



**CITY OF DEL MAR
CITY COUNCIL REGULAR MEETING MINUTES
APRIL 6, 2020
VIA TELECONFERENCE ONLY
1050 Camino del Mar, Del Mar California 92014**

The minutes set forth the actions taken by the City Council on the matters stated. Audio/video recordings of the City Council proceedings are retained for a period of ten years, in accordance with the City's Records Retention Schedule. Audio/video recordings, as well as written materials presented to the City Council, including Red Dots (materials provided to the City Council after the agenda has published), are available on the City's website at www.delmar.ca.us/AgendaCenter or by contacting the Administrative Services Department at (858) 755-9313.

CALL TO ORDER

Mayor Haviland called the Regular Meeting to order at 4:30 p.m.

ROLL CALL

Present: Mayor Ellie Haviland; Deputy Mayor Terry Gaasterland; Council Members Dave Druker, Sherryl Parks, and Dwight Worden

PLEDGE OF ALLEGIANCE

Mayor Haviland led the Pledge of Allegiance.

PUBLIC ORAL COMMUNICATIONS

There were no public oral communications.

CITY COUNCIL COMMENTS

Councilmember Worden commented on how nice it is to connect virtually. Councilmember Druker announced a food donation campaign for first responders through the Del Mar Village Association (DMVA) along with some of the participating Del Mar restaurants; that a list of vendors from the Del Mar Farmers Market that have the ability to provide delivery services which can be found on the Farmers Market website; and the importance of wearing masks. Mayor Haviland announced that the County is providing daily updates and asking people to pledge to stop the spread and encouraged everyone to take the pledge.

COMMUNITY ANNOUNCEMENTS

Deputy Mayor Gaasterland announced that members from the Community Emergency Response Team (CERT) have been going door to door to get updates on community needs, while adhering to distancing. Councilmember Parks announced that although St. Peters church is currently closed, the church's Helping Hands program is still providing services to help the homeless.

REGIONAL ORGANIZATION REPORTS

Councilmember Worden provided an update on the San Dieguito Riverpark Joint Powers Authority; Del Mar Fairgrounds; and Fire Governance Board. Deputy Mayor Gaasterland provided a report on the North County Transit District (NCTD). Councilmember Druker also reported on the NCTD. Mayor

Haviland reported on the Clean Energy Alliance (CEA) and the San Diego Association of Governments (SANDAG).

CITY MANAGER'S REPORT

City Manager CJ Johnson reported on the Court Street Park and Seagrove Park projects, and that the deadline to complete the community Housing Survey currently available on the City's website has been extended through April 20, 2020. Mayor Haviland noted that several community members reported that they had experienced technical issues when taking the survey, which has now been resolved.

CONSENT CALENDAR

Administrative Services Director Ashley Jones read the titles of Items 1 through 6 on the Consent Calendar. Mayor Haviland opened Items 1 through 6 to public comment, and there were no public comments. Items 9, 10 and 11 were added to the Consent Calendar for consideration.

IT WAS MOVED BY DEPUTY MAYOR GAASTERLAND, SECONDED BY COUNCIL MEMBER PARKS TO APPROVE THE CONSENT CALENDAR ITEMS 1 THROUGH 6, 9, 10, AND 11. (VOTE 5-0)

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

ITEM 1: APPROVAL OF MINUTES: MARCH 9, 2020 REGULAR MEETING, MARCH 14, 2020 SPECIAL MEETING (CLERK'S MINUTES BOOK)

Council approved the minutes, on consent.

ITEM 2: RATIFICATION OF LIST OF DEMANDS, DATED APRIL 6, 2020 (CLERK'S FILE NO. 201-3)

Council approved the list of demands, on consent.

ITEM 3: WAIVER OF READING OF ORDINANCES ON AGENDA (CLERK'S FILE NO. 401-4)

Council waived the reading of ordinances, on consent.

ITEM 4: ESTABLISHMENT OF A DISCONTINUATION OF WATER SERVICE POLICY AS REQUIRED BY SENATE BILL 998 (CLERKS FILE NO. 401-7, 907-6)

Council adopted Resolution 2020-13, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ADOPTING A POLICY REGARDING THE DISCONTINUATION OF RESIDENTIAL WATER SERVICE IN COMPLIANCE WITH SENATE BILL 998", on consent.

ITEM 5: SECOND READING OF AN ORDINANCE AMENDING CHAPTER 7.20 OF THE DEL MAR MUNICIPAL CODE REGARDING ALTERNATIVE BID PROCEDURES FOR PUBLIC WORKS PROJECTS (CLERK'S FILE NO. 401-4, 401-9)

Council adopted Ordinance 959, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ADOPTING MUNICIPAL CODE AMENDMENTS BY AMENDING CHAPTER 7.20 OF THE DEL MAR MUNICIPAL CODE REGARDING ALTERNATIVE BID PROCEDURES FOR PUBLIC WORKS PROJECTS", on consent.

ITEM 6: ACCEPTANCE OF THE COAST BOULEVARD AND 22ND STREET PEDESTRIAN IMPROVEMENTS PROJECT (CLERK'S FILE NO. 803-3)

Council accepted the Coast Boulevard and 22nd Street Pedestrian Improvements Project as complete and authorized the filing of a Notice of Completion with the San Diego County Recorder, on consent.

STANDING DISCUSSION ITEMS

ITEM 7: HOUSING

Planning and Community Development Director Joseph Smith provided an update on the status of the 6th Cycle Housing Element; a letter that was sent to the State Department of Housing and Community Development requesting a deadline extension on the 6th Cycle Housing Element Update; the community Housing survey; Accessory Dwelling Unit (ADU) applications received to date; and what is planned for the Housing Element Update which will be included on the City Council meeting agenda for April 20, 2020. Council questions and comments focused on the community survey related to Housing and accessory dwelling units.

CITY COUNCIL OTHER BUSINESS

ITEM 8: CITY OF DEL MAR COVID-19 RESPONSE EFFORTS AND RECOMMENDED ACTIONS (CLERK'S FILE NO. 1104-3, 1503-8)

A presentation was provided by City Manager CJ Johnson, Fire Chief Mike Stein, Assistant City Manager Kristen Crane, and Administrative Services Director Ashley Jones.

Mayor Haviland opened this item to public comment and Administrative Services Director Jones read the following comment into the record:

Laura DeMarco, Avenida Primavera, Del Mar – Provided insight and suggestions related to the financial impacts facing Del Mar as a result of the COVID-19 crisis.

Mayor Haviland closed the item to public comment.

Council questions and comments focused on frequency of receipt of sales tax; projections of online sales tax revenues; whether the City gets the full Measure Q sales tax collected; how the City's portion of the County pooled sales tax is calculated; interest in keeping the revenue projects and expenditure reduction recommendations for the General Fund and Measure Q separate for discussion purposes; how much is owed for the Clean Energy Alliance (CEA) during the remainder of this fiscal year; possible deferral of debt service payments for Civic Center; remaining costs associated with the North Commercial/Professional Commercial (NC/PC) Zone Code changes and

Sand Compatibility and Opportunistic Use Program (SCOUP) efforts; importance of implementing a moratorium on commercial evictions; interest in having staff put together financial projections and recommendations based on the crisis continuing through June, September and December and identify essential services that are a priority to maintain; and what the Downtown Streetscape project savings are related to.

Council Actions:

IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY DEPUTY MAYOR GAASTERLAND TO MAKE THE NECESSARY IDENTIFIED BUDGET ADJUSTMENTS FOR FISCAL YEAR 2019-2020. (VOTE 5-0)

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY COUNCILMEMBER WORDEN TO AUTHORIZE THE CITY MANAGER TO WAIVE LATE FEES THROUGH THE END OF THE FISCAL YEAR AND ESTABLISH PAYMENT PLANS FOR COMMERCIAL AND RESIDENTIAL UTILITY CUSTOMERS THAT DEMONSTRATE HARDSHIP AS A RESULT OF THE COVID-19 PANDEMIC. (VOTE 5-0)

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

IT WAS MOVED BY DEPUTY MAYOR GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO ADOPT ORDINANCE 960, "AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA ENACTING A TEMPORARY MORATORIUM ON EVICTIONS DUE TO NONPAYMENT OF RENT FOR COMMERCIAL TENANTS ARISING OUT OF A SUBSTANTIAL DECREASE IN INCOME OR SUBSTANTIAL OUT-OF-POCKET MEDICAL EXPENSES RESULTING FROM THE NOVEL CORONAVIRUS, COVID-19, OR GOVERNMENTAL RESPONSE TO COVID-19." (VOTE 5-0)

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY DEPUTY MAYOR GAASTERLAND TO ADOPT ORDINANCE 961, "AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, APPROVING A PROVISIONAL INCREASE IN TEMPORARY COMMERCIAL SIGNAGE IN ALL COMMERCIAL ZONES, THE DEL MAR PLAZA SPECIFIC PLAN AREA, AND THE DEL MAR HOTEL SPECIFIC PLAN AREA." (VOTE 5-0)

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY DEPUTY MAYOR GAASTERLAND TO APPROVE THE CITY MANAGER TO AUTHORIZE DEFERRAL OF TOT

**PAYMENTS FOR 30 DAYS FOR PAYMENTS DUE THROUGH THE END OF THE FISCAL YEAR.
(VOTE 5-0)**

Ayes: Mayor Haviland, Deputy Mayor Gaasterland, and Council Members Druker, Parks and Worden; Noes: 0; Absent: 0; Abstain: 0.

Confirmation of Items Not Recommended for Deferral

Council discussion focused on an interest in discussing each item on deferral list as a group; status of the CEA, next steps and financial implications; good reasons to keep all of them going for now pending further analysis going into next fiscal year; concern about moving forward with NC/PC Zone Code Amendment without neighbors and residents being able to fully weigh in at this time; a lot of sand on the beaches this year, may want to consider putting the SCOUP project on hold for up to 12 months; the need for the NC/PC Zone Amendments process to continue, there has been ample time for community review and comments; and status update on Clean Water Study and next steps in the process. It was the consensus of the Council to discuss the CEA and Clean Water Rate Study in more detail at the City Council meeting on April 20, 2020.

Provide Direction Regarding Commercial Zone Parking Changes

Council comments focused on deferral of this item, not critical at this time; should continue to look at short-term solutions for short-term problems; and suggestion to add to this item to future Council goal/priority discussion.

Direction on Partnering with Del Mar Foundation on Business Support Ideas

Council comments focused on suggestion that the DMVA should be the ones coordinating this effort through Del Mar Foundation, not City staff; and reaching out to the Del Mar Foundation for a donation to cover the upcoming art events that the City can no longer pay for.

Limit the public meetings for Boards, Commissions, and Advisory Committees

Council comments focused on the boards, committees, and commissions that may need to meet; need to focus on those committees whose work is "essential" over the next few weeks; interest in having the Finance Committee weigh in on budget recommendations being made by staff, asked staff to try and convene a meeting at the end of April or in the early part of May; concerns about Design Review Board (DRB) members not being able to go onsite for projects in the queue for DRB consideration; support for holding the upcoming DRB meeting in the manner laid out by staff; concern about impact to staffing resources related to holding meetings unless they are absolutely necessary; ability for subcommittees related to committees to continue to meet and do work assignments; concern by Council majority about use of City staff or technical resources to support subcommittee work; concern from Undergrounding Project Advisory Committee relayed by Councilmember Worden about need for their Committee to meet; and concern from Council about needing to understand budget implications associated with the Undergrounding Project in light of the current crisis before moving forward.

The consensus of the City Council was for committee meetings to be cancelled through May except for those identified by the City Manager in the agenda report and they expressed support for the Finance Committee to meet in the early part of May. There was also a suggestion for staff and the Mayor to look at the City Council meeting agenda for April 20 and reduce the number of agenda items to make the meeting more manageable.

Deferral of Goal Setting Workshop

The City Council consensus was to defer the City Council goal/priority setting meeting for now and hold the budget workshop as planned on May 16, regardless of whether all of necessary financial impacts are known at the time of the meeting.

General Feedback on How to Approach Budget Adjustments

Council comments and suggestions focused on the need to look at ways to grow revenues, including opportunities at the Fairgrounds; obtaining information from the Del Mar Thoroughbred Club and what their plan is for race season this year; having a clear picture of what essential services are, and identifying what is needed to provide those services through June, September, and December; agreement that staff should develop a few revenue/expenditure scenarios; interest in identifying when the City should consider tapping into Measure Q funds and pension reserves; and Council thanked city staff for their hard work.

Encinitas Request for Homeless Effort by Community Resource Center

The City Council agreed that this request should be deferred for discussion until April 20, when it can be considered in context with other budget recommendations.

PUBLIC HEARING

ITEM 9: ENCROACHMENT PERMIT EP20-012 - A REQUEST TO INSTALL PEDESTRIAN ENTRY STAIRS AND PLANTER/RETAINING WALLS, LANDSCAPING, AND A NEW DRIVEWAY IN THE PUBLIC RIGHT-OF-WAY ADJACENT TO 340 OCEAN VIEW AVENUE (CLERK'S FILE NO. 802-1)

The Mayor opened the public hearing on this item, and there were no public comments. The Mayor closed the public hearing and moved this item to the Consent Calendar for consideration. The Council approved resolution 2020-14, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, APPROVING ENCROACHMENT PERMIT EP20-012 TO INSTALL PEDESTRIAN ENTRY STAIRS AND PLANTER/RETAINING WALLS, LANDSCAPING AND A NEW DRIVEWAY IN THE PUBLIC RIGHT-OF-WAY ADJACENT TO 340 OCEAN VIEW AVENUE (APN: 301-024-12) IN DEL MAR, CALIFORNIA", on consent.

ITEM 10: RESOLUTION AMENDING THE TRANSNET LOCAL STREETS AND ROADS PROGRAM OF PROJECTS FOR FISCAL YEARS 2019-2020 THROUGH 2022-2023 (CLERK'S FILE NO. 901-2, 1506-1)

The Mayor opened the public hearing on this item, and there were no public comments. The Mayor closed the public hearing and moved this item to the Consent Calendar for consideration. The Council approved Resolution 2020-15, "RESOLUTION OF THE CITY OF DEL MAR APPROVING AN AMENDMENT TO THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2019-2020 THRU 2022-2023", on consent.

ITEM 11: RENEWAL OF THE CITY'S COOPERATION AGREEMENT WITH THE COUNTY OF SAN DIEGO FOR CONTINUED PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CLERK'S FILE NO. 201-13)

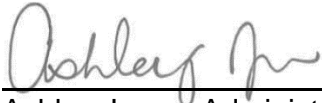
The Mayor opened the public hearing on this item, and there were no public comments. The Mayor closed the public hearing and moved this item to the Consent Calendar for consideration. The Council approved Resolution 2020-16, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, APPROVING A THREE-YEAR EXTENSION OF AN EXISTING COOPERATION AGREEMENT BETWEEN THE CITY OF DEL MAR AND THE COUNTY OF SAN DIEGO FOR ADMINISTRATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM", on consent.

COUNCIL COMMITTEES/SUBCOMMITTEES/COMMUNITY ORG REPORTS

Councilmember Parks provided a report on the Del Mar Community Connections. Deputy Mayor Gaasterland reported on the 6th Cycle Housing Element Ad-Hoc Citizens' Task Force subcommittee; and Measure Q Citizen Oversight Committee. Councilmember Worden reported the Planning Issues Council Subcommittee.

ADJOURNMENT

Mayor Haviland adjourned the meeting at 9:00 p.m.



Ashley Jones, Administrative Services
Director/City Clerk