

# 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 REGULAR Meeting**

**Wednesday, January 11, 2012**

**6:00 P.M.**

City Hall / Council Chambers

635 S. Highway 101, Solana Beach, California

### **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](http://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**

**Joe G. Kellejian, Mayor**

**David W. Roberts, Deputy Mayor**  
**Thomas M. Campbell, Councilmember**

**Mike Nichols,**  
**Councilmember**  
**Lesa Heebner,**  
**Councilmember**

David Ott  
City Manager

Johanna Canlas  
City Attorney

Angela 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:**

**CLOSED SESSION REPORT: (when applicable)**

**FLAG SALUTE:**

**APPROVAL OF AGENDA:**

**COUNCIL ACTION: Approved 5/0 to approve except Item C.1. which is pulled from the agenda.**

**PROCLAMATIONS/CERTIFICATES:**

None at the posting of this agenda

**PRESENTATIONS:**

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

1. Regional Beach Sand Project - Surf Monitoring 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. 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.11.)**

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 September 14, 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 November 19 - December 16, 2011.  
[Item A.3. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.4. General Fund Adopted Budget for Fiscal Year 2011-12 Changes. (File 0330-30)**

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2011-2012 General Fund Adopted Budget.  
[Item A.4. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.5. Proposed 2012 City Council Meeting Cancellations and Rescheduling. (File 0410-05)**

Recommendation: That the City Council

1. Adopt Resolution 2012-002 authorizing the cancellation and/or rescheduling of Council meetings for the 2012 calendar year.  
[Item A.5. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.6. Re-establish the North County Transit District (NCTD) / Train Station Site Ad Hoc Committees. (File 0410-48)**

Recommendation: That the City Council

1. Adopt Resolution 2012-005 re-establishing the NCTD/Train Station Site Ad Hoc Committee.
2. Re-appoint the two existing Councilmembers (Heebner, Nichols)  
[Item A.6. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.7. Vehicles for Fire, Marine Safety and Public Works Departments. (File 0370-26)**

Recommendation: That the City Council

1. Adopt Resolution 2012-001:
  - a. Approving the purchase of a new replacement Fire Department rescue Staff vehicle, necessary emergency response equipment and to retrofit the emergency response vehicle with emergency lights, warning devices, and communication devices at a cost not to exceed \$67,000.
  - b. Approving the appropriation of \$58,000 from the Asset Replacement fund for the purchase of a Fire Department Staff vehicle and appropriating \$16,000 into the Public Safety Special Revenue Fund, state grant revenue and vehicle expenditure accounts for the purchase of emergency radios.
  - c. Approving the purchase of a Marine Safety vehicle and to retrofit the emergency response vehicle with emergency lights, warning devices and an equipment rack at a cost not to exceed \$34,000.
  - d. Approving the purchase of a new replacement Public Works pick-up truck and additional optional equipment to include a trailer-towing package with receiver hitch, daytime running lights, vinyl seats, heavy duty suspension, e-locking rear axle and utility bed at a cost not to exceed \$30,000.

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

**COUNCIL ACTION: Approved 5/0**

**A.9. Marine View Avenue and Lomas Santa Fe Drive Quitclaim Right-of-Way for Interchange Modification. (File 0490-30)**

Recommendation: That the City Council

1. Adopt Resolution 2012-003 authorizing the City Manager to sign a quitclaim deed, transferring City right-of-way to the State for the completed Interstate 5 at Lomas Santa Fe Drive interchange modification.

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

**COUNCIL ACTION: Approved 5/0**

**A.10. Second Amended Enforceable Obligations Payment Schedule of the Solana Beach Redevelopment Agency. (File 0115-20)**

Recommendation: That the City Council

1. Adopt Resolution RDA 054 amending the enforceable obligation to the agency.

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

**COUNCIL ACTION: Approved 5/0**

**A.11. Construction Management of Highway 101 Agreement - West Side Improvements Project. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-012 authorizing the City Manager a Professional Service Agreement with Infrastructure Engineering Corporation in the amount of \$404,000 for construction management services associated with the Highway 101 West Side Improvements.

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

**COUNCIL ACTION: Approved 5/0**

**A.8. Pavement Management Program Update. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-006:
  - a. Approving a Professional Services Agreement with Harris & Associates, in the amount of \$28,760, to conduct a pavement management program software update of all City streets.
  - b. Authorizing the City Manager to execute the agreement on behalf of the City and to extend the agreement expiration time as long as the total amount of the agreement does not exceed \$28,760.

[Item A.8. 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: (8.1. - 8.2.)**

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. Development Review Permit at 347, 355, and 357 Pacific Avenue, Applicants: Mariani/Bloom/Scism, Case DRP 17-11-21. (File 0600-40)**

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 requirements of CEQA pursuant to 2011 State California CEQA Guidelines Section 15304, minor alteration of land.
3. Adopt Resolution 2012-007 approving DRP 17-11- 21 to reconstruct a mid and upper coastal bluff with geogrid, soil and landscaping at three properties at on the reconstructed bluff face at 347, 355 and 357 Pacific Avenue, Solana Beach.

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

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

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

**B.2. Development Review Permit and Structure Development Permit Amendment for Solana Beach Corporate Centre Building 5, Applicant: American Assets, Case 17-11-16. (File 0600-40)**

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 application in compliance with the California Environmental Quality Act pursuant to the existing certified Final EIR and subsequent Initial Study,

Mitigated Negative Declaration, Addendum and Mitigation Monitoring and Reporting Program.

3. If the City Council makes the requisite findings and approves the project, adopt Resolution 2012-004 conditionally approving a DRP Amendment and administrative SOP to construct a new 10,300 square foot retail/office building and two-level parking structure at the Solana Beach Corporate Centre.

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

**COUNCIL ACTION: Approved 3/0/2 to close the public hearing. (Recuse: Campbell, Nichols.)**

**COUNCIL ACTION: Approved 3/0/2 with modifications (Recuse: Campbell, Nichols.)**

**C. STAFF REPORTS: (C.1. - C.4.)**

*Submit speaker slips to the City Clerk*

**C.1. Comprehensive Annual Financial Report (CAFR) Fiscal Year 2009-10. (File 0310-22)**

This item will be pulled from the agenda at this time and submitted at a future agenda.

Recommendation: That the City Council

**C.2. Community Grant Program Awards Fiscal Year 2011-12 - Remaining Allocations. (File 0330-25)**

Recommendation: That the City Council

1. Select the remaining Fiscal Year 2011-12 Community Grant Program recipients and identify an award amount to each recipient.
2. Adopt Resolution 2012-008 authorizing the funding for the selected community grants recipients for financial assistance under the FY 2011-12 Community Grant Program.

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

**COUNCIL ACTION: Approved 5/0**

**C.3. Election Regarding Successor Agency/Successor Housing Agency to Dissolving Redevelopment Agency. (File 0115-30)**

Recommendation: That the City Council

1. Adopt Resolution 2012-011 electing a Successor Agency.

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

**COUNCIL ACTION: Approved 5/0**

**C.4. 22nd District Agricultural Association Community Relations Committee Update on Discussions with the City of Del Mar Regarding the Sale of the Del Mar. (File 0150-85)**

Recommendation: That the City Council

1. Discuss the item and provide direction to the 22nd District Agricultural Association Community Relations Ad Hoc Committee as necessary.

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

**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 6, 2012.
- b. Development Review - Nichols, Heebner. Expires November 15, 2012.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 6, 2012.
- d. Fire Department Management Governance-Kellejian,Roberts. Expires July 12, 2012.
- e. Fiscal Sustainability - Campbell, Roberts. Expires June 28, 2012.
- f. Fletcher Cove - Campbell, Heebner. Expires May 9, 2012.
- 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:**