

SOLANA BEACH CITY COUNCIL
REDEVELOPMENT AGENCY AND PUBLIC FINANCING AUTHORITY

JOINT **REGULAR** MEETING

MINUTES

WEDNESDAY, MAY 28, 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 Canlas, City Attorney
Leticia Fallone, Deputy City Clerk
Dennis Coleman, Finance Director
Tina Christiansen, Community Dev. Dir.
Wende Protzman, Dir Admin. Serv/Deputy City Mgr
Mo Sammak, City Engineer/Public Works Dir.

FLAG SALUTE:

Councilmember Campbell led the flag salute.

APPROVAL OF AGENDA:

MOTION: Moved by Roberts and seconded by Heebner to approve the agenda.
Motion carried unanimously.

PROCLAMATIONS: None

PRESENTATIONS:

1. Public Notification Service

Mayor Kellejian introduced the presentation and stated that there had been some changes in the City's e-blast service in order to dedicate a section for emergency information.

Steve Didier, Management Analyst, presented a power point presentation on the City's e-blast service. He stated that it was an e-mail service, that the public could sign up on the City's website, that there was information distributed on items such as the Council agenda, employment, and special events. He stated that each e-mail sent out allowed the receiver to unsubscribe to the service and that there were 1,100 people currently subscribed for the e-blast service.

Council discussion ensued regarding the e-blast service, that residents were encouraged to sign up for the service, that it was helpful to receive information regarding City events, that it was used for City business, and that there should be a disclaimer added that e-mail addresses would not be sold to others.

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.)

COMMUNITY ANNOUNCEMENTS:

Council announced community announcements.

COMMENTARY:

Council reported commentary.

CONSENT CALENDAR: (Action Items) (Items 1-9)

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: 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 Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

2. Award Construction Contract for the Fire Station Carpet Replacement Project, Bid No. 2008-07. (File 0400-10)

Recommendation: Recommendation: That the City Council

A. Adopt Resolution 2008-083

1. Accepting the bid submitted by North County Interiors in the amount of \$14,119 for the Fire Station Carpet Replacement Project, Bid No. 2008-07; and
2. Authorizing an amount of \$6,000 for construction contingency for a total of \$20,119 for the project.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

3. Traffic Signal Maintenance, Bid No. 2008-04. (File 0400-10)

Recommendation: Recommendation: That the City Council

A. Adopt Resolution 2008-090

1. Awarding a one year agreement to Republic ITS of Novato, CA in an amount not to exceed \$24,000 for Safety Lighting and Traffic Signal Maintenance, Repair and Installation, Bid No. 2008-04, effective July 1, 2008.
2. Authorizing the City Manager to execute the agreement on behalf of the City.

3. Authorizing the City Manager to extend the agreement for four (4) additional one year terms at the City's option and per the terms of the bid (+3% for each additional option year).

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

4. Annual School Crosswalk Striping, Bid No. 2008-02. (File 0400-10)

Recommendation: Recommendation: That the City Council

A. Adopt Resolution 2008-088

1. Awarding a three year agreement to Safe USA, in the amount of \$31,565.64 for the School Crosswalk Striping, Bid No. 2008-02.
2. Authorizing the City Manager to execute the agreement on behalf of the City.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

5. Sewer Repairs, Bid No. 2008-03. (File 0400-10)

Recommendation: Recommendation: That the City Council

A. Adopt Resolution 2008-089

1. Awarding the contract to Jose Pereira Engineering and Mechanical, Inc. in the amount of \$25,275 for Sewer Repairs Project, Bid No. 2008-03.
2. Approving an amount of \$2,725 for construction contingency.
3. Authorizing the City Manager to execute the construction contract on behalf of the City.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

6. San Elijo Joint Powers Authority Restatement of Agreement. (File 0400-10)

Recommendation: Recommendation: That the City Council

- A. Adopt Resolution 2008-086 approving the Restatement of Agreement between Cardiff Sanitation District and Solana Beach Sanitation District establishing the San Elijo Joint Powers Authority and authorizing the City Manager to sign the Restatement of Joint Powers Authority Agreement.

MOTION: Moved by Heebner and seconded by Nichols to approve. Councilmembers Roberts and Campbell recused due to serving on the San Elijo JPA Committee. **Motion carried 3/0/2** (Absent: Roberts, Campbell.)

7. Eden Gardens Monument Redesign Public Review. (File 0910-40)

Recommendation: Recommendation: That the City Council

- A. Approve the PAAC (Public Arts Advisory Commission) and the Public Arts Council Standing Committee recommendation to open the 45-day public review period for the Eden Garden monument redesign.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

8. State Homeland Security Grant Program Funds. (File 0220-20)

Recommendation: Recommendation: That the City Council

- A. Adopt Resolution 2008-084 authorizing the receipt of State Homeland Security Grant Program funds and expend them on emergency equipment.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

9. Farmers' Market Return of Operations to South Cedros Property Owners. (File 0400-10)

Recommendation: Recommendation: That the City Council

- A. Adopt Resolution 2008-092 authorizing the City Manager to enter into an agreement with South Cedros Property Owners Association for the management of the Solana Beach Farmers' Market.

MOTION: Moved by Roberts and seconded by Nichols to approve. **Motion carried unanimously.**

PUBLIC HEARINGS: (Item 10)

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.

10. Fiscal Year 2008-09 Resolution of Fees. (File 0390-20)

Recommendation: Recommendation: That the City Council

- A. Find Report Council disclosures.
- B. Conduct the Public Hearing: Open the public hearing, Receive public testimony, Close the public hearing.
- C. Adopt Resolution 2008-080 establishing a new schedule of fees and charges for City services for FY 2008-09.

David Ott, City Manager, introduced the item. He stated that the user fees were last updated in 2007 and prior to that updated in 1996. He stated that a study was conducted to analyze fees, that user fees should be updated annually to compare with the consumer price index, and that some fees would not be changed.

Steve Didier, Management Analyst, presented a power point presentation on the user fee study. He stated that some fees would not be changing which included, document printing, audio video production services, notary, and certification of documents. He stated that there would not be an increase in fees for summer

camps, for the Junior Lifeguard Program, or for building plan checks or inspection fees. He stated that user fee increase would match the 2.3% consumer price index.

Council discussion ensued regarding fees on the Junior Lifeguard Program, that there would still be full cost recovery without raising costs, whether businesses could use City facilities and make a profit without paying fees for the use of facilities, and how certain programs were overseen at La Colonia Park.

Council discussion ensued regarding whether the user fees for the View Assessment process would be increased and that even an increase of 2.3% would still not be cost recovery for the view assessment process fees.

Council discussion ensued regarding not increasing the view assessment filing fees, that not raising the fee would allow the process to be accessible to the public, and that Council could evaluate this fee annually to determine whether an increase would be desired.

Mayor Kellejian opened the public hearing.

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

MOTION: Moved by Campbell and seconded by Roberts to approve staff recommendation to adopt the User Fees with the exception of the View Assessment Fees and to evaluate user fee increases annually. **Motion carried unanimously.**

STAFF REPORTS: (Items 11-13)
Submit speaker slips to the City Clerk.

11. Adopt (2nd Reading) Ordinance 378 Providing Guidelines for the Placement of Utility Facilities in the Public Rights-of-Way. (File 1000-10)

Recommendation: Recommendation: That the City Council

- A. Adopt 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.

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

MOTION: Moved by Roberts and seconded by Heebner to approve Ordinance 378. **Motion carried unanimously.**

12. Summer Concert Series at Fletcher Cove Park. (File 0910-30) No Action Taken

Recommendation: Recommendation: That the City Council

- A. Discuss and provide direction regarding the proposed Concerts at the Cove pilot program.

David Ott, City Manager, introduced the item. He stated that there would be concerts at Fletcher Cove Park every Thursday evening in the summer for 12 weeks, that the event would be family oriented, and that the City would partner with the Belly Up to provide entertainment.

Kirk Wenger, Parks and Recreation Supervisor, presented a power point presentation regarding a pilot project for a new summer concert series called "Concerts at the Cove." He stated that event would consist of local amateur musicians, that the event would be family friendly entertainment, that artists had been tentatively booked, and that City park rules would be enforced during the concerts. He stated that the City would approve appropriate musicians for the venue, that staff had drafted a promotional flyer, and that the event would provide the opportunity for community unity.

Council discussion ensued regarding the proposal, whether there would be a cancellation policy, that no dogs would be allowed at the park during the concerts, that additional amplification towards the ocean may be needed, that it was a positive event for the City, that there would be county health requirements for providing food at the event, and that the first year would be considered a trial period.

13. Adopt (2nd Reading) Ordinance 386 - Fiscal Year 2008-09 Sewer Service Charge. (File 1040-70)

Recommendation: Recommendation: That the City Council

- A. Waive further reading and adopt Ordinance 386 Amending Chapter 14.08 relating to Annual Sewer Service Charge of \$534 per Equivalent Dwelling Unit (EDU).
- B. Authorize publication of an ordinance summary in a newspaper of general circulation.

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

MOTION: Moved by Roberts and seconded by Kellejian to approve adopting Ordinance 386. **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)

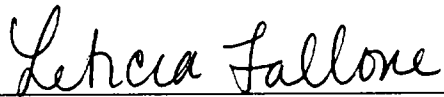
1. **Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires January 9, 2009.**
2. **Development Review - Nichols, Heebner. Expires November 29, 2008.**
3. **Environmental Sustainability - Roberts, Heebner. Expires January**

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 7:02 p.m.



Leticia Fallone, Deputy City Clerk
Approved: January 28, 2009