

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 for the Solana Beach Redevelopment Agency,
PUBLIC FINANCING AUTHORITY, HOUSING AUTHORITY**

**Joint REGULAR Meeting
Wednesday, June 10, 2015
6:00 P. M.**

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

Teleconference Location: Courtyard Middlebury, 309 Court St., US Route 7/Historic Ethan Allen Hwy, Middlebury, VT 05753

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 regular meetings and 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

Lesa Heebner, Mayor

David A. Zito, Deputy Mayor

Peter Zahn, Councilmember

Mike Nichols, Councilmember

Ginger Marshall, Councilmember

David Ott
Interim 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:

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) (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.

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 May 2, 2015 through May 15, 2015.

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

COUNCIL ACTION: Approved 5/0

A.3. General Fund Adopted Budget for Fiscal Year 2014-15 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2014-2015 General Fund Adopted Budget.

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

COUNCIL ACTION: Approved 5/0

A.4. Municipal Improvements Districts Benefit (MID) Fees for Fiscal Year 2015-16. (File 495-20)

Recommendation: That the City Council

1. Approve **Resolution 2015-069**, setting the Benefit Charges for MID No. 9C, Santa Fe Hills at \$232.10 per unit for FY 2015-16.
2. Approve **Resolution 2015-070**, setting the Benefit Charges for MID No. 9E, Isla Verde at \$68.74 per unit for FY 2015-16.
3. Approve **Resolution 2015-071**, setting the Benefit Charges for MID No. 9H, San Elijo Hills # 2 at \$289.58 per unit for FY 2015-16.
4. Approve **Resolution 2015-072**, setting the Benefit Charges for MID No. 33, Highway 101/Railroad Right-of-Way at \$3.12 per unit for FY 2015-16.

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

COUNCIL ACTION: Approved 5/0

A.5. Fire Benefit Fee for Fiscal Year 2015-16. (File 0390-23)

Recommendation: That the City Council

1. Adopt the **Resolution 2015-073**:
 - a. Setting the FY 2015-16 Fire Benefit Fee at \$10.00 per unit, and
 - b. Approving the Fee for levying on the tax roll.

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

COUNCIL ACTION: Approved 5/0

A.6. Adoption of City Investment Policy. (File 0350-30)

Recommendation: That the City Council

1. Adopt **Resolution 2015-074** approving the City's Investment Policy for FY 2015-16.

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

COUNCIL ACTION: Approved 5/0

A.7. Residential Care Facility Project EIR (Environmental Impact Study) and Project Management Services. (File 0600-40)

Recommendation: That the City Council

1. Adopt **Resolution 2015-076** authorizing the City Manager to execute a professional services agreement between the City and PlaceWorks in the amount of \$145,510 plus a 15% administrative fee to prepare the EIR for the Pacific Sound Investment, LLC Project.
2. Adopt **Resolution 2015-079** authorizing the City Manager to execute a professional services agreement between the City and Harvey Meyerhoff Consulting Group, Inc. in the amount of \$42,240 plus a 15% administrative fee for Project Management services for the Pacific Sound Investment project. Should the project go over 12 months, the fee would be \$3,500 per each additional month.

[Item A.7. 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. – 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. Introduction (1st Reading) Ordinance 462 Relating to the Annual Sewer Service Charge for Fiscal Year 2015-16 through Fiscal Year 2019-20. (File 1040-70)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, Report Council disclosures, Receive public testimony, Report any protest(s) received, Close the public hearing.
2. Introduce **Ordinance 462** amending Section 14.08.060 of Chapter 14.08 of the Solana Beach Municipal Code Relating to the Annual Sewer Service Charge per Equivalent Dwelling Unit (EDU) and Adopt by Reference by the City of Solana Beach for Fiscal Year 2015-16 through Fiscal Year 2019-20.
[Item B.1. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

B.2. Coastal Rail Trail Maintenance District Assessment. (File 0495-20)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, Report disclosures, Receive public testimony, Close the public hearing.
2. Adopt **Resolution 2015-061**, amending and/or approving the Engineer's Report regarding the Coastal Rail Trail Maintenance District.
3. Adopt **Resolution 2015-062**, ordering the levy and collection of the annual assessments regarding the Coastal Rail Trail Maintenance District for FY 2015-16.
[Item B.2. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

B.3. Solana Beach Lighting District Assessment. (File 0495-20)

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. Adopt **Resolution 2015-063** confirming the diagram and assessment; providing for the levy of the annual assessment in a special maintenance district; confirming the Engineer's Report; and ordering the transmission of charges to the County Auditor for collection.
3. Adopt **Resolution 2015-064** ordering the levy and collection of annual assessments for Fiscal Year 2015-16.
[Item B.3. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

B.4. 242 S. Nardo – Development Review Permit (DRP), Variance (VAR) and Structural Development Permit (SDP), Applicant: Keystone Financial Group, LLC, Case No. 17-14-21. (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, VAR 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, 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 2015-043** conditionally approving a DRP, VAR and an administrative SDP for a two-story, single family residence with an attached garage located at 242 S. Nardo Avenue.

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

COUNCIL ACTION: Approved 5/0 to continue the public hearing to a date certain of June 24, 2015.

C. STAFF REPORTS: (C.1. - C.5.)

Submit speaker slips to the City Clerk.

C.1. The City of Solana Beach’s Energy Roadmap. (File 0220-30)

Recommendation: That the City Council

1. Discuss the findings of the City of Solana Beach’s Energy Roadmap and provide direction if needed.

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

Discussion

C.2. Institute for Local Government’s Beacon Award: Local Leadership Toward Solving Climate Change. (File 0220-30)

Recommendation: That the City Council

1. Adopt **Resolution 2015-026** supporting the City of Solana Beach’s participation and work towards achieving Silver, Gold, and/or Platinum Beacon Award levels.

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

COUNCIL ACTION: Approved 5/0

C.3. Emergency Repair of Sewer Pipe Conflict at the Intersection of Patty Hill Drive and Granados Avenue. (File 1040-36)

Recommendation: That the City Council

1. Adopt **Resolution 2015-081**:
 - a. Receiving this report detailing the specifics of the emergency nature of this project.
 - b. Making a finding, based on substantial evidence set forth in the Staff Report, that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency.
 - c. Ratifying the agreement with Blue Pacific Engineering and Construction to perform emergency repairs of a storm drain/sewer conflict at the intersection of Patty Hill Drive and North Granados Avenue previously executed by the City Manager.
 - d. Authorizing the City Manager to negotiate and execute an agreement with Gordon Johns, the affected property owner, in an amount not to exceed \$40,000 for reimbursement of costs associated with the City's share of investigative, precautionary and design work for this project.

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

COUNCIL ACTION: Approved 5/0

C.4. Adopt (2nd Reading) Ordinance 458 Relating to Modification of the Equivalent Dwelling Unit (EDU) Assignments. (File 1040-00)

Recommendation: That the City Council

1. Adopt **Ordinance 458** amending Section 14.08.060 of Chapter 14.08 of the Solana Beach Municipal Code to modify equivalent dwelling unit determinations.

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

COUNCIL ACTION: Approved 5/0

C.5. Acquisition of a Replacement Fire Truck for the Solana Beach Fire Department and a Lease With Option to Purchase. (File 0340-35)

Recommendation: That the City Council

1. Approve **Resolution 2015-078**:
 - a. Approving the purchase of a fire truck from Pierce Manufacturing, Inc. for \$659,721.55.
 - b. Approving the appropriation of \$614,760 to Other Financing Sources-Capital Lease and Fire Department Vehicles in the Asset Replacement Fund.
 - c. Authorizing the City Treasurer to amend the FY 2014-15 Adopted Budget accordingly.
2. Approve **Resolution 2015-046** authorizing the execution and delivery of a lease with option to purchase, and authorizing the City Manager to take certain actions in connection therewith to effectuate the transaction.

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

COUNCIL ACTION: Approved 5/0

WORKPLAN COMMENTS:

Adopted June 25, 2014

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, Zahn (alternate).
- b. County Service Area 17 – Zahn, Marshall (alternate).
- c. Escondido Creek Watershed Authority – Marshall/Staff (no alternate).
- d. League of Ca. Cities' San Diego County Executive Committee – Nichols, Zahn (alternate) and any subcommittees.
- e. League of Ca. Cities' Local Legislative Committee – Nichols, Zahn (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 – Marshall, Zito (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee – Heebner, Nichols.

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

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

ADJOURN:

AFFIDAVIT OF POSTING:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF SOLANA BEACH

I, Angela Ivey, City Clerk of the City of Solana Beach, do hereby certify that this Agenda for the June 10, 2015 Council Meeting was called by City Council, Successor Agency to the Redevelopment Agency, Public Financing Authority, and the Housing Authority of the City of Solana Beach, California, was provided and posted on June 3, 2015 at 5:00 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., June 10, 2015, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California.

Angela Ivey, City Clerk
City of Solana Beach, CA

UPCOMING CITIZEN CITY COMMISSION AND COMMITTEE MEETINGS:

Regularly Scheduled, or Special Meetings that have been announced, as of this Agenda Posting.

- a. **Budget & Finance Commission**
Thursday, June 18, 2015, 6:30 p.m. (City Hall)
- b. **Parks & Recreation Commission**
Thursday, June 11, 2015, 4:00 p.m. (Fletcher Cove Community Center)
- c. **Public Arts Advisory Commission**
Tuesday, June 23, 2015, 5:30 p.m. (City Hall)
- d. **Public Safety Commission**
Tuesday, July 14, 2015, 6:30 p.m. (Council Chambers)
- e. **View Assessment Commission**
Tuesday, June 16, 2015, 6:00 p.m. (Council Chambers)