



# 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 20, 2020 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.**

**Ellie Haviland**  
Mayor

**Terry Gaasterland**  
Deputy Mayor

**Dave Druker**  
Council Member

**Sherryl Parks**  
Council Member

**Dwight Worden**  
Council Member

**CJ Johnson**  
City Manager

**Leslie E. Devaney**  
City Attorney

**Ashley Jones**  
Administrative  
Services Director

## **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 only, as City Hall and the Del Mar Library are currently closed to the public. <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. PLEDGE OF ALLEGIANCE
- III. 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.

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

- VII. CITY MANAGER'S REPORT
- VIII. PRESENTATIONS

**1. Presentation from SANDAG - Bluff Stabilization Project 4 Modifications and Update on Future Stabilization and Relocation Projects**

Recommended Action: Receive presentation from SANDAG representatives.

Reference: Clerk's File No. 1506-1

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: July 6, 2020 Regular and Special Meeting**

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

**3. Ratification of List of Demands, dated July 20, 2020**

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 Ordinance to Amend the Del Mar Municipal Code Related to Water Rates and Charges**

Recommended Action: It is recommended that the City Council conduct a second reading and adopt the Ordinance to clarify portions of Title 21 of the Del Mar Municipal Code (DMMC) related to Water Rates and Charges (Attachment A).

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

**6. Agreement with the North County Dispatch Joint Powers Authority to Replace Fire Department Radio Equipment Located on City Property**

Recommended Action: Staff recommends the City Council: 1) Approve a Use and Occupancy Agreement (Attachment A) with the North County Dispatch Joint Powers Authority (North Comm) to replace Fire Department radio equipment at the City's Crest Reservoir property; and 2) Authorize the City Manager to execute the Agreement.

Reference: Clerk's File No. 406-1

**7. First Amendment to Agreement with Cannon Pacific Services, Inc. for Street Sweeping Services**

Recommended Action: It is recommended that the City Council: 1) Approve the First Amendment to the Agreement between the City of Del Mar and Cannon Pacific Services, Inc. (Attachment A), extending the term of the Agreement through August 17, 2022, and amending the cost of services; and 2) Authorize the City Manager to execute the First Amendment.

Reference: Clerk's File No. 406-1

**8. Third Amendment to Consulting Services Agreement with the Center for Sustainable Energy (CSE)**

Recommended Action: Staff recommends the City Council approve the Third Amendment to the Agreement with the Center for Sustainable Energy for services related to the Civic Center Energy Enhancement Grant (Attachment A); and 2) Authorize the City Manager to execute the Third Amendment.

Reference: Clerk's File No. 406-1

**X. STANDING DISCUSSION ITEMS**

**9. Housing**

Recommended Action: Council to discuss affordable housing related issues and provide direction to staff as needed. No action will be taken on this item.

Reference: Clerk's File No. 303-1

**XI. PUBLIC HEARING**

**10. Public Hearing to Establish Solid Waste Collection and Diversion Service Rates effective August 1, 2020**

Recommended Action: Staff requests the City Council:

1. Conduct a public hearing and determine whether there is a majority protest to the proposed rates for solid waste and diversion services effective August 1, 2020; and
2. Adopt a Resolution (Attachment A) to establish rates for solid waste and diversion services effective August 1, 2020, if there is no majority protest (50 percent plus one).

Reference: Clerk's File No. 906-9

**11. Horizontal Zoning Exception Permit HZ20-001 – 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 a Professional Office Use**

Recommended Action: It is recommended that the City Council adopt the Resolution (Attachment A) conditionally approving Horizontal Zoning Exception Permit HZ20-001 (Exception Permit) to grant an additional four-year term for expired Exception Permit HZR-14-01.

Reference: Clerk's File No. 302-6

**12. A Request for Design Review Permit DRB19-022, Coastal Development Permit CDP19-017 and Land Conservation Permit LC19-008 to Allow the Demolition of an Existing Two-story Residential Unit, and the Construction of a New, Two-Story Residential Unit over Basement, in Conjunction with Grading and Various Site and Landscaping Improvements at 722 Amphitheatre Drive (APN 300-261-06) (Continued from July 6, 2020)**

Recommended Action: Staff recommends that the City Council review the request for conformance with applicable standards of the Del Mar Municipal Code (DMMC) and take one of the four following actions: 1) Conditionally approve the project as proposed; 2) Deny the project as proposed; 3) Provide design feedback or direction to effect project compliance with standards and subsequently continue the item to a future City Council hearing; or 4) Provide design feedback or direction to effect project compliance with standards and subsequently remand the item back to the Design Review Board (DRB) for review and determination.

Reference: Clerk's File No. 301-5

**XII. COUNCIL MEETING RECESS**

**XIII. CITY COUNCIL OTHER BUSINESS**

**13. Climate Action Plan Implementation Plan and Monitoring Report**

Recommended Action: Staff recommends the City Council receive the updated Climate Action Plan (CAP) Implementation Plan (Attachment A) and first CAP Monitoring Report (Attachment B) and provide feedback as necessary.

Reference: Clerk's File No. 1403-4

**14. Resolution Authorizing the City of Del Mar to Provide a Not to Exceed \$75,000 Guaranty for a \$2,500,000 Credit Option for the Clean Energy Alliance**

Recommended Action: It is recommended that the City Council:

1. Adopt a resolution (Attachment A) authorizing the City of Del Mar to provide up to a \$75,000 guaranty for a \$2,500,000 credit option for the Clean Energy Alliance (CEA) as proposed by River City Bank or other third party approved by the CEA Board, and authorizing the City Manager to negotiate and execute all agreements and amendments necessary for the guaranty in consultation with the City Attorney; and
2. Direct the City Manager to set aside \$75,000 of any initial start-up funding returned to the City of Del Mar by CEA in a designated account for the purpose of funding the guaranty.

Reference: Clerk's File No. 203-3

**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. 6<sup>th</sup> Cycle Housing Element Ad-Hoc Citizens' Task Force (Gaasterland/Worden)
- B. Arts Advisory Committee (Haviland/Parks)
- C. Business Support Advisory Committee (Druker/Worden)
- D. Del Mar Community Connections (Parks/Haviland)
- E. Del Mar Housing Corporation (Worden/Gaasterland)
- F. Del Mar Village Association (Haviland/Druker)
- G. Finance Committee (Gaasterland/Parks)
- H. Housing Subcommittee (Gaasterland/Worden)
- I. Human Resources Subcommittee (Haviland/Parks)
- J. Long Term Rail Relocation Subcommittee (Haviland/Worden)
- K. Measure Q Citizen Oversight Committee (Gaasterland/Parks)
- L. Parks and Recreation Committee (Parks/Worden)
- M. Planning Process Subcommittee (Worden/Haviland)
- N. Safe Rail Crossing and Bluff Stabilization Subcommittee (Druker/Gaasterland)
- O. San Dieguito Lagoon Committee (Haviland/Worden)
- P. Sea-Level Rise Adaptation Plan Implementation Subcommittee (Gaasterland/Worden)
- Q. Shores Advisory Committee (Parks/Worden)
- R. Sustainability Advisory Board (Haviland/Worden)
- S. Traffic and Parking Advisory Committee (Gaasterland/Druker)
- T. Undergrounding Project Advisory Committee (Worden/Gaasterland)
- U. Watermark Specific Plan Subcommittee (Gaasterland/Worden)
- 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>August 3, 2020</b>
Letter to Regional Water Quality Control Board Regarding Pending Decision on Permit Fees for Beach Sand Replenishment Projects
Acceptance of Donations from the Del Mar Foundation and Rotary Club
Professional Services Agreement with Del Mar Village Association for FY 20/21
First Amendment to Agreement for Portable Restroom Services
Adoption of SCOUP Mitigated Negative Declaration and Approval of SCOUP Coastal Development Permit
Ordinance Amending Del Mar Municipal Code related to Administrative Design Review (ADR)
Discussion about City Advisory Committee Meetings for FY20/21
Designation of Del Mar League Voting Delegation for League Annual Conference

XVI. CERTIFICATION

I, Ashley Jones, Administrative Services Director/City Clerk for the City of Del Mar, hereby certify that a copy of this agenda was posted at City Hall on the 15th day of July, 2020, at approximately 4:15 p.m.



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Ashley Jones, Administrative Services Director/City Clerk

7/15/2020  
Date