



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, June 7, 2021 at 4:30 PM**

Pursuant to the State of California Executive Order N-29-20, 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 Joel Holliday for his Contributions to Del Mar and the Region

Recommended Action: Mayor Gaasterland will present the proclamation.

Reference: Clerk's File No. 1201-5

2. Presentation by Fairgrounds on "Homegrown Fun"

Recommended Action: Receive the presentation.

Reference: Clerk's File No. 1502-10

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.

3. Approval of Minutes: May 17, 2021 and May 22, 2021 Special Meetings

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

4. Ratification of List of Demands, dated June 7, 2021

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

5. Waiver of Reading of Ordinances on Agenda

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

6. Del Mar Village Association and the Rotary Club of Del Mar Proposed Downtown Street Bench Restoration Pilot Program

Recommended Action: Staff recommends that the City Council approve the Street Bench Restoration Pilot Program and authorize the Interim City Manager to execute the Memorandum of Understanding (MOU) with the Del Mar Village Association for the Pilot Program implementation (Attachment A).

Reference: Clerk's File No. 1202-16

7. First Amendments to Agreements for As-Needed Fire Engine Maintenance and Repair

Recommended Action: Staff recommends that the City Council: 1) Approve the First Amendment to the As-Needed Agreement with Southern California Fire Services, Inc. (Attachment A); 2) Approve the First Amendment to the As-Needed Agreement with South Coast Emergency Vehicle Service (Attachment B); and 3) Authorize the Interim City Manager to execute the First Amendments.

Reference: Clerk's File No. 406-1

8. Appropriation for Consulting Services Related to the Restart of the Utility Undergrounding Project for FY 2020-2021

Recommended Action: Staff recommends that the City Council allocate \$37,870 in funding from the Measure Q Fund for consulting services related to the restart of the Utility Undergrounding project.

Reference: Clerk's File No. 406-1

X. PUBLIC HEARINGS

9. Encroachment Permit EP21-043 – Request to Maintain Existing Vegetation that Exceeds a Height of 30 Inches within the Public Right-of-Way Adjacent to 640 Nob Avenue (Applicant: Jonathon Polikoff)

Recommended Action: It is recommended that the City Council hold a public hearing to consider the Applicant's request to retain their landscaping in the public right-of-way adjacent to 640 Nob Avenue and adopt the Resolution (Attachment A) approving Encroachment Permit EP21-043.

Reference: Clerk's File No. 802-1

10. Horizontal Zoning Exception Permit HZ21-001 – A Request for Relief from the Horizontal Zoning Requirements of the Central Commercial Zone to Allow a Street-Frontage Building Space to be Occupied with Real Estate Office Use

Recommended Action: It is recommended that the City Council hold a public hearing and adopt the Resolution (Attachment A) conditionally approving Horizontal Zoning Exception Permit HZ21-001 for a period of five years.

Reference: Clerk's File No. 302-6, 302-7

11. Resolution Approving an Amendment to the TransNet Local Streets and Roads Program of Projects for Fiscal Years 2020-2021 through 2024-2025

Recommended Action: Staff recommends that the City Council continue the public hearing date certain to June 21, 2021.

Reference: Clerk's File No. 1506-1

XI. COUNCIL MEETING RECESS

XII. CITY COUNCIL OTHER BUSINESS

12. Update Regarding the City's Sea Level Rise LCPA Scheduled for a June 10, 2021 Coastal Commission Hearing

Recommended Action: Staff recommends that the City Council receive a status update regarding the City's Sea Level Rise Local Coastal Program Amendment (LCPA) submittal, review the California Coastal Commission (CCC) staff's report and suggested modifications (Attachment A) for the upcoming CCC hearing on June 10, 2021, and provide direction on the following:

- 1) Next steps for participation in the CCC public hearing, including who will present on behalf of the City and key messaging to the CCC;

- 2) The City Council's position on the suggested modifications and in particular, if they are generally consistent with the City LCPA as adopted in October 2018 or substantially deviate from the LCPA;
- 3) Any edits the City Council would request to the suggested modifications; or
- 4) Withdrawal of the submitted LCPA with the City Council's stated findings. In the event the City Council withdraws its LCPA, staff requests direction to transmit this decision to the CCC prior to the June 10, 2021, hearing and return with a formal Resolution for Council adoption at the June 21, 2021, City Council meeting.

Reference: Clerk's File No. 1502-14

13. Procurement Process for the City's Next Solid Waste Franchise Agreement

Recommended Action: Staff recommends that the City Council direct staff to conduct a competitive procurement process for the City's next solid waste franchise agreement, which is supported by the Council ad-hoc subcommittee liaisons Deputy Mayor Worden and Councilmember Quirk.

Reference: Clerk's File No. 406-1

14. COVID-19 Safe Reopening Plan

Recommended Action: Staff recommends that the City Council review the COVID-19 Safe Reopening Plan and provide feedback to staff regarding the contents and implementation of the Plan.

Reference: Clerk's File No. 103-1

15. Annual Preparations for Summer Season

Recommended Action: Receive the report on the City's annual preparations for the summer season, particularly beach and Fairgrounds visitors, as well as peak events such as the San Diego County Fair, Fourth of July, and opening day of the Del Mar Racetrack.

Reference: Clerk's File No. 1101-1, 1404-1

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. 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

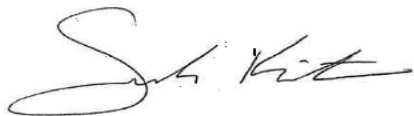
XV. UPCOMING AGENDA ITEMS

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 for City Council Agendas.

June 21, 2021
Del Mar Television Agreement for PEG Channel Operations, Broadcast, and Production Services
SB 1205 State Mandated Fire Inspection Report
Approve Contracts with CA State Parks for Prop 68 Allocation (Tot Lot Renovation Project)
Fire Engineer Resource Pool MOU
First Amendment to Agreement for Janitorial Services
Encroachment Permit and MOU with Del Mar Foundation for the Temporary Art Pedestals
Ratification of Updates to Planning Commission Policy Manual
New City Council Policy regarding Conducting Planning/Development Application Hearings
Two-Year Budget Adoption
Initial Consideration of Appeal of Planning Commission Determination of Use (D20-001)

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 2nd day of June, 2021, at approximately 5:55 p.m.



Sarah Krietor, Acting City Clerk

6/2/2021

Date