

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, December 11, 2013

6:00 P.M.

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. Agendas are posted at least 72 hours prior to at least 24 hours prior to special meetings. Posted agendas are subject to change up to the meeting's required posting deadline. Please check agenda postings for updates. Writings and documents regarding an agenda item of an open meeting, received after the official agenda posting, will be distributed to Council for consideration, and made available for public viewing. Items received at least 1 1/2 hours prior to the start of the meeting will be uploaded online with the agenda. Material received after this cut-off as well materials handed out at the meeting will become part of the record for filing. 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
Thomas M. Campbell, Mayor

**Lesa Heebner,
Deputy Mayor
Peter Zahn,
Councilmember**

**David A. Zito,
Councilmember
Mike Nichols,
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

COUNCIL REORGANIZATION

C. STAFF REPORTS: (C.1.)

Submit speaker slips to the City Clerk

**C.1. Annual Council Reorganization: Mayor / Deputy Mayor Designations.
(File 0430-20)**

Recommendation: That the City Council

1. Appoint the 2014 Mayor and Deputy Mayor for the term of December 11, 2013 to December 10, 2014.
 - a. Nominations are called for Mayor. Close nominations. Call for the vote.
 - b. Nominations are called for Deputy Mayor. Close nominations. Call for the vote.

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

**COUNCIL ACTION: Approved 5/0 to appoint Thomas M. Campbell as Mayor
(Term December 11, 2013 - December 10, 2014)**

COUNCIL ACTION: Approved 5/0 to appoint Lesa Heebner as Deputy Mayor

C. PRESENTATION:

1. Outgoing Mayor Remarks

BREAK: A brief recess will be taken at this time.

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) (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. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council Meetings held October 7, October 16, October 23, and November 6, 2013.

Approved Minutes <https://www.cityofsolanabeach.org/en/government/public-meetings/agendas-minutes-videos>

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 October 19, 2013 through November 29, 2013.

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

COUNCIL ACTION: Approved 5/0

A.3. General Fund Adopted Budget for Fiscal Year 2013-14 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2013-2014 General Fund Adopted Budget.

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

COUNCIL ACTION: Approved 5/0

A.4. Re-establish Two Council Ad Hoc Committees: 1) Army Corps of Engineers and Regional Beach Nourishment Ad Hoc and 2) Environmental Sustainability Ad Hoc. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2013-023 re-establishing the Army Corps of Engineers and Regional Beach Nourishment Ad Hoc Committee until December 10, 2014;and
2. Adopt Resolution 2013-034 re-establishing the Environmental Sustainability Ad Hoc Committee until December 10, 2014; and
3. Re-appoint the two existing Councilmembers (Army Corps of Engineers and Regional Beach Nourishment Ad Hoc Committee: Nichols, Campbell) (Environmental Sustainability Ad Hoc Committee: Heebner, Zahn).

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

COUNCIL ACTION: Approved 5/0 ACOE (Nichols, Campbell) Envir Sustain. (Heebner, Zahn)

A.5. Fire Apparatus Maintenance Agreement. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-144 awarding the maintenance and repair agreement to South Coast EVS in an amount not to exceed \$45,000.

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

COUNCIL ACTION: Approved 5/0

A.6. California Coastal Commission Local Coastal Planning Grant. (File 0390-34)

Recommendation: That the City Council

1. Approve Resolution 2013-135 formally acknowledging the submittal of an application for a California Coastal Commission Local Coastal Planning Grant and forward to the California Coastal Commission for consideration.
2. Authorize the City Manager to execute in the name of the City of Solana Beach, all necessary applications, contracts and agreements and amendments to implement and carry out the grant application package and any project approved through approval of the grant application.

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

COUNCIL ACTION: Approved 5/0

A.7. City Facility Maintenance and Repair Agreement Amendment. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-146 authorizing the City Manager to execute an amendment to the Professional Services Agreement with Lalley Construction for FY 2013-14 to increase the agreement by an additional \$15,000 for a total of \$29,000.

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

COUNCIL ACTION: Approved 5/0

A.8. Paramedic-level Ambulance Services Lease Agreement with American Medical Response Ambulance Service, Inc. (AMR). (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-148 authorizing the City Manager to enter into an agreement with American Medical Response Ambulance Service, Inc. to lease space at the Solana Beach Fire Station subject to successful negotiations with AMR and final review and approval of the agreement by legal counsel.

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

COUNCIL ACTION: Approved 5/0

A.9. Land Use Plan Consulting Services Agreement. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-147 authorizing the City Manager to execute the First Amendment to the Professional Services Agreement for consulting services between the City of Solana Beach and McCabe & Company related to the Land Use Plan Amendment.

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

COUNCIL ACTION: Approved 5/0

A.10. Community Grant Recipient Financial Expenditure Report Fiscal Year 2012-13. (File 0330-25)

Recommendation: That the City Council
[Item A.10. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS: (C.2.)

Submit speaker slips to the City Clerk

C.2. Comprehensive Annual Financial Report (CAFR) Fiscal Year 2012-13. (File 0310-22)

Recommendation: That the City Council

1. Accept and file the City of Solana Beach Comprehensive Annual Financial Report (CAFR) for the fiscal year July 1, 2012 - June 30, 2013.
2. Accept and file the Statement of Auditing Standards (SAS) Management Letter.
3. Accept and file the Independent Accountants' Report on Agreed-Upon Procedures Applied to Appropriations Limit Worksheets letter.
4. Accept and file the Independent Accountants' Letter disclosing on their responsibilities under U. S. Generally Accepted Accounting Standards SAS No. 114.

[Item C.2. 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) and Structure Development Permit (SDP) for 235 North Rios Ave, Applicant: Nanula, Case # 17-13-17. (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 2013-145 conditionally approving a DRP and an administrative SOP to construct a 3,849 square foot two-story residence with a 34 square foot covered entry and detached, 700 square foot, three-car garage at 235 North Rios Avenue, Solana Beach.

[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.2. - C.4.)

Submit speaker slips to the City Clerk

C.3. Community Grant Program Awards Fiscal Year 2013-14. (File 0330-25)

Recommendation: That the City Council

1. Select the FY 2013-14 Community Grant Program recipients and identify an award amount to each recipient.
2. Adopt Resolution 2013-093 authorizing the funding for the selected community grants recipients for financial assistance under the FY 2013-14 Community Grant Program.

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

COUNCIL ACTION: Approved 5/0 to make the following allocations: BikeWalkSolana \$800, Boys and Girls Club of San Dieguito \$2,200, Casa De Amistad \$1,000, Community Resource Center \$5,000, Del Sol Lions

\$1,500, Kids Korps USA \$1,500, La Colonia de Eden Gardens, Inc. \$1,000, St. James and St. Leo Medical and Dental Program \$2,000

C.4. Adopt (2nd Reading) Ordinance 444 - 2013 California Building and Fire Codes, Standards and Administrative Codes. (File 0800-90)

Recommendation: That the City Council

1. Find that this action is exempt from CEQA pursuant to Section 15061(b)(3).
2. 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 climactic, topographical and geological local conditions.
3. Adopt Ordinance 444 amending SBMC Title 15, "Buildings and Construction."

[Item C.4. 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) - 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. Gateway Property - Campbell, Heebner. Expires April 9, 2014.
- g. General Plan - Nichols, Zito. Expires July 09, 2014.
- h. La Colonia Park - Nichols, Heebner. Expires June 11, 2014.
- i. Local Coastal Plan Ad-Hoc Committee - Campbell, Nichols. Expires January 22, 2014 or at the California Coastal Commission adoption.
- j. NCTD / Train Station Site Project Ad Hoc Committee - Nichols, Heebner. Expires January 8, 2014.
- k. View Assessment - Heebner, Zito. Expires June 11, 2014.

ADJOURN: