

MINUTES  
Del Mar City Council Meeting  
Monday, April 18, 2016  
Del Mar Communications Center  
240 Tenth Street, Del Mar, California

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 was 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/ROLL CALL - 6:03 P.M.

All Council Members were present.

PLEDGE OF ALLEGIANCE

Mayor Parks led the Pledge of Allegiance.

ORAL COMMUNICATIONS

Victor Brown, field representative to Assistant to the Speaker Emeritus of the Assembly Toni G. Atkins, 78th District, introduced himself to the public and Council.

Andy Menshek, Marsolan Avenue, Solana Beach, spoke regarding excessive noise pollution related to motorcycles with modified exhaust systems. He suggested that Council address the issue in concert with the City of Solana Beach. He spoke about noise monitoring and the amount of reported violations.

Richard Levak, 23rd Street, spoke regarding noise pollution related to motorcycles with modified exhaust systems. He indicated that he collected 70 signatures on a petition that he submitted to Council. He requested that Council put the item on the agenda and address the issue through the noise ordinance.

Leily Rezvani, Russet Street, San Diego, spoke about the preservation of the San Dieguito Lagoon and the benefits that nature has on health.

Lew Dominy, 23rd Street, spoke regarding noise pollution in the residential area related to motorcycles with modified exhaust systems. He suggested that the City measure the noise levels. He also suggested the use of signs with messages to help educate motorists that they are in a residential zone.

GOVERNING BODY ACTIONS AND COMMENTS

Council Member Worden reported that he would be attending the upcoming SANDAG meetings as Del Mar's representative in lieu of Deputy Mayor Sinnott. He asked that an item be placed on the next agenda so that Council could provide direction on Del Mar's position on the half-cent sales tax increase that SANDAG is considering placing on the November ballot.

Deputy Mayor Sinnott thanked Planning Manager Birnbaum and Deputy City Clerk Smith-Ball for their years of service to the City of Del Mar and congratulated them on their retirement.

CITY MANAGER'S REPORT

City Manager Huth reported that through negotiations with the San Diego County Water Authority (SDCWA) and the Metropolitan Water District (MWD), MWD has determined not to implement their proposed increased pricing structure, and instead will form a working group to work on an alternate rate structure for future consideration.

COMMUNITY ANNOUNCEMENTS AND PRESENTATIONS

ITEM 1

PROCLAMATION RECOGNIZING RACHEL REED - MEALS ON WHEELS GREATER SAN DIEGO, INC. (Clerk's File No. 1201-5)

Mayor Parks presented Rachel Reed with the Proclamation.

ITEM 2

PROCLAMATION HONORING IVAN GAYLER AND NATURE AND CULTURE INTERNATIONAL ON EARTH DAY 2016 (Clerk's File No. 1201-5)

Council Member Worden presented Ivan Gayler with the Proclamation.

CONSENT CALENDAR

Deputy City Clerk Smith-Ball read the titles and recommendations for Consent Calendar Items 3-12, noting Red Dot correspondence for Items 9 and 11.

Mayor Parks removed Item 7 from the Consent Calendar.

Council Member Corti removed Item 10 from the Consent Calendar for questions.

Council Member Worden proposed an amendment to the Minutes of April 4, 2016, regarding Item 11, to add a statement clarifying his position regarding short-term rentals in the residential zones. Council Member Worden also removed Items 8, 11 and 12 from the Consent Calendar for questions.

IT WAS MOVED BY COUNCIL MEMBER WORDEN, SECONDED BY DEPUTY MAYOR SINNOTT, TO APPROVE THE CONSENT CALENDAR ITEMS 3 THROUGH 6 AND ITEMS 8 THROUGH 12. MOTION PASSED 5-0.

ITEM 3  
APPROVAL OF APRIL 4, 2016 REGULAR AND SPECIAL MEETING MINUTES  
(Clerk's Minutes Book)

Council approved the minutes, as amended, on Consent.

ITEM 4  
RATIFICATION OF LIST OF DEMANDS, DATED APRIL 18, 2016 (Clerk's  
File No. 201-3)

Council ratified the List of Demands, on Consent.

ITEM 5  
WAIVER OF READING OF ORDINANCES ON AGENDA (Clerk's File No. 401-4)

Council waived reading of ordinances, on Consent.

ITEM 6  
SECOND READING AND ADOPTION OF AN ORDINANCE ADDING CHAPTER 11.13  
OF THE DEL MAR MUNICIPAL CODE RELATING TO THE PROPER MAINTENANCE  
OF TREES AND PLANTS (Clerk's File No. 401-4, 401-9)

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IT WAS MOVED BY COUNCIL MEMBER WORDEN, SECONDED BY DEPUTY MAYOR SINNOTT, TO ADOPT ORDINANCE 914:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ADDING CHAPTER 11.13 OF THE DEL MAR MUNICIPAL CODE RELATING TO THE PROPER MAINTENANCE OF TREES AND PLANTS. MOTION PASSED 5-0, on Consent.

ITEM 8  
SEWER, WATER, AND ARTERIAL PAVING (SWAP) PROJECT CONTRACT CHANGES (Clerk's File No. 803-3)

IT WAS MOVED BY COUNCIL MEMBER WORDEN, SECONDED BY DEPUTY MAYOR SINNOTT, TO ADOPT RESOLUTION 2016-26, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGES TO THE CONTRACT WITH PAL GENERAL ENGINEERING, INC. FOR THE SEWER, WATER, AND ARTERIAL PAVING PROJECT AND AMENDING THE FISCAL YEARS 2015-2016 AND 2016-2017 OPERATING AND CAPITAL BUDGET." MOTION PASSED 5-0, on Consent.

ITEM 9  
CITY COUNCIL AUTHORIZATION TO WAIVE PERMITTING FEES REQUIRED FOR TEMPORARY RELOCATION OF THE FARMERS MARKET DURING CITY HALL CONSTRUCTION (Clerk's File No. 103-4)

Council authorized the waiver of fees associated with the permitting process for the temporary relocation of the Farmers Market during construction of City Hall, on Consent.

ITEM 10  
CONSIDERATION OF INSTALLATION OF CANOPY AND STORAGE SHED AT THE SHORES PARK COMMUNITY BUILDING AND WAIVER OF APPLICABLE CITY FEES (Clerk's File No. 307-8)

Council approved the request by Del Mar Community Connections to install a canopy, subject to review and approval by the Design Review Board, and storage shed at the City-owned Community Building, and waived fees for the Design Review Board permit process, on Consent.

ITEM 11  
AUTHORIZATION FOR SPECIALTY PROFESSIONAL SERVICES CONTRACTS FOR THE CITY HALL/TOWN HALL PROJECT (Clerk's File No. 307-7)

Council authorized the City Manager to negotiate and execute Professional Services Agreements with specialty design consultants for the provision of audio visual services, systems furniture design, kitchen design, structured cabling/server room design and security & access control for the new City Hall/Town Hall project, on Consent.

ITEM 12  
UPDATE ON SIGNAGE AMNESTY PROGRAM (Clerk's File No. 303-2)

Council received the update, on Consent.

DISCUSSION ITEMS

ITEM 7  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, SUPPORTING A PARTNERSHIP WITH THE COUNTY OF SAN DIEGO FOR THE LIVE WELL SAN DIEGO PROGRAM (Clerk's File No. 1503-8)

Chuck Matthews, Director of Health and Human Services for the County of San Diego, provided a report and PowerPoint presentation on the Live Well San Diego Program.

Mayor Parks opened the item to public comment. There being no one to speak, she closed the item to public comment.

IT WAS MOVED BY COUNCIL MEMBER MOSIER, SECONDED BY DEPUTY MAYOR SINNOTT, TO ADOPT RESOLUTION 2016-25, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, SUPPORTING A PARTNERSHIP WITH THE COUNTY OF SAN DIEGO FOR THE *LIVE WELL SAN DIEGO* PROGRAM". MOTION PASSED 5-0.

PUBLIC HEARINGS

None.

CITY COUNCIL OTHER BUSINESS

ITEM 13  
COMMUNITY FORUM & STATUS REPORT/DIRECTION ON THE CITY HALL/TOWN HALL PROJECT AND CITY COUNCIL SUB-COMMITTEE ASSIGNMENTS FOR THE CITY HALL/TOWN HALL PROJECT (Clerk's File No. 307-7)

No Speakers.

Council Subcommittee members provided brief updates related to the project. City Manager Huth provided information on relocation to a temporary City Hall location.

Council thanked staff for their efforts surrounding relocation.

ITEM 14

PRESENTATION AND DISCUSSION OF LAW ENFORCEMENT OPTIONS AND POLICE DEPARTMENT BUDGET (Clerk's File No. 1101-2)

Jim Armstrong and Greg Nelson, from Ralph Andersen & Associates, provided the presentation of Law Enforcement Options and Police Department Budget.

Mayor Parks opened the Item to public comment and the following people spoke:

Jim Benedict, Christy Lane  
Barry Entous, 11<sup>th</sup> Street  
Glenn Sherman, Luneta Drive  
Bud Emerson, Klish Way  
Dan Quirk, 23<sup>rd</sup> Street

Mayor Parks closed the Item to public comment.

Council received the presentation from Ralph Andersen & Associates on Law Enforcement Option Study and Update of Costs for a Stand-alone Police Department. Council provided direction to staff and the Finance Committee to review information and return with a recommendation for additional community outreach in order to obtain feedback on the best option to address Priority 3 and 4 Sheriff Department response calls.

RECESS AND CALL TO ORDER - 8:40 PM

Mayor Parks recessed the meeting at 8:40 p.m. and called it back to order at 8:52 p.m. All Council Members were present.

ITEM 15

FINANCE COMMITTEE PRESENTATION ON UNDERGROUNDING FINANCING  
(Clerk's File No. 401-5)

Finance Committee representative Bud Emerson provided information on a potential funding mechanism for the undergrounding of utilities and other projects. He shared the Finance Committee recommendation which is for Council to look at ways for the public who enjoy the services that the City provides, to help pay for those services. He made the suggestion that Council consider the addition of a one-percent sales tax. He requested that Council determine if the public agrees and take steps to place it on the November 2016 ballot. Finance Committee member Dan Quirk supported the Finance Committee recommendation.

Council discussed the proposed SANDAG half-cent sales tax increase that may be on the ballot in November and its effect on the City's ability to increase the sales tax further.

Mayor Parks opened the item to public comment and the following person spoke:

Jim Benedict, Christy Lane

Mayor Parks closed the item to public comment.

Council received the report from Finance Committee representative Bud Emerson, and provided direction to further investigate placing a measure on the November 2016 ballot proposing a 1% sales tax increase as a method to fund non-specified improvement projects and the dynamic of having the SANDAG TransNet half-cent sales tax increase on the November ballot as well.

ITEM 16  
OVERVIEW OF DROUGHT RESPONSE EFFORTS TO DATE (Clerk's File No. 907-6)

Management Services Director Crane provided the staff report and PowerPoint presentation.

Council received and filed the report which summarized the City of Del Mar's drought response efforts since June 1, 2015. Council received a status report on community-wide water savings to date.

COUNCIL PRIORITIES - REPORTS

- A. 22nd District Agricultural Association - Community Relations Committee (Corti/Mosier)

Action Taken: Council Member Corti provided an oral report on negotiations regarding the KAABOO contract and efforts by the 22<sup>nd</sup> District Agricultural Association and KAABOO to reduce future noise violations. He also indicated that the Draft Economic Impact Study is now complete and will be circulated to Council. He requested that comments be forwarded to Management Services Director Crane.

(Clerk's File No. 1502-10)

- B. Ad-Hoc Development Review Process Citizens' Advisory Committee (Mosier/Worden)
- C. Ad-Hoc San Dieguito Double Track Project Committee (Parks/Worden)
- D. Business Support Advisory Committee (Corti/Mosier)
- E. Capital Improvement Projects Subcommittee (Mosier/Corti)
- F. City Hall Project Subcommittee (Corti/Mosier)
- G. CSA-17 Ambulance District Advisory Board (Parks/Corti)
- H. Fairgrounds Master Plan/EIR Advisory Committee (Sinnott/Corti)
- I. Finance Committee (Corti/Sinnott)
- J. Fire Services Subcommittee (Sinnott/Parks)
- K. Housing Element Advisory Committee (Mosier/Worden)
- L. Human Resources Subcommittee (Corti/Sinnott)
- M. LAFCO Cities Advisory Committee (Corti/Parks)
- N. League of California Cities - San Diego Chapter (Corti/Parks)
- O. Legislative Advocacy Subcommittee (Mosier/Sinnott)
- P. North San Diego County Transit Development Board (NCTD) (Mosier/Corti)
- Q. Parks and Recreation Committee (Sinnott/Parks)
- R. Planning Process Subcommittee (Corti/Mosier)
- S. Regional Solid Waste Association (Sinnott/Mosier)
- T. San Diego Association of Governments (Sinnott/Worden)
- U. San Diego Metropolitan Wastewater Commission (Parks/Minicilli)
- V. San Dieguito Lagoon Committee (Mosier/Worden)
- W. San Dieguito River Valley Regional Open Space JPA (Mosier/Worden)
- X. Sea-Level Rise Stakeholder-Technical Advisory Committee (STAC) (Mosier/Worden)
- Y. Shores Advisory Committee (Parks/Sinnott)
- Z. SONGS (San Onofre Nuclear Power Station) Subcommittee (Mosier/Worden)
- AA. Sustainability Advisory Board (Mosier/Worden)
- BB. Traffic and Parking Advisory Committee (Parks/Worden)  
Recommendation for TPAC Review of San Dieguito Intersection Improvement EIR
- CC. Other Committee-Subcommittee Reports




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ADJOURNMENT - 9:43 P.M.

Mayor Parks adjourned the meeting at 9:43 P.M.

  
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CONNIE SMITH-BALL, DEPUTY CITY CLERK

ATTEST:

  
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SHERRYL PARKS, MAYOR