

RESOLUTION NO. 2019-60

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, CALLING FOR A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020, FOR THE CONSIDERATION OF A CITIZENS' INITIATIVE ENTITLED MARISOL SPECIFIC PLAN INITIATIVE AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, which have been adopted by the City of Del Mar pursuant to its charter, a Special Municipal Election shall be held on March 3, 2020, for the consideration of a citizens' initiative entitled Marisol Specific Plan Initiative; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to general law cities and the City of Del Mar pursuant to its charter, there is called and ordered to be held in the City of Del Mar, California, on Tuesday, March 3, 2020, a Special Municipal Election for the consideration of a citizens' initiative entitled Marisol Specific Plan Initiative.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the Administrative Services Director/City Clerk is authorized, instructed and directed to coordinate with the San Diego County Registrar of Voters to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.


SECTION 4. That the polls for the election shall be open at seven o'clock (7:00) a.m. of the day of the election and shall remain open continuously from that time until eight o'clock (8:00) p.m. of the same day when the polls shall be closed, pursuant to Election Code Section 10242, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the Administrative Services Director/City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.


SECTION 7. That the Administrative Services Director/City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Del Mar, California at Regular Meeting held the 2nd of December, 2019.



Ellie Haviland, Mayor
City of Del Mar

APPROVED AS TO FORM:




Leslie Devarney, City Attorney
City of Del Mar

ATTEST AND CERTIFICATION:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF DEL MAR

I, ASHLEY JONES, Administrative Services Director/City Clerk of the City of Del Mar, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of Resolution No. 2019-60, adopted by the City Council of the City of Del Mar, California, at a Regular Meeting held the 2nd day of December, 2019, by the following vote:

AYES: Mayor Haviland, Council Members Parks and Worden
NOES: Deputy Mayor Gaasterland and Council Member Druker
ABSENT: None
ABSTAIN: None



Ashley Jones, Administrative Services
Director/City Clerk
City of Del Mar

RESOLUTION NO. 2019-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION WITH THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION TO BE HELD ON MARCH 3, 2020, PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

WHEREAS, the City Council of the City of Del Mar, California, called a Special Municipal Election to be held on March 3, 2020, for the purpose of the consideration of a citizens' initiative entitled Marisol Specific Plan Initiative; and

WHEREAS, it is desirable that the Special Municipal Election be consolidated with the Statewide 2020 Presidential Primary Election to be held on the same date and that, within the City, the precincts, polling places and election officers of the two (2) elections be the same, and that the County Elections Department of the County of San Diego canvass the returns of the Special Municipal Election and that the election be held in all respects as if there were only one (1) election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DEL MAR DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of San Diego is hereby requested to consent and agree to the consolidation of a Special Municipal Election with the Statewide Presidential Primary Election to be held on Tuesday, March 3, 2020, for the purpose of voter consideration of a citizens' initiative entitled Marisol Specific Plan Initiative.

SECTION 2. That the County Election Department is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one (1) election, and only one (1) form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide election, pursuant to section 10418 of the Elections Code.

SECTION 3. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election including the procurement and furnishing of any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct said election, with the exception that the Administrative Services Director/City Clerk of the City of Del Mar shall cause the publication of all notices that are indicated as the responsibility of the City Clerk in the Election Calendar for said election.

SECTION 4. That the City of Del Mar recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for those costs.


SECTION 5. That the Administrative Services Director/City Clerk is hereby directed to file a certified copy of this Resolution with the Board of Supervisors and the County Elections Department of the County of San Diego.

SECTION 6. That the Administrative Services Director/City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Del Mar, California, at a Regular Meeting on the 2nd day of December, 2019.


Ellie Haviland, Mayor
City of Del Mar

APPROVED AS TO FORM:




Leslie E. Devaney, City Attorney
City of Del Mar

ATTEST AND CERTIFICATION:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF DEL MAR

I, ASHLEY JONES, Administrative Services Director/City Clerk of the City of Del Mar, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of Resolution 2019-61, adopted by the City Council of the City of Del Mar, California, at a Regular Meeting held on the 2nd day of December, 2019, by the following vote:

- AYES: Mayor Haviland, Council Members Parks and Worden
- NOES: Deputy Mayor Gaasterland and Council Member Druker
- ABSENT: None
- ABSTAIN: None



Ashley Jones, Administrative Services
Director/City Clerk
City of Del Mar

RESOLUTION NO. 2019-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD ON MARCH 3, 2020, AS CALLED ON DECEMBER 2, 2019, A PROPOSED MEASURE ENTITLED MARISOL SPECIFIC PLAN INITIATIVE

WHEREAS, a Special Election for Tuesday, March 3, 2020, has been called by Resolution No. 2019-60, adopted on December 2, 2019; and

WHEREAS, pursuant to authority provided by statute, an initiative petition entitled Marisol Specific Plan Initiative has been filed with the legislative body of the City of Del Mar, California ("City") and has been signed by not less than ten percent (10%) of the number of registered voters of the City; and

WHEREAS, the Registrar of Voters of the County of San Diego, examined the records of registration and ascertained that the petition has been signed by the requisite number of voters; and

WHEREAS, the City Clerk, as elections official, has certified the petition as sufficient, and presented the results thereof to the City Council on October 7, 2019, in accordance with Elections Code sections 9211 and 9114; and

WHEREAS, the City Council has not elected to adopt the initiative; and

WHEREAS, the City Council desires to submit the proposed initiative, without alteration, to the voters for consideration as a special election to occur in conjunction with the statewide March 2020 Presidential Primary Election occurring not less than eighty-eight (88) days nor more than one hundred three (103) days after the date of the order of election, in compliance with Elections Code sections 1405 and 9215.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to Charter Cities, there has been called and ordered to be held in the City of Del Mar, California, on Tuesday, March 3, 2020, a Special Municipal Election for the purpose of voter consideration of a citizens' initiative entitled Marisol Specific Plan Initiative.

SECTION 2. That the City Council orders submitted to the voters at said Special Municipal Election, the following question:

Shall the measure proposing the adoption of the Marisol Specific Plan and corresponding amendments to the City's Community Plan, Zoning Map, and Local Coastal Plan and Implementing Ordinance, be adopted?	YES
	NO

SECTION 3. That the initiative measure to be placed before the voters is attached as Exhibit "A" hereto. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 4. That the City Clerk is authorized, instructed and directed to procure and furnish any and all election materials that may be necessary in order to properly and lawfully conduct the election.

SECTION 5. That the City requests for this measure to be treated by the County of San Diego pursuant to Resolution No. 2019-61, approved on December 2, 2019, wherein the City: requested that the County agree to consolidate the Special Municipal Election with the Statewide General election; requested that the Registrar of Voters of the County of San Diego canvass the returns and hold the election as if it were only one election with one form of ballot; requested that the Board of Supervisors issue instructions to the Registrar of Voters to take any and all steps for the holding of the consolidated election; and agreed to reimburse the County for any additional costs to consolidate the election.

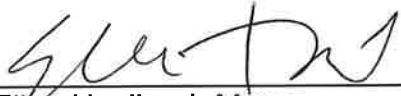
SECTION 6. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 7. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 8. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the Registrar of Voters of the County of San Diego.


SECTION 9. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED the 2nd day of December 2019, by the City Council of the City of Del Mar, State of California.



Ellen Haviland, Mayor
City of Del Mar

APPROVED AS TO FORM:



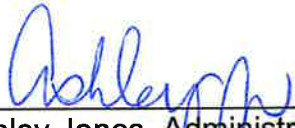
Leslie E. Devaney, City Attorney
City of Del Mar

ATTEST AND CERTIFICATION:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF DEL MAR

I, ASHLEY JONES, City Clerk of the City of Del Mar, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 2019-62 adopted by the City Council of the City of Del Mar, at a Regular Meeting held the 2nd day of December 2019, by the following vote:

- AYES: Mayor Haviland, Council Members Parks and Worden
- NOES: Deputy Mayor Gaasterland and Council Member Druker
- ABSENT: None
- ABSTAIN: None



Ashley Jones, Administrative Services
Director/City Clerk
City of Del Mar

RESOLUTION 2019-63

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING THE CITIZENS' INITIATIVE ENTITLED MARISOL SPECIFIC PLAN INITIATIVE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

WHEREAS, a Special Municipal Election is to be held in the City of Del Mar, California, on March 3, 2020, at which there will be submitted to the voters the following question:

Shall the measure proposing the adoption of the Marisol Specific Plan and corresponding amendments to the City's Community Plan, Zoning Map, and Local Coastal Plan and Implementing Ordinance, be adopted?	YES
	NO

and;

WHEREAS, Elections Code section 9280 authorizes the City Council to order the City Attorney to prepare an impartial analysis of the City measure qualifying for a place on the ballot; and

WHEREAS, Elections Code section 9282 authorizes the filing of written arguments for and against measures placed on the ballot by petition, with priority given to arguments by the City Council, acting either as a whole or through individual City Council members authorized to file written arguments on the Council's behalf, pursuant to Elections Code section 9287.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Del Mar that:

SECTION 1. Ballot arguments shall be accepted for and against this measure in the manner required by law. The City Council authorizes any and all members of the City Council to file a written argument in Favor or Against City measure(s), pursuant to Elections Code sections 9282 and 9287. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk, in accordance with Elections Code section 9286(b), after which no arguments for or against the City measure may be submitted to the City Clerk.

The arguments shall be accompanied by the Form of Statement to be filed by Author(s) of Argument as supplied by the City Clerk.

SECTION 2. That the City Clerk is directed to transmit a copy of the proposed measure to the City Attorney. The City Attorney is directed to prepare an impartial analysis of the measure, pursuant to Elections Code section 9280. The impartial analysis shall be filed by the date set by the City Clerk for the filing of primary

arguments.

SECTION 3. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Del Mar, State California, at a Regular Meeting held on the 2nd day of December 2019.



Effie Haviland, Mayor
City of Del Mar

APPROVED AS TO FORM:



Leslie E. Devaney, City Attorney
City of Del Mar

ATTEST AND CERTIFICATION:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF DEL MAR

I, Ashley Jones, Administrative Services Director of the City of Del Mar, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution 2019-63, adopted by the City Council of the City of Del Mar, California, at a Regular Meeting held the 2nd day of December 2019, by the following vote:

AYES: Mayor Haviland, Deputy Mayor Gaasterland, Council Members
Druker, Parks and Worden

NOES: None

ABSENT: None

ABSTAIN: None



Ashley Jones, Administrative
Services Director/City Clerk
City of Del Mar

RESOLUTION NO. 2019-64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY BALLOT MEASURES

WHEREAS, Section 9285 of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DEL MAR, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to Section 9285 of the Elections Code of the State of California, when the City Clerk has selected the arguments for and against the measure, which will be printed and distributed to the voters, the City Clerk shall send copies of the argument in favor of the measure to the authors of any argument against, and copies of the argument against to the authors of any argument in favor. The author or a majority of the authors of an argument may prepare and submit rebuttal arguments not exceeding 250 words or may authorize, in writing, any other person or persons to prepare, submit, or sign the rebuttal argument. A rebuttal argument may not be signed by more than five individuals.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signatures(s) of the author(s) submitting it, or, if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to Be Filed by Author(s) of Argument as supplied by the City Clerk.


Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 3. That the provisions of Section 1 shall apply only to the election to be held on March 3, 2020, and shall then be repealed.


SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED on 2nd of December 2019, by the City Council of the City of Del Mar, State of California.



Ellie Haviland, Mayor
City of Del Mar

APPROVED AS TO FORM:

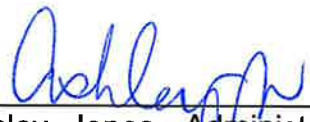


Leslie E. Devaney, City Attorney
City of Del Mar

ATTEST AND CERTIFICATION:
STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
CITY OF DEL MAR

I, ASHLEY JONES, City Clerk of the City of Del Mar, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 2019-64 adopted by the City Council of the City of Del Mar, at a Regular Meeting held the 2nd day of December 2019, by the following vote:

AYES: Mayor Haviland, Deputy Mayor Gaasterland, Council Members
Druker, Parks and Worden
NOES: None
ABSENT: None
ABSTAIN: None



Ashley Jones, Administrative Services
Director/ City Clerk
City of Del Mar