

CITY OF SOLANA BEACH

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



MINUTES

Joint REGULAR Meeting

Wednesday, April 22, 2015 * 6:00 P. M.

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

- Minutes contain a summary of significant discussions and formal actions taken at a City Council meeting.
- 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](#).

CALL TO ORDER AND ROLL CALL:

Mayor Heebner called the meeting to order at 6:00 p.m.

Present: Mayor Lesa Heebner, Deputy Mayor David A. Zito, Councilmembers Peter Zahn, Mike Nichols, Ginger Marshall

Absent: None

Also Present: David Ott, City Manager
Johanna Canlas, City Attorney
Angela Ivey, City Clerk
Wende Protzman, Community Development Dir.
Mo Sammak, City Engineer/Public Works Dir.
Marie Berkuti, Finance Manager
Danny King, Sr. Management Analyst

APPROVAL OF AGENDA:

MOTION: Moved by Zito and seconded by Nichols. **Motion carried unanimously.**

PRESENTATIONS:

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

SANDAG - San Diego Forward: The Regional Plan

ORAL COMMUNICATIONS: None

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.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. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council Meetings held January 5, January 14, January 28, February 11, February 25, 2015.

This item was pulled from the agenda.

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

Recommendation: That the City Council

1. Ratify the list of demands for March 14, 2015 through March 27, 2015.

[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.

MOTION: Moved by Zito and seconded by Zahn. **Motion carried unanimously.**

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 \(click here\)](#)

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MOTION: Moved by Zito and seconded by Zahn. **Motion carried unanimously.**

A.4. San Dieguito County Park Frontage, Landscaping and Parking Improvements.
(File 0820-45, 0400-10)

Recommendation: That the City Council

1. Adopt **Resolution 2015-039:**
 - a. Awarding a construction contract for the San Dieguito County Park Parking Improvements, Bid No. 2015-01, in the amount of \$67,550, to Blue Pacific Engineering & Construction.
 - b. Approving an amount of \$7,940 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 construction contingency amount.
- e. Appropriating \$75,000 into the San Dieguito County Park Parking Improvement Project in the City CIP fund from Grant Fund revenue for a grant received from the County of San Diego for the Neighborhood Reinvestment Program.
- f. Authorizing the City Treasurer to amend the Fiscal Year 2014-2015 Adopted Budget accordingly.

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

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MOTION: Moved by Zito and seconded by Zahn. **Motion carried unanimously.**

B. PUBLIC HEARINGS: (B.1.)

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. 105 N. Cedros - Conditional Use Permit (CUP) Modification at an existing Wireless Communications Facility Applicants: Sprint c/o Crown Castle, Case No. 17-15-05. (File 0610-60)

Because the Act mandates that the project be approved, 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 15301 of the State CEQA Guidelines; and
3. Adopt **Resolution 2015-042** conditionally approving a CUP to modify an existing WCF located within the existing tower of the Solana Beach Train Station as mandated by the Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012.

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

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David Ott, City Manager, introduced the item.
Corey Andrews, Principal Planner, presented a Powerpoint (on file).

Council reported disclosures all having familiarity with the site and no contact with the applicant.

Mark Carney, applicant representative, stated that they agree with the conditions placed on the project with the exception of one condition regarding the five year minimum, that they would rather have a 10 year minimum for this project.

Johanna Canlas, City Attorney, stated that the ten year request would be in compliance with state law, so if council agreed to change it that the resolution would be amended to reflect it.

MOTION: Moved by Zito and seconded by Nichols to close public hearing. **Motion carried unanimously.**

MOTION: Moved by Zito and seconded by Zahn to approve with modification to the CUP expiration date to reflect 10 years. **Motion carried unanimously**

C. STAFF REPORTS: (C.1.)

Submit speaker slips to the City Clerk.

C.1. Consideration of Letter of Support for Senate Bill 16 (Beall) – Transportation Funding. (File No 0410-48)

Staff recommends the City Council:

1. Approve the Letter of Support for SB 16 (Beall) regarding transportation funding.

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

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David Ott, City Manager, introduced the item.

Dan King, Assistant to City Manager, presented a PowerPoint (on file).

Council and Staff discussed that population would be used to determine the allocation.

Councilmember Marshall stated that she was not in support of raising gas taxes for transportation and Sacramento appropriating funds and asking people to pay for it and asked that her actual name not be placed on the letter.

Councilmember Nichols asked to add to the motion to add a sentence referencing that it be spent for what it was allocated for.

MOTION: Moved by Zahn and seconded by Zito. **Motion carried 4/1** (Noes: Marshall).

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.

Mayor Heebner reported that the City paid for her for her lodging and airfare to Washington D.C. for the sand replenishment meetings.

COUNCIL COMMITTEE REPORTS:

Council reported committee activity.

ADJOURN:

Mayor Heebner adjourned the meeting at 7:46 p.m.

Angela Ivey, City Clerk

Approved Date: November 18, 2015