



CITY OF SOLANA BEACH

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

MINUTES

Joint REGULAR Meeting

Wednesday, March 23, 2022 * 6:00 p.m.

Teleconference Location Only-City Hall/Council Chambers, 635 S. Highway 101, Solana Beach, California

This meeting will be conducted in accordance with California Government Code sections 54953(e) and 54954.3 and other applicable law.

Minutes contain a summary of significant discussions and formal actions taken at a City Council meeting.

- 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
District 1

Jewel Edson
Councilmember
District 3

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 6:00 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.

Ryan Smith, Finance Dir.

Joseph Lim, Community Development Dir.

APPROVAL OF AGENDA:

Motion: Moved by Councilmember Becker and second by Councilmember Zito to approve.

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

ORAL COMMUNICATIONS:

Note to Public: Refer to [Public Participation](#) for information on how to submit public comment.

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 joining the virtual meeting online to speak live, per the Public Participation instructions on the Agenda.

Pursuant to the Brown Act, no action shall be taken by the City Council on public comment items.

No written correspondence may be submitted in lieu of public speaking. Council may refer items to the City Manager for placement on a future agenda. The maximum time allotted for each speaker is THREE MINUTES (SBMC 2.04.190).

Peggy Walker spoke about support for the California Assembly Bill 1690 prohibiting four non-biodegradable plastic smoke products that were damaging the ocean and fragile ecosystems and asked that Council and the public write California State Legislators asking them to pass AB 1690.

Council made comments and all Council acknowledged their support for sending this communication.

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.)

Note to Public: Refer to [Public Participation](#) for information on how to submit public comment.

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 written correspondence for the record to be filed with the record or by joining the virtual meeting online to speak live, per the Public Participation instructions on the Agenda. The maximum time allotted for each speaker is THREE MINUTES (SBMC 2.04.190).

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 following City Council meetings held January 26, 2022.

Approved Minutes

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

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

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

Recommendation: That the City Council

1. Ratify the list of demands for February 19, 2022 – March 4, 2022.

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

Posted Reports & Supplemental Docs contain records up to the cut off time, prior to the start of the meeting, for processing new submittals. The final official record containing handouts, PowerPoints, etc. can be obtained through a Records Request to the City Clerk's Office.

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

A.3. General Fund Budget Adjustments for Fiscal Year 2021/2022. (File 0330-30)

Recommendation: That the City Council

1. Receive the report listing changes made to the Fiscal Year 2021/2022 General Fund Adopted Budget.

[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, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

A.4. Housing Element Annual Progress Report. (File 0610-10)

Recommendation: That the City Council

1. Adopt **Resolution 2022-020** approving the 2021 Housing Element Annual Progress Report and the 2020/21 Housing Successor Annual Report as submitted and direct City Staff to file the report with the California Department of Housing and Community Development and the Governor's Office of Planning and Research.

[Item A.4. 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, Becker, Harless, Zito, Edson. Noes: None. Motion carried unanimously.

B. PUBLIC HEARINGS: (B.1.)

Note to Public: Refer to [Public Participation](#) for information on how to submit public comment.

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An applicant or designee(s) 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.

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.

B.1. Public Hearing: [REDACTED] **Applicants:** [REDACTED],
Case: DRP21-024, APN: 298-142-12. (File 0600-40)

The proposed project could be found to be consistent with the General Plan and the SBMC and could 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 2020-026** conditionally approving a DRP to conduct grading in excess of 100 cubic yards and perform associated site improvements on a lot with an existing one-story single-family residence, with an attached, partially subterranean garage at [REDACTED], Solana Beach.

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

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Greg Wade, City Manager, introduced the item.

Tiffany Wade, Assistant Planner, presented a PowerPoint (on file).

Mayor Heebner opened the public hearing.

Council disclosures.

[REDACTED], Applicant, said that they did not have a presentation.

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

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

C. STAFF REPORTS: (C.1. – C.3.)

Note to Public: Refer to [Public Participation](#) for information on how to submit public comment.

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C.1. Council Work Plan Prioritization Discussion. (File 0410-08)

Recommendation: That the City Council

1. Discuss the additional items/issues brought up during the fiscal year that are not included as a priority item in the current Work Plan and give direction to Staff on which items, if any, should be elevated to a priority status.

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

[Item C1. Supplemental Docs \(updated 3-23-22 at 530pm\)](#)

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

Council and Staff discussed the potential costs and Staff time involved in the wrapping utility boxes project, the Earl Warren Joint use agreement, and balloon restrictions.

Mark O'Connor, Surfrider, spoke about balloon pollution and the need for restrictions.

Kristin Brinner spoke in favor of balloon restrictions and, while considering backyard firepits, that a comparison be done to charcoal grills or gas fire pits to determine which were more significant pollutants.

Janis Jones spoke in favor of plastic pollution efforts and asked that balloon restrictions be prioritized.

Suzanne Hume, CleanEarth4Kids.org, spoke in support of balloon restrictions to reduce plastic trash, a moratorium on synthetic turf which contains lead, and education on pesticides and toxic wood smoke.

John Bottorff spoke in support of balloon restrictions, a wood burn ordinance, and banning wood burning fireplaces in new construction. He said that wood smoke from 10 pounds of wood burned in one hour creates the same number of cancer-causing PAHs as 6,000 packs of cigarettes, which was like smoking a pack of cigarettes every day for 16 years and that education of the public should be prioritized.

Council and Staff discussed some new or priority items including wood burning use and public education, a heritage tree ordinance, Ghost Guns, balloon restrictions, duties of the Citizen Commissions, utility box wrapping project, and short-term vacation rental distinctions.

C.2. General and Specialized Law Enforcement and Traffic Services. (File 0250-30)

Recommendation: That the City Council

1. Adopt **Resolution 2022-027** authorizing the City Manager to execute the Agreement for General and Specialized Law Enforcement and Traffic Services between the City of Solana Beach and the County of San Diego for a five-year term beginning July 1, 2022 through June 30, 2027.

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

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Greg Wade, City Manager, introduced the item PowerPoint (on file) for the 5-year agreement with the Sheriff's department which is a contract with nine cities and includes law enforcement services, traffic services, and specialized law enforcement services.

Dave Brown, Assistant Sheriff, stated it was a rate setting contract which also has been the lowest contract and is not bound to any level of service, that the City is not paying for MCRT (Mobile Crisis Response Team) since it is a function of health and human services, and that the contract had the same level of service and will cost 1% more next year and the year after that which is below inflation.

Keith Spears, Contract Manager, stated that this was the most comprehensive contract in terms of full cost recovery which allowed cities to save money while needs are being met.

Council and Staff discussed the Mobile Crisis Response Team (MCRT).

Greg Wade, City Manager, said that that City funds two Deputies through a State Grant used at a community level including special events and homeless outreach efforts. He said that dispatch is involved with MCRT which reaches beyond law enforcement services for alternative mental health crisis, which is why it is not listed in the contract.

Keith Spears, Contract Manager, said that there are regional services included such as helicopter units, crime lab, SWAT, and few task forces for street narcotics, gangs, and human trafficking that are no extra charge to the cities.

Dave Brown, Assistant Sheriff, said that the contract contents were recommendations from the Captain from studying statistics and calls for service.

Council discussed City logo representation on patrol cars, that the Sheriff addresses speeding by using motorcycles during the day and patrol cars at night, and that the contract can be adjusted mid-year as well as augmenting services as needed.

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

C.3. Parks and Recreation Commission Appointment. (File 0120-06)

Recommendation: That the City Council

1. Consider the application submitted and make an appointment to one of the two vacancies on the Parks and Recreation Commission with a term ending January 2024.

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

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

COMPENSATION & REIMBURSEMENT DISCLOSURE: None

COUNCIL COMMITTEE REPORTS: [Council Committees](#)

STANDING COMMITTEES: (All Primary Members) (Permanent Committees)

CITIZEN COMMISSION(S)

ADJOURN:

Mayor Heebner adjourned the meeting at 7:46 p.m.

Angela Ivey, City Clerk

Council Approved: June 24, 2022