

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

MINUTES

JOINT **REGULAR** MEETING
Wednesday, June 25, 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: Campbell, Heebner, Zito, Zahn, and Nichols.
Absent: None.
Also Present: David Ott, City Manager
Johanna Canlas, City Attorney
Angela Ivey, City Clerk
Patricia Bluman, Principal Planner
Mo Sammak, City Engineer/Public Works Dir.
Marie Berkuti, Finance Manager
Dan King, Sr. Management Analyst

Deputy Mayor Heebner 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 Zito and seconded by Nichols. **Motion carried unanimously.**

PRESENTATIONS:

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

1. State of the Beach

Greg Hearon presented a Powerpoint (on file).

ORAL COMMUNICATIONS: None

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.

COUNCIL COMMUNITY ANNOUNCEMENTS / COMMENTARY:

A. CONSENT CALENDAR: (Action Items) (A.1. - A.6.)

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. Register Of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for May 24, 2014 through June 6, 2014.

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

A.2. 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 Zito and seconded by Nichols. **Motion carried unanimously.**

A.3. New City Manager Recruitment Agreement with Peckham & McKenney. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-093 approving and authorizing the City Manager to execute a professional services agreement with Peckham & McKenney in an amount not to exceed \$25,000 for City Manager recruitment.

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

A.4. City Investment Policy Adoption. (File 0350-30)

Recommendation: That the City Council

1. Adopt Resolution 2014-090 approving the City's Investment Policy for FY 2014-15.

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

A.5. Sewer and Storm Drain Repairs Bid No. 2014-03. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-083:
 - a. Awarding the contract to Burtech Pipeline, Inc. in the amount of \$455,414.50, for the 2014 Sewer and Storm Drain Pipeline Repairs Project, Bid No. 2014-03.
 - b. Approving the amount of \$90,000 for construction contingency.
 - c. Authorizing the City Manager to execute the construction contract on behalf of the City.
 - d. Authorizing the City Manager to approve cumulative change orders up to the construction contingency amount.
 - e. Authorizing the City Manager to execute a reimbursement agreement between the City and Santa Fe Irrigation District, in the amount of \$50,000, for relocating the waterline in North Granados.
 - f. Authorizing an appropriation of \$50,000, to be reimbursed by Santa Fe Irrigation District, into the Reimbursement Agreement Revenue Account and appropriating the same amount into the project budget unit in the City CIP fund.
 - g. Authorizing the City Treasurer to amend the Fiscal Year 2014-15 Adopted Budget accordingly.

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

A.6. Fire Apparatus Maintenance and Repair. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-088:
 - a. Authorizing the City Manager to re-enter into maintenance and repair agreement with SCEVS (South Coast Emergency Vehicle Services) in an amount not to exceed \$71,000.
 - b. Authorizing the City Manager to approve future contracts with SCEVS for annual maintenance and repairs based on an approved budget for a period not longer than five years.

MOTION: Moved by Zito 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. City's Operating and Capital Improvement Budget for Fiscal Year 2014-15. (File 0330-30)

Recommendation: That the City Council

1. Adopt Resolution 2014-091 approving a budget for Fiscal Year 2014-2015.

David Ott, City Manager, introduced the item.

Marie Berkuti, Finance Manager, presented a Power Point presentation (on file).

Deputy Mayor Heebner opened the public hearing.

Council and staff discussed that the reclassification of Public Works department

position was to restructure of the department and that this position was not an added position but was the result of a recent retirement.

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

Council and Staff discussed the Partnership with Industry line item, that this was a non-profit group that provided employment opportunities for disabled individuals, that using their employees for City jobs would be at a discounted cost than if the City hired others to do work, that services to be provided could include basic clean-up of areas around the City, that the program was subsidized through the state, that the workers would have supervisors, and that the program costs was \$28,000 for 4 days a week and approximately 6 hours a day of workers. Staff stated that they were supportive of the program, that it would help augment staffing at a very effective cost, that other cities had positive experiences using this program, and that using the program workers would not take a measurable amount of Staff time.

Council and Staff discussed considering an increase in the Community Grant funds by \$10,000, Santa Fe Christian School's match of City's funds, that the Community Grant allocation had been \$25,000 prior to the fiscal emergency, and reached consensus to return the funding to \$25,000 due to the City's surplus.

MOTION: Moved by Zito and seconded by Zahn to approve with modifications, adding \$28,000 for the Partnership of Industry and an additional \$10,000 for the Community Grant Program. **Motion carried unanimously.**

C. STAFF REPORTS: (C.1.)

Submit speaker slips to the City Clerk

C.1. Council Workplan for Fiscal Year 2014-15. (File 0410-08)

Recommendation: That the City Council

1. Adopt the Fiscal Year 2014-2015 Workplan.

David Ott, City Manager, introduced the item.

Dan King, Sr. Management Analyst, presented a Powerpoint (on file) regarding the modifications the City Council had requested to the Work Plan.

MOTION: Moved by Nichols and seconded by Zito. **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.2.)

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.2. 552 Canyon Drive - Development Review Permit (DRP) and Structural Development Permit (SDP), Applicant: Strauss, Case 17-14-04. (File 0600-40)

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, and Close the Public Hearing.
2. Find the project exempt from the California Environmental Quality Act pursuant to Section 15303 of the State CEQA Guidelines, which exempts limited numbers of new, small structures, such as single-family residences; and
3. If the City Council makes the requisite findings and approves the project, adopt Resolution 2014-076 conditionally approving a DRP and an administrative SDP to construct a second-story addition to an existing single-family residence on a 13,798 square foot lot at 552 Canyon Drive in Solana Beach.

David Ott, City Manager, introduced the item.

Patricia Bluman, Principal Planner, presented a Powerpoint (on file) reviewing the proposed project.

Deputy Mayor Heebner opened the public hearing.

Council and Staff discussed that the Engineering Department had required some parking to be provided within the public right-of-way, the rolled curb would be required which would help control drainage and provide an edge to the road, that other homes in the area did not have rolled curbs so it would look out of place, and

that perhaps the condition of requiring rolled curbs could come back to Council for further discussion. Discussion continued that unless all curbs in the neighborhoods were done all at once it would not look uniform, that the requirement would remain, and the fees could be reimbursed based on the outcome of Council's further discussion on the issue.

Council reported their familiarity with the project.

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

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

C. **STAFF REPORTS: (C.2. - C.5.)**

Submit speaker slips to the City Clerk

C.2. **Adopt (2nd Reading) Ordinance 452 - Annual Sewer Service Charge for Fiscal Year 2014-15. (File 1040-70)**

Recommendation: That the City Council

1. Adopt Ordinance 452 related to the Sewer Service Charge for FY 2014-15 assessing \$603.06 per Equivalent Dwelling Unit (EDU).

David Ott, City Manager, introduced the item.

Johanna Canlas, City Attorney, read the title of Ordinance 452.

MOTION: Moved by Zito and seconded by Nichols approving Ordinance 452, effective July 26th. **Motion carried unanimously.**

C.3. **Solid Waste Rates (Trash and Recycling) - No Rate Increase For Fiscal Year 2014-15. (File 1030-15)**

Recommendation: That the City Council

1. Receive and file the report.

David Ott, City Manager, introduced the item. He stated that there were no rate increases to the solid waste rates for this year.

Council and Staff discussed that over the past year the residential hauler had not been able to meet their commitments and whether there could be an RFP for the solid waste services in the future.

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

C.4. Local Coastal Program Consultants. (File 0400-10)

Recommendation: That the City Council

1. Adopt Resolution 2014-071 authorizing the City Manager to execute a professional service agreement between the City and Pacific Municipal Consultants in the amount of \$57,045 to assist with the preparation of the update to the land lease/recreation impact mitigation fee study for shoreline protection projects.
3. Adopt Resolution 2014-085 authorizing the City Manager to execute a professional service agreement between the City and Everest International Consultants, Inc. in the amount of \$39,638 to ensure adequate representation of surfers as users of the public beach, and incorporate recent, relevant coastal bluff erosion studies and sea level rise projections into fee study update.
4. Adopt Resolution 2014-086 authorizing the City Manager to execute a professional service agreement between the City and Merkel & Associates, Inc. in the amount of \$15,358 for determining potential impacts to beach ecology resulting from shoreline protection projects.

David Ott, City Manager, introduced the item.

Leslea Meyerhoff, Consultant, presented a power point (on file).

Council and Staff discussed that the only purpose of the Land Use Plan Amendment (LUPA) would be to incorporate the fee study into the existing plan.

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

2. Adopt Resolution 2014-084 authorizing the City Manager to execute a professional service agreement between the City and CIC Research, Inc. in the amount of \$7,873 to assist with the preparation of the update to the land lease/recreation impact mitigation fee study for shoreline protection projects. Not adopted.

C.5. General Municipal Election. (File 0430-20)

Recommendation: That the City Council

1. Adopt Resolution 2014-072 Calling and Giving Notice of the Holding of a General Municipal Election to be held on Tuesday, November 4, 2014, for the Election of Certain Officers as required by the Provision of the Laws of the State of California Relating to General Law Cities and providing tie vote provisions.

2. Adopt Resolution 2014-073 requesting the Board of Supervisors of the County of San Diego to Consolidate a General Municipal Election to be held on November 4, 2014, with the Statewide General Election to be held on that date, pursuant to Section 10403 of the Elections Code.
3. Adopt Resolution 2014-074 adopting regulations for Candidates for Elective Office pertaining to Candidate's Statements submitted to the voters at an Election.

David Ott, City Manager, introduced the item.

Council and Staff discussed that the Candidate Statement word count should remain at 200 words, that the cost of the candidate statement appeared to be high, that the cost estimate was determined by the County Registrar of Voters and may be adjusted by the final billing based on the total number of candidates and measures on the ballot.

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

Mayor Campbell left the meeting at 7:20 p.m.

COUNCIL COMMITTEE REPORTS:

ADJOURN:

Deputy Mayor Heebner adjourned the meeting at 7:28 p.m.


Angela Ivey, City Clerk

Approved: October 22, 2014