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 two ways to watch a City Council meeting:

**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

- Per State of 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 electronically or by teleconferencing.
- 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.
- City Council meetings can be watched via livestream or replayed on the city website at www.carlsbadca.gov. The City Council meetings can also be watched live or replayed on Charter Spectrum Channel 24 and AT&T U-verse channel 99.
- You can participate in the meeting by e-mailing your comments to the City Clerk at clerk@carlsbadca.gov prior to commencement of the agenda item. Your comment will be transmitted to the City Council at the start of the agenda item.
- If you desire to have your comment read into the record at the City Council meeting, please indicate so in the first line of your e-mail and limit your e-mail to 500 words or less.
- 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 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.
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.

CALL TO ORDER:

ROLL CALL:

PLEDGE OF ALLEGIANCE:

DEPARTMENTAL AND CITY MANAGER REPORTS:

1. **ACCESS TO CITY OF CARLSBAD BEACHES, PARKS AND TRAILS** – Consider providing direction to staff on access to City of Carlsbad beaches, parks and trails.

   **City Manager’s Recommendation:** Provide direction to staff.

COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS:

**City Council Regional Assignments (Revised 4/7/20)**

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<th>Matt Hall</th>
<th>North County Mayors and Managers</th>
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<td>Chamber of Commerce Liaison (primary)</td>
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<td>San Diego County Water Authority</td>
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<td>San Diego Regional Economic Development Corporation Board of Directors</td>
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| Vacant – District No. 1 | |
| Council Member          | |

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 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.
To: Mayor and City Council

From: Scott Chadwick, City Manager

Staff Contact: Gary Barberio, Deputy City Manager, Community Services
Gary.Barberio@carlsbadca.gov or 760-434-2822

Subject: Access to City of Carlsbad Beaches, Parks and Trails

Recommended Action
Provide direction to staff on access to City of Carlsbad beaches, parks and trails.

Executive Summary
The City Council is scheduled to discuss plans to ease restrictions on access to City parks and trails at its meeting on May 5, 2020. The City intended to discuss plans to ease restrictions on beach access on a later date.

On Friday, April 24, 2020, the County of San Diego unexpectedly announced it would be amending to the County Public Health Officer's Order to remove the restrictions on swimming, surfing, paddle boarding, and kayaking in the ocean effective midnight Sunday, April 26, 2020 to facilitate local jurisdictions' ability to determine when and how to ease restrictions on water recreation and beach access. Because of this changed circumstance, the City Manager has scheduled this special meeting to allow the City Council an opportunity to discuss and provide direction to staff on access to City of Carlsbad beaches, parks and trails.

Discussion
On Tuesday, April 21, 2020, the City Council gave direction to the City Manager to place an item on the May 5, 2020 agenda to discuss plans to ease restrictions on City parks and trails. At the time, the Council desired to delay any discussion of easing restrictions on beaches.

On Friday, April 24, 2020, the County of San Diego unexpectedly announced it would make changes to the County Health Order to ease restrictions contained in the Health Order in order to facilitate local jurisdictions ability to determine when and how to ease restrictions on water recreation and beach access.

In light of the prior discussions related to a desire to see consistency throughout the region so large crowds were not attracted to a few spaces, the City Manager is seeking City Council direction.

Also attached is a draft proposal for increasing access to parks and trails.
Additional materials will be distributed at the meeting as they become available.

**Fiscal Analysis**
There are no fiscal impacts associated with discussing this item. There may be fiscal impacts associated with City Council’s direction, which staff can quantify and supply as part of the next COVID-19 update to the City Council.

**Environmental Evaluation (CEQA)**
Emergency projects are statutorily exempt from CEQA pursuant to CEQA Guidelines section 15269.

**Public Notification and Outreach**
This item was noticed in accordance with the Ralph M. Brown Act requirements related to special meetings and was posted at least 24 hours prior to the meeting.

**Exhibits**
1. Lifeguard Plan
2. Email from San Diego County MPH Director
3. Draft Parks and Trails Opening Plan
San Diego Regional Aquatic Lifesaving Emergency Response Taskforce
Lifeguard-Driven Regional Plan to Reopen Beaches & Waterways

This plan will outline protocols to be uniformly implemented by coastal agencies in San Diego County when the County Public Health Officer modifies the current restrictions on recreational activities in waterways based on the satisfaction of criteria defined by federal and state guidance.

On April 21, 2020, the San Diego Regional Aquatic Lifesaving Emergency Response Taskforce (SDR ALERT) met to develop a regional plan to reopen beaches and waterways. In attendance were representatives from the following lifeguard and coastal enforcement agencies: Imperial Beach Lifeguards, Coronado Lifeguards, California State Lifeguards, San Diego Harbor Police Department, City of San Diego Fire-Rescue Department's Lifeguard Division, Solana Beach Lifeguards, Encinitas Lifeguards, Carlsbad Fire Department Lifeguards, Oceanside Lifeguards, Camp Pendleton Lifeguards, and United States Coast Guard.

SDR ALERT unanimously voted to recommend and implement the following protocol to be carried out by the following cities and agencies in the County of San Diego (County): City of Carlsbad, City of Chula Vista, City of Coronado, City of Del Mar, City of Imperial Beach, City of National City, City of Oceanside, City of Solana Beach, Port of San Diego, California State Parks, and the California Department of Fish and Wildlife. The document sets forth how best to enable access to public beaches while still maintaining mandated levels of public health and safety. The protocol was established through a comprehensive, lifeguard-driven approach intended to be utilized throughout San Diego's coastal region. It provides a consistent plan to address both local conditions and operational capabilities that will be adopted by Mayors, City Managers, and public officials across San Diego County.

The protocol is consistent with, and does not supersede, the Public Health Orders mandated by the State of California (State) and County of San Diego Health and Human Services Agency. While this protocol sets forth a procedure to reopen beaches and waterways, it should be noted that County Health Officials will determine a date on which to execute this plan to reopen public beaches and waterways using a broad, data-driven approach.

PROTOCOL

1. Pursuant to the County's Public Health Order (Order), each agency that oversee public beaches must include a Social Distancing and Sanitation element in any plan to reopen. They must also provide evidence of its implementation upon demand. The element will list measures necessary to adequately ensure proper social distancing and sanitation at each facility to be opened. If the measures identified and implemented are not effective in maintaining proper social distancing and sanitation, the responsible agency shall promptly modify its Social Distancing and Sanitation element to ensure proper social distancing and sanitation. All public parks and recreation areas, including public beaches, where social distancing requirements cannot be effectively implemented shall be closed to the public.

2. This protocol does not prohibit public employees from engaging in maintenance or safety activities at these facilities.

3. This protocol is subject to change based on pandemic conditions.
4. Beach and Waterway Reopening Phases

a. PHASE I: Limited Public Access Phase – Execution Date TBD

i. Restore lifeguard staffing for observation, education, and rescues in anticipation of reopening.

ii. Open beaches and bay shorelines to walking/running only; no gatherings on the beaches or bay shoreline (to include no stopping, standing, sitting, or lying down).

iii. Open ocean for all recreational uses (boating, fishing, swimming, surfing, paddling, etc.).

iv. Open San Diego Bay and Mission Bay to boating, fishing, and single person paddling use only. Social distancing and face covering recommended on vessels. Parking with a vessel trailer in boat launch lots only. Only open 1/3 of the parking at South Shores, De Anza, and Dana landing.

v. Fiesta Island to remain closed.

vi. Piers and boardwalks to remain closed.

vii. Coastal parking lots to remain closed. If necessary, use coastal street parking closures to assist with limiting crowds.

viii. Beach accesses and stairways that cannot be transited while maintaining social distance will be controlled or closed.

ix. Face covering is recommended when reasonable.

x. When using the beach, please swim near a lifeguard.

b. Phase II: Responsible Public Use Phase – Execution Date TBD

i. Allow activities in compliance with federal, state, and local distancing orders.

ii. Open San Diego Bay and Mission Bay to all water uses (fishing, swimming, paddling, etc.).

iii. Open Fiesta Island.

iv. Open piers and boardwalks.

v. Open coastal parking lots.
City and County Managers,

The County of San Diego will be amending our order to remove the restrictions on swimming, surfing, paddle boarding, and kayaking in the ocean effective midnight Sunday. The Order implements the phase I plan prepared and unanimously approved by the Coastal cities with the exception of recreational boating. All other restrictions including no parking and limiting beach activity to walking and running will remain. It is up to each city to determine whether to open their beaches. State beaches are currently closed but that could change so please check with the State.

Whenever possible I have attempted to alert you regarding any new public health orders, especially prior to any public announcements. This was breaking news and was just announced at the press conference prior to me being able to update you all. I apologize for the late notice.

Also, I do want to alert you that it is probable that there will be further loosening of restrictions regarding beaches and parks (including lakes), and reopening of golf courses with proper safety measures on May 1. Forms to be completed by each operator will be available on San Diego County’s website later this evening. Click on Coronavirus disease. Once completed, they should be filed with the county by April 28. Please contact me if you have further questions.

Barbara

Barbara Jiménez, MPH, Director
Central & South Regions
Cities & Government Sector
Reservations, Tribal Nations & Casinos Sector
Binational Sector
County of San Diego | Health & Human Services Agency
O: 619-338-2722 C: 619-208-2375

For local information and daily updates on COVID-19, please visit www.coronavirus-sd.com. To receive updates via text, send COSD COVID19 to 468-311.
Should City Council desire to open Parks and Trails, staff’s recommendation is as follows:

**Parks**

Open all city owned, managed parks as follows:

- Only open passive park areas (restrooms to remain open)
  - ball fields, basketball courts, community centers, tennis and pickle ball courts, dog parks, skate parks, or any other similar areas where meeting physical distancing requirements is more difficult will remain closed
    - play equipment will remain closed
    - no organized team sports or activities
    - parking lots to remain closed
- Face coverings are mandatory
- 6 foot physical distancing is mandatory
- gatherings limited to only household units
- Rules will be posted at all parks
- Park employees, Police Department (officers and Rangers) will ensure compliance

**Trails**

Open all city owned, managed trails (to include lower seawall) as follows:

- Face coverings are mandatory
- 6 foot physical distancing is mandatory
- Rules will be posted at trail heads
- Park employees, Police Department (officers and Rangers) will ensure compliance