

CITY OF SOLANA BEACH
SOLANA BEACH CITY COUNCIL, SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY, PUBLIC FINANCING AUTHORITY, & HOUSING AUTHORITY

MINUTES

JOINT **REGULAR** MEETING
Wednesday, October 23, 2013
06:00 P.M.

Minutes contain a summary of the discussions and actions taken by the City Council during a meeting. City Council meetings are video recorded and archived as a permanent record. The video recordings capture the complete proceedings of the meeting and are available for viewing on the City's website.

CALL TO ORDER AND ROLL CALL:

Present: Nichols, Heebner, Zito, and Zahn.

Absent: Campbell.

Also Present: David Ott, City Manager
Johanna Canlas, City Attorney
Angela Ivey, City Clerk
Wende Protzman, Community Development Dir.
Mo Sammak, City Engineer/Public Works Dir.
Marie Berkuti, Finance Manager
Dan King, Sr. Management Analyst

Mayor Nichols called the meeting to order at 6:00 p.m.

CLOSED SESSION REPORT: (when applicable)

Johanna Canlas, City Attorney, stated that there was no reportable action.

FLAG SALUTE:

APPROVAL OF AGENDA:

MOTION: Moved by Heebner and seconded by Zito **Motion carried 4/0/1**
(Absent: Campbell)

David Ott, City Manager, introduced the Fire Chief Jon Cavanan, who was over the City's merged fire department with Encinitas and Del Mar.

Jon Cavanan, Fire Chief, addressed Council, reviewing some of his background, and stated he welcomed the opportunity to work with the City.

PROCLAMATIONS/CERTIFICATES:1. Red Ribbon Week

Mayor Nichols presented proclamations for Red Ribbon Week to the surrounding schools.

PRESENTATIONS:

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

1. Highway 101 Project Westside Improvement Project Update

Mo Sammak, Public Works Dir., presented a PowerPoint.

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.

Celine Olson said that Council should apologize to the public for humiliation of individuals as well as the community, that it was their constitutional right to change the use of a public facility and be heard, that the Fletcher Cove Community Center was placed where it was for the beautiful ocean view and intended for the benefit of the community, that she was addressing Lesa Heebner and Tom Campbell specifically, reviewed why she had voted for all the Council, that in her 88 years she had been to hundreds of meetings and hearings and had never experienced a government body acting so rudely, and that it appeared that she only wanted political power and that at every hearing she always got the last word.

Sasha Olson said that she was reading for her Grandmother, Ms. Olson, and stated that many longtime residents planned to use the center for celebrations, that the cost of the community center was so high that the Council was glad to accept help, that many donated funds to make it usable again for their future use of the facility for small weddings, birthday parties, and memorial services, that they did not expect events to be curtailed by severe restrictions for the convenience and comfort of new neighbors, that it was now controlled by a handful of advisers and Council, and that the community's donation of time and money was only seen as a grab for power. She continued stating there were 5 paid and 60+ volunteer signature gatherers that did not expect to receive any reward other than the success of the effort, that gatherers encouraged signers

to read the initiative and they did not lie, and that Council had taught new volunteers they would be punished for doing their civic duty and it was best not to get involved.

Teresa Correa stated that she was concerned how property owners could be asked to live with old condemned house that were falling down, and asked if Council would make property owners responsible for their properties to prevent them from running down the neighborhoods.

David Ott, City Manager, said that they have addressed properties in the past, that laws were in the favor of property owners, that it was not an easy task to require properties to keep their property in certain conditions, that the City had dealt with nuisances like rat infestation, fire prevention, and building code issues. He said that other properties had been addressed when illegal activities took place, and that residents could report issues to code enforcement who would assess them and address property owners.

Gerri Retman said that the City looked better than it had ever looked, that the City had an extra million dollars in the general fund, that the Council had done a great job, that when people were misrepresented the truth that it was hard to not break, that the City was smooth sailing, that there was no reason to be complaining about, and that the use of a community center was the biggest issue and showed that the City was in good shape.

Councilmember Heebner responded, stating that she was named by a speaker, and said that she stood by everything she had said at the prior meeting, that being a Councilmember required to give up a lot of earning capability, that pay was about \$8,000 a year, give up privacy including financial privacy, that they did not have to give up their amendment rights.

Johanna Canlas, City Attorney, stated that Councilmembers had the right to speak their opinion, had an absolute privilege under the Civil Code and were immune from prosecution of slander regarding issues before the Council.

Mayor Nichols stated that they were not censoring the public or Council's statements and that the process was not scripted. .

COUNCIL COMMUNITY ANNOUNCEMENTS / COMMENTARY:

Council announced community announcements.

A. CONSENT CALENDAR: (Action Items) (A.1. - A.7.)

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 public 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 August 7, 2013, September 11, 2013.

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

A.2. Register Of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for September 21, 2013 through October 4, 2013.

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

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.

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

A.4. Re-establish the Development Review Council Ad Hoc Committee. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2013-122 re-establishing the Development Review Council Ad Hoc Committee until October 22, 2014.
2. Re-appoint the two existing Councilmembers (Nichols, Heebner).

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

A.5. Marine Safety Department Vehicle Purchase. (File 0320-26)

Recommendation: That the City Council

1. Adopt Resolution 2013-126:
 - a. Approving the purchase of a new replacement Marine Safety Department rescue staff vehicle, necessary emergency response equipment and to retrofit the emergency response vehicle with emergency lights, warning devices, and communication devices.
 - b. Appropriating \$5,500 in the Asset Replacement Fund for Marine Safety for the purchase of emergency response equipment for the vehicle

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

A.6. City Hall Emergency Generator Installation Project, Bid 2013-10. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-121 awarding the construction contract for the City Hall Emergency Generator Installation, Bid No. 2013-10 to California Building Evaluation & Construction, Inc. in the amount of \$72,000.

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 4/0/1** (Absent: Campbell)

A.7. Professional Services Agreement with Lounsbery, Ferguson, Altona & Peak, LLP for Independent Special Counsel Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2013-129 approving and ratifying the executed a Professional Services Agreement for Special Counsel Services for Municipal Elections between the City of Solana Beach and Lounsbery, Ferguson, Altona & Peak, LLP.

MOTION: Moved by Heebner and seconded by Zito **Motion carried 4/0/1** (Absent: Campbell)

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. Development Review Permit (DRP) and Structure Development Permit (SDP) for 625 Valley Avenue, Applicant: Dale Trudeau, Case #17-12-32. (File 0600-40)

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 15332 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the project, adopt Resolution 2013-123 conditionally approving a DRP and SDP for a mixed use development containing a dental office on the first floor and two residential dwelling units on the second floor located at 625 Valley Avenue.

David Ott, City Manager introduced the item.

Christina Rios, Associate Planner, presented a PowerPoint (on file) reviewing the project.

Applicant

Dale Trudeau said that he was a local resident living in Solana Beach for 20 years, had a local dental practice for 25 years, and that they had worked with City staff for about a year and a half to rebuild a building and that he would leave it to his architect to answer questions.

Dan Mardarana, MK Architects, addressed an earlier question and stated that the patio was an emergency exit as well as an exit for employees, and the stairway was a residential stairway for the residents.

Speakers

Teresa Correa said that she was in favor of the project, that it was what had been desired in Eden Gardens, that it was an opportunity for residents to have a nice looking area without an overabundance of building, that his business would bring people into Eden Garden for lunch and to spend money, that past fountains proposed were off the table, and asked if the street could be widened and it needed to be safe for pedestrians, and would like to consider speed bumps to slow down speed, and that she was asking for Mrs. Hernandez that adequate greenery on the front facing the home across the street.

Kenny Shepherd said that the property was behind his property and that it was an excellent addition to the area.

Josh Lichtman said that he was the applicant working on 636 Valley, that this project was a great project, well designed, the perfect use of the area, that it would bring in more business to the neighborhood, and hoped that Council would support the project.

Council and Applicant discussed landscaping the type of trees, that they would have four trees out front and along the side for screening and would be a number of different varieties, that some would be large dense canopy, fairly drought tolerant, and other lacy trees, that they would have a low foundation of planting as well as the higher level of trees.

David Ott, City Manager, stated that planting had to consider vehicles passing through the streets.

MOTION: Moved by Zito and seconded by Heebner to close the public hearing. **Motion carried 4/0/1** (Absent: Campbell)

Council discussed and commented that there was not a fountain or roundabout in the plans any longer, to consider crosswalks in the future where they can be added, that it looked like a great asset for the area, that the project had a very appropriate scale, sits well in the existing community, noticed all lighting fixtures were small scale so not overwhelming to the area, that it had nice detail, that the narrow street slowed traffic, and that he agreed that the City would look for opportunities to manage traffic speed.

MOTION: Moved by Zito and seconded by Heebner **Motion carried 4/0/1** (Absent: Campbell)

B.2. Development Review Permit (DRP) and Structure Development Permit (SDP) for 749 Barbara Avenue, Applicant: Randy Winet, Case # 17-13-14. (File 0600-40)

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 2013-125 conditionally approving a DRP and an administrative SDP to demolish the existing single-family residence and construct a new 4,501 square foot, single-family residence with a partially subterranean lower level and an attached 516 square foot garage at 749 Barbara Avenue.

David Ott, City Manager introduced the item.

Corey Johnson, Assistant Planner, presented a PowerPoint (on file) reviewing the project.

Mayor Nichols opened the public hearing and Council reported disclosures of their familiarity with the project.

Applicant

Randy Winet said he and his wife were applying for home, that he moved to Solana Beach when he was 10 years old, that he and his wife attended Earl Warren, that they had raised their family in the Penasquitos area and always wanted to return to Solana Beach, they hired Ms. Bolen to prepare plans and then shared it with neighbors for any suggestions they might have, that the back patio had a spiral staircase which neighbors were concerned so it was removed, and that they had positive feedback from most neighbors. He said that the neighbor to the south had issues with the project and had stated in a letter to the City that they had refused to make any changes, which was not accurate, that he had the email from August regarding the discussion where the neighbor asked to meet with the architect alone and he stated that he would be glad to meet but that he would be in the meeting, that the neighbor did not want to meet with him present, that he told the neighbor that he could file a View Assessment, which never happened, that a new email was received yesterday asking for a redesign of the project, that they reached out to neighbors in good faith to address concerns, that they were in line with the neighbors, and thanked Council for the hearing.

Jennifer Bolyn, Eosarc Architecture, stated that prior to initiation of the design she had a civil engineer conduct an extensive field survey including reviewing primary viewing site of the neighbors to the east, being the most impacted, surveying the roof lines of the adjacent properties, and the relationship of the deck lines to the two side neighbors. She said that the design was provided to all neighbors with an invite, that the efforts were productive, that the design was intended to maintain one level, it was designed below grade to not increase bulk and scale, that the roof was designed with a gable approach to increase views around it, that they were 800 sq. ft. below the FAR permissible, the rail in the rear was glass to create a visual transparency, and that design would be an

authentic cottage style appropriate to the coastal environment, and that the use upgraded and durable materials, authentic brick and stone, and enhanced landscaping materials. She handed in the drawing board.

Public Speakers

Joan Fabiano stated that she had the pleasure of meeting with them, they sent in a letter of support, that she had objected to the spiral stair case at the north end of the deck in relation to their privacy, and they did not have an issue moving the house to the west but did not want them to move the desk any more west than their deck so they did not feel pinned in.

Bob Angelo said that he lived directly next door, that he was interested in preserving the neighborhood character, the problem was the west side of the project which was not compatible with the homes located on the west side of Barbara Avenue, it was out of scale and oversized, that there were four primary problems 1) the shape of the double gable roof created unnecessary bulk and mass 2) the west edge of the roof over the desk extended too far to the west 3) west-side of the house and the desk extend too far to the west and was out of bulk and scale to the other homes and set a bad precedent that would cause others to extend their dense and structures farther to the west causing a domino effect. He stated that the problems could be resolved by 1) reducing the height of the roof and modifying the design to give it a lower profile, 2) to pull back the west edge of the proposed roof moving it to the east to be the same distance as the hip roof over the Fabiano's deck, 3) to pull back the west side of the building and deck at least 4-5 ft. 4) to eliminate the portion of the deck in front of the master bedroom for a distance of at least 9 ft. from the south side of the proposed building, making it similar to other decks on the same rim, and provide a better transition to his own house. He said that when he built his house that he accommodated the neighbor asking to move his deck back and he complied. He asked Council to not approve the project and ask for a redesign.

Tom Golich said that he was the neighbor to the east, that he had expected this day would come, that until now there was no landscaping and the view was great for many years, that the architect and applicant had done a good job to preserve views , and that he was supportive of the project.

Applicant

Mr. Winet, rebuttal, stated that Mr. Angelo was at the initial meeting but would not meet with him again and only the architect, showed a dotted line on slide 2 to display the balcony edges of all of the homes including the proposed project, that the edge was the same length as other houses, that they had done the best they could to accommodate the neighborhood, and that they had wanted to return to Solana Beach and wanted to be a good neighbor and felt that the proposal was designed in the right way.

Ms. Bolyn, architect, stated that the deck was not being projected further than Joan's and was in line with the neighbors and that the roof line structure did not project to the edge of the deck and was pulled back and did not create a wall.

Council and Applicant (architect) discussion ensued regarding the deck which was intentionally lined up to the north and south in order to prevent any obstruction to the adjacent neighbors, that there was an apparent 5 ft. difference of the lineup between the north and south, the survey assured the lineup and that there was no difference, that the applicant would agree to a condition of lining up and not protruding out since that was the intention, the purpose of the double gable roof was over the master and the living room and was combined to keep the edges tucked in for the purpose of interior designing as well as managing bulk on the outside, that a shed roof would increase the bulk on the west. Discussion continued regarding the appearance of two different structures, that to alleviate by omitting the trellis might make both roofs pop but could make it more open, that the topography showed the south neighbor sitting on the land the same as this property in the natural topography, that they were parallel based on the survey, that the story poles made it appear that the edge was out farther but the columns for the project's roof was back about 5 ft. and the deck lined up, that the hip roof was not a cottage style and was a solid roof mass instead of the open truss, and the intention was to keep it low on the sides. Discussion continued regarding the architect's suggestion of removing the trellis element to provide relief, and that the roof appeared bulky to the north and south views.

Council and Applicant discussion continued regarding the balcony be glass and above it was the roof, the balcony extended 5 ft. out, that the perception was that the roof was coming out where some story poles were identified but that it was not, there was one pole where the balcony would extend and another pole for the roof, but that the building line was set back further, this project would be the 4th largest of the 40 homes in the area, the requirements of the scenic and hillside overlay zone findings were to address visibility effectively to minimize and integrate within the surroundings to the extent feasible, and that the architect suggested that the most effective action would be to pull the roof back and remove the trellis.

Council stated that the technical analysis was appreciated, that the focus was on deck relationship, that the condition might be to have the deck aligns with the decks of the neighbors, and to do something with the gable roof.

Ms. Bolyn stated that they could align the deck with Bob's deck for a portion that is nearest to him, in order to maintain some usable outdoor space, and could remove the trellis.

Council requested that adjusting the pitch with the removal of the trellis could be all that is needed.

Mayor Nichols recessed the meeting at 8:14 p.m. for a break and reconvened at 8:25 p.m.

B.3.

Development Review Permit (DRP) and Structure Development Permit (SDP) for 659 Canyon Drive, Applicant: Doug Franke and Laura Fleming, Case # 17-13-15. (File 0600-40)

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 2013-124 conditionally approving a DRP and an administrative SDP to demolish the existing single-family residence and construct a new 4,079 square foot, single-family residence with a partially subterranean lower level and an attached 670 square foot garage at 659 Canyon Drive.

Councilmember Zahn recused himself due to his property being within a proximity of 300 ft. of the project.

David Ott, City Manager introduced the item.

Corey Johnson, Assistant Planner, presented a PowerPoint (on file) reviewing the project.

Mayor Nichols opened the public hearing and Council reported disclosures regarding their familiarity with the project.

Applicant

The applicant reserved time and had no presentation.

MOTION: Moved by Heebner and seconded by Zito to close the public hearing. **Motion carried 3/0/2** (Absent: Campbell Recuse: Zahn.)

MOTION: Moved by Heebner and seconded by Zito. **Motion carried 3/0/2** (Absent: Campbell Recuse: Zahn.)

C. STAFF REPORTS: (C.1. - C.4.)
Submit speaker slips to the City Clerk

C.1. La Colonia Veteran's Memorial Update - Fundraising (File 0160-18)

Recommendation: That the City Council

1. Receive report updating the status of the design of the Veteran's Memorial and to recognize the initiation of private donations and fundraising activities.

David Ott, City Manager, introduced the item.

Mo Sammak, Public Works Dir., presented a PowerPoint (on file).

David Ott, City Manager, stated that Ms. Renteria sent a note to Council, since she had to leave the meeting, to let them know that she had identified a potential sponsor.

Mayor Nichols stated that it was determined to use a different name than Memorial to be more inclusive including living veterans, like Garden or Courtyard.

Mo Sammak, Public Works Dir., presented a PowerPoint (on file).

Council discussed the project and design was peaceful, and that Council supported the project.

C.2. Consideration Whether to Submit a Competing Measure to Ordinance 443 Should an Election be Called. (File 0430-15, 0430-20, 0410-48)

Recommendation: That the City Council

1. Discuss whether Council elects to draft a competing ordinance in response to the Citizen's Initiative Ordinance 443.
2. If the need for an Ad Hoc Committee is determined, adopt Resolution 2013-128 establishing the Fletcher Cove Community Center Ballot Measure Ad Hoc Committee until November 30, 2013 and appoint two Councilmembers to serve on the committee.

David Ott, City Manager, introduced the item.

Kelly Harless (time donated by Vicki Cypherd) said that she spoke on behalf of their PAC (Public Action Committee), asked Council to establish an Ad Hoc for s competing measure, that to adopt the ordinance would set a terrible precedent, and it would condone and reward the type of tactics that had been seen in recent months.

Gerri Retman (time donated by Steve Ostrow) urged Council to establish the Ad Hoc and that the proposed ordinance was bad law and should not be adopted.

Council discussed the need for the Ad Hoc to address their options, that their intention would be to keep as many options open as possible, that it was challenging to craft a proposed alternative competing ordinance in a short time, that everyone wanted to avoid an election, and that a proposal needed to be crafted that met the interests of the neighbors as well as the initiative of the proponents.

Mayor Nichols, Councilmember Zito, and Councilmember Heebner expressed interest in serving on the Ad Hoc Committee. They discussed what would be involved including contacting and receiving input from the public as well as balancing the membership with the variety of the positions of Council representing the public.

MOTION: Moved by Nichols and seconded by Zahn to establish the Ad Hoc Committee and appointing Zito and Heebner. **Motion carried 4/0/1** (Absent: Campbell)

C.3. California HERO Program for PACE (Property Assessed Clean Energy). (File 0200-00)

Recommendation: That the City Council

1. Adopt Resolution 2013-127 approving an Amendment to the Western Riverside Council of Governments (WRCOG) Joint Powers Agreement to add the City as an Associate Member in order to authorize the City's participation in the California HERO Program, which will enable property owners to finance permanently fixed renewable energy, energy and water efficiency improvements and electric vehicle charging infrastructure on their properties.

David Ott, City Manager, introduced the item.

Dan King, Sr. Management Assistant, presented a PowerPoint (on file).

Roger Boyd said that he had lived in Solana Beach almost 30 years, that there had been talk about PACE for many years, that it would provide many people participation in solar and other components of energy sufficiency, that it was a viable option for people like himself who was retired and living on a fixed income, and asked Council to adopt the resolution.

Council discussed that it made sense for many reasons, that it was good for residential and commercial, it was cleverly structured and was in line with the City's environmental sustainability.

MOTION: Moved by Zahn and seconded by Zito **Motion carried 4/0/1** (Absent: Campbell)

C.4.

Year-End Budget Adjustments for Fiscal Year 2012-13. (File 0330-30)

Recommendation: That the City Council

1. Adopt Resolution 2013-131 revising appropriations in the Fiscal Year 2012-13 Budget.

David Ott, City Manager, introduced the item.

Marie Berkuti, Finance Manager, presented a PowerPoint

MOTION: Moved by Heebner and seconded by Zahn **Motion carried 4/0/1** (Absent: Campbell)

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.2. Continued)

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.2. Development Review Permit (DRP) and Structure Development Permit (SDP) for 749 Barbara Avenue, Applicant: Randy Winet, Case # 17-13-14. (File 0600-40) Continued

Mayor Nichols explained that they would review the proposed modifications and assess the potential to proceed at this time and conditionally approve pending any necessary updated drawings.

Ms. Bolyn, architect, said that she appreciated the time, that they had come to an agreement with Mr. Angelo, 20 ft. of length of the north-south direction of the southerly depth of the deck narrowing it to a point to align with Mr. Angelo's deck, the roof structure that projected out over the deck and the trellis and the chimney would be eliminated, and would add a shed roof in an area projecting out 4 ft. maximum, reversing the direction of the rooftop.

Council added the clarification that the remainder of the deck did not project any

further north of the property to the north and conditioning a maximum projection of the deck to remain aligned with the neighboring property.

MOTION: Moved by Heebner and seconded by Zito to close the public hearing. **Motion carried 4/0/1** (Absent: Campbell)

MOTION: Moved by Heebner and seconded by Zito approved with modifications. **Motion carried 4/0/1** (Absent: Campbell)

WORKPLAN COMMENTS:

Adopted June 26, 2013

COMPENSATION & REIMBURSEMENT DISCLOSURE:

GC: Article 2.3. Compensation: 53232.3. (a) Reimbursable expenses shall include, but not be limited to, meals, lodging, and travel. 53232.3 (d) Members of a legislative body shall provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

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. I-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 23, 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:

Mayor Nichols adjourned the meeting at 9:55 p.m.


Angela Ivey, City Clerk

Approved: December 11, 2013