

# 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 SPECIAL Meeting**

**Wednesday, November 20, 2013**

**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., and online [www.cityofsolanabeach.org](http://www.cityofsolanabeach.org). Agendas are posted at least 72 hours prior to at least 24 hours prior to special meetings. 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**

**Mike Nichols, Mayor**

**Thomas M. Campbell, Deputy Mayor**  
**David A. Zito, 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.*

**READING OF ORDINANCES AND RESOLUTIONS:**

*Pursuant to Solana Beach Municipal Code Section 2.04.460, at the time of introduction or adoption of an ordinance or adoption of a resolution, the same shall not be read in full unless after the reading of the title, further reading is requested by a member of the Council. If any Councilmember so requests, the ordinance or resolution shall be read in full. In the absence of such a request, this section shall constitute a waiver by the council of such reading.*

**CALL TO ORDER AND ROLL CALL:****CLOSED SESSION REPORT: (when applicable)****FLAG SALUTE:****APPROVAL OF AGENDA:**

**COUNCIL ACTION: Approved 5/0**

**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/ COMMENTARY:****A. CONSENT CALENDAR: (Action Items)**

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. USACE Solana Beach-Encinitas Coastal Storm Damage Reduction Project Update and Cost Share Agreement. (File 0400-10) - added 11/15**

Recommendation: That the City Council

1. Adopt Resolution 2013-142 to:

- a. Authorize the City Manager to approve the COA cost increase of \$222,000.
- b. Appropriate \$7,500 from the City's T.O.T sand funds into the current fiscal year budget (2013-14) for payment to the USACE to support the City's local cost share requirements to complete the Feasibility Study for remittal to the USACE.
- c. Authorize the City Treasurer to amend the FY 2013-14 Budget accordingly.

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

**COUNCIL ACTION: Approved 5/0**

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

*Submit speaker slips to the City Clerk*

**C.1. Community Grant Program Requests Fiscal Year 2013-14. (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: (B.1. - B.4.)**

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. Introduce (1st Reading) Ordinance 444 amending Title 15 of the Solana Beach Municipal Code, adopting the 2013 California Building and Fire Codes, Standards and Administrative Codes. (File 0150-55)**

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the Public Hearing, Report Disclosures, Receive Public Testimony, and Close the Public Hearing.

2. Find that this action is exempt from CEQA pursuant to Section 15061 (b) (3).
3. Find that pursuant to Health & Safety Code Section 17958.7 that all of the proposed local amendments to the state fire and building codes are necessary due to local climatic, topographical and geological local conditions.
4. Introduce Ordinance 444 amending SSMC Title 15, "Buildings and Construction."

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

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

**COUNCIL ACTION: Approved 5/0**

**B.2. Development Review Permit (DRP) and Structure Development Permit (SDP) for 742 North Granados Ave., Applicant: Ann Schall, Case No: 17-12-05. (File 0600-40)**

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 and administratively issue a SOP. Therefore, Staff recommends that the City Council:

1. Conduct the Public Hearing: Open the Public Hearing, Report Council Disclosures, Receive Public Testimony, and Close the Public Hearing.
2. Find the project exempt from the California Environmental Quality Act pursuant to Section 15303 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the project, adopt Resolution 2013-136 conditionally approving a DRP and an administrative SOP to remodel and construct a first- and second-story addition to an existing single-family residence, resulting in a residence with 3,328.5 square feet of living area, a 502.5 square foot attached garage, a covered 44 square foot porch, and a 124.5 square foot uncovered second-floor step-out deck, at 742 North Granados Avenue.

[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 (DRP) for 1414 Highland Drive, Applicant: Bill and Kathy Warehall, Case No: 17-13-20. (File 0600-40)**

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, Report Council Disclosures, Receive Public Testimony, and 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 2013-139 conditionally approving a DRP for a new 634 square foot detached guest house on an existing lot developed with a single-family residence and attached garage at 1414 Highland Drive.

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

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

**COUNCIL ACTION: Approved 5/0**

**B.4. SANDAG'S 2012 Regional Transportation Improvement Program Amendment. (File 0150-55)**

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 2013-134 approving an amendment to the SANDAG 2012 Regional Transportation Improvement Program (RTIP) of projects for Fiscal Years 2013 through 2017, adding the TransNet debt financing to the Highway 101 Streetscape Project in the amount of \$5,454,370.

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

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

**COUNCIL ACTION: Approved 4/0/1 (Absent: Campbell)**

**C. STAFF REPORTS: (C.2. - C.3.)**

*Submit speaker slips to the City Clerk*

**C.2. Del Mar Shores Beach Stairway. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2013-140:
  - a. Awarding a construction contract to Blue Pacific Engineering, in the amount of \$936,780, for the Del Mar Shores Beach Access Stairway Replacement, Bid No. 2013-09.
  - b. Approving the amount of \$143,220 for construction contingency.
  - c. Authorizing the City Manager to execute the construction contract on behalf of the City.
  - d. Authorizing the City Manager to approve cumulative change orders up to the construction contingency amount.
  - e. Appropriating \$1,173,373 into the Del Mar Shores Stair project in the City CIP fund from the following sources
  - f. Authorizing the City Treasurer to amend the FY 2013-14 Budget accordingly.
  
2. Adopt Resolution 2013-143:
  - a. Authorizing the City Manager to enter into a professional services agreement, in the amount of \$89,373, with Noble Consulting, Inc. for construction support services associated with the construction of the Del Mar Shores Beach Access Stairway Replacement.

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

**COUNCIL ACTION: Approved 5/0**

**C.3. Discussion of Election Code Section 9212 Report on Citizen's Initiative Regarding the Use of Fletcher Cove Community Center for Special Events**

1. Discuss the item and provide direction as may be needed.

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

**COUNCIL ACTION: Approved 5/0 to direct the City Attorney to draft a response from Council to the preparer of the Report.**

**WORKPLAN:**

**COUNCIL COMMITTEE REPORTS:**

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

- a. City Selection Committee (meets twice a year) - Nichols, Heebner (alternate).
- b. County Service Area 17 - Zahn, Campbell (alternate).
- c. Escondido Creek Watershed Authority - Zito.
- d. League of Ca. Cities' San Diego County Executive Committee - Nichols, Heebner (alternate) and any subcommittees.
- e. League of Ca. Cities' Local Legislative Committee - Nichols, Heebner (alternate).

- f. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Nichols, Heebner (alternate).
- g. North County Dispatch JPA- Zahn, Nichols (alternate).
- h. North County Transit District - Nichols, Heebner (1st alternate)
- i. Regional Solid Waste Association (RSWA) - Nichols, Zahn (alternate).
- j. SANDAG - Heebner (Primary), Nichols (1st alternate), Zito (2nd alternate) and any subcommittees.
- k. SANDAG Shoreline Preservation Committee - Nichols, Heebner (alternate).
- l. San Dieguito River Valley JPA- Heebner, Nichols (alternate).
- m. San Elijo JPA- Campbell, Zito (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee - Heebner, Campbell.

**Standing Committees: (All Primary Members) (Permanent Committees)**

- a. Business Liaison Committee - Campbell, Zahn.
- b. Highway 101 / Cedros Ave. Development Committee - Nichols, Heebner.
- c. 1-5 Construction Committee - Heebner, Zito.
- d. Parks and Recreation Committee - Nichols, Heebner.
- e. Public Arts Committee - Nichols, Zito.
- f. School Relations Committee - Zito, Zahn.

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

- a. Army Corps of Engineers & Regional Beach Nourishment - Nichols, Zito. Expires December 5, 2013.
- b. Development Review - Nichols, Heebner. Expires October 22, 2014.
- c. Environmental Sustainability - Heebner, Zahn. Expires December 5, 2013.
- d. Fire Department Management Governance - Zito, Zahn. Expires July 09, 2014.
- e. Fiscal Sustainability - Campbell, Zito. Expires June 11, 2014.
- f. Fletcher Cove Community Center Ballot Measure - Heebner, Zito. Expires November 30, 2013.
- g. Gateway Property - Campbell, Heebner. Expires April 9, 2014.
- h. General Plan - Nichols, Zito. Expires July 09, 2014.
- i. La Colonia Park - Nichols, Heebner. Expires June 11, 2014.
- j. Local Coastal Plan Ad-Hoc Committee - Campbell, Nichols. Expires January 22, 2014 or at the California Coastal Commission adoption.
- k. NCTD / Train Station Site Project Ad Hoc Committee - Nichols, Heebner. Expires January 8, 2014.
- l. View Assessment - Heebner, Zito. Expires June 11, 2014.

**ADJOURN:**