



Del Mar City Council Meeting Agenda

VIA TELECONFERENCE ONLY

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.

**Remote Regular Meeting
VIA TELECONFERENCE ONLY
Monday, March 1, 2021 at 4:30 PM**

Pursuant to the State of California Executive Order N-25-20, and in the interest of public health, the City of Del Mar is temporarily taking actions to mitigate the COVID-19 pandemic by holding City Council Meetings electronically or by teleconference. The Town Hall will not be open to the public for this meeting.

Terry Gaasterland
Mayor

Dwight Worden
Deputy Mayor

Dave Druker
Council Member

Tracy Martinez
Council Member

Dan Quirk
Council Member

Ashley Jones
Interim City Manager

Leslie E. Devaney
City Attorney

Sarah Krietor
Acting City Clerk

Public Participation/Comment

Members of the public can participate in the meeting by either submitting a written red dot comment via email to cityclerk@delmar.ca.us or submitting a tele-comment request form to speak during the meeting. The subject line of your email or tele-comment request should clearly state the item number you would like to comment on. The deadline to submit written comments and/or tele-comment requests is 12 p.m. on the day of the meeting. For more information please visit: www.delmar.ca.us/publiccomment.

Viewing the Meeting and Access to Agenda Materials

Members of the public can watch the meeting live on the City's website at: <http://delmar.12milesout.com/Video/Live> and on Cable TV Spectrum Ch. 24, AT&T Ch. 99 starting at 4:30 PM.

Agenda materials and communications from the public on agenda items, "Red Dots", are available on the City's website and at the Del Mar Library during their limited hours of operation. <http://www.delmar.ca.us/AgendaCenter>

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.

Special Needs: In compliance with the Americans with Disabilities Act, if you need special assistance to participate remotely in this meeting, please contact the Administrative Services Department via email at cityclerk@delmar.ca.us or by calling (858) 755-9313, preferably at least 48 hours in advance of the meeting if possible.

- I. CALL TO ORDER/ROLL CALL
- II. CITY ATTORNEY CLOSED SESSION REPORT
- III. PLEDGE OF ALLEGIANCE
- IV. PUBLIC ORAL COMMUNICATIONS

Each person wishing to comment to the City Council on any matter not on the agenda may submit a written comment to cityclerk@delmar.ca.us or a tele-comment request to speak by 12 p.m. on the day of the meeting. Please note "Public Oral" in the subject line of your email or tele-comment request form.

- V. CITY COUNCIL COMMENTS
- VI. COMMUNITY ANNOUNCEMENTS
- VII. CITY MANAGER'S REPORT
- VIII. 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, staff, or the public so requests, in which event, the item will be considered separately.

1. **Approval of Minutes: February 9, 2021, Special Meeting; February 16, 2021 Special Meeting, February 22, 2021 Special Meeting**

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

2. **Ratification of List of Demands, dated March 1, 2021**

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

3. **Waiver of Reading of Ordinances on Agenda**

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

4. Second Reading and Adoption of an Ordinance Amending Chapter 14.24 of the Del Mar Municipal Code Authorizing the Removal of Vehicles from Public Property

Recommended Action: Staff recommends the City Council adopt an Ordinance (Attachment A) amending Chapter 14.24 of the Del Mar Municipal Code authorizing the removal of vehicles from public property, which would allow the City to tow vehicles from off-street public property pursuant to its authority under the California Vehicle Code.

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

IX. PUBLIC HEARINGS

5. Encroachment Permit EP20-068 – A Request to Permit the Projection of an Existing Wood Handrail into the Public Right-of-Way Adjacent to 705 Amphitheatre Drive

Recommended Action: It is recommended that the City Council hold a Public Hearing and adopt the Resolution (Attachment A) conditionally approving Encroachment Permit (EP) EP20-68.

Reference: Clerk's File No. 802-1

6. Resolution to Approve Encroachment Permit EP20-072 for Existing Vegetation that Exceeds a Height of 30 Inches within the Public Right-of-Way Adjacent to 964 Crest Road (Applicants: Sandra and Gregg Wolfson)

Recommended Action: Based on the City Council's direction and findings made on February 1, 2021, staff has prepared a revised Resolution (Attachment A) for the City Council's approval of Encroachment Permit EP20-072 to authorize landscaping in the public right-of-way adjacent to 964 Crest Road.

Reference: Clerk's File No. 802-1

7. COVID-19 Business Assistance and Introduction of an Ordinance Extending Discretionary Land Use Authorizations Expiring in 2021

Recommended Action: It is recommended that the City Council take action on the following COVID-response related business assistance efforts and extensions of City-issued, discretionary land use authorizations for development projects, which are further described in this report:

1. Adopt two amended urgency ordinances (Attachments A and B) to extend the expiration date associated with modifications to temporary commercial sign restrictions and temporary placement of A-frame signage in the public right-of-way from April 6, 2021 to September 30, 2021; and

2. Authorize the City Manager to take the following actions to be in effect until September 30, 2021:
 - a. Extend the April 6, 2021 expiration dates for all COVID-related permits issued including temporary Encroachment Permits and Temporary Use Permits;
 - b. Increase the per business fee subsidy from \$750 to \$1,000 for City permitting services;
 - c. Extend the temporary allowance of two A-frame signs per business;
 - d. Extend provisions for use of on-street parking for dining or other uses;
 - e. Continue the temporary streamlined review process for commercial A-frame signage temporarily located in the right-of-way adjacent to all commercial zones; and
 - f. Extend the one-hour extension of alcohol sales, service, and consumption for any restaurant with an approved Sidewalk Café permit.

3. Introduce an ordinance (Attachment C) extending the expiration dates, by 12 months, of those discretionary land use authorizations (Discretionary Permits) granted by the City for development projects that are otherwise due to expire in the 2021 calendar year.

Reference: Clerk's File No. 401-4, 1104-3

X. COUNCIL MEETING RECESS

XI. CITY COUNCIL OTHER BUSINESS

8. Letter to the Winston School regarding Lease Terms

Recommended Action: It is recommended the City Council receive and comment on the attached letter sent by the City Attorney to the Winston School regarding the terms of their lease with the City, as directed by the City Council and reviewed in advance by the City Council liaisons Mayor Terry Gaasterland and Councilmember Tracy Martinez.

Reference: Clerk's File No. 406-1, 702-15

XII. REGIONAL ORGANIZATION REPORTS

A Councilmember assigned as a liaison to a 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 the agenda.

- A. 22nd District Agricultural Association Community Relations Committee (Gaasterland/Martinez)

- B. Clean Energy Alliance JPA (CEA) Board of Directors (Druker/Worden)
- C. CSA-17 Ambulance District Advisory Board (Martinez/Druker)
- D. Fire Governance Board, Solana Beach/Del Mar/Encinitas (Druker/Martinez)
- E. League of California Cities – San Diego Chapter (Gaasterland/Worden)
- F. North County Transit District (NCTD) (Quirk/Gaasterland)
- G. Regional Solid Waste Association (Worden/Quirk)
- H. San Diego Association of Governments Board (SANDAG)
(Gaasterland/Druker/Quirk)
- I. SANDAG Shoreline Preservation Working Group (Worden/Gaasterland)
- J. San Diego Metropolitan Wastewater JPA Advisory Committee to San Diego
(Quirk/Bride)
- K. San Dieguito River Valley Regional Open Space Park JPA –Executive Committee
(Worden/Quirk)
- L. Other Regional Organization Reports

XIII. COUNCIL COMMITTEES/SUBCOMMITTEES/COMMUNITY ORG REPORTS

A Councilmember assigned as a liaison to a City Committee, Council Subcommittee OR Community 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. Ad-Hoc Referendum Subcommittee (Gaasterland/Druker)
- B. Arts Advisory Committee (Druker/Worden)
- C. Business Support Advisory Committee (Gaasterland/Martinez)
- D. Clean Water Rate Project (Druker, Quirk)
- E. Del Mar Community Connections (Martinez/Quirk)
- F. Del Mar Housing Corporation (Gaasterland/Martinez)
- G. Del Mar Village Association (Druker/Quirk)
- H. Finance Committee (Gaasterland/Quirk)
- I. Housing Subcommittee (Gaasterland/Martinez)
- J. Human Resources Subcommittee (Druker/Worden)
- K. Long Term Rail Relocation Subcommittee (Gaasterland, Quirk)
- L. Measure Q Citizen Oversight Committee (Druker/Quirk)
- M. Parks and Recreation Committee (Druker/Worden)
- N. Planning Process Subcommittee (Druker/Gaasterland)
- O. Safe Rail Crossing and Bluff Stabilization Subcommittee (Gaasterland/Quirk)
- P. San Dieguito Lagoon Committee (Quirk/Worden)
- Q. Sea-Level Rise Adaptation Plan Implementation Subcommittee
(Gaasterland/Martinez)
- R. Shores Advisory Committee (Gaasterland/Martinez)
- S. Sustainability Advisory Board (Druker/Worden)
- T. Traffic and Parking Advisory Committee (Martinez/Worden)
- U. Undergrounding Project Advisory Committee (Gaasterland/Quirk)
- V. Other Committee-Subcommittee Reports

XIV. UPCOMING AGENDA ITEMS

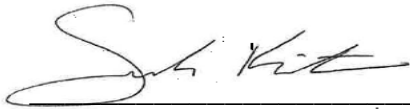
The following topics/items are tentatively planned for upcoming agendas. The title, wording, and planned date for these items are subject to change. Final agendas are

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.

March 15, 2021
Housing Element Annual Progress Report (Calendar Year 2020)
Adoption of Resolution for 5th Cycle Housing Element 2E Plan Amendment to North Commercial Land Use Designation
Presentation from the Clean Energy Alliance Regarding Final Rates and Energy Product Offerings
Options for Moving Forward with Utility Undergrounding Project
Discussion and Recommendations Regarding Items Requested by Referendum Proponents
Recap of 1/23 & 2/27 Workshops and Approval of the Revised Values/Value Statements

XV. CERTIFICATION

I, Sarah Krietor, Acting City Clerk for the City of Del Mar, hereby certify that a copy of this agenda was posted at City Hall on the 24th day of February, 2021, at approximately 5:15 p.m.



Sarah Krietor, Acting City Clerk

2/24/2021

Date