

CITY OF CARLSBAD

Proposition C

(This proposition will appear on the ballot in the following form.)

PROP C

Do the voters of the City of Carlsbad approve spending city funds from various sources including the General Fund in an amount over \$1 million to construct capital facilities including a swimming pool complex, trails linkages and open space, a City/Safety Training Facility and a portion of Cannon Road, east of College (Reach 4)?

This Proposition requires approval by a simple majority (50% plus one vote) of the voters to pass.

CITY ATTORNEY'S IMPARTIAL ANALYSIS

THE WAY IT IS NOW: Existing federal, state or local law requires that each real property acquisition or capital improvement project go through an extensive budgeting and approval process. Depending on the nature of the acquisition or project, it can be financed by special funds, general funds, or a combination of both. Special funds are generated from special taxes or development fees, which can only be used for the purpose for which they were imposed. General funds are generated from general taxes or general fees, which can be used for any municipal purpose. Most real property acquisitions or capital improvement projects are paid for from special funds. However, real property acquisitions or capital improvement projects requiring the expenditure of over \$1 million from general funds are subject to Carlsbad Municipal Code Chapter 1.24, which requires a majority vote of the citizens for such expenditures.

THE PROPOSAL: The Proposal seeks voter approval under Carlsbad Municipal Code Chapter 1.24 for the expenditure of general funds over \$1 million to finance or help finance the construction of:

- A swimming pool complex;
- Trails linkages and open space;
- A City/Safety Training Facility;
- A portion of Cannon Road, east of College (Reach 4).

If approved by a majority vote, the City Council may authorize the expenditure of over \$1 million from general funds for the development of each of these projects. A majority vote does not require this expenditure but instead, authorizes the City Council to use this source of funds for these projects.

If Proposition B, which also appears on this ballot, is approved, then the City Council would have authority to spend general funds in excess of \$1 million on the specified projects, regardless of the outcome of Proposition C. If Proposition B is not approved, then the City Council would not have the authority to spend general funds in excess of \$1 million on the specified projects, unless this Proposition C is approved by the voters.

A "YES" VOTE MEANS: If you vote "yes", you wish to authorize the City Council to approve spending general funds in an amount over \$1 million to finance or help finance the specified projects.

A "NO" VOTE MEANS: If you vote "no", you do not wish to authorize the City Council to approve spending general funds in an amount over \$1 million to finance or help finance the specified projects.

HOW PROPOSITION "C" GOT ON A BALLOT.

At its August 6, 2002 meeting, the City Council voted to place Proposition C before the voters to decide whether general funds in excess of \$1 million should be used to finance or help finance the specified projects.

FISCAL IMPACT: Proposition C does not require the expenditure of general funds but instead authorizes the City Council to use general funds in excess of \$1 million to finance or help finance the specified projects. These specified projects have not been designed and their exact costs will be determined during the design, permitting, budgeting and public hearing processes.

ARGUMENT IN FAVOR OF PROPOSITION C

THIS PROPOSITION CREATES NO NEW TAXES. IT ALLOWS THE CITY TO USE THE TAXES ALREADY RECEIVED IN A WAY THAT BENEFITS THE COMMUNITY.

The Growth Management Plan (GMP) requires developers, not existing residents and businesses, to pay for new facilities such as parks and roads. Unfortunately the money is not collected from developers until development occurs. This means that the construction of facilities may lag behind need. This proposition allows the City to advance funding for certain projects ahead of developer funding, and invest additional tax revenues to enhance public benefit or construct projects that would not be a developer responsibility.

A YES vote on Proposition C will provide money for the following projects:

- **SWIMMING POOL COMPLEX** – a second swimming pool is needed now. Additional funds must be allocated to create a facility that will serve the needs of our community. A YES vote allows the City to allocate additional funds to this project.
- **TRAILS AND OPEN SPACE** – Carlsbad residents have repeatedly said that creating trails and preserving open space is their top priority. A YES vote will provide funding for both trail linkages and open space acquisition projects.
- **SAFETY TRAINING FACILITY** – The City's police officers and firefighters must constantly train to maintain a high degree of readiness. A YES vote will provide funding to build a facility to train our safety forces, and upgrade existing facilities and programs.
- **CANNON ROAD EAST OF COLLEGE** – This section of Cannon Road is needed to connect Cannon Road from Carlsbad to Oceanside. This will take traffic congestion off College Avenue in northeast Carlsbad and El Camino Real near Highway 78. A YES vote will provide money to complete this project.

We urge you to vote YES on Proposition C.

CLAUDE LEWIS
Mayor

RAMONA FINNILA
City Council Member

ANN KULCHIN
Mayor Pro-Tem

JULIE NYGAARD
City Council Member

ARGUMENT AGAINST PROPOSITION C

No argument against the proposition was filed in the office of the City Clerk.

EXHIBIT 2

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