

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, JUNE 23, 2010
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 COUNCILMEMBERS

THOMAS M. CAMPBELL, MAYOR

LESA HEEBNER, DEPUTY MAYOR
JOE G. KELLEJIAN, COUNCILMEMBER
DAVID W. ROBERTS, COUNCILMEMBER
MIKE NICHOLS, 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

PROCLAMATIONS:

PRESENTATIONS:

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

2. Civic & Historical Society
1. 1-5 Expansion Project

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) (A.1. -A.13.)

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 City Council meeting held March 3, 2010.

Approved Minutes

<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 May 22 - June 4, 2010.

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

COUNCIL ACTION: Approved 5/0

A.4. Security Agreement for Fiscal Year 2010-2011. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2010-070
 - a. Awarding an agreement to Rancho Santa Fe Security, in an amount not to exceed \$40,000 for monthly and as needed security services and restroom lock up services in Fiscal Year 2010-2011.
 - b. Authorizing the City Manager to execute the agreement with Rancho Santa Fe Security on behalf of the City.
 - c. Authorizing the City Manager to extend the agreement for up to three additional years, at the City's option.
 - d. Approving an appropriation of \$40,000 from undesignated reserves for Fiscal Year 2010-2011 to fund the security service program

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allocating ninety percent (90%) to the Parks Professional Service

Budget (001-6500-6560-6530) and ten percent (10%) to the Facilities Budget (001-6500-6570-6530).

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

COUNCIL ACTION: Approved 5/0

A.5. Status Report on Major FY 2009/2010 Capital Improvement Projects. (File 0810-05)

Recommendation: That the City Council

1. Receive report.

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

COUNCIL ACTION: Approved 5/0

A.6. Adoption of the Fiscal Year (FY) Municipal Improvements Districts Benefit (MID) Fees. (File 0495-20)

Recommendation: That the City Council

1. Approve Resolution 2010-075, setting the Benefit Charges for MID No. 9C, Santa Fe Hills at \$232.10 per unit for FY 2010-11.

COUNCIL ACTION: Approved 5/0

2. Approve Resolution 2010-076, setting the Benefit Charges for MID No. 9E, Isla Verde at \$68.74 per unit for FY 2010-11.

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

3. Approve Resolution 2010-077, setting the Benefit Charges for MID No. 9H, San Elijo Hills# 2 at \$289.58.10 per unit for FY 2010-11.

COUNCIL ACTION: Approved 5/0

4. Approve Resolution 2010-078, setting the Benefit Charges for MID No. 33, Highway 101/Railroad Right-of-Way at \$3.12 per unit for FY 2010-11.

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

COUNCIL ACTION: Approved 5/0

A.7. Adoption of the Fiscal Year 2010-11 Fire Benefit Fee. (File 0390-23)

Recommendation: That the City Council

1. Set the Fiscal Year 2010-11 Fire Benefit Fee at \$10.00 per unit, and
2. Adopt Resolution 2010-071 setting the Fee for levying on the tax roll.
[Item A.7 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.8. Annual Solid Waste Rate Review. (File 1030-15)

Recommendation: That the City Council

1. Receive report and freeze the residential and commercial solid waste and recycling rates for Fiscal Year 2010/2011.
[Item A.8 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.9. Fiscal Year 2010-11 Appropriations Limit. (File 0330-60)

Recommendation: That the City Council

1. Adopt Resolution 2010-073, establishing the 2010-11 Appropriations Limit in accordance with Article XIII B of the California Constitution and Government Code Section 7910.
[Item A.9 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.10. Animal Control Services Contract. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2010-067, authorizing the City Manager to execute the agreement with San Diego County for the delivery of Animal Control Services.
[Item A.10 Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.11. Amendment to City Attorney Agreement with McDougal, Love, Eckis, Boehmer & Foley. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2010-072 authorizing the Mayor to execute the Second Amendment to the Agreement between the City of Solana, Solana Beach

Redevelopment Agency, and Solana Beach Public Finance Authority and McDougal, Love, Eckis, Boehmer & Foley.

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

COUNCIL ACTION: Approved 5/0

A.12. Award construction contract for Castro Street Improvements Phase 2 and Appropriate Funding. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2010-069
 - a. Awarding the construction contract to Koch-Armstrong General Engineering, in the amount of \$23,694 for the Castro Street Improvements Phase 2, Bid No. 2010-01.
 - b. Approving an amount of \$574 for construction contingency.
 - c. Authorizing the City Manager to execute the construction contract on behalf of the City.
 - d. Appropriating \$24,268 from CDBG Undesignated Reserves 240-3200 into Budget Unit 240-9380-6510-6530, Project Number 9380.05-6661
 - e. Authorizing the City Treasurer to amend the Fiscal Year 2009/2010 Budget accordingly.

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

COUNCIL ACTION: Approved 5/0

A.13. Xerox Machine Lease (File 0190-50)

Recommendation: That the City Council

1. Adopt Resolution 2010-080 authorizing the City Manager to enter into a contract with Xerox Corporation for a 60 month term.

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

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: (8.1.- 8.4.)

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 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 timer light on the Council Dais.

B.1. Adoption of the Redevelopment Agency (RDA) FY 2010-11 Budget. (File 0115-20)

Recommendation: That the City Council

1. Adopt Resolution RDA 039 approving a budget for Fiscal Year 2010-11.

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

COUNCIL ACTION: Approved 5/0

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

B.2. Adoption of Fiscal Year 2010-11 Budget and Workplan. (File 0330-30 and 0410-08))

Recommendation: That the City Council

1. Adopt Resolution 2010-081 approving a budget for Fiscal Year 2010-11.
2. Adopt proposed Fiscal Year 2010-11 Workplan.

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

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

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

COUNCIL ACTION: Approved 5/0 to approve the Workplan and the Budget.

B.3. Solana Beach Lighting District Assessment for Fiscal Year 2010/2011. (File 0497-30)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, receive public testimony and close the public hearing.
2. Adopt Resolution 2010-084 confirming the Engineer's Report, diagram and assessment; providing for the levy of the annual assessment in the Solana Beach Lighting District; and ordering the transmission of charges to the County Auditor for collection.

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

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

COUNCIL ACTION: Approved 5/0

B.4. Solana Beach Coastal Rail Trail Maintenance District for Fiscal Year 2010/2011. (File 0495-20)

Recommendation: That the City Council

1. Open the public hearing, receive public testimony and close the public hearing.
2. Adopt Resolution 2010-082 amending and/or approving the Engineer's Report regarding the Coastal Rail Trail Maintenance District.
3. Adopt Resolution 2010-083, ordering the levy and collection of the annual assessments regarding the Coastal Rail Trail Maintenance District for Fiscal Year 2010/2011.

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

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

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS: (C.1. - C.2.)

Submit speaker slips to the City Clerk

C.1. Proposed Revisions and Introduction (1st Reading) of Ordinance 420 - Election Code. (File 0430-10)

Recommendation: That the City Council

1. Review proposed changes and provide any additional direction for amending the Solana Beach Election Code.
2. Introduce Ordinance 420 amending Solana Beach Municipal Code 2.24 regarding Elections.

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

COUNCIL ACTION: Approved 5/0

C.2. Fletcher Cove Community Center Project. (File 0730-00)

Recommendation: That the City Council

1. Provide direction to Staff to complete the tasks necessary to obtain a CCC (Ca. Coastal Commission) permit for the project and return to Council as

soon as it is feasible for a public hearing and Council consideration for adoption of the MND (Mitigated Negative Declaration) for the project; and

2. Direct Staff to return to Council for the award of contracts for construction of Phase I and 11 of the project as soon as it is feasible to do so.

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

COUNCIL ACTION: Approved 5/0

WORKPLAN COMMENTS:

(Adopted June 24, 2009)

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, appointed by this Council)

- 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 8, 2010.
- b. Development Review - Nichols, Heebner. Expires November 17, 2010.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 8, 2010.
- d. Fletcher Cove - Campbell, Heebner. Expires November 17, 2010.
- e. La Colonia Park - Nichols, Heebner. Expires May 11, 2011.
- f. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 10, 2010 or at the California Coastal Commission adoption.
- g. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires 1-12-2011
- h. View Assessment - Nichols, Heebner. Expires August 25, 2010

ADJOURN: