

CITY OF SOLANA BEACH
SOLANA BEACH CITY COUNCIL, SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, PUBLIC FINANCING AUTHORITY, & HOUSING AUTHORITY

JOINT **REGULAR** MEETING

MINUTES

6:00 P.M.
Wednesday, November 28, 2012

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:

Mayor Kellejian called the meeting to order at 6:17 p.m.

- Present:** Kellejian, Roberts, Nichols, Campbell, and Heebner.
- Absent:** None.
- Also Present:** David Ott, City Manager
Johanna Canlas, City Attorney
Angela Ivey, City Clerk
Wende Protzman, Deputy City Mgr/Community Development Dir.
Mo Sammak, City Engineer/Public Works Dir.
Marie Berkuti, Finance Manager
Dan King, Sr. Management Analyst

CLOSED SESSION REPORT: (when applicable)

Johanna Canlas, City Attorney, stated there was no reportable action.

FLAG SALUTE:

APPROVAL OF AGENDA:

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

PROCLAMATIONS/CERTIFICATES:

None at the posting of this agenda

PRESENTATIONS:

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

1. Highway 101 Project Westside Improvement Project Update.

Dan Goldberg, Principal Engineer, presented the powerpoint (on file) noting the completed tasks since the last update, SDG&E Main Line, median planting, paving, storm drain, and the upcoming construction schedule.

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.

Lane Sharman spoke about San Diego Energy District Coalition, requested that the City sign a confidentiality agreement with SDG&E, that Council had opposed a SDG&E special rate increase for those using solar a year ago, that the potential for Community Choice Aggregation (CCA), which would buy and sell energy alongside SDG&E, that the agreement, would not require the City to create a coalition, that a study team could not hired without at least one confidentiality agreement, and that a CCA could not be required without a business plan and a technical feasibility study.

David Ries said that he was a citizen of Solana Beach and Legal Director of the Energy District Foundation, that they were becoming an official non-profit, that they educated the community, that the feasibility study requested would provide the information for more detailed plans.

Michael Hetz said that was hte Creative Director of a local branding/advertising shop, that they had been working with Lane and his team to brand the district and an educational campaign to motivate support of a CCA, and that they aimed to make it a success around the county.

Rick Fay said that he was the outgoing Chairman of the Parks and Recreation Commission, and invited the public to the holiday tree lighting ceremony on Sunday, December 2nd at Fletcher Cove Park.

Roger Boyd stated that he was a 30 year citizen, congratulated all six citizens for running as candidates for the election, the newly elected Councilmembers, that the winners received about 55% of the vote and the others about 45% of the vote, thanked

Council and Staff for moving forward on on the entrance to the City at Highland and Lomas Santa Fe, and the San Diego County Parks Society Association was sponsoring a holiday event with Santa Clause on December 15th for the public and was a fundraiser for under priveleged children and their families.

COUNCIL COMMUNITY ANNOUNCEMENTS:

Council reported community announcements.

COUNCIL COMMENTARY:

A. CONSENT CALENDAR: (Action Items) (A.1. - A.7.)

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 public 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.

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

A.2. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council Meetings held on April 25, September 26, and October 10, 2012.

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

A.3. Register of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for 10/13/2012 through 11/09/2012.

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

A.4. General Fund Adopted Budget for Fiscal Year 2012-13 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2012-2013 General Fund Adopted Budget.

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

A.5. Re-establish Two Ad Hoc Committees: 1) Army Corps of Engineers and Regional Beach Nourishment Ad Hoc and 2) Environmental Sustainability Ad Hoc. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2012-166 re-establishing the Army Corps of Engineers and Regional Beach Nourishment Ad Hoc Committee until December 5, 2013; and
2. Adopt Resolution 2012-167 re-establishing the Environmental Sustainability Ad Hoc Committee until December 5, 2013; and
3. Consider appointment options.

MOTION: Moved by Nichols and seconded by Heebner to approve reappointing current members. **Motion carried unanimously.**

A.6. Regional Hazardous Incident Response Team (HIRT). (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-176 authorizing payment to the County of San Diego Office of Emergency Services for the City's member share of the Hazardous Incident Response Team in the amount of \$17,272.

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

A.7. Mobile Data Computer Replacement. (File 0370-26)

Recommendation: That the City Council

1. Adopt Resolution 2012-177:

- a. Authorizing the City Manager to approve the purchase through CDCE, Inc. of four (4) # 31-UBL721M Mobile Data Computers with accessories, warranties and installation.
- b. Authorizing appropriations in the Public Safety Special Revenue Fund of \$34,765 to the Fire Revenue from Other Agencies revenue account and \$29,789 to the Equipment expenditure account.
- c. Authorizing the City Treasure to amend the Fiscal Year 2012-2013 Adopted Budget accordingly

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

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: (B.1.)

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. Development Review (DRP) and Structural Development (SDP) Permits for 817 Genevieve Street, Applicant: Matt Walls, Case 17-12-08 (File 0600-40)

Recommendation: The proposed Project meets the minimum objective requirements under the SBMC, is consistent with the General Plan and may be found, as conditioned, to meet the discretionary findings required as discussed in this report to approve a DRP and administratively issue a SDP. Therefore, Staff recommends that the City Council:

1. Conduct the Public Hearing: Open the Public Hearing, Report Council Disclosures, Receive Public Testimony, Close the Public Hearing;
2. Find the project exempt from the California Environmental Quality Act pursuant to Section 15303 of the State CEQA Guidelines; and
3. If the City Council makes the requisite findings and approves the Project, adopt Resolution 2012-168 conditionally approving a DRP for a first and

second story addition to an existing single story, single family residence totaling 3,105 square feet at 817 Genevieve Street.

This item was pulled from the agenda and continued to a date certain of January 9, 2013.

C. STAFF REPORTS: (C.1. - C.4.)

Submit speaker slips to the City Clerk

C.1. Community Grant Program Requests for FY 2012/13. (File 0330-25)

Recommendation: That the City Council

1. Receive the Report and consider the presentations from the grant applicants.

David Ott, City Manager, introduced the item.

Danny King, Sr. Management Analyst, presented a powerpoint (on file) reviewing the Fiscal Year 2012-2013 Community Grant Program.

Boys & Girl Club of San Dieguito:

Barbara Harper stated they were representing the Boys & Girls Club Program at La Colonia Community Center, that a portable trailer had been added at the site allowing them to service 60 more children, that the community garden plans had gone into effect, and showed pictures of children working at the garden.

Katie Pellisek continued, thanking Council for allowing them to install the community garden, which the community had embraced, many community members had helped with it, and that Simone, a community member, had championed the project, 30 high school and junior high school students had worked on the garden, and the grant would help complete the project.

Council discussed with the speaker that the funds would serve 115 kids at the La Colonia Boys & Girls Club branch, that the program would be in conjunction with the after school program, that there would be a nutrition component of the community garden project, and that the funds requested were specific to supplies for the garden not for any wages.

Community Resource Center:

Laurin Pause stated that they were requesting the City to assist with funding of the community baskets, that the program had serviced 470 families, and that this year they were targeting to assist 1700 families. She stated that a Walmart type shop was created to allow people to have a shopping opportunity, that typically the Resource Center had received food from FEMA throughout the year to help families, that this year they had not received any funds from FEMA to assist with the daily food programs, and this had

caused them to move into the holiday community baskets with no food in their stockpile. She stated that every donation that they had received since May had gone directly into their client center, that they were anticipating spending \$50-\$60,000 this year for 1700 families, that those funds were coming out of their infrastructure budget, and that the program costs would be approximately \$130,000 this year to run the entire holiday basket program. She stated that this was not a fundraising event for the Resource Center, that they had a lot of community support, that last year 320 individuals from Solana Beach were serviced from the program, and that this program also gave the Resource Center an opportunity to outreach other services to residents and connect people to community services they may had not known about.

Council and speaker discussed that as part of the program every child received a toy and everyone received a jacket, that the holiday basket program concentrated on the areas of Del Mar to Oceanside and into Rancho Santa Fe, that the City of Encinitas and the County of San Diego had also provided funds for the program, that the City of Carlsbad alternated between CDBG funds and the holiday baskets, and that other cities participated by doing in kind food drives.

Earl Warren Middle School Parent Teacher Association:

Brad Olovack stated that this was the only fundraising organization on campus, that this was the first time they had requested grant funds, and that the funds would be used to purchase two generators which would be used for safety and security purposes. He stated that the parking lot on the corner Stevens and Lomas Santa Fe. was unpaved and unlit, that it was a dangerous parking area, that the generators would be used to light this area during evening events such as parent conferences and school dances, and that the generators would be used throughout the year and throughout the larger campus area. He stated that the San Dieguito School District had generators for the schools to use, that they were shared between 5 high schools and 4 middle schools, and they were difficult to obtain. He stated that if the funds were granted by the City, they would reach out to the press notifying them of who donated funds for the generators, and also that the generators would be available for community use during emergencies.

Council and speaker discussed the school had portable lights that could be used at the parking lot but there was no outlets to plug them in, that campus security and safety was the reason for the funds, that the safety concerns on the campus had been brought to the attention of the school district, that the school district had not offered to help with this funding, and that Staff would look into the issue of use of lights for evening sporting events.

Kids Corp:

Veronica Baker, Associate Director for Kids Corp, thanked Council for their past support of summer camps. She stated that this was their 8th year of offering summer camps at La Colonia and showed pictures of the summer camps. She stated that the summer camps provided kids with fun, educational opportunities, taught them about community needs, and allowed them to participate in service projects to meet community needs. She stated that \$5,000 was being requested to support a week long environmentally

oriented summer camp in 2013, that the camp would be focused on teaching young Solana Beach residents from diverse backgrounds about environmental issues. She stated that the students worked with Head Start Preschools, and visited seniors, that the focus on the summer camp this year would be on the environment, that kids would learn about environmental issues and then participate in a project to support an organization such as the San Dieguito River Valley, Surfrider Foundation, or Eden Gardens neighborhood clean up. She stated that they anticipated about 40 individuals would participate in the program, and that the funds would allow them to make program available at no cost to participants.

Council and the speaker discussed that it would cost roughly \$125 per child for the week, that this did not include food, that the funds would cover the costs of daily bus rides, supplies, oversight of the program, and project planning.

La Colonia Eden Gardens Inc.:

Victor Tostado stated that the La Colonia Eden Gardens Foundation was very excited about the summer leadership camp, that the camp would be for 30 kids ages 13-16, and that these were individuals that they had worked with in the past. He stated that most of the participants were from the Eden Gardens area, that the project was planned as a Leadership camp, that it would be held in Cuyamaca, and that they would be assisting the kids with developing leadership skills. He stated that the camp would be for 4 nights and 5 days, that meals and activities would be provided, that they were planning on receiving some funds from the City and were looking for other foundations to match funds provided by the City, and that this was an opportunity to work with young kids to help develop their skills.

Council and speaker discussed that it would cost \$108 per child from the Solana Beach portion of funds being requested.

North Coast Reperatory Theater:

Kathryn Byrd, Development Associate, North Coast Reperatory Theater, thanked Council for their past support. She stated that the proposed project was to do a theatrical performance of the Holocaust, that this topic was required by state law to be taught in public and private schools, that the production would be put on by students ages 12-17, and that the play would be accompanied by an interactive art exhibit and would include a curriculum for schools. She stated that the grant would be used to cover the hard costs of the production, that it was for educational outreach, that profits would not be made on the project, and that the grant was an opportunity to expand the educational elements of the theater/school production. She stated there were many cuts to the arts in public schools and that his provided an opportunity for students to get art needs met despite school budget cuts.

Council and speaker discussed that this program would be an adjunct to the required curriculum of the Holocaust topic in schools, that there would be 20-25 students in the production of the play, that free tickets would be provided if requested, that they had provided discounts to schools, and that the theater would work with schools if needed.

St. James and St. Leo Medical and Dental Program: Deacon Alpert, Program Director of St. James and St. Leo Medical and Dental Program, commended the City for quality streets in the City. He stated that North County cities had the finest medical and dental personnel, that they they donated their time free of charge to the medical and dental program, that they had received land to build the facility and help from Del Mar Rotary for construction of the facility, and that their equipment and supplies had been donated from various community groups. He stated that they had received a grant from the City last year, that those funds helped to fund a blood analysis program, that the funds this year were needed for a diabetes program, that Scripps Institute of Diabetes La Jolla had sent an individual to their facility once a week for 8 weeks to speak about diet, weight, excercise, and medicine, and that the next step was needed for an insulin program. He stated that they would first start with 5 patients in the program, and that they would then seek additional grants for the next group of patients.

Center for Academic and Social Advancement: No presentation.

Council and the City Manager discussed whether Santa Fe. Christian would match the City's funds of \$15,000.

Danny King, Sr. Management Analyst, stated that at this time Santa Fe. Christian was working directly with programs that they assisted last year, and that Staff would find out from them whether or not they were going to match the City's grant funds.

Council and Staff discussed that some of the grant funds available were pass through funds from Eddco (\$5,000) and Waste Management (\$5,000), and that the City had allocated the additional \$5,000 for a total of \$15,000 grant funds.

Council discussed that Santa Fe. Christian had donated bus service to various organizations in the past, that the City could possibly assist grant applicants to find community partner groups to donate services rather than providing grant funds, and whether Santa Fe. Christian could possibly provide in kind donations to some of the grant applicants.

No action was taken on this item.

C.2. Veteran's Memorial at the La Colonia Park and Community Center.
(File 160-18)

Recommendation: That the City Council

1. Provide direction to Staff and authorize the community group to begin fundraising for the independent construction of the Veteran's Memorial at La Colonia Park and Community Center.

David Ott introduced Dan King, presented a powerpoint (on file) reviewing the proposal, ideas,

Council and Staff discussed the fact that construction of the work would be at prevailing wage since it was on City property, which was factored in, that Staff was pretty confident in the \$160,000 cost, that the details on the fundraising and utilizing the funds had not been entirely worked out, that it would have to plan for the potential that some funds were raised but not enough to proceed with the project, and that Staff had identified some foundations for the community group to work with.

Tere Renteria said that she had met with Staff and that they had incorporated this into their master plan, there was great interest from community attendees, that it was very personal to her, she grew up in Eden Gardens, she had seen so many enter the armed forces including her brothers, and her oldest daughter was a Lt. Commander in the Coast Guard, that Solana Beach had always been a patriotic city with ceremonies, and that this was a way to honor veterans in perpetuity.

Chuckles Hernandez said he was asked to help with the memorial, that he lists of veterans from the San Dieguito district, veterans of Solana Beach, it meant a lot to the community, that only 6 veterans were still alive from World War II, that he had been working on it since last week, and that it was difficult to find addresses of living veterans.

Council and Staff discussed that the concept was a great idea, that the exact naming was not finalized, that Council did not need to authorize them to proceed with fundraising, and that this was a report on the record that the City was committed to working with the group if the funds were raised.

C.3. Sewer Pump Station Electrical Upgrade Design. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2012-174 authorizing the City Manager to execute a Professional Services Agreement with Dudek in the amount of \$76,029 to design and prepare construction documents for the Solana Beach Pump Station electrical upgrades, including bid and construction support.

David Ott, City Manager, introduced the item.

Dan Goldberg, Principal Engineer, presented a powerpoint (on file).

Council and Staff discussed that the funds would come from the Sanitation budget and not the General fund, that the existing structure was in good shape with another 10-15 years of life, that it was an update and would be one phase of ongoing updates over time, that the Eden Gardens pump station was in the worst share and had flood issues, and that if and when it was discovered that the pumps and facility should be replaced, it would be reviewed at that time, and that if the City did take on some of Del

Mar flow, that it may not require expanded capacity.

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

C.4. Fletcher Cove Community Center. (File 0730-80)

Recommendation: That the City Council

1. Receive this report and direct the City Manager to publish the Notice of Completion and issue the Draft CEQA Initial Study and Mitigated Negative Declaration for a 60-day public review/comment period and bring the item back to the City Council for discussion following the conclusion of the CEQA public review/comment period.

David Ott, City Manager, introduced the item. He stated that the study was prepared based off of the Community Center use parameters suggested by Staff in the September 12, 2012 Staff Report.

Leslea Meyerhoff, consultant, presented a power point (on file) reviewing the background of the renovation of the Community Center, public requests for use of the center, and the environmental study.

Council and Staff discussed that the environmental study document was not up for discussion at this time, that it would be released to the public tomorrow, that Council could comment on the document when it returned to Council for discussion, and that this meeting was for the approval of the release of the document for public review.

Council and Staff continued discussion regarding the environmental document stating that there was no use of the Community Center prior to the completion of the Highway 101, that this was a finding of the analysis, and that any comments regarding this issue could be discussed when the document came back to Council, there had been about \$30,000 spent on Consultant and Staff time on this matter, which would be tracked so that funds could be recouped when considering fees for use of the center, the Coastal Commission could comment on this document, that they would be aware of the geological conditions, that the study did not look at the life cycle of the facility based on geological conditions, that parking was analyzed in the study, which would be included in the environmental document.

Council and Staff reviewed the environmental review process which included a 60 day comment period, Council review and discussion of the document to consider oral and written testimony, and then a decision by Council on whether or not to certify and adopt the document and continue with the process. Discussion continued regarding that 90 days may be needed for public comment due to the holidays, that written comments received would be reviewed and analyzed, oral comments may or may not be responded to at the meeting depending on the content of the question, Council could

chose to continue the item to analyze oral comments, and that further analysis could be done if issues were not studied to the Council's satisfaction.

Council and City Manager discussed the time frame of the process and that the Highway 101 Project may not be completed until May 2013.

MOTION: Moved by Roberts and seconded by Heebner to approve with a 90 day public review period. **Motion carried unanimously.**

COUNCIL COMMITTEE REPORTS:

Council reported activity of committees.

Regional Committees: (outside agencies, appointed by this Council)

- a. City Selection Committee (meets twice a year) - Roberts, Kellejian (alternate).
- 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 - Roberts, Kellejian (alternate) and any subcommittees.
- 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, Nichols (1st alternate), Heebner (2nd alternate)
- i. Regional Solid Waste Association (RSWA) - Nichols, Kellejian (alternate).
- j. SANDAG - Heebner (Primary), Nichols (1st alternate), Roberts (2nd alternate) and any subcommittees.
- k. SANDAG Shoreline Preservation Committee - Kellejian, Roberts (alternate).
- l. San Dieguito River Valley JPA - Heebner, Nichols (alternate).
- m. San Elijo JPA - Campbell, Roberts (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee - Heebner, Roberts.

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

- a. Business Liaison Committee - Roberts, Campbell.
- b. Highway 101 / Cedros Ave. Development Committee - Nichols, Heebner.
- c. I-5 Construction Committee - Heebner, Roberts.
- d. Parks and Recreation Committee - Heebner, Nichols
- e. Public Arts Committee - Roberts, Nichols.
- f. School Relations Committee - Roberts, Nichols.

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

- a. Army Corps of Engineers & Regional Beach Nourishment - Kellejian, Campbell. Expires December 6, 2012.
- b. Development Review - Nichols, Heebner. Expires October 23, 2013.
- c. Environmental Sustainability - Roberts, Heebner. Expires December 6, 2012.
- d. Fire Department Management Governance-Kellejian, Roberts. Expires July 10, 2013.
- e. Fiscal Sustainability - Campbell, Roberts. Expires June 12, 2013.
- f. General Plan - Campbell, Nichols. Expires July 10, 2013.
- g. La Colonia Park - Nichols, Heebner. Expires June 12, 2013.
- h. Local Coastal Plan Ad-Hoc Committee - Roberts, Campbell. Expires February 7, 2013 or at the California Coastal Commission adoption.
- i. NCTD / Train Station Site Project Ad Hoc Committee - Heebner, Nichols. Expires January 10, 2013
- j. View Assessment - Nichols, Heebner. Expires June 10, 2013

ADJOURN:

Mayor Kellejian adjourned the meeting at 8:20 p.m.



Angela Ivey, City Clerk

Approved: December 12, 2012