



# CITY COUNCIL Agenda

Jan. 14, 2020, 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](http://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](mailto: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:**

**ROLL CALL:**

**ANNOUNCEMENT OF CONCURRENT MEETINGS:** City Council is serving as the Carlsbad City Council, the Carlsbad Municipal Water District, and the Carlsbad Municipal Water District Board of Directors on Item No. 5.

**INVOCATION:** None.

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF MINUTES:**

Minutes of the Regular Meeting held Nov. 19, 2019

Minutes of the Special Meeting held Dec. 17, 2019

**PRESENTATION:** None.

**PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION:**

**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 AS OF NOV. 30, 2019** – Accept and file the Report on City Investments as of Nov. 30, 2019. (Staff contact: Craig Lindholm, City Treasurer and Laura Rocha, Administrative Services)
2. **ACQUISITION OF 2678 ALAMEDA CIRCLE, AN AFFORDABLE HOUSING RESALE UNIT, AND EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$235,000** – Adoption of a resolution authorizing the city manager to execute all required documents to complete acquisition of 2678 Alameda Circle, Carlsbad, California, an affordable housing resale unit, expending Community Development Block Grant funds in the amount of \$235,000. (Staff contact: David de Cordova, Community Development)

3. APPROVAL OF MASTER LICENSE AGREEMENT WITH EXTENET SYSTEMS – Adoption of a resolution authorizing a Master License Agreement with ExteNet Systems (California) LLC to allow the use of city-owned street light and traffic signal poles within the city’s right-of-way for small cell facilities, and authorizing the city manager to act on behalf of the city in all future decisions and actions necessary to implement the Master License Agreement. (Staff contact: Curtis Jackson, Real Estate)
4. MEMORANDUM OF UNDERSTANDING WITH THE CARLSBAD FIREFIGHTERS’ ASSOCIATION AND REVISIONS TO THE MANAGEMENT COMPENSATION AND BENEFITS PLAN – Adoption of a resolution approving a Memorandum of Understanding between the City of Carlsbad and the Carlsbad Firefighters’ Association, Inc. (CFA) and the associated CFA Salary Schedule and Paramedic Lifeguard Lieutenant classification specification, approving a revised Management Compensation and Benefits Plan and approving a transfer of \$330,000 from the City Council contingency budget in the General Fund. (Staff contact: Debbie Porter and Judy Von Kalinowski, Human Resources)
5. REVIEW OF DECLARATION OF LOCAL EMERGENCY – Adoption of a CMWD resolution continuing the Declaration for Local Emergency which was issued on Dec. 11, 2019, and confirmed on Dec. 17, 2019, and approving a \$180,000 increase to the Fiscal Year 2019-20 Potable Water Operations Budget from the Potable Water Replacement Reserves. (Staff contact: Vicki Quiram, Public Works)

**ORDINANCES FOR INTRODUCTION:** None.

**ORDINANCES FOR ADOPTION:**

6. INCLUSIONARY HOUSING & DENSITY BONUS ZONING ORDINANCE AMENDMENTS – Adoption of Ordinance No. CS-368 approving a Zone Code Amendment and Local Coastal Program Amendment to update the city’s Inclusionary Housing and Density Bonus Zoning Ordinances to reflect changes in state law. (Staff contact: Sheila Cobian, City Clerk Services)

**City Manager’s Recommendation:** Adopt Ordinance No. CS-368.

**PUBLIC HEARING:**

7. FISCAL YEAR 2020-25 CONSOLIDATED PLAN PRIORITIES, THE FISCAL YEAR 2020-21 FUNDING PLAN, AND AUTHORIZATION TO DISTRIBUTE THE FY 2020-21 NOTICE OF FUNDING AVAILABILITY FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM – Adoption of a resolution approving the Fiscal Year 2020-25 Consolidated Plan priorities, approving the Fiscal Year 2020-21 Funding Plan, and authorizing the distribution of the Fiscal Year 2020-21 Notice of Funding Availability for the Community Development Block Grant program. (Staff contact: Nancy Melander, Community Development)

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

## DEPARTMENTAL AND CITY MANAGER REPORTS:

8. 2019 RESIDENT PUBLIC OPINION SURVEY RESULTS – Receive a report on the city’s latest research into the opinions of Carlsbad’s residents. (Staff contact: Kristina Ray, Communications)

**City Manager’s Recommendation:** Receive the report.

9. APPROVAL OF CONNECTED CARLSBAD: AN INCLUSIVE CITY INNOVATION ROADMAP – Adoption of a resolution approving Connected Carlsbad: An Inclusive City Innovation Roadmap. (Staff contact: David Graham, City Manager Department)

**City Manager’s Recommendation:** Adopt the resolution.

10. ADOPTION OF THE ARTS COMMISSION WORK PLAN FOR FISCAL YEAR 2019-20 – Adoption of a resolution approving the Arts Commission Work Plan for Fiscal Year 2019-20. (Staff contact: Richard Schultz, Library & Cultural Arts)

**City Manager’s Recommendation:** Adopt the resolution.

11. ADOPTION OF THE LIBRARY BOARD OF TRUSTEES WORK PLAN FOR FISCAL YEAR 2019-20 – Adoption of a resolution approving the Library Board of Trustees Work Plan for Fiscal Year 2019-20. (Staff contact: Heather Pizzuto, Library & Cultural Arts)

**City Manager’s Recommendation:** Adopt the resolution.

12. ADOPTION OF THE HISTORIC PRESERVATION COMMISSION WORK PLAN FOR FISCAL YEAR 2019-20 – Adoption of a resolution approving the Historic Preservation Commission Work Plan for Fiscal Year 2019-20. (Staff contact: Suzanne Smithson, Library & Cultural Arts)

**City Manager’s Recommendation:** Adopt the resolution.

13. UPDATE THE BEACH PRESERVATION COMMITTEE’S NAME AND APPROVAL OF A WORK PLAN FOR FISCAL YEAR 2019-20 – Adoption of a resolution renaming the Beach Preservation Committee to Beach Preservation Commission and approving the Beach Preservation Commission Work Plan for Fiscal Year 2019-20. (Staff contact: Kyle Lancaster, Parks & Recreation)

**City Manager’s Recommendation:** Adopt the resolution.

14. ADOPTION OF THE SENIOR COMMISSION WORK PLAN FOR FISCAL YEAR 2019-20 – Adoption of a resolution approving the Senior Commission Work Plan for Fiscal Year 2019-20. (Staff contact: Kyle Lancaster, Parks & Recreation)

**City Manager’s Recommendation:** Adopt the resolution.

15. ADOPTION OF THE PARKS & RECREATION COMMISSION WORK PLAN – Adoption of a resolution approving the Parks & Recreation Commission Work Plan for Fiscal Year 2019-20. (Staff contact: Kyle Lancaster and Mark Pacheco, Parks & Recreation)

**City Manager’s Recommendation:** Adopt the resolution.

16. ACQUISITION OF REAL PROPERTY IN THE NORTHWEST QUADRANT COMMONLY KNOWN AS THE AURA CIRCLE PROPERTY – Adoption of a resolution authorizing the real estate manager to negotiate with the agent for Pacific Legacy Homes for acquisition of real property in the northwest quadrant commonly known as the Aura Circle property, at the estimated market value of \$2,070,000. (Staff contact: Kyle Lancaster, Parks & Recreation)

**City Manager’s Recommendation:** Adopt the resolution.

17. CITY COUNCIL REGIONAL COMMITTEE ASSIGNMENTS – Adoption of a resolution appointing members of the City Council to San Diego Association of Governments (SANDAG) Board of Directors; and Adoption of a resolution appointing members of the City Council to the San Diego Association of Governments (SANDAG) Shoreline Preservation Working Group; and Adoption of a resolution appointing members of the City Council to North County Transit District (NCTD) Board of Directors; and Adoption of a resolution confirming the Mayoral appointment to the San Diego County Water Authority (SDCWA) Board of Directors; and Adoption of a resolution confirming the Mayoral appointments to regional committee assignments as reflected in Attachment A. (Staff contact: Sheila Cobian, City Clerk Services)

**City Manager’s Recommendation:** Adopt the resolutions.

**COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS:**

**City Council Regional Assignments (Revised 1/08/19)**

**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/Joint Powers Board of Directors  
North County Dispatch Joint Powers Authority  
Chamber of Commerce Liaison (alternate)

**Priya Bhat-Patel**  
**Mayor Pro Tem** SANDAG (2<sup>nd</sup> alternate)  
North County Transit District (primary)  
City/School Committee  
League of California Cities – SD Division

**Cori Schumacher**  
**Council Member** SANDAG (primary)  
Buena Vista Lagoon JPC  
Encina Wastewater Authority Board of Directors (alternate)

**Vacant – District No. 1**  
**Council Member** SANDAG (1<sup>st</sup> alternate)  
Encina Wastewater Authority/Joint Powers Board of Directors  
North County Dispatch Joint Powers Authority (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. 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:**

**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](mailto: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.