



CITY COUNCIL Agenda

June 26, 2018 6 p.m.

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Welcome to Your City Council Meeting

We welcome your interest and involvement in the city's legislative process. This agenda includes information about topics coming before the City Council and the action recommended by city staff. You can read about each topic in the staff reports, which are available on the city website and in the Office of the City Clerk. The City Clerk is also available to answer any questions you have about City Council meeting procedures.

How to Watch

The City of Carlsbad provides three ways to watch a City Council meeting:

In Person



Most City Council meetings take place at City Hall, 1200 Carlsbad Village Drive

On TV



Watch live and replays of meetings on Charter Spectrum channel 24 and AT&T U-verse channel 99

Online



Watch the livestream and replay past meetings on the city website, www.carlsbadca.gov

How to Participate

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

- Fill out a speaker request form, located in the foyer.
- Submit the form to the City Clerk before the item begins.
- When it's your turn, the City Clerk will call your name and invite you to the podium.
- Speakers have three minutes, unless the presiding officer (usually the mayor) changes that time.
- You may not give your time to another person, but groups can select a single speaker as long as three other members of your group are present. Group representatives have 10 minutes unless that time is changed by the presiding officer or the City Council.

Reasonable Accommodations

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 before the meeting to make arrangements.

More information about City Council meeting procedures can be found at the end of this agenda and in the Carlsbad Municipal Code chapter 1.20.

The City Council also sits as the Carlsbad Municipal Water District Board, Public Financing Authority Board, Community Development Commission and Successor Agency to the Redevelopment Agency. When considering items presented to the Carlsbad Municipal Water District Board, each member receives an additional \$100 per meeting (max \$300/month). When considering items presented to the Community Development Commission each member receives an additional \$75 per meeting (max \$150/month).

CALL TO ORDER: 6:00 p.m.

ANNOUNCEMENT OF CONCURRENT MEETINGS: Council is serving as the Carlsbad Municipal Water District Board of Directors on Consent Calendar Item Nos. 16 and 17.

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

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Blackburn

INVOCATION: None.

APPROVAL OF MINUTES:

ACTION: Adopted minutes as presented. – 5/0.

Minutes of the Regular Meeting held April 10, 2018.

Minutes of the Special Meeting held May 8, 2018.

Minutes of the Regular Meeting held May 8, 2018.

Minutes of the Special Meeting held May 21, 2018.

PRESENTATIONS:

Presentation in recognition of donation from the Carlsbad Friends of the Arts in support of the 2018 TGIF Concert Series.

Proclamation in recognition of Planning Commissioner Kerry Siekmann.

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

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.*

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. **REPORT ON CITY INVESTMENTS** – Acceptance of report on City Investments as of May 31, 2018. (Staff contact: Nancy Sullivan, Administrative Services)

ACTION: Accepted the report. – 5/0.

2. **APPROVAL OF CTBID ANNUAL REPORT** – Adoption of a Resolution approving the Carlsbad Tourism Business Improvement District (CTBID) Annual Report, and continuing the CTBID programs and assessments for fiscal year 2018-19. (Contact: Cheryl Gerhardt, Administrative Services)

ACTION: Adopted Resolution No. 2018-102. – 5/0.

3. APPROVAL OF CGLBID ANNUAL REPORT – Adoption of a Resolution approving the Carlsbad Golf Lodging Business Improvement District (CGLBID) Annual Report, and continuing the CGLBID programs and assessments for fiscal year 2018-19. (Contact: Cheryl Gerhardt, Administrative Services)
ACTION: Adopted Resolution No. 2018-103. – 5/0.
4. FISCAL YEAR 2018-19 SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 1 – Adoption of a Resolution establishing the Fiscal Year 2018-19 Special Tax for Community Facilities District No. 1. (Staff contact: Aaron Beanan, Administrative Services)
ACTION: Adopted Resolution No. 2018-104. – 5/0.
5. AMENDMENT TO MANAGEMENT COMPENSATION PLAN – Adoption of a Resolution approving revisions to the Management Compensation and Benefits Plan and the Carlsbad Municipal Code and appropriating \$55,000 in additional funds. (Staff Contact: Julie Clark, Administrative Services)
ACTION: Adopted Resolution No. 2018-105. – 5/0.
6. NEW AND REVISED JOB CLASSIFICATIONS AND AMENDMENT TO CCEA SALARY SCHEDULE – Adoption of a Resolution approving a new job classification, revising a current job classification, and amending the Carlsbad City Employees’ Association Salary Schedule. (Staff Contact: Drew Cook, Administrative Services)
ACTION: Adopted Resolution No. 2018-106. – 5/0.
7. AUTHORIZE RENEWAL OF EXCESS WORKERS’ COMPENSATION INSURANCE - Adoption of a Resolution authorizing renewal of the City’s Excess Insurance for Workers’ Compensation. (Staff contact: Donna Hernandez, Administrative Services)
ACTION: Adopted Resolution No. 2018-107. – 5/0.
8. APPROVE PURCHASE OF EXCESS LIABILITY COVERAGE – Adoption of a Resolution authorizing the purchase of \$25 million of Excess Liability Coverage through County Supervisors Association of California D.B.A. California State Association of Counties Excess Insurance Authority (CSAC EIA) for fiscal year 2018-2019 in an amount not to exceed \$418,000.00. (Staff contact: Ed Garbo, Administrative Services)
ACTION: Adopted Resolution No. 2018-108. – 5/0.
9. APPROVE PURCHASE OF PROPERTY INSURANCE COVERAGE - Adoption of a Resolution authorizing the purchase of \$1 billion of Property Insurance Coverage through Alliant Insurance Services Inc.’s Alliant Property Insurance Program (APIP) for fiscal year 2018-2019 in an amount not to exceed \$185,843.78. (Staff contact: Ed Garbo, Administrative Services)
ACTION: Adopted Resolution No. 2018-109. – 5/0.
10. NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION – Adoption of a Resolution calling for the holding of a General Municipal Election to be held on Tuesday, November 6, 2018, for the election of certain officers as required by the provisions of the laws of the State of California relating to charter cities; and
Adoption of a Resolution requesting the Board of Supervisors of the County of San Diego consolidate the General Municipal Election to be held in the City of Carlsbad on Tuesday, November 6, 2018, with the Statewide General Election to be held on that date pursuant to Section 10403 of the Elections Code; and
Adoption of a Resolution approving regulations for candidates for elective office pertaining to Candidates’ Statements submitted to the voters at the General Municipal Election to be held in the City of Carlsbad on Tuesday, November 6, 2018. (Staff contact: Sheila Cobian, City Clerk Department)

ACTION: Adopted Resolution Nos. 2018-110, 2018-111 and 2018-112. – 5/0.

11. AGREEMENT WITH INTERFAITH COMMUNITY SERVICES FOR HIRING CENTER – Adoption of a Resolution awarding a professional services agreement to Interfaith Community Services to provide professional day-to-day operational management of the City of Carlsbad’s Hiring Center in an amount not to exceed \$204,217. (Staff contact: Courtney Pene, Community & Economic Development)

ACTION: Adopted Resolution No. 2018-113. – 5/0.

12. APPROVE PURCHASE OF 19 REPLACEMENT MOBILE DATA COMPUTERS – Adoption of a Resolution authorizing the replacement of 19 new Mobile Data Computers (MDC’s) from CDCE, Inc. (Staff contact: Mike Davis, Fire Department)

ACTION: Adopted Resolution No. 2018-114. – 5/0.

13. ACCEPTANCE OF DONATION – Adoption of a Resolution authorizing the acceptance of a \$25,000 donation from the Carlsbad Friends of the Arts. (Staff contact: Richard Schultz, Library & Cultural Arts)

ACTION: Adopted Resolution No. 2018-115. – 5/0.

14. AUTHORIZE EXPANDING SCOPE OF PARKS AND RECREATION OPPORTUNITY GRANT PROGRAM – Adoption of a Resolution authorizing expanding the scope of the City of Carlsbad Parks and Recreation Opportunity Grant Scholarship Program to include Carlsbad residents of all ages and increase the maximum grant amount to \$300 per person per year. (Staff contact: Bonnie Elliott, Parks & Recreation)

ACTION: Adopted Resolution No. 2018-116. – 5/0.

15. AWARD OF CONTRACT FOR AVIARA & POINSETTIA PARK CONSTRUCTION PROJECTS – Adoption of a Resolution awarding a construction contract to Los Angeles Engineering, Inc., in an amount not to exceed \$6,766,000, appropriating \$939,475 in additional funds, and authorizing execution of an amendment to a Professional Services Agreement with Schmidt Design Group for a two-year term extension, all for the Aviara Community Park – PH. II and Poinsettia Community Park – PH. III Construction Projects (CIP Nos. 4604 and 4605). (Staff contact: Kyle Lancaster, Parks & Recreation)

ACTION: Adopted Resolution No. 2018-117. – 5/0.

16. REIMBURSEMENT AGREEMENT WITH RANCHO COSTERA, LLC FOR RECYCLED WATER IMPROVEMENTS Adoption of a CMWD Resolution authorizing execution of a Reimbursement Agreement with Rancho Costera, LLC for an amount not to exceed \$514,009 for recycled water improvements within El Camino Real, Carlsbad Tract CT 13-03, Project No. 5208-C. (Staff contact: Lindsey Stephenson, Public Works)

ACTION: Adopted Resolution No. 1597. – 5/0.

17. APPROVAL OF LICENSE AGREEMENT WITH NORTH COUNTY TRANSIT DISTRICT FOR RECYCLED WATER PHASE III PIPELINE EXPANSION SEGMENT 5 – Adoption of a CMWD Resolution authorizing execution of a License Agreement with North County Transit District for the Recycled Water Phase III Pipeline Expansion Segment 5, Project No. 5208-B. (Staff contact: Lindsay Leahy, Public Works)

ACTION: Adopted Resolution No. 1598. – 5/0.

ORDINANCES FOR INTRODUCTION: None.

ORDINANCE FOR ADOPTION:

18. ADOPTION OF ORDINANCE NO. CS-332 TEMPORARY RESTRICTIONS ON PUBLIC PROPERTY – Adoption of Ordinance No. CS-332 adding Chapter 11.46 (Temporary Restrictions on Public Property) to Title 11 of the Carlsbad Municipal Code to authorize temporary restrictions during certain events where it is

reasonably anticipated that conflict or non-peaceful behavior may occur. (Staff contact: Sheila Cobian, City Clerk Department)

City Manager’s Recommendation: Adopt the Ordinance.

ACTION: Adopted Ordinance No. CS-332. – 4/1 (C. Schumacher – No).

PUBLIC HEARINGS: None.

DEPARTMENTAL AND CITY MANAGER REPORTS:

19. **ADOPTION OF ARTS & CULTURE PLAN** – Adoption of a Resolution approving the Arts & Culture Master Plan. (Staff contact: Richard Schultz, Library & Cultural Arts)

City Manager’s Recommendation: Adopt the Resolution.

ACTION: Adopted Resolution No. 2018-118. – 5/0.

20. **LIBRARY BOARD OF TRUSTEES APPOINTMENT** – Adoption of a Resolution appointing Art Larson to the Library Board of Trustees. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the Resolution.

ACTION: Adopted Resolution No. 2018-119. – 5/0.

COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS:

City Council Regional Assignments (Revised 1/10/18)

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

Keith Blackburn Buena Vista Lagoon JPC
Mayor Pro Tem Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
North County Dispatch Joint Powers Authority
SANDAG Board of Directors (1st Alternate)

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

Michael Schumacher Chamber of Commerce Liaison (alternate)
Council Member City/School Committee
Encina Joint Powers (JAC)
Encina Wastewater Authority Board of Directors
San Diego County Regional Airport Authority Board of Directors

Cori Schumacher Buena Vista Lagoon JPC
Council Member League of California Cities - SD Division
North County Transit District Board of Directors (alternate)
City/School Committee

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.

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.

CITY MANAGER COMMENTS:

CITY ATTORNEY COMMENTS:

ADJOURNMENT: 8:06

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 June 26, 2018 will approve the following final map:

Carlsbad Tract CT 16-09, 800 Grand Avenue, generally located on the northside of Grand Avenue between Jefferson Street and Hope Avenue; and

Carlsbad Tract CT 14-07, located at 2683 Roosevelt 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 the City Clerk's Office at (760) 434-2808.

City Council Meeting Procedures *(continued from page 1)*

Written Materials

Written materials related to the agenda that are submitted to the City Council after the agenda packet has been published will be available for review prior to the meeting during normal business hours at the City Clerk's office, 1200 Carlsbad Village Drive and on the city website. To review these materials during the meeting, please see the City Clerk

Visual Materials

Visual materials, such as pictures, charts, maps or slides, are allowed for comments on agenda items, not general public comment. Please contact the City Manager's Office at 760-434-2820 or manager@carlsbadca.gov to make arrangements in advance. All materials must be received by the City Manager's Office no later than noon the day before the meeting. The time spent presenting visual materials is included in the maximum time limit provided to speakers. All materials exhibited to the City Council during the meeting are part of the public record. **Please note that video presentations are not allowed.**

Decorum

All participants are expected to conduct themselves with mutual respect. Loud, boisterous and unruly behavior can interfere with the ability of the City Council to conduct the people's business. That's why it is illegal to disrupt a City Council meeting. Following a warning from the presiding officer, those engaging in disruptive behavior are subject to law enforcement action.

City Council Agenda

The City Council follows a regular order of business that is specified in the Carlsbad Municipal Code. The City Council may only make decisions about topics listed on the agenda.

Presentations

The City Council often recognizes individuals and groups for achievements and contributions to the community. Well-wishers often fill the chamber during presentations to show their support and perhaps get a photo. If you don't see an open seat when you arrive, there will likely be one once the presentations are over.

Consent Items

Consent items are considered routine and may be enacted together by one motion and vote. Any City Council member may remove or "pull" an item from the "consent calendar" for a separate vote. Members of the public may pull an item from the consent calendar by requesting to speak about that item. A speaker request form must be submitted to the clerk prior to the start of the consent portion of the agenda.

Public Comment

Members of the public may speak on any city related item that does not appear on the agenda. State law prohibits the City Council from taking action on items not listed on the agenda. Comments requiring follow up will be referred to staff and, if appropriate, considered at a future City Council meeting. Members of the public are also welcome to provide comments on agenda items during the portions of the meeting when those items are being discussed. In both cases, a request to speak form must be submitted to the clerk in advance of that portion of the meeting beginning.

Public Hearing

Certain actions by the City Council require a "public hearing," which is a time within the regular meeting that has been set aside and noticed according to different rules.

Departmental Reports

This part of the agenda is for items that are not considered routine and do not require a public hearing. These items are usually presented to the City Council by city staff and can be informational in nature or require action. The staff report about each item indicates the purpose of the item and whether or not action is requested.

Other Reports

At the end of each meeting, City Council members and the city manager, city attorney and city clerk are given an opportunity to share information. This usually includes reports about recent meetings, regional issues, and recent or upcoming meetings and events.

City Council Actions

Resolution

A resolution is an official statement of City Council policy that directs administrative or legal action or embodies a public City Council statement. A resolution may be introduced and adopted at the same meeting. Once adopted, it remains City Council policy until changed by subsequent City Council resolution.

Ordinance

Ordinances are city laws contained in the Carlsbad Municipal Code. Enacting a new city law or changing an existing one is a two-step process. First, the ordinance is “introduced” by city staff to the City Council. If the City Council votes in favor of the introduction, the ordinance will be placed on a subsequent City Council meeting agenda for “adoption.” If the City Council votes to adopt the ordinance, it will usually go into effect 30 days later.

Motion

A motion is used to propose City Council direction related to an item on the agenda. Any City Council member may make a motion. A motion must receive a “second” from another City Council member to be eligible for a City Council vote.