

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, SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, PUBLIC FINANCING AUTHORITY, & HOUSING AUTHORITY

Joint REGULAR Meeting

Wednesday, February 8, 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. 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

PRESENTATIONS:

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

1. 2012 San Diego Regional Quality of Life Dashboard

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.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 September 28 and October 12, 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 register of demands December 31, 2011 - January 13, 2012.

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

COUNCIL ACTION: Approved 5/0

A.4. Report on Changes made to the General Fund Adopted Budget for Fiscal Year 2011-2012. (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. Energy Efficiency and Conservation Block Grant (EECBG) Phase 2 Small City and County Grant Program. (File 0390-30)

Recommendation: That the City Council

1. Adopt Resolution 2012-020:

- a. Authorizing the submittal of an application to the California Energy Commission's EECBG Phase 2 Program for funds to execute the proposed project described as follows: LED Street Light Project - This project includes the purchase and installation of LED fixtures for 524

City-owned street lights to replace existing high pressure sodium, low pressure sodium and mercury vapor lamps throughout the City.

- b. Authorizing the City Manager to accept a grant award up to the amount of this application for \$275,000.

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

COUNCIL ACTION: Approved 5/0

A.6. Initial Study/Environmental Checklist and Negative Declaration for the City of Solana Beach Municipal Code Amendment - Plastic Bag Use Reduction Ordinance. (File 0230-55)

Recommendation: That the City Council

1. Approve the release of the draft Initial Study/Environmental Checklist and Negative Declaration for a 30-day public review and comment period, and
2. File appropriate CEQA notices with the San Diego County Clerk and the Governor's Office of Planning and Research to formally initiate the required public review period on the draft Initial Study/Environmental Checklist and Negative Declaration.

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

COUNCIL ACTION: Approved 5/0

A.7. Re-establish the Local Coastal Plan Ad Hoc Committee (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2012-016 re-establishing the Local Coastal Plan Ad Hoc Committee until February 7, 2013 or until the California Coastal Commission's adoption of the Solana Beach Local Coastal Plan.

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

COUNCIL ACTION: Approved 5/0

A.8. Compliance with AB 936. (File 0115-30)

Recommendation: That the City Council/Board of Directors:

1. Adopt Resolution 2012-025 making a declaration with respect to loan, advance or indebtedness forgiveness in compliance with Health and Safety Code section 33354.8.
2. Adopt Resolution SA-001 making a declaration with respect to loan, advance or indebtedness forgiveness in compliance with Health and Safety Code section 33354.8.

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

COUNCIL ACTION: Approved 5/0

A.9. Environmental Legal Counsel Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-024 approving and authorizing the City Manager to execute an agreement with Hogan Law APC.

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

COUNCIL ACTION: Approved 5/0

A.10. Staff Funding To Fill City Clerk Positions. (File 0560-40)

Recommendation: That the City Council

1. Adopt Resolution 2012-022 ratifying expenditures to Apple One for temporary staffing coverage in the amount of \$34,500.

[Item A.10 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: (B.1. - B.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. Conditional Use Permit (CUP) and Structure Development Permit (SDP) for 990 Highland Drive, Applicants: AT&T Mobility, Case# 17-11-22. (File 0610-60)

The proposed project meets the minimum objective requirements under the SBMC, is consistent with the General Plan and may be found, as conditioned, to meet the discretionary findings required as discussed in this report to approve a CUP. Therefore, Staff recommends 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 exempt from the California Environmental Quality Act pursuant to Section 15301 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the project, adopt Resolution 2012-015 conditionally approving a CUP to modify an existing Wireless Communications Facility on an existing commercial structure at 990 Highland Drive, Solana Beach.

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

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

COUNCIL ACTION: Approved 5/0 approved with modifications.

B.2. Approve an Amendment to SANDAG'S 2010 Regional Transportation Improvement Program. (File 0840-30)

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. Adopt Resolution 2012-009 approving the following amendments to the SANDAG 2010 Regional Transportation Improvement Program (RTIP) of projects for Fiscal Years 2011 through 2015:

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

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

COUNCIL ACTION: Approved 5/0

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

Submit speaker slips to the City Clerk

C.1. Intersection Improvements and Lomas Santa Fe Drive Sidewalk. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-010:
 - a. Approving the El Viento at Granados Realignment Project plans and the Lomas Santa Fe Drive Sidewalk Improvement plans and authorizing the City Engineer to advertise for construction bids.
 - b. Authorize a reimbursement agreement between the City and Santa Fe Irrigation District for the construction of a 10-inch water pipeline

improvement in El Viento.

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

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

C.2. Fletcher Cove Community Center Phase III Improvements. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-017 approving the design of the site work for the Fletcher Cove Community Center, Phase III Improvements.

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

COUNCIL ACTION: Approved 5/0

C.3. Adopt (Second Reading) Ordinance 434 - Dogs in City Parks. (File 0740-20).

Recommendation: That the City Council

1. Adopt (2nd reading) Ordinance 434 revising Solana Beach Municipal Code Section 11.12.020 X relating to leashed dogs in Parks.

[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 \(click here\)](#)

COUNCIL COMMITTEE REPORTS:

Regional Committees: (outside agencies, appointed by this Council)

- a. City Selection Committee (meets twice a year) - Roberts, Kellejian (alternate).
- 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)' subcommittees' or outside appointments made by the League.

- 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); subcommittees; or outside appointments made by SANDAG.
- 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: