

# 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, PUBLIC FINANCING AUTHORITY, HOUSING AUTHORITY**  
**Joint SPECIAL Meeting**  
**Wednesday, September 28, 2011**  
**5:00 P. M.**  
City Hall / Council Chambers  
635 S. Highway 101, Solana Beach, California

### PUBLIC MEETING ACCESS

The Regular Meetings of the City Council are scheduled for the 2nd and 4th Wednesdays and are broadcast live on Cox Communications-Channel 19, Time Warner-Channel 24 (*analog*) or Channel 131 (*digital*), and AT&T U-verse Channel 99. The video taping of meetings are maintained as a permanent record and contain a detailed account of the proceedings. Council meeting tapings are archived and available for viewing on the City's website.

### AGENDA MATERIALS

A full City Council agenda packet including relative supporting documentation is available at City Hall, the Solana Beach Branch Library (157 Stevens Ave.), La Colonia Community Ctr., Fletcher Cove Lifeguard station, and online [www.cityofsolanabeach.org](http://www.cityofsolanabeach.org). Agendas are posted at least 72 hours prior to the meeting. Writings and documents regarding an agenda of an open session meeting, received after the official posting, and distributed to the Council for consideration, will be made available for public viewing at the same time. In addition, items received at least 1 hour 30 minutes prior to the meeting time will be uploaded online with the courtesy agenda posting. Materials submitted for consideration should be forwarded to the City Clerk's department 858-720-2400. The designated location for viewing public documents is the City Clerk's office at City Hall during normal business hours.

### SPEAKERS

Please submit a speaker slip to the City Clerk prior to the meeting, or the announcement of the Section/Item, to provide public comment. Allotted times for speaking are outlined on the speaker's slip for each agenda section: Oral Communications, Consent, Public Hearings and Staff Reports.

### AMERICAN DISABILITIES ACT TITLE 2

In compliance with the Americans with Disabilities Act of 1990, persons with a disability may request an agenda in appropriate alternative formats as required by Section 202. 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 (858) 720-2400 at least 72 hours prior to 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.

### 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

Johanna Canlas  
City Attorney

Angela Ivey  
City Clerk

**CALL TO ORDER AND ROLL CALL:**

**PUBLIC COMMENT ON CLOSED SESSION ITEMS (ONLY):**

*Report to Council Chambers and submit speaker slips to the City Clerk before the meeting recesses to closed session.*

**CLOSED SESSIONS:**

**1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code Section 54957  
City Manager Appointment

**ACTION:** A subcommittee was formed and Heebner and Roberts were appointed.

**2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –** *added 9/23/11 10:00 am*

Pursuant to Government Code Section 54956.9 (a)  
- Kelly Swanberg v. City of Solana Beach and State of California Fresno County  
Superior Court (Case No. 09C09CECG04656)

**3. CONFERENCE WITH LEGAL COUNSEL– ANTICIPATED LITIGATION –** *added 9/23/11 2:50 pm*

Pursuant to Government Code Section 54956.9 (b)(3)(A)  
One (1) Potential cases.

**4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** *added 9/26/11 4:15 pm*

Pursuant to Government Code Section 54956.9 (b)(3)(A)  
One (1) Potential cases.

**5. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION –** *added 9/26/11 4:15 pm*

Pursuant to Government Code Section 54956.9 (c)  
One (1) Potential cases.

**ACTION:** No reportable action on all other items.

**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 this Agenda for the September 28, 2011 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 September 21, 2011 at 2:30 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 5:00 p.m., September 28, 2011, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California.

Angela Ivey, City Clerk  
City of Solana Beach, CA