



CITY OF DEL MAR
CITY COUNCIL REGULAR MEETING MINUTES
APRIL 19, 2021 – 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 Gaasterland called the Regular Meeting to order at 4:30 p.m.

ROLL CALL

Present: Mayor Terry Gaasterland; Deputy Mayor Dwight Worden; Councilmembers Dave Druker, Tracy Martinez and Dan Quirk

CITY ATTORNEY CLOSED SESSION REPORT

City Attorney Leslie Devaney reported out on closed session and indicated that there was no reportable action for any item. On one of the two matters discussed under Item B, Councilmember Druker recused himself due to living within 500 feet of the subject matter of that discussion. On Item C, Councilmember Druker recused himself due to living within 500 feet of the subject matter of that discussion. On Item D, Councilmember Martinez recused herself voluntarily (not due to any financial or other conflicts) because Arnie Wiesel of the Del Mar Hillside Community Association is her neighbor.

PLEDGE OF ALLEGIANCE

Mayor Gaasterland led the Pledge of Allegiance.

PUBLIC ORAL COMMUNICATIONS

- 1) Congressman Mike Levin spoke regarding the American Rescue Plan Act.
- 2) Ann Feeney spoke on community choice energy and the planned launch of the Clean Energy Alliance on May 1, 2021.

CITY COUNCIL COMMENTS

None.

COMMUNITY ANNOUNCEMENTS

Councilmember Druker announced the start of Community Choice Energy Program through the Clean Energy Alliance beginning on May 1, 2021.

CITY MANAGER'S REPORT

Interim City Manager Ashley Jones reported on the emergency removal of an unhealthy Torrey Pine from Seagrove Park and the City's plan to plant a replacement Torrey Pine tree in the area as soon as funds are available.

PRESENTATIONS

ITEM 1: OVERVIEW OF THE 5 BIG MOVES BY REPRESENTATIVES FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (CLERK’S FILE NO. 1506-1)

Hasan Ikhtrata, Coleen Clementson, and Ray Major provided a presentation on SANDAG’s 5 Big Moves regional transportation vision.

Council questions focused on the Sorrento Mesa employment hub area, the cost evaluation for implementation of the 5 Big Moves, commuter surveys regarding criteria for using public transits, whether a transit system that mimics the current freeway system was considered, support for removing the train tracks from the Del Mar bluff, the details of the four tier system for the employment hubs, the desire to reduce commute times for using the 101 Bus in Del Mar, whether the hydrology of the bluff is being studied, self-driving technology and its relationship to the future of mass transit, the relationship between mass transit and congestion, the use of the data metric vehicle miles traveled, and sources of funding that may be available to move the train tracks off the Del Mar Bluff via the American Rescue Plan Act or related legislation.

CONSENT CALENDAR

There were no public speakers for items on the consent calendar

IT WAS MOVED BY MAYOR GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO APPROVE THE CONSENT CALENDAR ITEMS 2 THROUGH 5. (VOTE 5-0)

Ayes: Mayor Gaasterland, Deputy Mayor Worden, and Councilmembers Druker, Martinez and Quirk; Noes: 0; Absent: 0; Abstain: 0.

ITEM 2: APPROVAL OF MINUTES: MARCH 18, 2021 SPECIAL MEETING; APRIL 5, 2021 REGULAR AND SPECIAL MEETING (CLERK’S MINUTES BOOK)

Council approved the minutes, on consent.

ITEM 3: RATIFICATION OF LIST OF DEMANDS, DATED APRIL 19, 2021 (CLERK’S FILE NO. 201-3)

Council approved the list of demands, on consent.

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

Council waived the reading of ordinances, on consent.

ITEM 5: APPROVAL OF PROFESSIONAL SERVICES AGREEMENT FOR ORGANICS RECYCLING COMPLIANCE AND SOLID WASTE SERVICES PROCUREMENT ASSISTANCE (CLERK’S FILE NO. 406-1)

Council approved the professional services agreement with MSW Consultants for organics recycling compliance and solid waste services procurement assistance and authorized the City Manager to execute the agreement on consent. Additionally, the City Council approved the creation of a Council ad hoc subcommittee for solid waste procurement

services and appointed Deputy Mayor Worden and Councilmember Quirk to serve on the subcommittee, on consent.

CITY COUNCIL OTHER BUSINESS

ITEM 6: CITY COUNCIL CONSIDERATION OF AN AGREEMENT FOR WITHDRAW OF THE REFERENDUM AGAINST CITY OF DEL MAR ORDINANCE 973 (CLERK'S FILE NO. 406-1)

Councilmembers Quirk and Martinez were recused from participation in this agenda item due to the proximity of their primary residences to the City's North Commercial zone, which is the subject of the Referendum. A presentation was provided by City Attorney Devaney and Interim City Manager Jones.

Council questions focused on the timing for completion of a fire evacuation plan, the logistics for the requested acceptance of San Dieguito Road and related maintenance costs, and the timing for withdrawal of the referendum.

There were no public speakers for this item.

Council discussion focused on the need for additional time to review the proponent's proposed changes to the agreement for withdrawal of the Referendum; follow-up with staff on a recent meeting with residents of San Dieguito and Oribia Roads by Mayor Gaasterland and Councilmember Druker, a commitment to completing the fire evacuation plan within 9 months, and the desired timing and trigger for the withdraw of the Referendum. It was the consensus of the Council for staff and the City Attorney to return to the City Council as soon as possible with an agreement that includes a clear trigger point for the withdraw of the Referendum at the time the agreement is signed.

IT WAS MOVED BY MAYOR GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO APPROVE AN AGREEMENT BETWEEN THE CITY OF DEL MAR AND THE DEL MAR HILLSIDE COMMUNITY GROUP FOR WITHDRAW OF THE REFERENDUM AGAINST CITY OF DEL MAR CITY COUNCIL ORDINANCE 973, AND AUTHORIZE THE MAYOR TO SIGN THE FINAL VERSION OF THE AGREEMENT ON BEHALF OF THE CITY OF DEL MAR AS LONG AS THE CITY MANAGER CONTINUES TO AFFIRM THAT THE FIRE EVACUATION PLAN CAN BE COMPLETED AND PRESENTED TO THE CITY COUNCIL IN 9 MONTHS INCLUDING A WORKSHOP IN 3 MONTHS REGARDLESS OF THE STATE OF THE REFERENDUM; THAT WE DIRECT THE CITY MANAGER TO PLEASE GO DO THIS. (VOTE 3-0, WITH COUNCILMEMBERS MARTINEZ AND QUIRK RECUSED)

Ayes: Mayor Gaasterland, Deputy Mayor Worden, and Councilmember Druker; Noes: 0; Absent: 0; Abstain: Councilmembers Martinez and Quirk.

ITEM 7: CITY COUNCIL DISCUSSION AND REAFFIRMATION OF SUPPORT FOR THE TRANSPORTATION RELATED LEGISLATIVE POLICY GUIDELINES AND REGIONAL TRANSPORTATION EFFORTS INCLUDING SANDAG'S 5 BIG MOVES AND THE RELOCATION OF THE RAILS FROM THE DEL MAR BLUFFS (CLERK'S FILE NO. 1005-2, 1506-1)

Mayor Gaasterland and Councilmember Druker introduced the item.

There were no public speakers for this item.

Council discussion focused on the motivation and goals of the 5 Big Moves; the desire to move the train tracks off the Del Mar bluffs; the usage of rails as a transit mechanism; a desire to include ridership and benefit data aspect in studies related to relocating the rails and building a tunnel; the desire to bring any requested changes to the existing City Council Legislative Guidelines related to transportation back to Council at a future meeting for consideration; the social equity aspect of toll roads; the need to differentiate between the City Council's official position on these issues versus an individual Councilmember's personal opinion when talking about policy issues and representing the City on regional boards and committees.

It was the consensus of the Council for Councilmembers Martinez and Quirk, along with the rest of the City Council, to provide staff with any suggested changes to the transportation section of the 2021 Legislative Guidelines for consideration by the City Council on May 3, 2021.

IT WAS MOVED BY MAYOR GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO REAFFIRM GETTING TRAINS OFF THE BLUFF AS SOON AS POSSIBLE. (VOTE 5-0)

Ayes: Mayor Gaasterland, Deputy Mayor Worden, and Councilmembers Druker, Martinez and Quirk; Noes: 0; Absent: 0; Abstain: 0.

IT WAS MOVED BY MAYOR GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO AFFIRM THE CITY'S COMMITMENT TO THE VISION AS LAYED OUT TODAY OF SANDAG'S 5 BIG MOVES REGIONAL TRANSPORTATION PLANNING. (VOTE 4-1)

Ayes: Mayor Gaasterland, Deputy Mayor Worden, and Councilmembers Druker and Martinez; Noes: Councilmember Quirk; Absent: 0; Abstain: 0.

REGIONAL ORGANIZATION REPORTS

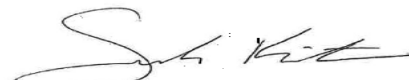
The City Council will report on regional organizations at the May 3, 2021 meeting.

COUNCIL COMMITTEES/SUBCOMMITTEES/COMMUNITY ORG REPORTS

The City Council will report on Council Committees/Subcommittees at the May 3, 2021 meeting.

ADJOURNMENT

Mayor Gaasterland adjourned the meeting at 7:01p.m.



Sarah Krietor, Acting City Clerk