



CITY COUNCIL

Agenda

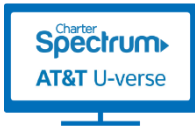
April 27, 2021 Special Meeting
10 a.m.

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



City cable channel

Charter Spectrum channel 24
AT&T U-verse channel 99.



City website

carlsbadca.gov/news/citytv.asp

Virtual meeting format

- Per California Executive Order N-29-20, and in the interest of public health and safety, we are temporarily taking actions to prevent and mitigate the effects of the COVID-19 pandemic by holding City Council and other public meetings online only.
- All public meetings will comply with public noticing requirements in the Brown Act and will be made accessible electronically to all members of the public seeking to observe and address the City Council.

How to participate

- **By phone:** Sign up at <https://www.carlsbadca.gov/cityhall/clerk/meetings/default.asp> by 2 p.m. the day of the meeting to provide comments live by phone. You will receive a confirmation email with instructions about how to call in.
- **In writing:** Email comments to clerk@carlsbadca.gov. Comments received by 2 p.m. the day of the meeting will be shared with the City Council prior to the meeting. When e-mailing comments, please identify in the subject line the agenda item to which your comments relate. All comments received will be included as part of the official record. **Written comments will not be read out loud.**
- These procedures shall remain in place during the period in which state or local health officials have imposed or recommended social distancing measures.

Reasonable accommodations

Persons with a disability may request an agenda packet in appropriate alternative formats as require 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 decide.

IN THE EVENT A QUORUM OF THE CITY COUNCIL LOSES ELECTRICAL POWER OR SUFFERS AN INTERNET CONNECTION OUTAGE THAT IS NOT CORRECTED WITHIN 15 MINUTES, THE MEETING WILL AUTOMATICALLY BE ADJOURNED. ANY ITEMS NOTICED AS PUBLIC HEARINGS WILL BE CONTINUED TO THE NEXT REGULARLY SCHEDULED MEETING OF THE CITY COUNCIL. ANY OTHER AGENDA ITEMS THE COUNCIL HAS NOT TAKEN ACTION ON WILL BE PLACED ON A FUTURE AGENDA.

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. PLEASE NOTE: AS A RESULT OF THE WAIVERS IN EXECUTIVE ORDER N-29-20, THE BROWN ACT PERMITS FULL PARTICIPATION BY OFFICIALS IN MEETINGS THROUGH VIDEO OR AUDIO TELECONFERENCE.

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: 10:00 a.m.

ROLL CALL: Hall, Blackburn, Acosta, Bhat-Patel, Schumacher.

ANNOUNCEMENT OF CONCURRENT MEETINGS: None.

INVOCATION: None.

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

PUBLIC COMMENT: None.

DEPARTMENTAL AND CITY MANAGER REPORTS:

1. **ECONOMIC AND FINANCIAL UPDATE FOR THIRD QUARTER OF FY 2020-21** – Receive a report on the economic and financial update for the third quarter of fiscal year 2020-21 and provide direction as appropriate. (Staff Contact: Laura Rocha, Administrative Services Department)

City Manager’s Recommendation: Receive the report and provide direction as appropriate.

ACTION: Council received the report.

2. **COVID-19: ECONOMIC RECOVERY AND REVITALIZATION INITIATIVE OPTIONS** – 1) Adoption of a resolution approving modifications to the COVID-19 Small Business Loan Program; and 2) Receive a report and discuss additional options to address the economic impact of the COVID-19 pandemic and provide any desired direction based on the discussion. (Staff Contact: David Graham, Community Development)

City Manager’s Recommendation: Adopt the resolution, receive the report and provide direction as appropriate.

ACTION: Adopted Resolution No. 2021-094 – 5/0;

Council received the report;

Motion by Council Member Bhat-Patel, second by Council Member Acosta, directing staff to return with information for City Council to have a discussion for supporting non-profit organizations (see minutes for details) – 5/0.

3. **OPTIONS FOR USE OF EXCESS GENERAL FUND RESERVE BALANCE** – 1) Receive an update on compliance with the General Fund Reserve and Pension Funding Policies; and 2) Provide direction to city staff on the use of General Fund Reserves balances in excess of the 40% target required by the General Fund Reserve Policy. (Staff Contact: Laura Rocha and Ryan Green, Administrative Services Department)

City Manager’s Recommendation: Receive the update and provide direction to staff.

ACTION: Council received the update;

Motion by Council Member Schumacher, second by Council Member Acosta, directing staff to allocate \$10 million from the unassigned General Fund reserve balance to pay down existing pension liability to the California Public Employees Retirement System, transfer \$3.5 million from the unassigned General Fund reserve balance to the Infrastructure Replacement Fund and assign \$8.3 million from the unassigned General Fund reserve balance to the one-time costs associated with the City Council’s FY 2021-22 goals – 3/2 (Hall, Blackburn – No).

4. FISCAL YEAR 2021-22 CITY COUNCIL GOALS WORK PLANS – 1) Adoption of a resolution approving the work plan and to achieve goal priority to “Engage the community through a citizens committee to create a new plan to manage growth in Carlsbad in a way that maintains an excellent quality of life” and appropriating funding for consulting services to assist in this effort;
- 2) Adoption of a resolution approving the Housing and Homeless Services work plan and necessary funding appropriations to help achieve the City Council’s fiscal year 2021-22 priority goal of “Reducing the homeless unsheltered population, among those who want help, by 50 percent within five years.”;
- 3) Adoption of a resolution approving the work plan to achieve the goal priority “Bring the Fire Department into conformance with Standards of Cover evaluation.”; and
- 4) Adoption a resolution approving the work plan to achieve the goal priority “Conduct a facilitated City Council workshop to work on team building and City Council communication and an ethics ordinance to support the delivery of superior public service.” (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: Adopt the resolutions.

ACTION: Motion by Mayor Pro Tem Blackburn, second by Council Member Bhat-Patel, directing staff to return with an amended resolution approving the work plan and reflecting the amended language use of general fund excess reserves – 5/0; Motion by Mayor Pro Tem Blackburn, second by Council Member Bhat-Patel, directing staff to return with an amended resolution reflecting language that includes: the postponement of hiring the two social workers, hiring an employment & benefits specialist for a two year contract, and authorize the use of reserve fund expenditures (see minutes for details) – 4/1 (Hall – No); Motion by Council Member Schumacher, second by Council Member Acosta, directing staff to return with an amended resolution with a different timeline for acquiring ambulances and personnel to staff the ambulances (see minutes for details) – 3/2 (Blackburn, Bhat-Patel – No); Adopted Resolution No. 2021-095 approving the work plan to achieve the goal priority “Conduct a facilitated City Council workshop to work on team building and City Council communication and an ethics ordinance to support the delivery of superior public service.” – 5/0.

COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS:

City Council Regional Assignments (Revised 1/12/21)

Matt Hall
Mayor
 North County Mayors and Managers
 Chamber of Commerce Liaison (primary)
 San Diego County Water Authority
 SANDAG Board of Directors (primary)
 City Council Legislative Subcommittee
 Economic Revitalization Subcommittee
 North County Homeless Action Committee

Keith Blackburn
Mayor Pro Tem – District 2
 Buena Vista Lagoon JPC
 Encina Joint Powers JAC
 Encina Wastewater Authority Board of Directors
 North County Dispatch Joint Powers Authority
 SANDAG Board of Directors (2nd alternate)

SANDAG Shoreline Preservation Working Group (alternate)
Carlsbad Municipal Code and City Council Policy Update Subcommittee

Priya Bhat-Patel
Council Member – District 3

SANDAG Board of Directors (1st alternate)
SANDAG Shoreline Preservation Working Group (primary)
North County Transit District (primary)
City/School Committee
Clean Energy Alliance JPA (primary)
League of California Cities – SD Division (alternate)
Economic Revitalization Subcommittee

Cori Schumacher
Council Member – District 1

Buena Vista Lagoon JPC
Encina Joint Powers JAC
Encina Wastewater Authority Board of Directors
League of California Cities – SD Division
North County Dispatch Joint Powers Authority (alternate)
Carlsbad Municipal Code and City Council Policy Update Subcommittee
North County Homeless Action Committee

Teresa Acosta
Council Member – District 4

City/School Committee
Chamber of Commerce Liaison (alternate)
Encina Wastewater Authority Board of Directors (alternate)
City Council Legislative Subcommittee
Clean Energy Alliance JPA (alternate)
North County Transit District (alternate)

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. The City Clerk shall read any remaining public comments into the record. In conformance with the Brown Act, 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: 4:35 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.