

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

MINUTES

JOINT **REGULAR** MEETING
Wednesday, January 22, 2014
06:00 P.M.

Minutes contain a summary of the discussions and actions taken by the City Council during a meeting. City Council meetings are video recorded and archived as a permanent record. The video recordings capture the complete proceedings of the meeting and are available for viewing on the City's website.

CALL TO ORDER AND ROLL CALL:

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

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

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 Zahn **Motion carried unanimously.**

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.

Allen Frisch stated that he resides on the East side of the freeway and does not know anyone living in close proximity to the Community Center, that if Prop B passed it could only be amended or changed by another election, and that two former councilmembers Margaret Schlesinger and Celine Olson both stated that the only way to change the Ordinance would be by Special Election.

Gerri Retman stated that she wanted to urge people to vote "No" on Prop B at the February 11th election, that if Prop B is passed it could only be changed by another election, the Registrar of Voters had consolidated the pole locations and that they were posted on their committee's website www.saveourbeachparking.com.

Bridget Augusta stated that she lived on Circle Dr., that she had lived directly across from the Community Center in the past and that parties were discontinued at the Community Center due to problems relating to noise, alcohol, and parking violations and not to the building falling into disrepair, that she had submitted documents to the City about the problems at the November 14, 2007 Council Meeting where she was assured by Council that the parties would not be re-introduced, and urged everyone to vote "No" on Prop B.

COUNCIL COMMUNITY ANNOUNCEMENTS / COMMENTARY:

A. CONSENT CALENDAR: (Action Items) (A.1. - A.8.)

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. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council Meetings held November 20, 2013 and December 11, 2013.

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

A.2. Register Of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for December 21, 2013 through January 3, 2014.

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

A.3. General Fund Adopted Budget for Fiscal Year 2013-14 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2013-2014 General Fund Adopted Budget.

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

A.4. Local Coastal Plan Ad Hoc Committee. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2014-012 re-establishing the Local Coastal Plan Ad Hoc Committee until January 21, 2015 or until the California Coastal Commission's adoption of the amended Land Use Plan.

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

A.5. TransNet Funding Allocations. (File 0840-30)

Recommendation: That the City Council

1. Adopt Resolution 2014-006 approving the transfer of TransNet and TransNet Extension funding from completed RTIP projects to other eligible TransNet projects.

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

A.6. S. Cedros Traffic Calming Project - Notice of Completion. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-008:
 - a. Authorizing the City Council to accept as complete the S. Cedros Avenue Traffic Calming Project, Bid No. 2013-07, constructed by PAL General Engineering.

- b. Authorizing the City Clerk to file a Notice of Completion.

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

A.7. Sand Compatibility & Opportunistic Use Program (SCOUP) California State Lands Commission Lease. (File 0740-80)

Recommendation: That the City Council

1. Approve Resolution 2014-010 authorizing the City Manager to execute California State Lands Commission Lease PRC 7938.9 to support SCOUP implementation in the City.

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

A.8. NCTD / Train Station Site Ad Hoc Committee. (File 0410-48)

Recommendation: That the City Council

1. Adopt Resolution 2014-013 re-establishing the NCTD/Train Station Site Ad Hoc Committee until January 21, 2015.

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

C. STAFF REPORTS: (C.1.)

Submit speaker slips to the City Clerk

C.2. California 10/20 Special Event Permit. (File 0950-30)

Recommendation: That the City Council

1. Accept this report regarding the traffic control plans, locations of bandstands and special event permit for the "California 10/20" running race proposed for Sunday, February 16, 2014 along Highway 101.

David Ott, City Manager, introduced the item summarizing the event details and the route of the course.

Mo Sammak, Director of Public Works/Engineering, presented a PowerPoint reviewing the event details (on file).

Council and Staff discussed that the public event notice would be distributed to all residents and businesses within a 500 ft radius of the event, both the north and southbound lanes on Highway 101 would be closed until 11:00 a.m. and all straggling runners/walkers would be diverted to the Coastal Rail Trail, all bands playing in the City

would conclude by the end of the race, and the bands located at the fairgrounds would play until approximately 3:00 pm. Discussion continued regarding restaurant access from Sierra and Acacia and that there would be over 9 deputy sheriffs throughout the race course for traffic control.

Peter Douglas, Turnkey Operations, reviewed the event details. He stated that it was a 10 mile race with 20 live bands along the course, a cap of 12,000 runners would be placed at the event, there was a tight traffic plan in place, and that he had been working with the Sheriff for over a year with all 3 cities. He stated that there had been a lot of advertising of the event through local newspapers and radio stations, there had been community outreach through the Chamber of Commerce, that local businesses were offered free booths at the event expo, and that the mission was to produce a great running/walking event that would also showcase the City.

Council and Mr. Douglas discussed that a vast majority of spectators would be at the fairgrounds, the public notice stated that the Highway 101 traffic lanes would open at 10:30 a.m., the bands would start sequentially and end once all the runners had passed the stage. Discussion continued regarding the updated public notice which Mr. Douglas distributed (on file), the non-profits that would receive donations in the City, how the funds would be allocated among all 6 charities, 2 in Del Mar, 2 in Encinitas, and 2 in Solana Beach. Discussion continued regarding notification efforts to inform bicycle groups and shops on the event of the road closures since lanes would be closed to all traffic including bicycles, and there would be pre-event signage on the west side of the City.

Council requested that the public notice be distributed citywide.

MOTION: Moved by Heebner and seconded by Nichols **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. Introduce (1st Reading) Ordinance 445 - Zoning Code Amendments to

Implement Certain Programs of the Certified Housing Element. (File 0610-10)

Recommendation: 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 that Ordinance 445 is exempt from CEQA under Sections 15305 and 15061(b)(3).
3. Introduce Ordinance 445, amending Section 7.28.010, adding to Section 17.08.030, amending and adding to Section 17.12.010, amending and adding to Table 17.12.020-A, amending Section 17.28.040, amending Section 17.52.040, adding Section 17.60.180, and adding Chapter 17.66 to the Solana Beach Municipal Code.

David Ott, City Manager, introduced the item.

Council and Staff discussed shelter regulations which were considered acceptable and some were borrowed from other cities.

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

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

C. STAFF REPORTS: (C.2.)

Submit speaker slips to the City Clerk

C.1. Annual Citizen Commission Appointments. (File 0120-05)

Recommendation: That the City Council

Ryan Wiggins said that he applied for a position because he had returned to live in Solana Beach, and that he worked in transportation in land use.

Tara Gordon stated that she would like Council to consider re-appointing her to the PAAC, that she had served on it for the last 7-8 years, that she was the oldest member on the PAAC, which allowed her to bring a certain perspective and quality of life.

1. Appoint 3 members to the Budget and Finance Commission:
 - a. Two (2) appointments by Councilmembers Nichols and Campbell, until January 2016.

- b. One (1) appointment by Councilmember Zito, until January 2015.

MOTION: Moved by Zito and seconded by Nichols to appoint Craig Nelson (Campbell) and Jeff Anderman (Nichols). **Motion carried unanimously.**

MOTION: Moved by Zito and seconded by Nichols to appoint Kevin (Ed) Murphy (Zito). **Motion carried 4/0/1** (Recuse: Campbell.)

2. Appoint 3 members to Parks and Recreation Commission until January 2016:
 - a. Three (3) appointments by Council-at-large.

MOTION: Moved by Nichols and seconded by Heebner to appoint Lynne Troung, Linda Swindell, and Ryan Wiggins (all At-Large). **Motion carried unanimously.**

3. Appoint 4 members to Public Arts Advisory Commission until January 2016:
 - a. Four (4) appointments by Council-at-large.

MOTION: Moved by Heebner and seconded by Zahn to appoint Michael Swanson, Tara Gordon, Nicholle Selby-Thomas, and Harry Grossman (all At-Large). **Motion carried unanimously.**

4. Appoint 3 members to Public Safety Commission until January 2016:
 - a. Two (2) appointments by Council-at-large.
 - b. One (1) appointment by Councilmember Campbell.

MOTION: Moved by Zahn and seconded by Nichols to appoint Thomas Alexander (At-Large), Lynn Salsberg (Campbell), Kristi Day (At-Large). **Motion carried unanimously.**

5. Appoint 4 members to View Assessment Commission until 2016:
 - a. Two (2) appointments by Council-at-large.
 - b. Two (2) appointments by Campbell and Zito.

MOTION: Moved by Heebner and seconded by Zito to appoint Rebecca Lawson (Campbell), Paul Bishop (Zito) , and Molly Fleming (At-Large). **Motion carried unanimously.**

MOTION: Moved by Heebner and seconded by Zito to appoint Pat Coad (At-Large). **Motion carried 4/0/1** (Recuse: Campbell.)

Council discussed whether to require references within Solana Beach rather than outside and whether term limits should be considered.

COUNCIL COMMITTEE REPORTS:**Regional Committees: (outside agencies, appointed by this Council)**

- a. City Selection Committee (meets twice a year) - Nichols, Heebner (alternate).
- b. County Service Area 17 - Zahn, Campbell (alternate).
- c. Escondido Creek Watershed Authority - Zito.
- d. League of Ca. Cities' San Diego County Executive Committee - Nichols, Heebner (alternate) and any subcommittees.
- e. League of Ca. Cities' Local Legislative Committee - Nichols, Heebner (alternate).
- f. League of Ca. Cities' Coastal Cities Issues Group (CCIG) - Nichols, Heebner (alternate).
- g. North County Dispatch JPA - Zahn, Nichols (alternate).
- h. North County Transit District - Nichols, Heebner (1st alternate)
- i. Regional Solid Waste Association (RSWA) - Nichols, Zahn (alternate).
- j. SANDAG - Heebner (Primary), Nichols (1st alternate), Zito (2nd alternate) and any subcommittees.
- k. SANDAG Shoreline Preservation Committee - Nichols, Heebner (alternate).
- l. San Dieguito River Valley JPA - Zito, Zahn (alternate).
- m. San Elijo JPA - Campbell, Zito (both primary members) (no alternates).
- n. 22nd Agricultural District Association Community Relations Committee - Heebner, Campbell.

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

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

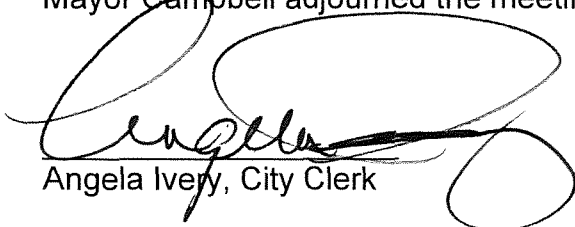
Ad Hoc Committees: (All Primary Members) (Temporary Committees)

- a. Army Corps of Engineers & Regional Beach Nourishment - Campbell, Nichols. Expires December 10, 2014.
- b. Development Review - Nichols, Heebner. Expires October 22, 2014.
- c. Environmental Sustainability - Heebner, Zahn. Expires December 10, 2014.
- d. Fire Department Management Governance - Zito, Zahn. Expires July 09, 2014.
- e. Fiscal Sustainability - Campbell, Zito. Expires June 11, 2014.
- f. Gateway Property - Campbell, Heebner. Expires April 9, 2014.

- g. General Plan - Nichols, Zito. Expires July 09, 2014.
- h. La Colonia Park - Nichols, Heebner. Expires June 11, 2014.
- i. Local Coastal Plan Ad-Hoc Committee - Campbell, Nichols. Expires January 22, 2014 or at the California Coastal Commission adoption.
- j. NCTD / Train Station Site Project Ad Hoc Committee - Nichols, Heebner. Expired January 8, 2014.
- k. View Assessment - Heebner, Zito. Expires June 11, 2014.

ADJOURN:

Mayor Campbell adjourned the meeting at 7:32 p.m.



Angela Ivery, City Clerk

Approved: March 26, 2014