



CITY COUNCIL
Agenda
July 25 2017, 6 p.m.

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

We Welcome Your Participation

Addressing the Council

If you would like to provide comments to the City Council, please:

1. Fill out a "speaker card" located in the foyer.
2. Submit to the City Clerk or City Clerk Services Manager.
3. Speakers will be provided a maximum of three minutes, which may be shortened at the discretion of the Mayor, depending on the number of people wishing to speak.
4. Groups: Group representatives will be permitted **only** for items listed on the agenda. Group speakers will speak first. Groups of six or more speakers may appoint one person to speak on their behalf. All members of the group must be present and fill out a speaker card. The group's representative will be given 10 minutes to speak.

Written Materials

Written agenda related items provided to the city's legislative leaders after distribution of the agenda packet will be available for inspection during normal business hours at the City Clerk's Office, 1200 Carlsbad Village Drive, Carlsbad, CA 92008. All agenda related items will also be available at the meeting. Please see the City Clerk to review.

Decorum

Carlsbad Municipal Code sections 1.20.320 and 1.20.330 require members of the public to observe order and decorum at this meeting and to conduct themselves in a courteous manner. California Penal Code section 403 makes it a misdemeanor for any person to willfully disturb or break up any assembly or meeting with lawful authority. The ordinances were adopted to allow for public input and to facilitate city business without disruption of the meeting. The Mayor, as presiding officer, has the authority to run the meeting. This includes the authority to issue warnings, call for recesses or even clear the Council Chamber in the event of disruptive behavior, such as applause or heckling. Applause is appropriate for items listed under the Presentation portion of the agenda only.

Future Agendas

Members of the public may have an item listed on a future agenda by submitting a letter to the City Manager. Unless the Mayor, with the consent of the Council, otherwise directs, such presentations shall be limited to 10 minutes. No action may be taken on public presentation items.

Visual Materials

Please coordinate with the City Manager's Office regarding submission of visual materials for Council meetings. All visual materials must be submitted to the City Manager's office by noon the Monday prior to the Council meeting. Visual materials will only be permitted for items listed on the agenda, not as part of the Public Comment portion of the agenda. Please label all materials with the related agenda item number and observe stated time limits. Visual materials are considered part of the maximum time limit provided to speakers. All materials exhibited to the Council during the meeting (slides, maps, etc.) are part of the public record. Your materials will be returned upon written request. **Video cannot be accommodated.**

Persons with a disability may request an agenda packet in appropriate alternative formats as required by the Americans with Disabilities Act of 1990. Reasonable accommodations and auxiliary aids will be provided to effectively allow participation in the meeting. Please contact the City Manager's Office at 760-434-2821 (voice), 711 (free relay service for TTY users), 760-720-9461 (fax) or manager@carlsbadca.gov by noon on the Monday preceding the meeting to make arrangements.

CALL TO ORDER: 6:02 p.m.

ROLL CALL: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.

INVOCATION: None.

PLEDGE OF ALLEGIANCE: Council Member Michael Schumacher led the Pledge of Allegiance.

APPROVAL OF MINUTES:

ACTION: Approved 5/0.

- Minutes of the Special Meeting held May 9, 2017.
- Minutes of the Regular Meeting held May 9, 2017.
- Minutes of the Joint Special Meeting held May 23, 2017.
- Minutes of the Joint Special Meeting held June 13, 2017.
- Minutes of the Special Meeting held June 15, 2017.
- Minutes of the Regular Meeting held June 20, 2017.
- Minutes of the Special Meeting held June 27, 2017.
- Minutes of the Regular Meeting held June 27, 2017.
- Minutes of the Special Meeting held June 29, 2017.
- Minutes of the Special Meeting held July 11, 2017.
- Minutes of the Joint Special Meeting held July 11, 2017.

PRESENTATIONS:

- Presentation of San Diego MSA Training Skills Competition Trophy to Public Works
- Presentation from San Diego County Water Authority

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION:

CONSENT CALENDAR: *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

WAIVER OF ORDINANCE TEXT READING:

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

1. **ADVERTISE FOR BIDS FOR 2017-18 SLURRY SEAL PROJECT** – Adoption of a resolution approving the plans and specifications and authorizing the City Clerk to advertise for bids for the 2017-18 Slurry Seal Project, Project No. 6001-17SS. (Staff contact: Emad Elias, Public Works)
ACTION: Adopted Resolution No. 2017-142. – 5/0
2. **APPROVAL OF CITY INVESTMENT POLICY** – Adoption of a resolution approving the City's Investment Policy dated July 25, 2017. (Staff contact: Nancy Sullivan, Administrative Services)
ACTION: Adopted Resolution No. 2017-143. – 4/1 (C. Schumacher – No)
3. **AWARD OF CONTRACT TO SEASIDE HEATING & AIR CONDITIONING, INC. FOR DOVE LIBRARY HVAC CONTROLS** – Adoption of a resolution approving the plans and specifications, accepting bids and awarding a contract to Seaside Heating & Air Conditioning, Inc. for an amount not

to exceed \$241,744 for the Dove Library HVAC controls, Project No. 4030. (Staff contact: Steve Didier, Public Works)

ACTION: Item was returned to staff.

4. AGREEMENT WITH MICHAEL BAKER INTERNATIONAL, INC. FOR ENGINEERING PLANCHECK SERVICES – Adoption of a resolution approving a professional services agreement with Michael Baker International (MBI, Inc.) to provide engineering plancheck services for up to five years. (Staff contact: Jason Geldert, Community & Economic Development)

ACTION: Adopted Resolution No. 2017-144. – 5/0

5. AGREEMENT WITH NV5, INC. FOR ENGINEERING PLANCHECK SERVICES – Adoption of a resolution approving a professional services agreement with NV5, Inc. to provide engineering plancheck services for up to five years. (Staff contact: Jason Geldert, Community & Economic Development)

ACTION: Adopted Resolution No. 2017-145. – 5/0

ORDINANCES FOR INTRODUCTION: None.

ORDINANCES FOR ADOPTION:

6. ADOPTION OF ORDINANCE ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS – Adoption of Ordinance No. CS-322 establishing and implementing By-District Elections (Government Code §34886 and Election Code §10010.). (Staff contact: Sheila Cobian, City Clerk Department)

City Manager’s Recommendation: Adopt the ordinance.

ACTION: Adopted Ordinance No. CS-322. – 4/1 (C. Schumacher – No)

PUBLIC COMMENT:

In conformance with the Brown Act, no Council action can occur on items presented during Public Comment.

A total of 15 minutes is provided so members of the public can address the Council on items that are not listed on the Agenda. Speakers are limited to three (3) minutes each. If you desire to speak during Public Comment, fill out a SPEAKER CARD and submit it to the City Clerk. If there are more than five (5) speakers, the remaining speakers will be heard at the end of the agenda just prior to Council Reports.

When you are called to speak, please come forward to the podium and state your name.

PUBLIC HEARINGS:

This item is being continued to August 22, 2017 at the request of the project applicant.

7. APPEAL OF AMEND 2017-0002–K1 SPEED INDOOR KART RACING - 6212 CORTE DEL ABETO – Appeal hearing relating to Conditional Use Permit Amendment (Amend 2017-0002). (Staff contact: Teri Delcamp, Community & Economic Development)

City Manager’s Recommendation: Continue the item to the August 22, 2017 City Council Meeting.

ACTION: Item continued to August 22, 2017 at the request of the project applicant.

8. ESTABLISH AN ELECTRIC VEHICLE CHARGING FEE – Adoption of a resolution amending the Master Fee Schedule to establish an Electric Vehicle Charging Fee. (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

ACTION: Adopted Resolution No. 2017-146. – 5/0

9. WEED ABATEMENT COST ASSESSMENT – Adoption of a resolution approving the cost assessments for abatement and directing the City Clerk to file a certified copy of the resolution with the San Diego County Assessor. (Staff contact: Randy Metz, Fire Department)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

ACTION: Adopted Resolution No. 2017-147. – 5/0

10. VILLAGE MASTER PLAN AMENDMENT FOR DISTILLERIES AND RESTAURANTS – Adoption of a resolution approving an amendment to the Village Master Plan and Design Manual to allow distilleries and restaurants as provisional uses within Land Use District 6 (outside the Coastal Zone) of the Village Review Zone and to add new special provisional use standards for distilleries to the Master Plan for property generally located in the City’s downtown area and zoned “Village Review” (V-R) in Local Facilities Management Zone 1. Project Name: Village Master Plan Amendment for Distilleries and Restaurants. Project No. AMEND 2017-0005 / DEV 2017-0023 (Staff contact: Teri Delcamp, Community & Economic Development)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

**ACTION: Motion to adopt the resolution failed due to lack of majority support.
– 2/2/1 (No – Packard, C. Schumacher; Absent – Hall) Council directed staff to return with a consent calendar resolution allowing restaurant use in District 6. – 4/1 (Absent – Hall)**

DEPARTMENTAL AND CITY MANAGER REPORTS:

11. DESIGNATION OF VOTING DELEGATE AND ALTERNATES AT THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – Adoption of a resolution designating a voting delegate and alternates for the League of California Cities Annual Conference in Sacramento, California, September 13 – 15, 2017.

City Manager’s Recommendation: Adopt the resolution.

ACTION: Adopted Resolution No. 2017-149 appointing Cori Schumacher as Voting Delegate and Michael Schumacher as Alternate. – 5/0

12. HOUSING COMMISSION APPOINTMENT - Adoption of a resolution appointing one member to the Housing Commission. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the resolution.

ACTION: Adopted Resolution No. 2017-150 appointing Kristy Randall to the Housing Commission. – 5/0

13. TRAFFIC SAFETY COMMISSION APPOINTMENTS - Adoption of a resolution appointing two members to the Traffic Safety Commission. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager's Recommendation: Adopt the resolution.

ACTION: Adopted Resolution No. 2017-151 reappointing Fred Muir and Chuck Hunter to the Traffic Safety Commission. – 4/1 (No – C. Schumacher)

14. AGRICULTURAL CONVERSION MITIGATION FEE AD HOC CITIZENS' COMMITTEE APPOINTMENTS - Adoption of a resolution appointing three members to the Agricultural Conversion Mitigation Fee Ad Hoc Citizens' Committee. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager's Recommendation: Adopt the resolution.

ACTION: Adopted Resolution No. 2017-152 appointing Pat Smerdu; – 5/0

Adopted Resolution No. 2017-153 appointing Carolyn Alkire; – 5/0

Adopted Resolution No. 2017-154 appointing Brian Flock. – 4/1 (No – C. Schumacher)

PUBLIC COMMENT: Continuation of the Public Comments

This portion of the agenda is set aside for continuation of public comments, if necessary, due to exceeding the total time allotted in the first public comments section.

When you are called to speak, please come forward to the podium and state your name. The remainder of the categories are for reporting purposes. In conformance with the Brown Act, no public testimony and no Council action can occur on these items.

COUNCIL REPORTS AND COMMENTS: (Revised 1/24/17)

PACKARD

Chamber of Commerce Liaison (alternate)
City/School Committee
North County Transit District Board of Directors
NCTD Performance, Administration and Finance Committee
North County Dispatch Joint Powers Authority (alternate)

C. SCHUMACHER

Buena Vista Lagoon JPC
League of California Cities - SD Division
North County Transit District Board of Directors (alternate)
SANDAG Board of Directors (2nd Alternate)
SANDAG Regional Planning Committee (alternate)
SANDAG Shoreline Preservation Working Group

M. SCHUMACHER

Chamber of Commerce Liaison
City/School Committee
Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
Encina Wastewater Authority Policy & Finance Committee
San Diego County Regional Airport Authority Board of Directors

BLACKBURN

Buena Vista Lagoon JPC
Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
Encina Wastewater Authority Capital Improvement Committee
North County Dispatch Joint Powers Authority
SANDAG Board of Directors (1st Alternate)
SANDAG Public Safety Committee

HALL

North County Mayors and Managers
San Diego County Water Authority (SDCWA) Board of Directors
SDCWA Legislation & Public Outreach Committee
SDCWA Administrative & Finance Committee
SANDAG Board of Directors

CITY MANAGER COMMENTS:

CITY ATTORNEY COMMENTS:

ANNOUNCEMENTS:

This section of the Agenda is designated for announcements to advise the community regarding events that Members of the City Council have been invited to, and may participate in.

ADJOURNMENT: