



# 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 6, 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**  
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 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. 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.

**1. Approval of Minutes: May 16, 2022 Regular and Special Meeting**

Recommended Action: Approve Minutes.

Reference: Clerk's Minutes Book

**2. Ratification of List of Demands, dated June 6, 2022**

Recommended Action: Ratify the List of Demands.

Reference: Clerk's File No. 201-3

**3. Waiver of Reading of Ordinances on Agenda**

Recommended Action: Waive Reading of Ordinances.

Reference: Clerk's File No. 401-4

**4. Second Amendment to Agreement with Moffatt & Nichol for the City of Del Mar Shoreline Management Program**

Recommended Action: Staff recommends that the City Council: 1) Approve the Second Amendment to the Agreement between the City of Del Mar and Moffatt and Nichol (Attachment A) for consulting services related to the City's Shoreline Management Program extending the Agreement for an additional two-year period ending June 17, 2024; and 2) Authorize the City Manager to execute the Second Amendment.

Reference: Clerk's File No. 406-1

**5. Second Reading and Adoption of an Ordinance to Accept Modifications to the 5th Cycle Housing Element Program 2G Local Coastal Program Amendment Pursuant to Coastal Commission Action**

Recommended Action: Staff recommends the City Council adopt the Ordinance (Attachment A) to accept the modifications required for California Coastal Commission (CCC) final certification of the 5th Cycle Housing Element Program 2G Local Coastal Program Amendment (LCPA).

Reference: Clerk's File No. 304-7, 401-4

**6. Award of a Construction Contract to Ferandell Tennis Courts, Inc. for the Tennis Court Resurfacing Project**

Recommended Action: Staff recommends that the City Council: 1) Award a construction contract (Attachment A) for the Tennis Court Resurfacing Project to Ferandell Tennis Courts, Inc.; and 2) Authorize the City Manager to execute the contract.

Reference: Clerk's File No. 406-1

**7. Resolutions Calling for a 2022 General Municipal Election**

Recommended Action: It is recommended that the City Council adopt the following resolutions in preparation for a November 8, 2022, General Municipal Election:

- 1) Resolution calling for a General Municipal Election for the election of two members of the City Council (Attachment A);
- 2) Resolution requesting the Board of Supervisors of the County of San Diego to conduct the General Municipal Election and consolidate that Election with the Statewide General Election (Attachment B); and
- 3) Resolution adopting Regulations for Candidates for Elective Office pertaining to the Candidates' Statements (Attachment C).

Reference: Clerk's File No. 402-1, 402-3

**8. Sustainability Advisory Committee Appointment**

Recommended Action: The City Council Liaisons to the Sustainability Advisory Committee recommend that the City Council reappoint Alan Sweedler as a voting member to serve a full three-year term beginning July 4, 2022 and ending on July 31, 2025.

Reference: Clerk's File No. 401-5

**9. Arts Advisory Committee Appointment**

Recommended Action: The City Council Liaisons to the Arts Advisory Committee recommend that the City Council reappoint Julie Maxey-Allison as a Del Mar Foundation representative and voting member to the Arts Advisory Committee, to serve a full three-year term beginning July 1, 2022, and ending on July 31, 2025.

Reference: Clerk's File No. 401-5

**10. 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. 401-7

**IX. PUBLIC HEARINGS**

**11. Introduction of an Ordinance to Amend Del Mar Municipal Chapter 30.84 Signs Related to Temporary Signs (ZA22-002)**

Recommended Action: Staff recommends that the City Council introduce an Ordinance (Attachment A) amending Del Mar Municipal Code (DMMC) Chapter 30.84 (ZA22-002) to allow temporary signs in locations within unimproved portions of the public right-of-way that do not cause a public safety issue in residential zones by or with permission of the underlying property owner; and clarify how the allowable size of temporary signs is calculated.

Reference: Clerk's File No. 303-2, 401-4, 401-9

**12. Approval of a Conditional Use Permit and Adoption of a Mitigated Negative Declaration to Authorize Riverpath Del Mar Trail Extension (Phase III)**

Recommended Action: Staff recommends the City Council adopt the attached resolution (Attachment A) approving a Conditional Use Permit (CUP22-002) and adopting a Mitigated Negative Declaration (EA19-001) (Project) to construct an approximately 2,070 linear-foot extension of the Riverpath Del Mar Trail between the Grand Avenue Overlook and the Crest Canyon Trail, vegetation removal, minor grading, and debris removal in the Floodway Zone and Lagoon Overlay Zone.

Reference: Clerk's File No. 301-4

- X. COUNCIL MEETING RECESS
- XI. CITY COUNCIL OTHER BUSINESS

**13. SANDAG Presentation Regarding Del Mar Bluffs Stabilization Project 5 in Preparation for California Coastal Commission Hearing on June 8, 2022**

Recommended Action: Staff recommends that the City Council receive a presentation from San Diego Association of Governments (SANDAG) representatives on the Del Mar Bluffs Stabilization Project 5 design modifications, discuss, and provide feedback in preparation for the California Coastal Commission's review of this project on June 8, 2022.

Reference: Clerk's File No. 1404-2, 1506-1

**14. Master License Agreement with Crown Castle Fiber LLC for Wireless Facilities on City Poles in the Public Right-of-Way**

Recommended Action: Staff recommends the City Council: 1) adopt a resolution (Attachment A) authorizing a Master License Agreement (MLA) (Attachment B) with Crown Castle Fiber LLC (Crown Castle) to allow the use of city-owned poles in the public right-of-way for small cell facilities; and 2) authorize the City Manager to execute and carry out any necessary actions to implement the MLA.

Reference: Clerk's File No. 406-1

**15. CARE Court Legislation and Update on Del Mar's Efforts related to Addressing Homelessness**

Recommended Action: Staff recommends that the City Council adopt a Resolution supporting California Senate Bill (SB) 1338: Community Assistance, Recovery, and Empowerment (CARE) Court Program (Attachment A); and 2) receive an update by staff on Del Mar's efforts to address homelessness in the City.

Reference: Clerk's File No. 303-1, 401-7

**XII. 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

**XIII. 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

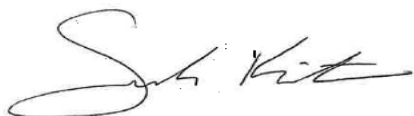
**XIV. UPCOMING AGENDA ITEMS**

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>June 20, 2022</b>
Adoption of an Ordinance to Amend DMMC 30.84 Signs - Temporary Campaign Signs
Award of an Agreement for Traffic Signal Maintenance and Repair Services
Biennial Review and Update of the Del Mar Conflict of Interest Code
AB361 Continuation of Remote Public Meetings
Report for State-Mandated Fire Inspections
Summer Preparations
941 Camino del Mar Specific Plan Development Agreement and Regulatory Housing Agreement (First Reading of Ordinance)
Introduction of an Ordinance to Amend DMMC 21.70.110 Drought Response Stage 1
Resolution to Adjust Fines for Parking Violations
Fiscal Year 2021-2022 Third Quarter Financial Report; Fiscal Year 2022-2023 Budget Update

**XV. 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 2nd day of June, 2022, at approximately 2:00 p.m.



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Sarah Krietor, Administrative Services Manager/  
City Clerk

6/2/2022

Date