



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, 2017 * 6:00 P. M.

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

Teleconference Location: Monterey Marriott, 350 Calle Principal, Monterey, CA 93940 (Edson)

- 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 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. 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.

<u>CITY COUNCILMEMBERS</u>	
Mike Nichols, Mayor	
Ginger Marshall, Deputy Mayor	David A. Zito, Councilmember
Jewel Edson, Councilmember	Judy Hegenauer, 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:

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:

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.10.)

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. This Item was left blank.

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

Recommendation: That the City Council

1. Ratify the list of demands for May 27, 2017 through June 9, 2017.

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

Posted Reports & Supplemental Docs contain records up to the cut off time, prior to the start of the meeting, for processing new submittals. The final official record containing handouts, PowerPoints, etc. can be obtained through a Records Request to the City Clerk's Office.

COUNCIL ACTION: Approved 5/0

A.3. General Fund Adopted Budget for Fiscal Year 2016-2017 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2016-2017 General Fund Adopted Budget.

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

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COUNCIL ACTION: Approved 5/0

A.4. League of California Cities' 2017 Annual Business Meeting Voting Delegates Designees. (File 0140-10)

Recommendation: That the City Council

1. Appoint Mayor Nichols, primary voting delegate, Councilmember Edson, 1st alternate, and City Manager, Gregory Wade, 2nd alternate, as the voting delegates for the 2017 Annual Business Meeting of the League of California Cities Annual Conference being held September 13-15 in Sacramento, or provide alternative appointments.
2. Authorize the City Clerk to attest to the appointments and submit the Official Voting Form to the League of California Cities by September 1, 2017.

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

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COUNCIL ACTION: Approved 5/0

A.5. City Hall Passenger Elevator Upgrades. (File 0710-35)

Recommendation: That the City Council

1. Adopt **Resolution 2017-089**:
 - a. Authorizing the City Engineer to accept as complete the City Hall Passenger Elevator Upgrades, Bid No. 2016-07, constructed by 24 Hour Elevator, Inc.
 - b. Authorizing the City Clerk to file a Notice of Completion.

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

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COUNCIL ACTION: Approved 5/0

A.6. Wastewater Bond Refunding Professional Services Agreements. (File 0340-45)

Recommendation: That the City Council

1. **Resolution 2017-108** authorizing the City Manager to execute a Professional Services Agreement with Del Rio Advisors, LLC for Municipal Advisors services in connection with the possible refinancing of the 2006 Bonds.
2. **Resolution 2017-109** authorizing the City Manager to execute a Professional Services Agreement with Kronick Moskowitz Tiedemann & Girard for Bond Counsel services in connection with the possible refinancing of the 2006 Bonds.
3. **Resolution 2017-110** authorizing the City Manager to execute a Professional Services Agreement with Quint & Thimmig, LLP for Disclosure Counsel services in connection with the possible refinancing of the 2006 Bonds.
4. **Resolution 2017-111** authorizing the City Manager to execute a Professional Services Agreement with Hilltop Securities for Underwriting services in connection with the possible refinancing of the 2006 Bonds.

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

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COUNCIL ACTION: Approved 5/0

A.7. Special Legal Services – Nossaman LLP. (File 0400-05)

Recommendation: That the City Council

1. Adopt **Resolution 2017-102** approving the Professional Services Agreement for Legal Services with Nossaman LLP and to authorize the City Manager to execute the agreement.

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

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COUNCIL ACTION: Approved 5/0

A.8. Sewer and Storm Drain Maintenance and Video Inspection. (File 1040-48)

Recommendation: That the City Council

1. Adopt **Resolution 2017-097**:
 - a. Waiving the formal construction bid process because the Request for Proposals (RFP) process provides a more efficient, effective, and convenient method for hiring a sewer maintenance contractor that would provide the higher level of service required pursuant to Solana Beach Municipal Code section 3.08.140(G).
 - b. Awarding a contract to Affordable Pipeline Service, Inc. in the amount not to exceed \$431,170, in Fiscal Year (FY) 2017-18, for the Sewer and Storm Drain Maintenance and Video Inspection Agreement.

- c. Authorizing the City Manager to execute the contract on behalf of the City.
- d. Authorizing the City Manager to extend the agreement for up to four additional one year terms, at the City's option, at an amount not to exceed the amount identified and budgeted for each subsequent year.

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

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COUNCIL ACTION: Approved 5/0

A.9. Debt Management Policy. (File 0340-80)

Recommendation: That the City Council

1. **Resolution 2017-107** approving the City of Solana Beach's Debt Management Policy.
2. **Resolution SA-019** approving the Successor Agency's Debt Management Policy.
3. **Resolution PFA-004** approving the Solana Beach Public Financing Authority's Debt Management Policy.

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

[A.9. Updated Report #1](#)

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COUNCIL ACTION: Approved 5/0

A.10. City of Solana Beach's Commitment to the Paris Climate Agreement. (File 0230-25)

Recommendation: That the City Council

1. Reaffirm the City's commitment to the goals of the Paris Climate Agreement by confirming the decision to sign on to the "We Are Still In" Open Letter and consider signing on to the U.S. Climate Mayors commitment.

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

[A.10. Supplemental Documents - R](#)

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COUNCIL ACTION: Approved 4/1 (Noes: Marshall)

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. Public Hearing: Introduce (1st Reading) Ordinance 479 Authorizing a Transportation Impact Fee Program – Establishing the Transportation Impact Fee. (File 0840-10)

Recommendation: 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. Introduce **Ordinance 479** establishing the Transportation Impact Fee.
3. Adopt **Resolution 2017-018**:
 - a. Accepting the Transportation Impact Fee Program Nexus Study, dated June 2017.
 - b. Establishing the TIF and determining that the TIF shall be paid based upon the use of land set forth in the fee rate table included in the Transportation Impact Fee Program Nexus Study, dated June 2017.
 - c. Establishing that the TIF shall become effective upon the effective date of Ordinance 479.

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

[B.1. Updated Report #1](#)

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COUNCIL ACTION: Approved 4/1 (Noes: Marshall)

B.2. Public Hearing: Streetlight Assessment for Fiscal Year 2017-18. (File 0497-30)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, Report Council disclosures, Receive public testimony, Close the public hearing.
2. Adopt **Resolution 2017-100** 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 2017-101** ordering the levy and collection of annual assessments for FY 2017-18.

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

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COUNCIL ACTION: Approved 5/0

B.3. Public Hearing: Solana Beach Coastal Rail Trail Maintenance District. (File 0495-20)

Recommendation: That the City Council

1. Conduct the Public Hearing: Open the public hearing, Report Council disclosures, Receive public testimony, Close the public hearing.
2. Adopt **Resolution 2017-098**, amending and/or approving the Engineer's Report regarding the Coastal Rail Trail Maintenance District.
3. Adopt **Resolution 2017-099**, ordering the levy and collection of the annual assessments regarding the Coastal Rail Trail Maintenance District for Fiscal Year 2017/18.

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

[B.3. Updated Report #1](#)

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COUNCIL ACTION: Approved 5/0

B.4. Public Hearing: Commercial Solid Waste Rate Increases Fiscal Year (FY) 2017-18. (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; Close the Public Hearing.
2. Following the Public Hearing, if the City does not receive written protests against the proposed increases to the rates for the trash collection fees by a majority of owners of the parcels within the City, adopt **Resolution 2017-104** approving EDCO's rate review request increasing commercial solid waste and recycling rates for FY 2017-18 in accordance with the Franchise Agreement.

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

[B.4. Updated Report #1](#)

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COUNCIL ACTION: Approved 5/0

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

Submit speaker slips to the City Clerk.

C.1. General and Specialized Law Enforcement and Traffic Services Agreement.
(File 0250-30)

Recommendation: That the City Council

1. Adopt **Resolution 2017-112** authorizing the City Manager to execute the Agreement for General and Specialized Law Enforcement and Traffic Services between the City of Solana Beach and the County of San Diego for a five-year term beginning July 1, 2017 through June 30, 2022.

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

[C.1. Updated Report #1](#)

Posted Reports & Supplemental Docs contain records up to the cut off time, prior to the start of the meeting, for processing new submittals. The final official record containing handouts, PowerPoints, etc. can be obtained through a Records Request to the City Clerk's Office.

COUNCIL ACTION: Approved 5/0

C.2. Refunding Of Solana Beach Public Financing Authority, Subordinate Wastewater Revenue Bonds, Series 2006. (File 0340-45)

Recommendation: That the City Council

1. Approve **Resolution 2017-105** authorizing the issuance and sale of Wastewater Revenue Refunding Bonds and approving certain other actions in connections therewith.

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

Posted Reports & Supplemental Docs contain records up to the cut off time, prior to the start of the meeting, for processing new submittals. The final official record containing handouts, PowerPoints, etc. can be obtained through a Records Request to the City Clerk's Office.

COUNCIL ACTION: Approved 5/0

C.3. Adopt (2nd Reading) Ordinance 477 Subjecting the City of Solana Beach to the California Uniform Public Construction Cost Accounting Act. (File 0370-28)

Recommendation: That the City Council

1. Adopt **Ordinance 477** that details the formation of the Solana Beach Uniform Public Construction Cost Accounting Policies and Procedures.

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

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COUNCIL ACTION: Approved 5/0

WORKPLAN COMMENTS:

Adopted June 8, 2016

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 (Edson, alternate).
- b. County Service Area 17 – Marshall (Nichols, alternate).
- c. Escondido Creek Watershed Authority – Marshall/Staff (no alternate).
- d. League of Ca. Cities’ San Diego County Executive Committee – Nichols (Edson, alternate) and any subcommittees.
- e. League of Ca. Cities’ Local Legislative Committee – Nichols (Edson, alternate)
- f. League of Ca. Cities’ Coastal Cities Issues Group (CCIG) – Nichols (Edson, alternate)
- g. North County Dispatch JPA – Marshall (Edson, alternate).
- h. North County Transit District – Edson (Nichols, alternate)
- i. Regional Solid Waste Association (RSWA) – Nichols (Hegenauer, alternate).
- j. SANDAG – Zito (Primary), Edson (1st alternate), Nichols (2nd alternate) and any subcommittees.
- k. SANDAG Shoreline Preservation Committee – Zito (Hegenauer, alternate).
- l. San Dieguito River Valley JPA – Hegenauer (Nichols, alternate).
- m. San Elijo JPA – Marshall, Zito (City Manager, alternate).
- n. 22nd Agricultural District Association Community Relations Committee – Marshall, Edson.

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

- a. Business Liaison Committee – Zito, Edson.
- b. Highway 101 / Cedros Ave. Development Committee – Edson, Nichols.
- c. Fire Dept. Management Governance & Organizational Evaluation – Edson, Hegenauer
- d. I-5 Construction Committee – Zito, Edson.
- e. Parks and Recreation Committee – Nichols, Zito
- f. Public Arts Committee – Marshall, Hegenauer.
- g. School Relations Committee – Nichols, Hegenauer.

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 28, 2017 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, 2017 at 4:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., June 28, 2017, 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, July 20, 2017, 6:30 p.m. (City Hall)
- **Climate Action Commission**
Wednesday, July 19, 2017, 5:30 p.m. (City Hall)
- **Parks & Recreation Commission**
Thursday, July 13, 2017, 4:00 p.m. (Fletcher Cove Community Center)
- **Public Arts Commission**
Tuesday, July 25, 2017, 5:30 p.m. (City Hall)
- **View Assessment Commission**
Tuesday, July 18, 2017, 6:00 p.m. (Council Chambers)