



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

## **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.**

**Joint REGULAR Meeting  
Wednesday, June 28, 2023 \* 6:00 p.m.**

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

- City Council meetings are video recorded and archived as a permanent record. The [video](#) recording captures the complete proceedings of the meeting and is available for viewing on the City's website.
- Posted Reports & Supplemental Docs contain records up to the cut off time prior to meetings for processing new submittals. Complete records containing meeting handouts, PowerPoints, etc. can be obtained through a [Records Request](#).

### **PUBLIC MEETING ACCESS**

The Regular Meetings of the City Council are scheduled for the 2nd and 4th Wednesdays and are broadcast live. 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 [Public Meetings](#) webpage.

### **WATCH THE MEETING**

- Live web-streaming: Meetings web-stream live on the City's website on the City's [Public Meetings](#) webpage. Find the large Live Meeting button.
- Live Broadcast on Local Govt. Channel: Meetings are broadcast live on Cox Communications - Channel 19 / Spectrum (Time Warner)-Channel 24 / AT&T U-verse Channel 99.
- Archived videos online: 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 [Public Meetings](#) webpage.

### **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 agenda posting. Materials submitted for consideration should be forwarded to the [City Clerk's Department](#) 858-720-2400. The designated location for viewing of hard copies is the City Clerk's office at City Hall during normal business hours.

### **PUBLIC COMMENTS**

Written correspondence (supplemental items) regarding an agenda item at an open session meeting should be submitted to the City Clerk's Office at [clerkoffice@cosb.org](mailto:clerkoffice@cosb.org) with a) Subject line to include the meeting date b) Include the Agenda Item # as listed on the Agenda.

- Correspondence received after the official posting of the agenda, but two hours prior to the meeting start time, on the meeting day, will be distributed to Council and made available online along with the agenda posting. All submittals received before the start of the meeting will be made part of the record.
- Written submittals will be added to the record and not read out loud.

And/Or

Verbal Comment Participation:

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. Public speakers have 3 minutes each to speak on each topic. Time may be donated by another individual who is present at the meeting to allow an individual up to 6 minutes to speak. Group: Time may be donated by two individuals who are present at the meeting allowing an individual up to 10 minutes to speak. Group Hearings: For public hearings only, time may be donated by two individuals who are present at the meeting allowing an individual up to 15 minutes to speak.

**SPECIAL ASSISTANCE NEEDED**

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 all electronic devices to silent mode and engage in conversations outside the Council Chambers.

<b><u>CITY COUNCILMEMBERS</u></b>		
<b>Lesa Heebner</b> Mayor		
<b>David A. Zito</b> Deputy Mayor / Councilmember District 1		<b>Jewel Edson</b> Councilmember District 3
<b>Kristi Becker</b> Councilmember District 2		<b>Jill MacDonald</b> Councilmember District 4

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:**

**FLAG SALUTE:**

**APPROVAL OF AGENDA:**

**COUNCIL ACTION: Approved 5/0**

**PROCLAMATIONS/CERTIFICATES:** *Ceremonial*

*None at the posting of this agenda*

**PRESENTATIONS:** Ceremonial items that do not contain in-depth discussion and no action/direction.

None at the posting of this agenda

### **ORAL COMMUNICATIONS:**

Comments relating to items on this evening's agenda are taken at the time the items are heard. 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. 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. No donations of time are permitted (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 agendized for official City business with no action or substantive discussion.*

### **A. CONSENT CALENDAR:** (Action Items) (A.1. - A.9.)

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 heard immediately after approval of the Consent Calendar to hear the public speaker.

*All speakers should refer to the public comment section at the beginning of the agenda for details. Please be aware of the timer light on the Council Dais.*

#### **A.1. Register Of Demands.** (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for May 27, 2023 – June 09, 2023.

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

**COUNCIL ACTION: Approved 5/0**

#### **A.2. General Fund Adopted Budget for Fiscal Year 2022/2023 Changes.** (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2022/2023 General Fund Adopted Budget.

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

**COUNCIL ACTION: Approved 5/0**

#### **A.3. Appropriations Limit - Fiscal Year (FY) 2023/24.** (File 0330-60)

Recommendation: That the City Council

1. Adopt **Resolution 2023-073** establishing the FY 2023/24 Appropriations Limit in accordance with Article XIIB of the California Constitution and Government Code

Section 7910 and choosing the County of San Diego's change in population growth to calculate the Appropriations Limit.

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

[Item A.3. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**A.4. Annual Fire Inspection Compliance.** (File 0260-20)

Recommendation: That the City Council

1. Adopt **Resolution 2023-087** accepting a report on the status of all state-mandated annual fire inspections in the City of Solana Beach in conjunction with SB 1205 and California Health and Safety Code Section 13146.4.

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

[Item A.4. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**A.5. Fiscal Year 2023/2024 Work Plan Adoption.** (File 0410-08)

Recommendation: That the City Council

1. Consider and adopt the final Fiscal Year 2023/2024 Work Plan.

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

**COUNCIL ACTION: Approved 5/0**

**A.6. 2023 Street Maintenance and Repairs Project.** (File 0820-35)

Recommendation: That the City Council

1. Adopt **Resolution 2023-085**:
  - a. Awarding a construction contract to Quality Construction & Engineering in the amount of \$1,088,838.40, for the 2023 Street Maintenance & Repairs Project, Bid 2023-07.
  - b. Approving an amount of \$86,161.60 for construction contingency.
  - c. Authorizing the City Manager to execute the construction contract on behalf of the City.
  - d. Authorizing the City Manager to approve cumulative change orders up to the amount of the construction contingency.
  - e. Authorizing the appropriation of \$110,000 from the Road Repair and Accountability Act (SB1) account to the Annual Pavement Management Project.
  - f. Authorizing the City Treasurer to amend the FY 2022/23 Adopted Budget accordingly.

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

[Item A.6. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**A.7. Heating, Ventilation, and Air Conditioning (HVAC) Central Control System & HVAC Rooftop Units Project.** (File 0700-25)

Recommendation: That the City Council

1. Adopt **Resolution 2023-086:**

- a. Authorizing the City Council to accept, as complete, the HVAC Control System & HVAC Rooftop units Replacement Project, Bid No. 2022-05, performed by Seaside Heating and Air.
- b. Authorizing the City Clerk to file a Notice of Completion.

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

[Item A.7. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**A.8. Fiscal Year 2021/22 Street Maintenance and Repair Project.** (File 0820-35)

Recommendation: That the City Council

1. Adopt **Resolution 2023-084:**

- a. Authorizing the City Manager to execute a final change order in the amount of \$179,265 for a final contract amount of \$878,329.
- b. Authorizing the City Council to accept, as complete, the FY 21-22 Street Maintenance & Repair Project, Bid No. 2022-01, performed by PAL General Engineering.
- c. Authorizing the City Clerk to file a Notice of Completion.
- d. Appropriating \$6,715 to the FY 2021/22 Annual Pavement Management Project from the Sanitation Fund.
- e. Appropriating \$168,114 to the FY 2021/22 Annual Pavement Management Project from the General Fund.
- f. Authorizing the City Treasurer to amend the FY 2022/23 Adopted Budget accordingly.

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

[Item A.8. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**A.9. Fire Apparatus Maintenance and Repair Services.** (File 0260-40)

Recommendation: That the City Council

1. Adopt **Resolution 2023-088:**

- a. Authorizing an increase to the PSA with North County Emergency Vehicle Services for an amount not to exceed \$70,000 for FY 2022/23.
- b. Authorizing an increase to the four (4) potential extensions of the PSA with North County Emergency Vehicle Services to an amount not to exceed \$85,000 per year.
- c. Authorizing the first-time extension for Fiscal Year 2023-2024.
- d. Authorizing the City Manager to execute the First Amendment and subsequent time extensions to the agreement with North County Emergency Vehicle Services.

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

[Item A.9. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**C. STAFF REPORTS:** (C.1.)

*Submit speaker slips to the City Clerk.*

*All speakers should refer to the public comment section at the beginning of the agenda for time allotments. Please be aware of the timer light on the Council Dais.*

**C.1. Community Grant Program Awards – Fiscal Year (FY) 2023/24.** (File 0330-25)

Recommendation: That the City Council

1. Select the FY 2023/24 Community Grant Program recipients and identify an award amount to each recipient.
2. Adopt **Resolution 2023-091** ratifying and authorizing the funding for the selected community grant applicants for financial assistance under the FY 2023/24 Community Grant Program.

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

[Item C.1. Power Point](#)

[Item C.1. Resolution](#)

**COUNCIL ACTION: Approved 5/0 making the following allocations:**

Assistance League Rancho San Dieguito	\$4,000
BikeWalk Solana	\$3,650
Boys and Girls Club of San Dieguito	\$6,000
California Western School of Law	\$5,000
Casa De Amistad	\$5,000
Community Resource Center	\$5,000
Disconnect Collective	\$3,000
Jailsience Folkloric Academy	\$5,000
La Colonia Community Foundation	\$6,000
North Coast Repertory Theatre	\$6,000
Pathways To Citizenship	\$4,350
Rancho Santa Fe Youth Soccer	\$1,000
Solana Beach Community Connections	\$6,000
Solana Beach Civic & Historical Society	\$6,000

**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 designee(s) 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 should refer to the public comment section at the beginning of the agenda for time allotment.* Please be aware of the timer light on the Council Dais.

**B.1. Public Hearing: Solid Waste and Recycling Rate Increase for EDCO Waste and Recycling Services.** (File 1030-15)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the Public Hearing, Report Council Disclosures, Report Written Protests Received, Receive Public Testimony, and Close the Public Hearing.
2. Following the Public Hearing, consider adoption of **Resolution 2023-092** approving EDCO's rate review request increasing solid waste, recycling and organics rates for Fiscal Year 2023/24 in accordance with the Franchise Agreement.

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

[Item B.1. Supplemental Docs \(upd. 6-27-23 at 515pm\)](#)

[Item B.1. Power Point](#)

[Item B.1. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**B.2. This item has been left blank.**

**B.3. Public Hearing: 107 S. Cedros Ave., Applicant: C2 Building Group, Case: DRP22-015, SDP22-013.** (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 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 15301 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the project, adopt **Resolution 2023-082** conditionally approving a DRP, SDP, and comprehensive sign plan amendment for exterior improvements to an existing two-story commercial building at 107 South Cedros Avenue, Solana Beach.

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

[Item B.3. Power Point](#)

[Item B.3. Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**B.4. Fiscal Years 2023/24 and 2024/25 Budget Adoption.** (File 0330-30)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open Public Hearing, Report Council Disclosures, Receive Public Testimony, Close the Public Hearing.
2. Adopt **Resolution 2023-089** approving the Fiscal Year 2023/24 and Fiscal Year 2024/25 Budget.

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

[Item B.4. Updated Report #1 \(added 6-27-23\)](#)

[Item B.4. Updated Report #2 \(added 6-27-23\)](#)

[Item B.4. Updated Report #3 \(added 6-28-23\)](#)

[Item B.4. Power Point](#)



[Item B.4. Resolution](#)

**COUNCIL ACTION: Approved 5/0 with modifications.**

**C. STAFF REPORTS: (C.2.)**

*Submit speaker slips to the City Clerk.*

*All speakers should refer to the public comment section at the beginning of the agenda for time allotments. Please be aware of the timer light on the Council Dais.*

**C.2. 437 Marview Drive, Applicants: Bertolino, DRP21-009 – Deferred Landscape Plan**  
(File 0600-40)

The revised Conceptual Landscape Plan meets the minimum objective requirements under the SBMC, Chapter 17.56 and may be found to be acceptable by the City Council. Therefore, Staff recommends that the City Council:

1. Consider approval of the revised conceptual landscape plan and find that City Council Condition D.II. of **Resolution 2023-006** has been satisfied for the associated DRP/SDP at 437 Marview Drive, Solana Beach.

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

[Item C.2. Updated Report #1 \(added 6-27-23\)](#)

[Item C.2. Supplemental Docs \(upd. 6-26-23 at 5:30pm\)](#)

[Item C.2. Power Point](#)

[Item C.2. Resolutions](#)

**COUNCIL ACTION: Approved 4/0/1 (Recused - Heebner) with modifications.**

**WORK PLAN COMMENTS:**

*Adopted June 22, 2022*

**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 "City" at the next regular meeting of the legislative body.

**COUNCIL COMMITTEE REPORTS:** [Council Committees](#)

**REGIONAL COMMITTEES: (outside agencies, appointed by this Council)**

- a. City Selection Committee (meets twice a year) Primary-Heebner, Alternate-Edson
- b. Clean Energy Alliance (CEA) JPA: Primary-Becker, Alternate-Zito
- c. County Service Area 17: Primary-MacDonald, Alternate-Edson
- d. Escondido Creek Watershed Authority: Becker / Staff (no alternate).
- e. League of Ca. Cities' San Diego County Executive Committee: Primary-MacDonald, Alternate-Becker. Subcommittees determined by its members.
- f. League of Ca. Cities' Local Legislative Committee: Primary-MacDonald, Alternate-Becker
- g. League of Ca. Cities' Coastal Cities Issues Group (CCIG): Primary-MacDonald, Alternate-Becker
- h. North County Dispatch JPA: Primary-MacDonald, Alternate-Becker
- i. North County Transit District: Primary-Edson, Alternate-MacDonald
- j. Regional Solid Waste Association (RSWA): Primary-Zito, Alternate-MacDonald



- k. SANDAG: Primary-Heebner, 1<sup>st</sup> Alternate-Zito, 2<sup>nd</sup> Alternate-Edson. Subcommittees determined by its members.
- l. SANDAG Shoreline Preservation Committee: Primary-Becker, Alternate-Zito
- m. San Dieguito River Valley JPA: Primary-MacDonald, Alternate-Becker
- n. San Elijo JPA: Primary-Zito, Primary-Becker, Alternate-City Manager
- o. 22<sup>nd</sup> Agricultural District Association Community Relations Committee: Primary-Edson, Primary-Heebner

**STANDING COMMITTEES: (All Primary Members) (Permanent Committees)**

- a. Business Liaison Committee – Zito, Edson
- b. Fire Dept. Management Governance & Organizational Evaluation – Edson, MacDonald
- c. Highway 101 / Cedros Ave. Development Committee – Heebner, Edson
- d. Parks and Recreation Committee – Zito, Becker
- e. Public Arts Committee – Edson, Heebner
- f. School Relations Committee – Becker, MacDonald
- g. Solana Beach-Del Mar Relations Committee – Heebner, Edson

**CITIZEN COMMISSION(S)**

- a. Climate Action Commission – Zito, Becker

**ADJOURN:**

**Next Regularly Scheduled Meeting is July 12, 2023**

*Always refer to the City's website Event Calendar for an updated schedule or contact City Hall. [www.cityofsolanabeach.org](http://www.cityofsolanabeach.org) 858-720-2400*

**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 28, 2023 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 21, 2023 at 2:00 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 28, 2023, 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, are posted on each Citizen Commission's Agenda webpage. See the [Citizen Commission's Agenda webpages](#) or the City's Events [Calendar](#) for updates.*

- **Budget & Finance Commission**
- **Climate Action Commission**
- **Parks & Recreation Commission**
- **Public Arts Commission**

- **View Assessment Commission**