



# CITY OF SOLANA BEACH

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

## MINUTES

Joint REGULAR Meeting

Wednesday, February 23, 2022 \* 6:00 p.m.

Teleconference Location Only-City Hall/Council Chambers, 635 S. Highway 101, Solana Beach, California

This meeting will be conducted in accordance with California Government Code sections 54953(e) and 54954.3 and other applicable law.

### CITY COUNCILMEMBERS

**Les a Heebner, Mayor**

**Kelly Harless**  
Deputy Mayor

**David A. Zito**  
Councilmember  
District 1

**Jewel Edson**  
Councilmember  
District 3

**Kristi Becker**  
Councilmember

Gregory Wade  
City Manager

Johanna Canlas  
City Attorney

Angela Ivey  
City Clerk

#### SPEAKERS:

See Public Participation on the first page of the Agenda for publication participation options.

#### 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:

Mayor Heebner called the meeting to order at 6:12 p.m.

Present: Les a Heebner, Kelly Harless, David A. Zito, Jewel Edson, Kristi Becker,

Absent: None

Also Greg Wade, City Manager

Present: Johanna Canlas, City Attorney

Angela Ivey, City Clerk

Dan King, Assistant City Manager

Mo Sammak, City Engineer/Public Works Dir.

Ryan Smith, Finance Dir.

Joseph Lim, Community Development Dir.

**CLOSED SESSION REPORT:** None

**FLAG SALUTE:**

#### APPROVAL OF AGENDA:

**Motion:** Moved by Councilmember Becker and second by Councilmember Zito to approve.

**Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

## **ORAL COMMUNICATIONS:**

**Note to Public:** Refer to [Public Participation](#) for information on how to submit public comment.

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 joining the virtual meeting online to speak live, per the Public Participation instructions on the Agenda.

Pursuant to the Brown Act, no action shall be taken by the City Council on public comment items. No written correspondence may be submitted in lieu of public speaking. Council may refer items to the City Manager for placement on a future agenda. The maximum time allotted for each speaker is THREE MINUTES (SBMC 2.04.190).

Barbara Gordon spoke about her work with the San Dieguito Alliance and the San Diego County's Tobacco Control Coalition and support for the California Assembly Bill 1690 to ban the single use cigarette filters, single use electronic cigarettes and some vape products statewide to protect the environment from non-biodegradable and toxic litter.

## **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.6.)**

**Note to Public:** Refer to [Public Participation](#) for information on how to submit public comment.

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 written correspondence for the record to be filed with the record or by joining the virtual meeting online to speak live, per the Public Participation instructions on the Agenda. The maximum time allotted for each speaker is THREE MINUTES (SBMC 2.04.190).

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 January 22, 2022 – February 04, 2022.

#### [Item A.1. 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 Councilmember Zito and second by Deputy Mayor Harless to approve.  
**Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

#### **A.2. General Fund Budget Adjustments for Fiscal Year 2021/2022.** (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2021/2022 General Fund Adopted Budget.

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

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Clerk's Office.

**Motion:** Moved by Councilmember Zito and second by Deputy Mayor Harless to approve. **Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

**A.3. Street Maintenance & Repair Project Fiscal Year (FY) 2021-22.** (File 0820-35)

Recommendation: That the City Council

1. Adopt **Resolution 2022-019:**

- a. Awarding a construction contract for the FY 21-22 Street Maintenance & Repair Project, Bid 2022-01, in the amount of \$547,612, to PAL General Engineering.
- b. Approving an amount of \$155,888 for construction contingency.
- c. Authorizing the appropriation of \$17,500 from the Public Arts Reserve account to the General Fund CIP for the installation of the art pads at Las Banderas/San Andreas Drive and North Cedros Avenue/E. Cliff Street.
- d. Authorizing the City Manager to execute the construction contract on behalf of the City.
- e. Authorizing the City Manager to approve cumulative change orders up to the construction contingency amount.

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

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**Motion:** Moved by Councilmember Zito and second by Deputy Mayor Harless to approve. **Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

Councilmember Edson made comments about the proposed speed cushions on South Cedros, striping and painting for vehicles and bike lanes, the asphalt turn on Ida and the art pad at San Andres and Las Banderas that are included in the project.

**A.4. Destruction of Obsolete Records.** (File 0170-50)

Recommendation: That the City Council

1. Adopt **Resolution 2022-018** authorizing the destruction of officially obsolete records.

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

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**Motion:** Moved by Councilmember Zito and second by Deputy Mayor Harless to approve. **Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

**A.5. Oppose Initiative 21-0042A1 – Taxpayer Protection and Government Accountability Act.** (File 0480-70)

Recommendation: That the City Council

1. Adopt **Resolution 2022-021** opposing Initiative 21-0042A1 the Taxpayer Protection and Government Accountability Act.

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

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**Motion:** Moved by Councilmember Zito and second by Deputy Mayor Harless to approve.  
**Approved 5/0.** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

**B. PUBLIC HEARINGS:** (B.1.)

**Note to Public:** Refer to [Public Participation](#) for information on how to submit public comment.

Any member of the public may address the City Council on an item of concern by submitting written correspondence for the record to be filed with the record or by registering to join the virtual meeting online to speak live, per the Public Participation instructions on the Agenda. The maximum time allotted for each speaker is THREE MINUTES (SBMC 2.04.190).

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 have three minutes each.

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.

**B.1. Public Hearing: 603 Glencrest Pl., Applicant: Johnson, Case: DRP20-016/SDP20-022.** (File 0600-40)

The proposed project could be found to be consistent with the General Plan and the underlying SBMC could be found, as conditioned, to meet the discretionary findings required as discussed in this report to approve a DRP. 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 15303 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the project, adopt **Resolution 2022-014** conditionally approving a DRP and SDP to allow for the construction of a first-story remodel and new second-story addition to an existing one-story, single-family residence with an attached garage at 603 Glencrest Place, Solana Beach.

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

[Item B.1. Supplemental Docs \(updated 2-17-22\)](#)

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Greg Wade, City Manager, introduced the item.

Tiffany Wade, Sr. Assistant Planner, presented a PowerPoint (on file).

Todd Johnson, Applicant, spoke about he and his wife's project, plans to live in the home, and their involvement in the community.

Council and Applicant discussed the plans for the trees and that only one would be removed.

**Motion:** Moved by Councilmember Zito and second Deputy Mayor Harless to close the public hearing. **Approved 5/0:** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

**Motion:** Moved by Councilmember Zito and second by Councilmember Edson to approve. **Approved 5/0:** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

### **C. STAFF REPORTS: (C.1. – C.2.)**

**Note to Public:** Refer to [Public Participation](#) for information on how to submit public comment.

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#### **C.1. La Colonia Master Plan Update.** (File 0720-15)

Recommendation: That the City Council

1. Adopt **Resolution 2022-017** authorizing the City Manager to execute a Professional Services Agreement, in an amount not to exceed \$52,140, with Van Dyke Landscape Architects to update the La Colonia Master Plan, which would incorporate the vacant City-owned parcels north of the La Colonia Skate Park.
2. Authorizing an appropriation of \$32,140 from the General Fund Undesignated Reserve Fund into the project account for the La Colonia Master Plan Update.
3. Authorizing the City Treasurer to amend the FY 2021/2022 and FY 2022/23 Adopted Budget accordingly.

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

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Greg Wade, City Manager, introduced the item.

Mo Sammak, Engineering/Public Works Dir., presented a PowerPoint (on file).

Council and Staff discussed the scope and what might be missing, parking, relocation of the museum, work on the community center, and what might be the best use of the additional property acquired north of the park.

Council and Mitch Phillippe, Van Dyke, discussed the online survey for public input, measuring responses by requiring the address of the person providing input so that those closer to the property may be weighted differently than those not in the immediate area, using Google Survey that would require a log in and email to answer the questions, watching for duplications, and providing some sample questions before distribution.

Joe Behrmann spoke about an idea for the newly acquired land in La Colonia called Edible Eden as a community fruit and pollinator garden, the environmental benefit offsetting carbon by adding trees and landscaping, that it could also be used for a meeting and reflecting area, and asked that it be added to the Master Plan.

Council, Staff, and Mr. Behrmann spoke about the community contribution for the upkeep of such a fruit forest, buy-in from local garden programs and the schools, whether it may be an added benefit for the community, and obtaining public input for the idea through an online portal in addition to the survey.

**Motion:** Moved by Mayor Heebner and second by Deputy Mayor Harless to approve.  
**Approved 5/0:** Ayes: Heebner, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

## **C.2. Fire Department Community Risk Assessment & Standards of Cover and Management/Administrative Assessment.** (File 0260-10)

Recommendation: That the City Council

1. Receive the presentation from the Fire Department and Fitch and Associates, LLC, and provide feedback.

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

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Greg Wade, City Manager, introduced the item.

Mike Stein, Fire Captain, said that the document examined the potential risks in the community as well as the fire department's capabilities to meet the risks, provides a benchmark that City officials and fire department management would use to measure success, it will be a comprehensive document evaluating both fire department operations and management.

Mike Despin, Fitch and Associates, presented a PowerPoint (on file) reviewing the process and the contents of the document and potential strategic recommendations.

Council, Chief Stein, and Mr. Despin discussed that a resulting plan could be conducted by Fitch and Associates or another firm, to consider doing it every five years, that it was an appropriate time to implement it, call volumes might be increasing due to the aging population demographic that uses 9-1-1 even though the population numbers have remained stagnant, possible managing call volumes with fire prevention and public education instead of adding more firefighters, that all current stations were within normal call volumes in overall comparison to other stations, recommendations may include administrative instead of deployment, that the service levels due to events at the Fairgrounds was not part of the analysis but that it could be reviewed again separately, that call volume plummeted during COVID, that the goals will be shared with CSA-17, that they agreed with the analysis performed by Fitch and Associates.

## **A.6. Oppose City of Oceanside's Planned Beach Sand Replenishment and**

**Retention Device Project.** (File 0480-75)

Recommendation: That the City Council

1. Adopt **Resolution 2022-016** approving a statement of opposition to constructing devices that could interfere with the natural flow of beach sand.

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

[Item A.6. Supplemental Docs \(updated 2-23-22 at 3:00pm\)](#)

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Greg Wade, City Manager, introduced the item spoke about the projected pilot project that Oceanside was considering for sand retention with the use of jetties that would extend perpendicularly from the shoreline out into the ocean with the purpose of trapping sand that would normally follow a natural flow to areas south of Oceanside and would in turn potentially limit sediment transport along the coast to neighboring coastal cities and therefore an opposition was being considered.

Shari Mackin said that this was a regional problem and would like to see it pulled back and work through SANDAG working groups rather than off on their own and take into consideration the neighbors south of Oceanside.

**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve. **Approved 4/0/1.** Ayes: Heebner, Becker, Harless, Edson. Noes: None. Abstain: Zito. Motion carried unanimously.

**COMPENSATION & REIMBURSEMENT DISCLOSURE:** None

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)**

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

**CITIZEN COMMISSION(S)**

**ADJOURN:**

Mayor Heebner adjourned the meeting at 7:50 p.m. in memory of Mary Zito and in honor of organ donors everywhere.

Angela Ivey, City Clerk

Council Approved: May 11, 2022