



CITY COUNCIL Agenda

July 10, 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.

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

ANNOUNCEMENT OF CONCURRENT MEETINGS: Council is serving as the Carlsbad Municipal Water District Board of Directors on Item Nos. 7, 8 and 13.

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

INVOCATION: None.

APPROVAL OF MINUTES:

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

Minutes of the Special Meeting held June 12, 2018.

PRESENTATIONS:

Presentation in recognition of donation from the Friends of the Carlsbad Library.

Proclamation in recognition of Parks and Recreation Month.

Oath of Office for Fire Chief Mike Calderwood.

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION: The City Council unanimously authorized the filing of litigation in a single case. Details will be released upon request after the filing of the complaint.

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. **BUENA VISTA CHANNEL MAINTENANCE DISTRICT BENEFIT AREA NO. 1** – Adoption of Resolution No. 2018-120 authorizing the annual levy of benefit assessments for the Buena Vista Channel Maintenance District Benefit Area No. 1 for Fiscal Year 2018-19. (Staff contact: Jilly Moya, Administrative Services)
ACTION: Adopted Resolution No. 2018-120. – 5/0.
2. **AGREEMENT WITH AVI SYSTEMS, INC. FOR AUDIO VISUAL SUPPORT SERVICES** – Adoption of Resolution No. 2018-121 authorizing execution of an agreement with AVI Systems, Inc. to provide full service support and maintenance for all currently existing audio-visual equipment in City facilities, in an

amount not to exceed \$285,364 for a one-year period. (Contact: Maria Callander, Administrative Services)

ACTION: Adopted Resolution No. 2018-121. – 5/0.

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3. ACCEPTANCE OF DONATION – Adoption of Resolution No. 2018-122 accepting a Fiscal Year 2018-122 donation of \$79,415 and a pledge of \$39,985 in additional support from the Friends of the Carlsbad Library to the City of Carlsbad Library & Cultural Arts Department. (Contact: Heather Pizzuto, Library & Cultural Arts)

ACTION: Adopted Resolution No. 2018-122. – 5/0.

4. POLICE OFFICERS’ MEMORIAL – Adoption of Resolution No. 2018-123 authorizing design, fabrication and installation of a Police Officers’ Memorial in two locations of the City’s right-of-way. (Staff contact: Elaine Lukey, Public Works and Neil Gallucci, Police)

ACTION: Adopted Resolution No. 2018-123. – 5/0.

5. AWARD OF CONTRACT TO TRI GROUP CONSTRUCTION AND DEVELOPMENT FOR LA COSTA AVENUE STORM DRAIN REPLACEMENT PROGRAM – Adoption of Resolution No. 2018-124 accepting bids and awarding a contract to Tri Group Construction and Development Inc. for an amount not to exceed \$181,000 for the construction of the La Costa Avenue Storm Drain Replacement Program – storm drain improvements east of Piraeus Street, and authorize right of entry permit with the California Department of Fish and Wildlife. (Staff Contact: Daniel Zimny, Public Works)

ACTION: Adopted Resolution No. 2018-124. – 5/0.

6. TRAFFIC CALMING PLANS FOR DAISY AVENUE AND HARBOR DRIVE – Adoption of Resolution No. 2018-125 approving plans for the Daisy Avenue and Harbor Drive Traffic Calming Project, Project No. 6070, per the Carlsbad Residential Traffic Management Program. (Staff Contact: John Kim, Public Works)

ACTION: Adopted Resolution No. 2018-125. – 5/0.

7. ADVERTISE FOR BIDS FOR MAERKLE RESERVOIR FLOATING COVER REPLACEMENT - Adoption of CMWD Resolution No. 1599 approving plans and specifications and authorizing the Secretary to advertise and receive bids for the Maerkle Reservoir floating cover replacement, Project No. 5036. (Staff contact: Mark Biskup, Public Works)

ACTION: Adopted Resolution No. 1599. – 5/0.

This item was returned to staff.

8. ADVERTISE FOR BIDS FOR THE RECYCLED WATER PHASE III PIPELINE EXPANSION SEGMENT 5 – Adoption of a CMWD Resolution approving an addendum to the Mitigated Negative Declaration and Supplemental Environmental Package, and approving plans and specifications and authorizing the Secretary to advertise and receive bids for the Recycled Water Phase III Pipeline Expansion Segment 5, Project No. 5208-B. (Staff contact: Lindsey Leahy, Public Works)

ORDINANCES FOR INTRODUCTION: None.

ORDINANCE FOR ADOPTION: None.

PUBLIC HEARINGS:

9. STREET LIGHTING AND LANDSCAPING DISTRICT NO. 1 – Adoption of Resolution No. 2018-126 confirming the diagram and assessment and providing for the levy of the annual assessment for Fiscal Year 2018-19 for Street Lighting and Landscaping District No. 1, a Special Assessment District. (Staff contact: Roxanne Muhlmeister, Administrative Services)

City Manager’s Recommendation: Take public input, close the Public Hearing and adopt the Resolution.

ACTION: Adopted Resolution No. 2018-126. – 5/0.

10. STREET LIGHTING AND LANDSCAPING DISTRICT NO. 2 – Adoption of Resolution No. 2018-127 confirming the diagram and assessment and providing for the levy of the annual assessment for Fiscal Year 2018-19 for Street Lighting and Landscaping District No. 2, a Special Assessment District. (Staff contact: Roxanne Muhlmeister, Administrative Services)

City Manager’s Recommendation: Take public input, close the Public Hearing and adopt the Resolution.

ACTION: Adopted Resolution No. 2018-127. – 5/0.

11. GRAND PACIFIC PALISADES RESORT – PROJECT NO. AMEND 2017-0020/AMEND 2017-0021 – Adoption of Resolution No. 2018-128 approving the third amendment to Site Development Plan 96-01 and Coastal Development Permit 96-02 to allow for the construction of 29 additional hotel units within the existing Grand Pacific Palisades Resort property located at 5803 and 5805 Armada Drive in the Mello II Segment of the Local Coastal Program and in Local Facilities Management Zone 13. Case Name: Grand Pacific Palisades Resort. Case No.: Amend 2017-020/Amend 2017-0021 (Dev 2017-0252) (Staff contact: Cliff Jones, Community & Economic Development)

City Manager’s Recommendation: Take public input, close the Public Hearing and adopt the Resolution.

ACTION: Adopted Resolution No. 2018-128. – 5/0.

12. VILLAGE AND BARRIO MASTER PLAN – PROJECT NO. GPA 16-01/ZCA 16-01/ZC 16-01/MP 14-01/LCPA 14-01/MCA 16-01 (DEV 08014) – Introduction of Ordinance No. CS-333 amending Title 2, Chapter 2.24; Title 8, Chapter 8.09; Title 11, Chapter 11.44; Title 13, Chapter 13.10; and Title 18, Chapter 18.42 to recognize the Village and Barrio Master Plan, which would regulate development and land use for the Village and Barrio, an approximately 350-acre area west of Interstate 5 and generally between Laguna Drive and Tamarack Avenue in the City’s Northwest Quadrant. Case No.: MCA 16-01; and, Introduction of Ordinance No. CS-334 adopting a Zone Code Amendment, Zone Change, and Local Coastal Program Amendment to revise various sections of the Zoning Ordinance, including the Zoning Map, to recognize and implement the Village and Barrio Master Plan, which would regulate development and land use for the Village and Barrio, an approximately 350-acre area west of Interstate 5 and generally between Laguna Drive and Tamarack Avenue in the City’s Northwest Quadrant and in Local Facilities Management Zone 1. Case Name: Village and Barrio Master Plan. Case No.: ZCA 16-01/ZC 16-01/LCPA 14-01 (DEV08014); and, Introduction of Ordinance No. CS-335 repealing the Village Master Plan and Design Manual and approving the Village and Barrio Master Plan, MP 14-01, which would regulate development and land use for the Village and Barrio, an approximately 350-acre area west of Interstate 5 and generally between Laguna Drive and Tamarack Avenue in the City’s Northwest Quadrant and in Local Facilities Management Zone 1. Case Name: Village and Barrio Master Plan. Case No.: MP 14-01 (DEV08014); and,

Adoption of Resolution No. 2018-129 (1) adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program; (2) approving amendments to the General Plan Land Use and Community Design Element; Open Space, Conservation, and Recreation Element; and Housing Element, and (3) approving amendments to the Local Coastal Program for the Village and Barrio Master Plan, which provides a Land Use Vision, Standards and Guidelines and an Implementation Plan for approximately 350 acres in the Northwest Quadrant in Local Facilities Management Zone 1 and in the mostly developed area west of Interstate 5 and Generally between Laguna Drive and Tamarack Avenue. Case Name: Village and Barrio Master Plan. Case No.: GPA 16-01/LCPA 14-01 (DEV08014) (Staff contact: Scott Donnell, Community & Economic Development)

City Manager’s Recommendation: Take public input, close the Public Hearing, introduce the Ordinances and adopt the Resolution.

ACTION: Introduced Ordinance Nos. CS-333 and CS-334. – 3/1/1 (C. Schumacher – No; M. Hall – Absent).

Introduced Ordinance Nos CS-335 as amended. – 3/1/1 (C. Schumacher – No; M. Hall – Absent).

Adopted Resolution No. 2018-129. – 3/1/1 (C. Schumacher – No; M. Hall – Absent).

DEPARTMENTAL AND CITY MANAGER REPORTS:

13. SAN DIEGO COUNTY WATER AUTHORITY PRESENTATION – Presentation from the San Diego County Water Authority regarding calendar year 2019 rates and charges. (Staff contact: Wendy Chambers, Public Works)

City Manager’s Recommendation: Receive the presentation.

ACTION: Received the presentation.

14. BEACH PRESERVATION COMMITTEE APPOINTMENTS – Adoption of Resolution Nos. 2018-130 and 2018-131 appointing Fred Briggs and Brian Colby to the Beach Preservation Committee. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the Resolutions.

ACTION: Adopted Resolution No. 2018-130 appointing Fred Briggs to the Beach Preservation Committee. – 5/0.

Adopted Resolution No. 2018-131 appointing Brian Colby to the Beach Preservation Committee. – 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
Council Member**

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

**Michael Schumacher
Council Member**

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

**Cori Schumacher
Council Member**

Buena Vista Lagoon JPC
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: 10:45 p.m.

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.