

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, PUBLIC FINANCING AUTHORITY, & HOUSING AUTHORITY

Joint SPECIAL Meeting

Wednesday, November 16, 2011

6:00 P.M.

City Hall/ Council Chambers 635 S. Highway 101, Solana Beach, California AND
Teleconference Location (Councilmember Roberts)
4300 Wilson Blvd., Suite 250, Arlington, Virginia

PUBLIC MEETING ACCESS

The Regular Meetings of the City Council are scheduled for the 2nd and 4th Wednesdays and are broadcast live on Cox Communications-Channel 19, Time Warner-Channel 24 (*analog*) or Channel 131 (*digital*), and AT&T U-verse Channel 99. The video taping of meetings are maintained as a permanent record and contain a detailed account of the proceedings. Council meeting tapings are archived and available for viewing on the City's website.

AGENDA MATERIALS

A full City Council agenda packet including relative supporting documentation is available at City Hall, the Solana Beach Branch Library (157 Stevens Ave.), La Colonia Community Ctr., Fletcher Cove Lifeguard station, and online www.cityofsolanabeach.org. Agendas are posted at least 72 hours prior to the meeting. Writings and documents regarding an agenda of an open session meeting, received after the official posting, and distributed to the Council for consideration, will be made available for public viewing at the same time. In addition, items received at least 1 hour 30 minutes prior to the meeting time will be uploaded online with the courtesy agenda posting. Materials submitted for consideration should be forwarded to the City Clerk's department 858-720-2400. The designated location for viewing public documents is the City Clerk's office at City Hall during normal business hours.

SPEAKERS

Please submit a speaker slip to the City Clerk prior to the meeting, or the announcement of the Section/Item, to provide public comment. Allotted times for speaking are outlined on the speaker's slip for each agenda section: Oral Communications, Consent, Public Hearings and Staff Reports.

AMERICAN DISABILITIES ACT TITLE 2

In compliance with the Americans with Disabilities Act of 1990, persons with a disability may request an agenda in appropriate alternative formats as required by Section 202. 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 (858) 720-2400 at least 72 hours prior to 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.

CITY COUNCILMEMBERS

Lesa Heebner, Mayor

Joe G. Kellejian, Deputy Mayor
Mike Nichols, CouncilmemberDavid W. Roberts,
Councilmember
Thomas M. Campbell,
CouncilmemberDavid Ott
City ManagerJohanna Canlas
City AttorneyAngela Ivey
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****PRESENTATIONS:**

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

1. San Onofre Nuclear Plant

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:**A. CONSENT CALENDAR: (Action Items) (A.1. -A.10.)**

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 Meetings held April 20, May 11, July 13, 2011.

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 October 15 - 28, 2011.

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

COUNCIL ACTION: Approved 5/0

A.4. Adopted Budget Update Fiscal Year 2011-2012. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the FY 2011-2012 General Fund Adopted Budget.

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

COUNCIL ACTION: Approved 5/0

A.5. Community Grant Recipient Financial Expenditure Report Fiscal Year 2010-11. (File 0330-25)

Recommendation: That the City Council

1. Accept and file this report.

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

COUNCIL ACTION: Approved 5/0

A.7. Governmental Accounting Standards Board No. 54 - Fund Balance Classifications. (File 0330-00)

Recommendation: That the City Council

1. Adopt Resolution 2011-166 adopting the City of Solana Beach Fund Balance Reporting Policy.

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

COUNCIL ACTION: Approved 5/0

A.8. ESCO (Energy Services Company) Program Development Agreement. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2011-165 authorizing the City Manager to execute the Program Development Agreement with Chevron ES.

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

COUNCIL ACTION: Approved 5/0

A.10. Local Assistance Funding from California Department of Boating & Waterways for the USACE Solana Beach-Encinitas Shoreline Project. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2011-163 to:
 - a. Authorize the City Manager to enter into a contract with California Department of Boating and Waterways to obtain an additional \$93,750 for FY 2011-2012.
 - b. Utilize these funds to pay for necessary technical studies and/or reimburse the City of Encinitas for 50% of the direct costs associated with the preparation of technical studies necessary for completion of the USAGE Project.

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

COUNCIL ACTION: Approved 5/0

A.6. Re-establish Four Council Ad Hoc Committees. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2011-159 re-establishing the Army Corps of Engineers and Regional Beach Nourishment Projects Ad Hoc Committee until December 6, 2012 and re-appointing two existing members (Campbell, Kellejian).

2. Adopt Resolution 2011-160 re-establishing the Development Review Ad Hoc Committee until November 15, 2012 and re-appointing two existing members (Heebner, Nichols).
3. Adopt Resolution 2011-161 re-establishing the Environmental Sustainability Ad Hoc Committee until December 6, 2012 and re-appointing two existing members (Heebner, Roberts).
4. Adopt Resolution 2011-162 re-establishing the Fletcher Cove Ad Hoc Committee until May 9, 2012 and re-appointing two existing members (Heebner, Campbell).

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

COUNCIL ACTION: Approved 5/0

A.11. Opposition to San Diego Gas and Electric Proposed General Rate Case - added 11-10-11

1. Adopt Resolution 2011-168 opposing San Diego Gas & Electric's (SDG&E) General Rate Case (GRC) Phase 2 application with the California Public Utilities Commission (CPUC) and Authorize the Mayor to Execute a Letter of Opposition to be sent to the CPUC, Governor Brown, and San Diego Association of Governments (SANDAG).

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

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS:

Submit speaker slips to the City Clerk

C.1. Community Grant Program Requests Fiscal Year 2011-12. (File 0330-25)

Recommendation: That the City Council

1. Receive the Report and consider the presentations from the grant applicants.

[Item C.1. 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.)

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. Conditional Use Permit (CUP) for 838 Academy Drive, Applicant: Santa Fe Christian School, Case No. 17-11-19. (File 0610-60)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, Report Council disclosures, Receive public testimony, Close the public hearing.
2. Find the project categorically exempt from the California Environmental Quality Act 15301
3. Adopt Resolution 2011-158 to conditionally approve the request for a Conditional Use Permit for the use of a 6,000 square foot interim athletic tent at 838 Academy Drive, Solana Beach.

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

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

COUNCIL ACTION: Approved 5/0 to approve with additional condition that the tent meet current building standards.

C. STAFF REPORTS: cont'd

Submit speaker slips to the City Clerk

C.2. West Side Highway 101 Improvements - Final Design Review. (File 0400-10).

Recommendation: That the City Council

1. Adopt Resolution 2011-152:
 - a. Approving the final design of the Highway 101 West Side Improvement Project.
 - b. Finding the project exempt from CEQA and authorize the Community Development Director to file a Notice of Exemption on behalf of the City.
 - c. Authorizing the City Engineer to advertise the project for construction bids.

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

COUNCIL ACTION: Approved 5/0

A.9. Solana Beach Train Station Project Third Party Consultant Reimbursement to North County Transit District (NCTD). (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2011-167:
 - a. Authorizing the expenditure of \$24,180.50 to reimburse NCTD as the City's 50% share of the projected cost for professional services provided by Project Design Consultants for the Solana Beach Transit Center consistent with the MOU (Memorandum of Understanding) executed with NCTD in February 2011.
 - b. Appropriating \$24,180 from General Fund Undesignated Reserves into the NCTD Train Station CIP project.
 - c. Authorizing the City Treasurer to amend the Fiscal Year 2011-2012 Budget accordingly.

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

COUNCIL ACTION: Approved 5/0

WORKPLAN COMMENTS:

(Adopted June 23, 2010)

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, Nichols (1st alternate), Heebner (2nd alternate)
- i. Regional Solid Waste Association (RSWA) - Nichols, Kellejian (alternate).
- j. SANDAG - Heebner (Primary), Nichols (1st alternate), Roberts (2nd alternate) and any subcommittees.
- k. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate).

- l. San Dieguito River Valley JPA- Heebner, Nichols (alternate).
- m. San Elijo JPA- Campbell, Roberts (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee - Heebner, 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. Parks and Recreation Committee - Heebner, Nichols
- e. Public Arts Committee - Roberts, Nichols.
- f. School Relations Committee - Roberts, Nichols.

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

- a. Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires December 7, 2011.
- b. Development Review - Nichols, Heebner. Expires November 16, 2011.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 7, 2011.
- d. Fire Department Management Governance-Kellejian,Roberts. Expires July 13, 2011.
- e. Fiscal Sustainability - Campbell, Roberts. Expires June 28, 2012.
- f. Fletcher Cove - Campbell, Heebner. Expires November 16, 2011.
- g. General Plan - Campbell, Nichols. Expires July 12, 2012.
- h. La Colonia Park - Nichols, Heebner. Expires May 10, 2012.
- i. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 8, 2012 or at the California Coastal Commission adoption.
- j. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires January 11, 2012
- k. View Assessment - Nichols, Heebner. Expires February 23, 2012

ADJOURN: