



# 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, May 17, 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](mailto: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](http://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](mailto: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](mailto: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. San Diego County Water Authority Update to City Council**

Recommended Action: Receive an informational presentation from the City's appointed representative to the San Diego County Water Authority (SDCWA) Board, Mel Katz, and SDCWA staff.

Reference: Clerk's File No. 1506-3

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: April 26, 2021 Special Meeting, May 3, 2021 Regular and Special Meeting, May 10, 2021 Special Meeting**

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

**3. Ratification of List of Demands, dated May 17, 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 Amendment to Animal Services Contract with the San Diego Humane Society**

Recommended Action: Staff recommends the City Council adopt the Second Amendment to the City of Del Mar's animal services agreement with the San Diego Humane Society to extend the term of the agreement to June 30, 2022 (Attachment A); and authorize the Interim City Manager to sign the Second Amendment.

Reference: Clerk's File No. 406-1

**6. Approval of Professional Services Agreement for Clean Water Program Management Consultant Services**

Recommended Action: Staff recommends that the City Council approve an agreement with Mikhail Ogawa Engineers for Clean Water Program Management Services (Attachment A) for an initial five-year period ending June 30, 2026, with an option to extend for an additional two years; and authorize the Interim City Manager to execute the agreement.

Reference: Clerk's File No. 406-1

**7. Acceptance of a Public Access Easement over Property Located at 1702 Coast Boulevard (Del Mar Motel)**

Recommended Action: It is recommended that the City Council: 1) Approve the Resolution (Attachment A) accepting a Grant of Easement in favor of the City over the property located at 1702 Coast Boulevard; and 2) Authorize staff to record the Grant of Easement.

Reference: Clerk's File No. 1306-1

**8. San Dieguito Lagoon Committee Appointments**

Recommended Action: The City Council Liaisons to the San Dieguito Lagoon Committee recommend that the City Council: 1) Appoint Donna Shaw as an ex-officio, non-voting member to fill the balance of a vacant term effective May 17, 2021, and expiring on April 1, 2023; 2) Appoint Ann Feeney as an ex-officio, non-voting member to serve a full four-year term effective May 17, 2021, and expiring

on May 17, 2025; and 3) Appoint Udo Wahn as a voting member to fill the balance of a vacant term effective May 17, 2021, and expiring on October 31, 2023.

Reference: Clerk's File No. 401-5

**9. Approval of Fiscal Year 2021-22 Senate Bill 1 Funding for the Annual Pavement Rehabilitation Project**

Recommended Action: Staff recommends that the City Council Adopt a Resolution (Attachment A) accepting Senate Bill 1 (SB 1) funding from the State of California as supplemental funding for the FY 2021-22 Citywide Annual Paving Project (Annual Pavement Rehabilitation).

Reference: Clerk's File No. 901-5, 906-12

**X. PUBLIC HEARINGS**

**10. Adoption of a Resolution Designating a Certain Area of the City as a Utility Undergrounding District Subject to California Public Utilities Commission Rule 20 and in Accordance with Del Mar Municipal Code Section 23.54.030, Generally Described as Tewa Court/10th Street District**

Recommended Action: Staff recommends that the City Council conduct a public hearing and adopt the attached Resolution (Attachment A) designating a certain portion of the City, from approximately 420 10th Street, easterly through Tewa Court to 1035 Klish Way, as a Utility Undergrounding District (UUD) subject to California Public Utilities Commission (CPUC) Rule 20 in accordance with Del Mar Municipal Code Section 23.54.030 and allocate \$635,220 in funding from the Measure Q Fund for the project.

Reference: Clerk's File No. 1001-2

**XI. COUNCIL MEETING RECESS**

**XII. CITY COUNCIL OTHER BUSINESS**

**11. City Council Consideration of The Winston School's Proposed Redevelopment Plan**

**Time Certain: 6:00 p.m.**

Recommended Action: It is recommended that the City Council, in their role as owner of the Shores property and landlord to the Winston School as leaseholder, review the School's proposed redevelopment plan to determine if it meets the requirements of the lease between the City and The Winston School, and either direct the Interim City Manager to sign the School's Development Application or provide feedback to the School related to the proposed plan.

Reference: Clerk's File No. 103-8, 702-15

**12. Presentation by Councilmember Dan Quirk on Train Statistics and the Future of Transportation in Del Mar, San Diego, and Nationally**

Recommended Action: Councilmember Quirk requests that the City Council receive the informational presentation and discuss, ask questions, and provide feedback as may be appropriate.

Reference: Clerk's File No. 1005-1, 1005-2, 1005-4

**13. Legislative Policy Guidelines Pertaining to Transportation**

Recommended Action: Staff recommends the City Council discuss potential changes to the City's Legislative Policy Guidelines pertaining to transportation (Attachment A).

Reference: Clerk's File No. 401-1, 401-7, 401-8

**14. City Arts Advisory Committee/Del Mar Foundation Proposal for a Temporary Outdoor Sculpture Program**

Recommended Action: Staff recommends that the City Council take the following actions: 1) Receive a presentation from the City's Arts Advisory Committee and Del Mar Foundation on the proposed Temporary Outdoor Sculpture Program; 2) Direct the Interim City Manager to draft a Memorandum of Understanding (MOU) between the City and the Foundation to establish the roles and responsibilities of the program for future Council consideration; and 3) Direct City staff to process a Long-Term, Major Encroachment Permit for placement of the art pedestals.

Reference: Clerk's File No. 401-5, 1202-5, 1202-11

**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. 22<sup>nd</sup> 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. Clean Water Rate Project (Druker, Quirk)
- E. Committee Efficiencies Task Force (Martinez/Worden)
- 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. Solid Waste Procurement Services Ad-Hoc Subcommittee (Quirk/Worden)
- V. Sustainability Advisory Board (Druker/Worden)
- W. Traffic and Parking Advisory Committee (Martinez/Worden)
- X. Undergrounding Project Advisory Committee (Gaasterland/Quirk)
- Y. Other Committee-Subcommittee Reports

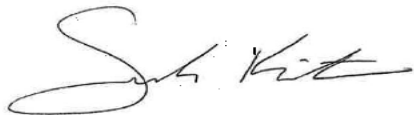
**XV. UPCOMING AGENDA ITEMS**

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](http://www.delmar.ca.us) for City Council Agendas.

<b>June 7, 2021</b>
Presentation by Fairgrounds on "Homegrown Fun"
2021 Annual Solid Waste Rates Adjustment
MOU with Del Mar Village Association for Rotary Club Bench Restoration Pilot Program
Encroachment Permit and MOU with Del Mar Foundation for the Temporary Art Pedestals
Fire Engineer Resource Pool MOU
Amendments to Agreements for Fire Engine Maintenance
Introduction of Ordinance for Building Code Revisions
Council Direction on Response to California Coastal Commission Staff Recommendation on Del Mar's Sea Level Rise LCPAs
Encroachment Permit for 640 Nob Avenue - Vegetation in the Right of Way
Preparations for Summer 2021
Recommendation on Procurement Process for Next Solid Waste Franchise Agreement
2021 RTIP (Regional Transportation Improvement Program) Update

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 12th day of May 2021, at approximately 5:45 p.m.



\_\_\_\_\_  
Sarah Krietor, Acting City Clerk

5/12/2021  
Date