



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, April 5, 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 the agenda materials are available 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. PRESENTATIONS

1. Proclamation Honoring Rear Admiral Doniphan B. Shelton on his 100th Birthday

Recommended Action: Mayor Gaasterland will present the proclamation.

Reference: Clerk's File No. 1201-5

IX. 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.

2. Approval of Minutes: March 15, 2021 Regular and Special Meeting; March 25, 2021 Special Meeting

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

3. Ratification of List of Demands, dated April 5, 2021

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

4. Waiver of Reading of Ordinances on Agenda

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

5. Second Reading and Adoption of Ordinances to Establish the Housing Element Implementation Overlay Zone and Implement 5th Cycle Housing Element Program 2G (LCPA20-003, ZA20-003, RP20-001)

Recommended Action: Staff recommends the City Council take the following actions for compliance with the 5th Cycle Housing Element and State Housing law (California Government Code Sections 65583.2(h) and (i)):

- 1) Adopt an Ordinance (Attachment A) adding Zoning Chapter 30.92 to the Del Mar Municipal Code (LCPA20-003, ZA20-003) and amending DMMC Section 30.75.080 to create a new Housing Element Implementation Overlay Zone (HEI-OZ) as an overlay zoning tool that can be applied to real property through future rezone actions at the discretion of the City Council when necessary to implement required City of Del Mar Housing Element program actions per State law; and
- 2) Adopt an Ordinance (Attachment B) rezoning real property identified as Assessor's Parcel Numbers 299-100-47 and 299-100-48 located in the North Commercial Zone to apply the HEI-OZ as necessary to implement required City of Del Mar 5th Cycle Housing Element Program 2G per State Housing law and amending Zoning Chapter 30.92 of the DMMC to reflect the rezone action.

Should the City Council adopt the Ordinances, staff would submit the Local Coastal Program (LCP) amendment to the California Coastal Commission (CCC) for processing. Certification by the CCC will be required for the Ordinances to take effect.

Reference: Clerk's File No. 304-7, 401-4, 401-9

6. Arts Advisory Committee Appointment

Recommended Action: The City Council Liaisons to the Arts Advisory Committee recommend that the City Council appoint Marc Brutten as an ex-officio, non-voting member to serve a full three-year term starting April 5, 2021, and ending on June 30, 2024.

Reference: Clerk's File No. 401-5

7. Accepting a Donation from the Del Mar Foundation for Art Name Plaques

Recommended Action: It is recommended that the City Council accept a donation from the Del Mar Foundation of two name plaques identifying the bronze sculptures donated to the City by artist Maily Morhous.

Reference: Clerk's File No. 1202-5

8. Creation of City Council Ad-hoc Subcommittee/Task Force to Review City Committee Efficiencies

Recommended Action: Deputy Mayor Worden and Councilmember Martinez recommend that the City Council: 1) Approve the creation of a City Council subcommittee/task force to review committee efficiencies, which would be known as the Committee Efficiencies Task Force (CETF), as further described in this report; and 2) Appoint Deputy Mayor Worden and Councilmember Martinez as members of the CETF.

Reference: Clerk's File No. 401-1, 401-5

9. Acceptance of a Donation from the Del Mar Foundation for Equipment for the City's Community Emergency Response Team (CERT)

Recommended Action: Accept a donation from the Del Mar Foundation to fund critical emergency communications equipment for the Community Emergency Response Team (CERT) and authorize the City Manager to execute the funding agreement (Attachment A).

Reference: Clerk's File No. 201-16

10. Approval of Transfer of Capital Funds for Shores Property Vegetation Clearing

Recommended Action: It is recommended that the City Council approve a transfer of \$19,200 from the Capital Improvement Project fund to the Park Maintenance Operating budget for Shores property vegetation clearing.

Reference: Clerk's File No. 202-3, 702-15

X. COMMISSION AND COMMITTEE INTERVIEWS

11. Design Review Board Interviews and Appointments

Recommended Action: Staff recommends that the City Council: 1) Review the Citizen Interest Forms and interview the applicants; 2) Appoint two residents to serve as voting members on the Design Review Board (DRB) for a four-year term beginning on April 5, 2021, and expiring April 5, 2025; and 3) Appoint one

applicant to serve as a non-voting, ex-officio member for a two-year term beginning on June 1, 2021, and expiring June 1, 2023.

Reference: Clerk's File No. 401-5

XI. COUNCIL MEETING RECESS

XII. CITY COUNCIL OTHER BUSINESS

12. City Council Consideration of an Agreement for Withdraw of the Referendum against City of Del Mar Ordinance 973

Recommended Action: It is recommended that the City Council review and consider approval of an agreement between the City of Del Mar and the Del Mar Hillside Community Group for Withdraw of the Referendum against City of Del Mar City Council Ordinance 973 (Attachment A), authorize the Mayor to sign the final version of the Agreement on behalf of the City of Del Mar, and provide any additional direction to staff and the City Attorney's office that may be needed in order to finalize the agreement for signature.

Reference: Clerk's File No. 406-1

XIII. 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 Borders Committee (Druker)
- J. SANDAG Shoreline Preservation Working Group (Worden/Gaasterland)
- K. San Diego Metropolitan Wastewater JPA Advisory Committee to San Diego (Quirk/Bride)
- L. San Dieguito River Valley Regional Open Space Park JPA –Executive Committee (Worden/Quirk)
- M. Other Regional Organization Reports

XIV. 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. City Council Legislative Subcommittee
- E. Clean Water Rate Project (Druker, Quirk)
- F. Del Mar Community Connections (Martinez/Quirk)
- G. Del Mar Housing Corporation (Gaasterland/Martinez)
- H. Del Mar Village Association (Druker/Quirk)
- I. Finance Committee (Gaasterland/Quirk)
- J. Housing Subcommittee (Gaasterland/Martinez)
- K. Human Resources Subcommittee (Druker/Worden)
- L. Legislative Subcommittee (Gaasterland/Druker)
- M. Long Term Rail Relocation Subcommittee (Gaasterland, Quirk)
- N. Measure Q Citizen Oversight Committee (Druker/Quirk)
- O. Parks and Recreation Committee (Druker/Worden)
- P. Planning Process Subcommittee (Druker/Gaasterland)
- Q. Safe Rail Crossing and Bluff Stabilization Subcommittee (Gaasterland/Quirk)
- R. San Dieguito Lagoon Committee (Quirk/Worden)
- S. Sea-Level Rise Adaptation Plan Implementation Subcommittee (Gaasterland/Martinez)
- T. Shores Advisory Committee (Gaasterland/Martinez)
- U. Sustainability Advisory Board (Druker/Worden)
- V. Traffic and Parking Advisory Committee (Martinez/Worden)
- W. Undergrounding Project Advisory Committee (Gaasterland/Quirk)
- X. Other Committee-Subcommittee Reports

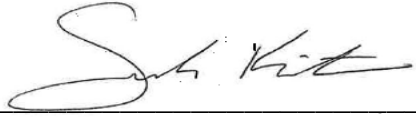
XV. UPCOMING AGENDA ITEMS

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.

April 19, 2021
Del Mar Motel Public Access Easement
Award of Contract for Solid Waste Procurement Consulting Services

XVI. 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 1st day of April, 2021, at approximately 3:45 p.m.



Sarah Krietor, Acting City Clerk

4/1/2021

Date