



Del Mar City Council Meeting Agenda

City of Del Mar, Town Hall
1050 Camino del Mar, Del Mar, California

Civility Works: The Del Mar Code of Civil Discourse: Together we will promote inclusion; listen to understand; show respect; be clear and fair; and focus on the issue.

Regular Meeting

Monday, February 3, 2020 at 4:30 PM

Ellie Haviland
Mayor

Terry Gaasterland
Deputy Mayor

Dave Druker
Council Member

Sherryl Parks
Council Member

Dwight Worden
Council Member

Scott W. Huth
City Manager

Leslie E. Devaney
City Attorney

Ashley Jones
Administrative Services
Director

It is the intention of your City Council to be receptive to your concerns about your community. Your participation in local government will assure a responsible and efficient City of Del Mar.

Regular Meetings of the City Council are held on the first and third Mondays of the month beginning at 4:30 p.m. Council meetings are occasionally held on the second Mondays and/or special meetings called. For further information regarding the scheduling of meetings or meeting agendas, check the **City's website at www.delmar.ca.us**, or call the Administrative Services Department at (858) 755-9313. Any electronic presentations must be received before 9 a.m. on the date of the Council meeting. No PowerPoint presentations can be loaded during the meeting.

You may sign up on the City's website for email notifications of public meetings. A full City Council agenda packet with all backup information is available at City Hall, the Del Mar Library, and on the City's web site the Friday before each Council meeting. Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at City Hall at 1050 Camino del Mar during normal business hours and are posted online as "Red Dots."

Consent Calendar: Items on the Consent Calendar will be enacted in accordance with the recommendations in one motion unless removed from the Consent Calendar by Council, staff, or a member of the public. If you wish to remove an item from the Consent Calendar, please submit a "Speaker Slip" to the City Clerk prior to the meeting. Removed items will be considered after the motion to approve the Consent Calendar.

How to Speak at a Council Meeting: Anyone may address the City Council for up to three minutes, at the Mayor's discretion, on items on the Agenda. Please submit a "Speakers Slip" to the City Clerk prior to the Mayor announcing the agenda item. The forms are located near the door at the rear of the Meeting Room. The Agenda item number being addressed should appear on the speaker slip. The Mayor will call you forward at the appropriate time. To speak on a City-related concern that is NOT on the Agenda, please complete a "Speaker Slip" and submit it to the City Clerk prior to the beginning of the meeting. You will be called forward during the ORAL COMMUNICATIONS portion of the agenda.

When addressing the Council, please step up to the podium and state your name and address for the record. Each speaker will have up to three minutes to speak at the discretion of the Mayor. Whenever possible, lengthy testimony should be presented to the Council in writing and only pertinent points presented orally. Agenda items MAY be addressed in any order at the discretion of the Mayor.

Special Needs: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Administrative Services Department at 1050 Camino del Mar or by calling (858) 755-9313. Notification of at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. As a courtesy to all meeting attendees, **please set cellular phones to silent mode** and engage in conversations outside the Town Hall.

- I. CALL TO ORDER/ROLL CALL
- II. PLEDGE OF ALLEGIANCE
- III. PUBLIC ORAL COMMUNICATIONS

Each person wishing to speak before the City Council on any matter shall submit a "Speaker Slip" to the City Clerk. When the Mayor recognizes you, please come forward and state your name and address. Each speaker will have up to three (3) minutes to speak at the discretion of the Mayor and you may be asked clarifying questions about your issue. Your information may be received, placed on a future agenda, or referred to the City Manager by the City Council. State law generally precludes the City Council from discussing or acting upon any topic presented during oral communications that is not described on the posted agenda. NOTE: THERE IS A TIME LIMIT OF 30 MINUTES FOR THIS SECTION OF PUBLIC COMMUNICATIONS AND EACH SPEAKER WILL BE HEARD IN THE ORDER OF THE SUBMISSION OF THEIR SPEAKER SLIP. SPEAKERS WHO HAVE TURNED IN A SPEAKER SLIP PRIOR TO THE TIME ORAL COMMUNICATIONS WAS CALLED ON THE AGENDA, BUT WERE NOT HEARD DURING THE INITIAL TIME PERIOD SHALL BE CALLED TO SPEAK AT THE END OF THE AGENDA.

- IV. GOVERNING BODY COMMENTS AND COMMUNITY ANNOUNCEMENTS
- V. CITY MANAGER'S REPORT
- VI. PRESENTATIONS

1. Proclamation Honoring Scott Huth

Recommended Action: Mayor Haviland will present the proclamation to retiring City Manager, Scott Huth.

Reference: Clerk's File No. 1201-5

2. Proclamation Honoring Tyden Chinowsky

Recommended Action: Mayor Haviland will present the proclamation.

Reference: Clerk's File No. 1201-5

3. Presentation by SANDAG on Bluff Stabilization Project 4 and Emergency Repair Work

Recommended Action: Receive presentation from SANDAG representatives.

Reference: Clerk's File No. 1506-1

VII. CONSENT CALENDAR

All items listed on the Consent Calendar are considered to be routine and will be acted upon with one motion. There will be no separate discussion of these items unless a member of the City Council or the public so requests, in which event, the item will be considered separately at the end of the agenda.

4. Approval of Minutes: November 21, 2019 Special Meeting, December 2, 2019 Regular and Special Meeting, and December 11, 2019 Special Meeting

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

5. Ratification of List of Demands, dated February 3, 2020

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

6. Waiver of Reading of Ordinances on Agenda

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

7. First Amendment to Agreement with Kimley-Horn and Associates, Inc. for the City's 6th Cycle Housing Element Update

Recommended Action: Staff recommends the City Council approve the First Amendment to the Agreement with Kimley-Horn and Associates, Inc. (KHA) (Attachment A) which revises the scope of work to include the preparation of an Environmental Impact Report (EIR) and authorize the City Manager to execute the First Amendment.

Reference: Clerk's File No. 406-1

8. City Council Local Appointments for 2020

Recommended Action: Staff recommends that the City Council receive and file the 2020 City Council Local Appointments list (Attachment A), which reflects the direction and actions taken by the City Council on January 13, 2020.

Reference: Clerk's File No. 401-1

9. Approval of a First Amendment to the Memorandum of Agreement between the City of Del Mar and the Del Mar City Employees Association

Recommended Action: Staff recommends that the City Council approve the First Amendment (Attachment A) to the Memorandum of Agreement (MOA) between the City of Del Mar (City) and the Del Mar City Employees Association (DMCEA) to add relevant optional certifications to Exhibit A of the Agreement (Attachment B); and authorize the City Manager to execute the First Amendment.

Reference: Clerk's File No. 406-1

10. Appointment to the 6th Cycle Housing Element Ad-Hoc Citizens' Task Force

Recommended Action: The Council Liaisons to the 6th Cycle Housing Element Ad-Hoc Citizens' Task Force (Task Force) recommend that the City Council appoint Jas Grewal to serve as a voting member for a term effective February 4, 2020 through June 30, 2020, or until the Task Force is dissolved.

Reference: Clerk's File No. 401-5

VIII. COMMISSION AND COMMITTEE INTERVIEWS

11. Design Review Board Interviews and Appointments

Recommended Action: Staff recommends that the City Council review the Citizen Interest Forms, interview the applicants, and 1) Appoint one resident to serve as a voting member on the Design Review Board (DRB) for a four-year term expiring February 4, 2024; 2) Appoint one ex-officio member to serve a two-year term expiring February 4, 2022.

Reference: Clerk's File No. 401-5

IX. PUBLIC HEARING

12. Introduction of an Ordinance Amending Chapter 23.54 of the Del Mar Municipal Code Regarding Underground Utility Districts

Recommended Action: It is recommended that the City Council introduce an ordinance (Attachment A) modifying Chapter 23.54 of the Del Mar Municipal Code regarding underground utility districts.

Reference: Clerk's File No. 401-4, 401-9

X. COUNCIL MEETING RECESS (Approximately 6:15-6:30 p.m.)

XI. CITY COUNCIL OTHER BUSINESS

13. Presentation of Fiscal Year 2018-2019 Comprehensive Annual Financial Report by Robert Callanan, White Nelson Diehl Evans LLP and Audited Financial Results

Recommended Action: Receive the Fiscal Year 2018-2019 Comprehensive Annual Financial Report (CAFR) and audited financial results.

Reference: Clerk's File No. 202-5

14. Fiscal Year 2019-2020 Mid-Year Financial Report and Resolution Amending the Fiscal Year 2019-2020 Operating and Capital Budget

Recommended Action: It is recommended that the City Council: 1) Accept the Fiscal Year 2019-2020 Mid-Year Financial Report; and 2) Adopt the Resolution (Attachment A) amending the Fiscal Year 2019-2020 Operating and Capital Budget as described in this report.

Reference: Clerk's File No. 202-5

15. Resolution to Extend the Forbearance Period Relating to Existing Nonconforming Short Term Rentals

Recommended Action: Staff recommends the City Council adopt the Resolution (Attachment A) to extend the City's existing enforcement forbearance as to short term rentals, which temporarily delays enforcement action against short term rentals until litigation is resolved and/or new regulations are processed.

Reference: Clerk's File No. 301-19

16. City of Del Mar Comprehensive User Fee Update

Recommended Action: It is recommended that the City Council receive a presentation from staff on the user fee recommendations and provide direction on cost recovery policies for Planning, Public Works, and Community Services Fees.

Reference: Clerk's File No. 1601-9

17. Community Services Department Operation of the Del Mar Junior Lifeguard Program

Recommended Action: Staff recommends that the City Council: 1) Authorize the Community Services Department to operate an eight-week Junior Lifeguard Program on the City of Del Mar public beach in Summer 2020; and 2) Approve changes to the FY2019-20 Community Services Department operating budget as described in the Fiscal Impact section of this report.

Reference: Clerk's File No. 102-4, 507-7

18. Enhancements to City's Enforcement Services Program

Recommended Action: Staff recommends that the City Council 1) Direct staff to proceed with recommended efforts to enhance the City's enforcement services program; and 2) Amend the Fiscal Year 2019-2020 and 2020-2021 Operating Budgets as indicated in the Fiscal Impact section of this report.

Reference: Clerk's File No. 1101-2

19. Proposal for Transparent Exchange of Information Outside of City Council Meetings

Recommended Action: Deputy Mayor Gaasterland and Councilmember Worden recommend that the City Council consider and discuss a proposal to share and exchange non-political information with the public in a Brown Act compliant manner on the City of Del Mar's website as further described in this report.

Reference: Clerk's File No. 1201-6

XII. STANDING DISCUSSION ITEMS

20. Affordable Housing

Recommended Action: Council to discuss affordable housing related issues and provide direction to staff as needed. No action will be taken on this item.

21. Rail Related Issues

Recommended Action: Council to discuss rail related issues and provide direction to staff as needed. No action will be taken on this item.

XIII. COUNCIL PRIORITIES – REPORTS

A Council member assigned as a Liaison to a Subcommittee or Regional Organization may make a written or oral report. State law precludes the Council from commenting on, discussing, or acting on a report, unless the item of business within the report is described in this agenda.

- A. 6th Cycle Housing Element Ad-Hoc Citizens' Task Force (Gaasterland/Worden)
- B. 22nd District Agricultural Association Community Relations Committee (Worden/Haviland)
- C. Art Advisory Committee (Haviland/Parks)
- D. Business Support Advisory Committee (Druker/Worden)
- E. CEA Board of Directors (Haviland/Worden)

- F. CSA-17 Ambulance District Advisory Board (Parks/Druker)
- G. Finance Committee (Gaasterland/Parks)
- H. Fire Governance Board, Solana Beach/Del Mar/Encinitas (Parks/Worden)
- I. Housing Subcommittee (Gaasterland/Worden)
- J. Human Resources Subcommittee (Haviland/Parks)
- K. League of California Cities – San Diego Chapter (Gaasterland/Haviland)
- L. Long Term Rail Relocation Subcommittee (Haviland/Worden)
- M. Measure Q Citizen Oversight Committee (Gaasterland/Parks)
- N. North County Transit District (NCTD) (Druker/Gaasterland)
- O. Parks and Recreation Committee (Parks/Worden)
- P. Planning Process Subcommittee (Worden/Haviland)
- Q. Regional Solid Waste Association (Haviland/Parks)
- R. Safe Rail Crossing and Bluff Stabilization Subcommittee (Druker/Gaasterland)
- S. San Diego Association of Governments Board (Druker/Haviland/Worden)
- T. San Diego Association of Governments Public Safety Committee (Haviland)
- U. San Diego Association of Governments Regional Planning Committee (Worden)
- V. San Diego Association of Governments Shoreline Preservation Working Group (Worden/Gaasterland)
- W. San Diego Metropolitan Wastewater JPA Advisory Committee to San Diego (Parks/Bride)
- X. San Dieguito Lagoon Committee (Haviland/Worden)
- Y. San Dieguito River Valley Regional Open Space Plan JPA –Executive Committee (Worden/Haviland)
- Z. Sea-Level Rise Adaptation Plan Implementation Subcommittee (Gaasterland/Worden)
- AA. Shores Advisory Committee (Parks/Worden)
- BB. Sustainability Advisory Board (Haviland/Worden)
- CC. Traffic and Parking Advisory Committee (Gaasterland/Druker)
- DD. Undergrounding Project Advisory Committee (Worden/Gaasterland)
- EE. Watermark Specific Plan Subcommittee (Gaasterland/Worden)
- FF. Other Committee-Subcommittee Reports

XIV. UPCOMING AGENDA ITEMS

The following topics/items are tentatively planned for upcoming agendas. The title, wording, and planned date for these items are subject to change. Final agendas are posted at City Hall 72 hours in advance of the meetings and are also posted on our web site with the accompanying staff report. Please watch our web site: www.delmar.ca.us for City Council Agendas.

| February 18, 2020 |
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| Council Direction for SB 743 Local Implementation Update to Address VMT (Tentative) |
| Legislative Policy Guidelines for 2020 |
| Update on Compliance with Organics Regulations & Issuance of RFP for Organics Consulting Support (Tentative) |
| DMVA Annual Report |
| A Continuation of the January 13, 2020 de novo Public Hearing by the City Council - TRP19-014 |
| Introduction of Fire Department Standards of Coverage Study |
| Proposed Changes to Municipal Code (7.20.010 - 7.20.050) - Alternative Bid Process |

XV. CERTIFICATION

I, Ashley Jones, Administrative Services Director/City Clerk for the City of Del Mar, hereby certify that a copy of this agenda was posted at City Hall on the 30th day of January, 2020, at approximately 3:45 pm.



Ashley Jones, Administrative Services Director/City Clerk

1/30/2020
Date