



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

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.

Joint REGULAR Meeting
Wednesday, October 11, 2017 * 6:00 P. M.

City Hall / Council Chambers, 635 S. Highway 101, Solana Beach, California
 Hyatt Regency Atlanta, 265 Peachtree Street NE, Atlanta, GA 30303 (Edson)

- City Council meetings are video recorded and archived as a permanent record. The video recording captures the complete proceedings of the meeting and is available for viewing on the City's website.
- Posted Reports & Supplemental Docs contain records up to the cut off time prior to meetings for processing new submittals. Complete records containing meeting handouts, PowerPoints, etc. can be obtained through a [Records Request](#).

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, 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., and online www.cityofsolanabeach.org. Agendas are posted at least 72 hours prior to regular meetings and at least 24 hours prior to special meetings. 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.

<u>CITY COUNCILMEMBERS</u>		
Mike Nichols, Mayor		
Ginger Marshall, Deputy Mayor		David A. Zito, Councilmember
Jewel Edson, Councilmember		Judy Hegenauer, Councilmember

Gregory Wade
City Manager

Johanna Canlas
City Attorney

Angela Ivey
City Clerk

SPEAKERS:

Please submit your speaker slip to the City Clerk prior to the meeting or the announcement of the Item. Allotted times for speaking are outlined on the speaker's slip for Oral Communications, Consent, Public Hearings and Staff Reports.

READING OF ORDINANCES AND RESOLUTIONS:

Pursuant to Solana Beach Municipal Code Section 2.04.460, at the time of introduction or adoption of an ordinance or adoption of a resolution, the same shall not be read in full unless after the reading of the title, further reading is requested by a member of the Council. If any Councilmember so requests, the ordinance or resolution shall be read in full. In the absence of such a request, this section shall constitute a waiver by the council of such reading.

CALL TO ORDER AND ROLL CALL:

CLOSED SESSION REPORT: (when applicable)

FLAG SALUTE:

APPROVAL OF AGENDA:

COUNCIL ACTION: Approved 5/0

PROCLAMATIONS/CERTIFICATES: *Ceremonial*

- Great Shakeout

PRESENTATIONS: *Ceremonial items that do not contain in-depth discussion and no action/direction.*

- San Elijo Restoration

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.

COUNCIL COMMUNITY ANNOUNCEMENTS / COMMENTARY:

An opportunity for City Council to make brief announcements or report on their activities. These items are not agendized for official City business with no action or substantive discussion.

A. CONSENT CALENDAR: (Action Items) (A.1. - A.4.)

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 September 9 – 22, 2017.

[Item A.1. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.2. General Fund Adopted Budget for Fiscal Year 2017-2018 Changes. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2017-2018 General Fund Adopted Budget.

[Item A.2. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.3. 2016 Sewer Pipeline Repairs Notice of Completion. (File 1040-36)

Recommendation: That the City Council

1. Adopt Resolution 2017-142
 - a. Authorizing the City Council to accept as complete the 2016 Sewer Repair Project, Bid No. 2016-04, performed by Sancon Technologies.
 - b. Authorizing the City Clerk to file a Notice of Completion.

[Item A.3. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

A.4. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council Meetings held June 28, 2017.

See Approved Minutes http://www.ci.solana-beach.ca.us/index.asp?SEC=F0F1200D-21C6-4A88-8AE1-0BC07C1A81A7&Type=B_BASIC

COUNCIL ACTION: Approved 5/0

B. PUBLIC HEARINGS: (B.1. – 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.1. 246 Barbara Avenue, Applicants: Kristin Brinner & Chris Novak, Case 17-16-07. (File 0600-40)

Recommendation: The proposed project meets the minimum zoning requirements under the SBMC, may be found to be 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. 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; and
3. If the City Council makes the requisite findings and approves the project, adopt **Resolution 2017-069** conditionally approving a DRP to demolish the existing residence and construct a new 2,857 square foot, two-story, single-family residence with an attached carport and associated site improvements at 246 Barbara Avenue, Solana Beach.

[Item B.1. Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1 to close the public hearing (Recused: Nichols)

COUNCIL ACTION: Approved 4/0/1 (Recused: Nichols)

B.2. Introduce (1st Reading) Ordinance 481 Related to Regulations for Wireless Communication Facilities and Consider Revisions to Council Policy 21. (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. Introduce **Ordinance 481**
 - a. Finding the project exempt from the California Environmental Quality Act pursuant to Sections 15378 and 15061(b)(3) of the State CEQA Guidelines; and
 - b. Amending SBMC §17.60.120(G)
3. Adopt **Resolution 2017-151** approving revisions to Council Policy No. 21

[Item B.2. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0 to close the public hearing.

COUNCIL ACTION: Approved 5/0

C. STAFF REPORTS: (C.1. - C.5.)

Submit speaker slips to the City Clerk.

C.1. Community Choice Aggregation (CCA) Development and Implementation. (File 1010-40)

Recommendation: That the City Council

1. Authorize the City to move into Phases 2 and 3 of CCA program development and implementation.

[Item C.1. Report \(click here\)](#)

COUNCIL ACTION: Approved 4/0/1 (Noes: Marshall)

C.2. Lomas Santa Fe / I-5 Pedestrian and Bicycle Improvements. (File 0820-75)

Recommendation: That the City Council

1. Receive this report and provide further direction if necessary.

[Item C.2. Report \(click here\)](#)

Discussion

C.3. Marine Safety Center Preliminary Design Request for Proposals. (File 0730-30)

Recommendation: That the City Council

1. Adopt **Resolution 2017-146** authorizing the City Engineer to issue a Request for Proposals for preliminary engineering and discretionary permit processing for the Marine Safety Center at Fletcher Cove Park.

[Item C.3. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

C.4. Glencrest Drive Emergency Storm Drain Relocation and Drainage Easement Vacation. (File 0850-40)

Recommendation: That the City Council

1. Adopt **Resolution 2017-144**:
 - a. Receiving this report detailing the specifics of the emergency nature of this project;
 - b. Making a finding, based on substantial evidence set forth in the Staff Report, that an emergency existed in the City due to the public safety hazard posed by the sink hole and potential roadway impacts from diverting the storm runoff onto the roadway, that the emergency did not permit a delay resulting from a competitive solicitation for bids, and that the action was necessary to respond to the emergency;
 - c. Ratifying the City Manager's decision for the emergency storm drain repairs located at 473 and 521 Glencrest Drive and relocating the storm drain system into the street right-of-way under the authority of Section 3.08.060 of the Solana Beach Municipal Code (SBMC) which states that the City Manager may make emergency purchases that exceed \$25,000 in response to conditions

- that endanger life, health or safety and that those emergency purchases are free from the provisions of Chapter 3.08 of the SBMC;
- d. Authorizing the City Manager to pay all invoices associated with the emergency storm drain repairs located at 473 and 521 Glencrest Drive and relocating the storm drain system into the street right-of-way;
 - e. Authorizing the City Council to accept as complete the Glencrest Drive emergency storm drain repairs performed by PAL General Engineering and authorizing the City Clerk to file a Notice of Completion.
2. Adopt **Resolution 2017-150**:
- a. With respect to the drainage easement vacation described in the legal description marked as Exhibit "A," and shown on Exhibit "B," finding:
 - i) The easement has been superseded by relocation and there are no other public facilities located within the easement.
 - ii) The public facility or purpose for which the easement was originally acquired will not be detrimentally affected by the vacation or the purpose for which the easement was acquired no longer exists.
 - b. Approving the Drainage Easement Vacation, more particularly described in the legal description marked as Exhibit "A," and shown on Exhibit "B," which are by this reference incorporated herein and made a part hereof, is ordered vacated.
 - c. Authorizing the City Clerk to record a certified copy of this resolution with attached exhibits, attested by the City Clerk under seal, in the Office of the County Recorder.

[Item C.4. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

C.5. City Manager Employment Contract. (File 0530-15)

Recommendation: That the City Council

1. Adopt **Resolution 2017-152** authorizing the Mayor to execute the Second Amendment to the employment agreement between the City of Solana Beach and Gregory Wade to reflect the three percent increase in base salary and the additional two thousand dollars towards deferred compensation.

[Item C.5. Report \(click here\)](#)

COUNCIL ACTION: Approved 5/0

WORKPLAN COMMENTS:

Adopted June 8, 2016

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:

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

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

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

- a. Business Liaison Committee – Zito, Edson.
- b. Highway 101 / Cedros Ave. Development Committee – Edson, Nichols.
- c. Fire Dept. Management Governance & Organizational Evaluation – Edson, Hegenauer
- d. I-5 Construction Committee – Zito, Edson.
- e. Parks and Recreation Committee – Nichols, Zito
- f. Public Arts Committee – Marshall, Hegenauer.
- g. School Relations Committee – Nichols, Hegenauer.

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 October 11, 2017 Council Meeting was called by City Council, Successor Agency to the Redevelopment Agency, Public Financing Authority, and the Housing Authority of the City of Solana Beach, California, was provided and posted on October 4, 2017 at 6:15 p.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., October 11, 2017, in the Council Chambers, at City Hall, 635 S. Highway 101, Solana Beach, California.

Angela Ivey, City Clerk
 City of Solana Beach, CA

UPCOMING CITIZEN CITY COMMISSION AND COMMITTEE MEETINGS:

Regularly Scheduled, or Special Meetings that have been announced, as of this Agenda Posting. Dates, times, locations are all subject to change. See the City's Commission's website or the City's Events Calendar for updates.

- **Budget & Finance Commission**
Thursday, October 19, 2017, 6:30 p.m. (City Hall)
- **Climate Action Commission**
Wednesday, October 18, 2017, 5:30 p.m. (City Hall)
- **Parks & Recreation Commission**
Thursday, October 12, 2017, 4:00 p.m. (Fletcher Cove Community Center)
- **Public Arts Commission**
Tuesday, October 24, 2017, 5:30 p.m. (City Hall)
- **View Assessment Commission**
Tuesday, October 17, 2017, 6:00 p.m. (Council Chambers)