

# 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, January 27, 2016  
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, 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 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

**David A. Zito, Mayor**

**Peter Zahn, Deputy Mayor**

**Mike Nichols, Councilmember**

**Ginger Marshall, Councilmember**

**Lesla Heebner, Councilmember**

Gregory Wade  
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:**

Pledge led by Boy Scout Troop 782

**APPROVAL OF AGENDA:**

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

**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:**

*An opportunity for City Council to make brief announcements or report on their activities. These items are not agendaized for official City business with no action or substantive discussion.*

**A. CONSENT CALENDAR:** (Action Items) (A.1. - A.4.)

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. Register Of Demands.** (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for December 12, 2015 through January 1, 2016.

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

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

**A.2. General Fund Adopted Budget Changes.** (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2015-2016 General Fund Adopted Budget.

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

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

**A.3. Lomas Santa Fe/Highland Entry Sign Art Wall** (File 0910-40)

Recommendation: That the City Council

1. Adopt **Resolution 2016-003**:
  - a. Authorizing the City Manager to accept, as complete, the Lomas Santa Fe Entry Sign Art Wall, Bid 2015-03, constructed by Greenfield Fence, Inc.
  - b. Authorizing the City Clerk to file a Notice of Completion.
  - c. Authorizing the City Manager to execute Change Order No. 2 on behalf of the City.
  - d. Appropriating \$7,400 from the Coastal Visitor's Transit Occupancy Tax – Public Arts Reserve into the Lomas Santa Fe Entry Sign Art Wall project in the City's Capital Improvement Program (CIP) fund.
  - e. Authorizing the City Treasurer to amend the Fiscal Year 2015-2016 Adopted Budget accordingly.

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

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

**A.4. Genevieve Street Assisted Living Facility Project EIR Contract.** (File 0600-40)

Recommendation: That the City Council

1. Adopt **Resolution 2016-001** authorizing the City Manager to execute an amendment to the professional service agreement between the City and Placeworks, Inc. in the amount of \$7,485 plus a 15% administrative fee for a total of \$8,607.75, to support the continued preparation of the EIR for the Genevieve Street Assisted Living Facility Project and authorizing ongoing authority for the City Manager to increase the contract amount as needed.

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

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

**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)**

**C. STAFF REPORTS:** (C.1. - C.3.)  
*Submit speaker slips to the City Clerk.*

**C.1. 2016 Annual Citizen Commission Appointments.** (File 0120-05)

Recommendation: That the City Council

1. Appoint two (2) members to the **Budget and Finance** Commission nominated/appointed by *individual* Councilmembers Nichols and Marshall for a two year term (ending January 2018).

**COUNCIL ACTION: 2/2/1** (Noes: Zahn, Heebner / Absent: Nichols) to appoint Judy Hamilton (Marhsall's appointment) **MOTION FAILED.**

**COUNCIL ACTION: Approved 3/1/1** (Noes: Marshall, Absent: Nichols) to appoint Jeff Anderman (Nichols appointment).

2. Appoint nine (9) total members to the **Climate Action** Commission:

- a. Five (5) *Resident* appointments:

- Two (2) vacancies (term ending January 2017).

**COUNCIL ACTION: Approved 3/1/1** (Noes: Marshall, Absent: Nichols) to appoint Steven Goetsch and David Kramer.

- Three (3) vacancies (term ending January 2018).

**COUNCIL ACTION: Approved 3/1/1** (Noes: Marshall, Absent: Nichols) to appoint Judy Hegenauer, Mary Yang, Shawna McGarry.

- b. Two (2) *Professional* appointments for members of the environmental and/or scientific community (*resident or non-resident*):

- One (1) position (term ending January 2017).

**COUNCIL ACTION: Approved 3/1/1** (Noes: Marshall, Absent: Nichols) to appoint Chester Koblinsky.

- One (1) position (term ending January 2018).

**COUNCIL ACTION: Approved 3/1/1** (Noes: Marshall, Absent: Nichols) to appoint Nicole Capretz.

- c. Two (2) *Councilmember* appointments.

**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Heebner and Zahn.

3. Appoint three (3) members to the **Parks and Recreation** Commission nominated/appointed by *Council-at-large* for a two year term (ending January 2018).  
**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Mac Law, Linda Swindell, Sharon Gross.
4. Appoint five (5) members to the **Public Arts** Commission nominated/appointed by *Council-at-large*:
  - a. Four (4) vacancies (term ending January 2018).  
**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Harry Grossman, Sharon Klein, Nancy Pfeiffer.
  - b. One (1) vacancy (term ending January 2017). **No Action**
5. Appoint four (4) members to the **View Assessment** Commission:
  - a. Two (2) nominated/appointed by *individual* Councilmembers Zito and Marshall for a two year term (ending January 2018).  
**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Paul Bishop (Zito's appointment).  
**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Gary Garber (Marshall's appointment).
  - b. Two (2) nominated/appointed by *Council-at-large* for a two year term (ending January 2018).  
**COUNCIL ACTION: Approved 4/0/1** (Absent: Nichols) to appoint Pat Coad and Molly Fleming.

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

[C.1. Supplemental Documents - R](#)

[C.1. Supplemental Documents 1-27 last update 2.20 pm - R](#)

**C.2. Adopt (2nd Reading) Ordinance 468 – Medical Marijuana Delivery, Cultivation and Dispensary Ban.** (File 0230-10)

Recommendation: That the City Council

1. Adopt **Ordinance 468** prohibiting the delivery, cultivation and dispensing of medical marijuana.

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

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

**WORKPLAN COMMENTS:**

*Adopted June 10, 2015*

**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 (1<sup>st</sup> alternate)
- i. Regional Solid Waste Association (RSWA) – Nichols, Zahn (alternate).
- j. SANDAG – Heebner (Primary), Nichols (1<sup>st</sup> alternate), Zito (2<sup>nd</sup> 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. 22<sup>nd</sup> 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 January 27, 2016 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 January 20, 2016 at 6:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., January 27, 2016, 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. Dates, times, locations are all subject to change. See the City's Commission's website or the City's Events Calendar for updates.*

- **Budget & Finance Commission**  
Thursday, February 18, 2016, 6:30 p.m. (City Hall)
- **Climate Action Commission**  
Meeting Schedule to be determined by the appointed members.
- **Parks & Recreation Commission**  
Thursday, February 11, 2016, 4:00 p.m. (Fletcher Cove Community Center)
- **Public Arts Commission**  
Tuesday, February 23, 2016, 5:30 p.m. (City Hall)
- **View Assessment Commission**  
Tuesday, February 16, 2016, 6:00 p.m. (Council Chambers)