



Council Memorandum

March 27, 2018

To: Honorable Mayor Hall and Members of the City Council
From: Marshall Plantz, Transportation Director
Via: Gary Barberio, Assistant City Manager *GB*
Re: **Supplemental Information for Agenda Item #7 – Transfer of Funds from the Bridge and Thoroughfare District No. 3 Fund to the City of Carlsbad General Fund**

At the City Council briefing on March 26, 2018, discussion occurred related to Agenda Item #7 for the City Council Meeting on March 27, 2018. Questions related to the Bridge and Thoroughfare District No. 3 (District) were raised regarding the status of improvements to be funded by the District and the disposition of the remaining balance of funds. The response during the briefing was two-fold: 1) that there may be additional improvements along Cannon Road, and 2) that there are additional properties remaining to be developed within the District which could impact the timing and process related to the disposition of the balance of funds.

The District improvements as described in the District formation documents are as follows:

“Full width grading of the roadway, all curb, gutters, sidewalks, base and pavement, median landscaping and irrigation, median hardscape, street lights, street monumentation storm drainage facilities, erosion control, guard rails, and other incidentals necessary to complete a four-lane major arterial roadway. The facilities also include two (2) 455-foot multi-span bridge structures across the salt water wetlands at the north end of Macario Canyon, and 133-foot single span bridge across the Agua Hedionda Creek at El Camino Real. The improvements also include modifications to the intersection of Cannon Road and El Camino Real. In addition, the project includes the cost for full mitigation of the environmental impacts of the construction of the improvements noted above. The soft costs included are design, contract administration, fee administration, construction inspection, construction engineering, mitigation monitoring and land acquisition.”

Status of Improvements

To clarify discussion during the briefing, the attached map shows that the limits of the District's Cannon Road improvements are from Car County Drive easterly to El Camino Real. The District improvements along Cannon Road are complete. Any future improvements along Cannon Road just east of the freeway are not part of the District improvements even though the parcel of land north of Cannon Road and just east of the freeway is within the District boundary.

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As a result, staff has confirmed that the District improvements have been constructed and, that to the best of staff's knowledge, the statement in the associated Staff Report that "The available cash balance in the District Fund is currently \$665,000 and all other expenditures of the District have been completed" is correct.

Disposition of the Remaining Balance of Funds

In the next year staff intends to complete an evaluation to determine if it is appropriate to proceed with the close out of the District. Once it is determined that there are no outstanding issues, staff will follow the appropriate statutory procedures to close out the District. In general, any unexpended funds, which are currently being held until the evaluation is completed, will be returned to the current owner(s) of record on a prorated basis unless the administrative costs of the refund exceed the amount of refund. In such case, and with City Council approval, the unexpended funds will be earmarked for maintenance of the improvements in the District.

Attachment: Map of Bridge and Thoroughfare District No. 3

cc: Kevin Crawford, City Manager
Celia Brewer, City Attorney
Scott Chadwick, Chief Operating Officer
Elaine Lukey, Public Works Director