

# 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, June 13, 2012  
6:00 P.M.**

City Hall/ Council Chambers, 635 S. Highway 101, Solana Beach, California and  
Teleconference Location (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](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.

<b><u>CITY COUNCILMEMBERS</u></b> <b>Joe G. Kellejian, Mayor</b>		
<b>David W. Roberts, Deputy Mayor</b>		<b>Mike Nichols, Councilmember</b>
<b>Thomas M. Campbell, Councilmember</b>		<b>Lesa Heebner, Councilmember</b>

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**

**PROCLAMATIONS/CERTIFICATES:**

1. American Public Work Association - Fletcher Cove Community Center Project
2. Dump the Pump

**PRESENTATIONS:**

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

1. Regional Beach Sand Project 11
2. Community Garden

**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.

**COUNCIL COMMUNITY ANNOUNCEMENTS:**

**COUNCIL COMMENTARY:**

**A. CONSENT CALENDAR: (Action Items) (A.1. - A.8.)**

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. Register Of Demands. (File 0300-30)**

Recommendation: That the City Council

1. Ratify the list of demands for May 5 - May 18, 2012.  
[Item A.2. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.3. 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.3. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**A.4. Community Development Department Agreements. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-074 authorizing the City Manager to execute a professional services agreement with Harvey Meyerhoff Consulting Group.
2. Adopt Resolution 2012-076 authorizing the City Manager to execute a professional services agreement with Marlowe & Company.

3. Adopt Resolution 2012-078 authorizing the City Manager to execute a professional services agreement with Kramer Firm, Inc.

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

**COUNCIL ACTION: Approved 5/0**

**A.5. Municipal Improvements Districts Benefit (MID) Fees. (File 0495-20)**

Recommendation: That the City Council

1. Approve Resolution 2012-079, setting the Benefit Charges for MID No. 9C, Santa Fe Hills at \$232.10 per unit for FY 2012-13.

**COUNCIL ACTION: Approved 5/0**

2. Approve Resolution 2012-080, setting the Benefit Charges for MID No. 9E, Isla Verde at \$68.74 per unit for FY 2012-13.

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

3. Approve Resolution 2012-081, setting the Benefit Charges for MID No. 9H, San Elijo Hills# 2 at \$289.58 per unit for FY 2012-13.

**COUNCIL ACTION: Approved 5/0**

4. Approve Resolution 2012-082, setting the Benefit Charges for MID No. 33, Highway 101/Railroad Right-of-Way at \$3.12 per unit for FY 2012-13.

**COUNCIL ACTION: Approved 5/0**

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

**A.6. Summit Environmental Group Professional Services Agreement Amendment. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-077 approving and authorizing the City Manager to execute an amendment to the Professional Services Agreement with Summit Environmental Group in the amount of \$4,400.

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

**COUNCIL ACTION: Approved 5/0**

**A.7. Emergency Storm Drain Repair on Highland Drive Notice of Completion. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-073:

- a. Authorizing the City Council to accept as complete the Emergency Storm Drain Repairs on Highland Drive performed by LCI Backhoe Services.
- b. Authorizing the City Clerk to file a Notice of Completion.

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

**COUNCIL ACTION: Approved 5/0**

**A.8. Second Loan Agreement to the Successor Agency for payment of the Enforceable Obligations. (File 0400-10)**

Recommendation: That the City Council, in the capacity of the Successor Agency:

1. Adopt Resolution 2012-086 approving the Second Loan Agreement between the City and the Successor Agency to the Solana Beach Redevelopment Agency.
2. Adopt Resolution SA-005 approving the Second Loan Agreement between the City and the Successor Agency to the Solana Beach Redevelopment Agency subject to the ratification of the Oversight Board.

[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: (B.1. - B.3.)**

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. Introduction (1st Reading) of Ordinance 438 relating to the Annual Sewer Service Charge for Fiscal Year 2012-13. (File 1040-70)**

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. Introduce Ordinance 438 amending Section 14.08.060 of Chapter 14.08 of the Solana Beach Municipal Code Relating to Annual Sewer Service Charge of \$574 per Equivalent Dwelling Unit (EDU) and Adopt by Reference by the City of Solana Beach.

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

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

**COUNCIL ACTION: Approved 5/0**

**B.2. Five-Year Regional Transportation Improvement Program (RTIP) for Fiscal Years 2013 through 2017. (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 2012-071 approving the TransNet Local Street Improvement Program list of projects for Fiscal Years 2013 through 2017

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

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

**COUNCIL ACTION: Approved 5/0**

**B.3. Development Review Permit and Structure Development Permit for 455 E. Cliff Street, Applicants: Donald Davis and Lesa Heebner, Case# 17-12-06. (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 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 2012-072 conditionally approving a DRP and an

administrative SOP for an interior remodel and a 894 square footage addition to the existing two-story, single-family residence at 455 E. Cliff Street.

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

**COUNCIL ACTION: Approved 4/0/1 to close the public hearing. (Recuse: Heebner.)**

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

**C. STAFF REPORTS: (C.1. - C.6.)**

*Submit speaker slips to the City Clerk*

**C.1. General Plan Phase I Update. (File 0400-10)**

Recommendation: That the City Council

1. Receive the report regarding Phase 1 of the General Plan Update.

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

**C.2. 2012 Asphalt Concrete Repair Bid. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2012-075
  - a. Awarding a construction contract for the 2012 Asphalt and Concrete Repair Project, Bid No. 2012-04, in the amount of \$534,728, to ATP General Engineering Contractors.
  - b. Approving an amount of \$48,652 for construction contingency.
  - c. Authorizing the City Manager to execute the construction contract on behalf of the City.
  - d. Authorizing the transfer of \$150,000 from Gas Tax Reserves into the project account.
  - e. Authorizing the transfer of \$7,000 from the Engineering Professional Services Account into the project account.
  - f. Authorizing the transfer of \$7,000 from the Streets Professional Services Account into the project account.
  - g. Authorizing the City Treasurer to amend the FY 2011-12 Adopted Budget accordingly.

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

**COUNCIL ACTION: Approved 5/0**

**C.3. Chamber of Commerce Visitor Center Agreement. (File 0400-10)**

Recommendation: That the City Council

1. Authorize the City Manager to execute the agreement between the City and the Solana Beach Chamber of Commerce on behalf of the City, and
2. Adopt Resolution 2012-087, authorizing funding in the amount of \$15,000 with the Solana Beach Chamber of Commerce for operation of the Visitor Center.

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

**COUNCIL ACTION: Approved 5/0 with modified days of operations.**

**C.4. Parks and Recreation Commission Appointment. (File 0120-20)**

Recommendation: That the City Council

1. Make one appointment to the vacant position on the Parks and Recreation Commission with a term expiration date of January 2013.

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

**COUNCIL ACTION: Approved 5/0 to appoint Lynn Salsberg.**

**C.5. League of California Cities 2012 Annual Business Meeting. (File 0140-10)**

Recommendation: That the City Council

1. Appoint Deputy Mayor Roberts, voting delegate, and Mayor Kellejian, 1st alternate delegate, for the 2012 Annual Business Meeting of the League of California Cities Annual Conference being held September 5-7, 2012 or provide alternative direction.
2. Direct the City Clerk to attest to the appointments and submit the Official Voting Form to the League of California Cities.

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

**COUNCIL ACTION: Approved 5/0 to approve and adding David Ott as a 2nd alternative.**

**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) 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 7, 2013 or at the California Coastal Commission adoption.
- j. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires January 10, 2013
- k. View Assessment - Nichols, Heebner. Expires October 21, 2012

**ADJOURN:**