



CITY COUNCIL
Agenda
Jan. 23, 2018 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. 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: 6:00 p.m.

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

INVOCATION: None.

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

APPROVAL OF MINUTES:

ACTION: Approved, 5/0.

Minutes of the Joint Special Meeting held December 5, 2017

Minutes of the Special Meeting held December 12, 2017

Minutes of the Special Meeting held January 9, 2018

PRESENTATION: None.

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION: No reportable action.

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. **APPROVAL OF AGREEMENT FOR SCOPING AND SPACE PLANNING ANALYSIS SERVICES FOR A NEW CITY HALL** – Adopt a resolution authorizing the execution of an agreement with MIG, Inc. to provide scoping and space planning analysis services for a new city hall in an amount not to exceed \$278,105, Project No. 4008. (Staff contact: Curtis Jackson, City Manager Department)

ACTION: Adopted Resolution No. 2018-007. – 5/0

2. **AMENDMENT TO COUNCIL POLICY NO. 77** – Adopt a resolution amending Council Policy No. 77 regarding Sister City relationships involving the City of Carlsbad and approving funding for membership in Sister Cities International. (Staff contact: Heather Pizzuto, Library & Cultural Arts)

ACTION: Adopted Resolution No. 2018-008 with amended language (see minutes for details). – 5/0

3. **SETTLEMENT OF WORKERS' COMPENSATION CLAIM: MICHAEL ROY** – Adopt a resolution authorizing the settlement of the Workers' Compensation claim of Michael Roy. (Staff contact: Donna Hernandez, Administrative Services)

ACTION: Adopted Resolution No. 2018-009. – 5/0

4. SETTLEMENT OF WORKERS' COMPENSATION CLAIM: CARRIE ZAVALA – Adopt a resolution authorizing the settlement of the Workers' Compensation claim of Carrie Zavala. (Staff contact: Donna Hernandez, Administrative Services)
ACTION: Adopted Resolution No. 2018-010. – 5/0

5. FY2016 HOMELAND SECURITY GRANT PROGRAM – Adopt a resolution accepting and appropriating funds through the FY2016 Homeland Security Grant Program and authorizing the Police Department to participate in an existing contract between the County of San Diego and Motorola Solutions, Inc. in an amount not to exceed \$478,609. (Staff contact: Cindy Anderson, Police Department)
ACTION: Adopted Resolution No. 2018-011. – 5/0

ORDINANCES FOR INTRODUCTION: None.

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 place it in the clear tray on the wall adjacent to the Deputy 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:

6. SECOND DWELLING UNIT CODE AMENDMENT (ZCA 2016-0001/LCPA 2016-0001) – Introduction of an ordinance acknowledging receipt of the California Coastal Commission's Resolution of Certification including suggested modifications for LCPA 2016-0001, and approving the associated suggested modifications to the Zoning Ordinance and Local Coastal Program. Case No.: ZCA 2016-0001/LCPA 2016-0001 (PUB16Y-0002). (Staff contact: Corey Funk, Community & Economic Development)

City Manager's Recommendation: Take public input, close the public hearing and introduce the ordinance.

ACTION: Introduced Ordinance No. CS-330. – 5/0

7. JEFFERSON LUXURY APARTMENTS – PROJECT NO. RP15-17/CDP 15-38 – Adoption of a resolution approving a Major Review Permit and Coastal Development Permit for the demolition of four, single-story office buildings and the construction of a four-story, 11-unit residential apartment building, including two (2) affordable housing units and a subterranean parking garage located at 3039 Jefferson Street in Land Use District 2 of the Village Review Zone, the Village Segment of the Local Coastal Program and within Local Facilities Management Zone 1. Case No.: RP 15-17/CDP 15-38 (Dev 15067). (Staff contact: Shannon Harker, Community & Economic Development)

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

ACTION: Adopted Resolution No. 2018-012. – 4/1 (C. Schumacher – No)

DEPARTMENTAL AND CITY MANAGER REPORTS:

8. CARLSBAD STUDENT LEADER ACADEMY UPDATE – Receive an update on the Carlsbad Student Leader Academy. (Staff contact: Courtney Pene, Community & Economic Development)

City Manager’s Recommendation: Receive the update.

ACTION: Accepted the report.

9. BEACH PRESERVATION COMMITTEE APPOINTMENT – Adopt a resolution appointing one member to the Beach Preservation Committee. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the resolution.

ACTION: Adopted Resolution No. 2018-013 appointing Kathleen Steindlberger to the Beach Preservation Committee. – 4/1 (C. Schumacher – No)

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.

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.

COUNCIL REPORTS AND COMMENTS: (Revised 1/10/18)

PACKARD Chamber of Commerce Liaison (primary)
North County Transit District Board of Directors
North County Dispatch Joint Powers Authority (alternate)
SANDAG (2nd alternate)

C. SCHUMACHER Buena Vista Lagoon JPC
League of California Cities - SD Division
North County Transit District Board of Directors (alternate)

M. SCHUMACHER City/School Committee
Chamber of Commerce Liaison (alternate)
City/School Committee
Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
San Diego County Regional Airport Authority Board of Directors

BLACKBURN Buena Vista Lagoon JPC
Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
North County Dispatch Joint Powers Authority
SANDAG Board of Directors (1st Alternate)

HALL North County Mayors and Managers
San Diego County Water Authority (SDCWA) Board of Directors
SANDAG Board of Directors

ADJOURNMENT: 7:37 p.m.

In accordance with Carlsbad Municipal Code (CMC) Section 20.20.20, notice is hereby given that the City Engineer has reviewed and, immediately following this City Council Meeting of January 23, 2018 will approve the following final map:

CT 14-09 (MAP2017-0005), Uptown Bressi, located generally on the southwest corner of Palomar Airport Road and El Fuerte Street.

Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- 1) The map substantially conforms to the approved tentative map, and approved alterations thereof and any conditions of approval imposed with said tentative map.
- 2) The map complies with the provisions of the Subdivision map Act and any local ordinances applicable at the time of approval of the tentative map.
- 3) The map is technically correct.

Said map will be finalized and recorded, unless an interested party files a valid appeal of the City Engineer's action to City Council no later than 10 calendar days from the date of the City Engineer's action. The appeal shall specifically state the reason(s) for the appeal; see CMC Section 20.20.165 and 21.54.150.

If you have any question about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Associate Engineer David Rick at (760) 602-2781.