



# CITY COUNCIL Agenda

December 5, 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. Depending on the number of people wishing to speak, time may be reduced at the discretion of the Mayor.

### Written Materials

Written agenda related items provided to the city's legislative leaders after publication of the agenda packet will be distributed and posted to the City's website each business day up to 2 p.m. on Tuesday for 6 p.m. meetings and up to 4 p.m. on Monday for 9 a.m. Tuesday meetings. Materials will also 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](mailto:manager@carlsbadca.gov) by noon on the Monday preceding the meeting to make arrangements.*

**CALL TO ORDER:** 6 p.m.

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

**INVOCATION:** None.

**PLEDGE OF ALLEGIANCE:** Mayor Pro Tem Keith Blackburn led the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

**ACTION: Approved, 5/0.**

Minutes of the Regular Meeting held October 17, 2017.

Minutes of the Special Meeting held October 24, 2017.

Minutes of the Regular Meeting held October 24, 2017.

Minutes of the Special Meeting held November 7, 2017.

Minutes of the Regular Meeting held November 7, 2017.

Minutes of the Joint Special Meeting held November 7, 2017.

**PRESENTATION:**

Presentation of proclamation in recognition of the Beach Preservation Commissioners.

Presentation of proclamation in recognition of the Online High School Graduate.

**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 below. There will be no separate discussion on these items prior to the time the Council votes on the motion unless members of the Council, the City Manager, or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. A request from the public to discuss an item must be filed with the City Clerk in writing prior to Council consideration of the Consent Calendar.*

**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. **ACCEPTANCE OF ANNUAL FINANCIAL INFORMATION REPORT ON CAPITAL PROJECT FUNDS & SPECIAL TAXES** – Adoption of a resolution accepting the Annual Financial Information Report on Capital Project Funds and Special Taxes pursuant to California Government Code Sections 50075, 66001 and 66006. (Staff contact: Roxanne Muhlmeister, Administrative Services)

**ACTION: Adopted Resolution No. 2017-221. – 5/0**

2. **APPROVAL OF PART-TIME MINIMUM WAGE SALARY INCREASE** – Adoption of a resolution adopting revisions to the City of Carlsbad Part-Time Salary Schedule and approving pay increases for part-time employees who are below minimum wage. (Staff contact: Drew Cook, Human Resources)

**ACTION: Adopted Resolution No. 2017-222. – 5/0**

3. APPROVAL OF 2018 BOARDS, COMMISSIONS & COMMITTEES LOCAL APPOINTMENT LISTS – Receive and file Boards, Commission and Committees Local Appointments List for 2018. (Staff contact: Tammy McMinn, City Clerk Department)  
**ACTION: Accepted the report. – 5/0**
  
4. APPROVAL OF AMENDMENT TO AGREEMENT FOR AGUA HEDIONDA LIFT STATION & VISTA/CARLSBAD INTERCEPTOR – Adoption of a resolution approving Amendment No. 1 to the agreement between the City of Vista and the City of Carlsbad for construction of the Agua Hedionda Sewer Lift Station and Vista/Carlsbad Interceptor Sewer, reaches VC11-VC15, Project Nos. 3492, 3886, and 3949. (Staff contact: Terry Smith, Public Works)  
**ACTION: Adopted Resolution No. 2017-223. – 5/0**
  
5. APPROVAL OF CONTRACT WITH COUNTY FOR ANIMAL CONTROL SERVICES – Adoption of a resolution approving a Joint Operating and Financial Plan between the City of Carlsbad and the County of San Diego for animal control services. (Staff contact: Cindy Anderson, Police Department)  
**ACTION: Adopted Resolution No. 2017-224. – 5/0**
  
6. RATIFYING FIRST AMENDMENT TO LEASE AGREEMENT WITH MAAC PROJECT TO OPERATE A PRESCHOOL – Adoption of a resolution ratifying the First Amendment to the Lease Agreement with Metropolitan Area Advisory Committee on anti-poverty in San Diego County, Inc. DBA MAAC Project to operate a preschool at the city-owned property located at 3368 Eureka Place and authorizing the City Manager to execute the Lease Agreement and the subsequent extension option for the final year. (Staff contact: Curtis Jackson, City Manager Department)  
**ACTION: Adopted Resolution No. 2017-225. – 4/1 (C. Schumacher – No)**
  
7. UTILITY EASEMENT VACATION AND SLOPE EASEMENT VACATION - VAC 2017-0007 – Adoption of a resolution approving a summary vacation of all that portion of a public utility easement across Parcel 3 of Parcel Map No. 18059, located at the southeast corner of El Camino Real & Cougar Drive. Case Name: West Coast Self Storage – Carlsbad. Case No.: VAC 2017-0007.; and Adoption of a resolution approving a summary vacation of all that portion of a slope easement on Parcel 3 of Parcel Map No. 18059 Fronting Cougar Drive. Case Name: West Coast Self Storage – Carlsbad. Case No.: VAC 2017-0007. (Staff contact: David Rick, Community & Economic Development)  
**ACTION: Adopted Resolution Nos. 2017-226 and 2017-227. – 5/0**

**ORDINANCES FOR INTRODUCTION:**

8. ORDINANCE AMENDING CMC 10.40.145 - TRAFFIC ENGINEER TO INDICATE LOCATIONS WHERE PARKING BEYOND MARKINGS OF SINGLE SPACE IS PROHIBITED – Introduce an Ordinance amending section 10.40.145 of the Carlsbad Municipal Code. (Staff contact: Cindy Anderson, Police Department)

**City Manager’s Recommendation:** Introduce the Ordinance by title only and schedule the second reading and adoption of the ordinance for a future meeting.

**ACTION: Introduced Ordinance No. CS-328. – 5/0**

**ORDINANCES FOR ADOPTION:** None.

**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:** None.

**DEPARTMENTAL AND CITY MANAGER REPORTS:**

9. COUNCIL POLICY REQUIRING EARLY STAKEHOLDER OUTREACH FOR SIGNIFICANT NEW DEVELOPMENT PROPOSALS – Adoption of a resolution adopting a development project public involvement policy related to the General Plan Lawsuit Settlement Agreement. Case Name: Development Project Public Involvement Policy. Case No.: OAJ 17-0006 (PUB17Y-0021) (Staff contact: Carl Stiehl, Community & Economic Development)

**City Manager’s Recommendation:** Adopt the resolution.

**ACTION: Adopted Resolution No. 2017-228 as amended (see Minutes for details). – 5/0**

10. AFFORDABLE HOUSING LOAN STATUS REPORT – Acceptance of the Housing Loan Status Report as presented by city staff. (Staff contact: Debbie Fountain, Housing & Neighborhood Services)

**City Manager’s Recommendation:** By minute motion, accept the Housing Loan Status Report.

**ACTION: Received the presentation. – 5/0**

11. INTEGRATED PEST MANAGEMENT PLAN - Acceptance of the Integrated Pest Management Plan as presented by city staff, consider available options on city owned or operated properties and rights of way, and provide direction to staff as appropriate. (Staff contact: Kyle Lancaster, Parks & Recreation)

**City Manager’s Recommendation:** Receive report, consider options and adopt the resolution.

**ACTION: Adopted Resolution No. 2017-229 selection Option 3a. – 5/0**

12. CTBID AND CGLBID COMMISSION APPOINTMENTS – Adoption of resolutions appointing two members to the Carlsbad Tourism Business Improvement District Advisory Board; and Adoption of a resolution appointing one member to the Carlsbad Golf Lodging Business Improvement District Advisory Board. (Staff contact: Tammy McMinn, City Clerk Department)

**City Manager’s Recommendation:** Adopt the resolutions.

**ACTION: Adopted Resolution No. 2017-230 appointing Robert Rauch to the CTBID. – 5/0**

**Adopted Resolution No. 2017-231 reappointing Bill Canepa to the CTBID. – 5/0**

**Adopted Resolution No. 2017-232 appointing Robert Rauch to the CGLBID. – 5/0**

**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 (2<sup>nd</sup> 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 (1<sup>st</sup> 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:** 9:01 p.m.