

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
REDEVELOPMENT AGENCY and PUBLIC FINANCING AUTHORITY
JOINT SPECIAL MEETING

TUESDAY, JUNE 19, 2007
6:00 P.M.

CITY COUNCIL CHAMBERS
635 S. HIGHWAY 101
SOLANA BEACH, CALIFORNIA

The City Council acts as the City of Solana Beach Redevelopment Agency and the Public Financing Authority.

NOTICE

In compliance with the Americans with Disabilities Act, persons with a disability may request an agenda in appropriate alternative formats as required by Section 202 of the Americans with Disabilities Act of 1990. 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 at (858) 720-2400 at least 48 hours before 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.

The Regular Meetings of the City Council are scheduled for 2nd and 4th Wednesdays and are broadcast live on Cox Communications, Channel 19, and Time Warner, Channel 24.

A full City Council agenda packet with all backup information is available at City Hall and the Solana Beach branch of the San Diego County Library the Friday before each Council meeting and on the web at www.ci.solana-beach.ca.us.

CITY COUNCILMEMBERS

LESA HEEBNER, MAYOR
JOE G. KELLEJIAN, DEPUTY MAYOR
DAVID W. ROBERTS, COUNCILMEMBER

**MIKE NICHOLS, COUNCILMEMBER
THOMAS M. CAMPBELL, COUNCILMEMBER**

DAVID OTT
CITY MANAGER

JAMES P. LOUGH
CITY ATTORNEY

ANGELAIVEY
CITY CLERK

Please submit your speaker slip to the City Clerk prior to the meeting or the announcement of the Item.

CALL TO ORDER AND ROLL CALL:

FLAG SALUTE:

APPROVAL OF AGENDA:

COUNCIL ACTION: Approved 5/0 to approve the agenda

PRESENTATIONS:

A. San Dieguito Park

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 to the City Clerk (located on the back table). 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. Items can be referred to the City Manager for placement on a future agenda. The maximum time allotted for each presentation is THREE MINUTES as per SBMC . (Be aware of the timer lights on the Council dais.)

COMMUNITY ANNOUNCEMENTS:

COMMENTARY:

CONSENT CALENDAR: (Action Items)(Items 1-4)

Items listed on the Consent Calendar are considered routine; however, any member of the public may address the City Council on an item of concern by submitting to the City Clerk a request to speak form 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 all other Consent Calendar items removed by the public will be discussed immediately after approval of the Consent Calendar.

1. Waive text reading of ordinances.

- A. Approve waiving the text reading of ordinances on this agenda pursuant to Solana Beach Municipal Code Section 2.04.460.

COUNCIL ACTION: Approved 5/0 to approve the consent calendar

2. Award Construction Contract for the 2007 Street Repair and Slurry Seal Project, Bid No. 2007-04. (File No. 0400-10)

- A. Adopt Resolution No. 2007-082:

1. Awarding the bid submitted by American Asphalt South, Inc., in the amount of \$217,440 for the 2007 Street Repair and Slurry Seal Project.
2. Approving an amount of \$22,560 for construction contingency and authorizing the City Manager to execute the construction contract on behalf of the City.

[Item 2 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve the consent calendar

3. **Notice of Completion, Solana Beach Pump Station Forcemain Replacement Project, Bid No. 2006-08 and authorize amendment to the agreement with Dudek & Associates. (File No. 0400-10)**
 - A. Adopt Resolution No. 2007-076:
 1. Accepting as complete the Solana Beach Forcemain Project, Bid No. 2006-08 constructed by ARB, Inc.
 2. Approving Amendment No. 2 with Dudek & Associates in the amount of \$26,539.

[Item 3 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve the consent calendar

4. **Approve Change Order for private sewer laterals installation for South Solana Sewer Assessment District Project. (File No. 0400-10)**
 - A. Adopt Resolution No. 2007-081 in accordance with the sewer lateral list presented to City Council as attachment 1:
 1. Approving a change order to the contract with Zondiros Corporation for payment of private sewer laterals installed in conjunction with the South Solana Sewer Assessment District as the contract unit prices, an amount of \$69,225.
 2. Authorizing refund of money paid by property owners for sewer laterals that cost less than that collected by the City.
 3. Authorizing the collection of additional money from property owners for sewer laterals that cost more than that collected by the City.

[Item 4 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve the consent calendar

PUBLIC HEARINGS continued: (Items 5 and 6)

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 to the City Clerk (located on the back table). 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 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 SSMC 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 three-minute timer light on the Council Dais.

5. **Request for a Development Review Permit and a Structure Development Permit to remodel, reconstruct and provide square footage additions to an existing 2,106 square foot, two story residence including garage on property at 118 Brookdale Place (Case: 17-06-30 DRP/SDP; Applicant Louis E. Hallman III and Sherry L. Mesman). (File No. 0600-40)**

- A. Find the project exempt from the California Environmental Quality Act pursuant to Section 15332 of the State CEQA Guidelines; and
- B. Adopt the attached Resolution No. 2007-083 conditionally approving a Development Review Permit and Structure Development Permit to remodel and provide square footage additions to an existing two-story residence located at 118 Brookdale Place.

[Item 5 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 4/0/1 to close the public hearing (Absent: Campbell)

COUNCIL ACTION: Approved 4/0/1 to approve project with modifications. (Councilmember Campbell recused himself due to a conflict of interest, living within 500 ft. of the project area.) (Absent: Campbell)

6. **Request for a Development Review Permit and a Structure Development Permit to demolish an existing single-family residence and construct a new 4,348 square foot, single-family residence with an accessory living unit on a property located at 548 North Rios Avenue, Solana Beach (Case: 17-06-39 DRP/SDP; Applicant: Richard and Linda Kwasny). (File No. 0600-40)**

- A. Find the project exempt from the California Environmental Quality Act pursuant to Section 15332 of the State CEQA Guidelines; and
- B. Adopt Resolution 2007-080 conditionally approving a Development Review Permit and Structure Development Permit to construct a new single-family residence with accessory living unit on property at 548 North Rios Avenue, subject to the conditions of approval stated therein.

[Item 6 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to close the public hearing

COUNCIL ACTION: Approved 5/0 to approve the project with modifications

STAFF REPORTS: (Items 7-10)

Submit speaker slips to the City Clerk.

7. **Support for SB 286 (Lowenthal/Dutton) and an allocation of \$1 billion from the state budget under Proposition 1B (transportation) funding for fiscal year 2007-08. (File No. 0480-70)**

- A. Adopt Resolution No. 2007-088 supporting SB 286 regarding Proposition 1B's allocation formula.

[Item 7 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve Staff recommendation

8. **Adoption of City Investment Policy. (File No. 0350-30)**

- A. Adopt Resolution No. 2007-068 approving the City's Investment Policy for fiscal year 2007-2008.

[Item 8 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve Staff recommendation

9. **Establish Fixed Dates for City Council Sub-Committees Meetings. (File No. 0410-20)**
A. Receive report, City Council discussion, and provide direction.

[Item 9 Report \(Click Here\)](#)

10. **Establish the Appropriations Limit for Fiscal Year 2007/08. (File No. 0330-30)**
A. Adopt Resolution No. 2007-074 establishing the 2007/08 Appropriations Limit in accordance with Article XIII B of the California Constitution and Government Code Section 7910 to be 24,668,117.

[Item 10 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve Staff recommendation

ORDINANCE INTRODUCTION: 1st Reading (Item 11)

Submit speaker slips to the City Clerk.

11. **State and City Video Franchises (File No. 1000-10)**
A. Adopt Ordinance No. 363
1. Authorizing the City of Solana Beach to receive a franchise fee of 5% of gross revenues and an additional 1% of gross revenues for Public Education and Government purposes.
 2. Authorizing the City of Solana Beach to audit the business records of a state video franchisee once annually.
 3. Establishing customer service penalties.

[Item 11 Report \(Click Here\)](#)

COUNCIL ACTION: Approved 5/0 to approve Staff recommendation

WORKPLAN COMMENTS: (Adopted June 28, 2006)

Material is located in front section of agenda binder.

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:

Please state the committee you are speaking to before making each report.

Regional Committees: (outside agencies)

1. California Cities Contract Association (CCCA) - Roberts, Heebner (alternate).
2. City Selection Committee - Kellejian (meets twice a year)
3. County Service Area 17 - Campbell, Nichols (alternate).
4. Escondido Creek Watershed Authority - Nichols, Roberts (alternate).
5. League of Ca. Cities' San Diego County Executive Committee - Roberts, Kellejian (alternate).
6. League of Ca. Cities' Local Legislative Committee - Roberts, Kellejian (alternate).
7. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Roberts, Kellejian (alternate).
8. North County Dispatch JPA- Nichols, Campbell (alternate).
9. North County Transit District - Roberts, Heebner (alternate).
10. Regional Solid Waste Association (RSWA) - Nichols, Kellejian (alternate).
11. SANDAG - Heebner (Primary), Roberts (1st alternate), Nichols (2nd alternate).
12. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate).
13. San Dieguito River Valley JPA- Roberts, Nichols (alternate).
14. San Elijo JPA- Campbell, Roberts (both primary members) (no alternates).
15. 22nd Agricultural District Association Community Relations Committee - Roberts, Campbell (alternate).

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

1. Business Liaison Committee - Roberts, Campbell.
2. School Relations Committee - Roberts, Campbell.
3. Public Arts Committee - Roberts, Nichols.
4. Traffic Transportation - Heebner, Kellejian.
5. Highway 101 / Cedros Ave. Development Committee - Heebner, Nichols.

Ad Hoc Committees: (All Primary Members) (Temporary Committees)

1. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 14, 2008 or at the California Coastal Commission adoption.
2. Sand Replenishment Alternative Review - Kellejian, Campbell. Expires November 8, 2007.
3. Views and Vegetation Subcommittee - Roberts, Nichols. Expires November 8, 2007.
4. User Fee Ad-Hoc Committee - Roberts, Campbell. Expires June 30, 2007.
5. Development Review - Heebner, Nichols. Expires November 29, 2007.
6. La Colonia Park Needs Assessment Committee - Heebner, Nichols. Expires June 13, 2008.
7. Condohotel - Heebner, Campbell. Expires October 24, 2007.

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 the Agenda for the June 19, 2007 Council Meeting as called by City Council, Redevelopment Agency, and the Public Financing Authority of the City of Solana Beach, California, was provided and posted on June 14, 2007 at 5:30 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 19, 2007, 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.

1. Budget & Finance Committee Thursday, June 21, 2007, 6:00 p.m. (Council Chambers)
2. Public Arts Advisory Commission Tuesday, July 10, 2007, 3:30 p.m. (Council Chambers)
3. Parks & Recreation Commission Thursday, July 12, 2007, 4:00 p.m. (La Colonia Park)
4. Public Safety Commission Tuesday, July 10, 2007, 6:30 p.m. (Council Chambers)
5. View Assessment Committee Monday, June 25, 2007, 6:00 p.m. (Council Chambers)