

# CITY OF SOLANA BEACH

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



## MINUTES

Joint SPECIAL Meeting

Friday, December 09, 2022 \* 4:00 p.m.

City Hall / Council Chambers, 635 S. Highway 101, Solana Beach, California

- 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](#).

### CITY COUNCILMEMBERS

**Lesa Heebner**, Mayor

**Kelly Harless**, Deputy Mayor

**David A. Zito**, Councilmember

**Jewel Edson**, Councilmember

**Kristi Becker**, Councilmember

Gregory Wade  
City Manager

Johanna Canlas  
City Attorney

Angela Ivey  
City Clerk

### CALL TO ORDER AND ROLL CALL:

Mayor Heebner called the meeting to order at 4:07 p.m.

Present: Lesa Heebner, Kelly Harless, David A. Zito, Jewel Edson, Kristi Becker,

Absent: None

Also Greg Wade, City Manager

Present: Johanna Canlas, City Attorney

Angela Ivey, City Clerk

Dan King, Assistant City Manager

Mo Sammak, City Engineer/Public Works Dir.

Rod Greek, Interim Finance Dir.

Joseph Lim, Community Development Dir.

### CLOSED SESSION REPORT: None

### FLAG SALUTE:

### APPROVAL OF AGENDA:

**Motion:** Moved by Mayor Heebner and second by Councilmember Edson to approve.

**Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

Council and Greg Wade, City Manager, recognized retiring Fire Chief Mike Stein and thanked him for his service.

Mike Stein, Fire Chief, thanked all for their support and said that the Solana Beach Fire Department was in good shape and had a Class 1 rating, the highest Class of which only 2% of fire departments have in the country.

### **ORAL COMMUNICATIONS:**

Comments relating to items on this evening's agenda are taken at the time the items are heard. 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. 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. No donations of time are permitted (SBMC 2.04.190). Please be aware of the timer light on the Council Dais.

Michelle Jaffe and Valeri Paul, Parks and Recreation Commission members, spoke about the holiday tree lighting event and thanked many volunteers, the public works department, and performers for their assistance and participation.

### **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.5.)

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 heard immediately after approval of the Consent Calendar to hear the public speaker.

*All speakers should refer to the public comment section at the beginning of the agenda for details. Please be aware of the timer light on the Council Dais.*

#### **A.1. Minutes of the City Council.**

Recommendation: That the City Council

1. Approve the Minutes of the City Council meetings held on October 12, 2022, October 26, 2022 and November 09, 2022.

Approved Minutes <https://www.cityofsolanabeach.org/en/government/public-meetings/agendas-minutes-videos>

**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve. **Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

#### **A.2. Salary Schedule Update – Fiscal Year (FY) 2022/2023.** (File 0520-10)

Recommendation: That the City Council

1. Adopt **Resolution 2022-134** approving the amendments to the FY 2022/2023 Management Salary Schedule and Part-Time/Temporary/Seasonal Salary Schedule

and authorize the City Manager to make any subsequent changes to the Salary Schedule in accordance with applicable laws.

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

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**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve.

**Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**A.3. Outdoor Dining Extension.** (File 0600-10)

Recommendation: That the City Council

1. Adopt **Resolution 2022-132** extending the COVID-19 Temporary Use Permit Policy.

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

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**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve.

**Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**A.4. November 8, 2022 General Election Results.** (File 0430-20)

Recommendation: That the City Council

1. Adopt **Resolution 2022-130** approving the certification of the results for the November 8, 2022 General Municipal Election.

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

[Item A.4. Updated Report #1 \(12-08-22 at 5:30pm\)](#)

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**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve.

**Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**A.5. California Department of Tax and Fee Administration (CDTFA) Agreements for Implementation of Measure "S".** (File 0390-70)

Recommendation: That the City Council

1. Approve **Resolution 2022-137** authorizing the City Manager to execute the necessary agreements with the California Department of Tax and Fee administration (CDTFA) for implementation of the Local Transactions and Use Tax.
2. Approve **Resolution 2022-140** authorizing the examination of Sales or Transaction Use Taxes records.

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

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**Motion:** Moved by Councilmember Edson and second by Deputy Mayor Harless to approve. **Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**C. STAFF REPORTS:** (C.1. – C.2.)

*Submit speaker slips to the City Clerk.*

*All speakers should refer to the public comment section at the beginning of the agenda for time allotments. Please be aware of the timer light on the Council Dais.*

**C.1. United States Army Corps of Engineers (USACE) Project Partnership Agreement (PPA).** (File 0740-80)

Recommendation: That the City Council

1. Adopt **Resolution 2022-139:**

- a. Authorizing the City Manager to act on behalf of the City of Solana Beach, in consultation with the City Attorney, to execute the USACE Project Partnership Agreement (PPA);
- b. Authorizing the City Manager to issue a noise exception for construction activities consistent with SBMC Section 7.34.100(B)(2)(b) to ensure Project construction begins on schedule in late 2023; and
- c. Authorizing the City Manager to execute a Right-of-Entry (ROE) Permit with the State Department of Parks and Recreation for use of construction staging area on a portion of the Cardiff State Beach/Seaside Parking Lot in a form and with conditions acceptable to the City.

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

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Greg Wade, City Manager, presented a PowerPoint (on file)

Council and Staff discussed the schedule, notifying residents and businesses, signage, and beach access.

**Motion:** Moved by Councilmember Edson and second by Councilmember Becker to approve. **Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**C.2. General Fund Update (Unaudited) – Fiscal Year 2021/22.** (File 0330-80)

Recommendation: That the City Council

1. Accept and file the General Fund Update for Fiscal Year 2021/22.
2. Provide direction to Staff regarding whether to use an amount of the projected General Fund surplus to fund the PARS Irrevocable Trust for Pensions as part of a budget appropriation to the General Fund Unreserved Fund Balance, and other funds as determined by the Finance Department, in Fiscal Year 2022/23.
3. Provide direction to Staff regarding whether to use an amount of the projected General Fund surplus to add funding to the FY23 Annual Pavement Management Program as part of a budget appropriation to the General Fund Unreserved Fund Balance in Fiscal

Year 2022/23.

4. Approve **Resolution 2022-123** revising appropriations in the Fiscal Year 2021/22 and Fiscal Year 2022/23 budgets.
5. Authorize the City Treasurer to amend the FY 2021/2022 and FY 2022/23 Adopted Budget accordingly.

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

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Greg Wade, City Manager, introduced the item.

Rod Greek, Acting Finance Dir., presented a PowerPoint (on file).

Council and Staff discussed funding options for next year's annual pavement project and contribution to the Public Agency Retirement Services (PARS) trust fund.

**Motion:** Moved by Councilmember Zito and second by Deputy Mayor Harless to approve and allocate an additional \$150,000 to the street program and \$720,000 to the PARS trust fund. **Approved 5/0.** Ayes: Heebner, Harless, Zito, Edson, Becker. Noes: None. Motion carried unanimously.

**D.1. Recognition of Outgoing City Councilmember.** (File 0410-85)

Recognition of Deputy Mayor Harless concluding her 4-year term of service as Councilmember. *Council, Staff, and Public comment.*

Greg Wade, City Manager, recognized outgoing Deputy Mayor Harless for her kindness and compassion, her leadership on gun legislation including ghost guns which led to a state resolution, and presented her a gift from the City.

City Council addressed Deputy Mayor Harless recounting remembrances, acknowledging her service and character, and presented her a gift from Council.

Deputy Mayor Harless made remarks regarding her appreciation and respect for the public, City Council, colleagues, City staff, and Council's accomplishments during her tenure.

Rose Ann Sharp, Never Again CA, spoke of Deputy Mayor Harless as a key strategist in gun legislation speaking to over 30 community-based clubs to explain the issues and collecting 2,000 signatures to end the Del Mar Gun Show.

Peter Zahn spoke about her service, integrity, values, and the depth of her impact.

Lisa Montes spoke about her leadership and her helping implement a Covid vaccine clinic in La Colonia and surrounding areas as well as feeding families that were out of jobs.

Cindi Clemons spoke about her public service to Solana Beach, Council committees, and past volunteer work, and presented her a gift from many friends.

Jodee Brentlinger, Solana Beach School District Superintendent, spoke about her advocacy for children and acknowledged her leadership, courage, and collaboration.

**D.2. Administer Oaths of Office to New Elected Terms.** (File 0470-85)

The City Clerk will administer the oaths of office to newly elected positions:

- Councilmember District 2 - Kristi Becker
- Councilmember District 4 - Jill MacDonald

Angela Ivey, City Clerk, administered the Oath of Office to Kristi Becker and Jill MacDonald.

**ADJOURN:**

Mayor Heebner adjourned the meeting at 5:43 p.m.

Angela Ivey, City Clerk

Council Approved: January 11, 2023