



**CITY OF DEL MAR  
CITY COUNCIL REGULAR MEETING MINUTES  
OCTOBER 3, 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](http://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 and Councilmembers Dave Druker, Terry Gaasterland, and Dan Quirk

Absent: Deputy Mayor Tracy Martinez

**CITY ATTORNEY CLOSED SESSION REPORT**

City Attorney Leslie Devaney reported that there were no recusals and no reportable actions for the October 3, 2022, City Council Closed Session meeting.

**PLEDGE OF ALLEGIANCE**

Mayor Worden led the Pledge of Allegiance.

**PUBLIC ORAL COMMUNICATIONS**

None.

**CITY COUNCIL COMMENTS & COMMUNITY ANNOUNCEMENTS**

Councilmember Gaasterland reported that Svante Paabo, who she and many of her University of California San Diego colleagues work with frequently, won the Nobel Prize for retrieving and sequencing genetic material from Neanderthal bones.

Mayor Worden reported on the San Diego Foundation and Brookings Institute forum for climate leaders held by San Diego County Board of Supervisor Chair Nathan Fletcher; Amtrak services being discontinued due to safety issues in San Clemente and Coaster services not being affected at this time; annual Red Nose Run on December 3, 2022, to benefit the Semper Fi & America's Fund and San Dieguito River Park; success of the Del Mar Foundation picnic held on September 25, 2022, and Del Mar Community Connections annual gala held on Saturday, October 2, 2022; and a future City Council agenda item related to e-bike safety being brought forward by Mayor Worden and Deputy Mayor Martinez.

**CITY MANAGER'S REPORT**

City Manager Ashley Jones reported that work will begin on the annual sidewalk hazard mitigation program this week; upcoming installation of the American Flagpole at Seagrove Park; and November 2022 Election and City Council Candidate Forum to be held on October 10, 2022 via Zoom.

## **PRESENTATIONS**

**ITEM 1: OVERVIEW OF DEL MAR DOG LEASH REGULATIONS (CLERK'S FILE NO. 1101-1, 1102-1, 1404-1)**

City Manager Jones introduced the item. A presentation was provided by Community Services Director/Lifeguard Chief Jon Edelbrock.

City Council questions focused on the City's dog leash regulations in comparison to other beaches in North San Diego County; enforcement efforts in the area East of Camino del Mar Bridge; enforcement of dog leash rules at Sea Grove and Powerhouse Park; and how off leash dog citations are processed and the fee amount.

There were no public speakers for the item.

Council discussion focused on signage related to the leashing requirements at South Beach and main Del Mar Beach and appreciation to staff for enforcement of the dog regulations at the beach.

## **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 GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO APPROVE THE CONSENT CALENDAR ITEMS 2 THROUGH 4, AND ITEMS 6 THROUGH 11. (VOTE 4-0-1)**

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

**ITEM 2: APPROVAL OF MINUTES: SEPTEMBER 19, 2022 REGULAR MEETING (CLERK'S MINUTES BOOK)**

Council approved the minutes, on consent.

**ITEM 3: RATIFICATION OF LIST OF DEMANDS, DATED OCTOBER 3, 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: CONTINUATION OF REMOTE PUBLIC MEETINGS IN COMPLIANCE WITH GOVERNMENT CODE SECTION 54953 (ASSEMBLY BILL 361) (CLERK'S FILE NO. 401-7)**

This item was pulled from the consent calendar for public comment and Mary D. spoke in support of resuming in-person meetings.

**IT WAS MOVED BY COUNCILMEMBER GAASTERLAND, SECONDED BY COUNCILMEMBER DRUKER TO ADOPT RESOLUTION 2022-62, "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 pandemic, on consent. (VOTE 4-0-1)**

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

**ITEM 6: PARKS AND RECREATION COMMITTEE APPOINTMENT (CLERK'S FILE NO. 401-5)**

Council appointed Marco Bruderer-Schwab as a voting member to the Parks and Recreation Committee to serve a full three-year term starting October 3, 2022, and ending on October 31, 2025, on consent.

**ITEM 7: FIFTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH KLEINFELDER, INC. FOR THE CAMINO DEL MAR BRIDGE PROJECT (CLERK'S FILE NO. 406-1, 803-3)**

Council approved the Fifth Amendment 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 authorized the City Manager to execute the Fifth Amendment, on consent.

**ITEM 8: CONSTRUCTION CONTRACT WITH WESTERN STATE BUILDERS, INC. FOR THE POWERHOUSE PARK TOT LOT RENOVATION PROJECT (CLERK'S FILE NO. 406-1)**

Council awarded a construction contract for the Powerhouse Park Tot Lot Renovation Project to Western State Builders, Inc.; and authorized the City Manager to execute the contract, on consent.

**PUBLIC HEARING**

**ITEM 9: ADOPTION OF THE 2022 CALIFORNIA BUILDING CODE AND LOCAL AMENDMENTS (CLERK'S FILE NO. 401-4, 401-9, 801-4)**

Mayor Worden opened and closed the public hearing. There were no public speakers. Council approved the introduction of the ordinance, on consent.

**ITEM 10: ADOPTION OF THE 2022 FIRE CODE (CLERK'S FILE NO. 401-4, 401-9, 1101-8)**

Mayor Worden opened and closed the public hearing. There were no public speakers. Council approved the introduction of the ordinance, on consent.

**CITY COUNCIL OTHER BUSINESS**

**ITEM 11: PURCHASE OF A FIRE ENGINE FOR THE DEL MAR FIRE DEPARTMENT (CLERK'S FILE NO. 601-5, 1101-8)**

The item was moved to the consent calendar for approval. There were no public speakers.

City Council adopted a Resolution 2022-63, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, APPROVING THE SOLE SOURCE PURCHASE OF ONE PIERCE ARROW XT PIERCE'S ULTIMATE CONFIGURATION (PUC) PUMPER FROM SOUTH COAST FIRE EQUIPMENT, INC., FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$871,000"; authorized the City Manager to execute the necessary paperwork to facilitate the purchase; and amended the Fiscal Year 2022-23 Operating and Capital Budget, on consent.

**ITEM 12: APPOINTMENT OF A DEL MAR COUNCIL ALTERNATE TO THE METROPOLITAN (METRO) WASTEWATER COMMISSION JOINT POWERS AUTHORITY (JPA) (CLERK'S FILE NO. 401-1, 1506-19)**

A presentation was provided by City Manager Jones. Administrative Services Manager/City Clerk Krietor was available to answer questions

Council questions and discussion focused on the timing and process for the City to amend the METRO JPA agreements with City of San Diego; whether the City is able to join the San Elijo Joint Powers Authority Board as a voting member; the rationale for appointing Del Mar representatives to the METRO Commission; and when the METRO Commission meets.

There were no public speakers for the item.

**IT WAS MOVED BY COUNCILMEMBER DRUKER, SECONDED BY COUNCILMEMBER GAASTERLAND TO APPOINT TO THE METROPOLITAN (METRO) WASTEWATER COMMISSION JOINT POWERS AUTHORITY (JPA), MAYOR WORDEN AS PRIMARY, COUNCILMEMBER QUIRK AS ALTERNATE, COUNCILMEMBER DRUKER AS SECOND ALTERNATE, REMOVING COUNCILMEMBER DRUKER AS SECOND ALTERNATE IF THE COMMISSION DOES NOT ALLOW FOR SECOND ALTERNATE APPOINTMENTS, REMOVING PUBLIC WORKS DIRECTOR BRIDE AS ALTERNATE REPRESENTATIVE, AND KEEPING HIM ON THE TECHNICAL ADVISORY COMMITTEE. (VOTE 4-0-1)**

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

**REGIONAL ORGANIZATION AND COUNCIL COMMITTEES/SUBCOMMITTEES/COMMUNITY ORGANIZATION REPORTS**

City Council representatives reported on the San Diego Association of Governments (SANDAG) Borders Committee; Arts Advisory Committee; and SANDAG Board of Directors.

**ADJOURNMENT**

Mayor Worden adjourned the meeting at 5:45 p.m.



Sarah Krietor, Administrative Services Manager/City Clerk