



# 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, July 11, 2022 at 4:30 PM**

In the interest of public health, and consistent with the provisions of Assembly Bill 361 (AB 361) and related resolutions adopted by the Del Mar City Council, the City of Del Mar is temporarily taking actions to mitigate the COVID-19 pandemic by holding City Council Meetings electronically or by teleconference. This is not an in-person meeting.

**Dwight Worden**  
Mayor

**Tracy Martinez**  
Deputy Mayor

**Dave Druker**  
Council Member

**Terry Gaasterland**  
Council Member

**Dan Quirk**  
Council Member

**Ashley Jones**  
City Manager

**Leslie E. Devaney**  
City Attorney

**Sarah Krietor**  
Administrative Services  
Manager/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 by speaking live using the Zoom link and/or dial-in information provided below. The deadline to submit written comments is 12 p.m. on the day of the meeting and the subject line of your email should clearly state the agenda item you are commenting on. Those wishing to comment live should join the Zoom meeting when the item(s) they wish to speak on is announced or at the meeting start time for items not on the agenda.

**Zoom Link:** <https://us02web.zoom.us/j/84790910014>

**Phone:** (669) 900-6833

**Meeting ID:** 847 9091 0014

While registration is not required, staff recommends members of the public submit an optional tele-comment request form ([www.delmar.ca.us/telecomment](http://www.delmar.ca.us/telecomment)) to assist with speaker management during 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: <http://www.delmar.ca.us/AgendaCenter> and a hard copy of the agenda materials are available at City Hall and the Del Mar Library during their business hours.

**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

Public oral communications will take place shortly after the start of the meeting. Those wishing to comment on any matter not on the agenda may join the meeting at 4:30 PM using the Zoom link and dial-in information: <https://us02web.zoom.us/j/84790910014>; Phone: (669) 900-6833; Meeting ID: 847 9091 0014.

- V. CITY COUNCIL COMMENTS
- VI. COMMUNITY ANNOUNCEMENTS
- VII. CITY MANAGER'S REPORT
- VIII. PRESENTATIONS

- 1. **Presentation from Mel Katz, Del Mar Representative to the San Diego County Water Authority**

Recommended Action: Receive the presentation.

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: June 13, 2022 Special Meeting, June 20, 2022 Regular and Special Meeting**

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

- 3. **Ratification of List of Demands, dated July 11, 2022**

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. Approval of a Fourth Amendment to the Agreement with Adam Kaye for As-Needed Public Information, Communication, and Outreach Services**

Recommended Action: Staff recommends that the City Council approve a Fourth Amendment to the Agreement with Adam Kaye for as-needed public information, communication and outreach services (Attachment A) through June 30, 2023, and authorize the City Manager to execute the Fourth Amendment.

Reference: Clerk's File No. 406-1

**6. Agreement with the Del Mar Village Association (DMVA) for Economic Development Services for Fiscal Year 2022-2023**

Recommended Action: Staff recommends that the City Council approve an Agreement with the DMVA for FY2022-23 Economic Development Services (Attachment A) totaling \$50,000, and authorize the City Manager to execute the agreement.

Reference: Clerk's File No. 406-1; 1202-16

**7. Continuation of Remote Public Meetings in Compliance with Government Code Section 54953 (Assembly Bill 361)**

Recommended Action: Staff recommends that the City Council adopt a Resolution (Attachment A) making the finding required by Government Code 54953 related to Assembly Bill 361 (AB 361) to continue with remote public meetings for the next thirty (30) days during the local emergency declared in response to the COVID-19 global pandemic.

Reference: Clerk's File No. 4017

**8. Second Reading and Adoption of an Ordinance Amending Sections 21.70.110 and 21.70.120 of the Del Mar Municipal Code to Revise Emergency Water Management Requirements for Drought Watch Conditions and Resolution Reaffirming the City's Intent to Remain in Stage 1 Drought Watch Condition**

Recommended Action: Staff recommends the City Council: 1) Adopt an Ordinance (Attachment A) amending the Del Mar Municipal Code (DMMC) Section 21.70.110 and Section 21.70.120 to revise water consumer demand reduction measures in accordance with recent State regulations; and 2) Adopt a

Resolution Reaffirming the City's intent to remain in Stage 1 Drought Watch Condition.

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

**9. Sustainability Advisory Committee Appointment**

Recommended Action: The City Council Liaisons to the Sustainability Advisory Committee (SAC) recommend that the City Council appoint Sean McDowell to the SAC as a voting member to serve a full three-year term effective July 11, 2022 and ending on July 31, 2025.

Reference: Clerk's File No. 401-5

**10. Approval of Agreement for As-Needed Affordable Housing Consulting Services**

Recommended Action: Staff recommends that the City Council: 1) Approve an as-needed agreement with Whitaker Real Estate Services (Attachment A); and 2) Authorize the City Manager to execute the agreement.

Reference: Clerk's File No. 303-1; 406-1

**X. PUBLIC HEARINGS**

**11. Continued from June 20, 2022: Introduction of an Ordinance Approving a Development Agreement (DA 22-001) and an Associated Regulatory Housing Agreement for a Mixed-Use Commercial and Residential Development Located at 941 Camino del Mar (APNs: 300-221-32 & 33)(“Property”).**

Recommended Action: That the City Council introduce the proposed Ordinance approving Development Agreement DA22-001 (Attachment A) and an associated Regulatory Housing Agreement for 941 Camino Del Mar (Exhibit C to Attachment A).

Reference: Clerk's File No. 401-4; 406-1

**12. Powerhouse Park Tot Lot Renovation Project – Approval of Conditional Use Permit (CUP) 22-001, Coastal Development Permit (CDP) 22-009, and Design Review Permit (DRB) 22-011 and Authorization to Purchase Play Equipment**

Recommended Action: Staff recommends the City Council hold a public hearing and: 1) Adopt a Resolution (Attachment A) conditionally approving permits CUP 22-001, CDP 22-009, and DRB 22-011 for the Powerhouse Park Tot Lot Renovation Project; and 2) Authorize the purchase of Kompan play equipment

via a cooperative purchase agreement with Omnia Partners for a not-to-exceed amount of \$102,580.

Reference: Clerk's File No. 301-4; 301-18; 1401-2

XI. COUNCIL MEETING RECESS

XII. CITY COUNCIL OTHER BUSINESS

**13. Designation of Voting Delegate and Voting Delegate Alternate(s) to the League of California Cities 2022 Annual Conference**

Recommended Action: It is recommended that the City Council appoint a voting delegate and delegate alternate(s) to represent the City of Del Mar at the League of California Cities 2022 Annual Conference.

Reference: Clerk's File No. 1506-2

**14. Consideration of a Proposal from the City Arts Advisory Committee and Del Mar Foundation for Placement of Public Art at the Del Mar Civic Center**

Recommended Action: The City Council liaisons, Mayor Worden and Councilmember Druker, to the Arts Advisory Committee request that the City Council approve in concept, the potential display of artwork at the Del Mar Civic Center and authorize the Arts Advisory Committee (AAC) to work on a proposal for the acquisition and installation of public art outdoors at the Civic Center, consistent with the City's adopted Public Art Policy (Attachment A).

Reference: Clerk's File No. 1202-5

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 (Worden/Martinez)
- F. North County Transit District (NCTD) (Quirk/Gaasterland/Druker)
- 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 Regional Planning Committee (Gaasterland)

- K. SANDAG Shoreline Preservation Working Group (Worden/Gaasterland)
- L. San Diego Metropolitan Wastewater Commission/JPA (Quirk/Bride)
- M. San Dieguito River Valley Regional Open Space Park JPA –Executive Committee (Worden/Quirk)
- N. 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. Clean Water Rate Project (Druker, Quirk)
- D. Del Mar Community Connections (Martinez/Quirk)
- E. Del Mar Village Association (Druker/Quirk)
- F. Finance Committee (Gaasterland/Quirk)
- G. Housing Subcommittee (Gaasterland/Martinez)
- H. Human Resources Subcommittee (Druker/Worden)
- I. Legislative Subcommittee (Gaasterland/Druker)
- J. Long-Term Rail Relocation Subcommittee (Gaasterland/Druker)
- K. Measure Q Citizen Oversight Committee (Druker/Quirk)
- L. Parks and Recreation Committee (Druker/Worden)
- M. Planning Process Subcommittee (Druker/Gaasterland)
- N. Safe Rail Crossing and Bluff Stabilization Subcommittee (Gaasterland/Druker)
- O. Lagoon Committee (Quirk/Worden)
- P. Sea-Level Rise Adaptation Plan Implementation Subcommittee (Gaasterland/Martinez)
- Q. Shores Advisory Committee (Gaasterland/Martinez)
- R. Solid Waste Procurement Services Ad-Hoc Subcommittee (Quirk/Worden)
- S. Sustainability Advisory Committee (Druker/Worden)
- T. Traffic and Parking Advisory Committee (Martinez/Worden)
- U. Undergrounding Project Advisory Committee (Gaasterland/Quirk)
- V. Other Committee-Subcommittee Reports

**XV. UPCOMING AGENDA ITEMS**

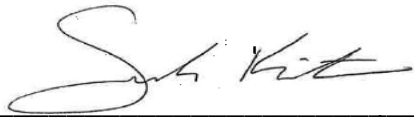
The following topics/items are tentatively planned for upcoming agendas. The title, wording, and planned date for these items are subject to change. Final agendas are posted at City Hall 72 hours in advance of the meetings and are also posted on our web site with the accompanying staff report. Please watch our web site: [www.delmar.ca.us](http://www.delmar.ca.us) for City Council Agendas.

<b>July 25, 2022</b>
AB361 Continuation of Remote Public Meetings
Award of Construction Contract for Torrey Pines Road Bridge Deck Treatment

Finance Committee Appointments (Tentative)
Amendment to Agreement with MSC Janitorial Services
941 CDM Specific Plan Development Agreement and Regulatory Housing Agreement (Second Reading of Ordinance/Adoption)
Task Order Augment with Helix for Riverpath Phase III
Ziskin DeNovo Hearing (Continued)

XVI. CERTIFICATION

I, Sarah Krietor, Administrative Services Manager/City Clerk for the City of Del Mar, hereby certify that a copy of this agenda was posted at City Hall on the 7th day of July, 2022, at approximately 2:00 p.m.



\_\_\_\_\_  
Sarah Krietor, Administrative Services Manager/  
City Clerk

7/7/2022

\_\_\_\_\_  
Date