

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, November 14, 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. Highway 101 Project Westside Improvement Project Update

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.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. Register of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for September 29, 2012 through October 12, 2012.

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

COUNCIL ACTION: Approved 5/0

A.3. General Fund Adopted Budget for Fiscal Year 2012-13 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2012-2013 General Fund Adopted Budget.

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

COUNCIL ACTION: Approved 5/0

A.4. Section 125 Cafeteria Plan/Health Care Flexible Spending Accounts. (File 0520-30)

Recommendation: That the City Council

1. Adopt Resolution 2012-157 approving and authorizing the City Manager to execute the amendment with WageWorks Company in order to comply with regulations set under The Patient Protection and Affordable Care Act for Health Savings Flexible Spending Accounts.

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

COUNCIL ACTION: Approved 5/0

A.5. Communications Infrastructure Maintenance Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-145 authorizing the City Manager to sign a Professional Services Agreement with Salient Networks with an option to

extend for an additional year based on satisfactory past performance.

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

COUNCIL ACTION: Approved 5/0

A.6. Fire Station Emergency Alerting Equipment Installation. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-158 authorizing the City Manager to execute a Professional Service Agreement with Teleque?On Fire for the Phase II installation of fire station alerting equipment in the amount of \$14,700.

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

COUNCIL ACTION: Approved 5/0

A.7. Stormwater Program Implementation Support. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-161:
 - a. Authorizing the City Manager to amend the Professional Services Agreement with Mikhail Ogawa Engineering to extend service for Fiscal Year 2012/13 in the amount of \$10,000.
 - b. Authorizing the City Manager, at his sole discretion, to extend the Professional Services Agreement with Mikhail Ogawa Engineering for up to three additional years at an amount not to exceed the amount budgeted for the work each year based on satisfactory past performance.

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

COUNCIL ACTION: Approved 5/0

A.8. On-Call and As-Needed Traffic Engineering Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-163:
 - a. Authorizing the City Manager to approve a PSA with Darnell & Associates for On-Call, As-Needed Traffic Engineering Services for Fiscal Year 2012/13.
 - b. Authorizing the City Manager, at his sole discretion, to extend the PSA with Darnell & Associates for up to two additional years, at the City's option, at an amount not to exceed \$10,000 for the work each year based on satisfactory past performance.

2. Adopt Resolution 2012-164:

- a. Authorizing the City Manager, to approve a PSA with KOA Corporation for On-Call, As-Needed Traffic Engineering Services for the period of November 15, 2012 through June 30, 2013.
- b. Authorizing the City Manager, at his sole discretion, to extend the PSA with KOA Corporation for up to two additional years, at the City's option, at an amount not to exceed \$10,000 for the work each year based on satisfactory past performance.

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

COUNCIL ACTION: Approved 5/0

A.9. On-Call and As-Needed Repair Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-160:
 - a. Ratifying the amendment previously executed by the City Manager to the Professional Services Agreement with Lalley Construction for On-Call, As-Needed Repair Services for Fiscal Year 2012/13 in the amount of \$14,000.
 - b. Authorizing the City Manager, at his discretion, to extend the Professional Services Agreement with Lalley Construction for up to two additional years, at an amount not to exceed the amount budgeted for the work each year based on satisfactory past performance.

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

COUNCIL ACTION: Approved 5/0

A.10. National Joint Powers Alliance. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-169 ratifying and approving the agreement between the City and the National Joint Powers Alliance as previously executed by the City Manager.

[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.)

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 (DRP) for 612 Glenmont Avenue, Applicant: Tseng-Hua and Shan-Shan Tsiang, Case 17-12-17. (File 0600-40)

Recommendation: 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 DRP. Therefore, Staff recommends that the City Council:

1. Conduct the Public hearing: Open the Public Hearing, 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 2012-159 conditionally approving a DRP for an expansion of a single story, single family residence, an addition of a subterranean garage and storage room, and an uncovered deck located at 612 Glenmont Avenue.

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

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

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS: (C.1. - C.3.)

Submit speaker slips to the City Clerk

C.1. Fiscal Year (FY) 2011-12 Community Grant Recipient Financial Expenditure Report. (File 0330-25)

Recommendation: That the City Council

1. Accept and file this report.

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

COUNCIL ACTION: Approved 5/0

C.2. USACE (United States Army Corp Engineers) Solana Beach - Encinitas Shoreline Project. (File 0740-80)

Recommendation: That the City Council

1. Receive the Report.
2. Authorize the City Manager to release the Draft Integrated Report for a 60-day public review and comment period when the USAGE completes the draft report later this month and schedule a public meeting on the Draft Integrated Report in coordination with the USAGE and the City of Encinitas.

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

COUNCIL ACTION: Approved 5/0

C.3. Del Mar Shores Beach Stairway Condition Assessment. (File 0730-20)

Recommendation: That the City Council

1. Adopt Resolution 2012-162:
 - a. Receiving this report detailing the specifics of the emergency nature of this project.
 - b. Directing Staff to take any and all necessary actions to close the Del Mar Shores Beach Access Stairway until such time that the condition of the stairs no longer poses a safety threat.
 - c. Authorizing the Finance Manager to appropriate \$4,000 from the General Fund, Undesignated Reserves into the Public Works Facilities Maintenance - Professional Services Account, for costs associated with the closure of the Del Mar Shores Beach Access Stairway.
 - d. Authorizing the Finance Manger to appropriate \$100,000 from the General Funds, Undesignated Reserve into the Engineering Capital Improvement Program, Del Mar Shore Staircase CIP-03 for preparation of Final Plans, Specifications and Estimate.
 - e. Authorizing the City Manager to negotiate and execute a contract, not to exceed \$100,000, for final design and preparation of construction documents, with Noble Consultants, Inc., for a new stairway at the Del Mar Shores Beach Access.

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

COUNCIL ACTION: Approved 5/0

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 October 23, 2013.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 6, 2012.
- d. Fire Department Management Governance-Kellejian, Roberts.Expires July 10, 2013.
- e. Fiscal Sustainability - Campbell, Roberts. Expires June 12, 2013.
- f. General Plan - Campbell, Nichols. Expires July 10, 2013.
- g. La Colonia Park - Nichols, Heebner. Expires June 12, 2013.
- h. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 7, 2013 or at the California Coastal Commission adoption.
- i. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires January 10, 2013
- j. View Assessment - Nichols, Heebner. Expires June 10, 2013

ADJOURN: