



CITY COUNCIL Agenda

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

June 11, 2019 4 p.m.

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 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 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: 4:14 p.m.

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

ANNOUNCEMENT OF CONCURRENT MEETINGS: The City Council will be serving as the Public Financing Authority Board of Directors on Consent Calendar Item No. 7.

PLEDGE OF ALLEGIANCE: Pledge of Allegiance was led by Mayor Pro Tem Bhat-Patel.

INVOCATION: None.

APPROVAL OF MINUTES:

Minutes of the Special Meeting held May 14, 2019.

Minutes of the Regular Meeting held May 14, 2019.

ACTION: Adopted Minutes as presented – 5/0.

PRESENTATIONS:

Proclamation in recognition of Historic Preservation Month and 3rd Grade Art Presentation

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. **PURCHASE OF EXCESS LIABILITY INSURANCE COVERAGE** – Adoption of a Resolution approving the purchase of \$43 million of excess liability coverage through California Insurance Pool Authority (CIPA) for Fiscal Year 2019-2020 in an amount not to exceed \$553,714. (Staff contact: Ed Garbo, Risk Management)

ACTION: Adopted Resolution No. 2019-074 – 5/0.

2. **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 2019-2020 in an amount not to exceed \$233,014. (Staff contact: Ed Garbo, Risk Management)

ACTION: Adopted Resolution No. 2019-075 – 5/0.

3. **RESCIND CITY COUNCIL OPPOSITION TO AB 392 (WEBER) PEACE OFFICERS: DEADLY FORCE** – Rescind City Council opposition to AB 392 (Weber) Peace officers: deadly force. (Staff contact: Jason Haber, City Manager Department)

ACTION: Approved. – 5/0.

4. SUMMARY VACATION OF PIPELINE EASEMENT, CT 13-03 – Adoption of a Resolution summarily vacating a pipeline easement over Lots 9, 10, 12, 14 thru 17, and 22 of Map No. 16091, located at Robertson Ranch West Village, Case Name: Robertson Ranch West Village, Case No. VAC 2019-0004. (Staff contact: Kyrenne Chua, Community & Economic Development)
ACTION: Adopted Resolution No. 2019-076 – 5/0.
5. SUMMARY VACATION OF PIPELINE EASEMENT, CT 13-03 – Adoption of a Resolution summarily vacating a pipeline easement over Lots 339 and 347 of Map No. 16092, located at Robertson Ranch West Village, Case Name: Robertson Ranch West Village, Case No. VAC 2019-0003. (Staff contact: Kyrenne Chua, Community & Economic Development)
ACTION: Adopted Resolution No. 2019-077 – 5/0.
6. SUMMARY VACATION OF DRAINAGE EASEMENT – Adoption of a Resolution summarily vacating a public drainage easement over Lot 9 of CT 85-35, Aviara Phase 1 Unit A located at 7130 Kingfisher Lane, Case Name: Four Seasons Residence Club, Case No. VAC 2017-0008. (Staff contact: David Rick, Community & Economic Development)
ACTION: Adopted Resolution No. 2019-078 – 5/0.
7. REJECTION OF ALL BIDS RECEIVED FOR THE CROSSINGS AT CARLSBAD MUNICIPAL GOLF COURSE LAKE REFURBISHMENT PROJECT – Adoption of a Public Financing Authority Resolution rejecting all bids received for the Crossings at Carlsbad Municipal Golf Course Lake Refurbishment Project (Contract No. PWS 19-690 PKS). (Staff contact: Kyle Lancaster, Parks & Recreation)
ACTION: Adopted PFA Resolution No. 78 – 5/0.
8. PURCHASE OF FIVE MARKED POLICE VEHICLES – Adoption of a Resolution authorizing the purchase of five fully outfitted Ford Police Interceptor vehicles from Jones-West Ford, in an amount not to exceed \$337,372. (Staff contact: Cindy Anderson, Police)
ACTION: Adopted Resolution No. 2019-079 – 5/0.
9. AGREEMENT FOR CONSULTANT SERVICES WITH DELTAWRX, LLC – Adoption of a Resolution approving a two-year agreement for consulting services with DELTAWRX, LLC in an amount not to exceed \$325,182 to aid the city in acquiring a new public safety computer aided dispatch (CAD) system. (Staff contact: Cindy Anderson, Police)
ACTION: Adopted Resolution No. 2019-080 – 5/0.
10. AUTHORIZE PURCHASE OF REPLACEMENT AMBULANCE AND TWO UTILITY TRUCKS – Adoption of a Resolution authorizing the purchase of one replacement ambulance for \$249,060 and two replacement utility trucks for \$112,910. (Staff contact: Shawn Gaskari, Public Works)
ACTION: Adopted Resolution No. 2019-081 – 5/0.
11. AUTHORIZE AGREEMENT WITH ARCADIS U.S., INC. AND AUTHORIZE AMENDMENT NO. 3 TO THE AGREEMENT WITH THE CITY OF VISTA – Adoption of a Resolution authorizing execution of an agreement with Arcadis U.S., Inc. to provide construction management and inspection services for the Agua Hedionda Sewer Lift Station, Vista/Carlsbad interceptor sewer reaches VC11B-VC15 and recycled water line, Capital Improvement Program Project Nos. 3492, 3886 and 3949, in an amount not to exceed \$423,589 and appropriating \$965,768 in additional funds from the Sewer Connection Fee Fund for changes to the project; and,
Adoption of a Resolution authorizing execution of Amendment No. 3 to the agreement between the City of Carlsbad and the City of Vista for the construction of the Agua Hedionda Sewer Lift Station,

Vista/Carlsbad interceptor sewer reaches VC11B-VC15 and recycled water line, Capital Improvement Program Project Nos. 3492, 3886 and 3949. (Staff contact: Babaq Taj, Public Works)

ACTION: Adopted Resolution No. 2019-082 – 5/0.

ACTION: Adopted Resolution No. 2019-083 – 5/0.

ORDINANCE FOR INTRODUCTION: None.

ORDINANCE FOR ADOPTION: None.

PUBLIC HEARING:

12. APPEAL OF PLANNING COMMISSION DECISION TO APPROVE ROMERIA POINTE APARTMENTS PROJECT

Adoption of a Resolution denying the appeal and upholding the decision of the Planning Commission to approve a Site Development Plan to construct a four-story, 23-unit residential apartment project which includes three affordable, rent restricted housing units, on property generally located at the southwest corner of Romeria Street and Gibraltar Street within Local Facilities Management Zone 6. Case Name: Romeria Pointe Apartments, Case No. SDP 2018-0004 (DEV2017-0151) (Staff contact: Chris Garcia, Community & Economic Development)

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

ACTION: Minute Motion by Council Member Schumacher remanding the item to the Planning Commission and requesting a CEQA analysis and an EIR focused on traffic and geotechnical be performed on the project. – 4/1 (Hall – No). (See minutes for details.)

13. PUBLIC HEARING ON THE SALE OF CITY PROPERTY LOCATED AT 3701 CATALINA DRIVE – Adoption of a

Resolution taking final action and authorizing the execution of a purchase and sale agreement for city property located at 3701 Catalina Drive, APN 167-154-20, commonly known as Old Fire Station No. 3, to Charles Colletti. (Staff contact: Curtis Jackson, Real Estate)

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

ACTION: Adopted Resolution No. 2019-084 – 5/0.

DEPARTMENTAL AND CITY MANAGER REPORTS:

14. CARLSBAD TOURISM BUSINESS IMPROVEMENT DISTRICT REPORT – Adoption of a Resolution

approving the Report of the Carlsbad Tourism Business Improvement District (CTBID), and continuing the CTBID programs and assessments for Fiscal Year 2019-20. (Staff contact: Cheryl Gerhardt, Administrative Services)

City Manager’s Recommendation: Adopt the Resolution.

ACTION: Adopted Resolution No. 2019-085 – 5/0.

15. CARLSBAD GOLF LODGING BUSINESS IMPROVEMENT DISTRICT REPORT – Adoption of a Resolution

approving the Report of the Carlsbad Golf Lodging Business Improvement District (CGLBID), and continuing the CGLBID programs and assessments for Fiscal Year 2019-20. (Staff contact: Cheryl Gerhardt, Administrative Services)

City Manager’s Recommendation: Adopt the Resolution.

ACTION: Adopted Resolution No. 2019-086 – 5/0.

16. MEMORANDUM OF UNDERSTANDING AND CONTRACT FOR FIRST-LAST MILE TRANSPORTATION SERVICE PILOT PROGRAM – Adoption a Resolution approving a Memorandum of Understanding (MOU) among the City of Carlsbad, North County Transit District (NCTD) and San Diego Association of Governments (SANDAG) for the purpose of executing a first-last mile transportation pilot program and authorizing the City Manager to execute an agreement with RideCo, Inc. to provide first-last mile transportation services in an amount not to exceed \$650,000. (Staff contact: Christie Marcella, Community & Economic Development)

City Manager’s Recommendation: Adopt the Resolution.

ACTION: Adopted Resolution No. 2019-087 – 5/0.

17. PRESENTATION ON TRAFFIC CONTROL, TRAFFIC CALMING AND TRAFFIC SAFETY – Receive an informational presentation describing traffic control, traffic calming and traffic safety efforts including best practices, standards and programs, and provide direction to staff as appropriate. (Staff contact: Marshall Plantz, Public Works)

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

ACTION: Minute Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Hamilton, to perform a comprehensive traffic calming analysis to include what types of traffic calming measures are currently used in the region, research new approaches to traffic calming and report what measures are commonly used in the City of Carlsbad. – 5/0. (See minutes for details.)

ACTION: Minute Motion by Council Member Blackburn, seconded by Council Member Schumacher, that staff explore other ideas for traffic calming at the intersection of Tamarack and Valley since staff determined that a stop sign was not appropriate. – 5/0. (See minutes for details.)

ACTION: Minute Motion by Council Member Schumacher, seconded by Council Member Hamilton, for staff to bring back an analysis of changing the physical character specifically for traffic calming on the following streets: College Boulevard from Carlsbad Village Drive to Sage Creek High School, Tamarack Avenue from Skyline Road in the east to Carlsbad Boulevard in the west, and Carlsbad Boulevard from the Agua Hedionda Trailhead to the roundabout at State Street. – 5/0. (See minutes for details.)

18. DISCUSSION OF THE COUNTY OF SAN DIEGO’S MCCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE AND CONSIDERATION OF A CITY COUNCIL POSITION ON THE SAN DIEGO BOARD OF SUPERVISORS’ PREFERRED D-III MODIFIED STANDARDS COMPLIANCE ALTERNATIVE FUTURE AIRPORT CLASSIFICATION, ALLOWING A RUNWAY EXTENSION UP TO 800 FEET – 1.) Engage in a public discussion of the County of San Diego’s McClellan-Palomar Airport Master Plan Update; 2.) Consider taking a position on the San Diego County Board of Supervisors’ preferred D-III Modified Standards Compliance Alternative future airport classification, allowing a runway extension up to 800 feet; and 3.) Approve a motion to rescind the City Council’s May 7, 2019, approval of a Minute Motion to oppose the San Diego County Board of Supervisors’ selected classification for McClellan-Palomar Airport. (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: Engage in discussion of the County of San Diego’s McClellan-Palomar Airport Master Plan Update, consider taking a position on the San Diego County Board of Supervisors’ preferred D-III Modified Standards Compliance Alternative future airport classification and approve a motion to rescind the City Council’s May 7, 2019 approval of a Minute Motion to oppose the San Diego County Board of Supervisors’ selected classification for McClellan-Palomar Airport.

ACTION: Minute Motion by Council Member Schumacher, seconded by Mayor Pro Tem Bhat-Patel, to rescind Council’s Minute Motion to oppose the San Diego County Board of Supervisor’s selected alternative for the McClellan-Palomar Airport. – 5/0. (See minutes for details.)

Minute Motion by Council Member Schumacher, seconded by Mayor Pro Tem Bhat-Patel, to direct staff to return to Council with a resolution opposing the County Board of Supervisor’s preferred D-III modified standards compliance alternative allowing a runway extension of up to 800-feet. – 4/1 (Hall-No). (See minutes for details.)

Minute Motion by Council Member Schumacher, seconded by Mayor Pro Tem Bhat-Patel, to direct staff to return to Council with a resolution supporting the B-II enhanced alternative without a runway extension. – 3/2 (Hall, Blackburn – No). (See minutes for details.)

19. CITY COUNCIL INTERPRETATION OF CONDITIONAL USE PERMIT 172 TO OPERATE THE EXISTING PALOMAR AIRPORT FACILITY AND CARLSBAD MUNICIPAL CODE SECTION 21.53.015 – VOTER AUTHORIZATION REQUIRED FOR AIRPORT EXPANSION – That the City Council consider articulating its explicit interpretation of Conditional Use Permit 172 and Carlsbad Municipal Code Section 21.53.015. (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: That the City Council articulate its interpretation of Conditional Use Permit 172 and Carlsbad Municipal Code Section 21.53.015.

ACTION: Council continued to a date uncertain. – 5/0.

20. MARCH 2020 PRIMARY ELECTION BALLOT: ADVISORY QUESTION REGARDING THE MCCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE AND FINAL ENVIRONMENTAL IMPACT REPORT – Discuss placing an advisory question regarding the McClellan-Palomar Airport Master Plan Update and Final Environmental Impact Report, in total, on the March 2020 primary election ballot, and provide direction to staff. (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: Discuss placing an advisory question regarding the McClellan-Palomar Airport Master Plan Update and Final Environmental Impact Report on the March 2020 Primary Election ballot and provide direction to staff.

ACTION: Council continued to a date uncertain. – 5/0.

COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS:

Minute Motion by Council Member Hamilton, seconded by Mayor Pro Tem Bhat-Patel, to place on the June 25, 2019 agenda, an item to discuss a time-bound moratorium regarding building and development in the Village and Barrio Master Plan area. – 3/0/2 (Hall, Schumacher – Absent). (See minutes for details.)

Minute Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Schumacher, for the City Manager to return to Council with a proclamation declaring June of every year starting this year to be celebrated as Pride Month honoring the LGBTQIA community in the City of Carlsbad. – 5/0.

Minute Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Hamilton, for the City Manager to return to City Council with information related to the contracted workforce regarding job quality standards, working conditions, and compliance requirements. – 4/1 (Hall – No). (See minutes for details.)

City Council Regional Assignments (Revised 1/8/19)

Matt Hall Mayor	North County Mayors and Managers City/School Committee Chamber of Commerce Liaison (primary) San Diego County Water Authority San Diego Regional Economic Development Corporation Board of Directors
Keith Blackburn Council Member	Buena Vista Lagoon JPC Encina Wastewater Authority/JAC Board of Directors North County Dispatch Joint Powers Authority Chamber of Commerce Liaison (alternate)
Priya Bhat-Patel Mayor Pro Tem	SANDAG (2 nd alternate) North County Transit District (primary) City/School Committee League of California Cities – SD Division SANDAG Shoreline Preservation Working Group (primary)
Cori Schumacher Council Member	SANDAG (primary) Buena Vista Lagoon JPC Encina Wastewater Authority/JAC Board of Directors (alternate)
Barbara Hamilton Council Member	SANDAG (1 st alternate) Encina Wastewater Authority/JAC Board of Directors North County Transit District (alternate) North County Dispatch Joint Powers Authority (alternate) SANDAG Shoreline Preservation Working Group (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. 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: 10:08 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. 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.