

14. SANDAG's Regional Energy Strategy. (File 0150-55)

Recommendation: That the City Council

- A. Provide direction on the City's position regarding the proposals for Goal 5 of the RES (Regional Energy Strategy).

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

PUBLIC HEARINGS: (Items 6-10)

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.

6. Development Review and Structure Development Permits at 355 Pacific Avenue (Case No.17-05-37; Applicant: Don Totten). (File 0600-40)

Recommendation: That the City Council

- A. Find the project categorically exempt from the California Environmental Quality Act pursuant to Section 15301 of the State CEQA Guidelines; and
- B. Adopt Resolution 2008-052 conditionally approving a Development Review Permit and Structure Development Permit to remodel an existing single-family residence on property at 355 Pacific Avenue.

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

7. Development Review Permit and Structure Development Permit at 616 Ridgeline Place (Case: 17-07-37 DRP/SDP; Applicant: Gregory Sahaqian). (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 No. 2008-066 conditionally approving the request for a Development Review Permit and Structure Development Permit to construct a first story addition, new second-story and attached garage to an existing single-family residence at a maximum height of 25 feet at 616 Ridgeline Place.

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

COUNCIL ACTION: Approved 5/0.

8. **Nonconforming Uses and Structures Ordinance 372 Amending SBMC chapter 17.16. (File No. 0610-10)**
- A. Open the public hearing and take testimony from the public.
 - B. Close the public hearing.
 - C. Make the requisite findings supporting adoption of Ordinance No. 372.
 - D. Adopt the negative declaration prepared for the amendments to SBMC Chapter 17.16 Nonconforming Uses and Structures.
 - E. Waive further reading and introduce Ordinance No. 372, amending SBMC Chapter 17.16 Nonconforming Uses and Structures.
 - F. Set this matter for adoption at the next regularly scheduled City Council meeting.

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

9. **Development Review Permit for 330 South Rios Avenue (Case No. 17-07-26 DRP; Applicant: Patrick Larkin). (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 No. 2008-057 conditionally approving a Development Review Permit to construct a new single-family residence at 330 South Rios Avenue.

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

COUNCIL ACTION: Approved 5/0 to close the

public hearing. COUNCIL ACTION: Approved 5/0.

STAFF REPORTS: (Item 11-16)

Submit speaker slips to the City Clerk.

11. **Parks and Recreation Commission Member Appointment (File 0120-20)**

Recommendation: That the City Council

- A. Make one appointment by the Council-at-large to the Parks and Recreation Commission with a term expiration date of January 2009.

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

COUNCIL ACTION: Approved 5/0 to appoint Holly Coughlin.

12. Extension Approval at 153 N. Highway 101 (Case No. 17-05-10; Applicant: Harry Guzelimian). (File 0600-40)

Recommendation: That the City Council

- A. Grant the request for a retroactive extension beginning on September 14, 2007 to set a final expiration date of August 14, 2008 for the approval of 17-05-10 Development Review Permit and Structure Development Permit for the construction of a new 4,480 square foot, two-story office/retail building on property at 153 North Highway 101.

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

COUNCIL ACTION: Approved 5/0.

13. Award Construction Contract for the Eden Gardens Sewer Pump Station. (File 0400-10).

Recommendation: That the City Council

- A. Adopt Resolution 2008-067
 1. Awarding the construction contract to T.C. Construction Company, in the amount of \$4,127,000 for the Eden Gardens Sewer Pump Station, Bid No. 2008-01, which includes an alternative bid item to excavate and grout an abandoned City of Solana Beach sewer on Manchester Avenue.
 2. Approving an amount of \$619,000 for construction contingency.
 3. Authorizing the City Manager to execute the construction contract on behalf of the City.

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

COUNCIL ACTION: Approved 5/0.

15. Consideration of a letter opposing CA Senate Bill 1295. (File 0480-70)

Recommendation: That the City Council

- A. Authorize a letter be sent to the Senate Natural Resources and Water Committee opposing California Senate Bill 1295 and a copy to Senator Ducheny.

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

16. Adoption of a Resolution Opposing Proposition 98. (File 0480-70)

Recommendation: That the City Council

A. Adopt Resolution 2008-063 Opposing California Proposition 98.

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

COUNCIL ACTION: Approved 5/0.

ORDINANCE INTRODUCTION: 1st Reading (Items 8, 10)

Submit speaker slips to the City Clerk.

10. Adopting the 2007 Edition California Building Standards Code and amending the Solana Beach Municipal Code. (File 0800-90)

Recommendation: That the City Council

A. Introduce Ordinance 382

1. Finding the project exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the State CEQA Guidelines; and
2. Amending Sections 15.80, 15.12, 15.16, 15.20 and 15.32 of the Solana Beach Municipal Code adopting the California Building Standards Code, 2007 Edition, including the 2007 International Building Code, the 2005 National Electrical Code, the 2006 Uniform Plumbing Code, the 2006 Uniform Mechanical Code the California Energy Code 2007 Edition and the 2007 California Fire Code.

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

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

ORDINANCE ADOPTION: 2nd Reading (Items 17)

Submit speaker slips to the City Clerk.

17. Solana Beach Regional Transportation Congestion Improvement Plan (RTCIP) Ordinance Adoption. (File 0840-30)

A. Adopt Ordinance No. 383 adopting a Transportation Uniform Mitigation Fee Program for the purpose of defraying cost of constructing Planned Regional Transportation Facilities.

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

COUNCIL ACTION: Approved 5/0.

7. Development Review Permit and Structure Development Permit at 616 Ridgeline Place (Case: 17-07-37 DRP/SDP; Applicant: Gregory Sahaqian). (File 0600-40)

Recommendation: That the City Council

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

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

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 - 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) - 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) - 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 - Campbell, Roberts.

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 12, 2009 or at the California Coastal Commission adoption.*
7. Solana Beach Mixed-Use Train Station Project Ad Hoc Committee - Nichols, Heebner.
8. 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 April 9, 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 April 3, 2008 at 4:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., April 9, 2008, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California. Angela Ivey, City Clerk City of Solana Beach, CA