



CITY OF DEL MAR
CITY COUNCIL REGULAR MEETING MINUTES
MAY 16, 2022 – 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 Worden called the Regular Meeting to order at 4:30 p.m.

ROLL CALL

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

Absent: Councilmember Dan Quirk

CITY ATTORNEY CLOSED SESSION REPORT

Assistant City Attorney Christina Cameron reported that there were no recusals or reportable action for the May 16, 2022 City Council Closed Session meeting.

PLEDGE OF ALLEGIANCE

Deputy Mayor Martinez led the Pledge of Allegiance.

PUBLIC ORAL COMMUNICATIONS

None.

CITY COUNCIL COMMENTS & COMMUNITY ANNOUNCEMENTS

Mayor Worden reported on the annual biological and habitat lagoon report, statewide water usage, tar balls on Del Mar's beaches being caused by natural seepage; San Diego Association of Governments (SANDAG) independent taxpayers oversight committee; and Del Mar Rotary Chili and Quakers event Saturday, May 21, 2022.

CITY MANAGER'S REPORT

City Manager Ashley Jones reported on the City's new waste hauler EDCO's community outreach efforts and events; provided an update on the Tewa undergrounding project construction scheduled to begin after Memorial Day; and announced that SANDAG representatives will be attending the Design Review Board meeting on May 25, 2022, to provide a presentation on the Del Mar Bluffs 5 Project and will be presenting to City Council on June 6, 2022.

PRESENTATIONS

ITEM 1: PRESENTATION REGARDING THE 2022 SAN DIEGO COUNTY FAIR BY 22ND DISTRICT AGRICULTURAL ASSOCIATION (CLERK’S FILE NO. 1502-10)

A presentation was provided by 22nd District Agricultural Association Chief Executive Officer Carlene Moore.

City Council questions focused whether 4H, livestock, garden, and art events will be taking place at the fair this year; clarification on the reduced height of the 4th of July firework show; and clarification on how the limited attendance of 50,000 compares to regular attendance which can reach 90,000.

There were no public speakers for this item.

CONSENT CALENDAR

Administrative Services Manager/City Clerk Sarah Krietor read the titles of the items included on the Consent Calendar. There were no public speakers for the consent calendar items.

IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY COUNCILMEMBER GAASTERLAND TO APPROVE THE CONSENT CALENDAR ITEMS 2 THROUGH 10 AND 12, WITH DEPUTY MAYOR MARTINEZ RECUSED FROM ITEM 12. (VOTE 4-0-1 WITH COUNCILMEMBER QUIRK ABSENT)

Ayes: Mayor Worden, Deputy Mayor Martinez, and Councilmembers Druker, and Gaasterland Noes: 0; Absent: Quirk; Abstain: 0. (Deputy Mayor Martinez recused from Item 12)

ITEM 2: APPROVAL OF MINUTES: APPROVAL OF MINUTES: MAY 2, 2022 REGULAR AND SPECIAL MEETING (CLERK’S MINUTES BOOK)

Council approved the minutes, on consent.

ITEM 3: RATIFICATION OF LIST OF DEMANDS, DATED MAY 16, 2022 (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 FISCAL YEAR 2022-23 SENATE BILL 1 FUNDING FOR THE ANNUAL PAVEMENT REHABILITATION PROJECT (CLERK’S FILE NO. 401-7, 901-5)

Council adopted resolution 2022-28, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2022-23 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017”, as amended by staff’s red dot, on consent.

ITEM 6: SECOND READING AND ADOPTION OF AN ORDINANCE TO EXTEND THE ACCESSORY DWELLING UNIT (ADU) PILOT PROGRAM (INCENTIVE PROGRAM) (CLERK’S FILE NO. 401-4)

Council adopted ordinance 988, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, EXTENDING A PILOT PROGRAM FOR CREATION OF DEED RESTRICTED AFFORDABLE ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS”, on consent.

ITEM 7: THIRD AMENDMENT TO ANIMAL SERVICES CONTRACT WITH THE SAN DIEGO HUMANE SOCIETY (CLERK’S FILE NO. 406-1)

Council approved the Third Amendment to the City of Del Mar’s Animal Services Agreement (Agreement) with the San Diego Humane Society (SDHS) to extend the term of the Agreement to June 30, 2023; and authorized the City Manager to sign the Third Amendment, on consent.

ITEM 8: FOURTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH KLEINFELDER, INC. FOR PRELIMINARY ENGINEERING AND PROJECT APPROVAL/ENVIRONMENTAL DOCUMENTATION (PA/ED) FOR THE CAMINO DEL MAR BRIDGE PROJECT (CLERK’S FILE NO. 406-1)

Council approved the Fourth Amendment to an Agreement with Kleinfelder, Inc. for preliminary engineering work required for the Camino del Mar Bridge Project extending the term of the Agreement for a one-year period through June 30, 2023; and authorized the City Manager to execute the Fourth Amendment, on consent.

ITEM 9: TRAFFIC AND PARKING ADVISORY COMMITTEE APPOINTMENT (CLERK’S FILE NO. 401-5)

Council appointed John Spelich to the Traffic and Parking Advisory Committee to serve a full three-year term effective May 16, 2022, and ending on May 31, 2025, on consent.

ITEM 10: CONTINUATION OF REMOTE PUBLIC MEETINGS IN COMPLIANCE WITH GOVERNMENT CODE SECTION 54953 (ASSEMBLY BILL 361) (CLERK’S FILE NO. 401-7)

Council adopted resolution 2022-29, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, MAKING FINDINGS REQUIRED UNDER GOVERNMENT CODE SECTION 54953 RELATED TO ASSEMBLY BILL 361 IN ORDER TO CONTINUE THE USE OF TELECONFERENCE OR A REMOTE MEETING PLATFORM TO FACILITATE REMOTE PUBLIC MEETINGS”, and 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, on consent.

PUBLIC HEARING

ITEM 11: PUBLIC HEARING TO ESTABLISH SOLID WASTE COLLECTION SERVICE RATES (CLERK’S FILE NO. 401-7, 906-9)

An introduction to the item was provided by City Manager Jones. A presentation was provided by Environmental Sustainability/Special Projects Manager Clem Brown. Steven South, EDCO President, Dave Davis, MSW Consultants, and Assistant City Attorney Richard Romero were available to answer questions.

Council questions focused on whether there is a limit to the number of organic recycling bins a resident may receive; whether tours of EDCO's organics recycling facility are open to the public; clarification on the rate setting process for Del Mar; how Del Mar rates offered by EDCO relate to rates in other jurisdictions; whether Waste Management drivers assigned to Del Mar will join EDCO and continue to serve Del Mar moving forward; clarification on what would occur if the proposed rates are not adopted and how the City would manage associated budget shortfall; when residents can expect to receive their EDCO bins; and EDCO resources for food scrap recycling.

There were no public speakers for the item.

Council discussion focused on the importance of organics recycling on the environment.

IT WAS MOVED BY COUNCILMEMBER GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO ADOPT RESOLUTION 2022-30, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ESTABLISHING SOLID WASTE COLLECTION SERVICE RATES EFFECTIVE JULY 1, 2022." (VOTE 4-0-1 WITH COUNCILMEMBER QUIRK ABSENT)

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

ITEM 12: INTRODUCTION OF AN ORDINANCE TO ACCEPT MODIFICATIONS TO THE 5TH CYCLE HOUSING ELEMENT PROGRAM 2G LOCAL COASTAL PROGRAM AMENDMENT PURSUANT TO COASTAL COMMISSION ACTION (CLERK'S FILE NO. 304-7, 401-4)

Deputy Mayor Martinez recused herself from the item due to living within 500 feet of the subject matter of the discussion. Mayor Worden opened and closed the public hearing. There were no public speakers. Council introduced the ordinance as amended by the red dot from staff, on consent.

CITY COUNCIL OTHER BUSINESS

ITEM 13: CONSIDERATION OF A REQUEST FOR A LETTER OF SUPPORT FOR SENATE BILL 1105 (HUESO): SAN DIEGO REGIONAL EQUITABLE AND ENVIRONMENTALLY FRIENDLY HOUSING ACT (CLERK'S FILE NO. 401-7)

An introduction to the item was provided by City Manager Jones. A presentation was provided by Jeffrey Yuen, Senior Advisor to County of San Diego Supervisor Terra Lawson-Remer.

Council questions focused on whether SANDAG or the County of San Diego were considered to form a regional housing financing authority; clarification on the size and cost of housing voucher and rental assistance programs offered in San Diego County; whether rental assistance or voucher programs would be covered by SB 1105; administrative expenditure cap included in the bill; rationale of the board structure included in the bill; and funding sources programs in the bill.

There were no public speakers for the item.

Council discussion focused on housing as a regional issue; possible benefits of a regional housing authority to compete effectively for federal and other funding sources; and possible unintended consequences of the bill.

Council consensus was to defer consideration of any City action related to SB 1105 until additional information is available, with Mayor Worden indicating he was in support and ready to act tonight.

ITEM 14: INFORMATIONAL SUMMARY OF DRAFT INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR THE CAMINO DEL MAR BRIDGE REPLACEMENT PROJECT (CLERK'S FILE NO. 901-3)

Councilmember Quirk joined the meeting at 6:22 p.m. A presentation was provided by Principal Planner Amanda Lee. Public Works Director Joe Bride and Principal Engineer Karen Falk were available to answer questions.

Council questions and discussion focused on the location of pedestrian walk-ways included in the project; whether the project includes delineators or dividers between the bicycle lane and vehicle lanes; clarification on the logistics of a noise barrier for this project; clarification on mitigation measures that would prevent construction debris from getting in the ocean; whether it's possible to accelerate the construction timeline of the project; whether the California Coastal Commission has weighed in on the loss of the four parking spaces associated with the project; hydrology studies for the project; whether the project would interact with a living levee; whether old pilings will be removed; and clarification on the funding sources for the project and funding sources for the City's local match.

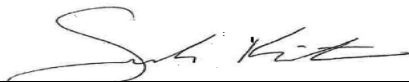
There were no public speakers for the item.

REGIONAL ORGANIZATION AND COUNCIL COMMITTEES/SUBCOMMITTEES/COMMUNITY ORGANIZATION REPORTS

City Council representatives reported on the Parks and Recreation Committee; Clean Energy Alliance; SANDAG Shoreline Preservation Working Group; Del Mar Community Connections; League of California Cities; Regional Taskforce on the Homeless; Lagoon Committee; Sustainability Advisory Committee; and Traffic and Parking Advisory Committee.

ADJOURNMENT

Mayor Worden adjourned the meeting at 7:05 p.m.



Sarah Krietor, Administrative Services Manager/City Clerk