

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 28, 2009
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 or by email at least 72 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 the 2nd and 4th Wednesdays and are broadcast live on Cox Communications, Channel 19, and Time Warner, Channel 24. Council meetings are archived and available for viewing. The video taping of meetings are maintained as a permanent record and contain a detailed account of the proceedings.

A full City Council agenda packet with backup information is available at City Hall, at the Solana Beach branch of the San Diego County Library (157 Stevens Ave.), 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 and that are received after the distribution of the agenda but at least 1 hour 30 minutes prior to the meeting will be available for public viewing at City Hall and posted online with the agenda.

CITY COUNCIL MEMBERS

MIKE NICHOLS, MAYOR

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

DAVID OTT
CITY MANAGER

JOHANNA N. CANLAS
CITY ATTORNEY

ANGELAIVEY
CITY CLERK

SPEAKERS:

Please submit your speaker slip to the City Clerk prior to the meeting or the announcement of the Item. Allotted times for speaking are outlined on the speaker's slip for Oral Communications, Consent, Public Hearings and Staff Reports.

CALL TO ORDER AND ROLL CALL:

FLAG SALUTE:

APPROVAL OF AGENDA:

COUNCIL ACTION: Approved 5/0 to approve except B.1. which would be removed from the agenda.

PROCLAMATIONS:

PRESENTATIONS:

(Ceremonial items that do not contain in-depth discussion and no action/direction.)

1. Smart Meter Mass Deployment 2009 Schedule - This item was not heard.
2. Solana Beach Forcemain Award

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. Council may refer items to the City Manager for placement on a future agenda. The maximum time allotted for each presentation is THREE MINUTES (SBMC 2.04.190). Please be aware of the timer light on the Council Dais.

COMMUNITY ANNOUNCEMENTS:

COMMENTARY:

A. CONSENT CALENDAR: (Action Items)

Items listed on the Consent Calendar are to be acted in a single action of the City Council unless pulled for discussion. Any member of the public may address the City Council on an item of concern by submitting to the City Clerk a speaker 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 Consent Calendar items removed by the P-Ublic will be discussed immediately after approval of the Consent Calendar.

A.1. Waive the reading of Ordinances.

Recommendation: That the City Council

1. 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

A.2. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the Closed and Regular City Council meetings held May 28, 2008.

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

COUNCIL ACTION: Approved 5/0

A.3. Register Of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for December 1 - December 19, 2008 and December 20, 2008 - January 2, 2009

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

COUNCIL ACTION: Approved 5/0

A.5. Accept Sewer Repairs Project and Authorize a Notice of Completion. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2009-013:
 - a. Authorizing the City Council to accept as complete the Sewer Repairs Project, Bid No. 2008-03, constructed by Jose Pereira Engineering & Mechanical, Inc.
 - b. Authorizing the City Clerk to file a Notice of Completion.
 - c. Unit 459-9438-6510-6530 Project Number 9438-6661) to the project account for the basketball court reconstruction project (Budget Unit 459-9438-6510-6530 Project Number 9438.03-6661).

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

COUNCIL ACTION: Approved 5/0

**A.6. Re-Appropriate Funds to Eden Gardens Pump Station Project Account.
(File 0330-30)**

Recommendation: That the City Council

1. Adopt Resolution 2009-012 authorizing:
 - a. Appropriation of \$50,000 from Sanitation Fund Undesignated Reserves (509-3200) to the Eden Gardens Pump Station project account (509-9824-6510-6530, Project No. 9824-6661.
 - b. The City Treasurer to amend the Fiscal Year 2008/2009 Budget accordingly.

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

COUNCIL ACTION: Approved 5/0

NOTE: The City Council shall not begin a new agenda item after 10:30 p.m. unless approved by a unanimous vote of all members present. (SBMC 2.04.070)

B. 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 (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 designees 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 timer light on the Council Dais.

**B.1. Request for a Development Review Permit at 130 South Granados,
Applicant: Tim and Ann McCormick, Case: 17-08-17. (File 0600-40)**

Recommendation: That the City Council

B.1.a. Report Council disclosures;

B.1.b. Conduct the Public hearing: Open the Public Hearing, Receive Public Testimony, Close the Public Hearing;

B.1.c. Find the project exempt from the California Environmental Quality Act pursuant to Section 15332 of the State CEQA Guidelines; and

B.1.d. Adopt Resolution 2009-011 conditionally approving a Development Review Permit for the project to construct a new single-family residence at 130 South Granados Avenue.

[Item B.1. Report \(click here\)](#)

C. STAFF REPORTS:
Submit speaker slips to the City Clerk.
Submit speaker slips to the City Clerk

C.1. 2009 Annual Citizen Commission Appointments. (File 0120-05)

Recommendation: That the City Council

1. Appoint 3 members to the Budget and Finance Commission for a two year term until January 2011.

COUNCIL ACTION: Approved 5/0 to appoint Gordon Johns, Michael Whitton and Anthony Craig.

2. Appoint 4 members to the Parks and Recreation Commission for a two year term until January 2011.

COUNCIL ACTION: Approved 5/0 to appoint Victoria Cypherd, Forrest Wright, Courtney Boule and Kristin Boline.

3. Appoint 3 members to the Public Arts Advisory Commission for a two year term until January 2011.

COUNCIL ACTION: Approved 5/0 to appoint Allen Moffson, Katie Pelisek and Sharon Klein.

4. Appoint 4 members to the Public Safety Commission for a two year term until January 2011.

COUNCIL ACTION: Approved 5/0 to appoint David Bittar, Thomas Alexander, Vickie Driver, and Peggy Martin.

5. Appoint 3 members to the View Assessment Commission for a two year term until January 2011.

COUNCIL ACTION: Approved 5/0 to appoint Bruce Berend, Jack Hegenauer, and Jewel Edson.

[Item C.1. Report \(click here\)](#)

C.2. Memorandum of Understanding with SANDAG for the Regional Beach Sand Project #2 (File 0400-10)

Recommendation: That the City Council

1. Adopt the Resolution 2009-005 authorizing the City Manager to sign the attached MOU, or one that is substantially similar, indicating continuing financial support in the second Regional Beach Sand Project and approve the appropriation of \$15,400 from the City's beach sand related TOT funds for payment to SANDAG upon receipt of their invoice.
2. Direct staff to continue to work collaboratively with the SANDAG Shoreline Preservation Working Group staff members to plan for the implementation of the second Regional Beach Sand Project.

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

COUNCIL ACTION: Approved 5/0

C.3. Annual Report for the Redevelopment Agency for the Year Ended June 30, 2008. (File 0115-20)

Recommendation: That the City Council and Board of Directors:

1. Accept and file the report.

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

COUNCIL ACTION: Approved 5/0

A.4. Award Construction Contract for the City Hall Parking Lot Modifications, Bid No. 2008-16. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2009-010
 - a. Awarding the bid submitted by Palm Engineering Construction Company, Inc., in the amount of \$69,880.00 for the City Hall Parking Lot Modifications, Bid No. 2008-16.
 - b. Approving an amount of \$8,282 for construction contingency.
 - c. Authorizing the City Manager to execute the construction contract on behalf of the City.

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

COUNCIL ACTION: Approved 5/0 to delay the item until a future agenda.

WORKPLAN COMMENTS:

(Adopted June 25, 2008)

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:

Regional Committees: (outside agencies)

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

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

- a. Business Liaison Committee - Roberts, Campbell.
- b. Highway 101 / Cedros Ave. Development Committee - Nichols, Heebner.
- c. 1-5 Construction Committee - Heebner, Roberts.
- d. Public Arts Committee - Roberts, Nichols.
- e. School Relations Committee - Roberts, Campbell.

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

- a. Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires December 9, 2009.
- b. Development Review - Nichols, Heebner. Expires November 18, 2009.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 9, 2009.
- d. Fletcher Cove - Campbell, Heebner. Expires November 18, 2009.
- e. La Colonia Park Needs Assessment - Nichols, Heebner. Expires June 10, 2009.
- f. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 12, 2009 or at the California Coastal Commission adoption.

- g. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires 1-13-2010
- h. View Assessment - Nichols, Heebner. Expires August 26, 2009

ADJOURN: