



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.

Dave Druker
Mayor

Ellie Haviland
Deputy Mayor

Terry Gaasterland
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

Kathleen A. Garcia
Planning and Community
Development Director

Regular Meeting **Monday, February 11, 2019 at 4:30 PM**

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 ACTIONS AND COMMENTS
- V. CITY MANAGER'S REPORT
- VI. COMMUNITY ANNOUNCEMENTS AND PRESENTATIONS

1. Annual Del Mar Library Update

Recommended Action: Receive an update from Polly Cipparrone with the Del Mar Library.

Reference: Clerk's File No. 1503-13

2. Mayor's State of the City Address

Recommended Action: Receive State of the City Address from Mayor Dave Druker.

Reference: Clerk's File No. 401-1

3. Sustainability Advisory Board Report

Recommended Action: Receive committee update provided by Sustainability Advisory Board Chair, Ann Feeney.

Reference: Clerk's File No. 401-5

4. Presentation of SANDAG's Efforts to Relocate the Railroad Tracks

Recommended Action: Receive presentation from Bruce Smith from SANDAG.

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.

5. Approval of Minutes: December 17, 2018 Regular and Special Meeting.

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

6. Ratification of List of Demands, dated February 11, 2019

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

7. Waiver of Reading of Ordinances on Agenda

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

8. Adoption of an Ordinance (2nd Reading) to Regulate Plastic Straws and Stirrers (Continued to March 4, 2019 Council Meeting)

Recommended Action: Approve continuance of adoption of ordinance to March 4, 2019 Council meeting.

Reference: Clerk's File No. 401-4, 401-9, 1403-4

9. Approval to Purchase Replacement 800 MHz Radios from Motorola Solutions and Amend the Fiscal Year 2018-2019 Operating Budget

Recommended Action: It is recommended that the City Council approve the purchase of 800 MHz radios and peripheral equipment from Motorola Solutions and amend the Fiscal Year 2018-2019 Operating Budget as described in the fiscal impact section of this report.

Reference: Clerk's File No. 1101-8

10. Appointment to the Parks and Recreation Committee

Recommended Action: It is recommended that the City Council appoint Linda Chisari to the Parks and Recreation Committee to serve the balance of a vacant term expiring May 1, 2021.

Reference: Clerk's File No. 401-5

11. Appointments to the Business Support Advisory Committee

Recommended Action: It is recommended that the City Council appoint Jean Claude Aldibs to serve as a commercial property owner representative, and Charles Koll to serve as a restaurant owner representative on the Business Support Advisory Committee (BSAC).

Reference: Clerk's File No. 401-5

12. City Council Correspondence to the San Diego County Board of Supervisors Requesting that Individual Municipalities Maintain Local Authority over the Regulation of Microenterprise Home Kitchen Operations (Assembly Bill 626)

Recommended Action: The City Council is asked to authorize submittal of the attached correspondence (Attachment "A") to the San Diego County Board of Supervisors requesting that individual municipalities be allowed to maintain local authority over the regulation of Microenterprise Home Kitchen Operations pursuant to California Assembly Bill 626 (Attachment B).

Reference: Clerk's File No. 401-1, 1503-4

VIII. PUBLIC HEARINGS

13. Conditional Approval of Encroachment Permit EP19-003 & Administrative Design Review Permit ADR19-005 to Install Vehicular Bollards with a Treated Chain in the Public Right-of-Way Adjacent to APNs: 299-100-37 & 38 and the Del Mar Riverpath

Applicants: SDG&E and Planning Systems

Recommended Action: Adopt the Resolution (Attachment A) conditionally approving Encroachment Permit EP19-003 & Administrative Design Review Permit ADR19-005 for replacement of existing vehicular access barriers (vegetation and boulders) with bollards and an associated chain.

Reference: Clerk's File No. 802-1, 1306-4

14. Encroachment Permit EP18-044 - Hardscape and Landscape Improvements Adjacent to 414 7th Street (APN: 300-232-34)

Applicant: Brian Cambier

Recommended Action: Authorize the City Manager to approve the Encroachment Permit (EP18-044), subject to the conditions of approval in Attachment A, in order to approve various hardscape and landscape improvements within the public right-of-way.

Reference: Clerk's File No. 802-1, 1306-4

IX. CITY COUNCIL OTHER BUSINESS

15. Approval of the 2019 Legislative Policy Guidelines

Recommended Action: Staff requests the City Council review proposed changes to the City's Legislative Policy Guidelines (Exhibit A to Attachment A) and adopt the resolution included with this report as Attachment A. Staff also recommends the City Council review its legislative priorities for the 2019 legislative session and provide direction to staff.

Reference: Clerk's File No. 401-7, 401-8

16. Electric Vehicle Charging Fee and EV Commuting Incentive Program

Recommended Action: Staff recommends the City Council: 1) Adopt a resolution (Attachment A) to establish an Electric Vehicle (EV) Charging Fee and EV Commuting Incentive Program; and 2) Direct staff to develop, launch and implement the incentive program.

Reference: Clerk's File No. 307-7

17. Review Draft North Bluff Preserve Goals, Policies and Regulatory Standards and Discuss Staff's Recommendation to Remove North Bluff Preserve from the Del Mar Resort Specific Plan

Recommended Action: Staff requests that the City Council review the revised draft Goals, Policies and Regulatory Standards (Attachment A) for guiding future use, improvement, and maintenance of the City of Del Mar's North Bluff Preserve (James G. Scripps Bluff); and provide direction on whether to add them to the Del Mar Resort Specific Plan or to remove the North Bluff Preserve from the Del Mar Resort Specific Plan. Staff recommends the North Bluff Preserve be removed from the Del Mar Resort Specific Plan.

Reference: Clerk's File No. 301-6, 1401-10

18. 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 “forbearance period” in order to continue to temporarily delay enforcement action against existing nonconforming short term rentals (that were established prior to the 2016 moratorium) while the legal process is resolved and/or new regulations are processed.

Reference: Clerk’s File No. 301-19

19. Potential Changes to Council Committees and Subcommittees and Related Liaison Appointments

Recommended Action: Staff recommends that the City Council: 1) Discuss the need for each of the existing Council subcommittees; 2) Discuss potential elimination of the existing North County Railroad Right- of-Way subcommittee and creation of two new Council subcommittees, one of which would be focused on removing the rails from the bluff, and the other would be focused on safe rail crossings and bluff stability; 3) Consider creation of a new Council subcommittee related to implementation of the Sea Level Rise Adaptation Plan and appointment of liaisons; 4) Consider creation of Council subcommittees for the Watermark and Del Mar Resort projects and appointment of Council liaisons; and 5) Appoint a second liaison to the Undergrounding Project Advisory Committee to replace Council Member Worden.

Reference: Clerk’s File No.301-6

20. Consideration of a Proposal from the Arts Advisory Committee to Host a Series of Del Mar Civic Center Art Shows

Recommended Action: It is recommended that the City Council consider a request from the Arts Advisory Committee to host a series of Del Mar Civic Center Art Shows and provide direction to staff. It is further recommended that should the Council decide to proceed with the proposed art shows, that approval of funding for the events be deferred for consideration during the mid-year budget process, which is consistent with our recommendation for all funding requests that have come to the City Council in the last three months.

Reference: Clerk’s File No.401-5

21. Approval of Task Order 2 with Lee & Ro, Inc. and Undergrounding Project Budget Modifications for Fiscal Year 2018-19

Recommended Action: Staff recommends that the City Council: 1) Approve Task Order 2 for Lee & Ro, Inc. (Attachment A); 2) Approve modifications to the Undergrounding Project budget for Fiscal Year 2018-19; and 3) Authorize the City Manager to execute the task order and make modifications to line-items within the approved Undergrounding Project budget as-needed in the future, so long as the approved total budget amount remains unchanged.

Reference: Clerk's File No. 1001-2

22. January 2019 City Council Retreat Report Out

Recommended Action: Staff recommends that the City Council receive this report and provide direction to staff as appropriate.

Reference: Clerk's File No. 401-1

X. COUNCIL PRIORITIES- REPORTS

23. 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. 22nd District Agricultural Association Subcommittee (Worden/Haviland)
- B. Del Mar/Solana Beach North Bluff Ad-Hoc Subcommittee (Worden/Haviland)
- C. Art Advisory Committee (Haviland/Parks)
- D. Business Support Advisory Committee (Druker/Worden)
- E. CSA-17 Ambulance District Advisory Board (Parks/Druker)
- F. Finance Committee (Gaasterland/Parks)
- G. Fire Services Subcommittee (Parks/Worden)
- H. Human Resources Subcommittee (Haviland/Parks)
- I. LAFCO Cities Advisory Committee (Druker/Haviland)
- J. League of California Cities – San Diego Chapter (Druker/Haviland)
- K. Measure Q Citizen Oversight Committee (Druker/Parks)
- L. North County Transit District Board (NCTD) (Druker/Gaasterland)
- M. North County Railroad Right-of-Way Subcommittee (Haviland/Worden)
- N. Parks and Recreation Committee (Parks/Worden)
- O. Planning Process Subcommittee (Worden/Haviland)
- P. Regional Solid Waste Association (Haviland/Parks)
- Q. San Diego Association of Governments Board (Worden/Haviland/Druker)
- R. San Diego Association of Governments Shoreline Preservation Working Group (Worden/Gaasterland)
- S. San Diego Association of Governments Energy Working Group (Worden)
- T. San Diego Metropolitan Wastewater JPA (Parks/Bride)
- U. San Dieguito Lagoon Committee (Haviland/Worden)

- V. San Dieguito River Valley Regional Open Space JPA (Worden/Haviland)
- W. Shores Advisory Committee (Parks/Worden)
- X. Sustainability Advisory Board (Haviland/Worden)
- Y. Traffic and Parking Advisory Committee (Gaasterland/Druker)
- Z. Undergrounding Project Advisory Committee (Gaasterland/Worden)
- AA. Other Committee-Subcommittee Report

XI. 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.

March 4, 2019
CCE Feasibility Study Findings and Governance Options (JPA)
Introduction of Hasan Ikhata - New SANDAG Executive Director
Presentation on China's National Sword Policy: Recycling Market Impacts to Del Mar
Community Plan Amendment: Safety Element Update for SB 379 Compliance
Fiscal Year 2017-2018 Comprehensive Annual Financial Report (CAFR)
As-needed Contract for Printing Services
Approval of a First Amendment to Contract with White Nelson Diehl Evans for Audit Services
Del Mar Plaza Specific Plan - Workshop with City Council on Preliminary Ideas
Downtown Streetscape/Segment 1 Street Furnishings
Award Citywide Landscape Maintenance Contract
118 13th Street - Long-Term Minor Encroachment Permit
Accept Funding for the River Path Del Mar Extension Project, Phase 3
Plastic straws Ordinance - Second Reading
RTIP Amendment

XII. 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 6th day of February, 2019, at approximately 6:00 p.m.



Ashley Jones, Administrative Services Director/City Clerk

2/6/2019
Date