



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, October 3, 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. Overview of Del Mar Dog Leash Regulations

Recommended Action: Receive a presentation from Community Services Director/Lifeguard Chief Jon Edelbrock.

Reference: Clerk's File No. 1101-1, 1102-1,1404-1

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: September 19, 2022 Regular Meeting

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

3. Ratification of List of Demands, dated October 3, 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. 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 pandemic.

Reference: Clerk's File No. 401-7

6. Parks and Recreation Committee Appointment

Recommended Action: The City Council Liaisons to the Parks and Recreation Committee recommend that the City Council appoint Marco Bruderer-Schwab as a voting member to the Committee to serve a full three-year term starting October 3, 2022, and ending on October 31, 2025.

Reference: Clerk's File No. 401-5

7. Fifth Amendment to the Professional Services Agreement with Kleinfelder, Inc. for the Camino del Mar Bridge Project

Recommended Action: Staff recommends that the City Council: 1) Approve the Fifth Amendment (Attachment A) to the Professional Services Agreement with Kleinfelder, Inc. (Kleinfelder) for preliminary engineering and project approval/environmental documentation for the Camino del Mar Bridge Project; and 2) Authorize the City Manager to execute the Fifth Amendment.

Reference: Clerk's File No. 406-1, 803-3

8. Construction Contract with Western State Builders, Inc. for the Powerhouse Park Tot Lot Renovation Project

Recommended Action: Staff recommends that the City Council: 1) Award a construction contract (Attachment A) for the Powerhouse Park Tot Lot Renovation Project to Western State Builders, Inc.; and 2) Authorize the City Manager to execute the contract.

Reference: Clerk's File No. 406-1

X. PUBLIC HEARINGS

9. Adoption of the 2022 California Building Code and Local Amendments

Recommended Action: Staff recommends the City Council introduce an Ordinance (Attachment A) amending Del Mar Municipal Code (DMMC) Chapter 23.12 to adopt the current California Building Code, 2022 Edition, and continue to apply various locally adopted amendments thereto as necessary to reflect Del Mar's unique characteristics and approach to design and development review.

Reference: Clerk's File No. 401-4, 401-9, 801-4

10. Adoption of the 2022 Fire Code

Recommended Action: Staff recommends the City Council introduce an Ordinance (Attachment A) amending Del Mar Municipal Code (DMMC) Chapter 10.04 to adopt the 2022 California Fire Code.

Reference: Clerk's File No. 401-4, 401-9, 1101-8

XI. COUNCIL MEETING RECESS

XII. CITY COUNCIL OTHER BUSINESS

11. Purchase of a Fire Engine for the Del Mar Fire Department

Recommended Action: Staff recommends the City Council: 1) Adopt a Resolution (Attachment A) approving the sole source purchase of a fire engine; 2) Authorize the City Manager to execute the necessary paperwork to facilitate the purchase; and 3) Amend the Fiscal Year 2022-23 Operating and Capital Budget.

Reference: Clerk's File No. 601-5, 1101-8

12. Appointment of a Del Mar Council Alternate to the Metropolitan (METRO) Wastewater Commission Joint Powers Authority (JPA)

Recommended Action: Staff recommends that the City Council appoint an alternate Council representative to the METRO JPA Commission.

Reference: Clerk's File No. 401-1, 1506-19

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

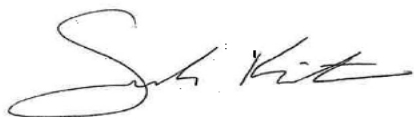
XV. UPCOMING AGENDA ITEMS

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 17, 2022
Award of Agreement for As-Needed Economic and Fiscal Analysis
Award of Agreement for As-Needed Geotechnical Services
Award of Agreement for Portable Restroom Services
Amendments to Agreements for As-Needed Construction Management; Surveying; and Fats, Oil, and Grease Program Services
Proposed Amendment to the Civic Center Operations and Special Events Plan
Mayor's Monarch Pledge Resolution
Award of Agreement for Business License Services
Task Order for Psomas to Design 2023 Water, Wastewater, Paving Project
Planning and Engineering Fee Schedule Administrative Update
De Novo Hearing of TVS21-002
Consideration of Credit Card Processing Fee Agreement (Tentative)
Building Electrification Ordinance – Sustainability Advisory Committee
Initial Consideration of EP22-064 Denial
Consideration of Whether to Continue with Remote Public Meetings

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 29th day of September, 2022, at approximately 1:15 p.m.



Sarah Krietor, Administrative Services Manager/
City Clerk

9/29/2022
Date