

SOLANA BEACH CITY COUNCIL
REDEVELOPMENT AGENCY AND PUBLIC FINANCING AUTHORITY

JOINT **REGULAR** MEETING

MINUTES

WEDNESDAY, APRIL 23, 2008
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.

CALL TO ORDER AND ROLL CALL:

Present: Kellejian, Roberts, Nichols, Campbell, and Heebner.

Absent: None.

Also Present: David Ott, City Manager
Johanna N. Canlas, City Attorney
Angela Ivey, City Clerk
Wende Protzman, Dir Admin Service / Deputy City Manager

Dennis Coleman, Finance Director
Tina Christiansen, Community Development Dir.
Dan Goldberg, Interim Dir. Engineer/Public Works

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

FLAG SALUTE:

Councilmember Campbell led the flag salute.

APPROVAL OF AGENDA:

MOTION: Moved by Nichols and seconded by Heebner to approve, pulling Item 9 from the agenda and will bring back on May 14th and will open Item 5 but will continue it to May 14th. **Motion carried unanimously.**

PROCLAMATIONS: None**PRESENTATIONS:****1. Graffiti Presentation - San Diego County Sheriff's Department**

Captain Fowler introduced Detective Lauren McAllister, Cops Deputy David DiCarlo, and Heather Clark, Crimes Prevention Specialist, who would present a powerpoint.

Council highlighted the handout card with the Graffiti Hotline phone number.

Council, David Ott, and Captain Fowler discussed how to prevent graffiti and related violence, the need for increased patrol, and some efforts of monitoring cameras.

Council and staff discussed support being reduced, community outreach in the La Colonia area, the outreach program, the non-traditional areas including bluff areas that were affected, and increased patrols.

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. 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.)

Vickie Cypherd stated that she was speaking on behalf of the Parks and Recreation Commission regarding inviting the community to the 2nd annual Paws in the Park event.

Lynn Koniakowsky stated that she owned a new art gallery on Cedros, that she was waiting for a business license and sign permit, that her business was set back 50 yards from Cedros, that the Code Enforcement Officer stated that a sign should've been permitted at the business and that she stated that she had left several message for the City personnel and had not heard call backs. She stated that she had been waiting for several weeks and was very frustrated.

David Ott, stated that the Code Enforcement department was not the expert on the City's sign codes, and requested Tina Christiansen, Community Development Director, to address the speaker. Tina stated that she had spoken to Dan Powell, that the size and type of the sign was not allowed under the sign code, that the applicant would need to submit an application for the sign program or change the type of sign.

Council discussion ensued with David Ott, City Manager, regarding the subcommittee that was set-up to address issues business were having in the City, that the committee was also reviewing the sign ordinance, and that the ordinance was complicated and took time to review.

Margaret Schlesinger stated that the Solana Beach Presbyterian church was having an event to dispose of electronic waste on Saturday, May 3rd.

Council discussion ensued regarding the event, that dumping electronic materials was illegal, and whether the City could send out an eblast regarding the electronic waste recycling event.

Marion Dodson stated that the car allowance of \$350 was a first in Solana Beach, that it was for official use only and there should be documentation. She stated the some outside agencies gave stipends for attending meetings, that reimbursement for mileage was acceptable, that driving around town for miscellaneous functions should not be considered official business, and that ride sharing with neighboring cities should be utilized.

Council discussion ensued regarding the car allowance, that the Council researched the topic, that an estimated 16 other cities in the county had car allowances, that the League of California Cities was conducting a study on this issue across the state, that it was appropriate for Councilmembers be reimbursed for the work they do, and that this was not an agenda item and should not be discussed.

Daniel Powell stated that his tenants were part of his family, that if they were not happy he was not happy, that his tenant spoke at this meeting, and that the sign ordinance should be comprehensive. He stated that he had other tenants who also had problems obtaining sign permits, that he had been having a lot of graffiti on his properties on Cedros and that he was supportive of Council being reimbursed for expenses.

COMMUNITY ANNOUNCEMENTS:

Council made their community announcements.

COMMENTARY:

Council reported their commentary.

CONSENT CALENDAR: (Action Items) (Items 1-3)

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 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 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.

Recommendation: That the City Council

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

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

2. Financial and Economic Analysis of the Cedros Crossing Development. (File No. 0400-10)

Recommendation: That the Board of Directors

- A. Adopt Resolution RDA 032:

- A. Authorizing the Executive Director to execute an amendment to the professional services agreement with CBRE Consulting for pro forma and economic analysis not-to-exceed \$30,000, and
- B. Authorizing the Finance Officer to amend the FY 2007-08 Budget by increasing the appropriation to the line item 416-7800-7810-6530 by \$15,000.

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

3. Urban Area Security Initiative. (File 0300-30)

Recommendation: That the City Council

- A. Adopt Resolution 2008-72 authorizing the Memorandum of Agreement to allow Solana Beach to remain eligible to receive grant funds and benefits through the Urban Area Security Initiative (UASI) intended to protect the urban area in the event of a terrorist attack on the region

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

NOTE: THE CITY COUNCIL MAY NOT BEGIN A NEW AGENDA ITEM AFTER 10:30 P.M. UNLESS UNANIMOUSLY APPROVED BY THE CITY COUNCIL.

PUBLIC HEARINGS: (Items 4-7)

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 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 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 three-minute timer light on the Council Dais.

4. 514 Barbara Avenue Development Review and Structure Development Permits (Case #17-07-38, Applicants: Matthew and Cathy Meunier). (File 0600-40)

Recommendation: That the City Council

- A. Find the project categorically exempt from the California Environmental Quality Act pursuant to Section 15301 of the State CEQA Guidelines; and
- B. Adopt Resolution 2008-065 conditionally approving a Development Review Permit and a Structure Development Permit to construct a new single-family residence on property at 514 Barbara Avenue.

David Ott, City Manager, introduced the item.

Rich Whipple, Principal Planner, presented a Powerpoint.

Mayor opened the public hearing.

Mathew Muenier, applicant, stated that they worked with neighbors and thank Council for their consideration.

Council and applicant discussed a letter received from neighbor, Jan Weir, and asked how they tried to work with the issues, that the applicant stated that he initially went to all neighbors to show provisional plans and that Ms. Weir's concern was privacy, that the applicant watched how story poles cast shadows but never covered any windows on the neighbor and that she was fine, and that now there was a problem.

Jan Weir said she was the last one to be informed of what was going on, that the house was the total wall of her house, that she was notified at the end of their tour among the neighbors, that there was not any light in December on the side yard, that her family room faces that area looking at a wall which she uses regularly.

Councilmember Campbell asked Ms. Weir about the walls of her home, confirmed that she had windows on the southern side, and then stated that a view issue would had to have been filed.

Council, staff and applicant discussed the C set back zone which was 11 ft. from the property line and that Ms. Weir's property was another 17 ft. away, that the shadows hit Ms. Weir's southern wall where there were not any windows, and that her windows on her southern wall are on her setback southern wall area where the shadows never hit.

Alfredo Quintanar, architect, stated that the privacy on the north elevation did not contain living spaces other than the master bathroom and lower floor bathroom and a kitchen service door, that they would all be frosted or obscured glass for the privacy issue, and that there was articulation in this area.

Council and staff discussed the articulation from the basement to the 2nd story so it would not appear it was three stories and confirmed that it was 10 ft. setback of first and 2nd story.

Mathew Muenier, applicant, said that the railings were four inches apart having young children, California craftsman look with the railing, plan to be natural sustained wood and think it looks dneser on the drawing than he thinks they will,

Daniel Powell said he met the couple twelve years ago, that he was a neighbor by 3 blocks, that they followed the City's revamped process, that they could have built such that more views would be blocked but that they were very responsive after months of due process.

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

Council disclosed their familiarity with the project.

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

5. 355 Pacific Avenue Development Review and Structure Development Permits (Case # 17-05-37; Applicant: Don Totten). (File 0600-40) ITEM CONTINUED TO MAY 14, 2008

Recommendation: That the City Council

A. Continue the item to a future agenda date.

David Ott, City Manager, stated that the item would return Mayor opened the public hearing. David ott continue to the May 14th the applicant first time had to make revisions this time did not get in in time until after the report was out

Mayor Kellejian recessed the meeting for a break at 7:40 p.m. and reconvened the meeting at 7:50 p.m.

6. Nonconforming Uses and Structures - Introduction (1st Reading) of Ordinance 372. (File No. 0610-10)

Recommendation: That the City Council

A. Open the public hearing and take testimony from the public.

B. Close the public hearing.

C. Make the requisite findings supporting adoption of Ordinance No. 372.

D. Adopt the Negative Declaration prepared for the amendments to SBMC Chapter 17.16 "Nonconforming Uses and Structures."

E. Introduce Ordinance No. 372, amending SBMC Chapter 17.16
"Nonconforming Uses and Structures."

David Ott, City Manager, introduced the item.

Tina Christensen, Community Development Director, presented a Powerpoint.

Councilmember Heebner provided an update on the work done by the Council ad hoc committee, that the committee worked on increasing the time frame allowed to re-build a non-conforming structure with the same footprint, to add accessory units to the list of what could be fixed up, to clarify the floor area ratio requirements due to Prop A, whether a non-conforming structure could be re-furbished, that there were two additional issues that came up, that there was a vague sentence regarding whether a non-conforming building could be demolished and re-built in the same non conforming envelope, and whether a room or additional structure could be added onto the building if it did not increase the non-conformity, and that Councilmember Heebner would step down from the committee so another Councilmember could provide another point of view.

Council discussion ensued regarding the complexity of the item, that some of the updates were needed, and that others were confusing, that there should be no additions allowed on a non-conforming property until the issue had been corrected, and that Councilmember Roberts would like to serve on the Council ad hoc.

Mayor Kellejian opened the public hearing.

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

Council discussion ensued regarding having Councilmember Roberts serve on the Council ad hoc to address some of the additional concerns presented at the meeting.

David Ott, City Manager, stated that the Council could officially vote to add Councilmember Robert to the committee at another meeting.

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

Johanna Canlas, City Attorney, read the title of the ordinance.

7. Transportation Uniform Mitigation Fee for the Regional

Transportation Congestion Improvement Plan (RTCIP). (File 0840-30)

Recommendation: That the City Council

- A. Adopt Resolution 2008-069 establishing a schedule of fees for the Solana Beach Regional Transportation Congestion Program (RTCIP) to defray costs of constructing planned regional transportation facilities.

David Ott, City Manager, introduced the item.

Dennis Coleman, Finance Director, presented a Powerpoint.

Council and staff discussed whether other cities are using for commercial projects, that staff reviewed using for commercial but concentration was on what was needed to keep the funding intact, to consider using it for commercial for future needs, whether the Nexus Study is justifiable for Solana Beach, that the City would have to hold SANDAG harmless if the City was challenged, that a reason for not adding commercial in the past was that it was thought to be double dipping and that the costs would be passed onto the consumer.

Mayor opened the public hearing.

MOTION: Moved by Roberts and seconded by Heebner to close the public hearing. **Motion carried unanimously.**

MOTION: Moved by Roberts and seconded by Heebner. **Motion carried unanimously.**

STAFF REPORTS: (Item 8-16)

Submit speaker slips to the City Clerk.

8. CalPERS Valuation Study on Shared Fire Department Services. (File 0240-20)

Recommendation: That the City Council

- A. Adopt Resolution 2008-70 stating the intent to merge the fire functions of the City of Solana Beach and the City of Del Mar Fire Departments and request that CalPERS provide a valuation for determining cost or cost savings.

David Ott, City Manager, introduced the item. He stated that the City had been

evaluating sharing fire services resource for over a year, that the City had been working with the City of Del Mar and Rancho Santa Fe Fire services, that the City wanted to consider consolidating fire services with the City of Del Mar, that there was a concern with retirement benefits, that CalPers did not provide actuaries on potential consolidations, and that Del Mar staff was able to obtain an actuarial from CalPers.

John Traylor, Interim Fire Chief, stated that the City that work was done to identify maintaining excellent service and ways to contain costs, to avoid duplication of efforts, and review service delivery sustainability, that 13 options were identified, and that CalPers agreed to provide an actuarial if the Council adopted a resolution stating the intent to merge with Del Mar.

Council discussion ensued regarding that the actuarial was needed in order to make an accurate decision on merging the groups, that the Del Mar staff would be brought into the City's retirement program, that Rancho Santa Fe would not be included in the study, that they would consider a full merger after reviewing the merger between the City and Del Mar, and that the long term goal would be a full merger.

Council and staff discussed that fact that this investment of \$200 would provide the relative information required to make decisions in the future in relation to what the costs would be to bring Del Mar to the Solana Beach level and that Del Mar would pay half of the cost of the study.

MOTION: Moved by Roberts and seconded by Heebner. **Motion carried unanimously.**

9. Public Arts Advisory Commission Member Appointment. (File No. 0120-80)

Recommendation: That the City Council

- A. Make one appointment by the Council-at-large to the Public Arts Advisory Commission with a term expiration date of January 2009.

This item was continued to May 14, 2008.

10. Organic fertilizers and herbicides on the Coastal Rail Trail. (File 0840-35)

Recommendation: That the City Council

- A. Receive report stating that the Coastal Rail Trail will switch from using conventional fertilizers and herbicides to organic fertilizers and herbicides

David Ott, City Manager, introduced the item.

Dan Goldberg, Interim City Engineer/Director of Public Works, stated that the City obtained a quote from Blue Skies Landscape for the use of organic herbasides, pestasides, and fertilizer on the Coastal Rail Trail, that more materials were required in order to go organic therefore the fees were higher, the City attempted to get organic fertilizer from the San Elijo JPA, that the JPA did not have the equipment to produce fertilizer needed for the Rail Trail, that the Encina Wastewater plant would be able to produce the fertilizer needed by the City, that they would be operational in September or October, and that signs could be put on Rail Trail to indicate the use of organic products.

Council discussion ensued regarding attempting to locate organic material locally, and whether SDG&E was available to assist the City with funding of using organic products.

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

11. ICLEI Membership & Cities for Climate Protection Campaign Participation. (File 0230-25)

Recommendation: That the City Council

- A. Adopt Resolution 2008-71 to become a "Full Member" of ICLEI to make a commitment to global sustainability.

David Ott, City Manager, introduced the item.

Dan King, Environmental Specialist, presented a Powerpoint presentation.

Councilmember Roberts stated that he and Councilmember Heebner were listed on the application for membership since they served on the Council Environmental ad hoc committee, that Council would be voting on behalf of the City, and that there would be nothing to vote on at the meeting in Albuquerque.

Council discussion ensued on the fiscal impact to the City, that there could be a significant amount of staff time to accomplish requirements for this program, and that the City should budget funds ahead of time for these kinds of memberships.

MOTION: Moved by Heebner and seconded by Roberts. **Motion carried unanimously.**

12. Del Mar Fairgrounds and Horsepark Master Plan. (File 0150-85)

Recommendation: That the City Council

- A. Authorize the City Manager to send the public comment letter, dated April 23, 2008, to the 22nd DAA (District Agriculture Association).

David Ott, City Manager, introduced the item.
and stated that this is scoping process and not the formal comment period.

Rich Whipple, Principal Planner, said that the 22nd District Agriculture Association sent a notice of preparation and the City had began formulating comments in the attached draft. He presented a Powerpoint. He reviewed additional issues that staff would be adding including monument signs, the trolley system utilized throughout City streets, the traffic impact of that area of the Del Mar Downs, the proposed location of the recycling and maintenance yard at the north end of the property south of Via de la Valle and more about the operations, the lighting impact at night on the residential neighborhoods and impact on the dark sky criteria, the use of the eastern and southern parking lots off of Jimmy Durante Blvd., and the lack of a significant description of the use and expansion of those lots.

Council discussed ideas for flyway ramps and ways to reduce traffic at Via de la Valle.

Margaret Schlesinger said that as a resident she appreciated the comments staff had prepared and the new ones staff would be adding, that there were many issues that should concern this community, that the project goes way beyond improvements and included a convention center in a flood plane and a 49 ft. electronic sign, that she would recommend an addition in the letter referencing the multi-million dollar lagoon restoration that the City and the River Valley had been involved that required years of planning, that they needed to recognize the efforts of the River Valley and how this master plan could affect those past and ongoing efforts, and that there was little mention in the plan of the 55 mile trail out to the mountains.

Council discussed the southland ramp to the property, the concern of what impact this project would have on current wetlands projects, walk-ability of the community in that area, being a member of River Valley Park, that this project would have to go to Coastal Commission, that there was a proposed 333 room

condo hotel and that the letter should include Solana Beach's ban on these types of establishments and the reasons for it, adding concern for the aesthetics of the buildings, and to properly evaluate any increase in demand of fire, police and emergency services.

MOTION: Moved by Roberts and seconded by Campbell to approve items mentioned by staff and Council. **Motion carried unanimously.**

13. Placement of Utility Facilities in the Public Rights-of-Way - Introduction (1st Reading) of Ordinance 378. (File 1000-10)
NO ACTION TAKEN

- A. Introduce Ordinance 378 amending Chapter 13.20 and creating Section 11.20.295 of the SBMC to provide reasonable regulations regarding the installation and placement of surface mounted utility facilities in City streets and rights-of-way.
- B. Adopt Resolution 2008-29 to establish a new Council Policy to create guidelines for the placement of utility facilities in the public rights-of-way.

David Ott, City Manager, introduced the item.

Steve Didier, Management Analyst, presented a Powerpoint.

John Osborne, AT&T, said that he had to provide services in 30 days and that he would be fined if they did not, that they could not meet their obligations if they had only 10 days to contest after a 20 day notification period, that staff had done a good balancing of notifying residents of what was going on and allowing them to do their part, and that they were happy to provide landscaping to ensure that it took root and guarantee it for six months but they could not do ongoing maintenance.

Council and staff discussed balancing between the Federal and State laws and the local quality of life, that there was often a poor quality of these structures, that there were already clusters of these boxes, that poles were falling over, that there were unsafe areas where someone could stick their hand into an open box, that they invited graffiti, and whether the City could limit the number of boxes within so many feet of each other.

Johanna Canlas, City Attorney, stated that the City was limited under federal law to some extent of how they limit.

Council stated that there was potential accidents waiting to happen, to research

any potential issues that could provide the City some limits to problems with these areas, to consider asking the applicants to story pole the projects for a few days so the public could see what they would look like, that delaying with storypoling would still not give the City any power to change the outcome, to consider adding wording to ask for voluntary art work on some structures, and to ask the utility to pay the City to maintain and update landscape.

John Osborne, AT&T, stated that painting on the boxes invalidated the warranty, that some older boxes that don't have the technology inside could maybe handle painting but that the newer infrastructure had a warranty that was negated by the painting, and that he was happy to work with staff on some potential solutions.

Council and applicant discussed potential donation of plants and landscaping, the new v. old boxes, that he was not sure if graffiti voided a warranty, whether a special type of paint was acceptable for the powder coated boxes, that more dialogue with the manufacturers and attorneys could provide more insight, and that the reporting of any rusted boxes would be fixed.

14. No Smoking Ordinance - Introduction (1st Reading) of Ordinance 385. (File 0270-30)

- A. Introduce Ordinance 385 amending Title 11, Chapter 11.12
Section 11.12.020 EE of the Solana Beach Municipal Code to
remove reference to temporary or signed smoking areas.

David Ott, City Manager, introduced the item. He stated that council had declared in 2003 to protect the health, safety, and welfare of the citizens and residents, that smoking was hazardous to health, that it was proposed to remove certain language from the smoking ordinance in order to be in compliance with the Tobacco Coalition regulations, and that a negative score card would be issued to the City by the Coalition if the language was not removed.

Councilmember Heebner showed a bag of 925 cigarette butts that were picked up in a one block radius and stated that they would have gone into the storm drain and into the ocean.

Council discussion ensued on whether there was enforcement for smoking on the beach, whether there could be a warning period for enforcing smoking on beaches, and whether there could be receptacles at the opening of the parks and beaches.

Council discussion ensued with Staff regarding what could be done regarding regulating smoking outside of bars, whether it could be cited under the clean water regulations, whether you had to witness the cigarette leaving the hand and

being thrown on the ground, and that the ordinance should be amended to make Council's intention regarding no smoking at parks and beaches.

Johanna Canlas, City Attorney, read the title of the ordinance.

MOTION: Moved by Kellejian and seconded by Heebner. **Motion carried unanimously.**

15. Graffiti Removal - Introduction (1st Reading) of Ordinance 384.
(File 0230-80)

A. Introduce Ordinance 384 amending Title 11, Chapter 11.14 of the Solana Beach Municipal Code.

David Ott, City Manager, introduced the item. He stated that the recent increase of graffiti in the City had prompted the graffiti ordinance, that the goal was to remove graffiti faster, that the City could help private property owners to remove graffiti, and that the time period to remove graffiti would be shortened from seven days to three days.

Johanna Canlas, City Attorney, stated that property owners would be subject to law enforcement consequences if graffiti on their property was not removed within three days, that the ordinance would allow the City to go onto private property to remove the graffiti, and that prior consent of property owners would be required.

Council discussion ensued with Johanna Canlas, City Attorney, regarding adding paint balls to the graffiti ordinance and whether it was considered a form of tagging, that the act of vandalism was covered under the current ordinance, and that Council wanted to add paint balls as a graffiti implement in the ordinance.

Council discussion ensued with Staff regarding property owners being on vacation and unavailable to meet the three day deadline, whether the city had fines for graffiti, whether the City's reward of \$500 for catching taggers was sufficient or should it be increased, that the City of Santa Clarita had a reward program that was tiered and included rewards for providing leads to taggers, that if it led to conviction the reward was increased, whether the city should require merchants to verify age prior to buying graffiti implements, and whether the City was currently fining people who did not remove graffiti within seven days,

Johanna Canlas, City Attorney, read the title of the ordinance.

MOTION: Moved by Heebner and seconded by Roberts. **Motion carried unanimously.**

Johanna read title

16. California Building Standards Code, 2007 Edition - Adoption (2nd Reading) of Ordinance 382. (File 0800-90)

A. Adopt Ordinance 382

1. Finding the project exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the State CEQA Guidelines; and
2. Amending Chapters 15.80, 15.12, 15.16, 15.20, 15.22 and 15.32 and adopting new Sections of the Solana Beach Municipal Code adopting the California Building Standards Code, 2007 Edition, including the 2006 International Building Code, the 2005 National Electrical Code, the 2006 Uniform Plumbing Code, the 2006 Uniform Mechanical Code, the California Energy Code 2007 Edition and the 2007 California Fire Code.

Mayor Kellejian stated that it was beyond the length of the meeting, that Council would need to be consensus from Council in order to continue the meeting, that there would be a maximum of five minutes for item 16. 5/0 vote to extend the meeting: roberts first, kellejian second

David Ott, City Manager, introduced the item.

Councilmember Nichols stated that Mr. Zito wrote a letter to the Council, that he and the City Manager responded to Mr. Zito regarding his concerns.

David Ott, City Manager, state that the cost for a remodel would be reviewed, that maintenance related issues would not fall under the ordinance, that the 1,000 ft threshold did not include garages, that Staff would speak with Santa Fe Irrigation district regarding sharing water meters and what the monthly fees would be.

Council discussion ensued regarding the letter by Mr. Zito, that councilmember Nichols had spoken to mr. zito regarding his concens, that bringing costs down by sharing meters was necessary.

Johanna Canlas, City Attorney read the title into the record. She stated that at the first reading there were a deletion of chapter 15.22 and that it would be added to this reading.

MOTION: Moved by Roberts and seconded by Heebner. **Motion carried unanimously.**

WORKPLAN COMMENTS: (Adopted June 27, 2007)

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 and its' Subcommittees - Roberts, Kellejian (alternate).**
6. **League of Ca. Cities' Local Legislative Committee - Roberts, Kellejian (alternate).**
7. **League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Kellejian, Roberts (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 & its' subcommittees - 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 - Campbell, Roberts.**

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

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

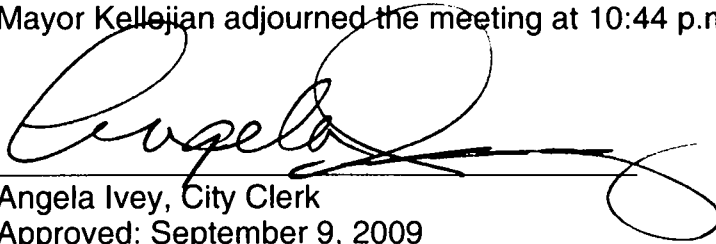
Ad Hoc Committees: (All Primary Members) (Temporary Committees)

1. **Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires January 9, 2009.**
2. **Development Review - Nichols, Heebner. Expires November 29, 2008.**
3. **Environmental Sustainability - Roberts, Heebner. Expires January 9, 2009.**
4. **Fletcher Cove - Campbell, Heebner. Expires November 28, 2008.**

5. **La Colonia Park Needs Assessment - Nichols, Heebner. Expires June 13, 2008.**
6. **Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 12, 2009 or at the California Coastal Commission adoption.**
7. **Solana Beach Mixed-Use Train Station Project Ad Hoc Committee - Nichols, Heebner.**
8. **Views and Vegetation - Roberts, Nichols. Expires October 24, 2008.**

ADJOURN:

Mayor Kellejian adjourned the meeting at 10:44 p.m.



Angela Ivey, City Clerk
Approved: September 9, 2009