



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, September 19, 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 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) to assist with speaker management during 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: <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 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. Update from Clean Energy Alliance CEO Barbara Boswell

Recommended Action: Receive an update from Clean Energy Alliance CEO Barbara Boswell.

Reference: Clerk's File No. 1001-3, 1403-4

2. SDG&E Reconfiguration Phase 2 and 3 Update

Recommended Action: Receive an update from SDG&E staff regarding the SDG&E Reconfiguration Project along Via de la Valle.

Reference: Clerk's File No. 1001-2, 1002-3

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.

3. Approval of Minutes: September 6, 2022 Regular and Special Meeting

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

4. Ratification of List of Demands, dated September 19, 2022

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. Sustainability Advisory Committee Appointment

Recommended Action: The City Council Liaisons to the Sustainability Advisory Committee (SAC) recommend the City Council appoint Jennifer Anderson to the SAC as a voting member to serve the balance of a vacant term effective September 19, 2022, and ending on July 31, 2025.

Reference: Clerk's File No. 401-5

7. Acceptance of 2021 State Homeland Security Program Grant Funds

Recommended Action: Staff recommends that the City Council: 1) Accept \$7,234 in grant funds from the 2021 State Homeland Security Program (SHSP) for the purchase of structural firefighting turnouts for the Del Mar Fire Department; 2) Authorize the City Manager to execute the necessary grant documents; and 3) Authorize the budget adjustments identified in the Fiscal Impact section of the agenda report.

Reference: Clerk's File No. 201-13

8. Acceptance of State Grant Funds for Del Mar Library Improvements

Recommended Action: Staff recommends that the City Council: 1) Adopt the Resolution (Attachment A) accepting \$14,300 in grant funds from the State of California, Building Forward Library Infrastructure Program for the Del Mar Library Improvements Project; 2) Authorize the City Manager to execute the necessary grant documents; and 3) Authorize the budget adjustments included in the Fiscal Impact section of the agenda report.

Reference: Clerk's File No. 201-13, 1503-13

9. Relocation of Baby Boomers Google Sculpture

Recommended Action: Staff recommends the City Council approve the relocation of the Baby Boomers Google Sculpture from the art bench on the Camino del Mar sidewalk in front of the Del Mar Library to the cement planter on the west side of the library's 13th Street entrance as shown in Attachment A.

Reference: Clerk's File No. 1202-5

X. PUBLIC HEARINGS

10. Utility Undergrounding Project Update and Adoption of a Resolution Establishing the Tewa Court/10th Street Utility Underground District Overhead Facilities Removal Date

Recommended Action: Staff recommends that the City Council: 1) Receive a Utility Undergrounding Project update; and 2) Conduct a public hearing to adopt a Resolution (Attachment A) establishing the Tewa Court/10th Street Underground District overhead facilities removal date of December 31, 2022, in accordance with Del Mar Municipal Code (DMMC) Section 23.54.030.

Reference: Clerk's File No. 1001-2

11. Encroachment Permit EP22-067 – Request to Construct Fencing and an Entryway Structure within the Public Right-of-Way at 1128 Cuchara Drive (Applicant: Vladimir Novakovic)

Recommended Action: Staff recommends the City Council adopt a Resolution (Attachment A) denying Encroachment Permit EP22-067 based on the project's non-compliance with the Del Mar Municipal Code (DMMC) and City Council Policy 110 (Private Encroachments into City Rights-of-Way).

Reference: Clerk's File No. 802-1

XI. COUNCIL MEETING RECESS

XII. CITY COUNCIL OTHER BUSINESS

12. Initial Consideration of an Appeal of the Planning Commission's Decision on Trees, Scenic Views, and Sunlight Application TVS21-002

**TVS Applicant/Appellant: Michael and Angela Deftos
Applicant's Address: 225 Torrey Pines Terrace**

**Tree Owners: Harvey and Sheryl White
Tree Owners Address: 473 Ocean View Avenue**

Recommended Action: It is recommended that the City Council set the appeal for a de novo hearing.

Reference: Clerk's File No. 301-3, 301-12, 1403-7

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 (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

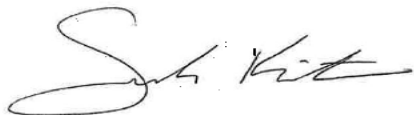
XV. UPCOMING AGENDA ITEMS

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 for City Council Agendas.

October 3, 2022
Award of Contract for As-Needed Economic and Fiscal Analysis
Continuation of Remote Public Meetings
Parks & Recreation Committee Appointment (Tentative)
Amendment to Kleinfelder's Scope of Work for Camino del Mar Bridge Project
Introduction of the 2022 CA Building Code Ordinance
Planning and Building Fee Schedule Administrative Update
Introduction of the 2022 CA Fire Code Ordinance
Award of Construction Contract for Tot Lot Renovation Project
Building Electrification Ordinance – Sustainability Advisory Committee
Authorization to Purchase New Del Mar Fire Engine

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 14th day of September, 2022, at approximately 5:35 p.m.



Sarah Krietor, Administrative Services Manager/
City Clerk

9/14/2022
Date