

# CITY OF SOLANA BEACH



## **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.**

**SOLANA BEACH CITY COUNCIL, Successor Agency for the Solana Beach Redevelopment Agency,  
PUBLIC FINANCING AUTHORITY, HOUSING AUTHORITY**

**Joint SPECIAL Meeting  
Wednesday, November 18, 2015  
6:00 P. M.**

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

### 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](http://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.

### CITY COUNCILMEMBERS

**Lesa Heebner, Mayor**

**David A. Zito, Deputy Mayor**

**Peter Zahn, Councilmember**

**Mike Nichols, Councilmember**

**Ginger Marshall, 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**

**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.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 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 March 18, 2015 through June 10, 2015.

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

**COUNCIL ACTION: Approved 5/0**

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

Recommendation: That the City Council

1. Ratify the list of demands for October 17, 2015 through October 30, 2015.

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

**COUNCIL ACTION: Approved 5/0**

**A.3. General Fund Adopted Budget for Fiscal Year 2015-2016 Changes.** (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2015-2016 General Fund Adopted Budget.

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

**COUNCIL ACTION: Approved 5/0**

**A.4. Pavement Management Program Update.** (File 0820-50)

Recommendation: That the City Council

1. Adopt **Resolution 2015-129**:
  - a. Approving a Professional Services Agreement with Infrastructure Management Services, in the amount of \$37,427, to conduct a pavement management program software update of all City streets.
  - b. Authorizing the City Manager to execute the agreement on behalf of the City and to extend the agreement expiration time as long as the total amount of the agreement does not exceed \$37,427.

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

**COUNCIL ACTION: Approved 5/0**

**A.5. Quarterly Investment Report.** (File 0350-44)

Recommendation: That the City Council

1. Accept and file the attached Cash and Investment Report for the quarter ended September 30, 2015.

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

**COUNCIL ACTION: Approved 5/0**

**C.1. Public Agencies Post-Employment Benefits Trust Program to Pre-Fund Pension and Other Post-Employment Benefits (OPEB) Obligations.** (File 0520-50)

Recommendation: That the City Council

1. Provide direction on initial funding of the Trust and on a preferred asset allocation or investment strategy for both the OPEB and Pension portions of the Trust in order to prepare the pertinent Investment Guideline Documents.

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

**COUNCIL ACTION: Approved 5/0 to fund OPEB with \$135,000 and the Pension with \$500,000 with a moderate active investment strategy.**

**C.6. Live Well San Diego Initiative.** (File 0230-10) added on 11-17-15 at 10:45 a.m.

Recommendation: That the City Council

1. Adopt **Resolution 2015-136** authorizing the City to become a Live Well San Diego partner.

[Item C.6. Report \(click here\)](#)

**COUNCIL ACTION: Approved 5/0**

**B. PUBLIC HEARINGS:** (B.1. – B.3.)

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. Public Hearing: Introduce (1st Reading) Ordinance 467 – Water Efficient Landscape Regulations, Update.** (File 0610-10)

Recommendation: That the City Council

1. Find the project exempt from CEQA under Section 15308.
2. Make a finding that the proposed amendments to SBMC 17.56 are consistent with the general plan and would not be detrimental to the public interest, health and safety, convenience, or welfare of the City as required under 17.76.070.
3. Make a finding that the proposed amendments to SBMC are equivalent to the State's requirements for the Model Water Efficient Landscape Ordinance.
4. Introduce **Ordinance 467** amending SBMC Section 17.56, Water Efficient Landscaping Regulations.

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

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

**COUNCIL ACTION: Approved 5/0 with modifications.**

**B.2. Public Hearing: SANDAG'S 2014 Regional Transportation Improvement Program.** (File 0840-30)

Recommendation: 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. Adopt **Resolution 2015-130** approving an amendment to the SANDAG 2014 Regional Transportation Improvement Program (RTIP) list of projects for Fiscal Years 2015 through 2019, to designate the local funding for the Stevens/Valley Avenue Corridor Improvements Project as *TransNet* funding.

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

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

**COUNCIL ACTION: Approved 5/0**

**B.3. Public Hearing: 691 Lomas Santa Fe Dr., Ste. B – Conditional Use Permit (CUP) - Applicant: Starbucks Coffee Company, Case # CUP 17-15-16.** (File 0610-60)

Recommendation: 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 15301 of the State CEQA Guidelines; and
3. If the City Council can make the requisite findings to approve the project, adopt **Resolution 2015-126** conditionally approving a CUP to allow for the sale of alcoholic beverages through an approved type 41 license from ABC, to allow for on-site consumption of beer and wine at 691 Lomas Santa Fe Drive, Ste. B.
4. If the City Council cannot make the requisite findings to approve the project, adopt **Resolution 2015-128** denying a CUP to allow for the sale of alcoholic beverages through an approved type 41 license from ABC, to allow for on-site consumption of beer and wine at 691 Lomas Santa Fe Drive, Ste. B.

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

[B.3. Updated Report #1](#)

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

**COUNCIL ACTION: Approved 5/0 with modifications.**

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

*Submit speaker slips to the City Clerk.*

**C.2. FY 2015-16 Community Grant Program Requests.** (File 0330-25)

Recommendation: That the City Council

1. Receive the Staff Report, Community Grant applications and consider the presentations from the grant applicants.

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

**Presentations**

**C.3. Public Recreation Impact Fee Study – Public Review.** (File 0740-80)

Recommendation: That the City Council

1. Adopt **Resolution 2015-123** authorizing the City Manager to:
  - a. Release the Draft Public Recreation Impact Fee Study for public review on November 18, 2015 through January 19, 2016;
  - b. Direct Staff to bring the item back to the Council following the close of the public review period to provide a summary of the comments received on the Fee Study;
  - c. Conduct a future public meeting/hearing regarding any necessary revisions to the draft Fee Study;

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

[Attachment 1 – Recreation Fee Study](#)

[Attachment 1 – Appendix 1-6](#)

[Attachment 1 – Appendix 7-18](#)

[Attachment 2 – Resolution](#)

**COUNCIL ACTION: Approved 5/0**

**C.4. Recycled Waterline Extension Project along Via de la Valle – Northerly Laterals.** (File 1050-30)

Recommendation: That the City Council

1. Adopt **Resolution 2015-134:**
  - a. Authorizing Staff to move forward with construction of the three northerly extensions at Del Mar Downs, West Solana Circle and South Cedros Avenue.
  - b. Authorize the City Manager to negotiate a change order for construction of the additional extension of the main line along Border Avenue from Highway 101 to South Sierra Avenue.

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

[C.4. Updated Report #1](#)

**COUNCIL ACTION: Approved 5/0**

**C.5. Compact Of Mayors Coalition.** (File 0230-25) added on 11-17-15 at 10:45 a.m.

Recommendation: That the City Council

1. Consider signing on to the Compact of Mayors and, if authorized, direct Staff to register its "Commitment" with the Compact of Mayors.

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

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

**WORKPLAN COMMENTS:**

*Adopted June 10, 2015*

**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, Zahn (alternate).
- b. County Service Area 17 – Zahn, Marshall (alternate).
- c. Escondido Creek Watershed Authority – Marshall/Staff (no alternate).
- d. League of Ca. Cities' San Diego County Executive Committee – Nichols, Zahn (alternate) and any subcommittees.
- e. League of Ca. Cities' Local Legislative Committee – Nichols, Zahn (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 (1<sup>st</sup> alternate)
- i. Regional Solid Waste Association (RSWA) – Nichols, Zahn (alternate).
- j. SANDAG – Heebner (Primary), Nichols (1<sup>st</sup> alternate), Zito (2<sup>nd</sup> 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 – Marshall, Zito (both primary members) (no alternates).
- n. 22<sup>nd</sup> Agricultural District Association Community Relations Committee – Heebner, Nichols.

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

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

**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 November 18, 2015 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 November 13, 2015 at 8:30 a.m. on the City Bulletin Board at the entrance to the City Council Chambers. Said meeting is held at 6:00 p.m., November 18, 2015, 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, November 19, 2015, 6:30 p.m. (City Hall)
- **Parks & Recreation Commission**  
Thursday, December 10, 2015, 4:00 p.m. (Fletcher Cove Community Center)
- **Public Arts Commission**  
Tuesday, November 24, 2015, 5:30 p.m. (City Hall)
- **View Assessment Commission**  
Tuesday, December 15, 2015, 6:00 p.m. (Council Chambers)