

# 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 **REGULAR** Meeting  
WEDNESDAY, NOVEMBER 12, 2008

**5:58 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 or by email at least 72 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 the 2nd and 4th Wednesdays and are broadcast live on Cox Communications, Channel 19, and Time Warner, Channel 24. Council meetings are archived and available for viewing. The video taping of meetings are maintained as a permanent record and contain a detailed account of the proceedings.

A full City Council agenda packet with backup information is available at City Hall, at the Solana Beach branch of the San Diego County Library (157 Stevens Ave.), and online [www.ci.solana-beach.ca.us](http://www.ci.solana-beach.ca.us) at least 72 hours prior to the meeting. Agenda related writings or documents regarding an agenda item and that are received after the distribution of the agenda but at least 1 hour 30 minutes prior to the meeting will be available for public viewing at City Hall and posted online with the agenda.

### **CITY COUNCILMEMBERS**

**DAVID W. ROBERTS, MAYOR**

**MIKE NICHOLS, DEPUTY MAYOR**  
**THOMAS M. CAMPBELL, COUNCILMEMBER**  
**LESA HEEBNER, COUNCILMEMBER**  
**JOE G. KELLEJIAN, COUNCILMEMBER**

DAVID OTT  
CITY MANAGER

JOHANNA N. CANLAS  
CITY ATTORNEY

ANGELAIVEY  
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.

**CALL TO ORDER AND ROLL CALL:**

**FLAG SALUTE:**

**APPROVAL OF AGENDA:**

**COUNCIL ACTION: Approved 4/0/1 to approve requested that item C.3. be moved to Consent. Deputy Mayor Nichols abstained in the vote due to missing a portion of the discussion. (Abstain: Nichols)**

**PROCLAMATIONS: None**

**PRESENTATIONS:**

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

2. City Plans Map Donation
1. Public Arts Advisory Commission
3. Green Recognition

**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.

**COMMUNITY ANNOUNCEMENTS:**

**COMMENTARY:**

**A. CONSENT CALENDAR: (Action Items)**

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 P-Ublic will be discussed immediately after approval of the Consent Calendar.

**A.1. Waive the reading of Ordinances.**

Recommendation: That the City Council

1. 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**

**A.2. Minutes of the City Council.**

Recommendation: That the City Council

1. Approve the Minutes of the Special City Council meeting held April 28, 2008.

Approved

Minutes <https://www.cityofsolanabeach.org/en/government/public-meetings/agendas-minutes-videos>

**COUNCIL ACTION: Approved 5/0**

**A.3. Register Of Demands. (File 0300-30)**

Recommendation: That the City Council

1. Ratify the list of demands for September 27 - October 10, 2008.

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

**COUNCIL ACTION: Approved 5/0**

**A.4. Eden Gardens Sewer Pump Station Communication Consultant Contract. (0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2008-188 approving a contract with DLT&V Systems Engineering for designing, supplying, programming and assisting the startup of communication hardware and software for a not-to-exceed amount of \$48,899.

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

**COUNCIL ACTION: Approved 5/0**

**A.5. Del Mar Shores Beach Access Stairway Design Proposal. (File 0400-10)**

Recommendation: That the City Council

1. Adopt Resolution 2008-181 approving the proposal by Noble Consultants, Inc. in the amount of \$44,718 for preliminary engineering/design of the Del Mar Shores Beach Access Stairway.

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

**COUNCIL ACTION: Approved 5/0**

**C.3. Public Art Project - Gull Sculpture. (File 0910-45)**

Recommendation: That the City Council

1. Refer the Gull project back to the PAAC for further consideration of public comments including potential design changes and installation sites before providing a final recommendation on the proposed site.

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

**COUNCIL ACTION: Approved 5/0**

**NOTE: The City Council shall not begin a new agenda item after 10:30 p.m. unless approved by a unanimous vote of all members present. (SBMC 2.04.070)**

**B. PUBLIC HEARINGS:**

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. Conditional Use Permit Request for 521 Pacific Avenue, Case 17-08-05, Applicant: David J. Winkler. (File 0610-60)**

Recommendation: That the City Council

1. Report Council Disclosures
2. Conduct the Public Hearing: Open the public hearing, Receive public testimony, Close the public hearing.
3. Find that the Initial Study and Mitigated Negative Declaration (MND) prepared for the project (SCH# 2008061106) has been prepared consistent with CEQA and the 2008 State CEQA Guidelines and certify the Initial

Study and MND as a subsequent project identified in the 2003 Master EIR (MEIR), as required by the California Environmental Quality Act (CEQA).

4. Adopt the Mitigation Monitoring and Reporting Program prepared for the project.
5. Adopt Resolution 2008-157 conditionally approving the request for a Conditional Use Permit to repair conduct maintenance and extend the seawall along the coastal bluff below 521 Pacific Avenue.

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

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

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

**B.2. Development Review and Structure Development Permit Request for 545 Stevens Ave., Solana Beach Self-Storage (Case 17-06-03, Applicant: Proptech, George Hunt. (File 0600-40)**

Recommendation: That the City Council

1. Report Council disclosures.
2. Conduct the Public Hearing: Open the public hearing, Receive public testimony, Close the public hearing.
3. Certify that the Initial Study and Mitigated Negative Declaration prepared for the project has been prepared consistent with CEQA and the 2008 State CEQA Guidelines and certify the Initial Study and Mitigated Negative Declaration.
4. Adopt the Mitigation Monitoring and Reporting Program prepared for the project.
5. Adopt Resolution 2008-140 conditionally approving the request for a Development Review Permit and Structure Development Permit to redevelop an existing self-storage facility for the continued use with a larger storage capacity at 545 Stevens Avenue.

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

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

**COUNCIL ACTION: Approved 3/2 to approve with modifications mentioned by Mayor Nichols earlier.(Noes: Roberts, Campbell.)**

**C. STAFF REPORTS:**

*Submit speaker slips to the City Clerk*

**C.1. La Colonia Park & Community Center Conceptual Design Presentation. (File 0400-10)**

Recommendation: That the City Council

1. Receive the report from Van Dyke Landscape Architects and City staff.
2. Provide direction on moving forward with the project based on one of the options presented or combination thereof.

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

**C.2. Master Arts Policy Revisions - Council Policy No. 17. (File 0410-90)**

Recommendation: That the City Council

1. Adopt Resolution 2008-187 approving proposed revisions to City Council Policy No.17 - Master Arts Policy.

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

**C.4. Extension to Development Review and Structure Development Permit at 614 Mar Vista Dr., Case 17-06-12, Applicant: Ryan Gonzales. (File 0600-40)**

Recommendation: That the City Council

1. Grant the request for an extension beginning on November 8, 2008 to set a final expiration date of November 8, 2010 for the approval of 17-06-12 DRP/SDP for the construction of a new 3,838 square foot (including garage), two-story residence on property at 614 Mar Vista Drive.

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

**C.5. Adopt (2nd Reading) Ordinance 391 - Guidelines for Reviewing the Placement and Construction of Wireless Communication Facilities (WCFs). (File 1000-50)**

Recommendation: That the City Council

1. Find the project exempt from the California Environmental Quality Act pursuant to Section 15305 and/or 15308 of the State CEQA Guidelines; and
2. Adopt (2nd Reading) Ordinance 391, amending Title 17.60.120.G, of the Solana Beach Municipal Code, establishing new regulations for the review, placement, construction, and modification of wireless communication facilities.

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

**COUNCIL ACTION: Approved 5/0**

**C.6. Year-End Budget Adjustments for Fiscal Year 2007-08. (File 0330-30)**

Recommendation: That the City Council and the Redevelopment Agency Board of Directors:

1. Adopt Resolution 2008-194 revising appropriations in the Fiscal Year 2007-08 Budget.
2. Adopt Resolution 2008-195 revising revenue estimates and appropriations for the General Fund and Asset Replacement Fund.
3. Adopt Resolution RDA 034 revising the appropriations in the Fiscal Year 2007-08 Budget.

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

**C.7. California Air Resource Board's Proposed Regulations. (File 0480-70)**

Recommendation: That the City Council

1. Receive report and provide comments and direction to Mayor Roberts in regards to sending a letter of support for the two regulations being proposed by the California Air Resource Board.

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

**WORKPLAN COMMENTS:**

(Adopted June 25, 2008)

**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)**

- a. City Selection Committee - Kellejian (meets twice a year).
- b. County Service Area 17 - Campbell, Nichols (alternate).

- c. Escondido Creek Watershed Authority - Nichols, Roberts (alternate).
- d. League of Ca. Cities' San Diego County Executive Committee and its' Subcommittees - Roberts, Kellejian (alternate).
- e. League of Ca. Cities' Local Legislative Committee - Roberts, Kellejian (alternate).
- f. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Kellejian, Roberts (alternate).
- g. North County Dispatch JPA- Nichols, Campbell (alternate).
- h. North County Transit District - Roberts, Heebner (alternate).
- i. Regional Solid Waste Association (RSWA) - Nichols, Kellejian (alternate).
- j. SANDAG & its' subcommittees - Heebner (Primary), Roberts (1st alternate), Nichols (2nd alternate).
- k. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate).
- l. San Dieguito River Valley JPA- Roberts, Nichols (alternate).
- m. San Elijo JPA- Campbell, Roberts (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee - Campbell, Roberts.

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

- a. Business Liaison Committee - Roberts, Campbell.
- b. Highway 101 / Cedros Ave. Development Committee - Nichols, Heebner.
- c. 1-5 Construction Committee - Kellejian, Roberts.
- d. Public Arts Committee - Roberts, Nichols.
- e. School Relations Committee - Roberts, Campbell.

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

- a. Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires January 9, 2009.
- b. Development Review - Nichols, Heebner. Expires November 29, 2008.
- c. Environmental Sustainability - Roberts, Heebner. Expires January 9, 2009.
- d. Fletcher Cove - Campbell, Heebner. Expires November 28, 2008.
- e. La Colonia Park Needs Assessment - Nichols, Heebner. Expires June 13, 2008.
- f. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 12, 2009 or at the California Coastal Commission adoption.
- g. Solana Beach Mixed-Use Train Station Project Ad Hoc Committee - Nichols, Heebner.
- h. View Assessment - Nichols, Heebner. Expires August 28, 2009

**ADJOURN:**