

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, July 9, 2014

6:00 P.M.

City Hall/ Council Chambers, 635 S. Highway 101, Solana Beach, California*

Teleconference Location: 15 Grindell Ave., Dennis Port, MA 02639

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.

<u>CITY COUNCILMEMBERS</u>		
Thomas M. Campbell, Mayor		
Lesa Heebner, Deputy Mayor		David A. Zito, Councilmember
Peter Zahn, 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 4/0/1 (Absent: Campbell)

PRESENTATIONS:

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

1. Highway 101 Project Westside Improvement Project Award
2. Del Mar Shores Stair Project

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.12.)

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 May 14, May 28, June 10, and June 11, 2014.

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

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

Recommendation: That the City Council

1. Ratify the list of demands for June 7, 2014 through June 20, 2014.

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

COUNCIL ACTION: Approved 5/0

A.3. League of California Cities 2014 Annual Business Meeting Voting Delegates (File 0140-10)

Recommendation: That the City Council

1. Appoint Councilmember Nichols, voting delegate, and Deputy Mayor Heebner, 1st alternate delegate, and City Manager, David Ott, as 2nd alternate, for the 2014 Annual Business Meeting of the League of California Cities Annual Conference being held September 3-5, or provide alternative appointments.
2. Direct the City Clerk to attest to the appointments and submit the Official Voting Form to the League of California Cities by August 15, 2014.

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

COUNCIL ACTION: Approved 5/0

A.4. Re-establish Ad Hoc Committees. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2014-096 re-establishing the General Plan Update Ad Hoc Committee to expire on July 8, 2015.
2. Adopt Resolution 2014-097 re-establishing the Fire Department

Committee to expire on July 8, 2015.

3. Re-appoint two existing Councilmembers to each of the respective Ad Hoc Committees. General Plan Update (Nichols, Zito) and Fire Department Management Governance and Organizational Evaluation (Zito, Zahn), or provide alternative appointments.

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

COUNCIL ACTION: Approved 5/0

A.5. 2014 Street Maintenance & Repair Project, Bid No. 2014-04. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-094:
 - a. Awarding a construction contract for the 2014 Street Maintenance & Repair Project, Bid 2014-04, in the amount of \$413,277.70, to ATP General Engineering Contractors.
 - b. Approving an amount of \$103,000 for construction contingency.
 - c. Approving an amount of \$15,000 for construction inspection and management.
 - d. Authorizing the City Manager to execute the construction contract on behalf of the City.
 - e. Authorizing the City Manager to approve cumulative change orders up to the construction contingency amount.

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

COUNCIL ACTION: Approved 5/0

A.6. Lalley Construction - On-Call, As-Needed Repair Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-092 authorizing the City Manager to execute Amendment 4 to the Professional Services Agreement with Lalley Construction, in the amount of \$39,000, for on-call, as-needed repair services for Fiscal Year 2014/2015.

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

COUNCIL ACTION: Approved 5/0

A.7. City Hall Emergency Generator Installation Project, Bid No. 2013-10. (File0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-075:

- a. Authorizing the City Council to accept as complete the City Hall Emergency Generator Installation Project, Bid No. 2013-10, performed by California Building Evaluation & Construction, Inc.
- b. Authorizing the City Clerk to file a Notice of Completion.
- c. Authorizing the appropriation of \$47,600 into the General Fund - Engineering Fee revenue accounts based on the deposit reconciliation done by Staff.
- d. Authorizing the transfer of \$47,600 from the General Fund - Engineering Fee revenue accounts for appropriation to the City CIP project account for costs associated with the installation of the City Hall emergency generator.
- e. Authorizing the City Treasurer to amend the Fiscal Year 2013-14 Adopted Budget accordingly.

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

COUNCIL ACTION: Approved 5/0

A.8. Extend Reclaimed Waterline. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-099 authorizing the City Manager to execute a Professional Services Agreement with Infrastructure Engineering Corporation, for an amount not to exceed \$40,000, for the preparation of design development plans for the extension of a reclaimed waterline to the western part of the City.

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

COUNCIL ACTION: Approved 5/0

A.9. Traffic Signal Maintenance Contract Fiscal Year 2014/15 (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-95 authorizing the City Manager to execute Amendment 1 to the Professional Services Agreement with Siemens Industry, Inc. for traffic signal maintenance services for Fiscal Year 2014/2015, to extend the terms of the contract for one year to June 30, 2015 and to increase the compensation to an amount not to exceed \$64,720.

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

COUNCIL ACTION: Approved 5/0

A.10. Recreational Beach Impact Mitigation Fund - Del Mar Shores Public BeachAccess Stairway Replacement Project. (File 0390-25)

Recommendation: That the City Council

1. Find the request exempt from the CEQA as it is not a "project" as defined by CEQA; and
2. Approve the request and adopt Resolution 2014-100 formally requesting disbursement of all remaining funds from the Public Recreational Beach Impact Mitigation Fund account held in trust for the City by SANDAG.
3. Forward the signed Resolution 2014-100 to SANDAG for formal processing.

[Item A.10. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.11. San Dieguito River Valley Joint Powers Authority (JPA) Agreement. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-101 approving and authorizing the City Manager to execute the six month extension agreement between the JPA and the City of San Diego.

[Item A.11. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.12. Employee Salary and Benefit Plan Fiscal Year 2014-15. (File 0520-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-102 adopting Fiscal Year 2014-15 Salary and Compensation Plan for represented employees, executive management, mid-management, confidential and temporary/part-time employees.

[Item A.12. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS: (C.2.)

Submit speaker slips to the City Clerk

C.2. Landscape Maintenance Services. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-089 authorizing the City Manager to execute Amendment 1 to the Professional Services Agreement with Nissho of California, Inc., in an amount not to exceed \$273,400, for Fiscal Year 2014-

15, for yearly landscape maintenance services throughout the City and one-time plant replacement along the Coastal Rail Trail.

[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: (8.1. - 8.2.)

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. 305 S. Highway 101 Conditional Use Permit (CUP) for a New Wireless Communications Facility, Applicant: AT&T Mobility, Case No: 17-13-30. (File 0610-60)

Staff recommends that if the City Council can make the required findings and approve the project, 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. Adopt Resolution 2014-019 conditionally approving a CUP for a new WCF and associated equipment located on the roof of an existing commercial structure at 305 S. Highway 101, Solana Beach.

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

COUNCIL ACTION: Approved 5/0 to continue the public hearing to the August 27, 2014 Council Meeting.

B.2. 421 N. Granados Ave. Development Review Permit (DRP) and Structure Development Permit (SDP), Applicant: Hethcock, Case No. 17-13-24. (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 SDP. 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 2014-056 conditionally approving a DRP and an administrative SOP to allow for the construction of a new 4,520 square foot, single-family residence with an attached 878 square foot garage and a partially subterranean lower level at 421 North Granados Avenue

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

COUNCIL ACTION: Approved 4/0/1 to continue the public hearing to the September 24, 2014 Council Meeting. (Recuse: Nichols.)

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

Submit speaker slips to the City Clerk

C.1. Public Arts Advisory Commission (PAAC) Requested Name Change. (File 0120-80)

Recommendation: That the City Council

1. Discuss the PAAC's request for a name change and, if approved, direct Staff to bring the item back at a later date to introduce an Ordinance to officially change the name to the Public Arts Commission (PAC).

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

COUNCIL ACTION: Approved 5/0 to proceed with preparing an ordinance for the name change.

C.3. Sewer Transmission Agreement with City of Del Mar (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-098 authorizing the City Manager to execute an agreement with the City of Del Mar for conveyance of wastewater through the City of Solana Beach to the San Elijo Water Reclamation Facility.

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

COUNCIL ACTION: Approved 5/0

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- Zito, Zahn (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 - Campbell, Nichols. Expires December 10, 2014.
- b. Development Review - Nichols, Heebner. Expires October 22, 2014.
- c. Environmental Sustainability - Heebner, Zahn. Expires December 10, 2014.
- d. Fire Department Management Governance - Zito, Zahn. Expires July 09, 2014.
- e. Fiscal Sustainability - Campbell, Zito. Expires June 10, 2015.
- f. Gateway Property - Campbell, Heebner. Expires April 8, 2015.
- g. General Plan - Nichols, Zito. Expires July 09, 2014.
- h. La Colonia Park - Nichols, Heebner. Expires June 10, 2015.

- i. Local Coastal Plan Ad-Hoc Committee - Campbell, Nichols. Expires January 21, 2015 or at the California Coastal Commission adoption.
- j. NCTD / Train Station Site Project Ad Hoc Committee - Nichols, Heebner. Expires January 21, 2015.
- k. View Assessment - Heebner, Zito. Expires June 10, 2015.

ADJOURN: